



# AGENDA

## Ordinary Meeting of Council

**27 May 2025**

### **Statement of Ethical Obligations**

The Mayor and Councillors are reminded that they remain bound by the Oath/Affirmation of Office made at the start of the council term to undertake their civic duties in the best interests of the people of Eurobodalla Shire Council and to faithfully and impartially carry out the functions, powers, authorities and discretions vested in them under the *Local Government Act 1993* or any other Act, to the best of their skill and judgement. The Mayor and Councillors are also reminded of the requirement for disclosure of conflicts of interest in relation to items listed for consideration on the Agenda or which are considered at this meeting in accordance with the Code of Conduct and Code of Meeting Practice.



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

**ON TUESDAY 27 MAY 2025**

**COMMENCING AT 12:30 PM**

**AGENDA**

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

- 1. WELCOME**
- 2. ACKNOWLEDGEMENT OF COUNTRY**
- 3. APOLOGIES**  
Nil
- 4. CONFIRMATION OF MINUTES OF PREVIOUS MEETING**  
4.1 Ordinary Meeting held on 29 April 2025
- 5. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA**  
(Declarations also to be made prior to discussions on each item)
- 6. PUBLIC FORUM**  

**Page No.**
- 7. MAYORAL REPORTS**  
Nil
- 8. NOTICES OF MOTION**  
Nil
- 9. QUESTIONS ON NOTICE FROM COUNCILLORS**  
QON25/001 Batemans Bay Masterplan .....4
- 10. PETITIONS**  
Nil

**11. GENERAL MANAGER'S REPORTS**

Nil

**12. PLANNING AND ENVIRONMENT REPORTS**

PER25/011 Heritage Advisory Committee - representatives.....9

**13. FINANCE AND CORPORATE SERVICES REPORTS**

FCS25/026 Quarterly Budget Review Statement for period ending 31 March 2025 19

FCS25/027 Investments made as at 30 April 2025 .....26

FCS25/028 Land acquisition for road widening - Part Lot 15 Potato Point Road  
Bodalla- Borang Creek bridge upgrade .....30

FCS25/029 Renewal of Lease to Moruya Golf Club .....35

FCS25/030 TechnologyOne Upgrade-Contract Variation.....40

**14. INFRASTRUCTURE REPORTS**

IR25/007 Local Traffic Committee No.6 for 2024-25 .....44

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

CAR25/002 NAIDOC Week Grants 2025.....47

CAR25/003 Section 355 Community Facility Management Committees .....50

**16. URGENT BUSINESS**

**17. DEALING WITH MATTERS IN CLOSED SESSION.....53**

**18. CONFIDENTIAL MATTERS**

CON25/005 Review of Community Care Services

*Item CON25/005 is confidential in accordance with s10(A)(2)(a) of the Local Government Act because it contains personnel matters concerning particular individuals (other than councillors) and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.*

**MARK FERGUSON**  
**GENERAL MANAGER**

The page intentionally left blank

---

**QON25/001      BATEMANS BAY MASTERPLAN**

OP0034-S001; OP0034-S006

Responsible Officer: Gary Bruce - Director of Planning and Environment

Attachments:          Nil

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

**Question**

1. **Collaboration?** What consultation has been undertaken with the Aboriginal community prior to and during the process of planning the development of the Masterplan, as [specifically requested](#) throughout the creation of the Eurobodalla Open Coast Coastal Management Program?
2. **Process?** What was the governance process undertaken to develop this draft masterplan and why does it appear **that** the document not consider or refer to other key ESC planning documents on crucial issues for the Batemans Bay township including (and not limited to) climate change (Climate Action Plan 2022-2032), coastal management (Eurobodalla Open Coast Coastal Management Program, 2022), flooding (Batemans Bay Urban Creeks Flood Study and Plan, 2021) and the housing crisis (Eurobodalla Housing Strategy, 2025?)?
3. **Strategy?** As a key urban centre and residential hub for the Eurobodalla Shire, with many residents experiencing significant rental and housing stress, why has the DBBMP been developed before the finalisation and adoption of the Eurobodalla Housing Strategy?
  - a. Additionally, why has the issue of affordable housing been utilised as a planning mechanism incentive to argue for an increase in building heights?
4. **Climate?** Why have the proposed urban forms been selected as appropriate for this part of our Shire when they may exacerbate existing climate disaster risk for Batemans Bay residents through the increased population density in high risk flood and storm surge areas, increased urban heating, overshadowing, creation of wind tunnels, increased strain on utilities & infrastructure, increased emissions and embodied energy of construction and subsequent contributions to climate change?
  - a. **Liability?** Who is liable and responsible for the planning decisions within the DBBMP which may negatively impact the disaster resilience of this community into the stated time frame of 2100 and beyond?
5. **Surfside?** As an immediately relevant precedent for the costly legacies of past planning decisions which did not fully account for the future impacts of flooding and coastal erosion, the current discussions regarding ongoing maintenance costs of nourishing a constantly eroding beach face may be relevant for the southern banks of the bay in anticipating the unpredictable future dynamics of a 2100 bay reformed by significantly risen sea levels.
6. **Clarification.** Is the information presented to the public as during the exhibition period contemporary? For example, the '[Draft Batemans Bay Masterplan fly-through simulation](#)' does not appear to show the proposed building heights described within the document, but instead features 6 examples of building models without clearly communicating the entire scheme or its impacts on the Batemans Bay community. Additionally, the draft figures and diagrams present within the document are not drawn clearly or presented at a high enough resolution for the public to effectively discern what may be proposed. The text itself

---

**QON25/001 BATEMANS BAY MASTERPLAN**

**OP0034-S001;  
OP0034-S006**

appears to be unclear and builds on claims that appears problematic and which the community has had no input to this time.

7. Could Council staff prepare a single stand-alone document incorporating all the assumptions fed into the economic and population analyses in the DBBMP, plus a listing of all sources and references used in its compilation. (Note: The current document does not provide any references at all.)
8. Is there the risk that **75% of the proposed development increases are well within the Probable Maximum Flood extents** determined by the [Batemans Bay Urban Creeks Flood Study \(Rhelm, 2021\)](#)?

**Response**

The draft Batemans Bay Masterplan is currently on public exhibition until 30 June 2025. The shopfront at Batemans Bay has been open since 14 April and is receiving many visitors seeking to understand and learn about the proposed vision for Batemans Bay. In response to the questions raised by Cllr Mayne, the following information can be provided.

The primary purpose of the Masterplan is to attract residential development and encourage people to live in the town centre. This should do two things:

- increase commercial activity and the night time economy and
- provide a different type of housing which can contribute to housing affordability.

One of the key reasons for the Masterplan was to assess holistically the effects of requests from developers to build above the prescribed height limits. The Masterplan process would enable the Council and the community to make conscious decisions about what Batemans Bay should look like in the future, rather than assess individual proposals in a piecemeal approach.

A key action of the draft Housing Strategy is to prepare masterplans for the Shire's town centres.

The draft Batemans Bay Masterplan and draft Housing Strategy are separate strategies of Council but are inter-related and companion projects that are not done in isolation.

The purpose of the Masterplan is to identify a vision for the town centre that is accepted and adopted by both the community and Council. Future work in terms of infrastructure planning and development outcomes will all need to respect and work within Council policy.

Consultation

The draft Masterplan has been on public exhibition since the middle of April 2025 and will continue until 30 June 2025. This includes a shopfront with access to Council's planners during the working week.

Additional consultation included the Moruya and Batemans Bay markets and a pop-up stall at Narooma Plaza.

Prior to the drafting of the Masterplan, direct contact was made with various representatives of the local Aboriginal community, including the Batemans Bay Aboriginal Land Council. This engagement continued throughout the development of the draft Masterplan.

---

**QON25/001 BATEMANS BAY MASTERPLAN**

**OP0034-S001;  
OP0034-S006**

Key consultation activities included:

- a) Direct outreach to community representatives to inform and invite participation in the planning process
- b) Involvement in a research project to understand what constitutes beautiful coastal towns, which included sourcing a participant from the local Aboriginal community to ensure cultural perspectives were represented.

Informal engagement has also occurred through the shopfront, where several Elders visited over the past four weeks to discuss issues, share insights and identify opportunities relevant to the Masterplan.

Governance matters and relationships to other Council policy/strategies

As part of a general governance overview and due to recommendations included in the draft Masterplan relating to the old bowling club site, Council is seeking to commission a probity report. The probity report can review and make findings in relation to the following:

- General assessment of the draft Masterplan and the processes that led to the key recommendations/actions
- Specific analysis of the landmark sites and adequacy of the reasons as to why they were identified
- Governance review of the old bowling club site (Council owned) and the proposed recommendations included in the draft Masterplan
- Review of Council policy/strategy and assessment of their compatibility with the draft Masterplan i.e., Climate Action Plan, Flood Studies and Coastal Management Plan
- Assessment of the relationship between the draft Housing Strategy and the draft Masterplan
- Economic and population analysis that informed the draft Masterplan
- Probable maximum flood extents and suitability of residential development in the town centre

Fly through simulation and 3D models

The fly through simulation or 3D models are tools used in the consultation period to provide some visual aids and highlight landmarks and iconic sites. This provides some context in terms of scale for the community. The 3D models do not pick up all the proposed height amendments and this is mostly due to the financial cost. The draft Masterplan is the document on exhibition and should be referred to for clarity on what is being proposed.

The formatting of the draft Masterplan document is deliberately not a published document. This was done on purpose and is meant to look like a draft document. The purpose of doing this is to assure the community that this is a consultation process and the document will not be final until the community's views have been considered, and Council has made a decision.

If there are any aspects of the draft Masterplan that are not clear, members of the community are encouraged to contact the planning team and seek clarification or write a submission.



---

**QON25/001 BATEMANS BAY MASTERPLAN**

**OP0034-S001;  
OP0034-S006**

Clr Mayne's remaining questions will be addressed by the probity review, which will be reported to Council and therefore available to Councillors and the community.

**RECOMMENDATION**

THAT the response to the questions regarding the draft Batemans Bay Masterplan raised by Councillor Anthony Mayne be received and noted, noting that the probity review will provide answers to the questions not addressed in this response.

The page intentionally left blank

---

**PER25/011 HERITAGE ADVISORY COMMITTEE - REPRESENTATIVES**

**OP0113-S006;  
S017-T00005**

Responsible Officer: Gary Bruce - Director of Planning and Environment

Attachments: 1. Letter from Bayungawaraga Lore Council  
2. Confidential - Assessments for representation  
3. Confidential - Representatives  
4. Terms of Reference - amended

Community Goal: 5 Our engaged community with progressive leadership

Community Strategy: 5.2 Proactive, responsive and strategic leadership

Delivery Program Link: 5.2.2 Implement effective governance and long-term planning

Operational Plan Link: 5.2.2.1 Assist the Council in meeting its statutory obligations and roles

### **EXECUTIVE SUMMARY**

Council's advisory committees provide advice to the Council on a range of issues and offer a valuable opportunity for information exchange within our community.

Council sought expressions of interest from community members for membership on the Heritage Advisory Committee (Committee) from 27 March until 23 April 2024. During this time, Council received seven applications, reflecting the positive role and reputation of the committee and the community's interest in participating and sharing their experience and perspectives. The Committee's previous Term of Reference were adopted on 17 December 2024 (Min No: 24/181):

#### **24/181 MOTION** Councillor Schutz/Councillor Babington

**THAT Council adopt the committee's terms of reference and Guidelines for Meeting Practice – Advisory Committee attached to this report.**

Since then, Council received a formal request from the Bayungawaraga Lore Council (Grandmothers Lore Council – see attached) to include a representative from their council on each of the advisory committees. This position on the Heritage Advisory Committee would be designated as a Bayungawaraga Lore Council representative. Based on the inclusion of a designated Bayungawaraga Lore Council representative, the Terms of Reference will be updated and adopted with this report.

The purpose of this report is to inform Council of the nominations received for the Heritage Advisory Committee and to appoint representatives.

### **RECOMMENDATION**

THAT Council:

1. Appoint the three persons chosen by the assessing panel as community representatives to the Heritage Advisory Committee as contained in the Confidential Attachment.
2. Endorse a Bayungawaraga Lore Council representative designated position to the Heritage Advisory Committee and the Terms of Reference be amended to reflect this inclusion.

---

**PER25/011 HERITAGE ADVISORY COMMITTEE - REPRESENTATIVES**

**OP0113-S006;  
S017-T00005**

**BACKGROUND**

A robust advisory committee framework strengthens governance and leadership by providing clear and transparent processes for the community to advise Council on particular areas.

At its meeting on 17 December 2024, Council adopted the Terms of Reference and the Guidelines for Meeting Practice – Advisory Committee (Min No: 24/181) and endorsed advertising for community representatives for the Heritage Advisory Committee (Min No: 24/189).

The Terms of Reference outline the role of a committee and the term of the community representatives will be in line with the term for the elected representatives ie., until September 2028.

Expressions of interest were sought for community representatives from 27 March and closed on 23 April 2024. During this time, seven nominations were received.

In line with the adopted Terms of Reference, three representatives were chosen by the assessment panel of the Heritage Advisory Committee – refer to confidential attachment.

Bayungawaraga Lore Council put in a formal request to Council for inclusion of a representative to Council's advisory committees. This position on the Heritage Advisory Committee would be designated as a Bayungawaraga Lore Council representative.

The Terms of Reference will be amended to incorporate the inclusion of a designated Bayungawaraga Lore Council representative on the Heritage Advisory Committee.

**CONSIDERATIONS**

The Heritage Advisory Committee supports Council to advance the aims of the Heritage Strategy and in the development and implementation of strategies, policies and programs related to heritage conservation.

The composition of this Committee includes three delegates representing the three district historical societies, the chairperson of the Eurobodalla Aboriginal Advisory Committee or elected delegate, three community members and a representative from the Bayungawaraga Lore Council.

In reference to the inclusion of a representative from the Bayungawaraga Lore Council, Council received correspondence from the Bayungawaraga Lore Council seeking to have a representative on all Eurobodalla Shire Council's advisory committees. The addition of this representative was considered valuable and welcomed in the composition of the Heritage Advisory Committee membership.

The current Terms of Reference allows for three community applicants however does not include representation from the Bayungawaraga Lore Council, and in this regard, an amendment to the Terms of Reference will be necessary.

Recommendations for the three representatives are included in the confidential attachments together with the assessment of applicants for these positions.

Advisory committees are an important way that Council engages with its community and stakeholders. Committee members contribute their experience and knowledge and provide

---

**PER25/011 HERITAGE ADVISORY COMMITTEE - REPRESENTATIVES**

**OP0113-S006;  
S017-T00005**

advice, feedback, innovation and recommendations to Council. In Council's Community Engagement Framework advisory committees are considered to be one of the highest levels of engagement and a way of partnering with the community.

The community was informed about the opportunity to submit an expression of interest to join the advisory committees in a number of ways including:

- Council's website and Facebook page
- media release distributed to local media as well as to community and business organisations, and
- through letters, emails and phone calls to members of the current advisory committees.

**Policy**

The previous Terms of Reference for the Heritage Advisory Committee were adopted on 17 December 2024. Council has since received a formal request from the Bayungawaraga Lore Council (Grandmothers Lore Council) to include a representative from their council on each of the advisory committees. This position on the Heritage Advisory Committee would be designated as a Bayungawaraga Lore Council representative. Based on the inclusion of a designated Bayungawaraga Lore Council representative, the Terms of Reference will be updated and adopted with this report.

**Social Impact**

The Heritage Advisory Committee provides a conduit between our community and Council. Together with representation from each of the three historical societies in our Shire, the composition of the Committee also consists of three community representatives, the Chairperson or delegate from the Eurobodalla Aboriginal Advisory Committee and a representative from the Bayungawaraga Lore Council.

Having these members on the Committee enables an exchange of information between our community and the Committee.

**Community and Stakeholder Engagement**

The community was informed about the opportunity to submit an expression of interest to join the advisory committees in a number of ways including:

- Council's website and Facebook page
- media release distributed to local media as well as to community and business organisations, and
- through letters, emails and phone calls to members of the previous advisory committees.

**CONCLUSION**

Council's advisory committees provide advice to the Council on a range of issues and offer a valuable opportunity for information exchange with our community.

Council values the input from the Heritage Advisory Committee as well as the opportunity to engage with our community.

**Rhonnie South**

Aboriginal Advisory Committee

rhonnie.south@esc.nsw.gov.au

**Heidi Thomson**

Climate and Environment Advisory Committee

council@esc.nsw.edu.au

**Kathy Arthur**

Disability Advisory Committee

Kathy.arthur@esc.nsw.gov.au

**Nardi Arnold**

Heritage Advisory Committee

nardi.arnold@esc.nsw.gov.au



Dear Advisory Committee Coordinators of the Eurobodalla Shire Council,

**Request for Bayungawaraga position on all four Advisory Committees**

I am writing on behalf of the Bayungawaraga Lore Council (Grandmothers Lore Council) to formally request the inclusion of representatives from our council on each of the Eurobodalla Shire Council's advisory committees. Our aim is to provide cultural oversight and input, ensuring that the rich heritage and traditions of Yuin peoples and communities within the Eurobodalla region are respected and integrated into the council's decision-making processes.

The Bayungawaraga Lore Council has a deep understanding of the cultural, historical, and environmental significance of the land and its people. Lead by Elders across Yuin Country our involvement in the advisory committees would offer valuable perspectives and foster a collaborative approach to community development, environmental stewardship, strengthening cultural connection and protection.

We believe that our participation will enhance the council's efforts in promoting inclusivity and cultural sensitivity, ultimately benefiting the entire community. We are committed to working closely with the Eurobodalla Shire Council to achieve these shared goals. We briefly provide our request and some reasoning below:

**Aboriginal Advisory Committee**

For the Aboriginal Advisory Committee, we request a designated position like the Gulaga Joint Board Management Chairperson and LALCs currently hold. We ask that the filling of this position does not exclude any of our other members from making themselves available for the community member positions, described on your website as "Up to 7 community members will

be selected by Council that will ensure all sectors and geographic regions of the Aboriginal community are represented" (ESC website, Aboriginal Advisory Committee terms of reference).

#### **Climate and Environment Advisory Committee**

For the Climate and Environment Advisory Committee, we request either a permanent seat as one of the "Eight community members, representatives of groups with interest and knowledge related to climate change; coastal; floodplain; environmental and biodiversity management" (ESC website, 'Climate and Environment Advisory Committee terms of reference'), or a permanent seat separate to that group. We comprehend that this request may be viewed as moot because there exists an Aboriginal Advisory Committee, to that end, we humbly offer the following information. Climate, environment and heritage are all Indigenous concerns because of the holistic nature of our culture. We have successfully managed these aspects of life for thousands of years before management of these things was usurped by the State governance structures that operate today. Bayungawaraga (Grandmothers) Lore Council is comprised of voting members who are bloodline Matriarchs, we hold direct lineage and cultural connection to Apical Ancestors of Yuin-Kuric peoples, which are the areas of Yuin Country upon which the Eurobodalla Shire Council operates. Our history of managing the environment and our cumulative knowledges obtained and passed down over thousands of years place us as expert knowledge holders of climate and environment on our Ancestral homelands. This, combined with our moral right/obligations as carers of Country, adds weight to the lobbying objectives of the committee, which we seek to strengthen.

#### **Heritage Advisory Committee**

Heritage, we note that there is already a designated Aboriginal position for the "chairperson of the Eurobodalla Aboriginal Advisory Committee (EAAC) or a delegate elected by the EAAC" (ESC website, 'Aboriginal Advisory Committee terms of reference'). We ask for a seat in addition to this position to ensure that a bloodline matriarch, or their appointed representative is assured a voice in the matters of "natural, cultural and historic heritage of Eurobodalla and to ensure it continues to develop a strong sense of place and identity" (ESC website, 'Heritage Committee terms of reference').

#### **Disability Advisory Committee**

Disability is also our concern as members of our community are part of the disability clientele of Council, and as Bayungawaraga of Country, we are concerned about the health of all life on Country. We request that a seat on that committee be reserved for one of our bloodline members or an appointee.

We are happy to meet with the appropriate Council staff members to discuss this proposal further and give more information about who we are and the deep time significance and primacy of Grandmother Lore. We would love to explore with you how we can contribute effectively to the advisory committees. Please contact us at your earliest convenience to arrange a suitable time. Otherwise, if you find our requests outlined above suitable, please advise next steps on how inclusion of our representatives may be enacted.

Thank you for considering our request. We look forward to the opportunity to collaborate with the Eurobodalla Shire Council.

Yours sincerely,

*N. Brunhuber*

Natasha Brunhuber

On behalf of

Bayungawaraga Lore Council

YUIN COUNTRY

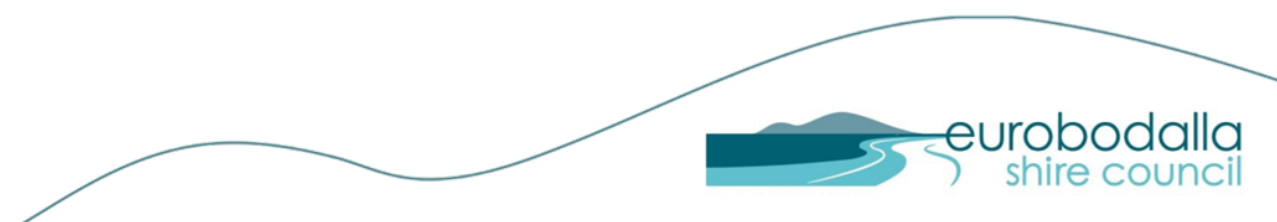
bayungawaraga@gmail.com



## HERITAGE ADVISORY COMMITTEE

### TERMS OF REFERENCE

Date: May 2025



### **Purpose**

The Heritage Advisory Committee (the Committee) will:

- Assist Council in the development of policies and strategies regarding Council's adopted Heritage Strategy and the management of natural and cultural heritage in the Eurobodalla local government area.
- Advise Council staff, the Heritage Advisor and the Council on matters relating to the ongoing implementation of the Heritage Strategy.
- Assist Council to procure and allocate funding assistance and to recommend projects for which funding should be sought in line with the Heritage Strategy.
- Provide access to the general community to distribute information and for public input into heritage management, e.g., to nominate additional properties for assessment of heritage significance.
- Advise Council on a range of heritage-related matters which are of interest to the community, by providing expertise, local knowledge and guidance on heritage matters and in relation to heritage assessments.

### **Objectives**

- To provide sound advice and support to Council in advancing the aims of the Heritage Strategy and in the development and implementation of strategies, policies and programs related to heritage conservation.
- To promote the natural, cultural and historic heritage of the Eurobodalla and to ensure it continues to develop a strong sense of place and identity.

### **Delegations of Committee**

The Advisory Committee cannot require Council to adopt a policy, stance or recommendation approved by the Advisory Committee.

In carrying out its responsibilities, the Committee must at all times recognise that primary responsibility for management of Council rests with the Council and the GM, as provided in the Local Government Act 1993.

The Committee has no executive powers and cannot make decisions on behalf of Council. The Committee is an advisory committee and has no delegated authority, therefore it cannot exercise powers under s.355 of the Local Government Act 1993.

Neither the Advisory Committee nor any of its members can direct any Council staff member in their duties.

### **Composition (who is to attend)**

The Committee shall consist of the following voting representatives:

- Two councillors, one of whom will be chair
- Three delegates representing each of the three district historical societies
- The chairperson of the Eurobodalla Aboriginal Advisory Committee (EAAC) or a delegate elected by the EAAC
- Three community representatives
- Representation from the Bayungawaraga Lore Council (Grandmothers Lore Council)

Council staff and Council's Heritage Advisor will attend to provide technical advice and guidance but will not have voting rights on the committee.

The committee representatives will be appointed for the term of Council.

### **Contact Officer**

Council's Strategic Planning Assistant.

### **Variation to Terms of Reference**

The 'Terms of Reference' may be added to, repealed or amended by resolution of the Council in consultation with the committee.

### **Governance**

The Committee will meet up to four times a year and no less than twice.

Meetings will be held at Council's Administrative Centre on Vulcan Street Moruya (unless otherwise advised).

An agenda for each meeting will be circulated prior to each meeting, along with any relevant papers and documents.

Minutes (including details of actions) will be distributed after each meeting.

See also Council's ['Guidelines for Meeting Practice – Advisory Committees'](#).

The page intentionally left blank

---

**FCS25/026    QUARTERLY BUDGET REVIEW STATEMENT FOR PERIOD ENDING    S011-T00003**  
**31 MARCH 2025**

Responsible Officer:    Stephanie Speedy - Director Finance and Corporate Services

Attachments:            1. Under Separate Cover - Quarterly Budget Review Statement March 2025

Community Goal:        5 Our engaged community with progressive leadership

Community Strategy:    5.3 Work together to achieve our collective vision

Delivery Program Link: 5.3.1 Provide strong corporate and financial management that is ethical, fair, transparent and accountable

Operational Plan Link: 5.3.1.1 Provide sound and strategic financial management and reporting

**EXECUTIVE SUMMARY**

The Quarterly Budget Review Statement (QBRs) reports on Council's performance against the Operational Plan for the quarter ending 31 March 2025. The QBRs acts as a barometer of Council's financial health during the year. It also discloses Council's forecasted financial position for the year end to assist with informed and transparent decision making.

Council's original budget for 2024-25, on a consolidated basis was an:

- Operating result, before capital revenue, of (\$2.82 million) deficit.
- Operating result, after capital revenue, of \$54.70 million surplus.
- Increase of \$1.96 million in unrestricted funds.

The proposed revised annual budget is an:

- Operating result, before capital revenue, of (\$3.50 million) deficit.
- Operating result, after capital revenue, of \$46.74 million surplus.
- Decrease (usage) of \$7.58 million in unrestricted funds.

Council's operating result before capital revenue at year end will be further impacted by a significant one-off variation for Community Care. At 31 March 2025 the net operating loss for Community Care services was \$1.64 million. The service is currently budgeted at a net operating loss of \$0.46 million. The variance is a result of a reduction in income for these services associated with a drop in client numbers, with the NDIS services dropping from 140 to 70 unique clients over the past few years.

Based on the nature of ongoing reform in both the aged care and NDIS sectors, Council's net costs are likely to increase if the services continue to operate as they are, with client numbers and revenue continuing to reduce whilst compliance and risk management costs continue to increase, as outlined in the financial analysis undertaken as part of the Community Care review.

At the Ordinary Meeting of Council on 25 March 2025, Council proposed to transition out of disability services, home care packages and senior's respite which make up a large component of Council's Community Care services.

---

**FCS25/026    QUARTERLY BUDGET REVIEW STATEMENT FOR PERIOD ENDING    S011-T00003**  
**31 MARCH 2025**

**RECOMMENDATION**

THAT:

1. The Quarterly Budget Review Statement (including attachments) for the quarter ended 31 March 2025 be received and noted.
2. The revised budget be adopted based on the proposed adjustments as presented.

**BACKGROUND**

Council reviews its performance and financial results against the adopted Operational Plan quarterly. It also authorises adjustments to the budget, and highlights variations from its original budget.

It should be noted that the results referred to in this report are unaudited.

**The attachments to this report are as follows:**

**Financial reports (Attachment 1)**

These reports provide information on Council's performance against its financial objectives contained in the Operational Plan, presented for the consolidated entity.

Financial reports include:

- a) Consolidated fund flow statement – this report shows the impact of operating, financing and investing activities on Council's unrestricted working capital.
- b) Consolidated income statement – provides sources of income and expenditure, including depreciation, by Council service.
- c) Consolidated capital program statement – provides capital expenditure information for each program area and associated services.
- d) Projected funds balance statement – provides information on the movements in both unrestricted and restricted fund **accounts**.
- e) Budget amendment listing report – provides details of proposed significant adjustments to budgets.
- f) Special Rate Variation (SRV) capital program – provides capital expenditure information for each of the projects in the SRV program of works.

**Consultancy, Legals and Contractors Report (Attachment 2)**

This attachment provides information on major contracts entered into, legal fees incurred and consultancy costs for the March quarter.

**Key Financial Indicators (Attachment 3)**

This attachment provides information about key financial indicators designed to assist in monitoring Council's financial sustainability. The indicators are for the consolidated entity.

**Mayoral and Councillor Expenses (Attachment 4)**

Provides information about Mayoral and Councillor expenditure.

**FCS25/026 QUARTERLY BUDGET REVIEW STATEMENT FOR PERIOD ENDING 31 MARCH 2025 S011-T00003**

**The Bay Pavilions Income Statement (Attachment 5)**

Provides income and expenditure, including depreciation for the Bay Pavilions.

**CONSIDERATIONS**

**Consolidated Fund flow Statement (Attachment 1(a):**

Council requires sufficient funds to pay for its expenses as and when they fall due. The Fund Flow Statement shows the change in Council's freely available funds or working capital.

It includes all transactions that impact on Council's funds i.e. income and expenses from its operating activities, capital program and borrowing activities. It also includes the transfer into or use of restricted funds for capital or non-recurrent projects. Depreciation is not included as it does not represent a cash flow.

The consolidated original budget forecasted a \$1.96 million increase in unrestricted funds.

Adjustments to the budget result in a projected decrease to unrestricted funds of \$7.58 million.

Action 4 of Council's Finance Strategy seeks to minimise reliance on debt funding and decrease borrowing costs. This quarterly review proposes that Council will not refinance general fund loan borrowings of \$1.69 million this year resulting in a decrease in general fund unrestricted cash offset by decreased borrowing costs and repayments for the next ten years.

*Table 1.1 Net Increase (decrease) in unrestricted funds, per fund, \$'000*

<b>Fund</b>	<b>2024-25 Original Budget</b>	<b>Previous Reviews</b>	<b>March Review</b>	<b>2024-25 Proposed Revised Budget</b>
Water	(2,586)	(5,279)	2,024	(5,841)
Sewer	3,371	(6,106)	(1,300)	(4,035)
Waste	(884)	3,123	0	2,239
Environment	172	(187)	0	(15)
General	1,884	(690)	(1,120)	74
<b>Consolidated</b>	<b>1,957</b>	<b>(9,138)</b>	<b>(397)</b>	<b>(7,578)</b>

**Consolidated Income Statement (Attachment 1(b):**

The Consolidated Income Statement shows the types of income and expenditure per Council service areas. This result can indicate whether Council is able to raise sufficient revenue to cover the operational cost (including depreciation) of delivering services to the community before considering its capital revenue.

The result is impacted by the timing of project funding, where funds are received in a different year to the expenditure taking place.

**FCS25/026 QUARTERLY BUDGET REVIEW STATEMENT FOR PERIOD ENDING 31 MARCH 2025 S011-T00003**

*Table 1.2 Net Surplus/ (deficit) before capital revenue, \$'000*

<b>Fund</b>	<b>2024-25 Original Budget</b>	<b>Previous Reviews</b>	<b>March Review</b>	<b>2024-25 Proposed Revised Budget</b>
Water	2,422	(118)	(68)	2,236
Sewer	1,824	447	(94)	2,177
Waste	1,208	157	10	1,375
Environment	57	(286)	4	(225)
General	(8,327)	(619)	(116)	(9,062)
<b>Consolidated</b>	<b>(2,817)</b>	<b>(419)</b>	<b>(263)</b>	<b>(3,499)</b>

Operating deficits in the General Fund continue to have a significant impact on the consolidated operating deficit.

**Adjustments (Operating)**

The proposed adjustments result in a \$0.68 million deterioration from the original operating result before capital of \$2.82 million, to a projected year end estimated operating deficit of \$3.50 million.

Notable adjustments proposed for this quarter include:

- (\$0.17 million) reduced employee trainee subsidies.
- (\$0.16 million) reduced interest from developer contributions.

Council's operating result before capital revenue at year end will be further impacted by a significant one-off variation for Community Care. At 31 March 2025 the net operating loss for Community Care services was \$1.64 million. The service is currently budgeted at a net operating loss of \$0.46 million. The variance is a result of a reduction in income for these services associated with a drop in client numbers.

*Table 1.3 Net Surplus/ (deficit) after capital grants and contributions, \$'000*

<b>Fund</b>	<b>2024-25 Original Budget</b>	<b>Previous Reviews</b>	<b>March Review</b>	<b>2024-25 Proposed Revised Budget</b>
Water	39,576	(10,615)	(1,418)	27,543
Sewer	4,148	2,640	(1,144)	5,644
Waste	2,545	(1,180)	10	1,375
Environment	57	(286)	4	(225)
General	8,373	4,374	(346)	12,401
<b>Consolidated</b>	<b>54,699</b>	<b>(5,068)</b>	<b>(2,894)</b>	<b>46,738</b>



**FCS25/026 QUARTERLY BUDGET REVIEW STATEMENT FOR PERIOD ENDING 31 MARCH 2025 S011-T00003**

**Adjustments (Capital)**

The proposed adjustments result in a \$7.96 million deterioration from the original operating result after capital of \$54.70 million, to a projected year end estimated operating surplus of \$46.74 million.

**Consolidated Capital Program Statement (Attachment 1(c)):**

The original capital expenditure budget for 2024-25 was \$104.66 million. The proposed revised capital expenditure budget, incorporating adjustments, is \$151.53 million.

*Table 1.4 Capital program per fund, \$'000*

<b>Fund</b>	<b>2024-25 Original Budget</b>	<b>Previous Reviews</b>	<b>March Review</b>	<b>2024-25 Proposed Revised Budget</b>
Water	36,760	25,852	18,650	81,261
Sewer	16,967	7,011	0	23,978
Waste	8,181	(5,065)	0	3,116
Environment	0	669	0	669
General	42,755	297	(548)	42,504
<b>Consolidated</b>	<b>104,663</b>	<b>28,763</b>	<b>18,103</b>	<b>151,529</b>

Project timelines for capital works have been reviewed and adjustments proposed for the current year are as follows.

- \$18.65 million revised timing of Southern Water Supply Storage.
- (\$0.90 million) revised timing of Borang Creek Culvert project.

**Special Rate Variation (SRV) – progress update (Attachment 1 (f)):**

2024-25 is the ninth year of the SRV program and over \$9.67 million of infrastructure works for the year are underway. \$1.96 million of SRV designated funds are being utilised for these works.

As at 31 March 2025, approximately 68% (\$6.61 million) of the programmed SRV work for this year has been expended (per attachment 1(f)).

*Attachment 1 (f)* reports the detailed progress of the capital program showing individual project budgets and expenses with updates as at 31 March 2025.

**The Bay Pavilions Income Statement (Attachment 5)**

The March review of the 2024-25 budget forecasts a \$6.21 million operating deficit for The Bay Pavilions. There are no adjustments for this quarter.

**Legal Framework**

This review is based on the Quarterly Budget Review Statement Guidelines issued December 2010, pursuant to the provisions of the *Local Government Act 1993* relating to integrated planning. These Guidelines are currently under review by the Office of Local Government who

---

**FCS25/026    QUARTERLY BUDGET REVIEW STATEMENT FOR PERIOD ENDING    S011-T00003**  
**31 MARCH 2025**

intends to finalise and release the new guidelines in mid-2025.

**Policy**

The accounting policies being used are based on those detailed in the financial statements for the year ended 30 June 2024.

“Adjustments” in the Fund Flow Statement are changes in the funding requirements where “funds” are net current assets (working capital) excluding both internal and externally restricted funds.

**CONCLUSION**

*The following statement is made in accordance with Clause 203(2) of the Local Government (General) Regulation 2021:*

As the Responsible Accounting Officer, it is my opinion the March Quarterly Budget Review for Eurobodalla Shire Council indicates that Council’s projected financial position, as at 30 June 2025, will be satisfactory, having regard to the projected estimates of income and expenditure and the original budgeted income and expenditure.

The March Quarterly Budget Review Statement indicates a forecasted operating deficit for Council in the current year, which continues to demonstrate that Council is struggling to contain operating expenditure within operating revenue.

Council endorsed a Finance Strategy at the Ordinary Meeting of Council 19 December 2023 aimed at achieving and maintaining the financial resilience of Council.

Several actions have already been undertaken towards progressing this goal including:

- A Council wide ‘reset’ of the budget occurred in late 2023. This identified savings in operational and recurrent capital costs, by carefully considering modifications to service levels.
- Ongoing review of the capital works program to ensure that Council funds are appropriately directed towards projects that align with the strategic goals of Council and set realistic and achievable expectations with the community.
- Endorsement of a Grants Strategy which formalises Council’s strategic approach to determine to suitability, application and administration of grants.
- No new loan borrowings proposed in any forecasts for the general fund.
- A review of existing internal and external cash reserves and endorsement of a Cash Reserves Policy with application to commence in reporting Council’s Annual Financial Statements 2024-25.

The page intentionally left blank

---

**FCS25/027 INVESTMENTS MADE AS AT 30 APRIL 2025**

**S011-T00006,  
S012-T00025**

Responsible Officer: Stephanie Speedy - Director Finance and Corporate Services

Attachments: Nil

Community Goal: 5 Our engaged community with progressive leadership

Community Strategy: 5.3 Work together to achieve our collective vision

Delivery Program Link: 5.3.1 Provide strong corporate and financial management that is ethical, fair, transparent and accountable

Operational Plan Link: 5.3.1.1 Provide sound and strategic financial management and reporting

**EXECUTIVE SUMMARY**

The purpose of this report is to:

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

**RECOMMENDATION**

THAT the certification of investments as of 30 April 2025, 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 2021*, be received.

**CONSIDERATIONS**

**Policy**

Council's investment policy is divided into two categories of risk, credit risk (risk of not being able to redeem funds) and liquidity risk (risk of loss due to the need to redeem funds earlier than the investment term). Council's portfolio is 100% invested in bank deposits, maintaining a low liquidity risk across all credit risk categories.

As at 30 April 2025, the portfolio is compliant with Council's Investment Policy adopted by Council on 9 August 2022 (Minute 22/190). A summary of holdings by risk category is summarised below in Table 1.

**FCS25/027 INVESTMENTS MADE AS AT 30 APRIL 2025**

**S011-T00006,  
S012-T00025**

**Table 1 – Policy Risk Categories**

S&P Long Term Category	S&P Short Term Category	Policy Risk Category	Current Holdings	Maximum Holdings
AAA (Government Guaranteed Deposits)	A-1+	Remote Risk	1.46%	100%
AAA to AA	A-1+	Near Risk Free	49.55%	100%
A	A-1 to A-2	Near Risk Free	*48.99%	40%
BBB+	A-2	Some Limited Risk	0.00%	30%

\*25.08% of the portfolio is held with Bendigo Bank and Bank of Queensland. In April 2024, these two institutions were upgraded from an S&P Global long-term rating of BBB+ to A- and therefore now reported in the 'A' category of the policy. The investment policy is currently under review.

**Financial**

Investment holdings summary

Table 2 provides a summary of cash and investment balances as at 30 April 2025. Fossil fuel free refers to institutions that have no exposure or no longer directly finance projects in the fossil fuel industry but still have some exposure from historical funding.

**Table 2 – Investment holdings by category**

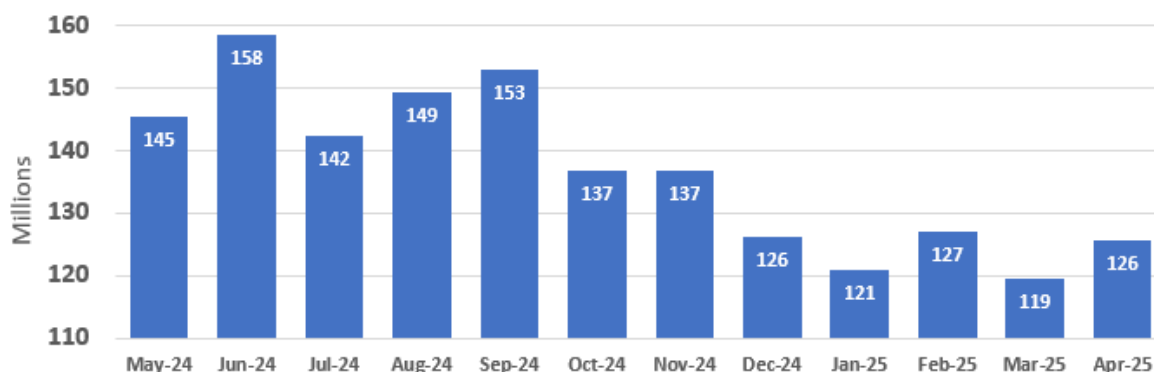
Category	(\$)	% of Portfolio
At Call Deposit	9,609,132	8.03%
Term Deposits – Government Guaranteed	1,750,000	1.46%
Term Deposits – Fossil Fuel Free Institutions	50,000,000	41.79%
Term Deposits	58,280,000	48.72%
<b>Total Investments</b>	<b>119,639,132</b>	
Cash at Bank (Operating Account)	<b>5,950,247</b>	
<b>Total Cash and Investments</b>	<b>125,589,379</b>	

**FCS25/027 INVESTMENTS MADE AS AT 30 APRIL 2025**

**S011-T00006,  
S012-T00025**

Cash and investments increased by \$6.2m in April 2025, primarily due to the receipt of grant funds for the Southern Water Supply Storage Project. Graph 1 displays Council's cash and investments balance over a 12-month period.

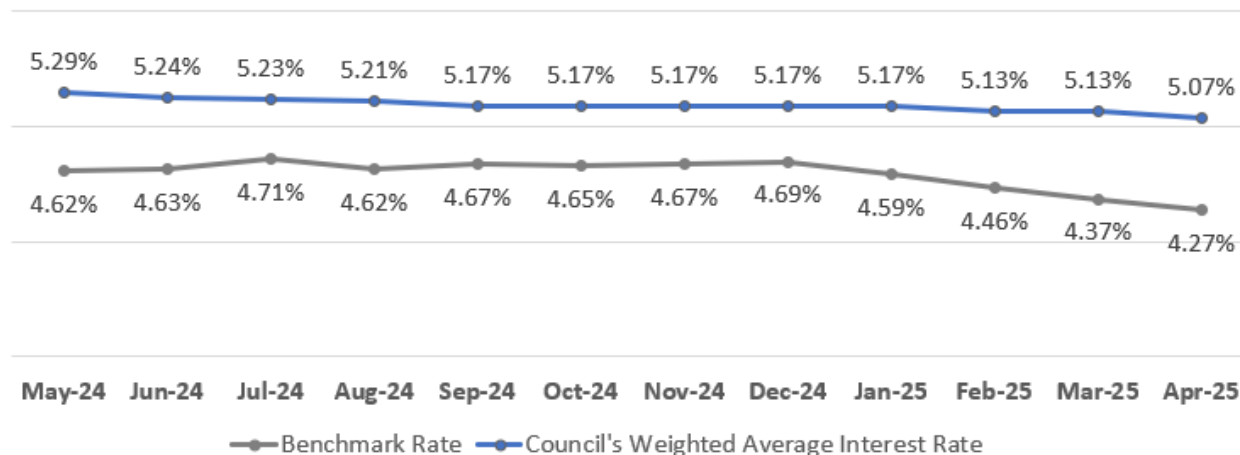
**Graph 1 – Total Cash and Investment Balances (12 months)**



**Performance**

The weighted average monthly return on Council's investments for April 2025 is 5.07%, surpassing the Council policy benchmark of 4.27%, calculated using the bank bill swap rate (BBSW) 3-month average plus 0.25%. Graph 2 compares Council's weighted average return to the benchmark rate over a 12-month period.

**Graph 2 – Investment performance over 12 months**



**CONCLUSION**

Pursuant to provision of Clause 1 (Reg. 212) of the *Local Government (General) Regulation 2021*, I hereby certify that these investments have been made in accordance with the *Local Government Act 1993* and related regulations.

The page intentionally left blank

---

**FCS25/028 LAND ACQUISITION FOR ROAD WIDENING - PART LOT 15  
POTATO POINT ROAD BODALLA- BORANG CREEK BRIDGE  
UPGRADE**

**S023-T00001**

Responsible Officer: Stephanie Speedy - Director Finance and Corporate Services  
Attachments: 1. Confidential - Landowner details  
Community Goal: 5 Our engaged community with progressive leadership  
Community Strategy: 5.3 Work together to achieve our collective vision  
Delivery Program Link: 5.3.2 Manage land under Council control  
Operational Plan Link: 5.3.2.1 Undertake strategic management of Council's operational land portfolio, guided by the finance strategy

**EXECUTIVE SUMMARY**

The purpose of this report is to seek approval for the acquisition of land for road widening purposes.

The road widening is required to facilitate the construction of the new bridge over Borang Creek on Potato Point Road, that will benefit the community by providing safer access in this area.

Subject to final survey, the acquisition is approximately 525sqm of private land at Potato Point Road Bodalla, being part Lot 15 DP752131. Council and the landowner are in discussions in relation to further works on the property required to enable the road widening including driveway relocation and moving of stockyards.

All survey, valuation and reasonable legal costs associated with the acquisition will be borne by Council.

The landowner's details are set in the confidential attachment.

**RECOMMENDATION**

THAT:

1. Council approve the acquisition of the land required for road widening purposes, being part Lot 15 DP752131, Potato Point Road, Bodalla.
2. All actions necessary be taken for the acquisition of part Lot 15 DP752131 for road widening purposes in accordance with the *Council's Land Management – Acquisition, Disposal and Leasing/Licencing Policy*.
3. If the acquisition of part Lot 15 DP752131 cannot be negotiated by agreement, Council make application to the Minister for Local Government and Governor to acquire part Lot 15 DP752131 by compulsory process for road widening pursuant to the *Land Acquisition (Just Terms Compensation) Act 1991*.
4. Once acquired, the land be dedicated as public road in accordance with the provisions of the *Roads Act 1993*.
5. All costs associated with the proposed land acquisition, including landowner's reasonable legal costs, be borne by Council.



---

**FCS25/028 LAND ACQUISITION FOR ROAD WIDENING - PART LOT 15 POTATO POINT ROAD BODALLA- BORANG CREEK BRIDGE UPGRADE S023-T00001**

6. The General Manager be given delegated authority to execute all necessary documentation.

**BACKGROUND**

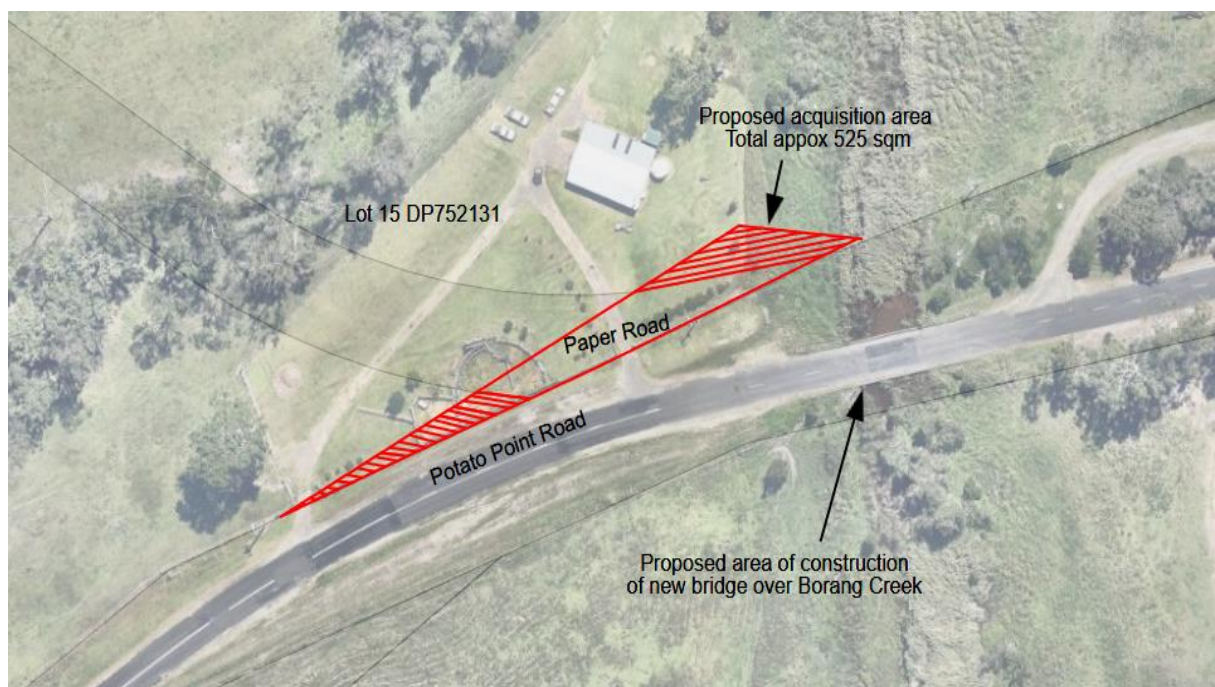
An upgraded bridge over Borang Creek Potato Point is being constructed, and as part of those works, acquisition of private property, being part Lot 15 DP752131, is required. Acquisition will be in accordance with the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991*. A written agreement has been obtained from the private landowner to allow the works to be undertaken prior to the final survey and acquisition.

Works within the subject property are required to enable the road widening being agreed between the landowner and Council. The estimated construction date is July-August 2025.

This project requires the acquisition of approximately 525sqm of land for road widening, subject to final survey. The area of the whole land is approximately 161,900 sqm and the land acquisition represents a small portion of the whole property.

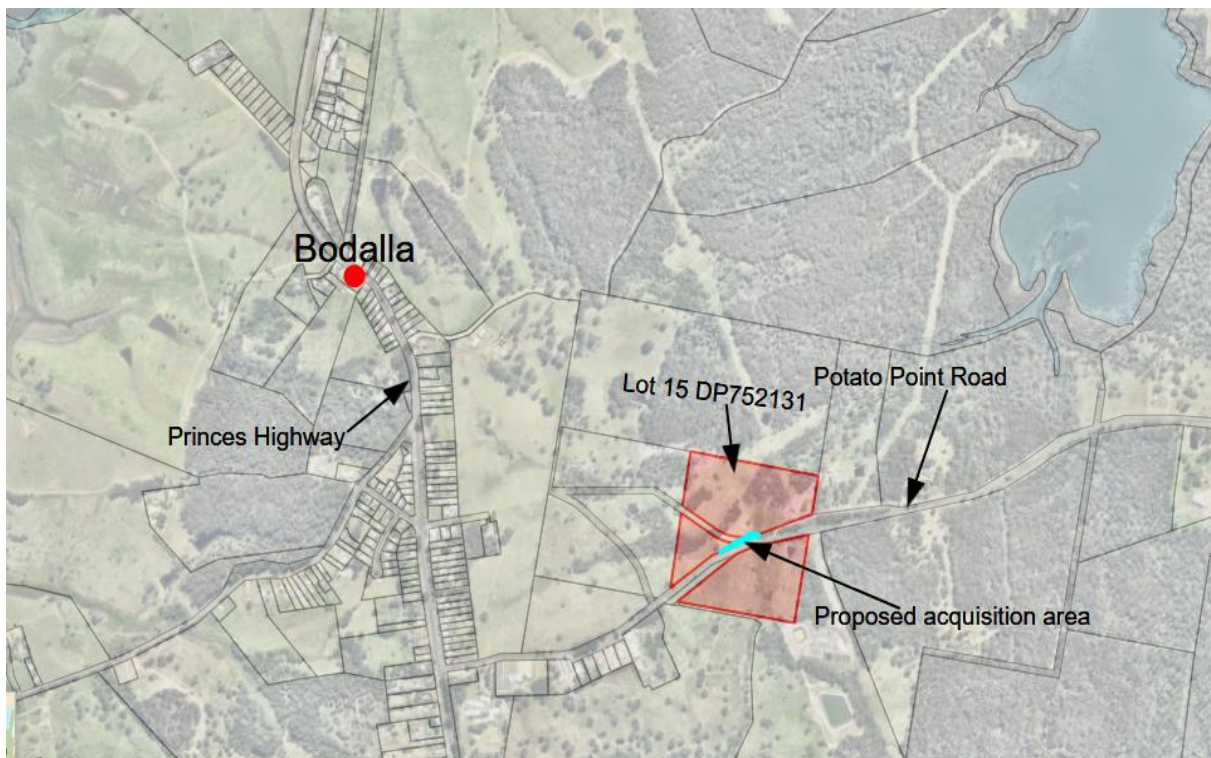
**CONSIDERATIONS**

The acquisition area is shown in the sketch below:



Above is diagram of acquisition area being approximately 525sqm as per the red shaded area, subject to final survey.

**FCS25/028 LAND ACQUISITION FOR ROAD WIDENING - PART LOT 15 POTATO POINT ROAD BODALLA- BORANG CREEK BRIDGE UPGRADE S023-T00001**



*Above diagram is wider overall location of land to be acquired for road widening – Part Lot 15 DP752131.*

### **Legal Framework**

A plan of acquisition of land for road widening will be prepared and lodged at NSW Land Registry Services and the part of land acquired will be dedicated as public road.

Council will seek to complete the acquisition of the segment of privately-owned land, being Part Lot 15 DP752131, by agreement. If acquisition by agreement is not achieved, it may need to proceed by compulsory process.

Acquisition, whether by agreement or compulsory acquisition, will be in accordance with the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991*.

- [Land Acquisition \(Just Terms Compensation\) Act 1991](#)
- [Roads Act 1993 s177](#)

### **Policy**

The acquisition of land for road widening purposes will proceed in accordance with the Council's Land Management – Acquisition, Disposal and Leasing/licensing Policy adopted by Council at the Ordinary Meeting of Council 22 November 2022.

- [Land Management Acquisition Disposal and Leasing-Licensing Policy](#).

---

**FCS25/028 LAND ACQUISITION FOR ROAD WIDENING - PART LOT 15 POTATO POINT ROAD BODALLA- BORANG CREEK BRIDGE UPGRADE S023-T00001**

**Asset**

The works are to improve the bridge in this location.

**Social Impact**

The upgrade and construction of Borang Creek bridge will positively impact the flow of traffic along Potato Point Road.

**Financial**

Council and the landowner are in discussions in relation to further works associated with the road widening. Compensation for the acquisition of the segment of private land will be determined following valuation by a registered valuer.

Together with compensation and further works, by agreement between Council and the landowner, Council will be responsible for costs associated with the acquisition, including survey, legal and registration fees at Land Registry Services and the landowner's reasonable legal costs.

The project was awarded \$997,500 funded by the Australian Government under the Disaster Ready Fund in 2024 and a Council contribution of \$997,500 came from the 2024-25 and 2025-26 Bridges Renewal budget. The land acquisition costs are covered by this project budget.

**Community and Stakeholder Engagement**

The landowner of the private land to be acquired has signed an agreement prior to works commencing within their property. Discussions regarding the proposed acquisition are continuing.

**CONCLUSION**

Construction of the new bridge over Borang Creek, Potato Point Road, Bodalla requires the acquisition of land for road widening purposes, approximately 525sqm in total, subject to final survey.

The report recommends approval of the acquisition of land for road widening purposes of part Lot 15 DP752131, Potato Point Road, Bodalla.

The page intentionally left blank

---

**FCS25/029 RENEWAL OF LEASE TO MORUYA GOLF CLUB**

**S023-T00014**

Responsible Officer: Stephanie Speedy - Director Finance and Corporate Services

Attachments: 1. Confidential - Moruya Golf Club Lease Renewal

Community Goal: 5 Our engaged community with progressive leadership

Community Strategy: 5.3 Work together to achieve our collective vision

Delivery Program Link: 5.3.2 Manage land under Council control

Operational Plan Link: 5.3.2.2 Manage leases and licences

**EXECUTIVE SUMMARY**

The purpose of this report is to seek approval for a lease to Moruya Golf Club Limited (the Club).

The Club currently hold a 20-year lease over Crown Reserves D580020 and R96313, Albert Street and Murray Street Moruya (Lot 1 DP1141031 and Lot 2 DP1086325) for the management of the Moruya golf course. The current term expires on 30 June 2025.

The Club met with Council staff in February regarding the future of the Club as they look towards the continuation of the operation and maintenance of the Moruya Golf Course.

The Club requested that a new lease be granted.

The Club holds a perpetual lease directly with Crown Lands for the Club house adjoining the golf course.

Public notice has been given pursuant to Section 47 of the *Local Government Act 1993* of the proposal to grant a lease renewal. Two submissions were received in support with no objections received, copies of the submissions received are provided in the Confidential Attachment to this report. The submissions note the Club's integral contribution to the local community and region providing a publicly accessible sporting and recreational facility for all and supports the continuation of one of the most picturesque courses on the NSW coast.

**RECOMMENDATION**

THAT:

1. Council grant a lease for twenty (20) years for the operation of the Moruya Golf Club within Lot 1 DP1141031 and Lot 2 DP1086325 Moruya (Crown Reserves D580020 and R96313) with the following conditions:
  - a. Provision of evidence of public liability insurance cover in the amount of at least \$20 million; and
  - b. Conditions generally in line with the previous lease.
2. The General Manager be given delegated authority to execute all necessary documentation associated with the lease.



**FCS25/029 RENEWAL OF LEASE TO MORUYA GOLF CLUB**

**S023-T00014**

**BACKGROUND**

The current lease over Moruya Golf Course was granted to the Club on 1 July 2005 and expires on 30 June 2025. The Lessee has requested that a new lease be granted.

The Club met with Council staff in February regarding the future of the Club as they look towards the continuation of the management of the Moruya Golf Course and requested that a new lease be granted.

It is proposed that a further 20-year Lease over Moruya Golf Course be granted.

The land is Crown land under Council management being Reserves D580020 and R96313.

The Plan of Management for the Moruya Golf Course and Showground confirms authority for Council to enter into and maintain leases with the Moruya Golf Club.

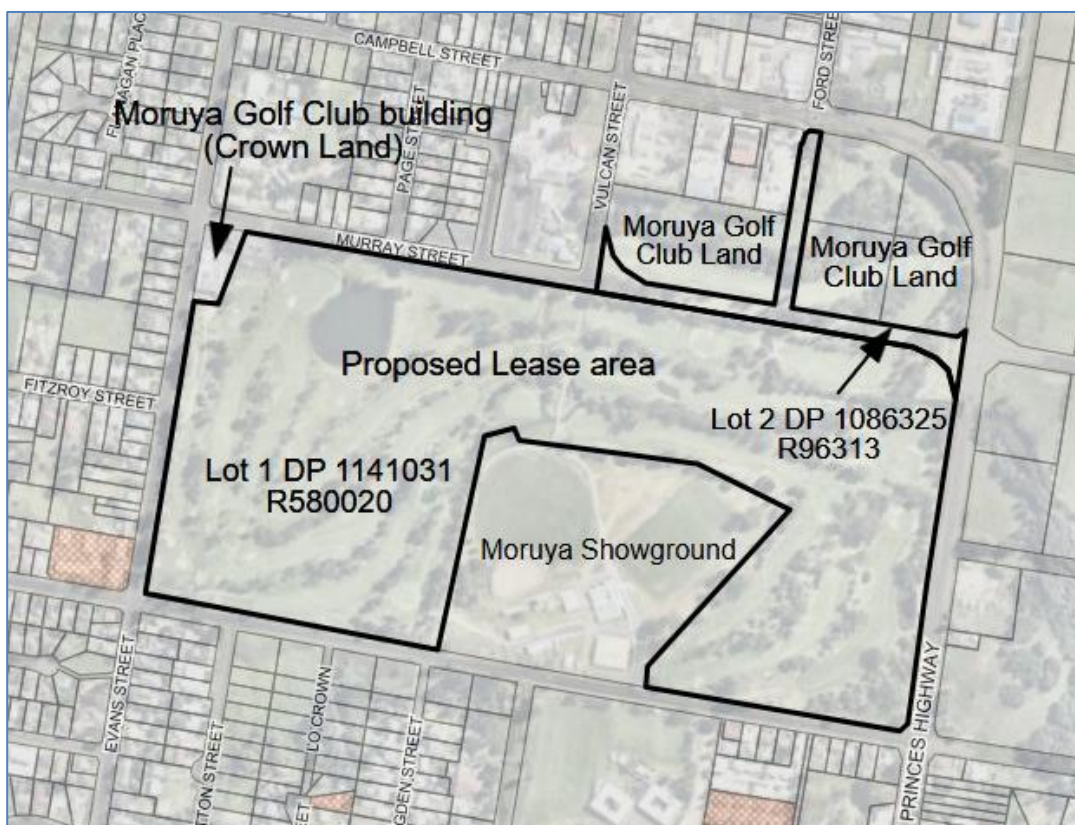
The Club holds a perpetual lease directly with Crown Lands for the Club house adjoining the golf course.

In accordance with Section 47 of the *Local Government Act 1993* the lease was advertised publicly. Two submissions were received, both supportive; no objections were received.

**CONSIDERATIONS**

Council's Property Team facilitate the leasing and licensing of Council-owned operational and community land, and Crown land under Council management.

The leased area is shown in the image below:



---

**FCS25/029 RENEWAL OF LEASE TO MORUYA GOLF CLUB**

**S023-T00014**

**Legal Framework**

Council has been appointed Crown Land Manager to manage Crown Reserves within the shire under the provisions of Section 3.22 of the *Crown Land Management Act 2016*.

[Crown Land Management Act 2016 No 58 - NSW Legislation](#)

As Crown Land Manager, Council is permitted to renew existing leases for a term not exceeding 21 years.

Council will comply with any relevant legislation and procedures in relation to Native Title and Aboriginal land rights and interests.

**Policy**

The Independent Commission Against Corruption (ICAC) direct dealings guidelines provide guidance on when Council can directly deal with a lessee. It is appropriate that Council directly deals with the Club for a lease over the Course due to the clubhouse having a perpetual licence from the Crown over it.

Under Council's current Land Management Policy, given no objections were received during public notification, staff could exercise their delegation to approve the lease renewal. However, due to the length of the lease, staff determined a Council resolution was more appropriate.

[Land-Management Acquisition Disposal and Leasing-Licensing Policy](#)

**Social Impact**

Moruya Golf Club will continue to maintain the Moruya Golf Course for use and enjoyment by locals and visitors.

**Economic Development Employment Potential**

The Moruya Golf Club undertakes ongoing and extensive maintenance of the golf course all year round. The Moruya Golf Club also provides economic benefit to the shire by attracting visitors to the Moruya area.

**Financial**

A CPI rent review was carried out on 1 July 2024, the next rent review would be due at commencement of the new lease. The proposed rent will be calculated on a similar basis to other golf courses and is set out in the Confidential Attachment.

**Community and Stakeholder Engagement**

Council, as Crown Land Manager under the Crown Land Management Act 2016, can issue a lease or licence after giving public notice and considering any submissions in accordance with Section 47 of the *Local Government Act 1993*.

[Local Government Act 1993 s47](#)

The Lease was advertised publicly. Two supportive submissions were received with no objections. Copies of the submissions are attached in the Confidential Attachment.

The submissions note the Club's integral contribution to the local community and region providing a publicly accessible sporting and recreational facility for all and supports the continuation of one of the most picturesque courses on the NSW coast.

---

**FCS25/029 RENEWAL OF LEASE TO MORUYA GOLF CLUB**

**S023-T00014**

**CONCLUSION**

Moruya Golf Club Limited (the Club) currently hold a 20 year lease over the Moruya Golf Course which expires on 30 June 2025. The Club has requested renewal of the Lease.

A new 20 year lease is proposed to be granted to Moruya Golf Club Limited.



The page intentionally left blank

---

**FCS25/030 TECHNOLOGYONE UPGRADE-CONTRACT VARIATION**

**S016-T00008**

Responsible Officer: Stephanie Speedy - Director Finance and Corporate Services

Attachments: 1. Confidential - TechnologyOne Financial Analysis

Community Goal: 5 Our engaged community with progressive leadership

Community Strategy: 5.3 Work together to achieve our collective vision

Delivery Program Link: 5.3.3 Provide effective and professional administration, technical and trade services to support the delivery of services to the community

Operational Plan Link: 5.3.3.2 Undertake procurement that provides best value to the community

**EXECUTIVE SUMMARY**

The purpose of this report is to seek approval for a budget variation to continue the migration of core business systems to TechnologyOne's Connected Intelligence Anywhere (CiA) cloud platform. This initiative builds on earlier work, where Human Resources and Payroll (HRP) and Enterprise Content Management (ECM) modules were successfully transitioned to a cloud based platform.

As part of the next phase of this transition, further services are being moved to the cloud because support for the alternative systems is no longer being provided by TechnologyOne. To maintain system efficiency, security and operational capability, it is necessary to migrate to CiA. This system is a cloud-based platform that allows users a more streamlined and accessible experience.

Migrating to CI Anywhere will:

- Improve system performance and stability.
- Enable mobile and remote access.
- Automate high-volume manual processes.
- Enhance financial visibility and real-time reporting.
- Support cross-functional integration.

**RECOMMENDATION**

THAT:

1. Council approve the proposed budget variation identified in the Confidential Attachment to this report; and
2. Council provide delegated authority to the General Manager to commit to a contract value for additional software licenses and implementation services.

**BACKGROUND**

Council implemented the TechnologyOne platform commencing in 2017 with operational servers hosted in house. In 2023, Council began transitioning to a cloud-based Software as a Service (SaaS) platform.

---

**FCS25/030 TECHNOLOGYONE UPGRADE-CONTRACT VARIATION**

**S016-T00008**

TechnologyOne has since released an updated SaaS Platform. It offers a modern interface design, mobile access, automation, and tighter integration across business functions. CiA is now the vendor's supported and developed product suite.

As part of the next phase of this transition, further services are being moved to the cloud because support for the alternative systems is no longer being provided by TechnologyOne. To maintain system efficiency, security and operational capability, it is necessary to migrate to CiA.

Two modules, HRP (Human Resources and Payroll) and ECM (Enterprise Content Management) are already operating on CiA. Seven modules will be migrated, noting two modules (Enterprise Cash Receipting and Property & Rating) are excluded at this time due to higher delivery complexity and associated risk and maybe considered later.

The next phase proposes migrating seven additional modules:

- Financials
- Accounts Payable
- Purchase Cards
- Supply Chain
- Contracts
- Budgeting
- Request Management

### **CONSIDERATIONS**

The three-year, phased rollout is designed to minimise disruption, manage costs, and support change across functional areas.

Migration will modernise Council's digital systems, improve operational performance, enable mobile access, and align with the vendor's supported product roadmap.

Migration will be phased over three financial years:

- 2025-26 Year 1: Request Management and Enterprise Budgeting
- 2026-27 Year 2: Financials, Accounts Payable, Purchase Cards, Supply Chain, Contracts
- 2027-28 Year 3: Enhancements and optimisation activities.

### **Key Benefits of Migration**

These improvements will deliver improved business productivity and efficiency, thereby assuring quantifiable and intangible business benefits, including:

- **Operational Efficiency:** Enhance Automation in areas like finance management, supplier enquiries, and invoice processing leads to reduced manual effort, improving staff productivity and saving time across multiple functions.
- **Cost Savings:** Through improvements in asset lifecycle management, preventive maintenance, and warranty tracking, the organisation can reduce maintenance costs, unplanned expenses, and achieve significant savings over time.

---

**FCS25/030 TECHNOLOGYONE UPGRADE-CONTRACT VARIATION**

**S016-T00008**

- **Mobility:** Enabling smart mobile devices. This mobility allows employees to efficiently manage tasks from any location, increasing responsiveness, productivity, and overall operational efficiency.
- **User-Friendly Digital Forms:** CiA enables user-friendly customer forms that enhance accessibility, improve accuracy, and streamline service request lodgement, reducing the need for manual intervention.

**CONCLUSION**

Council's current platform no longer meets operational requirements or vendor standards. Transitioning to CiA will strengthen system performance, streamline service delivery, and enable a more agile, connected workforce. Services are being moved to the cloud because support for the alternative systems is no longer being provided by TechnologyOne. To maintain system efficiency, security and operational capability, it is necessary to migrate to CiA. This system is a cloud-based platform that allows users a more streamlined and accessible experience.

Seven modules will be migrated over a three year timeframe.

The page intentionally left blank

---

**IR25/007 LOCAL TRAFFIC COMMITTEE NO.6 FOR 2024-25**

**S030-T00018**

Responsible Officer: Graham Attenborough - Director Infrastructure Services

Attachments: 1. Under Separate Cover - LTC No. 6 for 2024-25 - Minutes and attachments

Community Goal: 4 Our connected community through reliable and safe infrastructure networks

Community Strategy: 4.1 Provide integrated and active transport networks to enable a connected and accessible Eurobodalla

Delivery Program Link: 4.1.1 Plan for an integrated and active local transport network, guided by the NSW Government's Future Transport 2056 Strategy

Operational Plan Link: 4.1.1.3 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.

Recommendations arising from the Local Traffic Committee Meeting No. 6 held 10 April 2025 are as follows:

**RECOMMENDATION**

THAT Council:

1. Approves the following acts for determination from Local Traffic Committee No. 6:

- **2025.RT.020 - Car Park Princes Highway, Narooma – No Parking Signs and Accessible**

That Council Plan 5490-T-01 to install signs and lines for Princes Highway Car Park, Narooma be approved.

- **2025.RT.021 - George Bass Drive, Garlandtown – Line Marking**

That Council Plan 5490-S-01 to install lines for George Bass Drive, Garlandtown be approved.

- **2025.RT.022 - Captain Oldrey Park Access, Broulee – Give Way Sign and Line Marking**

That Council Plan 5490-R-01 to install signs and lines for Captain Oldrey Park be approved.

**BACKGROUND**

The Eurobodalla Local Traffic Committee Meeting No 6 for 2024-25 was held on 10 April 2025. The meeting was attended by Daniel Weekes (A/g Traffic Coordinator), Thomas Franzen (ESC Division Manager, Technical Services), James Thompson (ESC Transport and Stormwater Engineer), Donna Binns (Transport for NSW), Senior Sgt Scott Britt (NSW Police), Samantha Dennis (ESC Infrastructure Support Coordinator) and Kelly-Ann Marshall (ESC Surveillance Officer).

**APOLOGIES**

Clr Laurence Babington (Chair), Katherine Buttsworth (ESC Road Safety Officer), Geoff Armstrong (ESC Design Coordinator), Scott McNairn (ESC Events Coordinator), Saurav Subedi

---

**IR25/007 LOCAL TRAFFIC COMMITTEE NO.6 FOR 2024-25**

**S030-T00018**

(ESC A/g Maintenance Planning Officer), Brad Ross (Transport for NSW), Isaac Nagawidaja (Transport for NSW), Member for Bega Representative, Chief Inspector John Sheehan (NSW Police), Senior Sgt Angus Duncombe (NSW Police).

**MOTION**

A motion was moved to appoint Daniel Weekes under the Terms of Reference as “the Chair” for this meeting held 10 April 2025.

**CONCLUSION**

The minutes of the Eurobodalla Local Traffic Committee Meeting No. 6 for 2024-25 are attached to this report and provide further background for the recommendations.

The page intentionally left blank



---

**CAR25/002 NAIDOC WEEK GRANTS 2025**

**S003-T00040**

Responsible Officer: Kim Bush - Divisional Manager Community Development and Participation

Attachments: 1. Confidential - NAIDOC Week grants 2025 - Panel recommendations

Community Goal: 2 Our community that welcomes, celebrates, and supports everyone

Community Strategy: 2.1 Acknowledge our beginnings, embrace our diversity

Delivery Program Link: 2.1.1 Acknowledge and involve the traditional custodians of Eurobodalla and deliver the outcomes of the Aboriginal Action Plan

Operational Plan Link: 2.1.1.3 Celebrate NAIDOC Week with events, activities and grant opportunities

**EXECUTIVE SUMMARY**

Council's annual Eurobodalla NAIDOC Week Grants program aims to promote understanding of the history, culture and achievements of Aboriginal and Torres Strait Islander peoples within our community by providing funds to support community groups, schools and non-profits to deliver celebratory activities during NAIDOC Week.

Grants of up to \$1,000 were advertised as being available, with applications opening on 15 January 2025 and closing on 6 April 2025.

Thirteen applications were received with twelve applications meeting the eligibility criteria. Six applications met the high or high-medium priority category.

The total grant amount available in the 2024-2025 budget for the Eurobodalla NAIDOC Week Grants program is \$5,500 and grants totalling \$5,500 are recommended.

**RECOMMENDATION**

THAT Council approve the recommendations detailed in the confidential attachment and award grant funding to the six applications that met the grant eligibility criteria, and were deemed by the review panel to also meet the high or high-medium priority category.

**BACKGROUND**

Council's annual Eurobodalla NAIDOC Week Grants program aims to promote understanding of the history, culture and achievements of Aboriginal and Torres Strait Islander peoples within our community by providing funds to celebrate NAIDOC Week events and support participation in NAIDOC Week activities across the Eurobodalla.

Grants of up to \$1,000 were advertised as being available to support community groups, schools and non-profits to deliver celebratory activities that promote understanding of Aboriginal history and culture, make a positive contribution to the community and demonstrate creativity, vision and originality.

Grant applications opened 15 January 2025 and closed on 6 April 2025.

The total grant amount available in the 2024-2025 budget for the Eurobodalla NAIDOC Week Grants program is \$5,500 and grants totalling \$5,500 are recommended.

Thirteen applications were received by the closing date, and twelve applications met the eligibility criteria. Six applications met the high or high-medium priority category as they had

---

**CAR25/002 NAIDOC WEEK GRANTS 2025**

**S003-T00040**

either not received funding from this annual Council grant in the past four years or were not from a fully government funded organisation.

The review panel of three staff consisted of Division Manager Community Development and Participation, Coordinator Community Development and Youth, and Project Officer Community Development and Youth.

A confidential summary sheet with comments from the panel is attached to this report.

**CONSIDERATIONS**

In line with the NAIDOC Week Grant Program guidelines, consideration was given to applicants that had not received funding from this annual grant program in the past four years and were not fully government funded.

**Social Impact**

The determinants of health that influence Aboriginal peoples' health and wellbeing also include cultural factors, racism, disconnection to language and land and spiritual social and emotional wellbeing. Eurobodalla has a higher percentage of Aboriginal people living in the community compared to the state average. Annual NAIDOC week activities and celebrations form part of an important cultural juncture on the Aboriginal and Torres Strait Islander calendar. They promote understanding and acceptance in the wider community of the unique place first Australians occupy in our cultural landscape.

Council's NAIDOC week grants demonstrate a commitment from Council to support and promote Aboriginal cultural activities within the Aboriginal and non-Aboriginal community.

**Financial**

The total grant amount available in the 2024-2025 budget for the Eurobodalla NAIDOC Week Grants program is \$5,500 and the six recommended grants have a combined total of \$5,500.

**Community and Stakeholder Engagement**

We informed the community about the grant program through providing information on Council's website and Facebook; distributing a print brochure; emailing information to stakeholders, community groups and networks and distributing a media release.

**CONCLUSION**

The Eurobodalla NAIDOC Week Grants program supports Council to positively and effectively collaborate with local not-for-profit groups and organisations to implement community focused activities and events during NAIDOC Week. The successful applications will help our community to celebrate and promote Aboriginal and Torres Strait Islander history and culture.

The page intentionally left blank

---

**CAR25/003 SECTION 355 COMMUNITY FACILITY MANAGEMENT  
COMMITTEES**

**S026-T00009**

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

Attachments: 1. Confidential - Section 355 Council Management Committees -  
Nominees - April 2025

Community Goal: 5 Our engaged community with progressive leadership

Community Strategy: 5.1 Acknowledge our shared responsibility through an informed  
community

Delivery Program Link: 5.1.2 Provide a range of opportunities for the community to be  
consulted and engaged, guided by the Community Engagement Strategy

Operational Plan Link: 5.1.2.1 Invite community members to participate in decision-making by  
providing a broad range of engagement opportunities

**EXECUTIVE SUMMARY**

The purpose of this report is for Council to appoint community members to manage facilities or functions through a management committee.

Provision for this delegation is made in Section 355 of the *Local Government Act 1993*. Council uses this delegation to appoint community members to manage facilities or functions through a S355 Community Facility Management Committee, where there is community interest to do so.

Council supported the renewal of its S355 committees at the ordinary Council meeting held on Tuesday 17 December 2024. There are currently three active S355 management committees:

1. Tuross Head Memorial Gardens management committee
2. Kyla Hall management committee
3. Moruya Showground management committee.

Nominations from the community have been received for each S355 management committee as per the requirements stated in the S355 Community Facility Management Committee Procedures Manual. A confidential list of nominated community members for the three S355 committees has been provided in this report for endorsement by Council.

**RECOMMENDATION**

THAT Council appoints delegates, as recommended in the confidential attachment to the following S355 committees:

- (a) Moruya Showground Management Committee
- (b) Kyla Hall Management Committee
- (c) Tuross Memorial Gardens Committee

**BACKGROUND**

Council is required to hold public meetings for the management committees within 3 months of a local government election to receive nominations from the community for membership to these management committees. Council then appoints the nominated community members to the committees for the four-year term. This report provides information of the meetings held

---

**CAR25/003 SECTION 355 COMMUNITY FACILITY MANAGEMENT  
COMMITTEES**

**S026-T00009**

and includes a list of community members who are nominated for the committees in a confidential attachment.

Council supported the renewal of its S355 committees at the ordinary council meeting held on Tuesday 17 December 2024. Councillors can attend the meetings as observers or be appointed by Council as members of these committees with voting rights. No councillors nominated for any of the management committees this term.

Public meetings were advertised for the three management committees currently supported by Council. The meetings took place on the following dates:

- Moruya Showgrounds 17 March 2025: 5 people attended; all positions filled.
- Kyla Park Community Hall 3 April 2025: 4 people attended; all positions filled.
- Tuross Head Memorial Gardens 7 April 2025: 16 people attended; all positions filled.

**CONSIDERATIONS**

**Legal**

The S355 Community Facility Management Committees operate in accordance with the Local Government Act. They operate within the broad rules and regulations established by Council meetings, legal and statutory requirements, and compliance with Council policy and procedures. The S355 Community Facility Management Committee Procedures Manual details the rules and regulations under which the committees operate.

**Policy**

Pursuant to 1.4.3 of the S355 Community Facility Management Committee Procedures Manual:

***Committees are elected at public meetings. Committee members may be appointed by Council.***

***Committees are appointed for a term of four years to coincide with Local Government elections.***

- Committee members will be appointed at a Public Meeting held within 3 months after the Local Government election within the township the facility is situated.
- Committee members may be appointed directly by Council.
- Council will ratify the committee members at the next full Council meeting following the Public Meeting.
- Committee members will be reappointed at an Annual General Meeting in the interim years. The committees will prepare for and conduct the Annual General Meetings.

**Asset**

Delegation to S355 committees to manage facilities or functions on behalf of Council has a positive impact on the management of Council's assets. Assets managed by a S355 committee ensure the community is involved in the management of the asset and provides for the opportunity of volunteer resources to help manage the asset.

---

**CAR25/003 SECTION 355 COMMUNITY FACILITY MANAGEMENT  
COMMITTEES**

**S026-T00009**

**Social Impact**

The delegation of S355 committees provides a vehicle for community members to join a group of likeminded individuals and share a common purpose. Membership to community organisations has a positive impact on health and wellbeing.

**Financial**

Support for Council's S355 committees is resourced within the recreation team operational budget. Management committees have a financial delegation of \$1,000. Appointment of nominated members has no impact on capital budgets.

**Community and Stakeholder Engagement**

Council informed the community about the public meetings through providing information on Council's website, online news, recreation matters newsletter, Council's Facebook page; and distributing a media release. 28 days notification was provided.

**CONCLUSION**

Council continues to support the delegation of functions to S355 committees. Nominations from the community have been received for all of Council's current S355 management committees as per the requirements stated in the S355 Community Facility Management Committee Procedures Manual. A full list of nominated community members for the three S355 committees, as listed in the confidential attachment, has been provided in this report for endorsement by Council.

---

## 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*, a council, or a committee of a council, may allow members of the public to make representations to or at a meeting, before any part of the meeting is closed to the public, as to whether that part of the meeting should be closed.

## RECOMMENDATION

THAT pursuant to Section 10A of the *Local Government Act, 1993* the following items on the agenda for the Ordinary Council meeting be dealt with in Closed Session for the reasons specified below:

### CON25/005 Review of Community Care Services

Item CON25/005 is confidential in accordance with s10(A)(2)(a) of the Local Government Act because it contains personnel matters concerning particular individuals (other than councillors) and discussion of the matter in an open meeting would be, on balance, contrary to the public interest.

---

## 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@esc.nsw.gov.au	www.esc.nsw.gov.au
ICAC	8281 5999	icac@icac.nsw.gov.au	www.icac.nsw.gov.au
The Office of Local Government	4428 4100	olg@olg.nsw.gov.au	www.olg.nsw.gov.au
NSW Ombudsman	1800 451 524	info@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.