



AGENDA

Ordinary Meeting of Council

31 July 2018

**ORDINARY MEETING OF COUNCIL
TO BE HELD IN THE COUNCIL CHAMBERS, MORUYA**

ON TUESDAY 31 JULY 2018

COMMENCING AT 10.00AM

AGENDA

(Proceedings of this meeting will be recorded as per Eurobodalla Shire Council's Code of Meeting Practice)

- | | |
|---|-----------------|
| 1. WELCOME, ACKNOWLEDGEMENT OF COUNTRY & EVACUATION MESSAGE | |
| 2. APOLOGIES
Nil | |
| 3. PUBLIC FORUM (AGENDA ITEMS ONLY) | |
| 4. CONFIRMATION OF MINUTES OF PREVIOUS MEETING
4.1 Ordinary Meeting held on 26 June 2018 | |
| 5. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA
(Declarations also to be made prior to discussions on each item) | |
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DR CATHERINE DALE
GENERAL MANAGER

MR18/004 PUBLIC ART

File Ref: E06.0162

Attachments: 1. Examples of Public Art

EXECUTIVE SUMMARY

Eurobodalla is currently experiencing significant growth in creative arts infrastructure, events and programming. As part of this growth it is important to consider Council's role in the planning and development of art in our public spaces.

Well considered public art has the ability to engage community members, excite, amuse and challenge, foster public discourse and reinvigorate a community's sense of place, pride, identity and connection.

Permanent and ephemeral public art works reinforce and highlight cultural traditions, heritage and reflect the community's temperament and distinctive qualities.

Council must take a leadership role in the arena of public art and investigate opportunities for the ongoing resourcing and development of public art across our Shire.

RECOMMENDATION

THAT Council:

1. note that there is a forthcoming draft Creative Arts Action Plan to be presented to Council to consider including actions to prepare and resource a Public Art Strategy;
2. support the investigation a variety of funding opportunities, including a percent for art system on large capital projects for ongoing resourcing and maintenance of public art in Eurobodalla; and
3. explore the possibility of embedding public art as a requirement of high value developments.

REPORT

With the development of significant growth in creative arts infrastructure, events and programming in Eurobodalla I believe we have the capacity to position our Shire as the creative gateway to the South East Region. As part of this process we must consider Council's role in the arena of public art and its importance in place making and identity for our community.

Public art refers to both indoor and outdoor spaces that are accessible to the wider public such as parks, open plazas, road reserves, community centres, libraries etc.

The practice of engaging creative professionals to activate spaces and connect communities is on the rise across Australia with extraordinary results. Spaces that surprise, delight, inform and bring communities together can be found around the country and we should look at these examples as models for our own unique spaces.

Art destined for the public domain has very specific prerequisites that do not necessarily apply to other artworks. These include considerations surrounding location, safety and ongoing costs. Our role at Council is to ensure that all public art in our Shire is well planned, well designed and specific to the location it will be placed. It should complement and enhance our natural and

MR18/004 PUBLIC ART

E06.0162

built environments and reflect our unique character, history, values and aspirations. Public art works can include:

- Stand-alone sculptural works of art
- The involvement of artists working on integrated elements within urban infrastructure or the fabric of a building
- Artworks that may be integrated within landscaping projects or maybe the landscaping or earthworks themselves, and
- Temporary/ephemeral works of art.

Public art can be resourced in a variety of ways. These include grant funding, budget allocations, gifts and bequests, open competitions, philanthropy, development requirements and percent for art systems. Percent for art is successfully used around the world to secure ongoing funding for public art. It requires a small percentage of a budget for capital works over a certain amount be put aside for public art. It also ensures that the artwork is integrated into the design and the location at the beginning of the process rather than retro fitting a piece of art at the end, which can be problematic.

Council should investigate all these funding opportunities for public art in our Shire as well as exploring the possibility of requiring a public art component in designs from prospective developers in Eurobodalla.

Beyond aesthetics, well considered public art has the potential to assist the local economy via providing an additional tourism products, providing artists with work, and modelling creativity as a community value.







QON18/005 KYLA PARK

E17.1041

Responsible Officer: Dr Catherine Dale - General Manager

Attachments: 1. Kyla Park Grazing Lands Maps

The following question on notice was received from Councillor Anthony Mayne:

Question

The Kyla Park grazing lands, border Hector McWilliam Drive, Tuross, have been identified as an area of cultural significance. Council has previously worked with the Tuross community through consultations and public meetings to identify best practice for the management of this land.

There is a level of concern within the Tuross community that the proposed amendments to the draft rural lands strategy may change the possible uses to this area in question.

To address these concerns, what impact will the proposed changes to the zoning of Kyla Park in the LEP have on its potential use? Will the proposal to change and rezone Kyla Park Heritage Grazing Lots to RU1 Open Use result in any actual difference to how the land area can be used?

Response

Kyla Park Grazing Lands

The Kyla Park Grazing Lands were deferred from *Eurobodalla Local Environmental Plan 2012* (LEP 2012) and therefore retain their existing zoning of part 1(a) Rural Environmental Constraints and Agriculture and part 1(c) Rural Small Holdings under the *Rural Local Environmental Plan 1987* (Rural LEP 1987), (see Map 2 in Attachment 1).

The Rural 1(c) zone permits subdivision of the land to 2ha lots. No subdivision is permitted on the parts zoned Rural 1(a). Under the Rural Land Strategy (RLS) planning proposal the Kyla Park Grazing Lands are proposed to be rezoned to RU1 Primary Production with the larger lots having a minimum lot size of 100ha and the smaller lots having a minimum lot size of 20ha.

Given that all of the lots are already smaller than the proposed minimum lot sizes, this proposal will have the effect of preventing any subdivision of the lots.

The proposed RU1 zone is considered to be the closest zone to the existing 1(a) zone and the most appropriate zone to support the primary existing use of grazing. The exception is a small area proposed to be zoned RE1 Public Recreation in recognition of its current use as part of the Kyla Park Recreation Area.

The current heritage listing of the Kyla Park Grazing Lands in the Rural LEP 1987 is also proposed to be transferred to LEP 2012 as part of this planning proposal.

In effect the planning proposal better reflects and supports the primary use of Kyla Park for grazing.

Land Use Table

The proposed open land use table for the RU1 zone does not mean that the land will be proposed for alternative uses as any development of the land must be consistent with the existing Plan of Management for the land being the *Kyla Park Community Land Areas of Cultural Significance Plan of Management* and have regard to the heritage listing.

QON18/005 KYLA PARK

E17.1041

The land is also classed as *Community Land* under the *Local Government Act 1993*.

Summary

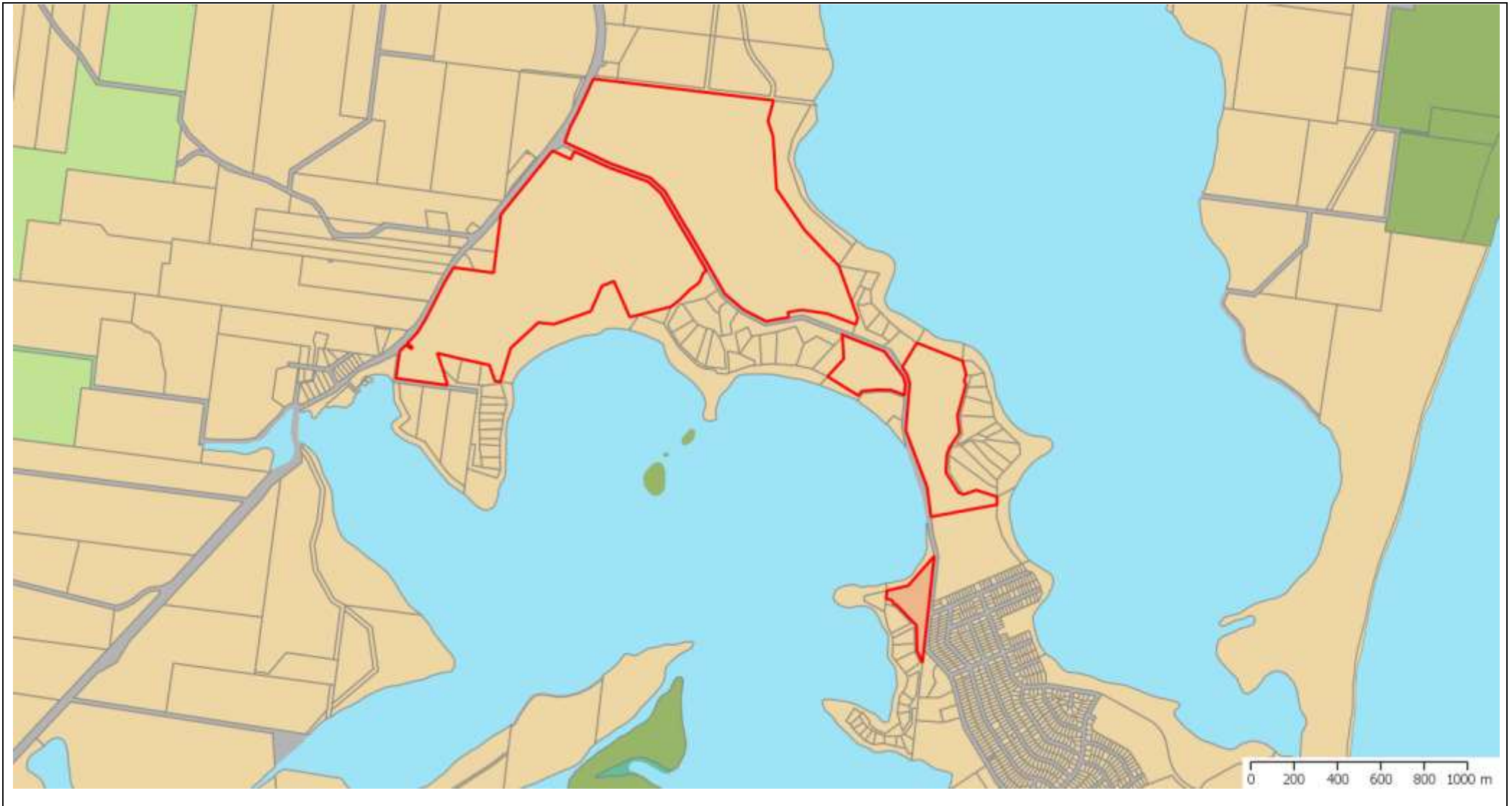
Given the retention of the heritage listing and there being no changes proposed to the applicable Plans of Management, the Kyla Park Grazing Lands will be retained in their current form and there will be no development on the land that is inconsistent with the heritage listing or the Plan of Management as a result of this planning proposal.



RECOMMENDATION

THAT the response to the question regarding Kyla Park raised by Councillor Anthony Mayne be received and noted.

QON18/005 KYLA PARK

ATTACHMENT 1 KYLA PARK GRAZING LANDS MAPS



	Kyla Park Grazing Lands	Scale 1:25000 at A4	
	This information is released by Eurobodalla Shire Council on the condition that the recipient of this document, or the reader of it, acknowledges that should they rely on any aspect of this document, they do so at their own risk and release Eurobodalla Shire Council of all liability and responsibility for any errors, omissions or inaccuracies contained within or arising from this information. This diagram has been compiled on the best available information, but can only be taken as a guide. Exact location should be physically determined on site.		

Current and Proposed Zoning and Minimum Lot Size Maps – Area 42

Current Zoning and Minimum Lot Size

Map 1 – Current Zoning of land under ELEP 2012

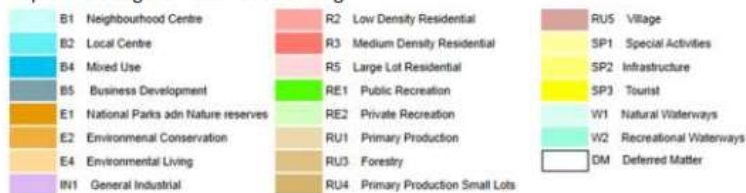


Map 4 – Current Minimum Lot Size (MLS) under ELEP 2012



Legends

Map 1 and 3 Legend – ELEP 2012 Zoning



Map 2 – Current Zoning of land under Rural LEP 1987



PET18/002 SAVE LAST AREA OF REMNANT BUSH ON PUBLIC LAND IN BROULEE VILLAGE

E15.9218.R

Responsible Officer: Anthony Mayne - Councillor

Attachments: 1. Confidential - Petition

Mossy Point Community Association.

MOTION

THAT the petition be included as a submission to the draft Captain Oldrey Park Masterplan.

BACKGROUND

Petition specifically states:

'Eurobodalla Shire Council has plans to develop Captain Oldrey Park, Broulee. This is the last area of remnant bush on public land in Broulee Village. We want to save this area for the present and future Broulee community.'

GENERAL MANAGER'S RESPONSE

Captain Oldrey Park is classified as a District Sports Park in the Recreation and Open Space Strategy (ROSS) 2018. ROSS Action C2 recommends completion of this Masterplan to ensure that usage capacity is increased, in keeping with demonstrated demand while balancing the need to retain and manage native vegetation elements within the precinct where practical.

The draft Masterplan vision for the Sports Park is 'to provide a high quality district sport and community recreation venue with regional-level netball facilities'. This Masterplan's objective is to establish a consistent direction and provide a framework for future improvement in line with this vision. It seeks to provide regional-quality netball facilities, high quality district rugby and football (soccer) fields, supporting sport and community facilities in a practical and attractive environment.

The Masterplan will provide a realistic and achievable landscape design and action plan that upgrades the capacity of Captain Oldrey Sports Park while balancing the established needs, requirements and capacity of the user groups, community and Council.

The draft Captain Oldrey District Sports Park Masterplan is scheduled to be presented to Council on 28 August 2018 for their endorsement to be placed on public exhibition for 28 days.

GMR18/013 JOINT ORGANISATION MEMBERSHIP

E10.4139

Responsible Officer: Dr Catherine Dale - General Manager

Attachments: Nil

Outcome: Innovative and Proactive Leadership

Focus Area: 9.1 Provide strong leadership and work in partnership to strategically plan for the future and progress towards the community vision

Delivery Program Link: 9.1.3 Advocate and collaborate to advance the region and address local issues

Operational Plan Link: 9.1.3.3 Develop and maintain strategic partnerships

EXECUTIVE SUMMARY

At its meeting on 13 February 2018, Council resolved to join a Joint Organisation comprising Bega Valley, Goulburn Mulwaree, Hilltops, Queanbeyan Palerang, Snowy Monaro, Upper Lachlan and Yass Valley.

On Friday 11 May 2018, the proclamation to create 11 Joint Organisations and the supporting regulations was published on the NSW Legislation website. Council is now mandated as a member of Canberra Region Joint Organisation (CRJO) by proclamation.

Following the proclamation, the Joint Organisations formally exist as entities. The CRJO held its first meeting on 29 June 2018 and established the foundational governance arrangements that are required for the Joint Organisation to be operational.

Joint Organisations will focus on regional strategic planning, intergovernmental collaboration and regional leadership and advocacy. The Joint Organisation's strategic regional priorities will be set in the context of the strategic plans of its member councils and the NSW Government.

Given that Joint Organisations are now entities, it is an opportune time to consider memberships of other sector agencies and incorporations.

RECOMMENDATION

THAT:

1. Council note its membership of the Canberra Region Joint Organisation.
2. Council consider its sector memberships given the role of the Canberra Region Joint Organisation.

BACKGROUND

At its meeting on 13 February 2018, Council resolved to join a Joint Organisation comprising Bega Valley, Goulburn Mulwaree, Hilltops, Queanbeyan Palerang, Snowy Monaro, Upper Lachlan and Yass Valley. Council is now mandated as a member by proclamation.

The CRJO has been one of the strongest advocates to the NSW Government for formally creating Joint Organisations. The CRJO has been functioning as a Joint Organisation since its inception in 2010, formally as a Management Committee and more recently as an

GMR18/013 JOINT ORGANISATION MEMBERSHIP

E10.4139

unincorporated association, auspiced by Queanbeyan Palerang Council. The proclamation of the Joint Organisation formalises it as an entity.

This current composition also aligns with the NSW strategic growth planning regions, documents, tourism and communiques.

CONSIDERATIONS

Membership of a Joint Organisation provides benefits and opportunities to councils in regional NSW.

The Office of Local Government (OLG) have published a Joint Organisation Implementation Guidance Booklet, which can be found at

https://www.olg.nsw.gov.au/sites/default/files/OLG_Joint_Organisation_Implementation_Guide_May_2018.pdf

To assist councils with the implementation of the Joint Organisation, OLG has assigned officers to each Joint Organisation to provide direct support and has established an online portal to share information between Joint Organisations. The OLG will also be scheduling regular teleconferences with the Executive Officers of Joint Organisations.

Council has been working with the CRJO to ensure the smooth transition to the new entity which formally commenced on 1 July 2018.

The Mayors of the member councils will continue to form the Board.

In addition to the Joint Organisation, Council is a member of many different sector organisations. These include Local Government NSW (LGNSW), Australian Coastal Councils Conference, Australian Local Government Womens Association (ALGWA), Floodplain Management Committee and Country Mayors Association.

A number of different organisations, within the South East Region, exist in which Council is also a member. These include South East Arts, South East Australian Transport Strategy (SEATS) and South East Regional Academy of Sport (SERAS).

It is considered that it is now appropriate, with the commencement of the JO, for Council to review its sector memberships.

Legal

Joint Organisations were proclaimed on 11 May 2018 and commenced as an entity on 1 July 2018.

The Joint Organisation is in accordance with the *Local Government Amendment (Regional Joint Organisations) Bill 2017*.

Economic Development Employment Potential

The councils in the Joint Organisation area are all covered under the South East and Tablelands Regional Plan, the Premier and Cabinet region and Destination Southern NSW.

Council has benefited from its membership with Canberra Region Joint Organisation and includes grant funding for waste initiatives, joint international promotion of economic and tourism opportunities, cost saving initiatives through joint procurement practices and energy efficiency savings.

GMR18/013 JOINT ORGANISATION MEMBERSHIP

E10.4139

Financial

In 2017-18, Council paid \$27,729 (excluding GST) in membership fees to the Canberra Region Joint Organisation.

CONCLUSION

member of Canberra Region Joint Organisation by proclamation.

GMR18/014 2018 LOCAL GOVERNMENT NSW ANNUAL CONFERENCE

E15.9021

Responsible Officer: Dr Catherine Dale - General Manager
Attachments: Nil
Outcome: Innovative and Proactive Leadership
Focus Area: 9.1 Provide strong leadership and work in partnership to strategically plan for the future and progress towards the community vision
Delivery Program Link: 9.1.2 Implement effective governance
Operational Plan Link: 9.1.2.3 Assist the Councillors in meeting their statutory obligations and roles

EXECUTIVE SUMMARY

This report presents details of the Local Government NSW Annual Conference to be held in Albury from 21 October - 23 October 2018 and seeks a resolution from Council on the number of delegates to attend the Conference and identification of any issues, together with proposed solutions/motions, that Council may wish to have considered at the Conference.

RECOMMENDATION

THAT Council determine whether it wishes to be represented at the Local Government NSW Annual Conference 2018 to be held in Albury from 21 October - 23 October 2018 and if it so determines:

1. The Mayor be nominated as one voting delegate and Council nominate other voting delegates, together with observers as determined, to attend the Conference;
2. Council's delegates and observers be reimbursed out of pocket expenses in accordance with Council's policy;
3. Council consider issues and proposed solutions/motions for submission to the Local Government NSW Conference.

BACKGROUND

The Annual Conference of Local Government NSW (LGNSW) is the policy making event for the general purpose councils, where local councillors can come together to share ideas and debate relevant issues.

CONSIDERATIONS

The Conference will be held on Sunday 21 October to Tuesday 23 October 2018 at the Albury Entertainment Centre in Albury.

A draft program and details of the 2018 Conference are available on the Local Government NSW website at: <https://www.lgnsw.org.au/events-training/local-government-nsw-annual-conference>

GMR18/014 2018 LOCAL GOVERNMENT NSW ANNUAL CONFERENCE

E15.9021

Delegates

Council's policy on Councillors' Expenses and Facilities provides that all Councillors can attend the Local Government NSW Annual Conference if they wish.

Each financial member of LGNSW is entitled to a certain number of voting delegates, and in accordance with the formula for calculating members' voter entitlements, Eurobodalla Shire Council has three voting delegates. Further information on voting entitlements is available at: <https://www.lgnsw.org.au/events-training/local-government-nsw-annual-conference/voting-delegates-1>

It has been the practice for the Mayor to be one of Council's voting delegates.

Council can also nominate non-voting delegates to attend the conference as observers.

Issues for Consideration at Conference

All members are able to put forward motions to be considered at the Conference.

Proposed motions should be strategic, affect members state-wide and introduce new or emerging policy issues and actions. Members are encouraged to review the Action Reports from previous Conferences before submitting motions for the 2018 Conference to gauge current advocacy and observe the content and language of carried resolutions.

Registration

Early bird registration is \$840 if paid by 17 September 2018, or \$940 if received after that date. Cancellations up to 9 October will be eligible for a full refund less a \$110 administration fee. Cancellations after 9 October are not refundable.

Accommodation, Travel and Sustenance

Council will reimburse or pay registration fees, accommodation, meals, parking, telephone and travel expenses associated with attendance at the conference plus any other reasonable and directly related out of pocket expenses.

Accommodation is restricted to a maximum 4½ star rating and where possible at the conference venue to avoid other costs.

CONCLUSION

shape the way we are governed.

PSR18/066 COMPANION ANIMAL MANAGEMENT PLAN REVIEW

E18.1259

Responsible Officer: Lindsay Usher - Director, Planning and Sustainability Services

Attachments: 1. Under Separate Cover - Draft Companion Animal Management Plan 2018
2. Under Separate Cover - Maps
3. Under Separate Cover - Summary Table - Dog Exercise Areas Table
4. Under Separate Cover - Feedback Summary
5. Under Separate Cover - Marine Parks and NPWS responses
6. Under Separate Cover - Confidential - Public Submissions

Outcome: Strong Communities, Desirable Lifestyle

Focus Area: 1.1 Work in partnership to ensure safety at home and within the community

Delivery Program Link: 1.1.2 Deliver legislated health protection and regulatory programs

Operational Plan Link: 1.1.2.2 Provide companion animal management services

EXECUTIVE SUMMARY

The purpose of this report is to seek Council's endorsement to publicly exhibit the draft Companion Animal Management Plan 2018 (hereafter referred to as the Plan – see Attachment 1). The draft Plan has undergone community consultation and significant feedback has been received.

The draft Plan has been amended following community consultation, with a focus on the dog exercise areas across Eurobodalla.

The aim of the draft Plan is to balance community amenity, animal welfare and environmental management, while promoting the benefits of responsible pet ownership, consistent with the requirements of the *Companion Animals Act 1998*.

There are a variety of views within our community on dog exercise areas and responsible pet ownership. These have been taken into consideration along with the legal, environmental and safety constraints surrounding the permissibility of dogs in public areas. Achieving a balance for dog owners, non-dog owners and people who do not wish to interact with dogs in public places, will not satisfy everyone in each location. The draft Plan has endeavoured to find a fair and equitable balance between the competing users and usage of public areas.

The draft Plan also focuses on responsible pet ownership and the requirements for pet owners to have their pet under effective control at all times and to minimise impacts on others.

A major change from the current plan is the reduction from the existing five to three dog exercise arrangements. This includes 24 hour dog access, prohibited areas and time share off leash. The draft Plan and Summary Table of Dog Exercise Areas (see Attachment 3), identifies the existing arrangements, the initial proposal and the recommended dog exercise areas in localities across Eurobodalla. The draft Plan contains the maps for the dog exercise areas (see Attachment 2).

PSR18/066 COMPANION ANIMAL MANAGEMENT PLAN REVIEW

E18.1259

The draft Plan has almost doubled the 24/7 dog off leash areas from the current plan. Dog prohibited areas have also increased and this is primarily due to sections of beaches being restricted.

Where possible, there is a reduction in the dog arrangements at a single location to minimise confusion and often, a different dog exercise arrangement is available in adjoining locations (beach). The mix of arrangements caters for both dog owners and those who do not wish to interact with dogs.

RECOMMENDATION

THAT

1. Council publicly exhibit the draft Companion Animal Management Plan 2018 for 28 days.
2. Following public exhibition, a further report be provided to Council on the draft Companion Animal Management Plan 2018 inclusive of considerations of the submissions, recommending adoption.

BACKGROUND

Council adopted the first Companion Animal Management Plan in 1999 following the introduction of the *Companion Animals Act 1998*. The plan was subsequently reviewed and updated in 2005, 2008, 2011 and 2015. The current review was due in 2018/19 however Council brought this forward on 27 June 2017 (MR17/005 Minute 17/212):

4. Include an action in the Operational Plan to commence the review of the Council's Companion Animal Management Plan in 2017/18.

The review of the plan was brought forward following requests from residents about dog recreational areas across Eurobodalla and specific sites at Batemans Bay, Nelligen, Corrigans Beach Reserve and Dalmeny. These requests have come via comments and complaints, feedback to Councillors and on our facebook page, petitions, and formal submissions made to Council.

Some relevant Council meeting agendas and minutes about companion animal matters and particularly about dog exercise areas are:

- 13 December 2016 NOM16/010 Dog Recreational Venues
- 13 June 2017 CAR17/019 Dog Recreations Areas – Batemans Bay and CAR17/018 Dog Recreation Areas – Nelligen
- 10 October 2017 PET17/002 Fenced Off-Leash Dog Park, Corrigans Beach Reserve
- 24 October 2017 PSR17/059 Dog Recreation-Proposed Dog Exercise Areas
- 14 November 2017 NOM17/012 Companion Animals Management Plan- Exercising Dogs at Long Beach, PRS17/059 Dog Recreation – Proposed Dog Exercise Areas and PET17/003 Off-leash Dog Park at Evans Point, Dalmeny.

The review of the Plan has included a comprehensive assessment of the dog exercise arrangements across Eurobodalla with consideration of community feedback.

PSR18/066 COMPANION ANIMAL MANAGEMENT PLAN REVIEW

E18.1259

In addition the review has included but not been restricted to:

- review of previous Eurobodalla Companion Animal Management Plans
- review of similar plans and exercise area examples from other councils
- audit of dog signage across Eurobodalla and signage usage in other local government areas
- review of informal areas that are commonly used for off-leash dog exercise areas
- review of statistics regarding complaints and issues associated with companion animals
- liaising with roundtable group consisting of representatives from, Animal Welfare League, dog training groups, veterinarians, sporting clubs, surf clubs, National Parks and Wildlife Service, and Batemans Marine Park
- analysis of community survey results
- analysis of community feedback from drop-in sessions and written feedback
- consideration of environmental impacts of dogs and public safety constraints
- consideration of dog access on sporting fields
- review of existing, the initial proposal and draft recommendations for dog exercise areas

CONSIDERATIONS

The varied and often opposing views, both for and against dogs in public spaces, highlights the need for a balanced and considered approach to managing competing usage and the limited number of suitable areas in Eurobodalla Shire. It is important to provide areas for pet owners to readily exercise their companion animals taking into consideration legislative requirements, public safety and environmental constraints.

There was significant community interest in the dog exercise areas and where dog owners can take their pets; this was generally focused on the specific locations that the public could access to exercise their dogs. Items such as dog poo bag dispensers, dogs on sporting fields, signage, compliance and improving responsible pet ownership have also been highlighted by the community.

Of 2,505 responses, 2,369 (94.57%) identified at least one area they were interested in, the main survey findings include:

- 83% of those who responded indicated that the dog owner should provide dog poo bags
- 80.37% identified that they are dog owners
- 79.65% of survey respondents identified that they are a Eurobodalla resident
- 79% of dog owners who responded indicated that they prefer the beach area for dog exercise.
- 66% of those who responded indicated that dogs should be allowed on sporting fields

PSR18/066 COMPANION ANIMAL MANAGEMENT PLAN REVIEW

E18.1259

The community survey feedback summary (see Attachment 4) includes the statistics, results and some overall ideas and themes identified for localities. The public comments and written feedback have provided further context and assisted in understanding community aspirations for dog exercise areas and responsible pet ownership. These survey results have been on Council's website since May 2018.

PSR18/066 COMPANION ANIMAL MANAGEMENT PLAN REVIEW

E18.1259

Dog Exercise Areas




The community feedback primarily indicates:

- support for simplifying the dog exercise areas and the draft Plan reduces the existing five to three dog exercise arrangements
- support for timeshare off-leash and the draft Plan has identified timeshare to be off-leash areas. The feedback was overall not supportive of timeshare on-leash
- interest was mainly focused on singular areas that individuals utilised and not on the adjoining areas
- support for the increase in 24 hour off-leash areas
- support for increased education, ranger presence, improved signage and enforcement of the rules.

The draft Plan identifies three dog exercise arrangements which are based on a traffic light system where red = prohibited, orange = timeshare off-leash, and green = 24 hour off-leash.

It is important to note that not all current or proposed timeshare areas are automatically timeshare off-leash areas (see draft Plan and maps). Consideration of a balance of prohibited, off-leash and timeshare (off-leash) locations has been undertaken and is reflected in the dog exercise areas maps and in the draft Plan.

The draft Plan identifies the dog exercise areas as:

-  **Off-leash:** Dogs allowed at all times.
-  **Timeshare:** From 1 November to 30 April dogs allowed on or off-leash before 9am and after 5pm, and prohibited during the day from 9am to 5pm.
From 1 May to 31 October dogs allowed on or off-leash at all times.
-  **Prohibited:** No dogs at any time.

Attachment 3 - Summary Table Dog Exercise Areas shows existing arrangements, the initial proposal and the draft Plan recommendations. This follows the review of community feedback, Roundtable group feedback along with consideration of the environmental constraints in an attempt to find a balance for all users of community land under consideration in the draft Plan.

The draft Plan identifies the dog exercise areas across Eurobodalla along with responsible pet ownership and further considers the following items based on the community feedback.

The recommended off-leash increases from 15 existing locations to 29. There are 17 timeshare off-leash areas recommended and 10 beaches where the exercising of dogs is prohibited along with part prohibition at localities across Eurobodalla. Note: National Parks beaches are all prohibited areas for dogs.

1. Dog owners are responsible for picking up and appropriate disposal of their animals' faeces
83% of those who responded to the survey indicated that the dog owner should provide dog

PSR18/066 COMPANION ANIMAL MANAGEMENT PLAN REVIEW

E18.1259

poo bags. Comments were also received about the need for easy access to bins to encourage proper disposal of animal waste.

An audit of bins at the primary beach access areas, carpark and off-leash reserve areas has identified that although bins are not provided at every access point, they are generally accessible from dog exercise areas throughout Eurobodalla.

There are environmental considerations associated with Council providing dog poo bag dispensers including the usage of plastic, incorrect disposal of the plastic and dog faeces, the reliance on Council supplied bags, and vandalism of the dispensers. National Parks and the Batemans Marine Park advocate that dog owners should pick up their pet's dog faeces and that Council should not provide the dispensers. In addition on the 9 May 2017 Councillors moved a motion (NOM17/007) regarding the usage of single use plastic bags where Council is seeking to reduce the usage of disposable plastic items and formalise a policy to ensure that all Council activities and events on Council land seek to eliminate the use of disposable plastic items.

Draft Companion Animal Management Plan Recommendation:

- 1.1 Council phase out dog poo bag dispensers; seek and encourage alternatives to single use plastic and enforce compliance with removal of dog faeces.

2. Dogs on sporting fields- mixed views

66% of those who responded to the survey indicated that dogs should be allowed on sporting fields. Subsequent consultation with those sporting clubs that utilise these areas, indicated opposition to allowing dogs on the fields given the potential amenity and public health issues associated with dog faeces and urine being present on the playing fields. Concerns from sporting clubs included the current issues they face with their pre-game risk management inspections which requires the club volunteers to clean up fields prior to sporting activities being undertaken.

Many survey comments related to the management of dog faeces on sporting fields and that dog owners should pick up their dog faeces and Council should enforce this requirement.

The survey indicated that a proposed dog trial area at the Hanging Rock Precinct was supported.

Draft Companion Animal Management Plan Recommendation:

- 2.1 dogs be prohibited at all times from being on the actual fields of play where formal community sports are played.
- 2.2 dogs be allowed on-leash around sporting reserves (i.e. dogs allowed on the sidelines, associated access tracks, non-playing field areas) while under the care and control of a competent person.
- 2.3 a dog training area be permissible at Hanging Rock for a 12 month trial on Mondays 3pm-7pm (Note: public liability insurance may be required; bookings and payment for usage of area is required). Effective from the date of adoption of the draft Plan.

Further consideration of this proposed dog training area to be undertaken as part of the review of the current Masterplan for the Hanging Rock Precinct due to commence in 2019. This would

PSR18/066 COMPANION ANIMAL MANAGEMENT PLAN REVIEW

E18.1259

include a review of the usage of the trial, community support or otherwise and sporting aspirations for the precinct.

3. Beach areas are preferred for dog exercising

79% of dog owners who responded indicated that they prefer the beach area for dog exercise. This was followed by 11% who prefer a grass, fenced area. Further consultation with dog training groups has identified that fenced dog training facilities are preferred and that alternatively, dog training can occur on-leash in reserve areas where permissible.

Draft Companion Animal Management Plan Recommendation:

- 3.1 additional reserve off-leash areas include reserves at Surf Beach, Nelligen, Dalmeny and a trial at Hanging Rock sporting complex be implemented. If any of these areas were sought for usage for formal dog training, bookings and associated fees and charges would apply.
- 3.2 NATA Oval, Narooma continues as a 24 hour off-leash area except during authorised events. Formal dog training occurs at this location also.
- 3.3 the draft Moruya Showground Masterplan has recommended a designated off-leash dog area for dog training.

The requirement for a dedicated dog park in the Batemans Bay area is yet to be substantiated and until such time as there is a demonstrated need and community support the usage for off-leash training in Batemans Bay, such activities can be accommodated by the proposed twelve month trial at Hanging Rock and potentially at the Surf Beach Reserve (unless the Pony Club or authorised events are being conducted).

4. Current signage and timeshare arrangements are confusing.

Where beaches have more than one dog exercise arrangement, users would benefit from signs on the beach. Signage also needs to be simplified where possible.

Draft Companion Animal Management Plan Recommendation:

- 4.1 implement revised signage and determine the most appropriate placement in each instance.

5. Improve responsible pet ownership including increasing ranger presence.

Draft Companion Animal Management Plan Recommendation:

- 5.1 develop partnerships and education programs with animal welfare organisations, dog training groups and RSPCA to encourage responsible pet ownership, microchipping and registration, increase rehoming and reduce incidents of complaints related to roaming, barking, menacing and dangerous dogs and roaming cats.
- 5.2 increase targeted Ranger patrols and enforcement particularly related to correct usage of dog exercise areas, disposal of dog faeces and the care and control of animals by a competent person.

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E18.1259

Legal

The *Companion Animals Act 1998* provides the legal framework for the effective and responsible care and management of companion animals. The Plan currently provides the mechanism to identify and regulate dog exercise areas and requirements.

Policy

The draft Plan, prepared in consultation with the community and stakeholders, includes details on animal, community and environmental issues, monitoring and review, exercise areas and prohibitions. A major focus of the draft Plan is the regulation of dog exercise areas, which includes the timeshare, off-leash and prohibited areas. The draft Plan was developed with the view to allow for competing uses at a range of popular locations within Eurobodalla.

Environmental

Consideration of the environment is important to ensure that native fauna and flora are not negatively impacted by dogs. The review has been conducted in consultation with National Parks and Wildlife Service and Batemans Marine Park. Dogs are prohibited in National Parks and intertidal zones in the Batemans Marine Park.

Consideration of Council managed beaches has included sensitive beach locations, areas adjoining National Parks or sanctuaries, potential or known shorebird nesting sites, intertidal zones and tidal or estuary islands. The intertidal zones (area that is above water at low tide and under water at high tide) also known as rocky platforms, sandflats, mudflats, salt marshes and wetlands are highly important for foraging habitat and accessed by a wide range of shorebirds, and native aquatic and fauna species. Hence these areas are prohibited to dogs.

Where dog exercise off-leash areas adjoin National Parks, buffers may be in place to improve habitat protection as recommended by the State agencies, as in the case of Broulee and Mystery Bay (see Attachment 5).

Asset

Beaches, natural areas and public reserves are community assets, highly valued for their natural beauty, recreational value and ecosystems. The usage of these areas requires a considered and equitable approach, balancing the needs of dog owners with those who do not want to interact with dogs in the environment.

Social Impact

The draft Plan recognises the positive benefits of pet ownership including but not limited to improved health and well-being of the owners. Alongside this, is responsible pet ownership and the potential impacts for both dog owners and non-dog owners such as barking, dangerous and menacing dogs, dog attacks, management of dog faeces and the locations of dog exercise areas.

Patrolled beaches and those heavily utilised for recreation, are prohibited or are on a timeshare arrangement for dog access. As the population increases, demographics change and with potential changes in public area usage, a review of the dog access arrangements may be required.

PSR18/066 COMPANION ANIMAL MANAGEMENT PLAN REVIEW

E18.1259

Financial

The current work on the draft Plan has been undertaken within the existing budget.

The draft Plan focuses on the revision of dog exercise areas across Eurobodalla. Upon adoption of the Plan, consideration and costing of the following will be required:

- development and installation of new signage
- communication strategy on dog exercise areas
- education program on responsible pet ownership
- compliance and enforcement

Community and Stakeholder Engagement

We have conducted extensive community and stakeholder engagement in the development of the draft Plan. A communication plan and engagement framework was developed and implemented. This included and was not restricted to the following:

Roundtable discussions

Three meetings conducted with Councillors, Council staff and representatives from RSCPA, animal welfare league, dog training organisations, veterinarians, sporting groups, surf lifesaving, National Parks, and Batemans Marine Parks.

Meetings with Council internal committees

Presented proposals for dog exercise areas to the Aboriginal Advisory, Youth and Disability Inclusion Access Committees.

Correspondence

Correspondence was distributed to range of groups including Chambers of Commerce, community associations, sporting groups, tourism networks, surf life saving clubs, animal welfare associations, aboriginal lands councils, Country Women's Associations, schools, Landcare Groups, hospitals and medical centres, Lions/Rotary, and Quota Clubs to notify them on the commencement of the review and how to participate.

Media releases and radio interviews

Media releases were issued on: 29 November 2017, 1 March 2018, 5 April 2018, 10 May 2018, and 19 June 2018. Radio interviews were conducted on 18 April and 19 June 2018.

Council's website

Webpages 'Have your say' and 'For pet owners'

Online News and Living in Eurobodalla

Residents newsletter with article 'paws to consider off-leash areas'

Signage Installed

Have your say signs installed at beach locations notifying the community of the consultation process

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Posting on Council's Facebook

We posted on the Council Facebook page to inform and actively get people involved, particularly encouraging the completion of the survey. The results from Facebook are not considered formal responses and are reported to Council in summary. The Facebook post on April 4 reached 7,196 people. It attracted 44 unique comments (not including replies), 51 shares and 45 reactions.

Conducted 12 drop-in sessions across Eurobodalla.

Between 550 to 680 people discussed or raised their feedback at the sessions which were conducted in April 2018.

Online Survey

2,505 responses were received and of those 2,369 identified at least one area they were interested in (information on Council website www.esc.nsw.gov.au/pets under 'dog exercise area review').

Written feedback

153 written items received - letters, emails, online submission feedback reviewed and considered (see Confidential Attachment 6).

We will consult with the community by seeking feedback through a 28 day public exhibition period where the draft Companion Animal Management Plan 2018 will be advertised via Council's Noticeboard pages in two local newspapers, media release, on Council's website, at the Batemans Bay, Moruya and Narooma libraries and Moruya customer service centre.

Council will place the draft plan on public exhibition for a period of not less than 28 days.

CONCLUSION

The draft Plan and the dog exercise areas have been prepared following consideration of the survey results, community feedback, previous complaints or matters that have been raised with Council in relation to the Plan, as well as the roundtable discussions, staff and agency experience.

The draft Plan has almost doubled the 24/7 dog off leash areas from the current plan. Dog prohibited areas have also increased and this is primarily due to sections of beaches being restricted.

The draft Plan also aims to reduce confusing timeshare arrangements by having only one timeshare off-leash arrangement where dogs access is permissible 24/7 for six months of the year (May-October) and for six months of the year before 9am and after 5pm. Dogs are prohibited between 9am and 5pm. (November to April).

alongside effective companion animal management.

**PSR18/067 DRAFT MOGO VILLAGE COMMERCIAL CENTRE DEVELOPMENT
CONTROL PLAN**

E15.9303

Responsible Officer: Lindsay Usher - Director, Planning and Sustainability Services

Attachments: 1. Under Separate Cover - Draft Mogo Village Commercial Centre Development Control Plan

Outcome: Responsible and Balanced Development

Focus Area: 6.1 Plan for growth and encourage increased investment and development outcomes

Delivery Program Link: 6.1.2 Review and prepare planning strategies, policies and studies

Operational Plan Link: 6.1.2.2 Review Mogo planning controls

EXECUTIVE SUMMARY

The purpose of this report is to seek Council's endorsement for the exhibition of the draft Mogo Village Commercial Centre Development Control Plan.

A draft Mogo Village Commercial Centre Development Control Plan has been prepared and, if adopted, would reintroduce relevant provisions of the former Mogo Village Commercial Centre Development Control Plan No. 170 related to historic character. Feedback from the Mogo community and Mogo Village Business Chamber was considered in the development of the draft.

The draft plan must be placed on public exhibition for 28 days and submissions received during this time considered by Council before deciding whether to adopt the plan in accordance with Part 3 of the *Environmental Planning and Assessment Regulation 2000*.

RECOMMENDATION

THAT Council:

1. Endorse the draft Mogo Village Commercial Centre Development Control Plan for exhibition for a period not less than 28 days.
2. Following public exhibition, a further report be submitted to Council for consideration of submissions and adoption of the Mogo Village Commercial Centre Development Control Plan.

BACKGROUND

The former plan was repealed in 2011 when Council adopted the Neighbourhood Centres Development Control Plan as part of the 2009-2011 review program that consolidated development control plans to make them simpler. While the Neighbourhood Centres Development Control Plan contains provisions requiring new development to be consistent with the existing or desired character of the place, it is less detailed than the former Mogo Village Commercial Centre Development Control Plan No. 170. Since it was repealed, there have been some requests from the community for it to be reinstated.

**PSR18/067 DRAFT MOGO VILLAGE COMMERCIAL CENTRE DEVELOPMENT
CONTROL PLAN**

E15.9303

To better understand how to address the requests for reinstating the former Mogo Development Control Plan, the Mogo community were invited to share their vision for Mogo in February 2017. Over 25 people attended an information session and ten written submissions were received.

Feedback from the Mogo community included the desire for planning controls to acknowledge and support the historic feel of buildings in the business area of the village. It was strongly suggested again that the provisions which related to the historic character from the former Mogo Village Commercial Centre Development Control Plan No. 170, be reinstated.

CONSIDERATIONS

A draft Mogo Village Commercial Centre Development Control Plan has been prepared that, if adopted, would reintroduce relevant provisions of the former Mogo Village Commercial Centre Development Control Plan No. 170. Feedback from the Mogo community and Mogo Village Business Chamber was considered in the development of the draft plan.

The draft plan is generally consistent with the format of other Council development control plans, while incorporating all relevant provisions from the former Mogo Development Control Plan.

The draft plan would apply to the land identified in figure 1 below and zoned B2 Local Centre in the *Eurobodalla Local Environmental Plan 2012*.

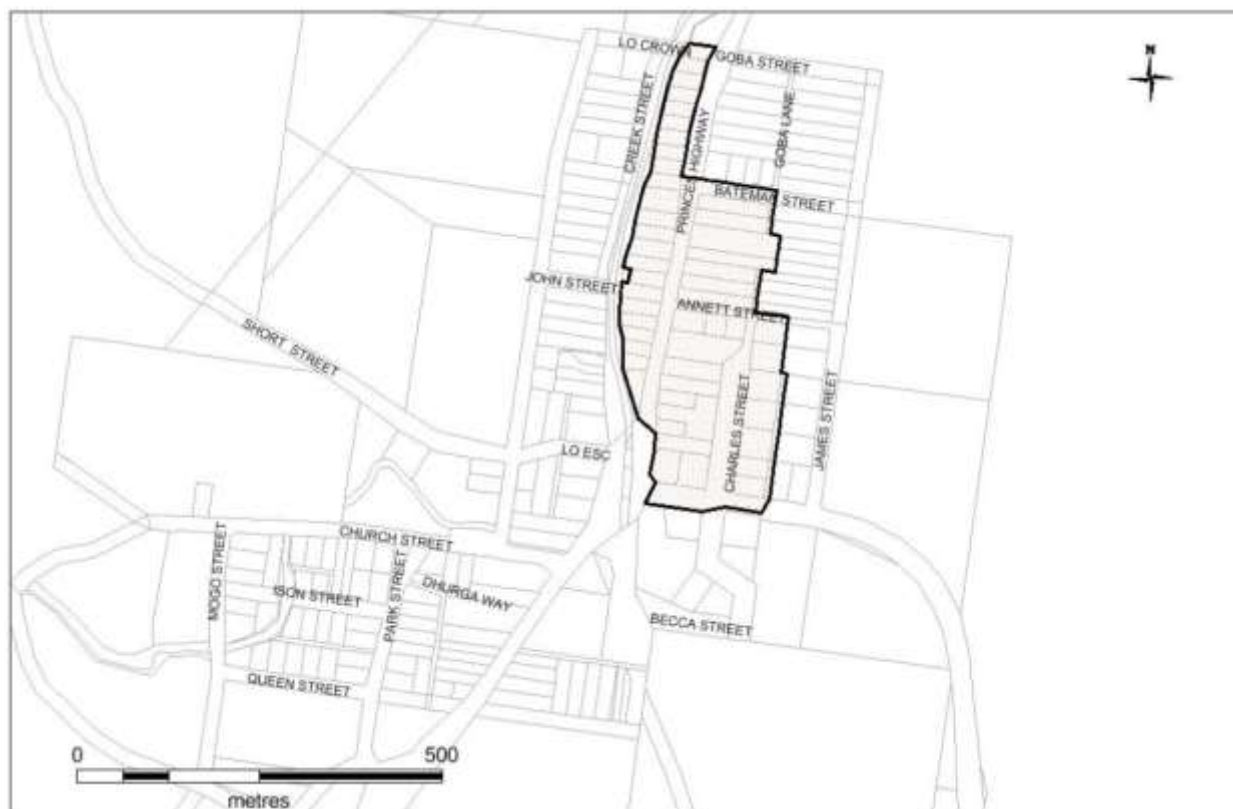


Figure 1: Land to which the draft Mogo Village Commercial Centre Development Control Plan is proposed to apply.

**PSR18/067 DRAFT MOGO VILLAGE COMMERCIAL CENTRE DEVELOPMENT
CONTROL PLAN**

E15.9303

The historic character of Mogo would be supported by the guidance in the draft plan. New development would resemble, or be sympathetic to, the original building stock. However, larger setbacks for new development would preserve the prominence of heritage listed buildings.

Provision in the draft plan also includes maintaining or improving pedestrian safety and access, and minimising risk to life and property damage by flooding.

Legal

Division 3.6 of the *Environmental Planning and Assessment Act 1979* states that a planning authority may prepare a development control plan to provide guidance to persons proposing to carry out development, and the consent authority assessing the development.

The draft plan must be placed on public exhibition for a minimum of 28 days and submissions received during this time considered by Council before deciding whether to adopt the plan in accordance with Part 3 of the *Environmental Planning and Assessment Regulation 2000*.

Policy

The draft plan provides guidance to applicants and assessing staff on the expectations for development in the Mogo commercial centre. The plan supports the aims of the *Eurobodalla Local Environmental Plan 2012* and the objectives for the B2 zone as stated in the Local Environmental Plan.

Environmental

The draft plan incorporates the most recent flood studies undertaken for Mogo to ensure development in accordance with the draft plan would not increase potential flood impacts.

Asset

The draft plan identifies a future drainage easement to improve the flow of storm and flood water through Mogo. The draft plan also includes provisions for development fronting the Princes Highway to provide street trees where appropriate, and a pathway along the full road frontage that connects with existing pathways.

Economic Development Employment Potential

Mogo is a tourist destination underpinned by its historic nature, the variety of commercial premises and interesting and distinctive character. The draft plan aims to:

- a) support the economic development of Mogo
- b) encourage Mogo's development as a unique tourist and commercial centre
- c) encourage development that respects the historic character of the village.

Community and Stakeholder Engagement

We will inform the community through providing information on Council's website, making copies available for viewing at the Batemans Bay and Moruya libraries and the Moruya customer service centre, writing to property owners and occupiers of land to which the draft

**PSR18/067 DRAFT MOGO VILLAGE COMMERCIAL CENTRE DEVELOPMENT
CONTROL PLAN**

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plan applies, advertising on Council's noticeboard page in two local newspapers and distributing a media release.

We have involved the community in the development of the draft plan through presentations at the Mogo Village Business Chamber and seeking feedback on an early draft. Council's Heritage Advisor and Strategy and Heritage Planner have been involved in preparing the draft plan.

Council will place the draft plan on public exhibition for a period of not less than 28 days.

CONCLUSION

A draft Mogo Village Commercial Centre Development Control Plan has been prepared that, if adopted, would reintroduce relevant provisions of the former Mogo Village Commercial Centre Development Control Plan No. 170 related to historic character.

It is recommended that Council endorse placing the draft plan on exhibition for 28 days and considers submissions received during this time before deciding whether to adopt the Mogo Village Commercial Centre Development Control Plan.

PSR18/068 EUROBODALLA DESTINATION ACTION PLAN 2018 TO 2021

E11.5138

Responsible Officer: Lindsay Usher - Director, Planning and Sustainability Services

Attachments: 1. Under Separate Cover - Eurobodalla Destination Action Plan 2018-2021

Outcome: Vibrant & Diverse Economy

Focus Area: 5.3 Focus on the development of sustainable tourism and quality events and visitor experiences

Delivery Program Link: 5.3.1 Work in partnership to continue to develop the tourism industry

Operational Plan Link: 5.3.1.9 Implement the Eurobodalla Destination Management Plan

EXECUTIVE SUMMARY

The purpose of this report is to seek Council's endorsement of the Eurobodalla Destination Action Plan 2018 to 2021.

A review of the Eurobodalla Destination Management Plan (EDMP) 2011 to 2020 was undertaken from September 2016 to July 2017. The purpose of the review was to prioritise opportunities and actions to develop a Eurobodalla Destination Action Plan (EDAP) to guide the cooperative efforts of Council and industry to manage and grow Eurobodalla's visitor economy over the next four years.

The EDAP was developed in consultation with industry stakeholders and is a direct reflection of that input. An ambitious aim of the EDAP is to increase visitor expenditure and overnight visitor stays by 25% in 2021, and to encourage visitor dispersal throughout the year and across Eurobodalla Shire.

The EDAP identifies eight priority areas and associated actions to be implemented over the next four years to 2021 by Council, in partnership with industry, to achieve this aim. Updates to the EDAP are minor and are consistent with the thorough input provided by industry during the review process.

It is recommended that Council endorse the Eurobodalla Destination Action Plan 2018 to 2021, which has been included as an attachment to this report.

RECOMMENDATION

THAT Council endorse the Eurobodalla Destination Action Plan 2018 to 2021 attached to this report.

BACKGROUND

In 2015, Council's tourism staff and its Tourism Advisory Committee resolved that the Eurobodalla Destination Management Plan 2011 to 2020 required a comprehensive review. It was recognised that there was a need for an evidence-based approach that identified and prioritised future opportunities to deliver an achievable action plan to guide Council's initiatives for tourism and events in cooperation with industry to 2021.

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E11.5138

A Tourism Sector Analysis Report was prepared in May 2016 by Dr Meredith Wray as part of Council's broader Economic Growth and Development Strategy, and to inform the EDMP review process. From this analysis, the EDMP review process was undertaken from September 2016 to March 2017 by Dr Wray, in cooperation with Council's tourism and events staff, the Executive Leadership Team, the EDMP Review Steering Committee, Council's Tourism and Business Advisory Committees, and consultation with Eurobodalla Council's Citizen Jury.

The EDAP was put on hold whilst Destination Southern NSW prepared the Regional Destination Management Plan to ensure that the EDAP was consistent with the directions emerging from the regional work. The EDAP was further updated in June 2018 following the release of the Regional Destination Management Plan and further discussion with stakeholders.

Policy

The Eurobodalla Destination Action Plan 2018 to 2021 has been developed taking into account existing local, regional and State strategies relevant to tourism.

Environmental

The Eurobodalla Destination Action Plan 2018 to 2021 has been developed to achieve sustainable tourism outcomes that recognise the importance of the natural environment and the need to conserve natural resources/assets for future generations.

Social Impact

The importance of Eurobodalla Shire's social and cultural environment is embedded in the tourism vision statement that was established for the Eurobodalla Destination Management Plan 2011 to 2020, and revised in consultation with the Tourism and Business Advisory Committees for Eurobodalla Destination Action Plan 2018 to 2021:

'To achieve a strong and innovative visitor economy that preserves our natural environment, fosters support and pride from our community, celebrates and offers distinctive and quality visitor experiences related to our natural and marine assets, regional food, culture and heritage, and welcomes and cares for our visitors'.

Economic Development Employment Potential

Eurobodalla Shire currently contributes \$385 million annually to the local economy. It is estimated that around 2,500 jobs (67%) are directly supported by tourism and 1,300 (23%) jobs are indirectly supported by tourism.

The Eurobodalla Destination Action Plan 2018 to 2021 identifies eight priority areas and associated actions to grow the local visitor economy to \$462m (year end June 2021) and increase employment.

It should be noted that achievement of benchmark goals may be influenced by external factors such as changes to broader economic conditions and other unforeseen conditions/influences.

Financial

The Eurobodalla Destination Action Plan 2018 to 2021 provides a strategic framework to guide Council resourcing, both financial and staff, for tourism and events over the next four years. In addition, the EDAP identifies projects that may qualify for NSW and Australian Government grant funding.

PSR18/068 EUROBODALLA DESTINATION ACTION PLAN 2018 TO 2021

E11.5138

Community and Stakeholder Engagement

Council has collaborated with the community by seeking advice, ideas and recommendations from Council's Citizen Jury and the Tourism and Business Advisory Committees through consensus building/participatory decision making.

CONCLUSION

The Eurobodalla Destination Action Plan (EDAP) 2018 to 2021 is an important outcome of the review process. The EDAP prioritises opportunities and actions to deliver an achievable and realistic action plan to guide the cooperative efforts of Council and industry to manage and grow Eurobodalla Shire's visitor economy.

The review process has confirmed a strong commitment from Council and industry to develop trust and a solid working relationship to achieve outcomes of the EDAP.

IR18/032 LOCAL TRAFFIC COMMITTEE NO 1 FOR 2018-19

E16.0002

Responsible Officer: Warren Sharpe OAM - Director Infrastructure Services
Attachments: Nil
Outcome: Connected and Accessible Places
Focus Area: 7.1 Work in partnership to provide an integrated transport network
Delivery Program Link: 7.1.2 Provide a safe efficient and integrated transport network
Operational Plan Link: 7.1.2.5 Coordinate the Local Traffic Committee

EXECUTIVE SUMMARY

The Local Traffic Committee is primarily a technical review committee. It advises Council on traffic control matters that relate to prescribed traffic control devices or traffic control facilities for which Council has delegated authority.

The minutes of the Eurobodalla Local Traffic Committee meeting are included in this report for the Councillors' review. The main issues covered at the Eurobodalla Local Traffic Committee meeting of 5 July 2018 were as follows:

- Signage – 'No Parking' on Hector McWilliam Drive at the intersection of Anderson Avenue, Tuross Head
- Signage and Line marking – Shared Path and Pedestrian Refuge on South Head Road, Moruya Heads
- Line marking – 600mm wide BB2 centreline on Beach Road adjoining Birdland, Catalina
- Road Safety Planning.

RECOMMENDATION

THAT

1. The minutes of the Eurobodalla Local Traffic Committee Meeting No 9 of 2017-18 held on 7 June 2018 be received and noted.
2. Council Plan No. 5156 Set BB Sheets 11 detailing the 'No Parking' on Hector McWilliam Drive at the intersection of Anderson Avenue, Tuross Head be approved.
3. Council Plan No. 4536 Set G Sheet 15 detailing the signage and line marking associated with the shared path and pedestrian refuge, located between Halyard Drive and The Anchorage on South Head Road, Moruya Heads be approved.
4. Council Plan No. 4069 Set P Sheets 7 detailing the 600mm wide BB2 centre line on Beach Road adjoining Birdland, Catalina be approved.

BACKGROUND

The Eurobodalla Local Traffic Committee Meeting No1 for 2018-19 was held on 5 July 2018 in a Council Meeting Room. The meeting was attended by Councillor Anthony Mayne (Chairperson), Danielle Brice (representative for the Hon Andrew Constance MP), Jesse Fogg

IR18/032 LOCAL TRAFFIC COMMITTEE NO 1 FOR 2018-19

E16.0002

(Roads and Maritime Services), Senior Constable Scott Britt (NSW Police), Dave Hunter (Traffic Officer), and Matt Cormick (Minute Taker).

APOLOGIES

Kate McDougall (Road Safety Officer).

DEPUTATIONS

Nil

MINUTES OF PREVIOUS MEETING

The minutes of the Eurobodalla Local Traffic Committee Meeting No 9 for 2017-18 held on Thursday 7 June 2018 were confirmed and accepted.

OUTSTANDING ITEMS FROM PREVIOUS MEETING

There were no outstanding items to discuss.

ROAD TRANSPORT (SAFETY AND TRAFFIC MANAGEMENT) ACT FOR DETERMINATION

2019.RT.001 Signage – ‘No Parking’ on Hector McWilliam Drive at the intersection of Anderson Avenue, Tuross Head

Vehicles with ‘For Sale’ signs displayed have been observed parking on Hector McWilliam Drive at the intersection of Anderson Ave.

These vehicles park on the west bound, widened sealed shoulder. This area is provided to allow through vehicles to pass other vehicle turning right into Anderson Street.

Installing ‘No Parking’ signs at this location will mean parking for more than 2 minutes will be prohibited and subsequently reduce the risk of crashes. Vehicles will still be allowed to undertake pick-ups or drop-offs.

The Traffic Officer explained to the Committee that the signs were installed about 3 weeks ago to reduce the immediate risk following observed near collisions. Council’s Rangers were advised to only issue warning until the signs were duly warranted after the review by Council at the Ordinary Meeting held 27 July 2018. The Tuross Head Progress Association were also advised.

Council Plan No. 5156 Set BB Sheets 11 detailing the ‘No Parking’ signage was reviewed by the Committee.

Recommendation

That Council Plan No. 5156 Set BB Sheets 11 detailing the ‘No Parking’ on Hector McWilliam Drive at the intersection of Anderson Ave, Tuross Head be approved.

2019.RT.002 Linemarking – Shared Path and Pedestrian Refuge on South Head Road, Moruya Heads

Council has commenced construction of a 2.5 metre wide shared path on South Head Road, between Halyard Drive and The Anchorage. This will provide an extension of the existing safe off-road transportation facility for pedestrians and cyclists.

IR18/032 LOCAL TRAFFIC COMMITTEE NO 1 FOR 2018-19

E16.0002

The proposed shared pathway will be built on the southern side of South Head Road with two safe crossing points within the 60km/hr speed zones. An existing pedestrian refuge is already in place near Keightley Street allowing existing and proposed residential development to connect to Moruya.

A pedestrian refuge is being constructed east of The Anchorage to provide a safe crossing point for pedestrians and cyclists as part of the shared pathway project.

The speed zone on South Head Road just east of the project changes from 80km/h to 60km/h. An application to move the speed zone change to just west of The Anchorage has been made to the RMS. This will result in the proposed pedestrian refuge being in a 60km/h speed zone. *Note since the meeting the RMS has approved the speed zone location change.*

The NSW Government under the Active Transport Program has funded this work. The detailed route of the rest of the shared path through to Keightley Street is under investigation, including determining the extent of land acquisition required, environmental constraints and other considerations.

Council Plan No. 4536 Set G Sheet 15 detailing the signage and line marking for the section of off-road shared pathway from The Anchorage to Halyard Drive was reviewed by the Committee.

Recommendation

That Council Plan No. 4536 Set G Sheet 15 detailing the signage and line marking associated with the shared path and pedestrian refuge, located between Halyard Drive and east of The Anchorage on South Head Road, Moruya Heads be approved.

2019.RT.003 Linemarking –600mm wide BB2 centreline on Beach Road adjoining Birdland, Catalina

Council has commenced work reconstructing a section of Beach Road just south of Hanging Rock adjoining Birdland, Catalina.

The project is 180 metres long and includes pavement strengthening and widening of the four travel lanes to 3.5 metres. This will cater for a 600mm wide centre line. The total width of the road pavement will be 14.6 metres.

The two painted unbroken lines (600mm apart) will be installed to increase the separation between opposing traffic and reduce the risk of head-on crashes. This linemarking is defined as BB2 within the RMS Delineation guide, Section 4 – Longitudinal markings.

Council Plan No. 4069 Set P Sheets 7 detailing the 600mm wide BB2 centre line on Beach Road adjoining Birdland, Catalina was reviewed by the Committee.

Recommendation

That Council Plan No. 4069 Set P Sheets 7 detailing the 600mm wide BB2 centreline on Beach Road adjoining Birdland, Catalina be approved.

IR18/032 LOCAL TRAFFIC COMMITTEE NO 1 FOR 2018-19

E16.0002

INFORMAL ITEMS FOR DISCUSSION

There were no informal items for discussion.

GENERAL BUSINESS

The representative for the Hon Andrew Constance MP, Danielle Brice, made comment on the NSW Local Roads Congress 2018 held by the NSW Roads and Transport Directorate (a partnership between the Institute of Public Works Engineering Australasian NSW Division and LGNSW).

Danielle then raised the following questions:

- What can we do as a committee to assist Council in reducing the road toll?
- How can we use the knowledge and expertise in this committee?
- What else can be done?

Discussion by the Committee noted that these issues are not directly addressed by the Committee as it is a technical committee of the RMS with specific limited functions. Members of the Committee relayed that an ongoing cooperative approach between the public and private sector organisations is necessary to address the road safety issue.

The Local Traffic Committee is an important Committee contributing to these outcomes on the local road network. The NSW Government has recently released the NSW Road Safety Plan 2021 and Council is currently preparing a new Eurobodalla Road Safety Plan. This plan will review the crash rates on both highways and the local road network and propose further pro-active actions using the safe systems approach. Where the approval of the Committee is required for any specific measure on the local road network, then this item would be referred to the Committee in the normal manner.

Infrastructure works on the highways are a matter for the RMS to manage directly and are outside of the remit of the Committee.

Note: The Congress Communique arising from the NSW Local Roads Congress 2018 has since been shared with members of the Committee. The outcomes from the Congress are being reported direct to Council as in previous years.

The Director Infrastructure Services Warren Sharpe OAM is also the President of IPWEA NSW and an Australasian Board member. The Director led the Congress and presented on the management of the local road network within Eurobodalla. The Director would be able to make this presentation to a future Committee meeting if requested.

NEXT MEETING

The next meeting of the Eurobodalla Local Traffic Committee will be held on Thursday 2 August 2018 in Council's Committee Room.

IR18/033 REQUEST FOR TENDER NO. 10015191 - RISING SEWER MAIN LONG BEACH

E11.5217

Responsible Officer: Warren Sharpe OAM - Director Infrastructure Services

Attachments: 1. Under Separate Cover - Confidential - Tender Assessment: Cullendulla Sewer Rising Main
2. Photo: Erosion of pipeline
3. Pipeline location map

Outcome: Sustainable Living

Focus Area: 4.1 Maximise the efficient use and reuse of our water resources

Delivery Program Link: 4.1.1 Provide a safe, reliable and sustainable town water supply and sewerage services

Operational Plan Link: 4.1.1.2 Build, renew, operate and maintain sewerage systems

EXECUTIVE SUMMARY

This report outlines the evaluation of offers submitted in response to Request for Tender (RFT) No. 10015191 for the provision of a new 1200m long sewer rising main from Long Beach to Surfside, and provides a recommendation for the preferred tender.

RECOMMENDATION

THAT Council:

1. Accepts the tender identified as the preferred tender listed for Request for Tender No. 10015191 – Rising Sewer Main Long Beach within the confidential attachment; and
2. Council transfers \$1,500,000 from Sewer Fund cash reserves to the 2018-19 Sewerage System Asset Renewals-SPS & Transport Systems budget.

BACKGROUND

Coastal recession at Cullendulla Beach has resulted in a sewer rising main servicing the Long Beach and Maloneys Beach communities being exposed and at risk of failure during heavy seas. Attachment 2 shows the pipeline exposed following storms in January this year. The beach has since been naturally replenished and the pipeline is again buried.

Erosion modelling has determined that Cullendulla Beach will continue to recede (*Coastal Zone Management Plan for Batemans Bay*, 2012, Water Research Laboratory). The pipeline should be replaced in 2018-19 on an alternative alignment to ensure the risk of failure is appropriately managed.

RFT No. 10015191 was advertised on 18 April 2018 with a closing date of 5 June 2018. Offers were received from the following tenderers and assessed in accordance with the Tender Evaluation Plan:

- Dunstans Construction Group Pty Ltd
- Lucas Engineering and Construction Pty Ltd

**IR18/033 REQUEST FOR TENDER NO. 10015191 - RISING SEWER MAIN LONG
BEACH**

E11.5217

- Maxibor Australia Pty Ltd
- Pipeline Drillers Group Pty Ltd
- UEA Pty Ltd.

A summary of the evaluation including each tenderer's scoring against the evaluation criteria is provided at the Confidential Attachment 1 to this report.

Attachment 3 of this report shows the location of the existing pipeline, the proposed pipeline route and the Cullendulla Beach Coastal Erosion Hazard Lines. As the pipeline will be installed by directional drilling, the new pipeline will be deep to assist protect it from coastal erosion for at least the design life of 100 years.

CONSIDERATIONS

Legal

Request for Tender (RFT) No. 10015191 was advertised in accordance with Local Government (General) Regulation 2005 REG 167 and Local Government Act 1993.

The tender was advertised on Council's noticeboard page in two local newspapers, in the Sydney Morning Herald and at Council's Tenderlink web portal:
(www.tenderlink.com/eurobodalla).

The offer submitted by the preferred tenderer has been assessed as representing best value for money for Council due to tendered pricing, experience and compliance with the WHS Management System.

Policy

The procurement activity for which this report applies has been conducted in accordance with Council's Procurement Policy, Code of Practice – Procurement, Code of Practice – Tendering, the Local Government Procurement Guidelines, Local Government (General) Regulation 2005 and the Local Government Act 1993.

**IR18/033 REQUEST FOR TENDER NO. 10015191 - RISING SEWER MAIN LONG
BEACH**

E11.5217

Environmental

The existing pipeline needs replacing to eliminate the risk of sewage being discharged into the Batemans Bay Marine Park from a sewer rising main failure at Cullendulla Beach.

The new rising main will be installed across the Cullendulla Creek Nature Reserve (a National Park) and under Cullendulla Creek (within the Batemans Bay Marine Park). The National Parks and Wildlife Service and the Marine Parks Authority have been extensively consulted during the investigation, design and environmental assessment phase of the project.

Asset

The existing asset is at risk of failure as it is exposed due to coastal recession, and therefore should be replaced on a new alignment. The upgrading of this asset will ensure continued maintenance of public and environmental health into the future.

Financial

Due to the complex nature of this project (1200m of under bore across National and Marine Parks), establishing a project estimate was difficult, and it was decided to seek tenders and adjust the budget following confirmation of the project cost through the tender process.

Council has allocated \$1.5 million per annum for the replacement of sewage transfer systems (including sewage pumping stations and sewer rising mains). This report recommends Council transfer additional funds from Sewer Fund cash reserves to enable the project to proceed immediately to manage the risks. There are sufficient cash reserves in the sewer fund to accommodate this transfer without additional borrowings.

Community and Stakeholder Engagement

The community will be informed of the tender outcome(s) via Council's contract register found in Council's 'Public Access to Information' web link.

CONCLUSION

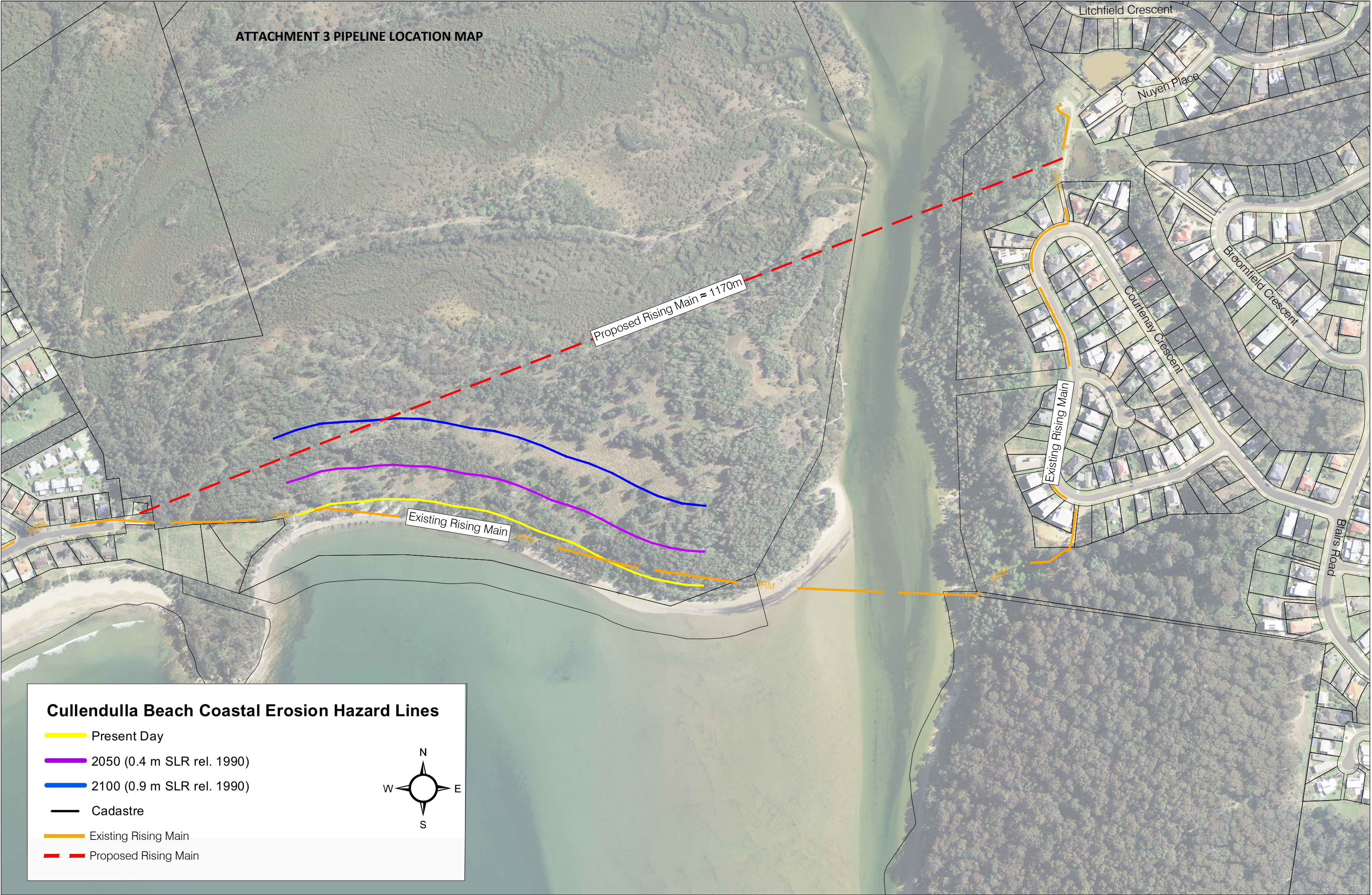
The tender process has been conducted in accordance with mandatory Council and Local Government requirements and the preferred tenderer has been assessed, through an extensive evaluation as representing best value for money.

The preferred tender as identified in the Confidential Attachment is therefore recommended for the awarding of a contract for the requirement.

Attachment 2 - sewer pipeline exposed following storms in January 2018

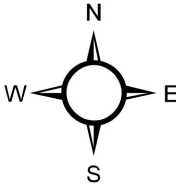


ATTACHMENT 3 PIPELINE LOCATION MAP

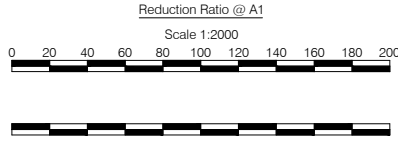


Cullendulla Beach Coastal Erosion Hazard Lines

- Present Day
- 2050 (0.4 m SLR rel. 1990)
- 2100 (0.9 m SLR rel. 1990)
- Cadastre
- Existing Rising Main
- Proposed Rising Main



File No(s).	E?????
CAD Ref.	Long Beach RM.dwg
Job Number	N/A
Datum	AHD / MGA56
Survey No(s).	12345678
Water/Sewer	Sewer
Catchment	XX??/XX
Pipe Ø / Material	???mm/??
Designed	???
Checked	???



ESC WATER & SEWER

Approved On Behalf Of
EUROBODALLA SHIRE COUNCIL

DRAFT
Divisional Manager
Water and Sewer
Date 16th July 2018

No.	Amendment Details	A	B	C	D	By	Appd	Date
Development Approval NOT Required								



eurobodalla shire council
Long Beach Rising Main Replacement
Surfside/Long Beach
Pressure Sewer
Overview Plan

Project No.	N/A
Set	Sheet
1	A

IR18/034 REQUEST FOR TENDER NO. 2018/ISD054 - GLENELLA ROAD STREET LIGHTING AND ELECTRICAL RELOCATION E13.7125.P

Responsible Officer: Warren Sharpe OAM - Director Infrastructure Services

Attachments: 1. Confidential - Tender assessment: Glenella Road Street Lighting and Electrical Relocation

Outcome: Connected and Accessible Places

Focus Area: 7.1 Work in partnership to provide an integrated transport network

Delivery Program Link: 7.1.2 Provide a safe efficient and integrated transport network

Operational Plan Link: 7.1.2.1 Provide a safe efficient and integrated transport network

EXECUTIVE SUMMARY

This report outlines the evaluation of offers submitted in response to Request for Tender (RFT) No. 2018/ISD054 for the relocation of existing power poles and installation of new street lighting at three intersections on the recently upgraded Glenella Road as part of the greater South Batemans Bay Link Road Project.

RECOMMENDATION

THAT Council:

1. Endorses the selection of the preferred tenderer listed for RFT 2018/ISD054 – Glenella Road Street Lighting and Electrical Relocation within the confidential attachment.
1. Accordingly approves the entering into of a contractual arrangement with the preferred tenderer, subject to the terms specified in the Request for Tender unless otherwise varied in accordance with this report.

BACKGROUND

Council is currently constructing Stage 2 of the South Batemans Bay Link Road (Glenella Road). This stage of the roadworks connects Glenella Road from Curtis Drive to just short of the Ridge Road as well as providing the major roundabout at the intersection of George Bass Drive and Glenella Road.

Council continues to advocate to the NSW and Australian Governments to fund the Roads and Maritime Services to undertake the upgrade of the Princes Highway at south Batemans Bay to address the high crash rate at this location, and to complete the connection to the Princes Highway/South Batemans Bay Link Road. Once completed the Glenella Road will provide a bypass route to the southern Batemans Bay suburbs, provide access to development and reduce congestion on Beach Road.

To achieve the desired road network safety improvement outcomes, power poles and lines will be relocated, and streetlighting installed where Glenella Road intersects Heron Road, Curtis Road and George Bass Drive.

IR18/034 REQUEST FOR TENDER NO. 2018/ISD054 - GLENELLA ROAD STREET LIGHTING AND ELECTRICAL RELOCATION E13.7125.P

CONSIDERATIONS

RFT No. 2018/ISD054 was advertised on 09 May 2018 with a closing date of 06 June 2018. Offers were received from the following tenderers and assessed in accordance with the Tender Evaluation Plan:

- Southpower Electrical Services Pty Ltd
- NJ Construction Pty Ltd
- Great Southern Electrical Pty Ltd
- JRC Electrical Services Pty Ltd.

A summary of the evaluation including each tenderer's scoring against the evaluation criteria is provided in the Confidential Attachment to this report.

Legal

Request for Tender (RFT) No. 2018/ISD054 was advertised in accordance with Local Government (General) Regulation 2005 REG 167 and Local Government Act 1993.

The tender was advertised on Council's noticeboard page in two local newspapers, in the Sydney Morning Herald and at Council's Tenderlink web portal: (www.tenderlink.com/eurobodalla).

The offer submitted by the preferred tenderer has been assessed as representing best value for money for Council due to tendered pricing, experience and compliance with the Work Health & Safety Management System.

Policy

The procurement activity for which this report applies has been conducted in accordance with Council's Procurement Policy, Code of Practice – Procurement, Code of Practice – Tendering, the Local Government Procurement Guidelines, Local Government (General) Regulation 2005 and the Local Government Act 1993.

Asset

The intersections of Heron Road, Curtis Drive and George Bass Drive with Glenella Road require street lighting to ensure satisfactory safety performance.

The new electricity assets will be owned by Essential Energy and Council will pay for the on-going maintenance and electricity usage as per street lighting arrangements.

Economic Development Employment Potential

The street lighting and power adjustments will be undertaken by contract to the requirement of the design approved by Essential Energy.

Financial

Council received grant funding of \$10 million for this stage of the Link Road project. Sufficient funds are available within this budget for the relocation of existing power poles and installation of new street lighting.

IR18/034 REQUEST FOR TENDER NO. 2018/ISD054 - GLENELLA ROAD STREET LIGHTING AND ELECTRICAL RELOCATION E13.7125.P

Community and Stakeholder Engagement

The community will be informed of the tender outcome via Council's contract register found in Council's 'Public Access to Information' web link.

CONCLUSION

The tender process has been conducted in accordance with mandatory Council and Local Government requirements and the preferred tenderer has been assessed, through an extensive evaluation as representing best value for money.

The preferred tender as identified in the Confidential Attachment is therefore recommended for the awarding of a contract for the requirement.

CCS18/029 REQUEST FOR TENDER NO. 2018/ORG049 PROVISION OF ON-HIRE EMPLOYEE SERVICES E15.9143

Responsible Officer: Anthony O'Reilly - Director Corporate and Commercial Services

Attachments: 1. Confidential - Tender Assessment - Provision of On-Hire Employee Services

Outcome: Innovative and Proactive Leadership

Focus Area: 9.2 Ensure financial sustainability and support the organisation in achieving efficient ongoing operations

Delivery Program Link: 9.2.3 Provide administrative, technical and trade services to support the organisation

Operational Plan Link: 9.2.3.6 Provide procurement and stores

EXECUTIVE SUMMARY

This report outlines the evaluation of offers submitted in response to Request for Tender (RFT) No. 2018/ORG049 for the Provision of on-hire employee services.

Council uses casual staff to keep work running smoothly in times of unexpected employee absence, planned leave, positions where there is a legal requirement to fill a staff vacancy, and for projects where we need extra resources in the short term.

RECOMMENDATION

THAT Council accepts the tender identified as the preferred tender listed for Request for Tender No. 2018/ORG049 – Provision of On-Hire Employee Services within the confidential attachment.

BACKGROUND

RFT No. 2018/ORG049 was advertised for the provision of On-hire Employee Services on 17 April 2018 with a closing date of 9 May 2018. Offers were received from the following tenderers and assessed in accordance with the Tender Evaluation Plan:

- Chandler MacLeod Group Ltd
- Recruitflex (Division of Campbell Page Ltd)
- OnLine Labour Hire Pty Ltd trading as OnLine Recruitment Pty Ltd.

A summary of the evaluation and associated scoring and ranking is provided in the confidential attachment to this report.

CCS18/029	REQUEST FOR TENDER NO. 2018/ORG049 PROVISION OF ON-HIRE EMPLOYEE SERVICES	E15.9143
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CONSIDERATIONS

Legal

Request for Tender (RFT) No. 2018/ORG049 was advertised in accordance with Local Government (General) Regulation 2005 REG 167 and *Local Government Act 1993* and advertised via the Sydney Morning Herald, on Council's noticeboard in local newspapers and on Council's Tenderlink web portal.

Upon release of the RFT a Tender Evaluation Plan (TEP) was distributed amongst the Tender Evaluation Committee (TEC).

The offer submitted by the preferred tenderer has been assessed as representing best value for money and demonstrating capacity and experience in the provision of the required service.

Policy

The procurement activity for which this report applies has been conducted in accordance with Council's Procurement Policy, Code of Practice – Procurement, Code of Practice – Tendering, Local Government Procurement Guidelines, Local Government (General) Regulation 2005 and the *Local Government Act 1993*.

Financial

Engaging an external provider for these roles has been determined as being the most economical and suitable option for Council.

Community and Stakeholder Engagement

The community will be informed of the tender outcome(s) via Council's contract register found in Council's 'Public Access to Information' web link.

CONCLUSION

The tender process has been conducted in accordance with mandatory Council and Local Government requirements and the preferred tenderer has been assessed, through an extensive evaluation, as representing best value for money.

CCS18/030 INVESTMENT POLICY AMENDMENT

E00.4623/E99.3517

Responsible Officer: Anthony O'Reilly - Director Corporate and Commercial Services

Attachments: 1. Amended Investment Policy

Outcome: Innovative and Proactive Leadership

Focus Area: 9.2 Ensure financial sustainability and support the organisation in achieving efficient ongoing operations

Delivery Program Link: 9.2.4 Responsibly manage Council's finances and maintain Fit for the Future status

Operational Plan Link: 9.2.4.2 Monitor and report on key financial results

EXECUTIVE SUMMARY

New South Wales Treasury Corporation (TCorp), the financial markets partner for New South Wales public sector agencies, advised that it has reviewed Council's Investment Policy, adopted on 27 March 2018, in line with its policy guidelines. As a result of this review TCorp requested the Investment Policy be updated to align with these guidelines.

At the Ordinary meeting of Council held on 22 May 2018, Council approved that Council's Investment Policy:

'1. be amended to reduce the level of investment in BBB+ rated institutions to a maximum of 30% and restrict the investment in BBB and lower rated institutions to nil after current investments have matured.

2. as amended, be advertised for 28 days from 23 May 2018 to 20 June 2018 and a further report be presented to Council at the conclusion of the exhibition period.'

The exhibition period for the amended Investment Policy has closed with no submissions received, and it is recommended that the policy be adopted.

RECOMMENDATION

THAT Council's amended Investment Policy provided as an attachment to this report, be adopted.

BACKGROUND

New South Wales Treasury Corporation (TCorp), the financial markets partner for New South Wales public sector agencies, advised that it has reviewed Council's Investment Policy, adopted on 27 March 2018, in line with its policy guidelines. As a result of this review TCorp requested the Investment Policy be updated to align with these guidelines.

CONSIDERATIONS

The amended Investment Policy was updated to align with TCorp guidelines and reported to Council on 22 May 2018 and placed on public exhibition for 28 days from 23 May to 20 June 2018. No Submissions were received.

CCS18/030 INVESTMENT POLICY AMENDMENT

E00.4623/E99.3517

Legal

The ability to invest in the fossil free fuel industry will now have a target of 50%. TCorp has also advised it is currently developing investment alternatives in the fossil free fuel space such as an unrated Green Bonds. Once developed and released Council's Investment Policy can be brought back to Council for further consideration. Unrated bonds are not currently allowable under Council's Investment Policy.

Policy

A summary of the recommendations adopted are as per below:

The maximum holding in each rating category for Council's portfolio shall be:

S&P Long Term Category	S&P Short Term Category	Maximum %	Risk Rating
AAA (Government guaranteed deposits)	A-1+	100%	Remote Risk
AAA to AA	A-1+	100%	Near Risk Free
A	A-1 to A-2	40%	Near Risk Free
BBB+	A-2	30%	Some Limited Risk
BBB	A-2	Nil	
ADI/Unrated		Nil	

The percentage per institution will restrict amount invested in one Bank as shown below:

S&P Long Term Category	S&P Short Term Category	Maximum % per Institution	Risk Rating
AAA (Government guaranteed deposits)	A-1+	100%	Remote Risk
AAA to AA	A-1+	40%	Near Risk Free
A	A-1 to A-2	20%	Near Risk Free
BBB+	A-2	20%	Some Limited Risk
BBB	A-2	Nil	
ADI/Unrated		Nil	

Community and Stakeholder Engagement

The amended Investment Policy was placed on public exhibition for 28 days, from 23 May 2018 to 20 June 2018.

The amended policy was available on Council's website and at the Batemans Bay, Moruya and Narooma Libraries, and Moruya customer service centre.

No submissions were received.

CONCLUSION

The amended Investment Policy was placed on public exhibition for 28 days, with no submissions received.

It is considered appropriate that Council adopt the amended Investment Policy.



Policy

Policy name	Investment Policy
Responsible manager(s)	Director Commercial and Corporate Services
Contact officer(s)	Director Commercial and Corporate Services
Directorate	Commercial and Corporate Services
Approval date	
Outcome area	9. Innovative and proactive leadership
Strategy	9.2 Provide strong leadership and work in partnership to strategically plan for the future and progress toward the community vision.
Delivery program/Operational Plan	9.2.4 Responsibly manage Council's finances and maintain Fit for the Future status

Purpose

Eurobodalla Shire Council's policy is designed to ensure that Council's investments reflect the preference to reduce risk and comply with current NSW Local Government investing policy guidelines, 'best practice' and the current Ministerial Order.

This policy is a requirement of the *Local Government Code of Accounting Practice and Financial Reporting* issued by the Office of Local Government (OLG) pursuant to section 412 of the *Local Government Act 1993 (NSW)* (LG Act) as set out below:

"Council must maintain an investment policy that complies with the Act and ensures it or its representatives exercise care, diligence and skill that a prudent person would exercise in investing council funds."

The *Trustee Amendment (Discretionary Investments) Act 1997 (NSW)* section 14A(2) provides further guidance on a "prudent person": *"A prudent person is expected to act with considerable duty of care, not as an average person would act, but as a wise, cautious and judicious person would."*

The Accounting Code defines "investments" as: *"money that is not, for the time being, required by the council for any other purpose"*.

Both the policy and investing practices of the Council must comply with Section 625 of the *Local Government Act 1993* as set out below:

"625 How may councils invest?"

- 1) *A council may invest money that is not, for the time being, required by the council for any other purpose.*
- 2) *Money may be invested only in a form of investment notified by order of the Minister published in the Gazette.*
- 3) *An order of the Minister notifying a form of investment for the purposes of this section must not be made without the approval of the Treasurer.*
- 4) *The acquisition, in accordance with section 358, of a controlling interest in a corporation is not an investment for the purposes of this section."*

The Ministerial Investment Order as at 12 January 2011 was current at the date of adopting this policy and is included in this document (see [Appendix 1](#)).

In formulating this policy the Council has also considered the 'Investment Policy Guidelines' issued by the OLG in May 2010. While it is the belief of the Council that these guidelines are not binding, it is also the Council's belief that they represent best practice and should be incorporated within the adopted investment policy.



Policy

Policy aims

This policy aims to ensure that:

- Council has appropriate working capital funds available to carry out its strategic plans as outlined in its delivery program and operational plan (or management plan). Long term core investments are limited or avoided in favour of a focus on working capital investments so that funds are readily available if required;
- a reasonable level of funds are immediately accessible in the event of a disaster or unexpected failure of infrastructure;
- Council is able to meet its liability commitments as they fall due;
- legally restricted funds are appropriately accounted for and invested so as to earn reasonable income towards their purposes. Legally restricted funds include trusts, developer contributions, unexpended grants, crown reserves etc.; and
- all statutory requirements are met.

Policy statement

1	Application This policy applies to the investment of Eurobodalla Shire Council's surplus funds.
2	Legislation Eurobodalla Shire Council will comply with Section 625 of the <i>Local Government Act (NSW) 1993</i> ; <i>The Trustee Amendment (Discretionary Investments) Act 1997 (NSW)</i> section 14A(2); <i>Local Government Code of Accounting Practice and Financial Reporting and Investment Policy Guidelines</i> dated May 2010 (issued by the OLG).
3	Australian Currency All investments must be denominated in Australian Dollars and comply with the Minister's determination.
4	Order of Priorities The order of priorities is firstly the preservation of capital, and second, the maintenance of liquidity. In this context 'liquidity' refers to the speed and ease with which an asset can be converted to cash.
5	Acceptable Risk Criteria For Financial Instruments Credit risk refers to the risk of ultimately not being able to redeem the funds. The average credit risk of the portfolio should reflect the conservative approach that a 'prudent person' would take to investing. This approach should be reinforced by investing in term deposits and remote risk investments.
5.1	Remote risk Up to 100% of all invested funds may be invested in deposits issued by or guaranteed by, the Commonwealth, any State of the Commonwealth or a Territory. Investments held in the State and Territories must be diversified. <ul style="list-style-type: none"> • Low liquidity risk 0% - 100% • Medium liquidity risk 0% - 70% • High liquidity risk 0% - 50%



Policy

5.2

Near risk-free - Up to 100% of all invested funds in AAA to AA rated institutions and up to 40% in A rated institutions.

Investments in this category must be issued by Australian authorised banks. Up to 100% of all invested funds can be invested in institutions with a Standard and Poor's (S&P) rating equal to "A-1+" short term and in the "AAA" or "AA" (+ through -) category long term and up to 40% in institutions with a Standard and Poor's (S&P) rating equal to "A" (+ through -) or with an equivalent Moody's or Fitch rating equivalents. Noting that "senior debt" and like investments with banks meeting the above criteria is permitted within this risk category.

- Low liquidity risk0% - 100%
- Medium liquidity risk0% - 50%
- High liquidity risk0% - 30%

5.3

Some limited risk - Up to 30% of all invested funds (Limited to two counterparties)

- Low liquidity risk0% - 100%
- Medium liquidity risk0% - 20%
- High liquidity risk0% - 10%

Authorised banks with an S&P rating equal or better than "A-2" short term or "BBB+" category long term or with an equivalent Moody's or Fitch Rating equivalents. These investments will be limited to two counterparties being the Bank of Queensland or Bendigo Adelaide Bank.

5.4

Investment Parameters

The maximum holding in each rating category for Council's portfolio shall be:

S&P Long Term Category	S&P Short Term Category	Maximum %	Risk Rating
AAA (Government guaranteed deposits)	A-1+	100%	Remote Risk
AAA to AA	A-1+	100%	Near Risk Free
A	A-1 to A-2	40%	Near Risk Free
BBB+	A-2	30%	Some Limited Risk
BBB	A-2	Nil	
ADI/Unrated		Nil	

The percentage per institution will restrict amount invested in one Bank as shown below:

S&P Long Term Category	S&P Short Term Category	Maximum % per Institution	Risk Rating
AAA (Government guaranteed deposits)	A-1+	100%	Remote Risk
AAA to AA	A-1+	40%	Near Risk Free
A	A-1 to A-2	20%	Near Risk Free
BBB+	A-2	20%	Some Limited Risk
BBB	A-2	Nil	
ADI/Unrated		Nil	



Policy

6	Unacceptable investments Any investment that falls outside the Minister's order or not included in this policy.
7	Safe custody arrangements It will not be acceptable for title to Council's investments to be held by other organisations unless the following criteria are met: <ul style="list-style-type: none"> • There is adequate documentation confirming the existence of the investments • The institution recording and holding the assets is "ASX Limited", or "ANZ Nominees", or has an S&P rating equal or better than "A-1+" short term and "A" long term ("strong") or with an equivalent Moody's rating of "P1" short term and "A2" long term or Fitch Rating equivalents. <i>(Where Council's assets are held in safe custody by an institution, Council may be exposed to the creditworthiness of that institution.)</i>
8	Other Forms of Investment Internal loans are acceptable subject to any legal requirements noting that Ministerial approval is, at the time of adopting this policy, required for internal investing/borrowing arrangements to or from externally restricted funds, however such arrangements must not compromise liquidity or compliance with industry standards for financial ratios. Interest-free loans to community organisations and the like are covered by separate Council policies.

Implementation

Requirements		Responsibility
1	Staff Under supervision of the Responsible Accounting Officer council staff will be responsible for ensuring that policies are implemented appropriately within their work area.	Divisional Manager Finance Asset Accountant Asset Officer
2	Complaints and requests Complaints and requests received regarding the Investment Policy or investments will be recorded on Council's Records Database and handled in accordance with the Customer Service or Complaints Policy.	Council officers Public Officer
3	Consultation At least every three years, arrange a full comprehensive review of Council's policy and investing activities by an appropriately qualified (e.g. ASIC) adviser with the costs to be met by interest earnings and seek appropriate advice on other occasions as required. The Audit, Risk and Improvement committee should meet quarterly to review the investing environment and strategy.	Director Corporate and Commercial Services Audit, Risk and Improvement Committee (ARIC)



Policy

Review

This policy will be reviewed every 4 years. It may also be reviewed and updated as necessary if legislation requires it; or when Council's related policies, functions, structure or activities change; or when technological advances or new systems change the way that Council manages investment.

The policy may be revoked at the expiration of twelve months after the declaration of the poll for the next general NSW local government election, unless Council updates or revokes it sooner.

Note: The next general local government election is expected to be held in September 2020.

Reviews of the effectiveness of this policy could include the following:

Performance indicator	Data source(s)
Complaints	Council records
Customer Feedback Survey Responses	Surveys
Internal or external audit	Audit
Interest exceeds the Average Bank Bill Swap Rate by 25 Basis Points	Report

Governance

This policy should be read in conjunction with any related legislation, codes of practice, relevant internal policies, and guidelines.

Related legislation and policies

Name	Link
Local Government Act 1993	www.austlii.edu.au/au/legis/nsw/consol_act/lga1993182
Trustee Amendment (Discretionary Investments) Act 1997	www.legislation.nsw.gov.au/sessionalview/sessional/act/1997-102.pdf
Ministerial Investment Order 12 January 2011 Appendix A	www.olg.nsw.gov.au/sites/default/files/OLG%20-%20Code%20Update%2025%20-%20Appendices.pdf
OLG Local Government Code of Accounting Practice and Financial Reporting 2009	www.olg.nsw.gov.au/strengthening-local-government/supporting-and-advising-councils/accounting-practice
OLG Investment Policy Guidelines	www.olg.nsw.gov.au/sites/default/files/Investment-Policy-Guidelines-May-2010.pdf

Related external references

Name	Link
Office of Local Government (OLG)	www.olg.nsw.gov.au/

Supporting documents

Name	Link
OLG Circular re: Revised Ministerial Order (17 Feb 2011)	www.olg.nsw.gov.au/sites/default/files/11-01_0.pdf



Policy

Definitions

Word/Term	Definition
Prudent Person	A prudent person is expected to act with considerable duty of care, not as an average person would act, but as a wise, cautious and judicious person would.
Credit Risk	The risk of ultimately not being able to redeem the funds.
Investments	Money that is not, for the time being, required by the council for any other purpose

Change history

Version	Approval date	Approved by	Minute	File	Change
1	22 Sep 2011	Council		E05.9513 E06.0355	Policy commenced
2	10 Sep 2013	Council	13/272	E05.9513 E06.0355 E13.7095	Report O13/56 Updated formatting, review date, references and links
3	12 May 2015	Council	15/31	E05.9513 E06.0355	Report FBD 15/034 - updated to reflect changes in banking
4	13 Jun 2017	Council	17/181	E05.9513 E06.0355 E16.0297	Reviewed, minor formatting updates
5	12 Dec 2017	Council	17/393	E00.4623	Investment review
6	27 Mar 2018	Council	18/6	E00.4623	Report CCS18/012 – amended policy adopted

Internal use

Responsible officer		Director Commercial and Corporate Services		Approved by	Council
File no	E06.0355 E05.9513	Council report	CCS18/012	Approved date	27/03/18
Min no	18/66			Pages	8



Policy

APPENDIX 1 – Ministerial Investment Order 12 Jan 2011

Extracted on 25/03/13 from:

www.nsw.gov.au/sites/default/files/Government_Gazette_11_February_0.pdf

NEW SOUTH WALES GOVERNMENT GAZETTE No. 14 **pp597-598**
OFFICIAL NOTICES 11 February 2011
LOCAL GOVERNMENT ACT 1993
Investment Order
(Relating to Investments by Councils)

I, the Hon. BARBARA PERRY, M.P., Minister for Local Government, in pursuance of section 625 (2) of the Local Government Act 1993 and with the approval of the Treasurer, do, by this my Order, notify for the purposes of section 625 of that Act that a council or county council may only invest money (on the basis that all investments must be denominated in Australian Dollars) in the following forms of investment:

- a) any public funds or securities issued by or guaranteed by the Commonwealth, any State of the Commonwealth or a Territory;
- b) any debentures or securities issued by a council (within the meaning of the Local Government Act 1993 (NSW));
- c) interest bearing deposits with, or any debentures or bonds issued by, an authorised deposit taking institution (as defined in the Banking Act 1959 (Cwth)), but excluding subordinated debt obligations;
- d) any bill of exchange which has a maturity date of not more than 200 days; and if purchased for value confers on the holder in due course a right of recourse against a bank which has been designated as an authorised deposit-taking institution by the Australian Prudential Regulation Authority;
- e) a deposit with the New South Wales Treasury Corporation or investments in an Hour-Glass investment facility of the New South Wales Treasury Corporation.

All investment instruments (excluding short term discount instruments) referred to above include both principal and investment income.

Transitional Arrangements

- i. Subject to paragraph (ii) nothing in this Order affects any investment made before the date of this Order which was made in compliance with the previous Ministerial Orders, and such investments are taken to be in compliance with this Order.
- ii. Paragraph (i) only applies to these investments made before the date of this Order and does not apply to any restructuring or switching of investments or any reinvestment of proceeds received on disposal or maturity of such investments, which for the avoidance of doubt must comply with this Order.

Key Considerations



Policy

An investment is not in a form of investment notified by this order unless it also complies with an investment policy of council adopted by a resolution of council.

All councils should by resolution adopt an investment policy that is consistent with this Order and any guidelines issued by the Chief Executive (Local Government), Department of Premier and Cabinet, from time to time.

The General Manager, or any other staff member, with delegated authority by a council to invest funds on behalf of a council must do so in accordance with the council's adopted investment policy.

Councils have a fiduciary responsibility when investing. Councils should exercise the care, diligence and skill that a prudent person would exercise in managing the affairs of other persons. When exercising the power of investment, councils should consider, but not be limited by, the risk of capital or income loss or depreciation, the likely income return and the timing of income return, the length of the term of the proposed investment, the liquidity and marketability of the proposed investment, the likelihood of inflation affecting the value of the proposed investment and the costs (including commissions, fees, charges and duties payable) of making the proposed investment.

Dated this 12th day of January 2011.
The Hon. BARBARA PERRY, M.P.,
Minister for Local Government

CCS18/031 INVESTMENTS MADE AS AT 30 JUNE 2018

E99.3517

Responsible Officer: Anthony O'Reilly - Director Corporate and Commercial Services

Attachments: Nil

Outcome: Innovative and Proactive Leadership

Focus Area: 9.3 Leverage our skills, knowledge and systems to continually improve and innovate

Delivery Program Link: 9.3.2 Continue to be an organisation people want to work for

Operational Plan Link: 9.3.2.5 Implement Work, Health and Safety strategy

EXECUTIVE SUMMARY

The purpose of this report is to:

- certify that Council's investments in financial instruments have been made in accordance with legal and policy requirements
- provide information and details of investments
- raise other matters relevant to investing.

RECOMMENDATION

THAT the certification that the investments as at 30 June 2018, 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.

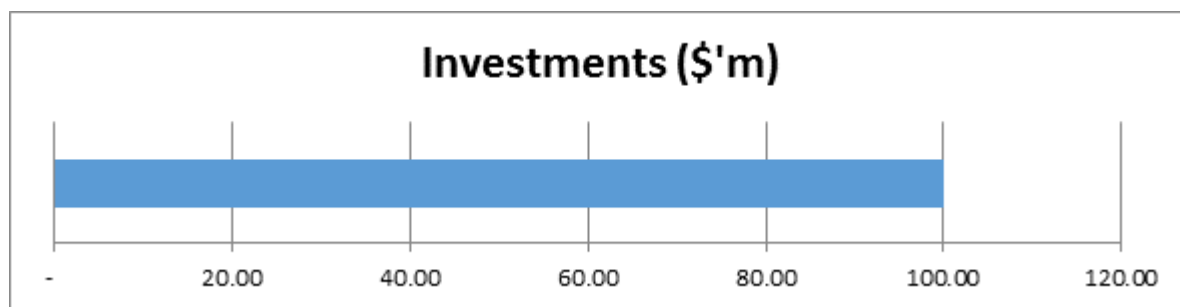
CONSIDERATIONS

Policy

The portfolio is compliant with Council's Investment Policy.

Financial

Council investing overall



Council has 100% (\$99.98m) invested in Bank Deposits. The Bank Deposits are held in banks rated A or greater, or covered by the AAA rated Government Guarantee, except for \$28.75m invested in banks rated below A, and in the 'some limited risk' category of the policy.

CCS18/031 INVESTMENTS MADE AS AT 30 JUNE 2018

E99.3517

The 'some limited risk' category is currently separated into two categories, the first being BBB+ rating institutions which allows up to 60% of all investments and the other is BBB which is restricted to 20% maximum. Currently there is 24.75% invested in BBB+ and 4.25% in BBB which complies with the current policy. Investment in Government Guaranteed Deposits is \$2.25m and represents 2.25% of the portfolio.

There are \$45.5m (45.51%) of funds invested in claimed fossil fuel free institutions.

The weighted average return for all investments for the month is 2.58% which is above the Council policy benchmark of Bank Bill Swap rate (BBSW) + 0.25% (2.32%).

Collateralised Debt Obligation (CDO)

Funded legal action against one agency is continuing.

Summary investment information

The following table summarises investment categories and balances at month end.

CATEGORY	(\$)
At Call Deposit Government Guaranteed	250,000
At Call Deposit	2,981,433
Term Deposits	94,750,000
Term Deposits Government Guaranteed	2,000,000
	99,981,433
<i>Weighted average interest %:</i>	2.58%
<i>Average 90 day BBSW + 25%</i>	2.32%

Policy and liquidity risk

The Investment Policy is divided into two risk categories of credit risk (risk of ultimately not being able to redeem funds) and liquidity risk (risk of loss due to the need to redeem funds earlier than the investment term). Our investments comply with the risk policy as shown in the following table.

Policy risk	Low liquidity risk %	Total % of investments	Policy risk % (max holdings)
Remote risk	2.25	2.25	100.00
Near risk free	69.00	69.00	100.00
Some limited risk (BBB+)	24.50	24.50	60.00
Some limited risk (BBB)	4.25	4.25	20.00
Grand total	100.00	100.00	

CCS18/031 INVESTMENTS MADE AS AT 30 JUNE 2018

E99.3517

The unrestricted current ratio is the amount of unrestricted current assets compared to each dollar of current liability. The Office of Local Government suggests a minimum 1.5:1, and the audited unrestricted current ratio as at 30 June 2017 is 2.38:1. Council therefore has approximately \$2.38 of current assets for each \$1 of current liabilities.

CONCLUSION

Pursuant to provision of Clause 1 (Reg. 212) of the *Local Government (General) Regulation 2005*, I hereby certify that these investments have been made in accordance with *the Local Government Act 1993* and related Regulations.

CCS18/032 LEASE FOR TELECOMMUNICATIONS FACILITY, LONG BEACH

E16.0248

Responsible Officer: Anthony O'Reilly - Director Corporate and Commercial Services

Attachments: 1. Confidential - Lease telecommunications facility, Long Beach

Outcome: Innovative and Proactive Leadership

Focus Area: 9.2 Ensure financial sustainability and support the organisation in achieving efficient ongoing operations

Delivery Program Link: 9.2.2 Manage land under Council control to achieve a return for the community

Operational Plan Link: 9.2.2.1 Manage leases and licences

EXECUTIVE SUMMARY

Optus Mobile Pty Limited is seeking to co-locate a telecommunications facility on the existing Telstra tower at Lot 56 DP 849895 Long Beach adjacent to Council's water reservoir off Litchfield Crescent. Co-locating equipment on an existing tower minimizes the visual impact of the facility. Optus has other telecommunications facilities within the Shire which are of benefit to local business and the community.

The intention to grant a lease to Optus Mobile Pty Limited at this location was publicly notified for 28 days from 23 May to 19 June 2018. No submissions were received.

This report recommends that a lease be granted with a term of three and a half years in line with the existing Telstra lease on this site.

RECOMMENDATION

THAT:

1. Council grant a lease to Optus Mobile Pty Limited to co-locate a telecommunications facility within Lot 56 DP 849895 Long Beach for a term of three and a half years terminating on 12 March 2022 with a fee as set out in the Confidential Attachment to this Report of 31 July 2018 and conditions in line with other telecommunications facilities within the Shire.
2. Consent be given to affix the Common Seal of Council to all necessary documents associated with the lease.

BACKGROUND

To improve mobile telecommunications around Long Beach, Optus Mobile Pty Limited wishes to install telecommunications equipment on the existing Telstra tower within Lot 56 DP 849895. Co-location on existing telecommunications facilities is common.

Telstra was granted a lease within this Council property in March 2012 and a telecommunications facility has been operating at this site since that time. The existing lease to Telstra terminates on 12 March 2022.

CCS18/032 LEASE FOR TELECOMMUNICATIONS FACILITY, LONG BEACH

E16.0248

CONSIDERATIONS

The lease area is shown in the sketch below.



Legal

Lot 56 DP 849895 is classified as community land and a lease for a public facility such as this must be notified to the public for comment for a period of not less than 28 days in accordance with the provisions of the *Local Government Act 1993*.

www.austlii.edu.au/au/legis/nsw/consol_act/lga1993182/

Asset

Mobile telecommunications are an essential asset in this area.

CCS18/032 LEASE FOR TELECOMMUNICATIONS FACILITY, LONG BEACH

E16.0248

Social Impact

The provision of mobile telephone coverage for the Long Beach area is of great benefit to local businesses and the general community.

Economic Development Employment Potential

Effective mobile communication is an essential part of the local economy. This facility is an important part of the local communications infrastructure.

Financial

The rental for current leases with telecommunications companies varies throughout the Shire. Subject to Council concurrence a rental has been negotiated with Optus Mobile Pty Limited which is set out in the Confidential Attachment.

Community and Stakeholder Engagement

In accordance with Section 47A of the *Local Government Act 1993* and guided by Council's *Community Engagement Framework* the intention to grant a lease to Optus Mobile Pty Limited over part Lot 56 DP 849895 Long Beach was publicly notified for 28 days from 23 May to 19 June 2018. No formal submissions were received however some enquiries were made by members of the public which were responded to during the submission period.

One enquiry was about the safety aspects of telecommunications equipment and in response, information provided by Optus was forwarded. Other enquiries sought details about the nature of the equipment and whether Council had received any submissions to the public notification.

CONCLUSION

the existing Telstra lease is considered appropriate.

CCS18/033 LEASE FOR TELECOMMUNICATIONS FACILITY, MOSSY POINT

E16.0247

Responsible Officer: Anthony O'Reilly - Director Corporate and Commercial Services

Attachments: 1. Confidential - Lease Telecommunications Facility, Mossy Point

Outcome: Innovative and Proactive Leadership

Focus Area: 9.2 Ensure financial sustainability and support the organisation in achieving efficient ongoing operations

Delivery Program Link: 9.2.2 Manage land under Council control to achieve a return for the community

Operational Plan Link: 9.2.2.1 Manage leases and licences

EXECUTIVE SUMMARY

Optus Mobile Pty Limited is seeking to co-locate a telecommunications facility on the existing Telstra tower at Lot 63 DP 1074862 Mossy Point adjacent to Council's water reservoir off Clearwater Terrace. Co-locating equipment on an existing tower minimizes the visual impact of the facility. Optus Mobile Pty Limited also has other telecommunications facilities within the Shire which are of benefit to local business and the community.

This report recommends that a lease for an initial term of 14 months plus a further five year term be granted in line with the existing Telstra lease on this site.

RECOMMENDATION

THAT:

1. Council grant a lease to Optus Mobile Pty Limited to co-locate a telecommunications facility within Lot 63 DP 1074862 Mossy Point for an initial term of 14 months terminating on 31 October 2019 plus a further five year term with a fee as set out in the Confidential Attachment to this Report of 31 July 2018 and conditions in line with other telecommunications facilities within the Shire.
2. Consent be given to affix the Common Seal of Council to all necessary documents associated with the lease.

BACKGROUND

To improve mobile telecommunications in Mossy Point and surrounds, Optus Mobile Pty Limited wishes to install telecommunications equipment on the existing Telstra tower within Lot 63 DP 1074862. Co-location on existing telecommunications facilities is common.

Telstra was granted a lease within this Council property in March 2004 and a telecommunications facility has been operating at this site since that time. The next option of the existing lease to Telstra ends on 31 October 2019 with a further five-year option term in place. The Optus lease terms will run concurrently.

CCS18/033 LEASE FOR TELECOMMUNICATIONS FACILITY, MOSSY POINT

E16.0247

CONSIDERATIONS

The lease area is shown in the sketch below.



Legal

Lot 63 DP 1074862 is operational land and therefore there is no legal impediment to granting a lease for this facility.

Asset

Mobile telecommunications are an essential asset in this area.

Social Impact

The provision of mobile telephone coverage for the Mossy Point area is of great benefit to local businesses and the general community.

Economic Development Employment Potential

Effective mobile communication is an essential part of the local economy. This facility is an important part of the local communications infrastructure.

Financial

The rental for current leases with telecommunications companies varies throughout the Shire. Subject to Council concurrence a rental has been negotiated with Optus Mobile Pty Limited which is set out in the Confidential Attachment.

Community and Stakeholder Engagement

Council's Engagement Planning Tool and relevant legislation have been used to guide the best approach to engagement on this matter. There is no legal requirement to advise the community through public notice, or to or seek feedback through public exhibition for land

CCS18/033 LEASE FOR TELECOMMUNICATIONS FACILITY, MOSSY POINT

E16.0247

dealings within operational land. Given this is additional equipment on an existing facility, and no complaints have been received, the engagement method will be to 'inform' through this report.

CONCLUSION

the existing Telstra lease is considered appropriate.

CCS18/034 LEASE MORUYA AIRPORT

E89.2941

Responsible Officer: Anthony O'Reilly - Director Corporate and Commercial Services

Attachments: 1. Under Separate Cover - Confidential - Moruya Airport Draft Lease
2. Confidential - Moruya Airport

Outcome: Innovative and Proactive Leadership

Focus Area: 9.2 Ensure financial sustainability and support the organisation in achieving efficient ongoing operations

Delivery Program Link: 9.2.2 Manage land under Council control to achieve a return for the community

Operational Plan Link: 9.2.2.1 Manage leases and licences

EXECUTIVE SUMMARY

Subject to acceptance by Council, lease negotiations are nearing conclusion with the operator of an aircraft maintenance business at Moruya Airport.

This report recommends the lease be granted in accordance with the confidential draft lease attached to this report.

RECOMMENDATION

THAT:

1. Council take all necessary actions to grant a lease over part Lot 11 DP 1229406 for a term of 25 years plus a 25 year option, to the business named, and subject to conditions and rent as outlined in the Confidential Attachments to the report of 31 July 2018.
2. Consent be given to affix the Common Seal of Council to all necessary documents associated with the lease.
3. Costs associated solely with this lease be borne by the Lessee.

BACKGROUND

Council obtained grant funding from the NSW and Australian Governments to deliver elements of the Moruya Airport Master Plan. Together, with Council's financial contribution, the project has commenced.

As part of the grant application process, in July 2015 Council sought expressions of interest from people interested in securing a lease. The operators of the aircraft maintenance business expressed an interest in securing a lease at that time.

To assist in stimulating economic activity at the airport, Council discussed generic lease terms with potential lessees and developed a new template lease. Amended terms agreed at that time included a 25 year, plus 25 year option (exercisable at a complying lessee's discretion, not Council), fewer market rent assessments to make future lease costs more predictable, and that all the lessee's improvements would remain the lessee's property at the conclusion of the lease.

CCS18/034 LEASE MORUYA AIRPORT

E89.2941

CONSIDERATIONS

The lease negotiated is for a 25 year term with a 25 year option which is at the lessee's discretion if they have complied with the terms of the lease.

Legal

Lot 11 DP 1229406 is operational land and is being subdivided for lease purposes. There is no legal impediment to granting a lease for this facility.

Policy

The Moruya Airport Master Plan was endorsed by Council on 24 May 2015.

Economic Development Employment Potential

The aircraft maintenance business is a significant and important element of the local aviation economy and its long term tenure will boost the overall development of the airport.

Financial

The lease for the new site will return a proposed rent which is set out in the confidential attachment. A reduced rent has been negotiated from the start of the lease until the services Council is delivering as part of the grant funded work are available.

In addition, the new lessee will pay Council rates.

Community and Stakeholder Engagement

In 2015, Council conducted an expression of interest process for people interested in securing leases at Moruya Airport.

Moruya Airport is operational land and there are no legal requirements for consultation in relation to this matter. The Moruya Airport Master Plan was also placed on public exhibition prior to its endorsement.

CONCLUSION

A lease to an existing business at the Moruya Airport will stimulate interest in the overall development of the airport. It is considered appropriate to consider granting such a lease.

**CAR18/024 SELECTION OF NEW MEMBER FOR THE PUBLIC ART ADVISORY
COMMITTEE**

E06.0162

Responsible Officer: Kathy Arthur - Director Community, Arts and Recreation Services

Attachments: 1. Confidential - Selection of New Member for Public Art Advisory
Committee Confidential Attachment

Outcome: Celebrated Creativity, Culture and Learning

Focus Area: 2.1 Support and encourage the expression of our vibrant creative arts
sector

Delivery Program Link: 2.1.1 Develop and promote creative arts activities and industries

Operational Plan Link: 2.1.1.3 Coordinate the Public Art Advisory Committee and associated
projects

EXECUTIVE SUMMARY

The Public Art Advisory Committee (PAAC) seeks to support the growth of a diverse and vibrant community life. It is made up of community representatives and Councillors who have specialist knowledge or interest in public art

The PAAC recently advertised for a replacement community representative to join the committee due to a member resignation. The position was advertised through an Expression of Interest (EOI) process. The Terms of Reference for the Committee outlined the criteria for selection of the community member.

This report seeks approval from Council for the acceptance of a new Public Art Advisory Committee member for the remainder of Council's current term.

RECOMMENDATION

THAT the recommended community member be elected to the Public Art Advisory Committee for the remainder of Council's current term, as per the confidential attachment.

BACKGROUND

During May this year, Council sought expressions of interest from the community for a vacancy on the PAAC.

The PAAC Terms of Reference state that the tenure of community members is four years in line with Council elections and allow for four community members with voting rights. A member who was recruited in 2017 has recently resigned, leaving a position vacant for the remainder of the Council term.

The expression of interest process was made public through Council's website and via a media release. The Terms of Reference for the Committees were published on Council's website. A period of one month from 24 April to 23 May 2018 was provided for members of the community to submit an expression of interest.

**CAR18/024 SELECTION OF NEW MEMBER FOR THE PUBLIC ART ADVISORY
COMMITTEE**

E06.0162

A selection panel was formed to review all nominations and recommend a new committee member to Council.

CONSIDERATIONS

The composition of this committee includes four community representatives who are qualified and/or experienced in some area of the arts relevant to public art, and have their principal residence in the Eurobodalla Shire.

Three nominations were received to fill one community representative position on the Public Art Advisory Committee. A report recommending the successful nomination be accepted will be provided to Council.

Community and Stakeholder Engagement

We have informed the community through providing information on Council's website; advertising on Council's noticeboard page in two local newspapers and distributing a media release.

CONCLUSION

A selection panel has recommended one community member as a representative on Council's Public Art Advisory Committee for the remainder of the current Council term.

All expressions of interests were assessed against an agreed criteria, based on their knowledge, skills and lived experience of public art and related matters.

It is considered appropriate that the successful nominee be appointed to the Public Art Advisory Committee, as recommended in confidential attachment.

**CAR18/025 SELECTION OF NEW MEMBER FOR THE DISABILITY INCLUSION
ADVISORY COMMITTEE**

E12.6216

Responsible Officer: Kathy Arthur - Director Community, Arts and Recreation Services

Attachments: 1. Confidential - Disability Inclusion Advisory Committee Confidential Attachment

Outcome: Strong Communities, Desirable Lifestyle

Focus Area: 1.4 Ensure activities, facilities and services meet changing community needs

Delivery Program Link: 1.4.2 Provide flexible, community based services to support older people, people with a disability and their carers

Operational Plan Link: 1.4.2.5 Coordinate the Disability Inclusion Advisory Committee and associated projects

EXECUTIVE SUMMARY

The Disability Inclusion Advisory Committee (DIAC) seeks opportunities to improve access to Council facilities and services and, with Council's support, to raise awareness of issues facing people with a disability and to advocate for people with disability living in and the visiting Eurobodalla.

Due to a recent resignation by a committee member, Council advertised for an additional community representative to join the committee through an advertised Expression of Interest (EOI process). Two nominations were received, of which one is recommended to fill the vacancy based on an assessment of their application against membership criteria.

This report seeks approval from Council for the acceptance of new Disability Advisory Committee member for the remainder of Council's current term (to September 2018).

RECOMMENDATION

THAT:

1. The recommended community member be elected to the Disability Advisory Committee for the remainder of Council's current term to September 2018, as per the confidential attachment.
2. The unsuccessful applicant be notified and thanked for their application.

BACKGROUND

During May this year, Council sought expressions of interest from the community for a vacancy arising on the Disability Inclusion Advisory Committee (DIAC).

The DIAC Terms of Reference state that the tenure of community members is four years in line with Council elections. A member who was recruited has recently resigned, leaving a position vacant for the remainder of the Council term.

**CAR18/025 SELECTION OF NEW MEMBER FOR THE DISABILITY INCLUSION
ADVISORY COMMITTEE**

E12.6216

The Terms of Reference state the composition of the DIAC will include 8 community representatives who have a disability or have specialist knowledge or interest in disability issues (selected by Council from nominations) and up to three of the community positions may be filled by individuals who work in a disability.

CONSIDERATIONS

Council received two nominations, a summary of which is provided on the confidential attachment.

A selection panel was formed to review all nominations and recommend a new committee member to Council.

The panel recommended one applicant and is confident that they will provide the DIAC with a high level of knowledge and commitment to improving disability access and equity issues.

Social Impact

The DIAC provides an opportunity for the community to be actively involved in supporting and influencing planning, works and service delivery to people with disability in our community, bringing lived experience, professional knowledge and different perspectives to issues. This is valuable and has a positive impact on service delivery.

Community Engagement

We have informed the community through providing information Council's website; advertising on Council's noticeboard page in the local newspaper and distributing a media release.

CONCLUSION

agreed criteria, based on their knowledge, skills and lived experience of disability matters.

DR18/003 2018 FLOODPLAIN MANAGEMENT CONFERENCE

E91.3255

Responsible Officer: James Thomson - Councillor

Attachments: Nil

Outcome: Innovative and Proactive Leadership

Focus Area: 9.1 Provide strong leadership and work in partnership to strategically plan for the future and progress towards the community vision

Delivery Program Link: 9.1.3 Advocate and collaborate to advance the region and address local issues

Operational Plan Link: 9.1.3.4 Advocate to streamline government processes

EXECUTIVE SUMMARY

Gold Coast Convention Centre and Exhibition Centre, Queensland.

RECOMMENDATION

THAT the Delegates Report from Councillors James Thomson and Jack Tait on the 2018 Floodplain Management Conference be received and noted.

BACKGROUND

Since 1961 Floodplain Management Australia (FMA) has served the interests of Local Government Councils, floodplain management authorities, government agencies, consultants, businesses and other professionals involved in the important work of managing Australia's flood risk.

This was the 58th FMA Annual Conference, the theme was Waterways of success: Developing flood resilience in our communities.

On day one we were welcomed by Clr Tom Tate, Mayor of the City of Gold Coast, and Ian Dinham, President of Floodplain Management Australia. The Keynote speaker, Jillian Edwards, Director National Resilience Taskforce in the Department of Home Affairs spoke about risk management at the Commonwealth level. She underlined the challenges of aggregating State and Territory risk management plans under a national umbrella. Jillian used the following statistics to underscore the importance of National disaster planning. 91% of global disaster events are weather related, 51% of global fatalities are weather related and 79% of global economic losses are weather related. In Australia, the costs of weather related disasters are projected to rise from 18 billion annually now to 39 billion annually by 2050, with a projected population of 39.5 million people.

Duncan McLucky of the NSW Office of Environment and Heritage (OEH) delivered a talk entitled 'Improving Delivery under the NSW Flood Prone Land Policy'. The NSW Flood Prone Land Policy aims to reduce the impact of flooding and flood liability on individual owners and occupiers of flood prone land and reduce public and private losses from floods, utilising ecologically positive methods wherever possible.

On day two there was a special session for councillors to raise and discuss issues of importance to Local Government. This was a real highlight of the conference. We discussed the challenges

DR18/003 2018 FLOODPLAIN MANAGEMENT CONFERENCE

E91.3255

we face in trying to make people aware that they have built or intend to build in a flood prone area and what their risks are and what can and can't be done to mitigate those risks. Also up for discussion was the time it takes to replace bridges and other infrastructure after flood events and the disruption and economic loss this causes.

Councillor Thomson asked FMA President, Ian Dinham, if they could help Eurobodalla get funding for a flood study of the Tuross River catchment so the Bureau of Meteorology can deliver flood warnings. Mr Dinham said he would do what he could and suggested Councillor Thomson speak with Duncan McLucky of OEH. Justin Robinson, a senior member of the Bureau of Meteorology approached Councillor Thomson afterwards and encouraged Council to pursue a Tuross River flood study as he is frustrated by a lack of information coming from this area of the state. Mr Robinson said there is a gap in the weather map in our area.

Krey Price of Surface Water Solutions gave an excellent presentation on Flood modelling for Landslide Dam Failures. Landslide dams are usually formed in mountainous terrain after earthquakes, but can also occur spontaneously or after rain events. The landslide dam backs up water in a river system in the same way a storage dam will, without affecting the structural integrity. When the dam wall breaks the water is let go more or less at once and can have devastating and deadly effects on communities below. This presentation was particularly interesting because it may explain an ancient feature on the Tuross River at Belowra that Councillor Thomson had noticed and long wondered about.

The FMA Annual General Meeting was held at 3:45pm on day two. Councillor Thomson attended as a voting delegate along with Councillor Tait. FMA is in a good financial position and membership is strong and growing. All Director reports were positive and informative but it is worth noting part of Communications Director, Sue Ribbons, report from a Natural Disaster Resilience Seminar that she attended in August 2017:

- The economic and social costs of natural disasters are far too high
- There is a real need for more investment in mitigation-it has been estimated that for every \$1 investment in disaster mitigation there is a \$4 benefit
- If the risks from natural disasters are allowed to rise to high, insurers will start to withdraw from the market
- There is a real need for more information, controls and incentives for adjusting building codes to encourage more disaster resilient buildings
- There is a real need to more carefully consider and quantify intangible damages, particularly the importance of a 'sense of place' and 'sense of community'. How should vulnerability really be described?
- There is a real need to more carefully consider the transfer of risk in decisions relating to land use planning, particularly the true cost of the risk and who ultimately pays for that risk
- "We have all the data on natural hazards but are we brave enough to have the leadership to move forward with mitigation as a priority.... We can't 'un-know' what we now already know."

DR18/003 2018 FLOODPLAIN MANAGEMENT CONFERENCE

E91.3255

The trade hall displays were of a very high standard and both Councillor Tait and Thomson made some useful contacts and learned about some cutting edge technologies from the experts in flood mitigation.

CONCLUSION

The Floodplain Management Australia Annual National Conference is well worth attending for councillors to learn about flood issues and meet and learn from the experts working in the field.

As policy setters it is vital that councillors take the opportunities to educate ourselves to make better decisions for our communities and the FMA conference is a great vehicle to do that. As usual, the social events and networking opportunities are at least as important and educational as the presentations and displays.

17. DEALING WITH MATTERS IN CLOSED SESSION

In accordance with Section 10A(2) of the Local Government Act 1993, Council can exclude members of the public from the meeting and go into Closed Session to consider confidential matters, if those matters involve:

- (a) personnel matters concerning particular individuals; or
- (b) the personal hardship of any resident or ratepayer; or
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business; or
- (d) commercial information of a confidential nature that would, if disclosed;
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret,
- (e) information that would, if disclosed, prejudice the maintenance of law; or
- (f) matters affecting the security of the council, councillors, council staff or council property; or
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege or information concerning the nature and location of a place; or
- (h) an item of Aboriginal significance on community land.

and Council considers that discussion of the material in open session would be contrary to the public interest.

In accordance with Section 10A(4) of the Local Government Act 1993 the Chairperson will invite members of the public to make verbal representations to the Council on whether the meeting should be closed to consider confidential matters.

EUROBODALLA SHIRE COUNCIL

ETHICAL DECISION MAKING AND CONFLICTS OF INTEREST

A GUIDING CHECKLIST FOR COUNCILLORS, OFFICERS AND COMMUNITY COMMITTEES

ETHICAL DECISION MAKING

- Is the decision or conduct legal?
- Is it consistent with Government policy, Council's objectives and Code of Conduct?
- What will the outcome be for you, your colleagues, the Council, anyone else?
- Does it raise a conflict of interest?
- Do you stand to gain personally at public expense?
- Can the decision be justified in terms of public interest?
- Would it withstand public scrutiny?

CONFLICT OF INTEREST

A conflict of interest is a clash between private interest and public duty. There are two types of conflict: Pecuniary – regulated by the *Local Government Act* and Department of Local Government; and Non-Pecuniary – regulated by Codes of Conduct and policy, ICAC, Ombudsman, Department of Local Government (advice only).

THE TEST FOR CONFLICT OF INTEREST

- Is it likely I could be influenced by personal interest in carrying out my public duty?
- Would a fair and reasonable person believe I could be so influenced?
- Conflict of interest is closely tied to the layperson's definition of "corruption" – using public office for private gain.
- Important to consider public perceptions of whether you have a conflict of interest.

IDENTIFYING PROBLEMS

- 1st** Do I have private interests affected by a matter I am officially involved in?
- 2nd** Is my official role one of influence or perceived influence over the matter?
- 3rd** Do my private interests conflict with my official role?

Whilst seeking advice is generally useful, the ultimate decision rests with the person concerned.

AGENCY ADVICE

Officers of the following agencies are available during office hours to discuss the obligations placed on Councillors, Officers and Community Committee members by various pieces of legislation, regulation and Codes.

CONTACT	PHONE	EMAIL	WEBSITE
Eurobodalla Shire Council Public Officer	4474-1000	council@eurocoast.nsw.gov.au	www.esc.nsw.gov.au
ICAC	8281 5999	icac@icac.nsw.gov.au	www.icac.nsw.gov.au
Local Government Department	4428 4100	dlg@dlg.nsw.gov.au	www.dlg.nsw.gov.au
NSW Ombudsman	8286 1000 Toll Free 1800 451 524	nswombo@ombo.nsw.gov.au	www.ombo.nsw.gov.au

Reports to Committee are presented generally by 'exception' - that is, only those items that do not comply with legislation or policy, or are the subject of objection, are discussed in a report.

Reports address areas of business risk to assist decision making. Those areas include legal, policy, environment, asset, economic, strategic and financial.

Reports may also include key planning or assessment phrases such as:

Setback Council's planning controls establish preferred standards of setback (eg 7.5m front; 1m side and rear);

Envelope taking into account the slope of a lot, defines the width and height of a building with preferred standard of 8.5m high;

Footprint the percentage of a lot taken up by a building on a site plan.

Acronym	Meaning	Description
ACR	Australian Capital Region	The political and strategic grouping of the ACT government and 17 adjacent councils.
AEP	Annual Exceedance Probability	For floods expressed as a % eg 1% = 1:100 year event. The NSW Flood Guidelines nominate types of development and controls.
AHD	Australian Height Datum	Floor levels for buildings set to remain at or above flood level (expressed as 'freeboard').
APZ	Asset Protection Zone	Area to be cleared and maintained around habitable buildings in bushfire prone areas.
AS	Australian Standard	Standards set by national body as minimum construction, service, system, planning or design requirements.

Acronym	Meaning	Description
BCA	Building Code of Australia	Prescribes minimum standards or performance base for building construction.
CAMP	Companion Animal Management Plan	Required by state law, plan nominating management of dogs and cats and areas for access for the exercise of dogs (eg beaches and reserves).
CC	Construction Certificate	Floor plans approved by council or private certifier in compliance with development conditions and BCA.
COPW	Condition of Public Works Report	Required by state law to define the condition of infrastructure assets, the cost to upgrade to defined standards, the current costs of maintenance and desired levels of maintenance.
CP	Cultural Plan	A cultural plan enables identification of cultural assets, identity and needs as well as providing a framework to develop cultural initiatives to increase opportunities for residents.
CSR	Complaint and Service Request	Requests received from public by phone, letter, email or Councillor to attend to certain works (eg pothole) or complain of certain service or offence (eg dogs barking).
DA	Development Application	Required by state law to assess suitability and impacts of a proposed development.
DAP	Disability Action Plan	Council plan outlining proposed works and services to upgrade facilities to progressively meet Disability Discrimination Act.
DCP	Development Control Plan	Local planning policy defining the characteristics sought in residential, commercial land.
DECCW	Department of Environment, Climate Change and Water (formerly EPA, NPWS, DEC)	State agencies (former Environment Protection and National Parks), DNR managing state lands and natural resources and regulating council activity or advising on development applications.
DWE	Department of Water and Energy	State agency managing funding and approvals for town and country water and sewer services and State energy requirements.
DoP	Department of Planning	State agency managing state lands and regulating council activity or advising on development applications or strategic planning.
DLG	Department of Local Government	State agency responsible for regulating local government.
DoL	Department of Lands	State agency managing state lands and advising on development applications or crown land management.
DoC	Department of Commerce	State agency (formerly Public Works) managing state public water, sewer and buildings infrastructure and advising/supervising on council infrastructure construction.

Acronym	Meaning	Description
DoH	Department of Health	State agency responsible for oversight of health care (community and hospital) programs. Also responsible for public warning of reportable health risks.
DOTAR	Department of Infrastructure, Transport and Regional Development and Local Government	Federal agency incorporating infrastructure, transport system, and assisting regions and local government.
EBP	Eurobodalla Bike Plan	Strategic Plan identifying priorities and localities for cycleways in the Shire.
EIS	Environmental Impact Statement	Required for designated and state developments researching and recommending solutions to social, economic and environmental impacts.
EMP	Estuary Management Plan	Community based plan, following scientific research of hydrology and hydraulics, recommending actions to preserve or enhance social, economic and environmental attributes of estuary
EMS	Environmental Management System	Plans prepared by council (such as waste management and strategic planning) around AS14000.
EOI	Expressions of Interest	Often called in advance of selecting tenders to ascertain capacity and cost of private sector performing tasks or projects on behalf of council.
EP&A	Environment Planning & Assessment Act	State law defining types of development on private and public lands, the assessment criteria and consent authorities.
ESC	Eurobodalla Shire Council	
ESD	Ecologically Sustainable Development	Global initiative recommending balance of social, economic and environmental values in accord with 7 ESD principles.
ESS	Eurobodalla Settlement Strategy	Council strategy prepared with assistance of government to identify best uses and re-uses of urban lands, the appropriate siting of private and public investment (eg institutions, employment areas or high density residential) based on current and planned infrastructure and land capacity.
ET	Equivalent Tenement	Basis of calculation of demand or impact of a single dwelling on water and sewer system.
FAG	Financial Assistance Grant	Federal general purpose grant direct to local government based on population and other 'disability' factors.

Acronym	Meaning	Description
FSR	Floor Space Ratio	A measure of bulk and scale, it is a calculation of the extent a building floor area takes up of an allotment.
GIS	Geographic Information System	Computer generated spatial mapping of land and attributes such as infrastructure, slope, zoning.
IPART	Independent Pricing & Regulatory Tribunal	State body that reviews statutory or government business regulatory frameworks and pricing levels.
IPWEA	Institute Public Works Engineers Australia	Professional association.
IWCMS	Integrated Water Cycle Management Strategy (or Plan)	Council plan identifying risk and social, economic and environmental benefit of proposed augmentation to water, sewer and stormwater systems.
IWMS	Integrated Waste Management (Minimisation) Strategy	Council plan identifying risk and social, economic and environmental benefit of proposed augmentation of waste (solids, effluent, contaminated, liquid trade waste).
LEP	Local Environment Plan	The statutory planning instrument defining the zones and objectives of urban and rural areas.
LGAct	Local Government Act	State law defining the role of Mayor, Councillors, staff, financing, approvals etc.
LGMA	Local Government Managers Australia	Professional association.
LGNSW	Local Government NSW	Representative advisory and advocacy group for councils in NSW.
MOU	Memorandum of Understanding	Agreement in principle between parties (eg council and agency) to achieve defined outcomes.
NPWS	National Parks & Wildlife Service	Now merged into DECCW.
NRM	Natural Resource Management	
NVC	Native Vegetation Act 2003	State law defining means of protection of threatened legislation and approval processes to clear land.
OC	Occupation Certificate	Issued by council or private certifier that building is safe to occupy and in compliance with development conditions and BCA.
OSMS	On site sewage management system	Includes septic tanks, aerated systems, biocycles etc.
PCA	Principal Certifying Authority	The person or organisation appointed by applicant to inspect and certify structures.

Acronym	Meaning	Description
PIA	Planning Institute of Australia	Professional association.
POEO	Protection of the Environment Operations Act	State law outlining standards for emissions and discharges and penalties for pollution.
PoM	Plan of Management (usually for community land)	Council plan nominating type of uses for community land and range of facilities progressively to be provided on land.
PPP	Public Private Partnerships	
PTS	Public Transport Strategy	Council strategy to initiate mechanisms to promote and facilitate public transport (bus, taxi, community transport, cycles) in design of subdivisions, developments and council works.
REF	Review of Environmental Factors	Council examination of risk and social, economic and environmental benefit of proposed works, assessed against state planning, environment and safety laws.
REP	Regional Environment Planning Policy	Outlines compulsory state planning objectives to be observed in development assessment and strategic planning.
RFS	Rural Fire Service	State agency responsible for providing equipment and training for volunteer firefighter brigades, and the assessment and approval of developments in bushfire prone lands.
RLF	Regional Leaders Forum	The group of mayors and general managers representing the councils in the ACR.
RMS	Roads & Maritime Service	State agency responsible for funding, construction and maintenance of state roads, the approval of council works on arterial roads and development applications.
S64	S64 Contributions Plan	Developer contributions plan to enable, with council and state funds, the augmentation of water, sewer and stormwater infrastructure.
S94 S94A	S94 Contributions Plan S94A Contributions Plan Levy Plan	Developer contributions to enable construction of public infrastructure and facilities such as roads, reserves, carparks, amenities etc.
SCG	Southern Councils Group	Political and strategic grouping of councils along the NSW south coast from Wollongong to the border, lobbying government for assistance (eg highways) and resourcing sharing initiatives.
SCRS	South Coast Regional Strategy	Regional Strategy prepared by DoP for ESC, BVSC and part SCC to guide new LEPs.

Acronym	Meaning	Description
SEA	Strategic Environment Assessment	Spatial assessment of environmental constraints of land considered in design and assessment of subdivision and infrastructure. Scientific research behind assessment of capacity of land and waterways in rural residential and urban expansion lands to sustain human settlement.
SEPP	State Environmental Planning Policy	Outlines compulsory state planning objectives.
SNSWLHD	Southern NSW Local Health Districts	State board commissioned with oversight of health care in Highlands, Monaro and Far South Coast.
SoER	State of the Environment Report	Required by state law, the comprehensive assessment (every four years) of the condition and the pressures on the social, economic and environmental features of the Shire and appropriate responses to address or preserve those issues.
SP	Social Plan	Required by state law, the comprehensive assessment (every four years) of the condition and the pressures on the social framework of the community, their services and facilities and economic interactions.
.....SP	Structure Plan	Plan promoting landuses and siting of infrastructure and facilities in towns (eg, BBSP – Batemans Bay Structure Plan).
SRCMA	Southern Rivers Catchment Management Authority	State agency commissioned with assessment and monitoring of health and qualities of catchments from Wollongong to the border, and determine directions and priorities for public and private investment or assistance with grants.
STP	Sewer Treatment Plant	Primary, secondary and part tertiary treatment of sewage collected from sewers before discharge into EPA approved water ways or irrigation onto land.
TAMS	Total Asset Management System	Computer aided system recording condition and maintenance profiles of infrastructure and building assets.
TBL	Triple Bottom Line	Commercial term coined to encourage business to consider and disclose social and environmental risk, benefit and costs in the conduct of business to guide investors as to the long term sustainability and ethics of a business. Taken up by Council to record the basis of prioritisation, the review of condition, the monitor of progress and the financial disclosure of preventative or maintenance investment in council based social and environmental activities.
ToR	Terms of Reference	
TSC	Threatened Species Conservation Act 1995	State law governing the protection of nominated species and relevant assessment and development controls.

Acronym	Meaning	Description
WCF	Water Cycle Fund	Combination of water, sewer and stormwater activities and their financing arrangements.
WSUD	Water Sensitive Urban Design	Principle behind the IWCMS and council development codes requiring new developments to reduce demand and waste on water resources through contemporary subdivision and building design.