



Minutes

Ordinary Meeting of Council

11 May 2021

ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY 11 MAY 2021

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**MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY, 11 MAY 2021
COMMENCING AT 11.00AM**

PRESENT: Councillor Liz Innes, Mayor (in the Chair)
Councillors Anthony Mayne, Jack Tait, James Thomson, Lindsay Brown,
Maureen Nathan, Patrick McGinlay, Phil Constable and Rob Pollock OAM

Staff: Dr Catherine Dale, General Manager
Mr L Usher, Director, Planning and Sustainability Services
Mr W Sharpe OAM, Director, Infrastructure Services
Mrs K Arthur, Director, Community, Arts and Recreation
Mr J Phillips, Divisional Manager, Governance and Administration
Mrs K Green, 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

21/58 MOTION Councillor Thomson/Councillor Tait

THAT the minutes of the Ordinary Meeting held on 27 April 2021 be confirmed.

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

Division

For the Motion: Clrs L Brown, P Constable, L Innes, A Mayne, P McGinlay, M Nathan, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

6. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA

Nil

7. MAYORAL REPORTS

Nil

8. NOTICES OF MOTION

Nil

9. QUESTIONS ON NOTICE FROM COUNCILLORS

Nil

10. PETITIONS

Nil

11. GENERAL MANAGER'S REPORTS

GMR21/019 BATEMANS BAY SURF LIFE SAVING CLUB REQUEST FOR INTEREST FREE LOAN

File Ref: S011-T00024, S026-T00009

21/59 MOTION Councillor Brown/Councillor Nathan

THAT:

1. The Batemans Bay Surf Life Saving Club Incorporated be offered an interest free loan of \$30,000 for a term of three years and nine months, being fifteen equal and consecutive quarterly payments of \$2,000 each.
2. The Council seal be affixed to the interest free loan agreement for \$30,000 with the Batemans Bay Surf Life Saving Club Incorporated.

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

Division

For the Motion: Clrs L Brown, P Constable, L Innes, A Mayne, P McGinlay, M Nathan, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

12. PLANNING AND SUSTAINABILITY REPORTS

PSR21/010 SECONDARY DWELLINGS IN RURAL ZONES - NEW CLAUSE IN LEP

File Ref: S017-T00008

21/60 MOTION Councillor Brown/Councillor Tait

THAT Council:

1. Adopts the optional Local Environmental Plan clause 5.5 in the following form:

5.5 Controls relating to secondary dwellings on land in a rural zone [optional]

If development for the purposes of a secondary dwelling is permitted under this Plan on land in a rural zone—

 - (a) the total floor area of the dwelling, excluding any area used for parking, must not exceed whichever of the following is the greater—
 - (i) [60] square metres
 - (ii) [45]% of the total floor area of the principal dwelling.
2. Conveys the resolution to the NSW Department of Planning, Industry and Environment by 30 May 2021.

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

Division

For the Motion: Clrs L Brown, P Constable, L Innes, A Mayne, P McGinlay, M Nathan, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

PSR21/011 EVENT LICENCE - NEXT EXIT MUSIC FESTIVAL - MACKAY PARK

File Ref: S023-T00017, 15262

21/61 MOTION Councillor Pollock/Councillor Tait

THAT:

1. Council, as Crown Land Manager, grant licences in accordance with the Crown Land Management Act 2016 to MJR Presents to stage the Next Exit music festival on Crown Reserve D580022 Mackay Park, Batemans Bay with terms and conditions in line with similar licences including:
 - (a) Payment of a bond to the amount of \$3,000
 - (b) The provision of an Event Management Plan acceptable to Council for the event.
2. The General Manager be given delegated authority to grant further licences for this event subject to compliance with Council policy and consideration of any public feedback received.

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

Division

For the Motion: Clrs L Brown, P Constable, L Innes, A Mayne, P McGinlay, M Nathan, R
 Pollock, J Tait and J Thomson.

Against the Motion: Nil.

13. INFRASTRUCTURE REPORTS

IR21/012 LOCAL TRAFFIC COMMITTEE NO 7 FOR 2020-21

File Ref: S030-T00018

21/62 MOTION Councillor Mayne/Councillor Thomson

THAT:

1. The minutes of the Eurobodalla Local Traffic Committee Meeting No 7 for 2020-21 be received and noted.
2. Council Plan No. 5156 Set BB Sheet 29 detailing the 'No Stopping' and 'No Parking' signage on Mundarra Way adjoining Batemans Bay Public School, North Batemans Bay be approved.
3. Installation of an accessible parking space within the carpark near the boat ramp on Kingston Place, Tomakin to provide access to the public toilet be approved.
4. Council Plan No. 5344 Set B Sheet 01 detailing the signage and line marking associated with the median islands on George Bass Drive at the intersections with Nurla Avenue and Mulgowrie Street, Malua Bay be approved.
5. Council Plan No. 5327 Set A Sheet 06 detailing the signage and line marking associated with the bus stop within the off street carpark on Hector McWilliam Drive east of Princes Highway intersection, Tuross Head be approved.
6. Council Plan No. 4409 Set C Sheet 03 detailing the signage and line marking associated with the proposed roundabout at intersection of Ford Street and Ford Lane, Moruya be approved.

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

Division

For the Motion: Clrs L Brown, P Constable, L Innes, A Mayne, P McGinlay, M Nathan, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

3. COMMUNITY, ARTS AND RECREATION REPORTS

CAR21/009 COMMUNITY DEVELOPMENT AND YOUTH GRANTS

File Ref: S003-T00026; S003-T00045

21/63 MOTION Councillor Tait/Councillor Thomson

THAT Council:

1. Accept a \$50,000 grant from the Foundation for Rural and Regional Renewal (FRRR) 2020 Back to School Bushfire Response Program; and
2. Accept a \$5000 grant from the Office for Regional Youth Holiday Break program.

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

Division

For the Motion: Clrs L Brown, P Constable, L Innes, A Mayne, P McGinlay, M Nathan, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

4. DELEGATE REPORT

Nil

5. URGENT BUSINESS

Nil

6. DEALING WITH MATTERS IN CLOSED SESSION

Nil

7. CONFIDENTIAL MATTERS

Nil

THE MEETING CLOSED AT 11.11AM

CHAIRPERSON

Chairperson of the Ordinary Council Meeting held on Tuesday, 25 May 2021 at which meeting the signature hereon was subscribed.