

MINUTES OF THE ORDINARY MEETING

Meeting Date: Tuesday, 23 March 2021
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 Digiglio
Clr Annette Alldrick – (Remotely)
Clr John Levett
Clr Andrew Guile
Clr Mitchell Pakes
Clr Greg Watson
Clr Mark Kitchener
Clr Bob Proudfoot

The Chairperson read a statement advising those present that the proceedings of this meeting (including presentations, deputations and debate) will be webcast and may be recorded and broadcast under the provisions of the Code of Meeting Practice.

The meeting was opened by an Acknowledgement of Traditional Custodians by the Chairperson, followed with a Prayer by Pastor Rod Davies and the playing of the Australian National Anthem.

Apologies / Leave of Absence

Nil

Confirmation of the Minutes

RESOLVED (Clr Pakes / Clr Digiglio) MIN21.133

That the Minutes of the Ordinary Meeting of Ordinary Meeting held on Tuesday 23 February 2021 be confirmed.

CARRIED

Declarations of Interest

Nil

MAYORAL MINUTE

MM21.7 Mayoral Minute - Condolence Motion - Reginald (Reg) Wood of Sussex Inlet SLSC

**HPERM Ref:
D21/100258**

Recommendation

That Shoalhaven City Council notes the passing of Reginald (Reg) Wood of Sussex Inlet, Surf Life Saving Club (SLSC) Life Member of Avalon SLSC, Sussex Inlet SLSC, South Coast Branch SLS and Surf Life Saving NSW, and offers our condolences to Reg's family.

RESOLVED (Clr Findley / Clr Pakes)

MIN21.134

That Shoalhaven City Council notes the passing of Reginald (Reg) Wood of Sussex Inlet, Surf Life Saving Club (SLSC) Life Member of Avalon SLSC, Sussex Inlet SLSC, South Coast Branch SLS and Surf Life Saving NSW, and offers our condolences to Reg's family.

CARRIED

MM21.8 Mayoral Minute - Condolence Motion - Allan Edward McDonald

**HPERM Ref:
D21/103064**

Recommendation

That Shoalhaven City Council notes the passing of Allan Edward McDonald of the Milton-Ulladulla community, acknowledging his significant contribution to the Lions Club of Ulladulla Milton, and offers our condolences to Allan's family.

RESOLVED (Clr Findley / Clr White)

MIN21.135

That Shoalhaven City Council notes the passing of Allan Edward McDonald of the Milton-Ulladulla community, acknowledging his significant contribution to the Lions Club of Ulladulla Milton, and offers our condolences to Allan's family.

CARRIED

MM21.9 Mayoral Minute - Warren Goodall - Acknowledgement of Outstanding Contribution to Emergency Management in the Shoalhaven

**HPERM Ref:
D21/103623**

Recommendation

That Council:

1. Acknowledge the outstanding contribution Warren Goodall has made to the provision of Emergency Management Services in the Shoalhaven over the past 10 years in his role as Regional Emergency Management Officer.
2. Formally thank Warren for his service to the Shoalhaven and broader Illawarra/South Coast Region and wish him well in his retirement.

RESOLVED (Clr Findley / Clr Pakes)

MIN21.136

That Council:

1. Acknowledge the outstanding contribution Warren Goodall has made to the provision of Emergency Management Services in the Shoalhaven over the past 10 years in his role as Regional Emergency Management Officer.
2. Formally thank Warren for his service to the Shoalhaven and broader Illawarra/South Coast Region and wish him well in his retirement.

CARRIED

DEPUTATIONS AND PRESENTATIONS

CL21.38 Presentation to Warren Goodall - Acknowledgement of Outstanding Contribution to Emergency Management in the Shoalhaven

**HPERM Ref:
D21/108687**

Mayor Findley invited Warren Goodall to the floor and presented him with a gift and Certificate of Service.

Mr Goodall duly responded.

NOTICES OF MOTION / QUESTIONS ON NOTICE

CL21.39 Notice of Motion - Proposed Shoalhaven DCP 2014 Amendment - Chapter G21 Car Parking & Traffic

**HPERM Ref:
D21/99805**

Recommendation

That Council:

1. Prepare a draft amendment to Section 5.1 (medium density land use typologies in row one of the car parking schedule) of Chapter G21: Car Parking and Traffic of Shoalhaven Development Control Plan 2014 to remove the existing standard and:
 - a. Require:
 - i. 1 space per one bedroom dwelling.
 - ii. 1.5 spaces per 2 bedroom dwelling.
 - iii. 2 spaces per dwelling containing three or more bedrooms.
 - b. Clarify that development referred to in 1(i) above, that the parking rates specified includes visitor spaces. At least one space per units should be provided for the sole benefit of each unit. Any parking on site exceeding the minimum requirements are to be provided as visitor spaces.
 - c. Delete the following note "Spaces for each dwelling are to be enclosed within the dwelling footprint. Visitor car parking is in addition to resident parking, must be unencumbered/open and cannot be stacked/tandem" and in its place insert the following note in relation to 1(ii) above "The arrangement and layout of the above parking will be assessed on merit and on a case by case basis. Visitor parking within new developments may be catered for within driveways of individual dwellings where it can be demonstrated that other dwellings within the complex are not impacted upon. Alternatively, visitor parking may be provided on a communal basis and upon common property".

2. Receive a further report seeking endorsement to publicly notify and exhibit the draft amendment in accordance with Part 3 of the Environmental Planning and Assessment Regulation.

RESOLVED (Clr Watson / Clr Guile)

MIN21.137

That Council:

1. Prepare a draft amendment to Section 5.1 (medium density land use typologies in row one of the car parking schedule) of Chapter G21: Car Parking and Traffic of Shoalhaven Development Control Plan 2014 to remove the existing standard and:
 - a. Require:
 - i. 1 space per one bedroom dwelling.
 - ii. 1.5 spaces per 2 bedroom dwelling.
 - iii. 2 spaces per dwelling containing three or more bedrooms.
 - b. Clarify that development referred to in 1(i) above, that the parking rates specified includes visitor spaces. At least one space per units should be provided for the sole benefit of each unit. Any parking on site exceeding the minimum requirements are to be provided as visitor spaces.
 - c. Delete the following note "Spaces for each dwelling are to be enclosed within the dwelling footprint. Visitor car parking is in addition to resident parking, must be unencumbered/open and cannot be stacked/tandem" and in its place insert the following note in relation to 1(ii) above "The arrangement and layout of the above parking will be assessed on merit and on a case by case basis. Visitor parking within new developments may be catered for within driveways of individual dwellings where it can be demonstrated that other dwellings within the complex are not impacted upon. Alternatively, visitor parking may be provided on a communal basis and upon common property".
2. Receive a further report seeking endorsement to publicly notify and exhibit the draft amendment in accordance with Part 3 of the Environmental Planning and Assessment Regulation.

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

AGAINST: Clr Digiglio, Clr Alldrick and Clr Levett

CARRIED

CL21.40 Notice of Motion - Nowra School of Arts Annex

**HPERM Ref:
D21/100707**

Recommendation

That:

1. Council consider repair and investment at earliest possible convenience for the decrepit Nowra School of Arts Annex.
2. The CEO look for options via grant funding or internal revenue sources to restore this ageing and potentially unsafe infrastructure in the Nowra CBD.

MOTION (Clr Digiglio / Clr Alldrick)

That:

1. Council undertake repair and maintenance at earliest possible convenience for the decrepit

Nowra School of Arts Annex;

2. The CEO look for options via grant funding or internal revenue sources to restore this ageing and potentially unsafe infrastructure in the Nowra CBD;
3. Council receive a comprehensive report on the possible future uses of the area including the site where the building is located;
4. Council conduct community consultation at the appropriate time, including Nowra CBD Revitalisation Strategy Committee and the Business Chamber.

AMENDMENT (RESOLVED) (Clr Proudfoot / Clr Pakes)

MIN21.138

That Council:

1. Undertake repair and maintenance at earliest possible convenience for the decrepit Nowra School of Arts Annex;
2. Receive a report on the possible future uses of the area including the site where the building is located.

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

AGAINST: Clr Findley, Clr Gash, Clr Digiglio, and Clr Levett

AMENDMENT CARRIED

The AMENDMENT became the MOTION and PUT and CARRIED.

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

AGAINST: Clr Digiglio and Clr Levett

CL21.41 Notice of Motion - Equality & Respect

**HPERM Ref:
D21/100919**

Recommendation

That:

1. Shoalhaven City Councillors embrace the Culture of our core values of RESPECT, COLLABORATION, ADAPTABILITY & INTEGRITY in the Chamber and across all domains to assist and promote a safe workplace and Gender Equality for workers across the Shoalhaven LGA.
2. Council embrace the Local Government NSW plan to encourage more women into Council.
3. Council initiate the new toolkit produced by "Our Watch" Prevention Handbook, supported by the Australian Government Department of Social Services based on evidence to reduce violence against women, workplace bullying and horizontal violence in the workplace.

MOTION (Clr Digiglio / Clr Levett)

That:

1. Shoalhaven City Councillors embrace the Culture of our core values of RESPECT, COLLABORATION, ADAPTABILITY & INTEGRITY in the Chamber and across all domains to assist and promote a safe workplace and Gender Equality for workers across the Shoalhaven LGA.
2. Council embrace the Local Government NSW plan to encourage more women into Council.
3. Council initiate the new toolkit produced by "Our Watch" Prevention Handbook, supported by

the Australian Government Department of Social Services based on evidence to reduce violence against women, workplace bullying and horizontal violence in the workplace.

AMENDMENT (RESOLVED) (Clr White / Clr Proudfoot)

MIN21.139

That:

1. Shoalhaven City Council acknowledge the pain and suffering of victims of workplace sexual assault and sexual harassment while affirming the courage with which victims have displayed in bringing forward accounts of incidents for investigation and resolution.
2. Council encourages anyone who has experienced workplace sexual assault, sexual harassment or any other form of bullying and harassment to report this to ensure that these issues are addressed.
3. Council continue to embrace the culture represented by our core values of Respect, Collaboration, Adaptability and Integrity in order to promote a safe workplace and gender equity for our workers.
4. Council embrace the Local Government NSW plan to encourage more women into Council.
5. Council's CEO continues to both implement and monitor policies in line with relevant legislation, designed to reduce violence against women, workplace bullying and horizontal violence in the workplace.

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

AGAINST: Clr Digiglio and Clr Levett

CARRIED

The AMENDMENT became the MOTION and PUT and CARRIED.

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

AGAINST: Nil

CL21.42 Notice of Motion - Albatross Musical Theatre Company

**HPERM Ref:
D21/103686**

Recommendation

That Council staff look for ways to support the Albatross Musical Theatre Company in obtaining premises to continue their rehearsals.

RESOLVED (Clr Digiglio / Clr Wells)

MIN21.140

That Council:

1. Staff look for ways to support the Albatross Musical Theatre Company in obtaining premises to continue their rehearsals.
2. Meet with the Albatross Musical Theatre Company to determine their exact needs moving forward.

CARRIED

CL21.43 Notice of Motion - Vegetation Maintenance - Palm Beach, Sanctuary Point - Kings Point

**HPERM Ref:
D21/102490**

Recommendation

That following the successful removal of inappropriate vegetation along the foreshore at Paradise Beach, Sanctuary Point, Council staff perform similar judicious vegetation removals at Palm Beach, Sanctuary Point and where appropriate at selected locations at King's Point.

RESOLVED (Clr Proudfoot / Clr Pakes)

MIN21.141

That following the successful removal of inappropriate vegetation along the foreshore at Paradise Beach, Sanctuary Point, Council staff perform similar judicious vegetation removals at Palm Beach, Sanctuary Point and where appropriate at selected locations at King's Point.

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

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

CARRIED

CL21.44 Notice of Motion - Review of Security - Council Administrative Centres

**HPERM Ref:
D21/102501**

Recommendation

That Council staff undertake an all-embracing review of security at its administration centres, including the council chambers itself. The review would focus on both internal and external locations, the use the latest technologies, including CCTV and the use of security guards themselves.

RESOLVED (Clr Proudfoot / Clr Pakes)

MIN21.142

That Council staff undertake an all-embracing review of security at its administration centres, including the council chambers itself. The review would focus on both internal and external locations, the use the latest technologies, including CCTVs and the use of security guards themselves.

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

AGAINST: Clr Findley, Clr Gartner and Clr Digiglio

CARRIED

CL21.45 Notice of Motion - DA18/1736 - 20 The Wool Road Vincentia

**HPERM Ref:
D21/103474**

Recommendation

That Council assess DA18/1736 under delegated authority of Council staff.

MOTION (Clr White / Clr Guile)

That Council assess DA18/1736 under delegated authority of Council staff.

AMENDMENT (Clr Findley / Clr Gartner)

That:

1. Council assess DA18/1736 under delegated authority of Council staff.
2. The CEO report back to a future meeting on the issues around delegations and timings in respect to staff making determinations on Development Applications.

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

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

AMENDMENT LOST

Clr Levett raised a Point of Order under Section 15.11d of the Code of Conduct, against Clr Guile regarding his comments about Councillors' motives.

The Mayor ruled against the Point of Order and asked Clr Guile to stay on point.

MOTION (RESOLVED) (Clr White / Clr Guile)

MIN21.143

That in relation to DA18/1736, Lot 3 DP 539866, Council delegate authority to staff for determination.

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

AGAINST: Nil

CARRIED

Procedural Motion - Adjournment of Meeting

RESOLVED (Clr Gartner / Clr Pakes)

MIN21.144

That the meeting be adjourned to allow for refreshments.

CARRIED

The meeting adjourned the time being 7.46pm

The meeting reconvened the time being 8.20pm

The following members were present:

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

REPORT OF THE DEVELOPMENT & ENVIRONMENT COMMITTEE - 2 MARCH 2021

DE21.9 Replacement of Nominated Member of Southern Regional Planning Panel	HPERM Ref: D21/14847
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Recommendation

That Council

1. Accept the resignation of Mr Ernie Royston as Alternate Member of the Southern Joint Regional Planning Panel; and
2. Allow this vacated position to remain vacant until representatives are re-determined at the Council meeting in October 2021.

RESOLVED (Clr Guile / Clr White)

MIN21.145

That Council

1. Accept the resignation of Mr Ernie Royston as Alternate Member of the Southern Joint Regional Planning Panel; and
2. Allow this vacated position to remain vacant until representatives are re-determined at the Council meeting in October 2021.

CARRIED

REPORT OF THE STRATEGY & ASSETS COMMITTEE - 9 MARCH 2021

SA21.29 Notice of Motion - Culburra Beach and District Garden Club Inc - COVID-19 Assistance	HPERM Ref: D21/79567
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Recommendation

That Council make a \$1000 donation to the Culburra Beach and District Garden Club Inc from the unallocated donation vote and the vote be adjusted if necessary, at the next quarterly review.

RESOLVED (Clr Watson / Clr Pakes)

MIN21.146

That Council make a \$1000 donation to the Culburra Beach and District Garden Club Inc from the unallocated donation vote and the vote be adjusted if necessary, at the next quarterly review.

CARRIED

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

SA21.33 Road Dedication pursuant to Section 16 & 17 of the Roads Act 1993 at Little Forest	HPERM Ref: D20/408544
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RESOLVED* (Clr Wells / Clr Pakes)

MIN21.147

That Council:

1. Resolve to dedicate the land identified in Attachment 1 (D20/408952) known as Graydons Pointer Road and McLean Road, Little Forest as public road pursuant to Section 16 & 17 of the Roads Act 1993;

2. Authorise by notice in the Government Gazette the dedication of land known as Graydons Pointer Road and McLean Road, Little Forest in accordance with Section 16 of the Roads Act 1993;
3. Affix the Common Seal of the Council of the City of Shoalhaven to any documents required to be sealed, otherwise the Chief Executive Officer is authorised to sign any documentation necessary to give effect to this resolution.

CARRIED

SA21.34 Land Acquisition - Easement for Drainage - Part Lot 1 DP 597342 Worrigee and Part Lot 22 DP 1194601	HPERM Ref: D20/523828
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RESOLVED* (Clr Wells / Clr Pakes) MIN21.148

That Council:

1. Acquire by agreement an easement for drainage approximately 6m wide and variable width (subject to survey) over Part Lot 1 DP 597342 Worrigee Road, Worrigee and Part Lot 22 DP1194601 Bennett Place Worrigee;
2. Agree to pay compensation in the amount of:
 - a) \$25,000 (ex GST) for Lot 1 Worrigee Road Worrigee;
 - b) \$3,000 (ex GST) for Lot 22 Bennett Place Worrigee;
 plus, reasonable legal costs associated with the acquisition from Project Number 103425;
3. Authorise the Common Seal of the Council of the City of Shoalhaven be affixed to any document requiring to be sealed and delegate to the Chief Executive Officer authority to sign any documentation necessary to give effect to this resolution.

CARRIED

SA21.35 Drawing Room Rocks	HPERM Ref: D20/414190
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RESOLVED* (Clr Wells / Clr Pakes) MIN21.149

That Council:

1. Endorse the carparking arrangement on Brogers Creek Road as conceptually described on Plan Reference (D20/461955), as this arrangement seeks to
 - a. address the existing informal arrangement that creates access disruption for the owner of 20 Brogers Creek Road, and
 - b. improve the ability of NSW emergency services to access the area, and
 - c. maintain access to the iconic National Parks and Wildlife Asset – Drawing Room Rock Walking Trail
2. Approach NPWS seeking their formal endorsement of the concept plans and requesting \$10,000 to enable Council to proceed to full design.
3. Approach the NSW Minister for Energy & Environment, the Member for Kiama, Minister for Local Government, Minister for Planning & Public Spaces seeking their support for the project and requesting that the State Government provide funding of up to \$250,000 to enable construction of the carpark to proceed in the 2021-2022 financial year.

CARRIED

**SA21.38 Exemption from Resolution MIN21.30 and HPERM Ref: D21/85304
recommencement of Debt Collection - Holiday Haven**

RESOLVED* (Clr Wells / Clr Pakes) MIN21.150

That Holiday Haven be granted exemption from the suspension of debt recovery action as adopted by Council in January 2021.

CARRIED

REPORT OF THE SHOALHAVEN ARTS BOARD - 18 FEBRUARY 2021

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

AB21.2 2020 / 2021 Arts Board Grants program - Awarding of Grants HPERM Ref: D21/41801

RESOLVED* (Clr Wells / Clr White) MIN21.151

That:

1. The Shoalhaven Arts Board grants be allocated as follows:
 - a. Professional Development Grants
 - i. Anna Nangle - \$2,210
 - ii. Albatross Musical Theatre Company - \$2,710
 - iii. Alaska Turner - \$3,000
 - iv. Jill Talbot - \$3,000
 - v. Natalie McDonagh - \$2,150
 - b. Sense of Place Grants
 - i. Annaliese Szota - \$8,450
 - c. COVID Response Performing Arts Grants
 - i. Alana Valentine - \$15,900
2. That the \$9,100 unallocated from the COVID Response Performing Arts Grants is moved to the Arts Reserve. Subject to endorsement of the Shoalhaven Arts Board the funds be released as appropriate to support the development and delivery of a public ‘work in progress’ The Anti-Nuclear Family performance or public reading.
3. That the \$10,000 unallocated from the grants program be split equally between supporting the Shoalhaven Family Festival (Arty Farty Party) and the Schools Artist in Residence Program.

CARRIED

AB21.7 Shoalhaven Arts Foundation Seed Funding

RESOLVED* (Clr Wells / Clr White) MIN21.152

That Council consider a funding allocation in the 2020/21 budget or a quarterly budget review of \$150,000 to facilitate the drafting of a Shoalhaven Foundation Constitution that could support the Arts and other objects (such as Economic Development opportunities and Environmental outcomes), its business registration and name, securing charitable status, and obtaining an

Australian Business Number to facilitate the Foundation's pursuit of funding for the Arts and other objects in the City of Shoalhaven.

CARRIED

REPORT OF THE INCLUSION & ACCESS ADVISORY GROUP - 22 FEBRUARY 2021

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

IA21.1	Membership Application	HPERM Ref: D21/27656
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RESOLVED* (Clr Digiglio / Clr White) MIN21.153

That Council appoint Lily Wright as a community member of the Inclusion & Access Advisory Group.

CARRIED

IA21.3	Additional Item - Investigate opportunity for targeted employment for people with disabilities.
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RESOLVED* (Clr Digiglio / Clr White) MIN21.154

That:

1. Council investigate the opportunity for targeted employment within Council for people with identified disabilities.
2. The Inclusion and Access Advisory Group receive a report back on the statistics of council's employment.
3. Staff source resource options and budgets for annual training programs.

CARRIED

IA21.4	Additional Item - Urgent Footpath and Curb Ramp Repairs
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RESOLVED* (Clr Digiglio / Clr White) MIN21.155

That Council:

1. Make urgent representations to Fulton Hogan in relation to the deteriorating footpath from Nowra Aquatic Park to Bridge Road, Nowra which needs urgent repairs to meet AS1428.
2. Investigate the curb ramps and undertake all necessary work to ensure a safe crossing and that it meets AS1428:
 - a. On the corner of Hyams Street and Bridge Road, Nowra (northern side); and
 - b. Bridge Road near the Fire Brigade (northern side)

CARRIED

IA21.5 Additional Item - Investigate Accessible Car Spaces

RESOLVED* (Clr Digiglio / Clr White) MIN21.156

That Council investigate the carparks in Nowra and near the Roxy Cinema, Stocklands and on the southern side of Junction Street for the accessible car parking spaces and where additional spaces could be provided and receive a report back.

CARRIED

IA21.6 Additional Item - Ramp Exits from Stocklands and Accessible Spaces at Kmart Ulladulla

RESOLVED* (Clr Digiglio / Clr White) MIN21.157

That Council investigate and report back on the:

1. Ramps exiting Stocklands to identify if they meet AS1428 and report back.
2. Accessible parking spaces at Kmart Ulladulla that are reportedly too narrow.

CARRIED

IA21.7 Additional Item - Funding income for Accessible Parking Fines

RECOMMENDATION

That Council:

1. Set aside the income collected from accessible parking spaces fines with a view to improving disability facilities across the city & support the implementation of actions with the Disability Inclusion Action Plan.
2. Staff provide a quarterly report in relation to the income collected.

RESOLVED (Clr Proudfoot / Clr White) MIN21.158

That Council receive the report for information and the CEO (Director City Performance) report back on a budget for an annual allocation of funds for the implementation of actions in the Disability Inclusion Action Plan.

CARRIED

REPORT OF THE SHOALHAVEN TRAFFIC COMMITTEE - 9 MARCH 2021

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

TC21.18 Parking Restrictions - Bolong Road - Bomaderry (PN 3641) HPERM Ref: D21/82460

RESOLVED* (Clr Pakes / Clr White) MIN21.159

That the Chief Executive Officer (Director City Services) be advised that the Shoalhaven Traffic Committee has no objection to the proposed parking restrictions on Bolong Road, Bomaderry as per Plan No: D21/82569, subject to the addition of a 6m 'No Stopping' zone west of the easternmost service station driveway and the following conditions:

1. Installing 200m of C3 'No Stopping' yellow linemarking to supplement the proposed measures
2. The 10 minute timed-parking portion of this proposal is removed
3. The 24m zone of unrestricted parking will be reassessed if there is a continued risk to road safety.

CARRIED

**TC21.19 Parking Restrictions - Tallyan Point Road - Basin View
(PN 3642)**

**HPERM Ref:
D21/82780**

RESOLVED* (Clr Pakes / Clr White)

MIN21.160

That the Chief Executive Officer (Director City Services) be advised that the Shoalhaven Traffic Committee has no objection to the proposed parking restrictions on Tallyan Point Road, Basin View as per Plan No: D21/82795.

CARRIED

REPORTS

CL21.51 Investment Report - February 2021

**HPERM Ref:
D21/89100**

Recommendation

That

1. The report of the Chief Executive Officer (City Performance) on the Record of Investments for the period to 28 February 2021 be received for information.
2. Council note Council's investment portfolio returned 1.23% for the month of February 2021, exceeding the benchmark AusBond Bank Bill Index (-0.01% pa) by 124 basis points (1.24%).

RESOLVED (Clr Gartner / Clr Wells)

MIN21.161

That:

1. The report of the Chief Executive Officer (City Performance) on the Record of Investments for the period to 28 February 2021 be received for information.
2. Council note Council's investment portfolio returned 1.23% for the month of February 2021, exceeding the benchmark AusBond Bank Bill Index (-0.01% pa) by 124 basis points (1.24%).

CARRIED

**CL21.52 Local Preference Policy - 12 Month Temporary
Amendment**

**HPERM Ref:
D21/93756**

Recommendation

That Council:

1. Extends the application of the Local Preference Policy – 12 Month Temporary Amendment to 30 June 2021 in line with the Office of Local Government's extension of the tendering threshold for bushfire recovery related requests for tenders.

2. Advertise the extension through media channels including local newspapers and the Council Website.
3. Advise business owners through the Business & Economic Development Committee and the Shoalhaven Chambers of Commerce of the Policy extension.

RESOLVED (Clr Wells / Clr Levett)

MIN21.162

That Council:

1. Extends the application of the Local Preference Policy – 12 Month Temporary Amendment to 30 June 2021 in line with the Office of Local Government’s extension of the tendering threshold for bushfire recovery related requests for tenders.
2. Advertise the extension through media channels including local newspapers and the Council Website.
3. Advise business owners through the Business & Economic Development Committee and the Shoalhaven Chambers of Commerce of the Policy extension.

CARRIED

CL21.53 8th Annual National Economic Recovery & Development Forum

**HPERM Ref:
D21/98427**

Recommendation

That Council

1. Notes the details of the 8th Annual National Economic Recovery & Development Forum scheduled for 16-18 June 2021 in Perth, WA or via live stream.
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 Findley / Clr Wells)

MIN21.163

That Council:

1. Notes the details of the 8th Annual National Economic Recovery & Development Forum scheduled for 16-18 June 2021 in Perth, WA or via live stream.
2. Authorises available Councillors to attend the conference virtually and such attendance be deemed Council Business.

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

AGAINST: Clr Guile, Clr Pakes and Clr Proudfoot

CARRIED

CL21.54 Council Meetings - Amendments to COVID-19 Provisions

**HPERM Ref:
D21/102676**

Recommendation

That Council make the following adjustments to meeting arrangements from 26 March 2021:

1. Provide for the return of the public to the gallery as required by the Office of Local Government with arrangements in place to comply with current NSW Health Orders as outlined in the report.
2. Receive deputations at Council and Core Committee meetings from 26 March 2021, in person, in accordance with the adopted Code of Meeting Practice and outlined in the report (reflecting our Pre-COVID-19 arrangements).
3. Provide comments and feedback to the CEO (Director City Performance) for submission to the Office of Local Government's Consultation Paper on Remote Attendance at Council Meetings (Attachment 2 to the report).

RESOLVED (Clr Wells / Clr Gartner)

MIN21.164

That Council make the following adjustments to meeting arrangements from 26 March 2021:

1. Provide for the return of the public to the gallery as required by the Office of Local Government with arrangements in place to comply with current NSW Health Orders as outlined in the report.
2. Receive deputations at Council and Core Committee meetings from 26 March 2021, in person, in accordance with the adopted Code of Meeting Practice and outlined in the report (reflecting our Pre-COVID-19 arrangements).
3. Provide comments and feedback to the CEO (Director City Performance) for submission to the Office of Local Government's Consultation Paper on Remote Attendance at Council Meetings (Attachment 2 to the report).

CARRIED

Procedural Motion - Matters of Urgency

Background:

Council has affirmed its support for the Statement from the Heart (See MIN20.424).

A nationwide consultation on the Voice to Parliament is now in process. Submissions to the consultation close on March 31st. <https://haveyoursay.voice.niaa.gov.au/>

Individuals still have the opportunity to participate through the Have Your Say portal; organisational submissions close on March 31, hence this urgency Notice of Motion to allow Council to continue to support reconciliation and the aspirations of local communities.

Councillors will recall the broad support that was received in support of the Statement from the Heart in previous years.

RESOLVED (Clr Gartner / Clr Proudfoot)

MIN21.165

That an additional item regarding the Uluru Statement from the Heart – First Nations Voice to Parliament be introduced as a matter of urgency.

CARRIED

The Chairperson ruled the matter as urgent due to the submission timeframe closing on 31 March 2021.

CL21.55 Additional Item - First Nations Voice to Parliament - The Uluru Statement from the Heart

RESOLVED (Clr Gartner / Clr Proudfoot) MIN21.166

That Council make a submission in the form of a letter of support to the National Indigenous Agencies Voice Secretariat:

1. Affirming Council's support for The Uluru Statement from the Heart (See MIN20.424).
2. Affirming, in the Spirit of the Statement from the Heart, Council's support for a Voice to Parliament enshrined in the Constitution.
3. Asking that the Government Honour its election Commitment to a referendum once a model for the Voice has been settled.
4. Asking that the membership model for the Voice to Parliament broadly represents Indigenous communities.

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

AGAINST: Clr Guile

CARRIED

CONFIDENTIAL REPORTS

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

No members of the public made representations.

RESOLVED (Clr Gartner / Clr Gash) MIN21.167

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.

CSA21.2 Nowra Property - Proposed Offering to the Market

Local Government Act - Section 10A(2)(c) - Information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

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 9.11pm.

The meeting moved into open session, the time being 9.12pm.

REPORT FROM CONFIDENTIAL SESSION

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

CSA21.2 Nowra Property - Proposed Offering to the Market

**HPERM Ref:
D21/46494**

RESOLVED

MIN21.168C

That the Chief Executive Officer (Director, City Futures) undertake the proposed Future Actions as detailed in the report to facilitate the offering of a property in Nowra to the market.

CARRIED

There being no further business, the meeting concluded, the time being 9.13pm.

Clr Findley
CHAIRPERSON