



Minutes

Ordinary Meeting of Council

13 August 2019

ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY 13 AUGUST 2019

MINUTES

1. WELCOME, ACKNOWLEDGEMENT OF COUNTRY AND EVACUATION MESSAGE	1
2. APOLOGIES	1
4. CONFIRMATION OF MINUTES OF PREVIOUS MEETING.....	2
5. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA	2
6. MAYORAL REPORTS.....	3
MR19/004 Eurobodalla Water Supply - Water Restriction	3
7. NOTICES OF MOTION	4
NOM19/004 Climate Emergency	4
8. QUESTIONS ON NOTICE FROM COUNCILLORS.....	7
Nil	
9. PETITIONS.....	7
Nil	
10. GENERAL MANAGER'S REPORTS.....	7
Nil	
11. PLANNING AND SUSTAINABILITY REPORTS	8
PSR19/012 Narooma Dalmeny Flood Risk Management Advisory Committee.....	8
PSR19/013 Onsite Sewage Management System Status Report 2018-19.....	9
PSR19/014 Food Inspection Status Report 2018-19	10
PSR19/015 Regulatory Action Status Report 2018-19	11
PSR19/016 Development Application 216/19 2 Lot Subdivision - 7-9 Pioneer Road, Moruya.....	12
PSR19/017 Draft Eurobodalla Event Strategy 2019-2024.....	16
PSR19/018 Draft Rural, R5 and E4 Zones DCP (public exhibition)	17
PSR19/019 Draft Voluntary Planning Agreement - Eurobodalla Quarry	18
12. INFRASTRUCTURE REPORTS.....	19
IR19/019 2019-20 Pathways Program.....	19
13. CORPORATE AND COMMERCIAL SERVICES REPORTS	21

CCS19/035	Potential sale of Moruya Racecourse	21
CCS19/036	Lease of Council Building - Moruya.....	22
CCS19/037	Licence for Water Sports Adventure School.....	23
CCS19/038	Classification of land - Bridge View Road, Nelligen	24
14.	COMMUNITY, ARTS AND RECREATION REPORTS.....	25
CAR19/019	Adoption of new Home Care Package fees and Charges	25
CAR19/020	National Museum Funding	26
15.	DELEGATE REPORT.....	27
DR19/004	2019 NSW Local Roads Congress.....	27
16.	URGENT BUSINESS	28
17.	DEALING WITH MATTERS IN CLOSED SESSION.....	28
18.	CONFIDENTIAL MATTERS.....	28

**MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY, 13 AUGUST 2019
COMMENCING AT 11.00AM**

PRESENT: Councillor Liz Innes, Mayor (in the Chair)
Councillors Anthony Mayne, Jack Tait, James Thomson, 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 J Phillips, Acting Director, Corporate and Commercial Services
Mrs K Arthur, 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

19/143 MOTION Councillor Mayne/Councillor Constable

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

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

Division

For the Motion: Clrs P Constable, L Innes, A Mayne, P McGinlay, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

19/144 MOTION Councillor Tait/Councillor Thomson

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

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

Division

For the Motion: Clrs P Constable, L Innes, A Mayne, P McGinlay, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

3. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

19/145 MOTION Councillor Tait/Councillor Thomson

THAT the minutes of the Ordinary Meeting held on 30 July 2019 be confirmed.

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

Division

For the Motion: Clrs P Constable, L Innes, A Mayne, P McGinlay, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

4. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA

Nil

5. MAYORAL REPORTS

MR19/004 EUROBODALLA WATER SUPPLY - WATER RESTRICTION

File Ref: E02.6933

19/146 MOTION Councillor Innes

THAT:

1. Council commence the necessary preparatory work to prepare the community to move to Level 1 Water Restrictions from 14 October 2019.
2. If no significant rainfall occurs, Council implement Level 1 Water Restrictions from 14 October 2019.

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

Division

For the Motion: Clrs P Constable, L Innes, A Mayne, P McGinlay, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

6. NOTICES OF MOTION
NOM19/004 CLIMATE EMERGENCY

File Ref: E05.9566

MOTION Councillor McGinlay/Councillor Thomson

THAT Council acknowledges and consequently declares that we are living in a time of climate emergency that requires focussed and strategic actions at the local government level, for the benefit of our whole community, in both the immediate and longer term.

19/147 AMENDMENT Councillor Pollock/Councillor Constable

THAT Council acknowledges and consequently recognises that we are living in a time that requires focussed and strategic actions at the local government level, for the benefit of our whole community, in both the immediate and longer term to address variable and changing climate.

(That the Amendment on being put was declared **CARRIED**)

Division

For the Motion: Clrs P Constable, L Innes, R Pollock and J Tait.

Against the Motion: Clrs A Mayne, P McGinlay and J Thomson.

MOTION Councillor Pollock/Councillor Constable

THAT Council acknowledges and consequently recognises that we are living in a time that requires focussed and strategic actions at the local government level, for the benefit of our whole community, in both the immediate and longer term to address variable and changing climate.

AMENDMENT Councillor McGinlay/Councillor Thomson

THAT Council acknowledges and consequently recognises that we are living at a critical time in relation to climate change that requires focussed and strategic actions at the local government level, for the benefit of our whole community, in both the immediate and longer term.

(That the Amendment on being put was declared **LOST**)

Division

For the Motion: Clrs A Mayne, P McGinlay and J Thomson.

Against the Motion: Clrs P Constable, L Innes, R Pollock and J Tait.

19/148 MOTION Councillor Pollock/Councillor Constable

THAT Council acknowledges and consequently recognises that we are living in a time that requires focussed and strategic actions at the local government level, for the benefit of our whole community, in both the immediate and longer term to address variable and changing climate.

(That the Motion on being put was declared **CARRIED**)

Division

For the Motion: Clrs P Constable, L Innes, R Pollock and J Tait.

Against the Motion: Clrs A Mayne, P McGinlay and J Thomson.

MOTION Councillor McGinlay/Councillor Mayne

THAT Council requires that all future or revised existing plans, strategies and substantive initiatives related to any and all Council business and responsibilities, include and provide the following: Evidence of a consideration and an initial assessment of the potential impact on climate change in the broad sense and particularly environmental, economic and social impacts on our Shire and its community. This is to ensure there are no gaps in our knowledge of activities that could have climate change implications.

(That the Motion on being put was declared **LOST**)

Division

For the Motion: Clrs A Mayne and P McGinlay.

Against the Motion: Clrs P Constable, L Innes, R Pollock, J Tait and J Thomson.

MOTION Councillor McGinlay/Councillor Thomson

THAT Council staff, within a reasonable timeframe (3 months from date of the motion), provide Councillors with a range of options for practical, effective ongoing community consultation mechanisms in relation to climate change. The objective would be to develop initiatives for either Council, Community or joint consideration/action to mitigate the process of climate change or adapt to its impacts within our community.

(That the Motion on being put was declared **LOST**)

Division

For the Motion: Clrs A Mayne and P McGinlay.

Against the Motion: Clrs P Constable, L Innes, R Pollock, J Tait and J Thomson.

19/149 MOTION Councillor Pollock/Councillor Constable

THAT Council:

1. Acknowledge the proactive and strategic approach taken by this and previous Councils to address the variable changing climate, including through the Emissions Reduction Plan prepared and subsequently adopted by this Council on the 13 June 2017.
2. Acknowledge that through the implementation of actions contained in the Emissions Reduction Plan that Council reduced its emissions by approximately 35%, achieving the target contained in the plan, of a 25% reduction by 2020, two years ahead of the 2020 target.
3. Note it has worked with the community and community groups to deliver a number of projects to minimise climate and environmental impacts.
4. Note, as per previous years, will be receiving a briefing and report on its actions against the Emissions Reduction Plan, undertaken during the 2018-19 Financial Year.
5. As part of the briefing referred to in 4 above, Council receive an update and further information on the following issues and opportunities:
 - a. Waste to energy
 - b. The renewable energy Power Purchase Agreement
 - c. LED street lighting and smart controls
 - d. Electric vehicles and chargers
 - e. Additional methane flaring opportunities
 - f. Community engagement and education.
6. Consider any further actions that it may wish to take after having received the briefing referred to in points 4 and 5 above.

(That the Motion on being put was declared **CARRIED**)

Division

For the Motion: Clrs P Constable, L Innes, A Mayne, P McGinlay, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

ADJOURNMENT

19/150 MOTION Councillor Tait/Councillor Constable

THAT the Ordinary Council Meeting be adjourned for a period of ten minutes.

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

At **12.05pm** the meeting adjourned.

At **12.17pm** the meeting reconvened.

7. QUESTIONS ON NOTICE FROM COUNCILLORS

Nil

8. PETITIONS

Nil

9. GENERAL MANAGER'S REPORTS

Nil

10. PLANNING AND SUSTAINABILITY REPORTS

PSR19/012 NAROOMA DALMENY FLOOD RISK MANAGEMENT ADVISORY COMMITTEE

File Ref: E18.1474

19/151 MOTION Councillor Pollock/Councillor Tait

THAT Council:

1. Endorse formation of a Narooma Dalmeny Flood Risk Management Advisory Committee in accordance with the provisions under the NSW Floodplain Development Manual 2005
2. Adopt the draft Terms of Reference for the Narooma Dalmeny Flood Risk Management Advisory Committee
3. Appoint the nominations to the Narooma Dalmeny Flood Risk Management Advisory Committee forwarded by the community, as contained in Attachment 2
4. The Mayor nominate Councillor Phil Constable to serve as Chair of the Narooma Dalmeny Flood Risk Management Advisory Committee and the Mayor be the alternate.

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

Division

For the Motion: Clrs P Constable, L Innes, A Mayne, P McGinlay, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

PSR19/013 ONSITE SEWAGE MANAGEMENT SYSTEM STATUS REPORT 2018-19

File Ref: 98.2467

19/152 MOTION Councillor Thomson/Councillor Tait

THAT the Onsite Sewage Management Status Report 2018-19 be received and noted.

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

Division

For the Motion: Clrs P Constable, L Innes, A Mayne, P McGinlay, R Pollock, J Tait and J
 Thomson.

Against the Motion: Nil.

PSR19/014 FOOD INSPECTION STATUS REPORT 2018-19

File Ref: E80.1313

19/153 MOTION Councillor Tait/Councillor Pollock

THAT the Food Inspection Report 2018-19 be received and noted.

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

Division

For the Motion: Clrs P Constable, L Innes, A Mayne, P McGinlay, R Pollock, J Tait and J
 Thomson.

Against the Motion: Nil.

PSR19/015 REGULATORY ACTION STATUS REPORT 2018-19

File Ref: 02.6718

19/154 MOTION Councillor Mayne/Councillor Tait

THAT the Regulatory Action Status Report 2018-19 be received and noted.

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

Division

For the Motion: Clrs P Constable, L Innes, A Mayne, P McGinlay, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

PSR19/016 DEVELOPMENT APPLICATION 216/19 2 LOT SUBDIVISION - 7-9 PIONEER ROAD, MORUYA

File Ref: 18.1658.S

19/155 MOTION Councillor Pollock/Councillor Tait

THAT pursuant to the provisions of Section 4.16 of the Environmental Planning and Assessment Act 1979, Development Application No.216/19 Lot 51 DP771497 No. 7-9 Pioneer Road, Moruya be APPROVED subject to the conditions set out below:

GENERAL CONDITIONS											
1	<p>Approved plans</p> <p>The development must be carried out in accordance with the following stamped approved plans and documentation, or as modified by any conditions of this consent, or as noted in red by Council on the approved plans.</p> <table border="1"><thead><tr><th>DA & Sheet Nos.</th><th>Plan Nos.</th><th>Date of Plan</th><th>Prepared by</th></tr></thead><tbody><tr><td>DA 216/19 Sheet 1 of 1</td><td>Project 5318/1</td><td>12/10/2018</td><td>Applicant</td></tr></tbody></table> <p>Note: Any alteration to the plans and/or documentation may require the lodgement of an application to modify the consent under s96 of the Environmental Planning and Assessment Act (EPA Act) 1979, or a fresh development application. Your Certifying Authority should be consulted prior to <u>any</u> works contrary to this consent being carried out.</p> <p>Where there is an inconsistency between the documents approved with this consent and the following conditions, the conditions shall prevail to the extent of that inconsistency. [0001]</p>	DA & Sheet Nos.	Plan Nos.	Date of Plan	Prepared by	DA 216/19 Sheet 1 of 1	Project 5318/1	12/10/2018	Applicant		
DA & Sheet Nos.	Plan Nos.	Date of Plan	Prepared by								
DA 216/19 Sheet 1 of 1	Project 5318/1	12/10/2018	Applicant								
PRIOR TO COMMENCEMENT OF WORKS											
2	<p>Erosion and Sedimentation Control</p> <p>Prior to commencement of any earthworks, installation of all measures necessary to effectively control soil erosion on the site to prevent silt discharge into drainage systems and waterways in accordance with Council's Soil and Water Management Code. The measures, to include sediment fencing and erosion control devices, are to be maintained and remain in place until the development is completed and disturbed areas are stabilised.</p> <p>Note: Clean Up Notices and/or on-the-spot fines may be imposed by Council for non-compliance with this condition. [11.13]</p>										
PRIOR TO ISSUE OF SUBDIVISION CERTIFICATE											
3	<p>Subdivision Certificate</p> <p>A Subdivision Certificate is to be obtained once any works required by this consent are complete. Submission of a completed subdivision certificate application form together with all required documents and fees is required to be made to Council. The application</p>										

	form, checklist and fee detail can be found at www.esc.nsw.gov.au . [12.34]
4	<p>Plan of Survey Amendment</p> <p>The Plan of Survey submitted in conjunction with an application to Council for a Subdivision Certificate is to incorporate requirements specified in the conditions of subdivision approval. [12.02]</p>
5	<p>Stormwater Drainage</p> <p>Prior to issue of a Subdivision Certificate the applicant shall, in accordance with design plans submitted to and approved by Council, construct stormwater drainage connections to each proposed lot. The drainage connections are to be connected into Council's stormwater network within the adjacent road reserve. Plans are to comply with Council's Infrastructure Design Standard.</p>
6	<p>Easements</p> <p>The Plan of Survey subject of a Subdivision Certificate shall create drainage, water, sewer and service easements where required and/or as directed by Council free of all costs to Council. [12.03]</p>
7	<p>Electricity Supply</p> <p>Prior to issue of Subdivision Certificate the developer/consent holder shall provide to Council written confirmation from the electricity supply authority that all relevant requirements for supply of electricity to all lots have been satisfied including provision for street lighting. [12.04]</p>
8	<p>Telecommunications Cabling</p> <p>Prior to issue of a Subdivision Certificate the applicant shall provide to Council written confirmation from Telstra/NBN that arrangements have been made for telecommunication cabling to all lots including the provision of NBN cabling and conduits.</p>
9	<p>Water Reticulation</p> <p>Prior to the issue of a Subdivision Certificate the applicant shall construct water reticulation including 20mm water service connections to each newly created lot in accordance with Plan No: 4753. The limit of the service connection shall be the 20mm M*F stopcock.</p> <p>The Water Reticulation Plan shall be in accordance with Council's Water and Sewerage specification and is subject to approval and issue of a Construction Certificate with payment of fees applicable under the current fees and charges for the year of issue.</p> <p>Work as Executed Plans are to be submitted to Council prior to the release of the Subdivision Certificate. The Construction Certificate for the provision of engineering infrastructure for this development will attract fees additional to those levied for the Construction Certificate associated with the structures assessed for compliance with the Building Code of Australia. [12.13]</p>
10	<p>Sewer Reticulation</p> <p>Prior to issue of Subdivision Certificate the applicant shall construct sewer reticulation to the new lots in accordance with plans subject of a Construction Certificate to Council's codes and specifications and provide certified Works as Executed Plans to Council. The Construction Certificate for the provision of engineering infrastructure for this development will attract fees additional to those levied for the Construction Certificate</p>

	associated with the structures assessed for compliance with the Building Code of Australia. [12.16]												
11	<p>Maintenance Bond</p> <p>Prior to issue of a Subdivision Certificate the applicant shall pay to Council a maintenance bond for water and sewer service construction works performed by private contractor, being 5% of the contract price or minimum of \$1,000.00 whichever is greater, applicable for six months from the date of issue of the Subdivision Certificate. [12.17]</p>												
12	<p>Restriction as to user</p> <p>The area identified as EEC is to remain undeveloped and a Restriction to User placed on the title of both advising of the “no development” zone.</p>												
13	<p>“Work as Executed” Plans</p> <p>Prior to issue of a Subdivision Certificate the applicant shall provide Work as Executed plans in accordance with Council’s specification, duly certified by an engineer or registered surveyor, for all construction work. [12.30]</p>												
14	<p>Section 7.11 Contributions - Subdivision</p> <p>Prior to issue of a Subdivision Certificate the developer/consent holder shall pay Council contributions towards the provision of public amenities and services in accord with Council’s Contributions Plan. The contribution rates for the current financial year are as follows:</p> <table border="0"> <tr> <td>Open Space & Recreation</td> <td>\$1,312.80</td> </tr> <tr> <td>Community & Cultural</td> <td>\$161.40</td> </tr> <tr> <td>Roads</td> <td>\$3,150.85</td> </tr> <tr> <td>Paths & Cycle ways</td> <td>\$396.35</td> </tr> <tr> <td>Plan Preparation & Administration</td> <td>\$154.90</td> </tr> <tr> <td>Waste</td> <td>\$134.50</td> </tr> </table> <p>Note: <i>The above contributions are reviewed at least annually and may be subject to increases as a result of indexation or other forces. Contributions can be paid prior to each stage of the subdivision.</i></p> <p>The plan can be viewed on Council’s website at http://www.esc.nsw.gov.au/development-and-planning/tools/development-contributions-plans/s94_development_contributions_plan.pdf [3.10]</p>	Open Space & Recreation	\$1,312.80	Community & Cultural	\$161.40	Roads	\$3,150.85	Paths & Cycle ways	\$396.35	Plan Preparation & Administration	\$154.90	Waste	\$134.50
Open Space & Recreation	\$1,312.80												
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Plan Preparation & Administration	\$154.90												
Waste	\$134.50												
15	<p>Water/ Sewer Developer Contributions - Subdivision</p> <p>Prior to the issue of a Subdivision Certificate the developer/consent holder will have to be eligible to obtain a Section 307 Certificate of Compliance under the Water Management Act 2000/ compliance with Section 64 of the Local Government Act 1993. To be eligible, the developer/consent holder will have to contribute:</p> <p>a) \$12,710 (1ET) for the augmentation of water supply mains and storage within Eurobodalla Shire where 1.0 ET = \$12,710</p> <p>b) \$11,065(1ET) for the augmentation of sewerage works within Eurobodalla Shire where 1.0 ET = \$11,065</p> <p>Note: <i>The above contributions are reviewed at least annually and may be subject to increases as a result of indexation or other forces. Contributions can be paid prior to</i></p>												

each stage of the development. [3.11]

ADVISORY NOTES

Discovery of a Relic

If Aboriginal relics or objects are uncovered during work, excavation or disturbance of the area, any such activity must stop immediately. The Environmental Protections and Regulation Group of the Office of Environment & Heritage is to be immediately contacted. Depending on the possible significance of the relics, an archaeological assessment and an excavation permit under the NSW Heritage Act 1977 may be required before further works can continue in that area. [13.07]

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

Division

For the Motion: Clrs P Constable, L Innes, P McGinlay, R Pollock, J Tait and J Thomson.

Against the Motion: Clr A Mayne.

PSR19/017 DRAFT EUROBODALLA EVENT STRATEGY 2019-2024

File Ref: E13.7307

19/156 MOTION Councillor Pollock/Councillor Tait

THAT Council adopt the draft Eurobodalla Event Strategy 2019 – 2024.

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

Division

For the Motion: Clrs P Constable, L Innes, A Mayne, P McGinlay, R Pollock, J Tait and J
 Thomson.

Against the Motion: Nil.

PSR19/018 DRAFT RURAL, R5 AND E4 ZONES DCP (PUBLIC EXHIBITION)

File Ref: E16.0182

19/157 MOTION Councillor Pollock/Councillor Thomson

THAT:

1. Council endorse the draft Rural, R5 and E4 Zones Development Control Plan to be publicly exhibited for 28 days.
2. Council endorse minor amendments to clauses relating to Tree Preservation and Biodiversity in all other existing Development Control Plans
3. Following public exhibition, a further report be submitted to Council for consideration of submissions and adoption of the draft DCP and minor amendments to all other existing DCPs.

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

Division

For the Motion: Clrs P Constable, L Innes, P McGinlay, R Pollock, J Tait and J Thomson.

Against the Motion: Clr A Mayne.

PSR19/019 DRAFT VOLUNTARY PLANNING AGREEMENT - EUROBODALLA QUARRY

File Ref: 06.0660.D

19/158 MOTION Councillor Pollock/Councillor Constable

THAT

- 1 The Draft Voluntary Planning Agreement between Eurobodalla Shire Council and Maureen Hollis, contained in Attachment 1, be placed on public exhibition for a period of not less than 28 days in accordance with the Clause 25D of the Environmental Planning and Assessment Regulations 2000.
- 2 Following public exhibition period, a further report be submitted to Council for consideration of submissions and to make a determination in regard to the draft Voluntary Planning Agreement.

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

Division

For the Motion: Clrs P Constable, L Innes, A Mayne, P McGinlay, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

11. INFRASTRUCTURE REPORTS

IR19/019 2019-20 PATHWAYS PROGRAM

File Ref: E01.5635

19/159 MOTION Councillor Thomson/Councillor Tait

THAT:

1. Council accept the grant funds offered under the NSW Government Active Transport Program being:
 - i) Sunshine Bay Road, Sunshine Bay – shared pathway \$40,000
 - ii) Foam Street, Surfside – shared pathway \$116,000
 - iii) Melaleuca Crescent, Catalina – shared pathway \$22,500
 - iv) Sylvan Street, Malua Bay – shared pathway \$83,000
 - v) Francis Street, Broulee – shared pathway \$37,000
2. Council accept the grant for the Durras Drive South Durras footpath project for \$7,500 from the NSW Government.
3. Council modify the 2019-20 new pathways program to:
 - i) Durras Drive South Durras – footpath \$28,000
 - ii) Northcove Drive, Long Beach – footpath \$53,000
 - iii) Beach Road, Sunshine Bay – footpath \$70,000
 - iv) Trafalgar Road, Tuross Head – footpath \$45,000
 - v) Noble Parade, Dalmeny – footpath \$60,000
 - vi) Sunshine Bay Road – shared pathway \$80,000
 - vii) Foam Street, Surfside – shared pathway \$116,000
 - viii) Melaleuca Crescent, Catalina – shared pathway \$45,000
 - ix) Sylvan Street, Malua Bay – shared pathway \$166,000
 - x) Francis Street, Broulee – shared pathway \$74,000
4. Additional funding be allocated from Section 94 funds for shared pathways to Sylvan Street, Malua Bay (\$31,000) and Francis Street, Broulee (\$22,000)
5. Edward Road, Batehaven footpath be deferred for consideration in the 2020-21 Operational Plan
6. A letter of appreciation be sent to the Hon. Andrew Constance MP Member for Bega and Minister for Transport and Infrastructure, for his support in securing these pathway grants for the Eurobodalla community.

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

Division

For the Motion: Clrs P Constable, L Innes, A Mayne, P McGinlay, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

12. CORPORATE AND COMMERCIAL SERVICES REPORTS

CCS19/035 POTENTIAL SALE OF MORUYA RACECOURSE

File Ref: E14.8327

19/160 MOTION Councillor Tait/Councillor Pollock

THAT:

1. Council note the offer from Racing NSW detailed in the confidential attachment to this report for the purchase of the Moruya Racecourse.
2. Public Notice be given of the proposed sale of Moruya Racecourse to Racing NSW for a period of 28 days.
3. A further report be presented to Council following the notification period to consider submissions.

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

Division

For the Motion: Clrs P Constable, L Innes, A Mayne, P McGinlay, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

CCS19/036 LEASE OF COUNCIL BUILDING - MORUYA

File Ref: 94.6330.B

19/161 MOTION Councillor Thomson/Councillor Tait

THAT the General Manager be given delegated authority to negotiate leases for the continued occupation of the building and grounds at 53 Queen Street, Moruya until it is required to be used for carparking.

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

Division

For the Motion: Clrs P Constable, L Innes, A Mayne, P McGinlay, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

CCS19/037 LICENCE FOR WATER SPORTS ADVENTURE SCHOOL

File Ref: E06.0278

19/162 MOTION Councillor Thomson/Councillor Tait

THAT

1. Subject to the Licensee providing the relevant approvals from the Australian Maritime Safety Authority and the Marine Parks Authority, Council grant a one-year licence with terms and conditions in line with similar licences to The Kite Bus to operate a water sports adventure school and the General Manager be given delegated authority to grant further licences, from within the following reserves:
 - (a) Crown Reserve 85399, Lot 2 DP 1224658 Durras Lake Drive, South Durras;
 - (b) Crown Reserve 66122, Lot 1 DP 1171024 Hanging Rock;
 - (c) Crown Reserve 58089, Lot 7311 DP 1140785 Wharf Road, Surfside; and
 - (d) Council owned community classified Lot 55 DP849895 Sandy Place, Long Beach.
2. The licence fee will be \$1,137 plus GST per annum.

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

Division

For the Motion: Clrs P Constable, L Innes, A Mayne, P McGinlay, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

CCS19/038 CLASSIFICATION OF LAND - BRIDGE VIEW ROAD, NELLIGEN

File Ref: E16.0384

19/163 MOTION Councillor Tait/Councillor Thomson

THAT Lot 1 DP 119109, Bridge View Road, Nelligen be classified as operational land.

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

Division

For the Motion: Clrs P Constable, L Innes, A Mayne, P McGinlay, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

13. COMMUNITY, ARTS AND RECREATION REPORTS

CAR19/019 ADOPTION OF NEW HOME CARE PACKAGE FEES AND CHARGES

File Ref: E11.5375

19/164 MOTION Councillor Thomson/Councillor Tait

THAT Council adopt the new schedule of fees for Home Care Packages and add it to Council's Fees and Charges 2019-2020.

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

Division

For the Motion: Clrs P Constable, L Innes, A Mayne, P McGinlay, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

CAR19/020 NATIONAL MUSEUM FUNDING

File Ref: E93.5498; E19.1941

19/165 MOTION Councillor Pollock/Councillor McGinlay

THAT Council accept the National Museum of Australia Funding offer of \$178,500 to support the implementation of the 'Yuin Country Explored' project.

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

Division

For the Motion: Clrs P Constable, L Innes, A Mayne, P McGinlay, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

14. DELEGATE REPORT

DR19/004 2019 NSW LOCAL ROADS CONGRESS

File Ref: E04.8291

19/166 MOTION Councillor Pollock/Councillor Thomson

THAT:

1. The Delegate Report on the 2019 NSW Local Roads Congress be received and noted.
2. Eurobodalla Shire Council formally endorse the Congress Communique.
3. Council write to the following members highlighting the issues raised at the 2019 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 Gladys Berejiklian MP, Premier of NSW
 - c. The Hon John Barilaro MP, Deputy Premier
 - d. The Hon Shelley Hancock MP, Minister for LG
 - e. Mrs Fiona Phillips MP, Member for Gilmore
 - f. The Hon Mike Kelly MP, Member for Eden-Monaro
 - g. The Hon Michael McCormack MP, Deputy Prime Minister and Minister for Infrastructure, Transport and Regional Development.
4. The key findings of the 2019 NSW Local Roads Congress be referred to the next South East Australian Transport Strategy Inc meeting.

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

Division

For the Motion: Clrs P Constable, L Innes, A Mayne, P McGinlay, R Pollock, J Tait and J Thomson.

Against the Motion: Nil.

15. URGENT BUSINESS

Nil

16. DEALING WITH MATTERS IN CLOSED SESSION

Nil

17. CONFIDENTIAL MATTERS

Nil

THE MEETING CLOSED AT 1.00pm

CHAIRPERSON

Chairperson of the Ordinary Council Meeting held on Tuesday, 27 August 2019 at which meeting the signature hereon was subscribed.