

# **Minutes**

**Ordinary Meeting of Council**

**26 August 2025**



**ORDINARY MEETING OF COUNCIL**  
**HELD IN THE COUNCIL CHAMBERS, MORUYA**  
**ON TUESDAY 26 AUGUST 2025**

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**MINUTES OF THE  
ORDINARY MEETING OF COUNCIL  
HELD IN THE COUNCIL CHAMBERS, MORUYA  
ON TUESDAY, 26 AUGUST 2025  
COMMENCING AT 12:30 PM**

**PRESENT:** Councillor Anthony Mayne, Deputy Mayor (in the Chair)  
Councillors Laurence Babington, Phil Constable, Mayor Mathew Hatcher  
(via audio visual link), Mick Johnson, Anthony Mayne, Rob Pollock OAM,  
Amber Schutz and Colleen Turner

**Staff:** Mark Ferguson, General Manager  
Mr G Bruce, Director, Planning and Environment  
Mr G Attenborough, Director, Infrastructure Services  
Ms Kim Bush, Acting Director, Community, Arts and Recreation  
Mrs S Speedy, Director, Finance and Corporate Services  
Mr S Westbury, Corporate Manager, Governance and Risk  
Miss H Johnson, Minute Secretary

**1. WELCOME**

The Deputy Mayor welcomed everyone to the meeting and advised that the Mayor will be attending via audio visual link at some point during the Council Meeting.

**2. ACKNOWLEDGEMENT OF COUNTRY**

The Deputy Mayor acknowledged the Traditional Custodians of the Land, Eurobodalla Shire Council recognises Aboriginal people as the original inhabitants and custodians of all land and water in the Eurobodalla and respects their enduring cultural and spiritual connection to it. Eurobodalla Shire Council acknowledges the Traditional Owners of the land in which we live. Council pays respect to Elders past, present and future. We are on Yuin Country.

**3. APOLOGIES**

**25/122 MOTION** Councillor Constable/Councillor Schutz

THAT apologies be received from Councillor Sharon Winslade.

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

Division

For the Motion: Crs L Babington, P Constable, M Johnson, A Mayne, R Pollock OAM, A Schutz and C Turner.

Against the Motion: Nil.

**4. CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

**25/123 MOTION** Councillor Schutz/Councillor Johnson

THAT the minutes of the Ordinary Meeting held on 22 July 2025 be confirmed.

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

Division

For the Motion: Crs L Babington, P Constable, M Johnson, A Mayne, R Pollock OAM, A Schutz and C Turner.

Against the Motion: Nil.

**5. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA**

Nil

**6. PUBLIC FORUM (AGENDA ITEMS ONLY)**

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

**PF25/030 PER25/016 DA0127/25 - SHOP TOP HOUSING - 82 PRINCES HIGHWAY  
NAROOMA**

Brendan Leo, Director, Leo Planning Pty Ltd, addressed Council via audio visual link in relation to PER25/016.

A copy of Brendan's presentation is available on Council's website.

**PF25/031 CAR25/011 POST-EXHIBITION AND FINALISATION OF HANGING ROCK,  
CORRIGANS BEACH AND OBSERVATION POINT PLAN OF MANAGEMENT**

Vicki Vince addressed Council via audio visual link in relation to CAR25/011.

Vicki did not provide a copy of her presentation.

**PF25/032 MR25/005 ADVOCACY FOR MAINTAINING EMERGENCY SERVICES IN  
BATEMANS BAY**

Allan Bright addressed Council in relation to MR25/005.

A copy of Allan's presentation is available on Council's website.

**PF25/033 MR25/005 ADVOCACY FOR MAINTAINING EMERGENCY SERVICES IN  
BATEMANS BAY**

Patricia Hellier addressed Council in relation to MR25/005.

A copy of Patricia's presentation is available on Council's website.

**PF25/034      MR25/005      ADVOCACY FOR MAINTAINING EMERGENCY SERVICES IN  
BATEMANS BAY**

Mylene Boulting addressed Council in relation to MR25/005.

A copy of Mylene's presentation is available on Council's website.

**PF25/035      CAR25/011      POST-EXHIBITION AND FINALISATION OF HANGING ROCK,  
CORRIGANS BEACH AND OBSERVATION POINT PLAN OF MANAGEMENT**

Renee Carver addressed Council in relation to CAR25/011.

A copy of Renee's presentation is available on Council's website.

**PF25/036      CAR25/011      POST-EXHIBITION AND FINALISATION OF HANGING ROCK,  
CORRIGANS BEACH AND OBSERVATION POINT PLAN OF MANAGEMENT**

Kerrie-Anne Benton addressed Council in relation to CAR25/011.

A copy of Kerrie-Anne's presentation is available on Council's website.

**PF25/037      CAR25/011      POST-EXHIBITION AND FINALISATION OF HANGING ROCK,  
CORRIGANS BEACH AND OBSERVATION POINT PLAN OF MANAGEMENT**

Margaret Pugh addressed Council in relation to CAR25/011.

Margaret did not provide a copy of her presentation.

**PF25/038      CAR25/011      POST-EXHIBITION AND FINALISATION OF HANGING ROCK,  
CORRIGANS BEACH AND OBSERVATION POINT PLAN OF MANAGEMENT**

Joan Brown addressed Council in relation to CAR25/011.

Joan did not provide a copy of her presentation.

**PF25/039      CAR25/011      POST-EXHIBITION AND FINALISATION OF HANGING ROCK,  
CORRIGANS BEACH AND OBSERVATION POINT PLAN OF MANAGEMENT**

Corinne East, Director, Caravan & Camping Industry Association NSW addressed Council in relation to CAR25/011.

A copy of Corinne's presentation is available on Council's website.

## **SUSPENSION OF STANDING ORDERS**

### **25/124 MOTION** Councillor Schutz/Councillor Pollock OAM

That Standing Orders be suspended in order to bring forward CAR25/011 – Post-Exhibition and Finalisation of Hanging Rock, Corrigans Beach and Observation Point Plan of Management.

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

#### Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock OAM, A Schutz and C Turner.

Against the Motion: Nil.

### **25/125 MOTION** Councillor Johnson/Councillor Schutz

THAT the Ordinary Council Meeting be adjourned for a 5 minute recess.

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

#### Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, A Schutz and C Turner.

Against the Motion: Cr R Pollock OAM.

At **1:42 pm** the Deputy Mayor adjourned the Ordinary Meeting of Council.

At **1.47 pm** the Deputy Mayor reconvened the Ordinary Meeting of Council.

## **RESUMPTION OF STANDING ORDERS**

### **25/126 MOTION** Councillor Pollock OAM/Councillor Johnson

THAT Standing Orders be resumed to prioritise the Mayoral Motion in order for the Mayor to catch his flight.

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

#### Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock OAM, A Schutz and C Turner.

Against the Motion: Nil.



**7. MAYORAL REPORTS**

**MR25/005 ADVOCACY FOR MAINTAINING EMERGENCY SERVICES IN BATEMANS BAY**

File Ref: S006-T00016

**25/127 MOTION** Councillor Hatcher/Councillor Babington

THAT Council:

1. Advocates to the NSW Government to maintain an operational Hospital Emergency Department in Batemans Bay 24/7 after the Eurobodalla Hospital opens in Moruya.
2. Advocates to the NSW Premier and Minister for Health to ensure health equity for regional communities.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock OAM, A Schutz and C Turner.

Against the Motion: Nil.

**SUSPENSION OF STANDING ORDERS**

**25/128 MOTION** Councillor Pollock OAM/Councillor Schutz

That Standing Orders be suspended in order to bring forward CAR25/011 – Post-Exhibition and Finalisation of Hanging Rock, Corrigan Beach and Observation Point Plan of Management.

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

Division

For the Motion: Crs L Babington, P Constable, M Johnson, A Mayne, R Pollock OAM, A Schutz and C Turner.

Against the Motion: Nil.

**CAR25/011 POST-EXHIBITION AND FINALISATION OF HANGING ROCK, CORRIGANS BEACH  
AND OBSERVATION POINT PLAN OF MANAGEMENT**

File Ref: S020-T00021

**25/129 MOTION** Councillor Pollock OAM/Councillor Schutz

THAT Council:

1. In accordance with Section 3.23(6) of the Crown land Management Act 2016 and pursuant to Section 40 of the Local Government Act 1993, adopt the Hanging Rock, Corrigans Beach and Observation Point Plan of Management (Attachment 1) and Master Plan (Attachment 2), subject to the proposed minor amendments described in Table 4 within this report, and proceed to finalise the Plans.
2. Thank all contributors to the Hanging Rock, Corrigans Beach and Observation Point draft Plan of Management in writing.
3. Rescind the existing Corrigans Beach Reserve and Hanging Rock Plan of Management.
4. Place a copy of the adopted Hanging Rock, Corrigans Beach and Observation Point Plan of Management and Master Plan on Council's website following adoption by Council.

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

Division

For the Motion: Crs L Babington, P Constable, M Johnson, A Mayne, R Pollock OAM, A Schutz and C Turner.

Against the Motion: Nil.

At **2:03 pm** the Mayor left the meeting and did not return.

**RESUMPTION OF STANDING ORDERS**

**25/130 MOTION** Councillor Schutz/Councillor Turner

That Standing Orders be resumed.

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

Division

For the Motion: Crs L Babington, P Constable, M Johnson, A Mayne, R Pollock OAM, A Schutz and C Turner.

Against the Motion: Nil.

**MR25/004     ADVICE TO COUNCIL REGARDING THE GENERAL MANAGER'S RECRUITMENT  
PROCESS AND THE SELECTION PANEL COMPOSITION**

File Ref: S012-T00025

**25/131 MOTION** Councillor Constable/Councillor Schutz

THAT Council:

1. Receive and note the recruitment process as outlined in this report.
2. Delegate to the mayor the task of ensuring:
  - (a) The selection panel is established
  - (b) The general manager position description is current and evaluated in terms of salary to reflect the responsibility of the position
  - (c) The proposed salary range reflects the responsibilities and duties of the position
  - (d) The position is advertised according to the requirements of the *Local Government Act 1993*
  - (e) Information packages are prepared
  - (f) Applicants selected for interview are notified.
3. Receive a further confidential report regarding the outcome of the recruitment process and the appointment of a new general manager.

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

Division

For the Motion:     Crs L Babington, P Constable, M Johnson, A Mayne, R Pollock OAM, A Schutz and C Turner.

Against the Motion: Nil.

**8. NOTICES OF MOTION**

Nil

**9. QUESTIONS ON NOTICE FROM COUNCILLORS**

Nil

**10. PETITIONS**

Nil

**11. GENERAL MANAGER'S REPORTS**

Nil

**12. PLANNING AND ENVIRONMENT REPORTS**

**PER25/016 DA0127/25 - SHOP TOP HOUSING - 82 PRINCES HIGHWAY NAROOMA**

File Ref:

**25/132 MOTION** Councillor Schutz/Councillor Babington

THAT Development Application DA0127/25 for shop top housing at Lot 2 DP 1189328, 82 Princes Highway, Narooma be approved, subject to the conditions of consent outlined in Attachment 1.

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

Division

For the Motion: Crs L Babington, P Constable, A Mayne, R Pollock OAM, A Schutz and C Turner.

Against the Motion: Cr M Johnson.

**13. FINANCE AND CORPORATE SERVICES REPORTS**

**FCS25/044 2026 COUNCIL MEETING DATES**

File Ref: S012-T00025

**25/133 MOTION** Councillor Pollock OAM/Councillor Johnson

THAT Council:

1. Amend the previously endorsed November Ordinary Meeting of Council date from Tuesday 25 November 2025 to Wednesday 26 November 2025.
2. Endorse the following 11 dates as the meeting schedule for Council meetings for the 2026 calendar year:
  - (a) 24 February 2026
  - (b) 24 March 2026
  - (c) 28 April 2026
  - (d) 26 May 2026
  - (e) \*30 June 2026
  - (f) 28 July 2026
  - (g) 25 August 2026
  - (h) \*29 September 2026
  - (i) 27 October 2026
  - (j) 24 November 2026
  - (k) 15 December 2026

\*Proposed to be held on the fifth Tuesday of the month to allow for statutory reporting requirements and Integrated Planning and Reporting.
3. Endorse the following 11 dates as the Public Access sessions for the 2026 calendar year:
  - (a) 10 February 2026
  - (b) 10 March 2026
  - (c) 14 April 2026
  - (d) 12 May 2026
  - (e) 9 June 2026
  - (f) 14 July 2026
  - (g) 11 August 2026
  - (h) 8 September 2026
  - (i) 13 October 2026
  - (j) 10 November 2026

(k) 8 December 2026

4. Note that the schedule of meeting dates may be amended at any time, as required.

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

Division

For the Motion: Crs L Babington, P Constable, M Johnson, A Mayne, R Pollock OAM, A Schutz and C Turner.

Against the Motion: Nil.

**FCS25/045 DELEGATIONS TO THE GENERAL MANAGER**

File Ref: S004-T00010

**MOTION** Councillor Schutz/Councillor Babington

THAT:

1. All previous delegations by Council to the general manager be revoked.
2. Subject to point 1 above, the general manager is delegated all the delegable functions, powers, duties and authorities of Council under any legislation excluding those functions specific in clauses (a) to (u) of Section 377 (1) of the *Local Government Act 1993*.
3. Council fixes the amount of \$10,000 as the amount above which rates, charges and debts owed to the Council may be written off only by resolution of the Council, pursuant to clause 131 of *Local Government (General) Regulation 2021*.
4. All functions delegated to the general manager must be exercised at all times in accordance with the applicable statutory requirements, as well as any resolution or policy adopted by Council from time to time.
5. Council note that it can review and revise Delegations to the general manager at any time.

**25/134 AMENDMENT** Councillor Johnson/Councillor Schutz

THAT Item FCS25/045 be deferred to the September Council meeting to allow a further briefing of Council.

(The Amendment on being put became the MOTION)

Division

For the Motion: Crs L Babington, P Constable, M Johnson, A Mayne, R Pollock OAM, A Schutz and C Turner.

Against the Motion: Nil.

**25/135 MOTION** Councillor Johnson/Councillor Schutz

THAT Item FCS25/045 be deferred to the September Council meeting to allow a further briefing of Council.

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

Division

For the Motion: Crs L Babington, P Constable, M Johnson, A Mayne, R Pollock OAM, A Schutz and C Turner.

Against the Motion: Nil.



**FCS25/046 POLICY REVIEW - CODE OF MEETING PRACTICE**

File Ref: S012-T00025

**25/136 MOTION** Councillor Babington/Councillor Schutz

THAT:

1. Council note that the draft Code of Meeting Practice was placed on public exhibition for 42 days from 28 January to 10 March 2025 and that no submissions were received.
2. Council adopt the updated Code of Meeting Practice as exhibited.

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

Division

For the Motion: Crs L Babington, P Constable, M Johnson, A Mayne, R Pollock OAM, A Schutz and C Turner.

Against the Motion: Nil.

**FCS25/047    POLICY REVIEW - CODE OF CONDUCT**

File Ref: S004-T00060

**25/137 MOTION** Councillor Schutz/Councillor Babington

THAT Council notes the Code of Conduct Policy and Council's Procedures for Administration of the Code of Conduct have been reviewed with no changes proposed at this time.

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

Division

For the Motion:     Crs L Babington, P Constable, M Johnson, A Mayne, R Pollock OAM, A Schutz and C Turner.

Against the Motion: Nil.

**FCS25/048 INVESTMENTS MADE AS AT 31 JULY 2025**

File Ref: S011-T00006, S012-T00025

**25/138 MOTION** Councillor Constable/Councillor Schutz

THAT the certification of investments as of 31 July 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.

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

Division

For the Motion: Crs L Babington, P Constable, M Johnson, A Mayne, R Pollock OAM, A Schutz and C Turner.

Against the Motion: Nil.

**14. INFRASTRUCTURE REPORTS**

**IR25/015 LOCAL TRAFFIC COMMITTEE NO.1 FOR 2025-26**

File Ref: S030-T00018

**25/139 MOTION** Councillor Johnson/Councillor Schutz

THAT Council approves the following acts for determination from Local Traffic Committee No. 1 for 2025-26:

1. That the Minutes of the Local Traffic Committee Meeting No. 7 for 2024–25, held on 8 May 2025, be confirmed, subject to an amendment to Item 8.1, changing the reference from '2025.RT.024 – Driftwood Shores, Anderson Avenue, Tuross Head' to '2025.RT.025 – Driftwood Shores, Anderson Avenue, Tuross Head'.

- **2026.RT.001 Turnbolls Lane CHR(S), Moruya Housing Infrastructure**

That Council Plan 5481-B to install signage and line marking at Turnbolls Lane CHR(S), be approved.

- **2026.RT.002 Evans Street Pedestrian Refuge, Moruya Housing Infrastructure**

That Council Plan 5491-B install signage and line marking at Evans Street pedestrian refuge, be approved.

2. Notes the following Informal Items:

- **2026.SE.01 Capital Kamikaze 2025**

That the submitted Traffic Guidance Scheme for Capital Kamikaze 2025 to be held on Sunday 28 September, subject to approval by the NSW Police, and Transport for New South Wales, be approved.

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

Division

For the Motion: Crs L Babington, P Constable, M Johnson, A Mayne, R Pollock OAM, A Schutz and C Turner.

Against the Motion: Nil.

**15. COMMUNITY, ARTS AND RECREATION REPORTS**  
**CAR25/012 POST-EXHIBITION TO ADOPT PUBLIC ART POLICY**

File Ref: T0034-S002

**25/140 MOTION** Councillor Schutz/Councillor Constable  
THAT Council endorse the Public Art Policy.

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

Division

For the Motion: Crs L Babington, P Constable, M Johnson, A Mayne, R Pollock OAM, A  
Schutz and C Turner.

Against the Motion: Nil.

**16. URGENT BUSINESS**

Nil

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

Nil

**18. CONFIDENTIAL MATTERS**

Nil

**THE MEETING CLOSED AT 3:02 pm**

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CHAIRPERSON

Chairperson of the Ordinary Council Meeting held on Tuesday, 23 September 2025 at which meeting the signature hereon was subscribed.