



# **Minutes**

**Ordinary Meeting of Council**

**24 May 2022**



**ORDINARY MEETING OF COUNCIL**  
**HELD IN THE COUNCIL CHAMBERS, MORUYA**  
**ON TUESDAY 24 MAY 2022**

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**MINUTES OF THE  
ORDINARY MEETING OF COUNCIL  
HELD IN THE COUNCIL CHAMBERS, MORUYA  
ON TUESDAY, 24 MAY 2022  
COMMENCING AT 11.00AM**

**PRESENT:** Councillor Mathew Hatcher, Mayor (in the Chair)  
Councillors Tanya Dannock, Peter Diskon, David Grace, Tubby Harrison,  
Anthony Mayne, Amber Schutz, Rob Pollock OAM and Alison Worthington

**Staff:** Dr Catherine Dale, General Manager  
Mr L Usher, Director, Planning and Sustainability Services  
Mr C Ginger, Acting Director, Infrastructure Services  
Ms N van de Linde, Acting Director, Community, Arts and Recreation  
Mr J Phillips, Divisional Manager, Governance and Administration  
Miss Lauren Evans, Minute Secretary

**1. WELCOME**

The Mayor welcomed everyone to the meeting.

**2. ACKNOWLEDGEMENT OF COUNTRY**

The Mayor acknowledged the Traditional Custodians of the Land, of Elders past and present, whose land we are gathered here today.

**3. EVACUATION MESSAGE**

The Mayor advised of the Evacuation Procedures.

**4. APOLOGIES**

Nil

**5. CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

**22/114 MOTION** Councillor Schutz/Councillor Diskon

THAT the minutes of the Ordinary Meeting held on 10 May 2022 be confirmed.

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

Division

For the Motion: Crs T Dannock, P Diskon, D Grace, T Harrison, M Hatcher, A Mayne, R  
Pollock OAM, A Schutz and A Worthington.

Against the Motion: Nil.

**6. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA**

Nil

**7. MAYORAL REPORTS**

**MR22/006 SELECTION OF CONSULTANT TO UNDERTAKE THE GENERAL MANAGER'S  
RECRUITMENT**

File Ref: S012-T00025

**22/115 MOTION** Councillor Hatcher

THAT Council:

1. Endorse the selection of the preferred consultant for the recruitment of the General Manager as listed within the confidential attachment to this report, and
2. Note that the Mayor is responsible for liaising with the preferred consultant.
3. Receive a further report regarding the recruitment process and selection panel composition.

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

Division

For the Motion: Crs T Dannock, P Diskon, D Grace, T Harrison, M Hatcher, A Mayne, A Schutz and A Worthington.

Against the Motion: Cr R Pollock OAM.

**8. NOTICES OF MOTION**

**NOM22/010 ADVOCACY FOR HOUSING FOR CONSTRUCTION WORKERS**

File Ref: OP0011-S002

**22/116 MOTION** Councillor Pollock OAM/Councillor Worthington

THAT Council:

1. Undertake targeted advocacy to the NSW Government for significant infrastructure investment projects - namely the Moruya Bypass, and the Eurobodalla Regional Hospital - to urgently develop and implement funded strategies for the construction of housing to meet the needs of construction workers and the potential to provide long term housing supply.
2. Seek the support of the Land and Housing Corporation, Southern Cross Housing and LGNSW in the delivery of the advocacy.
3. Direct the advocacy to the following NSW Government members, via letter from the Mayor and seeking a meeting with Council:
  - NSW Premier, the Hon. Dominic Perrottet MP.
  - NSW Minister for Homes Anthony Roberts MP.
  - NSW Minister for Families and Communities the Hon. Natasha Maclaren Jones MP.
  - NSW Minister for Health, the Hon. Brad Hazzard MP.
  - NSW Minister for Regional Transport and Roads, the Hon. Sam Faraway MP.
  - NSW Minister for Regional NSW the Hon. Paul Toole MP
  - NSW Minister for Tourism and Sport the Hon. Stuart Ayres MP.
  - State member for Bega the Hon. Michael Holland MP

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

Division

For the Motion: Crs T Dannock, P Diskon, D Grace, T Harrison, M Hatcher, A Mayne, R Pollock OAM, A Schutz and A Worthington.

Against the Motion: Nil.



**9. QUESTIONS ON NOTICE FROM COUNCILLORS**

Nil

**10. PETITIONS**

Nil

**11. GENERAL MANAGER'S REPORTS**

**GMR22/056 QUARTERLY BUDGET REVIEW FOR PERIOD ENDING 31 MARCH 2022**

File Ref: S011-T00003

**22/117 MOTION** Councillor Grace/Councillor Schutz

THAT:

1. The budget review report for the quarter ended 31 March 2022 be received and noted.
2. The favourable variations to the Income Statement before capital revenue of \$4.40 million, and \$0.44 million decrease to unrestricted funds per the Consolidated Fund Flow Statement be adopted.
3. New loans of \$16,706,968 be raised in accordance with Council's borrowing policy and the Council seal be affixed to the loan agreement documentation.

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

Division

For the Motion: Crs T Dannock, P Diskon, D Grace, T Harrison, M Hatcher, A Mayne, R Pollock OAM, A Schutz and A Worthington.

Against the Motion: Nil.

**GMR22/057 INVESTMENTS MADE AS AT 30 APRIL 2022**

File Ref: S011-T00006, S012-T00025

**22/118 MOTION** Councillor Schutz/Councillor Pollock OAM

THAT the certification of investments as at 30 April 2022, made in accordance with the *Local Government Act 1993*, Council's Investment Policy and the provision of Clause 1 (Reg. 212) of the *Local Government (General) Regulation 2005*, be received.

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

Division

For the Motion: Crs T Dannock, P Diskon, D Grace, T Harrison, M Hatcher, A Mayne, R Pollock OAM, A Schutz and A Worthington.

Against the Motion: Nil.

**GMR22/058      POLICY REVIEW - INVESTMENT POLICY**

File Ref: S004-T00060

**22/119 MOTION** Councillor Schutz/Councillor Grace

THAT:

1. Council endorses the draft Investment Policy for public consultation.
2. The draft Investment Policy be placed on public exhibition for a period of 28 days and, following the expiration of this period, the draft policy and any public submissions be presented back to Council for consideration.

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

Division

For the Motion:      Crs T Dannock, P Diskon, D Grace, T Harrison, M Hatcher, A Mayne, R  
Pollock OAM, A Schutz and A Worthington.

Against the Motion: Nil.

**GMR22/060 POLICY REVIEW FOR EXHIBITION - MAY 2022**

File Ref: S004-T00060

**22/120 MOTION** Councillor Diskon/Councillor Worthington

THAT:

1. Council places the following draft policies for the purposes of public consultation for a period of 28 days:
  - (a) Graffiti Removal from Non-Council Owned Property/Assets
  - (b) Grazing Of Stock on Public Roads
  - (c) Interest Free Advances to Sporting and Cultural Organisations
  - (d) Kerb And Gutter Construction - Contribution by Property Owners
  - (e) Library Services
  - (f) Liquid Trade Waste Regulation
  - (g) Local And Regional Roads Risk Management
  - (h) Local Orders (LOP)
2. Following the expiration of this period, the draft policy and any public submissions be presented back to Council for consideration.

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

Division

For the Motion: Crs T Dannock, P Diskon, D Grace, T Harrison, M Hatcher, A Mayne, R Pollock OAM, A Schutz and A Worthington.

Against the Motion: Nil.

**12. PLANNING AND SUSTAINABILITY REPORTS**

**PSR22/012 LEASE RENEWALS FOR TELECOMMUNICATIONS FACILITY, LONG BEACH**

File Ref: S023-T00016

**22/121 MOTION** Councillor Pollock OAM/Councillor Diskon

THAT:

1. Council grant lease renewals to Telstra Corporation Limited and Optus Telecommunications to operate telecommunications facilities within Lot 56 DP 849895 at Long Beach in accordance with the following conditions:
  - (a) Rental be determined with regard to the market valuation and as outlined in the Confidential Attachment to this report.
  - (b) The provision of \$20 million public liability insurance.
  - (c) Conditions generally be in line with previous leases.

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

Division

For the Motion: Crs T Dannock, P Diskon, D Grace, T Harrison, M Hatcher, A Mayne, R Pollock OAM, A Schutz and A Worthington.

Against the Motion: Nil.

**PSR22/013      OPTIONAL NATURAL DISASTERS CLAUSE**

File Ref: S017-T00008

**22/122 MOTION** Councillor Pollock OAM/Councillor Grace

THAT:

1. Council declines to adopt the clause 5.9 Dwelling house or Secondary Dwelling Affected by Natural Disaster [optional] into the *Eurobodalla Local Environmental Plan 2012*.
2. If Council Resolves to adopt the clause, that it applies to all zones.
3. Council advises the Department of Planning and Environment of its decision and the reasons for its decision.

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

Division

For the Motion:      Crs T Dannock, P Diskon, D Grace, T Harrison, M Hatcher, A Mayne, R  
                                 Pollock OAM, A Schutz and A Worthington.

Against the Motion: Nil.

**PSR22/014      REQUEST FOR TENDER (RFT) - NEW CABINS AT BATEMANS BAY BEACH  
RESORT**

File Ref: S023-T00005

**22/123 MOTION** Councillor Grace/Councillor Diskon

THAT Council:

1. Council endorses the selection of the preferred tenderer identified in the confidential attachment to this report for Request for Tender No. 2021/095 for the Supply and Installation of Cabins or similar accommodation at Batemans Bay Beach Resort.
2. Approves the entering into of a contractual arrangement with the preferred tenderer, for the supply and installation of cabins subject to the terms specified in the Request for Tender No. 2021/095 unless otherwise varied in accordance with this report or final negotiations.

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

Division

For the Motion:      Crs T Dannock, P Diskon, D Grace, T Harrison, M Hatcher, A Mayne, R  
Pollock OAM, A Schutz and A Worthington.

Against the Motion: Nil.



**13. INFRASTRUCTURE REPORTS**

**IR22/014 REQUEST FOR TENDER (RFT) - 2122/059 PROVISION OF TREE  
MANAGEMENT SERVICES ON COUNCIL OWNED AND MANAGED LAND PANEL**

File Ref: S004-T00004

**22/124 MOTION** Councillor Pollock OAM/Councillor Schutz

THAT Council:

1. Endorses the selection of the panellists listed for RFT No. 2122-059 within the Confidential Attachment.
2. Accordingly approves the entering into the Deeds of Standing Offers with the proposed panellists as detailed within the Confidential Attachment.

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

Division

For the Motion: Crs T Dannock, P Diskon, D Grace, T Harrison, M Hatcher, A Mayne, R Pollock OAM, A Schutz and A Worthington.

Against the Motion: Nil.

**14. COMMUNITY, ARTS AND RECREATION REPORTS**

**CAR22/006 ACCEPTANCE OF COMMONWEALTH HOME SUPPORT PROGRAM  
(CHSP) FUNDING EXTENSION**

File Ref: S003 T00008

**22/125 MOTION** Councillor Schutz/Councillor Dannock

THAT Council endorse acceptance of \$986,932.65 funding for Commonwealth Home Support Program activities from the Australian Government Department of Health and executes the Deed of Variation.

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

Division

For the Motion: Crs T Dannock, P Diskon, D Grace, T Harrison, M Hatcher, A Mayne, R Pollock OAM, A Schutz and A Worthington.

Against the Motion: Nil.

**CAR22/007 FOUNDATION FOR RURAL RECOVERY AND RENEWAL HOMELESSNESS  
PROJECT FUNDING**

File Ref: S003-T00044

**22/126 MOTION** Councillor Grace/Councillor Schutz

THAT Council endorses the acceptance of \$25,000 (ex GST) in grant funding from the Foundation for Rural Recovery and Renewal to auspice the grant for the Eurobodalla Shower and Laundry Project.

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

Division

For the Motion: Crs T Dannock, P Diskon, D Grace, T Harrison, M Hatcher, A Mayne, R Pollock OAM, A Schutz and A Worthington.

Against the Motion: Nil.

**15. DELEGATE REPORT**

Nil

**16. URGENT BUSINESS**

Nil

**17. DEALING WITH MATTERS IN CLOSED SESSION**

Nil

**18. CONFIDENTIAL MATTERS**

Nil

**THE MEETING CLOSED AT 11.15AM**

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CHAIRPERSON

Chairperson of the Ordinary Council Meeting held on Tuesday, 14 June 2022 at which meeting the signature hereon was subscribed.