

MINUTES OF THE ORDINARY MEETING

Meeting Date: Tuesday, 20 December 2016
Location: Council Chambers, City Administrative Building, Bridge Road, Nowra
Time: 4.00pm

The following members were present:

Clr Amanda Findley - Chairperson
Clr Joanna Gash
Clr John Wells
Clr Patricia White
Clr John Levett
Clr Nina Cheyne
Clr Annette Alldrick
Clr Kaye Gartner
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, followed with a welcome and good wishes for the Christmas period by the Chairperson and the playing of the Australian National Anthem.

Apologies / Leave of Absence

Nil

Confirmation of the Minutes

RESOLVED (Clr Wells / Clr White) MIN16.974

That the Minutes of the Ordinary Meeting of Ordinary Meeting held on Tuesday 22 November 2016 be confirmed.

CARRIED

Declarations of Interest

Clr White – CL16.115 – Notice of Motion – Optus Tower Milton – pecuniary interest declaration – her and her husband are previous Telstra Dealers and receive remuneration – will leave the room and will not take part in discussion or vote.

Clr White – CL16.124/SB16.1 – Voluntary User Contribution Scheme – Round 2 Funding 2016/2017 – less than significant non pecuniary interest declaration – she is a nominated patron for 2017 of the Milton Ulladulla RLFC – will remain in the room and will take part in discussion.

Clr Pakes – CL16.127 – Beach Access Wheel Chairs Funding Success – less than significant non pecuniary interest declaration – he is the President of Nowra Culburra SLSC which houses an access ramp – will remain in the room and will take part in discussion and vote.

Presentation of Petitions

Clr Kitchener presented a Petition containing 363 Signatures from residents which states; We the undersigned ask that Optus and the owners of 17 Wilfords Lane, Milton NSW cease their plans to construct a mobile phone base station and 30m tall Optus phone tower. The concerns this tower poses on the local Milton community include potential health risks, property devaluation and jeopardising the country community aesthetics and feel.

MAYORAL MINUTE

MM16.16	Mayoral Minute - Congratulations - Shoalhaven Business Chamber, Winner at the 2016 State Business Gala Awards	HPERM Ref: D16/375533
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Recommendation

That Council receive the report for information.

RESOLVED (Clr Findley / Clr Guile)

MIN16.975

That Council receive the report for information.

CARRIED

MM16.17	Mayoral Minute - Congratulations - Liberty Nelson, 2017 Nowra Showgirl	HPERM Ref: D16/375572
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Recommendation

That Council receive the report for information.

RESOLVED (Clr Findley / Clr Gartner)

MIN16.976

That Council receive the report for information.

CARRIED

MM16.18 Mayoral Minute - Congratulations - 2016 NSW Tourism Award Winners **HPERM Ref: D16/375720**

Recommendation

That Council receive the report for information.

RESOLVED (Clr Findley / Clr Guile) MIN16.977

That Council receive the report for information.

CARRIED

MM16.19 Mayoral Minute - Passing of former Commanding Officer of HMAS Albatross, Commodore Graham Sloper **HPERM Ref: D16/391587**

Recommendation

That Council receive the report for information.

RESOLVED (Clr Findley / Clr Pakes) MIN16.978

That Council receive the report for information.

CARRIED

MM16.20 Mayoral Minute - Density of Tourist Cabins in Rural & Environmentally sensitive locations **HPERM Ref: D16/393471**

Recommendation

That in considering the the strategic planning program for 2017, Council also consider the policy approach in respect to density of tourist cabins in rural and environmentally sensitive locations.

RESOLVED (Clr Findley / Clr Gartner) MIN16.979

That in considering the the strategic planning program for 2017, Council also consider the policy approach in respect to density of tourist cabins in rural and environmentally sensitive locations.

CARRIED

MM16.21 Mayoral Minute - Volunteering Shoalhaven **HPERM Ref: D16/393481**

Recommendation

That staff report to Council report on volunteering models that could be deployed by council (or other interested party) that seeks to:

- Register volunteers
- Alerts Volunteers to opportunities to volunteer
- Maintains a registry of volunteer programs that are registered with Centrelink or otherwise
- Funding opportunities to assist with the setup of such a model
- Assistance for grant funding
- Approximate costs to Council

RESOLVED (Clr Findley / Clr Gartner)

MIN16.980

That staff report to Council report on volunteering models that could be deployed by council (or other interested party) that seeks to:

1. Register volunteers
2. Alerts Volunteers to opportunities to volunteer
3. Maintains a registry of volunteer programs that are registered with Centrelink or otherwise
4. Funding opportunities to assist with the setup of such a model
5. Assistance for grant funding
6. Approximate costs to Council

CARRIED

MM16.22 Mayoral Minute - Family Day Care

**HPERM Ref:
D16/396278**

Recommendation

That Council write to Mrs Sudmalis with the following requests.

- Councils be approved providers and applicants for the delivery of Early Childhood Education and Care and School Age Care
- That current Quality Standards be recognised (National Quality Framework)
- Funding be structured in such a way that gives longer periods of funding to those who are more highly accredited.
- Consideration be given to not creating duplication in reporting schedules.

RESOLVED (Clr Findley / Clr Guile)

MIN16.981

That Council write to Mrs Sudmalis with the following requests:

1. Councils be approved providers and applicants for the delivery of Early Childhood Education and Care and School Age Care
2. That current Quality Standards be recognised (National Quality Framework)
3. Funding be structured in such a way that gives longer periods of funding to those who are more highly accredited.
4. Consideration be given to not creating duplication in reporting schedules.

CARRIED

Procedural Motion - Matters of Urgency

RESOLVED (Clr Alldrick / Clr Pakes)

MIN16.982

That an additional item - Vale Dr Brian Hoolahan be introduced as a matter of urgency.

CARRIED

The Chairperson ruled the matter as urgent.

Clr Alldrick addressed the meeting with condolences and remembrance of Dr Brian Hoolahan who has delivered thousands of babies in the Shoalhaven.

RESOLVED (Clr Aldrick / Clr Pakes)

MIN16.983

That Council send a letter of condolence to the wife of Dr Brian Hoolahan and his 8 children and extended family.

CARRIED

Procedural Motion - Matters of Urgency

MOTION (Clr Guile / Clr Pakes)

That an additional item – regarding the opposition to the rate increase be introduced as a matter of urgency.

The Chairperson ruled the matter as not urgent as the community submission period on the proposed rates is still open.

MOTION OF DISSENT (Clr Guile / Clr Pakes)

That a motion of dissent be put against the Chair's ruling.

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

AGAINST: Clr Findley, Clr Gash, Clr Wells, Clr White, Clr Levett, Clr Cheyne, Clr Aldrick and Clr Gartner

LOST

DEPUTATIONS AND PRESENTATIONS

CL16.114 - Notice of Motion - Milton Avenue of Honour

Mr Patrick Faulconer addressed the meeting regarding this matter.

CL16.115 – Notice of Motion - Optus Tower Milton

Clr White – CL16.115 Notice of Motion – Optus Tower Milton – pecuniary interest declaration – her and her husband were previous Telstra Dealers and received remuneration – left the room and did not listen to the Deputation.

Note: Clr Kitchener presented a Petition in relation to this matter containing 363 signatures regarding the impact on adult population at Milton.

Mr Mark Clayton addressed the meeting regarding this matter.

SA16.72 – Reclassification of Land -59 Owen St Huskisson

Note: Clr White returned to the meeting.

Ms Kate Broadhurst - Representative of IHeart Huskisson and Jervis Bay Tourism addressed the meeting regarding this matter.

CL16.126 – Bomaderry Nowra Regional Sports & Community Precinct Master Plan

Ms Melinda Mustapic – Representative of athletics addressed the meeting regarding this matter.

Ms Wendy Wade – Representative of Croquet Club addressed the meeting regarding this matter.

CL16.140 – Proposed Site Cost Estimates - Milton Ulladulla Mens Shed

Mr Tim Jamison addressed the meeting regarding this matter.

Procedural Motion - Bring Item Forward

RESOLVED (Clr Wells / Clr White)

That the following matters be brought forward for consideration:

- CL16.114 – Notice of Motion – Milton Avenue of Honour
- CL16.115 – Notice of Motion – Optus Tower Milton
- SA16.72 – Reclassification of Land – 59 Owen Street, Huskisson
- CL16.126 – Bomaderry Nowra Regional Sports & Community Precinct Master Plan
- CL16.140 – Proposed Site Cost Estimates – Milton Ulladulla Men’s Shed
- CL16.145 – Rescission Motion – Shoalhaven Family Day Care
- CL16.110 – Notice of Motion – Croquet Fields Bomaderry

CARRIED

CL16.114 Notice of Motion - Milton Avenue of Honour

**HPERM Ref:
D16/388649**

Note: A Deputation was received on this item.

Recommendation

That Council work with the developers of Corks Lane Milton subdivision Ashleigh Developments to reinstall the ‘Milton Avenue of Honour’ by planting trees that will serve as a living monument to those young men of Milton who gave their lives in WW1.

RESOLVED (Clr Kitchener / Clr Proudfoot)

MIN16.984

That Council work with the developers of Corks Lane Milton subdivision Ashleigh Developments to reinstall the ‘Milton Avenue of Honour’ by planting trees that will serve as a living monument to those young men of Milton who gave their lives in WW1.

CARRIED

CL16.115 Notice of Motion - Optus Tower Milton

**HPERM Ref:
D16/388671**

Note: A Deputation was received on this item.

Clr White – CL16.115 – Notice of Motion – Optus Tower Milton – pecuniary interest declaration – her and her husband are previous Telstra Dealers and receive remuneration – left the room and did not take part in discussion or vote.

Recommendation

That Council:

1. Contact Ann Sudmalis Federal Member for Gilmore to represent residents of Milton in their plight to stop Optus from constructing a telecommunications tower proposed to be installed on Wilford’s Lane at Milton.
2. Forward to Ms. Sudmalis a copy of the community petition.

RESOLVED (Clr Kitchener / Clr Proudfoot)

MIN16.985

That Council:

1. Contact Ann Sudmalis Federal Member for Gilmore to represent residents of Milton in their plight to stop Optus from constructing a telecommunications tower proposed to be installed on Wilford's Lane at Milton.
2. Forward to Ms. Sudmalis a copy of the community petition.

CARRIED

SA16.72 Reclassification of Land - 59 Owen St Huskisson

**HPERM Ref:
D16/374913**

Note: A Deputation was received on this item.

Note: Clr White returned to the meeting

Recommendation

That Council:

1. Approve the reclassification of land described as Lot 2 DP 571682, known as 59 Owen St Huskisson from Operational Land to Community Land
2. Consider allocation of funds in the 2017/18 budget for the preparation of a Plan of Management over 59 Owen Street Huskisson.

RESOLVED (Clr Gartner / Clr Cheyne)

MIN16.986

That Council:

1. Approve the reclassification of land described as Lot 2 DP 571682, known as 59 Owen St Huskisson from Operational Land to Community Land
2. Consider allocation of funds in the 2017/18 budget for the preparation of a Plan of Management over 59 Owen Street Huskisson.

CARRIED

**CL16.126 Bomaderry Nowra Regional Sports & Community
Precinct Master Plan**

**HPERM Ref:
D16/324465**

Note: A Deputation was received on this item.

Recommendation

1. That Council finalise and adopt the draft Bomaderry Nowra Regional Sports & Community Precinct Master Plan with the following amendment and minor amendments in the submissions table:
 - a. Allocate funds as outlined below to redesign the Master Plan to:
 - i. Allow for the addition of small amenities buildings at the cricket/AFL field, athletics track and rugby league field to include, equipment storage, kiosk and meeting space
 - ii. Include a new 25m pool designed to meet FINA requirements for competitions for Regional and State events
2. Council consider allocation of \$100,000 in the 2017/18 budget to undertake further studies to progress towards detailed design including traffic studies.

3. Council continue to liaise with Nowra Croquet Club on an alternate site to relocate the existing croquet facilities
4. Council consider allocation of \$20,000 in the 2017/18 budget to advance a concept design and cost estimates for a like-for-like replacement facility for Nowra Croquet.
5. Subject to recommendations 4 & 5, Council receive a further report and allocate funding in subsequent budget out years to enable the relocation of the Nowra Croquet Club to align with overall construction program.
6. Council continue to liaise with Shoalhaven Canoe & Kayak Club on aquatic facility locations for play / storage requirements.
7. Council receive a report in the first quarter of 2018 outlining more details on staging, costings and possible funding sources.
8. Council seek grant funding to develop Bomaderry Nowra Regional Sports & Community Precinct after detailed design has been undertaken.
9. Council continue to work with the various sport and user groups to seek possible partnership funding for relevant aspects of the precinct.
10. Council continue to liaise with affected property owners being 109, 111, 111A and 113 Cambewarra Road, Bomaderry, and report back to council on the owners current position.
11. Advise submitters, CCBs, community and sports groups of the resolution of this meeting.

RESOLVED (Clr Wells / Clr Gash)

MIN16.987

That:

1. Council finalise and adopt the draft Bomaderry Nowra Regional Sports & Community Precinct Master Plan with the following amendment and minor amendments in the submissions table:
 - a. Allocate funds as outlined below to redesign the Master Plan to:
 - i. Allow for the addition of small amenities buildings at the cricket/AFL field, athletics track and rugby league field to include, equipment storage, kiosk and meeting space
 - ii. Include a new 25m pool designed to meet FINA requirements for competitions for Regional and State events
2. Council consider allocation of \$100,000 in the 2017/18 budget to undertake further studies to progress towards detailed design including traffic studies.
3. Council allocate funds in the 2017/18 and 2018/19 budgets for the construction of a four (4) court croquet facility in the Bomaderry Nowra Regional Sports & Community Precinct in the location indicated in the report.
4. The relocation of the Nowra Croquet Club align with the overall construction program for the Shoalhaven Indoor Sports Centre.
5. Council continue to liaise with Shoalhaven Canoe & Kayak Club on aquatic facility locations for play / storage requirements.
6. Council receive a report in the first quarter of 2018 outlining more details on staging, costings and possible funding sources.
7. Council seek grant funding to develop Bomaderry Nowra Regional Sports & Community Precinct after detailed design has been undertaken.
8. Council continue to work with the various sport and user groups to seek possible partnership funding for relevant aspects of the precinct.
9. Council continue to liaise with affected property owners being 109, 111, 111A and 113 Cambewarra Road, Bomaderry, and report back to council on the owners current position.

10. Advise submitters, CCBs, community and sports groups of the resolution of this meeting.

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

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

CARRIED

Note: A Rescission Motion was received on this item

CL16.140 Proposed Site Cost Estimates - Milton Ulladulla Men's Shed

**HPERM Ref:
D16/385877**

Note: A Deputation was received on this item.

Recommendation

Council resolve not to provide the requested financial assistance to Milton Ulladulla Men's Shed to facilitate the future development of a Men's Shed facility on Part Lot 1 DP 1137716 and that the Milton Ulladulla Men's Shed be advised accordingly.

RESOLVED (Clr Proudfoot / Clr Kitchener)

MIN16.988

That:

1. Council continue to work with Milton Ulladulla Men's Shed (MUMS) with a view to finding an acceptable way forward;
2. Council fund \$45,000 from the 2016/2017 quarterly budget reviews, for fencing, soil testing and other associated site works and the balance be met by the Men's shed;
3. Council (Shoalhaven Water) assist with site works funded from Water/Sewer Funds.
4. The works be funded by Shoalhaven Water and General Funds

CARRIED

CL16.145 Rescission Motion - Shoalhaven Family Day Care

**HPERM Ref:
D16/398594**

Recommendation

That Council

1. Consider a further report once the consultation process with potential affected staff, Educators & Families to transfer the Shoalhaven Family Day Care Service to a suitable provider is complete. The report to council is to include all feedback, comment or suggestions from affected parties.
2. Immediately commence the necessary communication with relevant staff in line with the Local Government Award requirements
3. Immediately commence the necessary communication with the educators in line with requirements
4. Commence the necessary communication with users of the service in line with requirements
5. Make immediate representations to the Member for Gilmore and the relevant Federal Government Minister to have organisational funding for Family Day care restored.

RESOLVED (Clr Guile / Clr Findley)

MIN16.989

That Council rescind the previous resolution of *MIN16.938C* and replace with the following:

1. Consider a further report once the consultation process with potential affected staff, Educators & Families to transfer the Shoalhaven Family Day Care Service to a suitable provider is complete. The report to council is to include all feedback, comment or suggestions from affected parties.
2. Immediately commence the necessary communication with relevant staff in line with the Local Government Award requirements
3. Immediately commence the necessary communication with the educators in line with requirements
4. Commence the necessary communication with users of the service in line with requirements
5. Make immediate representations to the Member for Gilmore and the relevant Federal Government Minister to have organisational funding for Family Day care restored.

CARRIED

Note: This resolution was amended at the Ordinary Meeting 31 January 2017 to correct the minute number that was rescinded.

CL16.110 Notice of Motion - Croquet Fields Bomaderry

**HPERM Ref:
D16/379503**

Recommendation

That Council inform the Croquet Club they may proceed to develop their additional fields as Council will not require the Clubs relocation from the existing site.

RESOLVED (Clr Watson / Clr Guile)

MIN16.990

That Council inform the Croquet Club they may proceed to develop their additional fields if council fails to deliver a new turn key facility within 2.5 years.

FOR: Clr Wells, Clr Levett, Clr Cheyne, Clr Guile, Clr Pakes, Clr Watson and Clr Proudfoot

AGAINST: Clr Findley, Clr Gash, Clr White, Clr Aldrick, Clr Gartner and Clr Kitchener.

CARRIED

NOTICES OF MOTION / QUESTIONS ON NOTICE

CL16.103 Notice of Motion - Signage for Cycleways

**HPERM Ref:
D16/365142**

Recommendation

That a report come to Council regarding the installation of more effective signs along our cycleways. The signs could at the least address the following:

1. Keep left
2. Warn when approaching
3. Move off path when stopped
4. Control your dog

Note: Cllr Alldrick left the meeting.

RESOLVED (Cllr Proudfoot / Cllr Pakes)

MIN16.991

That a report come to Council regarding the installation of more effective signs along our cycleways. The signs could at the least address the following:

1. Keep left
2. Warn when approaching
3. Move off path when stopped
4. Control your dog

CARRIED

CL16.104 Notice of Motion - Sanctuary Point Skatepark - Seating

**HPERM Ref:
D16/365171**

Note: Cllr Alldrick returned to the meeting.

Note: Cllr Levett left the meeting.

Recommendation

That the installation of more seating at the Sanctuary Point Skatepark be considered during the preparation of the next budget.

RESOLVED (Cllr Proudfoot / Cllr Pakes)

MIN16.992

That the installation of more seating at the Sanctuary Point Skatepark be considered during the preparation of the next budget.

CARRIED

CL16.105 Notice of Motion - Sanctuary Point Library - Bike racks

**HPERM Ref:
D16/365192**

Recommendation

That bike-racks be installed at the permanent Sanctuary Point Library.

RESOLVED (Cllr Proudfoot / Cllr Pakes)

MIN16.993

That bike-racks be installed at the permanent Sanctuary Point Library.

CARRIED

CL16.106 Notice of Motion - Sussex Inlet Garbage Depot

**HPERM Ref:
D16/365213**

Recommendation

That consideration be given to the opening of Sussex Inlet Tip every day during the peak Christmas/New Year holiday period.

RESOLVED (Cllr Proudfoot / Cllr Pakes)

MIN16.994

That the Notice of Motion – Sussex Inlet Garbage Depot be received for information.

CARRIED

**CL16.107 Notice of Motion - Pedestrian Safety - Iverson Road,
Sussex Inlet**

**HPERM Ref:
D16/389665**

Note: Clr Levett returned to the meeting

Recommendation

That a report be brought to Council providing options for the provision of safer access for the residents of Inasmuch Retirement Village as they cross Iverson Road, Sussex Inlet on their way to the regularly used bus stop.

RESOLVED (Clr Proudfoot / Clr Gartner)

MIN16.995

That a report be brought to Council providing options for the provision of safer access for the residents of Inasmuch Retirement Village as they cross Iverson Road, Sussex Inlet on their way to the regularly used bus stop.

CARRIED

CL16.108 Notice of Motion - New Bay & Basin Police Station

**HPERM Ref:
D16/389699**

Recommendation

That a report be brought to Council regarding the feasibility of a portion of Shoalhaven Water land, adjacent to the Rural Fire Station on the Wool Road, Sanctuary Point, being a possible site for the new Bay & Basin police station.

RESOLVED (Clr Proudfoot / Clr Wells)

MIN16.996

That:

1. A report be brought to Council regarding the feasibility of a portion of Shoalhaven Water land, adjacent to the Rural Fire Station on the Wool Road, Sanctuary Point, being a possible site for the new Bay & Basin police station.
2. The NSW Police property service provider, Brookfield GIS, be informed of the community's desire to have the Wool Road site considered as an option.

CARRIED

CL16.109 Notice of Motion - Wandean Road Gravel Path

**HPERM Ref:
D16/391472**

Recommendation

That as part of the next quarterly review, Council consider allocating funds from the Community Path Reserve to Wandandian Progress Association for the Wandean Rd gravel Path project.

RESOLVED (Clr Proudfoot / Clr White)

MIN16.997

That as part of the next quarterly review, Council consider allocating funds from the Community Path Reserve to Wandandian Progress Association for the Wandean Rd gravel Path project.

CARRIED

CL16.110 Notice of Motion - Croquet Fields Bomaderry

**HPERM REF:
D16/379503**

Item dealt with earlier in the meeting see MIN16.990

CL16.111 Notice of Motion - Coastal Management & Infrastructure Reserve

**HPERM Ref:
D16/384786**

Recommendation

That Council establish a Coastal Management and Infrastructure Reserve, to enable it to respond to storm damage and programmed maintenance and infrastructure development, in Shoalhaven's Coastal Zone.

RESOLVED (Clr Wells / Clr Findley)

MIN16.998

That:

1. Council establish a Coastal Management and Infrastructure Reserve, to enable it to respond to storm damage and programmed maintenance and infrastructure development, in Shoalhaven's Coastal Zone.
2. Council consider the imposition of a Section 94 fee on the proposed development on property facing foreshore land.

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

AGAINST: Clr Guile, Clr Pakes and Clr Proudfoot

CARRIED

CL16.112 Notice of Motion - Briefing Sessions - State & Federal Members

**HPERM Ref:
D16/386778**

Note: Clr Guile left the meeting

Recommendation

That:

1. Council invite our local State and Federal members to a future councillor briefing session for a two way discussion to
 - a. Advise them of council's priorities and concerns;
 - b. To hear and understand how our members can assist to achieve council's priorities and to have them explain what they see as future priority issues for our city; and
2. The Mayor reinstate the confidential three levels of government meetings held in past years.

RESOLVED (Clr Gash / Clr White)

MIN16.999

That:

1. Council invite our local State and Federal members to a future councillor briefing session for a two way discussion to:
 - a. Advise them of council's priorities and concerns;
 - b. To hear and understand how our members can assist to achieve council's priorities and to have them explain what they see as future priority issues for our city; and

2. The Mayor reinstate the confidential three levels of government meetings held in past years at her discretion.

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

AGAINST: Clr Pakes

CARRIED

CL16.113 Notice of Motion - Maria Avenue Boat Ramp, Burrill Lake

**HPERM Ref:
D16/388611**

Note: Clr Guile returned to the meeting.

Recommendation

That Council make immediate remedial/repair works to the Maria Avenue Boat Ramp Burrill Lake.

RESOLVED (Clr Kitchener / Clr Proudfoot)

MIN16.1000

That Council make immediate remedial/repair works to the Maria Avenue Boat Ramp Burrill Lake.

CARRIED

CL16.114 Notice of Motion - Milton Avenue Of Honour

**HPERM REF:
D16/388649**

Item dealt with earlier in the meeting see MIN16.984

CL16.115 Notice of Motion - Optus Tower Milton

**HPERM REF:
D16/388671**

Item dealt with earlier in the meeting see MIN16.985

CL16.116 Notice of Motion - Huskisson Wharf - Dolphin Wild & Dolphin Watch

**HPERM Ref:
D16/389951**

Recommendation

That the General Manager please update council as to, the discussions that have taken place in regards to, the encroachment of both the Dolphin Wild and Dolphin Watch at the Huskisson Wharf.

RESOLVED (Clr Gash / Clr Gartner)

MIN16.1001

That the report regarding Notice of Motion – Huskisson Wharf – Dolphin Wild & Dolphin Watch be received for information.

CARRIED

CL16.117 Notice of Motion - Climate Change

**HPERM Ref:
D16/390716**

Recommendation

That Council invite Mr Robert Hayward, a local scientist and resident, to present "Climate Change – A Concerned Citizens Understanding" at a councillor briefing before end of March, 2017.

MOTION (Clr Gartner / Clr Levett)

That Council invite Mr Robert Hayward, a local scientist and resident, to present "Climate Change – A Concerned Citizens Understanding" at a councillor briefing before end of March, 2017.

AMENDMENT (Clr Watson / Clr Pakes)

That Council invite:

1. Mr Robert Hayward, a local scientist and resident, to present "Climate Change – A Concerned Citizens Understanding" at a councillor briefing before end of March, 2017.
2. Mr Howard Brady to speak to a Councillor Briefing in relation to Climate Change.

AMENDMENT CARRIED

The AMENDMENT becomes the MOTION

RESOLVED (Clr Gartner / Clr Levett)

MIN16.1002

That Council invite:

1. Mr Robert Hayward, a local scientist and resident, to present "Climate Change – A Concerned Citizens Understanding" at a councillor briefing before end of March, 2017.
2. Mr Howard Brady to speak to a Councillor Briefing in relation to Climate Change.

CARRIED

Procedural Motion - Bring Item Forward

MOTION (Clr Gash / Clr White)

That the matter of item CL16.70 - Proposed Lease - Berry Community Preschool Incorporated - 24 Albert Street, Berry be brought forward for consideration.

CARRIED

SA16.70 Proposed Lease - Berry Community Preschool Incorporated - 24 Albert Street, Berry

**HPERM Ref:
D16/365968**

Recommendation

That Council:

1. Enter into a 5 year lease agreement with a 5 year option period with Berry Community Preschool Incorporated for the continued use and occupation of 24 Albert Street, Berry for the purpose of a community preschool with an initial annual rent of \$3,636.36 plus GST with annual CPI increases;
2. Approve the allocation of rent received under the lease agreement into the Property Reserve restricted account
3. Authorise the General Manager to sign all documentation required to give effect to this

resolution and to affix the Common Seal of the Council of the City of Shoalhaven to all documentation required to be sealed.

Note: Clr Pakes left the meeting.

RESOLVED (Clr Wells / Clr White)

MIN16.1003

That Council:

1. Enter into a 5 year lease agreement with a 5 year option period with Berry Community Preschool Incorporated for the continued use and occupation of 24 Albert Street, Berry for the purpose of a community preschool with an initial annual rent of \$3,636.36 plus GST with annual CPI increases;
2. Approve the allocation of rent received under the lease agreement into the Property Reserve restricted account
3. Authorise the General Manager to sign all documentation required to give effect to this resolution and to affix the Common Seal of the Council of the City of Shoalhaven to all documentation required to be sealed.

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

AGAINST: Clr Kitchener

CARRIED

**CL16.118 Notice of Motion - International Cities & Town Centres
Conference - Report & Recommendations**

**HPERM Ref:
D16/390798**

Note: Clr Pakes returned to the meeting.

Recommendation

That Council

1. Receive the information.
2. Note the successful, low key, riverfront activation in Launceston.
3. Give consideration to including a study on what makes 'character' in the Shoalhaven LGA when reviewing the CSP in our rapidly changing area.
4. Develop a Digital Economy Strategy to maximise economic and employment advantages from the NBN rollout, local university and TAFE and to diversify SCC economy.
5. Expand its understanding of the value of vegetation, especially mature trees, and consider these expanded values in all development proposals.
6. Thank staff member Michael Park for his contribution and the excellent conference paper he delivered.
7. Nominate to host the IT&TC Conference before 2021.

RESOLVED (Clr Gartner / Clr Cheyne)

MIN16.1004

That Council:

1. Receive the information.
2. Note the successful, low key, riverfront activation in Launceston.
3. Give consideration to including a study on what makes 'character' in the Shoalhaven LGA when reviewing the CSP in our rapidly changing area.

4. Develop a Digital Economy Strategy to maximise economic and employment advantages from the NBN rollout, local university and TAFE and to diversify SCC economy.
5. Expand its understanding of the value of vegetation, especially mature trees, and consider these expanded values in all development proposals.
6. Thank staff member Michael Park for his contribution and the excellent conference paper he delivered.
7. Nominate to host the IT&TC Conference before 2021.

CARRIED

The meeting adjourned the time being 7.40pm

The meeting resumed the time being 7.51pm

The following members were present:

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

REPORT OF THE DEVELOPMENT COMMITTEE - 6 DECEMBER 2016

**DE16.14 Huskisson Town Centre - Service Lanes Review -
Funding and Costing Options**

**HPERM Ref:
D16/324563**

Recommendation

That Council:

1. Prepare an amendment to the Shoalhaven Contributions Plan 2010 to:
 - a. Amend the acquisition area of Currambene Street service lane Section 94 project (03ROAD0057) to reflect Council's resolved position to not acquire No. 12 Currambene Street for a proposed vehicle link (as per the map included in Attachment 2).
 - b. Include the previously exhibited draft Morton Street service lane Section 94 project (03ROAD0058) as per the map included in Attachment 2 with minor amendments determined by infrastructure requirements and design and the exclusion of the proposed laneway from Lot 12 DP 7169, No. 11 Currambene Street.
 - c. Obtain updated acquisition and construction costs for both projects and include these in the draft Shoalhaven Contributions Plan 2010 amendment.
2. Receive a further report to consider the actual draft amendments to Shoalhaven Contributions Plan 2010.

3. Consider the following changes to Chapter N18 of the Shoalhaven Development Control Plan 2014 through a future review of this chapter to:
 - a. Remove the proposed service vehicle link between the Currumbene Street service lane and Currumbene Street (through Lot 2 DP 662583, No. 12 Currumbene Street) and include provisions relating to service vehicle access on individual properties.
 - b. Update the service lane provisions in accordance with updated infrastructure requirements and design.
4. Commit to funding the upfront costs for the construction of the Morton Street and Currumbene Street service lanes in accordance with the following principles:
 - a. Fund the initial expenditure of the works using loan funds or through general revenue allocations in the future Capital Works Program of up to \$3.24 million and request a further report should it require more than this amount.
 - b. Recoup part of the expended funds through Section 94 contributions levied by Shoalhaven Contributions Plan 2010 for future development.
 - c. Include the design and construction of the Currumbene Street and Morton Street service lanes in Council's capital works planning.
5. Notify the affected landowners of Council's resolution.

RESOLVED (Clr White / Clr Cheyne)

MIN16.1005

That Council:

1. Prepare an amendment to the Shoalhaven Contributions Plan 2010 to:
 - a. Amend the acquisition area of Currumbene Street service lane Section 94 project (03ROAD0057) to reflect Council's resolved position to not acquire No. 12 Currumbene Street for a proposed vehicle link (as per the map included in Attachment 2).
 - b. Include the previously exhibited draft Morton Street service lane Section 94 project (03ROAD0058) as per the map included in Attachment 2 with minor amendments determined by infrastructure requirements and design and the exclusion of the proposed laneway from Lot 12 DP 7169, No. 11 Currumbene Street.
 - c. Obtain updated acquisition and construction costs for both projects and include these in the draft Shoalhaven Contributions Plan 2010 amendment.
2. Receive a further report to consider the actual draft amendments to Shoalhaven Contributions Plan 2010.
3. Consider the following changes to Chapter N18 of the Shoalhaven Development Control Plan 2014 through a future review of this chapter to:
 - a. Remove the proposed service vehicle link between the Currumbene Street service lane and Currumbene Street (through Lot 2 DP 662583, No. 12 Currumbene Street) and include provisions relating to service vehicle access on individual properties.
 - b. Update the service lane provisions in accordance with updated infrastructure requirements and design.
4. Commit to funding the upfront costs for the construction of the Morton Street and Currumbene Street service lanes in accordance with the following principles:
 - a. Fund the initial expenditure of the works using loan funds or through general revenue allocations in the future Capital Works Program of up to \$3.24 million and request a further report should it require more than this amount.
 - b. Recoup part of the expended funds through Section 94 contributions levied by Shoalhaven Contributions Plan 2010 for future development.

- c. Include the design and construction of the Currambene Street and Morton Street service lanes in Council's capital works planning.

5. Notify the affected landowners of Council's resolution.

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

AGAINST: Clr Kitchener

CARRIED

Procedural Motion - Matters of Urgency

MOTION (Clr Proudfoot / Clr Guile)

That DA16/1935 – Burrill Street North, Ulladulla be called in for determination as a matter of urgency.

The Chairperson ruled the matter as urgent due to the significant interest in the community.

CL16.146 Call in DA16/1935 for determination

RESOLVED (Clr Proudfoot / Clr Guile)

MIN16.1006

That DA16/1935 – Burrill Street North, Ulladulla be called to Council for determination due to significant public interest.

FOR: Clr Findley, Clr Levett, Clr Cheyne, Clr Alldrick, Clr Guile and Clr Proudfoot

AGAINST: Clr Gash, Clr Wells, Clr White, Clr Gartner, Clr Pakes, Clr Watson and Clr Kitchener

LOST

REPORT OF THE STRATEGY & ASSETS COMMITTEE - 13 DECEMBER 2016

Items marked with an * were resolved 'en block'.

SA16.56 Notice of Motion - Greenwell Point Mens Shed

HPERM Ref:
D16/373621

RESOLVED* (Clr Wells / Clr White)

MIN16.1007

That Council reduce the Greenwell Point Mens Shed rent for land from \$464.00 PA to \$1 PA for the remainder of their five year licence and that the \$463 be provided from the Unallocated Donations Budget.

CARRIED

SA16.60 Mollymook All Access Playground - Mollymook Beach Reserve	HPERM Ref: D16/374203
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RESOLVED* (Clr Wells / Clr White) MIN16.1008

That Council

1. Proceed to tender for the completion of all stages of the All Ages All Inclusive Play Space at Mollymook Beach Reserve in accordance with the endorsed Council Master Plan; and
2. Provide additional funding up to \$850,000 from Council's Strategic Reserve Funds to Job Number 82583.

CARRIED

SA16.61 Recreational Fishing Trust Funding - Bawley Point Headland - Gantry	HPERM Ref: D16/345245
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RESOLVED* (Clr Wells / Clr White) MIN16.1009

That Council:

1. Accepts the grant offer of \$60,000 from the NSW Recreational Fishing Trust for improvement to fishing access facilities at Bawley Point Headland
2. Write to the Honourable Shelley Hancock MP, Member for South Coast and the Minister for Primary Industry and thank the State Government for funding this important community project.
3. Write a letter of appreciation to Terry Snow for his support and staff contribution to the gantry project and assistance to Council and the community.

CARRIED

SA16.64 Tender - Road upgrade Naval College Road, Worroing Heights between Pine Forest Road & Seagrass Avenue - Federal Blackspot Funded	HPERM Ref: D16/349837
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RESOLVED* (Clr Wells / Clr White) MIN16.1010

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

CARRIED

SA16.65 Council Policy Review - Property and Bereavement Services	HPERM Ref: D16/345109
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RESOLVED* (Clr Wells / Clr White) MIN16.1011

That Council:

1. Recategorise the following policies and list these as a corporate procedure and guideline with minor changes:
 - a. Funerary and Monument/Masonry Services Policy;
 - b. Dog Control – Holiday Haven Tourist Parks;
 - c. Dealing with Requests for the Closure, Sale or Transfer of Council and Crown Roads; and
 - d. Due Diligence for Land Transactions;

2. Reaffirm the following policies with minor changes:
 - a. occupation of Council Owned or Managed Land;
 - b. Cemeteries Crematorium and Memorial Gardens Policy; and
 - c. Development and/or Disposal of Council Land
3. That consideration of the Management of Mobile Food Vending Vehicles on Council Owned or Managed Land – Local Approvals Policy be deferred for a briefing of Councillors.

CARRIED

SA16.67 Compulsory Acquisition Crown Land - Lots 1, 2 & 3 DP 879670 Dowling Street, Ulladulla - existing road access	HPERM Ref: D16/357287
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RESOLVED* (Clr Wells / Clr White) MIN16.1012

Council resolve to pay compensation in the amount of \$52,500 to the Department of Primary Industries – Crown Lands for the compulsory acquisition of Lots 1, 2 & 3 DP879670 Dowling Street Ulladulla and that the funds be voted from the Property Reserve for this purpose.

CARRIED

SA16.68 Acquisition of Drainage Easement - Woollamia - Pt Lot 1 DP1027849 17 James Farmer Grove, Woollamia - Easement for Bund	HPERM Ref: D16/372970
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RESOLVED* (Clr Wells / Clr White) MIN16.1013

That Council:

1. Resolve to acquire a 14 metre wide Easement for Drainage over part of Lot 1 DP1027849 known as 17 James Farmer Grove, Woollamia, as shown in Attachment 1;
2. Pay compensation of \$35,800 plus GST (if applicable) and reasonable legal costs associated with the acquisition, in accordance with the Land Acquisition (Just Terms Compensation) Act 1991, from job number 74901.39954 (If necessary, the compensation be adjusted in accordance with the area determined by final survey); and
3. The Common Seal of the Council of the City of Shoalhaven be affixed to any documents required to be sealed, otherwise the General Manager is authorised to sign any documentation necessary to give effect to the resolution.

CARRIED

SA16.69 Lease to Council from C & R Property Investments Pty Ltd - Units 1 & 2, 2 McIntyre Way, Bomaderry	HPERM Ref: D16/367005
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RESOLVED* (Clr Wells / Clr White) MIN16.1014

That Council resolves to:

1. Enter into a lease agreement for Units 1 & 2, at 2 McIntyre Way, Bomaderry with C & R Property Pty Ltd, for the continued use and occupation by Council's Northern Maintenance Section, for a term of two (2) years with three (3) options of 12 months each with an initial annual rent of \$42,342.91 (GST inclusive) with annual CPI increases.
2. Authorise the General Manager to sign all documentation required to give effect to this resolution and to affix the Seal of the Council of the City of Shoalhaven to all documentation required to be sealed.

CARRIED

SA16.70	Proposed Lease - Berry Community Preschool Incorporated - 24 Albert Street, Berry	HPERM REF: D16/365968
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Item dealt with earlier in the meeting see MIN16.1003

SA16.71	Road Widening - Mundamia - Public Road Dedication	HPERM Ref: D16/369132
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RESOLVED* (Clr Wells / Clr White) MIN16.1015

That:

1. Council resolves to dedicate Lot 2 DP1226624 (formerly part Lot 1 DP1021332) as Public Road pursuant to Section 10 of the Roads Act 1993;
2. The Mayor and General Manager be authorised to execute all documents necessary to give effect to this resolution and to affix the Seal of the Council of the City of Shoalhaven to any documents requiring to be sealed.

CARRIED

SA16.72	Reclassification Of Land - 59 Owen St Huskisson	HPERM REF: D16/374913
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Item dealt with earlier in the meeting see MIN16.986

SA16.73	Classification of Operational Land - Spinnaker St Vincentia - SPS	HPERM Ref: D16/381932
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RESOLVED* (Clr Wells / Clr White) MIN16.1016

That Council approve the classification of the land described as Lot 737 DP1204850 known as Spinnaker St Vincentia as Operational land.

CARRIED

SA16.74	Sea level rise projections and policy framework	HPERM Ref: D16/324334
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Recommendation

Readopt the sea level rise policy without changes.

RESOLVED (Clr Wells / Clr Guile) MIN16.1017

That Council readopt the sea level rise policy without changes.

FOR: Clr Gash, Clr Wells, Clr White, Clr Guile, Clr Pakes, Clr Watson, Clr Kitchener and Clr Proudfoot

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

CARRIED

SA16.78 Connection to Kangaroo Valley Sewerage Scheme - Three Lot Subdivision **HPERM Ref: D16/367198**

RESOLVED* (Clr Wells / Clr White) MIN16.1018

That Council approve the connection of the two additional lots (under SF10521) to the Kangaroo Valley Sewerage Scheme subject to development consent being granted.

CARRIED

REPORT OF THE BUSINESS & EMPLOYMENT DEVELOPMENT COMMITTEE - 30 NOVEMBER 2016

BE16.7 BioMarine 2016 **HPERM Ref: D16/361871**

Recommendation

That

1. The report of the Economic Development Manager on the attendance by representatives of Blue BioTech Shoalhaven to BioMarine 2016 in Oslo be accepted.
2. Council congratulate Blue BioTech Shoalhaven on the initiative being shown to develop a new innovative industry sector based on aquatic biotechnology here in the Shoalhaven.
3. The Economic Development Office submit an application to host a future BioMarine conference in Shoalhaven, if considered feasible to achieve a break even result.
4. Council adopt a "Small Business Lens" on the development of future policies and the renewal of existing policies as they fall due.

RESOLVED (Clr Wells / Clr Cheyne) MIN16.1019

That:

1. The report of the Economic Development Manager on the attendance by representatives of Blue BioTech Shoalhaven to BioMarine 2016 in Oslo be accepted.
2. Council congratulate Blue BioTech Shoalhaven on the initiative being shown to develop a new innovative industry sector based on aquatic biotechnology here in the Shoalhaven.
3. The Economic Development Office submit an application to host a future BioMarine conference in Shoalhaven, if considered feasible to achieve a break even result.
4. Council adopt a "Small Business Lens" on the development of future policies and the renewal of existing policies as they fall due.

CARRIED

REPORT OF THE COUNCIL BUSHCARE REPRESENTATIVES GROUP - 9 DECEMBER 2016

Items marked with an * were resolved 'en block'.

BR16.1	Options to address natural resources impacts on Captain St reserve, Vincentia	HPERM Ref: D16/359276
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RESOLVED* (Clr White / Clr Gartner) MIN16.1020

That

1. The Bushcare Representative Group receive the report for information.
2. Council Officers further investigate the implementation and effect of the closure of the road for Options 1 & 2 as detailed in the report and to meet with the people who objected to the closure of the road and consult with the community.

CARRIED

BR16.2	Council Owned Land/Property Review	HPERM Ref: D16/359278
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Recommendation

That:

1. The Bushcare Representative Group receive the report on Council's Property Strategy for information
2. The conservation values of land be considered as part of Council owned land and property reviews prior to the document being placed on public exhibition.
3. These values include: The natural, aboriginal cultural values, wildlife corridors and erosion elements such as stabilising the dunes and cliffs be included in the strategic document prior to it being placed on public exhibition.

RESOLVED (Clr Proudfoot / Clr White) MIN16.1021

That:

1. The Bushcare Representative Group receive the report on Council's Property Strategy for information;
2. The conservation values of land be considered as part of Council owned land and property reviews.

CARRIED

BR16.3	Discussion Paper - Bushcare Action Plans - Consultation, Feedback from Submissions & Aboriginal Cultural Heritage	HPERM Ref: D16/360378
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RESOLVED* (Clr White / Clr Gartner) MIN16.1022

That the Bushcare Representative Group recommend that Council implement the following actions:

1. Hold a workshop in early 2017 and that the Council Bushcare Group be consulted in regards to the date. The Workshop is to obtain feedback from the Committee on the methods on how to consult with the community how to evaluate submissions as well as review and consider the potential implications and costs of updating the Shoalhaven Bushcare/Parkcare Policy and

Procedures section six (6) in order to be consistent with Councils Community Engagement Strategy.

2. Council officers and Committee members continue to use quantitative assessment methods to assess submissions on Bushcare Group Action Plans.
3. Council officers and committee members work with Executive Strategy & Communications Section to develop a set of qualitative methods to assess submissions on Bushcare Group Action Plans.
4. Alastair Stratton arrange a meeting with Margaret Simoes to establish contact with the Aboriginal Land Councils with the aim of going to Aboriginal Land Council to ask them the best ways to consult with them.
5. Council officers develop a set of questions to include in the Bushcare Group Action Plan review template to prompt Bushcare Groups for the presence or absence of Aboriginal Cultural Heritage sites on their Bushcare Group site.
6. Council officers undertake a preliminary desktop assessment which will inform investigations into the costs of engaging a suitably qualified consultant to undertake due diligence investigation of public land where Bushcare Groups currently work, that potentially have Aboriginal Cultural Heritage sites that require due diligence code to be followed and to identify site by site recommendations for the future management of the Aboriginal cultural heritage on these sites. The investigation to proceed where the cost of this investigation can be absorbed within the existing budget.
7. Council develop a set of guidelines to assist Bushcare Groups in the identification and management of Aboriginal cultural heritage and include these as part of an Aboriginal cultural heritage identification training for Bushcare Group Coordinators.
8. Council communicate with the Bushcare Group Coordinators and invite individuals with skills in communicating with indigenous communities to participate in the Workshop.

CARRIED

REPORT OF THE SHOALHAVEN HEADS ESTUARY TASKFORCE - 12 DECEMBER 2016

SH16.1 Status update on the recommendations of the Taskforce

**HPERM Ref:
D16/359037**

Recommendation

That:

1. The Chair of the Committee writes to the Federal and State Local Members asking them whether or not they support the Committee to source funding of a scale that would enable the Committee to meet its objectives (below) to create a marine environment through permanent or semi-permanent opening of the entrance at Shoalhaven Heads and report back to the Committee
 - a. Address the current build up of sedimentation and sand levels within the estuary.
 - b. Investigate the viability of options to create greater flow and movement of water within the estuary, including a Permanent Opening.
 - c. Update and review the Shoalhaven River Entrance Management Plan to include provisions that restore, maintain and sustain the health of the Shoalhaven Heads estuary; not just for the purpose of Flood Mitigation.

- d. Ensure the objectives and actions for sustaining the Shoalhaven River within the Shoalhaven River Estuary Management Plan are effective.
 - e. Challenge the Healthy River Commission assertion in the Shoalhaven Estuary Management Plan (Clause: 4.3.1.2) as unacceptable to the community of Shoalhaven Heads.
 - f. Formulate a time lined programme of actions to achieve the above requests.
2. The Committee further consider staff representation from Tourism and Economic Development at future meetings, and further consider representation from Shoalhaven Chamber of Commerce.
 3. Council in consultation with the Shoalhaven Heads Forum organise a public meeting at Shoalhaven Heads in March or April 2017 where Dr Will Glamore will present the findings of the Water Research Laboratory studies and Rafael Carvalho will present findings of his PhD research on the Shoalhaven River sediment compartment.
 4. The Shoalhaven Heads Estuary Taskforce endorse the content of the brochure attached to this report for public distribution.
 5. In light of the review of the upcoming management plan, the progress be reported to the Committee for consultation.

RESOLVED (Clr Guile / Clr Wells)

MIN16.1023

That:

1. The Chair of the Shoalhaven Heads Estuary Taskforce writes to the Federal and State Local Members asking them whether or not they support the Taskforce to source funding of a scale that would enable the Taskforce to meet its objectives (below) to create a marine environment through permanent or semi-permanent opening of the entrance at Shoalhaven Heads and report back to the Taskforce, considering the Taskforce objectives:
 - a. Address the current build-up of sedimentation and sand levels within the estuary.
 - b. Investigate the viability of options to create greater flow and movement of water within the estuary, including a Permanent Opening.
 - c. Update and review the Shoalhaven River Entrance Management Plan to include provisions that restore, maintain and sustain the health of the Shoalhaven Heads estuary; not just for the purpose of Flood Mitigation.
 - d. Ensure the objectives and actions for sustaining the Shoalhaven River within the Shoalhaven River Estuary Management Plan are effective.
 - e. Challenge the Healthy River Commission assertion in the Shoalhaven Estuary Management Plan (Clause: 4.3.1.2) as unacceptable to the community of Shoalhaven Heads.
 - f. Formulate a time lined programme of actions to achieve the above requests.
2. The Taskforce further consider staff representation from Tourism and Economic Development at future meetings, and further consider representation from Shoalhaven Chamber of Commerce.
3. Council in consultation with the Shoalhaven Heads Forum organise a public meeting at Shoalhaven Heads in March or April 2017 where Dr Will Glamore will present the findings of the Water Research Laboratory studies and Rafael Carvalho will present findings of his PhD research on the Shoalhaven River sediment compartment.
4. The Shoalhaven Heads Estuary Taskforce endorse the content of the brochure attached to this report for public distribution.

5. In light of the review of the upcoming management plan, the progress be reported to the Committee for consultation.

CARRIED

REPORT OF THE SHOALHAVEN SPORTS BOARD - 14 DECEMBER 2016

Clr White – CL16.124/SB16.1 – Voluntary User Contribution Scheme – Round 2 Funding 2016/2017 – less than significant non pecuniary interest declaration – she is a nominated patron for 2017 of the Milton Ulladulla RLFC – will remain in the room and will take part in discussion.

Items marked with an * were resolved ‘en block’.

SB16.1	Voluntary User Contribution Scheme - Round 2 Funding 2016/2017	HPERM Ref: D16/361809
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RESOLVED* (Clr Pakes / Clr Guile) MIN16.1024

That Council support the Voluntary User Contributions Scheme – Round 2 Funding – 2016/2017, to be approved for:

1. Milton Ulladulla Croquet Club – Defer any consideration of funding until such time as Council has made a decision to support the expansion of the croquet facilities on the Showground site.
2. Culburra Soccer Club – Subsoil drainage, Soccer ground Crookhaven Oval (\$18,000)
3. Project funds to be allocated from VUCS budget with a total of \$68,060.50
4. Milton Ulladulla RLFC – Partial sub surface drainage of field and warm up area renovation (\$8486).
5. Remaining funds be carried over to the next round in 2017/2018.

CARRIED

SB16.2	Shoalhaven Sports Board - Induction / Sporting Projects Status Update	HPERM Ref: D16/367011
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RESOLVED* (Clr Pakes / Clr Guile) MIN16.1025

That

1. Council appoint the following Shoalhaven Sports Board community member positions for a period of four (4) years (expiring December 2020)
 - a. Tony Hardman
 - b. Elizabeth Tooley
 - c. Lisa Kennedy
 - d. Phil Newlyn
2. Council approve the Chairperson elected by the Shoalhaven Sport Board, being David Goodman for an appointment term limited to two (2) years.
3. Council reaffirm the Shoalhaven Sports Board Terms of Reference (POL16/108).
4. Council endorse the following expiry time frames of December 2018 for existing community members on the Sports Board:
 - a. Andrew Johnstone

- b. Syd Weller
 - c. Roger Walker
 - d. Elaine Caswell
 - e. David Goodman
5. Council endorse the following portfolio appointments for its community members being:
 - a. Sporting governance - Lisa Kennedy (TBC)
 - b. Communication and Marketing – Phil Newlyn and Elizabeth Tooley
 - c. Grass Roots Club Development – Elaine Caswell
 - d. Grants and Funding – Roger Walker
 - e. Sports Tourism, Programs and Events – Andrew Johnson and David Goodman
 - f. Facility Development – Clr White and Tony Hardman
 - g. Talent Programs – David Goodman and Elaine Caswell
 6. The entry road to Ulladulla Sports Park from the end of Camden Street (i.e. the entrance to the old Ulladulla Sewerage Treatment site) to the commencement of the Car Park be named Turley Blundell Drive.
 7. Council erect a sign ‘Turley Blundell Drive’ at the entry road to Ulladulla Sports Park.
 8. Council staff continue to negotiate with individual sporting clubs at Ulladulla Sports Park regarding the naming of ovals and facilities.
 9. The report of the General Manager (Corporate & Community Services) concerning the status of various sporting projects detailed in this report be received for information
 10. The next meeting of the Shoalhaven Sports Board to be scheduled in March 2017. All meetings to be scheduled on Wednesdays at 5pm with one meeting to be scheduled in southern Shoalhaven.
 11. Staff to report back to the Board regarding the budget implications and requirements for an annual familiarisation tour.
 12. That hats and polo tops with embroidered Sports Board logo be provided to members and will be purchased with funding to be sourced from within existing budgets.

CARRIED

REPORT OF THE SHOALHAVEN TRAFFIC COMMITTEE - 13 DECEMBER 2016

Items marked with an * were resolved ‘en block’.

TC16.23 Proposed No Stopping Zone (PN3217) - Bayview Avenue, Hyams Beach	HPERM Ref: D16/383460
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RESOLVED* (Clr Wells / Clr White) MIN16.1026

That General Manager (Director Assets and Works) be requested to arrange for the installation of a 140m time restricted No Stopping zone ‘10am-5pm October to April Inclusive’ on the southern side of Bayview Avenue, Hyams Beach as detailed in the attached plan TRAF 2016/85.

CARRIED

TC16.24 Proposed Double Barrier Line Marking (PN 3349) - Cyrus Street, Hyams Beach	HPERM Ref: D16/383556
RESOLVED* (Clr Wells / Clr White)	MIN16.1027
That General Manager (Director Assets and Works) be requested to arrange for the installation of 35m double barrier centre line marking and edge line marking around the corner of Cyrus Street and Aster Street, Hyams Beach, adjacent to the Chinamans Beach access to assist in maintaining 3m wide travel lanes, as detailed in the attached plan TRAF 2016/96.	
CARRIED	
TC16.25 Proposed Time Restricted No Stopping Zone (PN 3350) - Cyrus Street, Hyams Beach	HPERM Ref: D16/383595
RESOLVED* (Clr Wells / Clr White)	MIN16.1028
That General Manager (Director Assets and Works) be requested to arrange for the installation of a 55m No Stopping time restricted zone '10am-5pm October to April inclusive' at the southern end of Cyrus Street, Hyams Beach adjacent to the pedestrian access to Seamans Beach, as detailed in the attached plan TRAF 2016/97.	
CARRIED	
TC16.26 Proposed Regulatory Signage and Line Marking Plans (PN 3259) - Bayswood Estate, Vincentia	HPERM Ref: D16/383677
RESOLVED* (Clr Wells / Clr White)	MIN16.1029
That the General Manager (Director Assets and Works) be advised that the Shoalhaven Traffic Committee has no objection to the proposed regulatory signage and line marking at the intersection of Seagrass Avenue and Trawler Street, Vincentia as detailed in the attached plan TRAF 2016/86.	
CARRIED	
TC16.27 Proposed Stewart Place Bus Interchange Upgrade (PN 3287) - Stewart Place, Nowra	HPERM Ref: D16/383716
RESOLVED* (Clr Wells / Clr White)	MIN16.1030
That General Manager (Director Assets and Works) be advised that the Shoalhaven Traffic Committee has no objection to the proposed signage and line marking at the Stewart Place Bus Interchange, Nowra as detailed in the attached plan TRAF 2016/87.	
CARRIED	
TC16.28 Proposed No Stopping Zone (PN 3326) - Red Point Road, Bandalong	HPERM Ref: D16/383734
RESOLVED* (Clr Wells / Clr White)	MIN16.1031
That General Manager (Director Assets and Works) be requested to arrange for the installation of a No Stopping zone for a distance of approx. 320m on the southern side of Red Point Road, Bandalong as detailed in the attached plan TRAF 2016/88.	
CARRIED	

TC16.29 Proposed Disabled Parking Restriction Amendment (PN 3335) - Dolphin Court Car Park, Boree St, Ulladulla	HPERM Ref: D16/383778
RESOLVED* (Clr Wells / Clr White) MIN16.1032	
That General Manager (Director Assets and Works) be advised that the Shoalhaven Traffic Committee has no objection to the proposed 1 hour (1P) disabled parking space restrictions within the Coles Car Park (Dolphin Court), Boree Street, Ulladulla as detailed in the attached plan TRAF 2016/89.	
CARRIED	
TC16.30 Proposed Roundabout (PN 3340) - Intersection Deering St and Jubilee Ave, Ulladulla	HPERM Ref: D16/383804
RESOLVED* (Clr Wells / Clr White) MIN16.1033	
That General Manager (Director Assets and Works) be advised that the Shoalhaven Traffic Committee has no objection to the proposed signage and line marking at the proposed roundabout at the intersection of Deering Street and Jubilee Avenue, Ulladulla, as detailed in the attached plan TRAF 2016/90.	
CARRIED	
TC16.31 Proposed Raised Pedestrian Crossing (PN 3341) - Tallwood Ave, Mollymook Beach	HPERM Ref: D16/383819
RESOLVED* (Clr Wells / Clr White) MIN16.1034	
That General Manager (Director Assets and Works) be advised that the Shoalhaven Traffic Committee has no objection to the proposed signage and line marking at the proposed pedestrian crossing on Tallwood Avenue, Mollymook Beach, as detailed in the attached plan TRAF 2016/91.	
CARRIED	
TC16.32 Proposed Shared Path and Pedestrian Refuges (PN 3342) - Mitchell Pde, Mollymook Beach	HPERM Ref: D16/383834
RESOLVED* (Clr Wells / Clr White) MIN16.1035	
That the General Manager (Director Assets and Works) be advised that the Shoalhaven Traffic Committee has no objection to the proposed signage and line marking at the proposed pedestrian refuge treatment and shared path in Mitchell Parade, Mollymook Beach north and south of Tallwood Avenue as detailed in the attached plan TRAF 2016/92.	
CARRIED	
TC16.33 Proposed Double Barrier Line Marking (PN 3345) - Intersection Waldegrave Cres / Murray St, Vincentia	HPERM Ref: D16/383849
RESOLVED* (Clr Wells / Clr White) MIN16.1036	
That the General Manager (Director Assets and Works) be requested to arrange for the installation of the following, as detailed in the attached plan TRAF 2016/93:	
1. 100m of double barrier (BB) centre line marking on Murray Street, Vincentia adjacent to its intersections with Waldegrave Crescent, providing 10m breaks at its intersections	

2. 30m of double barrier (BB) centre line marking on Waldegrave Crescent at the approaches of Murray Street, Vincentia

CARRIED

TC16.34 Proposed Line Marking Amendments - Mitchell Pde, Mollymook Beach	HPERM Ref: D16/383860
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RESOLVED* (Clr Wells / Clr White) MIN16.1037

That the General Manager (Director Assets and Works) be requested to arrange for the installation of the following, as detailed in the attached plan TRAF 2016/94:

1. Amend the current edge line marking located in front of 74 and 76 Mitchell Parade, such that it ties into the driveway access of 76 Mitchell Parade delineating a 3.5m wide travel lane from on-street parking providing two additional parking spaces
2. Remove the current edge line marking tapers adjacent to 28 & 59 Mitchell Parade providing an additional parking space
3. Install edge line marking on the eastern and western side of Mitchell Parade between 28 & 61 Mitchell Parade, delineating 3.5m wide travel lanes and 3m wide parking lanes
4. Relocate the existing No Stopping sign adjacent to property 59 Mitchell Parade 1.5m north providing one additional parking space in this location

CARRIED

TC16.35 Proposed Car and Trailer Parking (PN 3347) - Nielson Lane Boat Ramp, Sussex Inlet	HPERM Ref: D16/383877
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RESOLVED* (Clr Wells / Clr White) MIN16.1038

That the General Manager (Director Assets and Works) be requested to arrange for the installation of 'car / trailer combinations only' restricted parking signage on the southern side of the Nielson Lane Boat Ramp, Sussex Inlet as detailed in the attached plan TRAF 2016/95.

CARRIED

TC16.36 Proposed Pedestrian Refuge (PN 3351) - Intersection West Birriley Street & North Tarawal Street Bomaderry	HPERM Ref: D16/383902
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RESOLVED* (Clr Wells / Clr White) MIN16.1039

That the General Manager (Director Assets and Works) be advised that the Shoalhaven Traffic Committee has no objection to the proposed signage and line marking as detailed in the attached plan TRAF 2016/98.

CARRIED

TC16.37 Proposed Regulatory signage & Line Marking (PN 3352) - Orion Beach Shared Path, Vincentia	HPERM Ref: D16/383926
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RESOLVED* (Clr Wells / Clr White) MIN16.1040

That the General Manager (Director Assets and Works) be advised that the Shoalhaven Traffic Committee has no objection to the proposed regulatory signage and proposed improvements for the Orion Beach Shared Path, Vincentia. As detailed in the attached plan TRAF 2016/99.

CARRIED

REPORTS

CL16.126 BOMADERRY NOWRA REGIONAL SPORTS & COMMUNITY PRECINCT MASTER PLAN

HPERM REF:
D16/324465

Item dealt with earlier/later in the meeting see MIN16.987

CL16.127 Beach Access Wheel Chairs Funding Success

HPERM Ref:
D16/388147

Clr Pakes – CL16.127 – Beach Access Wheel Chairs Funding Success – less than significant non pecuniary interest declaration – he is the President of Nowra Culburra SLSC which houses an access ramp – will remain in the room and will take part in discussion and vote.

Recommendation

1. That Council accept a funding grant of \$37,000 from FundAbility, to undertake “Beach-wheels for inclusion” under the FundAbility Program, which is administered by Northcott and funded by the NSW Department of Family and Community Services.
2. The funds be placed in the Community Development Access budget (13030) to enable project management and delivery.
3. Council write a thank you letter to FundAbility thanking them for the grant to implement “Beach-wheels for inclusion”.

Note: Clr Wells left the meeting.

RESOLVED (Clr Pakes / Clr Cheyne)

MIN16.1041

That:

1. Council accept a funding grant of \$37,000 from FundAbility, to undertake “Beach-wheels for inclusion” under the FundAbility Program, which is administered by Northcott and funded by the NSW Department of Family and Community Services.
2. The funds be placed in the Community Development Access budget (13030) to enable project management and delivery.
3. Council write a thank you letter to FundAbility thanking them for the grant to implement “Beach-wheels for inclusion”.
4. Donna Corbyn be thanked for her work on the submission

CARRIED

CL16.128 2017 Australian Coastal Councils Conference

HPERM Ref:
D16/388277

Recommendation

That Council

1. Notes the details of the 2017 Australian Coastal Councils Conference scheduled for Wednesday 3 May to Friday 5 May 2017 at the Mon Komo Hotel, Redcliffe, Queensland.

2. Authorises available Councillors to attend the conference and such attendance be deemed Council Business.
3. Travel, registration fees, accommodation and all reasonable out-of-pocket expenses be met in accordance with its adopted policy.
4. Request Councillors attending the conference to provide a written report within 30 days of returning from the conference.

RESOLVED (Clr Levett / Clr White)

MIN16.1042

That Council

1. Notes the details of the 2017 Australian Coastal Councils Conference scheduled for Wednesday 3 May to Friday 5 May 2017 at the Mon Komo Hotel, Redcliffe, Queensland.
2. Authorises available Councillors to attend the conference and such attendance be deemed Council Business.
3. Travel, registration fees, accommodation and all reasonable out-of-pocket expenses be met in accordance with its adopted policy.
4. Request Councillors attending the conference to provide a written report within 30 days of returning from the conference.

CARRIED

CL16.129 Investment Report - November 2016

**HPERM Ref:
D16/389606**

Recommendation

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

RESOLVED (Clr Gartner / Clr White)

MIN16.1043

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

CARRIED

**CL16.130 Development of a Model Code of Meeting Practice for
Local Councils in NSW - Call for Submissions**

**HPERM Ref:
D16/389610**

Recommendation

That Council

1. Receive the report for information
2. Provide a submission on topics as identified by the Council

Note: Clr Wells returned to the meeting

RESOLVED (Clr Watson / Clr Gartner)

MIN16.1044

That Council

1. Receive the report for information

2. Provide a submission on topics as identified by the Council
3. The submission address the amendment's which Council made to the original code of meeting practice

CARRIED

Items marked with an * were resolved 'en block'.

CL16.131 Tenders - Provision of Security Services

**HPERM Ref:
D16/380323**

RESOLVED* (Clr Wells / Clr Alldrick)

MIN16.1045

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

CARRIED

CL16.132 Tenders - Upper Kangaroo River Road Landslip Repairs

**HPERM Ref:
D16/388725**

RESOLVED* (Clr Wells / Clr Alldrick)

MIN16.1046

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

CARRIED

CL16.133 Tenders - "Changing Places" Public Amenities, Mollymook Beach Reserve

**HPERM Ref:
D16/389330**

RESOLVED* (Clr Wells / Clr Alldrick)

MIN16.1047

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

CARRIED

CL16.134 Huskisson Traffic and Parking Study

**HPERM Ref:
D16/314789**

Recommendation

That;

1. The Huskisson Traffic and Parking Study be made publicly available
2. Commence survey design and consultation for all short term pedestrian and traffic management options in accordance with the recommended strategy
3. Consider reviewing the Development Control Plan and Contributions Plan projects related to car parking and traffic facilities
4. As part of the next major review of the Shoalhaven Local Environmental Plan, on the basis of the study findings continue to plan for the long term provision of a Huskisson Bypass (alternative road access around the town centre for through traffic)

RESOLVED (Clr Gartner / Clr White)

MIN16.1048

That

1. The Huskisson Traffic and Parking Study be made publicly available
2. Commence survey design and consultation for all short term pedestrian and traffic management options in accordance with the recommended strategy
3. Consider reviewing the Development Control Plan and Contributions Plan projects related to car parking and traffic facilities
4. As part of the next major review of the Shoalhaven Local Environmental Plan, on the basis of the study findings consider to plan for the long term provision of a Huskisson Bypass (alternative road access around the town centre for through traffic)

CARRIED

CL16.135 Pedestrian Traffic Signals - Princes Highway and Junction Street, Nowra

**HPERM Ref:
D16/387765**

Recommendation

That Council:

1. Write to the Minister for Roads (the Hon Duncan Gay), the Local Member for South Coast (Shelley Hancock MP) and the RMS, to:
 - a. support the installation of traffic signals for improved pedestrian safety and object to the location of the current RMS project and
 - b. request that any investment in traffic signals should be at the intersection of Princes Highway and Junction Street, consistent with the Stockland development approval and the approved Nowra CBD Urban Design Masterplan; and
 - c. request the State Government commits additional funding to the project, in consideration of the commitments made by Council and Stockland towards the Highway safety improvements
2. Allocates funds up to \$300,000 from the Strategic Project Reserve to achieve the preferred outcome of a signalised pedestrian treatment at the intersection of Princes Highway and Junction Street consistent with the approved Stockland development approval and the Nowra CBD Urban Design Masterplan
3. Receive a report on the outcome of the design, detailed costs, and the funding arrangements with Stockland

RESOLVED (Clr Wells / Clr Proudfoot)

MIN16.1049

That

Council:

1. Write to the Minister for Roads (the Hon Duncan Gay), the Local Member for South Coast (Shelley Hancock MP) and the RMS, to:
 - a. support the installation of traffic signals for improved pedestrian safety and object to the location of the current RMS project and
 - b. request that any investment in traffic signals should be at the intersection of Princes Highway and Junction Street, consistent with the Stockland development approval and the approved Nowra CBD Urban Design Masterplan; and

- c. request the State Government commits additional funding to the project, in consideration of the commitments made by Council and Stockland towards the Highway safety improvements
2. Allocates funds up to \$300,000 from the Strategic Project Reserve to achieve the preferred outcome of a signalised pedestrian treatment at the intersection of Princes Highway and Junction Street consistent with the approved Stockland development approval and the Nowra CBD Urban Design Masterplan
3. Receive a report on the outcome of the design, detailed costs, and the funding arrangements with Stockland

CARRIED

CL16.136 Huskisson Wharf - Working Party

**HPERM Ref:
D16/389431**

Recommendation

1. That membership of the working party consist of a representative of RMS, Crown Lands, Jervis Bay Wild, David McDonald and Terry O'Connor representing Huskisson Wharf Management Committee and Chris Mitchell representing inclusive tourism.
2. The working party be chaired by Councillor (*name to be inserted*)
3. The working party not proceed in the event that a suitable nearby mooring for the vessel "Port Venture" is secured beforehand from RMS to the satisfaction of Jervis Bay Wild.

Note: Clr Wells left the meeting

RESOLVED (Clr Pakes / Clr Guile)

MIN16.1050

That Council reaffirm its position adopted on 25 October 2016 (MIN16.776) (parts 1, 2 and 3) as stated below:

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

FOR: Clr Findley, Clr Levett, Clr Gartner, Clr Guile, Clr Pakes, Clr Watson, Clr Kitchener and Clr Proudfoot

AGAINST: Clr Gash, Clr Wells, Clr White, Clr Cheyne and Clr Alldrick

CARRIED

**CL16.137 Driveway Repair Works - 30 Alexandra Street, Berry - H
L Stanger & D J Felton**

**HPERM Ref:
D16/389073**

Recommendation

That, in accordance with Section 67 of the Local Government Act,:

1. Council undertake work to restore the driveway to 30 Alexandra St, Berry at an estimated cost of \$1,600 and at no cost to the owner; and

2. On completion of the works, Council receive a further report outlining the final costs of the rectification works

RESOLVED (Clr Guile / Clr Pakes)

MIN16.1051

That in accordance with Section 67 of the Local Government Act,:

1. Council undertake work to restore the driveway to 30 Alexandra St, Berry at an estimated cost of \$1,600 and at no cost to the owner; and
2. On completion of the works, Council receive a further report outlining the final costs of the rectification works

CARRIED

CL16.138 Sale of Council Land to RMS - Upgrade of Princes Hwy - Berry to Bomaderry

HPERM Ref: D16/385301

Recommendation

1. Council approve the the sale of the following land parcels, located along the Princes Highway between Berry and Bomaderry. The land parcels to be compulsory acquired by RMS at the agreed compensation of \$110,500 as determined by Walsh & Monaghan Valuers:
 - a. Lot 11 DP 249692 (93.1 sqm);
 - b. Lot 12 DP 249692 (44.7 sqm);
 - c. Lot 435 DP 1210528 (1,250.6 sqm);
 - d. Lot 9 DP 249776 (49.3 sqm);
 - e. Lots 411 & 431 DP 1210528 (3,694 sqm);
 - f. Lots 412 & 432 DP 1210528 (5,725) and
 - g. Lot 1 DP 664944 (349 sqm).
2. All costs associated with the sale of the Council land parcels to be paid by RMS and the proceeds of the sale be allocated to the Property Reserve.
3. The Common Seal of the Council of the City of Shoalhaven be affixed to any documents required to be sealed, otherwise the General Manager be authorised to sign any documentation necessary to give effect to this resolution.

RESOLVED (Clr Guile / Clr Gartner)

MIN16.1052

That:

1. Council approve the the sale of the following land parcels, located along the Princes Highway between Berry and Bomaderry. The land parcels to be compulsory acquired by RMS at the agreed compensation of \$110,500 as determined by Walsh & Monaghan Valuers:
 - a. Lot 11 DP 249692 (93.1 sqm);
 - b. Lot 12 DP 249692 (44.7 sqm);
 - c. Lot 435 DP 1210528 (1,250.6 sqm);
 - d. Lot 9 DP 249776 (49.3 sqm);
 - e. Lots 411 & 431 DP 1210528 (3,694 sqm);
 - f. Lots 412 & 432 DP 1210528 (5,725) and
 - g. Lot 1 DP 664944 (349 sqm).

2. All costs associated with the sale of the Council land parcels to be paid by RMS and the proceeds of the sale be allocated to the Property Reserve.
3. The Common Seal of the Council of the City of Shoalhaven be affixed to any documents required to be sealed, otherwise the General Manager be authorised to sign any documentation necessary to give effect to this resolution.

CARRIED

**CL16.139 Sale by Expression of Interest - Lot 1 DP 1021332
George Evans Road, Mundamia - Update**

**HPERM Ref:
D16/392335**

Recommendation

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

RESOLVED (Clr Guile / Clr Gartner)

MIN16.1053

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

CARRIED

**CL16.140 PROPOSED SITE COST ESTIMATES - MILTON
ULLADULLA MEN'S SHED**

**HPERM REF:
D16/385877**

Item dealt with earlier/later in the meeting see MIN16.988

**CL16.141 Climate Change Action Committee - Membership and
Purpose**

**HPERM Ref:
D16/382782**

Recommendation

That Council

1. Endorse the membership of the Climate Change Action Committee consisting of all Councillors and the General Manager;
2. Endorse the Purpose of the Climate Change Action Committee as follows:
 - a. To make recommendations to improve Councils response to potential impacts of climate change.
 - b. To improve sustainability within the Shoalhaven Local Government area.
 - c. Develop a Prioritised Action Plan that will empower the Shoalhaven Community to be more sustainable and improve the sustainability of Council operations and activities.
 - d. Identify and action funding opportunities which will improve Council's sustainability and its understanding and readiness of potential impacts of climate change.
 - e. Identify ways to educate the community about sustainability and the potential impacts of climate change.
 - f. Display strong leadership to the community by recommending sustainability and resilience building actions to Council for consideration
3. That the quorum for the Committee be 5.

RESOLVED (Clr Gartner / Clr Levett)

MIN16.1054

That Council:

1. Endorse the membership of the Climate Change Action Committee consisting of all Councillors and the General Manager;
2. Endorse the Purpose of the Climate Change Action Committee as follows:
 - a. To make recommendations to improve Councils response to potential impacts of climate change.
 - b. To improve sustainability within the Shoalhaven Local Government area.
 - c. Develop a Prioritised Action Plan that will empower the Shoalhaven Community to be more sustainable and improve the sustainability of Council operations and activities.
 - d. Identify and action funding opportunities which will improve Council's sustainability and its understanding and readiness of potential impacts of climate change.
 - e. Identify ways to educate the community about sustainability and the potential impacts of climate change.
 - f. Display strong leadership to the community by recommending sustainability and resilience building actions to Council for consideration
3. That the quorum for the Committee be 5.

FOR: Clr Findley, Clr Gash, Clr White, Clr Levett, Clr Cheyne, Clr Alldrick, Clr Gartner,

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

CARRIED

CL16.142 NSW Climate Change Policy Framework and associated Plans

HPERM Ref: D16/386445

Recommendation

That Council endorse the submission at Attachment 1 for information.

RESOLVED (Clr Guile / Clr Proudfoot)

MIN16.1055

That Council endorse the submission at Attachment 1 for information.

CARRIED

CL16.143 National Roads Congress 2016

HPERM Ref: D16/382624

Recommendation

That Ordinary Meeting receive the report from Clr Mark Kitchener on the National Roads Congress 2016 for information.

RESOLVED (Clr Guile / Clr Gartner)

MIN16.1056

That Ordinary Meeting receive the report from Clr Mark Kitchener on the National Roads Congress 2016 for information.

CARRIED

Introduction of Items as Matters of Urgency

RESOLVED (Clr Guile / Clr Levett)

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

1. CL16.144 Council Borrowings - Loan Agreement with Treasury Corporation (Sewer Fund)

CARRIED

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

ADDENDUM REPORTS

CL16.145 Rescission Motion - Shoalhaven Family Day Care

**HPERM REF:
D16/398594**

Item dealt with earlier/later in the meeting see MIN16.989

CL16.144 Council Borrowings - Loan Agreement with Treasury Corporation (Sewer Fund)

**HPERM Ref:
D16/396518**

Recommendation

That Council enter into a loan agreement, executed under a seal of Council, with New South Wales Treasury Corporation for the amount of \$44m with a term of twenty years as the first of the REMS 1B loan provisions.

Note: Clr Wells returned to the meeting.

RESOLVED (Clr Wells / Clr White)

MIN16.1057

That Council enter into a loan agreement, executed under a seal of Council, with New South Wales Treasury Corporation for the amount of \$44m with a term of twenty years as the first of the REMS 1B loan provisions.

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

AGAINST: Clr Guile

CARRIED

CONFIDENTIAL REPORTS

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

No members of the public made representations.

RESOLVED (Clr Wells / Clr White)

MIN16.1058

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

CSA16.10 Tenders – Road Upgrade Naval College Road, Worroving Heights between Pine Forest Road & Seagrass Avenue

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 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.

CCL16.27 Tenders – Provision of Security Services

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.

CCL16.28 Tenders – Upper Kangaroo River Road Landslip Repairs

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.

CCL16.29 Tenders – "Changing Places" Public Amenities, Mollymook Beach Reserve

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.

CCL16.30 Sale by Expression of Interest - Lot 1 DP 1021332 George Evans Road, Mundamia - Update

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.

CARRIED

The meeting moved into confidential the time being 9.11pm.

The meeting moved into open session, the time being 9.24pm.

REPORT FROM CONFIDENTIAL SESSION

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

CCL16.25 Rescission Motion - Shoalhaven Family Day Care

**HPERM Ref:
D16/381937**

Note: this matter was considered in the open minutes refer CL16.145, see MIN16.989.

CSA16.10 Tenders – Road Upgrade Naval College Road, Worrowing Heights between Pine Forest Road & Seagrass Avenue

**HPERM Ref:
D16/349887**

RESOLVED

MIN16.1059C

That Council:

1. Accept the Tender from Stefanutti Constructions Pty Ltd for the Upgrade of Naval College Road, Worrowing Heights between Pine Forest Road and Seagrass Avenue at a total cost of \$2,133,404.87 (excluding GST).
2. Authorise the General Manager (Director of Assets & Works) to finalise and execute a contract with Stefanutti Constructions Pty Ltd on behalf of Council.
3. Authorise the General Manager (Director of Assets and Works) to adjust the contract for variations for components under the contract.

CARRIED

CCL16.27 Tenders – Provision of Security Services **HPERM Ref: D16/367952**

RESOLVED MIN16.1060C

That:

4. The recommendation remain confidential in accordance with Section 10(A)(2)(d)(i) of the Local Government Act until determined by the General Manager.

CARRIED

CCL16.28 Tenders – Upper Kangaroo River Road Landslip Repairs **HPERM Ref: D16/388771**

RESOLVED MIN16.1061C

That

1. Council accept the Tender from Kenpass Pty Ltd for Landslip Repairs to Upper Kangaroo River Road at a total cost of \$157,818 (excluding GST).
2. The contract documents and any other associated documents be executed on behalf of the Council in accordance with cl165 of the Local Government Regulation by the Group Director.

CARRIED

CCL16.29 Tenders – "Changing Places" Public Amenities, Mollymook Beach Reserve **HPERM Ref: D16/391541**

RESOLVED MIN16.1062C

That:

5. The recommendation remain Confidential in accordance with Section 10(A)(2)(d)(i) of the Local Government Act until Tenders are determined by Council.

CARRIED

CCL16.30 Sale by Expression of Interest - Lot 1 DP 1021332 George Evans Road, Mundamia - Update **HPERM Ref: D16/391593**

RESOLVED MIN16.1063C

That this matter be deferred pending a Clr Briefing to be held in early February 2017.

CARRIED

Note: A Rescission Motion was received on the following Item CL16.126 – Bomaderry Nowra Regional Sports and Community Precinct Master Plan.

There being no further business, the meeting concluded, the time being 9.26pm.

Clr Findley
CHAIRPERSON