

Minutes

Ordinary Meeting of Council

29 April 2025

ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY 29 APRIL 2025

MINUTES

1. WELCOME.....	1
2. ACKNOWLEDGEMENT OF COUNTRY	1
3. APOLOGIES	1
4. CONFIRMATION OF MINUTES OF PREVIOUS MEETING	2
5. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA	2
6. PUBLIC FORUM (AGENDA ITEMS ONLY)	2
7. MAYORAL REPORTS	4
MR25/002 DONATIONS OFFER OF MAJOR PUBLIC ART SCULPTURE AND PAINTINGS	4
MR25/003 COASTAL EROSION, SURFSIDE BEACH AT MYAMBA PARADE.....	5
8. NOTICES OF MOTION	6
NOM25/001 Rescission of Motion 25/35 - Review Of Council Decision - Proposed Licence For Food Truck, Narooma	6
NOM25/002 Councillor representation on Audit Risk and Improvement Committee.....	7
9. QUESTIONS ON NOTICE FROM COUNCILLORS	8
Nil	
10. PETITIONS	8
Nil	
11. GENERAL MANAGER'S REPORTS	9
GMR25/001 Draft Eurobodalla Events Strategy 2025-29	9
GMR25/002 Review of Eurobodalla Community Grants and Donations Policy.....	10
12. PLANNING AND ENVIRONMENT REPORTS	11
PSR25/008 New Animal Shelter Design and Construction	11
PSR25/009 Verge Garden Guidelines	14
PSR25/010 DA0187/25 - Telecommunication Monopole (40m) and Equipment Shelter - 1A Acacia Close Dalmeny	15
13. FINANCE AND CORPORATE SERVICES REPORTS.....	16

FCS25/023	Exhibition of draft Delivery Program 2025-29, draft Resourcing Strategy 2025-35, and draft Operational Plan 2025-26.....	16
FCS25/024	Surfair Speedway Lease	17
FCS25/025	Investments made as at 31 March 2025.....	18
14.	INFRASTRUCTURE REPORTS.....	19
IR25/005	Local Traffic Committee No.5 for 2024-25	19
15.	COMMUNITY, ARTS AND RECREATION REPORTS	21
	Nil	
16.	URGENT BUSINESS	21
17.	DEALING WITH MATTERS IN CLOSED SESSION.....	21
18.	CONFIDENTIAL MATTERS.....	21

**MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY, 29 APRIL 2025
COMMENCING AT 12:30 PM**

PRESENT: Councillor Mathew Hatcher, Mayor (in the Chair)
Councillors Phil Constable, Anthony Mayne, Rob Pollock OAM, Amber Schutz, Colleen Turner and Sharon Winslade

Staff: Mark Ferguson, Interim General Manager
Mr G Bruce, Director, Planning and Environment
Mr G Attenborough, Director, Infrastructure Services
Ms K Bush, Acting Director, Community, Arts and Recreation
Mr A Greenway, Acting Director, Finance and Corporate Services
Mr S Westbury, Corporate Manager, Governance and Risk
Miss H Johnson, Minute Secretary

1. WELCOME

The Mayor welcomed everyone to the meeting.

2. ACKNOWLEDGEMENT OF COUNTRY

The Mayor acknowledged the Traditional Custodians of the Land, Eurobodalla Shire Council recognises Aboriginal people as the original inhabitants and custodians of all land and water in the Eurobodalla and respects their enduring cultural and spiritual connection to it. Eurobodalla Shire Council acknowledges the Traditional Owners of the land in which we live. Council pays respect to Elders past, present and future. We are on Yuin Country.

3. APOLOGIES

25/52 MOTION Councillor Mayne/Councillor Schutz

THAT apologies be received from Councillors Johnson and Babington.

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

Division

For the Motion: Crs P Constable, M Hatcher, A Mayne, R Pollock OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

4. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

25/53 MOTION Councillor Schutz/Councillor Constable

THAT the minutes of the Ordinary Meeting held on 25 March 2025 be confirmed.

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

Division

For the Motion: Crs P Constable, M Hatcher, A Mayne, R Pollock OAM, A Schutz, C Turner
and S Winslade.

Against the Motion: Nil.

5. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA

Mayor Hatcher declared a pecuniary conflict of interest in item NOM25/001 Rescission of Motion 25/35 - Review Of Council Decision - Proposed Licence For Food Truck, Narooma and stated that he would leave the Council Chambers during discussion and voting on the matter and also during Public Forum.

Reason: Mayor Hatcher declared an interest as his business supplies coffee to that premise.

6. PUBLIC FORUM (AGENDA ITEMS ONLY)

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

Mayor Hatcher declared a pecuniary conflict of interest in item NOM25/001 Rescission of Motion 25/35 - Review Of Council Decision - Proposed Licence For Food Truck, Narooma and stated that he would leave the Council Chambers during discussion and voting on the matter and also during Public Forum.

Reason: Mayor Hatcher declared an interest as his business supplies coffee to that premise.

At **12:33pm** and following his declared conflict of interest, Mayor Hatcher asked Deputy Mayor Councillor Mayne to stand in as Chair. Mayor Hatcher left the Council Chamber. Councillor Mayne, Deputy Mayor, assumed the Chair.

PF25/012 NOM25/001 RESCISSION OF MOTION 25/35 - REVIEW OF COUNCIL DECISION - PROPOSED LICENCE FOR FOOD TRUCK, NAROOMA

Sally Bouckley addressed Council in relation to NOM25/001.

Sally did not provide a copy of her presentation.

**PF25/013 NOM25/001 RESCISSION OF MOTION 25/35 - REVIEW OF COUNCIL DECISION -
PROPOSED LICENCE FOR FOOD TRUCK, NAROOMA**

Norm Ingersole addressed Council in relation to NOM25/001.

Norm did not provide a copy of his presentation.

**PF25/014 NOM25/001 RESCISSION OF MOTION 25/35 - REVIEW OF COUNCIL DECISION -
PROPOSED LICENCE FOR FOOD TRUCK, NAROOMA**

Jim Bright addressed Council in relation to NOM25/001.

A copy of Jim's presentation is available on Council's website.

**PF25/015 NOM25/001 RESCISSION OF MOTION 25/35 - REVIEW OF COUNCIL DECISION -
PROPOSED LICENCE FOR FOOD TRUCK, NAROOMA**

Scott Westbury addressed Council on behalf of Kristy Beecham in relation to NOM25/001.

A copy of Kristy's presentation is available on Council's website.

At **12:54pm** Mayor Hatcher returned to the Council Chamber and resumed the role of Chair.

PF25/016 PSR25/008 NEW ANIMAL SHELTER DESIGN AND CONSTRUCTION

Louise Webb addressed Council in relation to PSR25/008.

A copy of Louise's presentation is available on Council's website.

PF25/017 PSR25/008 NEW ANIMAL SHELTER DESIGN AND CONSTRUCTION

Peter Cormick addressed Council in relation to PSR25/008.

A copy of Peter's presentation is available on Council's website.

7. MAYORAL REPORTS

MR25/002 DONATIONS OFFER OF MAJOR PUBLIC ART SCULPTURE AND PAINTINGS

File Ref: S026-T00010

25/54 MOTION Councillor Hatcher

THAT:

1. Council supports the General Manager with delegated authority to negotiate with the artists in respect of location, donations, selection and context to determine, via the cultural gifting process, if a selection of artworks can be acquired.

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

Division

For the Motion: Crs P Constable, M Hatcher, A Mayne, R Pollock OAM, A Schutz, C Turner
and S Winslade.

Against the Motion: Nil.

MR25/003 COASTAL EROSION, SURFSIDE BEACH AT MYAMBA PARADE

File Ref: S010-T00018

25/55 MOTION Councillor Hatcher

THAT:

1. Council make representation to The Hon. Jenny Aitchison NSW Minister for Roads, and Regional Transport requesting funding of actions as identified in the CMP, specifically dredging the Clyde River and placement of sand at Surfside Beach, as a matter of urgency.
2. Council advocates to the NSW Government to fund and prioritise the dredging of the Clyde River and placement of sand at Surfside Beach, as a matter of urgency.
3. Council facilitate a meeting with the relevant State Government agencies and the Surfside Community and support representation made by Dr Michael Holland Member for Bega.

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

Division

For the Motion: Crs P Constable, M Hatcher, A Mayne, R Pollock OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

8. NOTICES OF MOTION

NOM25/001 RESCISSION OF MOTION 25/35 - REVIEW OF COUNCIL DECISION - PROPOSED LICENCE FOR FOOD TRUCK, NAROOMA

File Ref: S026-TT00010

Mayor Hatcher declared a pecuniary conflict of interest in item NOM25/001 Rescission of Motion 25/35 - Review Of Council Decision - Proposed Licence For Food Truck, Narooma and stated that he would leave the Council Chambers during discussion and voting on the matter and also during Public Forum.

Reason: Mayor Hatcher declared an interest as his business supplies coffee to that premise.

At **1:42pm** and following his declared conflict of interest, Mayor Hatcher asked Deputy Mayor Councillor Mayne to stand in as Chair. Mayor Hatcher left the Council Chamber. Councillor Mayne, Deputy Mayor, assumed the Chair.

MOTION Councillor Constable/Councillor Winslade

THAT Council rescinds Motion 25/35 - Review Of Council Decision – Proposed Licence For Food Truck, Narooma.

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

Division

For the Motion: Crs P Constable, R Pollock OAM and S Winslade.

Against the Motion: Crs A Mayne, A Schutz and C Turner.

The Deputy Mayor used his casting vote to vote against the Motion.

At **2:25pm** Mayor Hatcher returned to the Council Chamber and resumed the role of Chair.

**NOM25/002 COUNCILLOR REPRESENTATION ON AUDIT RISK AND IMPROVEMENT
COMMITTEE**

File Ref: S004-T00048

25/56 MOTION Councillor Constable/Councillor Pollock OAM

THAT Council:

1. Appoint an elected representative as a non-voting member to the Audit Risk and Improvement Committee for the balance of the Council term and that the current terms of reference be updated.
2. Appoints Councillor Sharon Winslade as the Councillor Member to the Audit, Risk and Improvement Committee, alternate Councillor Phil Constable.

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

Division

For the Motion: Crs P Constable, M Hatcher, A Mayne, R Pollock OAM, A Schutz, C Turner
and S Winslade.

Against the Motion: Nil.

9. QUESTIONS ON NOTICE FROM COUNCILLORS

Nil

10. PETITIONS

Nil

11. GENERAL MANAGER'S REPORTS

GMR25/001 DRAFT EUROBODALLA EVENTS STRATEGY 2025-29

File Ref: S026-T00001

25/57 MOTION Councillor Schutz/Councillor Turner

THAT:

1. Council places the draft Eurobodalla Events Strategy 2025-29 on public exhibition for a period of 28 days.
2. Following the exhibition period, the draft strategy and any public submissions be presented to Council for consideration.

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

Division

For the Motion: Crs P Constable, M Hatcher, A Mayne, R Pollock OAM, A Schutz, C Turner
and S Winslade.

Against the Motion: Nil.

GMR25/002 REVIEW OF EUROBODALLA COMMUNITY GRANTS AND DONATIONS POLICY

File Ref: S014-T00019

25/58 MOTION Councillor Winslade/Councillor Turner

THAT

1. Council places the draft Eurobodalla Community Grants and Donations Policy on public exhibition for 28 days to receive feedback from the community.
2. Following the exhibition period, Council will consider any submissions from the community prior to adoption of the Policy.

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

Division

For the Motion: Crs P Constable, M Hatcher, A Mayne, R Pollock OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

12. PLANNING AND ENVIRONMENT REPORTS

PSR25/008 NEW ANIMAL SHELTER DESIGN AND CONSTRUCTION

File Ref: S010-T00003

MOTION Councillor Mayne/Councillor Schutz

THAT:

1. The report concerning the proposed site for the new animal shelter and re-positioning of the livestock yards be received.
2. Approval is sought to temporarily relocate all or part of the existing livestock sale yards to the car park of the current animal shelter during construction.
3. Approval be granted to prepare and submit a Development Application for the construction of the new animal shelter, re-positioning of the livestock yards and the demolition of the existing animal shelter.
4. Council approves the submission of grant applications to support this project.

25/59 AMENDMENT Councillor Mayne/Councillor Schutz

THAT:

1. The report concerning the proposed site for the new animal shelter and re-positioning of the livestock yards be received.
2. Approval is sought to temporarily relocate all or part of the existing livestock sale yards to the car park of the current animal shelter during construction.
3. Approval be granted to prepare and submit a Development Application for the construction of the new animal shelter, re-positioning of the livestock yards and the demolition of the existing animal shelter.
4. Council approves the submission of grant applications to support this project.
5. That staff provide a comprehensive report to Council within this calendar year of the design, construction and budget.

(The Amendment on being put became the **MOTION**)

Division

For the Motion: Crs P Constable, M Hatcher, A Mayne, R Pollock OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

MOTION Councillor Mayne/Councillor Schutz

THAT:

1. The report concerning the proposed site for the new animal shelter and re-positioning of the livestock yards be received.
2. Approval is sought to temporarily relocate all or part of the existing livestock sale yards

to the car park of the current animal shelter during construction.

3. Approval be granted to prepare and submit a Development Application for the construction of the new animal shelter, re-positioning of the livestock yards and the demolition of the existing animal shelter.
4. Council approves the submission of grant applications to support this project.
5. That staff provide a comprehensive report to Council within this calendar year of the design, construction and budget.

25/60 AMENDMENT Councillor Schutz/Councillor Mayne

THAT:

1. The report concerning the proposed site for the new animal shelter and re-positioning of the livestock yards be received.
2. Approval is sought to temporarily relocate all or part of the existing livestock sale yards to the car park of the current animal shelter during construction.
3. Approval be granted to prepare and submit a Development Application for the construction of the new animal shelter, re-positioning of the livestock yards and the demolition of the existing animal shelter.
4. Council approves the submission of grant applications to support this project.
5. That staff provide a comprehensive report to Council within this calendar year of the design, construction and budget.
6. A report be provided to Council in conjunction with its consideration of its annual operating plan in June 2025.

(The Amendment on being put became the **MOTION**)

25/61 MOTION Councillor Schutz/Councillor Mayne

THAT:

1. The report concerning the proposed site for the new animal shelter and re-positioning of the livestock yards be received.
2. Approval is sought to temporarily relocate all or part of the existing livestock sale yards to the car park of the current animal shelter during construction.
3. Approval be granted to prepare and submit a Development Application for the construction of the new animal shelter, re-positioning of the livestock yards and the demolition of the existing animal shelter.
4. Council approves the submission of grant applications to support this project.
5. That staff provide a comprehensive report to Council within this calendar year of the design, construction and budget.
6. A report be provided to Council in conjunction with its consideration of its annual

operating plan in June 2025.

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

Division

For the Motion: Crs P Constable, M Hatcher, A Mayne, R Pollock OAM, A Schutz, C Turner
and S Winslade.

Against the Motion: Nil.

PSR25/009 VERGE GARDEN GUIDELINES

File Ref: S010-T00015

25/62 MOTION Councillor Turner/Councillor Schutz

THAT Council:

1. Endorse the Verge Gardens Guidelines for display on Council's website and for use by the community.
2. Include Verge Gardens in any updated Development Control Plan / local approval policy.
3. Thank those who have made a submission to the draft Verge Garden Guidelines.

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

Division

For the Motion: Crs P Constable, M Hatcher, A Mayne, R Pollock OAM, A Schutz, C Turner
and S Winslade.

Against the Motion: Nil.

**PSR25/010 DA0187/25 - TELECOMMUNICATION MONOPOLE (40M) AND EQUIPMENT
SHELTER - 1A ACACIA CLOSE DALMENY**

File Ref: DA0187/25

25/63 MOTION Councillor Constable/Councillor Winslade

THAT Council approves the application subject to the conditions attached to the report.

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

Division

For the Motion: Crs P Constable, M Hatcher, A Mayne, R Pollock OAM, A Schutz, C Turner
and S Winslade.

Against the Motion: Nil.

13. FINANCE AND CORPORATE SERVICES REPORTS

**FCS25/023 EXHIBITION OF DRAFT DELIVERY PROGRAM 2025-29, DRAFT RESOURCING
STRATEGY 2025-35, AND DRAFT OPERATIONAL PLAN 2025-26**

File Ref: S004-T00028, S004-T00029

25/64 MOTION Councillor Winslade/Councillor Schutz

THAT:

1. Council endorse the public exhibition of the draft Delivery Program 2025-29 for a period of 28 days.
2. Council endorse the public exhibition of the draft Resourcing Strategy 2025-35 for a period of 28 days.
3. Council endorse the public exhibition of the draft Operational Plan 2025-26, incorporating the proposed Revenue Policy, for a period of 28 days.
4. Following public exhibition, a further report will be submitted to Council for the consideration of submissions and adoption of the Delivery Program 2025-29, Resourcing Strategy 2025-23, and Operational Plan 2025-26.

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

Division

For the Motion: Crs P Constable, M Hatcher, A Mayne, R Pollock OAM, A Schutz, C Turner
and S Winslade.

Against the Motion: Nil.

FCS25/024 SURFAIR SPEEDWAY LEASE

File Ref: S023-T00015

25/65 MOTION Councillor Pollock OAM/Councillor Mayne

THAT Council

1. Agrees to work with the lessee of Lot 10 DP771575 to develop an MOU that will allow the Speedway precinct to be used for events.
2. Agrees to amend the rent terms in the lease as outlined in the Confidential Attachment to this report in exchange for the lessee agreeing to work with Council on developing an MOU to facilitate use of the precinct for events.
3. Delegates to the general manager the ability to set terms for future rent.

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

Division

For the Motion: Crs P Constable, M Hatcher, A Mayne, R Pollock OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

FCS25/025 INVESTMENTS MADE AS AT 31 MARCH 2025

File Ref: S011-T00006, S012-T00025

25/66 MOTION Councillor Winslade/Councillor Schutz

THAT the certification of investments as of 31 March 2025, 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 2021*, be received.

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

Division

For the Motion: Crs P Constable, M Hatcher, A Mayne, R Pollock OAM, A Schutz, C Turner
and S Winslade.

Against the Motion: Nil.

14. INFRASTRUCTURE REPORTS

IR25/005 LOCAL TRAFFIC COMMITTEE NO.5 FOR 2024-25

File Ref: S030-T00018

25/67 MOTION Councillor Winslade/Councillor Mayne

THAT Council:1. Approves the following acts for determination from Local Traffic Committee No. 5:

- **2025.RT.013 - Edward Road, Batehaven - No Stopping signs**

That Council Plan 5490_Q_01 to install No Stopping signs along Edward Road, Batehaven be approved.

- **2025.RT.014 - Intersection Murray/Hawdon – Mountable roundabout (MHI No.23)**

That Council Plan 4211-E-00 to install signs and lines plan for Mountable Roundabout at the intersection of Murray Street and Hawdon Street, Moruya be approved.

- **2025.RT.015 - Intersection Murray/Thomas – Mountable roundabout (MHI No.19)**

That Council Plan 4211-D-00 to install signs and lines plan for Mountable Roundabout at the intersection of Murray Street and Thomas Street, Moruya be approved.

- **2025.RT.016 - Intersection Evans and Albert – Mountable roundabout (MHI No.16)**

That Council Plan 5491-A-00 to install signs and lines plan for Mountable Roundabout at the intersection of Evans Street and Albert Street, Moruya be approved.

- **2025.RT.017 - Albert Street @ Moruya High School – (MHI No.17)**

That Council Plan 4841-F-00 plan to install signs and lines plan for the raised pedestrian crossing on Albert St, east of Vulcan St, Moruya be approved.

- **2025.RT.019 - Narooma Golf Club Entry Sign**

That Council Plan 5490-N-01 to install a sign at the entry of the Narooma Golf Club carpark be approved.

2. Notes the following Informal Items:

- **2025.SE.009 Distinguished Gentlemen's Ride 2025** will be held from 9am to 2.00 pm on 18 May 2025
- **2025.SE.010 Narooma Oyster Festival 2025** will be held from 2 to 4 May 2025, at Quota Park, Narooma.
- **2025.SE.011 Fox Superflow 2025** event is approved by Forestry, with the Narooma MTB permit requiring changed traffic control on the Princes Highway as a permit condition held 14 to 16 March 2025.

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

Division

For the Motion: Crs P Constable, M Hatcher, A Mayne, R Pollock OAM, A Schutz, C Turner
and S Winslade.

Against the Motion: Nil.

15. COMMUNITY, ARTS AND RECREATION REPORTS

Nil

16. URGENT BUSINESS

25/68 MOTION Councillor Pollock OAM/Councillor Mayne

THAT Council extend the exhibition period of the draft Batemans Bay Masterplan to 30 June 2025.

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

Division

For the Motion: Crs P Constable, M Hatcher, A Mayne, R Pollock OAM, A Schutz, C Turner
and S Winslade.

Against the Motion: Nil.

17. DEALING WITH MATTERS IN CLOSED SESSION

Nil

18. CONFIDENTIAL MATTERS

Nil

THE MEETING CLOSED AT 3:10pm

CHAIRPERSON

Chairperson of the Ordinary Council Meeting held on Tuesday, 27 May 2025 at which meeting the signature hereon was subscribed.