



Minutes

Ordinary Meeting of Council

26 May 2015

**ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY 26 MAY 2015**

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**MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY 26 MAY 2015
COMMENCING AT 10.01AM**

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

Staff: Dr Catherine Dale, General Manager
Mr L Usher, Director, Planning and Sustainability Services
Mr W Sharpe OAM, Director, Infrastructure Services
Mrs K Arthur, Director, Community, Arts and Recreation
Mr A Greenway, Divisional Manager, Business Development & Events
Mrs C Hodges, Minute Secretary
Mrs K Green, Minute Secretary

1. WELCOME AND EVACUATION MESSAGE

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

2. APOLOGIES

APOLOGY

15/35 MOTION Councillor Pollock/Councillor Brice

THAT apologies be received from Councillor Fergus Thomson OAM and leave of absence be granted.

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

Councillors passed on their very best wishes to Councillor Thomson and his family while he is undergoing continuing medical treatment.

3. PUBLIC FORUM (AGENDA ITEMS ONLY)

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

PF15/010 GMR15/011 Special Rate Variation for Community and Transport Infrastructure Projects. E14.8367; E15.9042

Mr Owen Cartledge addressed Council in regard to GMR15/011 Special Rate Variation for Community and Transport Infrastructure Projects. A copy of Mr Cartledge's submission is available on Council's website.

PF15/011 GMR15/011 Special Rate Variation for Community and Transport Infrastructure Projects. E14.8367; E15.9042

Ms Kerry Foster addressed Council in regard to GMR15/011 Special Rate Variation for Community and Transport Infrastructure Projects. A copy of Ms Foster's submission is available on Council's website.

PF15/012 GMR15/011 Special Rate Variation for Community and Transport Infrastructure Projects. E14.8367; E15.9042

Mr Ian Hitchcock addressed Council in regard to GMR15/011 Special Rate Variation for Community and Transport Infrastructure Projects. A copy of Mr Hitchcock's submission is available on Council's website.

PF15/013 GMR15/011 Special Rate Variation for Community and Transport Infrastructure Projects. E14.8367; E15.9042

Ms Patricia Hellier addressed Council in regard to GMR15/011 Special Rate Variation for Community and Transport Infrastructure Projects. A copy of Ms Hellier's submission is available on Council's website.

4. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

15/36 MOTION Councillor Harding/Councillor Brice

THAT the minutes of the Ordinary Meeting held on 12 May 2015 be confirmed.

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

5. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA

Nil

6. MAYORAL REPORTS

Nil

7. NOTICES OF MOTION

Nil

8. NOTICES OF RESCISSION

Nil

9. QUESTIONS ON NOTICE FROM COUNCILLORS

Nil

10. PETITIONS

Nil

11. GENERAL MANAGER'S REPORTS

**GMR15/011 SPECIAL RATE VARIATION FOR COMMUNITY AND TRANSPORT
INFRASTRUCTURE PROJECTS**

File Ref: E14.8367

15/37 MOTION Councillor Harding/Councillor Schwarz

THAT Council:

1. Receive and note the Independent Pricing and Regulatory Tribunal's Determination Report dated May 2015.
2. Implement the Independent Pricing and Regulatory Tribunal's (IPART) approved Special Rate Variation of 6.5% per annum (including the rate peg amount) to its general rate income for a period of three years, commencing 2015/16 with the increase to remain permanently in the rate base.
3. Note the Audit Committee's role in monitoring the implementation of the Special Rate Variation to ensure that funds are directed to the agreed projects and report back Council on a six monthly basis.
4. Note the beneficial impact the Special Rate Variation will have on the NSW Government's Fit for the Future criteria and Council's continued efforts to identify, implement and measure efficiency savings.

(The Motion on being put was declared **CARRIED**.
Councillors Innes and Leslight voted against the Motion.)

12. PLANNING AND SUSTAINABILITY REPORTS

PSR15/016 LANDCARE PROJECT PROPOSALS

File Ref: E02.6272

15/38 MOTION Councillor Harding/Councillor Brice

THAT Council:

1. Endorse the Tomaga Estuary bank protection project with Tomakin Coastcare.
2. Endorse the Bushcare work expansion with Kianga/ Dalmeny/ Narooma Bushcare group.

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

**PSR15/017 SUBMISSION TO NSW ENVIRONMENT AND PROTECTION AUTHORITY (EPA) ON
DRAFT CHANGING BEHAVIOUR TOGETHER: NSW WASTE LESS, RECYCLE MORE
EDUCATION STRATEGY 2015-17**

File Ref: E91.2037

15/39 MOTION Councillor Pollock/Councillor Harding

THAT Council lodge the submission attached to report PSR15/017 supporting the draft Changing Behaviour Together: NSW Waste Less, Recycle More Education Strategy 2015-17.

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

13. INFRASTRUCTURE REPORTS

IR15/025 LOCAL TRAFFIC COMMITTEE MEETING NO 7 FOR 2014-15

File Ref: E15.9002

15/40 MOTION Councillor Burnside/Councillor Brice

THAT the minutes of the Eurobodalla Local Traffic Committee Meeting No 7 of 2014-15 held on 9 April 2015 be received and noted.

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

14. FINANCE AND BUSINESS DEVELOPMENT REPORTS

FBD15/039 MORUYA AIRPORT REDEVELOPMENT - MASTER PLAN

File Ref: E13.7122

15/41 MOTION Councillor Brice/Councillor Burnside

THAT Council:

1. Notes the comments received during the public exhibition period;
2. Adopts the Master Plan for Moruya Airport;
3. Informs all respondents to the Public Exhibition of the Master Plan and thanks them for their contribution.

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

FBD15/040 LICENCE FOR RALLY FOR RECOVERY

File Ref: 91.2263.B

15/42 MOTION Councillor Pollock/Councillor Brice

THAT:

1. Owner's consent be given to a development application for the use and extensions to the existing community building within Pt Lot 33 DP 207386.
2. The intention to grant a five-year licence over Pt Lot 33 DP 207386 at Tomakin to Rally for Recovery Inc. to conduct sales for fundraising be publicly notified in accordance with Section 47A of the Local Government Act 1993.
3. In accordance with Section 47A of the Local Government Act, following receipt of any objections a further report be presented to Council for consideration.
4. Subject to no objections being received, a five-year licence over Pt Lot 33 DP 207386 at Tomakin be granted to Rally for Recovery Inc. to conduct sales for fundraising with a fee of \$464 plus GST with conditions including:
 - (a) Provision of a certificate of currency for public liability insurance in the amount of \$20 million.
 - (b) The Licensee being responsible for the repair and maintenance of the building.
 - (c) The Licensee maintaining the premises in a clean and tidy condition.
 - (d) The licensee operating the permitted activities in accordance with the Work Health and Safety Act 2011 (NSW) and the Work Health and Safety Regulation 2011 (NSW).

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

FBD15/041 LICENCE FOR COMMUNICATIONS LINK - MT WANDERA

File Ref: E80.0427

15/43 MOTION Councillor Brice/Councillor Harding

THAT a licence for Council's communications facility on Mt Wandera be entered into on standard terms and conditions offered by Crown Lands.

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

FBD15/043 DEED OF AGREEMENT FOR USE OF WASHING FACILITY BY ESSENTIAL ENERGY

File Ref: 80.0238

15/44 MOTION Councillor Burnside/Councillor Pollock

THAT a Deed of Agreement be entered into with Essential Energy to use the Washing Facility at the Moruya Works Depot for a period of five years with the fee set out in the Confidential Attachment to this report and other conditions the same as the current Deed.

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

15. COMMUNITY, ARTS AND RECREATION REPORTS

Nil

16. DELEGATE REPORT

Nil

17. URGENT BUSINESS

15/005 HUNTFEST

E12.6277; 80.0926.D; E14.8041

MOTION Councillor Harding/Councillor Brice

THAT:

1. Council immediately revoke its approval for the additional activities at Huntfest (the sale and display of firearms and ammunition, a mobile air rifle range, archery courses, a hunting simulator and animal skinning).
2. If an expansion of Huntfest was to continue, that a DA process that follows the legislation as required under the Environmental Planning and Assessment Act 1979 be conducted.

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

Division

For the Motion: Clrs D Brice and G Harding.

Against the Motion: Clrs L Brown, N Burnside, L Innes, M Leslight, R Pollock and P Schwarz.

18. DEALING WITH MATTERS IN CLOSED SESSION

Nil

THE MEETING CLOSED AT 11.10AM

CHAIRPERSON

Chairperson of the Ordinary Council Meeting held on Tuesday 9 June 2015 at which meeting the signature hereon was subscribed.