



Minutes

Ordinary Meeting of Council

23 March 2021

ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY 23 MARCH 2021

MINUTES

1. WELCOME	1
2. ACKNOWLEDGEMENT OF COUNTRY	1
3. EVACUATION MESSAGE	1
4. APOLOGIES.....	2
5. CONFIRMATION OF MINUTES OF PREVIOUS MEETING.....	2
6. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA	2
7. MAYORAL REPORTS	2
Nil	
8. NOTICES OF MOTION	2
Nil	
9. QUESTIONS ON NOTICE FROM COUNCILLORS	2
Nil	
10. PETITIONS	3
PET21/001 Undertake a Speed Zone Review on Annetts Parade, Mossy Point.....	3
11. GENERAL MANAGER'S REPORTS	4
GMR21/011 NSW Government Funding for Community and Economic Resilience - Growing Local Economies Fund	4
GMR21/012 NSW Government Funding for Community and Economic Resilience - Streets as Shared Spaces Program	5
GMR21/013 Investments made as at 28 February 2021	6
12. PLANNING AND SUSTAINABILITY REPORTS.....	7
PSR21/006 Classification of Land - Broulee	7
13. INFRASTRUCTURE REPORTS	8
IR21/010 Request for Tender No. 2021-024 - Construction of concrete bridge widening at unnamed creek (Garlandtown Bridge), North Head Drive, Moruya	8
14. COMMUNITY, ARTS AND RECREATION REPORTS.....	9
CAR21/006 Public Art Advisory Committee Recommendations	9

15. DELEGATE REPORT	10
16. URGENT BUSINESS	10
17. CONFIDENTIAL MATTERS	10

**MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY, 23 MARCH 2021
COMMENCING AT 11.00AM**

PRESENT: Councillor Maureen Nathan (in the Chair)
Councillors Anthony Mayne, Jack Tait, Lindsay Brown, Patrick McGinlay and Phil Constable

Staff: Dr Catherine Dale, General Manager
Mr L Usher, Director, Planning and Sustainability Services
Mr C Ginger, Acting Director, Infrastructure Services
Mrs K Arthur, Director, Community, Arts and Recreation
Mr J Phillips, Divisional Manager, Governance and Administration
Mrs K Green, Minute Secretary

At the commencement of the meeting, the Mayor and Deputy Mayor were absent. Therefore the General Manager called for nominations for position of Chairperson. Councillor Maureen Nathan was nominated for position of Chairperson.

21/33 MOTION Councillor Brown/Councillor Constable

THAT Councillor Nathan be elected as Chairperson for the meeting.

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

Division

For the Motion: Clrs L Brown, P Constable, A Mayne, P McGinlay, M Nathan and J Tait.
Against the Motion: Nil.

1. WELCOME

The Chairperson welcomed everyone to the meeting.

2. ACKNOWLEDGEMENT OF COUNTRY

The Chairperson acknowledged the Traditional Custodians of the Land, of Elders past and present, whose land we are gathered here today.

3. EVACUATION MESSAGE

The Chairperson advised of the Evacuation Procedures.

4. APOLOGIES

21/34 MOTION Councillor Tait/Councillor Brown

THAT apologies be received from Councillors Innes, Pollock OAM and Thomson and leave of absence be granted.

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

Division

For the Motion: Clrs L Brown, P Constable, A Mayne, P McGinlay, M Nathan and J Tait.

Against the Motion: Nil.

5. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

21/35 MOTION Councillor Brown/Councillor Tait

THAT the minutes of the Ordinary Meeting held on 09 March 2021 be confirmed.

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

Division

For the Motion: Clrs L Brown, P Constable, A Mayne, P McGinlay, M Nathan and J Tait.

Against the Motion: Nil.

6. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA

Councillor Mayne declared a non-significant, non-pecuniary conflict of interest in PET21/001 Undertake a Speed Zone Review on Annetts Parade, Mossy Point and stated that he did not believe his interest would preclude him from voting.

Reason: Councillor Mayne declared an interest as his residence is within the precinct that is affected by this petition.

7. MAYORAL REPORTS

Nil

8. NOTICES OF MOTION

Nil

9. QUESTIONS ON NOTICE FROM COUNCILLORS

Nil

10. PETITIONS

PET21/001 UNDERTAKE A SPEED ZONE REVIEW ON ANNETTS PARADE, MOSSY POINT

File Ref: S012-T00029

Councillor Mayne declared a non-significant, non-pecuniary conflict of interest in PET21/001 Undertake a Speed Zone Review on Annetts Parade, Mossy Point and stated that he did not believe his interest would preclude him from voting.

Reason: Councillor Mayne declared an interest as his residence is within the precinct that is affected by this petition.

21/36 MOTION Councillor Mayne/Councillor McGinlay

THAT Council forward the petition to the Local Traffic Committee for consideration.

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

Division

For the Motion: Clrs L Brown, P Constable, A Mayne, P McGinlay, M Nathan and J Tait.

Against the Motion: Nil.

11. GENERAL MANAGER'S REPORTS

**GMR21/011 NSW GOVERNMENT FUNDING FOR COMMUNITY AND ECONOMIC
RESILIENCE - GROWING LOCAL ECONOMIES FUND**

File Ref: S014-T00040 S014-T00007

21/37 MOTION Councillor Brown/Councillor Tait

THAT Council accept funding from the NSW Government towards the Mogo Adventure Trails Hub.

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

Division

For the Motion: Clrs L Brown, P Constable, A Mayne, P McGinlay, M Nathan and J Tait.

Against the Motion: Nil.

**GMR21/012 NSW GOVERNMENT FUNDING FOR COMMUNITY AND ECONOMIC
RESILIENCE - STREETS AS SHARED SPACES PROGRAM**

File Ref: S014-T00037

21/38 MOTION Councillor Brown/Councillor Tait

THAT Council endorse staff action in accepting funding from the NSW Government towards the Batemans Bay Activation project.

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

Division

For the Motion: Clrs L Brown, P Constable, A Mayne, P McGinlay, M Nathan and J Tait.

Against the Motion: Nil.

GMR21/013 INVESTMENTS MADE AS AT 28 FEBRUARY 2021

File Ref: S011-T00006, S012-T00025

21/39 MOTION Councillor Tait/Councillor Constable

THAT the certification that the investments as at 28 February 2021, 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**)

Division

For the Motion: Clrs L Brown, P Constable, A Mayne, P McGinlay, M Nathan and J Tait.

Against the Motion: Nil.

12. PLANNING AND SUSTAINABILITY REPORTS

PSR21/006 CLASSIFICATION OF LAND - BROULEE

File Ref: S023-T00001/Land Id 40535

21/40 MOTION Councillor Tait/Councillor Mayne

THAT Lot 1 DP 1263337, Broulee, be classified as operational land.

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

Division

For the Motion: Clrs L Brown, P Constable, A Mayne, P McGinlay, M Nathan and J Tait.

Against the Motion: Nil.

33. INFRASTRUCTURE REPORTS

**IR21/010 REQUEST FOR TENDER NO. 2021-024 - CONSTRUCTION OF CONCRETE BRIDGE
WIDENING AT UNNAMED CREEK (GARLANDTOWN BRIDGE), NORTH HEAD DRIVE,
MORUYA**

File Ref: S028-T00007, P600429

21/41 MOTION Councillor Mayne/Councillor McGinlay

THAT:

1. Council endorses the selection of the preferred tenderer listed for Request for Tender (RFT) No. 2021-024 Construction of Concrete Bridge Widening at Garlandtown Bridge, North Head Drive, Moruya; and
2. Accordingly approves the entering into of a contractual arrangement with the preferred tenderer, subject to the terms specified in the Request for Tender.

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

Division

For the Motion: Clrs L Brown, P Constable, A Mayne, P McGinlay, M Nathan and J Tait.

Against the Motion: Nil.

14. COMMUNITY, ARTS AND RECREATION REPORTS

CAR21/006 PUBLIC ART ADVISORY COMMITTEE RECOMMENDATIONS

File Ref: S003-T00034

21/42 MOTION Councillor Brown/Councillor Tait

THAT Council:

1. Endorse the Public Art Advisory Committee's (PAAC) unanimous recommendation to accept the selected concept design for the Batemans Bay Bridge Replacement sculpture as per the information provided in the confidential attachment;
2. Endorse the PAAC's unanimous recommendation to accept the gift of the sculpture 'Ocean' created by Terrance Plowright to be installed at the front of the Moruya Council building; and
3. Support the transport, installation, landscaping around and lighting of the sculpture 'Ocean' via a budget allocation of \$12,000.

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

Division

For the Motion: Clrs L Brown, P Constable, A Mayne, P McGinlay, M Nathan and J Tait.

Against the Motion: Nil.

15. DELEGATE REPORT

Nil

16. URGENT BUSINESS

Nil

17. CONFIDENTIAL MATTERS

Nil

THE MEETING CLOSED AT 11.37am

CHAIRPERSON

Chairperson of the Ordinary Council Meeting held on Tuesday, 27 April 2021 at which meeting the signature hereon was subscribed.