



Minutes

Ordinary Meeting of Council

26 February 2019

ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY 26 FEBRUARY 2019

MINUTES

1. **WELCOME, ACKNOWLEDGEMENT OF COUNTRY AND EVACUATION MESSAGE**ERROR! BOOKMARK NOT DEFINED.
2. **APOLOGIES** ERROR! BOOKMARK NOT DEFINED.
3. **PUBLIC FORUM (AGENDA ITEMS ONLY)** ERROR! BOOKMARK NOT DEFINED.
4. **CONFIRMATION OF MINUTES OF PREVIOUS MEETING**ERROR! BOOKMARK NOT DEFINED.
5. **DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA**ERROR! BOOKMARK NOT DEFINED.
6. **MAYORAL REPORTS** ERROR! BOOKMARK NOT DEFINED.
7. **NOTICES OF MOTION** ERROR! BOOKMARK NOT DEFINED.
NOM19/001 Responsible Pet Ownership Education**Error! Bookmark not defined.**
8. **QUESTIONS ON NOTICE FROM COUNCILLORS** ERROR! BOOKMARK NOT DEFINED.
Nil
9. **PETITIONS** ERROR! BOOKMARK NOT DEFINED.
Nil
10. **GENERAL MANAGER'S REPORTS** ERROR! BOOKMARK NOT DEFINED.
GMR19/003 Administration of 2020 Elections of Mayor and Councillors**Error! Bookmark not defined.**
GMR19/004 Delivery Program 2017-21 Six Monthly Performance Update July -
December 2018.....**Error! Bookmark not defined.**
11. **PLANNING AND SUSTAINABILITY REPORTS** ERROR! BOOKMARK NOT DEFINED.
Nil
12. **INFRASTRUCTURE REPORTS**..... ERROR! BOOKMARK NOT DEFINED.
IR19/002 Tender - RFT2019/ISD047 - Supply and Installation of a Gross Pollutant Trap
South Street Batemans Bay**Error! Bookmark not defined.**
13. **CORPORATE AND COMMERCIAL SERVICES REPORTS**ERROR! BOOKMARK NOT DEFINED.
CCS19/005 Investments made as at 31 January 2019**Error! Bookmark not defined.**
CCS19/006 December Quarterly Budget Review**Error! Bookmark not defined.**
14. **COMMUNITY, ARTS AND RECREATION REPORTS** . ERROR! BOOKMARK NOT DEFINED.
CAR19/002 Categorisation of Crown Reserves in Eurobodalla .**Error! Bookmark not defined.**

CAR19/003 Creative Arts Strategy **Error! Bookmark not defined.**

15. DELEGATE REPORT ERROR! BOOKMARK NOT DEFINED.

DR19/001 NSW Coastal Conference **Error! Bookmark not defined.**

16. URGENT BUSINESS ERROR! BOOKMARK NOT DEFINED.

17. DEALING WITH MATTERS IN CLOSED SESSION..... ERROR! BOOKMARK NOT DEFINED.

18. CONFIDENTIAL MATTERS..... ERROR! BOOKMARK NOT DEFINED.

**MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY, 26 FEBRUARY 2019
COMMENCING AT 10.03AM**

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

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

1. WELCOME, ACKNOWLEDGEMENT OF COUNTRY AND EVACUATION MESSAGE

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

2. APOLOGIES

Nil

3. PUBLIC FORUM (AGENDA ITEMS ONLY)

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

PF19/02 CCS19/006 December Quarterly Review

Mr Lei Parker addressed Council in relation to item CCS19/006 December Quarterly Review. A copy of Mr Parker's submission is available on Council's website.

EXTENSION OF TIME

19/14 MOTION Councillor McGinlay/Councillor Constable

THAT Mr Parker be granted an extension of three minutes to complete his presentation.

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

PF19/03 CAR19/003 Creative Arts Strategy

Ms Trish Hellier addressed Council in relation to item CAR19/003 Creative Arts Strategy. A copy of Ms Hellier's submission is available on Council's website.

PF19/04 CAR19/003 Creative Arts Strategy

Ms Judy Glover addressed Council in relation to item CAR19/003 Creative Arts Strategy. A copy of Ms Glover's submission is available on Council's website.

4. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

19/15 MOTION Councillor Thomson/Councillor Tait

THAT the minutes of the Ordinary Meeting held on 12 February 2019 be confirmed.

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

5. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA

Nil

6. MAYORAL REPORTS

7. NOTICES OF MOTION

NOM19/001 RESPONSIBLE PET OWNERSHIP EDUCATION

File Ref: E98.2552

19/16 MOTION Councillor Brown/Councillor Tait

THAT:

1. Council expand the Companion Animal Management Plan education program to include shared pedestrian areas that are highly frequented by walkers and cyclists, utilising a budget of \$20,000, as a one off expenditure.
2. Staff provide a briefing on the best way to expend these funds.

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

8. QUESTIONS ON NOTICE FROM COUNCILLORS

Nil

9. PETITIONS

Nil

10. GENERAL MANAGER'S REPORTS

GMR19/003 ADMINISTRATION OF 2020 ELECTIONS OF MAYOR AND COUNCILLORS

File Ref: E81.1056, E15.9129

19/17 MOTION Councillor Tait/Councillor Nathan

THAT:

1. The New South Wales Electoral Commissioner be engaged to administer Council's 2020 Elections for Mayor and Councillors.
2. Pursuant to section 296 (2) and (3) of the *Local Government Act 1993* an election arrangement be entered into by contract for the Electoral Commissioner to administer all elections of the Council.
3. Pursuant to section 296 (2) and (3) the Act, as applied and modified by section 18, a Council poll arrangement be entered into by contract for the Electoral Commissioner to administer all Council polls of the Council where necessary.
4. Pursuant to section 296 (2) and (3) the Act, as applied and modified by section 18, a constitutional referendum arrangement be entered into by contract for the Electoral Commissioner to administer all constitutional referenda of the Council where necessary.
5. Authority be granted to the General Manager to conduct negotiations with the Electoral Commissioner as to the terms of the engagement and to enter into a contract with the Commissioner on behalf of Council.

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

**GMR19/004 DELIVERY PROGRAM 2017-21 SIX MONTHLY PERFORMANCE UPDATE JULY -
DECEMBER 2018**

File Ref: E16.0029

19/18 MOTION Councillor Tait/Councillor Constable

THAT the Six Monthly Performance Update Report July – December 2018 be received and noted.

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

11. PLANNING AND SUSTAINABILITY REPORTS

Nil

12. INFRASTRUCTURE REPORTS

IR19/002 TENDER - RFT2019/ISD047 - SUPPLY AND INSTALLATION OF A GROSS POLLUTANT TRAP SOUTH STREET BATEMANS BAY

File Ref: E19.1791

19/19 MOTION Councillor Thomson/Councillor Nathan

THAT Council:

1. Enter into a contract for RFT 2019/ISD047 for the Supply and Installation of a Gross Pollutant Trap at South Street, Batemans Bay with the contractor identified as the preferred tender within the confidential attachment.

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

13. CORPORATE AND COMMERCIAL SERVICES REPORTS

CCS19/005 INVESTMENTS MADE AS AT 31 JANUARY 2019

File Ref: E99.3517

19/20 MOTION Councillor Pollock/Councillor Tait

THAT the certification that the investments as at 31 January 2019, 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.

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

CCS19/006 DECEMBER QUARTERLY BUDGET REVIEW

File Ref: E05.9535

19/21 MOTION Councillor Pollock/Councillor Tait

THAT

1. The budget review report for the quarter ended 31 December 2018 be received and noted.
2. The variations for the Income Statement after capital revenue of \$3.69 million and \$2.82 million as per the Consolidated Fund Flow Statement be adopted.

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

14. COMMUNITY, ARTS AND RECREATION REPORTS

CAR19/002 CATEGORISATION OF CROWN RESERVES IN EUROBODALLA

File Ref: E18.1573

19/22 MOTION Councillor Tait/Councillor Brown

THAT Council:

1. Assign categories to the 100 Crown reserves listed in Appendix A in accordance with Section 3.23 of the *Crown Land Management Act 2016*.
2. Notify the NSW Minister for Lands and Forestry in writing of the initial categories assigned by Council.

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

CAR19/003 CREATIVE ARTS STRATEGY

File Ref: E06.0162

19/23 MOTION Councillor Tait/Councillor Brown

THAT:

1. Council adopt the Creative Arts Strategy.
2. Council write to the members of the community who made a submission thanking them for their involvement and advising of the outcome of the process.

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

15. DELEGATE REPORT

DR19/001 NSW COASTAL CONFERENCE

File Ref: E91.3255

19/24 MOTION Councillor Nathan/Councillor Constable

THAT the Delegates Report from Councillors Maureen Nathan and Phil Constable on the 2018 NSW Coastal Conference be received and noted.

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

16. URGENT BUSINESS

Nil

17. DEALING WITH MATTERS IN CLOSED SESSION

Nil

18. CONFIDENTIAL MATTERS

Nil

THE MEETING CLOSED AT 11.40am

CHAIRPERSON

Chairperson of the Ordinary Council Meeting held on Tuesday, 12 March 2019 at which meeting the signature hereon was subscribed.