

Outstanding

**Division:** Assets and Operations

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:45:53 PM**

Meeting	Officer/Director	Section	Subject
Council 13/03/2019	Best, Chris Macfarlane, Ian	Staff Reports - D: Infrastructure Waste and Water	Land Divestment Options - Lot 1 DP 44354 & Lots 1 & 2 DP 623695 West Street, Eden
<b>RESOLVED on the motion of Crs Bain and Nadin</b>			
1. That Council receive and note the report and attached Vacant Land Review Sheet including detail on individual land parcels this report relates to.			
2. That further investigations are undertaken to fully assess the saleability of the parcel.			
<u>IN FAVOUR:</u>	Crs Fitzpatrick, Bain, Nadin, McBain, Seckold, Tapscott and Allen		
<u>AGAINST:</u>	Crs Griff and Dodds		
<i>20 Mar 2019 - 10:21 AM - Jacqueline Grant</i>			
Council resolved that further investigations be undertaken to fully assess the saleability of the land parcels. I would assume we would need a consultant to prepare a remediation action plan. A further report will need to be presented to Council if we do want to sell the land in the future.			
<i>20 Mar 2019 - 10:22 AM - Jacqueline Grant</i>			
Action reassigned to Chris Best by: Jacqueline Grant			
<i>3 Feb 2021 - 2:44 PM - Chris Best</i>			
Investigations for this lot are part of the program of works for W&SS Assets.			
<i>4 Jun 2021 - 1:13 PM - Chris Best</i>			
Works to make this site safe have been completed with new fences, vegetation management and signage. An EOI for a contaminated land assessment has been completed.			
<i>10 May 2022 - 10:08 AM - Chris Best</i>			
A consultant has been engaged to complete a contaminated lands assessment for this site.			
<i>27 Jul 2022 - 8:27 AM - Chris Best</i>			

Outstanding

**Division:** Assets and Operations

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:45:53 PM**

The contaminated land consultant has completed test pits and sampling. Their final report is due this quarter. Initial findings are that there is no formal contamination of the site. There are still asbestos structures in places, some of which have broken down and are hidden in vegetation. The final land-disposal strategy will be decided by staff once the contamination report is finalised.

Meeting	Officer/Director	Section	Subject
Council 18/09/2019	Best, Chris Macfarlane, Ian	Staff Reports - D: Infrastructure Waste and Water	North Bega Sewer Phase Two
<b>RESOLVED on the motion of Crs Fitzpatrick and Seckold</b>			
1. That Council note the contents of this report and the status of the North Bega Phase Two Sewer Project.			
2. That Council resolve to proceed with the Phase 2 Sewer Project as an improved hybrid gravity and pressure system for both the industrial and residential properties as detailed in this report. Requiring a \$7000 contribution from non-residential properties and no contribution up front from residential properties.			
3. That no headworks charges apply to residential properties for the first two years with full headworks to be required for connection after the first two years.			
4. That the connected charges will not apply until the first full financial year after the infrastructure is in place, and unconnected charges will not apply until the end of a two year period after completion of the works.			
5. That Council authorise the General Manager to execute all necessary documentation.			
6. That all affected property owners be notified of Council's decision.			
7. That Council note that Attachment 1 is confidential as the attachment relates to the personal hardship of a resident or ratepayer as per Section 10A(2)(b) of the Local Government Act 1993.			
<b>IN FAVOUR:</b> Crs Nadin, Griff, McBain, Seckold, Tapscott and Dodds			
<b>AGAINST:</b> Crs Fitzpatrick, Bain and Allen			
<i>17 Oct 2019 - 9:04 AM - Jacqueline Grant</i>			
Action reassigned to Steve Marshall by: Jacqueline Grant			
<i>9 Dec 2019 - 2:56 PM - Jacqueline Grant</i>			

Outstanding

**Division:** Assets and Operations

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:45:53 PM**

Action reassigned to Ronan, Paul by: Grant, Jacqueline for the reason: One for you to action.

*18 Feb 2020 - 9:44 AM - Jacqueline Grant*

Action reassigned to Best, Chris by: Grant, Jacqueline for the reason:

*3 Feb 2021 - 2:50 PM - Chris Best*

This project is on hold post the bushfires and will be reconsidered as resources become available. It will include the resolved actions.

*10 May 2022 - 10:09 AM - Chris Best*

This project remains on hold.

*26 Jul 2022 - 4:20 PM - Chris Best*

This project remains on hold.

Meeting	Officer/Director	Section	Subject
Council 30/10/2019	Best, Chris Macfarlane, Ian	Staff Reports - D: Infrastructure Waste and Water	Effluent Re-use and Storage at Pambula Merimbula Golf Course

Outstanding

**Division:** Assets and Operations

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:45:53 PM**

**RESOLVED on the motion of Crs Bain and Fitzpatrick**

1. That Council allocate \$65,000 from the sewer fund for Council to engage a consultant to undertake the irrigation capacity assessment, water balance, and conceptual design of an effluent storage dam on the Pambula Merimbula Golf Club (PMGC), and seek additional funding of the \$10,000 required from the PMGC for this consultancy
2. That a draft agreement between BVSC and PMGC be negotiated, including who will pay for any construction of the effluent storage dam and who is responsible for the compliance with EPA Guidelines.
3. That Councillors be provided with a full report and costing of all treated effluent re-use options across the shire.

**IN FAVOUR:** Crs Fitzpatrick, Bain, Nadin, Griff, McBain, Seckold, Tapscott and Dodds

**AGAINST:** Cr Allen

*9 Dec 2019 - 1:24 PM - Jacqueline Grant*

Action reassigned to Ronan, Paul by: Grant, Jacqueline for the reason: For your action to liaise with C Best.

*18 Feb 2020 - 9:45 AM - Jacqueline Grant*

Action reassigned to Best, Chris by: Grant, Jacqueline for the reason:

*3 Feb 2021 - 3:25 PM - Chris Best*

A Recycled Water Strategy is part of the W&SS Assets program of works in the next 2 years.

*10 May 2022 - 10:09 AM - Chris Best*

A Recycled Water Strategy is part of the W&SS Assets program of works for next financial year.

*26 Jul 2022 - 4:21 PM - Chris Best*

A Recycled Water Strategy is part of the W&SS Assets program of works for this financial year.

Meeting	Officer/Director	Section	Subject
---------	------------------	---------	---------

Outstanding

**Division:** Assets and Operations

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:45:53 PM**

Council 30/10/2019

Best, Chris

Staff Reports - D: Infrastructure Waste and Water

Merimbula Ocean Outfall Diffuser Location

Macfarlane, Ian

**RESOLVED on the motion of Crs Bain and Dodds**

That Council adopt the treatment option 3B, inclusive of two point phosphorous removal and sand filtration with UV disinfection upgrade, "north short" option, utilising horizontal directional drilling and lay on-sea-floor to CH.3500 as the basis for detailed environmental assessment and conceptual design.

**IN FAVOUR:** Crs Fitzpatrick, Bain, Nadin, Griff, McBain, Seckold, Tapscott, Dodds and Allen

**AGAINST:** Nil

*9 Dec 2019 - 1:24 PM - Jacqueline Grant*

Action reassigned to Ronan, Paul by: Grant, Jacqueline for the reason: For your action to liaise with C Best.

*18 Feb 2020 - 9:45 AM - Jacqueline Grant*

Action reassigned to Best, Chris by: Grant, Jacqueline for the reason:

*3 Feb 2021 - 3:26 PM - Chris Best*

This action is under way with the EIS

*4 Jun 2021 - 1:16 PM - Chris Best*

The EIS has been written on the basis of this resolution and has been submitted to DPIE for agency review.

*10 May 2022 - 10:10 AM - Chris Best*

Due to community feedback additional modelling on the diffuser location is underway. The result will inform our response to submissions report which we will submit when seeking determination from the minister.

*26 Jul 2022 - 4:21 PM - Chris Best*

The EIS consultant's Sydney-based staff who were able to use the specialist software for marine point source discharge mixing zone modelling have changed companies. The model has been worked on by our consultant's USA based team, which has added significant delays. Results are starting to come back to Council but are not yet complete.

Outstanding

**Division:** Assets and Operations

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:45:53 PM**

Meeting	Officer/Director	Section	Subject
Council 27/01/2021	Grady, John Macfarlane, Ian	Staff Reports - D: Infrastructure Waste and Water	Evans Park Kalaru Playground - Grant Funding and Masterplan
<p><b>RESOLVED on the motion of Crs Nadin and Dodds</b></p> <p>That:</p> <ol style="list-style-type: none"><li>1. Council support the development of a new playground at Kalaru and through applying an asset management approach play equipment in Tathra be rationalised.</li><li>2. Council endorse the proposed playground site to enable the Evans Park Committee to progress with their project.</li><li>3. Council continue to work through other elements to finalise a masterplan for Evans Park Kalaru.</li></ol> <p><b>IN FAVOUR:</b> Crs Fitzpatrick, Bain, Nadin, Griff, Seckold and Dodds</p> <p><b>AGAINST:</b> Nil</p> <p><b>ABSENT:</b> Cr Allen</p> <p><i>1 Feb 2021 - 10:41 AM - Jacqueline Grant</i></p> <p>Action reassigned to Grady, John by: Grant, Jacqueline for the reason: For your action as per email.</p> <p><i>15 Oct 2021 - 11:59 AM - John Grady</i></p> <p>Playground and shade structure CPP completed. BVSC funded and installed fence. Work to finalise site masterplan to be progressed.</p> <p><i>6 May 2022 - 4:04 PM - John Grady</i></p> <p>Workloads have delayed work to progress planning. Will progress once resources become available.</p>			

Meeting	Officer/Director	Section	Subject
Council 12/05/2021	Best, Chris Macfarlane, Ian	New Item	RFT 2021-19 Water and Sewerage Services business maintenance and administration accommodation

Outstanding

**Division:** Assets and Operations

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:45:53 PM**

**RESOLVED on the motion of Crs Nadin and Seckold**

1. That Council reject all tenders to allow for further heritage investigation to be completed.
2. That Council delegate authority to the General Manager to negotiate with the preferred tenderer on program and cost.
3. That Council delegate authority to the General Manager to determine whether to enter into a contract.
4. That Council officers advise unsuccessful tenderers of Council's decision.

**IN FAVOUR:** Crs Fitzpatrick, Bain, Nadin, Griff, Seckold, Dodds and Allen

**AGAINST:** Nil

*17 May 2021 - 10:43 AM - Jacqueline Grant*

Action reassigned to Best, Chris by: Grant, Jacqueline for the reason: Chris for your action as per resolution.

*4 Jun 2021 - 1:17 PM - Chris Best*

Aboriginal survey has been completed for the site and found no artefacts. The consultant's report is currently under State Government review. The preferred contractor has been contacted and is in negotiations.

*26 Oct 2021 - 12:25 PM - Chris Best*

After successful negotiations the contractor has been engaged and commenced on site in October 2021. Expected completion of the project is May 2022.

*9 May 2022 - 3:50 PM - Chris Best*

After material delays the steel has been erected on site. Current program indicates October 2022 completion.

*26 Jul 2022 - 4:22 PM - Chris Best*

The current program still indicates an October 2022 completion.

Meeting	Officer/Director	Section	Subject
Council 22/09/2021	Best, Chris Macfarlane, Ian	New Item	Illawambra Trunk Main

Outstanding

**Division:** Assets and Operations

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:45:53 PM**

Cr Allen - The Illawamba Trunk Main has been out of commission for 12 months, is it going to be replaced or disbanded?

Acting Director Assets and Operations, Mr Macfarlane advised the trunk main is past its service life, renewal or cease works is currently being investigated. Replacement cost is in excess of \$1.5m. There are 10 customers on the trunk main, it was designed initially to feed Cobargo. Cobargo no longer needs the trunk main and a Council decision will be required to either do major infrastructure works or to use a different model going forward. Councils Water and Sewer Manager will engage one customer that currently has no water from the main. A memo will be provided to councillors with further updates.

*30 Sep 2021 - 3:20 PM - Georgina McIntyre*

Action reassigned to McIntyre, Georgina by: McIntyre, Georgina for the reason:

*11 Oct 2021 - 3:29 PM - Georgina McIntyre*

Action reassigned to Best, Chris by: McIntyre, Georgina for the reason:

*26 Oct 2021 - 12:23 PM - Chris Best*

Letters were sent to affected properties last week. Some customers have contacted Council as a result, and meetings are now being arranged with those customers.

*9 May 2022 - 3:51 PM - Chris Best*

Two face to face meetings have been held with affected customers. An options report is in early draft. The draft is planned to go to customers for comment and be incorporated into the August Council meeting for Council resolution on the preferred option.

*26 Jul 2022 - 4:23 PM - Chris Best*

The options report was shared for comment in July 2022 with residents. The report is scheduled to be tabled at the early September Council meeting for a final decision.

Meeting	Officer/Director	Section	Subject
Council 3/11/2021	Best, Chris Macfarlane, Ian	Staff Reports - D: Infrastructure Waste and Water	Funding opportunity for water and sewerage facilities



Outstanding

**Division:** Assets and Operations

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:45:53 PM**

**RESOLVED on the motion of Crs Nadin and Allen**

1. That Council commit to the projects and associated funding opportunity to address the water treatment risks identified for Yellow Pinch Water Treatment, Eden Water Treatment, and Candelo Water Treatment being scenario W4 under the water fund section of this report
2. That Council delegate authority to the CEO to enter into agreements with the NSW Government to assist funding the rectification of these identified risks.
3. That water service pressure management is resourced and added to our levels of service (as included in scenario W4).
4. That Council in principle support sewer fund scenario S3 in the sewer fund section of this report which includes considering value management options to reduce the scope of the Merimbula Ocean Outfall project and to accept 25% funding towards Bega Sewerage Treatment Plant Upgrades.
5. That sewer service point of ownership is defined and resourced as described in this report and included in sewer scenario S3.

**IN FAVOUR:** Crs Fitzpatrick, Bain, Nadin, Griff, Seckold and Allen

**AGAINST:** Nil

**ABSENT:** Cr Dodds

*9 Nov 2021 - 4:44 PM - Georgina McIntyre*

Action reassigned to Best, Chris by: McIntyre, Georgina for the reason:

*10 May 2022 - 10:11 AM - Chris Best*

The funding program office has changed reporting lines and only one partial deed has been signed by both parties - for Yellow Pinch water treatment plant. All of the agreed projects are still committed to by the Safe and Secure Water Program.

*26 Jul 2022 - 4:24 PM - Chris Best*

The funding deeds have not progressed further. A formal complaint was made by BVSC staff to the CEO of Water Infrastructure NSW. Staff continue to position BVSC to receive the full 25% grant commitments as the projects progress.

Meeting	Officer/Director	Section	Subject
Council 16/03/2022	Best, Chris Macfarlane, Ian	Staff Reports – Assets and Operations	Tura Beach Country Club Funding Support Proposal

Outstanding

**Division:** Assets and Operations

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:45:53 PM**

**RESOLVED on the motion of Crs Allen and Robin**

1. Council do not provide funding as requested

2. Council conduct a Councillor workshop on effluent reuse

**IN FAVOUR:** Crs Fitzpatrick, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright

**AGAINST:** Cr Nadin

*21 Mar 2022 - 2:57 PM - Georgina McIntyre*

Action reassigned to Best, Chris by: McIntyre, Georgina for the reason: Chris to prepare for Council workshop

*10 May 2022 - 10:15 AM - Chris Best*

Tura Beach country club will be engaged further once the recycled water strategy project kicks off.

*26 Jul 2022 - 4:34 PM - Chris Best*

Tura Beach country club will be engaged further once the recycled water strategy project kicks off.

Meeting	Officer/Director	Section	Subject
Council 15/06/2022	Djicic, Daniel Macfarlane, Ian	Staff Reports – Assets and Operations	Bega Valley Local Traffic Committee

Outstanding

**Division:** Assets and Operations

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:45:53 PM**

**RESOLVED on the motion of Crs Porter and O'Neil**

That Council adopt the recommendations of the Bega Valley Local Traffic Committee minutes dated 4 May 2022.

1. Timed Bus Zone, Auckland Street, Bega

That Council approve the installation of a timed School Bus Zone on Auckland Street, Bega between the hours of 8.00am to 9.30am and 2.30pm to 4.00pm School Days for a length of 20 metres commencing at the northern end of the access driveway to the Auckland Street campus.

2. Installing 'Park in Bays Only', Merimbula Airport

That Council approve the installation of "Park in Bays only" signage at the entrance to the Merimbula Airport southern car park and "End Restricted Parking Area" signage at the southern end of the Merimbula Airport southern car park.

**IN FAVOUR:** Crs Fitzpatrick, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright

**AGAINST:** Nil

**ABSENT:** Cr Nadin

*17 Jun 2022 - 9:36 AM - Georgina McIntyre*

Action reassigned to Newton, Peter by: McIntyre, Georgina for the reason:

*25 Jul 2022 - 10:13 AM - Georgina McIntyre*

Town team actioned with installation of bus zone signage

*25 Jul 2022 - 10:16 AM - Georgina McIntyre*

Approval for parking signs at airport forwarded to Manager project services

*25 Jul 2022 - 10:58 AM - Georgina McIntyre*

signs for bus zone ordered 4/7.

*26 Jul 2022 - 8:39 AM - Georgina McIntyre*

Action reassigned to Djikic, Daniel by: McIntyre, Georgina for the reason: Daniel to confirm that signage has been installed at airport

Outstanding

**Division:** Assets and Operations

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:45:53 PM**

Meeting	Officer/Director	Section	Subject
Council 29/06/2022	Best, Chris Macfarlane, Ian	Staff Reports – Assets and Operations	Adoption of Policy 4.07 - Water and Sewerage Services and associated procedures
<p><b>RESOLVED on the motion of Crs Nadin and Porter</b></p> <ol style="list-style-type: none"><li>1. Councillors note the submissions received and the summary of submissions with staff responses included in attachment 1.</li><li>2. Council adopt Policy 4.07 Water &amp; Sewerage Services and procedures 4.07.1, 4.07.2, and 4.07.4, attached to this report.</li><li>3. Staff review all credit volume entitlements and adjust current 2021/2022 entitlements by assessing current use through the historic use method for the 10 years between 2009/2010 and 2018/2019.</li><li>4. Staff assign credit volume entitlements to all non-residential customers who have not yet been assigned entitlements. These shall apply from the 2022/2023 financial year and beyond.</li><li>5. As detailed in the attached procedure 4.07.2 and Council's Revenue Policy any water used, and sewage discharged over credit volumes will attract high usage charges.</li><li>6. Credit volume entitlements will not be increased based on predicted potential future load which has not been paid for through contributions. Only current use or credits paid for through headworks contributions are to be considered for conversion to credit volumes.</li><li>7. Staff adjust the levied high usage charge for the 2020/2021 financial year for any customers who have requested a review, and where a review would result in a greater than 20% adjustment in credit volume payment.</li><li>8. Staff inform all non-residential customers of the changes.</li><li>9. Effective immediately quotes for headworks contributions will no longer be offset by unconnected charges paid in previous years. Existing quoted offsets will be honoured until 30 September 2022.</li></ol> <p><b>IN FAVOUR:</b> Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil and Robin</p> <p><b>AGAINST:</b> Nil</p> <p><b>ABSENT:</b> Cr Wright</p> <p><i>15 Jul 2022 - 4:12 PM - Georgina McIntyre</i></p>			

Outstanding

**Division:** Assets and Operations

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:45:53 PM**

Action reassigned to Best, Chris by: McIntyre, Georgina for the reason:

*26 Jul 2022 - 5:04 PM - Chris Best*

Credit volumes for FY21-22 have been determined and bills are being generated. The seven customers from FY20-21 will all receive some discount based on the credit volume assessment method. The credits for all remaining businesses are expected to be calculated by December 2022.

Meeting	Officer/Director	Section	Subject
Council 13/07/2022	Gillies, Mandy Macfarlane, Ian	Staff Reports – Assets and Operations	Bega Valley Local Traffic Committee

**RESOLVED on the motion of Crs Nadin and O'Neil**

That Council adopt the recommendations of the Bega Valley Local Traffic Committee minutes dated 6 July 2022.

**1. The Wanderer Festival: 23 September – 26 September 2022**

- a. That there is No on street Parking along Pambula Beach Road; east bound from Dingo Street to its intersection with Culgoa Crescent; west bound from its intersection with Culgoa Crescent to its intersection with Sir William McKell Drive. This is to be picketed and taped off with reflective tape to prevent parking in this area.
- b. That buses continue to enter Lumen Christi Catholic College via Pambula Beach Road and exit onto Culgoa Crescent (with Traffic Control).
- c. That Culgoa Crescent becomes a one way street for the entirety of the event. Entry from eastern end of Pambula Beach Road onto Culgoa Crescent becoming one way (west bound) from its intersection with Club Avenue, dropping patrons off at the existing school drop off in Culgoa Crescent.
- d. That one month prior to the event date, all affected residents will be notified by letter drop advising them of the proposed changes to traffic movements. The letter must provide the residents with contact details of the event organisers
- e. That there is a reduction in the speed limit on Pambula Beach Road on days leading up to and during the event to a 40km/h speed zone (160m west of the access driveway to Sapphire Aquatic Centre to the intersection of Culgoa Crescent) as indicated on the provided TGS's
- f. That organisers fully implement an approved Special Event Transport Management Plan. Police have indicated as this is a proposed large-scale event there will be a minimum 60-day review time for Police approval.
- h. That persons involved in the preparation and implementation of the Traffic Guidance Scheme must hold the appropriate SafeWork NSW and Transport for NSW (TfNSW) Accreditation.
- i. That organisers have approved public liability insurance of at least \$20 million indemnifying Bega Valley Shire Council, NSW Police and Transport for NSW (TfNSW) by name for the event.
- j. That organisers have written Police approval prior to conducting the event.
- k. That the event achieves all conditions of Council's Use of Public Land approval.
- l. That, as a prerequisite of the proposed changes to traffic movements, the event organisers must notify all, local and interstate bus services along with local taxi services and other affected stakeholders of alternative routes including pick-up/drop-off points, including point to point transport.
- m. That after the event, organisers are to clean up any rubbish or waste left behind.

n. That the event operates strictly under the NSW Health Department COVID19 condition

## 2. Quad Crown Sapphire Coast: 5 August – 7 August 2022

- a. That the proposed arrangements involving sections of road reserves in Andy Poole Drive, Tathra Bermagui Road, Bay Drive, Wheeler Avenue, Riverine Drive, Thompson Drive, Riverview Crescent, Tathra Road and White Rock Road, Tathra for Stages 1 and 2 on Saturday, 5 August 2022 be deemed a Class 2 special event and it be conducted under an approved and current Traffic Guidance Scheme, in accordance with the SafeWork NSW Guidelines and Transport for NSW (TfNSW) Traffic Control Guidelines.
- b. That the proposed arrangements involving sections of road reserves in Storey Avenue, Nethercote Road, West Street and Botany Street, Eden for Stage 3 on Sunday, 6 August 2022 be deemed a Class 2 special event and it be conducted under an approved and current Traffic Guidance Scheme, in accordance with the SafeWork NSW Guidelines and Transport for NSW (TfNSW) Traffic Control Guidelines.
- c. That the proposed arrangements involving road crossings at the intersections of Tathra Bermagui Road/Bay Drive, Thompson Drive/Riverview Crescent and crossing the Tathra Road, Tathra for Stages 1 and 2 on Saturday, 5 August 2022 be supervised by qualified Marshalls. Marshalls are to wear high visibility clothing and ensure participants comply with NSW Road Rules and do no impact on traffic flow.
- d. That the proposed arrangements involving road crossings on and off Nethercote Road, West Street and Botany Street Eden for Stage 3 on Sunday, 6 August 2022 be supervised by qualified Marshalls. Marshalls are to wear high visibility clothing and ensure participants comply with NSW Road Rules and do no impact on traffic flow
- e. That persons involved in the preparation and implementation of the Traffic Guidance Scheme must hold the appropriate SafeWork NSW and Transport for NSW (TfNSW) Accreditation
- f. That organisers fully implement an approved Special Event Transport Management Plan
- g. That organisers have approved public liability insurance of at least \$20 million indemnifying Bega Valley Shire Council, NSW Police and Transport for NSW (TfNSW) by name for the event
- h. That organisers have written Police approval prior to conducting the event
- i. That the event achieves all conditions of Council's Use of Public Land approval
- j. That, as a prerequisite of any road closures, the event organisers must notify all, local and interstate bus services along with local taxi services and other affected stakeholders of alternative routes including pick-up/drop-off points, including point to point transport
- k. That after the event, organisers are to clean up any rubbish or waste left behind

- i. That the event operates strictly under the NSW Health Department COVID19 conditions

### 3. Bicycle NSW Bega Tathra Safe Ride 2022: Sunday 18 September 2022

- a. That subject to conditions, sections of the Bega-Tathra Road be temporarily closed between 7.30am to 12.00pm (rolling closures) on Sunday, 18 September 2022 (alternative date Sunday 9 October 2021) for the Bicycle NSW Bega Tathra Safe Ride 2022
- b. That organisers of the Bicycle NSW Bega Tathra Safe Ride 2022 engage a specialist traffic event consultant to prepare a comprehensive Traffic Management Plan encompassing all the required short-term closures for access driveways and side roads onto Bega Tathra Road
- c. That the proposed traffic arrangements for the Bicycle NSW Bega Tathra Safe Ride 2022 on Sunday, 18 September 2022 (alternative date 9 October 2022) be deemed a Class 2 special event and it be conducted under an approved Traffic Guidance Scheme in accordance with SafeWork NSW Guidelines and Transport for NSW (TfNSW) Traffic Control Guidelines
- d. That persons involved in the preparation and implementation of the Traffic Guidance Scheme must hold the appropriate SafeWork NSW accreditation and needs to be updated with correct dates (including alternate dates) and appropriate sign offs. Copies are to be provided to NSW Police and Council for their records
- e. That organisers have approved and current public liability insurance of at least \$20 million indemnifying Council, Police and TfNSW by name for the event
- f. That organisers have written Police approval prior to conducting the event
- g. That letters be sent to landowners seeking written approval for the closure of private gates
- h. That, as a prerequisite of road closures, the event organisers must notify all, local and interstate bus services along with local taxi services and other affected stakeholders of alternative routes including pick-up/drop-off points, including point to point transport
- i. That the event achieves all conditions of Council's issued Approval for Use of Public Land
- j. That after the event, organisers are to clean up any rubbish or waste left behind
- k. That a Road Occupancy Licence (ROL) is required as changed traffic conditions are proposed on the Princes Highway.
- l. That the event operates strictly under the NSW Health Department COVID19 conditions.

IN FAVOUR: Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, O'Neil and Robin

AGAINST: Nil

ABSENT: Crs Porter and Wright



Outstanding

**Division:** Assets and Operations

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:45:53 PM**

*25 Jul 2022 - 12:54 PM - Georgina McIntyre*

Action reassigned to Gillies, Mandy by: McIntyre, Georgina for the reason: LTC items for action

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

Meeting	Officer/Director	Section	Subject
Council 4/11/2015	Marshall, Rickee Bolton, Iliada	Staff Reports - D: Infrastructure Waste and Water	Acquisition for road widening - Main Road 91 - Pambula to Wyndham

**RESOLVED on the motion of Crs Taylor and Britten**

1. That Council approve the acquisition of the following parcels of land for public road under the provision of Section 30 of the *Land Acquisition (Just Terms Compensation) Act 1991* for the purpose of the *Roads Act 1993*:

## Acquisition under DP 1114462:

- Lots 50 and 52 held by J. and S. Clyne;
- Lots 47, 48, 49, 51, 53, 54, 55, 56 and 57 held by the State of NSW and dedicated as State Forest.

## Acquisition under DP 1109104:

- Lots 1, 10, 11, 12, 13, 14, 15, 16 and 17 held by The State of NSW;
- Lots 2 & 3 held by N. Umback;
- Lot 4 held by G. and J. Halloran;
- Lots 5 & 6 held by J. Pocock;
- Lot 7 held by G. Dein and R. Bennett;
- Lot 9 held by P. and R. Macfarlane;
- Lots 8, 18, 19, 20, 21, 22, 23, 25, 26 and 46 held by The State of NSW and dedicated as State Forest.

2. That Council seek the Minister's and Governor's approval to publish the compulsory acquisition notice in the Government Gazette.
3. That Council enter into a formal Deed of Agreement with N. Umback for the acquisition of Lot 2 DP 1109104 at Wyndham for the purpose of road widening, in accordance with the *Roads Act 1993* for a compensation amount of \$181.23.
4. That Council formally write to the NSW Treasurer and The Hon. Andrew Constance, MP in his capacity as Member for Bega and Minister for Transport and Infrastructure seeking a waiver of compensation for the acquisition of land held by The State of NSW.
5. That the Mayor and/or General Manager be delegated authority to execute the necessary documents as required.

IN FAVOUR: Crs Taylor, Britten, McBain, Hughes, Tapscott, Seckold, Mawhinney, Allen and Fitzpatrick

AGAINST: Nil

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

*19 Nov 2015 - 11:50 AM -*

Action reassigned to Rickee Marshall by: Nikki McGufficke

*15 Dec 2015 - 12:05 PM - Rickee Marshall*

Letter sent to The Hon Andrew Constance and The Hon Gladys Berejiklian requesting a waiver of compensation. Deed of agreement with Neil Umback executed and returned to Clark Rideaux for finalisation.

*6 Jul 2016 - 12:19 PM - Rickee Marshall*

Property staff have been liaising with M. Polivis (Polly, Office Manager of The Hon. Gladys Berejiklian MP Treasurer & Minister for Industrial Relations regarding a response to our letter.

*2 Mar 2017 - 2:21 PM - Rickee Marshall*

Waiver of compensation received from the Office of The Hon Niall Blair MLC. Currently arranging for an amended consent letter to be issued by Crown Lands. Once we have received this letter we will be able to proceed with publishing the Gazettal Notice to conclude this matter.

*25 Jul 2017 - 3:14 PM - Rickee Marshall*

Currently awaiting notification period for Native Title searches. Once complete the gazettal notice can be published to finalise the matter.

*19 Feb 2019 - 10:11 AM - Rickee Marshall*

Email sent to Clark Rideaux seeking an update on the matter. If no response is received we may need to consider giving the matter to another firm to finalise. The matter has been with Clark Rideaux for many years with no update since 2017. Staff have followed on on many occasions.

*18 Jun 2019 - 4:46 PM - Rickee Marshall*

Mel Twyford from Clarke Law has now commenced with Clark Rideaux and is acting this matter. She has spoken to Crown Lands who have confirmed they are looking into the matter as well as confirming waiver of compensation. Clark Rideaux have advised they will now proceed to finalise the application to OLG which may require a new resolution. We are also contacting State Forest to confirm they still agree to the waiver of compensation for their 50% entitlement.

*5 May 2021 - 12:34 PM - Rickee Marshall*

Follow up email sent to Clark Rideaux to see if any further progress has been made on this matter.

*9 May 2022 - 4:13 PM - Rickee Marshall*

Discussed with Clark Rideaux as no further progress has been made on this matter. Further report to Council to consider abandoning the acquisition of Crown and State Forest parcels. All acquisitions of land parcels from private landowners associated with this matter have been complete.

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

Meeting	Officer/Director	Section	Subject
Council 30/01/2019	Marshall, Rickee Bolton, Iliada	Staff Reports - D: Infrastructure Waste and Water	Eden depot tenure
<b>RESOLVED on the motion of Crs Bain and Allen</b>			
1. That Council make an application to NSW Department of Industry – Lands and Water to be appointed as the Crown Land Manager of Reserve 88395 (Lot 7006 DP 1020045).			
2. That Council make an application to NSW Department of Industry – Lands and Water requesting Ministerial consent to manage Crown Reserve 88395 (Lot 7006 DP 1020045) as if it were Operational Land under the Local Government Act 1993 (NSW).			
3. That pending the outcome of items 1 and 2 a further report be provided to Council with a temporary license with appropriate conditions being granted to the current site occupants in the interim.			
4. That Council staff from the Waste section prepare a report on the recycling of commercial cardboard waste in the Shire.			
<b>IN FAVOUR:</b> Crs Fitzpatrick, Bain, Nadin, Griff, McBain, Seckold, Tapscott, Dodds and Allen			
<b>AGAINST:</b> Nil			
<i>19 Feb 2019 - 9:19 AM - Rickee Marshall</i>			
Request sent to the NSW Aboriginal Land Council to have claim withdrawn over Reserve 88395. Once claim has been withdrawn Crown Lands have advised they can progress the application to appoint Council as direct land manager. Once appointment has occurred Council officers will carry out a Native Title assessment and liaise with the cardboard business occupier regarding tenure.			
<i>18 Jun 2019 - 4:33 PM - Rickee Marshall</i>			
Continuing to follow up NSW ALC regarding withdrawal of claim to allow for Council to be appointed as Crown Land Manager. A Native Title assessment will be required prior to an application for appointment being made but that will not be progressed until withdrawal of the ALC has occurred.			
<i>3 Oct 2019 - 6:30 PM - Rickee Marshall</i>			

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

Follow up to NSW ALC regarding consent to make an application to be appointed land manager of reserve.

*18 Feb 2020 - 4:29 PM - Rickee Marshall*

Email and telephone follow up to NSW ALC regarding whether they will provide a no objection response so the application for appointment as Crown Land Manager can progress.

*10 Jun 2020 - 11:19 PM - Rickee Marshall*

We have received notification that it is the position of NSW Aboriginal Land Council (NSWALC) that the Aboriginal Land Claims should be finally determined by the Minister before any dealing in the claimed land is entertained. This means that our application for appointment as Crown Land Manager cannot be progressed nor can we formalise the any tenure for the Cardboard business.

Aboriginal land claims 42623 and 42626 as they relate to Lot 7006 DP 1020045 were placed on the priority investigations register and a recommendation has been made to the Minister that the area occupied by the cardboard business appears claimable. The signing of recommendations is at the discretion of the Minister and can usually take some time. We have been advised Council is not expect to hear anything in the next few months but will be formally notified when the claim has been determined.

Crown Lands will undertake the subdivision and once that has occurred we can progress the application for appointment as Crown Land Manager. In the meantime Council officers are coming to work with the NSW ALC to see if there is anything else we can do to progress the matter.

*5 May 2021 - 12:22 PM - Rickee Marshall*

03/06/2020 – Follow up email sent to the Aboriginal Land Claim Investigation Unit to get an idea on timeframe for the subdivision. NSW ALC returned email to say the signing of recommendations is at the discretion of the Minister and can usually take some time and Council should not expect to hear anything in the next few months. Council will be formally notified when the claim has been determined.

18/03/2021 - Further follow up email sent with no response received.

*21 Jul 2021 - 11:56 AM - Rickee Marshall*

Telephone call from NSW LRS regarding proposed plan of subdivision to create lots 70 and 71 DP 1275483. Once plan comes through as registered Council will be able to make application for Crown Land Manager status over depot parcel. Separate parcel created over cardboard business section of reserve which is to be dedicated to Eden LALC.

*8 Oct 2021 - 1:22 PM - Rickee Marshall*

Plan registered 13 July 2021 creating Lots 70 and 71 DP 1275483. Council have made application to Crown Lands to be appointed Crown Land Manager of Lot 70 DP 1275483 where the depot is and have followed up via email 08/10/2021. Lot 71 DP 1275483 has been vested in Eden LALC and Cardboard business will need to liaise with Eden LALC regarding their tenure of the site.

*29 Oct 2021 - 2:07 PM - Rickee Marshall*

29/10/2021 - Letter sent to Eden LALC advising of subdivision and letter to cardboard business owner.

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

*10 Dec 2021 - 4:07 PM - Rickee Marshall*

Follow up email sent to Crown Lands regarding status of CLM application

*9 May 2022 - 4:19 PM - Rickee Marshall*

Rickee to continue to follow up Crown Lands regarding status of application for Council to be appointed Crown Land Manager.

*25 Jul 2022 - 1:39 PM - Rickee Marshall*

Followed Crown Lands up 25/07/2022 on Council's request to be appointed as the Crown Land Manager of Reserve 88395.

Meeting	Officer/Director	Section	Subject
Council 13/03/2019	Marshall, Rickee Bolton, Iliada	Staff Reports - D: Infrastructure Waste and Water	Land Divestment Options - Lot 145 DP 623646 Clark Lane, Bega

**RESOLVED on the motion of Crs Nadin and Seckold**

1. That Council receive and note the report and attached Vacant Land Review Sheet including detail on individual land parcels this report relates to.
2. That Council appoint a registered Valuer by competitive quotation process to provide Bega Valley Shire Council with a formal market valuation for Lot 145 DP 623646 at Clark Lane, Bega.
3. That Council appoint a suitably qualified Real Estate Agent by competitive quotation process to represent Bega Valley Shire Council's interests in divesting of Lot 145 DP 623646 at Clark Lane, Bega by public auction, private treaty or expression of interest.
4. That Council delegate authority to the General Manager to enter into a suitable Agency Agreement with the successful Real Estate Agent upon completion of the competitive quotation process for the marketing, sale negotiation and transactional settlement of the above mentioned land parcel.
5. That all offers be brought back to Councillors for final Resolution.

IN FAVOUR: Crs Fitzpatrick, Bain, Nadin, Griff, McBain, Seckold, Tapscott and Allen

AGAINST: Cr Dodds

*15 May 2019 - 11:46 AM - Rickee Marshall*

A competitive quotation process through Vendor panel to appoint a registered valuer has been completed by Council officers with quotations from the following firms being received:

Walsh & Monaghan Pty Limited - \$7,645;

Opteon Property Group - 5,500;

IPN South Coast - \$4,950.

Based on these quotations Council officers have appointed the services of IPN South Coast to prepare the required valuation reports.

*18 Feb 2020 - 4:34 PM - Rickee Marshall*

Letter sent to adjoining land owners on 10 Feb 2020 seeking their interest in a direct negotiation for the purchase or lease of the site before proceeding to engage a qualified Real Estate Agent.

*10 Jun 2020 - 11:30 PM - Rickee Marshall*

Letter received from the owners of Coles advising they wish to negotiate with Council for the purchase or lease of the site. Investigations underway with Planning in relation to access.

*28 Oct 2020 - 1:24 PM - Rickee Marshall*



Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

RFQ process to engage valuer to prepare second valuation to take into consideration easement for access to Target site.

*5 May 2021 - 12:25 PM - Rickee Marshall*

Matter on hold waiting for laneway dedication issue to be rectified.

*7 Dec 2021 - 5:09 PM - Rickee Marshall*

Letter sent to Coles landowner regarding matter

Meeting	Officer/Director	Section	Subject
Council 7/08/2019	Marshall, Rickee Bolton, Iliada	Staff Reports - D: Infrastructure Waste and Water	Hanscomb Creek and Johnson Creek Bridges, Garfields Road, Numbugga.

**RESOLVED on the motion of Crs Bain and Fitzpatrick**

1. That Council note the review of the options presented to Council and the high level cost estimates.
2. That Council resolve to proceed with the implementation of Option 1 or 2 to dispose of the existing Johnson Creek Bridge and replace it with a concrete bridge or culvert to provide all weather access on the correct road alignment with this action requiring cadastral surveying.
3. That Council note that the whole of life asset costs of maintaining a concrete bridge will be less than the cost of maintaining the two timber bridges.
4. That Council approve, in principle, the proposal for the opening/closing of the Council public road reserve through Lot 7 DP 819196 at Garfields Road, Numbugga.
5. That Council officers commence assessment of the road closure application under Division 3 of the *Roads Act 1993* (NSW) and the proposal be publicly advertised for a period of 28 days.
6. That if any objections are received, a further report be prepared for Council's consideration.
7. That if no objections are received Council, by notice published in the Government Gazette, formally close the surplus public road reserve concerned.
8. That the General Manager and Mayor be authorised to execute the necessary documentation to affect the proposed road opening/closing as outlined in the report as well as any deeds necessary.
9. That all costs associated with the road opening/closing processes, payment of compensation in accordance with a formal market valuation for the sections of road reserve over the current track in use, will be payable by Council.

**IN FAVOUR:** Crs Fitzpatrick, Bain, Nadin, Griff, McBain, Seckold and Tapscott

**AGAINST:** Nil

**ABSENT:** Crs Dodds and Allen

*5 Nov 2019 - 1:56 PM - Jacqueline Grant*

Action reassigned to McMahon, Anthony by: Grant, Jacqueline for the reason: J Deller left organisation

*5 May 2020 - 3:02 PM - Jacqueline Grant*

Action reassigned to Macfarlane, Ian by: Grant, Jacqueline for the reason: One for your follow up and action.

*17 Nov 2021 - 3:14 PM - Georgina McIntyre*

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

Action reassigned to Louie, Gary by: McIntyre, Georgina for the reason:

*10 May 2022 - 9:08 AM - Georgina McIntyre*

Johnsons creek (update provided by Jake Summerell) Abutments are at the sale yards, waiting on deck delivery. Estimated completion around October. Site work has commenced apart from the installation of signage. ECCC to liaise with neighbouring land owners for use of site compound to land InQuik on site.

*11 May 2022 - 1:16 PM - Georgina McIntyre*

Formal public closure of Hanscombe creek bridge in progress, access being maintained to facilitate Johnson's creek bridge replacement (provide by R Cunningham)

*27 Jul 2022 - 9:51 AM - Georgina McIntyre*

Johnson's creek underway as part of fixing country bridges round 1.

*27 Jul 2022 - 9:54 AM - Georgina McIntyre*

Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason: items 4,5,6,7 & 8 now with property for road closing.

Meeting	Officer/Director	Section	Subject
Council 28/08/2019	Marshall, Rickee	Staff Reports - D: Infrastructure Waste and Water	Merimbula Wharf Public Toilet Facility
	Bolton, Iliada		

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

**RESOLVED on the motion of Crs Tapscott and Seckold**

1. That Council enter into a formal Deed of Agreement, with the Lessee of Merimbula Aquarium and Wharf Restaurant, for the maintenance and operation of the public toilet facility located within Crown Lease area 1987/3 Lot 475 DP 728039, noting the final Deed details might be modified.
2. That Council agree to increase the annual contribution provided to the Merimbula Aquarium Pty Ltd to \$2,000 (plus GST) per annum reviewed, annually, by CPI.
3. That Council authorise the Mayor and General Manager to execute the necessary documentation.

**IN FAVOUR:** Crs Fitzpatrick, Bain, Nadin, Griff, McBain, Seckold, Tapscott and Dodds

**AGAINST:** Nil

**ABSENT:** Cr Allen

*8 Oct 2019 - 12:41 PM - Rickee Marshall*

Deed of Agreement updated to reflect new annual rental amount and sent via post 2 October 2019 to Anthony and Sally Daly for execution.

*18 Feb 2020 - 4:56 PM - Rickee Marshall*

Constant follow up with Anthony & Sally Daly to sign Deed of Agreement but no luck so far.

*5 May 2021 - 12:24 PM - Rickee Marshall*

Property officers have continued to follow up with lessee for signing of the Deed and have sent a formal letter dated 25 March 2021 seeking for the Deed to be signed and returned.

*8 Oct 2021 - 1:33 PM - Rickee Marshall*

Documents resent to applicant on 10 September 2021 for signing. Continuing to follow up.

*10 Dec 2021 - 12:42 PM - Rickee Marshall*

Council officers have been chasing signed Deed but are yet to receive the documents back. Have advised annual invoice will not be paid until Deed is signed.

*15 Dec 2021 - 11:50 AM - Georgina McIntyre*

Action reassigned to Cole, Casey by: McIntyre, Georgina for the reason:

*14 Feb 2022 - 12:26 PM - Casey Cole*

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

Email to Anthony & Sally to follow up return of signed Deed

*22 Mar 2022 - 10:04 AM - Georgina McIntyre*

Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason: Casey Cole moving to different team

*25 Jul 2022 - 1:41 PM - Rickee Marshall*

Property officers continue chasing applicants to sign the Deed but are yet to receive the documents back. Applicants have been advised that annual invoice will not be paid until Deed is signed.

Meeting	Officer/Director	Section	Subject
Council 6/11/2019	Marshall, Rickee Bolton, Iliada	Staff Reports - D: Infrastructure Waste and Water	Tura Beach Country Club tenure
<b>RESOLVED on the motion of Crs Bain and Fitzpatrick</b>			
1. That Council receive and note the report.			
2. That subject to determination of the Aboriginal Land Claim and a Native Title assessment, Council, as Crown Land Manager of Reserve (R95834), approve a further twenty year lease to the Tura Beach Country Club Limited, for their continued occupation of the Tura Beach golf course land, for an annual market rental as determined by a registered Valuer.			
3. That Tura Beach Country Club Limited be responsible for the payment of all costs associated with the preparation of the lease including the determination of the Aboriginal Land Claim and a Native Title assessment.			
4. That Council authorise the General Manager and Mayor to execute all necessary documentation to provide further tenure of twenty years.			
<u>IN FAVOUR:</u> Crs Fitzpatrick, Bain, Nadin, Griff, McBain, Seckold, Tapscott, Dodds and Allen			
<u>AGAINST:</u> Nil			
<i>9 Dec 2019 - 12:58 PM - Jacqueline Grant</i>			

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

Action reassigned to Marshall, Rickee by: Grant, Jacqueline for the reason: For your notes/action

*28 Oct 2020 - 1:25 PM - Rickee Marshall*

Meetings with Councils vegetation management team and Water and Sewer team to progress the vegetation management plan and reuse water agreement which will be annexed to lease once issued

*28 Oct 2020 - 1:26 PM - Rickee Marshall*

Lessee advised in writing of process to prepare vegetation management plan and water reuse agreement prior to formalising tenure.

*5 May 2021 - 3:22 PM - Rickee Marshall*

Native Title advice being prepared for the issue of a new lease.

*8 Oct 2021 - 1:31 PM - Rickee Marshall*

Opteon valuation report received and copy and rental rebate sent to Tura Country Club, Club have contested valuation and new rental amount. Several meetings and correspondence with Club on valuation.

*10 Dec 2021 - 4:47 PM - Rickee Marshall*

Email to Tura CC advising valuation stands, email to Crown Lands requesting whether Crown concession policy could be applied to help Club out. Waiting on Environment team to finalise Vegetation Management Plan for the site and Assets to finalise drainage plan for the site prior to finalising the lease for issue to the Club.

*9 May 2022 - 4:24 PM - Rickee Marshall*

Tura CC still contesting valuation report and annual rental payable under new lease. Waiting on Environment team to finalise Vegetation Management Plan for the site and Assets to finalise drainage plan for the site prior to finalising the lease for issue to the Club. Environment team have advised there is a compliance issue with the State government which is preventing them from finalising the Vegetation Management Plan.

*11 Jul 2022 - 5:31 PM - Rickee Marshall*

Lease issued to Tura Country Club for execution 30 June 2022.

Meeting	Officer/Director	Section	Subject
Council 18/03/2020	Marshall, Rickee	Staff Reports - D: Infrastructure Waste and Water	Sapphire Aquatic Centre access
	Bolton, Iliada		

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

**RESOLVED on the motion of Crs Bain and Fitzpatrick**

1. That Council receive and note the report.
2. That Council make an application to NSW National Parks and Wildlife Service to pursue revocation of the road from the park under Section 188C of the *National Parks and Wildlife Act 1974* (NSW).
3. That Council authorise the General Manager to execute all necessary documentation relating to the revocation of the road from the park under Section 188C of the *National Parks and Wildlife Act 1974* (NSW).
4. That Council receive a report regarding additional land from Ben Boyd National Park to become part of the sporting complex area.

**IN FAVOUR:** Crs Fitzpatrick, Bain, Nadin, McBain, Seckold, Tapscott and Allen

**AGAINST:** Nil

**ABSENT:** Crs Dodds and Griff

*20 Mar 2020 - 3:12 PM - Jacqueline Grant*

Action reassigned to Marshall, Rickee by: Grant, Jacqueline for the reason: For your action.

*9 Apr 2020 - 9:41 PM - Rickee Marshall*

9/04/2020 email sent to National Parks regarding process to make an application for revocation of the road from the park.

*10 Jun 2020 - 11:37 PM - Rickee Marshall*

Email received from NP on 15 May 2020 to advise the next step is for Council to provide a surveyed map of the proposal area. Once received NP will included as part of the Revocation assessment package to be assessed in the Revocations Bill for approval and possible tabling in Parliament in 2021. CS&J have been requested to prepare a quote for the survey works.

*5 May 2021 - 4:31 PM - Rickee Marshall*

CS&J prepared a sketch plan which was sent to NP on 30 June 2020 for inclusion in the assessment package. No response received from NP. 5 May 202 follow up email sent to NP on the matter.

*11 Jul 2022 - 5:32 PM - Rickee Marshall*

Followed up NPWS 4 July 2022 regarding matter.

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

Meeting	Officer/Director	Section	Subject
Council 17/02/2021	Marshall, Rickee Bolton, Iliada	Staff Reports - D: Infrastructure Waste and Water	EOI 2021-62 - Occupation of office space within Bermagui Community Centre
<p><b>RESOLVED on the motion of Crs Seckold and Allen</b></p> <ol style="list-style-type: none"><li>1. That Council receive and note this report and Confidential Report attached.</li><li>2. That Council note the Expression of Interest process for the occupation of office space within Bermagui Community Centre has now closed.</li><li>3. That Council approve a further five-year licence to Bermagui Historical Society for their continued occupation of space within the Bermagui Community Centre for the market rental fee of \$6,875 (plus GST), less a rebate achieved of 67%.</li><li>4. That Council approve a further five-year licence to Four Winds for their continued occupation of space within the Bermagui Community Centre for the market rental fee of \$14,350 per annum (plus GST), less a rebate achieved of 56%.</li><li>5. That Council approve a further five-year licence to Southern NSW Local Health District for their continued occupation of space within the Bermagui Community Centre for the market rental fee of \$7,198.98 (plus GST).</li><li>6. That Council authorise the General Manager and Mayor to execute the above-mentioned licence agreements.</li><li>7. That Council make an application to NSW Department of Industry – Lands and Water for an investigation to be undertaken to create a reserve over Lot 2 DP 1102635 and for Council to be appointed as the Crown Land Manager of the reserve.</li></ol> <p><b>IN FAVOUR:</b> Crs Fitzpatrick, Bain, Nadin, Griff, Seckold, Dodds and Allen</p> <p><b>AGAINST:</b> Nil</p> <p><i>22 Feb 2021 - 10:19 AM - Jacqueline Grant</i></p> <p>Action reassigned to Marshall, Rickee by: Grant, Jacqueline for the reason:</p> <p><i>5 May 2021 - 3:54 PM - Rickee Marshall</i></p> <p>Licence agreements for Bermagui Historical Society, Four Winds and Southern NSW Health drafted and sent to Crown Lands for consent prior to issue.</p>			



Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

*5 May 2021 - 3:55 PM - Rickee Marshall*

Native title advice received stating investigations have not found any prior act likely to have extinguished native title over Lot 2 in DP 1102635. The advice states that Council has 2 options:

1. maintaining the existing lease from the State of New South Wales over Lot 2 DP 1102635, until a determination of the South Coast Peoples Native Title Application is determined by the Federal Court of Australia or until the current Lease option period expires on 1 May 2038: or
2. being appointed as Crown land manager under the Crown Land Management Act 2016, conditional upon a native title certificate under Section 8.4 being issued by the Minister, concurrent with the appointment.

Council officers will seek to have a Native Title certificate issued and report back to Council if a certificate is not an option.

*21 Jul 2021 - 11:53 AM - Rickee Marshall*

Four Winds and Bermagui Historical Society licences received, to be executed by CEO and Mayor. Have been chasing Southern NSW Health but no luck so far.

*8 Oct 2021 - 1:36 PM - Rickee Marshall*

Continuing to chase Southern NSW Health for their signed licence agreement.

*7 Dec 2021 - 4:30 PM - Rickee Marshall*

Both Four Winds and Bermagui Historical Society licence agreements are signed and currently with Crown Lands for approval. Still unable to get a response from Southern NSW Health, this licence remains unsigned.

*15 Dec 2021 - 12:11 PM - Georgina McIntyre*

Action reassigned to Cole, Casey by: McIntyre, Georgina for the reason:

*11 Feb 2022 - 10:07 AM - Casey Cole*

Update from Crown Lands, Bermagui Historical Society Sub-Licence has been approved. Further supporting documentation has been requested for Four Winds, provided by email. Southern NSW Health District remain unlicensed since February 2021, Crown requested copies of correspondence in relation to this, which has been provided

*24 Feb 2022 - 9:49 AM - Casey Cole*

Internal email liaison re urgency to have Southern NSW Health's sub-licence agreement signed and returned to Council otherwise Council risk head lease breach. Anthony McMahan to contact Meegan Connors (GM of Coastal Network within Southern NSW Health) to chase

*24 Feb 2022 - 5:08 PM - Casey Cole*

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

Contact made with Southern NSW Health and draft Sub-Licence Agreement provided for review. Contact also made with Crown Lands to provide update

*17 Mar 2022 - 1:32 PM - Casey Cole*

17.03.2022 Chased up Southern NSW Health to sign sub-licence documents

*22 Mar 2022 - 10:04 AM - Georgina McIntyre*

Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason: Casey Cole moving to new team

*29 Jul 2022 - 4:29 PM - Rickee Marshall*

Chased up Southern NSW Health to sign sub-licence documents.

Meeting	Officer/Director	Section	Subject
Council 14/09/2021	Marshall, Rickee Bolton, Iliada	Staff Reports - D: Infrastructure Waste and Water	Operation and management of the Bega Saleyards

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

**RESOLVED on the motion of Crs Fitzpatrick and Allen**

1. That Council approve a further five-year lease with an option for a further five-years to Sapphire Horizons Pty Limited for their continued occupation and management of Bega Saleyards for an annual rental of \$16,300 plus GST per annum increased annually by CPI.
2. That Council authorise the Chief Executive Officer and Mayor to execute the necessary lease documentation to provide further tenure.
3. That council form a saleyards stakeholder group to meet quarterly including the Lessee, the stock agents selling at the yards, a staff member, a representative from the local industry utilising the saleyards and Councillor Allen
4. That Council delegate Councillor Allen and the Acting Chief Executive Officer to determine the local industry representative following an expression of interest process.
5. That any extension of the initial 5 year lease be subject to a review of performance during the initial 5 year period with the decision to be brought back to Council.
6. That a condition of the lease be that at the end of the lease term Council has the right to purchase any equipment not owned by Council at the saleyards at market value.

**IN FAVOUR:** Crs Fitzpatrick, Bain, Nadin, Griff, Seckold, Dodds and Allen

**AGAINST:** Nil

*30 Sep 2021 - 3:18 PM - Georgina McIntyre*

Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason:

*8 Oct 2021 - 1:58 PM - Rickee Marshall*

Lease drafted and almost ready for issue to lessee. DA for subdivision for lease purposes on exhibition until 13/10 2021. Once Subdivision certificate has been issued lease plan can be registered at LRS.

*29 Oct 2021 - 5:18 PM - Rickee Marshall*

EOI for Saleyard Advisory Committee Group drafted and sent to Communications for advertising from Monday, 1 Nov - Sunday, 28 Nov 2021.

*7 Dec 2021 - 5:06 PM - Rickee Marshall*

Lease documentation with lessee for execution.

*10 Dec 2021 - 4:52 PM - Rickee Marshall*

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

8/12/2021 - Saleyard Advisory members notified in writing.  
10/12/2021 - Media Release issued regarding Saleyard Advisory Group.

*15 Dec 2021 - 11:46 AM - Rickee Marshall*

14/12/2021 - Fully executed lease returned to Council. Once Mayor is appointed on 12 Jan 2021 lease can be counter signed and returned to legal representatives for registration at LRS. Will need the Subdivision certificate issued to register lease plan at LRS. DA currently still under assessment and being sent to Eurobodalla for peer review. Stage 1 - subdivision for lease purposes due for consent conditions Feb 2022.

*9 May 2022 - 4:33 PM - Rickee Marshall*

Lease fully executed awaiting registration at LRS. As soon as the subdivision certificate is issued the lease and plan can be registered at LRS. DA currently still under assessment and being sent to Eurobodalla for peer review. Stage 1 - subdivision for lease purposes due for consent conditions Feb 2022. Property officers have followed up planning for an update.

*25 Jul 2022 - 1:48 PM - Rickee Marshall*

29/06/2022 Lease lodged at NSW LRS.

Meeting	Officer/Director	Section	Subject
Council 22/09/2021	Marshall, Rickee Bolton, Iliada	Staff Reports - D: Infrastructure Waste and Water	Lease to Bega Volunteer Rescue Association

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

**RESOLVED on the motion of Crs Dodds and Griff**

1. That Council receive and note the report.
2. That Council authorise the Chief Executive Officer and Mayor to execute the necessary lease documentation to provide tenure of three (3) years to Bega Volunteer Rescue Association for their continued occupation of part Lot 1 DP 1171282 at 22 Tarraganda Lane, Tarraganda, for an annual rental fee as determined by a registered Valuer, noting a rebate may be applied once assessed against Council's Rental Assessment and Rebate Procedure.
3. That Bega Volunteer Rescue Association be responsible for payment of the costs of Council or its Solicitors in relation to the preparation and registration of the lease.

**IN FAVOUR:** Crs Fitzpatrick, Nadin, Griff, Seckold, Dodds and Allen

**AGAINST:** Nil

**ABSENT:** Cr Bain

*8 Oct 2021 - 1:19 PM - Georgina McIntyre*

Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason:

*8 Oct 2021 - 2:13 PM - Rickee Marshall*

Email sent to VRA to notify them of outcome of Council meeting and to get them to complete rental rebate application. Venderpanel request out for valuation. Once received will progress with new lease.

*6 Dec 2021 - 7:36 PM - Rickee Marshall*

Waiting on valuation from Opteon to determine rental amount

*15 Dec 2021 - 12:12 PM - Georgina McIntyre*

Action reassigned to Cole, Casey by: McIntyre, Georgina for the reason:

*13 Jan 2022 - 2:28 PM - Casey Cole*

Valuation Report received from Opteon and rental rebate assessment completed. Looking into possible funding to cover legal costs for lease preparation

*4 Feb 2022 - 4:14 PM - Casey Cole*

Grant funding not available for the payment of legal fees. Clark Rideaux have been instructed to proceed with lease preparation

*11 Feb 2022 - 10:10 AM - Casey Cole*

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

Clark Rideaux are current reviewing BVSC instruction on lease preparation

*17 Mar 2022 - 1:34 PM - Casey Cole*

Clark Rideaux preparing draft lease

*22 Mar 2022 - 10:05 AM - Georgina McIntyre*

Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason: Casey Cole moving to new team

*9 May 2022 - 4:36 PM - Rickee Marshall*

Draft lease finalised 9/05/2022 for issue to VRA.

*25 Jul 2022 - 1:48 PM - Rickee Marshall*

Negotiations with VRA regarding lease clauses, amended lease sent to VRA 14/07/2022.

Meeting	Officer/Director	Section	Subject
Council 3/11/2021	Marshall, Rickee Bolton, Iliada	Staff Reports - D: Infrastructure Waste and Water	Proposed acquisition of 43 Red Gum Road, Yellow Pinch

**RESOLVED on the motion of Crs Bain and Allen**

1. Council acquire Lot 882 in DP789858 situated at 43 Red Gum Road, Yellow Pinch (**Property**) for the purpose of constructing a Water Treatment Plant on that property.
2. The Chief Executive Officer be delegated authority to negotiate with the owners of the Property for the acquisition of the Property by agreement as outlined in this report.
3. If the acquisition of the Property cannot be negotiated by agreement with the owners within a reasonable time, Council acquire the Property by compulsory process under the *Land Acquisition (Just Terms Compensation) Act 1991* pursuant to sections 186 and 187 of the *Local Government Act 1993*, and do all things supplemental or incidental to, or consequential for, that purpose.
4. Following acquisition of the Property by Council, Council grants a lease of the Property back to the former owners for a period of up to two (2) years pending Council requiring possession of the Property to construct and operate the Water Treatment Plant.
5. Council affixes the Seal of Council to any documents required to be sealed relating to the acquisition of the Property and that authority be delegated to the Mayor and Chief Executive Officer to execute those documents.
6. That upon acquisition, Council gives notice of its intention to classify Lot 882 in DP789858 at 43 Red Gum Road, Yellow Pinch as operational land under section 34 of the *Local Government Act 1993* (NSW).
7. Authority be delegated to the Chief Executive Officer to execute on behalf of Council any documents associated with the acquisition of the Property not requiring the affixing of the Seal of Council.

**IN FAVOUR:** Crs Fitzpatrick, Bain, Nadin, Griff, Seckold and Allen

**AGAINST:** Nil

**ABSENT:** Cr Dodds

*9 Nov 2021 - 4:46 PM - Georgina McIntyre*

Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason:

*6 Dec 2021 - 12:16 PM - Rickee Marshall*

Matter agreed by landowner - Sautelle White preparing Contract for Sale and Lease Agreement to Mr Dunmall for review by Lindsay Taylor Lawyers.

Follow up email sent to Sautelle White 6 December 2021 for documentation.

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

*7 Dec 2021 - 4:38 PM - Rickee Marshall*

Sautelle White have prepared sale contract and lease which is with LTL for review prior to being executed by Council.

*16 Dec 2021 - 7:22 PM - Rickee Marshall*

LTL have provided Council with advice on draft documents from Sautelle White.

*21 Dec 2021 - 2:46 AM - Rickee Marshall*

Emailed LTL with responses to various issued raised in advice.

Advised LTL Council to authorise Mr Dunmall's right of occupancy in the Contract instead of a Lease Agreement.

*9 May 2022 - 4:42 PM - Rickee Marshall*

Various comments on Contract and licence agreement sent to Mr Dunmall's legal representatives 9/05/2022. Matter expected to exchange very soon.

*25 Jul 2022 - 1:50 PM - Rickee Marshall*

Following up landowners solicitor at least weekly for exchange of contracts, hoping to exchange very soon.

Meeting	Officer/Director	Section	Subject
Council 3/11/2021	Marshall, Rickee Bolton, Iliada	Staff Reports - D: Infrastructure Waste and Water	Disposal of Narira Village Complex, Cobargo



Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

**RESOLVED on the motion of Crs Bain and Griff**

1. That Council receive and note the report and Confidential Memorandum.

IN FAVOUR: Crs Fitzpatrick, Bain, Nadin, Griff, Seckold and Allen

AGAINST: Nil

ABSENT: Cr Dodds

**RESOLVED on the motion of Crs Bain and Griff**

2. That Council endorse the recommendations in the confidential attachment

3. That Council delegate authority to the Mayor and Chief Executive Officer to negotiate a sale of Lot 2 DP 1027919, being Narira Village Complex in Cobargo as detailed in the Confidential Memorandum attached to the report to Council's Ordinary Meeting of 3 November 2021.

4. That Council delegate authority to the Mayor and Chief Executive Officer to finalise and execute the attached Funding Agreement between Bega Valley Shire Council and Department of Communities and Justice as well as the Stage 1 and Stage 2 Community Housing Assistance Agreements between Southern Cross Community Housing Limited and Department of Communities and Justice.

5. That all fees to finalise this matter be payable by Council and NSW Land and Housing Corporation split as per proportion of shareholding from the proceeds of sale.

6. That Council hereby authorise its official seal to be affixed to the contract documents under the signature of the Mayor and Chief Executive Officer.

IN FAVOUR: Crs Fitzpatrick, Bain, Nadin, Griff, Seckold and Allen

AGAINST: Nil

ABSENT: Cr Dodds

*9 Nov 2021 - 4:42 PM - Georgina McIntyre*

Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason:

*21 Dec 2021 - 2:48 AM - Rickee Marshall*

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

Provided comments to Clark Rideaux Solicitors on draft CHAA and advised that Council are trying to avoid any change over in funds, hence why SCH are to pay NSW Land and Housing the difference owing after Council transfer the Narira reserve balance and maintenance fund to NSW Land and Housing, therefore Council would be happy to proceed on a nominal deposit basis.

*9 May 2022 - 4:43 PM - Rickee Marshall*

Final contract and associated documents issued to all parties 09/05/2022. Matter expected to progress to exchange very soon.

*25 Jul 2022 - 1:51 PM - Rickee Marshall*

Property officers following up regularly with legal representatives, NSW Land and Housing and SCH. SCH currently have documents for execution and advised on 21/07/2022 they are meeting with their lawyer on 28/07/2022 to finalise and progress the sale / purchase.

Meeting	Officer/Director	Section	Subject
Council 3/11/2021	Marshall, Rickee Bolton, Iliada	Staff Reports - D: Infrastructure Waste and Water	Acquisition of proposed easements for Bega Water Treatment Plant and Water and Sewerage Services Operations Depot

**RESOLVED on the motion of Crs Allen and Bain**

1. That Council enter into a formal Deed of Agreement with the landowners of Lot 240 and 241 DP 750190 at 101 and 121 Boundary Road, Bega for the acquisition of easements as follows:
  - a. A combined right of carriageway, electricity easement and underground sewer easement of variable width.
  - b. An easement for underground sewer 3m wide.
  - c. A right of carriageway and electricity easement 10m wide.
2. That Council enter into a formal Deed of Agreement with the landowner of Lot 2 DP 512378 at East Street and Boundary Road, Bega for the acquisition of an easement for underground sewer 3m wide.
3. If the acquisition of easements cannot be negotiated by agreement with the landowners within a reasonable time, Council acquire the easements by compulsory process under the *Land Acquisition (Just Terms Compensation) Act 1991* pursuant to sections 186 and 187 of the Local Government Act 1993, and do all things supplemental or incidental to, or consequential for, that purpose.
4. That all costs associated with the creation and grant of the easements including the landowners and Council's legal costs, survey work, plan preparation and registration fees be borne by Council.
5. Council affixes the Seal of Council to any documents required to be sealed relating to the acquisition of easements and that authority be delegated to the Mayor and Chief Executive Officer to execute those documents.
6. Authority be delegated to the Chief Executive Officer to execute on behalf of Council any documents associated with the acquisition of easements not requiring the affixing of the Seal of Council.

**IN FAVOUR:** Crs Fitzpatrick, Bain, Nadin, Griff, Seckold and Allen

**AGAINST:** Nil

**ABSENT:** Cr Dodds

9 Nov 2021 - 4:42 PM - Georgina McIntyre

Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason:

6 Dec 2021 - 12:12 PM - Rickee Marshall

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

Easement - 121 Boundary Road - Deed with landowner for approval and execution.

Easement - 101 Boundary Road - Deed with landowner for approval and execution.

Jerang - Lot 2 DP 512378 - Draft Deed ready for issue to landowner. Permit to Enter to be signed prior to issue.

*9 May 2022 - 4:45 PM - Rickee Marshall*

Easement - 121 Boundary Road - Landowner contesting valuation, Council to consider compulsory acquisition.

Easement - 101 Boundary Road - Landowner contesting valuation, Council to consider compulsory acquisition.

Jerang - Lot 2 DP 512378 - Deed with landowner for approval and execution.

*25 Jul 2022 - 1:56 PM - Rickee Marshall*

Council has been provided with valuation reports prepared on behalf of Scarlett's and Boundary Investments Pty Ltd for Lots 240 and 241 and Jerang for Lot 2 DP 512378.

Meeting	Officer/Director	Section	Subject
Council 24/11/2021	Marshall, Rickee Bolton, Iliada	Staff Reports - D: Infrastructure Waste and Water	Disposal of Easement to Essential Energy to support Merimbula Airport works

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

**RESOLVED on the motion of Crs Allen and Seckold**

1. That Council grant a formal easement for an overhead electrical service over Council owned operational land being Lot 2 DP 549112, Arthur Kaine Drive, Merimbula to the benefit of Essential Energy.
2. That the Transfer Granting Easement note the requirement for Essential Energy, to maintain and repair in perpetuity the overhead electrical service.
3. That all costs associated with creation and grant of the easement including Council's legal costs, survey work, plan preparation and registration fees be borne by Council.
4. That the Chief Executive Officer and/or Mayor be authorised to execute the necessary documentation to effect creation of the easement.

**IN FAVOUR:** Crs Fitzpatrick, Bain, Nadin, Griff, Seckold and Allen

**AGAINST:** Nil

**ABSENT:** Cr Dodds

*29 Nov 2021 - 9:32 AM - Georgina McIntyre*

Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason:

*6 Dec 2021 - 12:01 PM - Rickee Marshall*

Email sent to Clark Rideaux with instructions to prepare Deed for execution by EE Conveyancing Team.

Quote received from Jack Atkinson (Registered Surveyor) for the preparation for the plan (excluding 88B instrument and LRS lodgement). Once survey has been received can progress with registration at LRS.

*10 Dec 2021 - 3:01 PM - Rickee Marshall*

Clark Rideaux reviewing documents from EE and responding to Council.

*15 Dec 2021 - 12:12 PM - Georgina McIntyre*

Action reassigned to Cole, Casey by: McIntyre, Georgina for the reason:

*4 Feb 2022 - 4:15 PM - Casey Cole*

11.01.2022 Arranged CEO authorised delegate execution of Customer Deed and provided scanned copies to Jenny Symons as requested by her, to forward to Essential Energy

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

*4 Feb 2022 - 4:17 PM - Casey Cole*

14/01/2022 Instructed Clark Rideaux to proceed with preparation of bank guarantee and caveat as requested by Jenny Symons

*4 Feb 2022 - 4:17 PM - Casey Cole*

Email received via Jenny Symons from Essential Energy conveyancer Melinda White advising documents have been signed as a Director of a Company. Phone call from Jenny Symons to advise she had rearranged CEO execution a second time as original copies of the Deed were requested by EE. Documents to now be executed for the third time as originally completed as an authorised delegate.

*11 Feb 2022 - 10:06 AM - Casey Cole*

09/02/2022 Customer Deed and Client Authorisation documents provided to Georgina to arrange CEO resigning

*24 Feb 2022 - 5:07 PM - Casey Cole*

CBA confirmed Bank Guarantee expected to be finalised by early March and provided to BVSC for CEO execution

*7 Mar 2022 - 1:06 PM - Casey Cole*

04/03/2022 - Finance confirmed bank guarantee has been express posted to Essential Energy at Port Macquarie

*17 Mar 2022 - 1:34 PM - Casey Cole*

17.03.2022 instructions received from Clark Rideaux to amend easement dimensions on plan. Jenny Symons arranging

*22 Mar 2022 - 10:06 AM - Georgina McIntyre*

Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason: Casey Cole moving to new team

*9 May 2022 - 4:49 PM - Rickee Marshall*

Deed with Council and Essential Energy executed, bank guarantee provided and caveat registered. Council proceeding with construction, once complete easement plan can be registered and caveat, bank guarantee withdrawn. Certificate of title to be updated from the name of the Council of Imlay to Bega Valley Shire Council. Relevant documentation to progress name change sent to legal representatives 09/05/2022.

Meeting	Officer/Director	Section	Subject
Council 9/02/2022	Marshall, Rickee Bolton, Iliada	Staff Reports – Assets and Operations	Transfer of land to National Parks and Wildlife Service

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

**RESOLVED on the motion of Crs Griff and O'Neil**

1. That Council approve the divestment of Lot 8 DP 625726 at Nadgee Road, Wonboyn to National Parks and Wildlife Service, for nil compensation in accordance with Section 45 of the *Local Government Act 1993*.
2. That National Parks and Wildlife Service be responsible for all costs associated with the divestment of Lot 8 DP 625726 at Nadgee Road, Wonboyn including Council's legal costs.
3. Council affixes the Seal of Council to any documents required to be sealed relating to the disposal of Lot 8 DP 625726 and that authority be delegated to the Mayor and Chief Executive Officer to execute those documents.
4. Authority be delegated to the Chief Executive Officer to execute on behalf of Council any documents associated with the disposal of Lot 8 DP 625726 not requiring the affixing of the Seal of Council.

**IN FAVOUR:** Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright

**AGAINST:** Nil

*11 Feb 2022 - 2:04 PM - Georgina McIntyre*

Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason:

*9 May 2022 - 4:52 PM - Rickee Marshall*

NPWS advised of resolution - briefing for the Minister for Environment and Heritage seeking approval to accept the land under the National Parks and Wildlife Act to acquire the land under delegation drafted. Once approved we can progress the acquisition.

*29 Jul 2022 - 4:30 PM - Rickee Marshall*

Reviewed draft Deed from NPWS and returned for amendments.

Meeting	Officer/Director	Section	Subject
Council 9/02/2022	Marshall, Rickee Bolton, Iliada	Staff Reports – Assets and Operations	Proposed divestment of Lot 1 in DP 879737 at Nullica

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

**RESOLVED on the motion of Crs Nadin and Griff**

1. That Council receive and note the report.
2. That Council approve the divestment of Lot 1 DP 879737 at Nullica to the proprietors of Lot 26 in DP 750223, for \$10,000 plus GST.
3. That all fees associated with the divestment of Lot 1 DP 879737 at Nullica be payable by the proprietors of Lot 26 in DP 750223.
4. That Council hereby authorise its official seal to be affixed to the contract documents under the signature of the Mayor and Chief Executive Officer.

**IN FAVOUR:** Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright

**AGAINST:** Nil

*11 Feb 2022 - 2:05 PM - Georgina McIntyre*

Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason:

*9 May 2022 - 4:57 PM - Rickee Marshall*

Contract for the purchase of Nullica Short Cut Road, Nullica received, reviewed and comments sent to legal representatives 09/05/2022. Expected to progress to exchange in the very near future.

*11 Jul 2022 - 5:52 PM - Rickee Marshall*

Signed contract returned to Clark Rideaux on 29/6/22 to arrange exchange.

*14 Jul 2022 - 4:56 PM - Rickee Marshall*

Contracts exchanged 1 July 2022, contract completion to take place on 29 July 2022.

Meeting	Officer/Director	Section	Subject
Council 9/02/2022	Marshall, Rickee Bolton, Iliada	Staff Reports – Assets and Operations	Wyndham Men's Shed Incorporated tenure arrangement



Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

**RESOLVED on the motion of Crs Allen and Nadin**

1. That Council receive and note the report.
2. That Council authorise the Chief Executive Officer and Mayor to execute the necessary lease documentation to provide tenure of five (5) years to Wyndham Men's Shed Incorporated for their continued occupation of the old Rural Fire Service shed located on surplus road reserve on the corner of Norwood and Gordon Streets, Wyndham, for an annual rental fee of \$8,460 plus GST per annum, noting a rebate may be applied once assessed against Council's Rental Assessment and Rebate Procedure.
3. That Wyndham Men's Shed Incorporated be responsible for payment of all costs associated with the preparation and registration of the lease.

**IN FAVOUR:** Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright

**AGAINST:** Nil

*11 Feb 2022 - 2:05 PM - Georgina McIntyre*

Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason:

*9 May 2022 - 4:59 PM - Rickee Marshall*

Draft tenure document with legal representatives, property officers followed up 09/5/2022 and document expected to be issued this week. Update sent to Wyndham Mens Shed representatives 09/5/2022.

*25 Jul 2022 - 2:04 PM - Rickee Marshall*

Proposed tenure arrangement currently being advertised with comments due by 19/08/2022

Meeting	Officer/Director	Section	Subject
Council 9/02/2022	Marshall, Rickee Bolton, Iliada	Staff Reports – Assets and Operations	Creation of a positive covenant for APZ purposes over Council owned land at Arthur Kaine Drive, Merimbula

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

**RESOLVED on the motion of Crs Fitzpatrick and O'Neil**

1. That Council receive and note the report.
2. That Council approve the creation of a positive covenant over Lot 120 DP 847899 at Arthur Kaine Drive, Merimbula in accordance with the *Conveyancing Act 1919* to the benefit of the adjoining landowner of Lot 121 DP 847899 as outlined in the report of 9 February 2022.
3. That all costs associated with the creation of the positive covenant be met by the landowner of Lot 121 DP847899 including but not limited to legal costs, survey costs and registration fees.
4. That the positive covenant be provided on the condition that compensation be paid to council based on a market value that considers the associated combined benefit to the adjoining property owner.
5. That the Chief Executive Officer and Mayor be authorised to execute the necessary documentation to affect the above course of action.

**IN FAVOUR:** Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright

**AGAINST:** Nil

*11 Feb 2022 - 2:06 PM - Georgina McIntyre*

Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason:

*9 May 2022 - 5:01 PM - Rickee Marshall*

Draft easement terms reviewed 09/05/2022 and sent to legal representatives.

Valuation report obtained for easement - \$5K and sent to legal representatives 09/05/2022 for inclusion in Deed.

*25 Jul 2022 - 2:08 PM - Rickee Marshall*

30/06/2022 - On further review, the best approach for registration of the easement is via deposited plan and s88B Instrument. Seeing as the surveyor has already prepared a full plan.

Legal representatives found difficulty with using a 'transfer granting easement' as Council's lot needed to be burdened with an easement for access that benefits the applicants lot which we didn't want to do.

The applicants lot also needs to be burdened with a positive covenant to maintain the APZ located within the site of the easement for the right of access area, on Councils land.

Draft Deed with applicants solicitor to arrange execution.

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

Meeting	Officer/Director	Section	Subject
Council 9/02/2022	Marshall, Rickee Bolton, Iliada	Staff Reports – Assets and Operations	Road closure - Calle Calle Street, Eden
<p><b>RESOLVED on the motion of Crs Nadin and Porter</b></p> <ol style="list-style-type: none"><li>1. That Council approve, in principle, the closure of the Council public road reserve adjoining Lots 4 and 5 DP 740471 at 100 Calle Calle Street, Eden.</li><li>2. That Council commence assessment of the road closure application under Division 3 of the <i>Roads Act 1993</i> (NSW) and that the proposal be publicly advertised for a period of 28 days.</li><li>3. That if any objections are received, a further report be prepared for Council's consideration.</li><li>4. That if no objections are received Council, by notice published in the Government Gazette, formally close the public road reserve concerned.</li><li>5. That the Chief Executive Officer and Mayor be authorised to execute the necessary documentation to affect the road closure, creation of easement for a sewer treatment plant effluent outfall pipe running through the road corridor and subsequent sale of land to the applicant for the value as determined by an independent valuer.</li><li>6. That all costs associated with the road closure process be borne by the applicant.</li></ol> <p><b>IN FAVOUR:</b> Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright</p> <p><b>AGAINST:</b> Nil</p> <p><i>11 Feb 2022 - 2:07 PM - Georgina McIntyre</i></p> <p>Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason:</p> <p><i>9 May 2022 - 5:07 PM - Rickee Marshall</i></p> <p>Notification letters, emails and advertisement complete. Submissions received for consideration before progressing further.</p> <p><i>11 Jul 2022 - 5:53 PM - Rickee Marshall</i></p> <p>Under consideration- one submission received and the applicant is considering a proposal from the owners of adjoining lot 4 regarding a drainage easement over the road proposed for closure.</p>			

Meeting	Officer/Director	Section	Subject
Council 16/03/2022	Bolton, Iliada Bolton, Iliada	Staff Reports – Business and Governance	Opportunity for adjustment to the 2022-23 rate peg
<p><b>RESOLVED on the motion of Crs Allen and Nadin</b></p> <p>That Council:</p> <ol style="list-style-type: none"> <li>1. Resolve the CEO makes an immediate application under the Additional Special Variation (ASV) one-off process for the 2022-23 financial year to ensure the percentage increase in rating revenue is 2.5%, applied permanently to the rate base as specified in the modelling and adopted in the Long Term Financial Plan.</li> <li>2. Receive a further report from the CEO once an application determination has been received from IPART.</li> <li>3. Participate in the IPART review of the rate peg methodology, including the Local Government Cost Index and advocate for further analysis into the new population growth component.</li> <li>4. Support the preparation of the next suite of Integrated Planning and Reporting on the assumption that the 2.5% increase will be approved.</li> </ol> <p><u>IN FAVOUR:</u> Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright</p> <p><u>AGAINST:</u> Nil</p> <p><i>3 May 2022 - 4:46 PM - Iliada Bolton</i></p> <p>Items 1, 2 and 4 have been completed.</p> <p style="padding-left: 40px;">The application for the rate variation was submitted on 28 April 2022.</p> <p style="padding-left: 40px;">The Long Term Financial Plan prepared for year commencing FY2023 includes the rate increase of 2.5%.</p> <p style="padding-left: 40px;">Item 3 will be actioned in accordance with OLG and IPART timeframes. This resolution will be included in Council's advocacy priorities.</p> <p><i>7 Jul 2022 - 11:00 AM - Rebecca Payne</i></p> <p>No changes since last update on 2 May 2022</p>			

Meeting	Officer/Director	Section	Subject
Council 18/05/2022	Bolton, Iliada Bolton, Iliada	Staff Reports – Business and Governance	Review of Council Policies - Batch 2

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

**RESOLVED on the motion of Crs Seckold and Robin**

1. That Council place the following draft policies on public exhibition:

- Policy 1.07 Public Reserve Management
- Policy 1.08 Parks, Aquatics and Recreation
- Policy 3.01 Development Administration
- Policy 3.02 Environmental Management
- Policy 3.04 Biosecurity and Weed Management
- Policy 3.05 Environmental Sustainability for Council Operations
- Policy 3.07 Climate Change
- Policy 4.09 Families and Children
- Policy 4.12 Environmental and Public Health
- Policy 4.14 Burning Off In Open Areas
- Policy 6.16 Community Engagement

2. That the Policies listed above be exhibited for a minimum period of 28 days and that submissions be received for 42 days.

3. That policy 1.07 Public Reserve Management be revoked and converted to a procedure sitting within the scope of the revised policy 1.08 Parks, Aquatics and Recreation.

3. That following public exhibition, a further report be presented to Council including submissions received and the final policies for adoption. Adopted policies to be published on Council's website.

**IN FAVOUR:** Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, O'Neil, Robin and Wright

**AGAINST:** Nil

**ABSENT:** Cr Porter

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

7 Jul 2022 - 5:20 PM - Rebecca Payne

Policies placed on exhibition on 20 May 2022 to 3 July 2022. Outcome of public exhibition to be presented to Council on 21 September 2022.

7 Jul 2022 - 5:24 PM - Rebecca Payne

Revised Target Date changed by: Payne, Rebecca From: 1 Jun 2022 To: 23 Sep 2022

Reason: Final report to go to Council on 21 September 2022.

Meeting	Officer/Director	Section	Subject
Council 15/06/2022	Marshall, Rickee Bolton, Iliada	Staff Reports – Assets and Operations	Road Closure - 99 Quarry Road, Greendale
<b>RESOLVED on the motion of Crs Allen and O'Neil</b>			
1. That Council approve, in principle, the closure of the unconstructed Council public road corridor within Lot 2 DP 538065 at Greendale.			
2. That Council commence assessment of the road closure application under Division 3 of the <i>Roads Act 1993</i> (NSW) and that the proposal be publicly advertised for a period of 28 days.			
3. That if any objections are received, a further report be prepared for Council's consideration.			
4. That if no objections are received Council, by notice published in the Government Gazette, formally close the public road reserve concerned.			
5. That the Chief Executive Officer and Mayor be authorised to execute the necessary documentation to affect the road closure.			
6. That all costs associated with the road closure process be borne by the applicant.			
<u>IN FAVOUR:</u>	Crs Fitzpatrick, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright		
<u>AGAINST:</u>	Nil		
<u>ABSENT:</u>	Cr Nadin		
17 Jun 2022 - 9:35 AM - Georgina McIntyre			
Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason:			

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

*11 Jul 2022 - 5:38 PM - Rickee Marshall*

17 June 2022 applicants legal representatives advised to engage a surveyor to prepare the plan and arrange a valuation to determine the compensation payable. Once we have this information, Council will prepare a Deed which will be required to be signed by the applicant.

Meeting	Officer/Director	Section	Subject
Council 15/06/2022	Marshall, Rickee Bolton, Iliada	Staff Reports – Assets and Operations	Bega Valley Regional Learning Centre
<p><b>RESOLVED on the motion of Crs Fitzpatrick and Porter</b></p> <ol style="list-style-type: none"><li>1. That Council continue to accept proposals for the purchase of the Bega Valley Regional Learning Centre for a minimum sale price of \$5 million</li><li>2. That all offers be reported back to Council for consideration</li><li>3. That Council increases permanent lease within the Bega Valley Regional Learning Centre and tests the open market by running an Expression of Interest process inviting submissions for permanent leases of vacant suites and the co-workspace</li><li>4. That Council retains both the Mumbulla and Bittangabee rooms as bookable meeting rooms</li><li>5. That Council approves the extension of tenure for up to five (5) years to existing commercial tenants in the Bega Valley Regional Learning Centre for commercial rental as outlined in the attached Confidential Operating Report.</li><li>6. That Council approves tenure for up to five (5) years to PCYC for their proposed occupation of suite 9 for the commercial rental of \$21,985.56, declining to grant a rental rebate.</li><li>7. That Council authorise the Chief Executive Officer and Mayor to execute all necessary lease documentation.</li></ol> <p><b>IN FAVOUR:</b> Crs Fitzpatrick, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright</p> <p><b>AGAINST:</b> Nil</p> <p><b>ABSENT:</b> Cr Nadin</p> <p><i>17 Jun 2022 - 9:37 AM - Georgina McIntyre</i></p> <p>Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason:</p>			

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

*11 Jul 2022 - 11:00 AM - Rickee Marshall*

Website updating regarding sale of BVRLC - Key attributes:

- Land area: 3,421m<sup>2</sup>
- Zoned B2 Local Centre
- Modern facilities
- Undercover parking
- 17 office spaces, 2 internal lifts with direct access to both undercover carparks, 2 kitchens, bathroom and laundry facilities and reception area
- Facility close to capacity, returning a good rental income with a functioning co-work space and 2 rooms casually hired for a range of purposes
- Located in Merimbula town centre
- Secure building with upgraded security

The property is being offered for purchase via expressions of interest, proposals for a minimum sale price of \$5 million will be considered by Council.

Communications will promote BVRLC EOI on FB once every 3 months.

*25 Jul 2022 - 1:34 PM - Rickee Marshall*

Property officers are working through tenure arrangements in the facility now that up to 5 year leases can be progressed.

PCYC commenced a 12month lease of suite 9 on 18/07/2022.

ATC are extending for a further 2 years.

Awaiting responses from existing tenants before progressing an EOI for any vacant suites.

Meeting	Officer/Director	Section	Subject
Council 15/06/2022	Marshall, Rickee Bolton, Iliada	Staff Reports – Assets and Operations	Proposed divestment - Lot 66 DP 1171407 Ravenswood Street, Bega
<b>RESOLVED on the motion of Crs Allen and Seckold</b>			
1. That Council receive and note the report and attached Confidential Memorandum.			
<u>IN FAVOUR:</u>	Crs Fitzpatrick, Griff, Seckold, Allen, O'Neil, Robin and Wright		
<u>AGAINST:</u>	Cr Porter		
<u>ABSENT:</u>	Cr Nadin		



Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

**RESOLVED on the motion of Crs Allen and Seckold**

2. That Council approve the divestment of Lot 66 DP 1171407 Ravenswood Street, Bega to the offeree Damian and Peta Hoyland, for the amount as offered.
3. That all fees to finalise this matter be payable by Council from the proceeds of sale.
4. That Council hereby authorise its official seal to be affixed to the contract documents under the signature of the Chief Executive Officer and Mayor.
5. That the offeree be advised of Council's decision.
6. That Council delegate authority to the Chief Executive Officer and Mayor to negotiate a sale of Lot 66 DP 1171407 Ravenswood Street, Bega, for a minimum value as determined by Council should the sale to the offeree not progress.

**IN FAVOUR:** Crs Fitzpatrick, Griff, Seckold, Allen, O'Neil, Robin and Wright

**AGAINST:** Cr Porter

**ABSENT:** Cr Nadin

*17 Jun 2022 - 9:37 AM - Georgina McIntyre*

Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason:

*14 Jul 2022 - 4:54 PM - Rickee Marshall*

11/07/2022 Contract issued to Hoylands for execution.

*26 Jul 2022 - 6:26 PM - Rickee Marshall*

Hoylands requested 3 month settlement period.

Meeting	Officer/Director	Section	Subject
Council 15/06/2022	Bolton, Iliada	Staff Reports – Business and Governance	Review of Council Policies - Batch 3
	Bolton, Iliada		

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

**RESOLVED on the motion of Crs Seckold and O'Neil**

1. That Council place the following draft policies on public exhibition:

- Policy 1.01 Community Wellbeing
- Policy 1.02 Inclusive Communities
- Policy 1.03 Arts and Culture
- Policy 1.04 Volunteering
- Policy 1.05 Film and Video
- Policy 1.06 Cultural Diversity
- Policy 2.01 Community Learning, Library and Education Policy
- Policy 3.03 Soil and Water Management
- Policy 3.06 Pesticide Use
- Policy 4.02 On-site Sewage Management
- Policy 4.03 Public Regulation
- Policy 4.11 Planning Agreement
- Policy 4.13 Heritage Works of a Minor Nature
- Policy 6.10 Communications

2. That the Policies listed above be exhibited for a minimum period of 28 days and that submissions be received for 42 days.

3. That Policy 4.03 Public Regulation be REVOKED and that any procedures sitting under that Policy be moved to the revised Policy 4.05 Enforcement and Compliance (currently on exhibition).

4. That following public exhibition, a further report be presented to Council including submissions received and the final policies for adoption.

5. That the adopted policies to be published on Council's website.

**IN FAVOUR:** Crs Fitzpatrick, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

**AGAINST:** Nil

**ABSENT:** Cr Nadin

*7 Jul 2022 - 5:24 PM - Rebecca Payne*

Policies placed on exhibition on 17 June 2022 to 31 July 2022. Outcome of public exhibition to be presented to Council on 19 October 2022.

*7 Jul 2022 - 5:25 PM - Rebecca Payne*

Revised Target Date changed by: Payne, Rebecca From: 29 Jun 2022 To: 21 Oct 2022

Reason: Final report to go to Council on 19 October 2022.

Meeting	Officer/Director	Section	Subject
Council 29/06/2022	Marshall, Rickee Bolton, Iliada	Staff Reports – Assets and Operations	Twyford Hall loan repayment
<b>RESOLVED on the motion of Crs Fitzpatrick and Seckold</b>			
1. That Council receive and note the report and attachments.			
2. That Council advise Twyford Hall Incorporated it is willing to grant a twelve month extension to commencement of the loan repayment on the condition that the NSW Government confirm in writing it will fund the remainder of works and Council will not be further financially disadvantaged.			
3. That the Chief Executive Officer and Mayor be delegated authority to finalise and execute the amendment to the Deed of Agreement.			
<b>IN FAVOUR:</b>	Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil and Robin		
<b>AGAINST:</b>	Nil		
<b>ABSENT:</b>	Cr Wright		
<i>15 Jul 2022 - 4:13 PM - Georgina McIntyre</i>			
Action reassigned to Marshall, Rickee by: McIntyre, Georgina for the reason:			

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

*20 Jul 2022 - 4:35 PM - Rickee Marshall*

Email sent to TTHCL to send through amended Deed of Agreement for Council execution.

Meeting	Officer/Director	Section	Subject
Council 20/07/2022	Lewington, Jason Bolton, Iliada	Staff Reports – Assets and Operations	RFT-10043351 Bega WTP design and construction
<p><b>RESOLVED on the motion of Crs Allen and Nadin</b></p> <p>1. That Council accepts the recommendations outlined in the confidential attachment</p> <p><b>IN FAVOUR:</b> Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright</p> <p><b>AGAINST:</b> Nil</p> <p><b>RESOLVED on the motion of Crs Allen and Nadin</b></p> <p>2. That Council accepts the tender from Laurie Curran Water Pty Ltd in relation to contract for the works for as described in RFT 1000043351, in the amount of \$11,417,262.39 (excluding GST), subject to variations</p> <p>3. That authority is delegated to the Chief Executive Officer to execute all necessary documentation in relation to RFT 1000043351</p> <p>4. That all tenderers be advised of Council's decision</p> <p><b>IN FAVOUR:</b> Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright</p> <p><b>AGAINST:</b> Nil</p> <p><i>25 Jul 2022 - 12:51 PM - Georgina McIntyre</i></p> <p>Action reassigned to Lewington, Jason by: McIntyre, Georgina for the reason: Procurement to proceed with tender process</p> <p><i>26 Jul 2022 - 7:52 AM - Jason Lewington</i></p> <p>Water and Sewer staff, along with the Acting Director A&amp;O are currently reviewing and finalising Letter of acceptance. This will be issued by Public Works, along with the contract. Upon issue BVSC Procurement &amp; Contracts will upload in line with GIPA requirements.</p>			

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

Meeting	Officer/Director	Section	Subject
Council 20/07/2022	Marshall, Rickee Bolton, Iliada	Staff Reports – Assets and Operations	Lease to RBA Holdings Pty Ltd at Tura Beach reservoir site
<p><b>RESOLVED on the motion of Crs Robin and O'Neil</b> Approve tenure of nine (9) years in the form of 3 x 3-year leases to RBA for their continued occupation of part Lot 2 DP 826717 at Tura Beach reservoir site for an annual market rental of \$12,870 including GST per annum and advise RBA that Council no longer supports a rental rebate.</p> <p><b>IN FAVOUR:</b> Crs Fitzpatrick, Griff, Seckold, Porter, O'Neil, Robin and Wright</p> <p><b>AGAINST:</b> Crs Nadin and Allen</p> <p><b>RESOLVED on the motion of Crs Robin and O'Neil</b> Approve tenure of nine (9) years in the form of 3 x 3-year leases to RBA for their continued occupation of part Lot 2 DP 826717 at Tura Beach reservoir site for an annual market rental of \$12,870 including GST per annum and advise RBA that Council no longer supports a rental rebate.</p> <p><b>IN FAVOUR:</b> Crs Fitzpatrick, Griff, Seckold, Porter, O'Neil, Robin and Wright</p> <p><b>AGAINST:</b> Crs Nadin and Allen</p> <p><i>25 Jul 2022 - 2:58 PM - Rebecca Payne</i> Action reassigned to Marshall, Rickee by: Payne, Rebecca for the reason: Hi Rickee, for your action please</p> <p><i>26 Jul 2022 - 6:26 PM - Rickee Marshall</i> 22/07/2022 RBA notified of outcome of Council meeting. 01/08/2022 RBA will be proceeding with tenure at the full rental.</p>			

Meeting	Officer/Director	Section	Subject
Council 20/07/2022	Marshall, Rickee	Staff Reports – Assets and Operations	Assignment of Lease - Lease Site LS-09 at Merimbula Airport

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

Bolton, Iliada

**RESOLVED on the motion of Crs Nadin and Porter**

1. That Council receive and note the report.
2. That Council approves assignment of the lease for lease site LS-09 at Merimbula Airport from Bakersair Pty Limited to the Trustee for the Bourke Family Trust.
3. That the applicant be responsible for the payment of all costs associated with the assignment of lease process.
4. That the Mayor and Chief Executive Officer be authorised to execute the necessary documentation to formalise the above course of action.

**IN FAVOUR:** Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright

**AGAINST:** Nil

*25 Jul 2022 - 2:57 PM - Rebecca Payne*

Action reassigned to Marshall, Rickee by: Payne, Rebecca for the reason: Hi Rickee, for your action please

*26 Jul 2022 - 6:20 PM - Rickee Marshall*

Applicant notified of Council resolution and requested for legal representatives to prepare the assignment documentation.

Meeting	Officer/Director	Section	Subject
Council 20/07/2022	Lewington, Jason Bolton, Iliada	Staff Reports – Assets and Operations	RFT 2122-040 Mount Darragh Road and Tantawangalo Mountain Road DRFA Restoration Works

**RESOLVED on the motion of Crs Allen and Robin**

1. That Council accepts the recommendations outlined in the confidential attachment

**IN FAVOUR:** Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright

**AGAINST:** Nil

**RESOLVED on the motion of Crs Allen and Robin**

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

2. That Council accepts the tender from Leed Engineering and Construction Pty Ltd in relation to contract for the works for separable portion A, as described in tender 2122-040, in the amount of \$3,543,793.94 (excluding GST), subject to variations and provisional sums
3. That Council rejects the tenders in relation to contract for works for separable portion B, as described in tender RFT 2122-040, and enter negotiations with the recommended tenderer
4. That authority is delegated to the Chief Executive Officer to execute all necessary documentation in relation to RFT 2122-040
5. That all tenderers be advised of Council's decision

**IN FAVOUR:** Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright

**AGAINST:** Nil

*25 Jul 2022 - 12:48 PM - Georgina McIntyre*

Action reassigned to Lewington, Jason by: McIntyre, Georgina for the reason: procurement to commence tender process

*26 Jul 2022 - 7:50 AM - Jason Lewington*

LOA for separable portion B has been drafted and upon receiving approval, will be sent out. Portion B is under negotiation by the Infrastructure Team and Consultant Project Manager - upon completion of negotiation, this will proceed to awarding contract.

Meeting	Officer/Director	Section	Subject
Council 20/07/2022	Bolton, Iliada Bolton, Iliada	Staff Reports – Business and Governance	Review of Council Policies - Batch 4

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

**RESOLVED on the motion of Crs Nadin and Griff**

1. That Council places the following draft policies on public exhibition:

- Policy 2.01 Live, Work, Invest
- Policy 2.03 Digital Economy
- Policy 2.04 Traditional Industries
- Policy 2.05 Tourism
- Policy 3.08 Asbestos Management
- Policy 6.08 Procurement of Assets and Services
- Policy 6.09 Information Technology
- Policy 6.12 Access to Information
- Policy 6.15 Interstate and Overseas Travel
- Policy 6.17 Integrated Planning and Reporting
- Policy 6.19 Closed Circuit Television (CCTV)
- Policy 6.20 Related Party Disclosures
- Policy 6.21 Public Private Partnerships
- Policy 6.22 Business Incentives

2. That the Policies listed above be exhibited for a minimum period of 28 days and that submissions be received for 42 days.

3. That should there be no submissions to policies 2.03 digital economy, 2.04 traditional industries, 2.05 tourism, 6.17 integrated planning and reporting, 6.21 public private partnerships, and 6.22 business incentives during public exhibition, these policies to be REVOKED.

4. That following public exhibition, a further report be presented to Council including any submissions received and submit the final policies recommended for adoption.

**IN FAVOUR:** Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright



Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

AGAINST: Nil

*25 Jul 2022 - 3:09 PM - Rebecca Payne*

Revised Target Date changed by: Payne, Rebecca From: 3 Aug 2022 To: 03 Aug 2022

Reason: Policies placed on exhibition on 22 July 2022 - 4 September 2022. Outcome of public exhibition to be presented to Council on 16 November.

*25 Jul 2022 - 3:10 PM - Rebecca Payne*

Revised Target Date changed by: Payne, Rebecca From: 3 Aug 2022 To: 16 Nov 2022

Reason: Final report to go to Council on 16 November 2022.

Meeting	Officer/Director	Section	Subject
Council 20/07/2022	Lewington, Jason Bolton, Iliada	Staff Reports – Business and Governance	Code of conduct reviewer panel 2022 - 2026

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

**RESOLVED on the motion of Crs Griff and Nadin**

1. That council adopt the code of conduct review panel established by the Canberra Joint Region Organisation (CRJO) effective from 1 July 2022 to 30 June 2026
2. That the following eighteen (18) consultants / entities be appointed to Bega Valley Shire Councils conduct review panel until 30 June 2026:
  - Australian Workplace Training & Investigation
  - BAL Lawyers
  - BDO Services Pty Ltd
  - Centium Pty Ltd
  - Local Government Legal
  - Maddocks
  - McCullough Robertson Lawyers
  - Mediate Today Pty Ltd
  - Nemesis Consultancy Group
  - O'Connor Marsden and Associates Pty Ltd
  - Pendlebury work place solutions
  - RSM
  - SINC Solutions Pty Ltd
  - Weir Consulting (National)
  - Winton Consulting Pty Ltd
  - WISE Workplace
  - Workdynamic Pty Ltd

**IN FAVOUR:** Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright

Outstanding

**Division:** Business and Governance

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 2:58:32 PM**

AGAINST: Nil

*27 Jul 2022 - 11:09 AM - Rebecca Payne*

Action reassigned to Lewington, Jason by: Payne, Rebecca for the reason: Can you please update this action. Thank you

Outstanding

**Division:** Community Environment and Planning

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 3:27:54 PM**

Meeting	Officer/Director	Section	Subject
Council 20/04/2022	Furniss, Esther Harrison, Emily	Staff Reports – Community, Environment and Planning	Proposal to Establish Alcohol-free Zone and Alcohol-prohibited Area, Gipps and Bega Streets, Bega
<b>RESOLVED on the motion of Crs Nadin and Seckold</b>			
1. That Council resolves to support, in principle and subject to community feedback, the request to establish an alcohol-free zone (AFZ) in Bega			
2. That Council resolves to support, in principle and subject to community feedback, the request to establish an alcohol-prohibited area (APA) in Bega			
3. That Council publicly exhibit the proposed alcohol-free zone and alcohol-prohibited area (Attachment 1) for not less than 30 days.			
4. That, following public exhibition and subject to community feedback, Council seek approval from the relevant Police local area commander to establish the proposed alcohol-prohibited area.			
5. That staff prepare a further report to Council following public exhibition of the proposal.			
<b>IN FAVOUR:</b>	Crs Fitzpatrick, Nadin, Griff, Seckold, Porter, O'Neil, Robin and Wright		
<b>AGAINST:</b>	Nil		
<b>ABSENT:</b>	Cr Allen		
<i>26 Apr 2022 - 12:09 PM - Emily Harrison</i>			
Action reassigned to Furniss, Esther by: Harrison, Emily for the reason: For action as per resolution.			
<i>6 May 2022 - 4:01 PM - Esther Furniss</i>			
Eden, Bega LALCs and Bega Eden Merrimans notified of Council's decision in writing. Have your Say drafted for public consultation of the proposed AFZ and APA			
<i>6 May 2022 - 4:03 PM - Esther Furniss</i>			
Affected liquor licence holders to be contacted			
<i>9 May 2022 - 5:12 PM - Esther Furniss</i>			
Letters to LALCs and Merrimans and liquor licence holders to be sent in conjunction with public consultation of proposed AFZ and APA. This is due to take place on Friday 13 May or Friday 20 May.			

Outstanding

**Division:** Community Environment and Planning

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 3:27:54 PM**

26 Jul 2022 - 3:08 PM - Emily Harrison

CEO and A/Director CEP met with Katungal to discuss their submission on 30 June and 18 July. Meeting with CEO and Bega LALC scheduled.

Meeting	Officer/Director	Section	Subject
Council 20/04/2022	Thomson, Sophie Harrison, Emily	Staff Reports – Community, Environment and Planning	Planning Proposal for Market Street, Merimbula
<p><b>RESOLVED on the motion of Crs Nadin and Fitzpatrick</b></p> <ol style="list-style-type: none"><li>1. That Council submits the Market Street, Merimbula Planning Proposal (Attachment 1) to the Department of Planning and Environment for Gateway Determination.</li><li>2. That following Gateway Determination, the Planning Proposal be placed on public exhibition.</li><li>3. That at the conclusion of the exhibition period, Council officers prepare a further report to Council if material amendments to the Planning Proposal are required to address submissions received during the exhibition period.</li><li>4. That should no material amendments to the Planning Proposal be required in response to submissions received during the exhibition period, Council officers progress the Planning Proposal to finalisation and gazettal without a further report to Council.</li></ol> <p><b>IN FAVOUR:</b> Crs Fitzpatrick, Nadin, Griff, Seckold, Porter, O'Neil, Robin and Wright</p> <p><b>AGAINST:</b> Nil</p> <p><b>ABSENT:</b> Cr Allen</p> <p>26 Apr 2022 - 12:13 PM - Emily Harrison</p> <p>Action reassigned to Thomson, Sophie by: Harrison, Emily for the reason: For action as per Council resolution please.</p> <p>19 Jul 2022 - 2:59 PM - Esther Furniss</p> <p>Proposal currently on public exhibition</p>			

Meeting	Officer/Director	Section	Subject
---------	------------------	---------	---------

Outstanding

**Division:** Community Environment and Planning

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 3:27:54 PM**

Council 18/05/2022

Tull, Keith

Staff Reports – Community, Environment and Planning

Endorsement of Planning Proposal for increasing housing diversity and associated guidelines in Development Control Plan 2013

Harrison, Emily

**RESOLVED on the motion of Crs O'Neil and Robin**

That Council:

1. Resolve to support the Residential Land Strategy: Housing Diversity Planning Proposal (Attachment 1).
2. Authorise Council officers to submit the Planning Proposal and supporting information to the Department of Planning and Environment requesting a Gateway Determination under Section 3.34 of the *Environmental Planning and Assessment Act 1979*.
3. Resolve to exhibit the proposed amendments to Chapter 3 'Residential Development' of the *Development Control Plan 2013* to provide design guidelines that support the changes in the Planning Proposal (Attachment 2).
4. Consider a further report from staff in relation to feedback received during public exhibition undertaken as part of the Gateway process and exhibition of the associated draft amendments to the *Bega Valley Development Control Plan 2013*.

**IN FAVOUR:** Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, O'Neil, Robin and Wright

**AGAINST:** Nil

**ABSENT:** Cr Porter

*3 Jun 2022 - 10:49 AM - Esther Furniss*

Action reassigned to Tull, Keith by: Furniss, Esther for the reason: Hi Keith, please provide comments and updates for Councillor's information

*19 Jul 2022 - 2:58 PM - Esther Furniss*

Proposal currently on public exhibition

Meeting	Officer/Director	Section	Subject
Council 15/06/2022	Harrison, Emily	Staff Reports – Community, Environment and Plannin	Signage strategy

Outstanding

**Division:** Community Environment and Planning

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 3:27:54 PM**

Harrison, Emily

**RESOLVED on the motion of Crs Seckold and Allen**

1. That Council endorses the draft Bega Valley Shire Signage Strategy
2. That Council notes the draft strategy will be placed on public exhibition and a further report provided to Council if there are significant proposed changes following the public exhibition period
3. That Council notes the draft strategy will be finalised and published following public exhibition if there is no significant or material feedback or changes to the strategy

**IN FAVOUR:** Crs Fitzpatrick, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright

**AGAINST:** Nil

**ABSENT:** Cr Nadin

*30 Jun 2022 - 3:42 PM - Esther Furniss*

Signage strategy put on public exhibition from 29 June until 31 July 2022

Meeting	Officer/Director	Section	Subject
Council 15/06/2022	Harrison, Emily	Staff Reports – Community, Environment and Planning	Alcohol Free Zones and Alcohol Prohibited Areas
	Harrison, Emily		

Outstanding

**Division:** Community Environment and Planning

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 3:27:54 PM**

**RESOLVED on the motion of Crs Porter and O'Neil**

That Council:

1. Resolves to review all existing and expired alcohol free zones with the intention of bringing them onto the same schedule to streamline the process and provide greater transparency for the community.
2. Notes the process to do this will require the cancellation of all existing alcohol free zones and the establishment of new alcohol free zones in these locations.
3. Notes that consultation with the local police, the community and other stakeholders will be undertaken as required under the Ministerial Guidelines and Local Government Act.
4. Notes staff will bring further reports to Council before the consultation period begins and after the consultation for final determination.

**IN FAVOUR:** Crs Fitzpatrick, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright

**AGAINST:** Nil

**ABSENT:** Cr Nadin

*26 Jul 2022 - 3:11 PM - Emily Harrison*

Discussion with local area command at Police Liaison Committee meeting on 7 July. Report to Council prepared for 17 August meeting.

Meeting	Officer/Director	Section	Subject
Council 13/07/2022	Harrison, Emily Harrison, Emily	Mayoral Minutes	Use of Pambula Sporting Complex for proposed Wanderer Festival

**RESOLVED on the motion of Cr Fitzpatrick**

Council endorse the use of the Pambula Sporting Complex for the proposed wanderer festival to be held 23 to 25 September 2022 subject to appropriate conditions to be prepared by staff, all relevant external approvals and all legislative requirements being met.

**IN FAVOUR:** Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, O'Neil and Robin

**AGAINST:** Nil



Outstanding

**Division:** Community Environment and Planning

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 3:27:54 PM**

**ABSENT:** Crs Porter and Wright

2 Aug 2022 - 10:10 AM - Esther Furniss

Manager Planning and Sustainability is finalising Use of Public Land approval

Meeting	Officer/Director	Section	Subject
Council 20/07/2022	Harrison, Emily Harrison, Emily	Staff Reports – Community, Environment and Planning	Youth Committee and Youth Programs
<p><b>RESOLVED on the motion of Crs Nadin and Porter</b></p> <p>That Council:</p> <ol style="list-style-type: none"><li>Note the current work being undertaken by Council to support and engage with young people in the Bega Valley Shire.</li><li>Resolve to seek funding for the development of a Bega Valley Youth Specific Strategy that aligns with the community strategic plan at the commencement of the 2023 calendar year.</li></ol> <p><b>IN FAVOUR:</b> Crs Fitzpatrick, Nadin, Griff, Allen, Porter and Wright</p> <p><b>AGAINST:</b> Crs Seckold, O'Neil and Robin</p>			

Meeting	Officer/Director	Section	Subject
Council 20/07/2022	Tull, Keith Harrison, Emily	Notices of Motion	Bega Valley Shire Flying Fox Camp Management Plan

Outstanding

**Division:** Community Environment and Planning

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 3:27:54 PM**

**RESOLVED on the motion of Crs Griff and Wright**

That Council:

1. Prioritise completion of the Bega Valley Shire Flying Fox Camp Management Plan, to identify appropriate management measures for grey-headed flying foxes in Bega Valley Shire.
2. Engage with relevant officers in Eurobodalla and Shoalhaven Councils to investigate successful strategies that have been applied in similar local government areas.
3. Work with key stakeholders such as the Bournda Environmental Education Centre, Pambula Wetlands and Heritage Projects Inc, Friends of Glebe Wetlands, and the Biodiversity and Conservation Division (BCD) in Department of Planning and Environment to increase community understanding of the importance of protecting the grey-headed flying fox and its habitat in Bega Valley Shire.

**IN FAVOUR:** Crs Fitzpatrick, Nadin, Griff, Seckold, Porter, O'Neil, Robin and Wright

**AGAINST:** Cr Allen

*24 Jul 2022 - 4:45 PM - Jacqueline Grant*

Action reassigned to Harrison, Emily by: Grant, Jacqueline for the reason:

*26 Jul 2022 - 3:16 PM - Emily Harrison*

Council officers will progress this work as per the Council resolution.

*26 Jul 2022 - 3:18 PM - Emily Harrison*

Action reassigned to Tull, Keith by: Harrison, Emily for the reason: Hi Keith - please see notes for staff action.

Meeting	Officer/Director	Section	Subject
Council 20/07/2022	Harrison, Emily Harrison, Emily	New Item	Cr Nadin - Can council be advised of all other "zombie" DAs in the Bega Valley Shire?
Cr Nadin - Can council be advised of all other "zombie" DAs in the Bega Valley Shire?			

Outstanding

**Division:** Community Environment and Planning

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 3:27:54 PM**

Chief Executive Officer, Mr Anthony McMahon took the question on notice and noted that the research may not be available in the short term due to staff going back to do the assessment of where these DA's are up to are the same staff currently trying to assess all our DA's. He also advised as a first step staff would bring back suggestions on criteria to use to define 'zombie' DA's.

*24 Jul 2022 - 4:44 PM - Jacqueline Grant*

I have set up a QwN response in September meeting move as needed as per CEO direction.

*24 Jul 2022 - 4:45 PM - Jacqueline Grant*

Action reassigned to Harrison, Emily by: Grant, Jacqueline for the reason:

Outstanding

**Division:** Executive

**Date From:**

**Committee:** Council

**Date To:**

**Officer:**

**Action Sheets Report**

**Printed: Thursday, 4 August 2022 3:30:33 PM**

Meeting	Officer/Director	Section	Subject
Council 6/10/2021	Grant, Jacqueline McMahon, Anthony	Staff Reports - D: Infrastructure Waste and Water	Possible exchange of land between Council and the Merimbula RSL Club
<b>RESOLVED on the motion of Crs Allen and Seckold</b>			
It is recommended that:			
1. Council endorses the Chief Executive Officer to negotiate with the Merimbula RSL arrangements that would need to be in place to ensure that there is no reduction in public parking availability and no additional car parking liability to Council whilst delivering an appropriate financial return to Council should Council consider selling all or part of Lot 2 DP 1090625 Alice Street in Merimbula in the future.			
2. A further report presenting options to Council be prepared following negotiations.			
<u>IN FAVOUR:</u>	Crs Fitzpatrick, Bain, Griff, Seckold, Dodds and Allen		
<u>AGAINST:</u>	Nil		
<u>ABSENT:</u>	Cr Nadin		
<i>30 Nov 2021 - 2:46 PM - Jacqueline Grant</i>			
Letter sent post Council meeting and at the request of the club a meeting to occur early in 2022. D21/119469			
<i>30 Nov 2021 - 2:49 PM - Jacqueline Grant</i>			
Action reassigned to Grant, Jacqueline by: Grant, Jacqueline for the reason:			
<i>9 May 2022 - 6:51 PM - Jacqueline Grant</i>			
Merimbula RSL club are going to to re-approach Council when they are ready for further action.			