

MINUTES OF THE STRATEGY AND ASSETS COMMITTEE

Meeting Date: Tuesday, 8 June 2021
Location: Council Chambers, City Administrative Centre, Bridge Road, Nowra
Time: 5.00pm

The following members were present:

Clr John Wells - Chairperson
Clr Amanda Findley
Clr Joanna Gash
Clr Patricia White
Clr Nina Digiglio
Clr Annette Alldrick
Clr John Levett
Clr Andrew Guile
Clr Mitchell Pakes
Clr Greg Watson
Clr Mark Kitchener
Clr Bob Proudfoot
Mr Stephen Dunshea - Chief Executive Officer

Apologies / Leave of Absence

Apologies were received from Clr Gartner and Clr Guile.

Confirmation of the Minutes

RESOLVED (Clr Gash / Clr White) MIN21.359

That the Minutes of the Strategy and Assets Committee held on Tuesday 18 May 2021 be confirmed.

CARRIED

Declarations of Interest

Clr Pakes – CSA21.28 - Tenders - Albatross Aviation Technology Park - Stage 5 Subdivision – less than significant non pecuniary interest declaration – Will remain in the room and will take part in discussion or vote – The parents of the owner are known to him and he has worked for them.

Clr Wells – CSA21.28 - Tenders - Albatross Aviation Technology Park - Stage 5 Subdivision – less than significant non pecuniary interest declaration – Will remain in the room and will take part in discussion or vote – The Principals of the successful Tender are known to him and was their manager.

MAYORAL MINUTES

Nil

DEPUTATIONS AND PRESENTATIONS

SA21.116 - Progress Report, Jervis Bay Regional Boat Ramp Master Plan (H) - Boat Maintenance Facility at Woollamia

Mr Terry O'Connor, representing Residents, addressed the meeting and spoke against the recommendation.

Mr Matthew O'Connor, representing Jervis Bay Boat Storage, addressed the meeting and spoke against the recommendation.

Procedural Motion - Bring Item Forward

RESOLVED (Clr White / Clr Pakes)

MIN21.360

That the matter of item SA21.116 - Progress Report, Jervis Bay Regional Boat Ramp Master Plan (H) - Boat Maintenance Facility at Woollamia be brought forward for consideration.

CARRIED

SA21.116 Progress Report, Jervis Bay Regional Boat Ramp Master Plan (H) - Boat Maintenance Facility at Woollamia

**HPERM Ref:
D21/182527**

Recommendation (Item to be determined under delegated authority)

That Council:

1. Receive the Progress Report, Jervis Bay Regional Boat Ramp Master Plan (H) - Boat Maintenance Facility at Woollamia.
2. Continue to construct and commission the Boat Maintenance Facility in accordance with the Jervis Bay Regional Boat Ramp Master Plan (H).
3. Lease to a qualified operator the Boat Maintenance Facility on terms acceptable to the Chief Executive Officer and authorise the execution of the lease.

RESOLVED (Clr Watson / Clr Kitchener)

MIN21.361

That:

1. Council defer the item to a Councillor Briefing to consider the issues raised and examine the possibility of sharing the space.
2. The Briefing include consideration of the request for the extension of a trailable area to the west of the main wharfage to facilitate the launching of larger boats.

CARRIED

Procedural Motion

RESOLVED (Clr White / Clr Findley)

MIN21.362

That the following items be resolved en bloc:

- SA21.117 - Tenders – Albatross Aviation Technology Park – Stage 5 Subdivision
- SA21.125 - Tenders – Panel for Provision of Construction Materials
- SA21.126 - Tenders – Technical Services Consultants Capital Works Program
- SA21.127 - Tenders – Panel Contract for Consultant Self Employed Project Managers – Capital Works Project Development and/or Delivery
- SA21.128 - Tenders – Road Rehabilitation and Heavy Patch – BTU Road Nowra Hill
- SA21.130 - Tenders – Main Road Cambewarra Water Main Relocation and Stage 1 – Moss Vale Road Water Lead-in Project

CARRIED

NOTICES OF MOTION / QUESTIONS ON NOTICE

SA21.112 Notice of Motion - Culburra Park - Potential Dog Off Leash Park

**HPERM Ref:
D21/222438**

Recommendation (Item to be determined under delegated authority)

That Council investigate the cost and suitability of the land known as Culburra Park, behind the shops at Culburra Beach Shopping Centre, for use as an off leash dog park.

RESOLVED (Clr Gash / Clr Pakes)

MIN21.363

That Council investigate the cost and suitability of the land known as Culburra Park, behind the shops at Culburra Beach Shopping Centre, for use as an off leash dog park.

CARRIED

SA21.113 Notice of Motion - Access To Rotary Nature Play Park, Boongaree, Berry

**HPERM Ref:
D21/226478**

Recommendation (Item to be determined under delegated authority)

That

1. Council construct kerb & guttering and a footpath on Prince Alfred Street Berry (between Albert Street and North Street)
2. The funds be sourced if possible from the budget already allocated to Boongaree Rotary Nature Play Park project.

RESOLVED (Clr Wells / Clr Findley)

MIN21.364

That:

1. Council construct kerb & guttering and a footpath on Prince Alfred Street Berry (between Albert Street and North Street)
2. The funds be sourced if possible from grants or quarterly budget review savings.
3. Wayfinding signage be included in the project brief.

CARRIED

REPORTS

SA21.114 Request to Vary Donation - City of Shoalhaven Eisteddfod Inc

**HPERM Ref:
D21/222616**

Recommendation

That Council:

1. Approve the City of Shoalhaven Eisteddfod Inc's request for a variation of purpose for the remaining \$7,630 from the 2020/21 Allocated Donation of \$10,130 as a contribution towards the costs of a project aimed at promoting and maintaining the profile of the Shoalhaven Eisteddfod for 2022.
2. Allocate an additional donation of \$2,670 towards the cost of this project bringing the total donation for the 2020/21 Financial Year to \$12,800.

RECOMMENDATION (Clr Gash / Clr Findley)

That Council:

1. Approve the City of Shoalhaven Eisteddfod Inc's request for a variation of purpose for the remaining \$7,630 from the 2020/21 Allocated Donation of \$10,130 as a contribution towards the costs of a project aimed at promoting and maintaining the profile of the Shoalhaven Eisteddfod for 2022.
2. Allocate an additional donation of \$2,670 towards the cost of this project bringing the total donation for the 2020/21 Financial Year to \$12,800.

CARRIED

SA21.115 Local Government Remuneration Tribunal - Councillor and Mayoral Fees 2021/2022 - Superannuation Payments

**HPERM Ref:
D21/215900**

Recommendation

That Council:

1. Note the Local Government Remuneration Tribunal's Annual Report and Determination dated 23 April 2021.
2. Adjust the Councillor Fee to \$24,810 and the Additional Mayoral Fee to \$61,280 for the 2021/2022 financial year.
3. Note that the matter of superannuation payments for Councillors from July 2022 will be a policy matter for determination by the Council following the September 2021 Council Elections.

MOTION (Clr Watson / Clr Pakes)

That the report be received for information and referred to the Call Meeting after the Local Government Elections in September, noting that the current remuneration payments will continue until that time.

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

AGAINST: Clr Findley, Clr Gash, Clr Digiglio, Clr Alldrick, Clr Levett, Clr Proudfoot and Stephen Dunshea

LOST

Clr Findley raised a Point of Order against Clr Watson for making comments about the Mayor's financial assistance which call into disrepute the assistance the Mayor receives as entitlements.

The Chairperson did not rule it a Point of Order and asked Clr Watson to withdraw the comment as the assistance is not part of the Mayor's remuneration package, and the issues he had raised were extraneous. Clr Watson did not withdraw the comment.

FORESHADOWED MOTION (Clr Levett / Clr Digiglio)

That Council:

1. Note the Local Government Remuneration Tribunal's Annual Report and Determination dated 23 April 2021.
2. Adjust the Councillor Fee to \$24,810 and the Additional Mayoral Fee to \$61,280 for the 2021/2022 financial year.
3. Note that the matter of superannuation payments for Councillors from July 2022 will be a policy matter for determination by the Council following the September 2021 Council Elections.

FOR: Clr Findley, Clr Gash, Clr Digiglio, Clr Alldrick, Clr Levett and Stephen Dunshea

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

LOST on CASTING VOTE of the Chair

FORESHADOWED MOTION (Clr Proudfoot / Clr Levett)

That Council:

1. Note the Local Government Remuneration Tribunal's Annual Report and Determination dated 23 April 2021.
2. Adjust only the Additional Mayoral Fee to \$61,280 for the 2021/2022 financial year.
3. Note that the matter of superannuation payments for Councillors from July 2022 will be a policy matter for determination by the Council following the September 2021 Council Elections.

Note: Clr Findley - significant pecuniary interest declaration – Left the room and did not take part in discussion or vote – the Motion is to vote on her own payment alone.

Note: Clr Findley left the room at 6.34pm

RECOMMENDATION (Clr Proudfoot / Clr Levett)

That Council:

1. Note the Local Government Remuneration Tribunal's Annual Report and Determination dated 23 April 2021.
2. Adjust only the Additional Mayoral Fee to \$61,280 for the 2021/2022 financial year.
3. Note that the matter of superannuation payments for Councillors from July 2022 will be a policy matter for determination by the Council following the September 2021 Council Elections.

FOR: Clr Gash, Clr Digiglio, Clr Alldrick, Clr Levett, Clr Proudfoot and Stephen Dunshea

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

CARRIED

Note: Clr Findley returned at 6.36pm

SA21.116 Progress Report, Jervis Bay Regional Boat Ramp Master Plan (H) - Boat Maintenance Facility at Woollamia

**HPERM REF:
D21/182527**

Item dealt with earlier/later in the meeting see MIN21.361.

Items marked with an * were resolved 'en bloc'

SA21.117 Tenders – Albatross Aviation Technology Park – Stage 5 Subdivision **HPERM Ref: D21/220823**

RESOLVED* (Clr White / Clr Findley) MIN21.365

That Council consider a separate confidential report "Tenders – Albatross Aviation Technology Park – Stage 5 Subdivision" in accordance with Section 10A(2)(d)(i) of the Local Government Act 1993.

CARRIED

SA21.118 Consolidation of Grant Funding for Ulladulla Harbour Berthing Facility **HPERM Ref: D21/222107**

Recommendation (Item to be determined under delegated authority)

That Council:

1. Accept the proposal by the Australian and NSW Governments to consolidate the various funding for the Council project at Ulladulla Harbour to build berthing facilities.
2. Authorise the CEO to sign the consolidated Deed to enable the funding to be provided for the project.
3. Terminate the previous funding deeds entered into for this project that will be usurped by the consolidated deed.

RESOLVED (Clr White / Clr Kitchener) MIN21.366

That Council:

1. Accept the proposal by the Australian and NSW Governments to consolidate the various funding for the Council project at Ulladulla Harbour to build berthing facilities.
2. Authorise the CEO to sign the consolidated Deed to enable the funding to be provided for the project.
3. Terminate the previous funding deeds entered into for this project that will be usurped by the consolidated deed.

CARRIED

Procedural Motion

RESOLVED (Clr Digiglio / Clr Gash) MIN21.367

That the following items be resolved en bloc:

- SA21.119 - Proposed Acquisition of Land – Moss Vale Road South Urban Release Area
- SA21.120 – Caravan Park Opportunities in the Shoalhaven
- SA21.121 – Mundamia Urban Release Area – Update

CARRIED

Items marked with an * were resolved ‘en bloc’

SA21.119 Proposed Acquisition of Land – Moss Vale Road South Urban Release Area **HPERM Ref: D21/120036**

RESOLVED* (Clr Digiglio / Clr Gash) MIN21.368

That Council, in accordance with Section 10A(2)I of the Local Government Act 1993, consider a separate confidential report in relation to property acquisition matters associated with Moss Vale Road South Urban Release Area.

CARRIED

SA21.120 Caravan Park Opportunities in the Shoalhaven **HPERM Ref: D21/203823**

RESOLVED* (Clr Digiglio / Clr Gash) MIN21.369

That Council, in accordance with Section 10A(2)(d) of the Local Government Act 1993, consider a separate confidential report in relation to caravan park opportunities in the Shoalhaven.

CARRIED

SA21.121 Mundamia Urban Release Area – Update **HPERM Ref: D21/217369**

RESOLVED* (Clr Digiglio / Clr Gash) MIN21.370

That Council, in accordance with Section 10A(2)(d) of the Local Government Act 1993, consider a separate confidential report in relation to the Mundamia Urban Release area.

CARRIED

SA21.122 Policy Review – Creation of an Asset Protection Zone (APZ) over Council Owned or Managed Land **HPERM Ref: D20/434459**

Recommendation (Item to be determined under delegated authority)

That Council:

1. Resolves to retain the existing Policy “Creation of an Asset Protection Zone (APZ) over Council owned or managed land” POL20/6; and
2. Receives separate reports to consider the creation of APZs over Council community land and Crown land (where Council is Crown Land Manager) when applications are received from adjacent property owners where such applications demonstrate “Exceptional Cases” as identified in the Council’s Plans of Management; and
3. Notes it has no power to grant or enforce the establishment of APZs on land it does not own or manage (i.e. private land or Crown Land where Council is not the Crown Land Manager).

RESOLVED (Clr Proudfoot / Clr White) MIN21.371

That Council:

1. Resolves to retain the existing Policy “Creation of an Asset Protection Zone (APZ) over Council owned or managed land” POL20/6; and

2. Receives separate reports to consider the creation of APZs over Council community land and Crown land (where Council is Crown Land Manager) when applications are received from adjacent property owners where such applications demonstrate “Exceptional Cases” as identified in the Council’s Plans of Management; and
3. Notes it has no power to grant or enforce the establishment of APZs on land it does not own or manage (i.e. private land or Crown Land where Council is not the Crown Land Manager).

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

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

CARRIED

SA21.123 Traffic Committee Reports – Sub Delegation of Authorisation to Director City Services

HPERM Ref: D21/170434

Recommendation

That Council:

1. Sub-Delegates to the Chief Executive Officer (Director City Services) the functions listed below that have been delegated to Shoalhaven City Council by Transport for NSW (TfNSW – formerly RMS).

The exercising of all functions of RMS under:

- a. Division 1 of Part 4 (Traffic control devices) of the Road Transport (Safety and Traffic Management) Act 1999
- b. Division 2 part 5 (Special event parking schemes) of the Road Transport (Safety and Traffic Management) Act 1999

2. Note that notwithstanding the Sub-Delegation above, that Councillors can still have a Traffic Committee item considered at an Ordinary meeting at a Councillor’s request through the following process:

- a. Councillors will be emailed the minutes of the Traffic Committee as a matter of standard process.
- b. If a Councillor would like a Traffic Committee item considered at an Ordinary meeting, a request is to be email to Governance within 3 days of the Traffic Committee minutes being distributed and quote the Traffic Committee item number.
- c. The CEO (Director City Services) will discuss the issue with the Councillor. If the Councillor would still like it considered at an Ordinary meeting it will be added to the agenda of the next meeting.

RECOMMENDATION (Clr Findley / Clr Pakes)

That Council:

1. Sub-Delegates to the Chief Executive Officer (Director City Services) the functions listed below that have been delegated to Shoalhaven City Council by Transport for NSW (TfNSW – formerly RMS).

The exercising of all functions of RMS under:

- a. Division 1 of Part 4 (Traffic control devices) of the Road Transport (Safety and Traffic Management) Act 1999
- b. Division 2 part 5 (Special event parking schemes) of the Road Transport (Safety and Traffic Management) Act 1999

2. Note that notwithstanding the Sub-Delegation above, that Councillors can still have a Traffic Committee item considered at an Ordinary meeting at a Councillor's request through the following process:
 - a. Councillors will be emailed the minutes of the Traffic Committee as a matter of standard process.
 - b. If a Councillor would like a Traffic Committee item considered at an Ordinary meeting, a request is to be email to Governance within 3 days of the Traffic Committee minutes being distributed and quote the Traffic Committee item number.
 - c. The CEO (Director City Services) will discuss the issue with the Councillor. If the Councillor would still like it considered at an Ordinary meeting it will be added to the agenda of the next meeting.

CARRIED

SA21.124 Proposed Licence to land to Milton Ulladulla Railway Club Incorporated - Part Land Lot 4, DP631904, 45 Princes Highway Ulladulla

**HPERM Ref:
D21/210073**

Recommendation (Item to be determined under delegated authority)

That Council:

1. Approve the Licence of land at Part Lot 4, DP631904, 45 Princes Highway Ulladulla to Milton Ulladulla Railway Club Incorporated for a period of ten years commencing 1 July 2021 at a commencing rental of \$510 per annum excluding GST plus 2% annual increases.
2. Require the Licensee to be responsible for their proportion of outgoings, the maintenance of the licensed land and the buildings, collection and fixtures and fittings which are owned by them.
3. Approve the Chief Executive Officer to execute any documentation necessary to give effect to this resolution.

RESOLVED (Clr Findley / Clr Digiglio)

MIN21.372

That Council:

1. Approve the Licence of land at Part Lot 4, DP631904, 45 Princes Highway Ulladulla to Milton Ulladulla Railway Club Incorporated for a period of ten years commencing 1 July 2021 at a commencing rental of \$510 per annum excluding GST plus 2% annual increases.
2. Require the Licensee to be responsible for their proportion of outgoings, the maintenance of the licensed land and the buildings, collection and fixtures and fittings which are owned by them.
3. Approve the Chief Executive Officer to execute any documentation necessary to give effect to this resolution.

CARRIED

Items marked with an * were resolved ‘en bloc’

SA21.125 Tenders - Panel for Provision of Construction Materials **HPERM Ref:
D21/119770**

RESOLVED* (Clr White / Clr Findley) MIN21.373

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

CARRIED

SA21.126 Tenders – Technical Services Consultants Capital Works Program **HPERM Ref:
D21/203192**

RESOLVED* (Clr White / Clr Findley) MIN21.374

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

CARRIED

SA21.127 Tenders – Panel Contract for Consultant Self Employed Project Managers – Capital Works Project Development and/or Delivery **HPERM Ref:
D21/218263**

RESOLVED* (Clr White / Clr Findley) MIN21.375

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

CARRIED

SA21.128 Tenders - Road Rehabilitation and Heavy Patch - BTU Road Nowra Hill **HPERM Ref:
D21/225879**

RESOLVED* (Clr White / Clr Findley) MIN21.376

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

CARRIED

SA21.129 Thomson Street Sporting Complex - Options - Reseal Main Car Park **HPERM Ref:
D21/124664**

Recommendation (Item to be determined under delegated authority)

That Council:

1. Reseal the main car park at Thomson Street Sporting Complex utilising spray seal, at a cost of \$22,079, to be funded from the 2021/22 Minor Improvement Program budget.
2. Identify the design and construction of the additional car parking at the rear of the indoor sports hall in the Swim Sport Fitness Assets Management Plan and allocate funding of \$30,000 in the budget for financial year 2022/23 for the design and investigation component of this project.

3. Once a car park design is obtained, consider seed funding in future outyears of the capital works program to enable grant funding opportunities to be sought to deliver additional car parking on the site.

RESOLVED (Clr White / Clr Pakes)

MIN21.377

That Council:

1. Reseal the main car park at Thomson Street Sporting Complex utilising spray seal, at a cost of \$22,079, to be funded from the 2021/22 Minor Improvement Program budget.
2. Identify the design and construction of the additional car parking at the rear of the indoor sports hall in the Swim Sport Fitness Assets Management Plan and allocate funding of \$30,000 in the budget for financial year 2022/23 for the design and investigation component of this project.
3. Once a car park design is obtained, consider seed funding in future outyears of the capital works program to enable grant funding opportunities to be sought to deliver additional car parking on the site.

CARRIED

SA21.130 Tenders - Main Road Cambewarra Water Main Relocation and Stage 1 - Moss Vale Road Water Lead-in Project

HPERM Ref: D21/198161

RESOLVED* (Clr White / Clr Findley)

MIN21.378

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

CARRIED

CONFIDENTIAL REPORTS

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

No members of the public made representations.

RESOLVED (Clr Pakes / Clr Levett)

MIN21.379

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.

CSA21.25 Proposed Acquisition of Land - Moss Vale Road South Urban Release Area

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

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.

- CSA21.26 Caravan Park Opportunities in the Shoalhaven
Commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.10(A)(2)(d)(i)
There is a public interest consideration against disclosure of information as disclosure of the information could reasonably be expected to reveal commercial-in-confidence provisions of a contract, diminish the competitive commercial value of any information to any person and/or prejudice any person's legitimate business, commercial, professional or financial interests.
- CSA21.27 Mundamia Urban Release Area - Update
Commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.10(A)(2)(d)(i)
There is a public interest consideration against disclosure of information as disclosure of the information could reasonably 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.
- CSA21.28 Tenders - Albatross Aviation Technology Park - Stage 5 Subdivision
Commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.10(A)(2)(d)(i)
There is a public interest consideration against disclosure of information as disclosure of the information could reasonably be expected to reveal commercial-in-confidence provisions of a contract, diminish the competitive commercial value of any information to any person and/or prejudice any person's legitimate business, commercial, professional or financial interests.
- CSA21.29 Tenders - Panel for Provision of Construction Materials
Commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.10(A)(2)(d)(i)
There is a public interest consideration against disclosure of information as disclosure of the information could reasonably be expected to reveal commercial-in-confidence provisions of a contract, diminish the competitive commercial value of any information to any person and/or prejudice any person's legitimate business, commercial, professional or financial interests.
- CSA21.30 Tenders – Technical Services Consultants Capital Works Program
Commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.10(A)(2)(d)(i)
There is a public interest consideration against disclosure of information as disclosure of the information could reasonably be expected to reveal commercial-in-confidence provisions of a contract, diminish the competitive commercial value of any information to any person and/or prejudice any person's legitimate business, commercial, professional or financial interests.
- CSA21.31 Tenders – Panel Contract for Consultant Self Employed Project Managers – Capital Works Project Development and/or Delivery
Commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.10(A)(2)(d)(i)
There is a public interest consideration against disclosure of information as disclosure of the information could reasonably be expected to reveal commercial-in-confidence provisions of a contract, diminish the competitive commercial value of any information to any person and/or prejudice any person's legitimate business,

commercial, professional or financial interests.

- CSA21.32 Tenders - Road Rehabilitation and Heavy Patching - BTU Rd Nowra Hill
Information that would, if disclosed, confer a commercial advantage on a competitor of the council.10(A)(2)(d)(ii)
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.

- CSA21.33 Tenders - Main Road Cambewarra Water Main Relocation and Stage 1 - Moss Vale Road Water Lead-in Project
Commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.10(A)(2)(d)(i)
There is a public interest consideration against disclosure of information as disclosure of the information could reasonably be expected to reveal commercial-in-confidence provisions of a contract, diminish the competitive commercial value of any information to any person and/or prejudice any person's legitimate business, commercial, professional or financial interests.

CARRIED

The meeting moved into confidential the time being 6.45pm.

The meeting moved into open session, the time being 7.07pm.

REPORT FROM CONFIDENTIAL SESSION

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

CSA21.25 Proposed Acquisition of Land - Moss Vale Road South Urban Release Area	HPERM Ref: D21/120407
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This item is a Recommendation to Council to be addressed at the Ordinary Meeting on 29 June 2021

CSA21.26 Caravan Park Opportunities in the Shoalhaven	HPERM Ref: D21/202647
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RESOLVED MIN21.380C

That the Chief Executive Officer (Director, City Futures) undertake the proposed Future Actions as detailed in this report and provide a separate report back to Council in due course on the outcome of those actions.

CARRIED

CSA21.27 Mundamia Urban Release Area - Update

**HPERM Ref:
D21/209719**

RESOLVED

MIN21.381C

That the Chief Executive Officer (Director, City Futures) undertake the proposed Future Actions as detailed in this report and provide a separate report back to Council in due course on the outcome of those actions.

CARRIED

CSA21.28 Tenders - Albatross Aviation Technology Park - Stage 5 Subdivision

**HPERM Ref:
D21/223255**

Clr Pakes – CSA21.28 - Tenders - Albatross Aviation Technology Park - Stage 5 Subdivision – less than significant non pecuniary interest declaration – Remained in the room and took part in discussion and voted – The parents of the owner are known to him and he has worked for them.

Clr Wells – CSA21.28 - Tenders - Albatross Aviation Technology Park - Stage 5 Subdivision – less than significant non pecuniary interest declaration – Remained in the room and took part in discussion and voted – The Principals of the successful Tender are known to him and he was their manager.

RESOLVED

MIN21.382C

That

1. Council (Strategy and Assets Committee accept the Tender from Pascall Group Pty Ltd for Albatross Aviation Technology Park – Stage 5 subdivision. at a total cost of \$2,144,686.53 (excluding GST).
2. The contract documents and any other associated documents be executed on behalf of the Council in accordance with cl165 of the Local Government Regulation by the CEO (Director, City Futures) as the Principal’s Representative.
3. Council authorises the Superintendent under the contract to adjust the contract for variations under the contract, authorise a purchase order in the amount of \$2,595,070.70 (including GST) for the contract plus 10% construction contingency and adjust the funding within Council’s Financial system.

CARRIED

CSA21.29 Tenders - Panel for Provision of Construction Materials

**HPERM Ref:
D21/119647**

RESOLVED

MIN21.383C

That:

1. Council accept the Schedule of Rate tenders from Cleary Bros (Bombo) Pty Ltd, Buttai Gravel Pty Ltd T/A Daracon Quarries, and Bulk Materials Australia Pty Ltd T/A SCE.
2. The contract documents and any other associated documents be executed on behalf of the Council in accordance with cl165 of the Local Government Regulation by the CEO (Director – City Services) as the Principal’s Representative.
3. Authorise the CEO (Director – City Services) to adjust the contract for variations for components under the contact.

CARRIED

CSA21.30 Tenders – Technical Services Consultants Capital Works Program

HPERM Ref: D21/203305

RESOLVED

MIN21.384C

That:

1. Council (Strategy & Assets Committee) endorses the recommendation of the Tender Evaluation Team and appoints the specified consultants (38 in total) to the Technical Services Consultants Panel – Tender Reference 66219E (as listed in D21/227426).
2. The contract documents and any other associated documents be executed on behalf of the Council in accordance with cl165 of the Local Government Regulation by the CEO (Director City Services), as the Principal’s Representative.
3. Procurement of services under this panel be subject to the following guidelines:
 - For engagements valued at \$30,000 or under, at least one quote from a suitably qualified consultant on the Technical Services Panel
 - For engagements valued at over \$30,000, at least three quotes from suitably qualified consultants on the Technical Services Panel.

CARRIED

CSA21.31 Tenders – Panel Contract for Consultant Self Employed Project Managers – Capital Works Project Development and/or Delivery

HPERM Ref: D21/218298

RESOLVED

MIN21.385C

That:

1. Council endorses the recommendation of the Tender Evaluation Team and appoints the specified consultants to the Consultant Self Employed Project Managers Panel (the Panel). Tender Reference 65889E.
2. The contract documents and any other associated documents be executed on behalf of the Council in accordance with cl165 of the Local Government Regulation by the CEO (Director City Services) as the Principal’s Representative.
3. Consultants appointed to the Panel be engaged on an as needed basis with Consultants being invited to quote on individual projects based on their relevant experience and professional disciplines.
4. The Panel be readvertised for a second intake of Consultant Self Employed Project Managers to increase the number of available Consultants and report back to Council, given the proposed 2021/2022 Capital Works Program.

CARRIED

CSA21.32 Tenders - Road Rehabilitation and Heavy Patching - BTU Rd Nowra Hill

HPERM Ref: D21/225039

RESOLVED

MIN21.386C

1. Council endorses the recommendation of the Tender Evaluation Team and accepts the Tender from Stabilised Pavements of Australia Pty Ltd for BTU Rd Pavement Rehabilitation and Heavy Patching (CH2.27km to CH4.9km) at a total cost of \$1,851,803.26 (excluding GST). Tender reference 67016E.

2. The contract documents and any other associated documents be executed on behalf of the Council in accordance with cl165 of the Local Government Regulation by the CEO (Director of City Services).

CARRIED

**CSA21.33 Tenders - Main Road Cambewarra Water Main
Relocation and Stage 1 - Moss Vale Road Water Lead-in
Project**

**HPERM Ref:
D21/198171**

RESOLVED

MIN21.387C

That:

1. Council accept the Tender from Hisway Pty Ltd for the Main Road Cambewarra Water Main Relocation and Stage 1 - Moss Vale Road Water Lead-in Works at a total cost of \$1,524,866.20 (GST Inclusive).
2. The contract documents and any other associated documents be executed on behalf of the Council in accordance with cl165 of the Local Government Regulation by the Executive Manager - Shoalhaven Water.

CARRIED

Procedural Motion - Matters of Urgency

MOTION (Clr Pakes)

That an additional item regarding the signage on the new Culburra Beach Police Station building be introduced as a matter of urgency.

The Chairperson ruled the matter as urgent as the proposed signage change may be implemented before construction of the building is completed.

SA21.131 Culburra Beach Police Station - Signage

RESOLVED (Clr Pakes / Clr Digiglio)

MIN21.388

That Council make urgent representations to The Hon Shelley Hancock, MP, and the NSW Police Force, to request the signage on the Police Station reflect "Culburra Beach Police Station".

CARRIED

There being no further business, the meeting concluded, the time being 7.15pm.

Clr Wells
CHAIRPERSON