



NAMBUCCA VALLEY COUNCIL

ORDINARY COUNCIL MEETING AGENDA ITEMS 28 MARCH 2024

Council has adopted the following Vision and Mission Statements to describe its philosophy and to provide a focus for the program areas detailed in its Delivery Program.

Our Vision

Nambucca Valley ~ Living at its best.

Our Mission Statement

'The Nambucca Valley will value and protect its natural environment, maintain its assets and infrastructure and develop opportunities for its people.'

Our Values in Delivery

- *Professionalism:*
Show drive and motivation, innovation, risk awareness, an awareness of strengths and weaknesses and a commitment to learning.
- *Accountability:*
Take responsibility for own actions, act in line with legislation and policy and be open and honest.
- *Community Focus:*
Commit to delivering customer and community focused services in line with strategic objectives.
- *Team work:*
Be a respectful, inclusive and reliable team member, collaborate with others and value diversity.
- *Safety:*
Strive towards a safety focused workplace culture to ensure the wellbeing of staff, their families and the community.
- *Value for Money:*
Achieve results through efficient use of resources and a commitment to quality outcomes.
- *Leadership (Managers):*
Engage and motivate staff, develop capability and potential in others and champion positive change.

Council Meetings: Overview and Proceedings

Council meetings are held on the **last Thursday** of each month AND on the Thursday two weeks before the Thursday meeting. Both meetings commence at **5.30 pm**. Meetings are held in the Council Chamber at Council's Administration Centre—44 Princess Street, Macksville (unless otherwise advertised).

How can a Member of the Public Speak at a Council Meeting?

1 Addressing Council with regard to an item on the meeting agenda:

Members of the public are welcome to attend meetings and address the Council. Registration to speak may be made by application on Council's website <https://nambucca.nsw.gov.au/addressscouncil> before 11.00 am on a meeting day. The relevant agenda item will be brought forward at 5.30 pm in agenda order, and dealt with following preliminary business items on the agenda. Public addresses are limited to five (5) minutes per person with a limit of two people speaking for and two speaking against an item.

2 Public forum address regarding matters not on the meeting agenda:

Nambucca Valley Council believes that the opportunity for any person to address the Council in relation to any matter which concerns them is an important demonstration of local democracy and our values. Accordingly Council allows members of the public to address it on matters not listed in the agenda provided the request is received before publication of the agenda (registration to speak may be made by application on Council's website <https://nambucca.nsw.gov.au/addressscouncil> before 11.00 am on a meeting day) and the subject of the address is disclosed and recorded on the agenda.

In relation to regulatory or enforcement matters it needs to be understood that the Council has certain legal obligations which will generally prevent the Council from providing an immediate response to any concerns or grievances which may be raised in the public forum. In particular the Council has to provide procedural fairness and consider all relevant information.

Generally this cannot be done with matters which have come direct to Council via the public forum. So the fact that the Council may not immediately agree to the representations and seek a report instead should not be taken to indicate disagreement or disinterest.

Where the subject matter concerns an on-going complaint which has been the subject of previous investigation by Council staff and/or external bodies such as the NSW Ombudsman, the General Manager in consultation with the Mayor will decide on whether or not the person will be allowed to speak in the public forum.

Speakers should address issues and refrain from making personal attacks or derogatory remarks. You must treat others with respect at all times.

Council Meeting Audio Recordings

Council audio records all Council Meetings and the recordings are posted on the website once the Minutes are released. Please note that the audio files could be quite large and may take a while to download.

Meeting Agenda

These are available Council's website: www.nambucca.nsw.gov.au



NAMBUCCA VALLEY COUNCIL

ORDINARY COUNCIL MEETING - 28 MARCH 2024

Acknowledgement of Country *(Mayor)*

I would like to acknowledge the Gumbaynggirr people who are the Traditional Custodians of this Land. I would also like to pay respect to the elders both past and present and extend that respect to any Aboriginal People present.

Council Meeting Audio Recordings *(Mayor)*

This meeting is being webcast and those in attendance should refrain from making any defamatory statements.

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12.1 Consideration of Rural Fire Service Tender RFT 10063341 - Valla and Newee Creek Building Projects <i>It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (c) of the Local Government Act, 1993, on the grounds that the report contains</i>	

information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

12.2 T007/2023 - Tender for Provision of Security Services

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (c) of the Local Government Act, 1993, on the grounds that the report contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

12.3 Land Acquisition/Disposal - Lower Buckra Bendinni Road

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (d) of the Local Government Act, 1993, on the grounds that the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.

12.4 Matters Regarding Realised or Potential Losses

It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (g) of the Local Government Act, 1993, on the grounds that the report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

a Questions raised by Councillors at 8 above

- i MOTION TO CLOSE THE MEETING
- ii PUBLIC VERBAL REPRESENTATIONS REGARDING PROPOSAL TO CLOSE
- iii CONSIDERATION OF PUBLIC REPRESENTATIONS
- iv DEAL WITH MOTION TO CLOSE THE MEETING

13 MEETING CLOSED TO THE PUBLIC

14 REVERT TO OPEN MEETING FOR DECISIONS IN RELATION TO ITEMS DISCUSSED IN CLOSED MEETING.

NAMBUCCA VALLEY COUNCIL



DISCLOSURE OF INTEREST AT MEETINGS

Name of Meeting: _____

Meeting Date: _____

Item/Report Number: _____

Item/Report Title: _____

I _____ declare the following interest:
(name)

☐

Pecuniary – must leave chamber, take no part in discussion and voting.

☐

Non Pecuniary – Significant Conflict – Recommended that Councillor/Member leaves chamber, takes no part in discussion or voting.

☐

Non-Pecuniary – Less Significant Conflict – Councillor/Member may choose to remain in Chamber and participate in discussion and voting.

For the reason that _____

Signed _____

Date _____

Council's Email Address – council@nambucca.nsw.gov.au

(Instructions and definitions are provided on the next page).

Definitions

(Local Government Act and Code of Conduct)

Pecuniary – An interest that a person has in a matter because of a reasonable likelihood or expectation of appreciable financial gain or loss to the person or another person with whom the person is associated.

(Local Government Act, 1993 section 442 and 443)

A Councillor or other member of a Council Committee who is present at a meeting and has a pecuniary interest in any matter which is being considered must disclose the nature of that interest to the meeting as soon as practicable.

The Council or other member must not take part in the consideration or discussion on the matter and must not vote on any question relating to that matter. *(Section 451).*

Non-pecuniary – A private or personal interest the council official has that does not amount to a pecuniary interest as defined in the Act (for example; a friendship, membership of an association, society or trade union or involvement or interest in an activity and may include an interest of a financial nature).

If you have declared a non-pecuniary conflict of interest you have a broad range of options for managing the conflict. The option you choose will depend on an assessment of the circumstances of the matter, the nature of your interest and the significance of the issue being dealt with. You must deal with a non-pecuniary conflict of interest in at least one of these ways.

- It may be appropriate that no action is taken where the potential for conflict is minimal. However, council officials should consider providing an explanation of why they consider a conflict does not exist.
- Limit involvement if practical (for example, participate in discussion but not in decision making or visa-versa). Care needs to be taken when exercising this option.
- Remove the source of the conflict (for example, relinquishing or divesting the personal interest that creates the conflict or reallocating the conflicting duties to another officer).
- Have no involvement by absenting yourself from and not taking part in any debate or voting on the issue as if the provisions in section 451(2) of the Act apply (particularly if you have a significant non-pecuniary conflict of interest).

SCHEDULE 3: FORM OF SPECIAL DISCLOSURE OF PECUNIARY INTEREST

- 1 This form must be completed using block letters or typed.
- 2 If there is insufficient space for all the information you are required to disclose, you must attach an appendix which is to be properly identified and signed by you.

Important information

This information is being collected for the purpose of making a special disclosure of pecuniary interests under clause 4.25 of the Code of Conduct – Councillors and 4.37 of the Code of Conduct - Council for the Nambucca Valley Council (the Codes of Conduct).

The special disclosure must relate only to a pecuniary interest that a councillor has in the councillor's principal place of residence, or an interest another person (whose interests are relevant under clause 4.3 of the Codes of Conduct) has in that person's principal place of residence.

Clause 4.3 of the Codes of Conduct states that you will have a pecuniary interest in a matter because of the pecuniary interest of your spouse or your de facto partner or your relative or because your business partner or employer has a pecuniary interest. You will also have a pecuniary interest in a matter because you, your nominee, your business partner or your employer is a member of a company or other body that has a pecuniary interest in the matter.

"Relative" is defined by clause 4.4 of the Codes of Conduct as meaning your, your spouse's or your de facto partner's parent, grandparent, brother, sister, uncle, aunt, nephew, niece, lineal descendant or adopted child and the spouse or de facto partner of any of those persons.

You must not make a special disclosure that you know or ought reasonably to know is false or misleading in a material particular. Complaints about breaches of these requirements are to be referred to the Office of Local Government and may result in disciplinary action by the Chief Executive of the Office of Local Government or the NSW Civil and Administrative Tribunal.

This form must be completed by you before the commencement of the council or council committee meeting at which the special disclosure is being made. The completed form must be tabled at the meeting. Everyone is entitled to inspect it. The special disclosure must be recorded in the minutes of the meeting.

Special disclosure of pecuniary interests byin the matter of
 which is to be considered at a meeting of the

 to be held on the.....day of 20

Pecuniary interest	
Address of the affected principal place of residence of the councillor or an associated person, company or body (the identified land)	
Relationship of identified land to the councillor <i>[Tick or cross one box.]</i>	<input type="checkbox"/> The councillor has an interest in the land (e.g. is the owner or has another interest arising out of a mortgage, lease, trust, option or contract, or otherwise). <input type="checkbox"/> An associated person of the councillor has an interest in the land. <input type="checkbox"/> An associated company or body of the councillor has an interest in the land.
Matter giving rise to pecuniary interest¹	
Nature of the land that is subject to a change in zone/planning control by the proposed LEP (the subject land) ² <i>[Tick or cross one box]</i>	<input type="checkbox"/> The identified land. <input type="checkbox"/> Land that adjoins or is adjacent to or is in proximity to the identified land.
Current zone/planning control <i>[Insert name of current planning instrument and identify relevant zone/planning control applying to the subject land]</i>	
Proposed change of zone/planning control <i>[Insert name of proposed LEP and identify proposed change of zone/planning control applying to the subject land]</i>	
Effect of proposed change of zone/planning control on councillor or associated person <i>[Insert one of the following: "Appreciable financial gain" or "Appreciable financial loss"]</i>	

[If more than one pecuniary interest is to be declared, reprint the above box and fill in for each additional interest.]

Councillor's signature:

Date:

[This form is to be retained by the council's general manager and included in full in the minutes of the meeting]

NAMBUCCA VALLEY COUNCIL

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 14 MARCH 2024 AT UTUNGUN COMMUNITY HALL

The following document is the minutes of the Ordinary Council meeting held **14 MARCH 2024**. These minutes are subject to confirmation as to their accuracy at the next meeting to be held on Thursday 28 March 2024 and therefore subject to change. Please refer to the minutes of 28 March 2024 for confirmation.

PRESENT

Cr Rhonda Hoban OAM (Mayor)
Cr Martin Ballangarry OAM
Cr David Jones

Cr James Angel
Cr Ricky Buchanan
Cr Troy Vance

ALSO PRESENT

Bede Spannagle (General Manager)
Keith Williams (Acting Director Engineering Services)
Stephen Saunders (Manager Economic Development)
Suzanne Sullivan (Minute Secretary)

Matthew Sykes (Director Corporate Services)
Daniel Walsh (Manager Development Environment)
Teresa Boorer (Grants and Contributions Officer)
Rochelle McMurray (Minute Secretary)

APOLOGIES

Cr Susan Jenvey
Evan Webb (Chief Financial Officer)

Cr John Wilson (Deputy Mayor)

ACKNOWLEDGMENT OF COUNTRY

I would like to acknowledge the Gumbaynggirr people who are the Traditional Custodians of this Land. I would also like to pay respect to the elders both past and present and extend that respect to any Aboriginal People present.

Council and public gallery observed a minute silence for the passing of Councillor Trevor Ballangarry.

COUNCIL MEETING AUDIO RECORDINGS

This meeting is being webcast and those in attendance should refrain from making any defamatory statements

PRAYER

Major Grant Sandercock-Brown from Salvation Army Nambucca River Church, offered a prayer on behalf of the Nambucca Minister's Association.

DISCLOSURE OF INTEREST

Nil

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 14 MARCH 2024

CONFIRMATION OF MINUTES - ORDINARY COUNCIL MEETING

SUBJECT: CONFIRMATION OF MINUTES - ORDINARY COUNCIL MEETING 29 FEBRUARY 2024

67/24 **RESOLVED:** (Buchanan/M Ballangarry)

That the minutes of the Ordinary Council Meeting of 29 February 2024 be confirmed.

NOTICE OF MOTION - CR HOBAN OAM

ITEM 5.1 SF3422 140324 Notice of Motion - Passing of Serving Councillor Trevor Ballangarry

68/24 **RESOLVED:** (Hoban/Angel)

THAT:

- 1 On the passing of Cr Trevor Ballangarry Council apply to the Minister under section 294(2)(a) of the Local Government Act 1993 to dispense with a by-election.**
- 2 The letter of application be copied to the Office of Local Government.**

PUBLIC FORUM

That the following public forum be heard:

- i Gwen Green -Presidents Welcome -Utungun Community Centre Committee of Management*
- ii Paul Schadel - History of Utungun Community Centre and current road conditions*
- iii Gary Lee - Utungun Community Hall History and Recreation Reserve*
- iv Doug Urquhart – Penned letter 1991, Boat Harbour Bridge and land strategy*
- v Julie Gooch - Road Action Group update*
- vi Raewyn Macky – Chemical use on Blueberry Farms*

PUBLIC FORUM

- i Gwen Green addressed Council with notes placed on 12579/2024 SF 3424.*
- ii Paul Schadel addressed Council with notes placed on 12936/2024 and 12938/2024 SF 3424.*
- iii Gary Lee addressed Council with notes placed on 12436/2024 SF 3424.*

69/24 **RESOLVED** (Vance/Angel)

THAT an extension of 5 minutes be provided to speaker Gary Lee.

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 14 MARCH 2024

PUBLIC FORUM *Continued*

- iv Doug Urquhart addressed Council with notes placed on 12566/2024 SF 3424.*
- v Julie Gooch addressed Council with notes placed on 12304/2024 SF 3424.*
- vi Raewyn Macky addressed Council with notes placed on 13088/2024 SF 3424.*

ASKING OF QUESTIONS WITH NOTICE

There were no questions with notice.

QUESTIONS FOR CLOSED MEETING WHERE DUE NOTICE HAS BEEN RECEIVED

There were no questions for Closed Meeting where due notice has been received.

GENERAL MANAGER REPORTS

ITEM 9.1	SF959	140324	Outstanding Actions and Reports
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70/24	RESOLVED:	(Angel/Vance)
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THAT the list of outstanding actions and reports be noted and received for information by Council.

DIRECTOR CORPORATE SERVICES REPORTS

ITEM 10.1	SF331	140324	Annual General Meeting Minutes Scotts Head Sports Field Committee of Management 11 December 2023
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71/24	RESOLVED:	(Angel/Buchanan)
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THAT Council note the Minutes of Scotts Head Sports Field Committee of Management's Annual General Meeting held on 11 December 2023 and thank ongoing members for their efforts over the past twelve months.

ITEM 10.2	SF1120	140324	Grants Status Report - Active Projects - as at 29 February 2024
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72/24	RESOLVED:	(Buchanan/Angel)
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That Council receive this report for the period up to 29 February 2024.

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 14 MARCH 2024

ITEM 10.3 SF3334 140324 Donations Program (Section 356) 2023/2024 - Applications for Approval

73/24 **RESOLVED:** (Vance/M Ballangarry)

Council approve all twenty-four (24) eligible applications for monetary donation requests, received for the Donations Program, totalling \$11,940.00, up to the capped amount of \$500.00, or a lesser amount as requested.

ITEM 10.4 SF1031 140324 Draft Land Acquisition Policy

74/24 **RESOLVED:** (Jones/Buchanan)

That Council defer the report until the next meeting on the 28 March 2024.

ITEM 10.5 SF251 140324 Schedule of Council Meetings - 28 March 2024 to 25 July 2024

75/24 **RESOLVED:** (Angel/Vance)

THAT Council note the schedule of meeting dates for 29 February 2024 to 25 July 2024.

MANAGER DEVELOPMENT AND ENVIRONMENT REPORTS

ITEM 11.1 SF3410 140324 Undetermined Development Applications greater than 12 months, where submissions have been received, or where an application to vary development standards under Clause 4.6 of the Nambucca LEP 2010 was approved under staff delegation

76/24 **RESOLVED:** (Jones/Vance)

THAT Council note the information on undetermined development applications greater than 12 months, or where submissions have been received to 6 March 2024, and development applications determined from 22 February 2024 to 6 March 2024 where an application to vary development standards under Clause 4.6 of the Nambucca LEP 2010 was approved under delegation.

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 14 MARCH 2024

ITEM 11.2 SF453 140324 Waste Management Quarterly Report - October - December 2023

77/24 **RESOLVED:** (Angel/Buchanan)

THAT Council receive and note the information provided in the quarterly report for the period 1 October – 31 December 2023.

ITEM 11.3 SF2278 140324 Minutes of the Clean Energy Committee Meeting - 20 February 2024

78/24 **RESOLVED:** (Jones/Vance)

THAT Council endorse the minutes of the Clean Energy Committee meeting held on 20 February 2024.

ITEM 11.4 SF1496 140324 Minutes of the Nambucca River, Creeks, Estuaries and Coastline Management Committee Meeting - 15 February 2024

79/24 **RESOLVED:** (Vance/M Ballangarry)

THAT Council:

- 1 Receive and note the minutes of the Nambucca River, Creeks, Estuaries and Coastline Management Committee meeting held on 15 February 2024.**
- 2 Adopt the change in committee name of the Nambucca River, Creeks, Estuaries and Coastline Management Committee to the Nambucca Valley Catchments and Coastline Management Committee.**

ITEM 11.5 SF3410 140324 2024 February - Approved Construction Certificates and Complying Development Applications

80/24 **RESOLVED:** (Angel/Buchanan)

THAT Council note the Construction Certificates and Complying Developments approved for February 2024.

ITEM 11.6 SF3410 140324 2024 February - Development Applications and Complying

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 14 MARCH 2024

Development Applications Received

81/24 **RESOLVED:** (Jones/Angel)

THAT Council note the Development Applications and Complying Developments received in February 2024.

ITEM 11.7 SF1148 140324 Council's Rangers' Report and Penalties Issued for January 2024

82/24 **RESOLVED:** (Jones/M Ballangarry)

THAT Council:

- 1 Receive the Rangers' Impounding Statistics for the month of January 2024.**
 - 2 Note the penalties issued for the month of January 2024.**
-

DIRECTOR ENGINEERING SERVICES REPORTS

ITEM 12.1 SF843 140324 Minutes of the Vehicular Access to Beaches Committee Meeting -
9 February 2024

83/24 **RESOLVED:** (Vance/M Ballangarry)

THAT Council:

- 1 Note the minutes of the Vehicular Access to Beaches Committee meeting held on 9 February 2024.**
 - 2 Approve the purchase of 4 motion-sensing cameras for the purpose of monitoring 4WD access on the beaches.**
 - 3 Approve the installation of "keep clear" lettering immediately prior to the Swimming Creek bridge to enable emergency vehicle access.**
 - 4 Alter the pedestrian access "access by design" to Swimming Creek by adding bollards and directional signage into the picnic area.**
 - 5 Staff attend to the pruning of vegetation at Swimming Creek to improve visibility for both pedestrians and 4WD vehicles.**
 - 6 Approve NPWS to install a "no dogs" sign on the western side of the end of Forsters Beach, Scotts Head.**
-

Ordinary Council Meeting

MINUTES OF THE ORDINARY COUNCIL MEETING HELD ON 14 MARCH 2024

GENERAL MANAGER REPORTS

For Confidential Business Paper in Closed Meeting

ITEM 13.1	SF3420	140324	Matters Regarding Realised or Potential Losses
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It is recommended that the Council resolve into closed session with the press and public excluded to allow consideration of this item, as provided for under Section 10A(2) (g) of the Local Government Act, 1993, on the grounds that the report contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

CLOSED MEETING

The Council did not resolve to go into **CLOSED MEETING** due to the location not being suitable to meet the requirements for a closed meeting.

GENERAL MANAGER REPORTS

For Confidential Business Paper in Closed Meeting

ITEM 13.1	SF3420	140324	Matters Regarding Realised or Potential Losses
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84/24 **RESOLVED:** (Hoban/Vance)

THAT Item 13.1 be deferred to the next Council meeting.

CLOSURE

There being no further business the Mayor then closed the meeting the time being 6:39 PM.

Confirmed and signed by the Mayor on 28 March 2024.

Cr Rhonda Hoban OAM
MAYOR
(CHAIRPERSON)

GENERAL MANAGER'S REPORT**ITEM 9.1 SF959 280324 OUTSTANDING ACTIONS AND REPORTS**

AUTHOR/ENQUIRIES: Bede Spannagle, General Manager; Matthew Sykes, Director Corporate Services; David Moloney, Director Engineering Services; Evan Webb, Chief Financial Officer; Keith Williams, Manager Technical Services; Joanne Hudson, Manager Human Resources; Daniel Walsh, Manager Development and Environment; Stephen Saunders, Manager Economic Development

The following table is a report on all outstanding resolutions and questions from Councillors (except development consents, development control plans & local environmental plans). Matters noted or received, together with resolutions adopting rates, fees and charges are not listed. Where matters have been actioned, they are indicated with strikethrough and then removed from the report to the following meeting. Please note that the status is updated one week before the Council meeting.

RECOMMENDATION:

THAT the list of outstanding actions and reports be noted and received for information by Council.

	FILE NO	COUNCIL MEETING	SUMMARY OF MATTER	ACTION BY	STATUS
MARCH 2022					
1	SF2143	31/03/22 13/10/22	That an Asbestos Management Register for all Council buildings be prepared once a funding source is obtained.	DES	<p>19/07/22 – Manager of Assets has advised that there are registers/management plans for all sites containing asbestos. These will be available through QR codes at each site.</p> <p>06/09/22 – Further investigation into feasibility of required actions to be undertaken.</p> <p>17/10/22 – Timeframe for establishment of register to be determined and copies of plans to be sent to each Committee.</p> <p>14/11/22 – No further update.</p> <p>05/12/22 – Management Plans to be sent out by the end of December, register anticipated to be finalised by the end of the financial year.</p> <p>01/02/23 – Plans to be sent out as soon as possible.</p> <p>13/02/23 – Plans are being sent out. Registers anticipated to be finalised this financial year.</p> <p>08/03/23 – Included in draft budget to fund remaining works.</p> <p>20/03/23 to 20/09/23 - No further update.</p> <p>04/10/23 – Budget allocation is for an audit of the registers via a contractor yet to be engaged.</p> <p>18/10/23 – No further update.</p> <p>06/11/23 to 22/11/23 - No further update.</p> <p>05/12/2023 – Works currently in progress.</p> <p>10/01/24 – A/MAF arranging a consultant to progress works.</p> <p>8/2/24 to 20/03/24 – Request for Quote (RFQ) now being prepared by LGP.</p>

ITEM 9.1 OUTSTANDING ACTIONS AND REPORTS

MAY 2022					
2	DA2022/115	26/5/22	<p>2 Once the proposed lots are registered, Council gives public notice of a proposed resolution to reclassify Lot 2 from operational land back to community land in accordance with section 34 of the Local Government Act 1993.</p> <p>3 A report on any submissions to Council's public notice of a proposed resolution to reclassify proposed Lot 2 from operational land back to community land be presented to Council after the exhibition period.</p>	MDE	<p>08/06/22 – Waiting on registration of the Lots.</p> <p>05/07/22 – As part of the registration of the plan of subdivision, it was intended to dedicate Coronation Street as public road. Currently it is partly located within Crown land and Council land. The Crown have advised Council that this can't occur unless Council compulsory acquires the section of Crown land. In addition to this, the Bowra Hub development intend to locate their power lines within the Crown land to supply the Hub. The Crown have advised that this cannot occur until a licence is obtained for the placement of the electricity line within Crown land.</p> <p>Council is in the process of obtaining a licence for the placement of the electricity line within the Crown Land and the compulsory acquisition of the section of Crown land. This will be reported to Council separately.</p> <p>To finalise the plan of subdivision, it will be registered without Coronation Street as a public road. A right of carriageway will be created benefiting the Hub development across Council land.</p> <p>19/07/22 – Awaiting concurrence from NSW LALC to enable licence application to be lodged.</p> <p>17/08/22 – Still awaiting concurrence. NSW LALC have advised concurrence is not a certain outcome and will be presented to a board meeting.</p> <p>06/09/22 – Plan in the process of being registered.</p> <p>04/10/22 – No further update.</p> <p>19/10/22 – Plan having final amendments made before being sent for pre-examination.</p> <p>02/11/22 – Final amendments still being made.</p> <p>16/11/22 – Lodged on 14 November 2022 for pre-examination.</p> <p>05/12/22 – Subdivision Certificate issued and documents to be executed prior to registration.</p> <p>01/02/23 – Delays due to resignation of Registered Surveyor.</p> <p>13/02/23 – Surveyors are doing final markings on site prior to lodgement of plans of registration.</p> <p>08/03/23 – No further update.</p> <p>22/03/23 – Plan/s88B in process of being signed by Essential Energy. Once done it can be sent for registration.</p> <p>05/04/23 - No further update.</p> <p>19/04/23 – 9/8/23 – Waiting for Essential Energy.</p> <p>23/8/23 – Amendments to plans being done to satisfy Essential Energy requirements.</p> <p>06/09/23 – 18/10/23 – Amendments being</p>

ITEM 9.1 OUTSTANDING ACTIONS AND REPORTS

					<p>finalised. 07/11/23 – Amended plans sent to Essential Energy for signing. 22/11/23 – 6/12/23 - No further update.</p> <p>10/01/24 – 20/03/24 - All documents have been signed for registration. Once registered the public notice will be made and reported back to Council.</p>
3	SF3168	13/10/22	That in consultation and possible partnership with Bellingen Shire Council, Nambucca Valley Council seek a meeting or meetings with nearby Councils (Port Macquarie-Hastings, Kempsey, Bellingen, and Coffs Harbour) to discuss potential options for waste arrangements post early 2027 when the current Coffs Coast Waste contracts are due to expire.	MDE	<p>19/10/22 – Meeting organised with Coffs Harbour and Bellingen Councils on 18 November 2022.</p> <p>02/11/22 – Meeting organised with Coffs Harbour and Bellingen Councils on 18 November 2022 and seek agreement to meet with Port Macquarie-Hastings, Kempsey.</p> <p>15/11/22 – Meeting with General Manager of Bellingen Shire and agreed to organise further meetings with General Managers of Bellingen, Kempsey, Port Macquarie Hastings Councils.</p> <p>Regional Waste Strategy Reference Group meeting has been deferred until Wednesday 30 November 2022.</p> <p>01/02/23 – Meeting being arranged with Bellingen, Kempsey and Port Macquarie Hastings Councils.</p> <p>16/02/23 – Virtual meeting arranged for 22 March 2023.</p> <p>20/3/23 – Outcomes of discussions with surrounding Councils will be reported back to Council as part of a future options report once all options have been investigated.</p> <p>22/03/23 – Meeting to be held 22 March 2023 with Bellingen, Kempsey, Nambucca Valley and Port Macquarie Councils.</p> <p>30/03/23 – Item to remain open at the request of Cr Jenvey.</p> <p>05/04/23 – Refer to separate report. Note that a future report will be referred to Council once all options for Councils future waste strategy has been finalised.</p> <p>13/04/23 – Resolution 133/23 that Council not enter into an agreement to accept any residue waste from City of Coffs Harbour Council.</p> <p>14/04/23 – Correspondence sent to GM City of Coffs Harbour Council (CoCH) advising NVC not in a position to offer access to our landfill at this point in time.</p> <p>19/04/23 – Meeting to be arranged by EPA.</p> <p>03/05/23 - The EPA proposed joint procurement facilitation service and the regional group will email EPA to seek their application process to move forward with investigations into the establishment of a regional entity.</p> <p>17/05/23 to 07/06/23 Waiting for response from EPA.</p> <p>21/06/23 to 04/07/23 – Meeting held with Clarence Valley Council and Bellingen Shire Council on 09/06/23. Discussions to</p>

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					<p>continue.</p> <p>19/07/23 – Discussions are continuing with Bellingen, Port Macquarie, Kempsey, and Clarence. Coffs have previously advised that they are not wanting to discuss green or yellow processing. A feasibility study regarding processing green and yellow bin waste at Clarence's facilities is currently being undertaken.</p> <p>09/08/23 – No further update.</p> <p>23/8/23 – Refer to separate report with update.</p> <p>06/09/23 to 20/03/24 – No further update.</p>
4	SF1092	13/10/22	<p>1 Request approval from the Minister Administering the Crown Lands Management Act 2016 to approve the draft Plan of Management for Wellington Park Nambucca Heads Reserve 81262 Part Lot 7016 DP 1056524</p> <p>2 Upon approval from the Minister Administering the Crown Lands Management Act 2016, amend the draft Plan of Management if required by the Minister and place it on public exhibition as per Section 38 of the Local Government Act, 1993.</p>	MED	<p>19/10/22 – PoM lodged with the Minister for approval.</p> <p>01/11/22 – No further update.</p> <p>15/11/22 – No further update.</p> <p>08/12/22 – No further update.</p> <p>11/01/23 – No response to date.</p> <p>01/02/23 – No further update.</p> <p>09/02/23 – Crown Lands has advised there is a considerable backlog at this point in time.</p> <p>Council requires the PoM to be completed for the renewal of the existing licence by Dec 2024.</p> <p>08/03/23 - No further update.</p> <p>22/03/23 – No further update.</p> <p>05/04/23 - Matter has been referred to DoPE Crown Lands for further information, and the Crown are yet to respond.</p> <p>19/04/23 to 03/05/23 - DoPE Crown Lands have are yet to provide a detailed response.</p> <p>16/05/23 - Followed up with LANDSAS who are facilitating the processing of the report on Council's behalf. Expecting a progress update by the end of the month.</p> <p>07/06/23 – LANDSAS yet to provide the response.</p> <p>20/06/23 – Dept Crown Lands confirmed PoM held for review.</p> <p>04/07/23 – LANDSAS has been asked to make minor clarification amendments on the encroachment area in the plan and resubmit to Crown Lands (CL).</p> <p>19/07/23 to 06/09/23 – No further update.</p> <p>20/09/23 – Dept CL have requested further amendments to the PoM. Landsas have challenged the request citing they are inconsistent with the CLM Act 2016.</p> <p>Amendments include: removal of Caravan Park encroachment licence to be managed by the Crown and removal of various</p>

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					<p>authorisations. Meeting with CL scheduled for 29/09/23 to discuss further.</p> <p>04/10/23 – A/MED on leave therefore meeting with CL to be scheduled for a later date.</p> <p>17/10/23 – Meeting (Teams) held between Dept Crown Lands representatives, Landsas and Council's AMED on 14 October 2023 to clarify comments made by Dept CL on PoM under review. Dept CL have now provided explanation for their position, and Landsas will amend and progress PoM as a result. Once approved by the Minister, this will be brought back to Council accordingly.</p> <p>02/11/23 – LANDSAS have addressed issues raised by DoPE Crown Lands and now resubmitted to the Minister for review. Currently with DoPE.</p> <p>22/11/23 – 05/02/24 - No further update, awaiting a response from DoPE.</p> <p>20/02/24 – Email sent to LANDSAS seeking progress update.</p> <p>04/03/24 - No further update.</p> <p>12/03/24 – 20/03/24 – LANDSAS have addressed latest concerns raised by Department of Planning Housing and Infrastructure (DoPHI)/Crown Lands and have resubmitted for ministerial review.</p>
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MAY 2023

5	SF2524	25/05/23	Council as Crown Land Manager execute the 21-year lease to Nambucca Heads RSL Club Limited over Lots 1 and 2 in DP 866932 Reserve 85113 under Council seal.	MED	<p>31/05/23 - Followed up with NHRSL Club who will revert with decision on acceptance of lease by 2/6/23.</p> <p>07/06/23 - meeting with RSL representatives to be held 07/06/23.</p> <p>20/06/23 – Councillors updated at meeting</p> <p>15/06/23 - NHRSL Club advised of Council's position. No response to hand at this stage.</p> <p>04/07/23 – NHRSL Club has responded requesting a further meeting with Nambucca Valley Council.</p> <p>19/07/23 – A meeting took place on 11 July 2023 with the RSL to organise a meeting between the RSL Board and Council.</p> <p>09/08/23 - Lease not yet executed. Awaiting completion of Council's stormwater remediation project to be commenced imminently.</p> <p>23/08/23 – The General Manager met with the RSL on 18 August 2023 and the lease will be discussed at their Board Meeting 30 August 2023.</p> <p>The stormwater is 50% completed.</p>
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					<p>06/09/23 - NHRSLCL have advised they will suspend signing the lease due to new issue presented during the stormwater rectification project – being a sinkhole and large cavity requiring remediation. Council's Project Manager is liaising with RSL's Stakeholder Liaison from C2Hills Consultancy and seeking involvement from NSW Public Works.</p> <p>20/09/23 – Manager Projects is waiting on formal response from NSW Public Works confirming their contribution to works required.</p> <p>04/10/23 – Manager Projects has advised that NSW Public Works have undertaken their first review of Council's submission for funding. PWA have said that they will cover:</p> <ul style="list-style-type: none"> - The full length of stormwater pipe replacement except for the first 12m - The asphalt concreting of the 2.4m (excavator width) on the full 60m long trench - The concrete carpark for 3 car parking bays out of 7. <p>This is pending the final review by PWA which could be in 2 weeks.</p> <p>17/10/23 - The Club have advised they do not wish to proceed with execution of the new licence until the current carpark works being done by Council are completed, or at least have progressed significantly.</p> <p>Council has had verbal commitment from NSW PWA (Public Works) to provide partial, but significant funding to the rectification works, however an executed funding deed has not yet been received. Once written confirmation has been received, Council will proceed to engage the contractors to undertake the identified works – including the sink hole cavities presented once the stormwater project commenced. This step will enable focus back to progressing the execution of the new licence agreement.</p> <p>02/11/23 – Meeting on-site with NHRSL CEO and Project Manager; AMED & Manager Projects to walk through issues identified with sink holes, cavities and current rectification works. Need has been identified that there is a much larger problem in the sub-surface which needs full investigation prior to any re-surfacing. Engineers to undertake proper and full investigation, project to rectify to be scoped; responsibilities of works to be clearly delineated; funding for project to be sought. Report to be brought back to Council on status once fully understood.</p>
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					<p>22/11/23 - DoPE Crown Lands have advised they are completing independent Native Title Advice to be supplied to Council, however require 2 additional purposes to be added to the reserve purposes being Access, and Tourist Services. These will need to be gazetted and will provide approval for the existence of access to the boardwalk and boat ramp, and for the kiosk and café.</p> <p>The progressing of the new lease will be subject to the outcome of the exploration works with the stormwater rectification project works, then confirming our negotiated position with the RSL Club.</p> <p>05/12/23 to 05/02/24- No further action. Awaiting completion of works at premises (estimated to be completed by the end of this financial year given the funding parameters set by TfNSW who have funded a large portion of the required works), and native title advice from DoPE Crown Lands.</p> <p>20/02/24 – Dept Crown Lands have advised they have reviewed and will no longer require Council to add the 2 previously identified purposes to the Reserve, and accordingly will no longer be undertaking a Native Title Assessment. Council may continue with the leasing process which remains subject to completion of the civil works being done to remediate the stormwater infrastructure.</p> <p>04/03/24 – Stormwater works project to recommence late April 2024, to be completed by 30 June 2024.</p> <p>12/03/24 - Project Engineer advised Surveyors will stake boundaries end of March. This will assist with discussion and planning moving forward.</p>
JUNE 2023					
6	SF3303	29/06/23	<p>As part of our support for the Voice to Parliament Nambucca Valley Council will convene a meeting of its Aboriginal Advisory Committee and extend its stakeholder engagement if necessary to produce a Reconciliation Plan to be linked to Council's Community Strategic Plan.</p> <p>Council policies such as initiatives of Aboriginal place naming to be part of the Reconciliation Plan between Nambucca Valley Council and its Gumbaynggirr community representatives. This Reconciliation Plan is to</p>	DCS	<p>06/07/23 – Placed on website 19/07/23 – awaiting replacement of the Manager Community Development position to undertake the actions of:</p> <ul style="list-style-type: none"> • convene a meeting of Council's Aboriginal Advisory Committee and extend Council's stakeholder engagement if necessary to produce a Reconciliation Plan to be linked to Council's Community Strategic Plan. • Council policies such as initiatives of Aboriginal place naming to be part of the Reconciliation Plan between Nambucca Valley Council and its Gumbaynggirr community representatives. This Reconciliation Plan is to include Council's support for NAIDOC Week and Reconciliation Week, as well as

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			<p>include Council's support for NAIDOC Week and Reconciliation Week, as well as agreement to showcase First Nation's performances, art and culture in Council facilities.</p>		<p>agreement to showcase First Nation's performances, art and culture in Council facilities.</p> <p>09/08/23 report to this Council meeting on staff structure related to Community Development.</p> <p>22/08/23 - Community Development Officer position to be recruited.</p> <p>06/09/23 - Applications for Community Development Officer position close 24.09.23</p> <p>18/09/23 – no further update</p> <p>04/10/23 to 18/10/23 – Interviews for Community Development Officer position to be held 20/10/23.</p> <p>08/11/23 to 22/11/23 Community Development Officer to commence 4 December 2023.</p> <p>06/12/2023 - Community Development Officer (CDO) commenced 4 December 2023.</p> <p>03/01/2024 – CDO has:</p> <ul style="list-style-type: none"> researched into why previous committee meetings ceased in 2012 (interest waned to a point where the lack of a quorum resulted in meetings being abandoned), attended a meeting of the Local Government Aboriginal Network, and scheduled a meeting with Council's three indigenous councillors on the 18th January 2024. <p>01/02/2024 – CDO is currently working through a consultation phase to engage with key aboriginal stakeholders (to date it has included meeting with two aboriginal councillors and a meeting with Jaanyimili Bawrrungga Association. The CDO has also reached out to Unkya Aboriginal Land Council to seek a meeting) regarding re-establishing the Aboriginal Advisory Committee and creating a Reconciliation Action Plan (RAP). RAP's of other organisations are being reviewed to determine the appropriate format/content. Over coming weeks the CDO is seeking meetings with: Nambucca Aboriginal Land Council, Bowraville Land Council, Muurbay Language and Cultural Cooperative, Miimi Aboriginal Corporation and Ngurrala Aboriginal Corporation. The CDO has also recently had consultation with the key stakeholders involved in the development</p>
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ITEM 9.1 OUTSTANDING ACTIONS AND REPORTS

					<p>of the new Gumbaynggirr Keeping Place. CDO is also liaising with local community stakeholders to gain an understanding of what the issues and challenges are for our indigenous community.</p> <p>20/02/24 – no further update.</p> <p>05/03/24 – A letter has been drafted to organise the reconvening of a meeting of Council's Aboriginal Advisory Committee and to extend its stakeholder engagement if necessary to produce a Reconciliation Action Plan to be linked to Council's Community Strategic Plan. The CDO has also been writing a grant application to fund activities through NAIDOC week (7-14/7/2024).</p> <p>15/03/24 – A letter has been sent to Council's Aboriginal Stakeholder database inviting representatives to a meeting scheduled for 28 March 2024. The CDO has also engaged in mentoring to improve his understanding and skills in facilitating meetings with aboriginal communities. The CDO will also attend the screening of a Cultural Burns Journey 2024 in Macksville on the 27 March 2024.</p>
JULY 2023					
7	SF396	27/07/23	<p>Housekeeping amendment to Nambucca Local Environmental Plan 2010</p> <p>1 If the Minister determines that the matter should proceed, Council staff undertake community consultation in accordance with the gateway determination.</p> <p>2 Following community consultation, Council staff report the planning proposal back to Council for consideration of submissions received and a final decision as to whether Council will proceed to make the amended plan.</p>	MDE	<p>09/08/23 – Refer to separate report. Once a decision is made on these matters the planning proposal will be finalised and sent to the Minister for Gateway Determination.</p> <p>23/08/23 – Planning proposal being finalised for submission to the Minister for Gateway Determination.</p> <p>06/09/23 to 21/2/24– Amendments requested by the Minister prior to Gateway determination being finalised for resubmission.</p> <p>6/03/24 – Amended planning proposal resubmitted and accepted for assessment.</p> <p>20/3/24 – Waiting for gateway determination.</p>
AUGUST 2023					
8	LF5363	31/08/23	<p>Council to receive a report addressing the matter raised by and on behalf of the Save the River Group and the Nambucca Heads Island Golf Club in relation to the causeway to Stuarts Island Nambucca Heads. (45604/2023 & 46082/2023)</p>	DES & MDE	<p>06/09/23 - Submission received and report to be prepared accordingly.</p> <p>20/09/23 – No further update.</p> <p>04/10/23 – Options investigation commenced.</p> <p>18/10/23 – No further update. Investigations will take time to develop.</p> <p>06/11/23 to 22/11/23 – No further update.</p> <p>5/12/23 to 07/02/24 – Draft report to go to</p>

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					<p>the Nambucca Rivers, Creeks, Estuaries and Coastline Committee – 15 February 2024.</p> <p>20/02/24 – 20/03/24 – Item deferred to 15 May Nambucca Valley Catchments and Coastline Committee meeting.</p>
SEPTEMBER 2023					
9	SF2278	28/09/23	Electric Vehicle (EV) Charging Stations That Council: 2 Consider all alternate locations including Nambucca Heads as a focus point (Main Street, Anzac Park near the garden centre, Bellwood Park and V-Wall). 3 Investigate grant funding opportunities for paid EV Chargers	MDE	<p>04/10/23 – No further update.</p> <p>18/10/23 to 6/2/24 – Staff are investigating suggested sites.</p> <p>6/2/24 – Possible grant funding through "Community Energy Upgrades Fund Round 1" \$100m of funding over 2 funding rounds ran over 3 years from 2024/25, must be completed by March 2027. Council must contribute to 50% of the costs of the total project. Council staff to make submissions.</p> <p>21/2/24-6/03/24 – No further update.</p> <p>20/3/24 – To be reported to an April meeting.</p>
10	SF3190	28/09/23	Warrell Creek land Lots 9, 17 and 18 DP 884316: 2 Issue letters to relevant parties advising that Council will not be proceeding with the subdivision as originally planned and will not be proceeding to contract for the sale of land 3 Survey the land boundaries with Lot 1 DP 374127 and Lot 6 DP 748478 to identify if there are any encroachments from these lots. 4 Report the findings of the encroachment survey to Council with options for the potential subdivision of the land.	MED	<p>04/10/23 – No further update</p> <p>18/10/23 - AGM and AMED to prepare and hand deliver letters to current landowners advising Council will not be progressing to contract for sale of earlier proposed lots, and staff are currently attending to further survey of the land to inform subdivision options to be presented to Council as per resolution.</p> <p>02/11/23 – AMED phoned affected landowners to advise situation and delivered letters in confirmation of Council not proceeding to contract of sale. Review of the subdivision plan by internal stakeholders completed and 3 options are being sketched to bring through the Land Development Committee, then brought to Council for direction on which option to proceed with.</p> <p>22/11/23 – report on northern Lot subdivision to 30 November Council Meeting.</p> <p>05/12/2023 – Subdivision options presented to Land Development Committee 30 November and Committee chose Option 1. Staff to proceed to draft subdivision in accordance with chosen option and bring back to Council for resolution to proceed further.</p> <p>Report on northern lots deferred from Council meeting of 30 November and will be brought to Council meeting of 14 December accordingly.</p>

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					<p>10/01/24 – Investigation progressing on southern lots</p> <p>01/02/24 – Investigation continuing, requested information on OSSM.</p> <p>05/02/24 - Meeting with OSSM consultant scheduled early February to define lot size/shape possibilities</p> <p>20/02/24 – Final report expected from Consultant by end of February, then report can be prepared for subsequent Council meeting.</p> <p>04/03/24 – 20/03/24 Final OSSM report not yet received. Issues around existing property encroachments being reviewed. Solutions being sought.</p>
OCTOBER 2023					
11	SF90	12/10/23	<p>Traffic Committee THAT Council:</p> <p>6-Install an additional disabled parking bay, pram crossing and requisite signage on High Street Bowraville immediately adjacent to the pharmacy.</p>	DES	20/03/24 Pram Crossing Installed.
12	SF3303	26/10/23	<p>Request for funding for funding allocation - Design of Shared Pathway - Hyland Park to Mann Street</p> <p>THAT:</p> <p>1 If staff can identify sufficient available funds in reserves or the adopted 2023/2024 budget Council allocate these funds at the September 2023 Quarterly Budget Review to engage an external consultancy to prepare a design for a shared pathway from Hyland Park to Mann Street, Nambucca Heads.</p> <p>2 When a new round of Transport for NSW's Get NSW Active program opens or any other suitable grant funding opportunity arises Council apply for funding for an external consultancy to prepare a design for a shared pathway between Hyland Park and Mann Street, Nambucca Heads.</p> <p>3 If sufficient funding cannot be identified in reserves or the current budget and no</p>	CFO	<p>06/11/23 – No reserve funds or unallocated funds available in the budget. Council will be applying for grant funds through the "Get NSW Active" program that opened on 31/10/23 for the design of the cycleway.</p> <p>22/11/23 – Council receiving ongoing letters of support and quotations received for survey design. Application to be lodged in December 2023.</p> <p>5/12/23 – Application will be made prior to 12 December 2023 through NSW Get Active program.</p> <p>10/01/24 – Grant application made and budget bid to be added to 24/25 budget process.</p> <p>21/02/24-20/03/24 – No further update.</p> <p>20/03/24 – included in draft budget.</p>

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			<p>new grant funding opportunity has opened or if a grant funding application remains undetermined or has been unsuccessful Council consider a funding allocation in the 2024/2025 budget to engage external consultants to design a shared pathway between Hyland Park and Mann Street, Nambucca Heads.</p> <p>4 The design encompass multi modal trip for cycle friendly infrastructure.</p>	DES	<p>22/11/23 - Will be part of design if grant application is successful.</p> <p>5/01/24 to 20/03/24 - no change.</p>
13	SF1358	26/10/23	<p>That the amended report - Proposed Changes to the Organisation Structure be deferred until the December 2023 meeting.</p>	GM	<p>22/11/23 - No further action.</p> <p>06/12/23 to 19/03/24 – Structure review will be undertaken in conjunction with budget process under the new General Manager.</p>
NOVEMBER 2023					
14	SF2381	16/11/23	<p>THAT Council:</p> <p>1 Actively seek to minimise land use conflict between different types of farming through the use of buffer zones, planning changes, and better definitions of 'productive farmland' etc.</p> <p>2 Receive a report on the proposal to submit a planning proposal to the Planning Minister which seeks to amend the Nambucca LEP 2010 to make intensive plant agriculture permissible with development consent in the RU1 and RU2 zones.</p> <p>4 Seek legal advice to clarify if development application is required prior to the erection of Netting and Greenhouses associated with horticulture (blueberries) in Rural Zones; and if a development application is not required, seek legal advice as to which changes are needed to make it so, using the experience of the Coffs Harbour Council.</p> <p>5 Receive a report on a Rural Land Use Strategy.</p>	MDE	<p>22/11/23 – Action yet to be taken.</p> <p>6/12/23 – 10/01/24 – Report to be provided to Council once the legal advice is received.</p> <p>6/2/24 – The legal advice is expected to be received before the end of this month, in which case the report will be presented to Council at either the 29 February or 14 March 2024 meeting.</p> <p>21/02/24 – 6/03/24 – Advice yet to be received.</p> <p>20/3/24 – Advice received. To be reported to 11 April meeting.</p>

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DECEMBER 2023					
15	SF3190	14/12/23	<p>1 Approves the registration of the subdivision plan for Lots 9 and 10 DP 884342, Warrell Creek as submitted.</p> <p>2 Approves the preparation of the newly created proposed Lot 2 DP 657578 to market for sale, noting any negotiated sale to be brought back to Council for formal approval.</p>	MED	<p>10/01/24 to 05/02/24 registration of subdivision underway as per Council resolution.</p> <p>20/02/24 to 20/03/24 – No change, registration process underway at NSW Land Registry Service.</p>
JANUARY 2024					
16	SF3424	18/01/24	Council report back on the need for regular community meetings on land use conflicts and the intensive plant agriculture	MDE	<p>7/2/24 to 6/03/24 – Will be reported back to Council with Item 14.</p> <p>20/3/24 - To be reported to 11 April meeting.</p>
17	PRF53	18/01/24	<p>River Street Toilet Block Relocation</p> <p>1 Adopt an alternate building footprint directly adjacent to the existing structure on the North Eastern side, as per Attachment B and;</p> <p>2 Engage an architect to progress the design of the proposed new amenities and report back to Council.</p>	DES	<p>6/2/24 to 06/03/24 - Planned layouts still being determined. Once complete, the architect will be engaged.</p> <p>20/03/24 - Layout for the toilet block is still under development. Adopting learnings from the V-Wall Amenities upgrade documentation development with regards to compliance with the Disability Discrimination Act and specifically AS1428.1-2009 - Design for Access and mobility. Upon finalisation of the layout plans Architectural advice will then be sought regarding preliminary designs which align with the Macksville Foreshore Draft Concept Master Plan.</p>
18	T006/2023	18/01/24	<p>Nambucca Valley Sporting Fields Subsoil Drainage Program</p> <p>1 Seek additional funds from future grants to complete the works to the small field of the EJ Biffin Playing Fields</p>	DES	<p>6/2/24 – Funding has been identified with LRCI phase 4 grant with some grant administration to be completed.</p> <p>21/02/24 to 20/03/24 - No change LRCI projects have not been finalised.</p>
FEBRUARY 2024					
19	SF3422	15/02/24	Council write to the Premier, the NSW Treasurer and NSW Minister for Local Government requesting that they urgently address these costs through a combination of regulatory reform, budgetary provision and appropriate funding.	DGS	<p>21/02/24 – Summary and detailed reports have now been uploaded to Council website located here: https://www.nambucca.nsw.gov.au/Council/Council-Business-Councillors/State-Federal-Government-Relationship-with-Council</p> <p>05/03/24 – No further update.</p> <p>15/03/24 – Letters sent to Premier, the NSW Treasurer and NSW Minister for Local Government on 14/03/24.</p>
20	SF3424	15/02/24	That subject to staff resources and workloads Council receive a report on the cost and benefits of accessing the Mid North Coast Joint Organisation's Simtable for our	GM	21/02/24 to 19/03/24 – No further update.

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			Community and how this might be achieved.		
MARCH 2024					
21	SF3422	14/03/24	<p>Notice of Motion – Passing of serving Cr Trevor Ballangarry:</p> <p>1 On the passing of Cr Trevor Ballangarry Council apply to the Minister under section 294(2)(a) of the Local Government Act 1993 to dispense with a by-election.</p> <p>2 The letter of application be copied to the Office of Local Government</p>	GM	20/03/24 – DCS to write letter. Advice received from OLG that a by-election is not required.
22	SF843	14/03/24	<p>Minutes of the Vehicular Access to Beaches Committee Meeting - 9 February 2024</p> <p>THAT Council:</p> <p>1 Note the minutes of the Vehicular Access to Beaches Committee meeting held on 9 February 2024.</p> <p>2 Approve the purchase of 4 motion-sensing cameras for the purpose of monitoring 4WD access on the beaches.</p> <p>3 Approve the installation of “keep clear” lettering immediately prior to the Swimming Creek bridge to enable emergency vehicle access.</p> <p>4 Alter the pedestrian access “access by design” to Swimming Creek by adding bollards and directional signage into the picnic area.</p> <p>5 Staff attend to the pruning of vegetation at Swimming Creek to improve visibility for both pedestrians and 4WD vehicles.</p> <p>6 Approve NPWS to install a “no dogs” sign on the western side of the end of Forsters Beach, Scotts Head.</p>	MDE / DES	<p>20/03/24 – cameras to be purchased.</p> <p>20/3/24 To be actioned.</p>

ATTACHMENTS:

There are no attachments for this report.

GENERAL MANAGER'S REPORT

**ITEM 9.2 PRF73 280324 COUNCIL NOMINATIONS FOR GAAGAL WANGGAAN
 NATIONAL PARK BOARD OF MANAGEMENT**

AUTHOR/ENQUIRIES: Bede Spannagle, General Manager

SUMMARY:

Nambucca Valley Council has received correspondence from NSW National Parks and Wildlife Service seeking two Council nominations each for a Member and a Deputy (alternate delegate if the Member is unavailable) to the Gaagal Wanggaan (South Beach) National Park Board of Management. (see attachment)

The four nominations will then be submitted to the relevant Minister who will select the Member and their Deputy.

The aim of the Board is to put strategies in place to protect and conserve the values of the park including preserving biodiversity, managing weeds, pest animals and other threats, conserving Aboriginal culture and managing fire.

RECOMMENDATION:

THAT Council seek two nominations from Councillors for each position of Member and Deputy on the Gaagal Wanggaan National Park Board of Management.

OPTIONS:

Council has the option of whether or not to put forward the requested nominations.

BACKGROUND:

Council is currently represented on the Gaagal Wanggaan (South Beach) National Parks Board of Management by the late Councillor Trevor Ballangarry as the Board Member and Councillor John Wilson as the Deputy Member.

DISCUSSION:

Council provides 2 nominations for Member and 2 nominations for Deputy, all nominees need to provide a current resume. NPWS assesses the nominees and makes a recommendation to the Minister for the appointment of a Member and Deputy. The Minister decides on the appointments and recommends the appointments to Cabinet.

There is no nomination form as such - what they need from Council is:

- A letter confirming the 2 nominations for Member and the 2 nominations for Deputy;
- A personal details contact form for each nominee;
- A resume for each nominee.

NPWS prepares an appointment pack and briefing note that goes to the Minister to appoint the nominees at the Minister's discretion."

ITEM 9.2 COUNCIL NOMINATIONS FOR GAAGAL WANGGAAN NATIONAL PARK BOARD OF MANAGEMENT

CONSULTATION:

N/A

SUSTAINABILITY ASSESSMENT:

Environment

There are no implications for the environment.

Social

The Board of Management provides the opportunity for improved social and economic outcomes for Aboriginal people through the operations of the Gaagal Wanggaan National Park.

Economic

The Board of Management provides the opportunity for improved social and economic outcomes for Aboriginal people through the operations of the National Park.

Risk Analysis

Identified	Risk Likelihood (H,M,L)	Impact of risk (H,M,L)	Strategy to manage risk	Risk Assessment
No nominations	L	L	Encourage representation	L

Delivery Program Action

CE12 - Support community organisations undertaking natural resource management

FINANCIAL IMPLICATIONS:

Direct and indirect impact on current and future budgets

Nil

Working funds – justification for urgency and cumulative impact

N/A

Impacts on 10 Year Long Term Financial Plan

Nil

Service level changes and resourcing/staff implications

N/A

ATTACHMENTS:

- 1 68716/2023 - NPWS - Request for nominations for Gaagal Wanggaan National Park Board of Management - due 17 May 2024

DIRECTOR CORPORATE SERVICES REPORT

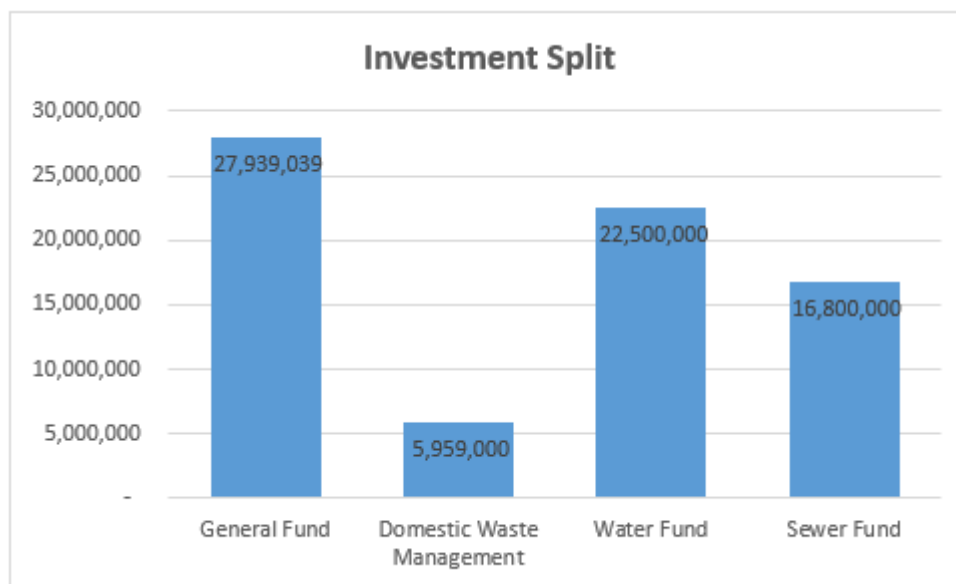
ITEM 10.1 SF3358 280324 INVESTMENT REPORT TO 29 FEBRUARY 2024

AUTHOR/ENQUIRIES: Evan Webb, Chief Financial Officer

SUMMARY:

The purpose of this report is to provide a statement of Council's investments held for the period February 2024.

Council's investments as at 29 February 2024 of \$73,198,039 are split up as below:



The following investment report is in accordance with the *Local Government Act 1993* (as amended), the *Local Government (General) Regulation 2021* and Council's Investment Policy and Strategy.

RECOMMENDATION:

THAT Council:

- 1 Note the Chief Financial Officer's report on Investments for the period February 2024.**
- 2 Adopt the certification of the Responsible Accounting Officer for the period of February 2024.**

OPTIONS:

This report is for information only.

DISCUSSION:

Section 212(1) of the *Local Government (General) Regulation 2021* requires that a written report be presented each month at an Ordinary Meeting of the Council detailing all money that Council has invested under Section 625 of the *Local Government Act 1993*.

ITEM 10.1 INVESTMENT REPORT TO 29 FEBRUARY 2024

For the period February 2024, the investments held by Council in each fund is shown below:

Cash/On Call Accounts	\$4,579
TCorp	\$3,394,640
Floating Rate Notes	\$4,809,123
Fixed Bonds	\$4,489,697
Term Deposits	\$60,500,000
Total	\$73,198,039

Portfolio Performance

Council's total portfolio performance returned +0.42% in February, outperforming the benchmark AusBond Bank Bill index of 0.34%. On an annualised basis, the portfolio returned +5.48%p.a., outperforming the benchmark of +4.43%p.a. and the Official cash rate of 4.35%.

Council's Term deposit portfolio were yielding 3.99%p.a. for February with maturing investments being reinvested for 4.8% during February. Council still holds low yielding, long term maturity investments with ICBC and Judo Bank. High penalties costs would be incurred if council were to break these investments.

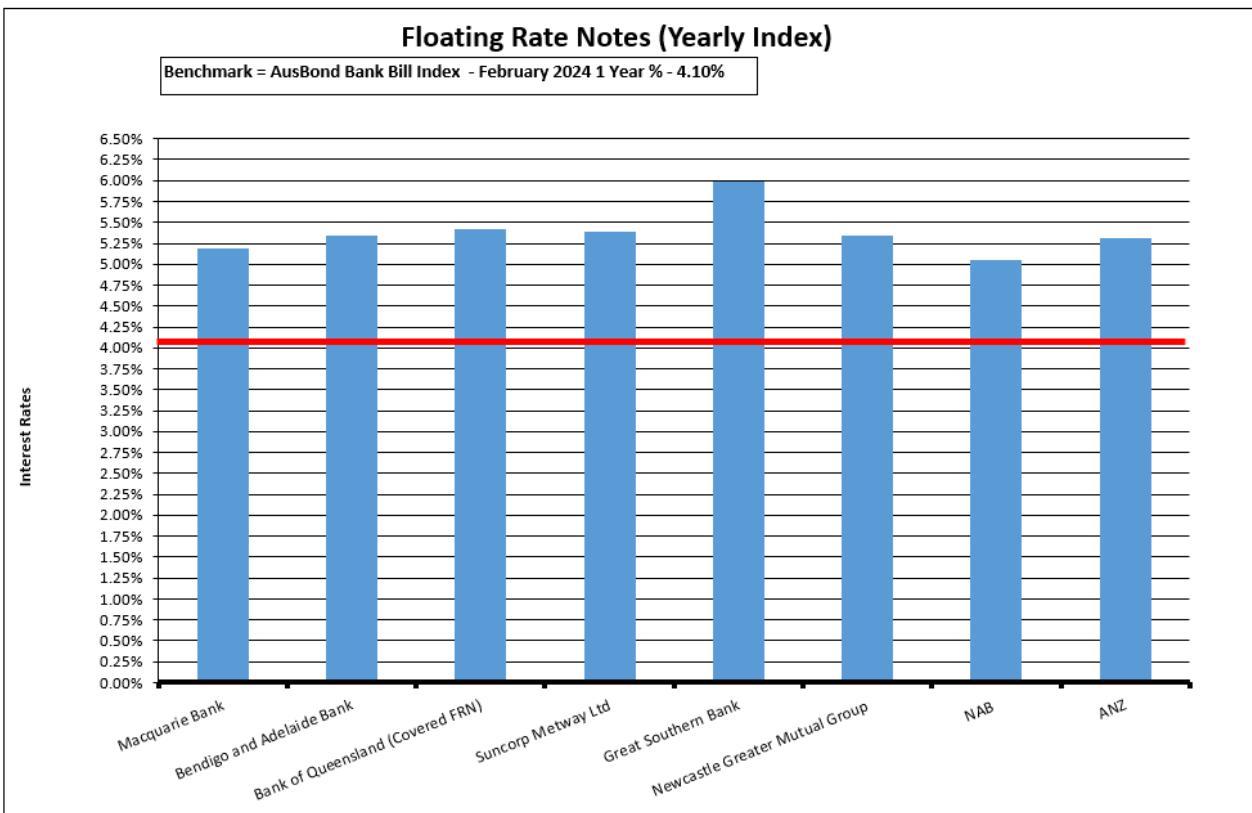
Council's Floating Rate Notes (FRN) portfolio are reported at current valuation being the "Capital Value", which can be different to the "Face Value" being the initial purchase value. FRN's are market driven and can change from month to month depending on market fluctuations. Council is holding some sub-optimal FRN investments and consideration will be taken to sell these in the coming months dependent on the market.

Council invests in NSW TCorp Growth fund which invests in domestic and international shares providing modest gains this month. Funds held with TCorp are looked at with a long term view.

Council has invested in Senior Fixed Bonds. Council holds 2 sub-optimal Senior Fixed Bonds returning 1.2%pa and 1.5%pa, however the advice provided by Arlo Advisory is to hold to maturity as the penalty rates would be high. The bonds have a maturity of December 2025 and December 2026.

Retiring investments are being monitored closely and being reinvested to optimise their returns in line with Council's Investment Policy.

The following charts indicate Council's performance against the 1 year Actual AusBond Bank Bill Index.



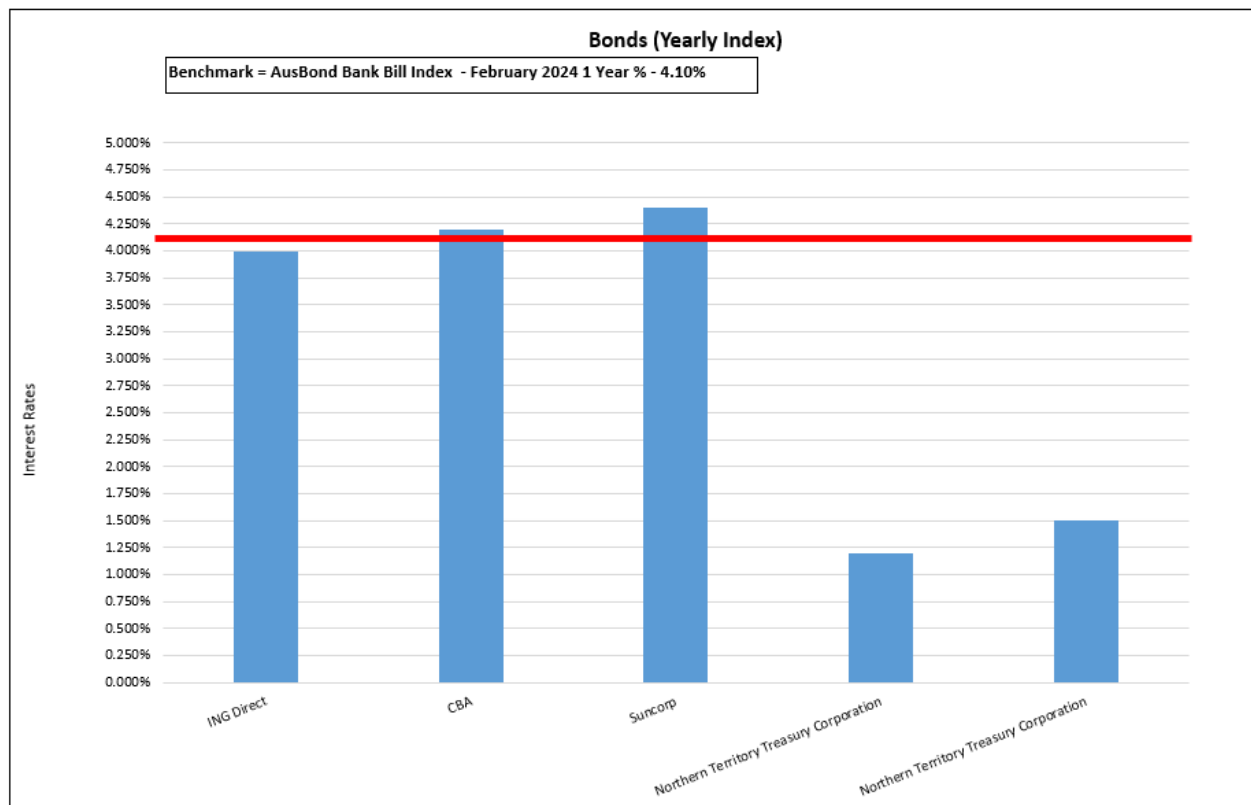
ITEM 10.1 INVESTMENT REPORT TO 29 FEBRUARY 2024**Council's Investment Policy**

Table 1 shows the percentage held by Council (holdings) and the additional amount that Council could hold (capacity) for each term to maturity allocation in accordance with limits established by Council's Policy.

Table 1: Maturity – Term Limits**Maturity Compliance** as at 29/02/2024

Compliant	Term	Invested	Invested (%)	Min Limit (%)	Max Limit (%)	Available
✓	0 - 90 days	10,204,578.55	13.94	3.00	100.00	62,993,460.84
✓	91 - 365 days	36,302,698.00	49.59	0.00	100.00	36,895,341.39
✓	1 - 2 years	16,993,086.00	23.21	0.00	70.00	34,245,541.57
✓	2 - 5 years	6,303,036.70	8.61	0.00	50.00	30,295,983.00
✓	5 - 10 years	3,394,640.14	4.64	0.00	25.00	14,904,869.71
TOTALS		73,198,039.39	100.00			

ITEM 10.1 INVESTMENT REPORT TO 29 FEBRUARY 2024**Table 2: Credit Rating Limits****Credit Quality Compliance** as at 29/02/2024**Long Term Investments**

Compliant	Rating	Invested (\$)	Invested (%)	Limit (%)	Available
✓	AAA	997,882.50	1.36	100.00	72,200,156.89
✓	AA	34,799,354.70	47.54	100.00	38,398,684.69
✓	A	13,007,609.05	17.77	60.00	30,911,214.58
✓	BBB	20,998,553.00	28.69	45.00	11,940,564.73
✓	Unrated	3,394,640.14	4.64	18.00	9,781,006.95
TOTALS		73,198,039.39	100.00		

Certification by Responsible Accounting Officer

I, Evan Webb, hereby certify that all investments have been made in accordance with Section 625 of the *Local Government Act 1993*, Clause 212 of the *Local Government (General) Regulation 2021* and Council's Investment Policy.

CONSULTATION:

Arlo Advisory

SUSTAINABILITY ASSESSMENT:**Environment**

There are no environmental implications.

Social

There are no social implications.

Economic

There are no economic implications.

Risk

Quote from *Arlo Advisory February 2024 report page 2:*

“Financial markets continued their rally in February largely reflective of the overall continued easing in inflation globally. Focus remains on when central banks will begin their interest rate cuts this year. Over February 2024, movements for major bank term deposit rates were mixed compared to the previous month (January 2024). Major bank deposit rates dropped by as much as 16bp across the shorter-tenors (3-12 months), whilst flat across the medium term (2-3 years), and was slightly up by around 2-3bp across the longer-tenors (4-5 years). Interestingly, major bank deposit rates are approximately 10-22bp lower than what they were 6 months ago (August 2023), clearly pricing in the future rate cuts expected later this year.”

ITEM 10.1 INVESTMENT REPORT TO 29 FEBRUARY 2024

FINANCIAL IMPLICATIONS:**Direct and indirect impact on current and future budgets**

The return on the investment portfolio will vary during the financial year, due to the volatility associated with interest rate fluctuations and the total amount of the investment portfolio. Any major impacts on the budget will be adjusted if necessary at each quarterly budget review.



Working funds – justification for urgency and cumulative impact

As above.

Service level changes and resourcing/staff implications

There are no changes or implications stemming from this report.

ATTACHMENTS:

- 1  11548/2024 - Investment Report February 2024
- 2  11546/2024 - Arlo Advisory Investment Report February 2024

DIRECTOR CORPORATE SERVICES REPORT**ITEM 10.2 SF3334 280324 DONATIONS PROGRAM (SECTION 356) 2023/2024 - LATE APPLICATIONS FOR APPROVAL****AUTHOR/ENQUIRIES:** Teresa Boorer, Grants and Contributions Officer**SUMMARY:**

Council's Donations Program 2023/2024 accepted applications from 9 February 2024 to 1 March 2024, however there were two (2) applications received outside the program timeframe.

The two (2) community groups and organisations submitted eligible applications that can be considered under the adopted Donations Policy, and there are enough funds remaining in the budget to accommodate the submitted requests.

Council's Donations Policy states that each application will be identified, the amount applied for noted, and the purpose for which the funds are being requested listed.

This total of the additional submitted eligible applications total **\$730.00**.

Council has a total allocation of \$24,500 for 2023/2024, of which, to date, \$20,853.23 has been allocated (*an extract from Council's Donations Register is attached to this report*).

RECOMMENDATION:

THAT Council approve the two (2) late eligible applications for monetary donation requests, received for the Donations Program, totalling \$730.00, up to the capped amount of \$500.00 each, or a lesser amount as requested.

OPTIONS:

- 1 Do nothing/business as usual
- 2 Approve recommendation
- 3 Alternative option - that Council reject the above recommendation and decide to approve or not approve individual applications for funding.

DISCUSSION:**Donations Program Assessment**

Two (2) applications, were received from community organisations outside the Donations Program (Section 356) 2023/2024, however all are eligible applications. The applications are summarised in the following table:

Section 356 Donation eligible Applications:

Organisation	Amount Requested	Contributing own funds	Donation Recommended	Use of funds
Loggerheads Malibu Club Inc	\$500.00	Yes - \$400	\$500.00	Contribution towards prizes and provision of trophies for the annual "Loggerheads Classic" surfing event to be held at Scotts Head.
Nambucca Valley Art and Craft Inc	\$230.00	No	\$230.00	Towards purchase price of an EFT Square Reader for craft outlet.
TOTAL	\$730.00		\$730.00	

ITEM 10.2 DONATIONS PROGRAM (SECTION 356) 2023/2024 - LATE APPLICATIONS FOR APPROVAL

RELATED DONATIONS INFORMATION

As per Council's adopted Donations Policy, Council has donated \$100 to each of the Nambucca Valley's thirteen (13) operational schools for annual Presentation Days, will provide a \$200 donation to the annual Legacy appeal, and provided a donation of \$500 to the Talarm Hall Committee of Management to cover out of pocket expenses in maintaining Welsh's Pioneer Park, and committed donations to the already approved applications submitted for the 2023/2024 Program.

CONSULTATION:

Mayor
Director Corporate Services
Chief Financial Officer

SUSTAINABILITY ASSESSMENT:

Environment

There are no environmental impacts associated with this report.

Social

There are positive social benefits associated with the donation of money to various community groups throughout the Nambucca Valley.

Economic

There are positive economic impacts for the volunteer, charitable and sporting organisations which would otherwise be unable to meet the costs of the noted projects.

Risk Analysis

Identified	Risk Likelihood (H,M,L)	Impact of risk (H,M,L)	Strategy to manage risk
No risks identified			

FINANCIAL IMPLICATIONS:

Direct and indirect impact on current budgets

A total 2023/2024 budget amount of \$24,500 on GL 03100.0405.0622 has been allocated, and the current available balance, prior to consideration of the late applications for the 2023/2024 Round, is \$3,646.77.

If the two (2) above eligible applications for donations are approved by Council the remaining budget balance in the 2023/2024 Donations Program will be \$2,916.77.

Working funds – justification for urgency and cumulative impact

No impact on working funds, and general ledger funds allocated and established for the Donations Program by Council.

Impacts on 10 Year Long Term Financial Plan

No impacts on Long Term Financial Plan

Service level changes and resourcing/staff implications

No change or implications.

ATTACHMENTS:

1  13394/2024 - Extract from Donations budget - 2023-2024 year - Council meeting 28-03-2024

CORPORATE SERVICES

ITEM 10.3 SF1031 280324 DRAFT LAND ACQUISITION POLICY

AUTHOR/ENQUIRIES: Andrea Baillie, Property Officer

SUMMARY:

Council does not have a current, adopted policy to guide the acquisition of land.

A new policy and procedure for land acquisitions (**see attached**) have been created to ensure Council acts in accordance with NSW Government legislation. The procedure has been approved by the General Manager as is required by the Policy and Procedures Framework Policy G 01, and the draft Land Acquisition Policy is now brought to Council to approve for public exhibition accordingly.

RECOMMENDATION:

THAT Council:

- 1 Endorse the attached draft Land Acquisition Policy G 46 and place it on public exhibition for 28 days.**
- 2 Note after Public Exhibition, the draft Land Acquisition Policy G 46 will be reported back to Council for adoption.**

OPTIONS:

- 1 Adopt the recommendations
- 2 No policy.
- 3 Propose amendments to the draft policy

DISCUSSION:

Council is responsible for delivering public infrastructure and services to the residents within the Local Government Area. Council performs a range of functions for public purposes, such as building roads or upgrading infrastructure. From time to time, Council may need to acquire privately owned land or government owned land to deliver these projects (including any interest in land) under the *Local Government Act 1993* and for road matters under the *Roads Act 1993*. Council may also acquire land strategically for investment purposes. Generally, land acquired for investment purposes has attributes that will generate income for Council or provide future growth opportunities.

Council does not have a current, adopted policy or procedure to guide the acquisition of land, and have engaged a Property Acquisition Consultant to assist in preparation of the new policy and procedure documents to meet that need and ensure adherence to the *NSW Land Acquisition (Just Terms Compensation) Act 1991*.

The objective of this policy is to clearly define Council's position in the acquisition of land by Council in accordance with the relevant NSW Government legislation i.e. in accordance with Section 377(1) (h) of the *Local Government Act 1993*, the Compulsory Acquisition or purchase of land cannot be delegated by a Council.

The draft Land Acquisition Policy G 46 is to be read in conjunction with the Land Acquisition Procedure G 10 which clearly outline's Council's process in the acquisition of land.

CONSULTATION:

Nambucca Valley Council Land Development Committee
Property Acquisition Consultant – Tim Cotsell
Relevant Council Staff – including MANEX (Nambucca Valley Council's Managers Forum).

ITEM 10.3 DRAFT LAND ACQUISITION POLICY

SUSTAINABILITY ASSESSMENT:**Environment**

Nil.

Social

Adoption of the recommendations will result in the draft policy being placed on public exhibition for 28 days.

Whilst it is anticipated the policy will have no social impact, the opportunity will be presented for the public to have their say, and any responses will be addressed in the report back to Council.

Economic

Nil

Risk Analysis

Risk currently exists (i.e. legal, financial, reputational) in the lack of formal policy and procedure guidelines to ensure Council staff are acting in accordance with the appropriate legislation.

The introduction and eventual adoption of the new policy along with implementation of the new procedures will ensure conformity with the legislation and consistency in approach to the land acquisition transactions by all staff, thus mitigating that risk.

Delivery Program Action

CC4 - Maintain an effective governance regime

FINANCIAL IMPLICATIONS:**Direct and indirect impact on current and future budgets**

Nil.

Working funds – justification for urgency and cumulative impact

Nil.



Impacts on 10 Year Long Term Financial Plan

Nil.

Service level changes and resourcing/staff implications

Nil.

ATTACHMENTS:

- 1  63777/2023 - G 46 - Draft Land Acquisition Policy
- 2  63774/2023 - Procedure - Land Acquisition No. G 10

DIRECTOR CORPORATE SERVICES REPORT

ITEM 10.4 SF2911 280324 TERMINATION OF LICENCE AGREEMENT TO OPERATE NAMBUCCA HEADS VISITOR INFORMATION CENTRE AND TOURISM MARKETING.

AUTHOR/ENQUIRIES: Michael Grieve, Community Development Officer

SUMMARY:

This report is to notify Council that the Nambucca Valley Tourism Association (NVTa) have provided notice that they have decided to terminate their licence agreement to operate the Nambucca Heads Visitor Information Centre (VIC) and the tourism marketing function. The notice takes effect on the 2 April 2024. Council has made interim arrangements to retain the current Tourism Volunteer Coordinator until 30 June 2024. This will keep the Centre operating under its current arrangements. Before 30 June 2024, Council will explore options to either enter into another licence agreement through an Expression of Interest (EOI) process or have Council manage operations and the marketing function on a permanent basis.

RECOMMENDATION:

THAT Council:

- 1 Note the termination of the current licence with Nambucca Valley Tourism Association for tourism marketing in the Nambucca Valley Council Local Government Area and for the operation of the Nambucca Valley Visitor Information Centre effective 2 April 2024.**
- 2 Note the interim arrangements for tourism marketing in the Nambucca Valley Council Local Government Area and for the operation of the Nambucca Valley Visitor Information Centre. Those arrangements being retaining the employment of a casual Tourism Volunteer Coordinator for 3 hours per week by Nambucca Valley Council and the oversight of other tourism functions by Nambucca Valley Council's Community Development Officer. Both arrangements have nil impact on the 2023/24 budget as these costs are offset by not paying the 1 April 2024 to 30 June 2024 quarterly contribution to the licensee of \$17,250.**
- 3 As part of the draft 2024/25 budget process consider the permanent arrangement for tourism management and marketing in the Nambucca Valley Council Local Government Area and for the operation of the Nambucca Valley Visitor Information Centre commencing 1 July 2024 being the employment of a Tourism Coordinator for 3 days per week, with the oversight of other tourism functions being undertaken by Nambucca Valley Council's Community Development Officer, at a cost for 2024/25 equivalent to that which would be paid had the licence with Nambucca Valley Tourism Association continued.**

OPTIONS:

- 1 Per recommendation.
- 2 Instead of recommendation part 3 Council undertake an EOI process for a licence agreement to test the external market. Council would seek interest from businesses or individuals to manage the VIC and tourism marketing function. Should Council receive a suitable proposal, it would enter into a new licence agreement.
- 3 Instead of recommendation part 3 Council could sell the VIC building, decentralise the information service by adding information kiosks at strategic points across the Local Government Area. For example, Nambucca Heads Library and Council Administration Building in Macksville.

ITEM 10.4 TERMINATION OF LICENCE AGREEMENT TO OPERATE NAMBUCCA HEADS VISITOR INFORMATION CENTRE AND TOURISM MARKETING.

BACKGROUND:

At the 13 August 2020 Council meeting Council resolved:

ITEM 9.4 SF2911 130820 Proposed Transfer of Tourism Marketing Responsibility to Nambucca Valley Tourism Association Together with a Lease of the Visitor Information Centre

316/20 **RESOLVED:** (Reed/Jones)

- 1 That Council enter into a five (5) year service agreement with Nambucca Valley Tourism Association Inc. to provide the Association with indexed annual funding of \$66,000 for tourism marketing and in conjunction with this a five (5) year lease of the Visitor Information Centre as per the terms listed in the discussion section of this report.**
- 2 That the General Manager and Manager Community Development be provided with delegated authority to enter into the five (5) year service level agreement and lease and that Council's seal be attached to any documents as may be required.**
- 3 That council's Organisation Structure be adjusted with the deletion of the part time position of Tourism Coordinator.**

This resolution was based on two main factors. Firstly, that there was a level of duplication in the tourism marketing space with both Council and the NVTa engaged in promoting the destination (the risk with both organisations undertaking marketing was that there were communication costs for each to know what the other is doing as well as the potential for disagreements and overlap resulting in wasted resources). The second factor involved the recognition that NVTa were much better equipped at that point in time with industry expertise and knowledge to manage and market the destination than Council staff was.

However it is recognised that post the 13 August 2020 Council resolution the tourism landscape changed significantly due to the impacts of Covid-19. The pandemic created a major disruption to travel patterns and almost eliminated face to face volunteering roles. While the sector is recovering well, many business operators were forced to dedicate their time to rebuilding their businesses and this reduced their time to support external activities like industry development and volunteering. This post Covid-19 phase has had a significant impact on the NVTa, their membership base and their capacity to operate successfully.

Along those lines on the 14 March 2024 the NVTa provided written notice to Council in line with Clause 9 of the Licence Agreement which states, "both parties may terminate the Agreement at any time with one month's notice if it is mutually agreeable" as they no longer have the resources to market the destination and operate the VIC and instead see their future role as an advocacy role. The notice takes effect on 2 April 2024 (note that the current licence was due to expire on the 20th September 2025). Council has made interim arrangements for the continued operation of the VIC up until 30 June 2024. These arrangements include keeping the existing Tourism Volunteer Coordinator employed, (3 hours a week) to manage the Centre's operations and to support the 14 volunteers who work there.

One of the major challenges for the NVTa during its operation of the VIC since Covid-19, has been to meet the minimum operating hours which is a condition of Tourist Information Accreditation, (AVIC). The minimum hours required for the accreditation is forty-two (42) hours per week with a minimum of four hours required for both Saturday and Sunday. As previously mentioned, Covid-19 significantly impacted volunteering across Australia which reduced the capacity of the NVTa to staff the VIC for forty- two hours a week. Most organisations are finding it very difficult to recruit volunteers to pre Covid-19 levels. This will be an on-going challenge if the VIC is to remain a standalone visitor information centre with AVIC accreditation.

Council has enjoyed a positive relationship with the licensee since the partnership commenced. This has ensured that the termination of their licence has been negotiated in a positive and cooperative way. For example, the NVTa has agreed to transfer access and management of their brand and social media

ITEM 10.4 TERMINATION OF LICENCE AGREEMENT TO OPERATE NAMBUCCA HEADS VISITOR INFORMATION CENTRE AND TOURISM MARKETING.

platforms to Council. This means that Council will have access to the tourism website and Facebook page which will enable digital marketing under the current tourism brand. Similarly, NVTa has provided Council with an undertaking to support the transition process to ensure there is minimal impact on the VIC volunteers and the operations of the VIC.

DISCUSSION:

Over recent months, Council engaged two new staff members with extensive tourism and marketing experience (Community Development Officer and Manager Economic Development). This recruitment has enhanced Council's capability to manage its visitor economy more effectively. It would seem logical to capitalise on this new capability and move towards Council taking over the management and marketing of tourism which includes the operation of the VIC. A part time Tourism Coordinator can be engaged within the proposed 2024/25 draft budget (developed on the premise of the NVTa licence continuing) for three days a week. Their work will include managing VIC operations, marketing and industry liaison.

By appointing a dedicated Tourism Coordinator, and having Council manage the visitor economy, it will result in a more focused approach. This path will ensure there is the following:

- more proactive activity in updating and marketing - especially on social media channels
- improved coordination across Council to manage the Destination more effectively
- increased opportunities to be entrepreneurial and boost the business activities of the VIC – especially in light of new boardwalk infrastructure leading to the VIC
- increased liaison with industry stakeholders, and
- a stronger focus on attracting events and leveraging those events.

This strategy would utilise specialisation and innovation to develop the visitor economy in a professional and sustainable way. These outcomes result in better value for money with respect to Council's tourism budget.

Council has also received some interest from an external party to take over the tourism licence. By undertaking an Expression of Interest, Council can create a transparent process to invite any interested party to submit a proposal to manage the VIC and the tourism marketing function.

CONSULTATION:

Executive Leadership Team
Manager Economic Development
NVTa
Property Officer

SUSTAINABILITY ASSESSMENT:**Environment**

The Nambucca Valley's natural environment is the primary drawcard for the visitors to the area. A professionally managed visitor economy has the potential to deliver positive benefits to the natural environment through: increased tourism receipts, creating awareness of vulnerable flora and fauna, attracting funding to develop visitor infrastructure which reduces impacts on the natural environment.

Social

Tourism has the potential to generate both negative and positive impacts on the social dynamic. A well-managed visitor economy, can reduce negative impacts through appropriate planning, investment and operations. Destinations which focus on market segments like Sports Tourism can ensure positive benefits by improvements to their sports infrastructure and through attracting like-minded visitors. Similarly, encouraging development and investment in accessible tourism product and infrastructure not only improves opportunities for visitors but delivers benefits for the community.

ITEM 10.4 TERMINATION OF LICENCE AGREEMENT TO OPERATE NAMBUCCA HEADS VISITOR INFORMATION CENTRE AND TOURISM MARKETING.

Economic

The visitor economy includes sectors like: Accommodation and Food, Retail, Arts and Recreation, Tours, Attractions, Transport, and Support Services. Tourism also requires the support of secondary businesses like agriculture, fishing, Information Media and Telecommunications. Visitors coming to the area are exposed to the destination and this can translate to relocation and investment in the area.

Risk Analysis

Identified	Risk Likelihood (H,M,L)	Impact of risk (H,M,L)	Strategy to manage risk	Risk Assessment
Uncertainty of VIC operations may cause concern to tourism operators and visitors.	M	M	Keep industry and community informed of process. Maintain VIC operations	Reputational Risk

Delivery Program Action

LW13 - Volunteers in the community are recognised and encouraged

PP10 - Support the local tourism industry in partnership with the Nambucca Valley Tourism Association (NVTa)

FINANCIAL IMPLICATIONS:

Direct and indirect impact on current and future budgets

The strategy to retain the current Tourism Volunteer Coordinator 3 hours per week on a casual basis including on-costs for the remainder of the 2023/24 financial year is cheaper than the NVTa quarterly contribution for 1/4/24 to 30/6/24. The proposal for Council to consider to appoint a Tourism Coordinator 3 days per week from 1 July 2024 as part of the 2024/25 draft budget process, should Council decide to bring the function in-house, would be delivered at a cost no greater than if the NVTa licencing agreement continued in the 2024/25 financial year.

Working funds – justification for urgency and cumulative impact

Nil

Impacts on 10 Year Long Term Financial Plan

Nil

Service level changes and resourcing/staff implications

Should Council decide to bring the function in-house service levels will improve with a dedicated and more professional approach to marketing and managing the visitor economy. Engaging a Tourism Coordinator 3 days per week can reduce the workload and impact on the Community Development Officer's role with this change of focus for tourism.

ATTACHMENTS:

There are no attachments for this report.

DIRECTOR CORPORATE SERVICES REPORT

**ITEM 10.5 SF298 280324 ANNUAL GENERAL MEETING MINUTES ARGENTS HILL
HALL COMMITTEE OF MANAGEMENT 7 FEBRUARY 2024**

AUTHOR/ENQUIRIES: Michael Grieve, Community Development Officer

SUMMARY:

The report acknowledges the Annual General Meeting of the Argents Hill Hall Committee of Management held on the 7 February 2024. A copy of the Annual General Meeting minutes and Financials are **attached**.

RECOMMENDATION:

THAT Council note the Minutes of Agents Hill Hall Committee of Management's Annual General Meeting held on 7 February 2024 and thank ongoing members for their efforts over the past twelve months.

OPTIONS:

No other options. Council needs voluntary Committees of Management to manage recreation, cultural and community facilities across the Nambucca Valley.

DISCUSSION:

Following calls for nominations the following persons were elected:

President	David Foley
Vice President	Tom Macindoe
Secretary	Sheree Foley
Treasurer	Faith Bryant
Co-ordinator, Fundraising and Events	Kaycee Simuong
Artistic Director	Nick Warfield

CONSULTATION:

Director Corporate Services.

SUSTAINABILITY ASSESSMENT:

Environment

Nil.

Social

Nil.

Economic

Nil.

ITEM 10.5 ANNUAL GENERAL MEETING MINUTES ARGENTS HILL HALL COMMITTEE OF MANAGEMENT 7 FEBRUARY 2024

Risk Analysis

Identified	Risk Likelihood (H,M,L)	Impact of risk (H,M,L)	Strategy to manage risk
Nil			

Delivery Program Action

LW10 - Work with S355 Committees

FINANCIAL IMPLICATIONS:**Direct and indirect impact on current and future budgets**

Nil.

Working funds – justification for urgency and cumulative impact

Nil.



Impacts on 10 Year Long Term Financial Plan

Nil.

Service level changes and resourcing/staff implications

Nil.

ATTACHMENTS:

- 1  11192/2024 - Argents Hill Hall AGM Minutes
- 2  11304/2024 - Financial Statements for Argents Hill Hall Management Committee

DIRECTOR CORPORATE SERVICES REPORT**ITEM 10.6 SF251 280324 SCHEDULE OF COUNCIL MEETINGS - 11 APRIL 2024 TO 29 AUGUST 2024****AUTHOR/ENQUIRIES:** Rochelle McMurray, Business Services Coordinator**SUMMARY:**

The following is a schedule of dates for public Council and Council Committee meetings to be held 11 April 2024 to 29 August 2024. The meeting dates may change from time to time and this will be recorded in the next available report to Council.

The Council meeting schedule is two meetings per month, that being the last Thursday of the month and the Thursday two (2) weeks prior with the exception being the meeting to be held on Wednesday 24 April 2024 due to Anzac Day being Thursday 25 April 2024.

RECOMMENDATION:

THAT Council note the schedule of meeting dates for 11 April 2024 to 29 August 2024.

MEETING	DATE	VENUE	COMMENCING
2024			
Refreshments with the public prior to Council Meeting	11 April	Scotts Head SLSC	5.00 PM
Council Meeting			5.30 PM
Council Meeting	Wed 24 April	Council Chambers	5.30 PM
Council Meeting	16 May	Council Chambers	5.30 PM
Council Meeting	30 May	Council Chambers	5.30 PM
Council Meeting	13 June	Council Chambers	5.30 PM
Council Meeting	27 June	Council Chambers	5.30 PM
Refreshments with the public prior to Council Meeting	11 July	South Arm Hall	5.00 PM
Council Meeting			5.30 PM
Council Meeting	25 July	Council Chambers	5.30 PM
Council Meeting	15 August	Council Chambers	5.30 PM
Council Meeting	29 August	Council Chambers	5.30 PM

ATTACHMENTS:

- 1 49668/2023 - Nambucca Valley Council Away Meetings to 29 August 2024 - Attachment to Council Report

MANAGER DEVELOPMENT AND ENVIRONMENT REPORT

**ITEM 11.1 SF1406 280324 NOMINATIONS FOR NORTHERN REGIONAL PLANNING
PANEL (NRPP)**

AUTHOR/ENQUIRIES: Daniel Walsh, Manager Development and Environment

SUMMARY:

This report seeks Councils endorsement of local panel members on the Northern Regional Planning Panel (NRPP).

RECOMMENDATION:

THAT Council appoint Kempsey Shire Council's:

- 1 Mayor - Leo Hauville and Strategic & Environmental Planning Manager - Peter Orr as Nambucca Valley Council's members on the Northern Regional Planning Panel.**
- 2 Group Manager Development and Compliance - Retha du Preez, Principal Planner - Melissa Ziade, and Development Services Manager - Adam Costenoble as alternate members on the Northern Regional Planning Panel.**

OPTIONS:

- 1 Appoint representatives from Kempsey Shire Council as Nambucca Valley Council's members on the Northern Regional Planning Panel.
- 2 Appoint another Council member to the Northern Regional Planning Panel.

DISCUSSION:

Regional Planning Panels have been established to determine development proposals of regional significance as outlined in schedule 6 of the State Environmental Planning Policy (Planning Systems) 2021.

There are six Regional Planning Panels within NSW. Nambucca Valley Council and Kempsey Shire Council are within the area of the Northern Regional Planning Panel (NRPP). The NRPP is made up of five members, including three state members appointed by the Minister and two local members appointed by the Council in which the development to be determined is located.

Nambucca Valley Council and Kempsey Shire Council have entered into a reciprocal arrangement where both Councils appoint two members from the other Council to avoid potential conflicts of interest. This has seen Nambucca Valley Councils Mayor and Manager of Development & Environment appointed by Kempsey Shire Council as their members and Kempsey Shire Councils Mayor and various staff members appointed by Nambucca Valley Council.

Nambucca Valley Councils current two nominated members no longer work at Kempsey Shire Council. As such, Nambucca Valley Council is required to appoint two new members to the NRPP. Kempsey Shire Council have recommended that their Mayor - Leo Hauville and Strategic & Environmental Planning Manager - Peter Orr be nominated as Nambucca Valley Council's members on the NRPP and their Group Manager Development and Compliance - Retha du Preez, Principal Planner - Melissa Ziade, and Development Services Manager - Adam Costenoble be nominated as alternate members on the NRPP. The intent of nominating alternate members is to be able to call on them should the nominated members not be available.

Given the experience of the recommended members and the success the current reciprocal arrangement has had with regards to providing sound determinations of development applications and avoiding potential conflicts of interest; it is recommended that Council appoint the above-mentioned people as Nambucca Valley Councils members on the NRPP.

ITEM 11.1 NOMINATIONS FOR NORTHERN REGIONAL PLANNING PANEL (NRPP)

CONSULTATION:

Kempsey Shire Council

SUSTAINABILITY ASSESSMENT:**Environment**

Not applicable

Social

Not applicable

Economic

Not applicable

Risk

The reciprocal arrangement with Kempsey Shire Council is considered best practice for NRPP operations. The Councils have not been subject to conflict of interest issues which have occurred with other NRPP's.

FINANCIAL IMPLICATIONS:**Direct and indirect impact on current and future budgets**

Nil

Source of fund and any variance to working funds

Nil

Service level changes and resourcing/staff implications

Nil

ATTACHMENTS:

There are no attachments for this report.

DEVELOPMENT AND ENVIRONMENTS

ITEM 11.2 SF3410 280324 UNDETERMINED DEVELOPMENT APPLICATIONS GREATER THAN 12 MONTHS, WHERE SUBMISSIONS HAVE BEEN RECEIVED, OR WHERE AN APPLICATION TO VARY DEVELOPMENT STANDARDS UNDER CLAUSE 4.6 OF THE NAMBUCCA LEP 2010 WAS APPROVED UNDER STAFF DELEGATION

AUTHOR/ENQUIRIES: Daniel Walsh, Manager Development and Environment

SUMMARY:

This report contains information in relation to Development Applications which have been undetermined for over 12 months, undetermined Development Applications which have received submissions and Development Application determined where an application to vary a development standard was approved.

In accordance with Minute 848/08 from Council's meeting of 18 December 2008, should any Councillor wish to "call in" an application a motion is required specifying the reasons why it is to be "called in". If an application is not called then it will be determined under delegated authority if the delegations permit.

In the interests of transparency, all Development Applications determined under delegation, where an application to vary development standards under Clause 4.6 of the Nambucca Local Environmental Plan 2010 was approved, are reported to Council for information.

RECOMMENDATION:

THAT Council note the information on undetermined development applications greater than 12 months, or where submissions have been received to 20 March 2024, and development applications determined from 7 March to 20 March 2024 where an application to vary development standards under Clause 4.6 of the Nambucca LEP 2010 was approved under delegation.

OPTIONS:

In addition to the above recommendation, Council may choose to "call in" any or all of the development applications referred to in this report, or any other development application not yet determined under delegation by Council staff. Please see information in the summary above regarding how to "call in" a development application.

DISCUSSION:

TABLE 1: UNDETERMINED DEVELOPMENT APPLICATIONS IN EXCESS OF 12 MONTHS OLD
Nil.

TABLE 2: UNDETERMINED DEVELOPMENT APPLICATIONS WITH SUBMISSIONS

DA NUMBER	DATE OF RECEIPT	PROPOSAL	ADDRESS
2023/291	24 October 2023	Change of Use – Truck Depot	Lot 157 DP 755539, 45 Warrell Waters Road, Gumma
Thirty-two submissions and a petition have been received. Exhibition period closed on 13 November 2023.			
STATUS: Awaiting legal advice.			
DA NUMBER	DATE OF RECEIPT	PROPOSAL	ADDRESS
2023/281	23 October 2023	Dwelling, Pool & Change of use from three dwellings to tourist accommodation	Lot 101 DP 755550, 62 Lumsdens Lane, North Macksville
Two submissions have been received			
STATUS: Awaiting NSW RFS general terms of approval prior to determination.			
DA NUMBER	DATE OF RECEIPT	PROPOSAL	ADDRESS
2024/028	7 February 2024	Secondary Dwelling	Lot 458 DP 755550 - 36 Riverside Drive, Nambucca Heads
One submission has been received			
STATUS: Exhibition finished. Awaiting additional information.			

ITEM 11.2 UNDETERMINED DEVELOPMENT APPLICATIONS GREATER THAN 12 MONTHS, WHERE SUBMISSIONS HAVE BEEN RECEIVED, OR WHERE AN APPLICATION TO VARY DEVELOPMENT STANDARDS UNDER CLAUSE 4.6 OF THE NAMBUCCA LEP 2010 WAS APPROVED UNDER STAFF DELEGATION

TABLE 3: DEVELOPMENT APPLICATIONS DETERMINED UNDER DELEGATION WHERE AN APPLICATION TO VARY DEVELOPMENT STANDARDS UNDER CLAUSE 4.6 OF THE NLEP WAS APPROVED

No development applications were determined between 22 February – 6 March 2024 where an application to vary development standards under Clause 4.6 of the NLEP was approved under staff delegation.

CONSULTATION:

Nil

SUSTAINABILITY ASSESSMENT:**Environment**

To be undertaken in assessment of individual development applications.

Social

To be undertaken in assessment of individual development applications.

Economic

To be undertaken in assessment of individual development applications.

Risk Analysis

None identified.

FINANCIAL IMPLICATIONS:**Direct and indirect impact on current budgets**

Nil.

Working funds – justification for urgency and cumulative impact

Nil.

Impacts on 10 Year Long Term Financial Plan

Nil.

Service level changes and resourcing/staff implications

Nil.

ATTACHMENTS:

There are no attachments for this report.

MANAGER DEVELOPMENT AND ENVIRONMENT REPORT

ITEM 11.3 SF1545 280324 BUDGET VARIATION FOR POUND UPGRADES

AUTHOR/ENQUIRIES: Daniel Walsh, Manager Development and Environment

SUMMARY:

This report seeks a variation to the current 2023/24 budget and an allocation in the 2024/25 budget for funding to undertake upgrades at Council's pound to improve safety for staff.

RECOMMENDATION:

THAT Council:

- 1 Allocate an additional \$30,000 in the 2023/24 budget to facilitate the first stage of upgrades to Council's Pound.**
- 2 Note the allocation of \$120,000 in the 2024/25 draft budget to facilitate the second stage of upgrades to Council's Pound.**

OPTIONS:

- 1 Do nothing/business as usual. This will result in the safety issues faced by staff at Council's Pound not being adequately addressed, leaving staff safety at risk.
- 2 Proposed recommendation.

BACKGROUND:

Council operates a Pound to house companion animals seized or surrendered under the Companion Animals Act 1997. The design of the Pound does not allow dog pens to be serviced without staff coming into contact with the dogs and has the potential to result in a staff member becoming isolated with a dangerous dog.

Council does not have the resources to have two staff members at the Pound at all times when maintenance is being undertaken. In 2023 a staff member was attacked by a dog at the Pound while servicing the dog pens alone. The attack was almost fatal, with part of the attack occurring in a blind spot not captured by existing security cameras.

DISCUSSION:

In order to provide improved staff safety for those working at the Pound, it is intended to extend the existing pens into the yard of the Pound. This will enable dogs to be locked into the external part of the pen while the internal pen is being serviced and then let back into the internal pen once complete without having to come into contact with the dog. A concept plan of the proposed works is shown in **attachment 1**. The design will have a combination of sliding fence panels and self latching gates which will enable pen fencing to be between a staff member and a dog at all times while servicing the pound so that all contact can be avoided.

To enable the Pound to continue to operate while the works are being undertaken it is proposed to undertake the works in two stages. The first stage will see the construction of the pens in the front yard and the second stage will be the pens in the rear yard.

It is proposed to undertake the first stage this financial year and complete the second stage next financial year (July). In total it is estimated \$150,000 will be needed to complete both stages, which will include upgrades to existing security cameras so that there are no blind spots.

ITEM 11.3 BUDGET VARIATION FOR POUND UPGRADES**CONSULTATION:**

General Manager
Chief Financial Officer

SUSTAINABILITY ASSESSMENT:**Environment**

Nil.

Social

Improved safety for staff.

Economic

Impact to budget as outlined below.

Risk Analysis

Identified	Risk Likelihood (H,M,L)	Impact of risk (H,M,L)	Strategy to manage risk	Risk Assessment
Staff safety as a result of dog attack	Medium	High	Undertake the upgrades to the pound	High

Delivery Program Action

CC9 - Instill a culture of safe work practices across the organisation

FINANCIAL IMPLICATIONS:**Direct and indirect impact on current and future budgets**

It is proposed to allocate the \$30,000 to pound upgrades. The \$120,000 can be allocated in the draft 2024/25 budget.

Working funds – justification for urgency and cumulative impact

As above.

Impacts on 10 Year Long Term Financial Plan

Nil.

Service level changes and resourcing/staff implications

Upgrades need to be undertaken to meet our obligations under the WH&S Act, based on the outcomes of the incident investigation in 2023.

ATTACHMENTS:

1 

13985/2024 - Concept Plan

MANAGER DEVELOPMENT AND ENVIRONMENT REPORT**ITEM 11.4 SF1148 280324 COUNCIL'S RANGERS' REPORT AND PENALTIES ISSUED FOR FEBRUARY 2024****AUTHOR/ENQUIRIES:** Rochelle McMurray, Business Services Coordinator**SUMMARY:**

The following is the Council's Rangers' reports and listing of penalty notices issued for the month of February 2024 by Council Officers.

RECOMMENDATION:**THAT Council:**

- 1 Receive the Rangers' Impounding Statistics for the month of February 2024.**
- 2 Note the penalties issued for the month of February 2024.**

FEBRUARY 2024	Cats	Dogs
COUNCIL'S SEIZURE ACTIVITY		
Seized (doesn't include those animals dumped or surrendered)	0	0
Returned to Owner	0	0
Transferred to - Council's Facility from Seizure Activities	0	0
ANIMALS IN AND ARRIVING AT COUNCIL'S FACILITY		
Animals In Council's Facility - (Start of Month)	9	2
Abandoned or Stray	1	3
Surrendered	1	2
Animals transferred from Seizure Activities	0	0
Total Incoming Animals	11	7
ANIMALS LEAVING COUNCIL'S FACILITY		
Released to Owners	0	3
Sold	0	1
Released to Organisations for Rehoming	7	1
Died at Council's Facility (other than euthanised)	0	0
Stolen from Council's Facility	0	0
Escaped from Council's Facility	0	0
Other	0	0
EUTHANISED		
Restricted Dogs	0	0
Dangerous Dogs	0	0
Owner's Request	0	0
Due to Illness, Disease or Injury	0	0
Feral/infant animal	0	0
Unsuitable for rehoming	0	0
Unable to be rehomed	0	0
Total Euthanised	0	0
Total Outgoing Animals	7	5
TOTAL IN COUNCIL'S FACILITY - (END OF MONTH)	4	2

Cattle	Breakdown	Total
Seized	0	0
Returned to Owner	0	0
Impounded	0	0
Total Seized	0	0

ITEM 11.4 COUNCIL'S RANGERS' REPORT AND PENALTIES ISSUED FOR FEBRUARY 2024**PENALTIES ISSUED BY COUNCIL'S RANGER AND COUNCIL OFFICERS –FEBRUARY 2024***(All now issued electronically)*

FEBRUARY 2024		PARKING			
OFFENCE CODE	PN NUMBER	OFFENCE	DATE ISSUED	PENALTY \$	SUBURB
83595	3168989322	Disobey no stopping sign	1-Feb-24	\$302.00	Ridge Street, Nambucca Heads
93877	3168989331	*Not position front/rear of vehicle correctly - 90 degree angle parking	1-Feb-24	\$92.00	Fletcher Street, Nambucca Heads
93877	3168989340	*Not position front/rear of vehicle correctly - 90 degree angle parking	1-Feb-24	\$92.00	Fletcher Street, Nambucca Heads
93877	3168989350	*Not position front/rear of vehicle correctly - 90 degree angle parking	2-Feb-24	\$92.00	Fletcher Street, Nambucca Heads
93877	3168989369	*Not position front/rear of vehicle correctly - 90 degree angle parking	2-Feb-24	\$92.00	Fletcher Street, Nambucca Heads
93877	3168989378	*Not position front/rear of vehicle correctly - 90 degree angle parking	2-Feb-24	\$92.00	Fletcher Street, Nambucca Heads
8646	3169000652	Fail to comply with terms of notice erected by council (driving/parking/use of vehicle)	2-Feb-24	\$110.00	Ferry Street, Macksville
8646	3169000661	Fail to comply with terms of notice erected by council (driving/parking/use of vehicle)	2-Feb-24	\$110.00	Ferry Street, Macksville
8646	3169000670	Fail to comply with terms of notice erected by council (driving/parking/use of vehicle)	5-Feb-24	\$110.00	Ferry Street, Macksville
93877	3168989387	*Not position front/rear of vehicle correctly - 90 degree angle parking	7-Feb-24	\$92.00	Fletcher Street, Nambucca Heads
93877	3168989396	*Not position front/rear of vehicle correctly - 90 degree angle parking	7-Feb-24	\$92.00	River Street, Macksville
93877	3168989405	*Not position front/rear of vehicle correctly - 90 degree angle parking	7-Feb-24	\$92.00	Fletcher Street, Nambucca Heads
92363	3169000680	*Park continuously for longer than indicated	8-Feb-24	\$92.00	Winifred Street, Macksville
92363	3169000699	*Park continuously for longer than indicated	8-Feb-24	\$92.00	Winifred Street, Macksville
92363	3169000708	*Park continuously for longer than indicated	8-Feb-24	\$92.00	Princess Street,

ITEM 11.4 COUNCIL'S RANGERS' REPORT AND PENALTIES ISSUED FOR FEBRUARY 2024

					Macksville
92363	3169000717	*Park continuously for longer than indicated	8-Feb-24	\$92.00	Princess Street, Macksville
92363	3169000726	*Park continuously for longer than indicated	8-Feb-24	\$92.00	Princess Street, Macksville
92363	3169000735	*Park continuously for longer than indicated	8-Feb-24	\$92.00	Princess Street, Macksville
92363	3169000744	*Park continuously for longer than indicated	8-Feb-24	\$92.00	Princess Street, Macksville
8646	3169000753	Fail to comply with terms of notice erected by council (driving/parking/use of vehicle)	9-Feb-24	\$110.00	Bellwood Road, Nambucca Heads
8646	3169000762	Fail to comply with terms of notice erected by council (driving/parking/use of vehicle)	9-Feb-24	\$110.00	Shelley Beach Road, Nambucca Heads
93877	3168989441	*Not position front/rear of vehicle correctly - 90 degree angle parking	21-Feb-24	\$92.00	Fletcher Street, Nambucca Heads
83595	3168989450	Disobey no stopping sign	21-Feb-24	\$302.00	Cooper Street, Macksville
93877	3168989460	*Not position front/rear of vehicle correctly - 90 degree angle parking	29-Feb-24	\$92.00	Fletcher Street, Nambucca Heads
82740	3168989479	Disobey no parking sign	29-Feb-24	\$129.00	Fraser Street, Nambucca Heads
93877	3168989488	*Not position front/rear of vehicle correctly - 90 degree angle parking	29-Feb-24	\$92.00	Fletcher Street, Nambucca Heads
93877	3168989497	*Not position front/rear of vehicle correctly - 90 degree angle parking	29-Feb-24	\$92.00	Fletcher Street, Nambucca Heads
8646	3168989506	Fail to comply with terms of notice erected by council (driving/parking/use of vehicle)	29-Feb-24	\$110.00	Ferry Street, Macksville
8646	3168989515	Fail to comply with terms of notice erected by council (driving/parking/use of vehicle)	29-Feb-24	\$110.00	Ferry Street, Macksville
		TOTAL		\$3251.00	

**All fines are 'Opt-In' Local Government parking fines*

ITEM 11.4 COUNCIL'S RANGERS' REPORT AND PENALTIES ISSUED FOR FEBRUARY 2024**COMPANION ANIMAL PENALTIES**

FEBRUARY 2024		COMPANION ANIMALS		
ISSUED BY:	PN NUMBER	INFRINGEMENT DETAILS	DATE ISSUED	PENALTY \$
Ranger	3168989414	Code: 81562 Owner of dog which rushes at/attacks/bites/harasses/chases any person/animal	7-Feb-24	\$1320.00
		TOTAL:		\$1,320.00

**Dog declared menacing from Macksville*

OTHER PENALTIES

FEBRUARY 2024		OTHER		
ISSUED BY:	PN NUMBER	INFRINGEMENT DETAILS	DATE ISSUED	PENALTY \$
Manager	3168989423	Code: 31912 Development not accord consent - any other case - Corporation	8-Feb-24	\$6000.00
<i>*Another occasion a precast facility in the Macksville industrial estate commenced works before the permitted commencement time.</i>				
Manager	3168989432	Code: 91910 Development without development consent - any other case - Individual	14-Feb-24	3000.00
<i>This fine was withdrawn after receiving representations.</i>				
Manager	3169009021	Code 91905 Development without development consent - class 1a or 10 building - Individual	14-Feb-24	1500.00
<i>A retaining wall was erected on land in Valla without approval to support an illegal dwelling which had previously been refused by Council.</i>				
		TOTAL:		\$10,500.00

ATTACHMENTS:

There are no attachments for this report.