



Minutes

Ordinary Meeting of Council

25 February 2025

ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY 25 FEBRUARY 2025

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HELD ON TUESDAY 25 FEBRUARY 2025

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**MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, MORUYA
ON TUESDAY, 25 FEBRUARY 2025
COMMENCING AT 12:33 PM**

PRESENT: Councillor Mathew Hatcher, Mayor (in the Chair)
Councillors Laurence Babington, Phil Constable, Mick Johnson, Anthony Mayne, Rob Pollock OAM, Amber Schutz, Colleen Turner and Sharon Winslade

Staff: Mrs S Speedy, Acting General Manager
Mr G Bruce, Director, Planning and Environment
Mr G Attenborough, Director, Infrastructure Services
Mrs K Arthur, Director, Community, Arts and Recreation
Mrs J Sullivan, Acting Director, Finance and Corporate Services
Mr S Westbury, Corporate Manager, Governance and Risk
Ms K Pisanos, Chief Operating Officer
Mr A Greenway, Divisional Manager, Property and Commercial Services
Miss H Johnson, Minute Secretary

1. WELCOME

The Mayor welcomed everyone to the meeting.

2. ACKNOWLEDGEMENT OF COUNTRY

The Mayor acknowledged the Traditional Custodians of the Land, Eurobodalla Shire Council recognises Aboriginal people as the original inhabitants and custodians of all land and water in the Eurobodalla and respects their enduring cultural and spiritual connection to it. Eurobodalla Shire Council acknowledges the Traditional Owners of the land in which we live. Council pays respect to Elders past, present and future. We are on Yuin Country.

3. APOLOGIES

Warwick Winn, General Manager (declared later during the meeting at 2.36pm).

4. CONFIRMATION OF MINUTES OF PREVIOUS MEETING

25/1 MOTION Councillor Schutz/Councillor Constable

THAT the minutes of the Ordinary Meeting held on 17 December 2024 be confirmed.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

5. DECLARATIONS OF INTEREST OF MATTERS ON THE AGENDA

Nil

6. 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.)

PF25/001 PSR25/003 – PLANNING PROPOSAL 23 – AMENDMENT OF ZONE BOUNDARY TO PERMIT BROU WASTE MANAGEMENT FACILITY

Warren Buchan addressed Council in relation to PSR25/003.

A copy of Warren’s presentation is available on Council’s website.

PF25/002 FCS25/005 – QUARTERLY BUDGET REVIEW

Owen Cartledge addressed Council in relation to FCS25/005.

Owen did not provide a copy of his presentation.

PF25/003 FCS25/016 – PROPOSED ROAD CLOSURE AND SALE – PART DENISE DRIVE, LILLI PILLI

Mr S Westbury, Corporate Manager, Governance and Risk addressed Council on behalf of Anthony Fielding in relation to FCS25/016.

A copy of Anothony’s presentation is available on Council’s website.

PF25/004 FCS25/016 – PROPOSED ROAD CLOSURE AND SALE – PART DENISE DRIVE, LILLI PILLI

Andrew Gillespie addressed Council in relation to FCS25/016.

Andrew did not provide a copy of his presentation.

7. MAYORAL REPORTS

**MR25/001 TUROSS BEACH CLEAN-UP INITIATIVE AND COLLABORATION WITH THE
PROGRESS ASSOCIATION AND RURAL FIRE SERVICE (RFS)**

File Ref: S002-T00013

Additional information provided to Councillors prior to the commencement of the Ordinary Council Meeting, supporting the decision making process for this Motion and resolution

- As noted in the Mayoral Report, Council staff sought three quotes to clear up and dispose of the debris.
- Council also sought advice from the NSW Department of Primary Industries, who recommend removal rather than burning on the beach.
- The Department of Primary Industries also advised that a Review of Environmental Factors (a REF) will be required.
- A budget of \$55K will need to be approved to undertake the work, comprising \$45K for the clean up and disposal, and \$10K for the REF.
- Councillors and the community should also be aware that the REF, once prepared, will need to be reviewed by Marine Parks, Fisheries, Heritage NSW, Environment NSW, and National Parks. Council anticipates therefore the work may not start until winter.
- The Department of Primary Industries has also identified that due to the prevailing catchment processes and the aspect of the beaches, removal works will be required periodically over the long term and therefore should not be considered a 'one off'.

25/2 MOTION Councillor Hatcher

THAT:

1. Council approve funds for a one-off clean up of Tuross Head main beach and removal of the driftwood debris.
2. Council seek the relevant environmental permits from the NSW Government as soon as possible to allow the clean up to take place.
3. Council initiate discussions with relevant state agencies that could allow smaller, community-led cleanups under approved conditions without the need to seek formal permits.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

8. NOTICES OF MOTION

Nil

9. QUESTIONS ON NOTICE FROM COUNCILLORS

Nil

10. PETITIONS

PET25/001 DRIFTWOOD ON ONE TREE BEACH SOUTH IN TUROSS HEAD

File Ref: S002-T00013; S012-T00029

25/3 MOTION Councillor Schutz/Councillor Mayne

THAT Council receive and note the petition.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

11. GENERAL MANAGER'S REPORTS

Nil

12. PLANNING AND ENVIRONMENT REPORTS

PSR25/001 TENDER EXPANSION AT SURF BEACH WASTE MANAGEMENT FACILITY

File Ref: S031-T00016

25/4 MOTION Councillor Schutz/Councillor Constable

THAT:

1. Council accepts the selection of the preferred tenderer recommended in the confidential attachment in response to Contract No. 2324-248 Surf Beach Waste Management Facility – Landfill Cell & Liner System Modification.
2. Council accordingly approves entering a contractual arrangement with the preferred tenderer, subject to the terms specified in Contract No. 2324-248; and
3. Council delegate to the General Manager the function of finalising and entering the contract with the successful tenderer in accordance with documents forming Contract No. 2324-248 Surf Beach Waste Management Facility – Landfill Cell & Liner System Modification.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

**PSR25/002 DA0178/24 - PROPOSED 52 UNIT RESIDENTIAL FLAT BUILDING, 68 TO 74B
BEACH ROAD AND 1 TO 5 GOLF LINKS DRIVE, BATEMANS BAY**

File Ref: DA0178/24

25/5 MOTION Councillor Babington/Councillor Constable

THAT Development Application DA0178/24 for the Demolition of existing structures and the construction of a residential flat building (containing 52 Units) at 68 to 74B Beach Road and 1 to 5 Golf Links Drive, Batemans Bay, be approved subject to the conditions provided in the attachment to this report.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, R Pollock OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Crs M Johnson and A Mayne.

**PSR25/003 PLANNING PROPOSAL 23 - AMENDMENT OF ZONE BOUNDARY TO PERMIT BROU
WASTE MANAGEMENT FACILITY EXPANSION**

File Ref: S031-T00017

25/6 MOTION Councillor Pollock OAM/Councillor Constable

THAT Council

1. Resolves to make the amendment to the *Eurobodalla Local Environmental Plan 2012* to facilitate the expansion to the Brou Waste Management Facility) located at Lot 1 DP 1205476, Princes Highway Bodalla.
2. Notify in writing the people who have made a submission to the proposal and inform them of Council's decision.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz and S Winslade.

Against the Motion: Cr C Turner.

PSR25/004 DRAFT HOUSING STRATEGY SCOPING OPTIONS

File Ref:

MOTION Councillor Johnson/Councillor Winslade

THAT Council:

1. identify the preferred actions from the scoping report to be included in the draft housing strategy, and
2. seek community and stakeholder input on the actions to be included in the draft housing strategy and the scoping report.

AMENDMENT Councillor Turner/Councillor Pollock OAM

THAT Council:

1. Appoints a Housing Advisory Committee to guide and monitor the implementation of the Housing Strategy with a focus on improving affordability of housing for everyone in Eurobodalla. That group should include local residents with expertise in the area that might include lived experience of housing stress.
2. Further report come to Council at the March meeting outlining the financial implications of appointment of a Housing Officer and Advisory Group and funds to support data gathering and small scale projects.
3. Priority actions to be undertaken in collaboration with Council, internal departments and Community agencies, State and Federal Government agencies include but are not limited to:
 - a) Mandate housing density in established areas and in Greenfield sites that supports a diversity of options including medium density and smaller one and two bedroom housing options without compromising housing and environmental standards.
 - b) Develop mechanisms to capture "uplift" of additional medium density housing to support affordable housing and innovative planning.
 - c) Develop and implement a system of rates rebates to encourage longer term rentals and rates penalties to discourage short term rentals.
 - d) Develop partnerships with existing Social Housing providers to improve and or expand social and Community housing levels and models in Eurobodalla.
 - e) Implement recommendation 5.2 of regional housing task force in relation to Short Term Rental Accommodation- review the short and longer term impacts of recent and planned reforms including infrastructure contributions and the regulation of Short term Rental Accommodation
4. Incorporating the above actions into the existing draft housing plan.

(The Amendment on being put was declared **LOST**).

Division

For the Motion: Crs M Johnson, R Pollock OAM and C Turner.

Against the Motion: Crs L Babington, P Constable, M Hatcher, A Mayne, A Schutz and S Winslade.

25/7 AMENDMENT Councillor Constable/Councillor Babington

THAT Council:

1. exhibit the scoping report for a period of 28 days and seek community and stakeholder input on the actions to be included in the draft housing strategy and report back to Council.
2. Further report come to Council as soon as possible after the exhibition period outlining the financial implications of appointment of a Housing Officer and Advisory Group and funds to support data gathering.

(The Amendment on being put became the **MOTION**)

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

25/8 MOTION Councillor Constable/Councillor Babington

THAT Council:

1. exhibit the scoping report for a period of 28 days and seek community and stakeholder input on the actions to be included in the draft housing strategy and report back to Council.
2. Further report come to Council as soon as possible after the exhibition period outlining the financial implications of appointment of a Housing Officer and Advisory Group and funds to support data gathering.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

25/9 MOTION Councillor Mayne/Councillor Babington

THAT the Ordinary Council Meeting be adjourned for a 5 minute recess.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

At **2:25 pm** the Mayor adjourned the Ordinary Meeting of Council.

25/10 MOTION Councillor Hatcher/Councillor Mayne

THAT the Ordinary Council Meeting be reopened following the 5 minute recess.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

At **2:35 pm** the Mayor reconvened the Ordinary Meeting of Council.

13. FINANCE AND CORPORATE SERVICES REPORTS

FCS25/005 QUARTERLY BUDGET REVIEW STATEMENT FOR PERIOD ENDING 31 DECEMBER 2024

File Ref: S011-T00003

MOTION Councillor Schutz/Councillor Babington

THAT

1. The Quarterly Budget Review Statement (including attachments) for the quarter ended 31 December 2024 be received and noted.
2. The revised budget be adopted based on the proposed adjustments as presented.
3. A new loan to finance completion of the Southern Water Supply Storage project be raised to the value of \$40,000,000 in accordance with Council's Borrowing policy.
4. Delegation of the authority to the General Manager to negotiate the loan terms.
5. Authorisation for the Mayor and General Manager to execute the loan agreement on behalf of the Council.

25/11 MOTION Councillor Johnson/Councillor Pollock OAM

THAT Council defer item FCS25/005 Quarterly Budget Review Statement for period ending 31 December 2024.

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

Division

For the Motion: Crs L Babington, P Constable, M Johnson, R Pollock OAM, C Turner and S Winslade.

Against the Motion: Crs M Hatcher, A Mayne and A Schutz.

FCS25/006 INVESTMENTS MADE AS AT 31 DECEMBER 2024

File Ref: S011-T00006, S012-T00025

25/12 MOTION Councillor Schutz/Councillor Babington

THAT the certification of investments as of 31 December 2024, 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 2021*, be received.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

FCS25/007 INVESTMENTS MADE AS AT 31 JANUARY 2025

File Ref: S011-T00006, S012-T00025

25/13 MOTION Councillor Schutz/Councillor Babington

THAT the certification of investments as of 31 January 2025, 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 2021*, be received.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

FCS25/008 AUDIT RISK AND IMPROVEMENT COMMITTEE 2023-24 ANNUAL REPORT

File Ref: S004-T00048

25/14 MOTION Councillor Schutz/Councillor Constable

THAT the ARIC 2023-24 Annual Report be received and noted.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
 OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

**FCS25/009 AUDIT RISK AND IMPROVEMENT COMMITTEE-MEETING MINUTES 27
NOVEMBER 2024**

File Ref: S004-T00048

25/15 MOTION Councillor Winslade/Councillor Schutz

THAT Council receive and note the minutes of the ARIC meeting held on 27 November 2024.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

FCS25/010 COUNCILLOR CONFERENCES 2025

File Ref: S004-T00019; S012-T00025

25/16 MOTION Councillor Hatcher/Councillor Constable

THAT:

1. Council determine which councillors will attend each of the following conferences being held in 2025.
 - a. Councillor Colleen Turner attend the 2025 Australian Local Government Women's Association (ALGWA) NSW Conference on 1 to 3 May 2025 in Griffith NSW.
 - b. Councillors Laurence Babington and Rob Pollock OAM attend the 2025 Regional Australia Institute Region Rising National Summit – date and location to be advised (not yet set).
 - c. Councillors Phil Constable and Mick Johnson attend the 2025 Floodplain Management Australia National Conference on 13 to 16 May 2025 at Pullman Melbourne on the Park, Melbourne Vic.
 - d. Councillors Rob Pollock OAM and Laurence Babington attend the 2025 LGNSW Destination and Visitor Economy Conference on 26 to 28 May 2025 in Kingscliff NSW.
 - e. Councillors Phil Constable and Rob Pollock OAM attend the 2025 NSW Local Roads Congress – date and location to be advised.
 - f. Councillors Mathew Hatcher and Anthony Mayne attend the 2025 National General Assembly (NGA) on 24 to 27 June 2025 at National Convention Centre, Canberra, ACT.
 - g. Councillors Colleen Turner and Sharon Winslade attend the 2025 Climate Summit for Local Government – date and location to be advised.
 - h. Councillors Mathew Hatcher and Rob Pollock OAM attend the 2025 National Local Roads and Transport Congress – date and location to be advised.
2. Council representatives be reimbursed out of pocket expenses in accordance with the '*Councillor Professional Development, Expenses and Facilities*' Policy.
3. Councillors are required to provide a written delegates report following the conference that will be available to the public on Council's website and at Council's main administration building in Moruya.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

FCS25/011 DISCLOSURE OF PECUNIARY INTEREST AND OTHER MATTERS RETURNS

File Ref: S012-T00031, S021-T00004

25/17 MOTION Councillor Schutz/Councillor Constable

THAT the report on the Disclosure of Pecuniary Interest and Other Matters returns for newly elected councillors be received and noted.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

FCS25/012 SOUTHERN REGIONAL PLANNING PANEL - COUNCIL NOMINATIONS

File Ref: S017-T00002

25/18 MOTION Councillor Mayne/Councillor Schutz

THAT Council:

1. Endorse Council's Divisional Manager Strategy and Planning (for DA-related matters) and Council's Divisional Manager Development and Compliance (for Strategy-related matters) as one of the two Council members on the Southern Regional Planning Panel for the term of this Council.
2. Nominate Councillor Amber Schutz as Council's second member on the Southern Regional Planning Panel for the term of this Council and Councillor Mick Johnson as an additional alternate member.
3. Forward the nomination and any supporting information to the NSW Government Planning Panels Secretariat.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

**FCS25/013 OPERATIONAL PLAN 2024-25 SIX MONTH PERFORMANCE UPDATE JULY -
DECEMBER 2024**

File Ref: S004-T00028

25/19 MOTION Councillor Mayne/Councillor Schutz

THAT the Six-Month Performance Update Report July – December 2024 be received and noted.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

**FCS25/014 EUROBODALLA SHIRE COMMUNITY STRATEGIC PLAN 2042 (2025 REVISION)
FOR ENDORSEMENT**

File Ref: S004-T00028

25/20 MOTION Councillor Schutz/Councillor Winslade

THAT Council:

1. Note that the draft Community Strategic Plan 2042 (2025 Revision) concluded the required period of 28 days on public exhibition.
2. Note the submissions received during the public exhibition period and endorse the recommended responses.
3. Endorse the Eurobodalla Shire Community Strategic Plan 2042 (2025 Revision).

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

**FCS25/015 COMMUNITY ENGAGEMENT STRATEGY AND COMMUNITY PARTICIPATION
PLAN 2025-29 FOR ADOPTION**

File Ref: S012-T00025

25/21 MOTION Councillor Pollock OAM/Councillor Turner

THAT Council:

1. Note that the draft Community Engagement Strategy and Community Participation Plan 2025-29 concluded the required period of 28 days on public exhibition.
2. Note that no submissions were received during the public exhibition period.
3. Adopt the Community Engagement Strategy and Community Participation Plan 2025-29.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

FCS25/016 PROPOSED ROAD CLOSURE AND SALE - PART DENISE DRIVE, LILLI PILLI

File Ref: S023-T000014

25/22 MOTION Councillor Schutz/Councillor Constable

THAT

1. Council approves the road closure and sale of part Denise Drive, Lilli Pilli.
2. Once closed and vested in Council seek agreement with the adjoining landowners to sell part of the road reserve to them for consolidation within their existing properties.
3. The General Manager be given delegated authority to execute all necessary documentation.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

14. INFRASTRUCTURE REPORTS

IR25/001 EUROBODALLA SOUTHERN STORAGE UPDATE AND BUDGET ALLOCATION

File Ref: S032-T00008

MOTION Councillor Schutz/Councillor Mayne

THAT Council **Approve**:

1. An increase in project budget as detailed in the confidential attachment.
2. An increase in Council's commitment regarding the Southern Storage Construction Contract to the value as detailed in the confidential attachment.
3. Advocate to the Federal and State Governments for additional funding.

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

Division

For the Motion: Crs P Constable, M Hatcher, A Mayne, R Pollock OAM, A Schutz and S Winslade.

Against the Motion: Crs L Babington, M Johnson and C Turner.

IR25/002 LOCAL TRAFFIC COMMITTEE NO.3 FOR 2024-25

File Ref: S030-T00018

25/23 MOTION Councillor Babington/Councillor Mayne

THAT Council approves:

1. The following acts for determination from Local Traffic Committee No. 3:

- **2025.RT.005 George Bass Drive – Broulee Road Roundabout signage and line marking, Broulee**

That Council Plan 2906-B-24, for signage and line marking at George Bass Drive – Broulee Road Roundabout, at Broulee, be approved.

- **2025.RT.004 Annett Street, signage, Mogo**

That Council Plan 5349-A-8, for signage Cyclists Excepted at Annett Street, Mogo, NOT be approved pending further investigation.

- **2025.RT.007 Balangay Court, Maloneys Beach signage**

That Council Plan 5490-H-1, for No Stopping signage at Balangay Court and Hibiscus Circuit, Maloneys Beach, NOT be approved.

- **2025.RT.008 Mosquito Bay car park, line marking**

That Council Plan 5490-E-02, for accessible car space, line marking and signage at Mosquito Bay boat ramp car park, Lilli Pilli, be approved.

- **2025.RT.010 Deep Creek Dam Road, Mogo Trails Botanic Gardens Carpark**

That Council Plan 5490-L-1, for two accessible car spaces signage and line marking: Give Way signage and line marking; bicycle symbolic signs (W6-7); Road Ahead signage, at Mogo Trails, Botanic Gardens car park, Batemans Bay, be approved.

- **2025.RT.009 Train Street, Broulee, signage**

That Council Plan 5490-G-08-1, for 2P timed parking at Train Street, Broulee, be approved.

2. The following Informal Items:

2025.IN.001 Local Traffic Committee – Terms of Reference

That the Terms of Reference for the Eurobodalla Local Traffic Committee 2025-2026 are adopted by the Committee for the next two-year tenure period.

2025.IN.002 Local Traffic Committee Meeting Dates for 2025

That the following meeting dates be adopted for the Local Traffic Committee for the remainder of 2024/2025 and first half of 2025/2026.

Council notes the following Special Events:

2025.SE.002 Special Event Application – Batemans Bay Triathlon, based in Tomakin held 1 February 2025

2025.SE.003 Special Event Application – Beach to Bridge 2025, Batemans Bay held 2 February 2025

2025.IN.001 Traffic Management Plan – Remembrance Day Ceremony Batemans Bay 2024 held 11 November 2024.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

15. COMMUNITY, ARTS AND RECREATION REPORTS

Nil

16. URGENT BUSINESS

Under Clause 8.3 of Council's adopted *Code of Meeting Practice*, the Mayor introduced an urgent new Motion, requiring a decision by the Council before the next scheduled Ordinary meeting of the Council. This Motion was introduced without notice as permitted by Clause 8.4 of the *Code of Meeting Practice*.

25/24 MOTION Councillor Hatcher/Councillor Constable

THAT the meeting be closed to the public under Clause 13.1 of the *Code of Meeting Practice* and Section 10A 2(a) of the *Local Government Act 1993*, as it involves a personnel matter. Live streaming was also turned off for this part of the meeting.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

At **3:31 pm** the Ordinary Meeting of Council moved into Closed Session.

17. DEALING WITH MATTERS IN CLOSED SESSION

At **3:31 pm** the Ordinary Meeting of Council moved into Closed Session.

25/25 MOTION Councillor Pollock OAM/Councillor Constable

THAT the meeting be re-opened to the public and live streaming resume.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

At **5:31 pm** the Ordinary Meeting of Council resumed.

25/26 MOTION Councillor Pollock OAM/Councillor Constable

THAT the meeting be adjourned under Part 17 of the Code of Meeting Practice due to the time having passed 5.30pm. Date, time and place to be fixed at a later time.

No resolutions were able to be declared carried in Closed Session.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

At **5:34 pm** the Ordinary Meeting of Council adjourned.

Ordinary Meeting of Council opened by Mayor Hatcher at **3:02 pm** on Tuesday 18 March 2025.

25/27 MOTION Councillor Constable/Councillor Turner

The current open Motion before Council requires closure of this part of the meeting to the public under clause 13.1 of the *Code of Meeting Practice* and section 10A 2(a) of the *Local Government Act 1993*, as it involves a personnel matter. Live streaming will need to be turned off for this part of the meeting.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

At **3:05 pm** the Ordinary Meeting of Council moved into Closed Session.

25/28 MOTION Councillor Hatcher/Councillor Constable

THAT the meeting be re-opened to the public and live streaming resume.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock
OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

At **3:51 pm** the Ordinary Meeting of Council resumed.

25/29 MOTION Councillor Pollock OAM/Councillor Constable

1. That Council resolves:

- a) to accept Mr. Warwick Winn's resignation effective 21 March 2025;
- b) delegate the Mayor the authority to execute the Deed of Release as agreed between the parties;
- c) delegate the Mayor the authority to write to Mr Winn advising of Council's decision and provide him with a signed copy of the Deed of Release.
- d) appoint Director of Finance and Corporate Services Ms Stephanie Speedy as Acting General Manager pursuant to sections 336 and 351 of the *Local Government Act 1993* (NSW). This will remain in effect until the commencement of an Interim General Manager.
- e) delegate Acting General Manager Ms Stephanie Speedy all functions in section 335 of the *Local Government Act 1993* (NSW), delegations and sub-delegations of the General Manager.
- f) delegate the Mayor the authority to commence the recruitment process for an Interim General Manager, with appointment of a suitable candidate to be resolved by Council at the earliest possible opportunity.
- g) delegate the Mayor the authority to commence the recruitment process for a new General Manager in accordance with *the Guidelines for the Appointment and Oversight of General Managers*, issued by the Office of Local Government, pursuant to section 23A of the *Local Government Act 1993*. All Councillors to have the opportunity to be involved in the recruitment process. A full report will be tabled at a later meeting.

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

Division

For the Motion: Crs L Babington, P Constable, M Hatcher, M Johnson, A Mayne, R Pollock OAM, A Schutz, C Turner and S Winslade.

Against the Motion: Nil.

18. CONFIDENTIAL MATTERS

Nil

THE MEETING CLOSED AT 3:53 pm

CHAIRPERSON

Chairperson of the Ordinary Council Meeting held on Tuesday, 25 March 2025 at which meeting the signature hereon was subscribed.