

HILLTOPS COUNCIL ORDINARY MEETING MINUTES

25 July 2018, commencing at 5.31 PM

Held in the Hilltops Council, Young Chamber, 189 Boorowa Street, Young

ATTENDANCE

Mayor Cr Brian Ingram

COUNCILLORS

Gregory Armstrong
Tony Flanery
John Horton
Christopher Manchester
Rita O'Connor
Margaret Roles
Matthew Stadtmiller
Wendy Tuckerman
John Walker
Antony Wallace

STAFF

D Aber	Acting General Manager
L Furness	Executive Director Corporate and Community
S Langman	Director Sustainable Growth
K Fox	Acting Director Infrastructure Services

APOLOGIES

Nil

PUBLIC FORUM

- 18/142 - Clarification of Road Name – "Jim" Anderson Avenue, Young
Penny Simpson
- 18/145 - Planning Proposal - 8 Wombat Street Young – Review of
Submissions – Brian Tredinnick

SYMPATHY EXPRESSIONS

18/190 RESOLVED:

That Council staff and members of the public be upstanding for a minute silence to express our sympathy on the passing of,

**Joan Spring; Beryl Tate; Brian Foley; Lois Robinson; Maureen Court;
Lillian Reeves; Ann Carmody; James Thompson; Wendy Powzyk; John Ryan;
Corrie Wall; Clarence Powell; Patricia Jennings; Noelene White; Ronald Byrne;
Deborah Young; John Carmody; Deane Bowring; Merle Thompson;
Kathleen Glover**

Moved: Mayor Ingram

Acting General Manager

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CONFIRMATION OF MINUTES

18/191 RESOLVED:

That the minutes of the Ordinary Meeting of Council held on 27 June 2018, be confirmed as a true and accurate record.

Councillors: Walker/Flanery

DECLARATIONS OF INTEREST - CONFLICT OF INTEREST

- Cr Brian Ingram - Non-Pecuniary Interest – 18/159 – Code of Conduct Complaint January 2018

Option F – make a declaration, do not participate in the debate, leave the Chamber upon making the declaration, and not return until the matter is resolved.

- Cr Wendy Tuckerman - Non-Pecuniary Interest – 18/159 – Code of Conduct Complaint January 2018

Option F – make a declaration, do not participate in the debate, leave the Chamber upon making the declaration, and not return until the matter is resolved.

- Cr Antony Wallace - Non-Pecuniary Interest – 18/147 – Grazing of Stock on Council Public Roads (Rural Network)

Option F – make a declaration, do not participate in the debate, leave the Chamber upon making the declaration, and not return until the matter is resolved.

- Cr Tony Flanery - Non-Pecuniary Interest – 18/147 – Grazing of Stock on Council Public Roads (Rural Network)

Option A – make a declaration, stay in the Chamber, participate in the debate and vote.

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MAYORAL REPORT

- 28 June CBRJO - Canberra
- 29 June CBRJO – Queanbeyan
- 30 June Lions Changeover Dinner
- 1 July Welcome New Rector, St Johns Church
- 2 July Opening of Young Safe Assessment Room at Young Hospital
- 9 July Windfarm Meeting – Harden
- 10 July Meeting with Labour candidate for Goulburn
Meeting with business owners
- 17 July Meeting re: Heads of Agreement Library Steering Committee Meeting
- 18 July Attend announcement of additional Transition Funds as well as \$3.1 million in extra project funding
Meeting with SINSW Consultant
Jugiong Village Workshop
- 19 July Meeting with Member for Cootamundra – Steph Cooke MP
- 20 July Meeting with Mark Anderson and Selection Committee
Meeting with business owners
- 21 July Meeting with Community Group
- 23 July Attend opening of passing lanes on Lachlan Valley Way
- 24 July Meeting with business owner
Meeting with Regional Incubator Facilitator
Meeting with Harden Golf Club
- 25 July Hilltops Council Ordinary Meeting - Young

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COUNCILLOR REPORT'S

ANTONY WALLACE

25 July Hilltops Council Ordinary Meeting - Young

MARGARET ROLES

Meetings as minuted

Windfarm Meeting

Cultural Meeting

Jugiong Village Workshop

Hilltops Incubator Hub

Harden Country Club presentation

25 July Hilltops Council Ordinary Meeting - Young

MATTHEW STADTMILLER

Meetings as minuted

Harden Country Club presentation

Constituent matters regarding, Galong Home, Winton Lane, Allsopp Street Harden, Swift Street watermain replacement – Council needs to remediate area.

Constituent meeting regarding possible future development - Currawong

25 July Hilltops Council Ordinary Meeting – Young

GREGORY ARMSTRONG

Meetings as minuted

Jugiong Community Meeting

Library Steering Committee Meeting

Kruger Trust

Harden Country Club presentation

Constituent interviews

25 July Hilltops Council Ordinary Meeting – Young

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JOHN HORTON

- July 3 x Rotary Meetings
- 5 July Galong PGA Meeting to Elect Office Bearers
- 9 July Harden – Meeting one on one with Mayor
- 13 July Meeting with Mr Peter Blackney, the Post Master, regarding unsafe building and pigeon mess - Harden
- 17 July Cultural Education Precinct Steering Committee, meeting Young
- 18 July Jugiong Advancement Group (JAG) and Community Workshop
- 19 July 2nd meeting and building inspections with Peter Blackney – Harden, safety concerns
- Murrumburrah Local Health Advisory Committee
Murrumburrah-Harden Hospital
- 20 July Review meeting of Expression of Interest for the General Manager position – Young
- 24 July Meeting with concerned farmers at Galong regarding proposed Sibelco trucks travelling Galong Road
- Harden Hilltop Council Office – meeting of community to be updated on proposed new Golf/Sports Club
- 25 July Hilltops LEP Committee meeting – Young
- Hilltops Council Ordinary Meeting - Young

TONY FLANERY

Meetings as minuted

- Galong – barb wire fencing issue and Galong Hall water damage
- 25 July Hilltops Council Ordinary Meeting - Young

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JOHN WALKER

Meetings as minuted

25 July Hilltops Council Ordinary Meeting - Young

CHRISTOPHER MANCHESTER

Meetings as minuted

Prime News Interview – St Lawrence Home – Galong

General Manager Recruitment short listing meeting

25 July Hilltops Council Ordinary Meeting - Young

RITA O'CONNOR

Meetings as minuted

9 July Organised meeting with Steph Cooke and Councillors for opponents to the 3 wind farms in Hilltops Council area to share their concerns

17 July Hilltops Cultural, Community and Education Precinct – Library Steering Committee meeting

18 July Press Conference at Young Town Hall re Steph Cooke, announcement of Amalgamation funds and extra grants
Jugiong Village Meeting

19 July Local Health Advisory Committee meeting (LHAC)

20 July First cull of CVs for General Manager contract

23 July Harden Visitor Information Centre meeting

24 July Meeting with Board of Harden Country Club to look at plans for new club

25 July Hilltops Council Ordinary Meeting - Young

30 July Interviews for General Manager

Community Recognition Award

Congratulations to Helen and Tony Butler – scoring a 5 on the Scores on Doors Program (5 being the highest score).

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WENDY TUCKERMAN

Meetings as minuted

3 July	Boorowa Showground Users Meeting
9 July	Lifespan Project Community Reference Group Meeting
17 July	Hilltops Library Project Meeting
18 July	Jugiong Village Workshop Cheque Presentation by Salamanda Recycling for Blokes Day
20 July	Meeting with LG solutions re: GM
23 July	Lachlan Valley Way Overtaking Lanes opening by Member for Goulburn
24 July	Lifespan Project Community Reference Group Meeting Regional Tourism Meeting
25 July	Hilltops Council Ordinary Meeting - Young

ACTING GENERAL MANAGER'S REPORT

18/134 – LIVE STREAMING OF COUNCIL MEETINGS

18/192 RESOLVED: That Council;

- 1. Continue the live streaming of Council meetings; and*
- 2. Formally adopt the Live Streaming of Council Meetings Policy.*

Councillors: Walker/Manchester

18/193 RESOLVED:

That standing order of business be suspended to deal with:

- *18/142 – Clarification of Road Name – “Jim” Anderson Avenue, Young*
- *18/145 – Planning Proposal - 8 Wombat Street Young – Review of Submissions*

Councillors: Wallace/Flanery

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18/142 – CLARIFICATION OF ROAD NAME – “JIM” ANDERSON AVENUE, YOUNG

18/194 RESOLVED:

That Council proceed with the renaming of “Anderson Avenue”, to “Jim Anderson Avenue”.

Councillors: Horton/Walker

18/195 RESOLVED:

That Council move into the Committee of the Whole

Councillors: Flanery/Horton

18/196 RESOLVED:

That Council move out of the Committee of the Whole

Councillors: Wallace/O’Connor

18/145 – PLANNING PROPOSAL - 8 WOMBAT STREET YOUNG – REVIEW OF SUBMISSIONS

Motion

That prior to progressing the Planning Proposal the following be provided by the applicant:

1. advise on the consequences of the Planning Proposal on the tenant of 8 Wombat Street Young if the Planning Proposal proceeds, including whether eviction of the tenant will occur or whether other steps are to be taken to ensure long term and suitable accommodation at a rental equivalent is to be arranged;
2. further explanation of the justification for not relocating the premises, including an economic analysis and assessment of the current site and its cost benefit analysis of versus other sites within the context where “Vehicle sales and hire premises” are permissible (e.g. Young LEP 2010, Zones B4, B6, B7 and IN1); and
3. That a draft site-specific Development Control Plan (DCP) to manage potential impacts of the vehicle sales or hire premises and carpark for review by Council.

Councillors: Wallace/Manchester

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Amendment

That a draft site-specific Development Control Plan (DCP) to manage potential impacts of the vehicle sales or hire premises and carpark for review by Council.

Councillors: Flanery/Armstrong

Amendment put and carried

18/197 RESOLVED:

That a draft site-specific Development Control Plan (DCP) to manage potential impacts of the vehicle sales or hire premises and carpark for review by Council.

Councillors: Flanery/Armstrong

For: Councillors: Ingram; Armstrong; Flanery; Horton; Manchester; O'Connor; Stadtmiller; Tuckerman; Walker;

Against Councillors: Wallace; Roles

Absent: Nil

18/198 RESOLVED:

That the meeting resume standing orders as listed in the agenda.

Moved: Mayor Ingram

18/199 RESOLVED:

That Item 18/135 – Heads of Agreement for the new Library and Community Facility be discussed in Closed Council

Councillors: Armstrong/Stadtmiller

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18/136 – ESTABLISHMENT OF COMMUNITY WORKING GROUPS FOR BURRANGONG CREEK AND BLACKGUARD GULLY PROJECTS

18/200 RESOLVED: That Council;

- 1. Establish a small working group of community members (maximum 3 people) for both the Burrangong Creek and Blackguard Gully projects;*
- 2. provide a nomination period for 3 weeks to be open from 26 July 2018 to 16 August 2018; and*
- 3. should more than 3 expressions of interest be received for each project working group Council will make a determination to either expand the working group size or Councillors will select the nominees.*

Councillors: Flanery/Horton

18/137 – BILL O'REILLY MEMORIAL - MURRINGO

18/201 RESOLVED:

That Council; note the report and refer the information to the Murringo Sportsground Trust.

Councillors: Armstrong/Flanery

18/138 – SECTION 355 COMMITTEE UPDATE

Motion

That Council;

1. Note the resignation of Len Dopson from the Galong Progress Association Section 355 Committee;
2. Endorse the nomination of Suzie MacDougall to the Galong Progress Association Section 355 Committee; and
3. Endorse the Nomination of Judith Pugh and Marg Abbey to the Hilltops Regional Arts and Culture Committee Section 355 Committee.

Councillors: Manchester/Tuckerman

Amendment

That Council defer item 18/138 – Section 355 Committee, to August 2018, meeting of Council.

Councillors: Armstrong/Horton

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Amendment - put and carried

18/202 RESOLVED:

That Council defer item 18/138 – Section 355 Committee, to August 2018, meeting of Council.

Councillors: Armstrong/Horton

18/139 – VISIT TO COUNCIL FROM YOUNG HIGH SCHOOL YEAR 7 AND 8 LINKS TO LEARNING CLASS

18/203 RESOLVED: *That Council;*

- 1. Note the report and thank the Year 7/8 Links to Learning Class at Young High School for their ideas; and*
- 2. Boorowa Central School, Murrumburrah High School and Hennessy Catholic College be given an opportunity to visit Council in a similar manner.*

Councillors: Stadtmiller/Roles

18/140 – CASH AND INVESTMENTS AS AT 30 JUNE 2018

18/204 RESOLVED:

That the Statement of cash and investments as at 30 June 2018, be received.

Councillors: Horton/O'Connor

18/141 – DRAFT VOLUNTARY PLANNING AGREEMENT – BANGO WIND FARM

18/205 RESOLVED:

That Council; authorise the General Manager and Mayor to sign the voluntary planning agreement on behalf of Hilltops Council.

Councillors: Tuckerman/Flanery

18/206 RESOLVED:

That item 18/143 Variation to Development Standards – Lot 340 Wombat Road and Item 18/144 – Variation to Development Standards – Lot 337 Wombat Road, be dealt with together.

Councillors: Flanery/Ingram

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18/143 – VARIATION TO DEVELOPMENT STANDARDS – LOT 340 WOMBAT ROAD
18/144 – VARIATION TO DEVELOPMENT STANDARDS – LOT 337 WOMBAT ROAD

18/207 RESOLVED:

That item 18/143 Variation to Development Standards – Lot 340 Wombat Road and Item 18/144 18/144 – Variation to Development Standards – Lot 337 Wombat Road, be deferred to August 2018, meeting of Council for clarification of driveways and site distances.

Councillors: Manchester/Horton

18/146 – DEVELOPMENT APPLICATION STATISTICS FOR JUNE 2018

18/208 RESOLVED:

That Council receive and note the status and processing times for development applications, as at 30 June 2018.

Councillors: Horton/O'Connor

Cr Wallace leaves the room at 6.40pm

18/209 RESOLVED:

That Council move into the committee of the whole

Councillors: Wallace/Flanery

18/210 RESOLVED:

That Council move out of the committee of the whole

Councillors: Manchester/O'Connor

18/147 – GRAZING OF STOCK ON COUNCIL PUBLIC ROADS (RURAL NETWORK)

18/211 RESOLVED:

That Council; continue with the current arrangement to delegate authorization of permits to LLS and prior to the issuing of a permit the LLS to ask Council for any conditions of approval that are to be placed on the permit.

Councillors: Flanery/O'Connor

Cr Wallace returns to room 7.17pm

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18/148 – PLAYGROUNDS UPGRADE UPDATE FOR INFORMATION

18/212 RESOLVED: That Council;

- 1. note the update on the information provided; and*
- 2. Award Tender 375 of 2018 Hilltops Playground Upgrades to Creating Recreation Solutions for the adjusted amount of \$520,000 for the Boorowa Recreation Park and Jugiong Reserve*

Councillors: Manchester/Horton

18/149 – REVIEW OF NEWSON PARK RUDIMENTARY TREE ASSESSMENT REPORT - 2016 & 2017

18/213 RESOLVED: That Council;

- 1. Endorse Options 2 and 3 for completion in 2018 – 19 financial year; and*
- 2. Agree to allow the programmed maintenance, tree removal and replanting to be completed as per Stages 2, 3 & 4.*

Councillors: Horton/Roles

18/150 – TREE REMOVAL BOOROWA LIBRARY

18/214 RESOLVED:

That Council; endorse option 3; being the removal of the e. mannifera and replanting two semi advanced trees.

Councillors: Tuckerman/Armstrong

18/151 – BOOROWA RECREATION PARK - TOILETS

18/215 RESOLVED:

That a path be built off the main path to the new amenities building which will be built on Pudman Street.

Councillors: Tuckerman/O'Connor

18/152 – BOOROWA SHOWGROUND PROJECT - FINANCIAL UPDATE

18/216 RESOLVED:

That the item be deferred to August 2018 meeting of Council

Councillors: Wallace/O'Connor

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18/153 – BOOROWA URBAN GROWTH - DEPOT RELOCATION AND ALTERATIONS

18/217 RESOLVED:

That Council expedite Geotech contamination testing on the site and bring back a report to Council for further consideration.

Councillors: Flanery/Horton

18/154 – HILLTOPS WORKS REPORT

18/218 RESOLVED:

That Council; receive and note the information provided on works completed and works planned.

Councillors: Flanery/Manchester

18/155 - ACTION SUMMARY REPORT

18/219 RESOLVED: That Council;

- 1. note the status of Council resolutions from the Action Plan; and*
- 2. endorse the removal of completed items from the Action Plan.*

Councillors: Horton/Armstrong

CORRESPONDENCE FOR ATTENTION

ACTION

Nil

18/220 RESOLVED:

That the balance of correspondence be noted.

Councillors: Armstrong/Horton

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COUNCIL COMMITTEE REPORTS

18/156 – ENVIRONMENTAL INITIATIVES COMMITTEE REQUEST FOR NATIVE TREE POLICY

Motion

That Council prepare a policy to encourage the planting of native species as street trees and for recommended use by consultants in drafting landscaping plans.

Councillors: Manchester/Horton

Amendment

That Council prepare a policy for the planting of trees including street trees, trees in playgrounds, parks and other public places.

Councillors: Armstrong/Horton

Amendment put and passed

18/221 RESOLVED:

That Council prepare a policy for the planting of trees including street trees, trees in playgrounds, parks and other public places.

Councillors: Armstrong/Horton

18/222 RESOLVED:

That the balance of the committee reports be noted.

Councillors: Tuckerman/Flanery

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CLOSED COUNCIL

18/157 – EXCLUSION OF THE PRESS AND PUBLIC

18/223 RESOLVED:

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

Councillors: Horton/Roles

ITEM 1: PERSONNEL MATTER

This item is classified CONFIDENTIAL under section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (a) personnel matters concerning individuals (other than Councillors)

ITEM 2: CODE OF CONDUCT MATTER

This item is classified CONFIDENTIAL under section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (i) alleged contraventions of any code of conduct requirements applicable under section 440.

Acting General Manager

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18/135 – HEADS OF AGREEMENT FOR THE NEW LIBRARY AND COMMUNITY FACILITY

18/224 RESOLVED:

That the Heads of Agreement not be signed until legal advice on all the clauses contained in the agreement is sought.

Councillors: Flanery/Horton

MAYORAL MINUTE

18/158 – CIRCUMSTANCES SURROUNDING THE ACTING GENERAL MANAGER'S CONTRACT

18/225 RESOLVED:

That Council; Receive and note the report of the Mayor on the circumstances surrounding the Acting General Manager's contract.

Councillors: Horton/Walker

Cr Tuckerman and Cr Ingram leave the room 9.35pm

Cr Wallace takes the Chair

Cr Walker – addresses Council and leaves the room at 9.38pm

18/226 RESOLVED:

That Council move into the committee of the whole

Councillors: Flanery/Manchester

18/227 RESOLVED:

That Council move out of the committee of the whole

Councillors: Horton/Armstrong

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18/159 – CODE OF CONDUCT COMPLAINT JANUARY 2018

18/228 RESOLVED:

- 1. That Cr Walker undertake appropriate training in appropriate communication and dealing with contentious issues within 3 months of the date of the resolution;*
- 2. That Cr Walker be counselled for his conduct within 3 months of the date of the resolution; and*
- 3. That Cr Walker apologise in writing to Cr Tuckerman in terms specified by the Conduct Reviewer within 4 weeks of the date of the resolution.*

Councillors: Flanery/Manchester

Cr Horton asked to be recorded as against the motion.

18/229 RESOLVED:

That Council move out of closed meeting.

Councillors: Armstrong/Horton

Council moved out of Closed Council and the resolutions made in Closed Council were read.

NEXT MEETING

The next ordinary meeting of Council is scheduled to be on Wednesday, 28 August 2018, Boorowa Chambers, commencing at 5.30pm.

TERMINATION

There being no further business the meeting closed 10.05pm.

Acting General Manager

Mayor