



Minutes of the Ordinary Meeting of Council

Thursday 28 September 2023

4.00pm

Council Chambers

209 Comur Street, Yass

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Open Forum

Presentations to Council – Items on the Meeting Agenda

- **6.3 Development Application No DA165253C – Change in Fence Design, 36 Rose Street, Murrumbateman**
Christopher Erskine
- **6.4 Development Application No DA220274 – Landscaping Material Supplies Business – 757 Mulligans Flat Road, Sutton**
John Grbesa
Lisa Dart (via Teams)

Floss Rutter (via Teams)
Josip Jukic (via Teams)

Tony Redman
Tom Simunic (via Teams)
Robert Batkovic (via Teams)
- **6.5 Development Application No DA210165 – Boarding house – 141 Meehan Street, Yass**
John McGrath
- **6.6 Interim Heritage Order – Wee Jasper Fishermen’s Shacks, Swinging Bridge**
Lisa Robinson
Ty Mullens
Adrian King

Council Meeting - The Mayor declared the meeting open at 5.00 pm.

Present

Councillors Allan McGrath, Mayor, in the chair, Jim Abbey, Cecil Burgess, Kristin Butler, Adrian Cameron, Jasmin Jones, Cayla Pothan, Mike Reid and Kim Turner.

Also present were the Chief Executive Officer – Chris Berry, Director Planning & Environment – Julie Rogers, Director Infrastructure & Assets – Nathan Cooke and Corporate Planning & Executive Support Officer – Shirree Garland.

Acknowledgement of Country

1. Prayer

2. Apologies

RESOLVED that apologies be received from Councillor Butler and leave of absence be granted.

(Turner/Pothan) 179

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

3. Declaration of Interest/Disclosures

Councillor Burgess declared a pecuniary conflict of interest in Item 9.5 – Minutes of the Bango Wind Farm Community Enhancement Fund Committee and stated that he believed his interest would preclude him from voting.

Reason: Councillor Burgess declared an interest as he is an adjoining land owner and has received financial gain.

Councillor Cameron declared a non-significant, non-pecuniary conflict of interest in Item 6.5 – Development Application DA210165 – Boarding House – 141 Meehan Street, Yass and stated that he did not believe his interest would preclude him from voting.

Reason: Councillor Cameron declared an interest as he lives close to the site but does not share a property boundary.

4. Confirmation of Minutes

RESOLVED that the minutes of the Ordinary Council Meeting held on 24 August 2023 covered by resolution numbers 159-178, inclusive, copies of which had been circulated to all Councillors, be taken as read and confirmed.

(Burgess/Abbey) 180

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

5. Mayoral Minute

Nil

6. Reports to Council

6.1 ELECTION OF MAYOR AND DEPUTY MAYOR

SUMMARY

To provide the framework for the election of the Mayor and Deputy Mayor.

Election of Mayor

In accordance with the *Local Government (General) Regulation 2005 (Schedule 7)* the Chief Executive Officer as Returning Officer called for nominations for the position of Mayor. He advised that there was one nomination for the position of Mayor, being Councillor McGrath. The Chief Executive Officer called for any further nominations. No further nominations were made.

As there was only one nomination for the role of Mayor, the Chief Executive Officer, as Returning Officer declared Councillor McGrath elected as Mayor for September 2023 to September 2024.

RESOLVED that :

- 1. The method of electing the Deputy Mayor be by Ordinary Ballot with the returning officer declaring the number of votes for each candidate.**
- 2. The Chief Executive Officer proceed with the election of the Deputy Mayor.**

(Turner/Burgess) 181

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

Election of Deputy Mayor

In accordance with the *Local Government (General) Regulation 2005 (Schedule 7)* the Chief Executive Officer as Returning Officer called for nominations for the position of Deputy Mayor. He advised that there were two nominations for the position of Deputy Mayor, being Councillors Pothan and Jones.

Councillors Pothan and Jones addressed the Council.

An election was held by ordinary ballot vote with the following result:

Councillor Pothan – 5
Councillor Jones –3

The Chief Executive Officer, as Returning Officer, declared Councillor Pothan, with an absolute majority of votes, elected as Deputy Mayor for September 2023 to September 2024.

6.2 PROPOSED HUMELINK TRANSMISSION LINE

SUMMARY

To present a report on the proposed HumeLink Transmission Line. The proposal is a State Significant Development and the Independent Planning Commission is the Consent Authority. Key issues for Yass Valley relate to road impacts, landscape and visual impacts, workers' accommodation, community enhancement fund and community engagement.

RECOMMENDATION

That:

- A submission be made to the Department of Planning & Environment on the proposed HumeLink transmission line seeking the inclusion of the following requirements in any approval that may issue:*
 - The proponent to undertake appropriate landscaping to mitigate the landscape impacts in the Murrumbidgee and Black Rind to Yass Landscape Character Areas due to the reduction of vegetation in these landscapes*
 - The proponent to undertake appropriate landscaping to mitigate the visual impacts, both during construction and operation, at the following viewpoints:*
 - South from Cooks Hill Road*
 - South east from Childowla Road*
 - East of Burrinjuck Road*

- *East from the Hume Highway, Yass*
 - *West from Black Range Road*
 - *Specific measures be tailored and installed by the proponent for each of the 15 dwellings in Yass Valley impacted by the transmission line to mitigate visual impacts*
 - *The proponent invest in new accommodation for workers in Yass Valley due to the lack of short term accommodation*
 - *The 21 Local Roads in Yass Valley be upgraded by the proponent where necessary to be fit for purpose to accommodate the additional construction traffic prior to the commencement of the transmission line construction. In addition to the commitment to prepare a dilapidation report on the condition of the road surface, the report is required to include existing structural conditions of the pavement of Local Roads to be used by construction traffic. This shall involve a Geotech investigation at the pre-construction stage. The investigation shall also examine anticipated impacts during the construction phase and recommend mitigation measures that should be included as repair work commitments, in the proposed Traffic and Transport Management Plan (which should be more like a “Construction Traffic Management Plan”.*
 - *The proponent to maintain and repair Local Roads throughout the construction phase to the appropriate Council standard. The Traffic and Transport Management Plan to include a commitment that any damage caused by construction traffic movements during the construction phase shall be progressively repaired at no cost to Council. In addition, at the completion of construction, a joint assessment between Council staff and the contractor of the Local Roads used during construction to be undertaken to assess any damage by construction traffic*
 - *The proponent is required to provide a site map showing locations of proposed construction compounds and their accessways and any carparking areas that might be proposed for employees parking spaces. The proponent shall provide a commitment to remove the compounds and parking areas at the completion of construction and restore the sites to their original conditions*
 - *A Community Enhancement Fund be established by the proponent in accordance with Council’s policy based on an annual contribution, while ever the transmission line is operating, equal to 1% of the capital cost divided by the estimated operational life of 20 years*
2. *The Department of Planning & Environment be advised that:*
- *The length of the public exhibition for a major project has not taken into account the complexity of the project and the extent of the documentation for laypersons impacted by the proposal*
 - *A local forum should be held in Yass to allow local residents to clarify their concerns and seek response from the Department and the proponent*
 - *Any Public Hearing be held in Yass to provide the opportunity for local residents to raise their concerns*

RESOLVED that :

1. A submission be made to the Department of Planning & Environment on the proposed HumeLink transmission line:

- **Opposing the use of above ground transmission lines in favour of undergrounding power lines for the Humelink Project to protect the interests of farmers, landowners, volunteer fire fighting service personnel and the environment; and**
- **Seeking the inclusion of the following requirements in any approval that may issue for above ground transmission lines:**
 - **The proponent to undertake appropriate landscaping to mitigate the landscape impacts in the Murrumbidgee and Black Rand to Yass Landscape Character Areas due to the reduction of vegetation in these landscapes**
 - **The proponent to undertake appropriate landscaping to mitigate the visual impacts, both during construction and operation, at the following viewpoints:**
 - **South from Cooks Hill Road**
 - **South east from Childowla Road**
 - **East of Burrinjuck Road**
 - **East from the Hume Highway, Yass**
 - **West from Black Range Road**
 - **Specific measures be tailored and installed by the proponent for each of the 15 dwellings in Yass Valley impacted by the transmission line to mitigate visual impacts**
 - **The proponent invest in new accommodation for workers in Yass Valley due to the lack of short term accommodation**
 - **The 21 Local Roads in Yass Valley be upgraded by the proponent where necessary to be fit for purpose to accommodate the additional construction traffic prior to the commencement of the transmission line construction. In addition to the commitment to prepare a dilapidation report on the condition of the road surface, the report is required to include existing structural conditions of the pavement of Local Roads to be used by construction traffic. This shall involve a Geotech investigation at the pre-construction stage. The investigation shall also examine anticipated impacts during the construction phase and recommend mitigation measures that should be included as repair work commitments, in the proposed Traffic and Transport Management Plan (which should be more like a “Construction Traffic Management Plan”).**
 - **The proponent to maintain and repair Local Roads throughout the construction phase to the appropriate Council standard. The Traffic and Transport Management Plan to include a commitment that any damage caused by construction traffic movements during the construction phase shall be progressively repaired at no cost to Council. In addition, at the completion of construction, a joint assessment between Council staff and the contractor of the Local Roads used during construction to be undertaken to assess any damage by construction traffic**
 - **The proponent is required to provide a site map showing locations of proposed construction compounds and their accessways and any carparking areas that might be proposed for employees parking spaces. The proponent shall provide a commitment to remove the compounds and parking areas at the completion of construction and restore the sites to their original conditions**

- *A Community Enhancement Fund be established by the proponent in accordance with Council's policy based on an annual contribution, while ever the transmission line is operating, equal to 1% of the capital cost divided by the estimated operational life of 20 years*

2. The Department of Planning & Environment be advised that:

- *The length of the public exhibition for a major project has not taken into account the complexity of the project and the extent of the documentation for laypersons impacted by the proposal*
- *A local forum should be held in Yass to allow local residents to clarify their concerns and seek response from the Department and the proponent*
- *Any Public Hearing be held in Yass to provide the opportunity for local residents to raise their concerns*

3. Council meet with neighbouring Councils to investigate forming a coalition to continue to fight for undergrounding HumeLink.

(Jones/Reid) 182

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.3 DEVELOPMENT APPLICATION NO. DA165253C - CHANGE IN FENCE DESIGN, 36 ROSE STREET, MURRUMBATEMAN

SUMMARY

To present the assessment of an application to modify Development Consent DA165253B by changing the design of the front fence at 36 Rose Street, Murrumbateman. The application was exhibited and attracted six submissions comprising four objections and two in support. Approval is recommended.

RECOMMENDATION

That Development Consent DA165253B be modified to permit the construction of a 1500mm high timber fence with white square steel posts.

MOTION

RESOLVED that the application to modify Development Consent DA165253B for the construction of a 1500mm high timber fence with white square steel posts be refused, as the fence does not contribute to the streetscape and residential amenity of the locality.

(Jones/Reid) 183

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.4 DEVELOPMENT APPLICATION NO. DA220274 – LANDSCAPING MATERIAL SUPPLIES BUSINESS - 757 MULLIGANS FLAT ROAD, SUTTON

SUMMARY

To present the assessment of Development Application DA220274 for landscaping material supplies business at 757 Mulligans Flat Road, Sutton. The application attracted seven objections and one submission in support. Relevant planning issues cannot be addressed by conditions. Refusal is recommended.

RESOLVED that Development Application No DA220274 for a landscaping material supplies business at 757 Mulligans Flat Road, Sutton, be refused on the following grounds:

- ***The component of the proposed development involving the rocks (and potentially firewood and recycled concrete) is not appropriately characterised as a 'landscaping material supplies' for the purposes of the Yass Valley Local Environmental Plan 2013, rather it is an innominate land use which is prohibited in the RU1 Primary Production zone, and Development Consent cannot be granted.***
- ***Whilst the component of the proposed development involving the parking and storage of trucks can be characterised as a 'truck depot' for the purposes of the Yass Valley Local Environmental Plan 2013 and is permissible with consent in the RU1 Primary Production zone, the Development Application as presented intertwines both components to the extent where it is not possible to decouple the component of the truck depot and complete a full assessment in accordance with the requirements of s4.15 Environmental Planning & Assessment Act 1979.***

(Jones/Reid) 184

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.5 DEVELOPMENT APPLICATION NO. DA210165 - BOARDING HOUSE - 141 MEEHAN STREET, YASS

SUMMARY

To present the assessment of Development Application No DA210165 which seeks consent for a boarding house development at 141 Meehan Street, Yass. The application was notified on two separate occasions and attracted a total of 25 objections. Refusal is recommended.

RESOLVED that Development Application No DA210165 for alterations and additions to an existing dwelling house to provide for a boarding house with 14 rooms, be refused on the following grounds:

1. ***The proposed development will have an adverse impact on the character of the locality pursuant to clause 30A State Environmental Planning Policy (Affordable Rental Housing) 2009.***
2. ***The proposed development will result in adverse impacts on the significance of the heritage conservation area.***
3. ***The proposed development will result in adverse traffic impacts with regard to car parking requirements and access from the site.***

4. *The proposed development will result in adverse visual and privacy impacts on adjoining residential development.*
5. *The proposed development will result in adverse impacts to the surrounding built environment in accordance with s4.15(b) Environmental Planning & Assessment Act 1979.*
6. *The proposed development is not considered to be in the public interest in accordance with s.4.15(e) EP&A Act 1979.*
7. *The Development Application is not in the approved form as required by the Environmental Planning & Assessment Regulation 2021.*

(Turner/Abbey) 185

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.6 INTERIM HERITAGE ORDER - WEE JASPER FISHERMEN'S SHACKS, SWINGING BRIDGE

SUMMARY

Heritage NSW has received a request to make an Interim Heritage Order (IHO) over the 'Wee Jasper Fishermen's Shacks' on land known as the Swinging Bridge Reserve, Nottingham Road, Wee Jasper. Council has been requested by Heritage NSW to provide advice on whether it would consider listing the item as a local heritage item on the *Yass Valley Local Environmental Plan 2013 (Yass Valley LEP 2013)* as part of their consideration of the IHO. Further investigation of this matter shows that the items are located on Crown land and Council's road reserve. It is recommended that Council provide advice to Heritage NSW that it would consider listing the item on the *Yass Valley LEP 2013*, that Council not make an IHO on the item located within its road reserve and that the proponent for the IHO be advised to prepare an Applicant Initiated Planning Proposal for consideration and assessment by Council.

RESOLVED that :

1. *The NSW Heritage be advised that Council will consider adding Lot 7008 DP96171 as an item of local significance to Schedule 5 of Yass Valley Local Environmental Plan 2013.*
2. *An Interim Heritage Order not be made by Council on the item located in the Nottingham Road road reserve as the item is not being or likely to be harmed.*
3. *The proponent be advised that an Applicant Initiated Planning Proposal is required to progress the assessment of Lot 7008 DP96171 and part of the Nottingham Road road reserve as an item of local significance under Schedule 5 of Yass Valley Local Environmental Plan 2013.*

(Pothan/Burgess) 186

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.7 YASS WATER TREATMENT PLANT UPGRADE PROJECT UPDATE

SUMMARY

The Yass Water Treatment Plant Upgrade Project is an important and challenging project for Council. Bimonthly update reports are a requirement of Council.

RESOLVED that the update report and work completed on the Water Treatment Plant Upgrade Project be noted.

(Reid/Pothan) 187

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.8 YASS SEWAGE TREATMENT PLANT AUGMENTATION PROJECT - CONCEPT DESIGN

SUMMARY

This report informs the funding received from the Safe and Secure Water Program to prepare an options study and concept design for the augmentation of the Yass Sewage Treatment Plant (STP). The augmentation is to cater for the growth of Yass Township and the study has been included in the FY2023/24 Operational Plan.

RESOLVED that the funding by Safe and Secure Water Program (SSWP) to co-finance the preparation of an Options Study and Concept Design for augmentation of the Yass Sewage Treatment Plant be accepted.

(Turner/Pothan) 188

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.9 REVOTES AND CARRY FORWARDS FROM 2022/23 TO 2023/24FY

SUMMARY

This report provides the proposed revotes and project costs to be carried forward 2022/23FY to the current 2023/24FY.

RESOLVED that :

- 1. The budgets detailed in this report as Revotes from 2022/23 to 2023/24FY be revoted.***
- 2. The budgets detailed in this report as Carry Forward funds from 2022/23 to 2023/24FY be noted.***

(Turner/Abbey) 189

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.10 INVESTMENT REPORT - JULY 2023

SUMMARY

In accordance with clause 212 *Local Government (General) Regulation 2005*, this report provides a summary of Council's investments as of 31 July 2023. In accordance with paragraph (1) (b), it can be certified that the investments listed have been made in accordance with the Act, the Regulations and Council's Investment Policy.

RESOLVED that the Investment & Borrowings Report for July 2023 be noted.

(Reid/Turner) 190

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.11 INVESTMENT REPORT - AUGUST 2023

SUMMARY

In accordance with clause 212 *Local Government (General) Regulation 2005*, this report provides a summary of Council's investments as of 31 August 2023. In accordance with paragraph (1) (b), it can be certified that the investments listed have been made in accordance with the Act, the Regulations and Council's Investment Policy.

RESOLVED that the Investment & Borrowings Report for August 2023 be noted.

(Turner/Reid) 191

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.12 FINANCIAL ASSISTANCE REQUEST

SUMMARY

Council has received a request from the Berinba School Spectacular Choir for financial assistance with their upcoming trip to the Schools Spectacular in Sydney in November 2023.

RESOLVED that the request for financial assistance for the Berinba School Schools Spectacular Choir with \$3,500 from General Funds, for participation in the Schools Spectacular in Sydney in November 2023, be supported.

(Pothan/Reid) 192

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.13 GRANTS UPDATE: APRIL TO AUGUST 2023

SUMMARY

In line with Council's Community Strategic Plan and Delivery Program, Council staff continually source grant funding to assist council, community groups, and local businesses. This report outlines grant applications covering the period April to August 2023.

RESOLVED that the report on Community Grants be noted.

(Pothan/Jones) 193

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.14 DISCLOSURES BY DESIGNATED PERSONS

SUMMARY

To comply with s440AAB *Local Government Act 1993*, a register and tabling of returns must be maintained.

RESOLVED that the Register of Disclosures by Designated Persons Return 2022-23, as tabled be noted.

(Abbey/Turner) 194

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.15 TENDER EVALUATION REPORT - SUTTON ROAD REHABILITATION SEG 35, STAGES 1 & 2 - YVC.IA.30.2023

SUMMARY

This report provides advice and recommendations on the submission of tenders for the Sutton Road Rehabilitation Seg 35, Stages 1 & 2, Contract YVC.IA.30.2023.

RESOLVED that this item be classified CONFIDENTIAL in accordance with Section 10A(2)(di) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied.

(Turner/Abbey) 195

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

6.16 TENDER EVALUATION REPORT - CONTRACTOR PROCUREMENT YASS CIVIC & CRAGO MILL CULTURAL PRECINCT - YVC.IA.22.2023

SUMMARY

This report provides advice and recommendations on the submission of tenders for Contractor Procurement to finalise the design and construction of the Crago Mill Precinct.

RESOLVED that this item be classified CONFIDENTIAL in accordance with Section 10A(2)(c, di and dii) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business, commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the Council.

(Turner/Abbey) 196

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

7. Notice of Motion

Nil

8. Questions with Notice

8.1 QUESTION WITH NOTICE - OPEN SPACE COMMITTEE

Councillor Adrian Cameron submitted the following Question with Notice:

How many times has the Open Space Committee met in 2023, and are more meetings planned and when is the final report expected to be presented to Yass Valley Council?

Note: Response provided in the [Business Papers](#).

8.2 QUESTION WITH NOTICE - ROOF REPAIRS YASS SOLDIERS MEMORIAL HALL

Councillor Adrian Cameron submitted the following Question with Notice:

Have the roof repairs on the Yass Soldiers' Memorial Hall been completed on budget, and what if any repairs are currently underway on this Hall, and what are the planned completion dates for each of these?

Note: Response provided in the [Business Papers](#).

8.3 QUESTION WITH NOTICE - ENVIRONMENTAL UPGRADE FINANCING

Question

Councillor Adrian Cameron submitted the following Question with Notice:

What action does Council propose to give effect to its September 2021 Council Resolution on Environmental Upgrade Financing? How will it promote and encourage participation in this by local businesses in the Yass Valley?

Note: Response provided in the [Business Papers](#).

MOTION

RESOLVED that Council does not proceed with the environmental upgrade financing system option due to the challenges of implementation.

(Jones/Pothan) 197

FOR: Councillors J Abbey, C Burgess, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Councillor A Cameron

8.4 QUESTION WITH NOTICE - DIRTY WATER

Question

Councillor Cayla Pothan submitted the following Question with Notice:

Why are some people getting really dirty water in town and some aren't? Can we please have an update on the water improvement timeline and what we can do as a council to help it move forward.

Note: Response provided in the [Business Papers](#).

9. Minutes and Recommendations of Council Committees

9.1 MINUTES OF THE CRJO AUDIT, RISK & IMPROVEMENT COMMITTEE HELD ON 7 JUNE 2023

RESOLVED that the minutes of the CRJO Audit, Risk & Improvement Committee meeting held on 7 June 2023 be noted.

(Reid/Pothan) 198

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

9.2 MINUTES OF THE ECONOMIC DEVELOPMENT ADVISORY COMMITTEE HELD ON 29 AUGUST 2023

RESOLVED that the minutes of the Economic Development Advisory Committee meeting held on 29 August 2023 and adopt the following recommendations:

Item 5.1 Priority Setting for the Economic Development Committee

That Council note the following prioritised list of actions agreed upon by the Economic Development Committee members:

- **Infrastructure to maintain population in Yass, such as secondary source of water for Yass Valley for future security**
- **Economic Development Strategy (included as part of Regional EDS)**
- **Ngunnawal Heritage Centre (dynamic and living way)**
- **Affordable housing**
- **Hawthorn development**
- **Barton Highway**
- **Murrumbateman: Crown Land (school site); Satellite Visitor Centre, etc.**
- **Yass main street activation**
- **Trail developments: arts, food & wine, etc.**
- **Industrial Land opportunities**

(Jones/Reid) 199

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

9.3 MINUTES OF THE YOUTH COUNCIL MEETING HELD ON 11 SEPTEMBER 2023

RESOLVED that the minutes of the Youth Council meeting held on 11 September 2023 be noted and the following recommendation adopted:

Item 5.4 Youth Council Activities for the Next 12 Months

That the Youth Council work with Council staff to investigate the following activities (as either permanent or one off activities): ice skating; tennis event; Chess boards in the Parks; Croquet course for youth; Pickle Ball; Science competition; power cart racing; and softball field (requested from youth members of the public).

(Pothan/Abbey) 200

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

9.4 MEETING NOTES OF THE YASS SOLDIERS MEMORIAL HALL ADVISORY COMMITTEE HELD ON 14 SEPTEMBER 2023

RESOLVED that the meeting notes of the Yass Soldiers Memorial Hall Advisory Committee meeting held on 14 September 2023 be noted.

(Turner/Pothan) 201

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

At 06:09 pm Councillor Burgess left the Chambers.

9.5 MINUTES OF THE BANGO WIND FARM COMMUNITY ENHANCEMENT FUND COMMITTEE HELD ON 14 SEPTEMBER 2023

RESOLVED that the minutes of the Bango Wind Farm Community Enhancement Fund Committee meeting held on 14 September 2023 be noted.

(Abbey/Pothan) 202

FOR: Councillors J Abbey, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

At 06:10 pm Councillor Burgess returned to the Chambers.

10. Confidential Matters

RESOLVED that pursuant to Section 10A of the Local Government Act, 1993 the following items on the agenda be classified as CONFIDENTIAL and considered in the Closed Meeting of Council in accordance with Section 10A(2) of the Local Government Act for the reasons as specified:

10.1 Tender Evaluation Report - Sutton Road Rehabilitation Segment 35, Stages 1 & 2 - YVC.IA.30.2023

Item 10.1 is confidential in accordance with section s10(A)(2)(di) of the Local Government Act because it contains commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

10.2 Tender Evaluation Report - Contractor Procurement Yass Civic & Crago Mill Precinct Development - YVC.IA.22.2023

Item 10.2 is confidential in accordance with section s10(A)(2)(c) of the Local Government Act because it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business, section s10(A)(2)(di) of the Local Government Act because it contains commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it and section s10(A)(2)(dii) of the Local Government Act because it contains commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the council and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

(Turner/Abbey) 203

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

Closed Council commenced at 6.10 pm.

RESOLVED that the meeting move into Open Council.

(Abbey/Reid) 204

Open Council resumed at 6.21 pm.

RESOLVED that the recommendations in Closed Council be adopted.

(Pothan/Jones) 205

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

10.1 TENDER EVALUATION REPORT - SUTTON ROAD REHABILITATION SEGMENT 35, STAGES 1 & 2 - YVC.IA.30.2023

SUMMARY

This report provides advice and recommendations on the submission of tenders for the Sutton Road Rehabilitation Seg 35, Stages 1 & 2, Contract YVC.IA.30.2023.

RESOLVED that the tender submitted by Lentro Earthworks Pty Ltd under the Contract YVC.IA.30.2023 for the Sutton Road Rehabilitation Segment 35, Stages 1 & 2, be accepted for a total cost of \$1,021,261.90

(Jones/Burgess) 206

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

10.2 TENDER EVALUATION REPORT - CONTRACTOR PROCUREMENT YASS CIVIC & CRAGO MILL PRECINCT DEVELOPMENT - YVC.IA.22.2023

SUMMARY

This report provides advice and recommendations on the submission of tenders for Contract Procurement for the Yass Crago Mill Precinct development.

RESOLVED that :

- 1. Both Tenders for the Crago Mill Precinct development be rejected.**
- 2. The Chief Executive Officer and his nominated staff be authorised to enter into negotiations with both tenderers to identify savings in build cost to provide further assurance of capacity for cost increases and price variations within the budgeted price.**
- 3. A further report on the preferred contractor be brought back to Council for determination on the outcome of negotiations. This report to include referee and financial checks on the preferred contractor.**

(Turner/Abbey) 207

Minutes of the Ordinary Meeting of Council held on 28 September 2023

FOR: Councillors J Abbey, C Burgess, A Cameron, J Jones, A McGrath, C Pothan, M Reid and K Turner

AGAINST: Nil

The meeting closed at 6.22 pm.