

## MINUTES OF THE STRATEGY AND ASSETS COMMITTEE

**Meeting Date:** Tuesday, 21 August 2018  
**Location:** Council Chambers, City Administrative Centre, Bridge Road, Nowra  
**Time:** 5.00pm

The following members were present:

Clr John Wells - Chairperson  
Clr Joanna Gash  
Clr Amanda Findley  
Clr Patricia White  
Clr Kaye Gartner  
Clr Nina Cheyne  
Clr Annette Alldrick  
Clr John Levett  
Clr Greg Watson  
Clr Mark Kitchener  
Clr Bob Proudfoot  
Russ Pigg - General Manager

### Apologies / Leave of Absence

Apologies were received for Clr Guile and Clr Pakes.

### Confirmation of the Minutes

**RESOLVED** (Clr Alldrick / Clr Gash) MIN18.615

That the Minutes of the Strategy and Assets Committee held on Tuesday 24 July 2018 be confirmed.

CARRIED

### Declarations of Interest

Clr White – CSA18.16 Tenders – Holiday Haven Tourist Parks - Management & Operation – Bendalong Point Holiday Park – less than significant pecuniary interest declaration – will leave the room and will not take part in discussion or vote – is a personal friend of one of the tendering applicants.

Clr Wells – CSA18.16 Tenders – Holiday Haven Tourist Parks - Management & Operation – Bendalong Point Holiday Park – less than significant non pecuniary interest declaration – will remain in the room and will take part in discussion or vote – one of the tendering parties is known to him as he oversaw their management of a Tourist Park from 2011 to 2013.

## MAYORAL MINUTES

### **MMS18.4 Mayoral Minute - Acknowledgements for the Kingiman and Bomaderry Fires**

**HPERM Ref:  
D18/286339**

#### **Recommendation**

That in response to the Bushfires in the Shoalhaven this month and the incredible efforts of many in our community, that Council

1. Acknowledges the ultimate sacrifice given by Allan “Tully” Tull in fighting the Kingiman Fires in Milton, and send the deepest condolences to Tully’s family and to all of those who called him a friend and colleague.
2. Note that a Mayoral Appeal has been opened to collect financial donations for Tully, in response to calls from Jill Blackler and many others within the Milton Ulladulla Community
3. Thanks and acknowledges all the work that has been undertaken by volunteers and paid staff alike across the district during this very trying time.
4. Arrange for a suitable plaque to be raised to commemorate the lives of Fixed Wing Pilot David Black and Helicopter Pilot Allan Tull and with the aid of the community find a location that is fitting for it.
5. Hold a community picnic day of “Commemoration, Celebration and Commiseration” to be held at Milton Showgrounds at a future date and ensure that no fees are charged to community organisations for the event.

#### **RECOMMENDATION (Clr Findley / Clr Watson)**

That in response to the Bushfires in the Shoalhaven this month and the incredible efforts of many in our community, that Council

1. Acknowledges the ultimate sacrifice given by Allan “Tully” Tull in fighting the Kingiman Fires in Milton, and send the deepest condolences to Tully’s family and to all of those who called him a friend and colleague.
2. Contribute a donation of \$2,500 from the unallocated donations budget, and note that a Mayoral Appeal has been opened to collect financial donations for Tully, in response to calls from Jill Blackler and many others within the Milton Ulladulla Community
3. Thanks and acknowledges all the work that has been undertaken by volunteers and paid staff alike across the district during this very trying time.
4. Arrange for a suitable plaque to be raised to commemorate the lives of Fixed Wing Pilot David Black and Helicopter Pilot Allan Tull and with the aid of the community find a location that is fitting for it.
5. Hold a community picnic day of “Commemoration, Celebration and Commiseration” to be held at Milton Showgrounds at a future date and ensure that no fees are charged to community organisations for the event.
6. Forward an acknowledgement to Clr Pakes thanking him for his contribution during the emergency in the absence of the Mayor and Deputy Mayor.

CARRIED

**Procedural Motion - Bring Item Forward**

**RESOLVED** (Clr Wells / Clr Gash)

MIN18.616

That the matter of item SA18.197 City of Shoalhaven Eisteddfod Inc. Nowra Request for Additional Funding be brought forward for consideration.

CARRIED

**SA18.197 City of Shoalhaven Eisteddfod Inc. Nowra Request for Additional Funding**

**HPERM Ref:  
D18/260411**

**Recommendation**

That Council consider the request from the City of Shoalhaven Eisteddfod Inc. Nowra for an additional donation to contribute to costs arising from the use of the Shoalhaven Entertainment Centre.

**RECOMMENDATION** (Clr Wells / Clr Gash)

That:

1. Council donate the sum of \$10,000 per annum from the Donations budget to the City of Shoalhaven Eisteddfod Inc.
2. The donation be indexed annually in accordance with the Consumer Price Index.

CARRIED

**NOTICES OF MOTION / QUESTIONS ON NOTICE**

**SA18.190 Notice of Motion - Donation - Berry Small Farm Field Days**

**HPERM Ref:  
D18/268440**

**Recommendation**

That Council support Berry Rotary's Small Farm Field Day event by voting \$2000 from the unallocated donations vote.

**RECOMMENDATION** (Clr Wells / Clr Gash)

That Council support Berry Rotary's Small Farm Field Day event by voting \$2000 from the unallocated donations vote.

CARRIED

**SA18.191 Notice of Motion - Traffic/Parking Control Plan - Owen/Sydney/Tomerong Streets Huskisson**

**HPERM Ref:  
D18/278044**

**Recommendation**

That further to the Council Resolution of 24 April 2018 (MIN18.290) for the Council to prioritise and take action in regard to "a comprehensive current traffic/parking control plan for the intersection of Owen/Sydney/Tomerong Streets (Picture Theatre Corner)" that funds be now sourced so that a design and costing study can be completed to take the project to the stage of being "shovel ready".

**RECOMMENDATION** (Clr Findley / Clr Gash)

That further to the Council Resolution of 24 April 2018 (MIN18.290) for the Council to prioritise and take action in regard to "a comprehensive current traffic/parking control plan for the intersection of Owen/Sydney/Tomerong Streets (Picture Theatre Corner)" that funds be now sourced so that a design and costing study can be completed to take the project to the stage of being "shovel ready."

CARRIED

**REPORT OF THE HOMELESSNESS TASKFORCE SHOALHAVEN - 30 JULY 2018**

Items marked with an \* were resolved 'en bloc'.

**HT18.10 Everybody's Home Campaign - Support Request**

**HPERM Ref:  
D18/205917**

**Recommendation**

That Council offer its support to the Everybody's Home campaign, and write to Lake Macquarie City Council to affirm this.

**RESOLVED\*** (Clr Findley / Clr Alldrick)

MIN18.617

That Council offer its support to the Everybody's Home campaign, and write to Lake Macquarie City Council to affirm this.

CARRIED

**HT18.12 Proposed Memorandum of Understanding - Affordable Housing Opportunities**

**HPERM  
D18/210107**

**Ref:**

**Recommendation**

That Council:

1. Proceed to enter into a Memorandum of Understanding with Amoveo and Southern Cross Community Housing to pursue a partnership to investigate and deliver affordable housing and emergency accommodation opportunities in Shoalhaven
2. Receive update reports, through the Homelessness Taskforce Shoalhaven, as needed or required.

**RESOLVED\*** (Clr Findley / Clr Alldrick)

MIN18.618

That Council:

1. Proceed to enter into a Memorandum of Understanding with Amoveo and Southern Cross Community Housing to pursue a partnership to investigate and deliver affordable housing and emergency accommodation opportunities in Shoalhaven
2. Receive update reports, through the Homelessness Taskforce Shoalhaven, as needed or required.

CARRIED

## REPORT OF THE YOUTH ADVISORY COMMITTEE - 1 AUGUST 2018

Items marked with an \* were resolved 'en bloc'.

### YA18.17 Youth Advisory Committee Planning Day 2018 - 2019 - Proposed Budget Allocations

HPERM Ref:  
D18/226673

#### Recommendation

That the Youth Advisory Committee approve the disbursement of funds to support the following initiatives from the existing 2018/19 Youth Advisory Committee budget:

1. International Youth Day Awards - \$3,000
2. South Coast Youth Leaderships Forum Activity - \$1,000
3. Ulladulla Youth Centre School Holiday Activities - \$1,000
4. Nowra Youth Centre Cooking Program - \$1,000

**RESOLVED\*** (Clr White / Clr Gartner)

MIN18.619

That Council approve the disbursement of funds to support the following initiatives from the existing 2018/19 Youth Advisory Committee budget:

1. International Youth Day Awards - \$3,000
2. South Coast Youth Leaderships Forum Activity - \$1,000
3. Ulladulla Youth Centre School Holiday Activities - \$1,000
4. Nowra Youth Centre Cooking Program - \$1,000

CARRIED

### YA18.19 Terms of Reference Review and Update

HPERM Ref:  
D18/253523

#### Recommendation

That the Youth Advisory Committee Terms of Reference be amended as follows:

#### 3.3 Membership

- a) *A maximum of 26 youth members comprising of:*
  - i) *18 students from Year 9 and above from local high schools, be appointed as members. A maximum of 5 students may be elected from each local high school, however only a maximum of 2 students from each school may attend and vote at any meeting;*
  - ii) *A maximum of 8 young people aged between 15 and 21 years from the community and/or Youth Services be appointed as members; and*
- b) *One representative for each of the Federal Member for Gilmore and the State Members for South Coast and Kiama; and*
- c) *Councillors of Shoalhaven City Council.*

*Council and the Youth Advisory Committee welcomes membership of young people from diverse and varied backgrounds. Other interested people may attend as support and observers but are not able to vote on motions. The Youth Advisory Committee may also call on other people to attend the meetings as required.*

*When a member turns 21 years of age, their position will be declared vacant.*

**RESOLVED\*** (Clr White / Clr Gartner)

MIN18.620

That the Youth Advisory Committee Terms of Reference be amended as follows:

**3.3 Membership**

- a) *A maximum of 26 youth members comprising of:*
  - i) *18 students from Year 9 and above from local high schools, be appointed as members. A maximum of 5 students may be elected from each local high school, however only a maximum of 2 students from each school may attend and vote at any meeting;*
  - ii) *A maximum of 8 young people aged between 15 and 21 years from the community and/or Youth Services be appointed as members; and*
- b) *One representative for each of the Federal Member for Gilmore and the State Members for South Coast and Kiama; and*
- c) *Councillors of Shoalhaven City Council.*

*Council and the Youth Advisory Committee welcomes membership of young people from diverse and varied backgrounds. Other interested people may attend as support and observers but are not able to vote on motions. The Youth Advisory Committee may also call on other people to attend the meetings as required.*

*When a member turns 21 years of age, their position will be declared vacant.*

CARRIED

**YA18.21 Additional item - Traffic options and pedestrian safety - John Purcell Way and Hillcrest Avenue**

**Recommendation**

That:

1. Council request staff investigate traffic options and pedestrian safety for the intersection of Hillcrest Avenue and John Purcell Way due to the large volume of traffic during school times and at sporting events;
2. A member of Council's traffic unit attend the next meeting of the Youth Advisory Committee.

**RESOLVED\*** (Clr White / Clr Gartner)

MIN18.621

That:

1. Council request staff investigate traffic options and pedestrian safety for the intersection of Hillcrest Avenue and John Purcell Way due to the large volume of traffic during school times and at sporting events;
2. A member of Council's traffic unit attend the next meeting of the Youth Advisory Committee.

CARRIED

## DEPUTATIONS AND PRESENTATIONS

### SA18.203 - Boat Harbour Beach, Bandalong – Coastal Hazard Report

Ms Lexie Meyer and Mr Kevin Miller (Red Head Villages Association) spoke against the recommendation.

## REPORTS

### Procedural Motion - Bring Item Forward

**RESOLVED** (Clr Wells / Clr White)

MIN18.622

That the matter of item SA18.203 Boat Harbour Beach, Bandalong – Coastal Hazard Report be brought forward for consideration.

CARRIED

### SA18.203 Boat Harbour Beach, Bandalong - Coastal Hazard Report

**HPERM Ref:**  
**D18/237557**

#### Recommendation (Item to be determined under delegated authority)

That Council adopt the Bandalong Coastal Hazard Mapping Report 2017 and Bandalong Beach Erosion Control Technical Advice Report 2018 and their recommendations, for managing beach erosion at Boat Harbour Beach at Bandalong.

**RESOLVED** (Clr Findley / Clr Cheyne)

MIN18.623

That

1. Council defer considerations for managing beach erosion at Boat Harbour Beach at Bandalong until a Councillor Briefing has been held on this topic and the Bandalong Master Plan.
2. The Briefing include the engineers, community representatives and relevant government departments.

CARRIED

### SA18.194 Country Mayors Association Meeting - 3 August 2018

**HPERM Ref:**  
**D18/270085**

#### Recommendation (Item to be determined under delegated authority)

That Council receive the report of the Country Mayors Association held on 3<sup>rd</sup> August for information.

**RESOLVED** (Clr Findley / Clr Cheyne)

MIN18.624

That Council receive the report of the Country Mayors Association held on 3<sup>rd</sup> August for information.

CARRIED

**SA18.195 Shoalhaven Community and Recreation Precinct -  
Addition of Croquet Courts to Artie Smith Detailed  
Design**

**HPERM Ref:  
D18/229741**

**Recommendation (Item to be determined under delegated authority)**

That Council:

1. Note the investigations undertaken in consultation with the Athletics Club in attempting to identify an alternate site for a new facility.
2. Include provision for croquet facilities as part of the detailed design of the Artie Smith Oval site.
3. Note the engagement of Acclimate to liaise with peak sporting and grants bodies to progress the Artie Smith project.

**RESOLVED** (Clr Watson / Clr Cheyne)

MIN18.625

That Council:

1. Note the investigations undertaken in consultation with the Athletics Club in attempting to identify an alternate site for a new facility.
2. Include provision for croquet facilities as part of the detailed design of the Artie Smith Oval site.
3. Note the engagement of Acclimate to liaise with peak sporting and grants bodies to progress the Artie Smith project.

CARRIED

**SA18.196 Waiving & Discounting of Fees for Open Space &  
Community Facilities 2017/2018**

**HPERM Ref:  
D18/237308**

**Recommendation (Item to be determined under delegated authority)**

That Council note that a total of \$39,922.15 of fees were waived or discounted during the period of 1 July 2017 to 30 June 2018 for the use of Council's open space and community facilities.

**RESOLVED** (Clr Watson / Clr Gartner)

MIN18.626

That Council note that a total of \$39,922.15 of fees were waived or discounted during the period of 1 July 2017 to 30 June 2018 for the use of Council's open space and community facilities.

CARRIED

**SA18.197 CITY OF SHOALHAVEN EISTEDDFOD INC. NOWRA  
REQUEST FOR ADDITIONAL FUNDING**

**HPERM REF:  
D18/260411**

Item dealt with earlier in the meeting.



**SA18.198 Women in Local Government Leadership Summit**

**HPERM Ref:  
D18/263082**

**Recommendation (Item to be determined under delegated authority)**

That Council

1. Notes the details of the 10<sup>th</sup> Women in Local Government Leadership Summit scheduled for 11-14 September 2018 in Sydney.
2. Authorises available Councillors to attend the conference and such attendance be deemed Council Business.
3. Travel, registration fees, accommodation and all reasonable out-of-pocket expenses be met in accordance with its adopted policy.
4. Request Councillors attending the conference to provide a written report within 30 days of returning from the conference.

**RESOLVED** (Clr Cheyne / Clr Gartner)

MIN18.627

That Council

1. Notes the details of the 10<sup>th</sup> Women in Local Government Leadership Summit scheduled for 11-14 September 2018 in Sydney.
2. Authorises available Councillors to attend the conference and such attendance be deemed Council Business.
3. Travel, registration fees, accommodation and all reasonable out-of-pocket expenses be met in accordance with its adopted policy.
4. Request Councillors attending the conference to provide a written report within 30 days of returning from the conference.

CARRIED

**SA18.199 2018 MAV Sustainable Communities National Summit**

**HPERM Ref:  
D18/271248**

**Recommendation (Item to be determined under delegated authority)**

That Council

1. Notes the details of the 2018 MAV Sustainable Communities National Summit scheduled for 18 & 19 September 2018 in Melbourne.
1. Authorises available Councillors to attend the conference and such attendance be deemed Council Business.
2. Travel, registration fees, accommodation and all reasonable out-of-pocket expenses be met in accordance with its adopted policy.
3. Request Councillors attending the conference to provide a written report within 30 days of returning from the conference.

**RESOLVED** (Clr Cheyne / Clr Findley)

MIN18.628

That Council

1. Notes the details of the 2018 MAV Sustainable Communities National Summit scheduled for 18 & 19 September 2018 in Melbourne.

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

CARRIED

**SA18.200 Parkcare Action Plans - Badgee Creek Parkcare Group /  
Bawley Point Kioloa Community Association Graffiti  
Parkcare Group**

**HPERM Ref:  
D18/250389**

**Recommendation (Item to be determined under delegated authority)**

That Council endorse updated 'Parkcare' Plans for Badgee Creek and Bawley Point Kioloa and continue to allocate ongoing annual funding of \$400 (CPI adjusted and exc GST) per plan to cover safety PPE, miscellaneous materials, waste disposal and purchase of minor tools.

**RESOLVED** (Clr Proudfoot / Clr White)

MIN18.629

That Council endorse updated 'Parkcare' Plans for Badgee Creek and Bawley Point Kioloa and continue to allocate ongoing annual funding of \$400 (CPI adjusted and exc GST) per plan to cover safety PPE, miscellaneous materials, waste disposal and purchase of minor tools.

CARRIED

**SA18.201 Unit 2 (Nowra Steakhouse), 10 Pleasant Way Nowra -  
Assignment of Lease**

**HPERM Ref:  
D18/270604**

**Recommendation**

That Council:

1. Authorise the execution of the Deed of Consent and Assignment of Lease for Unit 2, 10 Pleasant Way Nowra from Eating Habits Pty Limited to Somporn Daichuenchit; and
2. Authorise the General Manager to sign all documentation required to give effect to this resolution and to affix the Common Seal of the City of Shoalhaven to all documentation required to be sealed.

**RECOMMENDATION** (Clr Gartner / Clr White)

That Council:

1. Authorise the execution of the Deed of Consent and Assignment of Lease for Unit 2, 10 Pleasant Way Nowra from Eating Habits Pty Limited to Somporn Daichuenchit; and
2. Authorise the General Manager to sign all documentation required to give effect to this resolution and to affix the Common Seal of the City of Shoalhaven to all documentation required to be sealed.

CARRIED

**SA18.202 Tenders - Management & Operation of the Shoalhaven  
Indoor Sports Centre & Bomaderry Basketball Stadium**

**HPERM Ref:  
D18/274508**

**Recommendation (Item to be determined under delegated authority)**

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

**RESOLVED** (Clr Proudfoot / Clr White)

MIN18.630

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

CARRIED

**SA18.203 Boat Harbour Beach, Bandalong - Coastal Hazard Report**

**HPERM REF:  
D18/237557**

Item dealt with earlier in the meeting see MIN18.623

**SA18.204 Proposed Bollards Installation - Foreshore Reserve, The  
Park Drive, Sanctuary Point - Alleviate Public Risk and  
Environmental Damage Due to Vehicle Access**

**HPERM Ref:  
D18/250225**

**Recommendation (Item to be determined under delegated authority)**

That Council:

1. Endorse the installation of bollards at Lot 566 DP 24760 The Park Drive foreshore reserve, Sanctuary Point as per Attachment 1 to the report; and
2. Fund the works from the existing 2018/19 Foreshore Reserve Policy Operational Budget.

**RESOLVED** (Clr Proudfoot / Clr Watson)

MIN18.631

That Council:

1. Endorse the installation of bollards and/or access gates at the rear of Council reserve for access points as shown on the map on page 87 of the Agenda, attachment 2, excluding Shoalhaven Water land.
2. Fund the works from the existing 2018/19 Foreshore Reserve Policy Operational Budget.

FOR: Clr Wells, Clr Gash, Clr White, Clr Aldrick, Clr Watson, Clr Kitchener, Clr Proudfoot  
and Russ Pigg

AGAINST: Clr Gartner, Clr Cheyne and Clr Levett

CARRIED

Note: Clr Findley left the meeting at 6.35pm

Note: Clr Findley was present during the discussion of this item but not present during the vote.

Note: Clr Findley returned to the meeting at 6.37pm

**SA18.205 Development Application Fees - Refund Request - GJ  
Gardner Homes - Variety Freedom House - Patonga  
Street, Nowra - DA18/1808**

**HPERM Ref:  
D18/239219**

**Recommendation**

That Council:

1. Reimburse GJ Gardner Homes \$4836.00, being the development application and associated fees in relation to DA18/1808 for construction of a house at Lot 800 DP1240170 Patonga Street, Nowra.
2. Fund the reimbursement from the Unallocated Donations budget.

**RECOMMENDATION (Clr White / Clr Watson)**

That Council:

1. Reimburse GJ Gardner Homes \$4836.00, being the development application and associated fees in relation to DA18/1808 for construction of a house at Lot 800 DP1240170 Patonga Street, Nowra, and that Council be appropriately acknowledged for this contribution to the Variety Freedom House project.
2. Fund the reimbursement from the Unallocated Donations budget.

CARRIED

**SA18.206 Danjera Dam Camping Redevelopment**

**HPERM Ref:  
D18/267965**

**Recommendation (Item to be determined under delegated authority)**

That Council:

1. Place the attached Future Directions Report on public exhibition for 28 days and send a copy to all stakeholders who have registered their interest in the future of the camping area and seek public comment on the proposed way forward
2. Bring a further report to Council with all responses received through this process.

**RESOLVED (Clr Gartner / Clr Watson)**

**MIN18.632**

That Council:

1. Place the Future Directions Report on public exhibition for 28 days and send a copy to NSW Police and all stakeholders who have registered their interest in the future of the camping area and seek public comment on the proposed way forward.
2. Bring a further report to Council with all responses received through this process.

CARRIED

**SA18.207 Drought Impact on Shoalhaven Water Supplies**

**HPERM Ref:  
D18/272328**

**Recommendation (Item to be determined under delegated authority)**

That Council receive the report for information.

**RESOLVED** (Clr Gartner / Clr Proudfoot)

MIN18.633

That Council receive the report for information.

CARRIED

**Introduction of Items as Matters of Urgency**

**RESOLVED** (Clr Watson / Clr White)

MIN18.634

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

1. MMS18.4 Mayoral Minute - Acknowledgements for the Kingiman and Bomaderry Fires
2. SA18.208 2018 Local Government NSW Annual Conference - Motions
3. SA18.209 Tenders - Holiday Haven Tourist Parks - Management & Operation - Bendalong Point Holiday Park
4. CSA18.16 Tenders – Holiday Haven Tourist Parks - Management & Operation - Bendalong Point Holiday Park

CARRIED

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

**ADDENDUM REPORTS**

**MMS18.4 MAYORAL MINUTE - ACKNOWLEDGEMENTS FOR THE KINGIMAN AND BOMADERRY FIRES**

**HPERM REF:  
D18/286339**

Item dealt with earlier in the meeting see MIN18.616

**SA18.208 2018 Local Government NSW Annual Conference - Motions**

**HPERM Ref:  
D18/269842**

**Recommendation (Item to be determined under delegated authority)**

That Council consider 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 Watson / Clr Gash)

MIN18.635

That Council submit the Motions, as printed in the report with the exception of Motion 3, to Local Government NSW for inclusion in the Conference Agenda.

FOR: Clr Wells, Clr Gash, Clr White, Clr Watson, Clr Kitchener and Russ Pigg  
AGAINST: Clr Findley, Clr Gartner, Clr Cheyne, Clr Alldrick, Clr Levett and Clr Proudfoot  
CARRIED ON THE CASTING VOTE OF THE CHAIR

**SA18.209 Tenders - Holiday Haven Tourist Parks - Management & Operation - Bendalong Point Holiday Park**

**HPERM Ref:  
D18/267995**

**Recommendation (Item to be determined under delegated authority)**

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

**RESOLVED** (Clr Gash / Clr Findley)

MIN18.636

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

CARRIED

**CONFIDENTIAL REPORTS**

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

No members of the public made representations.

**RESOLVED** (CLR GASH / CLR GARTNER)

MIN18.637

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

CSA18.16 Tenders – Holiday Haven Tourist Parks - Management & Operation - Bendalong Point Holiday Park

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

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

CSA18.15 Tender - Management & Operation of the Shoalhaven Indoor Sports Centre & Bomaderry Basketball Stadium

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

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

CARRIED

The meeting moved into confidential the time being 7.05pm.

The meeting moved into open session, the time being 7.09pm.

## REPORT FROM CONFIDENTIAL SESSION

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

### **CSA18.16 Tenders – Holiday Haven Tourist Parks - Management & Operation - Bendalong Point Holiday Park**

**HPERM Ref:  
D18/268067**

Clr White – less than significant pecuniary interest declaration – is a personal friend of one of the tendering applicants – left the room and did not take part in discussion or vote.

Clr Wells – less than significant non pecuniary interest declaration – one of the tendering parties is known to him as he oversaw their management of a Tourist Park from 2011 to 2013 – remained in the room and took part in discussion and voted.

### **RESOLVED**

MIN18.638C

That

1. Council endorses the recommendation of the Tender Assessment Team to accept the tender from Joshua & Claire Nicholls for the Management & Operation of Holiday Haven Bendalong.
2. The contract documents and any other associated documents be executed on behalf of the Council in accordance with cl165 of the Local Government Regulation by the General Manager or his delegated nominee.

CARRIED

There being no further business, the meeting concluded, the time being 7.11pm.

Clr Wells  
CHAIRPERSON