



Minutes

Ordinary Meeting of Council

23 October 2018

ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY 23 OCTOBER 2018

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**MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY, 23 OCTOBER 2018
COMMENCING AT 10.03AM**

PRESENT: Councillor Liz Innes, Mayor (in the Chair)
Councillors Anthony Mayne, Jack Tait, Lindsay Brown, Patrick McGinlay, Phil Constable and Rob Pollock OAM.
Councillor James Thomson arrived at 10.26am.
Councillor Maureen Nathan arrived at 10.47am.

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 K Arthur, Director, Community, Arts and Recreation
Mrs K Green, Minute Secretary
Ms L Evans, 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

18/310 MOTION Councillor Mayne/Councillor McGinlay

THAT apologies be received from Councillors James Thomson and Maureen Nathan and leave of absence be granted.

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

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.)

PF18/095 QON18/007 Regional Hospital in the Eurobodalla Shire

Mr Lei Parker, on behalf of Dr Michael Holland, addressed Council in relation to item QON18/007 Regional Hospital in the Eurobodalla Shire. A copy of Mr Holland's submission is available on Council's website.

At 10.12am Councillor Pollock left the Chambers.

PF18/096 QON18/007 Regional Hospital in the Eurobodalla Shire and CCS18/048 Investments made as at 30 September 2018.

Mr Peter Bernard addressed Council in relation to item QON18/007 Regional Hospital in the Eurobodalla Shire and CCS18/048 Investments made as at 30 September 2018. A copy of Mr Bernard's submission is available on Council's website.

EXTENSION OF TIME

18/311 MOTION Councillor McGinlay/Councillor Constable

THAT Mr Bernard be granted an extension of three minutes to complete his presentation.

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

At 10.26am Councillor James Thomson arrived at the meeting.

PF18/097 PSR18/087 Companion Animal Management Plan.

Ms Kaye Watkins addressed Council in relation to item PSR18/087 Companion Animal Management Plan. A copy of Ms Watkins' submission is available on Council's website.

EXTENSION OF TIME

18/312 MOTION Councillor McGinlay/Councillor Mayne

THAT Ms Watkins be granted an extension of three minutes to complete her presentation.

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

At 10.33am Councillor Pollock returned to the Chambers.

PF18/098 PSR18/087 Companion Animal Management Plan.

Ms Kate McInerney addressed Council in relation to item PSR18/087 Companion Animal Management Plan. A copy of Ms McInerney's submission is available on Council's website.

At 10.47am Councillor Maureen Nathan arrived at the meeting.

PF18/099 PSR18/087 Companion Animal Management Plan.

Ms Chris McMurray addressed Council in relation to item PSR18/087 Companion Animal Management Plan. A copy of Ms McMurray's submission is available on Council's website.

PF18/100 PSR18/087 Companion Animal Management Plan.

Mr Andrew Hopkins addressed Council in relation to item PSR18/087 Companion Animal Management Plan. A copy of Mr Hopkins' submission is available on Council's website.

EXTENSION OF TIME

18/313 MOTION Councillor Mayne/Councillor McGinlay

THAT Mr Hopkins be granted an extension of three minutes to complete his presentation.

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

PF18/101 PSR18/087 Companion Animal Management Plan.

Ms Heather McGregor addressed Council in relation to item PSR18/087 Companion Animal Management Plan. A copy of Ms McGregor's submission is available on Council's website.

PF18/102 PSR18/087 Companion Animal Management Plan.

Ms Cath Bowdler addressed Council in relation to item PSR18/087 Companion Animal Management Plan. A copy of Ms Bowdler's submission is available on Council's website.

ADJOURNMENT

18/314 MOTION Councillor McGinlay/Councillor Mayne

THAT the Ordinary Council Meeting be adjourned for a period of 10 minutes.

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

At 11.28 am the meeting adjourned.

At 11.45 am the meeting reconvened.

4. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

18/315 MOTION Councillor Tait/Councillor Thomson

THAT the minutes of the Ordinary Meeting held on 25 September 2018 be confirmed.

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

5. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA

Nil

SUSPENSION OF STANDING ORDERS

18/316 MOTION Councillor Brown/Councillor Mayne

That Standing Orders be suspended in order to QON18/007 Regional Hospital in the Eurobodalla Shire, PSR18/087 Companion Animal Management Plan and CCS18/048 Investments made as at 30 September 2018.

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

6. QUESTIONS ON NOTICE FROM COUNCILLORS

QON18/007 REGIONAL HOSPITAL IN THE EUROBODALLA SHIRE

File Ref: E04.8694

18/317 MOTION Councillor Constable/Councillor Mayne

THAT the response to the question regarding establishing a Regional Hospital in the Eurobodalla Shire raised by Councillor Phil Constable be received and noted.

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

PSR18/087 COMPANION ANIMAL MANAGEMENT PLAN REVIEW

File Ref: E18.1259

MOTION Councillor Pollock/Councillor Brown

THAT

1. The draft Companion Animal Management Plan 2018 be adopted with the removal of the prohibition from Boatshed Beach Rosedale and replaced with the timeshare arrangement consistent with the rest of Rosedale beach.
2. A budget of \$20,000 be allocated for signage
3. A recurrent budget of \$50,000 be allocated for improving responsible pet ownership.
4. Council write to the members of the community who made a submission thanking them for their involvement and advising of the outcome of the process.

18/318 AMENDMENT Councillor Innes/Councillor McGinlay

THAT

1. The draft Companion Animal Management Plan 2018 be adopted with the removal of the prohibition from Boatshed Beach Rosedale and replaced with the timeshare arrangement consistent with the rest of Rosedale beach.
2. A budget of \$20,000 be allocated for signage.
3. A recurrent budget of \$30,000 be allocated for improving responsible pet ownership.
4. Council write to the members of the community who made a submission thanking them for their involvement and advising of the outcome of the process.

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

(The Amendment then became the Motion and on being put was declared **CARRIED**).

CCS18/048 INVESTMENTS MADE AS AT 30 SEPTEMBER 2018

File Ref: E99.3517

18/319 MOTION Councillor Pollock/Councillor Thomson

THAT the certification that the investments as at 30 September 2018, 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 2005*, be received.

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

RESUMPTION OF STANDING ORDERS

18/320 MOTION Councillor Pollock/Councillor Tait

That Standing Orders be resumed.

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

**PET18/004 COUNCIL MAKE THE PLAN TO EXPAND AND UPGRADE THE MORUYA SKATE
PARK A HIGH PRIORITY**

File Ref: E11.5276

18/321 MOTION Councillor Thomson/Councillor Tait

THAT the petition be included as a submission to the Gundry Oval Masterplan.

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

GMR18/025 DISCLOSURE OF PECUNIARY INTEREST AND OTHER MATTERS RETURNS

File Ref: E15.9060, E15.9036

18/322 MOTION Councillor Tait/Councillor Nathan

THAT:

1. The report on the Disclosure of Pecuniary Interest and Other Matters returns be received and noted.
2. The General Manager consider appropriate action in respect of any designated persons who have failed to provide their return for the period of 1 July 2017 to 30 June 2018.

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

GMR18/026 AUSTRALIAN COASTAL COUNCILS CONFERENCE - KIAMA, NSW - 6-8 MARCH 2019

File Ref: E91.3255

18/323 MOTION Councillor Thomson/Councillor Nathan

THAT Council be represented at the Australian Coastal Councils Conference 2018 to be held on 6 – 8 March 2019 in Kiama, NSW and;

1. Councillors James Thomson, Phil Constable, Anthony Mayne, Maureen Nathan and Pat McGinlay nominate as representatives to attend the Conference;
2. Council representative be reimbursed out of pocket expenses in accordance with the Councillors' Expenses and Facilities Policy.

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

At 12.48pm Councillor Pollock left the Chambers.

IR18/039 LOCAL TRAFFIC COMMITTEE NO 4 FOR 2018-19

File Ref: E16.0002

18/324 MOTION Councillor Mayne/Councillor Thomson

THAT:

1. The minutes of the Eurobodalla Local Traffic Committee Meeting No 4 for 2018-19 be received and noted.
2. Council Plan No. 5262 Set B Sheets 03 detailing the 'Bus Zone and No Stopping' signage associated with a proposed shared path along Beach Road, Surf Beach be approved.
3. Council Plan No. 5156 Set BP Sheets 02 detailing the signage and line marking for 2 hour parking, no parking and accessible parking in the Batehaven shops off-street carpark, Batehaven be approved.
4. Council Plan No. 5156 Set AX Sheets 02 detailing the 'No Stopping' signage on Church Street associated with long vehicle parking in Moruya east CBD be approved.

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

**CCS18/047 LAND ACQUISITION FOR ROAD WIDENING - CULLENDULLA DRIVE, LONG
 BEACH**

File Ref: 81.0910.B

18/325 MOTION Councillor Tait/Councillor Nathan

THAT:

1. All actions necessary be taken for the acquisition of land required for road purposes within Lot 41 DP 1225415 in accordance with Council's *Land Acquisition and Disposal Policy*.
2. All survey and legal costs associated with the land acquisition be borne by Council.

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

CCS18/049 REQUEST FOR TENDER - 2019/CCD015 - PROFESSIONAL SERVICES PANEL

File Ref: E18.1718

18/326 MOTION Councillor Thomson/Councillor Tait

THAT:

1. Council endorses the outcome of evaluations for Request for Tender No. 2019/CCD015 and associated composition of the Professional Services Panel as detailed within the Confidential Attachment; and
2. Accordingly approves the entering into the Deeds of Standing Offers with the proposed panellists as detailed within the Confidential Attachment.

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

**CAR18/032 CONSENT FROM THE NSW MINISTER FOR LANDS AND FORESTRY TO
CLASSIFY THREE CROWN RESERVES AS OPERATIONAL LAND**

File Ref: E18.1573

18/327 MOTION Councillor Thomson/Councillor Tait

THAT Council seek consent from the NSW Minister for Lands and Forestry to classify the following Crown Reserves as Operational Land:

1. Crown Reserve 89996 (Lot 545 DP 752155) Eurobodalla Shire Council Works Depot, Glasshouse Rocks Road, Narooma
2. Crown Reserve 85364 (Lot 913 DP 821427) Sewer Pumping Station, Field Street, Narooma
3. Crown Reserve 95534 [part] (Lot 318 DP 42829) Eurobodalla Shire Council Works Depot and State Emergency Services Shed, Princes Highway, Batemans Bay.

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

At 1.00pm Councillor Pollock returned to the Chambers.

CAR18/033 GUNDARY OVAL DISTRICT SPORTS PARK LANDSCAPE MASTERPLAN

File Ref: E94.6040

18/328 MOTION Councillor Nathan/Councillor Tait

THAT:

1. Council adopt the Gundry Oval District Sports Park Landscape Masterplan 2018 and endorse the Action Plan contained in the Masterplan.
2. Each person who made a submission during the exhibition period be advised that the Masterplan has been adopted, specifying the amendments that were made, and thanked for their contribution.

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

CAR18/034 DRAFT CREATIVE ARTS STRATEGY 2018

File Ref: e04.8617

18/329 MOTION Councillor Brown/Councillor Tait

THAT:

1. The draft Creative Arts Strategy 2018 be endorsed for the purpose of public exhibition for 28 days.
2. A further report detailing any submissions received, be presented to Council following the conclusion of the exhibition period.

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

7. DELEGATE REPORT

Nil

8. URGENT BUSINESS

Councillor Mayne passed on his condolences to the Cheshier Family on the recent passing of Ron Cheshier OAM. Ron Cheshier is a well-known and respected member of the Moruya community. The Mayor informed the Council that flowers had been sent to the family and Council would fly its flags at half-mast on the day of his funeral, Friday 26 October 2018, as a sign of respect.

9. DEALING WITH MATTERS IN CLOSED SESSION

Nil

10. CONFIDENTIAL MATTERS

Nil

THE MEETING CLOSED AT 1.13pm

CHAIRPERSON

Chairperson of the Ordinary Council Meeting held on Tuesday, 13 November 2018 at which meeting the signature hereon was subscribed.