



Minutes

Ordinary Meeting of Council

10 December 2013

**ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY 10 DECEMBER 2013**

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**MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA**

**ON TUESDAY, 10 DECEMBER 2013
COMMENCING AT IN 4.00PM**

PRESENT: Councillor Lindsay Brown, Mayor (in the Chair)
Councillors Danielle Brice, Neil Burnside, Gabi Harding, Liz Innes, Milton
Leslight, Rob Pollock OAM, Peter Schwarz and Fergus Thomson

Staff: Dr Catherine Dale, General Manager
Mr L Usher, Director, Planning and Sustainability Services
Mr W Sharpe, Director, Infrastructure Services
Mr A O'Reilly, Chief Financial Officer, Business Development
Mrs K Arthur, Divisional Manager Community, Arts and Recreation
Mrs C Hodges, Minute Secretary
Mrs K Green, Minute Secretary

2. WELCOME AND EVACUATION MESSAGE

The Mayor welcomed everyone to the meeting, acknowledged the Traditional Owners of the land and advised of the Evacuation Procedure.

3. APOLOGIES

Nil

4. QUESTIONS FROM PUBLIC GALLERY (AGENDA ITEMS ONLY)

5. DEPUTATIONS FROM PUBLIC GALLERY (AGENDA ITEMS ONLY)

6. PRESENTATIONS

Presentations in Public Forum will be heard at 6.00pm.

7. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

13/244 MOTION Councillor Pollock/Councillor Leslight

THAT the minutes of the Ordinary Meeting held on 26 November 2013 be confirmed.

(The Motion on being put was declared **CARRIED**)

8. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA

Nil

9. REPORTS OF COMMITTEE

Nil

10. NOTICES OF MOTION

NOM13/005 TELECOMMUNICATIONS IN EUROBODALLA

File Ref: E98.2518

13/245 MOTION Councillor Schwarz/Councillor Burnside

THAT Council seek an urgent meeting with Telstra and other Telecommunications providers to make representations to improve the coverage experienced by residents and businesses in Eurobodalla.

(The Motion on being put was declared **CARRIED**)

11. QUESTIONS ON NOTICE

Nil

12. MAYORAL REPORTS

13. GENERAL MANAGER'S REPORTS

GMR13/003 TOURISM ADVISORY COMMITTEE AND BUSINESS ADVISORY COMMITTEE

File Ref: e97.1200; E96.0122

13/246 MOTION Councillor Harding/Councillor Innes

THAT:

1. Council establish a Tourism Advisory Committee and a Business Advisory Committee and adopt the Terms of Reference for both;
2. Rob Pollock be included as a member of the Tourism Advisory Committee and the Business Advisory Committee in an advisory capacity for the first twelve months of both Committees' operation, in recognition of his experience in Regional Development Australia and South Coast Tourism.

(The Motion on being put was declared **CARRIED**)

14. PLANNING AND SUSTAINABILITY REPORTS

PSR13/013 DONATION OF DEVELOPMENT APPLICATION FEES - MORUYA SLSC

File Ref: 89.2332.d

13/247 MOTION Councillor Brice/Councillor Pollock

THAT a donation be made to the Moruya Surf Life Saving Club Inc. to the value of \$921.00, being the assessment fees for the Development Application No. 25/09 and its subsequent Modification, in accordance with Council's Reimbursement – DA fees, Code of Practice.

(The Motion on being put was declared **CARRIED**)

PSR13/015 HERITAGE NOMINATION OF NORFOLK ISLAND PINES IN LONG BEACH & TUROSS HEAD

File Ref: E08.2356

13/248 MOTION Councillor Leslight/Councillor Burnside

THAT the information in the report Heritage Nomination of Norfolk Island Pines at Long Beach and Tuross Head be noted.

AMENDMENT Councillor Brice/Councillor Harding

THAT Council place the Norfolk Pines at Taradore Point, Tuross Head on Council's significant tree register.

(The Amendment on being put was declared **LOST**.)

(The Motion on being put was declared **CARRIED**)

15. INFRASTRUCTURE REPORTS

IR13/009 FUNDING OFFER - FISH CLEANING TABLE UPGRADE

File Ref: E08.2116

13/249 MOTION Councillor Pollock/Councillor Burnside

THAT Council endorse action taken to secure the grant of \$8,000 from the Department of Primary Industries under the Recreational Fishing Trust for the provision of upgrading the surface of the fish cleaning table at Preddy's Wharf, Moruya South Head.

(The Motion on being put was declared **CARRIED**)

**IR13/010 TUROSS HEAD BOAT RAMP INVESTIGATION - OPTIONS ASSESSMENT REPORT -
PUBLIC CONSULTATION**

File Ref: E12.6345

13/250 MOTION Councillor Pollock/Councillor Brice

THAT Council:

1. Retain the existing boat ramp at Tuross Head off Nelson Parade;
2. Undertake channel maintenance at the existing Tuross Head boat ramp prior to Christmas 2013 with funding to be identified from savings as part of the December quarterly review;
3. Undertake channel maintenance at the existing Tuross Head boat ramp on an 'as required basis' and budget to undertake this once per annum;
4. Undertake further discussions with NSW Fisheries and Marine Parks to identify viable sites for the deposition of dredging sands within the Tuross Lake/Ocean system;
5. Retain the long term option to consider constructing an extra boat ramp with associated parking and other facilities on the reserve off Hector McWilliam Drive (opposite Lake Street);
6. Consider an allocation of funding (against other priorities) for the survey investigation and design of a new ramp and associated facilities when determining the budget across the Delivery Program period.

(The Motion on being put was declared **CARRIED**)

IR13/011 TENDERS FOR SEWER RELINING PROGRAM 2013/14 TO 2015/16

File Ref: E11.5217

13/251 MOTION Councillor Pollock/Councillor Burnside

THAT Council accepts the tender submitted by Kembla Watertech P/L, for the 2013/14 to 2015/16 Sewer Relining Contract, subject to satisfactory financial assessment.

(The Motion on being put was declared **CARRIED**)

IR13/012 LOCAL TRAFFIC COMMITTEE MEETING NO. 4 FOR 2013-2014

File Ref: E13.7002

13/252 MOTION Councillor Brice/Councillor Burnside

THAT:

1. The minutes of the Eurobodalla Local Traffic Committee meeting No 4 for 2013-2014 held on 14 November 2013 be received and noted.
2. A bus zone be provided on the northbound side of the Old Princes Highway, Batemans Bay between the driveways of house numbers 18 and 20.
3. A bus zone be provided on the southbound side of the Old Princes Highway, Batemans Bay from the driveway of house number 45 for a distance of 15 metres to the south.
4. The existing No Stopping sign located on the eastern side of Orient Street, Batemans Bay to the south of the intersection with Beach Road be relocated 7.5 metres to the north.
5. The existing No Stopping sign located on the north eastern side of the intersection of Orient Street and Flora Crescent, Batemans Bay be relocated 7.5 metres to the north.
6. Plan number 4261 Set A Sheet 4 showing the proposed signage and line-marking associated with the roundabout at the intersection of the Princes Highway and Bluewater Drive, Narooma be amended to include:
 - a) A street name sign opposite the intersection with Bowen Street.
 - b) Road pavement arrows in Bowen Street to discourage illegal right turn movements.
 - c) A length of TB1 line-marking at the intersection with Bowen Street.
7. Plan 4261 Set E Sheet 5 showing the proposed accessible parking space within the Narooma Leisure Centre car park be approved.
8. A 'Children Crossing' sign (W6-3) with a supplementary 'Play Ground' sign (W8-13) be installed along Sandy Place and Blairs Road, Long Beach on both the eastbound and southbound approaches to the children's playground.

(The Motion on being put was declared **CARRIED**)

**IR13/013 MINUTES OF EXTRAORDINARY MEETING OF EUROBODALLA LOCAL TRAFFIC
COMMITTEE HELD WEDNESDAY 27 NOVEMBER 2013**

File Ref: E13.7002

13/253 MOTION Councillor Brice/Councillor Burnside

THAT:

1. The minutes of the Extraordinary Meeting of the Eurobodalla Local Traffic Committee held via email on 27 November 2013 be received and noted.
2. The following alterations to parking restriction in North Street, Batemans Bay as shown on Council Plan Number 5073, Set B, Sheet 2 be approved:
 - a) The removal of six parking spaces from the vicinity of the Perry and North Streets intersection as an interim measure to improve pedestrian safety and vehicular movement;
 - b) Convert the remaining parking on North Street, west of Perry Street to 30 minute parking.

(The Motion on being put was declared **CARRIED**)

IR13/014 TENDER FOR THE REDEVELOPMENT OF DR MACKAY COMMUNITY CENTRE

File Ref: E11.5303

13/254 MOTION Councillor Pollock/Councillor Harding

THAT:

1. Council accept none of the tenders received for the redevelopment of the Dr Mackay Community Centre (Tender 2013/ISD003), and notify all tenderers.
2. Council review essential requirements of the grant, and program the work into stages to be constructed within the available budget.
3. Council retender stage 1 of the construction program.

(The Motion on being put was declared **CARRIED**)

16. FINANCE AND BUSINESS DEVELOPMENT REPORTS

FBD13/012 LICENCE FOR MARKETS - RIVERSIDE PARK MORUYA

File Ref: E05.9368

13/255 MOTION Councillor Harding/Councillor Schwarz

THAT Council as Trust Manager for Eurobodalla (Central) Reserve Trust consent to the granting of a temporary licence, in accordance with Section 108 of the Crown Lands Act 1989, to Moruya Country Markets Inc. to conduct markets on Crown Reserve R82377 at Riverside Park, Moruya on Tuesday 24 December 2013 with terms and conditions in line with the current licence for markets held by Moruya Markets Inc. except use of the premises to be between 6 am and 1 pm with retail trade restricted to between 8 am and 12 noon.

(The Motion on being put was declared **CARRIED**)

FBD13/013 ROAD WIDENING - PRINCES HIGHWAY, NAROOMA

File Ref: 80.2949.D

13/256 MOTION Councillor Brice/Councillor Burnside

THAT:

1. Application be made to the Minister for Local Government and the Governor to acquire part of Lot 1 Section 17 DP 758754 being part Crown Reserve 63051 for Public Road purposes by compulsory process in accordance with Council's power under Section 177(1) of the Roads Act 1993 and in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991.
2. If consent is granted to acquire part of Lot 1 Section 17 DP 758754 all necessary action be taken to finalise the acquisition in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act.
3. Council as Trust Manager for the Eurobodalla (South) Reserve Trust consent to the compulsory acquisition of part Lot 7011 DP 1055108 and Part Lot 1 Section 17 DP 758754 being part of NATA Reserve for public road widening purposes.

(The Motion on being put was declared **CARRIED**)

FBD13/014 KYLA HALL MANAGEMENT COMMITTEE

File Ref: E80.1673

MOTION Councillor Brice/Councillor Innes

THAT Council:

1. Establish the Kyla Hall Management Committee in accordance with the Terms of Reference attached to report FBD13/014;
2. Appoint Councillors Brice and Pollock to the Kyla Hall Management Committee;
3. Appoint Councillor Brice as Chair of the Committee;
4. Appoint Gary Cooper and Jeff de Jager of Tuross Hall Progress Association as members of the Committee and Lei Parker as alternate member;
5. Invite nominations for the five positions on the Committee designated for members of user groups of the Hall and precinct;
6. Invite nominations for the community member position;
7. Consider nominations for the user group and community member positions at a Council meeting early in 2014.

13/257 AMENDMENT Councillor Leslight/Councillor Schwarz

THAT Council:

1. Establish the Kyla Hall Management Committee in accordance with the Terms of Reference attached to report FBD13/014;
2. Appoint Councillors Brice and Pollock to the Kyla Hall Management Committee;
3. Appoint Councillor Pollock as Chair of the Committee;
4. Appoint Gary Cooper and Jeff de Jager of Tuross Hall Progress Association as members of the Committee and Lei Parker as alternate member;
5. Invite nominations for the five positions on the Committee designated for members of user groups of the Hall and precinct;
6. Invite nominations for the community member position;
7. Consider nominations for the user group and community member positions at a Council meeting early in 2014.

(The Amendment on being put was declared **CARRIED**.)

(The Amendment then became the Motion and on being put was declared **CARRIED**)

FBD13/015 EVENT LICENCE - FRIDAYS ON THE FORESHORE

File Ref: e13.7387

13/258 MOTION Councillor Innes/Councillor Leslight

THAT Council as Trust Manager for Eurobodalla (North) Reserve Trust consent to the granting of a temporary licence, in accordance with Section 108 of the Crown Lands Act 1989, to conduct the Friday on the Foreshore event on Crown Reserve R89579 being the Batemans Bay Foreshore Reserve, to the Batemans Bay Chamber of Commerce commencing 3 January 2014 and terminating 2 January 2015 with terms and conditions including:

1. A licence fee based on Crown Land's minimum licence fee of \$498 per annum (GST not levied on licence fees).
2. The Friday on the Foreshore events are permitted on approved Fridays and must not commence before 3pm and must conclude no later than 10.30pm. Retail trade associated with the ancillary markets must not commence before 5.00pm and must conclude no later than 9pm.
3. Conditions of the Development Consent for Temporary Events – Batemans Bay Foreshore Development Approval.
4. A Waste Management Plan and Traffic Management Plan are to be prepared and approved by Council prior to issue of any licence.
5. In accordance with Council policy the organisers are required to produce evidence of public liability insurance cover in the amount of at least \$20 million.
6. Vehicles are not permitted within the market area during set-up and set-down period of the markets. All vehicles are to remain within the road reserve.
7. Pegs or stakes are not to be used to secure marquee structures. Alternate methods such as sandbags are to be considered.
8. Marquees are to be set facing along pathways to ensure foot traffic is on footpaths.
9. Provide confirmation from the Crime Management Unit that they have been informed of and approved the event.

(The Motion on being put was declared **CARRIED**)

17. COMMUNITY, ARTS AND RECREATION REPORTS

Nil

18. DELEGATE REPORT

DR13/001 2013 LOCAL GOVERNMENT CONFERENCE

File Ref: E91.3255

13/259 MOTION Councillor Harding/Councillor Innes

THAT the report by Councillor Gabi Harding and Mayor Lindsay Brown, delegates to the Local Government NSW Annual Conference, be received and noted.

(The Motion on being put was declared **CARRIED**)

19. Questions/Urgent Business

(Minutes of Questions/Urgent Business are a summary only and do not purport to be a complete transcript of the proceedings.)

QN13/167 LOCAL LAND SERVICES

E13.7041; E12.6368

Councillor Fergus Thomson asked if Councillors were aware that under the newly structured Local Land Services, there has been a report from IPART which has ramifications for local government. The new rating structure means all land, including open space, sports grounds etc, becomes rateable. For those lands that are less than 2ha, the local government authority will become the collection agency for these rates. Local government will be blamed for imposing rates, even though it is only the collection service for the State government.

The Mayor advised that he will be meeting Minister Katrina Hodgkinson as part of a SEROC function on Thursday, and that he will raise this matter with her.

18. Questions/Urgent Business (contd)

(Minutes of Questions/Urgent Business are a summary only and do not purport to be a complete transcript of the proceedings.)

QN13/168 RATE PEGGING

E13.7041; E12.6368

Councillor Fergus Thomson advised that IPART had advised that rate pegging for this year will be 2.3%. He believes that all councils in NSW should be urged to apply for rate variations as he does not believe any council can manage with a 2.3% increase which is below the CPI and would not cover wage increases or the purchase cost of materials to maintain infrastructure. We are going backwards year after year. Is this Council going to respond to the IPART decision to demonstrate our concern at the impact on our community?

The Mayor said that Council should receive a briefing on the IPART decision. He will also take the issue up with the Country Mayors' Association.

18. Questions/Urgent Business (contd)

(Minutes of Questions/Urgent Business are a summary only and do not purport to be a complete transcript of the proceedings.)

QN13/169 COMMERCIAL FISHING IN COILA LAKE

E13.7041; E00.4861

Councillor Danielle Brice expressed concern at commercial fishing in Coila Lake and asked that Council arrange a meeting to discuss this matter.

13/260 MOTION Councillor Brice/Councillor Pollock

THAT Council facilitate a meeting between local Tuross Head residents, Tuross Head Progress Association, Tuross Lakes Preservation Group, Tuross Business Owners Association, Tuross Head Fishing Club and other interested parties, inviting the Minister for Primary Industries, or delegate, and the Hon Andrew Constance MP in relation to the commercial fishing in Coila Lake, Tuross Head.

(The Motion on being put was declared **CARRIED**)

18. Questions/Urgent Business (contd)

(Minutes of Questions/Urgent Business are a summary only and do not purport to be a complete transcript of the proceedings.)

QN13/170 PUBLICATION OF AMOUNT FOR SUCCESSFUL TENDERS E13.7041; E99.3701

Councillor Neil Burnside asked if Council could publish the amount of successful tenders. This would be an advantage to the community and ensure transparency in the tendering process. He was not suggesting that any other tendered amounts be shown.

Director of Infrastructure Services said there would be no problem in showing the successful tender amount. There was a report today which said that no tender should be accepted. In such cases, amounts cannot be shown.

18. Questions/Urgent Business (contd)

(Minutes of Questions/Urgent Business are a summary only and do not purport to be a complete transcript of the proceedings.)

QN13/171 RURAL LANDS STRATEGY COMMITTEE - CHAIR

E13.7041; E12.6254

Councillor Liz Innes requested a report on amending the terms of reference for the Rural Lands Strategy Committee to allow for an alternate chair in the event of the Chairman not being available.

13/261 MOTION Councillor Innes/Councillor Leslight

THAT Council staff prepare a report to amend the Terms of Reference for the Rural Lands Steering Committee to allow for an alternate chair in the event that the current chairperson is unavailable.

(The Motion on being put was declared **CARRIED**)

18. Questions/Urgent Business (contd)

(Minutes of Questions/Urgent Business are a summary only and do not purport to be a complete transcript of the proceedings.)

QN13/172 INVITATION TO ADDRESS COUNCIL

E13.7041; E09.3154

Councillor Liz Innes asked that Mr Brian Hughes of the CMA be invited to address Council on his report "Plastic, Not So Fantastic", which he presented at the recent Coastal Conference. She believes that this is a very worthwhile program and Council should consider implementing it in this Shire to reduce the amount of plastic that is going to landfill and even into our oceans.

13/262 MOTION Councillor Innes/Councillor Leslight

THAT Mr Brian Hughes of CMA be invited to address Council on his paper, "Plastic, Not So Fantastic" with a view to implementing the program in the Eurobodalla Shire.

(The Motion on being put was declared **CARRIED**)

18. Questions/Urgent Business (contd)

(Minutes of Questions/Urgent Business are a summary only and do not purport to be a complete transcript of the proceedings.)

QN13/173 CONTINUOUS IMPROVEMENT PROGRAM

E13.7041; E09.3334

Councillor Peter Schwarz asked what is the current status of the Council CIP is and who is responsible for its management.

The General Manager advised that the Continuous Improvement Program is holistically throughout the Council. There are a number of programs with working parties looking at various Council functions. In addition there is also the review of all our services. Ultimately the General Manager is responsible for the Continuous Improvement Program. Outcomes have been reported to Council including through the budget process. This is an on-going process and will be reported back to Council in stages. The General Manager will brief Council in the new year on the current status of the projects.

18. Questions/Urgent Business (contd)

(Minutes of Questions/Urgent Business are a summary only and do not purport to be a complete transcript of the proceedings.)

QN13/174 KANGAROOS

E13.77041; E00.4596; E04.8071

Councillor Peter Schwarz said a few weeks ago, Council wrote to the National Parks and Wildlife Service regarding the explosion in the number of kangaroos, specifically in the Bingie area. Their response did not answer Council's query, putting the onus back on private landowners and was unacceptable. He asked that Council invite NPWS to address Council on the issue as the kangaroos are in plague numbers and causing damage to fencing, pastures and domestic lawns, gardens and also creating a traffic hazard.

Director of Planning and Sustainability Services advised that Council could invite National Parks to address Council on this issue.

Mayor said that when he, the General Manager, Councillor Innes and Director of Planning and Sustainability Services met with officers of OEHL in Sydney, they invited Mr Terry Bailey, who is a senior officer in NPWS, to meet with Council on the issues raised at that time. This issue could be tied in with the earlier invitation.

18. Questions/Urgent Business (contd)

(Minutes of Questions/Urgent Business are a summary only and do not purport to be a complete transcript of the proceedings.)

QN13/175 SPINE ROAD

E13.7041; 04.8820

Councillor Milton Leslight asked, in relation to the Spine Road off George Bass Drive, when will the latest section be open? If it is completed, was it completed on time and on budget? When is the next section going to be commenced and completed? Is it the Mayor's intention to approach the Minister for Roads to try to alleviate or remove the issue with the final section of the road to enable access on to the Highway?

Director Infrastructure Services advised the current road works are nearing completion and will be open before Christmas through to the first junction. There is still some clearing to be done beyond that and he would recommend that this be done to take advantage of the current approvals and in so doing, complete a firebreak for that section of Batemans Bay. Much of the area has been cleared by logging in the past.

The project is on budget for the funding this year. In the longer term, the key issue is the access to the Princes Highway. The current proposed access point is where the existing road comes out on to the Highway, which is at a problematic location and will require the approval of the RMS. SEATS Inc will continue to lobby on Council's behalf for additional work to be done on the Princes Highway. At the last SEATS meeting Cllr Burnside and the Director raised this issue with the RMS senior officer present, stating that Council is very keen to proceed with the Spine Road link through to the Highway and therefore requesting that the south Batemans Bay highway realignment be placed back on the RMS agenda.

Mayor advised he will raise this with the Minister for Roads, the Hon Duncan Gay MP, and will also speak to the Hon Andrew Constance MP at the next opportunity. We are currently waiting on a meeting with Mr Constance to brief him on the Kings Highway and other local road issues.

Councillor Leslight asked when was the road originally planned to be finished?

Director Infrastructure Services took the question on notice. The project has always been dependent on funding and a resolution to the junction with the Princes Highway. Until that issue is resolved the project cannot proceed to completion.

18. Questions/Urgent Business (contd)

(Minutes of Questions/Urgent Business are a summary only and do not purport to be a complete transcript of the proceedings.)

QN13/176 RECREATION FISHING TRUST - POTATO POINT E13.7041; E08.2116; E08.2252

Councillor Rob Pollock said that some time ago Potato Point residents had written to Council regarding the Recreation Fishing Trust and access issues. Where is that currently up to?

Director Infrastructure Services advised he would provide an update to Council in the new year.

ADJOURNMENT

13/263 MOTION Councillor Pollock/Councillor Schwarz

THAT the Ordinary Council Meeting be adjourned.

(The Motion on being put was declared **CARRIED**)

At 5.15pm the Mayor adjourned the Ordinary meeting of Council.

At 6.00pm the Mayor reconvened the Ordinary meeting of Council.

Mr W Sharpe, Director of Infrastructure Services, did not return to the meeting when it reconvened.

19. QUESTIONS FROM THE PUBLIC GALLERY (AGENDA ITEMS ONLY)

(Minutes of Questions in Public Forum are a summary only and do not purport to be a complete transcript of the proceedings.)

The Mayor advised that due to the large number of speakers in the public forum, he would strictly adhere to Council's Code of Meeting Practice and Code of Conduct. Speakers would be allowed five minutes only, with the possibility of an extension of three minutes if the Councillors agree to extend the time. The Councillors may then wish to ask questions.

PF13/035 VARIOUS ISSUES

E13.7407; E12.6277; 83.8343.D; E87.6703

Mr Chris Kowal, President of the Coastwatchers' Association, addressed Council on items FBD13/017 – Variation to Event Licence (Huntfest); FBD13/016 Licence for Storage Container – Moruya; FBD13/011 Eurobodalla Regional Botanic Gardens Strategic Plan 2013-18. A copy of Mr Kowal's submission is available on Council's website.

19. QUESTIONS FROM THE PUBLIC GALLERY (AGENDA ITEMS ONLY)

(Minutes of Questions in Public Forum are a summary only and do not purport to be a complete transcript of the proceedings.)

PF13/036 BROULEE BEACHES LANDSCAPE MASTERPLAN REVIEW E13.7407; E06.0249

Ms Tracey Rich addressed Council on behalf of the Broulee Boardriders in relation to report FBD13/014 Broulee Beaches Landscape Masterplan Review. A copy of Ms Rich's submission is available on Council's website.

SUSPENSION OF STANDING ORDERS

13/264 MOTION Councillor Pollock/Councillor Schwarz

That Standing Orders be suspended in order to deal with items FBD13/016 Licence for Storage Container – Moruya; FBD13/011 Eurobodalla Regional Botanic Gardens Strategic Plan 2013-18; and PSR13/014 Broulee Beaches Landscape Masterplan Review.

(The Motion on being put was declared **CARRIED**)

FBD13/016 LICENCE FOR STORAGE CONTAINER - MORUYA

File Ref: 83.8343.D

13/265 MOTION Councillor Innes/Councillor Burnside

THAT a licence to store a container within Lot 2 DP 1116130 be granted to Woolworths Limited for the period 16 December 2013 to 24 February 2014 subject to conditions in the previous licence including:

1. Provision of Public Liability in the amount of \$20 million;
2. A fee set out in the Confidential Attachment;
3. The area to be maintained in a clean and tidy state at all times.

(The Motion on being put was declared **CARRIED**)

FBD13/011 EUROBODALLA REGIONAL BOTANIC GARDENS STRATEGIC PLAN 2013-2018

File Ref: E87.6703

13/266 MOTION Councillor Pollock/Councillor Brice

THAT Council:

1. Endorse the Eurobodalla Regional Botanic Gardens Strategic Plan 2013-2018
2. Dissolve the ERBG Management Committee
3. Council write to the members of the previous Eurobodalla Regional Botanic Gardens Management Committee for their work and efforts with regard to the management of the Gardens.

(The Motion on being put was declared **CARRIED**)

PSR13/014 BROULEE BEACHES LANDSCAPE MASTERPLANS REVIEW

File Ref: E06.0249

13/267 MOTION Councillor Pollock/Councillor Innes

THAT Council adopt the amended Broulee Beaches Landscape Masterplans which include plans for Broulee Beach and Headland, Broulee Surf Club Precinct and Bengello Beach – revisions 4 November 2013.

(The Motion on being put was declared **CARRIED**)

RESUMPTION OF STANDING ORDERS

13/268 MOTION Councillor Innes/Councillor Pollock

That Standing Orders be resumed to continue hearing submissions in public forum.

(The Motion on being put was declared **CARRIED**)

At 6.22pm Director Planning and Sustainability Services left the meeting and took no further part in proceedings.

19. QUESTIONS FROM THE PUBLIC GALLERY (AGENDA ITEMS ONLY)

(Minutes of Questions in Public Forum are a summary only and do not purport to be a complete transcript of the proceedings.)

PF13/037 FBD13/017 VARIATION TO EVENT LICENCE (HUNTFEST) E13.7407; E12.6277

Mr Peter Wilkins addressed Council in relation to item FBD13/017 Variation to Event Licence (Huntfest). A copy of Mr Wilkins' submission is available on Council's website.

PF13/038 FBD13/017 VARIATION TO EVENT LICENCE (HUNTFEST) E13.7407; E12.6277

Ms Linda Chapman addressed Council in relation to item FBD13/017 Variation to Event Licence (Huntfest). A copy of Ms Chapman's submission is available on Council's website.

PF13/039 FBD13/017 VARIATION TO EVENT LICENCE (HUNTFEST) E13.7407; E12.6277

Mr Martin Thackray addressed Council in relation to item FBD13/017 Variation to Event Licence (Huntfest). A copy of Mr Thackray's submission is available on Council's website.

EXTENSION OF TIME

MOTION Councillor Harding/Councillor Brice

THAT Mr Thackray be granted an extension of three minutes to complete his presentation.

(The Motion on being put was declared **LOST**.)

PF13/040 FBD13/017 VARIATION TO EVENT LICENCE (HUNTFEST) E13.7407; E12.6277

Mr Roy Jenkins, President of Eurobodalla Archers, addressed Council in relation to item FBD13/017 Variation to Event Licence (Huntfest). A copy of Mr Jenkin's submission is available on Council's website.

19. QUESTIONS FROM THE PUBLIC GALLERY (AGENDA ITEMS ONLY)

(Minutes of Questions in Public Forum are a summary only and do not purport to be a complete transcript of the proceedings.)

PF13/041 FBD13/017 VARIATION TO EVENT LICENCE (HUNTFEST) E13.7407; E12.6277

Mr Onno de Smeth addressed Council in relation to item FBD13/017 Variation to Event Licence (Huntfest). A copy of Mr de Smeth's submission is available on Council's website.

PF13/042 FBD13/017 VARIATION TO EVENT LICENCE (HUNTFEST) E13.7407; E12.6277

Ms Susan Cruttenden addressed Council in relation to item FBD13/017 Variation to Event Licence (Huntfest). A copy of Ms Cruttenden's submission is available on Council's website.

EXTENSION OF TIME

MOTION Councillor Harding/Councillor Brice

THAT Ms Cruttenden be granted an extension of three minutes to complete her presentation.
(The Motion on being put was declared **LOST**.)

PF13/043 FBD13/017 VARIATION TO EVENT LICENCE (HUNTFEST) E13.7407; E12.6277

Mrs Hazel Constable addressed Council in relation to item FBD13/017 Variation to Event Licence (Huntfest). A copy of Mrs Constable's submission is available on Council's website.

EXTENSION OF TIME

MOTION Councillor Harding/Councillor Brice

THAT Mrs Constable be granted an extension of three minutes to complete her presentation.
(The Motion on being put was declared **LOST**.)

19. QUESTIONS FROM THE PUBLIC GALLERY (AGENDA ITEMS ONLY)

(Minutes of Questions in Public Forum are a summary only and do not purport to be a complete transcript of the proceedings.)

PF13/044 FBD13/017 VARIATION TO EVENT LICENCE (HUNTFEST) E13.7407; E12.6277

Mr Keith Bowden addressed Council in relation to item FBD13/017 Variation to Event Licence (Huntfest). A copy of Mr Bowden's submission is available on Council's website.

EXTENSION OF TIME

MOTION Councillor Harding/Councillor Brice

THAT Mr Bowden be granted an extension of three minutes to complete his presentation.

(The Motion on being put was declared **LOST**.)

PF13/045 FBD13/017 VARIATION TO EVENT LICENCE (HUNTFEST) E13.7407; E12.6277

Ms Candice Worth addressed Council in relation to item FBD13/017 Variation to Event Licence (Huntfest). A copy of Ms Worth's submission is available on Council's website.

PF13/046 FBD13/017 VARIATION TO EVENT LICENCE (HUNTFEST) E13.7407; E12.6277

Mr Noel Davis addressed Council in relation to item FBD13/017 Variation to Event Licence (Huntfest). A copy of Mr Davis' submission is available on Council's website.

PF13/047 FBD13/017 VARIATION TO EVENT LICENCE (HUNTFEST) E13.7407; E12.6277

Mrs Kathy Thackray addressed Council in relation to item FBD13/017 Variation to Event Licence (Huntfest). A copy of Mrs Thackray's submission is available on Council's website.

EXTENSION OF TIME

MOTION Councillor Harding/Councillor Brice

THAT Mrs Thackray be granted an extension of three minutes to complete her presentation.

(The Motion on being put was declared **LOST**.)

Councillor Burnside raised a point of order in regard to Mrs Thackray's submission regarding seeking comments from residents. Mrs Thackray is not a pollster and should not be putting forward the information as such.

The Mayor ruled that he would not accept the point of order as Mrs Thackray is entitled to obtain opinions in any way she wishes.

19. QUESTIONS FROM THE PUBLIC GALLERY (AGENDA ITEMS ONLY)

(Minutes of Questions in Public Forum are a summary only and do not purport to be a complete transcript of the proceedings.)

PF13/048 FBD13/017 VARIATION TO EVENT LICENCE (HUNTFEST) E13.7407; E12.6277

Mr Phillip Creagh addressed Council in relation to item FBD13/017 Variation to Event Licence (Huntfest). A copy of Mr Creagh's submission is available on Council's website.

Councillor Gabi Harding raised a point of order during Mr Creagh's submission regarding his comments about The Greens, of which Cllr Harding is a member.

The Mayor asked Mr Creagh to withdraw his comment. Mr Creagh withdrew his comments.

Councillor Gabi Harding raised a point of order during Mr Creagh's submission regarding his comments about Friends of Durras and stated that she believed Mr Creagh's submission was becoming personal.

The Mayor asked Mr Creagh to not mention other people and to restrict his comments to issues relating to Huntfest.

PF13/049 FBD13/017 VARIATION TO EVENT LICENCE (HUNTFEST) E13.7407; E12.6277

Mr Peter Cormick addressed Council in relation to item FBD13/017 Variation to Event Licence (Huntfest). A copy of Mr Cormick's submission is available on Council's website.

PF13/050 FBD13/017 VARIATION TO EVENT LICENCE (HUNTFEST) E13.7407; E12.6277

Mr Dan Field addressed Council in relation to item FBD13/017 Variation to Event Licence (Huntfest). A copy of Mr Field's submission is available on Council's website.

FBD13/017 VARIATION TO EVENT LICENCE

File Ref: E12.6277

MOTION Councillor Harding/Councillor Thomson

THAT Council move into Committee of the Whole to consider the motion.

(The Motion on being put was declared **LOST**.)

AMENDMENT Councillor Brice/Councillor Harding

THAT Council defer consideration of the Variation to the Event Licence to allow public consultation on the licence.

(The Motion on being put was declared **LOST**.)

13/269 MOTION Councillor Pollock/Councillor Innes

THAT:

1. Council as Trust Manager for the Eurobodalla (South) Reserve Trust grant a variation to the five-year licence to conduct the Huntfest event within NATA Reserve issued to South Coast Hunters Club Inc. for the following activities subject to consent of the Minister administering the Crown Lands Act:
 - (a) Display firearms subject to the issue of an Arms Fair Permit by NSW Police;
 - (b) Display and operation of hunting simulators; and
 - (c) Conduct introduction courses to archery subject to the activity being wholly contained within a steel shipping container and participants being under the direct supervision of an accredited archery instructor.
2. All costs associated with the proposed variation to the licence including an administration fee of \$1,100 be borne by the Licensee.

(The Motion on being put was declared **CARRIED**)

During debate on the Motion, Councillor Harding attempted to move an amendment to the Motion. The Mayor ruled that her amendment was antipathetic to the motion and therefore could not be put unless the motion was lost.

THE MEETING CLOSED AT 8.54PM

CHAIRPERSON

Chairperson of the Ordinary Council Meeting held on Tuesday 11 February 2014 at which meeting the signature hereon was subscribed.