

# Ordinary Meeting Minutes

Held on Wednesday 27 November 2024

at Council Chambers, Biamanga Room Bega Valley Commemorative Civic Centre  
Bega commencing at 2:00pm

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## PRESENT

Cr Russell Fitzpatrick, Mayor  
Cr Mitchell Nadin, Deputy Mayor  
Cr Tony Allen  
Cr Simon Daly  
Cr Peter Hagggar – **Virtual attendance**  
Cr Clair Mudaliar  
Cr Peggy Noble  
Cr Helen O’Neil  
Cr David Porter

## IN ATTENDANCE

Chief Executive Officer, Mr Anthony McMahon  
Director, Assets and Operations, Mr Ian Macfarlane  
Director, Community, Environment and Planning, Mrs Emily Harrison  
Director, Business and Governance, Mrs Iliada Bolton  
Manager Communications and Engagement, Ms Kellie Dodge  
Executive Assistant (Minute Secretary), Ms Esther Furniss

## Statement of Commencement of Live Streaming

The Mayor made an announcement about live streaming requirements:  
Council meetings are recorded and live streamed to the Internet for public viewing.  
The recording will be archived and made available on Council’s website [www.begavalley.nsw.gov.au](http://www.begavalley.nsw.gov.au).

## Acknowledgement of Traditional Custodians of Bega Valley Shire

The Mayor commenced by acknowledging, On behalf of Bega Valley Shire Council, I would like to acknowledge and pay our respects to the traditional custodians of the lands, waterways and airspace on which we are gathering.

## Statement of Ethical Obligations

The Mayor and Councillors are reminded that they remain bound by the Oath/Affirmation of Office made at the start of the council term to undertake their civic duties in the best interests of the people of Bega Valley Shire and to faithfully and impartially carry out the functions, powers, authorities and discretions vested in them under the Local Government Act or any other Act, to the best of their skill and judgement.

The Mayor and Councillors are also reminded of the requirement for disclosure of conflicts of interest in relation to items listed for consideration on the Agenda or which are considered at this meeting in accordance with the Code of Conduct and Code of Meeting Practice.

## 1. Apologies

There were no apologies

### 1a Cr Peter Haggar virtual attendance

157/24 **RESOLVED on the motion of Crs Daly and O'Neil**

That Cr Peter Haggar be supported to attend today's Ordinary council meeting virtually as he is unwell.

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

AGAINST: Nil

## 2. Confirmation of Minutes

158/24 **RESOLVED on the motion of Crs Daly and Noble**

That the Minutes of the Ordinary Meeting held on 6 November 2024 as circulated, be taken as read and confirmed.

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

AGAINST: Nil

## 3. Declarations

### Pecuniary Interest

There were no declarations of interest

### Non Pecuniary Interest

Cr Fitzpatrick declared a significant non pecuniary conflict of interest for item 8.1 Demolition and erection of a 2 storey dwelling and swimming pool – Lot: 12 DP: 249625 – 9 Weemilah Drive Pambula Beach. Cr Fitzpatrick advised the owners contributed to his re-election. A signed declaration form was tabled by Cr Fitzpatrick, he will leave the chamber and not vote.

Cr O'Neil declared a non-significant pecuniary conflict of interest for item 8.2 Endorsement of Minor Amendments Planning Proposal. Cr O'Neil advised she is a close friend of owner of property considered for heritage listing. A signed declaration form was tabled by Cr O'Neil, she will leave the chamber and not vote.

## 4. Public Forum

**Item 8.1 Demolition and erection of a 2 storey dwelling and swimming pool – Lot: 12 DP: 249625 – 9 Weemilah Drive Pambula Beach**

- Ms Elizabeth Slapp - FOR
- Mr Russell Gorddard - AGAINST

## 5. Petitions

There were no petitions.

## 6. Mayoral Minutes

There were no mayoral minutes.

## 7. Urgent Business

There was no urgent business.

## 8. Staff Reports – Community, Environment and Planning

### 8.1 Demolition and erection of a 2 storey dwelling and swimming pool - Lot:12 DP: 249625 - 9 Weemilah Drive Pambula Beach

Cr Fitzpatrick declared a significant non pecuniary conflict of interest for item 8.1 Demolition and erection of a 2 storey dwelling and swimming pool – Lot: 12 DP: 249625 – 9 Weemilah Drive Pambula Beach. Cr Fitzpatrick advised the owners contributed to his re-election. A signed declaration form was tabled by Cr Fitzpatrick, he will leave the chamber and not vote.

02:03pm Cr Fitzpatrick left the meeting

#### 159/24 **RESOLVED on the motion of Crs Nadin and O'Neil**

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

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

AGAINST: Nil

ABSENT: Cr Fitzpatrick

02:12pm Cr Fitzpatrick returned to the meeting

### 8.2 Endorsement of Minor Amendments Planning Proposal

Cr O'Neil declared a non-significant pecuniary conflict of interest for item 8.2 Endorsement of Minor Amendments Planning Proposal. Cr O'Neil advised she is a close friend of owner of property considered for heritage listing. A signed declaration form was tabled by Cr O'Neil, she will leave the chamber and not vote.

02:13pm Cr O'Neil left the meeting

#### 160/24 **RESOLVED on the motion of Crs Nadin and Daly**

That Council:

1. Support a planning proposal to implement several minor amendments to the *Bega Valley Local Environmental Plan 2013*.
2. Authorise Council officers to submit the planning proposal (Attachment 1) and supporting information to the Department of Planning, Housing and Infrastructure requesting a Gateway Determination under Section 3.34 of the *Environmental Planning and Assessment Act 1979*.
3. Authorise Council officers, subject to the conditions of the Gateway Determination (including public exhibition) and providing no substantial changes to the planning proposal are required

and no objections are received during exhibition, to progress the planning proposal to finalisation and gazettal without a further report to Council.

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

AGAINST: Cr Fitzpatrick

ABSENT: Cr O'Neil

02:21pm Cr O'Neil returned to the meeting

## 9. Staff Reports – Assets and Operations

### 9.1 Request for Tender (RFT) 2425-010 Bemboka Reservoir Renewal

161/24 **RESOLVED on the motion of Crs Allen and Nadin**

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

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

AGAINST: Nil

### 9.2 Waste Grants Program FY 2025-26 to FY 2028-29

162/24 **RESOLVED on the motion of Crs Nadin and Daly**

That Council approve the Business Case for the proposed Waste Grants Program for Financial Years 2025-26 to 2028-29.

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

AGAINST: Nil

### 9.3 Request for Tender (RFT) 2324-064 Brogo Tank 2 Replacement

163/24 **RESOLVED on the motion of Crs Allen and Nadin**

1. That Council accepts the recommendations outlined in the attached confidential memo.
2. That Council accept the tender from A1 Quality Concrete Tanks in relation to the contract for the works described in in RFT 2324-064, in the amount of \$1,290,739.99 (incl. GST), subject to variations and provisional sums.
3. That authority is delegated to the Chief Executive Officer to execute all necessary documents in relation to tender RFT 2324-064.
4. That all tenderers be advised of Council's decision.

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

AGAINST: Nil

## 9.4 Regional Airport Program Round 4 (RAP4) Application

### A motion was moved by Crs Noble and Nadin

1. That Council notes that on 18 November 2024 Bega Valley Shire Council submitted a Regional Airport Program Round 4 (RAP4) application for \$4 million to partially fund the \$10 million Merimbula Airport runway starter extensions project, stage two.
2. That Council endorses Council officers to:
  - Approach the NSW Government to fully fund the required co-contribution.
3. Should sufficient grant funds not be available, that Council endorses termination of the \$10 million Merimbula Airport runway starter extensions project stage two, and withdrawal of the RAP4 application for this project.

### A motion was foreshadowed by Cr Allen

1. That Council notes that on 18 November 2024 Bega Valley Shire Council submitted a Regional Airport Program Round 4 (RAP4) application for \$4 million to partially fund the \$10 million Merimbula Airport runway starter extensions project, stage two.
2. That Council endorses Council officers to:
  - Approach the NSW Government to fully fund the required co-contribution.
  - Review Council's LTFP to identify lower priority projects that can be delayed or withdrawn, and these funds be reassigned to this co-contribution and provide a further report to Council outlining these options
3. Should sufficient grant or redirected funds not be available, that Council endorses termination of the \$10 million Merimbula Airport runway starter extensions project stage two, and withdrawal of the RAP4 application for this project.

### 164/24 RESOLVED on the motion of Crs Noble and Nadin

1. That Council notes that on 18 November 2024 Bega Valley Shire Council submitted a Regional Airport Program Round 4 (RAP4) application for \$4 million to partially fund the \$10 million Merimbula Airport runway starter extensions project, stage two.
2. That Council endorses Council officers to:
  - Approach the NSW Government to fully fund the required co-contribution.
  - Review Council's LTFP to identify lower priority projects that can be delayed or withdrawn, and these funds be reassigned to this co-contribution and provide a further report to Council outlining these options
3. Should sufficient grant or redirected funds not be available, that Council endorses termination of the \$10 million Merimbula Airport runway starter extensions project stage two, and withdrawal of the RAP4 application for this project.

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

AGAINST: Crs Allen, Fitzpatrick and Haggar

## 9.5 Merimbula Airport Taxiway Charlie Culvert Upgrade - RAP3

165/24 **RESOLVED on the motion of Crs Allen and O'Neil**

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

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

AGAINST: Nil

## 10. Staff Reports – Business and Governance

### 10.1 Annual Report 2023-24

166/24 **RESOLVED on the motion of Crs O'Neil and Mudaliar**

That Council:

1. Receive and note the 2023-24 Annual Report, noting that it covers the previous financial year and previously elected Council.
2. Provide a copy of the 2023-24 Annual Report to the NSW Office of Local Government and NSW Ombudsman by 30 November 2024.
3. Publish the 2023-24 Annual Report on Council's website by 30 November 2024.

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

AGAINST: Nil

### 10.2 Subdivision of Central Waste Facility for lease purposes

167/24 **RESOLVED on the motion of Crs Nadin and Noble**

1. That Council approves the subdivision of Lot 402 DP 1191314 and Lot 1 DP 1271967 for lease purposes, as outlined in Figure 1: Draft Plan of Subdivision of Lot 402 DP 1191314 and Lot 1 DP 1271967, included in the report to Council dated 27 November 2024.
2. That Council approves the creation of an easement for access 15m wide over Council owned land located at Wanatta Lane, Wolumla, as detailed in Figure 1: Draft Plan of Subdivision of Lot 402 DP 1191314 and Lot 1 DP 1271967, included in the report to Council dated 27 November 2024.
3. That Council gives notice of its intention to classify the land located at Wanatta Lane,

Wolumla and currently known as Lot 402 DP 1191314 and Lot 1 DP 1271967 as operational land under section 34 of the *Local Government Act 1993* (NSW) upon registration of the plan of subdivision.

4. That Council delegates to the Chief Executive Officer and Mayor the authority to execute the necessary lease documentation, granting land only tenure to SOILCO Pty Ltd for a rate of \$110 per annum, GST inclusive for the initial ten-year period after the completion of Milestone 2 with two extensions each of five years.
5. That Council delegate authority to the Chief Executive Officer and Mayor to execute the necessary documentation to affect the above course of action.

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

AGAINST: Nil

### 10.3 Adoption of Policy 6.23 - Payment of Expenses and Provision of Facilities to Councillors

168/24 **RESOLVED on the motion of Crs Nadin and Noble**

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

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

AGAINST: Nil

### 10.4 Certificate of Investment October 2024

169/24 **RESOLVED on the motion of Crs Allen and Mudaliar**

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

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

AGAINST: Nil

### 10.5 Community Satisfaction Survey 2024

170/24 **RESOLVED on the motion of Crs O'Neil and Nadin**

That Council:

1. Note the 2024 Community Satisfaction Survey Research Report (Attachment 1) which shows the Bega Valley with a lower overall satisfaction result than at the time of the previous survey in 2016, and is lower than a number of other rural shires.
2. Place Attachment 1 on Council's website for public access committing to improving results in

key areas of concern including communication and engagement.

3. Ensure the survey results form an integral part of the information used for decision-making in establishing the next suite of integrated planning and reporting documents
4. Commit to undertaking a subsequent Community Satisfaction Survey in 2026.

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

AGAINST: Nil

## 10.6 Adoption of Policy 6.07 Investment Policy

171/24 **RESOLVED on the motion of Crs Nadin and Allen**

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

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

AGAINST: Nil

## 10.7 EOI 2425-032 Use of Council owned and managed reserves for mobile food vending

172/24 **RESOLVED on the motion of Crs Daly and Nadin**

1. That Council receive and note this report and the Confidential Report attached.
2. That Council notes the EOI 2425-032 for use of Council owned and managed reserves for mobile food vending closed on 7 November 2024.
3. That Council considers the Council officers' recommendation as detailed in the attached Confidential Report.
4. That Council authorises the Chief Executive Officer to enter into negotiations in order to execute the necessary documentation to provide tenure to the successful applicants.
5. That Council delegate authority to the Chief Executive Officer to enter into short term licence agreements with other suitably qualified commercial entities or incorporated organisations until 30 June 2025.

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

AGAINST: Nil

## 10.8 Quarterly Budget Review Statement (QBRS) September 2024 Q1

Cr Nadin left 3:27pm returned 3:29pm

173/24 **RESOLVED on the motion of Crs Porter and Daly**

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

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



AGAINST: Nil

## 10.9 Presentation of Financial Statements and Audit Report for the Year Ended 30 June 2024

174/24 **RESOLVED on the motion of Crs Nadin and Mudaliar**

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

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

AGAINST: Nil

## 10.10 Draft 2024 - 2028 Community Engagement Strategy

175/24 **RESOLVED on the motion of Crs Nadin and Daly**

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

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

AGAINST: Nil

## 10.11 Audit and Risk Improvement Committee and Councillor Representatives on Committees

176/24 **RESOLVED on the motion of Crs Nadin and Daly**

That Council:

1. Note that the appointment of two (2) councillor members to the ARIC on 9 October 2024 is non-compliant with the Local Government (General) Regulation 2021 and,
2. Appoints Councillor O'Neil as delegate and Councillor Daly as alternate delegate to the Audit, Risk, and Improvement Committee (ARIC) as a non-voting member position in accordance with the Office of Local Government guidelines and ARIC Terms of Reference.
3. Resolve that where a Councillor delegate is appointed to a committee, they are the nominated council representative to attend scheduled meetings and in the case they are an apology, make arrangements for the alternate Councillor to attend in their place.

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

AGAINST: Nil

## 10.12 Code of Conduct Statistical Reporting 2023/2024

177/24 **RESOLVED on the motion of Crs Nadin and O'Neil**  
That Council receive and note the report to the Office of Local Government (OLG) regarding Code of Conduct statistics for the period 1 September 2023 through until 30 August 2024.

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

**AGAINST:** Nil

## 10.13 6.16 Draft Policy - Community Engagement

178/24 **RESOLVED on the motion of Crs Noble and Nadin**

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

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

**AGAINST:** Nil

## 10.14 Submission to Office of Local Government (OLG) - Councillor Conduct and Meeting Practices - Discussion Paper Officer Recommendation

1. That Council receive and note the Councillor conduct and meeting practices discussion paper September 2024.
2. That Council endorse the submission tabled at the meeting and the submission be lodged to Office of Local Government.

**A motion was moved by Crs Porter and Nadin**

1. That Council receive and note the Councillor conduct and meeting practices discussion paper September 2024.
2. That the submission for the code of conduct be the one that Cr Nadin circulated earlier today and has been resent to all Councillors

**Cr Allen foreshadowed the staff recommendation**

The motion was put to the vote and LOST

**IN FAVOUR:** Crs Nadin, Noble and Porter

**AGAINST:** Crs Allen, Daly, Fitzpatrick, Hagggar, Mudaliar and O'Neil

The foreshadowed motion became the motion and was amended

**A motion was moved by Crs Allen and Hagger:**

1. That Council receive and note the Councillor conduct and meeting practices discussion paper September 2024.

2. That Council endorse the submission tabled at the meeting with the removal of the support for PINs and the submission be lodged to Office of Local Government.

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

179/24

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

1. That Council receive and note the Councillor conduct and meeting practices discussion paper September 2024.
2. That Council endorse the submission tabled at the meeting with the removal of the support for PINs and the submission be lodged to Office of Local Government.

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

## 11. Councillor Reports

There were no Councillor reports

## 12. Rescission/Alteration Motions

There were no Rescission/Alteration Motions

## 13. Notices of Motion

There were no notices of motion

### 13.1 Review Pathways

180/24

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

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

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

### 13.2 Acquisition of land in Eden

**A motion was moved by Crs Nadin and Porter**

1. That council give authority to the mayor and CEO to bid at auction for the purchase of vacant land 215-217, 221 & 223 Imlay Street, Eden, for the purposes of consolidating and potentially expanding a number of Council owned and managed services in Eden.
2. That council set an upper financial limit for the auction bid to be determined in closed session

of Council.

3. That council finance the transaction from the internally restricted Property and Reinvestment Reserve.
4. That council delegate authority to the Mayor and CEO to execute all necessary documentation to allow the transaction to occur.
5. That to help finance the purchase and cost of remediating the land, council give in-principle support to disposing of existing council owned operational land and buildings including the Eden library and Access Centre and surrounding land.

The motion was put to the vote and LOST

IN FAVOUR: Crs Nadin and Porter

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

### 13.3 Development assessment audit

181/24 **RESOLVED on the motion of Crs Nadin and Allen**

That Council:

1. Request the audit, risk and improvement committee to work with the Chief Executive Office to prepare an appropriate service review scope to review development assessment related systems/processes, resources and culture.
2. That a report be bought back to council with a recommended budget to engage a suitably qualified, skilled and experienced firm to undertake the audit.

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

AGAINST: Nil

### 13.4 Activation of Nullica Lodge site

182/24 **RESOLVED on the motion of Crs Mudaliar and Allen**

That Council:

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

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

AGAINST: Nil

## 14. Questions with Notice

There were no questions with notice.

## 15. Questions without Notice

There were no questions without notice.

### 15.1 Cr Nadin - NSW Government PFAS water supply testing

Staff response:

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

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

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

## 16. Confidential Business

There was no confidential business.

## 17. Noting of Resolutions from Closed Session

There was no noting of resolutions from closed session.

## 18. Declassification of reports considered previously in closed session

There was no declassification of reports considered previously in closed session.

## Closure

There being no further business, the Chairperson closed the meeting at 4:33 pm.

### **Confirmed**

Chairperson of the meeting of the Bega Valley Shire Council held on Wednesday, 27 November 2024.