

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	Request for Tender (RFT) 2324-064 Brogo Tank 2 Replacement
<p>RESOLVED on the motion of Crs Allen and Nadin</p> <ol style="list-style-type: none">1. That Council accepts the recommendations outlined in the attached confidential memo.2. That Council accept the tender from A1 Quality Concrete Tanks in relation to the contract for the works described in in RFT 2324-064, in the amount of \$1,290,739.99 (incl. GST), subject to variations and provisional sums.3. That authority is delegated to the Chief Executive Officer to execute all necessary documents in relation to tender RFT 2324-064.4. That all tenderers be advised of Council’s decision. <p>IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter</p> <p>AGAINST: Nil</p> <p>31 Jan 2025 5:20pm McIntyre, Georgina - Completion</p> <p>Completed by McIntyre, Georgina on behalf of Macfarlane, Ian (action officer) on 31 January 2025 at 5:20:42 PM - Letter of acceptance sent to winning tenderer 2/12/24</p>			

Meeting	Officer/Director	Section	Subject
Council 27/11/2024	Macfarlane, Ian Macfarlane, Ian	Staff Reports – Assets and Operations	Merimbula Airport Taxiway Charlie Culvert Upgrade - RAP3

Division: Assets and Operations

Committee: Council

Officer:

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RESOLVED on the motion of Crs Allen and O'Neil

1. That Council accepts the recommendations outlined in the attached confidential memo.
2. That Council accepts the tender from Jennings Civil Group Pty Ltd in relation to a contract for the works described in Tender RFT 2324-082, for \$388,964.00 (including GST), subject to variations.
3. That variations and amendments to the contract be managed under the existing Council financial delegations.
4. That funds from the internally restricted Asset Renewal Reserve be used as Councils co-contribution and this be reflected in the next quarterly budget review statements.
5. That authority be delegated to the Chief Executive Officer to execute all necessary documentation.
6. 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 5:22pm McIntyre, Georgina - Completion

Completed by McIntyre, Georgina on behalf of Macfarlane, Ian (action officer) on 31 January 2025 at 5:22:59 PM - Letter of acceptance sent to preferred tenderer 3/12/24

Meeting	Officer/Director	Section	Subject
Council 29/01/2025	Macfarlane, Ian	Staff Reports – Assets and Operations	Reporting of minutes from the Central Waste Facility Consultative Committee and General Sportsground Advisory quarterly Committee meetings
	Macfarlane, Ian		

Division: Assets and Operations

Committee: Council

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RESOLVED on the motion of Crs Nadin and Allen

That Council note this report and the meeting minutes which are appended to this report.

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

AGAINST: Nil

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

Completed by McIntyre, Georgina on behalf of Macfarlane, Ian (action officer) on 31 January 2025 at 5:30:41 PM - Noted

Meeting	Officer/Director	Section	Subject
Council 29/01/2025	Gillies, Mandy Macfarlane, Ian	Staff Reports – Assets and Operations	Bega Valley Local Traffic Committee December 2024

Division: Assets and Operations

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Haggar and Mudaliar

1. That, subject to conditions, sections of William Street between Eden and Queen Streets and Hood Street between Bega and William Street, Candelo be temporarily closed from 9.00am on Saturday, 29 March 2025 to 11.00pm on Saturday, 29 March 2025 for the Candelo Village Festival.
2. That, the proposed traffic arrangements involving the temporary closure of William Street and Hood Street, Candelo for the Candelo Village Festival on Saturday, 29 March 2025, be deemed a Class 2 special event and it be conducted under an approved Traffic Guidance Scheme (TGS), in accordance with SafeWork NSW Guidelines and Transport for NSW (TfNSW) Traffic Control Guidelines.
3. That, the proposed arrangement involving road closures with an on-road assembly, the following are to be included in the TGS to physically obstruct access to the closed road:

The road closed (T2-4) sign must be used in conjunction with barrier boards at the start of the site to prohibit general road user access.

At least 2 Traffic control vehicles to be used to physically obstruct access to closed roads to supplement delineation devices if delineation devices alone are insufficient.
4. That, the event organisers notify affected property owners of changes to road conditions at least one month prior to the event taking place.
5. That, persons involved in the preparation and implementation of the TGS must hold the appropriate SafeWork NSW accreditation.
6. That, organisers fully implement an approved Special Event Transport Management Plan.
7. That, organisers have approved and current public liability insurance of at least \$20 million indemnifying Council, Police and Transport for NSW (TfNSW) by name for the event.
8. That, prior to the event organisers have written approval from the NSW Police Force.
9. That, the event achieves all conditions of DA 2008.0012, including parking provisions.
10. That, as a prerequisite of road closures, the event organisers must notify all local and interstate bus services along with local taxi services, emergency services and other affected stakeholders of alternative routes including pick-up/drop-off points, including point to point transport.
11. That, after the event, organisers are to clean up any rubbish or waste left behind.

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

AGAINST: Nil

Division: Assets and Operations

Committee: Council

Officer:

Action Sheets Report

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

Action reassigned to Gillies, Mandy by McIntyre, Georgina - Mandy, for your action. thanks

05 Feb 2025 3:21pm Gillies, Mandy - Completion

Completed by Gillies, Mandy (action officer) on 05 February 2025 at 3:21:22 PM - Letter sent to Customer see D25/9447

Meeting	Officer/Director	Section	Subject
Council 6/11/2024	Gillies, Mandy Macfarlane, Ian	Staff Reports – Assets and Operations	Bega Valley Local Traffic Committee October 2024

Division: Assets and Operations

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Nadin and Haggar

That Council adopt the recommendations of the Bega Valley Local traffic Committee (LTC) meeting held on 1 October 2024 as outlined below:

That Council approves the following recommendations:

1. That, subject to conditions, Fishpen Road, Merimbula between the intersections of Marine Parade and Calendo Court be temporarily closed between 7.00am and 4.00pm on Sunday, 9 March 2025 for the Eat Merimbula Food Festival.
2. That, the proposed traffic arrangements involving the temporary closure of Fishpen Road, Merimbula for the Eat Merimbula Festival on Sunday, 9 March 2025 be deemed a Class 2 special event and it be conducted under an approved and current Traffic Guidance Scheme (TGS), in accordance with the SafeWork NSW Guidelines and Transport for NSW (TfNSW) Traffic Control Guidelines.
3. That, the proposed arrangement involving road closures with an on-road assembly, the following is to be included in the TGS to physically obstruct access to the closed road.
 - a. The road closed (T2-4) sign must be used in conjunction with barrier boards at the start of the site to prohibit general road user access.
 - b. At least 2 Traffic control vehicles to be used to physically obstruct access to closed roads to supplement delineation devices if delineation devices alone are insufficient.
4. That the event organisers notify affected property owners of changes to road conditions at least one month prior to the event taking place.
5. That persons involved in the preparation and implementation of the Traffic Guidance Scheme must hold the appropriate SafeWork NSW accreditation.
6. That organisers fully implement an approved Special Event Transport Management Plan.
7. That organisers have approved and current public liability insurance of at least \$20 million indemnifying Council, Police and TfNSW by name for the event.
8. That prior to the event organisers have written approval from the NSW Police Force.
9. That the event achieves all conditions of Council's Use of Public Land approval.
10. That, as a prerequisite of road closures, the event organisers must notify all, local and interstate bus services along with local taxi services, emergency services and other affected stakeholders of alternative routes including pick-up/drop-off points, including point to point transport.
11. That after the event, organisers are to clean up any rubbish or waste left behind.

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

AGAINST: Nil

Division: Assets and Operations

Committee: Council

Officer:

Action Sheets Report

31 Jan 2025 5:08pm McIntyre, Georgina - Reallocation

Action reassigned to Gillies, Mandy by McIntyre, Georgina - Hi Mandy, for your action please

05 Feb 2025 2:59pm Gillies, Mandy - Completion

Completed by Gillies, Mandy (action officer) on 05 February 2025 at 2:59:50 PM - Letter of approval sent to EAT Merimbula Nov 24 see D24/88195

Meeting	Officer/Director	Section	Subject
Council 18/12/2024	Macfarlane, Ian Macfarlane, Ian	Staff Reports – Assets and Operations	Request for Quotation (RFQ) 2425-020 Supply and Delivery of Landfill Compactor
<p>RESOLVED on the motion of Crs O'Neil and Nadin</p> <ol style="list-style-type: none">That Council approve the exemption under Section 55(3)(i) of the <i>Local Government Act 1993</i> as set out in the confidential memorandum for greatest advantage.That authority be delegated to the Chief Executive Officer to execute all necessary documentation, including contract award documents following the Request for Quotation (RFQ) process and approving contract variations in accordance with the sustainable procurement framework. <p>IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Mudaliar, Nadin, Noble, O'Neil and Porter</p> <p>AGAINST: Nil</p> <p>ABSENT: Cr Haggar</p> <p>11 Feb 2025 10:12am McIntyre, Georgina - Completion</p> <p>Completed by McIntyre, Georgina on behalf of Macfarlane, Ian (action officer) on 11 February 2025 at 10:12:07 AM - Completed</p>			

Meeting	Officer/Director	Section	Subject
Council 18/12/2024	Gundrill, Alan Macfarlane, Ian	Staff Reports – Assets and Operations	Request for Tender (RFT) 2425-016 - Merimbula Waste Facility Fence

Division: Assets and Operations

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Allen and Nadin

1. That Council notes the recommendations set out in the attached 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 Allen and Nadin

2. That Council rejects all tenders under clause 178 of the Local Government (General) Regulation 2021 and issue Request for Quotations for each portion of works.

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 Allen, Daly, Fitzpatrick, Mudaliar, Nadin, Noble, O'Neil and Porter

AGAINST: Nil

ABSENT: Cr Haggar

31 Jan 2025 5:26pm McIntyre, Georgina

Unsuccessful letters sent to all tenderers 12/12/24

31 Jan 2025 5:29pm McIntyre, Georgina - Reallocation

Action reassigned to Gundrill, Alan by McIntyre, Georgina - Hi Alan, please confirm that RFQs have been issued as per the Council resolution. thanks

11 Feb 2025 10:07am Gundrill, Alan

Tenderers have been advised as being unsuccessful. Waste Asset Engineer has re-drafted scopes for RFQs and re-approached the market.

11 Feb 2025 10:08am Gundrill, Alan - Completion

Completed by Gundrill, Alan (action officer) on 11 February 2025 at 10:08:09 AM - Actioned, OK to close off.

Division: Assets and Operations

Committee: Council

Officer:

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Meeting	Officer/Director	Section	Subject
Council 27/11/2024	Gundrill, Alan Macfarlane, Ian	Staff Reports – Assets and Operations	Waste Grants Program FY 2025-26 to FY 2028-29
<p>RESOLVED on the motion of Crs Nadin and Daly That Council approve the Business Case for the proposed Waste Grants Program for Financial Years 2025-26 to 2028-29.</p> <p>IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Hagggar, Mudaliar, Nadin, Noble, O'Neil and Porter</p> <p>AGAINST: Nil</p> <p>31 Jan 2025 5:18pm McIntyre, Georgina - Reallocation Action reassigned to Gundrill, Alan by McIntyre, Georgina</p> <p>11 Feb 2025 10:06am Gundrill, Alan - Completion Completed by Gundrill, Alan (action officer) on 11 February 2025 at 10:06:10 AM - Information on Council website has been updated to reflect amended program details. Meeting with Bournda EEC held in February 2025 and new fudnign program up and running.</p>			

Meeting	Officer/Director	Section	Subject
Council 18/12/2024	Gundrill, Alan Macfarlane, Ian	Staff Reports – Assets and Operations	Outcome of Request for Tender (RFT) 2324-055 Domestic, Public Place and Commercial Waste Collection Services
<p>RESOLVED on the motion of Crs Nadin and Allen That Council note the contents of this report.</p> <p>IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Mudaliar, Nadin, Noble, O'Neil and Porter</p> <p>AGAINST: Nil</p> <p>ABSENT: Cr Hagggar</p> <p>31 Jan 2025 5:34pm McIntyre, Georgina - Reallocation</p>			

Division: Assets and Operations

Committee: Council

Officer:

Action Sheets Report

Action reassigned to Gundrill, Alan by McIntyre, Georgina - For noting

11 Feb 2025 10:08am Gundrill, Alan

Lessons learnt have been collected and saved in CM9 against the procurement folder. Report to Council was for information only. Contract executed, and no further action required.

11 Feb 2025 10:10am Gundrill, Alan - Completion

Completed by Gundrill, Alan (action officer) on 11 February 2025 at 10:10:00 AM - For information only. NFA required.

Meeting	Officer/Director	Section	Subject
Council 18/12/2024	Macfarlane, Ian Macfarlane, Ian	Staff Reports – Assets and Operations	Request for Tender (RFT) 2324-015 Bega Valley watermains renewal/upgrade

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.

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

AGAINST: Nil

ABSENT: Cr Haggar

RESOLVED on the motion of Crs Allen and Nadin

1. That Council accepts the recommendations outlined in the attached confidential memo.

2. That Council accept the tender from Blacka's Pipeline & Excavations Pty Ltd in relation to the contract for the works described in RFT 2324-015, in the amount of \$1,000,000 (incl. GST), subject to variations.

3. That authority is delegated to the Chief Executive Officer to execute all necessary documents in relation to the contract for work described in tender RFT 2324-015.

4. That all tenderers be 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 10:09am McIntyre, Georgina - Completion

Completed by McIntyre, Georgina on behalf of Macfarlane, Ian (action officer) on 11 February 2025 at 10:09:23 AM - Contract executed 15/1/25

Division: Business and Governance

Committee: Council

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Meeting	Officer/Director	Section	Subject
Council 6/11/2024	Bolton, Iliada Bolton, Iliada	Staff Reports – Business and Governance	Audit, Risk and Improvement Committee (ARIC) Annual Report
<p>RESOLVED on the motion of Crs O'Neil and Nadin That Council acknowledges the Audit, Risk and Improvement Committee (ARIC) for its work during the reporting period and continues to support ARIC in its legislated mandate to promote good corporate governance at Bega Valley Shire Council.</p> <p>IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Hagggar, Mudaliar, Nadin, Noble, O'Neil and Porter</p> <p>AGAINST: Nil</p> <p>08 Nov 2024 9:03am Westropp, Bianca - Completion Completed by Westropp, Bianca on behalf of Bolton, Iliada (action officer) on 08 November 2024 at 9:03:45 AM - Report noted by council</p>			

Meeting	Officer/Director	Section	Subject
Council 6/11/2024	Bolton, Iliada Bolton, Iliada	Staff Reports – Business and Governance	Certificate of Investment September 2024
<p>RESOLVED on the motion of Crs Nadin and Allen 1. That Council receive and note the report on Council's investment position at 30 September 2024. 2. That Council notes the certification of the Responsible Accounting Officer.</p> <p>IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Hagggar, Mudaliar, Nadin, Noble, O'Neil and Porter</p> <p>AGAINST: Nil</p> <p>08 Nov 2024 9:02am Westropp, Bianca - Completion Completed by Westropp, Bianca on behalf of Bolton, Iliada (action officer) on 08 November 2024 at 9:02:34 AM - For action</p>			

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

Meeting	Officer/Director	Section	Subject
Council 27/11/2024	Bolton, Iliada Bolton, Iliada	Staff Reports – Business and Governance	Submission to Office of Local Government (OLG) - Councillor Conduct and Meeting Practices - Discussion Paper
<p>RESOLVED on the motion of Crs Allen and Haggar</p> <ol style="list-style-type: none">1. That Council receive and note the Councillor conduct and meeting practices discussion paper September 2024.2. That Council endorse the submission tabled at the meeting with the removal of the support for PINs and the submission be lodged to Office of Local Government. <p><u>IN FAVOUR:</u> Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble and O'Neil <u>AGAINST:</u> Cr Porter</p> <p>02 Dec 2024 11:15am Westropp, Bianca - Completion</p> <p>Completed by Westropp, Bianca on behalf of Bolton, Iliada (action officer) on 02 December 2024 at 11:15:02 AM - Submission has been provided. Action can be closed out</p>			

Meeting	Officer/Director	Section	Subject
Council 27/11/2024	Bolton, Iliada Bolton, Iliada	Staff Reports – Business and Governance	Code of Conduct Statistical Reporting 2023/2024
<p>RESOLVED on the motion of Crs Nadin and O'Neil</p> <p>That Council receive and note the report to the Office of Local Government (OLG) regarding Code of Conduct statistics for the period 1 September 2023 through until 30 August 2024.</p> <p><u>IN FAVOUR:</u> Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter <u>AGAINST:</u> Nil</p> <p>02 Dec 2024 11:17am Westropp, Bianca - Completion</p> <p>Completed by Westropp, Bianca on behalf of Bolton, Iliada (action officer) on 02 December 2024 at 11:17:02 AM - Closing out as it has been finalised</p>			

Division: Business and Governance

Committee: Council

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Meeting	Officer/Director	Section	Subject
Council 27/11/2024	van der Westhuysen, Wayne Bolton, Iliada	Staff Reports – Business and Governance	Audit and Risk Improvement Committee and Councillor Representatives on Committees
<p>RESOLVED on the motion of Crs Nadin and Daly That Council:</p> <ol style="list-style-type: none">Note that the appointment of two (2) councillor members to the ARIC on 9 October 2024 is non-compliant with the Local Government (General) Regulation 2021 and,Appoints Councillor O’Neil as delegate and Councillor Daly as alternate delegate to the Audit, Risk, and Improvement Committee (ARIC) as a non-voting member position in accordance with the Office of Local Government guidelines and ARIC Terms of Reference.Resolve that where a Councillor delegate is appointed to a committee, they are the nominated council representative to attend scheduled meetings and in the case they are an apology, make arrangements for the alternate Councillor to attend in their place.Note committee delegates and the alternates will receive meeting agendas and business papers for the committees that they are appointed. <p>IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter</p> <p>AGAINST: Nil</p> <p>02 Dec 2024 11:12am Westropp, Bianca - Reallocation Action reassigned to van der Westhuysen, Wayne by Westropp, Bianca - Wayne, For your review and action.</p> <p>02 Dec 2024 11:20am van der Westhuysen, Wayne - Completion Completed by van der Westhuysen, Wayne (action officer) on 02 December 2024 at 11:20:33 AM - 1. Member table in ARIC Terms of Reference (TOR) updated to include councillor member. 2. Updated ARIC TOR uploaded to BVSC website and councillor member details also included on website.</p>			

Meeting	Officer/Director	Section	Subject
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Division: Business and Governance

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Council 27/11/2024

Bolton, Iliada

Staff Reports – Business and Governance

Certificate of Investment October 2024

Bolton, Iliada

RESOLVED on the motion of Crs Allen and Mudaliar

1. That Council receive and note the report on Council's investment position at 31 October 2024.
2. That Council notes the certification of the Responsible Accounting Officer.

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

AGAINST: Nil

02 Dec 2024 11:04am Westropp, Bianca - Completion

Completed by Westropp, Bianca on behalf of Bolton, Iliada (action officer) on 02 December 2024 at 11:04:31 AM - Item was received and noted

Meeting	Officer/Director	Section	Subject
Council 27/11/2024	Bolton, Iliada Bolton, Iliada	Staff Reports – Business and Governance	Quarterly Budget Review Statement (QBRs) September 2024 Q1
<h4>RESOLVED on the motion of Crs Nadin and Daly</h4> <ol style="list-style-type: none">1. That Council receive and note the September 2024 Quarterly Budget Review Statement.2. That the recommended budget adjustments detailed in the attachment to this report be adopted. <p><u>IN FAVOUR:</u> Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter</p> <p><u>AGAINST:</u> Nil</p> <h4>02 Dec 2024 11:31am Westropp, Bianca - Completion</h4> <p>Completed by Westropp, Bianca on behalf of Bolton, Iliada (action officer) on 02 December 2024 at 11:31:02 AM - All budgets updated in BIS.</p>			

Division: Business and Governance

Committee: Council

Officer:

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Meeting	Officer/Director	Section	Subject
Council 27/11/2024	Bolton, Iliada Bolton, Iliada	Staff Reports – Business and Governance	Annual Report 2023-24
<p>RESOLVED on the motion of Crs O'Neil and Mudaliar That Council:</p> <ol style="list-style-type: none">1. Receive and note the 2023-24 Annual Report, noting that it covers the previous financial year and previously elected Council.2. Provide a copy of the 2023-24 Annual Report to the NSW Office of Local Government and NSW Ombudsman by 30 November 2024.3. Publish the 2023-24 Annual Report on Council's website by 30 November 2024. <p><u>IN FAVOUR:</u> Crs Allen, Daly, Fitzpatrick, Haggart, Mudaliar, Nadin, Noble, O'Neil and Porter</p> <p><u>AGAINST:</u> Nil</p> <p>02 Dec 2024 10:55am Westropp, Bianca Sent to OLG and Ombudsman via email 2024.12.02 and published on Council website 2024.11.30</p> <p>02 Dec 2024 10:55am Westropp, Bianca - Completion Completed by Westropp, Bianca on behalf of Bolton, Iliada (action officer) on 02 December 2024 at 10:55:54 AM - Reassigning</p>			

Meeting	Officer/Director	Section	Subject
Council 27/11/2024	Bolton, Iliada Bolton, Iliada	Staff Reports – Business and Governance	Presentation of Financial Statements and Audit Report for the Year Ended 30 June 2024

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Nadin and Mudaliar

That Council receive and note the report on Financial Year 2024 Audited Financial Statements and Report on the Conduct of the Audit.

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

AGAINST: Nil

02 Dec 2024 11:10am Westropp, Bianca - Completion

Completed by Westropp, Bianca on behalf of Bolton, Iliada (action officer) on 02 December 2024 at 11:10:29 AM - Report was received and noted

Meeting	Officer/Director	Section	Subject
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Council 27/11/2024	Westropp, Bianca Bolton, Iliada	Staff Reports – Business and Governance	Adoption of Policy 6.23 - Payment of Expenses and Provision of Facilities to Councillors
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RESOLVED on the motion of Crs Nadin and Noble

1. That Council adopt Policy 6.23 Payment of expenses and provision of facilities to Councillors attached to this report with no changes made to the draft version endorsed for exhibition at the council meeting on 14 August 2024.
2. That Council notes the submission received on Policy 6.23 Payment of expenses and provision of facilities to Councillors.
3. That adopted policy 6.23 Payment of expenses and provision of facilities to Councillors be published on Council's website.

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

AGAINST: Nil

02 Dec 2024 11:03am Westropp, Bianca - Reallocation

Action reassigned to Westropp, Bianca by Westropp, Bianca - For your action

20 Dec 2024 10:44am Westropp, Bianca - Completion

Completed by Westropp, Bianca (action officer) on 20 December 2024 at 10:44:57 AM - Complete and actioned

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

Meeting	Officer/Director	Section	Subject
Council 18/12/2024	Bolton, Iliada Bolton, Iliada	Staff Reports – Business and Governance	Certificate of Investment November 2024
<p>RESOLVED on the motion of Crs Nadin and Allen</p> <ol style="list-style-type: none">1. That Council receive and note the report on Council’s investment position at 30 November 2024.2. That Council notes the certification of the Responsible Accounting Officer. <p>IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Mudaliar, Nadin, Noble, O'Neil and Porter</p> <p>AGAINST: Nil</p> <p>ABSENT: Cr Haggar</p> <p>07 Jan 2025 1:15pm Westropp, Bianca - Completion</p> <p>Completed by Westropp, Bianca on behalf of Bolton, Iliada (action officer) on 07 January 2025 at 1:15:51 PM - report noted by council</p>			

Meeting	Officer/Director	Section	Subject
Council 27/11/2024	Marshall, Rickee Bolton, Iliada	Staff Reports – Business and Governance	EOI 2425-032 Use of Council owned and managed reserves for mobile food vending
<p>RESOLVED on the motion of Crs Daly and Nadin</p> <ol style="list-style-type: none">1. That Council receive and note this report and the Confidential Report attached.2. That Council notes the EOI 2425-032 for use of Council owned and managed reserves for mobile food vending closed on 7 November 2024.3. That Council considers the Council officers’ recommendation as detailed in the attached Confidential Report.4. That Council authorises the Chief Executive Officer to enter into negotiations in order to execute the necessary documentation to provide tenure to the successful applicants.			

Division: Business and Governance

Committee: Council

Officer:

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5. That Council delegate authority to the Chief Executive Officer to enter into short term licence agreements with other suitably qualified commercial entities or incorporated organisations until 30 June 2025.

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

AGAINST: Nil

02 Dec 2024 11:15am Westropp, Bianca - Reallocation

Action reassigned to Marshall, Rickee by Westropp, Bianca - Hi rickee, for your action please

14 Jan 2025 2:33pm Marshall, Rickee - Completion

Completed by Marshall, Rickee (action officer) on 14 January 2025 at 2:33:09 PM - Following the EOI a licence agreement was issued to Phoenix Catering with an expiry of 30 June 2025. To this point the required EOI documentation has not been received by Black Cockatoo Smokehouse so no licence has been issued for the prime site at Bermagui Point., The Bega LALC hold a current licence for Lions Park Tathra expiring on 31 January 2025, at which point a licence will be issued until 5th May as requested by Leanne Atkinson., Subsequently, and after assessment of EOI documentation a licence has also been granted to Rolling Nourish at Lions Beach, Pambula Beach with an expiry of 30 June 2025.

Meeting	Officer/Director	Section	Subject
Council 18/12/2024	Bolton, Iliada	Staff Reports – Business and Governance	Appointment of volunteer representatives to Council committees
	Bolton, Iliada		

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Nadin and Daly

That Council:

1. Appoint the following additional volunteers to the Access and Inclusion Advisory Committee for the term of the current Council:
 - Lisa Barbour
 - Amy Whiter
 - Jo Huxley
 - Emma Goward
 - Ronnie Williams
 - Jake Bartholomew
2. Appoint the following additional volunteers to the Affordable Housing Implementation Group for the term of the current Council:
 - Cathy Griff
3. Appoint the following additional volunteers to the Bega Valley Coastal Planning and Flood Management Committee (CFMC) for the term of the current Council:
 - Garry Hunter
4. Appoint the following volunteers to the Sportsground site committees and General Sportsground s355 committee for the term of the current Council:

Sportsground	Representing	Nominations for site committees	Nominations for s355 Committee Representatives
Dickinson Oval Bermagui	Soccer Club	Daniel Bakker	
	Australian Rules		Kylie Scott
	Cricket Club	Naomi Day	
	Dog club	Sian Hine	
	Rugby League Seniors	Andrew Holt	

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

Pambula Sporting Complex	Touch Football	Emma Bolton	
	Australian Rules		Glen Baker
	Rugby League/Cricket		Ian McAlpin
Wolumla Recreation Ground	Softball Club	Kellie Rosseland	
	Soccer Club	Blake Rosseland	Blake Rosseland
	Archery Club		Venke Manes
Ford Park Courts Merimbula	Basketball Club	Matt Collins	Matt Collins
	Netball Club	Amy Rigoni	
Berrambool Sporting Complex	Australian Rules		Pauline Beuzeville
Candelo John Gordon Recreational Reserve	Little Athletics	Michael Sandefur	
	Candelo Community		Alice Moffitt
Bega Sporting Complex	Bega AFL Club		Imogen Champagne
	Soccer Club	Luke Greene	
Eden George Brown Oval	Rugby League Club	Mel Gleeson	Mel Gleeson

5. Appoint the following additional volunteers to the community halls committees and s355 Halls Committee:

Hall	Nominations for site committees	Nominations for s355 Committee
Brogo	Carly Pearce	Sharon Pearce
Cobargo	Stevie Wotton	Donald Green

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

	Raelene Benny	
Eden	Maree O'Neill	
	Vera Clark	
Kiah	Dave Boulton	
	Denise Bolton	
	John Davidson	
Nethercote	Scott Schuck	Colin Bates
Towamba	Vicki McCredie	
Wandella	Julie Welsh	
	Stacy Williams	
Wolumla	Stephen Brazenor	
	Del Sproats	

6. Appoint the following volunteers to the Awards Committee:

- Karen Wright
- Marcella Joy Robin

7. Note additional nominations for site committees and s355 committees will be reported to council for endorsement when received.

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

AGAINST: Nil

ABSENT: Cr Haggar

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

15 Jan 2025 2:18pm Westropp, Bianca - Completion

Completed by Westropp, Bianca on behalf of Bolton, Iliada (action officer) on 15 January 2025 at 2:18:56 PM - Directorate EA's and Exec Office notified of endorsements and Nominees are being notified of approved nominations through CRM process

Meeting	Officer/Director	Section	Subject
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Council 27/11/2024	Fitzpatrick, Shaun Bolton, Iliada	Staff Reports – Business and Governance	Adoption of Policy 6.07 Investment Policy
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RESOLVED on the motion of Crs Nadin and Allen

1. That Council adopt Policy 6.07 Investment Policy as attached to this report with no changes made to the version endorsed at the council meeting on 14 August 2024.
2. That Council notes the submission received on Policy 6.07 Investment Policy.
3. That adopted Policy 6.07 Investment be published on Council's website.

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

AGAINST: Nil

07 Jan 2025 1:18pm Westropp, Bianca - Reallocation

Action reassigned to Fitzpatrick, Shaun by Westropp, Bianca - Hi Shaun, for your action.

28 Jan 2025 9:20am Westropp, Bianca - Completion

Completed by Westropp, Bianca on behalf of Fitzpatrick, Shaun (action officer) on 28 January 2025 at 9:20:21 AM - Policy updated and published on website

Meeting	Officer/Director	Section	Subject
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Council 27/11/2024	Smerdon, Kaliagh Bolton, Iliada	Staff Reports – Business and Governance	Community Satisfaction Survey 2024
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Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs O'Neil and Nadin

That Council:

1. Note the 2024 Community Satisfaction Survey Research Report (Attachment 1) which shows the Bega Valley with a lower overall satisfaction result than at the time of the previous survey in 2016, and is lower than a number of other rural shires.
2. Place Attachment 1 on Council's website for public access committing to improving results in key areas of concern including communication and engagement.
3. Ensure the survey results form an integral part of the information used for decision-making in establishing the next suite of integrated planning and reporting documents
4. Commit to undertaking a subsequent Community Satisfaction Survey in 2026.

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

AGAINST: Nil

09 Jan 2025 11:57am Westropp, Bianca - Reallocation

Action reassigned to Smerdon, Kaliegh by Westropp, Bianca - Hi Kaliegh. Can you please manage this action. Thanks B

05 Feb 2025 9:33am Smerdon, Kaliegh - Completion

Completed by Smerdon, Kaliegh (action officer) on 05 February 2025 at 9:33:55 AM - The 2024 Community Satisfaction Survey (CSS) Research Report is available on Councils website. <https://begavalley.nsw.gov.au/council/community-satisfaction-survey-research-results> The CSS will help inform the development of the next 4-year Delivery Plan by providing clear data on the priorities of the community. Council currently has on exhibition its Community Engagement Strategy outlining our commitment to provide the community with information on how they can engage and share their opinions on issues that affect their lives. The contractor engaged for the 2024 survey has been notified of the intent to undertake a survey in 2026.

Meeting	Officer/Director	Section	Subject
Council 29/01/2025	Bolton, Iliada Bolton, Iliada	Staff Reports – Business and Governance	Disclosures Of Interest by Councillors following 2024 Local Government Election

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs Nadin and Porter

1. That Council receives and notes the report on the lodgement of Disclosures by Councillors following the 2024 Local Government Elections.
2. That the Disclosures be published on Council's website as required under the *Government Information Public Access (GIPA) Act 2009*.

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

AGAINST: Nil

10 Feb 2025 8:12pm Bolton, Iliada - Completion

Completed by Bolton, Iliada (action officer) on 10 February 2025 at 8:12:55 PM - Receive and note report. All returns received. No more action required.

Meeting	Officer/Director	Section	Subject
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Council 29/01/2025	Bolton, Iliada Bolton, Iliada	Staff Reports – Business and Governance	Certificate of Investment December 2024
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RESOLVED on the motion of Crs Nadin and Allen

1. That Council receive and note the report on Council's investment position at 31 December 2024.
2. That Council notes the certification of the Responsible Accounting Officer.

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

AGAINST: Nil

10 Feb 2025 8:12pm Bolton, Iliada - Completion

Completed by Bolton, Iliada (action officer) on 10 February 2025 at 8:12:26 PM - Recieve and note report. Completed.

Meeting	Officer/Director	Section	Subject
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Council 29/01/2025	Bolton, Iliada	Staff Reports – Business and Governance	Quarterly Budget Review Statement (QBRs) December 2024 Q2
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Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

Bolton, Iliada

RESOLVED on the motion of Crs Nadin and O'Neil

1. That Council receive and note the December 2024 Quarterly Budget Review Statement.
2. That the budget recommendations detailed in the attachment to this report be adopted.

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

AGAINST: Nil

10 Feb 2025 8:12pm Bolton, Iliada - Completion

Completed by Bolton, Iliada (action officer) on 10 February 2025 at 8:12:08 PM - Budget adopted and BIS updated.

Meeting	Officer/Director	Section	Subject
Council 6/11/2024	Bolton, Iliada Bolton, Iliada	Staff Reports – Business and Governance	Amendment to adopted Fees and Charges
RESOLVED on the motion of Crs Nadin and O'Neil			
That Council:			
<ol style="list-style-type: none">1. Remove the Liquid Trade Waste charges from Page 61 of the adopted 2024-25 Fees and Charges2. Adopt Attachment 1 as the revised 2024-25 Fees and Charges commencing 16 October 2024 and ensure that all versions are updated on Council's website.			
IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Nadin, Noble, O'Neil and Porter			
AGAINST: Nil			
08 Nov 2024 9:06am Westropp, Bianca - Reallocation			
Action reassigned to Jordan, Judith by Westropp, Bianca - Hi Judy, for your action please			
10 Feb 2025 8:20pm Bolton, Iliada - Reallocation			

Division: Business and Governance

Committee: Council

Officer:

Action Sheets Report

Action reassigned to Bolton, Iliada by Bolton, Iliada

10 Feb 2025 8:21pm Bolton, Iliada - Completion

Completed by Bolton, Iliada (action officer) on 10 February 2025 at 8:21:53 PM - Adopted fees and charges document published on Councils website. Action completed.

Meeting	Officer/Director	Section	Subject
Council 18/12/2024	James, Tia Bolton, Iliada	Staff Reports – Business and Governance	Request for Tender (RFT) 2425-041 Cobargo Rural Fire Station Alterations and Additions
RESOLVED on the motion of Crs Nadin and Noble			
1. That Council accepts the tender from Bega Valley Construction Pty Ltd in relation to the contract for the works described in tender RFT 2425-041, in the amount of \$698,138 (including GST), subject to variations, provisional sums and prime cost items.			
2. That authority be delegated to the Chief Executive Officer to execute all necessary documentation and approve contract variations within the maximum allocated budget for the project as outlined in the attached memorandum.			
3. That all tenderers be advised of Council's decision.			
<u>IN FAVOUR:</u>	Crs Allen, Daly, Fitzpatrick, Mudaliar, Nadin, Noble, O'Neil and Porter		
<u>AGAINST:</u>	Nil		
<u>ABSENT:</u>	Cr Haggar		
21 Dec 2024 10:26am Westropp, Bianca - Reallocation			
Action reassigned to James, Tia by Westropp, Bianca - For your action Tia. Thanks B (noting letters are currently with CEO office for signature)			
10 Feb 2025 11:50am James, Tia - Completion			
Completed by James, Tia (action officer) on 10 February 2025 at 11:50:54 AM - Contract executed and all Tenderer's informed of outcome			

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

Meeting	Officer/Director	Section	Subject
Council 6/11/2024	Harrison, Emily Harrison, Emily	Staff Reports – Community, Environment and Planning	Development Application statistics - July to September 2024
<p>RESOLVED on the motion of Crs O'Neil and Nadin That Council note the information contained in this report.</p> <p>IN FAVOUR: Crs Allen, Daly, Fitzpatrick, Haggart, Mudaliar, Nadin, Noble, O'Neil and Porter</p> <p>AGAINST: Nil</p> <p>22 Nov 2024 3:37pm Harrison, Emily - Completion Completed by Harrison, Emily (action officer) on 22 November 2024 at 3:37:36 PM - Report was noted by Council. No further action required.</p>			

Meeting	Officer/Director	Section	Subject
Council 18/12/2024	Harrison, Emily Harrison, Emily	Staff Reports – Community, Environment and Plannin	Brighter Futures - request to extend service

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs O'Neil and Mudaliar

1. That Council resolve to extend the service end date of the Brighter Futures family preservation service to 31 March 2026 to align with the Department of Communities and Justice's new recommissioning deadline.
2. That Council note this extension is required due to significant delays with the state government's recommissioning process and that there is a real risk the service will cease to exist in the Bega Valley if Council does not extend its service provision to align with the revised recommissioning date.
3. That Council note the state government was notified on 26 July 2024 of Council's decision to cease providing Brighter Futures service provision from 30 June 2025, yet has not identified any alternative service providers for the Bega Valley Shire.
4. That Council put the Department of Communities and Justice on notice that Council will not be in a position to extend service delivery any further should their recommissioning process be further delayed, and that the onus is on the department to find alternative service providers should this occur to ensure the Brighter Futures family preservation service remains available in the Bega Valley Shire.
5. That Council note the importance of the Brighter Futures family preservation service for the community and the quality of the service provided by Council staff.

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

AGAINST: Nil

ABSENT: Cr Haggar

16 Jan 2025 5:19pm Furniss, Esther

Department of Communities and Justice were notified on 19 December 2024 that Council will extend service delivery until 31 March 2026; awaiting updated deed of variation from the department to reflect this. Advocacy letter sent to Minister Washington, Mr Michael Tidball, Secretary Department of Communities and Justice and Dr Holland on 13 January 2025.

16 Jan 2025 5:22pm Furniss, Esther - Completion

Completed by Furniss, Esther on behalf of Harrison, Emily (action officer) on 16 January 2025 at 5:22:29 PM - Action is now complete.

Meeting	Officer/Director	Section	Subject
Council 18/12/2024	Harrison, Emily	Staff Reports – Community, Environment and Plannin	Memorandum of Understanding with South East Arts Inc

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

Harrison, Emily

RESOLVED on the motion of Crs O'Neil and Daly

That Council:

1. Endorse the Memorandum of Understanding 2025-2028 between South East Arts Inc, Bega Valley Shire Council, Eurobodalla Shire Council and Snowy Monaro Regional Council (Attachment 1).
2. Undertake to collaboratively develop an annual work program (Attachment 2) with South East Arts Inc to reflect the Bega Valley Shire's priorities in relation to arts and cultural development.
3. Allocate an annual financial contribution to South East Arts Inc for the period of the MOU. In the 2024/25 financial year, this amount was \$28,735.68 (noting this was adopted by Council in the FY 2024/25 Operational Plan and Budget and has already been paid to South East Arts). This amount will be increased annually by CPI over the life of the MOU.
4. Note that the full annual contribution will be paid to South East Arts Inc and they will be invoiced for rent and operating costs separately.
5. Reconsider the terms of the MOU should South East Arts Inc's core funding be reduced to a level which impacts the organisation's sustainability.
6. Delegate authority to Council's Director Community, Environment and Planning to sign the MOU on Council's behalf.

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

AGAINST: Nil

ABSENT: Cr Haggar

16 Jan 2025 5:22pm Furniss, Esther

South East Arts notified of Council resolution on 19 December 2024. Newly appointed Executive Director has also been notified on 14 January 2025.

16 Jan 2025 5:24pm Furniss, Esther - Completion

Completed by Furniss, Esther on behalf of Harrison, Emily (action officer) on 16 January 2025 at 5:24:42 PM - Action is complete.

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

Committee: Council

Officer:

Action Sheets Report

Council 18/12/2024

Hancock, Cecily

Staff Reports – Community, Environment and Planning

Concept Development Application - Proposed change of use from Tourist Accommodation to Residential Flat Building

Harrison, Emily

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs O'Neil and Mudaliar

That Council:

1. Consider the relevant Section 4.15 Matters for Consideration detailed in this report and the draft Conditions of Consent included as Attachment 1 to this report.
2. Determine to approve Concept Development Application 2022.455 for a change of use from tourist accommodation (motel) to a residential flat building with associated minor building works and strata subdivision, with the following changes to the draft conditions of consent:

- Condition 5: **Building Design**

Future Development Application(s) for building upgrades must include:

1. Scaled detailed plans, elevations and sections
2. Strata subdivision plan layout detailing common areas and private dwelling unit lots
3. Scaled plans showing adequate bicycle storage areas and carparking spaces for a total of 23 car spaces
4. Total project cost summary prepared by a quantity surveyor
5. Certification that BASIX and NatHERS requirements are met, if required

(f) A minimum of 2 dwellings designed in accordance with the Silver Level universal features under the Liveable Housing Guideline

Delete condition 11 regarding Utility Service Infrastructure Assessment noting the developer will be required to ensure suitable servicing of the development

3. Resolves that the provision of 2 dwellings to be designed in accordance with the Silver Level universal features under the Liveable Housing Guideline is acceptable in the circumstances of this case, as per the change identified to condition 5(f) in resolution point 2 above.
4. Notify the applicant of Council's decision.
5. Note that this approval does not allow any work to occur which would need to be the subject of a future development application

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

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

24 Jan 2025 10:23am Hancock, Cecily - Completion

Completed by Hancock, Cecily (action officer) on 24 January 2025 at 10:23:58 AM - Notice of Determination issued.

Meeting	Officer/Director	Section	Subject
Council 18/12/2024	Hancock, Cecily Harrison, Emily	Staff Reports – Community, Environment and Planning	Attached Dual Occupancy - Lot 331 DP 634957, 11-13 Bunga Street BERMAGUI

RESOLVED on the motion of Crs Nadin and Allen

That Council:

1. Support the Clause 4.6 variation request to the floor space ratio development standard, specified in Clause 4.4 of the BVLEP 2013.
2. Approve development application 2024.83 for the erection of the dual occupancy (attached) at Lot: 331 DP: 634957, 11-13 Bunga Street Bermagui, subject to the conditions of consent provided in Attachment 1.

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 - Completion

Completed by Hancock, Cecily (action officer) on 24 January 2025 at 10:25:15 AM - Notice of Determination issued.

Meeting	Officer/Director	Section	Subject
Council 27/11/2024	Hancock, Cecily	Staff Reports – Community, Environment and Planning	Demolition and erection of a 2 storey dwelling and swimming pool - Lot:12 DP: 249625 - 9 Weemilah Drive Pambula Beach

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

Harrison, Emily

RESOLVED on the motion of Crs Nadin and O'Neil

1. That Council support the Clause 4.6 variation request to the height of building development standard, specified under Clause 4.3(2) of the Bega Valley Local Environmental Plan 2013.
2. That Council approve development application 2023.241 for the demolition of existing dwelling and construction of a new dwelling, swimming pool and associated works at Lot 12 DP 249625, 9 Weemilah Drive, Pambula Beach, subject to the conditions of consent provided in Attachment 2.
3. Notify those who made a submission of Council's decision.

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

AGAINST: Cr Mudaliar

ABSENT: Cr Fitzpatrick

02 Dec 2024 1:38pm Harrison, Emily - Reallocation

Action reassigned to Hancock, Cecily by Harrison, Emily - For action and closing please once complete.

29 Jan 2025 1:50pm Hancock, Cecily - Completion

Completed by Hancock, Cecily (action officer) on 29 January 2025 at 1:50:13 PM - Notice of Determination issued and Submitters advised 27/11/2024

Meeting	Officer/Director	Section	Subject
Council 29/01/2025	Harrison, Emily	Staff Reports – Community, Environment and Planning	Development Application statistics - October to December 2024
	Harrison, Emily		

Division: Community Environment and Planning

Committee: Council

Officer:

Action Sheets Report

RESOLVED on the motion of Crs O'Neil and Daly

That Council note the information, that processing times are improving and that there will be a focus on reducing them further through recruitment, training and the ongoing review of planning at both State level and through the Bega Valley Audit Risk and Improvement Committee.

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

AGAINST: Nil

09 Feb 2025 3:52pm Harrison, Emily - Completion

Completed by Harrison, Emily (action officer) on 09 February 2025 at 3:52:25 PM - Report was for noting.

Division: Executive

Committee: Council

Officer:

Action Sheets Report

Meeting	Officer/Director	Section	Subject
Council 29/01/2025	Grant, Jacqueline McMahon, Anthony	New Item	Cr Nadin - What is the cost of the hire fence at the Merimbula Airport GA precinct and what would be the cost for a permanent fence?
<p>Cr Nadin asked how much money has council spent on the hire fence at the Merimbula Airport GA precinct and what would be the cost for a permanent fence? Director Assets and Operations, Mr Ian Macfarlane took the question on notice.</p> <p>10 Feb 2025 12:21pm Grant, Jacqueline Response in the 2025.02.19 business agenda</p> <p>10 Feb 2025 12:22pm Grant, Jacqueline - Completion Completed by Grant, Jacqueline (action officer) on 10 February 2025 at 12:22:16 PM - Actioned</p>			

Meeting	Officer/Director	Section	Subject
Council 18/12/2024	Grant, Jacqueline McMahon, Anthony	New Item	Cr Porter - Progress to offer Merimbula Aircraft Maintenance a 20 year lease
<p>Cr Nadin asked could council be informed how the rate is set for council processing a planning proposal and how to review this figure? Chief Executive Officer, Mr Anthony McMahon took the first part of the question on notice and advised the process is council can amend fees & charges pending they are not statutory charges.</p> <p>10 Feb 2025 3:55pm Grant, Jacqueline Response to QWN added in 2025.02.19 business agenda.</p> <p>10 Feb 2025 3:56pm Grant, Jacqueline - Completion Completed by Grant, Jacqueline (action officer) on 10 February 2025 at 3:56:11 PM - Actioned.</p>			

Division: Executive

Committee: Council

Officer:

Action Sheets Report

Meeting	Officer/Director	Section	Subject
Council 29/01/2025	Grant, Jacqueline McMahon, Anthony	New Item	Cr Nadin - When do staff expect to seal Merimbula Airport site LS04 where mechanic was to expand parking?
<p>Cr Nadin asked when do staff expect to seal Merimbula Airport site LS04 where mechanic was to expand parking?</p> <p>Director Assets and Operations, Mr Ian Macfarlane advised there is currently no completion date, Council has gone out to tender. Tender assessment is underway and a recommendation is expected to come back to council at the next council meeting. Council has gone out to the market to seal the area. There are 3 parking areas, 1 requires line marking, large hole where tyre service was requires primer seal and final seal and then need to redo parking area to be realigned, marked and sealed.</p> <p>10 Feb 2025 12:24pm Grant, Jacqueline</p> <p>No further action required.</p> <p>10 Feb 2025 12:24pm Grant, Jacqueline - Completion</p> <p>Completed by Grant, Jacqueline (action officer) on 10 February 2025 at 12:24:27 PM - Actioned.</p>			

Meeting	Officer/Director	Section	Subject
Council 29/01/2025	Grant, Jacqueline McMahon, Anthony	New Item	Cr Fitzpatrick - Now that the Rural fire Service (RFS) can fly 737 planes, can Merimbula Airport cater for this type of plane?
<p>Cr Fitzpatrick asked ow that the Rural fire Service (RFS) can fly 737 planes, can Merimbula Airport cater for this type of plane?</p> <p>Director Assets and Operations, Mr Ian Macfarlane advised no the airport is not currently capable to cater for the 737 plane, there are limited other airports in the state that can.</p> <p>10 Feb 2025 12:21pm Grant, Jacqueline</p> <p>No further action required.</p> <p>10 Feb 2025 12:21pm Grant, Jacqueline - Completion</p>			

Division: Executive

Committee: Council

Officer:

Action Sheets Report

Completed by Grant, Jacqueline (action officer) on 10 February 2025 at 12:21:29 PM - Actioned.

Meeting	Officer/Director	Section	Subject
Council 29/01/2025	Grant, Jacqueline McMahon, Anthony	New Item	Cr Porter - When will the lease be provided to Merimbula Airport Maintenance?
<p>Cr Porter advised he asked a question without notice at the December 2024 council meeting regarding Merimbula Airport Maintenance (MAM) being provided with a lease as per council resolution?</p> <p>Chief Executive Officer, Mr Anthony McMahon advised he is still intending to bring a response back to council, we didn't have enough information for today's meeting. MAM have been provided with a lease under the earlier resolution from Council, it hasn't been signed. The second lease needs to be done in accordance with council's resolution and new leases need to be signed. A further update will be provided on this.</p> <p>10 Feb 2025 3:57pm Grant, Jacqueline</p> <p>Response to question included in the business paper for the 19 February 2025 Council meeting.</p> <p>10 Feb 2025 3:57pm Grant, Jacqueline - Completion</p> <p>Completed by Grant, Jacqueline (action officer) on 10 February 2025 at 3:57:20 PM - Actioned</p>			

Meeting	Officer/Director	Section	Subject
Council 27/11/2024	McMahon, Anthony McMahon, Anthony	Questions without Notice	Cr Nadin - NSW Government PFAS water supply testing

Division: Executive

Committee: Council

Officer:

Action Sheets Report

Staff response:

To date, Bega Valley Shire Council has not conducted testing for PFAS chemicals in drinking water supplies, however we have been working closely with NSW Health to ensure we are aligned with the new proposed guideline limits.

Rather than test water from treatment plants, staff have identified six sites that are representative of water sources so that any anomalies can be better attributed to a specific location. The samples will be taken from the water reticulation networks in Bega, Eden, Merimbula, Wolumla, Bemboka and Bermagui, representative of water sourced, treated and supplied from Bega bores, Kiah bores, Yellow Pinch Dam, Tantawanglo Ck, Bemboka River and Brogo River respectively. Each site is an existing sampling site in our drinking water quality monitoring program.

The testing kits have arrived, and we plan to begin the first round of testing on Monday 25 November.

10 Feb 2025 11:46am Grant, Jacqueline

No further action required.

10 Feb 2025 11:46am Grant, Jacqueline - Completion

Completed by Grant, Jacqueline on behalf of McMahon, Anthony (action officer) on 10 February 2025 at 11:46:38 AM - Actioned

Meeting	Officer/Director	Section	Subject
Council 6/11/2024	Grant, Jacqueline McMahon, Anthony	Questions with Notice	Questions - Electric vehicle chargers, measures and action to protect the Murrabrine Creek and expansion of the Shire's early childhood education and care services

A response to Cr O'Neil's questions with Notice was provided in the Ordinary Council Meeting Agenda of 6 November 2024 with the response as follows:

Question 1:

Has Bega Valley Shire has been excluded from areas eligible for electric vehicle chargers in the NSW Government's Round 3 Destination NSW program for fast chargers? Noting that the BVSC has not put forward sites for inclusion in a past round, is the Shire facing a situation where there are less incentives for travellers on the Princes Highway to visit Bega Valley?

Staff response:

The Destination Charging Round 3 is only available in dispersed, targeted zones. These do not include any sites in the Bega Valley or Eurobodalla Shires. The nearest zone is Nimmitabel. See map below.

Division: Executive

Committee: Council

Officer:

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Previous rounds of the destination charging grants were for 7-22kW AC chargers at a wide array of eligible destinations. The current round is for 100kW DC chargers at targeted locations.

The NSW Government explains the zone selection as follows:

“For this funding round, eligible zones are areas where 24kW-100kW DC chargers are required to fill EV charging gaps along established NSW road trip routes. These routes are managed and promoted by Destination NSW and feature on the NSW Government’s official tourism website, Visit NSW.

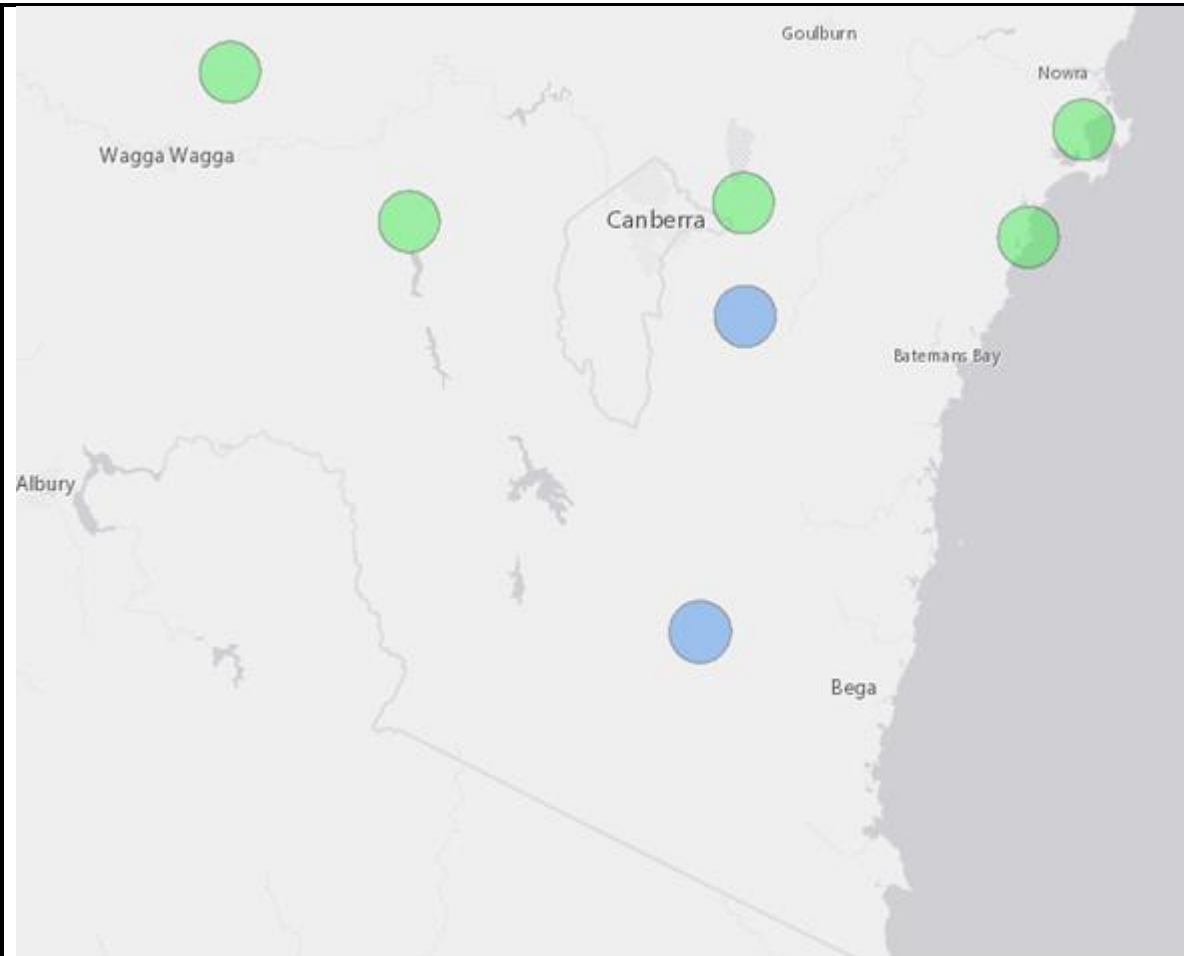
A total of 71 zones were identified based on existing EV charging infrastructure, network constraints, traffic flow, EV uptake and charger utilisation projections.”

Division: Executive

Committee: Council

Officer:

Action Sheets Report



Noting that the BVSC has not put forward sites for inclusion in a past round, is the Shire facing a situation where there are less incentives for travellers on the Princes Highway to visit Bega Valley?

Division: Executive

Committee: Council

Officer:

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Council registered five potential sites through the NSW Government's 'EV charging site host expressions of interest' in May 2023 (in Bega, Merimbula, Pambula and Eden).

Concurrently, Council sought and received expressions of interest from charge point operators interested in installing and operating EV chargers on Council managed land.

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 these constraints, land that is classified as 'operational' is preferred though 'community' land may be considered where the proposal is appropriate under the provisions of the *Local Government Act 1993* and the *Crown Land Management Act 2016*.

Due to resourcing constraints, resolving these issues has not been prioritised. This has been a cross-organisational project involving several departments, with various pressures and competing priorities.

Other updates

Staff are developing a draft procedure to guide our approach to hosting EV charging infrastructure on public land.

In September 2024 Council received enquiries from charge point operators seeking letters of support for funding applications for round 3 of the NSW Government's Fast Charging grants (for 350kW chargers). Letters expressing in principle support were provided to two operators and offered to shortlisted proponents from Council's 2023 EOI.

Question 2:

Would council staff update on measures and action to protect the Murrabrine Creek from further erosion and degradation after losses of material on the banks after the Black Summer bushfires?

Staff response:

Council officers have been following up on foreshore erosion, sedimentation and problematic weed issues within Murrabrine, Wilgo and Narira Creeks on a number of fronts.

- We have recently received advice regarding the tenure of the creeks which is quite complicated. The confirmation of this advice helps with regard future approvals and on-ground works based projects.
- Staff have undertaken detailed onsite investigations along Wilgo Creek from the Primary School to bridge, along Murrabrine Creek to the Wandella Road bridge and downstream along Narira Creek within the village

Division: Executive

Committee: Council

Officer:

Action Sheets Report

- Further engagement is needed with property owners along Murrabrine Creek to ascertain their interest in undertaking works through their property.
- Staff have identified preferred solutions including a mix of rock protection on the lower slopes on Wilgo Creek behind the commercial buildings to the bridge and downstream, along Narira Creek past the park to link into the existing wall behind the pool; complimented by appropriate planting of grasses and low shrubs on the upper slopes
- The scale of the project will require substantial external funding via State or Commonwealth programs.
- Staff are currently liaising with the project managers of the resilience centre and adjoining developments regarding the stability of the slope at the rear of these sites.
- The Recovery team has DRFA funding approved to proceed construction of a rock retaining wall, 30m long by 5m high, which ties in with the existing rock wall from Wandella Road Bridge. The attached image indicates the location of the embankment slip for the approved scope of work. Chris Hedditch has provided an update that his team will proceed the fisheries permit and REF from November 2024 with works expected to commence in June 2025.

Question 3:

Would Council staff outline the process and likely timelines for the project to investigate expansion of the Shire's early childhood education and care services as Bandara celebrates its 30th anniversary? What is the current number of clients on BVSC waiting lists for ECEC places?

Staff response:

The total on the waitlist for BVSC Children's Services for 2025 is 143 for Long Day Care and 27 for preschool.

Further breakdown is provided below:

Eden: Waitlist after first round places have been offered for 2025:

- Preschool – 1 (but has declined a place until 2026)
- Baby / Toddlers – 26

Bandara: Currently has 17 new children that are in the process of enrolling for January 2025. Wait list is as follows:

- 26 children for preschool aged care (either preschool or long day care)
- 117 younger children for long day care as follows:
 - o 0-2 years: 56 children
 - o 2-3 years: 35 children
 - o 3-5 years: 26 children

The above breakdown shows the extreme need in the under 2 age group. 82 children that are on the wait list are under 2 at the start of next year (across both services). The ratio of 1:4 for this group makes it very difficult to accommodate and they also need specific bedding etc. Effectively, that's one educator trying to feed, put to sleep and change nappies for 4 babies. It is also hard to break even from intakes of this age group due to the high staffing ratio and other costs.

Division: Executive

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A fixed term part time Project Manager role to deliver the planning phase of the Children's Services expansion project is currently being recruited with applications closing on 31 October 2024. Once this position is occupied a project plan will be developed identifying target timeframes and key stages in the expansion project, noting that no expansion will occur without identification of a significant capital funding source.

10 Feb 2025 12:23pm Grant, Jacqueline

No further action required.

10 Feb 2025 12:23pm Grant, Jacqueline - Completion

Completed by Grant, Jacqueline (action officer) on 10 February 2025 at 12:23:39 PM - Actioned.

Meeting	Officer/Director	Section	Subject
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Council 6/11/2024	Grant, Jacqueline McMahon, Anthony	Staff Reports – Business and Governance	Actions from resolutions of Council - Progress Report
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RESOLVED on the motion of Crs Nadin and Allen

That

1. Council be provided quarterly update reports to monitor progress on implementation of Council resolutions
2. Council notes the progress update on implementation of Council resolutions contained within this report
3. Council endorse the completed resolutions contained within this report

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

AGAINST: Nil

10 Feb 2025 12:22pm Grant, Jacqueline

No further action required.

10 Feb 2025 12:22pm Grant, Jacqueline - Completion

Division: Executive

Committee: Council

Officer:

Action Sheets Report

Completed by Grant, Jacqueline (action officer) on 10 February 2025 at 12:22:40 PM - Actioned

Meeting	Officer/Director	Section	Subject
Council 6/11/2024	Grant, Jacqueline McMahon, Anthony	New Item	Cr Nadin - NSW Government PFAS water supply testing
<p>Cr Nadin advised NSW Government announced testing regional water supplies for PFAS, can we be told what the timeline is like and will our water treatment plants be tested for it?</p> <p>Director Assets and Operations, Mr Ian Macfarlane took the question on notice, he did advise we have been in contact with the regulatory agencies and we have recommended six areas to be tested from the Shire and I'm yet to find out what is going to proceed from there, when that comes back I'll bring a memo to Council and let them know what is proceeding.</p> <p>Cr Fitzpatrick advised he sent an email to Councillors this morning regarding a NSW health board meeting where this was brought up and the Bega Valley Shire is currently pending. There's three Council's that are compliant after testing, they are Goulburn- Mulwaree, Queanbeyan - Palerang and Yass Valley with the new standards. There is one issue at Bungendore that is right on the limit. Cr Fitzpatrick advised he will circulate the screenshots from NSW Health to Councillor this afternoon.</p> <p>10 Feb 2025 12:16pm Grant, Jacqueline</p> <p>No further action required.</p> <p>10 Feb 2025 12:17pm Grant, Jacqueline - Completion</p> <p>Completed by Grant, Jacqueline (action officer) on 10 February 2025 at 12:17:44 PM - Actioned.</p>			

Meeting	Officer/Director	Section	Subject
Council 27/11/2024	McMahon, Anthony McMahon, Anthony	Notices of Motion	Acquisition of land in Eden

Division: Executive

Committee: Council

Officer:

Action Sheets Report

A motion was moved by Crs Nadin and Porter

1. That council give authority to the mayor and CEO to bid at auction for the purchase of vacant land 215-217, 221 & 223 Imlay Street, Eden, for the purposes of consolidating and potentially expanding a number of Council owned and managed services in Eden.
2. That council set an upper financial limit for the auction bid to be determined in closed session of Council.
3. That council finance the transaction from the internally restricted Property and Reinvestment Reserve.
4. That council delegate authority to the Mayor and CEO to execute all necessary documentation to allow the transaction to occur.
5. That to help finance the purchase and cost of remediating the land, council give in-principle support to disposing of existing council owned operational land and buildings including the Eden library and Access Centre and surrounding land.

The motion was put to the vote and LOST

IN FAVOUR: Crs Nadin and Porter

AGAINST: Crs Allen, Daly, Fitzpatrick, Haggar, Mudaliar, Noble and O'Neil

10 Feb 2025 11:49am Grant, Jacqueline

Actioned.

10 Feb 2025 11:49am Grant, Jacqueline - Completion

Completed by Grant, Jacqueline on behalf of McMahon, Anthony (action officer) on 10 February 2025 at 11:49:44 AM - Actioned.

Meeting	Officer/Director	Section	Subject
Council 6/11/2024	Grant, Jacqueline McMahon, Anthony	New Item	Declassification of reports considered previously in closed session

RESOLVED on the motion of Crs O'Neil and Nadin

Division: Executive

Committee: Council

Officer:

Action Sheets Report

CL38/23 of Confidential Closed Session Council Meeting of 22 March 2023 – Item 10.1 EOI 2223-043 Merimbula Airport General Aviation Precinct land leases

It was resolved at the 2024.10.16 Ordinary Council meeting, Item 10.1 Merimbula Airport Tenure Arrangements that the confidential minutes of the Council meeting of 22 March 2023 be made public.

7. *That given Council has resolved on point 4, the confidential minutes of the Council meeting of 22 March 2023 be made public.*

Division: Executive

Committee: Council

Officer:

Action Sheets Report

10.1 EOI 2223-043 Merimbula Airport General Aviation Precinct land leases

[CL38/23] [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.
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

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

AGAINST: Nil

Division: Executive

Committee: Council

Officer:

Action Sheets Report

10 Feb 2025 3:57pm Grant, Jacqueline

No further action required.

10 Feb 2025 3:58pm Grant, Jacqueline - Completion

Completed by Grant, Jacqueline (action officer) on 10 February 2025 at 3:58:11 PM - Actioned.