

MINUTES OF THE ORDINARY MEETING

Meeting Date: Tuesday, 25 October 2016
Location: Council Chambers, City Administrative Building, Bridge Road, Nowra
Time: 4.00pm

The following members were present:

Clr Findley - Chairperson
Clr Joanna Gash
Clr John Wells
Clr Patricia White
Clr John Levett
Clr Nina Cheyne
Clr Annette Alldrick
Clr Kaye Gartner – arrived 4.05pm
Clr Andrew Guile
Clr Mitchell Pakes
Clr Greg Watson
Clr Mark Kitchener
Clr Bob Proudfoot

The meeting was opened by an Acknowledgement of Traditional Custodians by the Chairperson, followed with a Prayer by Paster Jason Smith, and the playing of the Australian National Anthem.

Apologies / Leave of Absence

Clr Findley requested a Leave of Absence for the period of 26 October to 4 November 2016.

RESOLVED Clr Guile / Clr Cheyne MIN16.773

That a leave of absence be granted to the Mayor, Councillor Findley for the period of 26 October 2016 to 4 November 2016 inclusive.

CARRIED

Confirmation of the Minutes

RESOLVED (Clr Guile / Clr Cheyne) MIN16.774

That the Minutes of the Ordinary Meeting of Ordinary Meeting held on Tuesday 04 October 2016 be confirmed.

CARRIED

Declarations of Interest

Russ Pigg – CCL16.12 – Buy Back Service at Council Waste Depots – Significant non pecuniary interest declaration – one of his neighbours has a continued association with the tenderer trading as Shoalhaven Recycling – Will leave the room and will not take part in discussion.

Note: Clr Gartner arrived at the meeting at 4.05pm

DEPUTATIONS

CL16.68 – Notice of Motion – Milton/Ulladulla Men’s Shed

Mr Tim Jamison addressed the Meeting in relation to this matter.

SA16.9 – Huskisson Public Wharves – Commercial Berthing Encroachment

Jackie Kay AM addressed the meeting in relation to this matter.

Procedural Motion - Bring Item Forward

RESOLVED (Clr Guile / Clr Wells)

That the following matters be brought forward for consideration:

1. CL16.68 – Notice of Motion – Milton / Ulladulla Men’s Shed
2. SA16.9 – Huskisson Public Wharves – Commercial Berthing Encroachment

CARRIED

CL16.68 Notice of Motion - Milton / Ulladulla Men's Shed

**HPERM Ref:
D16/314778**

Recommendation

That Council allocate a portion of land to be used for activities associated with the Milton/Ulladulla Men’s Shed in the proximity of the Ulladulla SES off Camden Street South Ulladulla.

RESOLVED (Clr Kitchener / Clr Watson)

MIN16.775

That:

1. Council allocate a portion of land to be used for activities associated with the Milton/Ulladulla Men’s Shed in the proximity of the Ulladulla SES off Camden Street South Ulladulla;
2. Council staff, Councillors and representatives of the Milton Ulladulla Men’s Shed hold an onsite meeting at the former Ulladulla Sewer Treatment Plant to discuss options for the site;
3. Any Section 64/94 Development Application fees or contributions to be paid by the Milton Ulladulla Men’s Shed for relocation to the former Ulladulla Sewer treatment plant site be waived by Council;
4. Council defer the consideration of the current Development Application for the Men’s Shed at Frogs Holla until this motion has been dealt with.

CARRIED

SA16.9 Huskisson Public Wharves - Commercial Berthing Encroachment

HPERM Ref: D16/293633

Recommendation

That

1. Council reconfirm its policy of 2013 that the use of Huskisson Public Wharves continue for the broad community benefit of both recreational and commercial users with priority given for the loading and unloading of passengers and goods;
2. Council not support the loss of limited public berthing space for the exclusive benefit of adjacent commercial vessels;
3. Wharf owners consent not be provided to allow modification of the Huskisson western public wharf by the adjoining commercial vessel owner;
4. Defer the matter to the Ordinary Council meeting 25 October 2016, subject to holding an onsite inspection prior to a decision being made.

RESOLVED (Clr Guile / Clr Pakes)

MIN16.776

That:

1. Council reconfirm its policy of 2013 that the use of Huskisson Public Wharves continue for the broad community benefit of both recreational and commercial users with priority given for the loading and unloading of passengers and goods;
2. Council not support the loss of limited public berthing space for the exclusive benefit of adjacent commercial vessels;
3. Wharf owners consent not be provided to allow modification of the Huskisson western public wharf by the adjoining commercial vessel owner;
4. Council request the RMS for a 3 month grace period for the implementation of the new berthing arrangements
5. Council establish a working party within the 3 month grace period to support negotiations between the tour operator and the Wharf Management Committee to seek a resolution to the berthing arrangements for accessibility purposes that would be suitable for all parties.

CARRIED

Introduction of Items as Matters of Urgency

Recommendation

That the following addendum reports be introduced as matters of urgency:

1. CL16.70 Tenders - Construction of Roundabouts at South Nowra and Ulladulla
2. CCL16.14 Tenders - Construction of Roundabouts at South Nowra and Ulladulla
3. CCL16.15 Legal Proceedings - Development Application DA16/1830 - Proposed Residential Flat Building, Anson St, St Georges Basin

RESOLVED (Clr Wells / Clr White)

The Chairperson ruled the matters as ones of urgency as they relate to urgent business of Council and allowed their introduction.

CARRIED

MAYORAL MINUTE

MM16.1 Mayoral Minute - Local Government NSW Annual Conference

**HPERM Ref:
D16/329356**

Recommendation

That Council receive this report for information.

RESOLVED (Clr Findley / Clr Wells)

MIN16.777

That Council receive this report for information.

CARRIED

MM16.2 Mayoral Minute - Princes Highway - Upgrade Works & Funding

**HPERM Ref:
D16/329506**

Recommendation

That Council receive this report for information.

RESOLVED (Clr Findley / Clr Gash)

MIN16.778

That:

1. Council start a petition to lobby for Federal Government funding for the Princes Highway Upgrade works;
2. The report regarding Princes Highway – Upgrade Works & Funding be received for information.

CARRIED

MM16.3 Mayoral Minute - DA16/2070 No. 7 Beach Street, Huskisson

**HPERM Ref:
D16/329651**

Recommendation

That Council call in DA16/2070.

RESOLVED (Clr Findley / Clr White)

MIN16.779

That due to the extensive public interest in the proposed development, Council call in DA16/2070.

CARRIED

MM16.4 Mayoral Minute - Condolences to the Thai Royal Family

**HPERM Ref:
D16/330038**

Recommendation

That Council receives this report for information.

RESOLVED (Clr Findley / Clr Kitchener)

MIN16.780

That Council receives this report for information.

CARRIED

MM16.5 Mayoral Minute - Tiny Homes - A Pathway to Affordable Housing

**HPERM Ref:
D16/330060**

Recommendation

That Council consider the following recommendations:

1. Council adopt the principles of the Tiny Home's Foundation - seeking to create innovative ways to alleviate homelessness.
2. Council identify land that could be used for a Tiny Home's project, taking into consideration proximity to services and report back to a future meeting.
3. Council acknowledge that any Tiny Homes project that might possibly be embarked upon needs to be done in collaboration with housing and human services, other levels of government and the community at large.

RESOLVED (Clr Findley / Clr Gartner)

MIN16.781

That Council consider the following recommendations:

1. Council adopt the principles of the Tiny Home's Foundation - seeking to create innovative ways to alleviate homelessness.
2. Council identify land that could be used for a Tiny Home's project, taking into consideration proximity to services and report back to a future meeting.
3. Council acknowledge that any Tiny Homes project that might possibly be embarked upon needs to be done in collaboration with housing and human services, other levels of government and the community at large.
4. Council receive a presentation from Tiny Homes.

CARRIED

MM16.6 Mayoral Minute - Milton Library Funding for 2017/2018

**HPERM Ref:
D16/330070**

Recommendation

That Council receive the report for information and

1. That Council reinstate the budget of \$50,000 to Milton Library for the next budget cycle.
2. The Friends of Milton Library be advised when the budget is voted on (2017).

RESOLVED (Clr Findley / Clr Kitchener)

MIN16.782

That Council receive the report for information and;

1. Write to the Hon Mike Baird MP, Premier for NSW, (Copied to the Local Members) requesting further information regarding the commitment he made to review the funding at the Local Government Conference
2. Work with the friends of Milton Library to identify items and associated capital budget required to meet their future plans.

CARRIED

MM16.7 Mayoral Minute - Shoalhaven to Host 2017 Surf Dive 'N Ski Australian Junior Surfing Titles **HPERM Ref: D16/330331**

Recommendation

That Council receive the report for information.

RESOLVED (Clr Findley / Clr Pakes) **MIN16.783**

That Council write to the organisers of the Australian Junior Surfing Titles requesting that they invite Nowra Culburra SLSC to be part of the event.

CARRIED

MM16.8 Mayoral Minute - Minister Paul Toole MP, Minister for Local Government visits Shoalhaven **HPERM Ref: D16/332884**

Recommendation

That Council receives this report for information.

RESOLVED (Clr Findley / Clr Proudfoot) **MIN16.784**

That Council receives this report for information.

CARRIED

MM16.9 Mayoral Minute - DA16/1830 - Island Point Road, St Georges Basin - Lot 6 DP 1082382 **HPERM Ref: D16/333195**

Recommendation

That the General Manager prepare a report in respect to options that consider reducing the height limits at Lot 1 & 6 DP 1082382 Anson Street, St Georges Basin.

RESOLVED (Clr Findley / Clr Proudfoot) **MIN16.785**

That the General Manager prepare a report in respect to options that consider reducing the height limits at Lot 1 & 6 DP 1082382 Anson Street, St Georges Basin.

CARRIED

NOTICES OF MOTION / QUESTIONS ON NOTICE

CL16.66 Rescission Motion - CL16.33 Live Web Streaming - Council Meetings **HPERM Ref: D16/323757**

Recommendation

That Council rescind the Motion relating to Item CL16.33 of the Council Meeting held on 10 October 2016.

MOTION (Clr Proudfoot / Clr Pakes) **MIN16.786**

That Council rescind the Motion relating to Item CL16.33 of the Council Meeting held on 10 October 2016.

FOR: Clr Guile, Clr Pakes, Clr Watson and Clr Proudfoot
AGAINST: Clr Findley, Clr Gash, Clr Wells, Clr White, Clr Levett, Clr Cheyne, Clr Alldrick, Clr Gartner and Clr Kitchener
LOST

CL16.67 Notice of Motion - Live Web Streaming - Council Meetings

**HPERM Ref:
D16/323766**

Recommendation

That Council proceed with web streaming of the meetings at a cost of approximately \$20,000 initial set up and \$16,800 ongoing annual fees. **Council would need to identify what services it would like to reduce in order to pay for this new and increased service level.**

Note : this item did not proceed as the Rescission Motion – CL16.66 - required for its consideration was not carried. Refer MIN16.774

CL16.68 Notice of Motion - Milton / Ulladulla Men's Shed

This item was considered earlier in the meeting – refer MIN16.775

CL16.69 Notice of Motion - Shellharbour Public Hospital - Privatisation

**HPERM Ref:
D16/322627**

Recommendation

That Shoalhaven City Council call on the Minister for Health, the Honourable Jillian Skinner, to not continue with the tender process for the public/private operation of Shellharbour Public Hospital but instead continue with the \$251 million upgrade as promised.

Note: Clr White left the meeting at 5:53pm

RESOLVED (Clr Alldrick / Clr Proudfoot)

MIN16.787

That Shoalhaven City Council call on the Minister for Health, the Hon Jillian Skinner MP, to not continue with the tender process for the public/private operation of Shellharbour Public Hospital but instead continue with the \$251 million upgrade as promised.

FOR: Clr Findley, Clr Levett, Clr Cheyne, Clr Alldrick, Clr Gartner, Clr Watson, Clr Kitchener and Clr Proudfoot

AGAINST: Clr Gash, Clr Wells, Clr Guile and Clr Pakes

CARRIED

REPORT OF THE STRATEGY & ASSETS COMMITTEE - 11 OCTOBER 2016

Items marked with an * were resolved 'en block'

SA16.1	Community Medical Scholarship	HPERM Ref: D16/306961
---------------	--------------------------------------	----------------------------------

RESOLVED* (Clr Guile / Clr Cheyne) MIN16.788

Council reaffirm that the Mayor call a meeting as resolved in August 2016 and any interested Councillors attend.

CARRIED

SA16.2	Fit for the Future Consultation Paper - Joint Organisations: Getting the boundaries right	HPERM Ref: D16/307003
---------------	--	----------------------------------

RESOLVED* (Clr Guile / Clr Cheyne) MIN16.789

That Council make response to the consultation paper - *Joint Organisations: Getting the boundaries right* - stating it supports the boundaries encompassing the four councils of Wollongong, Shellharbour, Kiama & Shoalhaven City Council and that Council request the name be changed to Illawarra-Shoalhaven Joint Organisation.

CARRIED

SA16.3	Request for Tender - Catering Services for Shoalhaven Entertainment Centre	HPERM Ref: D16/292960
---------------	---	----------------------------------

RESOLVED* (Clr Guile / Clr Cheyne) MIN16.790

That the Committee consider a separate confidential report in accordance with Section 10A(2)(d)(i) of the Local Government Act 1993.

CARRIED

SA16.4	Berry District Park - Re-exhibition of Master Plan	HPERM Ref: D16/293099
---------------	---	----------------------------------

Recommendation

That:

1. Council form a Project Reference Group consisting of all Councillors, relevant staff and members of the Berry Community forum and the Berry Rotary Club.
2. Council work with the community project reference group involved in progressing the finalisation of the masterplan, detailed design and determine the preference of the name of the Berry District Park.
3. Council allocate \$35,000 from the strategic project reserve immediately to undertake staged detailed design and development of a Business Case and Plan, and Funding and Procurement Plan to guide future delivery of Berry District Park and ensure it is "shovel ready" for future grant applications

4. Council reallocate from the Berry Strategic Plan Project \$17,000 to the Berry District Park and \$10,000 to the Berry Trails Project subject to approval by RMS for the reallocation of their grant funding for the Berry Strategic Plan.

RESOLVED (Clr Guile / Clr Proudfoot)

MIN16.791

That:

1. That Council form a Working Group which is Co – Chaired by a Councillor and Community member with the following membership :
 - a. all Councillors
 - b. Three (3) representatives of the Berry Community Forum (Including one (1) representative from the Berry Sporting Complex Management Committee
 - c. Two (2) representatives of the Berry Rotary Club
 - d. One (1) representative of the Berry Chamber of Commerce.
 - e. If possible a young person be included as one of the community representatives.
2. Council work with the community project reference group involved in progressing the finalisation of the masterplan, detailed design and determine the preference of the name of the Berry District Park.
3. Council allocate \$35,000 from the strategic project reserve immediately to undertake staged detailed design and development of a Business Case and Plan, and Funding and Procurement Plan to guide future delivery of Berry District Park and ensure it is “shovel ready” for future grant applications
4. Council reallocate from the Berry Strategic Plan Project \$17,000 to the Berry District Park and \$10,000 to the Berry Trails Project subject to approval by RMS for the reallocation of their grant funding for the Berry Strategic Plan.

CARRIED

SA16.7 Application for a Special Rate Variation

**HPERM Ref:
D16/301901**

Recommendation

That:

1. That Council authorise staff to notify the IPART of its intention to apply for a Special Rate Variation Application for 2017/18 and 2018/19 at the rate of 23% (11.5% each year) above rate peg over the 2 years in order for Council to financially support the ongoing provision of service levels to the community.
2. That Council proceed with the formal Special Rate Variation Application for 2017/18 and 2018/19 at the rate of 23% (11.5% each year) above rate peg over the 2 years and submit this in line with the timelines set by IPART (expected to be February 2017)
3. Council undertake an extensive community engagement program explaining the reason for the rate increase and seek the communities’ comments.

PROCEDURAL MOTION - MOVE INTO COMMITTEE OF THE WHOLE (Clr Findley / Clr Guile)

That Council move into the Committee of the Whole, the time being 6.17pm.

CARRIED

PROCEDURAL MOTION - MOVE OUT OF THE COMMITTEE OF THE WHOLE (Clr Findley / Clr Cheyne)

That Council move out of the Committee of the Whole, the time being 7.01pm.

CARRIED

MOTION (Clr Watson / Clr Kitchener)

That Council:

1. Authorise staff to notify IPART that it intends to seek a special rate variation of 2% over the next 7 years over and above the rate peg with a review at the end of the 7 years.
2. Undertake an extensive community engagement program explaining the reason for the rate increase and seek the communities' comments.
3. Make an application to the Minister for Local Government for the Council to be permitted an extension of 14 years prior to achieving the Fit for the Future targets.

FOR: Clr Guile, Clr Pakes, Clr Watson, Clr Kitchener and Clr Proudfoot

AGAINST: Clr Findley, Clr Gash, Clr Wells, Clr Levett, Clr Cheyne, Clr Alldrick and Clr Gartner

LOST

RESOLVED (Clr Findley / Clr Gartner)

MIN16.792

That Council

1. Authorise staff to notify the IPART of its intention to apply for a Special Rate Variation Application for the following three (3) models of rate increase:
 - a. 11.5% over 2 years (plus the rate peg)
 - b. 6.27% over 4 years (plus the rate peg)
 - c. 5% over 7 years (plus the rate peg)
2. Work on any anomalies within the rating categories that would possibly produce additional rate income
3. Receive a report modelling the community's capacity to pay for rate increases.
4. Council undertake an extensive community engagement program explaining the reason for the rate increase and seek the communities comments.

FOR: Clr Findley, Clr Gash, Clr Wells, Clr Levett, Clr Cheyne, Clr Alldrick and Clr Gartner

AGAINST: Clr Guile, Clr Pakes, Clr Watson, Clr Kitchener and Clr Proudfoot

CARRIED

Note: A Rescission motion was received on this item.

SA16.9 Huskisson Public Wharves - Commercial Berthing Encroachment

This item was considered earlier in the meeting – refer MIN16.776

**SA16.10 Local Government Road Safety Program (LGRSP) -
2016/17 - RMS Grant Funds**

**HPERM Ref:
D16/291257**

Recommendation

That Council writes to the local Members and NSW Roads and Maritime Services and thanking them for its funding assistance towards the Road Safety Program and accept the grant funding offer of \$12,600 from Roads and Maritime Services (RMS) and vote funds as follows:

1. \$200 for Shoalhaven Youth Log Book Run
2. \$1,200 for Shoalhaven Youth Graduated Licensing Scheme (GLS)
3. \$200 for Fatigue
4. \$4,800 for Motorcycle Safety
5. \$1,200 for Restraints
6. \$5,000 for Shoalhaven Cycles Bike Week
7. Speed Monitoring on Local Roads (paid directly by RMS)

RESOLVED (Clr Wells / Clr Cheyne)

MIN16.793

That Council writes to the local Members and NSW Roads and Maritime Services and thanking them for its funding assistance towards the Road Safety Program and accept the grant funding offer of \$12,600 from Roads and Maritime Services (RMS) and vote funds as follows:

1. \$200 for Shoalhaven Youth Log Book Run
2. \$1,200 for Shoalhaven Youth Graduated Licensing Scheme (GLS)
3. \$200 for Fatigue
4. \$4,800 for Motorcycle Safety
5. \$1,200 for Restraints
6. \$5,000 for Shoalhaven Cycles Bike Week
7. Speed Monitoring on Local Roads (paid directly by RMS)

CARRIED

SA16.13 Verons Estate Special Rate Variation to Upgrade Roads

**HPERM Ref:
D16/306078**

Recommendation

That

1. Council authorise staff to notify IPART of its intention to prepare a Special Variation application for a \$2.13m loan-funded special rate levy ('Special Rate Variation') so that Council can provide essential road infrastructure in Verons Estate;
2. 17% of the total cost be met by the broader rate base based in recognition of the potential benefit of the road upgrades to the broader community including properties fronting Sussex Inlet Road which have rear access onto Mokau Road.
3. Further details of the proposed funding arrangement be refined in consultation with the affected landowners; and
4. Unless there are substantial changes to the details provided in this report, the Special Rate Variation application to IPART be submitted before the February 2017 deadline.

5. During the notification to IPART Council hold a Public meeting with the land owners and the community.

RESOLVED (Clr Wells / Clr Gash)

MIN16.794

That:

1. Council authorise staff to notify IPART of its intention to prepare a Special Variation application for a \$2.13m loan-funded special rate levy ('Special Rate Variation') so that Council can provide essential road infrastructure in Verons Estate;
2. 17% of the total cost be met by the broader rate base based in recognition of the potential benefit of the road upgrades to the broader community including properties fronting Sussex Inlet Road which have rear access onto Mokau Road.
3. Further details of the proposed funding arrangement be refined in consultation with the affected landowners; and
4. Unless there are substantial changes to the details provided in this report, the Special Rate Variation application to IPART be submitted before the February 2017 deadline.
5. During the notification to IPART Council hold a Public meeting with the land owners and the community.

CARRIED

REPORT OF THE SHOALHAVEN TRAFFIC COMMITTEE - 13 SEPTEMBER 2016

Items marked with an * were resolved 'en block'

TC16.1 Parking Restrictions - Huskisson Wharf (PN1800)

**HPERM Ref:
D16/296081**

RESOLVED* (Clr Wells / Clr Gash)

MIN16.795

That the General Manager (Director Assets and Works) be requested to arrange for the installation of the following changes to parking restrictions at the northern end of Currambene Street, Huskisson adjacent to the wharf as detailed in the attached plan TRAF 2016/61:

1. Install a 50m (approx.) loading zone 'buses 15minutes max' adjacent to the wharf
2. Install a 17m (approx.) loading zone in the existing No Stopping zone adjacent to the driveway access at the rear of Club Jervis Bay

CARRIED

TC16.2 Parking Restriction Amendments - Un-named Lane between Currambene Street and Hawke Street, Huskisson (PN 2697)

**HPERM Ref:
D16/296150**

RESOLVED* (Clr Wells / Clr Gash)

MIN16.796

That the General Manager (Director Assets and Works) be requested to arrange for the installation of the following parking restrictions in the Un-Named Lane adjoining Owen Street, Huskisson as detailed in the attached plan TRAF 2016/62:

1. Install a No Stopping zone on the eastern side of the unnamed lane extending from the existing restriction zone (No Standing/No Stopping 80m approx.) adjacent to the rear of 10 Currambene Street to the proposed loading zone (10m approx.)
2. Install a No Stopping zone on the western side of the Un-Named Lane extending from the proposed loading zone to the rear of property 9 Hawke Street (50m approx.)
3. Install a Loading zone at the northern end of the Un-Named Lane, adjacent to properties 68 and 70 Owen Street

CARRIED

TC16.3	No Parking - Crookhaven Boat Ramp - Culburra Beach (PN 2703)	HPERM Ref: D16/296122
---------------	---	------------------------------

RESOLVED* (Clr Wells / Clr Gash) MIN16.797

That the General Manager (Director Assets and Works) be requested to arrange for the following parking restriction amendments within the Crookhaven boat ramp car park, Culburra Beach as detailed in the attached plan TRAF 2016/63:

1. Installing 11 x marked 45 degree angled 3m wide car and trailer parking spaces (location 1 and 3 – sign D)
2. Installing 5 x marked 90 degree angled 2.7m wide parking spaces (location 2)
3. Replacing 3 x marked angled parking spaces with 4 x angled 3m wide car and trailer parking spaces (location 4 sign D)
4. Replacing the existing 'CARS AND TRAILERS TO BE PARKED ON GRASS TRIANGLED AREA' guide sign with 'TRAILERS ONLY ON GRASS' guide sign (location 5 – sign E)
5. Updating the existing No Parking signs and other associated signage
6. The installation of No Stopping zones along the kerb (sign A)
7. The installation of a No Parking 'FISH CLEANING AND TYING DOWN OF BOATS EXCEPTED 15 MINS MAX' zone (sign B)
8. The installation of a No Parking 'BOAT WASHDOWN EXCEPTED 15 MINS MAX' zone (sign C)

CARRIED

TC16.4	Parking Restriction Amendments - Anglican Church Car Park - Church St Milton (PN 2987)	HPERM Ref: D16/296173
---------------	---	------------------------------

RESOLVED* (Clr Wells / Clr Gash) MIN16.798

That the General Manager (Director Assets and Works) be requested to arrange for the following amendments to the existing parking restrictions in the Anglican Church car park, Church Street, Milton to be carried out as detailed in the attached plan TRAF 2016/64:

1. Install a no parking zone at the existing pedestrian access
2. Install a motorbike parking space and associated signage adjacent to the no parking zone
3. Replace the existing no standing zone with no stopping signage

CARRIED

TC16.5	No Stopping Zone - Berrara Road, Berrara Beach (PN 3171)	HPERM Ref: D16/296204
	RESOLVED* (Clr Wells / Clr Gash)	MIN16.799
	That the General Manager (Director Assets and Works) be requested to arrange for the installation of a No Stopping zone (approx. 5m) across the pedestrian access on Berrara Road, Berrara, adjacent to the Berrara Beach Caravan Park as detailed in the attached plan TRAF 2016/65.	
	CARRIED	
TC16.6	Centre Linemarking - Hollingsworth Crescent, Callala Bay (PN 3233)	HPERM Ref: D16/296221
	RESOLVED* (Clr Wells / Clr Gash)	MIN16.800
	That the General Manager (Director Assets and Works) be requested to arrange for the installation of two 15m lengths of double barrier (BB) line marking on Hollingsworth Crescent at its intersection with Gowlland Crescent, Callala Bay as detailed in the attached plan TRAF 2016/66.	
	CARRIED	
TC16.7	Double Barrier Centre Linemarking - Rannoch Drive, West Nowra (PN 3237)	HPERM Ref: D16/296231
	RESOLVED* (Clr Wells / Clr Gash)	MIN16.801
	That the General Manager (Director Assets and Works) be requested to arrange for the installation of two 25m lengths of double barrier (BB) centre line marking on Rannoch Drive at its intersection with Tulla Place, West Nowra as detailed in the attached plan TRAF 2016/67.	
	CARRIED	
TC16.8	Temporary Work Zone - Carpark off Lawrence Avenue, Nowra (PN 3291)	HPERM Ref: D16/296239
	RESOLVED* (Clr Wells / Clr Gash)	MIN16.802
	That the General Manager (Director Assets and Works) be advised that the Shoalhaven Traffic Committee has no objection to the proposed temporary work zone of 6 car parking spaces in the carpark located on the eastern side of Lawrence Avenue, Nowra as detailed in the attached diagram TRAF 2016/68.	
	CARRIED	
TC16.9	Edge Linemarking - Fishermans Paradise Road, Fishermans Paradise (PN 3301)	HPERM Ref: D16/296246
	RESOLVED* (Clr Wells / Clr Gash)	MIN16.803
	That the General Manager (Director Assets and Works) be advised that the Shoalhaven Traffic Committee has no objection to the installation of centre and edge (E1) linemarking being installed on Fishermans Paradise Road, Fishermans Paradise as detailed in the attached plan TRAF 2016/69.	
	CARRIED	

TC16.10 No Parking Zone - Idlewild Avenue, Sanctuary Point (PN 3308)	HPERM Ref: D16/296253
RESOLVED* (Clr Wells / Clr Gash) MIN16.804	
That the General Manager (Director Assets and Works) be requested to arrange for the installation of a 30m No Parking zone (8am-9:30am, 2:30pm-4pm school days) on the western side of Idlewild Avenue, immediately adjacent to the existing Bus zone, as detailed in the attached plan TRAF 2016/70.	
CARRIED	
TC16.11 Regulatory Signage and Line Marking Plan - Basil Street South Nowra (PN 3322)	HPERM Ref: D16/296261
RESOLVED* (Clr Wells / Clr Gash) MIN16.805	
That the General Manager (Director Assets and Works) be advised that the Shoalhaven Traffic Committee has no objection to the regulatory signage and line marking plan associated with the Green Orchid Gardens sub-division, Basil Street, South Nowra as detailed in the attached plan TRAF 2016/71.	
CARRIED	
TC16.12 Linemarking Amendments - Bridge Replacement - Jacobs Drive, Sussex Inlet (PN3323)	HPERM Ref: D16/296284
RESOLVED* (Clr Wells / Clr Gash) MIN16.806	
That the General Manager (Director Assets and Works) be advised that the Shoalhaven Traffic Committee has no objection to the proposed line marking changes in conjunction with the Jacobs Drive bridge replacement as detailed in the attached plan TRAF 2016/72.	
CARRIED	
TC16.13 Shared Zone - Shoalhaven City Council Administration Building & Shoalhaven Entertainment Centre, Bridge Road, Nowra (PN 3324)	HPERM Ref: D16/296299
RESOLVED* (Clr Wells / Clr Gash) MIN16.807	
That the General Manager (Director Assets and Works) be advised that the Shoalhaven Traffic Committee has no objection to the installation of a shared zone between the Council Administration building and the Shoalhaven Entertainment Centre as detailed in the attached plan TRAF 2016/73.	
CARRIED	
TC16.14 No Stopping Zones - Seabreeze Street and Dinghy Street, Vincentia (PN 3325)	HPERM Ref: D16/296318
RESOLVED* (Clr Wells / Clr Gash) MIN16.808	
That the General Manager (Director Assets and Works) be requested to arrange for the installation of the following parking restrictions as detailed in the attached plan TRAF 2016/74.	

1. A No Stopping zone 7am-5pm Mon-Fri on the western side of Seabreeze Street from Halloran Street to Skiff Street (160m approx.)
2. A No Stopping zone 7am-5pm Mon-Fri on the southern side of Dinghy Street from Seabreeze Street to the existing No Stopping zone in the hammerhead turn bay (70m approx.)

CARRIED

TC16.15 Parking Restriction Amendments - Greenfields Beach Car Park, Vincentia (PN 3327)

HPERM Ref: D16/296325

Recommendation

That the General Manager (Director Assets and Works) be requested to arrange for the following amendments to the existing parking restrictions in the Greenfields Beach car park, Vincentia as detailed in the attached TRAF 2016/75:

1. Install No Stopping around the cul-de-sac and a 20m length of the western road casement.
2. Upgrade the existing Bus zone and Disabled parking signage.

RESOLVED (Clr Proudfoot / Clr Gartner)

MIN16.809

That the General Manager (Director Assets and Works) be requested to arrange for the following amendments to the existing parking restrictions in the Greenfields Beach car park, Vincentia as detailed in the attached TRAF 2016/75:

1. Install No Stopping around the cul-de-sac and a 20m length of the western road casement.
2. Upgrade the existing Bus zone and Disabled parking signage.

CARRIED

REPORT OF THE SHOALHAVEN TRAFFIC COMMITTEE - 11 OCTOBER 2016

Items marked with an * were resolved 'en block'

TC16.16 Proposed Line Marking Amendments - Mount Agony Road, East Lynne (PN 1717) 1691E

HPERM Ref: D16/313345

RESOLVED* (Clr Wells / Clr Gash)

MIN16.810

1. That the General Manager (Director Assets and Works) be requested to arrange for the amendment of centre line marking on Mount Agony Road and North Durras Road, on a trial basis with conditions to be monitored and reviewed in 12 months' time, as detailed in TRAF 2016/77, by removing the existing double barrier (BB) line marking and installing the following line marking changes:
 - a. North Durras Road (Ch.0 Mawson Street intersection)
 - i. Ch. 1.60 – 145m BS, 121m S1, 145m BS – 411m (downhill designed at 70 km/h)
 - ii. Ch. 3.70 – 120m BS, 75m S1, 120m BS – 315m (straight designed at 60 km/h)
 - b. Mount Agony Road (Ch.0 North Durras Road intersection)

- i. Ch. 1.50 – 145m BS, 160m S1, 145m BS – 450m (downhill designed at 70 km/h)
- ii. Ch. 2.00 – 120m BS, 160m S1, 120m BS – 400m (straight designed at 60 km/h)

CARRIED

TC16.17 Proposed Give Way Sign - Intersection Hayward Road & Hayward Road (private), Wandandian (PN 1723) 6324E	HPERM Ref: D16/313397
--	------------------------------

RESOLVED* (Clr Wells / Clr Gash) MIN16.811

That the General Manager (Director Assets and Works) be requested to arrange for the installation of a Give Way (R1-2B), associated TB/TB1 line marking and double barrier line marking at the intersection of Haywards Road and Haywards (Private) Road, Wandandian as detailed in plan TRAF 2016/78.

CARRIED

TC16.18 Proposed No Stopping Zone - Pitt Street, North Nowra (PN 3268) 2932E	HPERM Ref: D16/313432
---	------------------------------

RESOLVED* (Clr Wells / Clr Gash) MIN16.812

That the General Manager (Director Assets and Works) be requested to arrange for the installation of a No Stopping zone (approximately 2m) either side of the driveway access to property no. 100 Pitt Street, North Nowra as detailed in plan TRAF 2016/79.

CARRIED

TC16.19 Proposed Give Way Sign - Dalwah Street, Bomaderry (PN 3320) 1667E	HPERM Ref: D16/313471
--	------------------------------

RESOLVED* (Clr Wells / Clr Gash) MIN16.813

1. That the General Manager (Director Assets and Works) be requested to arrange for the installation of the following delineation measures at the intersection of Tarawara Street and Dalwah Street, Bomaderry as detailed in plan TRAF 2016/80:

- a. a Give Way sign and associated TB/TB1 hold line marking
- b. 55m double barrier (BB) line marking with a 10m break
- c. A W2-4B (L) side road junction warning sign 60m on the western approach to the intersection

CARRIED

TC16.20 Proposed No Right Turn - Buchan Street, Mollymook (PN 3331) 1704E	HPERM Ref: D16/313505
--	------------------------------

RESOLVED* (Clr Wells / Clr Gash) MIN16.814

That the General Manager (Director Assets and Works) be requested to arrange for the installation of a No Right Turn (left turn only) treatment at the intersection of Golf Avenue and Buchan Street, Mollymook as detailed in plan TRAF 2016/82.

CARRIED

**TC16.21 Proposed Roundabout - Kerry Street, Sanctuary Point
(PN 3332) 3218E**

**HPERM Ref:
D16/313559**

Recommendation

That the General Manager (Director Assets & Works) be advised that the Shoalhaven Traffic Committee has no objections to the proposed traffic facility at the intersection of Kerry Street and Paradise Beach Road, Sanctuary Point as detailed in TRAF 2016/83.

RESOLVED (Clr Proudfoot / Clr Kitchener)

MIN16.815

That the General Manager (Director Assets & Works) be advised that the Shoalhaven Traffic Committee has no objections to the proposed traffic facility at the intersection of Kerry Street and Paradise Beach Road, Sanctuary Point as detailed in TRAF 2016/83.

CARRIED

**TC16.22 Proposed Roundabout - Sussex Inlet Road & Golf
Course Way, Sussex Inlet (PN 3333) SF10425-03**

**HPERM Ref:
D16/313591**

Recommendation

1. That the General Manager (Director Assets and Works) be advised that the Shoalhaven Traffic Committee has no objection to the proposed roundabout at the intersection of Golf Course Way and Sussex Inlet Road, Sussex Inlet as detailed in plans (26751_103_Rev2, 26751_107_Rev2 and 26751_108_Rev2) TRAF 2016/84 a, b &c, subject to:

- a. Being the main access road into the subdivision, the full length of Road 01 travel lanes are to be increased from 3.5m to 4.5m wide
- b. The angle of the splayed line marking in the splitter islands on Sussex Inlet Road are to be amended to 45 degrees in accordance with AS1742.2
- c. Other matters to be addressed in accordance with Shoalhaven Development Control plan 2014 (chapter S2: Badgee urban release area) to mitigate any adverse environmental impacts on residents.

Note: Clr Gash left the meeting at 7.46pm

RESOLVED (Clr Proudfoot / Clr Kitchener)

MIN16.816

MOTION

That the General Manager (Director Assets and Works) be advised that the Shoalhaven Traffic Committee has no objection to the proposed roundabout at the intersection of Golf Course Way and Sussex Inlet Road, Sussex Inlet as detailed in plans (26751_103_Rev2, 26751_107_Rev2 and 26751_108_Rev2) TRAF 2016/84 a, b &c, subject to:

- a. Being the main access road into the subdivision, the full length of Road 01 travel lanes are to be increased from 3.5m to 4.5m wide
- b. The angle of the splayed line marking in the splitter islands on Sussex Inlet Road are to be amended to 45 degrees in accordance with AS1742.2
- c. Other matters to be addressed in accordance with Shoalhaven Development Control plan 2014 (chapter S2: Badgee urban release area) to mitigate any adverse environmental impacts on residents.

CARRIED

REPORTS

CL16.59 Tender - Nowra CBD CCTV Fibre Upgrade Stage 1

HPERM Ref:
D16/311350

Recommendation

That Ordinary Meeting consider a separate confidential report in accordance with Section 10A(2)(d)(i) of the Local Government Act 1993.

RESOLVED (Clr Wells / Clr Cheyne)

MIN16.817

That Ordinary Meeting consider a separate confidential report in accordance with Section 10A(2)(d)(i) of the Local Government Act 1993.

CARRIED

CL16.60 Pecuniary Interest Returns 1 July 2015 - 30 June 2016

HPERM Ref:
D16/315791

Recommendation

That the report of the General Manager (Corporate and Community Services) regarding the Pecuniary Interest Returns lodged for the period of 1 July 2015 to 30 June 2016 be received for information.

Note: Clr Watson left the meeting at 7.48pm

Note: Clr Gash returned to the meeting at 7.48pm

Note: Clr Levett left the meeting at 7.48pm

RESOLVED (Clr Proudfoot / Clr Gartner)

MIN16.818

That:

1. The report of the General Manager (Corporate and Community Services) regarding the Pecuniary Interest Returns lodged for the period of 1 July 2015 to 30 June 2016 be received for information;
2. Council notes that previous Councillors Kearney and Tribe have now submitted their Pecuniary Interest Returns .

CARRIED

CL16.61 NSW Grandparents Day Grant Funding

HPERM Ref:
D16/317266

Recommendation

That Council

1. Accept the NSW Grandparents Day grant funding to the value of \$1000 for Shoalhaven Libraries to host a cross generational skill share event.
2. Delegate authority to the General Manager, or nominee, to accept the grant funding and acquittal of funds.
3. Write to the NSW Government accepting the grant offer.

Note: Clr Watson returned to the meeting at 7.49pm

Note: Clr Levett returned to the meeting at 7.49pm

RESOLVED (Clr Cheyne / Clr Gartner)

MIN16.819

That Council:

1. Accept the NSW Grandparents Day grant funding to the value of \$1000 for Shoalhaven Libraries to host a cross generational skill share event.
2. Delegate authority to the General Manager, or nominee, to accept the grant funding and acquittal of funds.
3. Write to the NSW Government accepting the grant offer.

CARRIED

CL16.62 Record of Investments September 2016

**HPERM Ref:
D16/322451**

Recommendation

That the Report of the General Manager (Corporate Services and Community Services Group) on the Record of Investments for the period to 30th September 2016 be received for information.

Note: Clr Findley left the meeting at 7.54pm

Note: Clr Kitchener assumed the Chair 7.54pm

RESOLVED (Clr Guile / Clr Pakes)

MIN16.820

That the Report of the General Manager (Corporate Services and Community Services Group) on the Record of Investments for the period to 30th September 2016 be received for information.

CARRIED

CL16.63 Draft Financial Statements for the Year Ended 30 June 2016

**HPERM Ref:
D16/322695**

Recommendation

1. That the Mayor, Deputy Mayor, the General Manager and the Responsible Accounting Officer sign statements on the preparation of the Financial Statements for the year ended 30 June 2016 in accordance with Section 413(2)(c) of the Local Government Act 1993 and requirements under the Local Government Code of Accounting Practice and Financial Reporting.
2. The draft Financial Statements for the year ended 30 June 2016 be referred to Council's external auditor, Pitcher Partners Accountants, Auditors and Advisors in accordance with Section 413 of the Local Government Act 1993
3. Council present its audited Financial Statements and Audit Report to the public at the Ordinary Meeting of Council to be held on Tuesday 22nd November 2016 and in accordance with section 418 of the Local Government Act 1993 public notice of this date be placed in local newspapers on Wednesday 9th November 2016.

Note: Clr Findley returned to the meeting and resumed the Chair at 7.56pm

RESOLVED (Clr Wells / Clr Gartner)

MIN16.821

That:

1. The Mayor, Deputy Mayor, the General Manager and the Responsible Accounting Officer sign statements on the preparation of the Financial Statements for the year ended 30 June 2016 in accordance with Section 413(2)(c) of the Local Government Act 1993 and requirements under the Local Government Code of Accounting Practice and Financial Reporting.
2. The draft Financial Statements for the year ended 30 June 2016 be referred to Council's external auditor, Pitcher Partners Accountants, Auditors and Advisors in accordance with Section 413 of the Local Government Act 1993
3. Council present its audited Financial Statements and Audit Report to the public at the Ordinary Meeting of Council to be held on Tuesday 22nd November 2016 and in accordance with section 418 of the Local Government Act 1993 public notice of this date be placed in local newspapers on Wednesday 9th November 2016.

CARRIED

CL16.64 Buy Back Service at Council Waste Depots

**HPERM Ref:
D16/321445**

Recommendation

That Ordinary Meeting consider a separate confidential report in accordance with Section 10A(2)(d)(i) of the Local Government Act 1993.

RESOLVED (Clr Wells / Clr Gash)

MIN16.822

That Ordinary Meeting consider a separate confidential report in accordance with Section 10A(2)(d)(i) of the Local Government Act 1993.

CARRIED

**CL16.65 Development Application – 61 The Marina, Culburra
Beach – Lot 976 DP 11892**

**HPERM Ref:
D16/325224**

Recommendation

That Council confirms support for the 1.5 metre variation to the 7.5 metre building height limit proposed by DA16/128The application be determination under delegation.

RESOLVED (Clr Wells / Clr Guile)

MIN16.823

That Council confirms support for the 1.5 metre variation to the 7.5 metre building height limit proposed by DA16/128The application be determination under delegation.

FOR: Clr Findley, Clr Gash, Clr Wells, Clr Cheyne, Clr Aldrick, Clr Gartner, Clr Guile, Clr Pakes, Clr Watson, Clr Kitchener and Clr Proudfoot

AGAINST: Clr Levett

CARRIED

ADDENDUM REPORTS

CL16.70 Tenders - Construction of Roundabouts at South Nowra and Ulladulla

HPERM Ref:
D16/327681

Recommendation

That Council consider a separate confidential report in accordance with Section 10A(2)(d)(i) of the Local Government Act 1993.

RESOLVED (Clr Guile / Clr Gartner)

MIN16.824

That Council consider a separate confidential report in accordance with Section 10A(2)(d)(i) of the Local Government Act 1993.

CARRIED

CONFIDENTIAL REPORTS

Pursuant to Section 10A(4) the public were invited to make representation to the Council meeting before any part of the meeting is closed, as to whether that part of the meeting should be closed.

RESOLVED (Clr Guile / Clr Pakes)

That the Ordinary Meeting exclude the press and public from the Meeting, pursuant to section 10A(1)(a) of the Local Government Act, 1993, to consider the following items of a confidential nature.

CSA16.1 Request to Reduce Court Cost Order

Local Government Act - Section 10A(2)(b) - Discussion in relation to the personal hardship of a resident or ratepayer.

There is a public interest consideration against disclosure of information as disclosure of the information could reasonably be expected to reveal an individual's personal information or contravene an information protection principle under the Privacy and Personal Information Protection Act 1998 or a Health Privacy Principle under the Health Records and Information Privacy Act 2002.

CSA16.2 Tenders – Provision of Catering Services for Shoalhaven Entertainment Centre

Local Government Act - Section 10A(2)(d)(i) - Commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

There is a public interest consideration against disclosure of information as disclosure of the information could reasonably be expected to reveal commercial-in-confidence provisions of a contract, diminish the competitive commercial value of any information to any person and/or prejudice any person's legitimate business, commercial, professional or financial interests.

CCL16.11 Tender Nowra CBD CCTV Fibre Upgrade Stage 1

Commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it. 10(A)(2)(d)(i)

There is a public interest consideration against disclosure of information as disclosure of the information could reasonably be expected to undermine competitive

neutrality in connection with any functions of an agency in respect of which it competes with any person or otherwise place an agency at a competitive advantage or disadvantage in any market.

CCL16.12 Buy Back Service at Council Waste Depots

Commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it. 10(A)(2)(d)(i)

There is a public interest consideration against disclosure of information as disclosure of the information could reasonably expected to impact on the ability of Council to attract competitive tenders in the future.

CCL16.13 Sale by Expression of Interest - Lot 1 DP1021332 George Evans Road, Mundamia - Successful Respondent

Commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it. 10(A)(2)(d)(i)

There is a public interest consideration against disclosure of information as disclosure of the information could reasonably expected to reveal commercial-in-confidence provisions of a contract, diminish the competitive commercial value of any information to any person and/or prejudice any person's legitimate business, commercial, professional or financial interests.

CCL16.14 Tenders - Construction of Roundabouts at South Nowra and Ulladulla

Commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it. 10(A)(2)(d)(i)

There is a public interest consideration against disclosure of information as disclosure of the information could reasonably expected to reveal commercial-in-confidence provisions of a contract, diminish the competitive commercial value of any information to any person and/or prejudice any person's legitimate business, commercial, professional or financial interests.

CCL16.15 Legal Proceedings - Development Application DA16/1830 - Proposed Residential Flat Building, Anson St, St Georges Basin

Advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege. 10(A)(2)(g)

There is a public interest consideration against disclosure of information as disclosure of the information could reasonably be expected to prejudice any court proceedings by revealing matter prepared for the purposes of or in relation to current or future proceedings or prejudice the fair trial of any person, the impartial adjudication of any case or a person's right to procedural fairness.

CARRIED

The meeting moved into confidential the time being 8.12pm.

The meeting moved into open session, the time being 8.32pm.

REPORT FROM CONFIDENTIAL SESSION

The following resolutions of the Ordinary Meeting, whilst closed to the public, were made public.

CSA16.1 Request to Reduce Court Cost Order	HPERM Ref: D16/304468
---	----------------------------------

RESOLVED (Clr Wells / Clr Guile) MIN16.825C

That Council reduce the “costs order” amount to \$7,000 and authorise the General Manager to negotiate a satisfactory instalment plan.

CARRIED

CSA16.2 Tenders – Provision of Catering Services for Shoalhaven Entertainment Centre	HPERM Ref: D16/292969
---	----------------------------------

RESOLVED (Clr Wells / Clr Gash) MIN16.826C

That Council:

1. In accordance with Section 178(1)(b) of the regulations decline to accept any Tender for Catering Services for Shoalhaven Entertainment Centre due to not meeting the Technical Threshold and therefore being ineligible to progress further in the evaluation process.
2. Council continue to provide the catering services at the SEC and implement catering services restructure to formalise the staff structure and recruitment of staff therein.

CARRIED

CCL16.11 Tender Nowra CBD CCTV Fibre Upgrade Stage 1	HPERM Ref: D16/291727
---	----------------------------------

RESOLVED (Clr Guile / Clr Wells) MIN16.827C

That Council:

1. Decline to accept any Tender for Nowra CBD CCTV Fibre Upgrade Stage 1 in accordance with Section 178(1)(b) of the regulations
2. In accordance with Clause 173(3)(e) enter into negotiations with any person for Nowra CBD CCTV Fibre Upgrade Stage 1 to resolve technical requirements by breaking the project into separate and smaller installations.
3. In accordance with s174(a), the Council not invite fresh tenders as the time delay would impact on the operation of the CCTV network through increased maintenance requirements.
4. Subject to successful negotiation, authorise the General Manager (Director of Assets and Works) to enter into a contract for the delivery of the works.

.CARRIED

CCL16.12 Buy Back Service at Council Waste Depots	HPERM Ref: D16/321377
--	----------------------------------

Russ Pigg – CCL16.12 – Buy Back Service at Council Waste Depots – significant non pecuniary interest declaration - left the room and did not take part in discussion – one of his neighbours has a continued association with the tenderer trading as Shoalhaven Recycling.

RESOLVED (Clr Wells / Clr Gash)

MIN16.828C

That:

1. Council does not accept any tender in accordance with s178(1)(b) of the Local Government (General) Regulation 2005.
2. In accordance with S178(3)(f) of the Local Government (General) Regulation 2005, Council carry out the requirements of the proposed contract itself.
3. Council authorise the General Manager (Director of Assets and Works) to recruit sufficient full time and/or part-time staff into the waste operations team to operate the following Buy Back Services:
 - a. Berry, Callala and Sussex Inlet Buy Back Shops 4 hrs per day on Saturday and Sunday,
 - b. Kangaroo Valley Buy Back Shop for 4 hrs on Sunday; and
 - c. West Nowra, Huskisson and Ulladulla 10am to 4pm, 7 days
4. The Buy Back Shop sites and operating hours be confirmed at the conclusion of the Community Engagement process about the Waste Transfer Stations.

CARRIED

CCL16.13 Sale by Expression of Interest - Lot 1 DP1021332 George Evans Road, Mundamia - Successful Respondent

HPERM Ref: D16/315676

RESOLVED (Clr Guile / Clr Proudfoot)

MIN16.829C

That

4. The recommendation remain Confidential in accordance with Section 10(A)(2)(d)(i) of the Local Government Act until the contract for the sale of land is completed.

CARRIED

CCL16.14 Tenders - Construction of Roundabouts at South Nowra and Ulladulla

HPERM Ref: D16/327853

RESOLVED (Clr Wells / Clr Guile)

MIN16.830C

That:

1. Council accept the Tenders from Lynch Civil Contractors Pty Ltd for the Construction of a roundabout at 'A' Quinns Lane and Old Southern Road intersection, South Nowra at a cost of \$681,420.85 (excluding GST) and a roundabout at 'B' South Street and Jubilee Street intersection, Ulladulla at a cost of \$399,168.96 (excluding GST).
2. Council allocate funds of \$386,000 from the Strategic Projects Reserve towards funding the balance of the budget required for the construction of a roundabout at Quinns Lane and Old Southern Road intersection
3. Authorise the General Manager (Director of Assets & Works) to finalise and execute a contract with Lynch Civil Contractors Pty Ltd on behalf of Council
4. Authorise the General Manager, Director of Assets & Works to adjust the contract for variations for components under the contract.

CARRIED

**CCL16.15 Legal Proceedings - Development Application
DA16/1830 - Proposed Residential Flat Building, Anson
St, St Georges Basin**

**HPERM Ref:
D16/332876**

RESOLVED (Clr Watson / Clr Gartner)

MIN16.831C

That

1. Council receives and notes this report for information;
2. That Council staff prepare a s79C report and present that report to Council as soon as possible and provide a preliminary list of what the expected contentions are likely to be;
3. Council authorises staff to instruct and partake in the Class 1 Appeal lodged with the Land and Environment Court of NSW with respect to 2016/301346 inclusive of participation in a section 34 Conference and / or full hearing should such hearing eventuate; and
4. The Authority to staff includes ability to make decision based on legal advice and consultation with relevant experts.
5. Councillors be regularly briefed on progress with this appeal;
6. An on-site inspection be held for the land in question

CARRIED

Note: This concludes the report from confidential session.

Introduction of Item as Procedural Motion - Matters of Urgency

RESOLVED (Clr Wells / Clr Gash)

MIN16.832

That an additional item regarding the Huskisson Public Wharf be introduced as a matter of urgency.

CARRIED

The Chairperson ruled the matter as urgent as it relates to business of Council

Urgent Item – Huskisson Public Wharves

RESOLVED (Clr Wells / Clr Gash)

MIN16.833

That in relation to the matter SA16.9 - Huskisson Public Wharves - Commercial Berthing Encroachment the Wharf and slipway, that the General Manager explore the opportunities and alternatives for boat mooring with surrounding land owners and report back to Council.

CARRIED

Note: A Rescission Motion for SA16.7 - Application for a Special Rate Variation was received.

There being no further business, the meeting concluded, the time being 8.36pm.

Clr Findley
CHAIRPERSON