



Minutes

Ordinary Meeting of Council

25 September 2018

**MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY, 25 SEPTEMBER 2018
COMMENCING AT 10.00AM**

PRESENT: Councillor Liz Innes, Mayor (in the Chair)
Councillors Anthony Mayne, Jack Tait, James Thomson, Lindsay Brown,
Patrick McGinlay, Phil Constable and Rob Pollock OAM
Councillor Maureen Nathan arrived at 10.21am.

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
Miss L Evans, Minute Secretary
Miss A Waters, 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

MOTION

18/254 MOTION Councillor Mayne/Councillor Tait

THAT apologies be received from Councillor 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.)

PF18/089 – NOM18/013 WEBCAST OF PUBLIC ACCESS SESSION

Mr Lei Parker addressed Council in relation to item NOM18/013 Webcast of Public Access Session. A copy of Mr Parker's submission is available on Council's website.

EXTENSION OF TIME

18/255 MOTION Councillor Constable/Councillor McGinlay

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

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

PF18/090 – NOM18/013 WEBCAST OF PUBLIC ACCESS SESSION

Mr Peter Bernard addressed Council in relation to item NOM18/013 Webcast of Public Access Session. A copy of Mr Bernard's submission is available on Council's website.

EXTENSION OF TIME

18/256 MOTION Councillor Constable/Councillor Mayne

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

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

At **10.21 am** Councillor Nathan arrived at the meeting.

PF18/091 – NOM18/014 LOGGING IN CORUNNA STATE FOREST

Mr John Ramsey addressed Council in relation to item NOM18/014 Logging in Corunna State Forest. A copy of Mr Ramsey's submission is available on Council's website.

EXTENSION OF TIME

18/257 MOTION Councillor McGinlay/Councillor Mayne

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

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

PF18/092 – NOM18/014 LOGGING IN CORUNNA STATE FOREST

Mr Peter Cormick addressed Council in relation to item NOM18/013 Webcast of Public Access Session. A copy of Mr Cormick's submission is available on Council's website.

PF18/093 – NOM18/014 LOGGING IN CORUNNA STATE FOREST

Ms Joslyn Van Der Moolen addressed Council in relation to item NOM18/014 Logging in Corunna State Forest. A copy of Ms Van Der Moolen's submission is available on Council's website.

EXTENSION OF TIME

18/258 MOTION Councillor McGinlay/Councillor Constable

THAT Ms Van Der Moolen be granted an extension of three minutes to complete her presentation.

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

PF18/094– NOM18/014 LOGGING IN CORUNNA STATE FOREST

Ms Lynne Freeman addressed Council in relation to item NOM18/014 Logging in Corunna State Forest. A copy of Ms Freeman's submission is available on Council's website.

EXTENSION OF TIME

18/259 MOTION Councillor McGinlay/Councillor Constable

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

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

ADJOURNMENT

18/260 MOTION Councillor Mayne/Councillor McGinlay

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

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

At **11.40am** the meeting adjourned.

At **11.55am** the meeting reconvened.

4. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

18/261 MOTION Councillor Tait/Councillor Thomson

THAT the minutes of the Ordinary Meeting held on 11 September 2018 be confirmed.

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

5. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA

Councillor McGinlay declared a non-significant, non-pecuniary conflict of interest in GMR18/023 Appointment of Independent Member Audit Risk and Improvement Committee and stated that he did believe his interest would preclude him from voting.

Reason: Councillor McGinlay declared an interest as he has a relationship with one of the applicants for this position.

SUSPENSION OF STANDING ORDERS

18/262 MOTION Councillor McGinlay/Councillor Constable

That Standing Orders be suspended in order to consider the agenda items in the following order:

1. NOM18/013 Webcast of Public Access Session
2. NOM18/014 Logging in Corunna State Forest.

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

NOM18/013 WEBCAST OF PUBLIC ACCESS SESSION

File Ref: E00.4623

MOTION Councillor McGinlay/Councillor Mayne

THAT the 'public access' presentations, that are held prior to the council meetings, be live streamed and recorded in the same manner as the 'public forum' presentations.

AMENDMENT

18/263 MOTION Councillor Pollock OAM/Councillor Brown

THAT this item be deferred to enable a comprehensive briefing on the issues of this notice of motion in the context of the Office of Local Government forthcoming Code of Meeting Practice document.

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

NOM18/014 LOGGING IN CORUNNA STATE FOREST

File Ref: E00.4163

MOTION Councillor Mayne/Councillor McGinlay

THAT Council write to Forestry Corporation NSW requesting that they consider increasing the exclusion zone of 50 metres along both sides of the Princes Highway within Corunna State Forest compartment 3058 to minimise the potential adverse impact on the visual amenity and associated tourism values of the area.

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

Division

For the Motion: Councillors A Mayne, P McGinlay and R Pollock OAM.

Against the Motion: Councillors L Brown, P Constable, L Innes, M Nathan, J Tait and J Thomson.

ADJOURNMENT

18/265 MOTION Councillor Tait/Councillor Mayne

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

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

At **12.38pm** the meeting adjourned.

At **12.46pm** the meeting reconvened.

MOTION

18/266 MOTION Councillor Constable/Councillor Tait

THAT Council write to the Forestry Commission NSW thanking their staff for their presentation to Council on the logging plan for Corunna State Forest including the explanation of the management of the harvest to minimise the potential impact on the visual amenity of the forest, and further that issues regarding the community and Councillors concerns around the possible effect on our tourism industry have been brought to their attention.

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

RESUMPTION OF STANDING ORDERS

18/267 MOTION Councillor McGinlay/Councillor Thomson

That Standing Orders be resumed.

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

6. MAYORAL REPORTS

MR18/008 DROUGHT RELIEF UPDATE - EUROBODALLA RAINDANCE

File Ref: E17.1001

18/268 MOTION Councillor Innes

THAT Council:

1. endorse the actions taken, to date, by the drought relief working group in coordination of the Eurobodalla rain dances .
2. supports financial contribution from the Mayoral Donation and Executive Services fund for up to \$15,000 to support the Eurobodalla rain dances.

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

MR18/009 AMENDMENT TO SEASONAL SWIMMING POOL SEASON 2018/19

File Ref: E18.1486

18/269 MOTION Councillor Innes

THAT the 2018-19 operating dates for the Batemans Bay and Moruya outdoor swimming pools, as prescribed in Pools Contract (Tender 2017/CAR055), be amended to read Monday 1 October 2018 to Sunday 28 April 2019, with a subsequent increase in the 2018-19 season contract price of \$11,115 (plus GST for non-wage components). This option would provide an additional 57 hours at Moruya and 76 hours at Batemans Bay and increase the summer season to 29 weeks in total.

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

7. GENERAL MANAGER'S REPORTS

GMR18/021 POSITION OF DEPUTY MAYOR

File Ref: E80.1404

CREATION OF DEPUTY MAYOR

18/270 MOTION Councillor Nathan/Councillor Thomson

THAT in accordance with section 231 of the *Local Government Act 1993* Council resolve to create the position of Deputy Mayor.

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

TERM OF APPOINTMENT FOR POSITION OF DEPUTY MAYOR

MOTION Councillor Mayne/Councillor McGinlay

THAT in accordance with section 231 of the *Local Government Act 1993* Council determine the term of appointment for the position of Deputy Mayor to be one year.

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

18/271 MOTION Councillor Constable/Councillor Nathan

THAT in accordance with section 231 of the *Local Government Act 1993* Council determine the term of appointment for the position of Deputy Mayor to be two years.

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

VOTING FOR POSITION OF DEPUTY MAYOR

18/272 MOTION Councillor Pollock OAM/Councillor Mayne

THAT in accordance with section 231 of the *Local Government Act 1993* the method of voting for election to the position of Deputy Mayor be by open voting by show of hands;

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

GMR18/021 POSITION OF DEPUTY MAYOR (contd)

ELECTION OF DEPUTY MAYOR

The General Manager, as returning officer, called for nominations for the position of Deputy Mayor and declared two valid nominations had been received for the position, being Councillor Anthony Mayne and Councillor Rob Pollock OAM.

In accordance with Council's resolution, a ballot by show of hands was conducted for the position of Deputy Mayor.

On the basis of the result of the ballot, the General Manager, as returning officer, declared Councillor Rob Pollock OAM elected as Deputy Mayor for the following 2 years.

NOTIFICATION OF ELECTION TO POSITION OF DEPUTY MAYOR

18/273 MOTION Councillor Nathan/Councillor Constable

THAT the result of the election be provided to the Chief Executive of the Office of Local Government, along with the local media and other councils in New South Wales.

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

GMR18/022 COUNCIL COMMITTEES AND EXTERNAL BODIES

File Ref: E81.1928

18/274 MOTION Councillor Nathan/Councillor Tait

THAT Council appoint delegates to committees and external bodies.

COUNCIL COMMITTEES AND EXTERNAL BODIES – TERM OF APPOINTMENT

18/275 MOTION Councillor Nathan/Councillor Tait

THAT Council determine the term of appointment of delegates as 2 years.

GMR18/022 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

MORUYA RACECOURSE MANAGEMENT COMMITTEE

18/276 MOTION Councillor Constable/Councillor Brown

THAT Council appoint Councillor Rob Pollock OAM and Councillor Jack Tait as its delegates on the Moruya Racecourse Management Committee, with Councillor Rob Pollock OAM appointed as Chair of the Committee.

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

GMR18/022 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

CORRIGANS BEACH RESERVE ACCESSIBLE PLAYGROUND SUNSET ADVISORY COMMITTEE

18/277 MOTION Councillor Brown/Councillor Tait

THAT Council appoint Councillor Rob Pollock OAM as its delegate to and chair of the Corrigans Beach Reserve Accessible Playground Sunset Advisory Committee.

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

GMR18/022 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

BATEMANS BAY MACKAY PARK PRECINCT SUNSET COMMITTEE

18/278 MOTION Councillor Thomson/Councillor Nathan

THAT Council appoint Councillors Anthony Mayne and Rob Pollock OAM, together with the Mayor, as its delegates on the Batemans Bay Streetscape Mackay Park Precinct Sunset Committee, with the Mayor appointed as Chair.

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

GMR18/022 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

AUDIT, RISK AND IMPROVEMENT COMMITTEE

The General Manager, as returning officer, called for nominations for the 2 Audit, Risk and Improvement Committee positions and declared three nominations had been received for the positions, being Councillor Lindsay Brown, Councillor Phil Constable and Councillor Pat McGinlay.

A ballot by show of hands was conducted for the 2 Audit, Risk and Improvement positions.

On the basis of the result of the ballot, the General Manager, as returning officer, declared Councillors Phil Constable and Lindsay Brown elected as the 2 Audit Risk and Improvement Committee delegates.

18/279 MOTION Councillor Nathan/Councillor Tait

THAT Council appoint Councillors Phil Constable and Lindsay Brown as its delegates on the Audit, Risk and Improvement Committee.

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

GMR18/022 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

DISABILITY INCLUSION ADVISORY COMMITTEE

18/280 MOTION Councillor Mayne/Councillor Tait

THAT Council appoint Councillor James Thomson as delegate and Councillor Lindsay Brown as alternate delegate on the Disability Inclusion Advisory Committee, with Councillor Thomson appointed as Chair.

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

GMR18/022 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

ABORIGINAL ADVISORY COMMITTEE

18/281 MOTION Councillor Thomson/Councillor Tait

THAT Council appoint Councillor Pat McGinlay as delegate and Councillor Phil Constable as alternate delegate on the Aboriginal Advisory Committee.

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

GMR18/022 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

HERITAGE ADVISORY COMMITTEE

18/282 MOTION Councillor Tait/Councillor Thomson

THAT Council appoint Councillors Maureen Nathan and James Thomson as its delegates on the Heritage Advisory Committee, with Councillor Nathan appointed as Chair.

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

GMR18/022 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

COASTAL AND ENVIRONMENTAL MANAGEMENT ADVISORY COMMITTEE

18/283 MOTION Councillor Thomson/Councillor Pollock OAM

THAT Council appoint the Mayor, Councillors Pat McGinlay and Jack Tait as its delegates on the Coastal and Environmental Management Advisory Committee, with the Mayor appointed as Chair.

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

GMR18/022 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

PUBLIC ART ADVISORY COMMITTEE

18/284 MOTION Councillor Mayne/Councillor Tait

THAT Council appoint Councillor Lindsay Brown as delegate and Councillor James Thomson as alternate delegate on the Public Art Advisory Committee, with Councillor Lindsay Brown appointed as Chair.

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

GMR18/022 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

RURAL PRODUCERS ADVISORY COMMITTEE

18/285 MOTION Councillor Tait/Councillor Nathan

THAT Council appoint the Mayor and Councillor Phil Constable as delegates on the Rural Producers Advisory Committee, with the Mayor appointed as Chair.

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

GMR18/022 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

GENERAL MANAGER'S PERFORMANCE REVIEW PANEL

18/286 MOTION Councillor Tait/Councillor Pollock OAM

THAT Council appoint all Councillors as delegates on the General Manager's Performance Review Panel, with the Mayor appointed as Chair.

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

GMR18/022 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

EUROBODALLA LOCAL TRAFFIC COMMITTEE

18/287 MOTION Councillor Mayne/Councillor Nathan

THAT Council appoint Councillor Anthony Mayne as its delegate to and Chair of the Eurobodalla Local Traffic Committee.

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

GMR18/022 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

COMMUNITY SAFETY PRECINCT COMMITTEE

18/288 MOTION Councillor Tait/Councillor Thomson

THAT Council appoint the Mayor as its delegate to and Chair of the Community Safety Precinct Committee.

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

GMR18/022 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

EUROBODALLA BUSHFIRE MANAGEMENT COMMITTEE

18/289 MOTION Councillor Nathan/Councillor Tait

THAT Council appoint Councillor Phil Constable as its delegate on the Eurobodalla Bushfire Management Committee.

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

GMR18/022 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

FLOODPLAIN MANAGEMENT ASSOCIATION OF NSW

18/290 MOTION Councillor Mayne/Councillor Tait

THAT Council appoint Councillor James Thomson as member on the Floodplain Management Association of NSW.

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

The General Manager, as returning officer, called for nominations for the Floodplain Management Association of NSW alternate position and declared two nominations had been received for the positions, being Councillor Jack Tait and Councillor Pat McGinlay.

A ballot by show of hands was conducted for the Floodplain Management Association of NSW alternate position.

On the basis of the result of the ballot, the General Manager, as returning officer, declared Councillor Jack Tait to the Floodplain Management Association of NSW alternate position.

18/291 MOTION Councillor Mayne/Councillor Tait

THAT Council appoint Councillor Jack Tait as alternate delegate on the Floodplain Management Association of NSW.

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

GMR18/022 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

SOUTH EAST ARTS

18/292 MOTION Councillor Mayne/Councillor Nathan

THAT Council appoint Councillor Lindsay Brown as its delegate on South East Arts.

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

GMR18/022 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

SOUTH EAST ACADEMY OF SPORT

18/293 MOTION Councillor Tait/Councillor Thomson

THAT Council appoint Councillor Lindsay Brown as its delegate on South East Academy of Sport (or any subsequent name change).

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

GMR18/022 COUNCIL COMMITTEES AND EXTERNAL BODIES (contd)

File Ref: E81.1928

SOUTH EAST AUSTRALIAN TRANSPORT STRATEGY INC (SEATS)

18/294 MOTION Councillor Tait/Councillor Nathan

THAT Council appoint Councillor Anthony Mayne as its delegate on South East Australian Transport Strategy Inc (SEATS).

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

**GMR18/023 APPOINTMENT OF INDEPENDENT MEMBER - AUDIT, RISK AND
IMPROVEMENT COMMITTEE**

File Ref: e05.9354

Councillor McGinlay declared a non-significant, non-pecuniary conflict of interest in GMR18/023 Appointment of Independent Member Audit Risk and Improvement Committee and stated that he did believe his interest would preclude him from voting.

Reason: Councillor McGinlay declared an interest as he has a relationship with one of the applicants for this position.

At 1.45pm Councillor McGinlay left the meeting.

18/295 MOTION Councillor Tait/Councillor Brown

THAT

1. Council appoint Applicant no. 4 as identified in the confidential attachment to this report, as an independent member of the Audit, Risk and Improvement Committee in accordance with Council's adopted Audit, Risk and Improvement Committee Terms of Reference, and the Office of Local Government's Internal Audit Guidelines.
2. A letter of invitation be forwarded to the successful applicant inviting them to join the Audit, Risk and Improvement Committee as an independent member.
3. A letter be written thanking all unsuccessful applicants for expressing an interest in becoming a member of the Audit, Risk and Improvement Committee.

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

At 1.46pm Councillor McGinlay returned to the meeting.

GMR18/024 FUNDING OFFER - STRONGER COUNTRY COMMUNITIES ROUND 2

File Ref: E17.1311

18/296 MOTION Councillor Mayne/Councillor Brown

THAT Council endorse staff action in accepting funding under the NSW Government Regional Growth Stronger Country Communities Fund Round 2.

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

8. PLANNING AND SUSTAINABILITY REPORTS

**PSR18/081 HERITAGE ADVISORY COMMITTEE 2018-2021 - NOMINATIONS AND MINOR
AMENDMENTS TO TERMS OF REFERENCE**

File Ref: E07.1371

18/297 MOTION Councillor Thomson/Councillor Nathan

THAT Council:

1. Adopt the amended terms of reference for the Eurobodalla Heritage Advisory Committee.
2. Appoint the recommended nominees to the Eurobodalla Heritage Advisory Committee, as contained in confidential information provided to councillors, for the term 2018 to 2021.
3. Thank those people who expressed an interest in being a member of the Eurobodalla Heritage Advisory Committee who were not successful on this occasion.
4. Make public the list of members of the Eurobodalla Heritage Advisory Committee as determined by Council.
5. Thank the members of the 2015-18 Eurobodalla Heritage Advisory Committee for their valuable contribution to the conservation and promotion of the Eurobodalla Shire's heritage.

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

PSR18/082 ANNUAL HERITAGE REPORT 2017-2018

File Ref: E07.1407

18/298 MOTION Councillor Nathan/Councillor Thomson

THAT:

1. Council endorse the Eurobodalla Annual Heritage Report 2016-17.
2. The Eurobodalla Annual Heritage Report 2016-17 be forwarded to the Heritage Division of the NSW Office of Environment and Heritage (OEH) in accordance with the conditions of the funding agreements.
3. Council thank the members of the 2015-18 Heritage Advisory Committee for their contribution to heritage management in the Eurobodalla Shire.

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

PSR18/083 2017-18 ENVIRONMENTAL EDUCATION STATUS REPORT

File Ref: E07.1078

18/299 MOTION Councillor Mayne/Councillor Tait

THAT Council receive and note the 2017-18 Environmental Education Status Report.

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

PSR18/084 2017-18 NATURAL RESOURCE MANAGEMENT STATUS REPORT

File Ref: E05.9165

18/300 MOTION Councillor Thomson/Councillor Tait

THAT Council:

1. Receive and note the 2017-18 Natural Resource Management Status Report.
2. Thank Landcare volunteers for their contribution.

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

PSR18/085 DRAFT EUROBODALLA FLYING-FOX MANAGEMENT PLAN 2018

File Ref: E17.1320

18/301 MOTION Councillor Thomson/Councillor Tait

THAT:

1. Council publicly exhibit the draft Eurobodalla Flying-fox Management Plan 2018 for a period of 28 days.
2. A further report regarding the draft Eurobodalla Flying-fox Management Plan 2018 be provided to Council following the exhibition period.

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

PSR18/086 DRAFT TOURISM WAYFINDING AND SIGNAGE STRATEGY

File Ref: E16.0341

18/302 MOTION Councillor Tait/Councillor Nathan

THAT:

1. Council publicly exhibit the draft Tourism Wayfinding and Signage Strategy 2018 for a period of 28 days.
2. A further report regarding the draft Tourism Wayfinding and Signage Strategy 2018 be provided to Council following the exhibition period.

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

9. INFRASTRUCTURE REPORTS

IR18/038 LOCAL TRAFFIC COMMITTEE NO 3 FOR 2018-19

File Ref: E16.0002

18/303 MOTION Councillor Mayne/Councillor Tait

THAT the minutes of the Eurobodalla Local Traffic Committee Meeting No 3 for 2018-19 be received and noted.

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

10. CORPORATE AND COMMERCIAL SERVICES REPORTS

CCS18/040 INVESTMENTS MADE AS AT 31 AUGUST 2018

File Ref: E99.3517

18/304 MOTION Councillor Tait/Councillor Pollock OAM

THAT the certification that the investments as at 31 August 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**)

CCS18/041 LAND ACQUISITION FOR ROAD WIDENING - BEACH ROAD, BATEMANS BAY

File Ref: 93.5693.D

18/305 MOTION Councillor Thomson/Councillor Tait

THAT:

1. Application be made to the Minister for Local Government, any other relevant Minister and the Governor to acquire part of Lot 7320 DP 1156717 for public road purposes by compulsory process in accordance with Council's power under Section 177(1) of the *Roads Act 1993* and in accordance with the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991*.
2. If consent is granted, all necessary action be taken to finalise the acquisition of the land for public road purposes in accordance with the provisions of the *Land Acquisition (Just Terms Compensation) Act 1991*.
3. Once acquired, the land be dedicated as public road in accordance with the provisions of the *Roads Act 1993*.
4. Parts of Lot 1 DP 740584 and Lot 1 DP 44290 being Council owned land required for road widening be dedicated as public road.

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

CCS18/042 LAND ACQUISITION - NELLIGEN SEWER SCHEME

File Ref: E16.0384

18/306 MOTION Councillor Thomson/Councillor Pollock OAM

THAT:

1. All actions necessary be taken for the acquisition of Lot 1 DP 119109 for sewer infrastructure purposes in accordance with Council's Policy for *Acquiring Land for Public Purposes*.
2. All survey and legal costs associated with the land acquisition be borne by Council.
3. Public notice be given of Council's intention to resolve:
"THAT Lot 1 DP 119109 is acquired as operational land."
4. A period of 28 days is given for members of the public to make submissions.
5. A further report is presented following the advertising period.
6. Consent is given to affix the Common Seal of Council to the Transfer Lot 1 DP 119109.

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

CCS18/043 LEASES FOR UNIVERSITY AND TAFE CAMPUSES BATEMANS BAY

File Ref: E10.4508

18/307 MOTION Councillor Thomson/Councillor Nathan

THAT:

1. The University of Wollongong be granted a lease over part of the Batemans Bay Library and Education Campus for a term of 23-years with an option for 20-years with terms and conditions in accordance with the draft lease attached to this report.
2. TAFE NSW Illawarra Institute be granted a lease over part of the Batemans Bay Library and Education Campus for a term of 23-years with an option for 20-years with terms and conditions in accordance with the draft lease attached to this report.
3. Consent be given to affix the Common Seal of Council to the leases granted to the University of Wollongong and TAFE NSW Illawarra Institute.

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

**CCS18/045 REQUEST FOR TENDER NO. RFT 2018/FBD044 - EUROBODALLA BOTANIC GARDEN
VISITOR CENTRE REDEVELOPMENT**

File Ref: E08.2547

18/308 MOTION Councillor Thomson/Councillor Brown

THAT Council:

1. Endorses the selection of the preferred tenderer identified for Request for Tender no. 2018/FBD044 - Eurobodalla Botanic Garden Visitor Centre Redevelopment within the Confidential Attachment.
2. Accordingly approves the entering into of a contractual arrangement with the preferred tenderer, subject to the terms specified in the Request for Tender unless otherwise varied in accordance with this report.

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

CCS18/046 LICENCE FOR RADIO ANTENNA BODALLA

File Ref: 89.3055.b

18/309 MOTION Councillor Nathan/Councillor Thomson

THAT Council grant a licence for radio transmission equipment within Lot 13 DP 263277 to Vision Christian Media with conditions in line with similar licences including:

1. for a term of five years with an initial licence fee of \$550 including GST per annum increased annually in line with CPI
2. payment of licence establishment fee of \$163 in accordance with Council's fees and charges
3. maintenance of public liability insurance for \$20 million.

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

11. COMMUNITY, ARTS AND RECREATION REPORTS

Nil

12. DELEGATE REPORT

Nil

13. URGENT BUSINESS

Nil

THE MEETING CLOSED AT 1.59PM

CHAIRPERSON

Chairperson of the Ordinary Council Meeting held on Tuesday, 23 October 2018 at which meeting the signature hereon was subscribed.