

## **Minutes**

**Ordinary Meeting of Council** 

8 November 2022

#### **ORDINARY MEETING OF COUNCIL**

#### HELD IN THE COUNCIL CHAMBERS, MORUYA

#### ON TUESDAY 8 NOVEMBER 2022

### **MINUTES**

1.	WELCOME
2.	ACKNOWLEDGEMENT OF COUNTRY
3.	EVACUATION MESSAGE
4.	APOLOGIES1
5.	DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA2
<b>6.</b> Nil	MAYORAL REPORTS2
<b>7.</b> Nil	NOTICES OF MOTION
<b>8.</b> Nil	QUESTIONS ON NOTICE FROM COUNCILLORS
9.	PETITON2
PET2	2/001 Petition to defer any re-sealing works to Barkala Street and Coastal Court,  Dalmeny
10.	GENERAL MANAGER'S REPORTS4
GMR:	22/107 Responses from Ministers from advocacy letters4
11.	PLANNING AND SUSTAINABILITY REPORTS
PSR2	2/052 Batemans Bay Foreshore and Deep Creek Dam Land - Appointment as Crown Land Manager5
PSR2	2/053 Shortage of Concrete stormwater pipes6
PSR2	2/054 Lease to NSW Telco Authority - Narooma7
PSR2	2/055 Drainage Reserve - Lot 22 DP 23760 Mitchell Place, Narooma8
<b>12.</b> Nil	INFRASTRUCTURE REPORTS9
<b>13.</b> Nil	COMMUNITY, ARTS AND RECREATION REPORTS9

## MINUTES OF THE ORDINARY COUNCIL MEETING OF EUROBODALLA SHIRE COUNCIL HELD ON TUESDAY 8 NOVEMBER 2022

14.	DELEGATE REPORT	9
15.	URGENT BUSINESS	9
16.	DEALING WITH MATTERS IN CLOSED SESSION	9
17.	CONFIDENTIAL MATTERS	9

# MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD IN THE COUNCIL CHAMBERS, MORUYA ON TUESDAY, 8 NOVEMBER 2022 COMMENCING AT 12.30PM

**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: Warwick Winn, General Manager

Mr L Usher, Director, Planning and Sustainability Services

Mr T Swallow, Director, Infrastructure Services

Mrs K Arthur, Director, Community, Arts and Recreation

Mr J Phillips, Corporate Manager, Governance and Administration

Ms L 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

**22/290 MOTION** Councillor Worthington/Councillor Harrison

THAT apologies be received from Councillors Tanya Dannock and David Grace and leave of absence be granted.

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

Division

For the Motion: Crs P Diskon, T Harrison, M Hatcher, A Mayne, R Pollock OAM, A Schutz and

A Worthington.

Against the Motion: Nil.

This is Page No 1 of 9 of the Minutes of the Ordinary Council Meeting of Eurobodalla Shire Council held on Tuesday 8 November 2022

5. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA

Nil

6. MAYORAL REPORTS

Nil

7. NOTICES OF MOTION

Nil

8. QUESTIONS ON NOTICE FROM COUNCILLORS

Nil

This is Page No 2 of 9 of the Minutes of the Ordinary Council Meeting of Eurobodalla Shire Council held on Tuesday 8 November 2022

#### 9. PETITIONS

## PET22/001 PETITION TO DEFER ANY RE-SEALING WORKS TO BARKALA STREET AND COASTAL COURT, DALMENY

File Ref: S012-T00029

22/291 MOTION Councillor Worthington/Councillor Diskon

THAT Council receive and note the petition.

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

**Division** 

For the Motion: Crs P Diskon, T Harrison, M Hatcher, A Mayne, R Pollock OAM, A Schutz and

A Worthington.

Against the Motion: Nil.

This is Page No 3 of 9 of the Minutes of the Ordinary Council Meeting of Eurobodalla Shire Council held on Tuesday 8 November 2022

#### 10. GENERAL MANAGER'S REPORTS

#### GMR22/107 RESPONSES FROM MINISTERS FROM ADVOCACY LETTERS

File Ref: S012-T00026

#### **22/292 MOTION** Councillor Worthington/Councillor Mayne

THAT Council receive and note the responses received to date from NSW and Australian Government ministers on point of advocacy for our shire.

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

**Division** 

For the Motion: Crs P Diskon, T Harrison, M Hatcher, A Mayne, R Pollock OAM, A Schutz and

A Worthington.

Against the Motion: Nil.

#### 11. PLANNING AND SUSTAINABILITY REPORTS

## PSR22/052 BATEMANS BAY FORESHORE AND DEEP CREEK DAM LAND - APPOINTMENT AS CROWN LAND MANAGER

File Ref: S023-T00011

#### 22/293 MOTION Councillor Pollock OAM/Councillor Schutz

THAT:

Council apply for Crown Reserves to be created and to be appointed as the Crown Land Manager of:

- 1. Lot 300 DP 755902 Batemans Bay;
- 2. Lot 7026 DP 1020386 Batemans Bay; and
- 3. Lot 7317 DP 1164184 Deep Creek Dam.

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

**Division** 

For the Motion: Crs P Diskon, T Harrison, M Hatcher, A Mayne, R Pollock OAM, A Schutz and

A Worthington.

Against the Motion: Nil.

#### PSR22/053 SHORTAGE OF CONCRETE STORMWATER PIPES

File Ref: S006-T00001

#### 22/294 MOTION Councillor Pollock OAM/Councillor Worthington

THAT Council adopt the fee of \$20 per lineal metre for the use of fibre reinforced concrete pipe in stormwater infrastructure and publish this fee in the 2022/2023 fees and charges. The fee will be indexed annually to the rise and fall of the building and construction industry index.

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

**Division** 

For the Motion: Crs P Diskon, T Harrison, M Hatcher, A Mayne, R Pollock OAM, A Schutz and

A Worthington.

Against the Motion: Nil.

This is Page No 6 of 9 of the Minutes of the Ordinary Council Meeting of Eurobodalla Shire Council held on Tuesday 8 November 2022

#### PSR22/054 LEASE TO NSW TELCO AUTHORITY - NAROOMA

File Ref: S023-T00018 Land ID: 17219

#### 22/295 MOTION Councillor Harrison/Councillor Schutz

#### THAT

- Council grant leases to NSW Telco Authority to construct and operate a telecommunications facility within Lot 1 DP 884085 Princes Highway in accordance with the following conditions:
  - (a) Rental figures set out in the confidential attachment
  - (b) The provisions for \$20 million public liability insurance
  - (c) Conditions generally be in line with similar leases.
- 2. The General Manager be given delegated authority to negotiate further leases to NSW Telco Authority for telecommunications facilities at this site.

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

#### Division

For the Motion: Crs P Diskon, T Harrison, M Hatcher, A Mayne, R Pollock OAM, A Schutz and

A Worthington.

Against the Motion: Nil.

#### PSR22/055 DRAINAGE RESERVE - LOT 22 DP 23760 MITCHELL PLACE, NAROOMA

File Ref: S023-T00001 Land ID: 17321

#### 22/296 MOTION Councillor Harrison/Councillor Diskon

THAT Council approve publication of a notice in the New South Wales Government Gazette to vest the drainage reserve being Lot 22 DP 23760 Mitchell Place, Narooma in the ownership of Council.

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

**Division** 

For the Motion: Crs P Diskon, T Harrison, M Hatcher, A Mayne, R Pollock OAM, A Schutz and

A Worthington.

Against the Motion: Nil.

This is Page No 8 of 9 of the Minutes of the Ordinary Council Meeting of Eurobodalla Shire Council held on Tuesday 8 November 2022

12. INFRASTRUCTURE REPORTS

Nil

13. COMMUNITY, ARTS AND RECREATION REPORTS

Nil

14. DELEGATE REPORT

Nil

15. URGENT BUSINESS

Nil

16. DEALING WITH MATTERS IN CLOSED SESSION

Nil

17. CONFIDENTIAL MATTERS

#### THE MEETING CLOSED AT 12.42PM

#### **CHAIRPERSON**

Chairperson of the Ordinary Council Meeting held on Tuesday, 22 November 2022 at which meeting the signature hereon was subscribed.

This is Page No 9 of 9 of the Minutes of the Ordinary Council Meeting of Eurobodalla Shire Council held on Tuesday 8 November 2022