



# **Minutes**

**Ordinary Meeting of Council**

**9 June 2015**



**ORDINARY MEETING OF COUNCIL**  
**HELD IN THE COUNCIL CHAMBERS, MORUYA**  
**ON TUESDAY 9 JUNE 2015**

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**MINUTES OF THE  
ORDINARY MEETING OF COUNCIL  
HELD IN THE COUNCIL CHAMBERS, MORUYA  
ON TUESDAY, 9 JUNE 2015  
COMMENCING AT 10.01AM**

**PRESENT:** Councillor Lindsay Brown, Mayor (in the Chair)  
Councillors Danielle Brice, Neil Burnside, Gabi Harding, Milton Leslight, and Peter Schwarz

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

**1. WELCOME AND EVACUATION MESSAGE**

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

**2. APOLOGIES**

**APOLOGY**

**15/87 MOTION** Councillor Harding/Councillor Brice

THAT apologies be received from Councillors Thomson, Innes and Pollock and leave of absence be granted.

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

**3. QUESTIONS FROM PUBLIC GALLERY (AGENDA ITEMS ONLY)**

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

Nil

**4. PRESENTATIONS**

Nil

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

**15/88 MOTION** Councillor Harding/Councillor Burnside

THAT the minutes of the Ordinary Meeting held on 26 May 2015 be confirmed.

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

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

Nil

**7. MAYORAL REPORTS**

**M15/002 MANAGEMENT OF FLYING FOXES - WATER GARDENS, BATEMANS BAY**

E15.9191

**15/89 MOTION** Councillor Brown

THAT:

1. Council receive a report at its meeting on 23 June 2015, making recommendations to Council on the potential to undertake emergency management actions and to prepare a Grey-Headed Flying-Foxes Camp Management Plan.
2. Council support the Mayor:
  - Raising the issues and need for NSW and Australian Governments' financial assistance at the Country Mayors meeting being held on 12 June 2015;
  - Seeking a meeting of a delegation of Mayors with the NSW Minister for the Environment;
  - Seeking the support of our local Member for Bega, the Hon. Andrew Constance MP and Member for Eden-Monaro, Dr Peter Hendy MP.
3. Council continue to work with the Office of Environment and Heritage on potential financial assistance for the preparation of the Grey-Headed Flying-Foxes Camp Management Plan.
4. Council review the Water Gardens area maintenance requirements, costs of maintaining the grounds and infrastructure, site usage, benefits and alternative arrangements

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

**8. NOTICES OF MOTION**

Nil

**9. QUESTIONS ON NOTICE FROM COUNCILLORS**

Nil

**10. PETITIONS**

Nil

**11. GENERAL MANAGER'S REPORTS**

Nil

**12. PLANNING AND SUSTAINABILITY REPORTS**

**PSR15/018 NAROOMA COASTAL INLETS FLOOD STUDY**

File Ref: E11.5377

**15/90 MOTION** Councillor Harding/Councillor Brice

THAT Council:

1. Place the draft Narooma Coastal Inlets Flood Study on public exhibition for a period of 42 days commencing Friday 19 June 2015.
2. Hold two community information sessions during the exhibition period of the Narooma Coastal Inlets Flood Study.
3. Receive a report following the exhibition period summarising any issues raised.
4. Note the draft flood study covers the coastal inlets of Mummaga Lake, Kianga, the Duck Pond at Dalmeny and Wagonga Inlet and represents progress towards replacing Council's interim coastal hazard adaptation code, and that this is happening ahead of the completion of the Coastal Zone Management Plan.

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



**PSR15/019 INFRASTRUCTURE DESIGN STANDARD**

File Ref: E15.9238

**15/91 MOTION** Councillor Burnside/Councillor Harding

THAT

1. The draft Infrastructure Design Standard and amended Engineering Design Standards Policy be placed on public exhibition for a period of 42 days.
2. A further report be provided to Council following the exhibition period.
3. Council replace table 5 – Rural road characteristics on page 29 of the Infrastructure Design Standard with the following table:

<b>Road type</b>	<b>Indicative maximum traffic volume</b>	<b>Minimum reserve width</b>	<b>Minimum seal width</b>	<b>Minimum shoulder width</b>	<b>Kerb and gutter</b>
Access road (minor)	250vpd	20.0 m	6.5m	0.5m	Refer to 3.4.9
Local road	<1000vpd	25.0m	7.2m	0.6m	Refer to 3.4.9
Collector road	<2000vpd	25.0m	8.0m <sup>(5)</sup>	0.75m	Refer to 3.4.9

**Table 5 – Rural road characteristics**

**Notes:**

Important: Table 5 must be read in conjunction with the following:

1. These seal widths apply where waste collection vehicles are allowed to travel on the unsealed shoulders of the court bowl, on the condition that the shoulders are designed with full depth pavement
2. These seal widths and kerbs apply where cul-de-sacs include kerbing
3. Classifications and construction of new roads are to be in accordance with Council's Roads Management Plan and Road Asset Management Plan
4. In accordance with Section 94 Contribution Plan – Rural Roads
5. Consideration should be given to the needs of cyclists

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

**13. INFRASTRUCTURE REPORTS**

**IR15/026 FUNDING OFFER - AUSTRALIAN GOVERNMENT'S BLACK SPOT PROGRAM  
2015-16**

File Ref: E90.0713

**15/92 MOTION** Councillor Brice/Councillor Burnside

THAT Council endorse the actions taken to accept the following offers of funding under the Australian Government's Black Spot Program 2015-16:

1. Moruya – Murray Street - install median islands and additional 'Give Way' signage at intersection with Evans, Thomas, Hawdon and Luck Streets - \$81,000.
2. Moruya – Thomas Street - install median islands and 'Give Way' signage at intersections with Shore and Campbell Streets - \$36,000.

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

**14. FINANCE AND BUSINESS DEVELOPMENT REPORTS**

**FBD15/044 MORUYA AIRPORT BUSINESS CASE**

File Ref: E13.7122

**15/93 MOTION** Councillor Brice/Councillor Burnside

THAT Council:

1. Endorse the Moruya Airport Business Case;
2. Continue with the Moruya Airport Redevelopment Project;
3. Seek expressions of interest for additional commercial hangar space next to the existing hangars on the eastern side of the Moruya Airport runway.

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

**FBD15/045 INVESTMENTS AND BORROWINGS AS AT 30 APRIL 2015**

File Ref: E99.3517

**15/94 MOTION** Councillor Burnside/Councillor Schwarz

THAT:

1. The certification that the investments as at 30 April 2015 have been made in accordance with the Act, the Regulations and Council's investment policies, in accordance with the provision of Clause 1 (Reg 212) of the Local Government (General) Regulation 2005, be received.
2. Loans be raised in accordance with Council's borrowing policy of \$5.74m as detailed in this report and Council's Seal be affixed to the loan agreement documentation.

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

**FBD15/046    STORMWATER DRAINAGE EASEMENTS - MORUYA**

File Ref: 95.9400.B; 88.0681.S

**15/95    MOTION** Councillor Harding/Councillor Brice

THAT:

1. All actions necessary be taken for the acquisition of easements for drainage purposes within Lots 12, 13, 15 and 16 Section 25 DP 758710 and Lots 7 and 8 DP 778743 in accordance with Council's Land Acquisition and Disposal Policy.
2. All survey, valuation and legal costs including the registered proprietors' reasonable legal costs associated with the acquisition of the easements be borne by Council.
3. Consent be given to affix the Common Seal of Council to the Plan of Easements within Lots 12, 13, 15 and 16 Section 25 DP 758710 and Lots 7 and 8 DP 778743.

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

**FBD15/047 WAREHOUSE TENDER FOR ARCHIVES FACILITY**

File Ref: E97.1574

**15/96 MOTION** Councillor Burnside/Councillor Brice

THAT Council:

1. Consolidate all record archives locally in a leased warehouse;
2. Accept the preferred tender, GMSS Partnership, for warehousing Council's records archives (a 10 year lease with a 5 year option);
3. Consent to affix the common Seal of Council to the lease for record archives.

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

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

**CAR15/006 NAIDOC WEEK GRANTS**

File Ref: E15.9174

**15/97 MOTION** Councillor Harding/Councillor Brice

THAT Council approve the recommendations detailed in the confidential attachment, awarding NAIDOC Week grants to three organisations nominated for the 2014/15 financial year.

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

**16. DELEGATE REPORT Nil**

**17. URGENT BUSINESS**

**15/007 OFFICE OF LOCAL GOVERNMENT – PUBLIC APOLOGY E13.7162**

**The Mayor** advised that a letter had been received from the Office of Local Government regarding Councillor Milton Leslight and a Code of Conduct issue. In that letter it is stated that Councillor Leslight is required to provide an apology at the Council meeting on 9 June 2015. The Mayor asked Councillor Leslight if he would be making such an apology.

Councillor Leslight advised he would not be making an apology.

The Mayor then advised he would pass this information on to the Office of Local Government.

**15/008 PUBLIC FORUM E15.9042**

**Councillor Danielle Brice** advised that a speaker wished to address Public Forum but was unable to book in as yesterday was a public holiday. Councillor Brice quoted from Council's website which says speakers must register by 12 noon on the day before a Council meeting.

The General Manager advised that Council's Code of Meeting Practice states that speakers must register by 12 noon on the business day prior to a Council meeting, which due to the public holiday Monday was Friday 12 noon. However given that there is an omission in the wording on the website, it is recommended that the speaker be advised that he will be able to speak today. The website will be updated today to reflect the Code of Meeting Practice.

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

Nil

E15.9004

The Mayor passed on Council's congratulations to the team who assisted the owners of Badgelink with temporary premises following the loss of their premises in the recent fire at Moruya Industrial Estate.

**THE MEETING CLOSED AT 10.46AM**

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CHAIRPERSON

Chairperson of the Ordinary Council Meeting held on Tuesday 23 June 2015 at which meeting the signature hereon was subscribed.