

MINUTES OF THE ORDINARY MEETING

Meeting Date: Tuesday, 26 September 2017
Location: Council Chambers, City Administrative Building, Bridge Road, Nowra
Time: 5.00pm

The following members were present:

Clr Amanda Findley - Chairperson
Clr Joanna Gash
Clr John Wells
Clr Patricia White
Clr Kaye Gartner
Clr Nina Cheyne
Clr Annette Alldrick
Clr John Levett
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 Father Patrick Faherty, Nowra Catholic Church and the playing of the Australian National Anthem.

Apologies / Leave of Absence

Nil

Confirmation of the Minutes

RESOLVED (Clr Guile / Clr Cheyne) MIN17.801

That the Minutes of the Ordinary Meeting of Ordinary Meeting held on Tuesday 22 August 2017 be confirmed.

CARRIED

Declarations of Interest

Nil

MAYORAL MINUTE

MM17.21 Mayoral Minute - National Police Remembrance Day

HPERM Ref:
D17/281105

Recommendation

That Council receive the report – National Police Remembrance Day, for information.

RESOLVED (Clr Findley / Clr Pakes)

MIN17.802

That Council receive the report – National Police Remembrance Day, for information.

CARRIED

MM17.22 Mayoral Minute - Congratulations to the 2017 Shoalhaven Business Award Winners & the 2017 Milton Ulladulla Business Awards

HPERM Ref:
D17/281113

Recommendation

That Council receive the report – Congratulations to the 2017 Shoalhaven Business Award Winners & the 2017 Milton Ulladulla Business Awards, for information.

RESOLVED (Clr Findley / Clr Proudfoot)

MIN17.803

That Council receive the report – Congratulations to the 2017 Shoalhaven Business Award Winners & the 2017 Milton Ulladulla Business Awards, for information.

CARRIED

MM17.23 Mayoral Minute - Congratulations

HPERM Ref:
D17/298245

Recommendation

That Council receive the report – Congratulations, for information.

RESOLVED (Clr Findley / Clr Alldrick)

MIN17.804

That Council receive the report – Congratulations to Carmel Krogh, Director Shoalhaven Water and Zachary Jones, Tapitallee resident, for information.

CARRIED

DEPUTATIONS AND PRESENTATIONS

Mr Bernie McLeod addressed the Council in relation to CL17.228 Notice of Motion - National Indigenous Football Games

Mr Norman Mogg addressed the Council in relation to CL17.227 Notice of Motion – Development of a Motorsports Facility at Yerriyong

Procedural Motion - Bring Items Forward

RESOLVED (Clr Watson / Clr Guile)

MIN17.805

That the matters of the following items be brought forward for consideration:

- CL17.228 Notice of Motion - National Indigenous Football Games
- CL17.227 Notice of Motion – Development of a Motorsports Facility at Yerriyong
- CL17.269 Rezoning Request - Parma Yerriyong Community Association Inc.

CARRIED

CL17.228 Notice of Motion - National Indigenous Football Games

**HPERM Ref:
D17/309494**

Recommendation

That Council consider supporting the 2nd National Indigenous Football games with in kind resources to promote the Shoalhaven Indigenous games from the 1-4 November 2017. This event is an important community milestone in the spirit of reconciliation and self determination, and recognising the valuable contributions our Indigenous community have to offer.

In Kind resources may include:

- Filling up gas bottles to allow players to shower post game
- Assistance with lawn mowing and ground preparation
- Bins to assist provision of waste management during the event
- Car Park lines to promote safety of vehicle access to the grounds
- Use of Council light signage to highlight and promote the event and guide visitors to where the venue is located.

RESOLVED (Clr Cheyne / Clr Gartner)

MIN17.806

That Council

1. Donate \$4,000 from the 2017/2018 unallocated donations budget in support of the 2nd National Indigenous Football games to promote the Shoalhaven Indigenous games from the 1-4 November 2017. This event is an important community milestone in the spirit of reconciliation and self determination, and recognising the valuable contributions our Indigenous community have to offer.

The funds are to assist with costs including:

- Assistance with lawn mowing and ground preparation
- Bins to assist provision of waste management during the event
- Car Park lines to promote safety of vehicle access to the grounds
- Use of Council light signage to highlight and promote the event and guide visitors to where the venue is located.

2. Staff liaise with the event organisers to determine and undertake essential maintenance that is to be undertaken prior to the event

CARRIED

CL17.227 Notice of Motion - Development of a Motor Sports Complex at Yerriyong

HPERM Ref: D17/309347

Recommendation

That

1. In recognition of the strategic importance and economic value of developing a motor sports complex in our area, that Council, after reviewing the previous development application (DA) by Motorcycling NSW, prepares and submits a DA as proponent for this project.
2. Council establish a project working group to oversee the process, comprising relevant Council staff and representatives of the South Coast Motor Sports Club Inc.
3. Council continue to explore and where applicable apply to both Federal and State Government programs to facilitate funding for the project.
4. That any costs associated with the review and DA submission be funded through the Economic Development Budget.

MOTION (Clr Watson / Clr Gash)

That

1. In recognition of the strategic importance and economic value of developing a motor sports complex in our area, that Council, after reviewing the previous development application (DA) by Motorcycling NSW, prepares and submits a DA as proponent for this project.
2. Council establish a project working group to oversee the process, comprising relevant Council staff and representatives of the South Coast Motor Sports Club Inc.
3. Council continue to explore and where applicable apply to both Federal and State Government programs to facilitate funding for the project and private partnership.
4. That any costs associated with the review and DA submission be funded through the Economic Development Budget.

AMENDMENT 1 (Clr Proudfoot / Clr Pakes)

That

1. In recognition of the strategic importance and economic value of developing a motor sports complex in our area, that Council, after reviewing the previous development application (DA) by Motorcycling NSW, prepares and submits a DA as proponent for this project.
2. Council establish a project working group to oversee the process, comprising relevant Council staff and representatives of the South Coast Motor Sports Club Inc.
3. Council continue to explore and where applicable apply to both Federal and State Government programs to facilitate funding for the project and private partnership.
4. That initial costs associated with the review and DA submission be funded through the economic development budget
5. Recoupment of all costs be factored into any future lease arrangements

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

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

LOST

Note: Clr Gash tabled the Motorcycling NSW – Shoalhaven Motorsports Complex Business Case

AMENDMENT 2 (Clr Guile / Clr Cheyne)

That this matter be deferred to allow for further consideration of the motion until the business plan has been circulated and reviewed.

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

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

LOST

AMENDMENT 3 (Clr Guile / Clr Alldrick)

That

1. In recognition of the strategic importance and economic value of developing a motor sports complex in our area, that Council, after reviewing the previous development application (DA) by Motorcycling NSW, prepares and submits a DA as proponent for this project.
2. Council establish a project working group to oversee the process, comprising relevant Council staff and representatives of the South Coast Motor Sports Club Inc.
3. Council continue to explore and where applicable apply to both Federal and State Government programs to facilitate funding for the project and private partnership and Council appoint a probity monitor
4. Initial costs up to \$300,000 associated with the review and DA submission be funded through the economic development budget
5. Recoupment of all costs be factored into any future lease arrangements

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

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

LOST

THE MOTION WAS PUT AND CARRIED

MOTION (RESOLVED) (Clr Watson / Clr Gash)

MIN17.807

That

1. In recognition of the strategic importance and economic value of developing a motor sports complex in our area, that Council, after reviewing the previous development application (DA) by Motorcycling NSW, prepares and submits a DA as proponent for this project.
2. Council establish a project working group to oversee the process, comprising relevant Council staff and representatives of the South Coast Motor Sports Club Inc.
3. Council continue to explore and where applicable apply to both Federal and State Government programs to facilitate funding for the project and private partnership.
4. That any costs associated with the review and DA submission be funded through the Economic Development Budget.

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

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

CARRIED

Note: A Rescission Motion was received on this item.

Procedural Motion - Adjournment of Meeting

MOTION (Clr Findley/Clr Gartner)

That the meeting be adjourned until 8.30pm.

Note: The meeting adjourned, the time being 8.10pm

Note: The meeting reconvened, the time being 8.30pm

When 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 Kaye Gartner

Clr Andrew Guile

Clr Mitchell Pakes

Clr Greg Watson

Clr Mark Kitchener

Clr Bob Proudfoot

CL17.269 Rezoning Request - Parma Yerriyong Community Association Inc.

**HPERM Ref:
D17/291664**

Recommendation

That Council decide which of the four options outlined in the report they wish to pursue in regard to the request received from the Parma Yerriyong Community Association Inc. to rezone land in the Yerriyong area to E2 Environmental Conservation.

MOTION (Clr Cheyne / Clr Gartner)

That Council, commence initial consultation with the NSW Government (as landowners to see whether they support a rezoning), the relevant Aboriginal Land Council (who may have an interest in the land) and the Department of Defence (given the nature of the existing zoning) prior to making a decision on this matter.

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

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

LOST

RESOLVED (Clr Pakes / Clr Guile)

MIN17.808

That

1. Council receive the report for information and retain the existing zoning and planning provisions outlined in Shoalhaven LEP2014
2. This report be provided as background as a submission for future reviews of the LEP.

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

AGAINST: Nil

CARRIED

NOTICES OF MOTION / QUESTIONS ON NOTICE

CL17.202 Notice of Motion - Recycling of child safety seats

HPERM Ref:
D17/246395

Recommendation

That

1. Shoalhaven City Council commends the work of the Shoalhaven Flagstaff Group in trialing the recycling of child safety seats.
2. Council requests the General Manager to report on any assistance that might be provided to enable this service or others to be accessed by Shoalhaven residents.
3. Council requests the General Manager to investigate and report what waste fund funding opportunities through the NSW Government Waste Levy contributions might be available to facilitate and promote such a service.

RESOLVED (Clr Guile / Clr Proudfoot)

MIN17.809

That

1. Shoalhaven City Council commends the work of the Shoalhaven Flagstaff Group in trialing the recycling of child safety seats.
2. Council requests the General Manager to report on any assistance that might be provided to enable this service or others to be accessed by Shoalhaven residents.
3. Council requests the General Manager to investigate and report what waste fund funding opportunities through the NSW Government Waste Levy contributions might be available to facilitate and promote such a service.

CARRIED

CL17.204 Notice of Motion - Privacy Screens

HPERM Ref:
D17/265863

Recommendation

That Council staff prepare a report on “ privacy screens “ regarding how their necessity is determined and the type of screen that is mandated. There appears to be an apparent inconsistency in the application of the current policy, which may well be historical, and should form a part of the report

RESOLVED (Clr Proudfoot / Clr Pakes)

MIN17.810

That the Notice of Motion and the Note from the General Manager on Privacy Screens be received for information

CARRIED

CL17.205 Notice of Motion - Development in Flood Prone Areas

**HPERM Ref:
D17/265865**

Recommendation

That Council staff prepare a report on “development rights“ of home-owners in areas that have been deemed to be “flood-prone“. Conflict is arising in lower-lying areas where a property owner who desires to add a room or two to the family home, is confronted with complications that make the project too expensive or simply not to their personal liking. With this in mind the report would address the capacity of council staff to be consistently flexible in making their determination.

RESOLVED (Clr Proudfoot / Clr Pakes)

MIN17.811

That the Notice of Motion and the Note from the General Manager on Development in Flood Prone Areas be received for information

CARRIED

**CL17.206 Notice of Motion - Sanctuary Point Men's Shed - Clifton
Street Sanctuary Point**

**HPERM Ref:
D17/265873**

Recommendation

That

1. Council reduce the amount the Sanctuary Point men’s shed are paying on their licence for the remainder of the licence term
2. Council reduce the amount to \$1 p.a (peppercorn rent)
3. This includes the current year 2017

MOTION (Clr Pakes)

That

1. Council reduce the amount the Sanctuary Point men’s shed are paying on their licence for the remainder of the licence term
2. Council reduce the amount to \$1 p.a (peppercorn rent)
3. This includes the current year 2017

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**CL17.226 Notice of Motion - Congratulations - Variety Bash 2017
Shoalhaven Teams**

**HPERM Ref:
D17/301478**

Recommendation

That Council

1. Congratulate all Shoalhaven teams for their fundraising efforts in the 2017 bash
2. Congratulate Shoalhaven Car 27: (Brian and Joanne Muller, Garry and Joyann Arnold) on being announced “Outright Winners” of the 2017 Variety Bash

RESOLVED (Clr Pakes / Clr Gash)

MIN17.812

That Council

1. Congratulate all Shoalhaven teams for their fundraising efforts in the 2017 bash
2. Congratulate Shoalhaven Car 27: (Brian and Joanne Muller, Garry and Joyann Arnold) on being announced "Outright Winners" of the 2017 Variety Bash

CARRIED

CL17.227 NOTICE OF MOTION - DEVELOPMENT OF A MOTOR SPORTS COMPLEX AT YERRIYONG

**HPERM REF:
D17/309347**

Item dealt with earlier/later in the meeting see MIN17.806

CL17.228 NOTICE OF MOTION - NATIONAL INDIGENOUS FOOTBALL GAMES

**HPERM REF:
D17/309494**

Item dealt with earlier/later in the meeting see MIN17.807

CL17.229 Notice of Motion - Legal Liability - Climate Change

**HPERM Ref:
D17/311184**

Recommendation

That

1. Council notes for information the article in the September 2017 Australian Coastal Councils Association Newsletter warning governments around the World of a 'wave of legal action' over their failure to take effective action to minimise the impact of climate change.
2. The General Manager
 - a. Reports back to Council clarifying the legal liability of Shoalhaven City Council and sitting Councillors as individuals, in the event that a decision is made that could be regarded under the Local Government Act 1993 Section 731 as not in "good faith".
 - b. Outlines any legal precedents that might exist in relation to such liability.
 - c. Explains if Councillors are protected under any professional indemnity type insurance cover, either self funded by Council or underwritten by an insurance company.
 - d. Clarifies if a Councillor who votes against a motion that gives rise to legal action is immune from that legal action.
 - e. Give advice as to whether legal liability could arise from failure to act in a situation.
 - f. In the unlikely event that a Minister offered advice contrary to that of his or her Department on an issue and that advice was taken by Councillors, would Councillors then be absolved of any legal liability that arose.

MOTION (Clr Levett / Clr Cheyne)

MIN17.813

That

1. Council notes for information the article in the September 2017 Australian Coastal Councils Association Newsletter warning governments around the World of a 'wave of legal action' over their failure to take effective action to minimise the impact of climate change.
2. The General Manager
 - a. Reports back to Council clarifying the legal liability of Shoalhaven City Council and sitting

Councillors as individuals, in the event that a decision is made that could be regarded under the Local Government Act 1993 Section 731 as not in "good faith".

- b. Outlines any legal precedents that might exist in relation to such liability.
- c. Explains if Councillors are protected under any professional indemnity type insurance cover, either self funded by Council or underwritten by an insurance company.
- d. Clarifies if a Councillor who votes against a motion that gives rise to legal action is immune from that legal action.
- e. Give advice as to whether legal liability could arise from failure to act in a situation.
- f. In the unlikely event that a Minister offered advice contrary to that of his or her Department on an issue and that advice was taken by Councillors, would Councillors then be absolved of any legal liability that arose.

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

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

LOST

REPORT OF THE STRATEGY & ASSETS COMMITTEE - 19 SEPTEMBER 2017

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

MMS17.8 Mayoral Minute - Integrated Transport Preliminary Investigation

HPERM Ref:
D17/310816

RESOLVED* (Clr Pakes / Clr White)

MIN17.814

That Council approve a budget of up to \$8000 to undertake a preliminary desktop analysis of transport availability in the Shoalhaven with the aim to identify the gaps in the transport offering and matching Federal and State funding opportunities.

CARRIED

SA17.231 Woollamia Industrial Estate - expansion

HPERM Ref:
D17/264130

RESOLVED* (Clr Pakes / Clr White)

MIN17.815

That Council:

1. Excise by subdivision the area of IN1 zoned land within Lot 17 DP 857006 to be incorporated into the industrial area.
2. Prepare and submit a subdivision application over this land to compliment the subdivision of Lot 18 DP 1096605 (stage 5) in the adjoining Woollamia Industrial Estate owned by Council.
3. Authorise the General Manager to sign the necessary documents to effect the subdivisions and to execute under the Seal of Council the plan of subdivision.

CARRIED

SA17.233 Shoalhaven Indoor Sports Centre - Fitout

**HPERM Ref:
D17/284486**

RESOLVED* (Clr Pakes / Clr White)

MIN17.816

That Council:

1. Commit to funding the Shoalhaven Indoor Sports Centre Furniture Fixture Equipment (FFE) Fit-Out Requirements in the amount of \$2,919,895 to be funded in the 2018/19 budget
2. Staff continue to seek grant funding to assist with covering the costs of Fit-Out where possible.

CARRIED

SA17.240 Traffic Calming - Larmer Avenue Sanctuary Point

HPERM Ref: D17/6573

Recommendation

That Council:

1. Receive the report on the possible installation of traffic calming measures on Larmer Avenue, Sanctuary Point, southern side of Cockrow Creek bridge near The Park Drive intersections, for information; and
2. The General Manager (Director Assets & Works) continue to monitor the intersection of Larmer Avenue and Park Drive for future grant funding opportunities for the construction of a local road roundabout to provide effective traffic management and speed control on the eastern approach to Sanctuary Point.

RESOLVED (Clr Proudfoot / Clr Pakes)

MIN17.817

That Council:

1. Receive the report on the possible installation of traffic calming measures on Larmer Avenue, Sanctuary Point, southern side of Cockrow Creek bridge near The Park Drive intersections, for information; and
2. The General Manager (Director Assets & Works) continue to monitor the intersection of Larmer Avenue and Park Drive for future grant funding opportunities for the construction of a local road roundabout to provide effective traffic management and speed control on the eastern approach to Sanctuary Point.

CARRIED

**SA17.241 Australian Government Black Spot Program 2017/18 -
Approved Projects**

**HPERM Ref:
D17/243201**

Recommendation

That Council

1. Accepts the grant funding offers under the Australian Government Blackspot Program as follows:
 - a. \$480,000 for the proposed safety improvements on Jervis Bay Road (450m length from 0.2 – 0.65km south of Woollamia Road, Falls Creek), and authorise the expenditure on job number 86666
 - b. \$190,000 for a single lane mountable roundabout at the intersection of Paradise Beach Road & Kingsford Smith Crescent, Sanctuary Point, and authorise the expenditure on job number 86669

- c. \$295,000 for the proposed safety improvements on The Wool Road (640m length from 0.14 – 0.78km west of Naval College Road, Worroving Heights), and authorise the expenditure on job number 85829
 - d. \$210,000 for the proposed safety improvements on Wheelbarrow Road (1.2km length from 2.0 – 3.2km east of Woodburn Road, Woodburn), and authorise the expenditure on job number 86671
2. The General Manager (Director Assets & Works) writes to the NSW Roads & Maritime Services (RMS) and the Federal Member for Gilmore, thanking them for their ongoing support of the Shoalhaven Community through the Australian Government Black Spot Program and for the support of the RMS staff in reviewing and supporting Council’s nominations for these important local road safety improvements.

RESOLVED (Clr Proudfoot / Clr Kitchener)

MIN17.818

That Council

- 1. Accepts the grant funding offers under the Australian Government Blackspot Program as follows:
 - a. \$480,000 for the proposed safety improvements on Jervis Bay Road (450m length from 0.2 – 0.65km south of Woollamia Road, Falls Creek), and authorise the expenditure on job number 86666
 - b. \$190,000 for a single lane mountable roundabout at the intersection of Paradise Beach Road & Kingsford Smith Crescent, Sanctuary Point, and authorise the expenditure on job number 86669
 - c. \$295,000 for the proposed safety improvements on The Wool Road (640m length from 0.14 – 0.78km west of Naval College Road, Worroving Heights), and authorise the expenditure on job number 85829
 - d. \$210,000 for the proposed safety improvements on Wheelbarrow Road (1.2km length from 2.0 – 3.2km east of Woodburn Road, Woodburn), and authorise the expenditure on job number 86671
- 2. The General Manager (Director Assets & Works) writes to the NSW Roads & Maritime Services (RMS) and the Federal Member for Gilmore, thanking them for their ongoing support of the Shoalhaven Community through the Australian Government Black Spot Program and for the support of the RMS staff in reviewing and supporting Council’s nominations for these important local road safety improvements.

CARRIED

SA17.242 NSW Government Country Passenger Transport Infrastructure Grants Scheme (CPTIGS) 2017/18 - 2018/19 - Approved Projects	HPERM Ref: D17/243020
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RESOLVED* (Clr Pakes / Clr White)

MIN17.819

That Council:

- 1. Accepts the grant funding offers under the NSW Government Country Passenger Transport Infrastructure Grants Scheme (CPTIGS) program, “in principle” (\$180,000 for 18 new shelters), noting the advice from Transport for NSW that the locations Council has nominated have only been partially successful (subject to meeting the program conditions) and authorises the expenditure on job number 85406;
- 2. Receive a further report once the list of sites has been reviewed and more details, including estimate of costs are available; and

3. The General Manager (Director Assets & Works) writes to Transport for NSW, and the Local Members of Parliament (for Kiama and South Coast), thanking them for their support of the Shoalhaven Community through the NSW CPTIGS program, however advising that it is Council's intention to review the approved list, in consultation with the community, and seek approval from Transport for NSW of a revised list of projects following consultation and once full details and costs are known.

CARRIED

SA17.243 NSW Government Aboriginal Communities Program 2017/18 - Approved Projects	HPERM Ref: D17/279844
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RESOLVED* (Clr Pakes / Clr White) MIN17.820

That Council:

1. On behalf of the Jerrinja Local Aboriginal Land Council, accept the grant funding offers under the NSW Government Aboriginal Communities Program as follows:
 - a. \$95,000 for footpath and associated kerb ramp works, part of First Street (the western section, west of Fourth Street, as well as the full length of Third and Fourth Streets) at Jerrinja (Orient Point) community, and authorise the expenditure of job number 49038
 - b. \$155,000 for pavement works; part of First Street (the eastern section, east of Fourth Street) and all of Second Street, at Jerrinja (Orient Point) community, and authorise the expenditure on job number 49038
 - c. \$195,000 for pavement works, part of First Street (the western section, west of Fourth Street), as well as all of Third and Fourth Streets) at Jerrinja (Orient Point) community, and authorise the expenditure on job number 49038
2. Authorise the General Manager (Director Assets & Works) to coordinate resources to enable the effective and timely delivery of the works in consultation with Jerrinja Local Aboriginal Land Council.
3. The General Manager (Director Assets & Works) writes to the NSW Roads & Maritime Services, and the Local Members of Parliament (for Kiama and South Coast), thanking them for their support of the Shoalhaven Aboriginal Community through the new NSW Aboriginal Communities program and for the support of RMS staff in reviewing and supporting the nominations for these important local road safety improvements.

CARRIED

SA17.244 State Government Active Transport Program 2017/18 - Approved Projects	HPERM Ref: D17/243216
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RESOLVED* (Clr Pakes / Clr White) MIN17.821

That Council:

1. Accepts the grant funding offers under the NSW State Government Active Transport Program as follows:
 - a. \$1,500,000 for "Round the Bay" shared user path and associated works including a new Moona Moona Creek shared user path bridge, Callala Bay Headland and 'way finding' signage generally in accordance with Council's Restart Illawarra (Environment & Tourism fund) nomination and other key shared user path links and authorise the expenditure on job number 86020;
 - b. \$190,000 for the construction of a shared user path and associated works on Vincent and Twyford Streets, Vincentia, and authorises the expenditure on job number 86147;

- c. \$150,000 for the construction of Stage 1 of the proposed shared user path and associated works on Deering Street, Ulladulla, and authorises the expenditure on job number 86148;
 - d. \$50,000 for the construction of a pedestrian refuge and associated kerb and pram ramp adjustments on Green Street (at the intersection of the Princes Highway) Ulladulla, and authorises the expenditure on job number 86919; and
 - e. \$10,000 for Bike parking facilities (bike racks) installed at various locations across the city, and authorises the expenditure on job number 85438.
2. As a consequence of this grant, the \$640,000 allocated by Council to the Moona Moona Creek shared user path bridge project (job number 86020) be reallocated to the Chris Creek shared user path bridge project.
 3. The General Manager (Director Assets & Works) writes to the NSW Roads & Maritime Services, and the Local Members of Parliament (for Kiama and South Coast), thanking them for their ongoing support of the Shoalhaven Community through the NSW Active Transport Program and for the support of RMS staff in reviewing and supporting Council's nominations for these important local safety and accessibility improvements.

CARRIED

SA17.245 NSW Government Safer Roads Program - Local Government Roads 2017/18 and 2018/19 - Approved Projects	HPERM Ref: D17/279849
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RESOLVED* (Clr Pakes / Clr White)

MIN17.822

That Council

1. Accepts the grant funding offers under the NSW Government Safer Roads (Local Government Roads) Program as follows:
 - a. \$425,000 for the safety improvements on Bolong Road, from east of Broughton Creek to the northern side of Askeaton Park (\$300,000 in 2017/18 and \$125,000 in 2018/19), and authorise the expenditure on job number 86637
 - b. \$130,000 in 2018/19 for a single lane roundabout at the intersection of Illaroo Road and Page Avenue, North Nowra, and authorise the expenditure on job number 86665
 - c. \$140,000 in 2018/19 for a single lane roundabout at the intersection of Mitchell Parade and Donlan Avenue, Mollymook, and authorise the expenditure on job number 86668
 - d. \$145,000 in 2018/19 for the safety improvements on Jervis Bay Road, Falls Creek (channelised intersection treatment at the intersection of Gardners Road), and authorise the expenditure on job number 86667
 - e. \$640,000 for the safety improvements on Bolong Road, from north of Coolangatta Road to the northern side of Gerroa Road intersection (\$450,000 in 2017/18 and \$190,000 in 2018/19), and authorise the expenditure on job number 86639
 - f. \$1,450,000 for the safety improvements on Currarong Road, from chainage 7.7km to chainage 11.5km (\$1,000,000 in 2017/18 and \$450,000 in 2018/19, and authorise the expenditure on job number 86642
2. The General Manager (Director Assests & Works) writes to the NSW Roads & Maritime Services and the Local Members of Parliament (Kiama and South Coast) thanking them for their ongoing support of the Shoalhaven Community through the NSW Safer Roads Program and for the support of RMS staff in reviewing and supporting Council's nominations for these important local road safety improvements.

CARRIED

SA17.246 Callala Bay Sailing Club - Erosion Control / Access Improvement / Revegetation Improvements and Funding Sources

**HPERM Ref:
D17/224650**

RESOLVED* (Clr Pakes / Clr White)

MIN17.823

That Council:

1. Undertake minor access improvement works, including temporary ramps, this financial year in consultation with the Callala Bay Sailing Club, with funding provided from operational budgets.
2. Proceed with design and construction of a suitable permanent beach access for sailing craft in 2018, if Council is successful with its grant application to the NSW Better Boating Now Program for upgrading of boating facilities at Callala Bay.

CARRIED

SA17.247 Proposed Lease - 39 Shoalhaven Street, Nowra - Shoalhaven Community Preschool Incorporated

**HPERM Ref:
D17/257463**

RESOLVED* (Clr Pakes / Clr White)

MIN17.824

That Council, in its capacity as manager of the Shoalhaven Street (R1003208) Reserve Trust:

1. Enter into a 5 year lease agreement with a 5 year option period with Shoalhaven Community Preschool Incorporated for the use and occupation of 39 Shoalhaven Street, Nowra with incremental increases in rent for the first 3 years as follows:
 - a. Year 1 - \$2,127.54 plus GST;
 - b. Year 2 - \$4,255.09 plus GST; and
 - c. Year 3 - \$7,091.82 plus GST;
 with CPI increases from year 3 to year 5 and a review at the commencement of the option period; and
2. Make adjustments in the FY 17/18 Quarter 1 financial review and make provisions in the FY 18/19 budget for the following sums to job number 13938 to cover the additional subsidised rent in the first 2 years (if required by Department of Primary Industries – Lands & Forestry):-
 - a. Year 1 - \$4,964.28 plus GST (if applicable);
 - b. Year 2 - \$2,836.73 plus GST (if applicable).
3. Authorise the General Manager to finalise any lease terms and 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.

CARRIED

SA17.248 Proposed Lease - 101 Jervis Street, Nowra - Lyrebird Preschool Kindergarten Incorporated

**HPERM Ref:
D17/258659**

RESOLVED* (Clr Pakes / Clr White)

MIN17.825

That Council:

1. Enter into a 5 year lease agreement with a 5 year option period with Lyrebird Preschool Kindergarten Incorporated for the occupation of 101 Jervis Street, Nowra for the purpose of a community preschool with incremental increases in rent for the first 3 years as follows:
 - a. Year 1 - \$1,695.30 plus GST;

b. Year 2 - \$3,390.60 plus GST; and

c. Year 3 - \$5,651.00 plus GST;

with CPI increases for years 4 & 5 and a review to market under the provisions of the rental assessment framework at the commencement of the option period; and

2. Approve the allocation of rent received under the lease agreement into the Property Reserve restricted account; and
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.

CARRIED

SA17.249 Classification of Land - 125 Moss Vale Road Cambewarra	HPERM Ref: D17/262081
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RESOLVED* (Clr Pakes / Clr White)

MIN17.826

That Council resolve to classify the land described as Lot 262 DP794245 known as 125 Moss Vale Road, Cambewarra as Operational Land.

CARRIED

SA17.255 Acquisition of easement over Crown land at Cunjurong Point	HPERM Ref: D17/255044
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RESOLVED* (Clr Pakes / Clr White)

MIN17.827

That:

1. Council resolve to compulsorily acquire an Easement for Electricity Purposes 10 wide & variable over Crown land Lot 482 DP823199, being the area of an existing Easement for Access and Water Supply Pipeline 10 wide & variable shown highlighted green on DP641175 marked 'Attachment 1'.
2. Council pay compensation as determined by the Valuer General and ancillary costs for the acquisition in accordance with the Land Acquisition (Just Terms Compensation) Act 1991, from Council's Water Fund.
3. The necessary application be made to the Minister for Local Government and the Governor for approval to the acquisition under the Local Government Act 1993.
4. The Common Seal of the Council of the City of Shoalhaven be affixed to any documents required to be sealed.

CARRIED

SA17.256 Acquisition of Crown land and Easement for Access at Vincentia	HPERM Ref: D17/276897
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RESOLVED* (Clr Pakes / Clr White)

MIN17.828

That:

1. Council resolve to compulsorily acquire from the Crown:
 - a. Part of Crown land Lot 1 DP608937 at Captain Street Vincentia, shown as proposed Lot 1 on the attached draft survey plan.

- b. An Easement for Right of Access 4.555 wide & variable over Crown land Lot 1 DP608937, marked (E) on the attached draft survey plan.
- 2. Council pay compensation and costs associated with the acquisition, in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, from Council's Sewer Fund.
- 3. The necessary application be made to the Minister for Local Government and the Governor. The acquisition is to be carried out under the Local Government Act 1993.
- 4. The land to be acquired be classified as Operational land in accordance with Section 31(2) of the Local Government Act 1993
- 5. The Common Seal of the Council of the City of Shoalhaven be affixed to any documents required to be sealed.

CARRIED

REPORT OF THE SHOALHAVEN ACCESS ADVISORY COMMITTEE - 21 AUGUST 2017

SAA17.33 Allocation of an appropriate budget to fund Shoalhaven City Council's Disability Inclusion Action Plan (DIAP)

HPERM Ref: D17/263046

Recommendation:

That Council strongly consider funding the Disability Inclusion Action Plan as soon as possible.

RESOLVED (Clr Pakes / Clr Cheyne)

MIN17.829

That Council strongly consider funding the Disability Inclusion Action Plan as soon as possible.

CARRIED

REPORT OF THE COUNCIL BUSHCARE REPRESENTATIVES GROUP - 4 SEPTEMBER 2017

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

BR17.1 Resignation - Annie Boutland - Council Bushcare Representative Group

HPERM Ref: D17/279211

RESOLVED* (Clr White / Clr Gartner)

MIN17.830

That Council:

- 1. Accept the resignation of Ms Annie Boutland
- 2. Acknowledges the great contribution that Annie has made to the CBRG and her local area
- 3. Call for nominations from Local Bushcare Groups

CARRIED

BR17.2 Three Bushcare Group Action Plans - Cudmirrah-Berrara , William Mulligan Reserve, Sussex Inlet & Dyball Reserve, Swan Haven - New and Review

HPERM Ref: D17/264124

Recommendation

That Council adopt the following two (2) new Bushcare Group Action Plans and the one (1) reviewed Bushcare Action Group Plan:

1. Dyball Reserve Bushcare Group Action Plan – Swan Haven
2. William Mulligan Reserve Group Action Plan – Sussex Inlet
3. Berrara – Cudmirrah Bushcare Group Action Plan

RESOLVED (Clr White / Clr Proudfoot)

MIN17.831

That

1. Council adopt the following two (2) Bushcare Group Action Plans:
 - a. Dyball Reserve Bushcare Group Action Plan – Swan Haven
 - b. Berrara – Cudmirrah Bushcare Group Action Plan
2. The William Mulligan Reserve Group Action Plan – Sussex Inlet be referred back to Council staff for further amendments to the maps and the crowns land policy license as requested by the Bushcare Representative Groups.

Note: Clr Guile left the meeting, the time being 9.07pm.

CARRIED

BR17.3 Additional Item - Expiring Bushcare Grant Funding

RESOLVED* (Clr White / Clr Gartner)

MIN17.832

That the Council Bushcare Representative Group:

1. Wishes to alert Council to the ending of the grant funding for the two positions of Bush Regenerator Ganger and skilled labourers will cease from 22 December 2017 and the group advocates for council to consider further funding.
2. Recognises the superior contribution that Ronald Carberry and Edward Farrell have brought to the Bushcare movement by imparting their indigenous cultural heritage, their work ethic and their technical bush regeneration skills over an 8 year period.
3. Calls for a further report back to council on the future resources for maintaining these two positions within Council.

CARRIED

BR17.4 Additional Item - Bushcare Awards

RESOLVED* (Clr White / Clr Gartner)

MIN17.833

That Council consider nominating Bushcare Group achievements for appropriate awards including Samuel Dunnnett and the Cudmirrah-Berrara Bushcare Group for the 2017 NSW Landcare Awards.

CARRIED

BR17.5 Additional Item - Inclusion of Biodiversity Overlay in the LEP

RESOLVED* (Clr White / Clr Gartner)

MIN17.834

That the Council Bushcare Representative Group support the inclusion in biodiversity overlay for work completed, as part of the Berry Corridor in the LEP.

CARRIED

REPORT OF THE SHOALHAVEN NATURAL RESOURCES & FLOODPLAIN MANAGEMENT COMMITTEE - 7 SEPTEMBER 2017

SN17.18 University of Wollongong - Coastal hazard assessment based on sediment budgeting, Southern NSW - ARC Research Partnership Grant Application

**HPERM Ref:
D17/260528**

Clr Guile was absent from the meeting.

Recommendation

That Council commit to providing \$5,000 per year over three (3) years (2017/18, 2018/19 & 2019/20) from Council's coast and estuaries program (15931) to the University of Wollongong towards the Coastal hazard assessment based on sediment budgeting, southern NSW project, if the grant application is successful.

RESOLVED (Clr Gartner / Clr Cheyne)

MIN17.835

That Council commit to providing \$5,000 per year over three (3) years (2017/18, 2018/19 & 2019/20) from Council's coast and estuaries program (15931) to the University of Wollongong towards the Coastal hazard assessment based on sediment budgeting, southern NSW project, if the grant application is successful.

CARRIED

REPORT OF THE SHOALHAVEN ARTS BOARD - 7 SEPTEMBER 2017

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

AB17.18 Draft Arts Board Strategic Plan 2017 - 2021

**HPERM Ref:
D17/261551**

Clr Guile was absent from the meeting.

RESOLVED* (Clr Wells / Clr Cheyne)

MIN17.836

That Council adopt the draft Shoalhaven Arts Board – Arts & Cultural Strategic Plan “smART Ideals 2017 – 2021”.

CARRIED

AB17.19 Council Policy Revision - South Coast Cooperative Libraries Collection Development Policy

**HPERM Ref:
D17/261794**

Clr Guile was absent from the meeting.

RESOLVED* (Clr Wells / Clr Cheyne)

MIN17.837

That Council adopt the revision of the South Coast Cooperative Libraries Collection Development Policy.

CARRIED

AB17.21 Shoalhaven Arts Board Grants 2017/18

**HPERM Ref:
D17/269494**

Clr Guile was absent from the meeting.

RESOLVED* (Clr Wells / Clr Cheyne)

MIN17.838

That the following Shoalhaven Arts Board Grants be awarded:

1. Developing the Arts - Sense of Place \$5,000
\$5000 Anna Thompson – ‘Artist in Conversation’ A short film: Artist Ann Glynn
Digital Storytelling touring with show.
2. Developing the Arts - Sense of Place \$5,000
\$5000 Syd Green – Bird Women/Tree Men – Produce & record musical collaboration
Jazz and Classical
3. Public Art – Sense of Place \$10,000
\$10,000 Vanessa Barbay – Bherwerre Wetland Mural Project – Stage 3
Completion of 12 painted panels installed Larmer Ave Sanctuary Point – documenting birds and orchids of the wetlands.

CARRIED

**REPORT OF THE SHOALHAVEN TRAFFIC COMMITTEE - 12
SEPTEMBER 2017**

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

TC17.67 School Bus Zone and Drop off / Pick up Improvements - Terara Public School, Millbank Road, Terara (PN 3368)

**HPERM Ref:
D17/294984**

Clr Guile returned to the room, the time being 9.11pm.

RESOLVED* (Clr Pakes / Clr White)

MIN17.839

That the General Manager (Director Assets and Works) be requested to arrange for the installation of the following improvements on Millbank Road, adjacent to Terara Public School, Terara, as detailed in the attached TRAF2017/69:

1. Install double barrier (BB) centre line marking and edge (E1) line marking along Millbank Road from its intersection with South Street, Terara to the southern end of the 40kph school speed zone (370m approx.), delineating the bus zone with continuity (C1) line marking.

2. Amend the existing bus zone time restriction to 8am to 9.30am and 2.30pm to 4pm school days, from 2.45pm to 3.15pm school days.
3. Amend the existing No Parking zone time restriction to 8am to 9.30am and 2.30pm to 4pm school days, from 8am to 9.30am school days.

CARRIED

TC17.68 Proposed Vehicle Control Measures - Captain Street, Blenheim Beach Reserve, Vincentia (PN 3411)	HPERM Ref: D17/295002
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RESOLVED* (Clr Pakes / Clr White) MIN17.840

That the General Manager (Director Assets and Works) be advised that the committee has no objection to the proposed vehicle control measures being installed at the intersection of Elizabeth Drive and Captain Street (Blenheim Beach Reserve), Vincentia as detailed in the attached plan TRAF 2017/70.

1. Subject to sign posting being installed adjacent to the proposed gate and "Road Closed" signage to have the effect of permitting ongoing access for pedestrians and cyclists.

CARRIED

TC17.69 Regulatory Signage and Line Marking - Ocean Street, Mollymook (PN 3429)	HPERM Ref: D17/295042
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RESOLVED* (Clr Pakes / Clr White) MIN17.841

That the General Manager (Director Assets and Works) be advised that the committee has no objection to the proposed signage and line marking to be installed in conjunction with the Mollymook All Abilities Play space in the reserve off Ocean Street, Mollymook, as detailed in the attached plan TRAF2017/71.

CARRIED

TC17.70 Disabled Parking Space - SEC Car Park, Graham Street, Nowra (PN 3431)	HPERM Ref: D17/295055
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RESOLVED* (Clr Pakes / Clr White) MIN17.842

That the General Manager (Director Assets and Works) be requested to arrange for the installation of a dedicated parking space for people with disabilities and associated shared zone adjacent to the rear access ramp to the Shoalhaven Entertainment Centre (SEC) car park, Nowra, as detailed in the attached plan TRAF 2017/72.

CARRIED

TC17.71 Amendments to Loading Zone - Egans Lane, Nowra (PN 3432)	HPERM Ref: D17/295065
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RESOLVED* (Clr Pakes / Clr White) MIN17.843

That the General Manager (Director Assets and Works) be requested to arrange the amendment of 12m (approx.) of the existing loading zone to a No Stopping, on the southern side of Egans Lane, adjacent to 21 Kinghorne Street, Nowra, as detailed in the attached TRAF 2017/73.

CARRIED

TC17.72 No Stopping Zone - South Street, Ulladulla (PN 3433)

**HPERM Ref:
D17/295074**

RESOLVED* (Clr Pakes / Clr White)

MIN17.844

That the General Manager (Director Assets and Works) be requested to arrange for the installation of a 15m (approx.) No Stopping zone on the southern side of South Street, immediately east of Pindari Place, Ulladulla, as detailed in the attached plan TRAF 2017/74.

CARRIED

REPORTS

CL17.236 Election of Deputy Mayor and Assistant Deputy Mayor

**HPERM Ref:
D17/305585**

Recommendation

That Council determine the method of election and then conduct an election for Deputy Mayor and Assistant Deputy Mayor for the period until September 2018.

RESOLVED (Clr Findley / Clr Gartner)

MIN17.845

That the election of Deputy Mayor and Assistant Deputy Mayor be conducted by an open show of hands.

CARRIED

Craig Milburn, Director Finance Corporate and Community Services as the Returning Officer informed the meeting that two nominations had been received for the position of Deputy Mayor, the nominations being for Clr White, and Clr Kitchener.

Mr Milburn called for nominations from the floor and no more were received.

Mr Milburn called for a show of hands and declared Clr White the Deputy Mayor for the ensuing year on a count of 7 votes.

Craig Milburn, Director Finance, Corporate and Community Services as the Returning Officer informed the meeting that two nominations had been received for the position of Assistant Deputy Mayor, the nominations being for Clr White and Clr Pakes.

Clr Whites nomination was disregarded, as she had been appointed as Deputy Mayor reducing the nominations to one, being Clr Pakes.

Mr Milburn called for nominations from the floor and no more were received.

Mr Milburn declared Clr Pakes the Assistant Deputy Mayor for the ensuing year.

CL17.237 Ordinary Meeting - Order of Business

**HPERM Ref:
D17/305645**

Recommendation

That Council adopt the Order of Business, as follows, for the Ordinary Meetings of Council:

1. Acknowledgement of Traditional Custodians
2. Opening Prayer

3. Australian National Anthem
4. Apologies/Leave of Absence
5. Confirmation of Minutes
6. Declarations of Interest
7. Presentation of Petitions
8. Mayoral Minutes
9. Deputations & Presentations
10. Notices of Motion and Questions on Notice
11. Report of Committees
12. Report of the Shoalhaven Traffic Committee
13. Officers Reports
14. Addendum Reports
15. Confidential Report of the General Manager

*If any items of business require attendance of specialist staff (eg Legal, Insurance, Property) then Council will generally consider those items following the Deputations

MOTION (RESOLVED) (Clr Pakes / Clr Proudfoot)

MIN17.846

That Council adopt the Order of Business, as follows, for the Ordinary Meetings of Council:

1. Acknowledgement of Traditional Custodians
2. Opening Prayer
3. Australian National Anthem
4. Apologies/Leave of Absence
5. Confirmation of Minutes
6. Declarations of Interest
7. Presentation of Petitions
8. Mayoral Minutes
9. Deputations & Presentations
10. Notices of Motion and Questions on Notice
11. Report of Committees
12. Report of the Shoalhaven Traffic Committee
13. Officers Reports
14. Addendum Reports
15. Confidential Report of the General Manager

*If any items of business require attendance of specialist staff (eg Legal, Insurance, Property) then Council will generally consider those items following the Deputations

CARRIED

AMENDMENT 1 (Clr Levett / Clr Gartner)

As printed with part 2 to read: Either no prayer or distribute the prayer to other religions

LOST

FOR: Clr Findley, Clr Gartner, Clr Cheyne and Clr Levett

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

AMENDMENT 2 (Clr Levett)

As printed with the removal of part 3 – National Anthem

THE AMENDMENT LAPSED DUE TO A LACK OF A SECONDER

THE MOTION WAS PUT AND CARRIED

CL17.238 Determination of Core Committees

**HPERM Ref:
D17/306832**

Recommendation

That

1. Pursuant to Section 355(b) – Local Government Act ,1993 and Clause 260 of the Local Government (General) Regulation, 2005 Council establish the 'Core' Council Committees as:
 - a. Strategy and Assets Committee
 - b. Development Committee
2. The Delegations of the Strategy and Assets Committee be as follows:

Strategy and Assets Committee

THAT pursuant to s377 (1) of the Local Government Act 1993 the Committee is delegated the functions conferred on Council by the Local Government Act 1993 (LG Act) or any other Act or delegated to Council, as are specified in the Schedule, subject to the following limitations:

- i. The Committee cannot exercise any function delegated to the Council which by the terms of that delegation cannot be sub-delegated;
- ii. The Committee cannot exercise any function which s377(1) of the LG Act provides cannot be delegated by Council;
- iii. The Committee cannot exercise a function which is expressly required by the LG Act or any other Act to be exercised by resolution of the Council; and
- iv. The Committee cannot exercise any function which is a function of the General Manager under s335 of the LG Act.

SCHEDULE

- a. Make recommendations to Council and, where permitted under legislation consider, formulate, review and adopt policies in relation to Council's corporate & community planning under Part 2 of Chapter 13 of the LG Act, asset management and in connection with the other functions listed in this Schedule and in particular to Make recommendations to Council in respect of the content of Council's community strategic plan, delivery program, resourcing strategy and operational plan within the meaning of Part 2 of Chapter 13 of the LG Act;
- b. Make recommendations to Council and consider, formulate, review and adopt Council policies, plans and strategies other than those in respect of town planning and environmental matters, and any other matter referred to the Committee by the General Manager.
- c. Make recommendations in respect of the introduction of new fees or charges or the

alteration of existing fees and charges for inclusion in the Council's next operational plan within the meaning of s405 of the LG Act;

- d. Monitor, review and consider matters relating to the operations and strategic direction of Council's Holiday Haven Tourist Parks Group;
- e. All functions in respect of the management of, and facilities provided on Crown Land in respect of which Council is the 'reserve trust manager' within the meaning of s92 of the Crown Lands Act 1989, and the making of recommendations to Council regarding such matters where the function cannot be delegated by Council;
- f. Provision of corporate direction to the Shoalhaven Water Group in respect of powers delegated to it by Council regarding the construction, alteration or maintenance of water and sewerage works, effluent works and pump out removal;
- g. Authorise the expenditure of funds raised under s64 of the LG Act within the limits outlined in, and in accordance with Council's adopted Development Servicing Plan and other relevant adopted Council policies;
- h. Make recommendations to Council in respect of fees and charges for water and wastewater services provided by Council;
- i. Develop, implement, review and adopt strategic policies for water, sewerage and effluent operations of Council;
- j. Undertake preliminary investigations (feasibility, cost benefit, risk analysis, etc.) into development opportunities for Council's strategic land holdings and make recommendations to Council.
- k. Review and make recommendations to Council in relation to:
 - i. The sale prices of land in connection with residential and industrial Council subdivisions;
 - ii. The sale of Council property or the purchase or resumption of land;
 - iii. The compensation to be offered in respect of land resumed by Council; and
 - iv. Properties leased or rented by Council, other than those delegated to the General Manager for approval and execution in accordance with MIN14.912 and MIN15.237 of the Council.
- l. To determine tenders except those tenders required by law to be determined by full Council (MIN17.334).

3. The Delegations of the Development Committee be as follows:

Development Committee

THAT pursuant to s377 (1) of the Local Government Act 1993 the Committee is delegated the functions conferred on Council by the Environmental Planning & Assessment Act 1979 (EPA Act), Local Government Act 1993 (LG Act) or any other Act or delegated to Council, as are specified in the attached Schedule, subject to the following limitations:

- i. The Committee cannot make a decision to make a local environmental plan to classify or reclassify public land under Division 1 of Part 2 of Chapter 6 of the LG Act;
- ii. The Committee cannot review a s82A or s96AB EPA Act determination made by the Council or by the Committee itself;
- iii. The Committee cannot exercise any function delegated to the Council which by the terms of that delegation cannot be sub-delegated;
- iv. The Committee cannot exercise any function which s377(1) of the LG Act provides cannot be delegated by Council; and
- v. The Committee cannot exercise a function which is expressly required by the LG Act or

any other Act to be exercised by resolution of the Council.

SCHEDULE

- a. All functions relating to the preparation, making, and review of local environmental plans (LEPs) and development control plans (DCPs) under Part 3 of the EPA Act.
 - b. All functions relating to the preparation, making, and review of contributions plans and the preparation, entry into, and review of voluntary planning agreements under Part 4 of the EPA Act.
 - c. The preparation, adoption, and review of policies and strategies of the Council in respect of town planning and environmental matters and the variation of such policies.
 - d. Determination of variations to development standards related to development applications under the EPA Act where the development application involves a development which seeks to vary a development standard by more than 10% and the application is accompanied by a request to vary the development standard under clause 4.6 of Shoalhaven Local Environmental Plan 2014 or an objection to the application of the development standard under State Environmental Planning Policy No. 1 – Development Standards.
 - e. Determination of variations from the acceptable solutions and/or other numerical standards contained within the DCP or a Council Policy that the General Manager requires to be determined by the Committee
 - f. Determination of development applications that Council requires to be determined by the Committee on a case by case basis.
 - g. Review of determinations of development applications under sections 82A and 96AB of the EP&A Act that the General Manager requires to be determined by the Committee.
 - h. Preparation, review, and adoption of policies and guidelines in respect of the determination of development applications by other delegates of the Council.
4. The membership and quorums be as set as follows:
- a. Strategy and Assets Committee
 - Membership:
 - Mayor
 - All Councillors
 - General Manager (or nominee)
 - Chairperson has casting vote
 - Quorum: Five (5)
 - b. Development Committee
 - Membership:
 - Mayor
 - All Councillors
 - General Manager (or nominee)
 - Chairperson has casting vote
 - Quorum: Five (5)
5. That a Chairperson and Deputy Chairperson be appointed for each of the Core Committees:
- a. Development Committee

- i. Chairperson
- ii. Deputy Chairperson
- b. Strategy and Assets Committee
 - i. Chairperson
 - ii. Deputy Chairperson

RESOLVED (Clr Wells / Clr Gash)

MIN17.847

That

1. Pursuant to Section 355(b) – Local Government Act ,1993 and Clause 260 of the Local Government (General) Regulation, 2005 Council establish the ‘Core’ Council Committees as:
 - a. Strategy and Assets Committee
 - b. Development Committee
2. The Delegations of the Strategy and Assets Committee be as follows:

Strategy and Assets Committee

THAT pursuant to s377 (1) of the Local Government Act 1993 the Committee is delegated the functions conferred on Council by the Local Government Act 1993 (LG Act) or any other Act or delegated to Council, as are specified in the Schedule, subject to the following limitations:

- i. The Committee cannot exercise any function delegated to the Council which by the terms of that delegation cannot be sub-delegated;
- ii. The Committee cannot exercise any function which s377(1) of the LG Act provides cannot be delegated by Council;
- iii. The Committee cannot exercise a function which is expressly required by the LG Act or any other Act to be exercised by resolution of the Council; and
- iv. The Committee cannot exercise any function which is a function of the General Manager under s335 of the LG Act.

SCHEDULE

- a. Make recommendations to Council and, where permitted under legislation consider, formulate, review and adopt policies in relation to Council’s corporate & community planning under Part 2 of Chapter 13 of the LG Act, asset management and in connection with the other functions listed in this Schedule and in particular to Make recommendations to Council in respect of the content of Council’s community strategic plan, delivery program, resourcing strategy and operational plan within the meaning of Part 2 of Chapter 13 of the LG Act;
- b. Make recommendations to Council and consider, formulate, review and adopt Council policies, plans and strategies other than those in respect of town planning and environmental matters, and any other matter referred to the Committee by the General Manager.
- c. Make recommendations in respect of the introduction of new fees or charges or the alteration of existing fees and charges for inclusion in the Council’s next operational plan within the meaning of s405 of the LG Act;
- d. Monitor, review and consider matters relating to the operations and strategic direction of Council’s Holiday Haven Tourist Parks Group;
- e. All functions in respect of the management of, and facilities provided on Crown Land in respect of which Council is the ‘reserve trust manager’ within the meaning of s92 of the Crown Lands Act 1989, and the making of recommendations to Council regarding such

matters where the function cannot be delegated by Council;

- f. Provision of corporate direction to the Shoalhaven Water Group in respect of powers delegated to it by Council regarding the construction, alteration or maintenance of water and sewerage works, effluent works and pump out removal;
 - g. Authorise the expenditure of funds raised under s64 of the LG Act within the limits outlined in, and in accordance with Council's adopted Development Servicing Plan and other relevant adopted Council policies;
 - h. Make recommendations to Council in respect of fees and charges for water and wastewater services provided by Council;
 - i. Develop, implement, review and adopt strategic policies for water, sewerage and effluent operations of Council;
 - j. Undertake preliminary investigations (feasibility, cost benefit, risk analysis, etc.) into development opportunities for Council's strategic land holdings and make recommendations to Council.
 - k. Review and make recommendations to Council in relation to:
 - i. The sale prices of land in connection with residential and industrial Council subdivisions;
 - ii. The sale of Council property or the purchase or resumption of land;
 - iii. The compensation to be offered in respect of land resumed by Council; and
 - iv. Properties leased or rented by Council, other than those delegated to the General Manager for approval and execution in accordance with MIN14.912 and MIN15.237 of the Council.
 - l. To determine tenders except those tenders required by law to be determined by full Council (MIN17.334).
3. The Delegations of the Development Committee be as follows:

Development Committee

THAT pursuant to s377 (1) of the Local Government Act 1993 the Committee is delegated the functions conferred on Council by the Environmental Planning & Assessment Act 1979 (EPA Act), Local Government Act 1993 (LG Act) or any other Act or delegated to Council, as are specified in the attached Schedule, subject to the following limitations:

- i. The Committee cannot make a decision to make a local environmental plan to classify or reclassify public land under Division 1 of Part 2 of Chapter 6 of the LG Act;
- ii. The Committee cannot review a s82A or s96AB EPA Act determination made by the Council or by the Committee itself;
- iii. The Committee cannot exercise any function delegated to the Council which by the terms of that delegation cannot be sub-delegated;
- iv. The Committee cannot exercise any function which s377(1) of the LG Act provides cannot be delegated by Council; and
- v. The Committee cannot exercise a function which is expressly required by the LG Act or any other Act to be exercised by resolution of the Council.

SCHEDULE

- a. All functions relating to the preparation, making, and review of local environmental plans (LEPs) and development control plans (DCPs) under Part 3 of the EPA Act.
- b. All functions relating to the preparation, making, and review of contributions plans and the preparation, entry into, and review of voluntary planning agreements under Part 4 of the EPA Act.

- c. The preparation, adoption, and review of policies and strategies of the Council in respect of town planning and environmental matters and the variation of such policies.
 - d. Determination of variations to development standards related to development applications under the EPA Act where the development application involves a development which seeks to vary a development standard by more than 10% and the application is accompanied by a request to vary the development standard under clause 4.6 of Shoalhaven Local Environmental Plan 2014 or an objection to the application of the development standard under State Environmental Planning Policy No. 1 – Development Standards.
 - e. Determination of variations from the acceptable solutions and/or other numerical standards contained within the DCP or a Council Policy that the General Manager requires to be determined by the Committee
 - f. Determination of development applications that Council requires to be determined by the Committee on a case by case basis.
 - g. Review of determinations of development applications under sections 82A and 96AB of the EP&A Act that the General Manager requires to be determined by the Committee.
 - h. Preparation, review, and adoption of policies and guidelines in respect of the determination of development applications by other delegates of the Council.
4. The membership and quorums be as set as follows:
- a. Strategy and Assets Committee
 - Membership:
 - Mayor
 - All Councillors
 - General Manager (or nominee)
 - Chairperson has casting vote
 - Quorum: Five (5)
 - b. Development Committee
 - Membership:
 - Mayor
 - All Councillors
 - General Manager (or nominee)
 - Chairperson has casting vote
 - Quorum: Five (5)
5. That a Chairperson and Deputy Chairperson be appointed for each of the Core Committees:
- a. Development Committee
 - i. Chairperson – Clr Gash
 - ii. Deputy Chairperson – Clr Levett
 - b. Strategy and Assets Committee
 - i. Chairperson – Clr Wells
 - ii. Deputy Chairperson – Clr Proudfoot

CARRIED

CL17.239 Determination of Date and Time of "Core" Council Committee Meetings, Ordinary Meetings and Councillor Briefings

**HPERM Ref:
D17/306869**

Recommendation

That Council:

1. Adopt a schedule of meeting dates as per the attached schedule providing:
 - a. a Three (3) week cycle of meeting dates per month, held on a Tuesday as follows:
 - i. Week 2 – Development Committee
 - ii. Week 3 – Strategy and Assets Committee;
 - iii. Week 4 – Ordinary Meeting.
 - b. Meetings and briefings not being held during the following periods:
 - i. Local Government Association Conference - 4 to 6 December 2017
 - ii. Christmas break, including the first Two (2) weeks of January 2018
 - iii. Easter break
 - iv. Australian Local Government Association General Assembly – 17 to 20 June 2018
 - v. The second and third weeks of July 2018 (school holidays).
2. Reaffirm the authorisations to the General Manager as set out in the report; and
3. Determine the start time for Council and Committee meetings to be generally at 5.00pm
4. Determine the start time for Councillor Briefings to be generally at 4:00 pm.

RESOLVED (Clr Alldrick / Clr Gartner)

MIN17.848

That Council:

1. Adopt a schedule of meeting dates as per the attached schedule providing:
 - a. a Three (3) week cycle of meeting dates per month, held on a Tuesday as follows:
 - i. Week 2 – Development Committee
 - ii. Week 3 – Strategy and Assets Committee;
 - iii. Week 4 – Ordinary Meeting.
 - b. Meetings and briefings not being held during the following periods:
 - i. Local Government Association Conference - 4 to 6 December 2017
 - ii. Christmas break, including the first Two (2) weeks of January 2018
 - iii. Easter break
 - iv. Australian Local Government Association General Assembly – 17 to 20 June 2018
 - v. The second and third weeks of July 2018 (school holidays).
2. Reaffirm the authorisations to the General Manager as set out in the report; and
3. Determine the start time for Council and Committee meetings to be generally at 5.00pm
4. Determine the start time for Councillor Briefings to be generally at 4:00 pm.

CARRIED

CL17.240 Community Consultation & Committee System

**HPERM Ref:
D17/306924**

Recommendation

That Council

1. Establish the Risk and Audit Committee (39763E) pursuant to Section 355 – Local Government Act and pursuant to Section 377 - Local Government Act authorize the Committee to carry out the roles and responsibilities in accordance with the Audit Committee guidelines published by the Office of Local Government and Council’s Audit Committee charter with the objective, membership, sitting fee, and quorum as outlined in the report.
2. Establish the Regional Development Committee (39964E) pursuant to Section 355 and Section 377 of the Local Government Act, with purpose, delegation, membership and quorum as outlined in the report.
3. Establish the Senior Staff Contractual Matters Committee (5001E) pursuant to Section 355 and Section 377 of the Local Government Act, with purpose, delegation, membership and quorum as outlined in the report.
4. Establish the following Boards, Advisory Committees, Working Parties and Reference Groups with the purpose, delegation (if applicable) Pursuant to Section 355 and Section 377 – Local Government Act, membership and quorum detailed hereunder:
 - a. Aboriginal Advisory Committee
 - b. Business and Employment Development Committee
 - c. Children’s Services Reference Group
 - d. Council Bushcare Representative Group
 - e. Homelessness Taskforce Shoalhaven
 - f. Nowra CBD Revitalisation Strategy
 - g. Rural Fire Service Strategic Planning Committee
 - h. Shoalhaven Access Advisory Committee
 - i. Shoalhaven Arts Board
 - j. Shoalhaven City Mayor’s Relief Fund
 - k. Shoalhaven Natural Resources & Floodplain Management Committee
 - l. Shoalhaven Sports Board
 - m. Shoalhaven Tourism Advisory Group
 - n. Sustainable Futures Committee
 - o. Youth Advisory Committee
5. Disband the Shoalhaven Heads Estuary Taskforce.

RESOLVED (Clr Wells / Clr White)

MIN17.849

That Council

1. Establish the Risk and Audit Committee (39763E) pursuant to Section 355 – Local Government Act and pursuant to Section 377 - Local Government Act authorize the Committee to carry out the roles and responsibilities in accordance with the Audit Committee guidelines published by the Office of Local Government and Council’s Audit Committee charter with the objective, membership, sitting fee, and quorum as outlined in separate report to this meeting - Report Number CL17.241 see MIN17.850

2. Establish the Regional Development Committee (39964E) pursuant to Section 355 and Section 377 of the Local Government Act, with purpose, delegation, membership and quorum as outlined in separate report to this meeting. Report Number CL17.242 see MIN17.851
3. Establish the Senior Staff Contractual Matters Committee (5001E) pursuant to Section 355 and Section 377 of the Local Government Act, with purpose, delegation, membership and quorum as outlined in separate report to this meeting. CL17.243 see MIN17.852
4. Establish the following Boards, Advisory Committees, Working Parties and Reference Groups with the purpose, delegation (if applicable) Pursuant to Section 355 and Section 377 – Local Government Act, membership and quorum detailed in separate report to this meeting:
 - a. Aboriginal Advisory Committee – CL17.244 see MIN17.853
 - b. Business and Employment Development Committee – CL17.245 see MIN17.854
 - c. Children’s Services Reference Group – CL17.246 see MIN17.855
 - d. Council Bushcare Representative Group – CL17.247 see MIN17.856
 - e. Homelessness Taskforce Shoalhaven – CL17.248 see MIN17.857
 - f. Nowra CBD Revitalisation Strategy – CL17.249 see MIN17.858
 - g. Rural Fire Service Strategic Planning Committee – CL17.250 see MIN17.859
 - h. Shoalhaven Access Advisory Committee – CL17.251 see MIN17.860
 - i. Shoalhaven Arts Board – CL17.252 see MIN17.861
 - j. Shoalhaven City Mayor’s Relief Fund – CL17.253 see MIN17.862
 - k. Shoalhaven Natural Resources & Floodplain Management Committee – CL17.255 see MIN17.864
 - l. Shoalhaven Sports Board – CL17.256 see MIN17.865
 - m. Shoalhaven Tourism Advisory Group – CL17.257 see MIN17.866
 - n. Sustainable Futures Committee – CL17.258 see MIN17.867
 - o. Youth Advisory Committee – CL17.259 see MIN17.868
 - p. Shoalhaven Heads Estuary Taskforce – CL17.254 see MIN17.863

CARRIED

CL17.241 Risk and Audit Committee

**HPERM Ref:
D17/306936**

RESOLVED (Clr White / Clr Gash)

MIN17.850

That Council establish the Risk and Audit Committee (39763E) pursuant to Section 355 – Local Government Act and pursuant to Section 377 - Local Government Act authorize the Committee to carry out the roles and responsibilities in accordance with the Audit Committee guidelines published by the Office of Local Government and Council’s Audit Committee charter with the objective, membership, sitting fee, and quorum as follows:

<u>Meetings per year</u> – 5 & others as required <u>Commencement time</u> – 4pm	<u>Quorum</u> – Three (3) – including 1 Councillor & 1 External member
Objective: The objective of the Risk and Audit Committee is to provide independent assurance and assistance to Shoalhaven City Council on risk management, control, governance, and external accountability responsibilities.	
Chairperson - Independent Member appointed by Committee	

2016-2017 Councillor / Staff Membership Clr Levett Clr Guile Clr White (Alternate Member)	2017-2018 Councillor / Staff Membership Clr White Clr Gash Clr Alldrick (alternate)
Independent Community Representatives Dr Philip Ross – Chairperson – independent person (until 31/12/18) Ms Diana Price – independent person (until 31/12/19) Mr Peter McLean - independent person (until 31/01/20)	
Sitting Fee for Community Members Monthly payment of \$250 on the proviso 80% of meetings are attended <u>plus</u> a travel per kilometre allowance based on the Councillor rates for external members only.	

CARRIED

CL17.242 Regional Development Committee **HPERM Ref: D17/306951**

RESOLVED (Clr Wells / Clr White) MIN17.851

That Council establish the Regional Development Committee (39964E) pursuant to Section 355 and Section 377 of the Local Government Act.

<u>Meetings per year</u> – As Required No set commencement time	<u>Quorum</u> – Three (3)
Objective: To Consider staff reports sent to the Joint Regional Planning Panel	
Delegation: To make determinations in support or otherwise in relation to reports sent to the Joint Regional Planning Panel, including making representations to the Joint Regional Planning Panel	
Chairperson – Appointed by Council	
2016-2017 Membership Clr Findley (Chairperson) All Councillors General Manager or nominee	2017-2018 Membership Clr Findley (Chairperson) All Councillors General Manager or nominee

CARRIED

CL17.243 Senior Staff Contractual Matters Committee **HPERM Ref: D17/307053**

RESOLVED (Clr Gartner / Clr White) MIN17.852

That Council establish the Senior Staff Contractual Matters Committee pursuant to Section 355 and Section 377 of the Local Government Act.

<u>Meetings per year</u> – As required No set commencement time	<u>Quorum</u> – Five (5)
Purpose and Delegated Authority The Committee be delegated authority under Section 377 of the Local Government Act to: 1. Review the General Managers performance against the agreement, at least annually. 2. Deal with matters relating to requirements of the contract including the annual review of remuneration and to make any determinations where necessary. 3. Receive the General Manager’s annual reports on other Senior Staff contracts where Council is required to deal with contractual matters.	

<p>4. Consider and determine :</p> <ul style="list-style-type: none"> • The organisational structure. • Industrial Relations Policy. • Other staff matters requiring Council consideration 	
<p>Chairperson – Appointed by Council</p>	
<p>2016-2017 Councillor / Staff Membership Mayor Clr Findley (Chairperson) All Councillors General Manager</p>	<p>2017-2018 Councillor / Staff Membership Mayor Clr Findley (Chairperson) All Councillors General Manager</p>
<p><u>Sub- Committee to undertake Delegations</u> <u>1&2:</u> CHAIRPERSON – Mayor Deputy Mayor (Clr Kitchener) Clr Gartner Clr Guile / Gash</p>	<p><u>Sub- Committee to undertake Delegations</u> <u>1&2: - resolved 25 July 2017 until Sept</u> <u>2018</u> CHAIRPERSON - Mayor Deputy Mayor (Clr White) Clr Gartner Clr Gash Clr Proudfoot</p>

CARRIED

CL17.244 Aboriginal Advisory Committee **HPERM Ref: D17/307067**

RESOLVED (Clr Cheyne / Clr Levett) MIN17.853
That Council establish the Aboriginal Advisory Committee pursuant to Section 355 and Section 377 of the Local Government Act .

<p><u>Meetings per year</u> – Four (4) Commencement time – 4pm</p>	<p><u>Quorum</u> – Five (5) Terms of Reference: POL16/172: Amended: 28 February 2017</p>
<p>Purpose To provide appropriate and considered advice to Council on all relevant issues affecting Aboriginal and Torres Strait Islander people within the Shoalhaven LGA, and to influence Council's support & intent in achieving their objectives for the current Statement of Commitment 2010 (SoC) and the Shoalhaven City Council Community Strategic Plan 2023 (SCCSP).</p> <p>Role of the Committee All members are encouraged to become actively involved in the business of the AAC and to be an advocate between community and Council. The role of the Committee is:</p> <ul style="list-style-type: none"> • To advise Shoalhaven City Council on necessary issues relating to Aboriginal communities in the LGA. • Promote and increase knowledge & understanding of Aboriginal society, history & culture in the LGA. • Facilitate access and accessibility to services and facilities for Aboriginal people. • Advise on the development and implementation of the Shoalhaven City Council Community Strategic Plan. • Develop strong collaborative partnerships between Aboriginal communities and Shoalhaven City Council. • Maintain strong links between Council and Aboriginal communities throughout the Shoalhaven to accomplish the relationships and outcomes required for genuine reconciliation. • Foster and safeguard a spirit of mutual trust and respect which allows the AAC and 	

<p>Shoalhaven City Council to work together in their commitment towards intelligent, well informed decision making processes that are sensitive to all Aboriginal issues.</p> <ul style="list-style-type: none"> • Recognise, support & uphold past and present local cultural heritage and its place in future Council directions. • Remain a meaningful 'place' for the communication of messages and information from Aboriginal community voices that identify local needs for services, facilities and activities. • Support and promote significant celebrations and events within the Shoalhaven Aboriginal and Torres Strait Islander community. 	
Delegation – NIL	
Chairperson & Co-Chairperson – Appointed by Committee	
<p>2016-2017 Councillor / Staff Membership Clr Findley (Mayor) Clr White Clr Cheyne Clr Kitchener</p>	<p>2017-2018 Councillor / Staff Membership Clr Cheyne Clr Levett Clr Kitchener Clr Proudfoot</p>
General Manager or Nominee	General Manager or Nominee
<p>Community Representatives Sue Cutmore (Chairperson); Janet Atkins; Sylvia Timbery; Patricia Lester; Christine Finney; Shane Brown; Leonie Ebzery; Valda Corrigan (NPWS); Leslie Halls; Noel Wellington; Paul McLeod; Janaya Hennessy; Morgan Blakeney; Charlie Ashby; Jerrinja LALC; Nowra LALC; Ulladulla LALC</p>	

CARRIED

CL17.245 Business & Employment Development Committee **HPERM Ref: D17/307089**

RESOLVED (Clr Alldrick / Clr Levett) MIN17.854
 That Council establish the Business & Employment Development Committee pursuant to Section 355 and Section 377 of the Local Government Act .

<p><u>Meetings per year</u> – Four (4) <u>Commencement time</u> – 4pm</p>	<p><u>Quorum</u> – Six (6) <u>Terms of Reference:</u> Nil</p>
<p>Purpose</p> <ul style="list-style-type: none"> • To assist in the implementation of the Economic Development Strategy and monitor and report on performance. • Support the expansion of industry activities within the Shoalhaven, across all sectors. • Encourage the location of new industries in the region which will lead to an increase in the number of employment opportunities for the residents of the region • Grow the socio economic base of the Shoalhaven. <p>Examine and review employment development strategies and report on initiatives to carry their strategies forward</p>	
Delegation – NIL	
Chairperson – Appointed by Committee	
<p>2016-2017 Councillor / Staff Membership All Councillors</p>	<p>2017-2018 Councillor / Staff Membership All Councillors</p>
General Manager or Nominee	General Manager or Nominee
<p>Community / Organisational Representatives John Lamont (Chairperson) – Regional Development Australia; Member for Gilmore – Ann Sudmalis MP or nominee; Member for South Coast – Shelley Hancock MP or nominee; Member for Kiama – Gareth Ward MP or nominee; Representative - Shoalhaven Tourism Advisory Group – Robert Crow; Representative –</p>	

Shoalhaven Business Chamber – David Goodman; Shoalhaven Arts Board Representative – Alison Chaim
 University of Wollongong, Shoalhaven Campus – Robbie Collins; NSW Department of Industry – Megan Cleary; Milton Ulladulla Business Chamber – Vacant; Regional Development Australia – Fiona Hatcher; NSW TAFE (Bomaderry Campus – Manager) – Paul Goodwin; Secondary Schools Representative – Nowra High School - Angela Byron; Southern Regional Business Enterprise Centre - Adrian Stam / Graham Baxter, Shoalhaven Professional Business Association- Steven Bayer; Peter Masterson – Department of Industry, Innovation and Science, Representative – Manufacturing – Vacant; Representative- Defence – Vacant; Representative- Construction-Vacant

Three (3) Community Representatives - Lexie Meyer; James Coburn; Peter Dryer.

CARRIED

CL17.246 Children's Services Reference Group **HPERM Ref: D17/307103**

RESOLVED (Clr White / Clr Cheyne) MIN17.855
 That Council establish the Childrens Services Reference Group pursuant to Section 355 and Section 377 of the Local Government Act .

<p><u>Meetings per year</u> – Four (4) (1 being an Annual Planning Day) Commencement time: 4pm</p>	<p>Quorum – Five (5) Terms of Reference: Nil</p>
<p>Purpose The Children’s Services Reference Group (Group) advises Council on issues relating to the education and care of children aged 0 – 12 years. It acts as a channel to advise Council on new issues and developments affecting these children. The Group also shares information on issues affecting children, families and their communities, advocates for inclusive environments and practices for all children and families in the Shoalhaven. The Group develops and implements a collaborative child friendly cities plan for the Shoalhaven.</p>	
<p>Delegation – NIL</p>	
<p>Chairperson – Appointed by the Committee at the annual planning day</p>	
<p>2016-2017 Councillor/Staff Membership Clr Gartner (Chairperson) Clr Findley (Mayor) Clr Cheyne (alternate Chairperson) All Councillors</p>	<p>2017-2018 Councillor/Staff Membership Clr Gartner (Chairperson) Clr Findley (Mayor) Clr Cheyne (alternate Chairperson) All Councillors</p>
<p>Community Representatives (An audit of the Community membership is currently taking place as requested by the Committee) Noah’s Shoalhaven (Col Waller); Mundamia Early Learning Centre (Leisa King); Family Day Care (Cathy Ryman); The Basin Preschool (The Principal); Culburra Preschool (Carmen Carter); Pelican Point Preschool (Kimberlie Johnson); Shoalhaven Community Preschool (Kim Stouse-Lee); Mobile Preschool (Stacey Plim); Lyrebird Preschool (Belinda Hibbert); Jumbunna Long Day Care (Alison Grills); Cullunghutti Aboriginal Child & Family Centre (Carol Lymbery/Tara Leslie); Nowra Family Services (Pam Arnold); Anglicare Michelle Woszatka); Shouth Coast Medical Services (Tanya McGeachie); Illawarra Area Child Care (Melissa Wicks); OOSH Kids Korner (Clarita Ferreira); Waminda (Amelia Harrison); Nowra Community Health Centre – Health Promotion Officer (TBC); Community Representative (Linda Windley)</p>	

CARRIED

CL17.247 Council Bushcare Representatives Group

**HPERM Ref:
D17/307120**

RESOLVED (Clr White / Clr Gartner) MIN17.856
That Council establish the Council Bushcare Representative Group pursuant to Section 355 and Section 377 of the Local Government Act .

<u>Meetings per year</u> – As required Commence time – 4.00pm	Quorum – Five (5) Terms of Reference: Nil
Purpose: To act as an advisory group on all matters relating to the future directions of the Bushcare Policy and program	
Delegation – NIL	
Chairperson – Appointed by the Council	
2016-2017 Councillor Staff Membership Clr White (Chairperson) All Councillors	2017-2018 Councillor/Staff Membership Clr White (Chairperson) All Councillors
Community/ Organisational Representatives 6 Bushcare Group Representatives – Frances Bray; Mike Clear; Tony Jennings; Bryan Lenne; Bill Pigott; Vacant Local Land Services – Jason Carson; Office of Environment & Heritage Representative - Vacant	

CARRIED

CL17.248 Homelessness Taskforce Shoalhaven

**HPERM Ref:
D17/307134**

RESOLVED (Clr Gash / Clr Alldrick) MIN17.857
That Council establish the Homelessness Taskforce Shoalhaven pursuant to Section 355 and Section 377 of the Local Government Act .

<u>Meetings per year</u> – Four (4) Commencement time: 4pm	Quorum – Eight (8) Terms of Reference POL17/77: Amended: 15 August 2017
Purpose To provide appropriate and considered strategic advice on homelessness and related issues that can be dealt with at Council level. The Taskforce will work with Council to address issues, develop options and assist with the identification of preferred solutions as part of Council's decision making process.	
Role of the Committee The role of the Homelessness Taskforce is:- <ul style="list-style-type: none"> • Provide Council with strategic advice on homelessness and related issues that can be dealt with at a Local Government level. • Work with Council to address issues, develop options and assist with the identification of preferred solutions as part of Council's decision making process • Advise on the development and application of a Homelessness Strategic Plan • Provide comment on relevant Council policies and strategies • Advocate community views on homelessness issues 	
Delegation – NIL	
Chairperson – Appointed by the Committee	

2016-2017 Councillor/Staff Membership Clr Findley (Chairperson) All Councillors	2017-2018 Councillor/Staff Membership Clr Findley (Chairperson) All Councillors
Community Representatives Tamie Harvie (Community member), Lesley Labka (SAHSSI – Shoalhaven Women’s Homeless and DV Service), Penni Wildi (Waminda), Wendi Hobbs (Shoalhaven Suicide Prevention and Awareness Network), Rev. Matthew Wilson (Nowra Uniting Church), Patricia David (Unions Shoalhaven), Peter Dover (Salt Ministries), Roslyn Poole-ISLHD (Homelessness Mental Health Program), Ashleigh Hudson (Mobile Response Vehicle coordinator - services for homeless), Max Zalakos (Nowra Baptist Church), Wendy Woodward (Nowra Show Society / community volunteer), Deborah Ferrier (Community volunteer), Julie Bugden (Shoalhaven Homelessness Hub), Donna Brotherson (Illawarra Forum), Bernard Gleeson (St Vincent De Paul Nowra), Sharlene Naismith (Legal Aid), Natalie Beckett (HARP Unit – Sexual Health & Blood Borne Infections; and Aboriginal community member), Adam Collison (Southern Cross Community Housing)	

CARRIED

CL17.249 Nowra CBD Revitalisation Strategy Committee **HPERM Ref: D17/307150**

RESOLVED (Clr Pakes / Clr Gash) MIN17.858
That Council establish the Nowra CBD Revitalisation Strategy Committee pursuant to Section 355 and Section 377 of the Local Government Act .

<u>Meetings per year</u> – Four (4) & others as required Commencement time – 4.00pm	Quorum – Five (5) Terms of Reference: POL17/59 Amended: 16 May 2017
<p>Purpose</p> <ul style="list-style-type: none"> • To direct the development and implementation of the Revitalisation Strategy for the Nowra CBD and review as appropriate. • To determine overall capital works programs established by the Nowra CBD Revitalisation Strategy, as amended from time to time. • To agree an annual capital works budget with Council • To identify and approve all expenditure of funds identified in the Nowra CBD Revitalisation Strategy, additional funds allocated by Council for capital expenditure in the Nowra CBD including any loans, grants or from funds from any other source. • To act as a communication conduit between Council and the CBD stakeholders in respect to the Nowra CBD Revitalisation Strategy with appropriate support from Council as required. • Assist Council in advocating the adopted CBD Revitalisation Strategy to the community. • Provide a report to Council each year outlining progress towards achieving the goals set out in the CBD Revitalisation Strategy together with any recommendations for updating the Revitalisation Strategy. • Consult with relevant stakeholders as needed 	
<p>Delegations:</p> <ul style="list-style-type: none"> • To expend funds allocated to the CBD Nowra Revitalisation Strategy Committee by Council within the approved budget. • To establish sub Committees as deemed appropriate. • To promote the advantages of the CBD inside and outside the area, including making press releases and promoting the Nowra CBD Revitalisation Strategy project. • To raise funds other than rates and loans to fund the objectives of the Committee. 	

<ul style="list-style-type: none"> To expend funds raised outside of Council as the Committee deems appropriate, e.g. promotions, entertainment etc. 	
Chairperson – Appointed by the Committee	
2016-2017 Councillor / Staff Membership All Councillors are non voting members Director of Assets and Works or delegate Director of Planning and Development or delegate	2017-2018 Councillor/Staff Membership All Councillors are non voting members Director of Assets and Works or delegate Director of Planning and Development or delegate
Community Representatives Two (2) community members: Sivan Agam, Luke Sikora Two (2) land owners: James Caldwell (Chairperson); Annie Aldous Three (3) Business owner/operators: Scott Baxter, Brendan Goddard, George Parker One (1) Business retailer: Lynnette Kearney	

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

AGAINST: Clr Proudfoot

CARRIED

CL17.250 Rural Fire Service Strategic Planning Committee

**HPERM Ref:
D17/307162**

RESOLVED (Clr Pakes / Clr Kitchener)

MIN17.859

That Council establish the Rural Fire Service Strategic Planning Committee pursuant to Section 355 and Section 377 of the Local Government Act .

<u>Meetings per year</u> – Two (2) – others as required Commencement time – 5.30 pm	Quorum – Five (5) Terms of Reference: Nil
Objectives: To advise Council on issues of a strategic and policy nature relating to the operation of the Rural Fire Services having regard to the following: <ul style="list-style-type: none"> That the core communication between brigades and Fire Control Officer on operational issues be raised through the Group Officers utilising the committee structure. All issues be raised through Fire Control so that statutory matters can be resolved immediately. Policy matters raised can be referred to the Strategy and Assets Committee through the General Manager so that statutory matters can be resolved. That the Strategic Planning Committee be developed as the body advising Council on Rural Fire Service policy issues 	
Delegation – NIL	
Chairperson – appointed by Council	
2016-2017 Councillor / Staff Membership Clr Gash (Chairperson) Clr Kitchener Clr Pakes General Manager or Nominee	2017-2018 Councillor / Staff Membership Clr Pakes (Chairperson) Clr Kitchener Clr Gash General Manager or Nominee
Community Representatives District Manager RFS – Mark Williams Staff Representative RFS – Paul Gooley Group Officer Primary Representative – Jennifer Lawther (Alternate – TBA) Group 1 Area Representative – Andrew Fielding (Alternate – Bob Johnston) Group 2 Area Representative – Vic Walker (Alternate – Jacqui Cox) Group 3 Area Representative – Martin Gaffey (Alternate – Ron Rollinson)	

Group 4 Area Representative – Paul Gleeson (Alternate – Geoff Phillips)
Group 5 Area Representative – John Ashton (Alternate – TBA)
Group 6 Support Brigades Representative – Bill Bean (Alternate – TBA)
Operations Manager – Jervis Bay Territory Administration – Chris Baseler or nominee

CARRIED

CL17.251 Shoalhaven Access Advisory Committee **HPERM Ref: D17/307172**

RESOLVED (Clr Cheyne / Clr Alldrick) MIN17.860
That Council establish the Shoalhaven Access Advisory Committee pursuant to Section 355 and Section 377 of the Local Government Act .

<u>Meetings per year</u> – Four (4)	Quorum – Five (5)
Commencement time – 11.00 am	Terms of Reference: Nil
<p>Purpose:</p> <ul style="list-style-type: none"> To identify the major needs of the different disability groups in the Local Government area. To make recommendations to Council to resolve the local access problems in priority order. To develop a policy on access which can be used in conjunction with the Building Code of Australia in the consideration of applications for building or development and generally in the preparation of Council’s own plan for recreation facilities. To increase public awareness of access barriers and the extent to which they disadvantage people with disabilities, the aged and parents with children etc. 	
Delegation – NIL	
Chairperson – Appointed by Committee and reaffirmed by Council	
<p>2016-2017 Councillor/Staff Membership</p> <p>Clr Cheyne (Chairperson) Clr Alldrick (Alternate Chairperson) All other Councillors observers General Manager or Nominee</p>	<p>2017-2018 Councillor/Staff Membership</p> <p>Clr Cheyne (Chairperson) Clr Alldrick (Alternate Chairperson) All other Councillors observers General Manager or Nominee</p>
<p>Community Representatives Neville Foord; Jackie Kay AM; Bill Deaves; Andrea Wallace; Theo Bagou; Nola Stephens; Arthur Ball; Brett Tory – non attending member ; Annette Pham ; Stephen Taylor</p> <p>Organisational Representatives: Member for Gilmore – Anne Sudmalis MP or nominee; Illawarra & Shoalhaven Local Area Coordination Uniting NDIS – Donna Dives ; Shoalhaven Community Transport - Leonie Dippel ; Vision Australia – Alex Collins; Vision Impairment Australia- Jodie Hoger; Spinal Cord Injuries Australia - Mel Gorman; Occupational Therapy Department, Shoalhaven Hospital – non attending member</p>	

CARRIED

CL17.252 Shoalhaven Arts Board **HPERM Ref: D17/307181**

RESOLVED (Clr Gash / Clr Pakes) MIN17.861
That Council establish the Shoalhaven Arts Board pursuant to Section 355 and Section 377 of the Local Government Act .

Meetings per year – Four (4) per year Commencement time – 1.00pm	Quorum – Majority of the members Terms of Reference: POL16/267 Amended: 27 June 2017
<p>Purpose:</p> <p>a) To contribute to and develop strategy and policy both for the Shoalhaven City Council as well as in alignment with the Region.</p> <p>b) To develop and implement policy, planning and vision for the broad arts within existing resources and use a co-opted panel of peers for professional advice. They include:</p> <ul style="list-style-type: none"> • Visual Arts • Heritage and Museum Sector • Literature • Performing Arts <p>c) Advocate and maintain specific arts related portfolios.</p> <p>d) Advocate and promote Board recommendations..</p>	
<p>Delegations:</p> <ul style="list-style-type: none"> • Act within adopted budgets aligning with Council’s strategic plans and document, and make recommendations on the arts to Council • Appoint suitable representatives to fill casual vacancies on a set term basis • Inform and recommend policy for arts related funding programs, and where required by Council, vote on related matters • Establish a peer panel of professionals, experts and practitioners across art forms, heritage and cultural platforms to be co-opted as needed for input and advice to the Shoalhaven Arts Board • Establish a Shoalhaven Arts Foundation: <ul style="list-style-type: none"> ○ To support the development and enrichment of broad arts across the Shoalhaven including visual, heritage, literature & performing arts ○ To ensure that the Foundation in its governance, membership and charter are independent/ and at arms-length from Council yet works in concert with the Shoalhaven Arts Board, Council and the community needs ○ To fundraise and develop a sustainable principal investment to generate ongoing grant funds <p>Relevant staff will work collaboratively with the Shoalhaven Arts Board to:</p> <ul style="list-style-type: none"> • Develop and implement activities to achieve objectives in line with the Shoalhaven Arts Board recommendations, the Council’s policies and corporate plan 	
Chairperson – Appointed by the Board	
2016-2017 Councillor/ Staff Membership (Ward 1) Clr Wells (Chairperson) (Ward 2) Clr Levett (Ward 3) Clr Gartner	2017-2018 Councillor/ Staff Membership (Ward 1) Clr Wells (Chairperson) (Ward 2) Clr Levett (Ward 3) Clr Gartner
Community Representatives Ian Grant; Alison Chiam; Karen Akehurst; Barbara Dawson; Peter Lavelle	

CARRIED

CL17.253 Shoalhaven City Mayor's Relief Fund **HPERM Ref: D17/307186**

RESOLVED (Clr Gash / Clr Alldrick) MIN17.862
That Council establish the Shoalhaven City Mayor’s Relief Fund pursuant to Section 355 and

Section 377 of the Local Government Act .

<u>Meetings per year</u> – One (1) & others as required	Quorum – Three (3)
No determined commencement time	Terms of Reference: Nil
Purpose:	
<ul style="list-style-type: none"> The fund has been established and maintained as a public fund for the relief of persons in Australia who are in necessitous circumstances and it is intended that the public be invited to contribute to the fund. A person will be in necessitous circumstances where his or her financial resources are insufficient to obtain all that is necessary, not only for a bare existence, but for a modest standard of living in the Australian community. Necessitous circumstances may result from a disaster caused by flood, fire, drought, tempest or other calamity. 	
Delegations:	
The management of the fund is vested in the Shoalhaven City Mayor’s Relief Fund Committee. Rules have been adopted by Council.	
Chairperson – Appointed by Council	
2016-2017 Councillor/ Staff Membership	2017-2018 Councillor/ Staff Membership
Mayor – Clr Findley (Chairperson)	Mayor – Clr Findley (Chairperson)
All Councillors	All Councillors
General Manager or nominee	General Manager or nominee
Organisation Representatives	
Shoalhaven City Fire Control Officer; Coordinator, Shoalhaven City State Emergency Services; Chairman – Nowra Ministers Association or nominee	

CARRIED

CL17.254 Shoalhaven Heads Estuary Taskforce

**HPERM Ref:
D17/307189**

Recommendation

That Council disband the Shoalhaven Heads Estuary Taskforce.

That Council establish the Shoalhaven Heads Estuary Taskforce pursuant to Section 355 and Section 377 of the Local Government Act

RESOLVED (Clr Pakes / Clr Guile)

MIN17.863

<u>Meetings per year</u> – One (1) & others as required	Quorum – Three (3) – One (1) Councillor and Two (2) Community Members
Commencement time – 4.00pm	Terms of Reference: Nil
Purpose	
<ul style="list-style-type: none"> Examine options for pursuing a partial or complete opening of Shoalhaven Heads Review Councils current Entrance and Estuary Management Plans for Shoalhaven Heads Report directly to Council 	
Delegation – NIL	
Chairperson – Appointed by the Council	
2016-2017 Councillor/Staff Membership	2017-2018 Councillor/Staff Membership
All Ward 1 Councillors	All Councillors
Clr Guile (Chairperson)	Clr Pakes (Chairperson)
Community Representatives	

State Member – Gareth Ward MP (Nominee – Paul Ell); Barry/Brian Allen; Gerald Groom; Phil Guy; Mike James; David Lamb; Craig Peters; Graeme Philpott; Stephen Short; Bob Williamson; Jessica Zealand, 1 vacant position

Organisational Representatives
Robyn Flack – Shoalhaven Heads Community Forum

.CARRIED

CL17.255 Shoalhaven Natural Resources & Floodplain Management Committee **HPERM Ref: D17/307199**

RESOLVED (Clr White / Clr Cheyne) MIN17.864
That Council establish the Shoalhaven Natural Resource & Floodplain Management Committee pursuant to Section 355 and Section 377 of the Local Government Act .

<p><u>Meetings per year</u> – At least two (2) Commencement time – 4.00pm</p>	<p>Quorum – Three (3) – One (1) Clr & two (2) Community members) Terms of Reference: POL17/6 Adopted: 13 December 2016</p>
<p>Objective: To foster sustainable management of Shoalhaven’s natural resources including floodplains, coast and estuaries.</p>	
<p>Delegation – NIL</p>	
<p>Chairperson – Appointed by the Committee</p>	
<p>2016-2017 Councillor/Staff Membership Clr Findley (Chairperson) All Councillors General Manager or Nominee</p>	<p>2017-2018 Councillor/Staff Membership Clr Findley (Chairperson) All Councillors General Manager or Nominee</p>
<p>Community Representatives David McCorkell; Duncan Marshall; David Reynolds; Chris Grounds; Mike Clear; Paul Beckett; Brett Stevenson; Dr Michael Brungs; Ian Stewart; Dirk Treloar, Annie Boutland; Helen Moody; Kaye Milsom; Robyn Flack, Peter Hanson</p> <p>State Emergency Services - Ashley Sullivan, Ian Borrowdale; Bill McInnes; Jervis Bay Marine Park – Mr Matt Carr; Department Primary Industries – Allan Lugg; Jillian Reynolds; Roads and Maritime Services - Mike Hammond; Brad Dudley; Local Land Services - Jason Carson; Crown Lands – Mark Edwards; National Parks and Wildlife Service - Alex Deura, Neale Watson, Libby Shields; Office of Environment & Heritage – John Murtagh, John Buciskas, Ullah, Muhammed (Habib), Danny Wiecek; NSW Office of Water – David Zerafa; Jerrinja Local Aboriginal Land Council – Vacant ; Ulladulla Local Aboriginal Land Council – Fred Carriage</p>	

CARRIED

CL17.256 Shoalhaven Sports Board **HPERM Ref: D17/307205**

RESOLVED (Clr Pakes / Clr Gartner) MIN17.865
That Council establish the Shoalhaven Sports Board pursuant to Section 355 and Section 377 of the Local Government Act .

Meetings per year – Four(4) – Quarterly Commencement time – 5.00pm	Quorum – Seven (7) Terms of Reference: POL16/211 Amended: 16 August 2016
Purpose: To provide advocacy for the sporting community on policy, direction and strategic planning related to Council’s objectives. To achieve this policy and strategic directive, the Board will be strategic in nature and focus on appointments to achieve this outcome.	
Delegation – NIL	
Chairperson – Appointed by Board	
2016-2017 Councillor/Staff Membership All Councillors General Manager or Nominee	2017-2018 Councillor/Staff Membership All Councillors General Manager or Nominee
Community Representatives – Nine (9) Local Community Members David Goodman (Chairperson); Elaine Caswell; Andrew Johnson; Roger Walker; Syd Weller, Tony Hardman, Elizabeth Tooley, Lisa Kennedy, Phil Newlyn, Keith Wallace Organisational Representatives Keith Wallace – NSW Sport and Recreation	

CARRIED

CL17.257 Shoalhaven Tourism Advisory Group **HPERM Ref: D17/307216**

RESOLVED (Clr Gash / Clr White) MIN17.866
That Council establish the Shoalhaven Tourism Advisory Group pursuant to Section 355 and Section 377 of the Local Government Act .

Meetings per year – At least Four (4) Commencement time – 5.00pm	Quorum – Seven (7) Terms of Reference: POL17/62 Amended 16 May 2017
Role and Purpose <ul style="list-style-type: none"> • Inform the development, implementation and review of council priorities from the Shoalhaven Tourism Master Plan and councils corporate plan • Represent the tourism industry and advise and make recommendations to Council on matters relating to tourism, the development of tourism and the future of tourism in the Shoalhaven. • Promote the direct and in-direct value and benefits of tourism within the Shoalhaven and on a regional, state and national basis. 	
Delegations: Tourism Advisory Group <ul style="list-style-type: none"> • Make recommendation on the expenditure of the annual Shoalhaven marketing budget as provided by Council. • Appoint suitable representatives to fill casual vacancies • Inform and recommend policy for tourism related funding programs, and where required by Council, vote on related matters. Shoalhaven Tourism Manager Separate to the delegation of STAG, the Shoalhaven Tourism Manager, as an employee of Council will: <ul style="list-style-type: none"> • Develop and implement activities to achieve objectives in line with STAG recommendations, the Shoalhaven Tourism Master Plan and Councils corporate plan • Expend budget as authorised under delegated financial authority as defined by Council 	

<ul style="list-style-type: none"> Review and allocate or decline funding program applications in line with approved policies and guidelines 	
Chairperson – Appointed by the Committee	
2016-2017 Councillor/Staff Membership All Councillors – Two (2) with voting Rights Clr Gash – Voting Delegate Clr Alldrick – Voting Delegate Clr Pakes – Alternate Delegate Clr Kitchener – Alternate Delegate	2017-2018 Councillor/Staff Membership All Councillors – Two (2) with voting Rights Clr Gash – Voting Delegate Clr Alldrick – Voting Delegate Clr White – Alternate Delegate Clr Kitchener – Alternate Delegate
Community/ Organisational Representatives Lynn Locke (Chairperson); Catherine Shields; Annie Cochrane; Shoalhaven Sports Board Chairperson – David Goodman; Matthew Forbes; Jo Thomas; Louise Hallum; Neil Rodgers; Paul McLeod; Robert Crow; NPWS Representative – David Duffy/Mark Lees	

CARRIED

CL17.258 Sustainable Futures Committee	HPERM Ref: D17/307233
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RESOLVED (Clr White / Clr Gartner) MIN17.867
 That Council establish the Sustainable Futures Committee pursuant to Section 355 and Section 377 of the Local Government Act .

Meetings per year – Six (6) – Bi-monthly Commencement time – 4.00pm	Quorum – Six (6) voting members Terms of Reference: POL17/49 Adopted: 26 April 2017
<p>Purpose: Make recommendations to Council with respect to the following:</p> <ul style="list-style-type: none"> Setting emission targets for the Shoalhaven. Focusing on energy, including energy efficiency, energy security and renewable energy generation as well as other climate change issues Creating and building community capacity for environmentally sustainable living and business. Addressing, adapting and building resilience to climate change. Appropriate ways to protect, connect and integrate ecological values within our urban and regional context. Supporting and promote Waste reduction and resource recovery. Building organisational and community capacity to meet the challenges of climate change. Engage with and learn from our community business and industry leaders on innovative solutions. Establish and/or support renewable energy generation projects in the community. Ensure the currency of related strategy, policy and other key Council documents related to the purpose of the Committee. 	
<p>Delegation: To expend funds allocated to the Sustainable Futures Committee by Council within the approved budget.</p>	
Chairperson – Appointed by the Council	
2016-2017 Councillor/Staff Membership Clr White (Chairperson) Clr Gartner (Alternate Chairperson) All Councillors	2017-2018 Councillor/Staff Membership Clr Gartner (Chairperson) Clr White (Alternate Chairperson) All Councillors

General Manager or Nominee (non voting)	General Manager or Nominee (non voting)
Community Representatives – Five (5) Community Members David Brawn, Oisin Sweeney, Robert Hayward, Peter McVay, Lorraine Larri	

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

AGAINST: Clr Guile

CARRIED

CL17.259 Youth Advisory Committee

**HPERM Ref:
D17/307255**

RESOLVED (Clr Pakes / Clr Cheyne)

MIN17.868

That Council establish the Youth Advisory Committee pursuant to Section 355 and Section 377 of the Local Government Act .

Meetings per year – Four (4) Commencement time – 10.00am	Quorum – Six (6) Terms of Reference: POL17/79 Amended: 22 August 2017
Purpose:	
<ul style="list-style-type: none"> To represent the interests and views of young people to Council and the Community in accordance with the delegation set out below 	
Delegation:	
<ul style="list-style-type: none"> To advise and recommend to Council staff on matters of an operational nature and implement policy relating to the interests and views of young people and/or within adopted budgets; To recommend to Council on policy matters and other matters not able to be delegated by Council; To provide recommendations to Council on Strategic and Financial directions relating to Youth in the Shoalhaven; To commit expenditure up to the limits determined by Council, including grant funding. 	
Chairperson – Appointed by Committee at each meeting	
2016-2017 Councillor/Staff Membership All Councillors General Manager or Nominee	2017-2018 Councillor/Staff Membership All Councillors General Manager or Nominee
Community Representatives Community Youth Representatives being:- Jonah Allen; Scott Castelnoble; Dean Naylor-Clark; Chris Farley; Shannon Karger; Kimberley Peat Two (2) voting representatives from each local High School Member for Gilmore – Anne Sudmalis MP or nominee (Federal Member of Parliament); Member for Kiama – Gareth Ward MP or nominee; Member for South Coast – Shelley Hancock MP or nominee Jacob Williams Representatives from Shoalhaven Local Area Command NSW Police; Sanctuary Point Youth & Community Centre; Bay & Basin Community Resources; Regional Development Australia; Shoalhaven Business Chamber; 330 Squadron Australian Air Force Cadets	

CARRIED

CL17.260 Council Representatives on Other Committees or Organisations Outside of Council

**HPERM Ref:
D17/306912**

RESOLVED (Clr Findley / Clr Cheyne)

MIN17.869

That Council resolve the representative membership of Councillors and other delegates on other Committees or Organisations Outside of Council for the period to 30 September 2018.

CARRIED

a)

Batemans Marine Park – 33451E	
Meetings per year: Four (4)	
Purpose: Advise the Ministers and the Marine Parks Authority (NSW) on the development of the Batemans Marine Park.	
2016-2017 Council Members	2017-2018 Council Members
Clr Kitchener Clr Levett	Clr Levett Clr Kitchener

b)

Cemeteries and Crematoria Association of NSW – 33451E	
2016-2017 Council Members	2017-2018 Council Members
Pamela Green (Unit Manager - Bereavement Services)	Pamela Green (Unit Manager - Bereavement Services)

c)

Healthy Cities Illawarra Management Committee – 4043E	
Purpose: Healthy Cities Illawarra is a community based, non profit organisation that is part of a world wide movement initiated by the World Health Organisation, committed to improvement of health, environment and the quality of life within the Illawarra community.	
2016-2017 Council Members	2017-2018 Council Members
Clr Alldrick General Manager or delegate – Alternative representative	Clr Alldrick General Manager or delegate – Alternative representative

d)

Illawarra Academy of Sport – 2388E	
Purpose: To develop outstanding young community citizens who utilise their sporting talents and role model status in a positive manner within the Illawarra Region.	
2016-2017 Council Members	2017-2018 Council Members
Mayor Appointed Representative – Clr Wells	Mayor Appointed Representative – Clr Wells

e) Note: The amendments proposed in the Local Government Act 1993 will provide that the Role of Mayor includes representing Council on the Joint Organisation and also that General Managers can no longer be appointed as delegates.

Illawarra Shoalhaven Joint Organisation – 2172E
Functions: The functions of the ISJO are:

<ul style="list-style-type: none"> • regional strategic planning, including high level planning across the quadruple bottom line • inter-governmental collaboration, working closely with the NSW Government as well as the Australian Government and other councils and JOs • regional leadership and advocacy, as the preeminent regional voice for councils and communities • enhancing regional strategic capacity, to support member councils to deliver services to their communities • regional service delivery, to provide services directly to communities within the region. <p>The Illawarra Shoalhaven Joint Organisation is comprised of representatives from Shellharbour; Kiama; Wollongong & Shoalhaven Councils.</p>	
2016-2017 Council Members	2017-2018 Council Members
Clr Findley – Mayor Clr Wells Clr Kitchener (alternate delegate)	Clr Findley – Mayor Clr Wells Clr White – Deputy Mayor (alternate delegate)

f)

Jervis Bay Marine Park Advisory Authority Committee – 1462E	
Purpose: Advise the Ministers and the Marine Parks Authority (NSW) on the management of the Park and: <ul style="list-style-type: none"> • The conservation of the marine biological diversity within the Marine Park • The ecologically sustainable use of the Marine Park • The public use and enjoyment of the Marine Park 	
2016-2017 Council Members	2017-2018 Council Members
Clr Findley Clr Pakes	Clr Findley Clr Levett

Note: Clr Guile left the meeting, the time being 9.56pm.

g) Note: The council appointed members can either be councillors, community members or a combination of both.

Joint Regional Planning Panel – 39782E	
Meetings per year: As required	
Purpose: To determine regionally significant development applications	
2016-2017 Council Member	2017-2018 Council Member
Clr Levett Clr Watson	Clr Levett Clr Watson
2016-2017 Alternate Members	2017-2018 Community Members
Clr White Ernie Royston – Community Member	Clr White Ernie Royston – Community Member
Sitting Fees - A sitting fee of \$400.00 is paid to the Council and Community Representatives	

h) Note: The Mayor & General Manager are members under the constitution. Council may wish to appoint an alternate delegate.

NSW Country Mayors Association – 14214E	
Purpose: The NSW Country Mayors Association is a group that comprises Mayors and General Managers, or their representatives, from country areas of NSW under its constitution.	
2016-2017 Council Members	2017-2018 Council Members

Clr Findley – Mayor Clr Kitchener – Deputy Mayor (alternate delegate) Russ Pigg – General Manager	Clr Findley – Mayor Clr White– Deputy Mayor (alternate delegate) Russ Pigg – General Manager
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i)

Noxious Weeds Advisory Committee – 6735E	
Purpose: <ul style="list-style-type: none"> • Provide a forum for all matters relating to the control of noxious weeds • Provide advice to the Minister on all matters related to noxious weed control • Recommend to the Minister allocations from the Government’s Weeds Action Program funding and to ensure public authorities are accountable for those funds. • Recommend to the Minister plant species proposed to be declared as noxious weeds 	
2016-2017 Council Members	2017-2018 Council Members
Clr White Clr Levett (Alternate)	Clr White Clr Levett (Alternate)

- a. Council write to the Noxious Weeds Advisory Committee and request an update on their operations and schedule.

j)

Rural Fire Service Shoalhaven District Liaison Committee – 2122E	
Purpose: In regard to the RFS: <ul style="list-style-type: none"> • Monitor the performance of the Service Level Agreement • Develop a local service delivery model • Prepare an annual budget and business plan for Councils consideration • Provide financial performance reports • Act as the appropriate disciplinary authority for Council. 	
2016-2017 Council Members	2017-2018 Council Members
Clr Gash Clr Pakes General Manager (or nominee)	Clr Pakes Clr Gash General Manager (or nominee)

k)

Shoalhaven Bush Fire Management Committee – 2820E	
Purpose: Under the Rural Fires Regulation 2002 – Part 3, At the request of the Bush Fire Co-ordinating Committee: <ul style="list-style-type: none"> • Assist the Bush Fire Co-ordinating Committee in the performance of its functions under Section 48 of the Act; • Assist the Bush Fire Co-ordinating Committee in the performance of its functions under Sections 60(2) and 63(4) of the Act; • Draw to the attention of the following in regard to any matter it considers relevant to the protection of land, life, property or the environment in that area from the impact of bush fires: <ul style="list-style-type: none"> ▪ The Bush fire Co-ordinating Committee; or ▪ A public authority exercising it’s functions in the Bush Fire Management Committee’s area. 	
Note: The Committee has no power to conduct or take part in fire fighting or fire prevention operations authorised by the Act, this regulation or any other Act or statutory instrument.	
2016-2017 Council Members	2017-2018 Council Members

Clr Gash Clr Pakes General Manager (or nominee) as an observer	Clr Gash Clr Pakes General Manager (or nominee) as an observer
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l)

Safer Community Action Team – 3519E	
Purpose: To increase community safety in the Shoalhaven and develop an Action Plan containing strategies to address the issues and enlist support for the Plan from the community.	
2016-2017 Council Members	2017-2018 Council Members
Clr Cheyne Clr Alldrick Clr White Clr Kitchener Clr Proudfoot Clr Pakes	Clr Cheyne Clr Alldrick Clr White Clr Kitchener Clr Proudfoot Clr Pakes

m)

Shoalhaven Traffic Committee – 1491E	
Purpose: The Traffic Authority has delegated certain powers to Councils in respect of the provision of Traffic control facilities and traffic management measures on public streets. The exercise of such powers is conditional upon the Council forming a Local Traffic Committee and seeking its advice /approval before as traffic facility/traffic management measure is implemented or removed.	
NOTE- the Local Traffic Committee is not a Committee appointed by Council under the Local Government Act but a Committee to be formed by Council in the exercise of its delegated powers. Councillor members are considered informal members who may contribute to discussion but may not vote.	
2016-2017 Council Members	2017-2018 Council Members
Informal – Clr Gash Informal – Clr White Informal – Clr Guile CONVENOR/CHAIRPERSON - Mr Martin Upitis – Assets Manager	Informal – Clr Gash Informal – Clr White Informal – Clr Pakes CONVENOR/CHAIRPERSON - Mr Tom Dimec – Assets Manager

n)

South Coast Co-operative Library Services – 3934E	
Purpose: To provide control and manage libraries or library services within the areas of the Member Councils upon the terms and subject to the conditions specified in the agreement	
Note: The member Councils are Shoalhaven City Council and Kiama Municipal Council.	
2016-2017 Council Members	2017-2018 Council Members
Clr Findley – Mayor All Councillors General Manager or nominee Director Finance Corporate & Community Services Library Services Manager	Clr Findley – Mayor All Councillors General Manager or nominee Director Finance Corporate & Community Services Library Services Manager

o)

South Coast Correctional Centre Community Consultative Committee – 4043E

Purpose:	
<ul style="list-style-type: none"> To assist in the development and maintenance of a positive relationship with the local community To provide a forum for local community consultation and comment on correctional programs and procedures To facilitate the involvement of the local community in correctional centres programs To provide a mechanism to identify appropriate programs in which the correctional centre can participate and assist in the local community To assist in the establishment of worthwhile community partnerships 	
2016-2017 Council Members	2017-2018 Council Members
Clr Cheyne Clr Watson Mr Ben Stewart – Director Assets & Works	Clr Cheyne Clr Watson Director Assets & Works

p)

South Coast Regional Tourism Organisation Incorporated – 6853E	
Purpose: To promote Tourism to the South Coast of NSW.	
2016-2017 Council Members	2017-2018 Council Members
Shoalhaven Tourism Advisory Group Chairperson (or Delegate) Tourism Manager	Shoalhaven Tourism Advisory Group Chairperson (or Delegate) Tourism Manager

q)

South East Australian Transport Strategy Inc – 3678E	
Purpose: To improve the transport network to enhance economic development within the region.	
Note: Council is entitled to one voting delegate but may also nominate alternative delegates (Councillors &/or staff).	
2016-2017 Council Members	2017-2018 Council Members
Clr White (Chairman) Clr Guile Mr Greg Pullen – Economic Development Manager (Alternate)	Clr White (Chairman) Clr Gartner Mr Greg Pullen – Economic Development Manager (Alternate)

r)

Southern Tablelands and South Coast Regional Noxious Plants Committee – 3201E	
Purpose: This Committee allows representatives of Councils involved in noxious weed eradication on the Southern Tablelands and South Coast to meet quarterly for the purpose of discussing common problems and objectives. The Committee also makes special purchasing arrangements for noxious weed sprays, in order that the Councils in the area can obtain the most advantageous prices available.	
2016-2017 Council Members	2017-2018 Council Members
Clr White Clr Gash	Clr White Clr Gash

s)

Southern Water Services Pty Ltd – 4043E	
Purpose: To operate in a commercial way under the Companies Act on a similar basis to any other trading Company.	
Note: Southern Water Services is a Council owned company formed in 1998 with	

permission from the Minister of the day. Its constitution states that the Company was formed to “undertake the provision of water, sewerage and related services”. It currently has no relationship with Shoalhaven Water operations or staff.

2016-2017 Council Members	2017-2018 Council Members
No directors were nominated Ms Vanessa Phelan – Secretary	No directors were nominated Ms Vanessa Phelan – Secretary

t)

Ulladulla User Group – 4043E	
Purpose: To assist Crown Lands to resolve operational matters and identify emerging issues in relation to operation and maintenance of coastal infrastructure including Ulladulla Harbour.	
2016-2017 Council Members	2017-2018 Council Members
Michael Strachan – Project Manager	Michael Strachan – Project Manager

u)

Ulladulla Working Port Committee – 4043E	
Purpose: To provide input and support to the Department of Lands and it’s proposed agent in connection with the operation of the present maritime and associated facilities at Ulladulla Harbour	
2016-2017 Council Members	2017-2018 Council Members
Clr Kitchener Clr Gartner Clr Proudfoot (alternate) Clr White (alternate)	Clr Kitchener Clr Gartner Clr Proudfoot (alternate) Clr White (alternate)

Procedural Motion - Adjournment of Meeting

RESOLVED (Clr Findley / Clr Gash)

MIN17.870

That the meeting be adjourned until 4.00pm on Tuesday 3 October 2017.

CARRIED

Note: The meeting adjourned, the time being 10.00pm, Tuesday 26 September 2017.

Note: The meeting reconvened, the time being 4.00pm, Tuesday 3 October 2017

When the following members were present:

Clr Amanda Findley - Chairperson
 Clr Joanna Gash
 Clr John Wells
 Clr Patricia White
 Clr Kaye Gartner
 Clr Nina Cheyne
 Clr Annette Alldrick
 Clr John Levett
 Clr Greg Watson – arrived 4.10pm
 Clr Mitchell Pakes
 Clr Bob Proudfoot

Note: An Apology for Clr Mark Kitchener was received.

CL17.213 Request for Donation - Reduction of Annual Rent - Milton Ulladulla Men's Shed

HPERM Ref: D17/255349

Recommendation

That Council decline the request from Milton Ulladulla Men's Shed for a donation of \$471 as a deduction to reduce their rent payment commitments to \$1 per annum, as such a deduction is not in accordance with the Council Owned and Managed Land Policy (POL16/150).

RESOLVED (Clr White / Clr Proudfoot)

MIN17.871

That the matter of - Request for Donation - Reduction of Annual Rent - Milton Ulladulla Men's Shed, be deferred to a briefing of all Councillors with respect to donations

CARRIED

CL17.214 Shoalhaven Community Transport Request - Utilise 2017-2018 Donation Amount to Purchase an Additional Vehicle

HPERM Ref: D17/263467

Recommendation

That Council approve Shoalhaven Community Transport's request to use their 2017-2018 financial year donation amount of \$9,985 for the purchase of another community transport vehicle.

Note: Clr Watson arrived, the time being 4.10pm.

MOTION (Clr Gash / Clr Cheyne)

That Council approve Shoalhaven Community Transport's request to use their 2017-2018 financial year donation amount of \$9,985 for the purchase of another community transport vehicle.

RESOLVED (AMENDMENT) (Clr Proudfoot / Clr Pakes)

MIN17.872

That Council:

1. Approve Shoalhaven Community Transport's request to use their 2017-2018 financial year donation amount of \$9,985 for the purchase of another community transport vehicle
2. Actively pursue grant funding from State and Federal Government for this very worthy cause

THE AMENDMENT BECAME THE MOTION

THE MOTION WAS PUT AND CARRIED

CARRIED

CL17.261 Replacement of Indoor Pool Filtration – Ulladulla Leisure Centre

HPERM Ref: D17/279431

Recommendation

In order to enable replacement and refurbishment of Ulladulla Leisure Centre Indoor Pools Filtration, Pumps and Hydraulics with Australian made Regenerative, Precoat Media Diatomaceous Earth Filters, Council:

1. Commit the sum of \$615,500 (exGST) to this project from Strategic Project Reserve Funds
2. Staff continue to research and source grant funding to recover costs.

RESOLVED (Clr Findley / Clr Pakes)

MIN17.873

In order to enable replacement and refurbishment of Ulladulla Leisure Centre Indoor Pools Filtration, Pumps and Hydraulics with Australian made Regenerative, Precoat Media Diatomaceous Earth Filters, Council:

1. Commit the sum of \$615,500 (exGST) to this project from Strategic Project Reserve Funds
2. Staff continue to research and source grant funding to recover costs.

CARRIED

CL17.262 Shoalhaven Indoor Sporting Centre - Management Options

**HPERM Ref:
D17/283806**

Recommendation

That Council

1. Prepare a Request for Tender for the management and operation of the Shoalhaven Indoor Sports Centre through a Management Agreement,
2. Publically advertise the Request for Tender for interested parties to prepare a submission,
3. Submit a further report to Council on the outcome of the Request for Tender process

RESOLVED (Clr Gash / Clr Cheyne)

MIN17.874

That Council

1. Prepare a Request for Tender for the management and operation of the Shoalhaven Indoor Sports Centre through a Management Agreement,
2. Publically advertise the Request for Tender for interested parties to prepare a submission,
3. Submit a further report to Council on the outcome of the Request for Tender process

CARRIED

CL17.263 Section 355 Management Committees

**HPERM Ref:
D17/286229**

Recommendation

That:

1. The Section 355 Management Committees listed in this report, retain their delegated responsibility pursuant to Section 377 – LG Act for the care control and management of their facilities with authority to expend up to an amount of \$5,000 consistent with the delegation; and
2. The authorisation to the General Manager to appoint members as required be confirmed.
3. The following Section 355 Management Committee be renewed, however discussions commence to transition this Committee to an occupancy agreement within 2 years:
 - a. Former Pyree School (Family History Society & pottery shed),
 - b. The management and operation of the facility transition to an occupancy agreement.

4. The following Section 355 Management Committee be acknowledged to have dissolved:
 - a. Milton Pony Club grounds,
 - b. The management and operation of the facility transition to an occupancy agreement.
5. The following Section 355 Management Committee be acknowledged to have dissolved and management of the facility has reverted to Council.
 - a. Cudmirrah Berrara Community Hall & Tennis Courts.

RESOLVED (Clr White / Clr Proudfoot)

MIN17.875

That:

1. The Section 355 Management Committees listed in this report, retain their delegated responsibility pursuant to Section 377 – LG Act for the care control and management of their facilities with authority to expend up to an amount of \$5,000 consistent with the delegation; and
2. The Former Pyree School (Family History Society and Pottery Shed) be retained as a 355 Committee
3. The authorisation to the General Manager to appoint members as required be confirmed.
4. The following Section 355 Management Committee be acknowledged to have dissolved:
 - a. Milton Pony Club grounds,
 - b. The management and operation of the facility transition to an occupancy agreement.
5. The following Section 355 Management Committee be acknowledged to have dissolved and management of the facility has reverted to Council.
 - a. Cudmirrah Berrara Community Hall & Tennis Courts.

CARRIED

**CL17.264 Social Housing Community Improvement Fund -
Parramatta Park - Funding Success**

**HPERM Ref:
D17/311033**

Recommendation

That Council

1. Accept the grant amount of \$50,000 towards the construction of a learn to ride path in Parramatta Park Nowra East.
2. Write and thank Family and Community Services

RESOLVED (Clr Gartner / Clr Cheyne)

MIN17.876

That Council

1. Accept the grant amount of \$50,000 towards the construction of a learn to ride path in Parramatta Park Nowra East.
2. Write and thank Family and Community Services.

CARRIED

**CL17.265 2017 Local Government NSW Annual Conference -
Motions**

**HPERM Ref:
D17/304815**

Recommendation

That Council adopt the Motions, as printed in the report and, if accepted, the Motions be submitted to Local Government NSW for inclusion in the Conference Agenda.

RESOLVED (Clr Gartner / Clr White)

MIN17.877

That Council adopt the Motions, as printed in the report and submit them to Local Government NSW for inclusion in the Conference Agenda.

CARRIED

CL17.266 Ratepayer Advance - Kerb & Gutter - 14 - 18 Plantation Point Pde Vincentia

HPERM Ref: D17/298375

Recommendation

That Council enter into a Ratepayers Advance Agreement, executed under the Seal of Council with:

1. Colin Robert McDougall of 14 Plantation Point Parade, Vincentia in respect of Kerb and Gutter construction to the value of \$7,172.96 (advance) of which \$2,296.16 (excluding GST) is the contribution, \$4,876.80 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$6,096.00 (additional \$242.00 to be charged for an additional driveway layback).
2. Kerrie Anne Kelly & Paul David Kelly of 16 Plantation Point Parade, Vincentia in respect of Kerb and Gutter construction to the value of \$6,671.70 (advance) of which \$2,135.70 (excluding GST) is the contribution, \$4,536.00 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$5,670.00.
3. Benita Patrice Hodder & Rene Paul Hodder of 18 Plantation Point Parade, Vincentia NSW 2540 in respect of Kerb and Gutter construction to the value of \$6,025.71 (advance) of which \$1,928.91 (excluding GST) is the contribution, \$4,096.80 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$5,121.00.
4. The Common Seal of Council of the City of Shoalhaven be affixed to any documentation required to be sealed otherwise the General Manager be authorised to sign any documentation necessary to give effect to the resolution.

RESOLVED (Clr Wells / Clr Proudfoot)

MIN17.878

That Council enter into a Ratepayers Advance Agreement, executed under the Seal of Council with:

1. Colin Robert McDougall of 14 Plantation Point Parade, Vincentia in respect of Kerb and Gutter construction to the value of \$7,172.96 (advance) of which \$2,296.16 (excluding GST) is the contribution, \$4,876.80 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$6,096.00 (additional \$242.00 to be charged for an additional driveway layback).
2. Kerrie Anne Kelly & Paul David Kelly of 16 Plantation Point Parade, Vincentia in respect of Kerb and Gutter construction to the value of \$6,671.70 (advance) of which \$2,135.70 (excluding GST) is the contribution, \$4,536.00 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$5,670.00.
3. Benita Patrice Hodder & Rene Paul Hodder of 18 Plantation Point Parade, Vincentia NSW 2540 in respect of Kerb and Gutter construction to the value of \$6,025.71 (advance) of which \$1,928.91 (excluding GST) is the contribution, \$4,096.80 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$5,121.00.

4. The Common Seal of Council of the City of Shoalhaven be affixed to any documentation required to be sealed otherwise the General Manager be authorised to sign any documentation necessary to give effect to the resolution.

CARRIED

CL17.267 Proposed Acquisition of Land for Far North Collector Road - 333 Illaroo Road North Nowra

**HPERM Ref:
D17/300982**

Recommendation

That Council authorise the commencement of negotiations for the acquisition of 333 Illaroo Road, North Nowra in accordance with the provisions of the Land Acquisition (Just Terms) Compensation Act 1991 and that a further report on the outcome of the negotiations be considered.

RESOLVED (Clr Wells / Clr Gartner)

MIN17.879

That Council authorise the commencement of negotiations for the acquisition of 333 Illaroo Road, North Nowra in accordance with the provisions of the Land Acquisition (Just Terms) Compensation Act 1991 and that a further report on the outcome of the negotiations be considered.

CARRIED

CL17.268 Proposed Leasing 125 Moss Vale Road Cambewarra

**HPERM Ref:
D17/309784**

Recommendation

That Council resolve to lease Council owned property at 125 Moss Vale Road, Cambewarra in accordance with the Residential Tenancy Act 2010 and that the General Manager be delegated authority to determine the detail, terms and conditions of any agreement not yet finalised.

RESOLVED (Clr Wells / Clr White)

MIN17.880

That Council resolve to lease Council owned property at 125 Moss Vale Road, Cambewarra in accordance with the Residential Tenancy Act 2010 and that the General Manager be delegated authority to determine the detail, terms and conditions of any agreement not yet finalised.

CARRIED

CL17.269 REZONING REQUEST - PARMA YERRIYONG COMMUNITY ASSOCIATION INC.

**HPERM REF:
D17/291664**

Item dealt with earlier in the meeting see MIN17.807.

Introduction of Items as Matters of Urgency

RESOLVED (Clr Levett / Clr White)

MIN17.881

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

1. CL17.270 Report of the Aboriginal Advisory Committee - 11 September 2017
2. CL17.271 Investment Report August 2017
3. CL17.272 Pathways to financial sustainability
4. CL17.273 Sale of Council Employment Land - Lot 124 DP1124258, 24 Trim St, South Nowra

CARRIED

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

ADDENDUM REPORTS

REPORT OF THE ABORIGINAL ADVISORY COMMITTEE - 11 SEPTEMBER 2017

AA17.16 Additional Item – Amendment of the Terms of Reference and Membership

Recommendation

That:

1. The Terms of Reference be amended to reflect that if members haven't attended 3 meetings without an apology that a reminder/courtesy letter be sent advising that they have missed 3 meetings and their membership will lapse if they do not confirm their membership in writing;
2. The Terms of Reference be amended to reflect the membership being a total of 21 members made up of the following:
 - a. 13 Aboriginal Community members, including 2 youth members
 - b. 1 NPWS Representative (Valda Corrigan)
 - c. 3 LALC's – Nowra LALC, Jerringa LALC and Ulladulla LALC
 - d. 3 Councillors
 - e. General Manager or nominee

RESOLVED (Clr Cheyne / Clr White)

MIN17.882

That:

1. The Terms of Reference be amended to reflect that if members haven't attended 3 meetings without an apology that a reminder/courtesy letter be sent advising that they have missed 3 meetings and their membership will lapse if they do not confirm their membership in writing;
2. The Terms of Reference be amended to reflect the membership being a total of 21 members made up of the following:
 - a. 13 Aboriginal Community members, including 2 youth members
 - b. 1 NPWS Representative (Valda Corrigan)
 - c. 3 LALC's – Nowra LALC, Jerringa LALC and Ulladulla LALC
 - d. 3 Councillors
 - e. General Manager or nominee

CARRIED

AA17.17 Membership Request - Natalie Lloyd

Recommendation

That Council thank Natalie Lloyd for her interest in the Aboriginal Advisory Committee and welcome Natalie to attend the meetings as a non voting participant.

RESOLVED (Clr Cheyne / Clr White)

MIN17.883

That Council thank Natalie Lloyd for her interest in the Aboriginal Advisory Committee and welcome Natalie to attend the meetings as a non voting participant.

CARRIED

CL17.271 Investment Report August 2017

**HPERM Ref:
D17/307300**

Recommendation

That the Report of the General Manager (Finance Corporate and Community Services Group) on the Record of Investments for the period to 31 August 2017 be received for information.

RESOLVED (Clr Wells / Clr White)

MIN17.884

That the Report of the General Manager (Finance Corporate and Community Services Group) on the Record of Investments for the period to 31 August 2017 be received for information.

CARRIED

CL17.272 Pathways to financial sustainability

**HPERM Ref:
D17/308897**

Recommendation

That Council adopt Option 1 which will retain existing services, allow modest “new” asset spend, move towards meeting all FFTF benchmarks and stage the further rate increase required over the next three years.

MOTION (Clr Pakes / Clr Watson)

That Council:

1. Not apply for the 13.2% increase for the 2018/2019 financial year
2. Apply for a 2% rate increase + rate pegging for the remainder of this Council term
3. Informs its community of State Government and Federal Government “cost shifting”, including the waste levy, and actively campaign against cost shifting and its implications and detrimental effects on rates leading to the next State Government election and beyond.

FOR: Clr Pakes, Clr Watson and Clr Proudfoot

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

LOST

RESOLVED (Clr Proudfoot / Clr Watson)

MIN17.885

That an extension of time be granted for Clr Pakes.

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

AGAINST: Clr Gartner and Clr Cheyne

CARRIED

RESOLVED (Clr Gartner / Clr Gash)

MIN17.886

That Council adopt Option 1 of the report to retain the 13.2% special variation approved as a one-off increase in 2017/18 as a permanent increase and for additional special variations (inclusive of a rate peg of 2.5% pa) of 5% in 2018/19, 5% in 2019/20 and 5% in 2020/21 which will retain existing services, allow modest “new” asset spend and move towards meeting all FFTF benchmarks

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

AGAINST: Clr Pakes, Clr Watson and Clr Proudfoot

CARRIED

Note: A Rescission Motion was received on this item.

CL17.273 Sale of Council Employment Land - Lot 124 DP1124258, 24 Trim St, South Nowra

HPERM Ref: D17/308897

Recommendation

That

1. Council employment land (Lot 124 DP 1124258, 24 Trim Street, South Nowra) be sold for \$315,000 (plus GST) to D W Selby & D J Selby.
2. The General Manager be authorised to sign the Contracts for Sale, and
3. The Transfer to complete the Contracts for Sale be executed under the Seal of Council

RESOLVED (Clr Alldrick / Clr White)

MIN17.887

That

1. Council employment land (Lot 124 DP 1124258, 24 Trim Street, South Nowra) be sold for \$315,000 (plus GST) to D W Selby & D J Selby.
2. The General Manager be authorised to sign the Contracts for Sale, and
3. The Transfer to complete the Contracts for Sale be executed under the Seal of Council.

CARRIED

Note: Rescission Motions were received in relation to the following items:

- CL17.272 - Pathways to financial sustainability
- CL17.227 - Notice of Motion – Development of a Motorsports Facility at Yerriyong.

There being no further business, the meeting concluded, the time being 6.18pm, Tuesday 3 October 2017.

Clr Findley
CHAIRPERSON