



Minutes

Ordinary Meeting of Council

8 November 2016

**MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY, 8 NOVEMBER 2016
COMMENCING AT 10.00AM**

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

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

1. WELCOME, ACKNOWLEDGEMENT OF COUNTRY AND EVACUATION MESSAGE

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

2. APOLOGIES

Nil

3. PUBLIC FORUM (AGENDA ITEMS ONLY)

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

Nil

4. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

16/311 MOTION Councillor Nathan/Councillor Constable

THAT the minutes of the Ordinary Meeting held on 25 October 2016 be confirmed.

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

5. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA

The Mayor, Councillor Innes declared a significant, non-pecuniary interest on QON16/002 Batemans Bay Bridge and stated that she would leave the Council Chambers during discussion and voting on the matter.

Reason: Mayor, Councillor Innes declared an interest as family members operate marine vessels in the vicinity of the bridge.

The Deputy Mayor, Councillor Mayne has declared a significant non-pecuniary interest on CAR16/011 Healthy Communities and Seniors Week Grants 2016-17 and stated that he would leave the Council Chambers during discussions and noting on the matter.

Reason: Deputy Mayor, Councillor Mayne declared an interest as a close family member is a member of an organisation which may benefit from a grant.

6. MAYORAL REPORTS

7. NOTICES OF MOTION

Nil

8. QUESTIONS ON NOTICE FROM COUNCILLORS

Councillor Innes declared a significant, non-pecuniary interest on QON16/002 Batemans Bay Bridge and stated that she would leave the Council Chambers during discussion and voting on the matter.

Reason: The Mayor, Councillor Innes declared an interest as family members operate a marine vessel in the vicinity of the bridge.

At 10.19am Mayor Councillor Innes left the Chambers.

Deputy Mayor, Councillor Mayne, assumed the Chair.

QON16/002 BATEMANS BAY BRIDGE

File Ref: E16.0041

16/312 MOTION Councillor Constable/Councillor Brown

THAT the response to the question regarding the opening operations of the Batemans Bay Bridge raised by Councillor Constable be received and noted.

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

At 10.33am The Mayor, Councillor Innes returned to the Chamber and resumed the role of Chair.

**QON16/003 NATIONAL LOCAL ROADS AND TRANSPORT CONGRESS - SUBMISSION FROM
COUNCIL**

File Ref: E16.0042; E91.3255

16/313 MOTION Councillor Constable/Councillor Nathan

THAT the response to the question regarding National Local Roads and Transport Congress raised by Councillor Phil Constable be received and noted.

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

9. GENERAL MANAGER'S REPORTS

GMR16/033 OATH AND AFFIRMATION FOR COUNCILLORS

File Ref: E06.0429

16/314 MOTION Councillor Thomson/Councillor Pollock

THAT in accordance with Section 233A of the *Local Government Act 1993*, Councillor Jack Tait will be invited to take the Oath of Office, before the General Manager, as outlined below:

1. Oath of Office:

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

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

GMR16/034 POLICY REVIEW - COUNCILLORS' EXPENSES AND FACILITIES POLICY

File Ref: E16.0297

16/315 MOTION Councillor Thomson/Councillor Brown

THAT

1. Council endorses the draft Councillors' Expenses and Facilities Policy for public consultation.
2. The draft Councillors' Expenses and Facilities policy be placed on public exhibition for a period of 28 days and, following the expiration of this period, the draft policy and any public submissions be presented back to Council for adoption.

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

10. PLANNING AND SUSTAINABILITY REPORTS

PSR16/038 2015-16 NATURAL RESOURCE MANAGEMENT STATUS REPORT

File Ref: E05.9165

16/316 MOTION Councillor Pollock/Councillor Thomson

THAT Council receive and note the 2015-16 Natural Resource Management Status Report.

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

PSR16/039 2015-16 GREENHOUSE ACTION PLAN STATUS REPORT

File Ref: E07.1073

16/317 MOTION Councillor Brown/Councillor Thomson

THAT Council receive and note the 2015-16 Greenhouse Action Plan Status Report.

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

PSR16/040 2015-16 INVASIVE SPECIES STATUS REPORT

File Ref: E80.2982

16/318 MOTION Councillor Thomson/Councillor Brown

THAT Council receive and note the 2015-16 Invasive Species Status Report.

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

PSR16/041 POLICY REVIEW - LOCAL ORDERS POLICY - KEEPING OF ANIMALS

File Ref: E16.0297

16/319 MOTION Councillor Nathan/Councillor Constable

THAT:

1. Council endorse the draft Local Orders Policy – Keeping of Animals for public consultation subject to the following amendments to Schedule 1;
 - Section 2 Swine, Goats, Sheep – increase the number from 1 to 2.
 - Section 5 Horses and Cattle – increase the number from 1 to 2.
 - Section 7 Cats – increase the number from 2 to 4.

2. The draft Local Orders Policy - Keeping of Animals be placed on public exhibition for a period of 28 days and, following the expiration of this period, the draft policy and any public submissions be presented back to Council for adoption.

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

PSR16/042 DONATION OF DEVELOPMENT APPLICATION FEES

File Ref: 91.2263.D

16/320 MOTION Councillor Brown/Councillor Pollock

THAT a donation be made to Rally for Recovery Incorporated to the value of \$221.00 being the assessment fee for Development Application 604/15 in accordance with Council's Code of Practice – Reimbursement – DA fees.

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

PSR16/043 POLICY REVIEW - REPEAL OF ACID SULFATE SOILS POLICY

File Ref: E16.0297

16/321 MOTION Councillor Brown/Councillor Thomson

THAT

1. Council endorses the repeal of the Acid Sulfate Soils policy for public consultation.
2. The proposed repeal of the Acid Sulfate Soils policy be placed on public exhibition for a period of 28 days and following the expiration of this period, the policy and any public submissions be presented back to Council for repeal.

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

11. INFRASTRUCTURE REPORTS

IR16/040 FUNDING OFFER - LOCAL GOVERNMENT ROAD SAFETY OFFICER PROGRAM

File Ref: E05.9578

16/322 MOTION Councillor Mayne/Councillor Thomson

THAT Council endorse the actions of staff in accepting the offer of funding for \$23,995 under the Local Government Road Safety Program.

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

**IR16/041 TENDER - CLEANING OF COUNCIL ADMINISTRATION BUILDING AND LIBRARY,
MORUYA**

File Ref: E05.9432

16/323 MOTION Councillor Nathan/Councillor Constable

THAT

1. Council endorses the selection of Ironmoor Pty Ltd for the provision of Cleaning Services in Council's Administration Building and Moruya Library, and
2. Accordingly approves the entering into of a contractual arrangement with Ironmoor Pty Ltd, subject to the terms specified in the Request for Tender 2017/008 unless otherwise varied in accordance with this report.

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

IR16/042 POLICY REVIEW - ROADS NAMING

File Ref: E13.7095

16/324 MOTION Councillor Mayne/Councillor Nathan

THAT:

1. Council endorses the draft Roads Naming Policy for public exhibition.
2. The draft Roads Naming Policy be placed on public exhibition for a period of 28 days and, following the expiration of this period, the draft policy and any public submissions be presented back to Council for adoption.

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

IR16/043 POLICY REVIEW - PARKS, PLAYGROUNDS AND RESERVES RISK MANAGEMENT

File Ref: E16.0297

16/325 MOTION Councillor Pollock/Councillor Thomson

THAT:

1. Council endorses the draft Parks, Playgrounds and Reserves Risk Management Policy for public consultation.
2. The draft Parks, Playgrounds and Reserves Risk Management Policy be placed on public exhibition for a period of 28 days and, following the expiration of this period, the draft policy and any public submissions be presented to Council for adoption.

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

12. FINANCE AND BUSINESS DEVELOPMENT REPORTS

Nil

13. COMMUNITY, ARTS AND RECREATION REPORTS

Councillor Mayne has declared a significant non-pecuniary interest on CAR16/011 Healthy Communities and Seniors Week Grants 2016-17 and stated that he would leave the Council Chambers during discussions and noting on the matter.

Reason: Councillor Mayne declared an interest as a close family member is a member of an organisation which may benefit from a grant.

At 10.53am Councillor Mayne left the Chambers.

CAR16/011 HEALTHY COMMUNITIES AND SENIORS WEEK GRANTS 2016-17

File Ref: E16.0006

16/326 MOTION Councillor Brown/Councillor Thomson

THAT :

1. Council approve the recommendations detailed in the confidential attachment, awarding Healthy Communities and Seniors Week Grants to the value of \$10,792 to 19 local groups and organisations for the 2016-17 financial year.
2. Council approve the transfer of \$1,663 in unallocated Healthy Communities and Seniors Week Grants to the fund for NAIDOC Week Grants in 2017.

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

At 10.55am Councillor Mayne returned to the Chambers.

CAR16/012 CHILDREN'S SERVICES PROPOSED NEW FEES

File Ref: E08.2560

16/327 MOTION Councillor Brown/Councillor Pollock

THAT:

1. Public notice be given of the proposal to introduce the new fees of \$3.30 per week for Harmony Web software users and \$7.00 per week for manual processing of attendance records.
2. Submissions be received for a period of twenty-eight days and, following the expiration of this period, submissions be included in a report presented back to Council for adoption of the new fees.

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

CAR16/013 POLICY REVIEW - AGED CARE SERVICES

File Ref: E16.0297

16/328 MOTION Councillor Brown/Councillor Nathan

THAT:

1. Council endorse the draft Aged Care Services policy for public consultation.
2. The draft Aged Care Services policy be placed on public exhibition for a period of 28 days and, following the expiration of this period, any public submissions be presented back to Council with the draft policy for consideration to adopt.

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

14. DELEGATE REPORT

DR16/007 2016 NSW LOCAL ROADS CONGRESS

File Ref: E04.8291

16/329 MOTION Councillor Brown/Councillor Thomson

THAT

1. The Delegate Report on the 2016 NSW Local Roads Congress be received and noted.
2. Eurobodalla Shire Council formally endorse the Congress Communique.
3. Council write to the following highlighting the issues raised at the 2016 NSW Local Roads Congress and seeking their support:
 - a. The Hon Andrew Constance MP, Minister for Transport and Infrastructure and Member for Bega
 - b. The Hon Duncan Gay MLC, Minister for Roads, Maritime and Freight
 - c. The Hon Michael Baird MP, Premier of NSW
 - d. The Hon Ann Sudmalis MP, Member for Gilmore
 - e. The Hon Mike Kelly MP, Member for Eden-Monaro
 - f. The Hon Darren Chester MP, Minister for Infrastructure and Transport
 - g. The Hon Gareth Ward MP, Parliamentary Secretary to the Premier, Illawarra and South Coast.
4. The key findings of the 2016 NSW Local Roads Congress be referred to the next South East Australian Transport Strategy Inc meeting.

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

15. URGENT BUSINESS

Nil.

16. DEALING WITH MATTERS IN CLOSED SESSION

Nil.

17. CONFIDENTIAL MATTERS

Nil.

THE MEETING CLOSED AT 11.05AM

CHAIRPERSON

Chairperson of the Ordinary Council Meeting held on Tuesday, 22 November 2016 at which meeting the signature hereon was subscribed.