



Minutes

Ordinary Meeting of Council

11 October 2016

ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY 11 OCTOBER 2016

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**MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY 11 OCTOBER 2016
COMMENCING AT 10.00AM**

PRESENT: Councillor Liz Innes, Mayor (in the Chair)
Councillors Anthony Mayne, 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, Finance and Business Development
Mrs K Arthur, Director, Community, Arts and Recreation
Mrs C Hodges, 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

APOLOGY

16/254 MOTION Councillor Thomson/Councillor Mayne

THAT apologies be received from Councillor Tait and leave of absence be granted.

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

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.)

E15.9129; E16.0042

PF16/069 GMR16/022 Declaration of Poll for Mayor
GMR16/023 Declaration of Poll for Councillors

Mr Paul Bradstreet addressed Council in relation to the conduct of the recent local government elections. A copy of Mr Bradstreet's submission is available on Council's website.

3. PUBLIC FORUM (Agenda Items) (contd)

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

E81.1928; E16.0042

PF16/070 GMR16/026 Council Committees and External Bodies

Mr Peter Cormick addressed Council in relation to the General Manager's Performance Review committee. A copy of Mr Cormick's submission is available on Council's website.

3. PUBLIC FORUM (Agenda Items) (contd)

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

E81.1928; E16.0042; E10.4493

PF16/071 NOM16/008 Recognition of Council Achievement

Mr Peter Bernard addressed Council in relation to NOM16/008 Recognition of Council Achievement. A copy of Mr Bernard's submission is available on Council's website.

The Mayor advised Mr Bernard this his questions would be taken on notice. She also offered to meet with Mr Bernard, together with the General Manager and Director of Finance and Business Development, to go through Mr Bernard's questions if he so wished.

4. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

16/255 MOTION Councillor Pollock/Councillor Brown

THAT the minutes of the Ordinary Meeting held on 9 August 2016 be confirmed.

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

5. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA

Nil

6. MAYORAL REPORTS

Nil

SUSPENSION OF STANDING ORDERS

The Mayor advised that as this is the first meeting of the new Council, the first items of business must be noting the Declaration of the Polls for the Mayor and Councillors, and administering the Oath and Affirmation of office. Therefore, it is necessary to suspend standing orders to bring forward these items on the agenda.

SUSPENSION OF STANDING ORDERS

16/256 MOTION Councillor Brown/Councillor Pollock

THAT Standing Orders be suspended in order to bring forward items GMR16/022 Declaration of Poll for Mayor, GMR16/023 Declaration of Poll for Councillors and GMR16/024 Oath and Affirmation for Councillors.

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

7. GENERAL MANAGER'S REPORTS

GMR16/022 DECLARATION OF POLL FOR MAYOR

File Ref: E15.9129

16/257 MOTION Councillor Thomson/Councillor McGinlay

THAT the information on the Declaration of the Poll for the election of the Mayor of Eurobodalla Shire Council, following the general election held on Saturday 10 September 2016, be noted.

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

GMR16/023 DECLARATION OF POLL FOR COUNCILLORS

File Ref: E15.9129

16/258 MOTION Councillor Mayne/Councillor Constable

THAT the information on the Declaration of the Poll following the general election held on 10 September 2016, for the election of eight Councillors to the Eurobodalla Shire Council as shown below in order of their election, be noted:

Councillor Jack Tait

Councillor Lindsay Brown

Councillor Phil Constable

Councillor Maureen Nathan

Councillor Anthony Mayne

Councillor Rob Pollock OAM

Councillor Pat McGinlay

Councillor James Thomson.

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

GMR16/024 OATH AND AFFIRMATION FOR COUNCILLORS

File Ref: E06.0429

The General Manager advised of new requirements under the Local Government Act 1993, which require Councillors and the Mayor to make an Oath of Office, or Affirmation of Office.

16/259 MOTION Councillor Nathan/Councillor Pollock

THAT in accordance with Section 233A of the *Local Government Act 1993*, Councillors be invited to take either the Oath of Office or Affirmation of Office, before the General Manager, as outlined below:

1. Oath of Office:

I [*name of councillor*] swear that I will undertake the duties of the office of councillor in the best interests of the people of the Eurobodalla and the Eurobodalla Shire Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the *Local Government Act 1993* or any other Act to the best of my ability and judgement.

or

2. Affirmation of Office:

I [*name of councillor*] solemnly and sincerely declare and affirm that I will undertake the duties of the office of councillor in the best interests of the people of the Eurobodalla 01 and the Eurobodalla Shire Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the *Local Government Act 1993* or any other Act to the best of my ability and judgement.

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

The Mayor and Councillors individually read either the Oath or Affirmation as listed below, following which the Mayor invited the members of the new Council to say a few words and introduce themselves to the community.

The Mayor read the Oath of Office.

Councillor Lindsay Brown read the Oath of Office.

Councillor Anthony Mayne read the Oath of Office.

Councillor James Thomson read the Oath of Office.

Councillor Maureen Nathan read the Oath of Office.

Councillor Phil Constable read the Oath of Office.

Councillor Pat McGinlay read the Affirmation of Office.

Councillor Rob Pollock OAM read the Oath of Office.

8. NOTICES OF MOTION

NOM16/008 RECOGNITION OF COUNCIL ACHIEVEMENT

File Ref: E12.6443; E00.4623

MOTION Councillor Mayne/Councillor Brown

THAT Council acknowledge the contribution and achievements of the members of the previous Council and staff, in particular their work in achieving a Fit for the Future status for the Eurobodalla Shire.

AMENDMENT

MOTION Councillor Nathan/Councillor Constable

THAT Council acknowledge the contribution and achievements of the members of the previous Council and staff.

(The Amendment on being put was declared **LOST**.

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

A division was called on the vote for the Motion:

Division

For the Motion: Clrs L Brown, A Mayne, R Pollock and J Thomson.

Against the Motion: Clrs P Constable, L Innes, P McGinlay and M Nathan.

The Mayor used her casting vote, to vote against the Motion.

E06.0429

ADJOURNMENT

16/260 MOTION Councillor Thomson/Councillor Nathan

THAT the Ordinary Council Meeting be adjourned for the presentation of Letters under Seal to former Councillors.

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

PRESENTATION OF LETTERS UNDER SEAL

At 11.19am the Mayor adjourned the Ordinary Meeting of Council for the presentation of Letters under Seal to former Councillors.

The Mayor presented Letters under Seal to former Councillors Neil Burnside and Peter Schwarz, and presented a Letter under Seal to Mrs Yvonne Thomson in recognition of the service of former Councillor and Mayor, the late Fergus Thomson OAM.

The Mayor advised that former Councillor Danielle Brice had sent her apologies that she could not be present, and asked that the Mayor pass on her acknowledgement of the incoming Council, the General Manager and staff, and her former colleagues.

At 11.22am the Mayor reconvened the Ordinary meeting of Council.

9. GENERAL MANAGER'S REPORTS (CONTD)

GMR16/025 POSITION OF DEPUTY MAYOR

File Ref: E80.1404

CREATE POSITION OF DEPUTY MAYOR

16/261 MOTION Councillor Brown/Councillor Pollock

THAT in accordance with section 231 of the *Local Government Act 1993* Council create the position of Deputy Mayor.

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

TERM OF APPOINTMENT FOR POSITION OF DEPUTY MAYOR

16/262 MOTION Councillor Pollock/Councillor Brown

THAT in accordance with section 231 of the *Local Government Act 1993* Council determine that the term of appointment for the position of Deputy Mayor be for 12 months.

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

VOTING FOR POSITION OF DEPUTY MAYOR

16/263 MOTION Councillor Pollock /Councillor Brown

THAT in accordance with section 231 of the *Local Government Act 1993*:

1. The method of voting for election to the position of Deputy Mayor be by open voting by show of hands;
2. Nominations be called for the position of Deputy Mayor and the election be conducted as determined in (1) above.

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

AMENDMENT

MOTION Councillor Nathan/Councillor Constable

THAT voting for the position of Deputy Mayor be deferred until all nine Councillors are present, as a matter of equity, probity and transparency.

(The Amendment on being put was declared **LOST.**)

ELECTION OF DEPUTY MAYOR

The General Manager, as returning officer, called for nominations for the position of Deputy Mayor and declared two valid nominations had been received for the position, being Councillor Anthony Mayne and Councillor Phil Constable.

In accordance with Council's resolution, a ballot by show of hands was conducted for the position of Deputy Mayor.

On the basis of the result of the ballot, the General Manager, as returning officer, declared Councillor Anthony Mayne elected as Deputy Mayor for the following 12 months.

NOTIFICATION OF ELECTION TO POSITION OF DEPUTY MAYOR

16/264 MOTION Councillor Nathan/Councillor Pollock

THAT the result of the election of Deputy Mayor be provided to the Chief Executive of the Office of Local Government and the Chief Executive of Local Government NSW, along with the local media and other councils in New South Wales.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES

File Ref: E81.1928

16/265 MOTION Councillor Nathan/Councillor Constable

THAT :

1. Council appoint delegates to committees and external bodies;
2. The method of voting for delegates and chairpersons be by show hands.

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

COUNCIL COMMITTEES AND EXTERNAL BODIES – TERM OF APPOINTMENT

16/266 MOTION Councillor Brown/Councillor Pollock

THAT the term of appointment of delegates on Council Committees and external bodies be for two years unless otherwise specified.

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

E84.0987; E80.1673

The Mayor advised that no nominations had been received for a Councillor representative on the Moruya Showground Management Committee and the Kyla Hall Management Committee. These committees are run efficiently by community users and it is not essential that there be a Councillor representative on the committees.

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E80.0801

MORUYA RACECOURSE MANAGEMENT COMMITTEE

16/267 MOTION Councillor Nathan/Councillor Pollock

THAT Council appoint Councillor Rob Pollock OAM and Councillor Jack Tait as its delegates on the Moruya Racecourse Management Committee, with Councillor Pollock appointed as Chair of the Committee.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E13.7314

MORUYA QUARRY PARK SUNSET STEERING COMMITTEE

16/268 MOTION Councillor Pollock/Councillor McGinlay

THAT Council appoint the Mayor as its delegate to and Chair of the Moruya Quarry Park Sunset Steering Committee.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E15.9130

CORRIGANS BEACH RESERVE ACCESSIBLE PLAYGROUND SUNSET ADVISORY COMMITTEE

16/269 MOTION Councillor Pollock/Councillor McGinlay

THAT Council appoint Councillor Rob Pollock OAM as its delegate to and chair of the Corrigans Beach Reserve Accessible Playground Sunset Advisory Committee.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E15.9271

BATEMANS BAY STREETScape SUNSET ADVISORY COMMITTEE

16/270 MOTION Councillor Thomson/Councillor Pollock

THAT Council appoint Councillors Rob Pollock OAM and Maureen Nathan, together with the Mayor, as its delegates on the Batemans Bay Streetscape Sunset Advisory Committee noting that the Mayor chairs this committee.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E07.1434

PATHWAYS STRATEGY SUNSET ADVISORY COMMITTEE

16/271 MOTION Councillor Mayne/Councillor Nathan

THAT Council appoint Councillors Maureen Nathan and Pat McGinlay as its delegates on the Pathways Strategy Sunset Advisory Committee, with Councillor Nathan appointed as Chair.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E05.9354

AUDIT, RISK AND IMPROVEMENT COMMITTEE

16/272 MOTION Councillor Constable/Councillor Mayne

THAT Council appoint Councillors Phil Constable and Anthony Mayne as its delegates on the Audit, Risk and Improvement Committee.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E12.6216

DISABILITY INCLUSION ADVISORY COMMITTEE

16/273 MOTION Councillor Mayne/Councillor Thomson

THAT Council appoint Councillor James Thomson as delegate and Councillor Anthony Mayne as alternate delegate on the Disability Inclusion Advisory Committee, with Councillor Thomson appointed as Chair.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E93.5498

ABORIGINAL ADVISORY COMMITTEE

16/274 MOTION Councillor Constable/Councillor Nathan

THAT Council appoint Councillor Pat McGinlay as delegate and Councillor Phil Constable as alternate delegate on the Aboriginal Advisory Committee.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E07.1373

HERITAGE ADVISORY COMMITTEE

16/275 MOTION Councillor Thomson/Councillor Mayne

THAT Council appoint Councillors Maureen Nathan and James Thomson as its delegates on the Heritage Advisory Committee, with Councillor Nathan appointed as Chair.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E09.3092

EUROBODALLA COASTAL AND ENVIRONMENTAL MANAGEMENT ADVISORY COMMITTEE

16/276 MOTION Councillor Nathan/Councillor Constable

THAT Council appoint the Mayor, Councillors Pat McGinlay, Anthony Mayne and Jack Tait as its delegates on the Coastal and Environmental Management Advisory Committee, with the Mayor appointed as Chair.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E06.0162

PUBLIC ART ADVISORY COMMITTEE

16/277 MOTION Councillor Brown/Councillor Mayne

THAT Council appoint Councillor Lindsay Brown as delegate and Councillor James Thomson as alternate delegate on the Public Art Advisory Committee, with Councillor Lindsay Brown appointed as Chair.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E14.8206

BUSINESS ADVISORY COMMITTEE

16/278 MOTION Councillor Nathan/Councillor McGinlay

THAT Council appoint Councillors Rob Pollock OAM and Phil Constable, together with the Mayor, as its delegates on the Business Advisory Committee noting that the Mayor is Chair of this committee.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E14.8263

TOURISM ADVISORY COMMITTEE

16/279 MOTION Councillor McGinlay/Councillor Thomson

THAT Council appoint Councillors Rob Pollock OAM and Maureen Nathan, together with the Mayor, as its delegates on the Tourism Advisory Committee noting that the Mayor is chair of this committee.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E12.6443

EUROBODALLA SHIRE AND BEGA VALLEY SHIRE MOU

16/280 MOTION Councillor Brown/Councillor McGinlay

THAT Council appoint Councillor Lindsay Brown, together with the Mayor and Deputy Mayor, as its delegates on the Eurobodalla Shire and Bega Valley Shire MOU.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

GENERAL MANAGER'S PERFORMANCE REVIEW PANEL

16/281 MOTION Councillor Constable/Councillor Nathan

THAT consideration of this matter be deferred for consultation with the General Manager.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E16.0002

EUROBODALLA LOCAL TRAFFIC COMMITTEE

16/282 MOTION Councillor Nathan/Councillor Thomson

THAT Council appoint Councillor Anthony Mayne as its delegate to and chair of the Eurobodalla Local Traffic Committee.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E98.2444

EUROBODALLA BUSHFIRE MANAGEMENT COMMITTEE

16/283 MOTION Councillor Mayne/Councillor Constable

THAT Council appoint Councillor Phil Constable as its delegate on the Eurobodalla Bushfire Management Committee.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E95.9197

FLOODPLAIN MANAGEMENT AUSTRALIA

16/284 MOTION Councillor Nathan/Councillor Thomson

THAT Council appoint Councillor James Thomson as delegate and Councillor Pat McGinlay as alternate delegate on the Floodplain Management Australia committee.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E00.4687

SOUTH EAST ARTS

16/285 MOTION Councillor Pollock/Councillor Constable

THAT Council appoint Councillor Lindsay Brown as its delegate on South East Arts.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E01.5300

SOUTH EAST REGIONAL ACADEMY OF SPORT

This item was withdrawn, noting that Councillor Lindsay Brown is an appointed Director on the Board of the South East Regional Academy of Sport.

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E94.7138

SOUTH EAST AUSTRALIAN TRANSPORT STRATEGY INC (SEATS)

16/286 MOTION Councillor Nathan/Councillor Brown

THAT Council appoint Councillor Anthony Mayne as its delegate on South East Australian Transport Strategy Inc (SEATS).

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E80.0480

SOUTHERN TABLELANDS AND SOUTH COAST NOXIOUS PLANTS COMMITTEE

16/287 MOTION Councillor Mayne/Councillor Thomson

THAT Council appoint Councillor James Thomson as it delegate on the Southern Tablelands and South Coast Noxious Plants Committee.

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

GMR16/026 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

E10.4144

GULAGA BOARD OF MANAGEMENT

16/288 MOTION Councillor Nathan/Councillor Mayne

THAT Council nominate Councillor James Thomson as its delegate and Councillor Pat McGinlay as its alternate delegate, on the Gulaga Board of Management, noting that appointment to this board is made by the Minister.

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

ADJOURNMENT

16/289 MOTION Councillor Mayne/Councillor Constable

THAT the Ordinary Council Meeting be adjourned for morning tea.

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

At 11.53am the Mayor adjourned the Ordinary meeting of Council and invited Councillors, former Councillors, staff and members of the Gallery to join her for morning tea.

At 12.31pm the Mayor reconvened the Ordinary meeting of Council.

**GMR16/027 2016/17 DETERMINATION OF THE LOCAL GOVERNMENT REMUNERATION
TRIBUNAL**

File Ref: E95.8749

16/290 MOTION Councillor Pollock/Councillor Thomson

THAT Council:

1. Accept the Remuneration Tribunal's determination of a 2.5% increase in fees for Councillors and the additional Mayoral allowance;
2. Note that the maximum fees for Regional Rural councils for 2016-17, including the full Tribunal determination, are set at \$18,840 for Councillors and \$41,090 for the additional Mayoral allowance;
3. Note that Councillors can donate all or part of their fee to a project or organisation of their choice, if they so wish.

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

GMR16/028 DISCLOSURE OF INTEREST RETURNS

File Ref: E15.9060, E15.9036

16/291 MOTION Councillor Pollock/Councillor Nathan

THAT the report on the Disclosure of Interest Returns be received and noted.

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

GMR16/029 NSW COASTAL CONFERENCE 2016

File Ref: E14.8054

16/292 MOTION Councillor Nathan/Councillor Thomson

THAT:

1. Council nominate the Mayor, and Councillors James Thomson and Maureen Nathan as its representatives to attend the NSW Coastal Conference 2016 to be held on 9 – 11 November 2016 in Coffs Harbour;
2. Council's representatives be reimbursed out of pocket expenses in accordance with the Councillors' Expenses and Facilities Policy.

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

**GMR16/030 NOMINATION OF NSW REPRESENTATIVE - AUSTRALIAN COASTAL COUNCILS
ASSOCIATION INC**

File Ref: E04.8493

16/293 MOTION Councillor Nathan/Councillor Constable

THAT Council nominate the Mayor to stand as a candidate for NSW representative on the Australian Coastal Councils Association's Board of Management.

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

10. QUESTIONS ON NOTICE FROM COUNCILLORS

Nil

11. PLANNING AND SUSTAINABILITY REPORTS

PSR16/035 BATEMANS BAY MACKAY PARK SUNSET COMMITTEE

File Ref: E12.6442

16/294 MOTION Councillor Thomson/Councillor Mayne

THAT Council

1. Appoint nine persons to be on the Batemans Bay Mackay Park Sunset Committee as recommended in the confidential attachment to report PSR16/035.
2. Appoint the Mayor or her nominee, to chair the Sunset Committee, and appoint Councillor Rob Pollock OAM and Councillor Anthony Mayne to the Sunset Committee.

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

12. INFRASTRUCTURE REPORTS

Nil

13. FINANCE AND BUSINESS DEVELOPMENT REPORTS

FBD16/050 LICENCE FOR BELL'S AMUSEMENTS, CORRIGANS BEACH

File Ref: E05.9124

16/295 MOTION Councillor Thomson/Councillor Nathan

THAT:

1. Subject to consent of the Minister administering the Crown Lands Act 1989, Council as Trust Manager for Eurobodalla (North) Reserve Trust, consent to the granting of a five year licence to operate a carnival business on Crown Reserve R66122 at Corrigans Beach, Batehaven to Bell's Amusement Hire Pty Limited for the period 1 December to 31 January each year commencing on 1 December 2016 and expiring on 30 November 2021 with the same terms and conditions as the previous licence, with the initial licence fee based on the daily fee for set up and dismantle for circuses, and subject to annual increases in line with Council's adopted fees and charges.
2. The Licensee pay an annual maintenance fee for the sewerage pump station being an initial fee of \$2,545 plus GST and increased annually being the greater of 3% or CPI.

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

FBD16/051 LICENCE FOR RADIO ANTENNA - NORTH NAROOMA RESERVOIR

File Ref: E05.9617

16/296 MOTION Councillor Thomson/Councillor Constable

THAT Council grant a licence for radio transmission equipment within Lot 1 DP 379832 to Eurobodalla Access Radio Inc. for a term of five years commencing on 1 July 2016 with an initial licence fee of \$472 plus GST per annum and conditions in line with the previous licence.

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

FBD16/052 LAND ACQUISITION FOR ROAD WIDENING - EVANS STREET, MORUYA

File Ref: E81.0514

16/297 MOTION Councillor Thomson/Councillor Mayne

THAT :

1. All actions necessary be taken for the acquisition of land required for road widening within Lot 1 DP 740640 in accordance with Council's Code of Practice for Acquiring Land for Public Purposes.
2. All survey and legal costs associated with the land acquisition be borne by Council.

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

FBD16/053 INVESTMENTS MADE AS AT 31 JULY 2016

File Ref: E99.3517

16/298 MOTION Councillor Constable/Councillor Brown

THAT the certification that the investments as at 31 July 2016 made in accordance with the Act, 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**)

FBD16/054 INVESTMENTS MADE AS AT 31 AUGUST 2016

File Ref: E99.3517

16/299 MOTION Councillor Pollock/Councillor Constable

THAT the certification that the investments as at 31 August 2016 made in accordance with the Act, 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**)

14. COMMUNITY, ARTS AND RECREATION REPORTS

Nil

15. DELEGATE REPORT

Nil

16. URGENT BUSINESS

17. DEALING WITH MATTERS IN CLOSED SESSION

Nil

THE MEETING CLOSED AT 12.38PM

CHAIRPERSON

Chairperson of the Ordinary Council Meeting held on Tuesday 25 October 2016 at which meeting the signature hereon was subscribed.