

Ordinary Meeting

Meeting Date: Tuesday, 27 February, 2018
Location: Council Chambers, City Administrative Building, Bridge Road, Nowra
Time: 5.00pm

Membership (Quorum - 7)
All Councillors

Please note: Council's Code of Meeting Practice permits the electronic recording and broadcast of the proceedings of meetings of the Council which are open to the public. Your attendance at this meeting is taken as consent to the possibility that your image and/or voice may be recorded and broadcast to the public.

Agenda

1. Acknowledgement of Traditional Custodians

2. Opening Prayer

3. Australian National Anthem

4. Apologies / Leave of Absence

5. Confirmation of Minutes

- Ordinary Meeting - 30 January 2018

6. Declarations of Interest

7. Presentation of Petitions

8. Mayoral Minute

9. Deputations and Presentations

10. Notices of Motion / Questions on Notice

CL18.28	Rescission Motion - CL18.8 - Bay and Basin Community Hub - Draft Master Plan Exhibition Complete - Request for Detailed Design Phase.....	1
CL18.29	Notice of Motion - Bay and Basin Community Hub - Draft Master Plan Exhibition Complete - Request for Detailed Design Phase	2
CL18.30	Rescission Motion - CL18.21 Shoalhaven Community and Recreation Precinct - Status report and funding requests.....	3
CL18.31	Notice of Motion - Shoalhaven Community and Recreation Precinct.....	4
CL18.32	Notice of Motion - "Pride in the Shoalhaven" - Introduction of a comprehensive Shopping Trolley Management Policy	5

CL18.33	Notice of Motion - Support for NSW National Parks and Wildlife Service.....	6
CL18.34	Notice of Motion - Short Term - Holiday Letting - Development of a Contract	9
CL18.35	Notice of Motion - East Nowra Sub- Arterial Road (ENSA) Proposal - report request.....	11
CL18.36	Notice of Motion - Planning Proposal (PP030) - Gateway Application - Building Heights - LEP Southern Ulladulla CBD - Rezoning B4 Over Land Contained in Planning Proposal (PP0250)	14
CL18.37	Notice of Motion - ANZAC Services - Assistance	17

11. Committee Reports

CL18.38	<u>Report of the Development Committee - 13 February 2018</u>	19
DE18.13	Development Application DA17/1958 – 99 Sunset Strip, Manyana – Lot 115 DP 31711	
DE18.14	Development Application – 56 Red Gum Drive Ulladulla – Lot 506 DP 1235307	
CL18.39	<u>Report of the Strategy & Assets Committee - 20 February 2018</u>	20
SA18.24	Notice of Motion - Representation - Construction of a Grade Separated Intersection - Jervis Bay Road - Princes Hwy	
SA18.25	Notice of Motion - Culburra Youth Skate Park	
SA18.30	December 2017 Quarterly Budget Review	
SA18.31	Classification of Land - Lot 1 DP553658 (No.333) Illaroo Road Bangalee	
SA18.32	Proposed Leases - Illawarra Area Child Care Incorporated - Four Sites- 2*Sanctuary Point - Shoalhaven Heads - Nowra	
SA18.33	Proposed Temporary Licence- South Coast Branch NSW of Surf Life Saving Australia Inc.- 177-179 Illaroo Rd, North Nowra	
SA18.34	Proposed sale of Lot 2 DP1217124 Wire Lane Berry to Merveilleux Pty Ltd and consolidation with Lot 14 DP253806	
SA18.35	Proposed New Charge for Commercial Quantities of Recyclable Materials	
SA18.37	Easements for Access at Coolangatta - Shoalhaven Heads Water Reservoir	
CL18.40	<u>Report of the Shoalhaven Arts Board - 8 February 2018</u>	23
AB18.1	Support for Funding Request - Shoalhaven Regional Gallery Climate Control System	
AB18.10	Additional Item - Albury City Council - 2017 Creative Economy Strategy	
CL18.41	<u>Report of the Shoalhaven Traffic Committee - 13 February 2018.....</u>	24
TC18.25	Amended Time Restriction - Bus Zones - Tallwood Avenue - Mollymook Beach (PN 3449)	
TC18.26	Time Restricted Parallel Parking - Service Road - Princes Highway - South Nowra (PN 3458)	

TC18.27	Roundabout - Illaroo Road and Page Ave - North Nowra (PN 3463)
TC18.28	No Parking zone - Sarah Claydon Village - Princes Highway - Milton (PN 3465)
TC18.29	No Stopping zone - Central Avenue - South Nowra (PN 3469)
TC18.30	No Stopping zone - Woollamia Road - Woollamia (PN 3470)
TC18.31	No Stopping zone - corner of Fegen Street and Bowen Street - Huskisson (PN 3471)
TC18.32	No Stopping zone - McIntosh Street - Shoalhaven Heads (PN 3472)
TC18.33	Channelised Right Turn (CHR) - Linemarking Gerroa Road and Bolong Road - Coolangatta (PN 3473)

12. Reports

CL18.42	2017/18 Council Borrowings - Loan Agreement	36
CL18.43	Banking and Bill Payment Services Tender	38
CL18.44	Investment Report - January 2018	39
CL18.45	Low Cost Camping Update in response to MIN17.1012	43

13. Confidential Reports

Reports

CCL18.1 Banking and Bill Payment Services Tender

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

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

CL18.28 Rescission Motion - CL18.8 - Bay and Basin Community Hub - Draft Master Plan Exhibition Complete - Request for Detailed Design Phase

HPERM Ref: D18/41030

Submitted by: Clr Kaye Gartner
 Clr Nina Cheyne
 Clr Patricia White

Purpose / Summary

The following Rescission Motion, of which due notice has been given, is submitted for Council's consideration.

Recommendation

That Council rescind the Motion relating to Item CL18.8 of the Council Meeting held on 30 January 2018.

Background

The following resolution was adopted at the Ordinary Meeting (MIN18.36) held Tuesday 30 January 2018.

That Council

1. *Defer consideration of the Draft Bay and Basin Hub Master Plan until Council receives a report from the General Manager on other staging options excluding the District Library.*
2. *Prepare an application for a District Library at Sanctuary Point.*

CL18.28

CL18.29 Notice of Motion - Bay and Basin Community Hub - Draft Master Plan Exhibition Complete - Request for Detailed Design Phase

HPERM Ref: D18/41072

Submitted by: Cllr Kaye Gartner
Cllr Nina Cheyne
Cllr Patricia White

Purpose / Summary

The following Notice of Motion, of which due notice has been given, is submitted for Council's consideration.

Recommendation

That Council

1. Adopt the Draft Bay and Basin Community Hub Master Plan
2. During development of detailed design Council incorporate additional Learn to Swim/Therapy Pool
3. Continue the licence with the Department of Education for the existing building at Sanctuary Point and staff liaise with local community and user groups to maintain the Sanctuary Point Library and develop it further.

Note by the General Manager

This Notice of Motion will be dealt with if the preceding Rescission Motion is carried.

Council's final decision relating to the library service provision in the Central Shoalhaven will also be reflected in the final version of the Shoalhaven Libraries Strategic Plan following the public exhibition which commences shortly.

CL18.29

CL18.30 Rescission Motion - CL18.21 Shoalhaven Community and Recreation Precinct - Status report and funding requests

HPERM Ref: D18/45057

Submitted by: Clr Mitchell Pakes
 Clr Andrew Guile
 Clr Bob Proudfoot

Purpose / Summary

The following Rescission Motion, of which due notice has been given, is submitted for Council's consideration.

Recommendation

That Council rescind the Motion relating to Item CL18.21 of the Council Meeting held 30 January 2018.

Background

The following resolution was adopted at the Ordinary Meeting (MIN18.71) held 30 January 2018, reconvened 6 February 2018

That Council:

1. *Receive and endorse the status report and the associated reports:-*
 - *Stage 2 Shoalhaven Community and Recreation Precinct Master Planning Study June 2017,*
 - *Community Engagement and Communication Plan for the Shoalhaven Community and Recreation Precinct*
2. *Allocate \$820,000 from the Section 94 Reserve to complete the detailed design, including croquet and Quantity Survey.*
3. *Allocate \$1.2million in the 2018/19 Capital Works budget to construct the croquet courts,*
4. *An update report be presented to Council upon completion of the detailed design.*

CL18.30

CL18.31 Notice of Motion - Shoalhaven Community and Recreation Precinct

HPERM Ref: D18/45061

Submitted by: Cllr Mitchell Pakes
Cllr Andrew Guile
Cllr Bob Proudfoot

Purpose / Summary

The following Notice of Motion, of which due notice has been given, is submitted for Council's consideration.

Recommendation

That Council defer the Shoalhaven Community and Recreation Precinct Masterplan pending further community consultation.

Note by the General Manager

This Notice of Motion will be dealt with if the preceding Rescission Motion is carried

CL18.31

CL18.32 Notice of Motion - "Pride in the Shoalhaven" - Introduction of a comprehensive Shopping Trolley Management Policy

HPERM Ref: D18/44394

Submitted by: Cllr Nina Cheyne

Purpose / Summary

The following Notice of Motion, of which due notice has been given, is submitted for Council's consideration.

Recommendation

That Council staff:

1. Undertake investigations concerning current and enforceable methods to manage abandoned shopping trolleys;
2. Provide a budgetary cost to Council to manage the enforcement methods;
3. Report the findings back to Council with the view of developing a Shopping Trolley Management Policy.

Background

That Shoalhaven City Council consider introducing a comprehensive Shopping Trolley Management Plan to prevent the numerous shopping trollies found across the region, often seen in our water ways, in parks, gutters and streets of the CBD and beyond!

Shoalhaven City Council's Community Strategic Plan discusses ways to maintain a city we are proud to live, work and play! We strive to protect and enhance our natural environment, however unfortunately waterways, parks, and communal areas are regularly affected by dumped shopping trolleys.

Aside from the visual ugliness of dumped shopping trolleys, there are significant environmental and safety impacts arising from shopping trolleys being dumped in our environment.

CL18.32

CL18.33 Notice of Motion - Support for NSW National Parks and Wildlife Service

HPERM Ref: D18/57387

Submitted by: Cllr Kaye Gartner

Purpose / Summary

The following Notice of Motion, of which due notice has been given, is submitted for Council's consideration.

Recommendation

That Council:

1. Notes that Shoalhaven City Local Government Area is home to eleven National Parks, i.e., Morton, Seven Mile Beach, Budderoo, Bugong, Jervis Bay, Jerrawangala, Conjola, Meroo, Budawang, Murramarang and Bimberamala, as well as seventeen Nature Reserves, two Regional Parks, two State Conservation Areas and one Aboriginal Area.
2. Acknowledges that there are more than forty million visits to NSW National Parks each year with an overwhelming 94 per cent of visitors being satisfied or very satisfied with their experience. Parks within the NPWS *South Coast Branch* (See above) received 5.6m visits in 2016.
3. Notes that this rich heritage of professionally managed biodiverse landscapes constitutes a major attraction for residents and visitors to the Shoalhaven City. Protecting our environment consistently ranks in the top 3 priorities in SCC community surveys. SCC promotes an 'unspoilt' LGA tourism promotion material. Many of the beaches of the successful 100 beaches campaign are also in or surrounded by National Parks. Hyams beach is flanked by National Park.
4. Notes with concern the budget and staff cuts, and restructures currently taking place within the NSW National Parks and Wildlife Service (NPWS), and the risk this places on the SCC economy, visitor safety, public amenity and the environment. In the Shoalhaven, resident risk is also a grave concern.
5. Calls on the NSW Government to treat NPWS staff with the respect they deserve, to stop the undermining of national parks, and to support NPWS at a level concomitant with the number of people and the area of lands they service.
6. Writes to the NSW Premier, The Hon. Gladys Berejiklian MP, the NSW Minister for the Environment, The Hon. Gabrielle Upton MP, the Shadow Minister for the Environment, Penny Sharpe MLC and the Greens NSW Environment Spokesperson, Dr Mehreen Faruqi MLC, expressing the concerns raised in this resolution and;
7. Distribute this resolution to relevant community and environment groups and the Public Services Association.

CL18.33

Background

Since its formation in October 1967, just over 50 years ago, the National Parks and Wildlife Service has looked after our National Parks, their precious wildlife, worked for the conservation of native and threatened species, educated generations of school children and played host to countless camping holidays and bushwalks.

We love our national parks. They receive more than 50 million visits in NSW each year, and an overwhelming 94 per cent of visitors describe themselves as satisfied or very satisfied with their experience.

The National Parks & Wildlife Service has a huge job in caring for over seven million hectares managed and protected for conservation across 870 parks as well as responsibility for protection of all wildlife, threatened species and Aboriginal relics throughout the state.

Over 40 per cent of Shoalhaven City is dedicated to national parks and nature reserves. We have 11 National Parks (Morton NP is one of the largest in the state and features the scenically outstanding Budawang and Ettrema Wilderness Areas), 17 Nature Reserves, 2 State Conservation Areas, 2 Regional Parks and 1 Aboriginal Area (the largest Aboriginal site on the south coast).

However, in common with the rest of the state, the steady decline in funding combined with the loss of experienced NPWS staff throughout the Shoalhaven, could spell the end of national parks and other conservation areas as we know them, here in our own local government area.

There is currently a restructure of the NPWS underway that could affect hundreds of staff across NSW. Through this restructure many staff are being made redundant, or being made to re-apply for their jobs with lower pay. The number of NPWS regions is also being reduced from 50 to 37. The Public Service Association has indicated this will mean the loss of hundreds of years of experience in fire management¹.

The Government claims it is increasing jobs in NPWS, while in reality Ranger positions have been reduced by one third since the Coalition came in to power in 2011. In many case, the positions retained will be at a lower pay level, with lower or minimal skill requirements, and created at the cost of demotions, redundancies, resignations and attrition of more highly skilled and experienced staff.

Four senior management positions on the south coast have been reduced to two and filled with new appointees. The four replaced officers have left or are about to leave the NPWS. The two Fire Management Officer positions and the two Pest Management Officer positions on the south coast have been reduced to one in each case and the salaries reduced significantly. Overall this represents a significant loss of skilled and experienced officers at the middle management level on the south coast.

Within the Shoalhaven City, the fourteen field officer positions have been reduced to ten and in some cases the salaries reduced significantly and restricted to week day duties only. The existing employees have been required to reapply for these downgraded jobs if they wish to remain with the NPWS. This process is effectively de-skilling field staff and will mean that basic tasks such as toilet cleaning, temporary repairs and emergency responses will not be carried out on weekends.

Three conservation project officer positions on the south coast and southern tablelands will be abolished in the new structure. The officers occupying these positions specialise in natural heritage, shore bird and Brush-tailed Rock Wallaby management. While they still occupy these positions at the present time, the positions will cease to exist next year and the occupants will be forced to apply for lower-paid, non-specialist positions or leave the NPWS.

¹ <http://www.medianet.com.au/releases/143563/>

A state-wide restructuring of Ranger positions is also being attempted, but because of union resistance, the NPWS has decided to put this off until next year.

The ultimate result for the community will be fewer rangers, field staff and specialist management staff leading to less maintenance of visitor facilities, cutbacks in visitor services, tracks being closed, fires and invasive species not being managed effectively and our unique flora and fauna unprotected.

CL18.34 Notice of Motion - Short Term - Holiday Letting - Development of a Contract

HPERM Ref: D18/55227

Submitted by: Cllr Bob Proudfoot

Purpose / Summary

The following Notice of Motion, of which due notice has been given, is submitted for Council's consideration.

Recommendation

That Council staff prepare a report, as a forerunner to the development of a Policy, on ensuring that short-term holiday lettings do not have an adverse impact on the amenity of neighbouring properties. The report would not embrace a full-scale regulation of the holiday accommodation industry, but rather a practical and simple strategy to work with landlords in establishing a set of protocols that their tenants would absolutely need to adhere to. With this in mind, the report would address but not be restricted to the following:

1. What role does Council currently have?
2. The establishment of a holiday-letting data-base.
3. Curfews on noise related activities such as music and party activities.
4. Fire and other safety regulations.
5. The number of occupants permitted to stay.
6. The possibility of "random checks" regarding the established protocols.
7. The development of a contract to be signed by the tenant, acknowledging acceptance of the protocols.

Note by the General Manager

Council has an existing adopted policy on Short Term Holiday Letting (SHTL) in the form of Chapter G16 'Short Term Rental Accommodation' in the Shoalhaven DCP2014, which also covers some of the points raised in the Notice of Motion.

Importantly, Clause 7.13 of the Shoalhaven LEP2014 does not require consent for the short-term rental of a dwelling unless there is an impact on neighbourhood amenity (noise, traffic generation etc.).

The issue of SHTL was most recently considered by Council in October 2017, when it was resolved to make a submission to the NSW Government on their Options Paper: Short Term Holiday Letting in NSW. The Council submission commented on the 4 potential options being considered: Industry self-regulation; Strata regulation; Planning regulation or Registration. The submission noted in conclusion that: *Given the significance of SHTL to tourism in Shoalhaven, Council has had an ongoing and active involvement in this issue and still supports our current approach or one that is similar (essentially "light-touch") where the vast majority do not need consent or approval, but problematic ones can be regulated.*

Council is waiting on the NSW Government to release their final response to the matter, and direction on possible future legislation changes regarding SHTL. There is the potential that a

suite of options will be made available and Council can choose, depending on the role they want to play in STHL. This will most likely include some of the matters raised in the Notice of Motion. The timing of this is unknown but it is likely to be in coming months.

Council is also participating in a research project being carried out by the University of Sydney for the Australian Coastal Councils Association into 'planning responses to online short-term holiday rental platforms'. The outcomes from this research are likely to be known in mid-late 2018. Council also considered a report in January 2018 on the trial of a possible 'bed tax' by Byron Shire Council and referred the matter to the Shoalhaven Tourism Advisory Group.

Having regard to the above ongoing matters regarding STHL and the potential for a change in State legislation/policy, it would be prudent to await the outcomes prior to considering a new policy position,

Over the past 12 months Council staff have investigated approx. 30 complaints in regard to STRA, relating to amenity and environmental issues. In the main, these have been resolved via liaison with property owners, however it is recognised that a new group of tenants bring a different scenario in each instance.

CL18.35 Notice of Motion - East Nowra Sub- Arterial Road (ENSA) Proposal - report request

HPERM Ref: D18/58538

Submitted by: Cllr John Wells
Cllr Patricia White
Cllr Joanna Gash

Attachments: 1. East Nowra Sub-Arterial Road - Summary Page [↓](#)

Purpose / Summary

The following Notice of Motion, of which due notice has been given, is submitted for Council's consideration.

Recommendation

That the General Manager prepare a report for Council on the East Nowra Sub- Arterial Road (ENSA) proposal with the report to address:

1. The planning rationale/imperative for the construction of such a road
2. Whether such rationale/imperative remains valid, and if so
 - a) The time frame for future delivery of this proposed asset and
 - b) Resourcing/budget implications attaching to such a project

Background

The first Shoalhaven City Council of the new millennium (2000-2004) undertook a negotiation with the then owner of Stockland Nowra to sell a substantial portion of Council land contiguous to, and to the East of the shopping centre. The sale price was in the order of \$19 million.

The sale presaged much speculation and debate on proposals to substantially expand the shopping centre, triggering the need for significant additional parking and service/access roads.

With any proposed future development being on the East side of the Highway, managing the additional traffic loadings through the Junction street and Jane Street access roads would have proved problematic, giving rise to the potential need to develop a new road, servicing the "eastern suburbs" (a burgeoning Worrigei, Culburra, Greenwell Point, the Callala and Currarong areas). The new road (ENSA) would have the additional benefit of relieving congestion at the Kalandar Street/Highway intersection. The road would be constructed generally between the eastern end of Junction Street and Westbrooke Road, feeding and taking traffic off Greenwell Point Road and, potentially, traffic off Old Southern Road and points further South.

As no expansion of the Stocklands shopping centre has occurred since that time, the proposal has lain moribund.

The ENSA proposal runs across the Shoalhaven River floodplain. Therefore, significant engineering issues with attendant cost implications might be anticipated.

The requested report is a preliminary requirement to determining if this proposal should be progressed.

Note by the General Manager

For the information of Councillors, the Council adopted a position with respect to the East Nowra Sub-Arterial Road in May 2017. A summary of the project is provided in the Councils 'Nowra Key Road Projects' document. The information in relation to the East Nowra Sub-Arterial Road is provided as Attachment 1.

CL18.35

Nowra Key Road Projects

East Nowra Sub-Arterial

Strategic Need: Will reduce congestion on Highway by providing access between the Nowra CBD and the growing East Nowra / Worrigeer residential area by way of accessing a direct signalised Highway crossing.

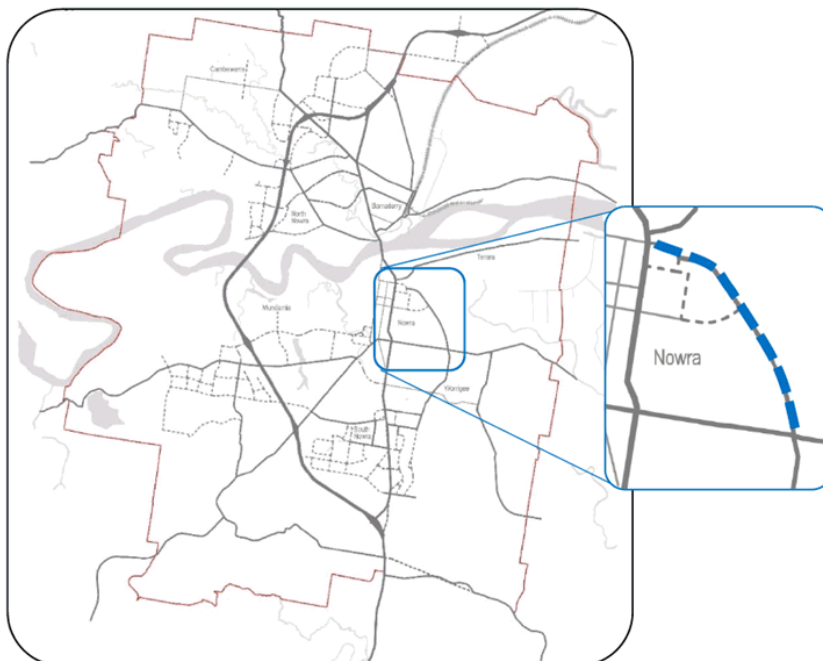
Project Location: Commencing in the Nowra CBD at North and Junction Streets, and continuing south east to meet Greenwell Point Road at the intersection of Old Southern Road.

Approval and Construction Timeframes: Project approval could be achieved in around 12 months. Construction is likely to need to be staged with pre-loading requiring a 12 month construction and settlement period, followed by an 18 month road construction period.

AADT 2016: n/a 2026: 7,000 2036: 10,000

Responsibilities: Council / RMS.

Estimated Cost: \$15 - \$25 million depending on flood level (1:20 or 1:100).



CL18.36 Notice of Motion - Planning Proposal (PP030) - Gateway Application - Building Heights - LEP Southern Ulladulla CBD - Rezoning B4 Over Land Contained in Planning Proposal (PP0250)

HPERM Ref: D18/58589

Submitted by: Cllr Greg Watson

Purpose / Summary

The following Notice of Motion, of which due notice has been given, is submitted for Council's consideration.

Recommendation

That Council request revised conditions from the Department of Planning for the Gateway application for the Planning Proposal 030, to include a 14m height and a rezoning to B4 over the land contained in Planning Proposal 025.

Note by the General Manager

Planning Proposal (PP) 030 relates to the review of the building heights in the LEP in the southern part of the Ulladulla CBD and was initiated by Council.

PP 025 relates to a specific zone and a building height change in the LEP for land on the corner of St.Vincent Street and Deering Streets. This PP was proponent initiated.

On 28 March 2017 Council resolved (MIN17.218) to:

Undertake a review of the 7.5 metre building heights in this part of the Ulladulla Town Centre in the next 6 months which is limited to the area south of Deering Street and the B5 and R3 zones.

It is noted that the area of the review was expanded beyond that of the Council resolution to ensure a holistic review of all land in the vicinity with a building height of 7.5 metres in Shoalhaven LEP 2014. This is the land subject to PP030.

Also in March 2017, Council received a proponent (My Urban Designer for Babington and others) initiated Planning Proposal request (PP025) for land at the corner of St Vincent and Deering Streets, Ulladulla (Lots 1-7, 9 DP 21597 and Lot CP SP 42583) to rezone the land from B5 Business Development to B4 Mixed Use with an increase in the maximum building height from 7.5 metres (current mapped maximum height) to 14 metres (proposed specific mapped height for this site). Council resolved on 5 June 2017 (MIN17.476) to:

1. *Give in principle support for the proposed rezoning and building height review for Lots 1-7, 9 DP 21597 and Lot CP SP 42583, St Vincent and Deering Streets, Ulladulla; and submit a Planning Proposal to the NSW Department of Planning and Environment for Gateway determination upon receipt of the final outstanding owners consent.*
2. *Request that the following be required as a condition of the Gateway determination:*
 - a. *Additional visual impact assessment and/or modelling for the planning proposal site following completion of the Review of Building Heights Study (part of*

Ulladulla CBD) as required by Council, which considers up to 14 mts on the subject site.

- b. Economic feasibility analysis to consider the proposed heights following completion of the Review of Building Heights Study (part of Ulladulla CBD).*
- c. Stage 1 Contamination Assessment for Lots 3-7, 9 DP 21597 and Lot CP SP 42583.*

As such, PP025 was initially submitted to the NSW Department of Planning and Environment and a Gateway determination was received on 29 August 2017. Consistent with Council's resolution, Condition 1 of the Gateway Determination requires:

The preparation of an economic feasibility analysis and additional visual impact assessment following completion of Council's Review of Building Heights Study (Part of the Ulladulla CBD).

On 14 November 2017, Council's Development Committee considered the outcomes of the Building Heights Review. The Report, prepared by independent consultants City Plan Services and Atlas Urban, recommended an increase in height across the Study Area from 7.5 metres to part 11 metres and part 14 metres as shown in Figure 1. It is noted that the review identified that the height control on the land subject to PP025 should be increased to 11 metres. Further, a key component of the Review was targeted community consultation consisting of:

- Workshops on 31 July 2017 (one with the Ulladulla & Districts Community Forum and community (approximately 30 attendees), and another with Councillors); and
- A public review of the consultant's workshop presentation in August 2017.



Figure 1: Proposed Height of Buildings

Council ultimately resolved on 14 November 2017 (MIN17.954) to:

1. *Prepare a Planning Proposal to amend Shoalhaven Local Environmental Plan 2014 to increase the height across the Study Area (excluding land subject to PP025) to part 11 metres and part 14 metres as per the Review of Building Heights Report.*

Council considered the draft PP (030) in this regard at the Development Committee on 13 February 2018 and it was resolved to"

1. *Endorse Planning Proposal (PP030) Building Height Review – Southern Part of Ulladulla CBD (**Attachment 1**) with the following change:*

- a) *Include the land that is covered by the proponent initiated PP025 (i.e. land known as Lots 1-7, 9 DP 21597 and Lot CP SP 42583, St Vincent and Deering Streets, Ulladulla) with a mapped height of 11m in line with the outcomes of the Review of Building Heights Report endorsed by Council on 14 November 2017 (MIN17.954).*
2. *Submit the modified Planning Proposal to the NSW Department of Planning & Environment for a Gateway determination.*
3. *Notify Ulladulla & Districts Community Forum, affected landowners and key stakeholders of this decision and of further opportunities to be involved as this matter progresses.*

Thus, adopting a height of 14m for the land subject to PP025 is inconsistent with the outcomes of the Council adopted Review of Building Heights Report. However, it remains appropriate for the proponent of PP025 to demonstrate whether a height of 14 metres is appropriate following the preparation of an economic feasibility analysis and additional visual impact assessment. The appropriate mechanism for this is via PP025, rather than PP030, as PP030 is a Council initiated Planning Proposal and as such should remain transparent and reflect the outcomes of the Review of Building Heights Report as adopted by Council. It is also noted that PP030 only deals with height of buildings and it may be confusing and create additional requests for zoning changes if one specific zone change (corner of St.Vincent and Deering Streets) is included in this larger PP.

CL18.37 Notice of Motion - ANZAC Services - Assistance

HPERM Ref: D18/58691

Submitted by: Cllr Greg Watson

Purpose / Summary

The following Notice of Motion, of which due notice has been given, is submitted for Council's consideration.

Recommendation

That

1. Council extend its assistance to those organising various Anzac Services in our area. The assistance include, but not be limited to, traffic control and associated activities where required.
2. The operational budget be adjusted at the next quarterly financial review if necessary.

Note by the General Manager

Council currently supplies any required traffic control devices (barriers, signs, cones etc) as required and develops the TCP's for each event in consultation with the sub-branches.

In general this is done in good faith and there is **no budget specifically for this service.**

From 2017 NSW Police now require consideration and provision of heavy vehicle mitigation for the events, which has increased the cost to hold services, in addition to many state services which previously volunteered to perform TC on behalf of sub-branches (SES and RFS) now no longer provide these services.

Council wrote on 2 February 2018 to the known RSL sub-branches (ten in total) that we provide TCP's for as follows;

Traffic Control – 2018 ANZAC Day marches

ANZAC Day is fast approaching and Council would like to check if you have any traffic issues / concerns with the Ceremonies / Route for last year's ANZAC Day.

Council also would like to know if you have your arrangements in place for traffic control and potential heavy vehicle requirements.

Please also confirm by 28 February 2018 that the details are correct of the proposed road closures to hold commemorative marches / ceremonies on 25th April 2018, as attached.

If you do not have volunteers, you should in the first instance contact your State & Federal members seeking aid in the form of funding.

Below are some links to grants programs:-

CL18.37

<https://www.veterans.nsw.gov.au/education/anzac-community-grants-program/>

(closed in November, but may be available for next year.)

<http://www.anzaccentenary.gov.au/news/anzac-centenary-local-grants-program>

If you need further information about this matter, please contact me on (02) 4429 3315. Please quote Council's reference 8601E (D18/34536).

Once we collate the assistance requested, a report can be provided to Council. As a ballpark guide, two (2) traffic controllers at ten (10) sites on a Public Holiday could cost in the vicinity of \$10,000.

CL18.38 Report of the Development Committee - 13 February 2018

HPERM Ref: D18/56053

DE18.13 Development Application DA17/1958 – 99 Sunset Strip, Manyana – Lot 115 DP 31711

**HPERM Ref:
D18/23344**

Recommendation

That the Development Committee recommends:

1. Council exercise the Secretary's assumed concurrence under clause 4.6 and support the 60% variation to the maximum building height development standard of 7.5m set by clause 4.3 of Shoalhaven LEP 2014 for alterations and additions to existing residence on Lot 115 DP 31711, 99 Sunset Strip, Manyana to a maximum building height of 12m;
2. The application be referred back to staff for determination.

DE18.14 Development Application – 56 Red Gum Drive Ulladulla – Lot 506 DP 1235307

**HPERM Ref:
D18/24118**

Recommendation

That the Development Committee recommends that:

1. Council exercise the Secretary's assumed concurrence under clause 4.6 and support the 11.3% variation to the 500m² minimum lot size set by clause 4.1 of Shoalhaven Local Environmental Plan 2014 for Lot 2 at 443.6 m² (555.7m² with the access handle) for subdivision of the dual occupancy to be erected at Lot 506 DP 1235307, 56 Red Gum Drive Ulladulla; and
2. The mapping anomaly in relation to clause 4.1A in this location is included in a future housekeeping planning proposal to amend Shoalhaven Local Environmental Plan 2014; and
3. The application be referred back to staff for determination.

CL18.38

CL18.39 Report of the Strategy & Assets Committee - 20 February 2018

HPERM Ref: D18/60348

SA18.24 Notice of Motion - Representation - Construction of a Grade Separated Intersection - Jervis Bay Road - Princes Hwy

HPERM Ref:
D18/48263

Recommendation

That Council make vigorous representations to the Minister for Roads and Maritime and Freight The Hon Melinda Pavey, the Parliamentary Secretary for the Illawarra and South Coast Gareth Ward and the Member for South Coast the Hon Shelley Hancock to give high priority to a safer intersection at Jervis Bay Road and the Princes Highway, with a long term view to construct grade separation.

SA18.25 Notice of Motion - Culburra Youth Skate Park

HPERM Ref:
D18/48787

Recommendation

That:

1. Council allocate \$75,000 to the Culburra Beach Youth Skate Park Project;
2. Council allocate the \$75,000 from the Council's Skate Park Budget;
3. Council acknowledge the work of Mr Alex McNeilly and the committee for their work to date;
4. Council transfer the maintenance and cleaning costs for the Curley's Bay facility from the existing facility at Orient Point and decommission the Orient Point facility due to the condition and usage of that facility;
5. A report be submitted to Council outlining the priorities for the remaining Skate Park Budget.

SA18.30 December 2017 Quarterly Budget Review

HPERM Ref:
D18/40621

Recommendation

That Council:

1. Receive the December Quarterly Budget Review for information
2. Adopt the adjustments, including movements to and from Reserves as outlined in the December Quarterly Budget Review Statement.

CL18.39

**SA18.31 Classification of Land - Lot 1 DP553658 (No.333)
Illaroo Road Bangalee**

**HPERM Ref:
D17/430490**

Recommendation

That Council resolve to classify the land described as Lot 1 DP553658 (No.333) Illaroo Road Bangalee as Operational Land.

**SA18.32 Proposed Leases - Illawarra Area Child Care
Incorporated - Four Sites- 2*Sanctuary Point -
Shoalhaven Heads - Nowra**

**HPERM Ref:
D18/3459**

Recommendation

That Council:

1. Enter into a 5 year lease agreement commencing 1 July 2018 with Illawarra Area Child Care Inc. for the continued use and occupation as a preschool of:
 - a. The Basin Preschool at 34 Paradise Beach Rd, Sanctuary Point with an annual rent of \$11,553.07 (plus GST) with annual CPI increases; and
 - b. Sanctuary Point Children's Centre at 210 Kerry St, Sanctuary Point with an annual rent of \$6,460.80 (plus GST) with annual CPI increases; and
 - c. Clipper Road Children's Centre at 42 Clipper Rd, Nowra with an annual rent of \$4,172.50 (plus GST) with annual CPI increases; and
2. Advertise its intention to enter into a 5 year lease agreement with Illawarra Area Child Care Inc. and if no objections are received, authorise the lease for the continued use and occupation of Jerry Bailey Children's Centre at 16 Celia Pl, Shoalhaven Heads for the purpose of a preschool with an annual rent to commence at 01 July 2018 of \$8,516.16 (plus GST) with annual CPI increases;
3. Approve the allocation of the rent received under each lease agreement into the Property Reserve restricted account; and
4. 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.

**SA18.33 Proposed Temporary Licence- South Coast Branch
NSW of Surf Life Saving Australia Inc.- 177-179
Illaroo Rd, North Nowra**

**HPERM Ref:
D18/4819**

Recommendation

That Council:

1. Enter into a 12 month licence agreement with South Coast Branch NSW of Surf Life Saving Australia Incorporated for the use and occupation of Lots 3 & 4 DP234757 and Lot 1 DP814265, 177 – 179 Illaroo Rd, North Nowra for storage purposes with an annual rent of \$486 (plus GST); 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 Council of the City of Shoalhaven to all documentation required to be sealed.

CL18.39

SA18.34 Proposed sale of Lot 2 DP1217124 Wire Lane Berry to Merveilleux Pty Ltd and consolidation with Lot 14 DP253806

**HPERM Ref:
D18/7298**

Recommendation

That Council:

1. Authorise the sale of Lot 2 DP1217124 Wire Lane, Berry to the owner of the adjoining Lot 14 DP253806, Merveilleux Pty Ltd for \$50,000 (plus GST if applicable) provided that each party is to pay its own costs in relation to the sale;
2. Fund all costs associated with the sale from Job Number 88750 and the net proceeds from the sale be placed in the Property Reserve – Roads; to fund future road acquisitions and/or works on public roads; and
3. Authorise the affixing of the Common Seal of the Council of the City of Shoalhaven to any documents requiring to be sealed and that the General Manager be authorised to sign any documents necessary to give effect to this resolution.

SA18.35 Proposed New Charge for Commercial Quantities of Recyclable Materials

**HPERM Ref:
D18/21924**

Recommendation

That Council:

1. Include a charge of \$100/tonne in the Draft 2018/19 Fees & Charges for the acceptance of commercial quantities (>1m³) of low value recyclable materials (soft plastics, hard plastics, polystyrene and glass) delivered to Council's Waste Facilities
2. For the remainder of the 2017/18 financial year, authorise the General Manager to apply a 70% discount to the general waste charge for the acceptance of commercial quantities (>1m³) of low value recyclable materials (soft plastics, hard plastics, polystyrene and glass) delivered to Council's Waste Facilities

SA18.37 Easements for Access at Coolangatta - Shoalhaven Heads Water Reservoir

**HPERM Ref:
D18/26278**

Recommendation

That:

1. Council resolve to:
 - a. Extinguish an existing Easement for Access 6 wide over Lots 1 & 2 DP223278 and Lot 1 DP525517 Bolong Road Coolangatta. The easement is shown by pink colour on copy of DP451468, attached.
 - b. Accept an alternative Easement for Access 6 wide over Lot 722 DP1076887 Edward Wollstonecraft Lane Coolangatta in favour of Council. The proposed new easement is shown by hatching and blue colour on extract of DP1076887, attached.
2. Council pay its own costs associated with the transactions from Shoalhaven Water's Water fund. The transactions are to be at \$nil consideration.
3. The Common Seal of the Council of the City of Shoalhaven be affixed to any documents required to be sealed.

CL18.39

CL18.40 Report of the Shoalhaven Arts Board - 8 February 2018

HPERM Ref: D18/59158

AB18.1 Support for Funding Request - Shoalhaven Regional Gallery Climate Control System

HPERM Ref:
D18/25664

Recommendation

That:

1. Council vote \$600,000 from the Strategic Project Reserve for the replacement and upgrade of the Shoalhaven Regional Gallery Climate Control System
2. Staff seek any Grant Funding that may be available to assist with the forgoing capital cost
3. The Shoalhaven Arts Board champions the integral role of the Shoalhaven Regional Gallery in the cultural fabric of the region and the need to have a climate control system that meets industry standards

Note by the General Manager:

The remaining balance in the Strategic Projects Reserve for 2017/18 is \$300K and the available balance for 2018/19 is \$380K. Using the Reserve for the replacement and upgrade of the Shoalhaven Regional Gallery Climate Control System exceeds the funds available in 2017/18. Should grant funding not be available, the impact of the funding requirement on the 2018/19 balance will significantly deplete the Reserve and limit Council's flexibility.

A review of the capital bid list for the 2018/19 budget may be necessary to enable funds to be allocated for this necessary work.

AB18.10 Additional Item - Albury City Council - 2017 Creative Economy Strategy

Recommendation

That in the planned Councillor Briefing sessions related to CL18.12 – Notice of Motion Health Professionals and Businesses in Shoalhaven and CL18.27 – Beyond Plastic Pollution, the session cover information on the Albury Creative Economy Strategy 2017-2021, taking into account the work done throughout regional Australia in this space.

CL18.40

CL18.41 Report of the Shoalhaven Traffic Committee - 13 February 2018

HPERM Ref: D18/50442

- Attachments:**
1. TRAF 2018-12 - Amended Time Restriction - Bus Zones - Tallwood Avenue - Mollymook Beach (PN 3449) [↓](#)
 2. TRAF2018-13 - Time Restricted Parallel Parking - Service Road - Princes Highway - South Nowra (PN 3458) [↓](#)
 3. TRAF 2018-14 - Roundabout - Illaroo Road and Page Ave - North Nowra (PN 3463) [↓](#)
 4. TRAF 2018-15 - No Parking zone - Sarah Claydon Village - Princes Highway - Milton (PN 3465) [↓](#)
 5. TRAF 2018-16 - No Stopping zone - Central Avenue - South Nowra (PN 3469) [↓](#)
 6. TRAF 2018-17 - No Stopping zone - Woollamia Road - Woollamia (PN 3470) [↓](#)
 7. TRAF 2018-18 - No Stopping zone - corner of Fegen Street and Bowen Street - Huskisson (PN 3471) [↓](#)
 8. TRAF 2018-19 - No Stopping zone - McIntosh Street - Shoalhaven Heads (PN 3472) [↓](#)
 9. TRAF 2018-20 - Channelised Right Turn (CHR) - Linemarking Gerroa Road and Bolong Road - Coolangatta (PN 3473) [↓](#)

The Shoalhaven Traffic Committee is a technical review committee not a committee of Council under the Local Government Act, 1993.

The Roads and Maritime Services has delegated certain powers to Council under the Transport Administration Act 1988 (Section 50). A condition of this delegation is that Council must take into account the Traffic Committee recommendations.

IMPORTANT NOTE:

Council cannot amend a Traffic Committee recommendation. The Council can only:

1. *Adopt the Traffic Committee recommendation;*
2. *Not Adopt the Traffic Committee recommendation; or*
3. *Request the Traffic Committee reconsider the issue.*

Other issues can be raised Additional Business at the Ordinary Meeting.

The full guide to the delegation to Council's for the regulation of traffic can be viewed at: [RMS Website](#)

TC18.25 Amended Time Restriction - Bus Zones - Tallwood Avenue - Mollymook Beach (PN 3449)

HPERM Ref: D18/44138

Recommendation

That the General Manager (Director Assets and Works) be requested to arrange for the amendment to the existing bus zone time restrictions on the northern and southern sides of Tallwood Ave south of Jones Avenue, Mollymook Beach, as detailed in the attached plan TRAF 2018/12 to:

1. 8:00AM - 12:30PM and 2:30PM - 4:30PM, MON - FRI
2. 8:30AM - 12:30PM, SAT

CL18.41

TC18.26 Time Restricted Parallel Parking - Service Road - Princes Highway - South Nowra (PN 3458)

**HPERM Ref:
D18/44183**

Recommendation

That the General Manager (Director Assets and Works) be requested to arrange for the installation of the following signage and line marking improvements along the eastern service road adjacent to Bunnings, Princes Highway, South Nowra, as detailed in the attached plan TRAF2018/13:

1. realign the existing longitudinal line marking and No Stopping signage within the service road to permit parallel parking along the western side of the road adjacent to the Bunnings car park for approximately 140m.
2. restrict the created parallel parking (140m) to two hour (2P) between 7am and 5pm and to vehicles over 6m only (2P // VEHICLES // OVER 6m // ONLY // 7AM – 5PM).
3. Install six marked 90 degree angled parking spaces fronting #171 Princes Highway.

TC18.27 Roundabout - Illaroo Road and Page Ave - North Nowra (PN 3463)

**HPERM Ref:
D18/44207**

Recommendation

That the General Manager (Director Assets and Works) be advised that the Shoalhaven Traffic Committee has no objection to the roundabout and associated line marking and signage at the intersection of Illaroo Road and Page Ave, North Nowra as detailed in the attached plan TRAF 2018/14.

TC18.28 No Parking zone - Sarah Claydon Village - Princes Highway - Milton (PN 3465)

**HPERM Ref:
D18/44226**

Recommendation

That the General Manager (Director Assets and Works) be requested to arrange for the installation of a 40m (approx.) No Parking zone on the northern side of the Princes Highway, fronting #128 Princes Highway, Milton and Sarah Claydon lifestyle village, #130 Princes Highway, Milton and extending 6m (approx.) east beyond the existing driveway layback as detailed in the attached plan TRAF2018/15

TC18.29 No Stopping zone - Central Avenue - South Nowra (PN 3469)

**HPERM Ref:
D18/44242**

Recommendation

That the General Manager (Director Assets and Works) be requested to arrange for the installation of a yellow line marked No Stopping zone extending 6m (approx.) east and west of the driveway access to #28 Central Avenue, South Nowra as detailed in the attached plan TRAF2018/16.

CL18.41

TC18.30 No Stopping zone - Woollamia Road - Woollamia (PN 3470)

**HPERM Ref:
D18/44252**

Recommendation

That the General Manager (Director Assets and Works) be requested to arrange for the installation of a yellow line marked No Stopping zone across the access, extending 10m (approx.) north and 6m (approx.) south of the driveway access to #783 Woollamia Road, Woollamia as detailed in the attached plan TRAF2018/17.

TC18.31 No Stopping zone - corner of Fegen Street and Bowen Street - Huskisson (PN 3471)

**HPERM Ref:
D18/44265**

Recommendation

That the General Manager (Director Assets and Works) be requested to arrange for the installation of a yellow line marked No Stopping zone on the southern corner, extending 30m (approx.) west and 10m (approx.) south of the corner of Fegen Street and Bowen Street, Huskisson as detailed in the attached plan TRAF2018/18.

TC18.32 No Stopping zone - McIntosh Street - Shoalhaven Heads (PN 3472)

**HPERM Ref:
D18/44289**

Recommendation

That the General Manager (Director Assets and Works) be requested to arrange for the installation of the following items, McIntosh Street, Shoalhaven Heads, as detailed in the attached plan TRAF2018/19:

1. A yellow line marked No Stopping zone on the north-eastern corner of the intersection of McIntosh Street and Staples Street, extending 28m (approx.) east and 10m (approx.) north of the corner.
2. A yellow line marked No Stopping zone on the northern side of the road, extending 30m (approx.) from the western side of the most eastern driveway access to the Shoalhaven Heads Surf Life Saving Club and beach car park.

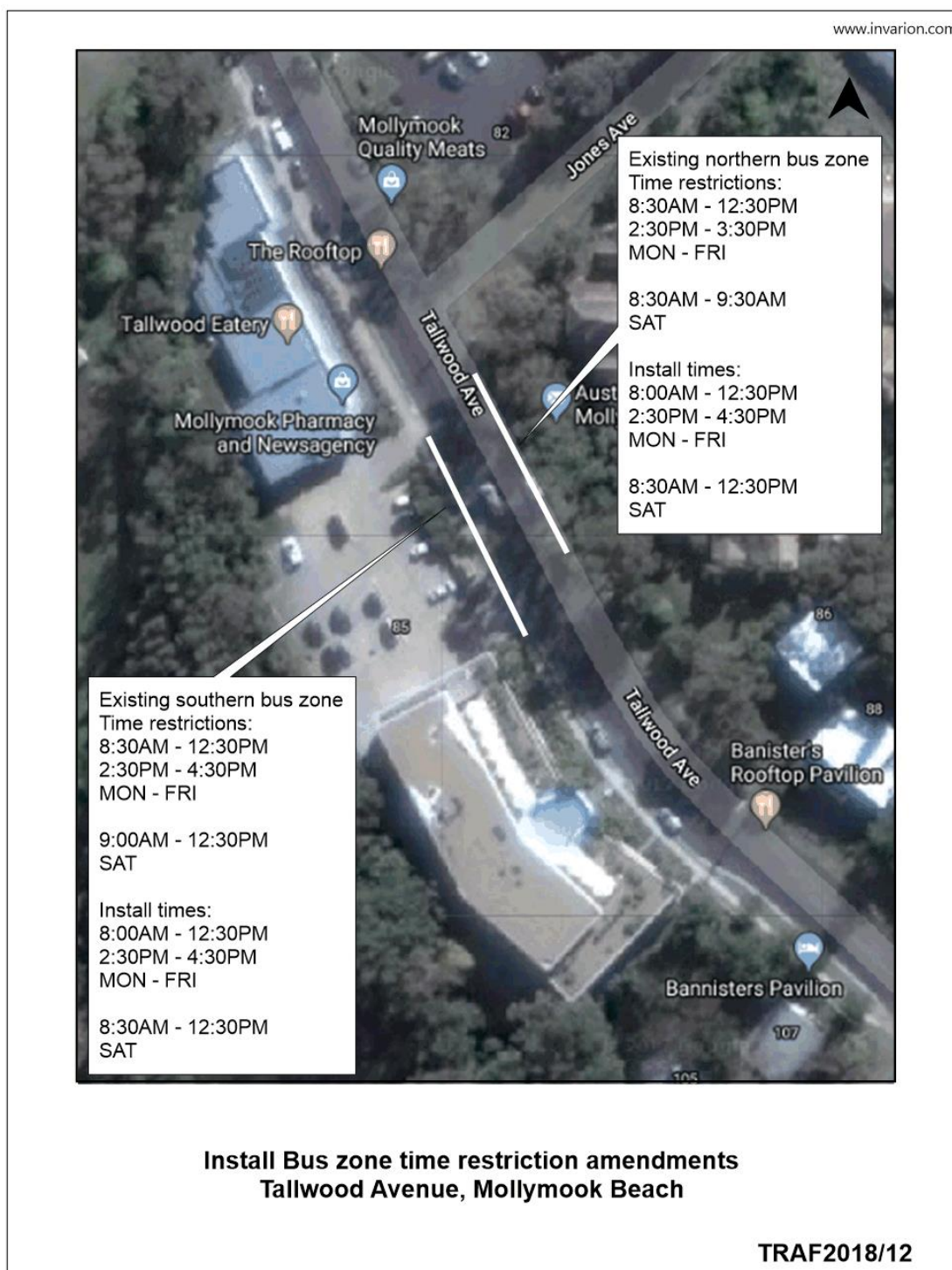
TC18.33 Channelised Right Turn (CHR) - Linemarking Gerroa Road and Bolong Road - Coolangatta (PN 3473)

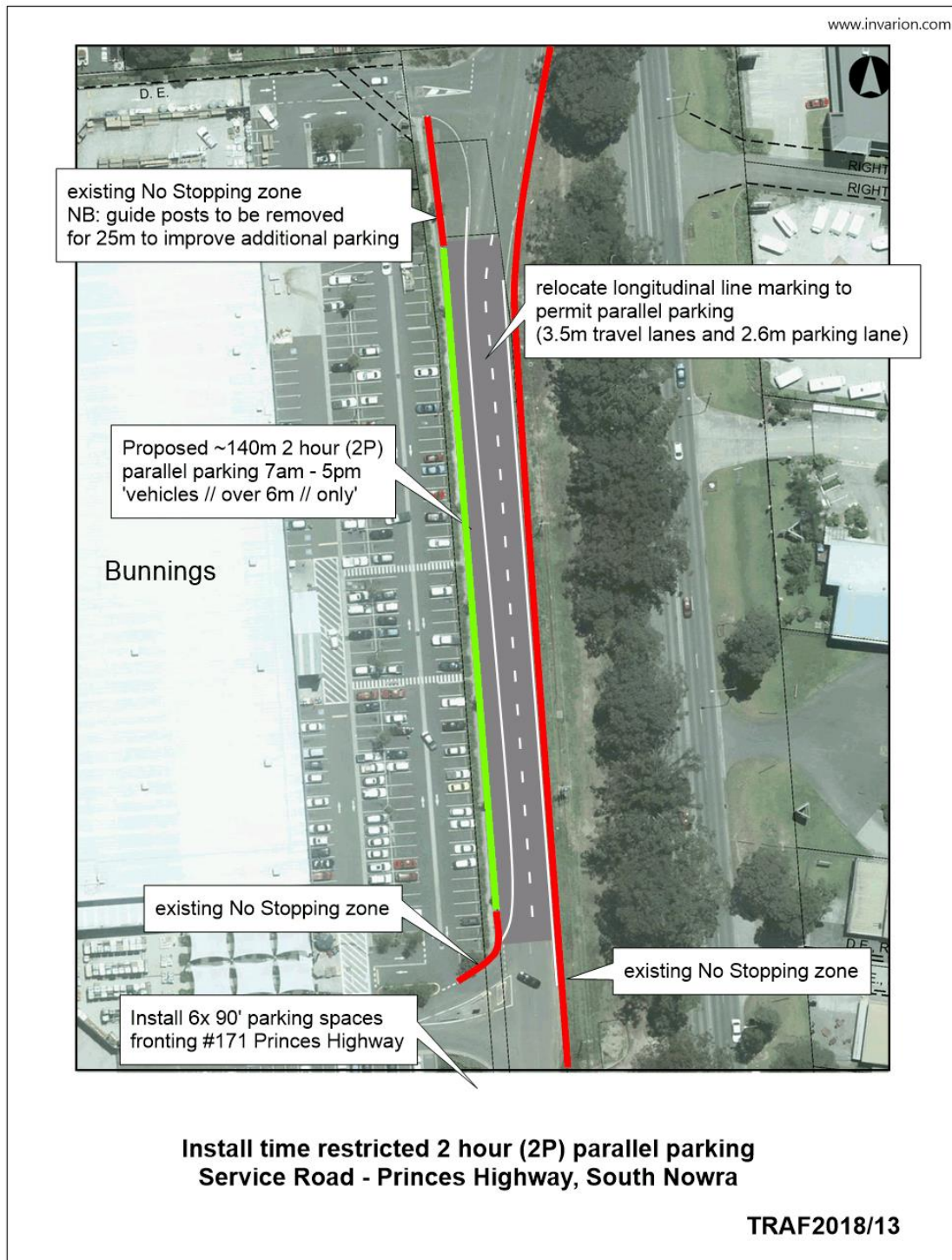
**HPERM Ref:
D18/44317**

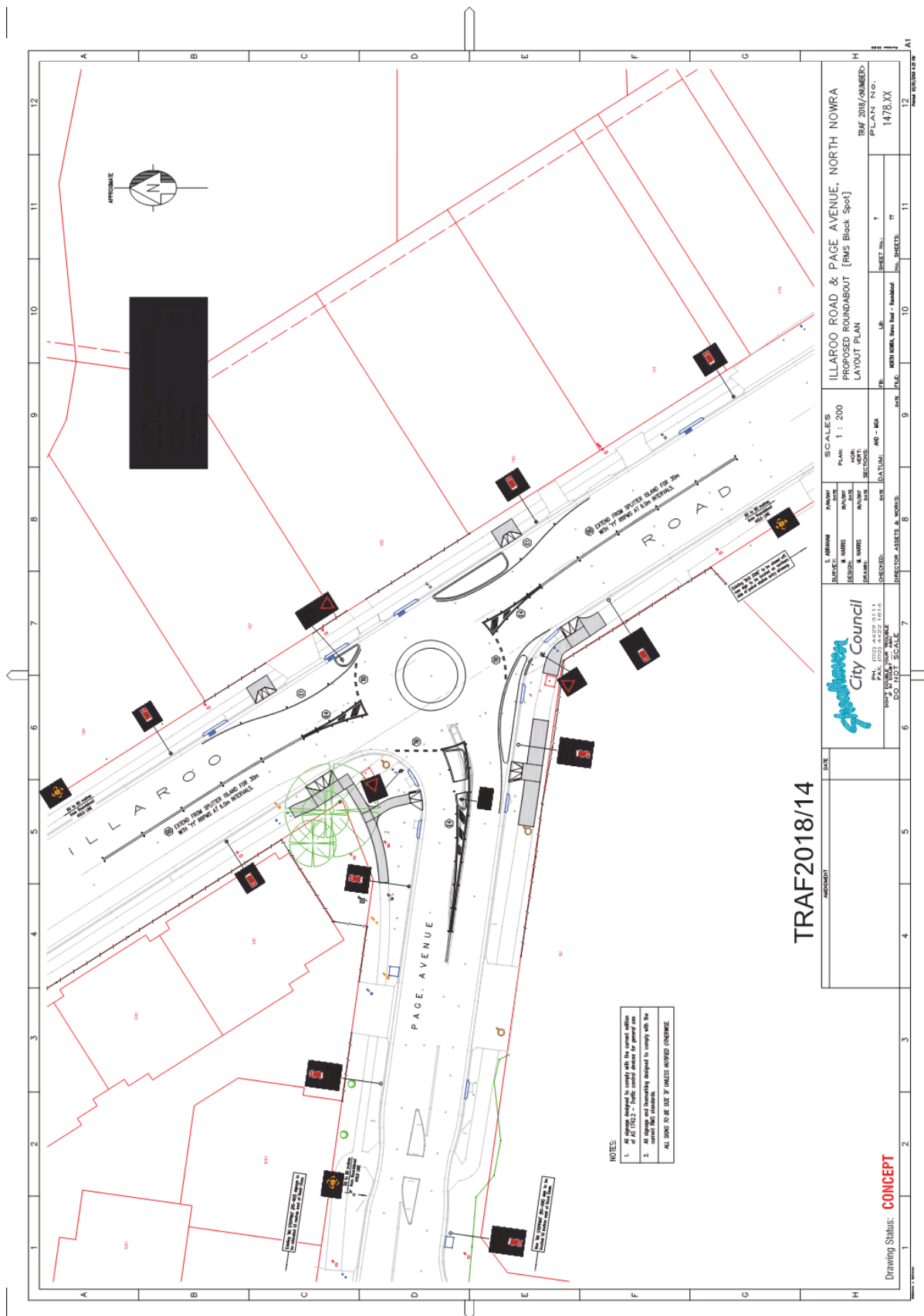
Recommendation

That the General Manager (Director Assets and Works) be advised that the Shoalhaven Traffic Committee has no objection to the proposed signage and line marking improvements at the intersection of Bolong Road and Gerroa Road, Coolangatta as detailed in the attached plan TRAF 2018/20.

CL18.41

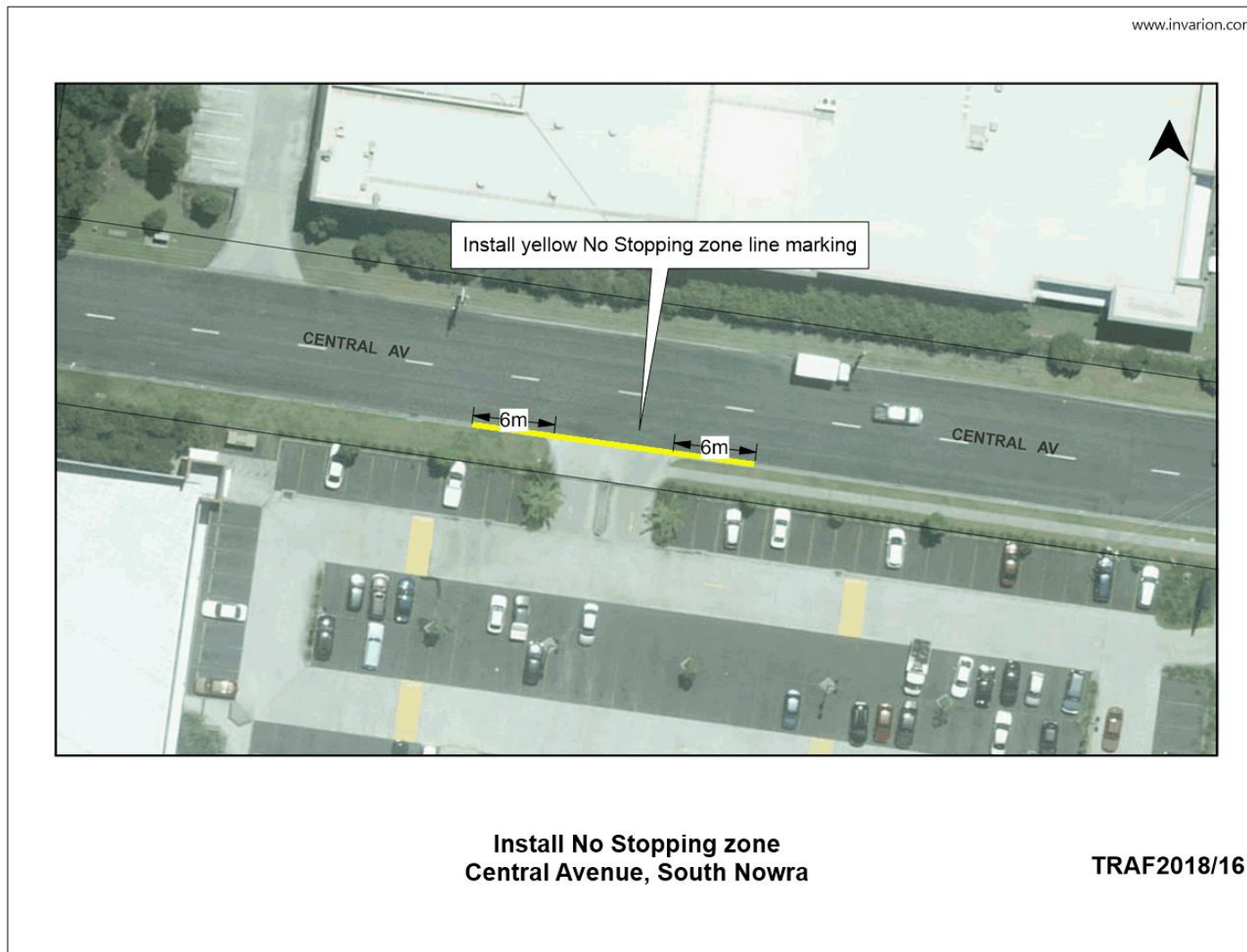




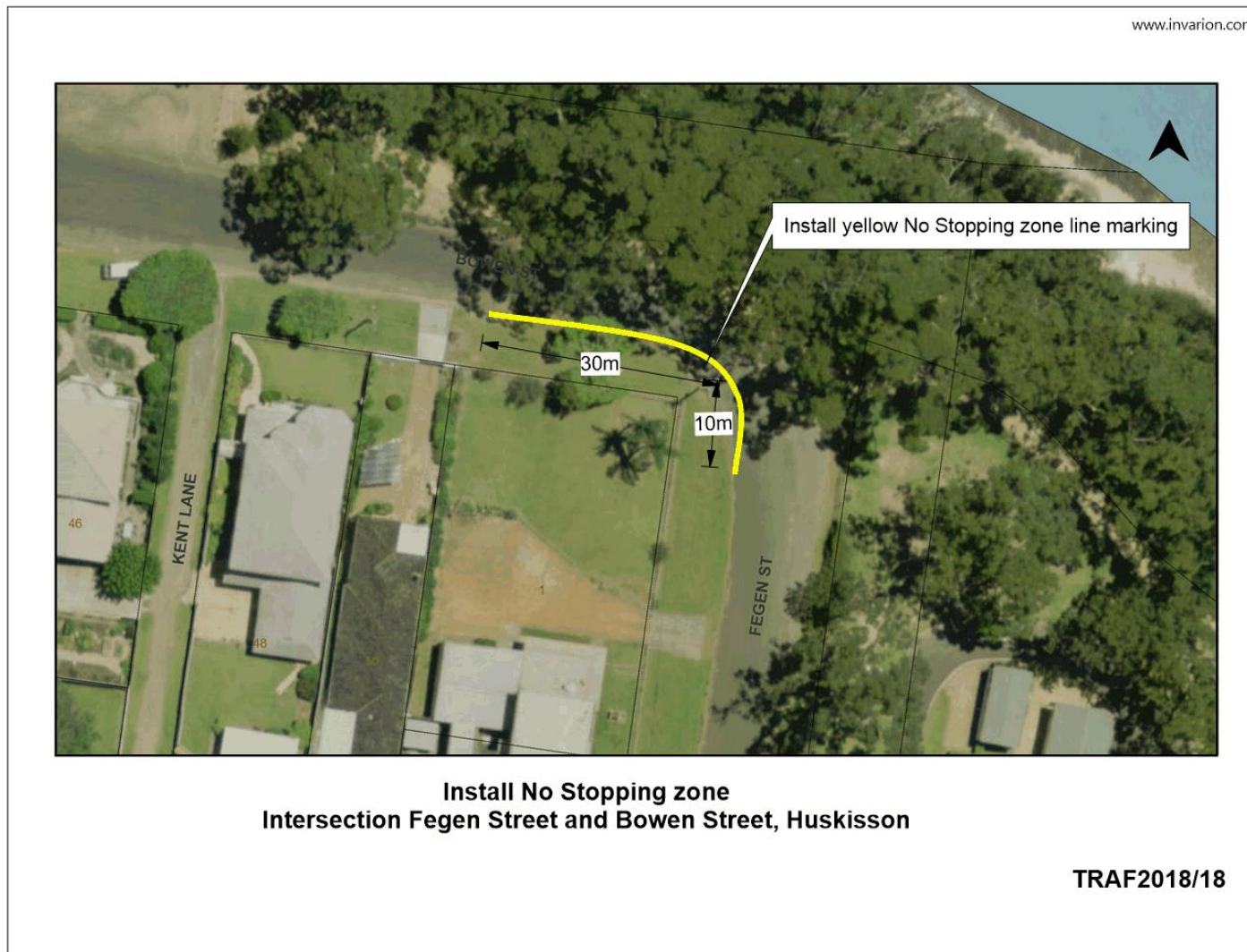


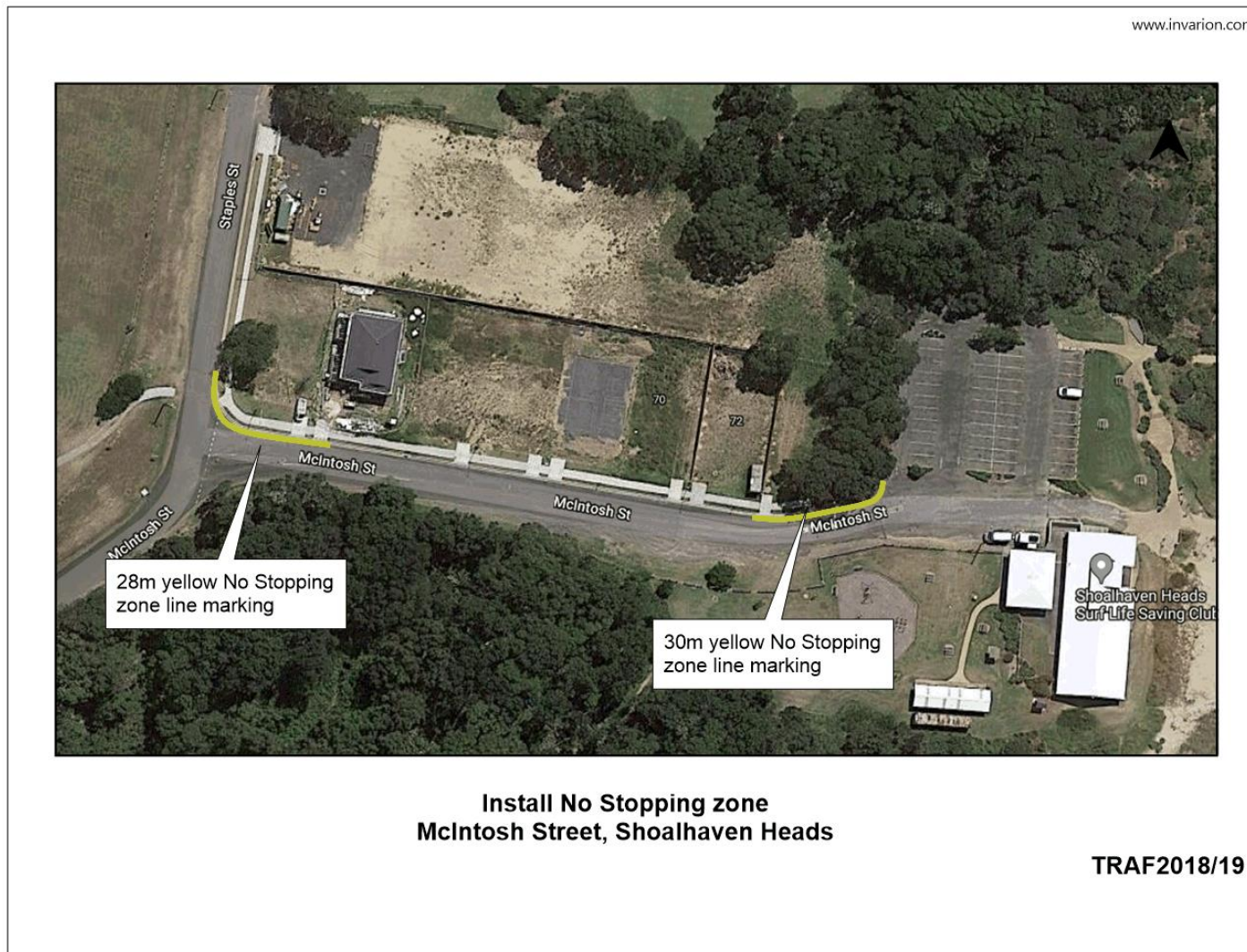
CL18.41 - Attachment 3

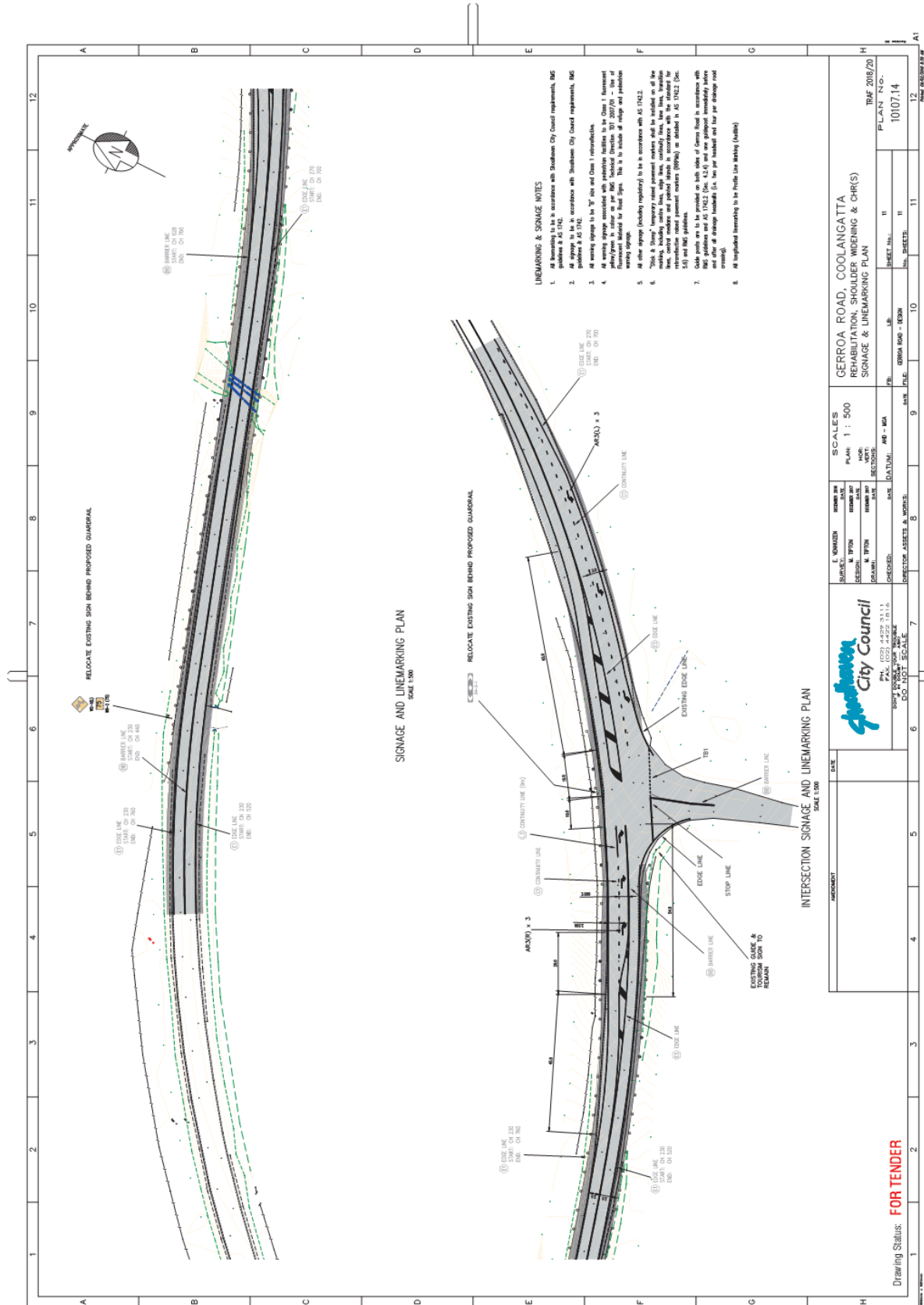












CL18.42 2017/18 Council Borrowings - Loan Agreement

HPERM Ref: D18/46241

Group: Finance Corporate & Community Services Group
Section: Finance

Purpose / Summary

To seek Council approval to enter into a loan agreement with TCorp for both General Fund and Sewer Fund borrowing requirements.

Recommendation

That Council enter into a loan agreement, executed under the seal of Council, with New South Wales Treasury Corporation for the following loans:

1. Loan 1: \$50,000,000 (repayment over 20 years) – Reclaimed Effluent Management Scheme Stage 1B
2. Loan 2: \$2,130,000 (repayment over 20 years) – Verons Estate Infrastructure
3. Loan 3: \$5,590,000 (repayment over 10 years) – \$4,600,000 for Shoalhaven Indoor Sports Centre, \$320,000 for community pathways, \$320,000 for skate parks, \$150,000 for Huskisson town centre service lanes and \$200,000 for Worrigeer cemetery memorial gardens expansion

Options

1. Adopt the recommendation in the report.

Implications: Nil

2. Not adopt the recommendation and make an alternative resolution.

Implications: Need to seek borrowings from other financial institutions

Background

As part of Fit for the Future reforms, the NSW Government announced that Councils who were declared “Fit” would be able to borrow funds from TCorp at reduced interest rates. Given that Shoalhaven City Council was deemed “Fit” in October 2015, it is eligible to utilise TCorp for borrowing funds at reduced rates for approved purposes.

Accordingly, Council applied to TCorp for approval to borrow \$57,720,000 to cover General Fund (excluding Holiday Haven) and Sewer Fund loan borrowing requirements. The application included \$640,000 for the Chris Creek project and approval from TCorp has been received to move these funds to community pathways and skate parks.

The remainder of the 2017/18 proposed borrowings for Holiday Haven, \$1,542,059, will need to be sourced from other financial institutions as TCorp’s loan facilities are not available for a Council run business in competition with existing privately run businesses.

The current indicative interest rate is 4.01% for the two twenty year loans and 3.44% for the ten year loan; TCorp will provide an updated interest rate when the drawdown date has been

confirmed. This rate is more favourable compared to indicative interest rates from the financial sector of 4.93% for 20 years and 3.88% for 10 years.

Community Engagement

This agreement does not require consultation with the community as Council's required borrowings have been reported in the Operational Plan and any changes have been reported through Council minutes.

Financial Implications

It is important for Council to gain the best interest rates on loan funding and locking this agreement in place will confirm a much lower rate for the full term of the loan agreement.

CL18.43 Banking and Bill Payment Services Tender

HPERM Ref: D18/50170

Group: Finance Corporate & Community Services Group
Section: Finance

Purpose / Summary

Manage Council's financial resources in accordance with statutory requirements and guidelines and policies set by Council.

Recommendation

That Council in accordance with Section 10A (2)(d)(i) of the Local Government Act, 1993 consider a separate confidential report on this matter and that any decision made in confidential session be made public after Council has made its final decision.

Options

1. Council accept the recommendation concerning the tenders for the supply of Banking Services.
2. Council not accept the recommendation and provide an alternative proposal.

Background

Tenders for the supply of Banking Services for Council were advertised in December 2017 and two formal responses were received at the conclusion of the advertising period.

Tenders were received from:

National Australia Bank

Commonwealth Bank of Australia

The tenders were assessed by Whitmore Consulting and reviewed by Council staff for compliance and the ability to supply the service as specified in the tender documents.

A separate confidential report provides Councillors with a breakdown of the tenders received and the subsequent assessment following the tender evaluation. Council now has the opportunity to review those tenders through the evaluation process and make an informed decision.

Financial Implications

The supply of Banking Service needs to be reviewed on a regular basis to ensure the fees being charged for the supply of this service are competitive.

CL18.44 Investment Report - January 2018

HPERM Ref: D18/48455

Group: Finance Corporate & Community Services Group
Section: Finance

Attachments: 1. Shoalhaven Monthly Investment Report - January 2018 (under separate cover) [↗](#)

Purpose / Summary

Under Section 625 of the Local Government Act 1993 and Clause 212 of the Local Government (General) Regulation, it is a requirement to provide a written report to Council on a monthly basis setting out details of all money that Council has invested.

Recommendation

That the Report of the General Manager (Finance, Corporate and Community Services Group) on the Record of Investments for the period to 31 January 2018 be received for information.

Options

1. The report on the Record of Investments for the period to 31 January 2018 be received for information.

Implications: Nil

2. Further information regarding the Record of Investments for the period to 31 January 2018 be requested.

Implications: Staff will need to prepare a further report to provide any information that is required.

3. The report on the Record of Investments for the period to 31 January 2018 be received for information with any changes requested for the Record of Investments to be reflected in the report for the period to 28 February 2018.

Implications: Nil

Background

Please refer to the attached monthly report provided by Council's Investment Adviser – CPG Research and Advisory Pty Ltd.

CPG Research and Advisory Pty Ltd includes a section on Council's investment in institutions who lend to fossil fuels (see page 12).

The report also discloses that Council is immaterially over our capacity with the Members Equity Bank, due to the purchase of a new issue floating rate note in November with a good return margin. In December, Council sold another ME Bank FRN that was to mature in April 2018. Due to the reduction in the total cash and investments, our investment in ME Bank

remains slightly above the required limit. There are term deposits maturing in February and March that will ensure our compliance with the policy is met for this institution (see page 9).

The investment interest earned to the month of January is \$3,213,038, 64.52% of the total budget.

Fund	Budget	Actual	%
General	\$3,114,058	\$1,804,494	57.95%
Water	\$1,066,000	\$702,437	65.89%
Sewer	\$800,000	\$706,107	88.26%
Total	\$4,980,058	\$3,213,038	64.52%

The investment interest earned for the month of January was \$413,888, which was \$1,117 below budget.

Fund	Monthly Budget	Actual	Difference
General	\$259,505	\$241,718	-\$17,787
Water	\$88,833	\$103,794	\$14,960
Sewer	\$66,667	\$68,376	\$1,710
Total	\$415,005	\$413,888	-\$1,117

Adjustments to increase the Sewer interest budget have been recommended in the December Quarterly Budget Review.

RECORD OF INVESTMENTS Cash and Investment Balances

	January 2018	December 2017
Cash And Investments Held		
Cash at Bank - Transactional Account	\$6,289,954	\$4,823,399
Cash at Bank - Trust Fund	\$1,240	\$1,240
Cash on Hand	\$65,670	\$36,220
Other Cash and Investments	\$165,308,880	\$176,760,718
	\$171,665,744	\$181,621,577
 Fair Value Adjustment	 \$256,515	 \$235,495
Bank Reconciliation	\$200,344	\$285,138
	\$456,859	\$520,633
 Book Value of Cash and Investments	 \$172,122,603	 \$182,142,210
 Less Cash & Investments Held In Relation To Restricted Assets		
Employee Leave Entitlements	\$8,135,913	\$8,135,913
Land Decontamination	\$1,513,638	\$1,513,720
Critical Asset Compliance	\$2,357,800	\$2,357,997
North Nowra Link Road	\$479,166	\$485,164
Other Internal Reserves	\$6,422,665	\$5,938,729
Section 94 Matching Funds	\$340,853	\$340,853
Strategic Projects General	\$1,995,682	\$2,059,782
Industrial Land Development Reserve	\$5,979,554	\$5,663,607
Plant Replacement	\$1,528,939	\$1,382,948
Financial Assistance Grant	\$2,955,610	\$2,955,610
S94 Recoupment	\$864,924	\$864,924
Commitment To Capital Works	\$5,462,270	\$5,462,350
Property Reserve	\$297,067	\$332,363
Total Internally Restricted	\$38,334,081	\$37,493,960
 Loans - General Fund	 \$3,109,635	 \$3,130,992
Self Insurance Liability	\$1,540,117	\$1,487,712
Grant reserve	\$6,305,722	\$5,946,252
Section 94	\$31,027,241	\$30,464,413
Storm Water Levy	\$564,913	\$514,858
Trust - Mayors Relief Fund	\$77,793	\$77,793
Trust - General Trust	\$3,386,146	\$3,507,013
Waste Disposal	\$6,029,647	\$7,677,714
Sewer Fund	\$28,610,596	\$34,115,237
Sewer Plant Fund	\$1,903,730	\$1,871,403
Section 64 Water	\$17,624,637	\$17,452,869
Water Fund	\$25,210,939	\$24,741,163
Water Communication Towers	\$543,850	\$519,140
Water Plant Fund	\$1,246,193	\$1,169,406
Total Externally Restricted	\$127,181,158	\$132,675,964
 Total Restricted	 \$165,515,239	 \$170,169,924
 Unrestricted Cash And Investments		
General Fund	\$6,607,364	\$11,972,286

CL18.44

The table below lists the major movements:

Total Cash and Investments	- \$10,019,607	
Unrestricted General Fund Cash	- \$5,364,922	Not a rates instalment month, ordinary operations
Other Internal Reserves	+ \$483,937	Expenditure on Special Rate Variation projects is below the income received.
Industrial Land Development	+ \$315,947	Sale of land at Flinders Estate
Grant Reserve	+ \$359,470	Income for grants is above the expenditure.
Section 94	+ \$562,828	Receipt of large S94 contributions
Waste Disposal	- \$1,648,067	Not a rates instalment month, expenditure on capital projects and contracts
Sewer Fund	- \$5,504,642	Expenditure on REMS
Water Fund	+ \$469,776	Normal operating cycle

Certification – Responsible Accounting Officer:

I hereby certify that the investments listed in the attached report have been made in accordance with Section 625 of the Local Government Act 1993, clause 212 of the Local Government (General) Regulations 2005 and Council's Investments Policy number POL18/8



Michael Pennisi
Chief Financial Officer

Financial Implications

It is important for Council to be informed in regard to its investments on a regular basis. Revenue from interest on investments forms a vital part of Council's revenue stream.

CL18.44

CL18.45 Low Cost Camping Update in response to MIN17.1012

HPERM Ref: D18/56465

Group: Finance Corporate & Community Services Group
Section: Tourism

Purpose / Summary

To update Council on Low Cost Camping in the Lake Conjola Region.

Recommendation

That Council receive the report for information

Options

1. Receive the report for information

Implications: no further action at this stage

2. Request further information or action

Implications: Council staff to take further action as requested

Background

At the Ordinary Meeting of Council, 28th November 2017 the following was resolved:

RESOLVED (Clr Gartner / Clr Proudfoot) MIN17.1012

That Council

1. Explore the possibilities of negotiating with other Agencies to create provisions for free or low cost camping in or around the Lake Conjola National Park and/or Bendalong during peak tourist season, for specific events and at other times that may-be identified.
2. The General Manager organise a meeting with relevant Agency representatives to discuss the increase in demand for free or low cost camping and investigate solutions.
3. Council receive the report by March 2018

Update from National Parks and Wildlife Service

Tourism Staff have made several attempts to meet with NPWS. They are very busy this time of year and are currently undergoing an organisational restructure. This has limited availability to meet face to face. However, we were able to make a request in writing in regards to low cost camping in the Lake Conjola and Bendalong area. The following response was provided by National Parks representative Neale Watson, Acting Manager, Shoalhaven Area.

“Put most simply, the Plan of Management states that camping is not allowed in Conjola NP, so the provision of campsites is simply not possible under the plan. These plans are statutory documents that NPWS is legally bound to follow. Amendments are possible but they requires significant process and require sign off by the Minister.”

A copy of the Lake Conjola Plan of Management can be viewed here for more information.
<http://www.environment.nsw.gov.au/research-and-publications/publications-search/conjola-national-park-plan-of-management>

Update from Holiday Haven

Tourism has also been in touch with Holiday Haven, who manage crown land in the Bendalong area.

Kevin Sullivan, Manager of Holiday Haven Caravan Parks, has provided this comment:

“In general terms the number of visitor sites on the South Coast is diminishing due to the purchase of many properties by large corporate entities for conversion of short-term sites to long-term sites (permanent places of residence). On the other side of the coin, the South Coast is becoming increasingly popular and demand is significantly exceeding supply.

While Council has many areas of NSW Crown Land under its care, control and management, there aren't any real opportunities to develop any further reserves in that area.”

Community Engagement

Tourism staff have been in touch with Holiday Haven and National Parks and Wildlife Services. There has been no additional community consultation at this time.

Policy Implications

There are no policy implication at this time.

Financial Implications

There are no financial implications at this time

Risk Implications

There are no risk implications at this time.

LOCAL GOVERNMENT AMENDMENT (GOVERNANCE & PLANNING) ACT 2016

Chapter 3, Section 8A Guiding principles for councils

(1) Exercise of functions generally

The following general principles apply to the exercise of functions by councils:

- (a) Councils should provide strong and effective representation, leadership, planning and decision-making.
- (b) Councils should carry out functions in a way that provides the best possible value for residents and ratepayers.
- (c) Councils should plan strategically, using the integrated planning and reporting framework, for the provision of effective and efficient services and regulation to meet the diverse needs of the local community.
- (d) Councils should apply the integrated planning and reporting framework in carrying out their functions so as to achieve desired outcomes and continuous improvements.
- (e) Councils should work co-operatively with other councils and the State government to achieve desired outcomes for the local community.
- (f) Councils should manage lands and other assets so that current and future local community needs can be met in an affordable way.
- (g) Councils should work with others to secure appropriate services for local community needs.
- (h) Councils should act fairly, ethically and without bias in the interests of the local community.
- (i) Councils should be responsible employers and provide a consultative and supportive working environment for staff.

(2) Decision-making

The following principles apply to decision-making by councils (subject to any other applicable law):

- (a) Councils should recognise diverse local community needs and interests.
- (b) Councils should consider social justice principles.
- (c) Councils should consider the long term and cumulative effects of actions on future generations.
- (d) Councils should consider the principles of ecologically sustainable development.
- (e) Council decision-making should be transparent and decision-makers are to be accountable for decisions and omissions.

(3) Community participation

Councils should actively engage with their local communities, through the use of the integrated planning and reporting framework and other measures.

Chapter 3, Section 8B Principles of sound financial management

The following principles of sound financial management apply to councils:

- (a) Council spending should be responsible and sustainable, aligning general revenue and expenses.
- (b) Councils should invest in responsible and sustainable infrastructure for the benefit of the local community.
- (c) Councils should have effective financial and asset management, including sound policies and processes for the following:
 - (i) performance management and reporting,
 - (ii) asset maintenance and enhancement,
 - (iii) funding decisions,
 - (iv) risk management practices.
- (d) Councils should have regard to achieving intergenerational equity, including ensuring the following:
 - (i) policy decisions are made after considering their financial effects on future generations,
 - (ii) the current generation funds the cost of its services

Chapter 3, 8C Integrated planning and reporting principles that apply to councils

The following principles for strategic planning apply to the development of the integrated planning and reporting framework by councils:

- (a) Councils should identify and prioritise key local community needs and aspirations and consider regional priorities.
- (b) Councils should identify strategic goals to meet those needs and aspirations.
- (c) Councils should develop activities, and prioritise actions, to work towards the strategic goals.
- (d) Councils should ensure that the strategic goals and activities to work towards them may be achieved within council resources.
- (e) Councils should regularly review and evaluate progress towards achieving strategic goals.
- (f) Councils should maintain an integrated approach to planning, delivering, monitoring and reporting on strategic goals.
- (g) Councils should collaborate with others to maximise achievement of strategic goals.
- (h) Councils should manage risks to the local community or area or to the council effectively and proactively.
- (i) Councils should make appropriate evidence-based adaptations to meet changing needs and circumstances.