

Division: Assets and Operations

Committee: Council

Officer:

Action Sheets Report

Meeting	Officer/Director	Section	Subject
Council 27/11/2024	Macfarlane, Ian Macfarlane, Ian	Staff Reports – Assets and Operations	Regional Airport Program Round 4 (RAP4) Application
RESOLVED on the motion of Crs Noble and Nadin			
1. That Council notes that on 18 November 2024 Bega Valley Shire Council submitted a Regional Airport Program Round 4 (RAP4) application for \$4 million to partially fund the \$10 million Merimbula Airport runway starter extensions project, stage two.			
2. That Council endorses Council officers to:			
<ul style="list-style-type: none">Approach the NSW Government to fully fund the required co-contribution.			
3. Should sufficient grant funds not be available, that Council endorses termination of the \$10 million Merimbula Airport runway starter extensions project stage two, and withdrawal of the RAP4 application for this project.			
IN FAVOUR: Crs Daly, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter			
AGAINST: Crs Allen and Fitzpatrick			
11 Feb 2025 12:21pm McIntyre, Georgina			
Staff have reviewed the Long term financial plan and have actively sought alternate grant funding (RED CIP) for matching funding (\$5m). Awaiting announcement on outcome of RAP4 application			

Meeting	Officer/Director	Section	Subject
Council 27/11/2024	Rettke, Natalie Macfarlane, Ian	Staff Reports – Assets and Operations	Request for Tender (RFT) 2425-010 Bemboka Reservoir Renewal

Division: Assets and Operations

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Allen and Nadin

1. That Council accepts the recommendations outlined in the attached Confidential Memo.
2. That Council rejects all tenders under clause 178 of the Local Government (General) Regulation 2021 and enter into negotiations with the preferred tenderer, with the intention to award a contract subject to variations and provisional sums
3. That authority is delegated to the Chief Executive Officer to execute all necessary
4. That all tenderers be advised of Council's decision.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

31 Jan 2025 5:10pm McIntyre, Georgina

Letters sent to unsuccessful tenderers 5/12/24., Letter send to preferred tenderer to begin negotiations 5/12/24

31 Jan 2025 5:15pm McIntyre, Georgina - Reallocation

Action reassigned to Rettke, Natalie by McIntyre, Georgina - Natalie, can you confirm that negotiations have taken place with the preferred tenderer as per the Council resolution?

11 Feb 2025 12:05pm McIntyre, Georgina

Further information was received from the tenderer on 10/02/2025, which is currently being reviewed by the panel. Meeting scheduled week beginning 17/2/25 to discuss and evaluate the additional information.

Meeting	Officer/Director	Section	Subject
Council 29/01/2025	Gundrill, Alan Macfarlane, Ian	Staff Reports – Assets and Operations	DRAFT Waste Strategy 2025-2035 "Resources Not Waste"

Division: Assets and Operations

Committee: Council

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RESOLVED on the motion of Crs O'Neil and Allen

1. Approve the public exhibition of the DRAFT “Waste Strategy 2025-2035: Resources Not Waste” for not less than 28 days.
2. That Council Officers report back to Council following the public exhibition.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

31 Jan 2025 5:30pm McIntyre, Georgina - Reallocation

Action reassigned to Gundrill, Alan by McIntyre, Georgina

11 Feb 2025 10:10am Gundrill, Alan

Media release and Have Your Say page on Councils website have been published. Waste strategy now on public exhibition. At close of exhibition period, submissions will be reviewed and reported back to Council at a later date.

Meeting	Officer/Director	Section	Subject
Council 18/12/2024	Gundrill, Alan Macfarlane, Ian	Staff Reports – Assets and Operations	Request for Tender (RFT) 2425-015 Design and construct weighbridge - Central Waste Facility

Division: Assets and Operations

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Nadin and Noble

1. That Council notes the recommendations set out in the confidential memorandum.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

ABSENT: Cr Haggar

RESOLVED on the motion of Crs Nadin and Noble

2. That Council rejects all tenders under clause 178 of the Local Government (General) Regulation 2021 and delegates the CEO to enter negotiations and finalise an outcome with the preferred tenderer, with the intention to award a contract, subject to variations and provisional sums.

3. That authority is delegated to the Chief Executive Officer to execute all necessary documentation and award a contract.

4. That all tenderers are advised of Council's decision.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

ABSENT: Cr Haggar

11 Feb 2025 10:07am McIntyre, Georgina

Letters sent from procurement to commence negotiation with preferred tenderer 20/12/24

11 Feb 2025 10:08am McIntyre, Georgina - Reallocation

Action reassigned to Gundrill, Alan by McIntyre, Georgina

Meeting	Officer/Director	Section	Subject
Council 16/10/2024	Wearne, John Macfarlane, Ian	Staff Reports – Assets and Operations	Merimbula Airport General Aviation infrastructure

Division: Assets and Operations

Committee: Council

Officer:

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RESOLVED on the motion of Crs Nadin and Allen

That Council receive and note this report and defer it's consideration to a future council meeting.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggart, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

24 Oct 2024 3:03pm McIntyre, Georgina - Reallocation

Action reassigned to Heidecker, Kurt by McIntyre, Georgina - Kurt for your noting

31 Jan 2025 4:48pm McIntyre, Georgina - Reallocation

Action reassigned to Wearne, John by McIntyre, Georgina

Meeting	Officer/Director	Section	Subject
Council 24/05/2023	Macfarlane, Ian Macfarlane, Ian	Mayoral Minutes	Fix Brown Mountain

RESOLVED on the motion of Cr Fitzpatrick

That Council call on the NSW Government to:

1. Undertake a route vulnerability and opportunities assessment on the Snowy Mountains Highway over Brown Mountain to identify potential alternate alignments and constraints that need to be overcome.
2. Share all existing strategies, plans, feasibility assessments and designs that may exist for the Snowy Mountains Highway over Brown Mountain
3. Council request Transport for NSW to provide a schedule of remediation works
4. Council request Transport for NSW confirm to the community that during remediation there will be no closure of Brown Mountain

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

AGAINST: Nil

ABSENT: Crs Griff and Robin

Division: Assets and Operations

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11 Jul 2023 3:00pm McMahon, Anthony - Completion

Action completed by: Grant, Jacqueline, Mac for your action. Thanks.

08 May 2024 11:30am McIntyre, Georgina

Ongoing. Remediation work on the largest landslip began in April 2024 and is expected to take 20 weeks to complete

05 Aug 2024 8:49am McIntyre, Georgina

Remediation work continuing. Traffic management currently in place

11 Sep 2024 11:14am McIntyre, Georgina

2 stages of work completed, next stages commenced. TfNSW has advised that they aim to complete the work at 7 of 9 landslip damage sites before the end of 2024

11 Feb 2025 12:28pm McIntyre, Georgina

Continuing to advocate to TfNSW at all opportunities, including submission to draft southeast and tablelands regional transport plans, and lobbying through SEATS

Meeting	Officer/Director	Section	Subject
Council 22/03/2023	Wearne, John Macfarlane, Ian	New Item	EOI 2223-043 Merimbula Airport General Aviation Precinct land leases

RESOLVED on the motion of Crs Nadin and Porter

1. That Council receive and note this report and Confidential Report attached.
2. That Council notes the Expression of Interest process for the Merimbula Airport General Aviation Precinct land leases has now closed.
3. Council progress negotiations with submissions numbered 2, 3, 4, 6, 7, 9, 10, 11, 12, 13, 14, 15, 16, 17, 19 and 20 that submitted an EOI response based on providing the best financial return to Council and their willingness to enter into a head of agreement for lease which may include Council owning buildings specifically on lots 1-9 and 15-20.
4. Council negotiates with both submission number 1 and 8 who are both seeking to develop fuel facilities in the GA Precinct with the view to enter into a lease with only one fuel provider in addition to the existing BP lease site, based on providing the best financial return to council.

Division: Assets and Operations

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5. Notify submission number 18 - that council will not be progressing with an extension of tenure for their current sub-lease site or offering space within the GA Precinct as their proposed use is not compatible with the adopted Master Plan and do not progress their EOI further.
6. Notify submission number 5 - that council will not be progressing with an extension of tenure for their current lease site as requested as this site conflicts with the adopted Master Plan which aims for further development of the RPT infrastructure, including terminal expansion, RPT apron and future carparking.
7. Council continues to negotiate with submission number 5 - with a view to relocating this business into the GA Precinct.
8. A further report be provided pending the outcomes of negotiations

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

AGAINST: Nil

ABSENT: Cr Robin

26 Mar 2023 9:26pm Payne, Rebecca - Reallocation

Action reassigned to Marshall, Rickee by: Payne, Rebecca for the reason: Hi Rickee, can you please manage this action? Thanks Bec

18 Apr 2023 5:47pm Marshall, Rickee

Letters issued to all applicants regarding outcome of Merimbula Airport GA EOI Council resolution, review Merimbula airport lease with a view to issue draft leases to successful tenderers

29 Sep 2023 2:08pm Marshall, Rickee

Development consent for the subdivision for lease purposes to create the 21-lease site has now been granted and Council has adopted the amendment to the Bega Valley DCP relating to the GA Precinct. Council officers negotiating with 2 fuel providers for lease site 11 or 12 based on the best financial return to Council. Tenderers to provide their best and final commercial terms by 4 October 2023.

01 Nov 2023 4:54pm Marshall, Rickee - Reallocation

Action reassigned to Watson, Sam by Marshall, Rickee - Hi Sam, for your action.

05 Aug 2024 9:20am Watson, Sam

Meeting scheduled 06/08/2024 to discuss MAM/Hertz and other related GA leasing matters.

15 Oct 2024 11:07am McIntyre, Georgina - Reallocation

Division: Assets and Operations

Committee: Council

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Action reassigned to Heidecker, Kurt by McIntyre, Georgina

31 Jan 2025 4:47pm McIntyre, Georgina - Reallocation

Action reassigned to Wearne, John by McIntyre, Georgina

Meeting	Officer/Director	Section	Subject
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Council 16/10/2024	Gillies, Mandy Macfarlane, Ian	Staff Reports – Assets and Operations	Bega Valley Local Traffic Committee August 2024
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RESOLVED on the motion of Crs Nadin and Porter

That Council adopt the recommendations of the Bega Valley Local traffic Committee (LTC) meeting held on 6 August 2024 as outlined below:

That Council approve:

1. The installation of temporary road closure sign at Pericoe and Falkner Road and Imlay and Pericoe Roads to ensure traffic doesn't unintentionally use the road.
2. That 'Live Traffic' be advised of the road closure.
3. That Bega Valley Shire Council (BVSC) staff conduct a preliminary assessment for this section of Pericoe Road regarding whether the public road is required for public use following the statutory procedures outlined in the Roads Act 1993.
4. Specific feedback is requested from Forestry Corporation NSW (FCNSW) during the preliminary assessment.
5. That Council approve a U-turn arrow painted in U-turn bay, to eliminate confusion at the Imlay St, Eden, U-turn bay.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

24 Oct 2024 3:04pm McIntyre, Georgina - Reallocation

Action reassigned to Gillies, Mandy by McIntyre, Georgina

15 Nov 2024 10:34am McIntyre, Georgina - Target Date Revision

Target date changed by McIntyre, Georgina from 30 October 2024 to 05 December 2024 - Diyath to close the road

Division: Assets and Operations

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15 Nov 2024 10:35am Gillies, Mandy

Diyath will be closing Pericoe road around early December., Alex will advise once arrows are finished approx end November.

05 Feb 2025 2:56pm Gillies, Mandy

Pericoe Road is now closed to general traffic but open to emergency vehicles only. Live Traffic has been updated., Have re-sent request for u-turn arrow to Works department.

Meeting	Officer/Director	Section	Subject
Council 14/08/2024	Grady, John Macfarlane, Ian	Staff Reports – Assets and Operations	Merimbula Skatepark - Concept Design
<p>RESOLVED on the motion of Crs Nadin and Wright</p> <ol style="list-style-type: none">1. That Council receive and note the information in the report and attachment, including responses and feedback received during the consultation process.2. That Council endorses the attached Concept Design (Revision D) for Merimbula Skatepark and progresses to detailed design for procurement and construction.3. That Council delegate authority to the Chief Executive Officer to endorse amendments to the design to benefit the project and fit within the project budget if required. <p>IN FAVOUR: Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright</p> <p>AGAINST: Nil</p> <p>04 Sep 2024 7:56am McIntyre, Georgina - Reallocation</p> <p>Action reassigned to Grady, John by McIntyre, Georgina</p>			

Division: Business and Governance

Committee: Council

Officer:

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Meeting	Officer/Director	Section	Subject
Council 16/10/2024	James, Tia Bolton, Iliada	Staff Reports – Assets and Operations	Request for Tender (RFT) 2324-087 SCADA data analysis and reporting
<p>RESOLVED on the motion of Crs O'Neil and Daly</p> <p>1. That Council accepts the recommendations outlined in the attached confidential memo.</p> <p>IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter</p> <p>AGAINST: Nil</p> <p>RESOLVED on the motion of Crs O'Neil and Daly</p> <p>2. That Council rejects all tenders under clause 178 of the Local Government (General) Regulation 2021 and delegates the Chief Executive Officer to enter negotiations and finalise an outcome with the preferred tenderer, with the intention to award a contract, subject to variations and provisional sums.</p> <p>3. That authority is delegated to the Chief Executive Officer to execute all necessary documentation and award a contract.</p> <p>4. That all tenderers are advised of Council's decision.</p> <p>IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter</p> <p>AGAINST: Nil</p> <p>24 Oct 2024 3:00pm McIntyre, Georgina - Reallocation</p> <p>Action reassigned to James, Tia by McIntyre, Georgina</p>			

Meeting	Officer/Director	Section	Subject
Council 14/08/2024	Smerdon, Kaliegh Bolton, Iliada	Notices of Motion	Electric vehicle charging stations
<p>RESOLVED on the motion of Crs Fitzpatrick and Nadin</p> <p>That this report be deferred to the new Council with staff to provide options, costs and availability of services</p>			

Division: Business and Governance

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

AGAINST: Nil

17 Sep 2024 2:07pm Grant, Jacqueline - Reallocation

Action reassigned to Bolton, Iliada by Grant, Jacqueline - Iliada for your action.

18 Oct 2024 3:20pm Westropp, Bianca - Reallocation

Action reassigned to Smerdon, Kaliegh by Westropp, Bianca - Hi Kaliegh, For your action please. Thanks B

21 Oct 2024 10:32am Smerdon, Kaliegh

A notice of motion was tabled by Cr Griff at the 14 August Council meeting requesting that 1. staff progress Council's 18 January 2023 resolution on electric vehicle charging stations and that, 2. Council aim to host electric vehicle charging stations on at least one or more new sites on Council owned or managed land. The resolution of Council from this notice of motion was that 'this report be deferred to the new Council with staff to provide options, costs and availability of services.' This report is currently being worked on and will be presented to the new Council in early 2025.

10 Feb 2025 8:22pm Bolton, Iliada

A councillor workshop will be scheduled before the end of April 2025 to discuss options, costs and availability of services to Council and suggested next steps.

Meeting	Officer/Director	Section	Subject
Council 16/10/2024	Marshall, Rickee Bolton, Iliada	Staff Reports – Business and Governance	Assignment of lease - Tathra Beach Kiosk

Division: Business and Governance

Committee: Council

Officer:

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RESOLVED on the motion of Crs Nadin and Porter

1. That Council receive and note the report.
2. That Council approves the assignment of the lease for the Tathra Beach Kiosk from Darryl Frost and Heather McLeod to Heather Megan McLeod.
3. That the lessee be responsible for the payment of all costs associated with the assignment of lease process.
4. That the Chief Executive Officer and Mayor be authorised to execute the necessary documentation to formalise the above course of action.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

18 Oct 2024 3:23pm Westropp, Bianca - Reallocation

Action reassigned to Marshall, Rickee by Westropp, Bianca - Hi Rickee, for your action please. Thanks B

14 Jan 2025 11:53am Marshall, Rickee

18/12/2024 – signed disclosure statement received. Awaiting signed lease.

Meeting	Officer/Director	Section	Subject
Council 16/10/2024	Marshall, Rickee Bolton, Iliada	Staff Reports – Business and Governance	Merimbula Airport tenure arrangements

RESOLVED on the motion of Crs Fitzpatrick and Nadin

1. That council resolve to deal with the General Aviation Precinct in three broad clusters during this meeting as follows:
 - Tenure of Merimbula Aircraft Maintenance
 - Fuel Provision
 - Broader General Aviation tenure

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter

Division: Business and Governance

Committee: Council

Officer:

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AGAINST: Nil

RESOLVED on the motion of Crs Nadin and Porter

2. That Council receive and note the staff report and the Confidential Report attached.
3. Directs the Chief Executive Officer and Mayor under delegation to enter into a 20 year lease agreement with Merimbula Aircraft Maintenance (MAM) on their existing location (LS-11) for a rate of \$20.00 per m2 plus GST with an annual CPI increase, which may include the following caveats:
 - a. Council is not responsible for any impacts associated with flooding or inundation.
 - b. Any aircraft under the control of Merimbula Aircraft Maintenance parked outside the hangar footprint must have an appropriate tenure arrangement in place which may include parking fees with airport management or a non-exclusive licence lease on land for \$5/m2.

Any tenure arrangement be limited to five years to allow staff to review the arrangement periodically to allow for apron expansion if there is a substantive increase in passenger numbers and/or change in the size of aircraft arriving at the airport.
 - c. That appropriate measures be put in place at the expense of Merimbula Aircraft Maintenance to prevent any potential conflict between commercial aircraft and non-commercial aircraft.
 - d. Merimbula Aircraft Maintenance shall maintain at their expense, all weather access for appropriate aircraft across the open space between their business and the General Aviation Taxiway north of the Commercial Aircraft Apron.
4. Note that the above may result in:
 - e. The conclusion of negotiations with Sapphire Coast Autos for their potential relocation to LS-11.
 - g. Potential impacts to overall parking/vehicle storage availability during the term of the lease.
 - h. Potential limitation on future commercial apron expansion.
 - i. Potential future conflict in the event of commercial aircraft breakdown on the commercial apron.
 - j. Problems identifying an appropriate solution to accommodate aeromedical service access to the airport in the longer term.
 - k. Conflict with the direction in the adopted Airport Master Plan 2024 (noting future revision would need to account for this change in direction).

IN FAVOUR: Crs Daly, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Crs Allen and Fitzpatrick

Division: Business and Governance

Committee: Council

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RESOLVED on the motion of Crs Fitzpatrick and Nadin

5. Adopts the recommendation in the Confidential Memorandum (attachment 4 to this report) regarding the allocation of a land lease site for fuel depot purposes.
6. Delegates to the Chief Executive Officer and Mayor the authority to execute the necessary lease documentation, granting 20-year land only tenure arrangement to the successful fuel supply tender for a rate of \$20.00 per m2 (plus GST and CPI increases) for the lease site within the new General Aviation Precinct.
7. That given Council has resolved on point 4, the confidential minutes of the Council meeting of 22 March 2023 be made public.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

RESOLVED on the motion of Crs Fitzpatrick and Nadin

8. Endorse in-principle the allocation of other sites proposed in the new General Aviation precinct.
9. Delegates to the Chief Executive Officer and Mayor the authority to execute the necessary lease documentation, granting 20-year land only tenure arrangement to sites 15-20 for a rate of \$20.00 per m2 within the new General Aviation Precinct.
10. Staff advise other EOI applicants of the recommended sites, the proposed lease costs, oncosts (including council rates, sewer connection fee etc) to gauge interest in pursuing a lease with a report to be presented back to council.
11. Further model the following option (excluding for fuel provider) to be offered to EOI applicants:
 - a. 20-year land only leases for a rate of \$20.00 per m2 plus GST with an annual CPI increase.
 - b. Clauses offering a discounted lease amount for immediate transfer of constructed asset ownership to council.
 - c. Tenant to retain maintenance responsibility of assets during life of lease.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

18 Oct 2024 3:21pm Westropp, Bianca - Reallocation

Action reassigned to Marshall, Rickee by Westropp, Bianca - Hi Rickee, For your action please.

Division: Business and Governance

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31 Jan 2025 5:07pm McIntyre, Georgina - Reallocation

Action reassigned to Wearne, John by McIntyre, Georgina

11 Feb 2025 12:41pm McIntyre, Georgina - Reallocation

Action reassigned to Marshall, Rickee by McIntyre, Georgina - Meeting to be scheduled with Director, Manager project services, and Manager property and legal to determine responsibilities and next steps.

Meeting	Officer/Director	Section	Subject
Council 24/07/2024	Marshall, Rickee Bolton, Iliada	Staff Reports – Business and Governance	Twyford Hall loan repayment
<p>RESOLVED on the motion of Crs Porter and Robin That this report be deferred to October 2024 Ordinary council meeting.</p> <p>IN FAVOUR: Crs Fitzpatrick, Nadin, Griff, Allen, Porter, O’Neil, Robin and Wright</p> <p>AGAINST: Cr Seckold</p>			
<h4>29 Jul 2024 9:56am Payne, Rebecca - Reallocation</h4> <p>Action reassigned to Marshall, Rickee by Payne, Rebecca - Hey Rickee, for your action please. Thanks, Bec</p>			
<h4>10 Feb 2025 8:28pm Bolton, Iliada</h4> <p>On 25 November 2024 Council received a copy of the 2024 Chair's report for The Twyford Hall Complex Ltd Annual General Meeting and audited financial statements. The BVSC loan is still outstanding, and they have defaulted on the repayment deed. This report regarding the loan from BVSC to Twyford Hall will need to be presented again to council for decision regarding the debt repayment.</p>			

Meeting	Officer/Director	Section	Subject
Council 12/06/2024	Bolton, Iliada Bolton, Iliada	Staff Reports – Business and Governance	Accounting for Rural Fire-fighting Assets

Division: Business and Governance

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RESOLVED on the motion of Crs Wright and Seckold

1. That Council carry out RFS stocktakes on behalf of the NSW Government and if the value of these assets is material recognise firefighting equipment in the Financial Statements.
2. Council writes to the local State Member, the Hon Michael Holland MP, Treasurer the Hon Daniel Mookhey MLC, Minister for Emergency Services and Resilience the Hon Jihab Dib MP and the Minister for Local Government Ron Hoenig MP:
 - a. Expressing Council's objection to the NSW Government's determination on ownership of Rural Fire Service assets;
 - b. Calling on the NSW Government to take immediate action to permanently remove the requirement for local government to account for Rural Fire Service (RFS) assets and acknowledging that rural firefighting equipment is vested in, under the control of and the property of the RFS; and
 - c. Review the operating models of the State Emergency Service and Fire and Rescue NSW and implement this as a preferred model for the Rural Fire Service.
 - d. Amending s119 of the *Rural Fires Act 1997* so that effect is clear and RFS assets are not the property of councils.
3. Council writes to the Shadow Treasurer Damien Tudehope MLC, the Shadow Minister for Emergency Services Gurmeh Singh MP and the Shadow Minister for Local Government Wendy Tuckerman MP, seeking commitment to support NSW Councils' call to amend the *Rural Fires Act 1997* s119 as described in item 2(a) and 2(d) above.
4. Council notes this action is entirely directed towards the nonsensical requirements contained in legislation that does not reflect the reality that RFS assets are managed and controlled by local brigades. Council considers this to be a cynical financial tactic that abdicates the government's responsibilities and has a negative financial impact on our local communities.
5. Council reaffirms its complete support and commitment to local RFS brigades.

IN FAVOUR: Crs Fitzpatrick, Seckold, Allen, Porter and Wright

AGAINST: Crs Griff, O'Neil and Robin

ABSENT: Cr Nadin

25 Jul 2024 6:04pm Payne, Rebecca

Item 1: In Progress, Item 2: In Progress, Item 3: In Progress, Item 4: No action required, Item 5: No action required

Division: Business and Governance

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Meeting	Officer/Director	Section	Subject
Council 14/08/2024	Marshall, Rickee Bolton, Iliada	Staff Reports – Business and Governance	Community Project Proposal - Eden Killer Whale Museum
<p>RESOLVED on the motion of Crs O'Neil and Robin</p> <ol style="list-style-type: none">1. That Council delegates authority to the Chief Executive Officer to negotiate with the Eden Killer Whale Museum Management Committee Incorporated regarding landowners' consent for construction of a new boat shed or structure on Council Managed Crown Land being Lot 1 Section 6 DP 758379.2. That Eden Killer Whale Museum Management Committee Incorporated are responsible for all costs associated with the proposal, including a Native Title due diligence assessment in relation to any public work required on Lot 1 Section 6 DP 758379. <p>IN FAVOUR: Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright</p> <p>AGAINST: Nil</p> <p>26 Aug 2024 1:05pm Payne, Rebecca - Reallocation</p> <p>Action reassigned to Marshall, Rickee by Payne, Rebecca</p> <p>14 Jan 2025 4:54pm Marshall, Rickee</p> <p>Follow up sent to Eden Killer Whale Museum regarding progress on further investigation of the suitability of the proposed location for the construction of a new boat shed or structure.</p>			

Meeting	Officer/Director	Section	Subject
Council 14/08/2024	James, Tia Bolton, Iliada	Staff Reports – Assets and Operations	Request for Tender (RFT) 2324-034 Upgrade of Bega Valley Shire Council Bulk Water Fill Stations

Division: Business and Governance

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RESOLVED on the motion of Crs Allen and Seckold

1. That Council accept 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 Seckold

2. That Council rejects all tenders under clause 178 of the Local Government (General) Regulation 2021 and enter into negotiations with the preferred tenderer, with the intention to award a contract, subject to variations and provisional sums.

3. That authority is delegated to the Chief Executive Officer to execute all necessary documentation.

4. That all tenderers are advised of Council's decision.

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

AGAINST: Nil

04 Sep 2024 7:54am McIntyre, Georgina - Reallocation

Action reassigned to James, Tia by McIntyre, Georgina - For procurement to confirm relevant actions completed

18 Oct 2024 10:25am James, Tia

Negotiations continuing between Council and preferred tenderer.

Meeting	Officer/Director	Section	Subject
Council 29/01/2025	James, Tia Bolton, Iliada	Staff Reports – Assets and Operations	Request for Tender (RFT) 2425-025 - Old Wallagoot Road Disaster Recovery Funding Arrangements (DRFA) and reinforced concrete box culvert (RCBC) works.

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Allen and Nadin

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

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

RESOLVED on the motion of Crs Allen and Nadin

2. That Council accepts the tender from John Michelin & Son Pty Ltd in relation to the contract for the works as described in RFT 2425-025, in the amount of \$404,584 (including GST), subject to provisional sums, variations and prime cost items.

3. That authority be delegated to the CEO to execute all necessary documentation and approve contract variations up to the available allocated budget.

4. That all tenderers be advised of Council's decision.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

31 Jan 2025 5:35pm McIntyre, Georgina - Reallocation

Action reassigned to James, Tia by McIntyre, Georgina

Meeting	Officer/Director	Section	Subject
Council 29/01/2025	James, Tia Bolton, Iliada	Staff Reports – Assets and Operations	Request for Tender (RFT) 2425-022 Boating and Marine Recreation Operational Servicing

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Nadin and Allen

1. That Council accept the recommendation in the attached confidential memo.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

ABSENT: Cr Mudaliar

RESOLVED on the motion of Crs Nadin and Allen

2. That Council accept the tender from Silver Cloud Marine Pty Ltd in relation to contract for the works described in Tender RFT 2425-022 Boating and Marine Recreation, Operational Servicing for the in the annual amount of \$29,430.00 (including GST).

3. That authority be delegated to the Chief Executive Officer to execute all necessary documentation and approve contract variations up to the available allocated budget.

4. That all tenderers be advised of Council's decision.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

ABSENT: Cr Mudaliar

31 Jan 2025 5:33pm McIntyre, Georgina - Reallocation

Action reassigned to James, Tia by McIntyre, Georgina - For your action

Meeting	Officer/Director	Section	Subject
Council 29/01/2025	Jordan, Judith Bolton, Iliada	Notices of Motion	Rates charged to selected Non-for- Profit Organisations

RESOLVED on the motion of Crs Fitzpatrick and Allen

1. That Council waive or reimburse through the appropriate mechanism the rates Eden Mountain Bike Club are now being levied.

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

RESOLVED on the motion of Crs Nadin and Allen

1. That council staff prepare a report as a priority for council that investigates exemptions or legal mechanisms of all rates – including water and sewer access charges and waste – for newly rated group Merimbula Tennis Club.
2. That council pause all 24-25 rates – including water and sewer access charges and waste – for the Merimbula Tennis Club until the report is presented to council and a decision made.
3. That council work with the Merimbula Tennis Club to replace the 50mm water connection with a 20mm connection at council's expense.
4. That council conduct a workshop with councillors looking at a broader review of rates and Access charges exemptions for community groups.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

10 Feb 2025 8:13pm Bolton, Iliada

Resolution 1: Legal advice being sought on appropriate mechanism to provide rates relief. Debt put on hold before undertaking required process (likely a public consultation process) for Eden Mountain Bike Club., Resolution 2: Legal advice being sought on appropriate mechanisms available to provide rates and charges relief. Merimbula Tennis Club debt put on hold. Workshop to be arranged.

10 Feb 2025 8:16pm Bolton, Iliada - Target Date Revision

Target date changed by Bolton, Iliada from 12 February 2025 to 30 April 2025

10 Feb 2025 8:52pm Bolton, Iliada - Reallocation

Action reassigned to Jordan, Judith by Bolton, Iliada - Legal advice and workshop to be arranged. Extended due date to 30 April 2025.

Meeting	Officer/Director	Section	Subject
Council 29/01/2025	James, Tia Bolton, Iliada	Staff Reports – Assets and Operations	Request for Tender (RFT) 2425-046 Towamba Road Design and Construct Block Wall

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Allen and Nadin

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

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

RESOLVED on the motion of Crs Allen and Nadin

2. That Council accepts the tender from John Michelin & Son Pty Ltd in relation to contract for the works described in Tender RFT 2425-046, in the amount of \$548,565 (including GST), subject to variations, provisional sums and prime cost items.

3. That authority be delegated to the CEO to execute all necessary documentation and approve contract variation up to the available allocated budget.

4. That all tenderers be advised of Council's decision.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

31 Jan 2025 5:35pm McIntyre, Georgina - Reallocation

Action reassigned to James, Tia by McIntyre, Georgina

Meeting	Officer/Director	Section	Subject
Council 27/11/2024	Dodge, Kel Bolton, Iliada	Staff Reports – Business and Governance	Draft 2024 - 2028 Community Engagement Strategy

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs O'Neil and Daly

1. That Council resolve to publicly exhibit the Draft 2024-28 Community Engagement Strategy (attachment 1) for a period of no less than 28 Days and work with community organisations and hall committees to encourage debate and suggestions on how best to engage with community members and stakeholders.
2. That a further report be presented to Council following the exhibition and community consultation incorporating any substantial changes to the draft strategy arising.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

02 Dec 2024 11:11am Westropp, Bianca - Reallocation

Action reassigned to Dodge, Kel by Westropp, Bianca - Hi Kel, for your action. Thank you

Meeting	Officer/Director	Section	Subject
Council 27/11/2024	Marshall, Rickee Bolton, Iliada	Staff Reports – Business and Governance	Subdivision of Central Waste Facility for lease purposes

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Nadin and Noble

1. That Council approves the subdivision of Lot 402 DP 1191314 and Lot 1 DP 1271967 for lease purposes, as outlined in Figure 1: Draft Plan of Subdivision of Lot 402 DP 1191314 and Lot 1 DP 1271967, included in the report to Council dated 27 November 2024.
2. That Council approves the creation of an easement for access 15m wide over Council owned land located at Wanatta Lane, Wolumla, as detailed in Figure 1: Draft Plan of Subdivision of Lot 402 DP 1191314 and Lot 1 DP 1271967, included in the report to Council dated 27 November 2024.
3. That Council gives notice of its intention to classify the land located at Wanatta Lane, Wolumla and currently known as Lot 402 DP 1191314 and Lot 1 DP 1271967 as operational land under section 34 of the *Local Government Act 1993 (NSW)* upon registration of the plan of subdivision.
4. That Council delegates to the Chief Executive Officer and Mayor the authority to execute the necessary lease documentation, granting land only tenure to SOILCO Pty Ltd for a rate of \$110 per annum, GST inclusive for the initial ten-year period after the completion of Milestone 2 with two extensions each of five years.
5. That Council delegate authority to the Chief Executive Officer and Mayor to execute the necessary documentation to affect the above course of action.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggart, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

02 Dec 2024 10:56am Westropp, Bianca - Reallocation

Action reassigned to Marshall, Rickee by Westropp, Bianca - Hi Rickee, For your action

14 Jan 2025 2:05pm Marshall, Rickee

19/12/2024 - Landowners consent provided for DA lodgement, 2/01/2025 - DA lodged

Meeting	Officer/Director	Section	Subject
Council 18/12/2024	Marshall, Rickee Bolton, Iliada	Staff Reports – Business and Governance	Community Housing Assistance Agreement with Southern Cross Community Housing

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Nadin and Daly

That Council delegate authority to the Chief Executive Officer and Mayor to execute the amended Stage 1 Community Housing Assistance Agreement between Bega Valley Shire Council, Southern Cross Community Housing Limited and Homes NSW.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

ABSENT: Cr Haggar

07 Jan 2025 1:22pm Westropp, Bianca - Reallocation

Action reassigned to Marshall, Rickee by Westropp, Bianca - Hi Rickee, for your action. Thanks B

14 Jan 2025 4:57pm Marshall, Rickee

23/12/2024 - Email to SCCH and Homes NSW to update the Stage 1 Community Housing Assistance Agreement for re-signing by all parties., 14/01/2025 - Follow up email sent to SCCH and Homes NSW.

Meeting	Officer/Director	Section	Subject
Council 27/11/2024	Dodge, Kel Bolton, Iliada	Staff Reports – Business and Governance	6.16 Draft Policy - Community Engagement

RESOLVED on the motion of Crs Noble and Nadin

1. That Council places the revised policy 6.16 Community Engagement on public exhibition for a period of at least 28-days.
2. That a further report be presented to Council on any submissions received, or if no submissions are received, the exhibited document be adopted and published on Council's website.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

02 Dec 2024 11:17am Westropp, Bianca - Reallocation

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

Action reassigned to Dodge, Kel by Westropp, Bianca - For your action please Kel

Meeting	Officer/Director	Section	Subject
Council 12/06/2024	Marshall, Rickee Bolton, Iliada	Staff Reports – Business and Governance	Acquisition of land for road widening - Main Road 91
RESOLVED on the motion of Crs Allen and Seckold			
1. That Council enter into a formal Deed of Agreement with the proprietor of Cobandrah Pty Ltd for the acquisition of part Lots 14, 15 and 16 DP 32269 and Lot 14 DP 750242 shown as lots 1, 2, 3, 4, 5, 6 and 7 on the draft plan attached to the Council report dated 12 June 2024, for the purpose of public road pursuant to section 177 of the <i>Roads Act 1993</i> (NSW).			
2. That Council dedicates unnecessary road shown as lots 11, 12 and 13 on the draft plan attached to the Council report dated 12 June 2024 to the proprietor of Cobandrah Pty Ltd to offset part of the compensation associated with the acquisition of land for road realignment purposes.			
3. That compensation payable to the proprietor of Cobandrah Pty Ltd be a total sum of \$36,512.77 being the difference in value of the lots being acquired less the value of the lots being transferred as determined by a registered surveyor.			
4. That it be noted Council intends to dedicate the land, as referred to in recommendation 1 above, in the NSW Government Gazette as a public road under Section 10 of the <i>Roads Act 1993</i> (NSW) upon acquisition.			
5. That the Chief Executive Officer and Mayor be delegated authority to execute the necessary documents as required.			
<u>IN FAVOUR:</u>	Crs Fitzpatrick, Griff, Seckold, Allen, Porter, Robin and Wright		
<u>AGAINST:</u>	Nil		
<u>ABSENT:</u>	Crs Nadin and O'Neil		
27 Jun 2024 2:35pm Payne, Rebecca - Reallocation			
Action reassigned to Marshall, Rickee by Payne, Rebecca - Hey Rickee, can you please manage this action?			
08 Jul 2024 11:15am Marshall, Rickee			
1/07/2024 - Deed of agreement drafted and issued to landowner			

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

27 Aug 2024 10:59am Marshall, Rickee

Deed of agreement executed by landowner, awaiting counter signing by Council's CEO and Mayor following the caretaker period.

24 Oct 2024 12:02pm Marshall, Rickee

10/10/2024 - Deed of agreement executed by Council's CEO and Mayor, fully executed copy of deed sent to landowner and instructions issued to Council's legal representatives to proceed with arranging the plan for registration.

14 Jan 2025 11:45am Marshall, Rickee

27/11/2024 – plan lodged for registration at NSW LRS

Meeting	Officer/Director	Section	Subject
Council 16/11/2022	Marshall, Rickee Bolton, Iliada	Staff Reports – Business and Governance	Acquisition of easements for Bega Water Treatment Plant and Water and Sewerage Services Operations Depot

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Allen and O'Neil

1. That Council authorise the acquisition of easements over Lot 240 and 241 DP 750190 at 101 and 121 Boundary Road, Bega for \$69,000 for the following:
 - 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 authorise the acquisition of an easement over Lot 2 DP 512378 at East Street and Boundary Road, Bega for \$37,500 for underground sewer 3m wide.
3. That the Chief Executive Officer be delegated authority to execute the necessary documentation to affect a licence over Lot 241 DP 750190 for an interim period until the acquisition of easements is finalised for a monthly rental of \$346.67 plus GST as determined in the Walsh and Monaghan valuation report of October 2022.
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. That 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. That 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, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright

AGAINST: Nil

21 Nov 2022 12:35pm Payne, Rebecca - Reallocation

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

16 Dec 2022 10:46am Marshall, Rickee

Updated Deeds of Agreement issued to landowners for execution.

01 May 2023 5:21pm Marshall, Rickee

Jerang has signed Deed and returned for counter signing.

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

21 Jun 2023 4:51pm Marshall, Rickee

16.05.2023 – email sent to Clark Rideaux with works as executed drawings and follow up whether Scarlett’s and Boundary Investments deeds had been signed and received, 21.06.2023 – follow up email sent to Clark Rideaux regarding Deeds

07 Aug 2023 5:41pm Marshall, Rickee

01.08.2023 –Executed agreements received from Scarlett and Boundary Investments. CEO has executed and documents have been returned to legal representatives for further action.

01 Nov 2023 4:02pm Marshall, Rickee

25/10/2023 - The transfer granting easements are now with the Scarlett’s and Boundary Investment for execution together with the sketch plans.

03 Jul 2024 5:51pm Marshall, Rickee

Council solicitor following up Scarlett’s and Boundary Investments for consents of interested parties in order to proceed with registration of plans. Jerang sketch plan depicting easement for sewer to be lodgement via PEXA for registration.

27 Aug 2024 10:52am Marshall, Rickee

Solicitors following up with the landowners attempting to gain consent of interested parties including the mortgagee since April 2024. Jerang sketch plans have been executed and officers are awaiting provision of the transfer documentation for review and execution prior to lodgement at NSW LRS.

14 Jan 2025 11:35am Marshall, Rickee

20.12.2024 – signed documents to progress lodgement of TGE returned to solicitor.

Meeting	Officer/Director	Section	Subject
Council 16/11/2022	Marshall, Rickee Bolton, Iliada	Staff Reports – Business and Governance	Bega Showground Community Centre

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Allen and Fitzpatrick

1. That Council approve a five (5) year lease to Bega Showground Land Managers for occupation of part Lot 2 Sec 49 DP 758076 at Upper Street, Bega 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.
2. That Council approve, in principle, option one (1) in the attached boundary options paper for a boundary adjustment to benefit NSW Crown Lands for a portion of Lot 2 Sec 49 DP 758076 at Upper Street, Bega to rectify the building encroachments on Council land.
3. That Bega Showground Land Managers be advised they will need to submit a planning proposal to amend the Bega Valley Local Environmental Plan 2013 to reclassify part Lot 2 Sec 49 DP 758076, from 'community land' to 'operational land'.
4. That Bega Showground Land Managers be responsible for all costs associated with the reclassification process, including the payment of compensation to Council for the portion of Lot 2 Sec 49 DP 758076 acquired for consolidation with the Crown Land they manage.
5. That authority be delegated to the Chief Executive Officer to negotiate a suitably sized portion of Lot 2 Sec 49 DP 758076 for the required boundary adjustment with consideration of the future development needs of Council for the pool and associated infrastructure.
6. That authority be delegated to the Chief Executive Officer and Mayor to execute on behalf of Council any documentation to formalise the above course of action.

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

AGAINST: Nil

21 Nov 2022 2:32pm Payne, Rebecca - Reallocation

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

30 Jan 2023 1:23pm Marshall, Rickee

18/01/2023 - Draft plan received from CS&J. Land managers have received draft legal advice which proposes a method for transfer of the land without needing to re-classify as follows: , The sale of the Council land satisfies the exemption in section 45(4) of the LG Act, allowing Bega Valley Shire Council to sell the Council land to the Crown without undergoing the reclassification process prescribed by the LG Act. For completeness, Council may enter into a contract for sale of the land without tendering for the sale (s55(3) LG Act). , The draft advice also captures the proposed avenue for assessment of the DA/Crown Certificate and suggests conditions to be implemented prior to occupation certificate being granted.

18 Apr 2023 5:39pm Marshall, Rickee

Land owners consent letter issued for DA lodgement

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

21 Jun 2023 4:50pm Marshall, Rickee

31.05.2023 – David Ledsam advised he was awaiting land owners consent (LOC) from Crown Lands before he submits the boundary adjustment DA, 21.06.2023 – follow up sent to David to see whether he had received LOC from Crown

15 Aug 2023 4:27pm Marshall, Rickee

14.08.2023 - David Ledsam provided copy of land owners consent from Crown Lands and requested Council now prepare a contract of sale for the portion of land. David submitting DA for boundary adjustment. Council officers working with legal representatives to prepare contract of sale.

16 Feb 2024 12:20pm Marshall, Rickee

15.08.2023 – Bega Showground PM provided Statement of Environmental Effects for the boundary adjustment. , 14.09.2023 – Council officers provided solicitors cost estimate to Bega Showground PM for approval. The cost estimate was approved. , 31.10.2023 – Council’s solicitors provided the draft contract.

01 Mar 2024 1:19pm Marshall, Rickee

22.02.2024 - Crown Lands advised their preference is that the land is to be acquired and added to the Crown Estate by the Minister and not the CLM. Crown advised there is no intent to change the deal structure and the CLM will continue to be responsible for all fees and charges associated with the acquisition.

03 Jul 2024 5:50pm Marshall, Rickee

Deed drafted concerning reimbursement of costs associated with the matter issued to Bega Showground Land Managers for execution.

27 Aug 2024 10:51am Marshall, Rickee

Funding deed fully executed and officers liaising with project manager for the issue of a subdivision certificate, CEO executed administration sheet for the plans.

14 Jan 2025 11:34am Marshall, Rickee

8/01/2025 - Project Manager confirmed they followed up surveyor who will contact Council Planning staff regarding DA lodgement.

Meeting	Officer/Director	Section	Subject
Council 22/03/2023	Marshall, Rickee Bolton, Iliada	Rescission/Alteration Motions	Alteration Motion Road Closure – Calle Calle Street, Eden

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Allen and Nadin

The reason that this motion is being put forward is to allow a clear pathway forward on Item 10.1 Road Closure – Calle Calle Street, Eden considered at the 15 February 2023 Council meeting.

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

AGAINST: Nil

ABSENT: Cr Robin

23 Mar 2023 3:10pm Grant, Jacqueline - Reallocation

Action reassigned to Marshall, Rickee by: Grant, Jacqueline for the reason:

18 Apr 2023 5:46pm Marshall, Rickee

18/04/2023 formal correspondence sent to applicant and St Johns Church who made a submission

21 Jun 2023 4:53pm Marshall, Rickee

18.04.2023 – email to applicant’s solicitor with letter advising easement requirements and next steps, 21.06.2023 – email to applicant’s solicitor to follow up on progress of plan preparation

16 Feb 2024 12:25pm Marshall, Rickee

03.10.2023 – Council officers followed up the landowners solicitor. Response received confirming no updates to report. , 20.11.2023 – Email from landowners solicitor supplying draft survey plan and valuation report. Once approval of the plan is confirmed, solicitor to instruct surveyors to produce the final plan and s88b instrument for Council execution.
21.12.2023 – Council officer’s confirmed the requirements of the easement and approved the draft plans. Landowner’s solicitor instructed to proceed.

14 Jan 2025 11:36am Marshall, Rickee

21/11/2024 – signed deed received but not witnessed. Legal representatives have been advised they will need to have the deed signed for it to be valid

Meeting	Officer/Director	Section	Subject
Council 18/01/2023	Smerdon, Kaliagh Bolton, Iliada	Staff Reports – Business and Governance	Electric Vehicle Charging Stations

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs O'Neil and Griff

That Council:

1. Invite operators of public car parks on private land to notify Council of their interest in hosting electric vehicle (EV) ultra-fast chargers (175kW+) and encourage those operators to submit an "EV charging site host expressions of interest" to NSW Office of Energy and Climate (OEC).
2. As part of the EOI referred to in item 1 invite operators of public car parks on private land to notify Council of their interest in hosting other forms of electric vehicle (EV) charging stations to support future planning and inform grant submissions.
3. Identify suitable locations for EV ultra-fast chargers in Council car parks and submit those locations to the OEC.
4. Establish a competitive expression of interest (EOI) process to invite and review proposals from charge point operators to install public EV ultra-fast chargers in identified Council car parks.
5. Review the expressions of interest and negotiate licence or lease agreement/s with selected charge point operators for the installation and operation of EV ultra-fast chargers.
6. Develop a policy based on lessons learnt from the initial EOI process to manage industry requests to use public land for the purpose of EV charging infrastructure into the future.
7. Repeat the EOI process in alignment with OEC funding rounds through to 2025.

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

AGAINST: Nil

ABSENT: Cr Fitzpatrick

20 Jan 2023 3:56pm Payne, Rebecca - Reallocation

Action reassigned to Smerdon, Kaliegh by: Payne, Rebecca for the reason: Hi Kaliegh, can you please manage this action.

25 Jan 2023 4:22pm Smerdon, Kaliegh

Economic Development Officer actioning Council resolutions related to EV chargers. Process will be developed and implemented in Q4, FY23.

07 Mar 2023 11:16am Smerdon, Kaliegh

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

Council established an EOI process and promoted the opportunity through a media release and social media. A follow up media interview with ABC South East was also undertaken.
<https://begavalley.nsw.gov.au/council/feedback-sought-from-landowners-considering-hosting-ev-charging-stations>

26 May 2023 2:28pm Smerdon, Kaliegh

Council has completed the EOI process and also identified suitable locations for EV ultra-fast chargers in Council car parks and submitted those locations to OEC. A competitive expression of interest (EOI) process has been established and advertised (25/05/2023) to invite and review proposals from charge point operators to install public EV ultra-fast chargers in identified Council car parks.

10 Oct 2023 9:46am Smerdon, Kaliegh

A Councillor workshop was held on 4th October to provide Councillors an update on the EOI process and a range of risks and issues that have been identified. Council staff will proceed with the January 2023 Council resolution to move towards negotiating leases/licences. Council staff will commence the second stage of the procurement process in October 2023. A report will be provided to Council prior to any lease/licence being formalised with suitable vendor/s.

07 May 2024 9:18am Smerdon, Kaliegh

Due to resourcing constraints this work has been delayed. An internal working group has been established to review the work required and assign responsibilities.

30 Jul 2024 3:22pm Payne, Rebecca

Items 1, 2, 3 and 4 were completed in 2023., , The expressions of interest received from charge point operators raised several issues that were workshopped with Councillors in October 2023. These issues included; •Proposed sites on community land, crown land and in the road reserve which require more complex administrative and approval processes., •Easements required for electrical infrastructure., •Unsatisfactory proposed licence agreements., •Specific unique constraints of several proposed sites., •Complexities of proposed additional complementary infrastructure., Given resourcing constraints, staff have not prioritised addressing these issues and items 5, 6 and 7 remain pending., , Staff continue to engage with charge port operators and private land holders to encourage fast charging infrastructure installations on private land. The third round of NSW fast charging grants is currently open; closing on 3 October 2024. Council has also promoted the NSW Electric vehicle destination charging grant program to local businesses. The third round of this program closes on 2 August 2024.

21 Oct 2024 10:26am Smerdon, Kaliegh

A notice of motion was tabled by Cr Griff at the 14 August Council meeting requesting that 1. staff progress Council's 18 January 2023 resolution on electric vehicle charging stations and that, 2. Council aim to host electric vehicle charging stations on at least one or more new sites on Council owned or managed land. The resolution of Council from this notice of motion was that 'this report be deferred to the new Council with staff to provide options, costs and availability of services.' This report is currently being worked on and will be presented to the new Council in early 2025.

Meeting	Officer/Director	Section	Subject
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Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

Council 18/03/2020

Marshall, Rickee

Staff Reports - D: Infrastructure Waste and
Water

Sapphire Aquatic Centre access

Bolton, Iliada

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 3:12pm Grant, Jacqueline - Reallocation

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

09 Apr 2020 9:41pm Marshall, Rickee

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 11:37pm Marshall, Rickee

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 be 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.

05 May 2021 4:31pm Marshall, Rickee

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 2021 follow up email sent to NP on the matter.

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

11 Jul 2022 5:32pm Marshall, Rickee

Followed up NPWS 4 July 2022 regarding matter.

06 Oct 2022 7:36am Marshall, Rickee

6/10/2022 - Revocation application submitted to NPWS. Followed up CS&J for updated sketch plan.

18 Apr 2023 5:48pm Marshall, Rickee

Follow up email sent to NPWS on 28/03/2023

08 Jul 2024 11:03am Marshall, Rickee

NPWS advised plan heading needs to be updated and road width restricted to 15m from the existing eastern boundary. TA Projects requested to amend plan, amended plan sent to NPWS 8/07/2024. NPWS advised Council's proposal sits on the NPWS proposed revocations master-list and it is not confirmed when the next list of proposed revocations will be presented to Parliament for consideration (could be anywhere from 1 to 5 years). NPWS advised revocations can be a sensitive issue and for these reasons the Parliament will generally only approve revocation proposals that are absolutely necessary. However, recognise that Council's proposal makes sense from a practical point of view. Therefore, will aim to recommend that the request is included in the next revocations bill. In the meantime, the current arrangements for access and maintenance can continue as-is.

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

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

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 11:46am Marshall, Rickee

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 4:34pm Marshall, Rickee

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 11:30pm Marshall, Rickee

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 1:24pm Marshall, Rickee

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

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

05 May 2021 12:25pm Marshall, Ricke

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

07 Dec 2021 5:09pm Marshall, Ricke

Letter sent to Coles landowner regarding matter

Meeting	Officer/Director	Section	Subject
Council 15/06/2022	Marshall, Ricke Bolton, Iliada	Staff Reports – Assets and Operations	Road Closure - 99 Quarry Road, Greendale
RESOLVED on the motion of Crs Allen and O'Neil			
<ol style="list-style-type: none">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.			
IN FAVOUR:	Crs Fitzpatrick, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright		
AGAINST:	Nil		
ABSENT:	Cr Nadin		
17 Jun 2022 9:35am McIntyre, Georgina - Reallocation			
Action reassigned to Marshall, Ricke by: McIntyre, Georgina for the reason:			
11 Jul 2022 5:38pm Marshall, Ricke			

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

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.

26 Aug 2022 11:32am Marshall, Rickee

Valuation received for \$9,450, applicants legal representatives engaging surveyor to prepare plan.

05 Dec 2022 3:59pm Marshall, Rickee

Formal plan received from legal representatives. Applicants now progressing subdivision application before matter can progress further to gazettal.

18 Apr 2023 5:53pm Marshall, Rickee

Finalised Deed of Agreement and further correspondence with applicant

01 May 2023 5:09pm Marshall, Rickee

Applicant applying for subdivision certificate so they can lodge the road closing plan at NSW LRS.

21 Jun 2023 4:48pm Marshall, Rickee

14.06.2023 – email sent to legal representative acting for the applicant advising the State Environmental Planning Policy (Infrastructure) 2007 has been repealed and the relevant section is 2.109 of the State Environmental Planning Policy (Transport and Infrastructure) 2021. Section 2.109 provides an exemption if development is ‘for the purpose of a road or road infrastructure facility’ but as the subdivision of a road for the purpose of transferring the land to a private landowner for use for a private purpose is not development for the purpose of a road it has been determined that development approval is required. Applicant to arrange to submit development application for approval

03 Jul 2024 5:44pm Marshall, Rickee

Council officers emailed solicitors 17/05/2024 seeking update on whether the road closure matter is proceeding. Solicitors had not heard anything from applicant since June 2023. Followed up applicant for response on whether the road closure will be proceeding.

14 Jan 2025 11:31am Marshall, Rickee

06/01/2025 – email to customers solicitor to confirm where the matter is up to. Last email suggests surveyor was arranging development application

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

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

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 9:32am McIntyre, Georgina - Reallocation

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

06 Dec 2021 12:01pm Marshall, Rickee

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 3:01pm Marshall, Rickee

Clark Rideaux reviewing documents from EE and responding to Council.

15 Dec 2021 12:12pm McIntyre, Georgina - Reallocation

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

04 Feb 2022 4:15pm Cole, Casey

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

04 Feb 2022 4:17pm Cole, Casey

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

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

04 Feb 2022 4:17pm Cole, Casey

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 10:06am Cole, Casey

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

24 Feb 2022 5:07pm Cole, Casey

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

07 Mar 2022 1:06pm Cole, Casey

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

17 Mar 2022 1:34pm Cole, Casey

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

22 Mar 2022 10:06am McIntyre, Georgina - Reallocation

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

09 May 2022 4:49pm Marshall, Rickee

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.

29 Sep 2023 1:55pm Marshall, Rickee

07/09/2023 - Plans have been resubmitted. Once construction complete, Council to notify legal representatives to arrange return of Bank Guarantee held by EE and withdraw caveat registered on title.

24 Apr 2024 12:46pm Marshall, Rickee

8/3/2024 - Project Manager confirmed likely completion for construction will occur in June 2024, once construction is complete we will just need to notify legal representatives to arrange return of Bank Guarantee held by EE and to withdraw the caveat registered on title at NSW LRS.

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

14 Jan 2025 11:29am Marshall, Rickee

14/01/2025 - Completion of the electrical network connection has been held up by industrial action at Essential Energy. Works are currently scheduled for this month as Council received notice that the industrial action has been suspended.

Meeting	Officer/Director	Section	Subject
Council 20/03/2024	Marshall, Rickee Bolton, Iliada	Staff Reports – Business and Governance	Surf Life Saving Clubs

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Wright and Porter

1. That Council receive and note the report.
2. That Council authorise the Chief Executive Officer to negotiate new 20 year leases with Tathra and Bermagui Surf Life Saving Clubs on the provision that all operating, maintenance and capital upgrades be undertaken by Tathra and Bermagui Surf Life Saving Clubs.
3. That Council, as Crown Land Manager of Reserve (R79310), approve the making of an application to the Minister for Lands and Property for a 20-year lease to Tathra Surf Life Saving Club for occupation of Tathra Surf Life Saving building at the Crown Lands statutory minimum rental adjusted annually by CPI.
4. That Council, as Crown Land Manager of Reserve (R83225), approve the making of an application to the Minister for Lands and Property for a 20-year lease to Bermagui Surf Life Saving Club for occupation of Bermagui Surf Life Saving building at the Crown Lands statutory minimum rental adjusted annually by CPI.
5. That Council, as Crown Land Manager of Reserve (R89211), approve the making of an application to the Minister for Lands and Property for Pambula Surf Life Saving Club to sub lease the kiosk area within the building to a third-party operator following an appropriate expression of interest and community consultation process.
6. That Pambula Surf Life Saving Club remit ten (10) percent of annual sub lease income to Council towards costs associated with the ownership of the asset.
6. That the Tathra, Bermagui and Pambula Surf Life Saving Clubs be responsible for payment of the costs of Council or its solicitors in relation to the preparation and registration of the leases and sub leases, including any survey, valuation and Native Title assessment costs.

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

AGAINST: Nil

ABSENT: Cr Robin

09 Apr 2024 9:29am Payne, Rebecca - Reallocation

Action reassigned to Marshall, Rickee by Payne, Rebecca

24 Apr 2024 4:30pm Marshall, Rickee

Inspections of Tathra and Bermagui to occur to clarify maintenance requirements

29 Jan 2025 12:39pm Marshall, Rickee

29/1/2025 - leases issued to both Tathra and Bermagui SLSC.

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

Meeting	Officer/Director	Section	Subject
Council 20/03/2024	Marshall, Rickee Bolton, Iliada	Staff Reports – Business and Governance	Merimbula Airport car hire counter space licence renewals
RESOLVED on the motion of Crs Nadin and Porter			
1. That Council receive and note this report.			
2. That Council approves further tenure of five (5) years to each of the existing licensees, being Avis, Hertz and Europcar for the provision of counter space within the Merimbula Airport terminal building for a commencing annual rental as outlined in Council’s adopted fees and charges.			
3. That Council, call for expressions of interest from car hire companies for the provision of counter space within the Merimbula Airport terminal building for a commencing annual rental as outlined in Council’s adopted fees and charges.			
4. That Council authorises the Chief Executive Officer to execute the necessary documentation to formalise the extension of tenure for Avis, Hertz and Europcar and for any new licence negotiated following the expression of interest process.			
<u>IN FAVOUR:</u>	Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil and Wright		
<u>AGAINST:</u>	Nil		
<u>ABSENT:</u>	Cr Robin		
09 Apr 2024 9:30am Payne, Rebecca - Reallocation			
Action reassigned to Marshall, Rickee by Payne, Rebecca			
24 Apr 2024 4:29pm Marshall, Rickee			
Licence agreements drafted for issue			
03 Jul 2024 5:55pm Marshall, Rickee			
Hertz agreement fully executed, AVIS & Europcar awaiting execution. Letters sent to NSW car hire counter companies seeking expressions of interest for fourth counter space at Merimbula Airport.			
27 Aug 2024 10:54am Marshall, Rickee			

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

AVIS licence fully executed. Officers continue to follow up Europcar regarding execution of the licence agreement., EOI letters were sent to car hire companies seeking interest in a fourth counter space at the Merimbula Airport. No responses were received.

14 Jan 2025 11:43am Marshall, Rickee

06/01/2025 – Email sent to Europcar to follow up on return of agreement

Meeting	Officer/Director	Section	Subject
Council 22/05/2024	Marshall, Rickee Bolton, Iliada	Staff Reports – Business and Governance	Acquisition of easement for Essential Energy infrastructure at Pambula Sporting Complex
RESOLVED on the motion of Crs Nadin and Allen			
1. That Council makes an application to Crown Lands for a licence to construct a new substation over Council managed Crown Land at Pambula Sporting Complex being Lot 449 DP 720916.			
2. That Council provide Essential Energy with a bank guarantee in the amount of \$26,000 to enable network connection prior to the acquisition of an easement being finalised.			
3. That once the substation is connected to Essential Energy’s network and is energised, the Crown Land licence be transferred to Essential Energy.			
4. That Council enter into a Customer Deed – Crown Land Acquisition with Essential Energy to acquire a formal easement for a new substation over Council managed Crown Land at Pambula Sporting Complex being Lot 449 DP 720916.			
5. 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.			
6. That the Chief Executive Officer and/or Mayor be authorised to execute all necessary documentation in relation to this matter.			
<u>IN FAVOUR:</u>	Crs Fitzpatrick, Nadin, Seckold, Allen, Porter, O'Neil, Robin and Wright		
<u>AGAINST:</u>	Nil		
<u>ABSENT:</u>	Cr Griff		
05 Jun 2024 11:46am Payne, Rebecca - Reallocation			

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

Action reassigned to Marshall, Rickee by Payne, Rebecca

19 Jul 2024 5:14pm Marshall, Rickee

Customer Deed fully executed, and officers continuing to progress arrangements for the provision of the further bank guarantee.

27 Aug 2024 10:59am Marshall, Rickee

Further \$16,000 bank guarantee has been arranged and documentation provided to EE.

25 Oct 2024 3:40pm Marshall, Rickee

25/10/2024 - Follow up to legal representatives and Essential Energy

Meeting	Officer/Director	Section	Subject
Council 17/04/2024	Marshall, Rickee Bolton, Iliada	Staff Reports – Business and Governance	Remediation and legal obligations relating to Council owned land at Cattle Bay, Eden
RESOLVED on the motion of Crs Robin and Nadin			
1. That Council approves the proposed variation of the Deed of Agreement dated 6 June 2019 as outlined in the Legal/Policy section of the report to Council dated 17 April 2024.			
2. That Council authorises the Chief Executive Officer and Mayor to execute all necessary documentation to implement the above course of action.			
IN FAVOUR: Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright			
AGAINST: Nil			
30 Apr 2024 8:52am Noble, Angharad - Reallocation			
Action reassigned to Marshall, Rickee by Noble, Angharad - Reallocated as requested by Rickee 30/04/2024			
24 Oct 2024 11:59am Marshall, Rickee			
13/09/2024 - ERH and ECBM agreed to the final amendments to the Cattle Bay Deed of Variation and provided a signed copy of the Deed., 23/09/2024 - Security bond of \$120,494 received, 27/09/2024 - Media release regarding restoration works			

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

14 Jan 2025 12:38pm Marshall, Rickee

5/12/2024 - draft instructions to valuer for the easements and licence fees received from applicants legal representatives

Meeting	Officer/Director	Section	Subject
Council 19/04/2023	Marshall, Rickee Bolton, Iliada	Staff Reports – Business and Governance	Road transfer Voluntary Planning Agreements
RESOLVED on the motion of Crs Nadin and Griff			
1. That council receive and note the report.			
2. That point 5 of resolution 144/22 be revoked and replaced to read 'That the Chief Executive Officer (CEO) be delegated authority to negotiate, finalise and execute a Voluntary Planning Agreement in relation to the road transfer application for the sections of Stanley and Curalo Streets, Eden described in Development Application 2003.95'.			
3. That point 6 of resolution 144/22 be revoked and replaced to read 'That Council delegate authority to the Chief Executive Officer (CEO) to negotiate, finalise and execute Voluntary Planning Agreements for any future crown road transfer matters where there is a need for the road to be constructed and maintained by the developer or landowner.			
4. That Council progresses the public advertisement for Voluntary Planning Agreements between Bega Valley Shire Council and developers/landowners for a period of 28 days in accordance with the <i>Environmental Planning & Assessment Act 1979</i> (NSW).			
<u>IN FAVOUR:</u>	Crs Fitzpatrick, Nadin, Griff, Seckold, Porter, O'Neil, Robin and Wright		
<u>AGAINST:</u>	Nil		
<u>ABSENT:</u>	Cr Allen		
01 May 2023 11:42am Payne, Rebecca - Reallocation			
Action reassigned to Marshall, Rickee by: Payne, Rebecca			
21 Jun 2023 4:55pm Marshall, Rickee			
Legal representatives preparing template VPA			

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

24 Aug 2023 5:13pm Marshall, Rickee

Reported to ARIC 6/06/2023

14 Jan 2025 11:38am Marshall, Rickee

Resolution point 2 regarding DA 2003.0095: , 19/11/2024 - Project Manager confirmed the applicant wishes to continue with the subdivision works certificate., 6/1/2025 - Council officer continue to follow up Project Manager regarding VPA.

Meeting	Officer/Director	Section	Subject
Council 19/04/2023	Marshall, Rickee Bolton, Iliada	Staff Reports – Business and Governance	Road Closure - Section of unconstructed road off Oliver Street, Bemboka
<p>RESOLVED on the motion of Crs Porter and Robin</p> <ol style="list-style-type: none">1. That Council approves, in principle, the closure of the unconstructed Council public road corridor adjoining Lot 16 Section 13 DP 758087 in Bemboka.2. That Council commences 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. <p>IN FAVOUR: Crs Fitzpatrick, Nadin, Griff, Seckold, Porter, O’Neil, Robin and Wright</p> <p>AGAINST: Nil</p> <p>ABSENT: Cr Allen</p> <p>01 May 2023 11:41am Payne, Rebecca - Reallocation</p> <p>Action reassigned to Marshall, Rickee by: Payne, Rebecca</p>			

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

23 May 2023 3:22pm Marshall, Rickee

The road closure proposal has been advertised in accordance with the provisions of the Roads Act 1993 and the advertising period for any objections closes on 12 June 2023.

21 Jun 2023 4:54pm Marshall, Rickee

21.06.2023 – advertising period complete, no objections received. Letter sent to applicant to advise next steps

29 Sep 2023 3:34pm Marshall, Rickee

18/09/2023 - Deed of agreement fully executed.

01 Nov 2023 4:06pm Marshall, Rickee

1/11/2023 - Plans reviewed and applicant refer to lodge through Planning Portal.

16 Feb 2024 12:29pm Marshall, Rickee

08.11.2023 – Council officer’s instructed surveyors to lodge a development application in order for the subdivision to be approved and lot created as ‘road closure land’. The development consent must be provided before Council executes the plan of subdivision.

14 Jan 2025 11:37am Marshall, Rickee

20/12/2024 – approved plans signed by CEO

Meeting	Officer/Director	Section	Subject
Council 23/08/2023	Marshall, Rickee Bolton, Iliada	Staff Reports – Business and Governance	Road Closure - National Circularity Centre

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Porter and Nadin

1. That Council approves, in principle, the closure of the two sections of Council road reserve that adjoin Lot 1 DP 1264640 at Lagoon Street, North Bega.
2. That Council commences assessment of the road closure application under Division 3 of the *Roads Act 1993* (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 sections of public road reserve concerned.
5. That Council progresses a road transfer application for the section of Lagoon Street, Bega shown in the report dated 23 August 2023 as Crown road to enable the road closure application to progress in its entirety if evidence cannot be found deeming it to be Council public road reserve.
6. That the Chief Executive Officer and Mayor be authorised to execute the necessary documentation to affect the road closure.
7. That all costs associated with the road closure process be borne by the applicant.

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

AGAINST: Nil

ABSENT: Crs Robin and Wright

31 Aug 2023 10:02am Payne, Rebecca - Reallocation

Action reassigned to Marshall, Rickee by Payne, Rebecca - Hey Rickee, For your action please. Thanks Bec

29 Sep 2023 3:52pm Marshall, Rickee

18/09/2023 - Application for road transfer submitted to Crown Lands for the section of Lagoon street.

16 Feb 2024 12:32pm Marshall, Rickee

21.11.2023 – Letter received from Crown Lands approving the transfer of the section of Lagoon street to Council., 22.11.2023 - Public exhibition of proposed road closing commenced. Advertisement appeared in Bega district Newspaper 01/12/2023 – Advertisement period closed 29.12.2023. No objections were received. , 22.01.2024 – Deed was drafted and issued to applicants for review and execution.

24 Apr 2024 4:25pm Marshall, Rickee

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

04/03/2024 - Letter of landowner's consent provided to applicant for the lodgement of a DA for road closure subdivision which is required to enable registration of the plan at NSW LRS.

19 Jul 2024 5:15pm Marshall, Rickee

Development application has been approved and plans lodged at NSW LRS. Gazette notice drafted for issue in NSW Government Gazette upon confirmation of registration of the plan.

24 Oct 2024 11:57am Marshall, Rickee

4/10/2024 - The road closure notice was gazetted. The 60 day Land and Environment Court appeal period will conclude on 3 December 2024 and provided there are no appeals we can progress the transfer.

14 Jan 2025 11:43am Marshall, Rickee

10/12/2024 – L&E Court appeal period complete. Project Manager arranging transfer documents to progress.

Meeting	Officer/Director	Section	Subject
Council 24/05/2023	Marshall, Rickee Bolton, Iliada	Staff Reports – Business and Governance	Disposal of Lot 277 DP 752154 - Decommissioned Dignams Creek fire shed

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs O'Neil and Allen

1. That Council appoint a suitably qualified surveyor, by competitive quotation process, to determine the boundaries of Lot 277 DP 752154 at Dignams Creek Road, Dignams Creek.
2. That Council appoint a registered valuer, by competitive quotation process, to provide Bega Valley Shire Council with a formal market valuation for Lot 277 DP 752154 at Dignams Creek Road, Dignams Creek.
3. That Council appoint a suitably qualified Real Estate Agent, by competitive quotation process, to represent Bega Valley Shire Council's interests in divesting Lot 277 DP 752154 at Dignams Creek Road, Dignams Creek by public auction, private treaty, or expression of interest pending the outcome of recommendations 1 and 2.
4. That Council delegate authority to the Chief Executive Officer to determine the suitability of Lot 277 DP 752154 for divestment and 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 Lot 277 DP 752154 at Dignams Creek Road, Dignams Creek.
5. That all offers be brought back to Council for final resolution.

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

AGAINST: Nil

ABSENT: Crs Griff and Robin

26 May 2023 9:37am Payne, Rebecca - Reallocation

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

15 Jun 2023 5:38pm Marshall, Rickee

Vendorpanel request for boundary survey posted request for quotation from 3 suppliers closing on 21 June 2023

07 Aug 2023 5:43pm Marshall, Rickee

01.08.2023 – Jack Atkinson Surveying awarded job, staff forwarded completed report for boundary pegging

14 Sep 2023 4:19pm Marshall, Rickee

31/08/2023 - Valuation report received from IPN Valuers

16 Feb 2024 12:30pm Marshall, Rickee

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

07.08.2023 - Council officer's sought advice from Crown Lands about acquiring a small section of adjoining Crown land for access to Lot 277 DP 752754 as the parcel is currently land locked with Crown Reserves. , 17.10.2023 – Crown noted that the department generally encourage authorities to compulsorily acquire easements under the Land Acquisition (Just Terms) Compensation Act 1991 and recommended Council ascertain a status search of the land.

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

Meeting	Officer/Director	Section	Subject
Council 14/08/2024	Harrison, Emily Harrison, Emily	Staff Reports – Community, Environment and Planning	Eden Gateway Development update
<p>RESOLVED on the motion of Crs O'Neil and Robin</p> <ol style="list-style-type: none">1. That Council notes the request from the Eden Community Access Centre seeking a Council decision to move the project to a 'shovel ready' stage including community consultation to refine a proposed design option based on a substantial expansion of the site to include a community hub which could incorporate a child care centre2. That Council notes there is no current budget allocation for the Eden Gateway Centre redevelopment in the FY25 Budget to progress the current design options, however it is resourced to compile options for the urgently needed extension of children's services including in Eden3. That Council further investigates the highest public value use of the council owned land on the corner of Mitchell and Imlay Streets in Eden, including an assessment of the suitability of the land for a community hub, early childhood education and care and also for housing4. That Council notes a report will be brought back to Council on the results of the investigations and their impact on further development and design of the Gateway Centre with a view to seeking approval for an appropriate budget allocation to allow the project to progress <p>IN FAVOUR: Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright</p> <p>AGAINST: Nil</p> <p>29 Jan 2025 1:43pm Furniss, Esther</p> <p>This work has been delayed due to difficulties recruiting a project manager for the Children's Services expansion project.</p>			

Meeting	Officer/Director	Section	Subject
Council 24/07/2024	Harrison, Emily Harrison, Emily	Staff Reports – Community, Environment and Planning	Families, Ageing and Disability Service Review

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Griff and Nadin

That Council:

1. Note the additional information provided in the confidential memo at Attachment 1.
2. Withdraw from providing Families, Ageing and Disability services according to the following timeline:
 - Commonwealth Home Support Programme by 30 November 2025
 - National Disability Insurance Scheme plan management and support coordination by 30 June 2025
 - Brighter Futures family preservation program by 30 June 2025
3. Note that clients will be supported through the transition process in line with the transition plan at Attachment 2 (confidential).
4. Note that staff will be supported through the transition process in line with the staff transition plan at Attachment 3 (confidential).
5. Acknowledge the high standard of service and commitment of the staff in the Families, Ageing and Disability Services team, and thank them for their dedication and commitment to supporting Council's National Disability Insurance Scheme, Commonwealth Home Support Programme, and Brighter Futures clients over many years.
6. Delegates authority to the Chief Executive Officer to execute the necessary steps to implement Council's resolution.

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

AGAINST: Nil

16 Aug 2024 9:19am Harrison, Emily - Target Date Revision

Target date changed by Harrison, Emily from 07 August 2024 to 30 June 2025 - To align with the service end dates resolved by Council.

21 Oct 2024 4:53pm Harrison, Emily

Transition has commenced. On track to cease providing CHSP services by end November 2024.

16 Jan 2025 5:10pm Furniss, Esther

CHSP service ended on 30 November 2024 as per Council resolution. NDIS transition underway. Brighter Futures service extended until 31 March 2026 as per Council resolution on 18 December 2024.

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

Meeting	Officer/Director	Section	Subject
Council 12/06/2024	Hancock, Cecily Harrison, Emily	Staff Reports – Community, Environment and Planning	Affordable Housing Contributions
<p>RESOLVED on the motion of Crs Griff and O'Neil</p> <ol style="list-style-type: none">1. That Council note the <i>Bega Affordable Housing Feasibility Analysis</i> prepared by Atlas Economics (Attachment 1).2. That Council resolve to prepare a draft Affordable Housing Contribution Policy.3. That the draft Affordable Housing Contribution Policy be reported to Council for consideration when completed.4. That staff seek feedback on the draft Affordable Housing Contribution Policy from the Affordable Housing Implementation Group prior to reporting it to Council ahead of public exhibition. <p>IN FAVOUR: Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright</p> <p>AGAINST: Nil</p> <p>18 Jun 2024 8:40am Harrison, Emily - Reallocation Action reassigned to Hancock, Cecily by Harrison, Emily - For action please</p> <p>28 Jul 2024 8:10am Hancock, Cecily Staff engaging consultant to prepare Draft Policy</p> <p>22 Oct 2024 3:51pm Hancock, Cecily Consultant appointed to develop Affordable Housing Contributions Policy. Consultation with housing providers has commenced.</p> <p>24 Jan 2025 3:54pm Hancock, Cecily Councillor workshop conducted on 4 December 2024. Consultants preparing Draft Policy.</p>			

Meeting	Officer/Director	Section	Subject
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Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

Council 14/08/2024

Harrison, Emily

Notices of Motion

Removal of dedicated Parking Officer function

Harrison, Emily

RESOLVED on the motion of Crs Porter and Nadin

That council review the dedicated parking officer function to ensure it aligns with councils community strategic values and report back to Council.

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

AGAINST: Nil

17 Sep 2024 3:37pm Grant, Jacqueline - Reallocation

Action reassigned to Harrison, Emily by Grant, Jacqueline

21 Oct 2024 4:56pm Harrison, Emily

Review in progress.

Meeting	Officer/Director	Section	Subject
Council 18/12/2024	Harrison, Emily Harrison, Emily	Notices of Motion	Development of a local approvals policy for moveable dwellings

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Daly and O'Neil

1. That Council staff provide a report to Council on the benefits, opportunities and risks of developing a Local Approvals Policy to provide exemptions for moveable dwellings being used solely for crisis accommodation. This report should identify any resourcing or budgetary impacts, as well as any other considerations and impacts. The report would be due to be provided at Council's meeting in March 2025.
2. That Council staff review the attached draft Local Approvals Policy (LAP) and provide feedback to Council as part of the report in point 1.
3. That staff seek feedback from the Affordable Housing Implementation Group on the above two items and report all feedback to Council as part of the report identified in point 1.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

ABSENT: Cr Haggar

29 Jan 2025 1:58pm Furniss, Esther

The Council resolution and draft local approvals policy included in the Notice of Motion were distributed to the Affordable Housing Implementation Group for review and feedback. Staff are reviewing the feedback to progress next steps.

Meeting	Officer/Director	Section	Subject
Council 18/12/2024	Hancock, Cecily Harrison, Emily	Staff Reports – Community, Environment and Planning	Review of Policy 4.15 Use of Public Land (Local Approvals)

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Nadin and O'Neil

1. That Council resolve to publicly exhibit the draft Use of Public Land (Local Approvals) Policy (Attachment 1) and amendment to the 2024-25 Fees and Charges document (Attachment 2) for a period of not less than 42 days.
2. That following the consultation period staff provide a further report to Council with a summary of matters raised in submissions.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

ABSENT: Cr Haggar

22 Dec 2024 8:41pm Harrison, Emily - Reallocation

Action reassigned to Hancock, Cecily by Harrison, Emily - For action please

24 Jan 2025 10:25am Hancock, Cecily

Public exhibition of the Policy amendments is scheduled for 28 January 2025 until 9 March 2025.

Meeting	Officer/Director	Section	Subject
Council 27/11/2024	Hancock, Cecily Harrison, Emily	Staff Reports – Community, Environment and Planning	Endorsement of Minor Amendments Planning Proposal

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Nadin and Daly

That Council:

1. Support a planning proposal to implement several minor amendments to the *Bega Valley Local Environmental Plan 2013*.
2. Authorise Council officers to submit the planning proposal (Attachment 1) and supporting information to the Department of Planning, Housing and Infrastructure requesting a Gateway Determination under Section 3.34 of the *Environmental Planning and Assessment Act 1979*.
3. Authorise Council officers, subject to the conditions of the Gateway Determination (including public exhibition) and providing no substantial changes to the planning proposal are required and no objections are received during exhibition, to progress the planning proposal to finalisation and gazettal without a further report to Council.

IN FAVOUR: Crs Allen, Daly, Haggar, Mudaliar, Nadin, Noble and Porter

AGAINST: Cr Fitzpatrick

ABSENT: Cr O'Neil

02 Dec 2024 1:39pm Harrison, Emily - Reallocation

Action reassigned to Hancock, Cecily by Harrison, Emily - For action please as per the resolution.

24 Jan 2025 3:51pm Hancock, Cecily

Gateway Determination received on 10 January 2025. Staff are preparing for public exhibition of the Planning Proposal. Agency consultation has commenced.

Meeting	Officer/Director	Section	Subject
Council 13/12/2023	Harrison, Emily	Staff Reports – Community, Environment and Planning	Moveable dwellings
	Harrison, Emily		

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Griff and Wright

That Council:

1. Recognises staff's commitment to addressing the housing crisis, while complying with NSW planning law. Thanks staff for the amount of time invested in trying to resolve this vital issue of crisis, transitional accommodation.
2. Notes with appreciation the great efforts of the Social Justice Advocates, in meeting the needs of persons affected by the housing crisis.
3. Defers Agenda Item 8.1 and any compliance action against the SJA Uniting church units in Gipps Street for 9 months noting the Department of Plannings currently underway review of the caravan parks, camping grounds, manufactured home estates and moveable dwellings framework
4. That council advocate to the NSW Government to fast track their review of the framework referred to in the item 3 above with a maximum of a nine month finalisation timeframe

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

AGAINST: Nil

15 Dec 2023 11:30am Harrison, Emily

Council's submission to the NSW Government's review of the Manufactured Home Estates, Caravan Parks, Camping Grounds and Moveable Dwellings legislation has been updated to address point 4 of the resolution - that is, to urge the NSW Government to complete the review in a maximum timeframe of 9 months.

Meeting	Officer/Director	Section	Subject
Council 18/10/2023	Harrison, Emily Harrison, Emily	New Item	Cr Porter - Local Government Minister media on how councils are managing and resourcing planning staff

Cr Porter said in the last week the Minister for Local Government has made comments about how councils are managing and resourcing planning staff.

Chief Executive Officer, Mr Anthony McMahon initially took the Question on Notice and advised the issue has captured the attention of the whole LG sector and LGNSW have picked up as an advocacy issue. It hasn't been perceived well and the statements made.

We will provide a report to council when we understand what LGNSW are doing and what council may consider doing.

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

22 Jan 2024 10:32am Grant, Jacqueline

Em one for your response. Thanks.

22 Jan 2024 10:33am Grant, Jacqueline - Reallocation

Action reassigned to Harrison, Emily by Grant, Jacqueline

Meeting	Officer/Director	Section	Subject
Council 24/05/2023	Parker, Yvette Harrison, Emily	Staff Reports – Community, Environment and Planning	Tura Marrang Library and Community Centre ground floor redevelopment

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Fitzpatrick and Allen

That Council:

1. Notes this report and the progress made on the redevelopment of Tura Marrang Library and Community Centre
2. Resolves to lodge the development application based on the plan at Attachment 2 to seek approval for the use of the ground floor as leasable commercial and/or community use and library and gallery storage
3. Calls for expressions of interest from organisations and/or businesses who are interested in leasing the spaces if a development consent is provided and prior to the redevelopment commencing, and that this use is based on a financial return to Council
4. Endorse staff to seek grants to allow for construction to occur, if a development consent is provided
5. Notes that the results of the EOI and future funding options for the redevelopment will be reported to Council prior to the redevelopment commencing
6. That staff provide specific information on the merits or otherwise of funding works at Tura Murrang Library in the report that presents the 2023/24 draft budget to council for finalisation

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

AGAINST: Crs Nadin, Porter and Wright

ABSENT: Crs Griff and Robin

29 May 2023 12:48pm Furniss, Esther - Reallocation

Action reassigned to Cleverley, Anne by: Furniss, Esther for the reason: Hi Anne, reallocating to you for action please.

08 Aug 2023 4:45pm Furniss, Esther

DA has been submitted.

07 Feb 2024 4:26pm Furniss, Esther

A request for a Building Code Assessment (BCA) is now required and is in progress.

01 Aug 2024 3:10pm Grant, Jacqueline

Preparations for EOI being finalised.

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

29 Jan 2025 1:38pm Furniss, Esther

EOIs opened 13 November 2024 and close 28 February 2025. A further report will be provided to Council after any submissions have been reviewed.

29 Jan 2025 1:40pm Furniss, Esther - Reallocation

Action reassigned to Parker, Yvette by Furniss, Esther - Hi Yvette, for updating as the action progresses please.

Meeting	Officer/Director	Section	Subject
Council 21/02/2024	Harrison, Emily Harrison, Emily	Staff Reports – Community, Environment and Plannin	Affordable Housing Strategy implementation progress report
RESOLVED on the motion of Crs O'Neil and Griff			
1. That Council note the progress made in implementing the Bega Valley Shire Affordable Housing Strategy in the period 1 July 2023 to 31 December 2023.			
2. That Council note the recommendation of the Affordable Housing Implementation Group regarding short term rental accommodation.			
3. That Council note the NSW Government has recently released a Discussion paper on “short- and long-term rental accommodation - Review of regulations and supply in New South Wales” with submissions on the discussion paper closing 14 March 2024.			
4. That Council delegate the Chief Executive Officer to make a submission to the discussion paper following circulation of a draft to Councillors and AHIG and request a two week extension to the submission timeframe			
5. That Council note contributing to the NSW Government review that has now commenced may provide the short term mechanism for implementing the recommendations of the AHIG			
6. That staff scope the research that is required for a social and economic impact assessment of changes to short term rental accommodation			
<u>IN FAVOUR:</u> Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil and Wright			
<u>AGAINST:</u> Nil			
<u>ABSENT:</u> Cr Robin			
30 Apr 2024 4:13pm Furniss, Esther			

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

Council's submission to the NSW discussion paper was made on 13 March 2024. The submission was circulated to Councillors and the Affordable Housing Implementation Group for feedback prior to the submission deadline. The submission was updated to address feedback received. Council staff requested a two week extension to the submission timeframe, however the department advised they were not willing to extend the deadline but were willing to accept late submissions. In relation to resolution 6 staff have made initial enquiries with Byron Shire Council in relation to their economic impact assessment for STRA. Staff are also awaiting the outcome of the recent STRA Discussion Paper consultation by the NSW government.

29 Jan 2025 1:42pm Furniss, Esther

Staff are still awaiting the outcome of the STRA Discussion Paper consultation by the NSW Government.

Meeting	Officer/Director	Section	Subject
Council 12/06/2024	Hancock, Cecily Harrison, Emily	Staff Reports – Community, Environment and Planning	Tree shade in town centres
RESOLVED on the motion of Crs Griff and O'Neil			
1. That Council note the research undertaken regarding local government strategies which enhance shade in main town centres through increasing tree coverage (Attachment 1).			
2. That Council staff seek grant funding for the development of a tree shade strategy for the four main towns in the shire (Bermagui, Bega, Merimbula and Eden) in line with action L5 in the adopted Climate Resilience Strategy, and, should no suitable grants be identified, consider inclusion of this work in the FY26 Operational Plan and Budget.			
IN FAVOUR: Crs Fitzpatrick, Nadin, Griff, Seckold, Allen, Porter, O'Neil, Robin and Wright			
AGAINST: Nil			
18 Jun 2024 8:42am Harrison, Emily - Reallocation			
Action reassigned to Hancock, Cecily by Harrison, Emily - For action please to seek grant funding			
28 Jul 2024 8:08am Hancock, Cecily			
No grant funding source identified to date.			

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

22 Oct 2024 3:29pm Hancock, Cecily

Staff continue to monitor for any available grant funding source available to progress this work.

24 Jan 2025 3:57pm Hancock, Cecily

Staff continue to monitor for grant funding opportunities

Meeting	Officer/Director	Section	Subject
Council 22/05/2024	Hancock, Cecily Harrison, Emily	Staff Reports – Community, Environment and Planning	Finalisation of Planning Proposal for Club Sapphire Merimbula

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Allen and Robin

1. That Council resolve not to proceed with the planning proposal to increase the maximum height of buildings for part of the Club Sapphire site in Merimbula from 16m to 26m.
2. That Council resolve to support the amended planning proposal to increase the maximum height of buildings for part of the Club Sapphire site in Merimbula from 16m to 21m.
3. That Council authorise Council officers to submit the amended planning proposal (Attachment 2) and supporting information to the Department of Planning, Housing and Infrastructure for an amended Gateway Determination under Section 3.35 of the *Environmental Planning and Assessment Act 1979*.
4. That, if further public exhibition is required through the amended Gateway Determination, any submissions and/or any proposed further amendments be reported back to Council before the planning proposal is finalised; and if no further public exhibition is required, Council authorises Council officers, subject to the conditions of the amended Gateway Determination, to progress the planning proposal to finalisation without a further report to Council.
5. That the applicant and those that made a submission to the planning proposal are notified of Council's decision regarding this matter.
6. That Council resolve to update the Desired Future Character of Merimbula contained in the *Local Strategic Planning Statement* and the character statement in the *Commercial Land Strategy* considering the Coastal Design Guidelines 2023.
7. That a review of building heights in the Merimbula town centre be undertaken to identify if other sites are suitable for height changes, as part of the Merimbula Area Plan strategic work, when scheduled.

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

AGAINST: Cr Griff

ABSENT: Cr Nadin

24 May 2024 7:11am Harrison, Emily - Reallocation

Action reassigned to Hancock, Cecily by Harrison, Emily - For action please

28 Jul 2024 7:49am Hancock, Cecily

DPHI advised Council no additional public exhibition required of the amended Planning Proposal. Staff finalising required mapping associated with Planning Proposal prior to submitting to Department for making of the Plan.

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

22 Oct 2024 2:54pm Hancock, Cecily - Completion

Completed by Hancock, Cecily (action officer) on 22 October 2024 at 2:54:50 PM - The Planning Proposal was gazetted on 6 September 2024 (as LEP 2013 Map Amendment No.8)

26 Oct 2024 10:17am Grant, Jacqueline - Completion

Uncompleted by Grant, Jacqueline - target date changed to 05 June 2024

24 Jan 2025 4:01pm Hancock, Cecily

Staff have commenced the review of building heights in Merimbula town centre and conducted an initial workshop with Councillors on 22 January 2025.

Meeting	Officer/Director	Section	Subject
Council 21/02/2024	Harrison, Emily Harrison, Emily	Notices of Motion	Options for private native forestry in RU2 zones

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Fitzpatrick and Allen

1. Notes the NSW Private Native Forestry Codes of Practice administered under part 5B, Division 2 of the Local Land Services Act 2013 establishes comprehensive guidelines for overseeing private native forestry operations, consolidating regulations into a single instrument.
2. Notes the PNF Codes of Practices were re-made in 2022 to provide certainty and consistency for landholders, while maintaining ongoing habitat values for native fauna.
3. Notes the native hardwood industry employs 2,230 people on the NSW South Coast and private forestry provides at least 15 per cent of the high value saw logs harvested in NSW.
4. Notes that Zone RU2 Rural Landscape under the Bega Valley Shire Council LEP is compatible with private native forestry operations.
5. Council conduct an internal workshop regarding amending the Bega Local Environmental Plan 2013 to make private native forestry permitted without consent in zone RU2 – Rural Landscape and also consider inclusion of resources for a planning proposal to that effect in the 2025 operational plan and budget

IN FAVOUR: Crs Fitzpatrick, Nadin, Allen, Porter, O'Neil and Wright

AGAINST: Crs Griff and Seckold

ABSENT: Cr Robin

28 Feb 2024 1:53pm Grant, Jacqueline - Reallocation

Action reassigned to Harrison, Emily by Grant, Jacqueline - Emily for your action.

21 Oct 2024 4:44pm Harrison, Emily

The inclusion of resources to develop a planning proposal to support private native forestry logging in the RU2 zone was considered in the drafting of the FY25 budget however it was not included in the final budget adopted by Councillors in June 2024.

Division: Executive

Committee: Council

Officer:

Action Sheets Report

Meeting	Officer/Director	Section	Subject
Council 27/11/2024	McMahon, Anthony	Notices of Motion	Development assessment audit
	McMahon, Anthony		
<p>RESOLVED on the motion of Crs Nadin and O'Neil</p> <p>That Council:</p> <ol style="list-style-type: none">1. Request the audit, risk and improvement committee to work with the Chief Executive Office to prepare an appropriate service review scope to review development assessment related systems/processes, resources and culture.2. That a report be bought back to council with a recommended budget to engage a suitably qualified, skilled and experienced firm to undertake the audit. <p><u>IN FAVOUR:</u> Crs Allen, Daly, Fitzpatrick, Haggard, Mudaliar, Nadin, Noble, O'Neil and Porter</p> <p><u>AGAINST:</u> Nil</p> <p>10 Feb 2025 3:56pm Grant, Jacqueline</p> <p>Draft scope sent to ARIC chair for review and feedback on 10 February 2025.</p>			

Meeting	Officer/Director	Section	Subject
Council 27/11/2024	McMahon, Anthony	Notices of Motion	Review Pathways
	McMahon, Anthony		

Division: Executive

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Porter and Nadin

1. That staff provide a report outlining current review pathways for different types of operational decisions.
2. That the report include recommendations to improve the process of requesting review of a decision based on best practice.
3. That council workshop the recommendations.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Cr Allen

Meeting	Officer/Director	Section	Subject
Council 27/11/2024	McMahon, Anthony	Notices of Motion	Activation of Nullica Lodge site
	McMahon, Anthony		

RESOLVED on the motion of Crs Mudaliar and Allen

That Council:

1. Endorse the Chief Executive Officer to work with NSW Crown Lands and any other necessary parties to ensure the urgent activation of the Nullica Lodge site in Eden, which may include a transition to other possible future tenants including an appropriate community management model.
2. Note whilst undertaking work on activating the site, it will be understood that the outcome is for the best possible future community benefit with a desired focus on affordable seniors living and/or supported accommodation for those with a disability.
3. That the Chief Executive Officer provide regular updates to Councillors on progress of activating the site as outlined above.

IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

10 Feb 2025 11:50am Grant, Jacqueline

Division: Executive

Committee: Council

Officer:

Action Sheets Report

An email has been sent to Crown Lands, no response to date.

Meeting	Officer/Director	Section	Subject
Council 18/12/2024	Grant, Jacqueline McMahon, Anthony	New Item	Cr Nadin - Whether and how a threshold or trigger could be introduced to require the actions included in table 3.1 of council's development control plan?

Meeting	Officer/Director	Section	Subject
Council 18/12/2024	Grant, Jacqueline McMahon, Anthony	New Item	Cr Nadin - Processing a planning proposal
<p>Cr Nadin asked could Council be provided a response as to how a threshold or trigger could be introduced to require the actions included in table 3.1 of council's development control plan?</p> <p>Chief Executive Officer, Mr Anthony McMahon took the question on notice and advised the development control plan can be amended.</p>			

Meeting	Officer/Director	Section	Subject
Council 20/03/2024	McMahon, Anthony McMahon, Anthony	Notices of Motion	Offer to relocate Merimbula Aircraft Maintenance

Division: Executive

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Nadin and Porter

That council staff:

1. Confirm with MAM the appropriateness of site 11 at the new GA precinct for their operation
2. Negotiate annual lease conditions with MAM for a replacement maintenance facility in the new GA precinct, which might include a build-to-rent model, with details reported back to council for consideration
3. Allocate funds from the internal property development reserve to finance planning of the project
4. Note MAM will be offered a renewed contract to stay in their existing facility until the replacement one is complete

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

AGAINST: Crs Fitzpatrick and Allen

ABSENT: Cr Robin

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

Division: Executive

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Allen and Seckold

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.

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

AGAINST: Nil

ABSENT: Cr Nadin

30 Nov 2021 2:46pm Grant, Jacqueline

Letter sent post Council meeting and at the request of the club a meeting to occur early in 2022. D21/119469

30 Nov 2021 2:49pm Grant, Jacqueline - Reallocation

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

09 May 2022 6:51pm Grant, Jacqueline

Merimbula RSL club are going to re-approach Council when they are ready for further action.

09 Jan 2023 9:35am Grant, Jacqueline

Still waiting for Merimbula RSL Club to approach Council

11 May 2023 9:55am Grant, Jacqueline

Still waiting for Merimbula RSL Club to approach us.

Meeting	Officer/Director	Section	Subject
Council 20/03/2024	McMahon, Anthony	Staff Reports – Assets and Operations	Merimbula Airport tenure arrangements

Division: Executive

Committee: Council

Officer:

Action Sheets Report

McMahon, Anthony

Division: Executive

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Nadin and Wright

1. That Council note it has not resolved to evict LS 11 Merimbula Aircraft Maintenance from the Merimbula Airport.
2. That Council commits to providing letters of support for aviation related businesses intending to seek grant funding to support relocation or establishment of their businesses within the Merimbula Airport General Aviation Precinct.
3. That Council note there is provision in existing Merimbula Airport landside leases allowing a maximum period of twelve months holding over under the same terms and conditions on a monthly tenancy arrangement which the Chief Executive Officer will enact for the following leases:
 - a. LS 01 Bakersair
 - b. LS 02 Sapphire Coast Autos PTY LTD
 - c. LS 03 Merimbula Air Services
 - d. LS 06 Aviation ID
 - e. LS 08 Burke, Done, Newman and Patten
 - f. LS 11 Merimbula Aircraft Maintenance
 - g. LS 07 John Moffatt
4. That Council reinforces the previously resolved position to end the following leases on 30 June 2024 with the intent these sites be converted to car parking:
 - a. LS 04 Executive Charter Flights, including the sub-lease to Squizzy's Tyre and Auto Centre
 - b. LS 09 Burke Family Trust
5. That Council delegate to the Chief Executive Officer and Mayor to execute the necessary lease documentation to provide further tenure of 1 year on the same terms and conditions as existing lease arrangements from 1 July 2025 to 30 June 2026 with the following lessees:
 - a. LS 01 Bakersair
 - b. LS 02 Sapphire Coast Autos PTY LTD
 - c. LS 03 Merimbula Air Services
 - d. LS 06 Aviation ID

Division: Executive

Committee: Council

Officer:

Action Sheets Report

e. LS 08 Burke, Done, Newman and Patten

f. LS 11 Merimbula Aircraft Maintenance

6. That council staff inform the shortlisted EOI respondents of council's suggested site allocation and expected lease payments in line with the confidential memo recommendations on allocations and lease rates excluding consideration of MAM which was dealt with separately and considered as part of item 13.1 in this business paper to gauge interest and get feedback from applicants to ensure the sites are appropriate or if they would prefer alternative sites and report back to council.

7. That council adopt points 1-3 in the confidential attachment only.

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

AGAINST: Nil

ABSENT: Cr Robin

07 May 2024 10:37am Grant, Jacqueline

1. Resolved, 3. CEO letters sent 4/4/24

08 Jul 2024 12:46pm Grant, Jacqueline

Rickee Marshall update 4/7/24, Resolution 1 actioned – 4 April 2024 letter sent to lessee outlining details of resolutions from 20 March 2024 meeting. , Resolution 3 actioned – 22 March 2024 letters sent to lessees enacting clause 14 of leases to hold over until 30 June 2025. , Resolution 4 actioned – 4 April 2024 letters sent to lessees and sub lessees noting the requirement for vacant possession and removal of assets on lease site by 30 June 2024, LS-04 building demolished. , Resolution 5 actioned – 30 May 2024 lease extensions issued until 30 June 2026 to the following lessees; , •LS-01 Lot 1 DP 1257793 – Correspondence received 21.06.2024 confirming that they do not wish to enter into a new lease agreement. Current agreement will remain in holding over, terminating 30 June 2025, •LS-02 Lot 2 DP 1257793 – South Coast Autos fully executed and copy returned for records, • LS-03 Lot 3 DP 1257793 – Awaiting return of executed copy of agreement, •LS-06 Lot 6 DP 1257793 - Awaiting return of executed copy of agreement, •LS-08 Lot 8 DP 1257793 – Patten, McCooey & Bourke executed agreement required hand written amendment so returned for initialling to acknowledge changes. Council counter signing to be arranged upon return, • LS-11 Lot 11 DP 1257793 - Awaiting return of executed copy of agreement., Resolution 6 update comment – 17 and 19 June 2024 letters sent to all EOI applicants providing formal update. , Resolution 7 update comment – 4 April 2024 letter to MAM and 14 May 2024 Letter to Mr Toovey.

15 Sep 2024 7:40am Grant, Jacqueline

Division: Executive

Committee: Council

Officer:

Action Sheets Report

Rickee Marshall update 27/8/24: Minor update to Resolution 5 below if you wanted to add to the InfoCouncil action: , •LS-01 Lot 1 DP 1257793 – Correspondence received 21.06.2024 confirming that they do not wish to enter into a new lease agreement. Current agreement will remain in holding over, terminating 30 June 2025, •LS-02 Lot 2 DP 1257793 – South Coast Autos fully executed and copy returned for records, •LS-03 Lot 3 DP 1257793 – Awaiting return of executed copy of agreement, •LS-06 Lot 6 DP 1257793 - Awaiting return of executed copy of agreement, •LS-08 Lot 8 DP 1257793 – Patten, McCooley & Bourke fully executed and copy returned for records , •LS-11 Lot 11 DP 1257793 - Awaiting return of executed copy of agreement.

Meeting	Officer/Director	Section	Subject
Council 6/11/2024	Grant, Jacqueline McMahon, Anthony	New Item	Cr Fitzpatrick - Current projects/works contracts held up by the Electrical Trade Union dispute
<p>Cr Fitzpatrick asked to be advised of current projects/works contracts held up by the Electrical Trade Union dispute and if council is liable for any variations in contracts that are required and also effect on Completion times.</p> <p>Director Assets and Operations, Mr Ian Macfarlane provided the following response:</p> <p>Bega Sporting Complex</p> <p>No delays as yet, however if this dispute is not resolved in the next three months could impact the Sep 25 completion date. No costs have been incurred for EE delays as yet but if they occur Council will potentially be liable for delays of up to \$4,000 per day.</p> <p>Merimbula Airport General Aviation (GA) Precinct</p> <p>Electrical cutover has been cancelled and temporary construction fencing left in place to protect EE equipment and material delivered to site. As a result, GA cannot be opened to the public.</p> <p>Will be additional redeployment costs of about \$30,000 once works are resourced.</p> <p>Pambula Sporting Complex</p> <p>Long delays in Level 3 design and design approvals has resulted in the EE connection being on the project's critical path.</p> <p>Options of a temporary power connection from Frank Mahar Pavilion or diesel generator have been explored with confirm of feasibility expected by 8 Nov.</p> <p>If these are feasible, project is on a tight schedule for late Nov 24 project completion. Council will be liable for redeployment costs of electrical contractor to complete energization of facility.</p>			

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May incur costs due to delay in demolition of Frank Mahar Pavilion if demolition is delayed as a contingency to provide power to commission the new pavilion building electrical and then potentially interim power for building use prior to the new substation being commissioned.

Cost estimate: \$30,000

Richies Lagoon Bridge

Essential Energy infrastructure design of powerline relocation. May cause delays if not resolved in the next three months during the project's design phase. Relocation part of the construction contractor's Scope of Work.

6 Mile Bridge and Mount Darragh Road

Essential Energy infrastructure design of powerline relocation Low risk of timeline impact on project. This may change once project construction is funded.

Bega Water Treatment Plant

Cutover for upgrade of bore field electrical infrastructure was postponed from mid-Nov 24. Low risk as cutover is not on the critical path and can be rescheduled.

Pambula Master Plan design project

Essential Energy infrastructure design of powerline relocation. Low risk of timeline impact on project. This may change once project construction is funded.

Merimbula Master Plan design project

Essential Energy infrastructure design of powerline relocation. Low risk of timeline impact on project. This may change once project construction is funded.

Central Waste Facility design project

Essential Energy infrastructure design of powerline relocation. Low risk of timeline impact on project. This may change once project construction is funded.

Mr Macfarlane advised we have a few that are in the planning stages noting we don't have a political path plan on these as Essential Energy are an unknown in those areas.

Cr Fitzpatrick asked if the liability or cost factor can be transferred back or applied to Essential Energy in any factor or way?

Mr Macfarlane took the question on notice.

Cr Fitzpatrick advised of his concerns around Council getting blamed for project blowouts, that isn't any of our making, how can we communicate this properly to the community and that this is occurring?

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Chief Executive Officer, Mr Anthony McMahon advised we have to stick to the facts so we can talk about it publicly, as Mr Macfarlane alluded to there isn't much we can do to control this, it's happening in other construction sectors across the country where unions are doing this.

Cr Fitzpatrick provided information to councillors after an update from NSW Health.

Cr Haggar: Do we have a social media review coming up or is there a way we could communicate better through social media, seems we've lost our main streams of media or they are on their last legs?

Chief Executive Officer, Mr Anthony McMahon took the question partially on notice and advised yes we do use social media to communicate quite a bit but how we get people to take more notice of it, that's the challenge.

Meeting	Officer/Director	Section	Subject
Council 6/11/2024	McMahon, Anthony McMahon, Anthony	Notices of Motion	Renewing Council's values

RESOLVED on the motion of Crs Nadin and Porter

That Council commit to developing a new value set applicable to Councillors and staff as part of the current strategic planning process that sets the direction for how council will be more fair, accountable, transparent and professional during the current four year term.

IN FAVOUR: Crs Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Cr Allen