

MINUTES OF THE ORDINARY MEETING

Meeting Date: Tuesday, 10 December 2024
Location: Council Chambers, City Administrative Building, Bridge Road, Nowra
Time: 5.33pm

The following members were present:

Clr Patricia White - Chairperson
Clr Denise Kemp
Clr Luciano Casmiri
Clr Karlee Dunn
Clr Jason Cox
Clr Peter Wilkins
Clr Bob Proudfoot
Clr Jemma Tribe
Clr Matthew Norris
Clr Gillian Boyd
Clr Natalee Johnston (Remotely)
Clr Ben Krikstolaitis
Clr Selena Clancy

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

The meeting was opened by an Acknowledgement of Country by the Chairperson, followed with a Moment of Silence & Reflection and the playing of the Australian National Anthem.

Apologies / Leave of Absence

RESOLVED (Clr Dunn / Clr Boyd) MIN24.650

That the request from Clr Johnston for a Leave of Absence for the following dates be granted:

- 8 January 2025 – 16 January 2025
- 30 January 2025 – 10 February 2025

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

Confirmation of the Minutes

RESOLVED (Clr Krikstolaitis / Clr Dunn) MIN24.651

That the Minutes of the Ordinary Meeting held on Tuesday 26 November 2024 be confirmed.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

Declaration of Interests

Nil.

MAYORAL MINUTE

MM24.38 Mayoral Minute - Fee Waiver for Nowra CBD Christmas Activation

HPERM Ref:
D24/518992

Recommendation

That Council waive 100% of the \$1330 (ex gst) in fees and charges for the Nowra CBD Chamber's Christmas Activation, known as "Nowra Shine Bright" and agree to waive the \$1000 bond.

RESOLVED (Clr White / Clr Casmiri) MIN24.652

That Council waive 100% of the \$1330 (ex gst) in fees and charges for the Nowra CBD Chamber's Christmas Activation, known as "Nowra Shine Bright" and agree to waive the \$1000 bond.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot and Clr Clancy

AGAINST: Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston and Clr Krikstolaitis

CARRIED

MM24.39 Mayoral Minute - Congratulations - 2025 Nowra Show Young Woman Competition

HPERM Ref:
D24/521847

Recommendation

That Council acknowledges all the entrants in the 2025 Nowra Show Young Woman Competition and congratulates this year's winner, Iszi Crawford.

RESOLVED (Clr White / Clr Norris) MIN24.653

That Council acknowledges all the entrants in the 2025 Nowra Show Young Woman Competition and congratulates this year's winner, Iszi Crawford.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

DEPUTATIONS AND PRESENTATIONS

CL24.383 Rescission Motion - CL24.376 - Post-Exhibition and Finalisation - Planning Proposal - Local Character - Shoalhaven Local Environmental Plan 2014 (PP073)

Ms Lindsay Cane AM addressed the meeting to speak AGAINST the recommendation.

CL24.384 Notice of Motion - CL24.376 - Post-Exhibition and Finalisation - Planning Proposal - Local Character - Shoalhaven Local Environmental Plan 2014 (PP073)

Mr Evan Christen addressed the meeting to speak AGAINST the recommendation.

CL24.385 Notice of Motion - Call in DA MA24/1370 - Huskisson Hotel

Mr Stephen Bartlett addressed the meeting to speak AGAINST the recommendation.

CL24.391 - Narrawallee Creek Road, Lake Conjola - Maintenance Responsibility

Mr Tristan Knights addressed the meeting to speak AGAINST the recommendation.

CL24.393 Lease of Croquet Clubhouse & Courts - Artie Smith Oval, Cambewarra Road, Bomaderry

Mr Doug Cornish addressed the meeting to speak AGAINST the recommendation.

NOTICES OF MOTION / QUESTIONS ON NOTICE

CL24.383 Rescission Motion - CL24.376 - Post-Exhibition and Finalisation - Planning Proposal - Local Character - Shoalhaven Local Environmental Plan 2014 (PP073)

**HPERM Ref:
D24/518737**

Note: A Deputation was received on this item.

Recommendation

That Council rescind the Motion relating to Item CL24.376 - Post-Exhibition and Finalisation - Planning Proposal - Local Character - Shoalhaven Local Environmental Plan 2014 (PP073) of the Council Meeting held on Tuesday 26 November 2024.

RESOLVED (Clr Casmiri / Clr Wilkins)

MIN24.654

That Council rescind the Motion relating to Item CL24.376 - Post-Exhibition and Finalisation - Planning Proposal - Local Character - Shoalhaven Local Environmental Plan 2014 (PP073) of the Council Meeting held on Tuesday 26 November 2024.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Cox, Clr Wilkins, Clr Proudfoot and Clr Clancy

AGAINST: Clr Dunn, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston and Clr Krikstolaitis

CARRIED

CL24.384 Notice of Motion - CL24.376 - Post-Exhibition and Finalisation - Planning Proposal - Local Character - Shoalhaven Local Environmental Plan 2014 (PP073)

**HPERM Ref:
D24/518775**

Note: A Deputation was received on this item.

Recommendation

That Council:

1. Not proceed with Planning Proposal PP073 and the drafting of character statements and design guidelines be considered and included in work on the new Land Use Planning Scheme (Local Environmental Plan).
2. Acknowledge that the Shoalhaven Development Industry Reference Group has workshopped design at a previous meeting.
3. Ensure there is adequate Community involvement/consultation in the development of any Character and Design Guidelines or requirements.
4. Ensure this issue is investigated with other items yet to emerge impacting housing supply.

RESOLVED (Clr Casmiri / Clr Wilkins)

MIN24.655

That Council:

1. Pause Planning Proposal PP073 and the drafting of character statements and design guidelines to be considered including work on the new Land Use Planning Scheme (Local Environmental Plan), until such time as Council can hold a briefing to receive information on the background and status.
2. Acknowledge that the Shoalhaven Development Industry Reference Group has workshopped design at a previous meeting.
3. Ensure there is adequate Community involvement/consultation in the development of any Character and Design Guidelines or requirements.
4. Ensure this issue is investigated with other items yet to emerge impacting housing supply.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Cox, Clr Wilkins, Clr Proudfoot and Clr Clancy

AGAINST: Clr Dunn, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston and Clr Krikstolaitis

CARRIED

CL24.385 Notice of Motion - Call in DA MA24/1370 - Huskisson Hotel

**HPERM Ref:
D24/504955**

Note: A Deputation was received on this item.

Recommendation

That Council 'calls in' DA MA24/1370 'Modification of Trading Hours for Huskisson Hotel' to consider public interest and give the community a say.

RESOLVED (Clr Tribe / Clr Norris)

MIN24.656

That Council 'calls in' DA MA24/1370 'Modification of Trading Hours for Huskisson Hotel' to consider public interest and give the community a say.

FOR: Clr White, Clr Dunn, Clr Cox, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston and Clr Krikstolaitis

AGAINST: Clr Kemp, Clr Casmiri, Clr Wilkins, Clr Proudfoot and Clr Clancy

CARRIED

CL24.386 Notice of Motion - Handrail - Gannet Beach Bawley Point

**HPERM Ref:
D24/524218**

Recommendation

That:

1. Council request the CEO to undertake the necessary work with Kioloa Sport & Rec Community Group and Cec Skwarko to install a handrail and clean up the access track at the Southern End of Gannet Beach as soon as possible (preferable prior new year).
2. The cost of Materials to be met by Kioloa Sport & Rec and in-kind labour by builder Cec Skwarko.

RESOLVED (Clr Dunn / Clr White)

MIN24.657

That:

1. Council request the CEO to undertake the necessary work with Kioloa Sport & Rec Community Group and Cec Skwarko to install a handrail and clean up the access track at the Southern End of Gannet Beach as soon as possible (preferable prior new year).
2. The cost of Materials to be met by Kioloa Sport & Rec and in-kind labour by builder Cec Skwarko.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

CL24.387 Notice of Motion - Re-Vegetation of Foreshore Areas

**HPERM Ref:
D24/525468**

Recommendation

That Council staff produce a report which clarifies large scale community concerns regarding the planting of trees, medium size shrubs and groundcovers adjacent to, and overlooking foreshore areas across the Shoalhaven. Ideally the report would focus on the effective communication and collaboration with nearby residents and foreshore users in ensuring that the desired outcomes are beneficial to all concerned. Council staff note, consult and respond to the following list of very common grievances:

1. The area in question is part of a residential precinct and should not be treated as a wilderness location.
2. Erosion is minimal, and the vaguely communicated proposed works will have less than marginal improvement to the site.
3. The amenity to local users at the selected location, will in all likelihood, be an unfortunate negative.
4. A risk assessment be provided which gives comfort to families that young children will not be placed at greater danger by being hidden or obscured by the bushes, once the new vegetation becomes more mature.
5. The vegetation which drops into the water, quickly rots and has a pollution impact on what was previously a clear and clean body of water.

RESOLVED (Clr Proudfoot / Clr Wilkins)

MIN24.658

That Council staff produce a report which clarifies large scale community concerns regarding the planting of trees, medium size shrubs and groundcovers adjacent to, and overlooking foreshore areas across the Shoalhaven. Ideally the report would focus on the effective communication and collaboration with nearby residents and foreshore users in ensuring that the desired outcomes are beneficial to all concerned. Council staff note, consult and respond to the following list of very common grievances:

1. The area in question is part of a residential precinct and should not be treated as a wilderness location.
2. Erosion is minimal, and the vaguely communicated proposed works will have less than marginal improvement to the site.
3. The amenity to local users at the selected location, will in all likelihood, be an unfortunate negative.
4. A risk assessment be provided which gives comfort to families that young children will not be placed at greater danger by being hidden or obscured by the bushes, once the new vegetation becomes more mature.
5. The vegetation which drops into the water, quickly rots and has a pollution impact on what was previously a clear and clean body of water.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Cox, Clr Wilkins, Clr Proudfoot, and Clr Clancy

AGAINST: Clr Johnston, Clr Dunn, Clr Tribe, Clr Norris, Clr Boyd and Clr Krikstolaitis

CARRIED

CL24.388 Notice of Motion - Markets, Sporting Events and Commercial Promotions at Huskisson

**HPERM Ref:
D24/525484**

Recommendation

That Council staff prepare a comprehensive report on the cost benefit analysis to Council and subsequently the people of the Bay and Basin area and Huskisson in particular, of the many well-advertised events that take place at the immensely popular residential, business and tourist precinct of Huskisson. The report would focus on, but not be restricted to the following:

1. The income derived by Council.
2. The cost to Council.
3. The requirement for events participants to submit a financial statement outlining their income and expenditure.
4. Occupational Health and Safety stipulations especially concerning power and extension leads.
5. The acceptance and enthusiasm for, or otherwise, by the local community, local businesses, and tourists, for the use of public land and facilities as part of a private event.

RESOLVED (Clr Proudfoot / Clr White)

MIN24.659

That Council staff prepare a comprehensive report on the cost benefit analysis to Council and subsequently the people of the Bay and Basin area and Huskisson in particular, of the many well-advertised events that take place at the immensely popular residential, business and tourist precinct of Huskisson. The report would focus on, but not be restricted to the following:

1. The income derived by Council.
2. The cost to Council.
3. The requirement for events participants to submit a financial statement outlining their income and expenditure.

4. Occupational Health and Safety stipulations especially concerning power and extension leads.
5. The acceptance and enthusiasm for, or otherwise, by the local community, local businesses, and tourists, for the use of public land and facilities as part of a private event.
6. A copy of the relevant policy or assessment process be included.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

**CL24.389 Notice of Motion - Albatross Musical Theatre Company -
Nowra Youth Hall**

**HPERM Ref:
D24/526910**

Note: This item was withdrawn.

CALL OVER OF THE BUSINESS PAPER

Call Over of Business Paper - En block

RESOLVED (Clr White / Clr Cox)

MIN24.660

That the following item from City Performance Directorate be resolved en block:

- CL24.390 -Report Back - Question on Notice - CEO Resignation – Funding

Note – the item will be marked with an asterisk (*) in these Minutes.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

Call Over of Business Paper - En block

RESOLVED (Clr Norris / Clr Cox)

MIN24.661

That the following item from City Services be resolved en block:

- CL24.392 - Proposed New Lease - 2/39 Holloway Road, Nowra

Note – the item will be marked with an asterisk (*) in these Minutes.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

Call Over of Business Paper - En block

RESOLVED (Clr Casmiri / Clr Cox) MIN24.662

That the following item from City Services be resolved en block:

- CL24.394 - Proposed Land Sales

Note – the item will be marked with an asterisk (*) in these Minutes.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

Call Over of Business Paper - En block

RESOLVED (Clr Boyd / Clr Dunn) MIN24.663

That the following item from City Development be resolved en block:

- CL24.395 - Sister City Relationships - The Way Forward

Note – the item will be marked with an asterisk (*) in these Minutes.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

Call Over of Business Paper - En block

RESOLVED (Clr Cox / Clr Casmiri) MIN24.664

That the following item from Shoalhaven Water Directorate be resolved en block:

- CL24.398 - Tenders - Cambewarra Dam Decommissioning

Note – the item will be marked with an asterisk (*) in these Minutes.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

Introduction of Items as Matters of Urgency

RESOLVED (Clr Proudfoot / Clr Wilkins) MIN24.665

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

1. CL24.399 - Report back - Notice of Motion - Plant and Fleet Accountability
2. CL24.400 - Report Back - Ulladulla Harbour Boat Ramp

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

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

Call Over of Business Paper - En block

RESOLVED (Clr Cox / Clr Wilkins) MIN24.666

That the following addendum item be resolved en block:

- CL24.399 - Report back - Notice of Motion - Plant and Fleet Accountability

Note – the item will be marked with an asterisk (*) in these Minutes.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

Call Over of Business Paper - En block

RESOLVED (Clr Boyd / Clr White) MIN24.667

That the following addendum item be resolved en block:

- CL24.400 - Report Back - Ulladulla Harbour Boat Ramp

Note – the item will be marked with an asterisk (*) in these Minutes.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

REPORTS

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

CL24.390 Report Back - Question on Notice - CEO Resignation - Funding **HPERM Ref: D24/527006**

RESOLVED* (Clr White / Clr Cox) MIN24.668

That Council receive the report on CEO resignation funding in response to CL24.364, being a Question on Notice from the 26 November 2024 Council Meeting.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

CL24.391 Narrawallee Creek Road, Lake Conjola - Maintenance Responsibility

**HPERM Ref:
D24/463542**

Note: A Deputation was received on this item.

Recommendation

That Council:

1. Note the outcome of the investigation into the responsibility for maintaining Narrawallee Creek Road, Lake Conjola.
2. Endorse the position that Narrawallee Creek Road is not maintained by the Council and the maintenance is the joint responsibility of the proprietors of the lots burdened per the Section 88B instrument of D.P. 827665.

RESOLVED (Clr White / Clr Norris)

MIN24.669

That Council defer this matter to a Councillor Briefing.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

CL24.392 Proposed New Lease - 2/39 Holloway Road, Nowra

**HPERM Ref:
D24/474238**

RESOLVED* (Clr Norris / Clr Cox)

MIN24.670

That Council:

1. Enter a five-year (with additional five-year option) lease with Property NSW (ABN 91 840 597 406) over Council operational land known as Building 2/39, Holloway Road Nowra (Part Lot 2 DP 708441) as shown in **Figure 1** of this report.
2. Establish lease rental of \$40,000 (excluding GST) per annum.
3. Apply annual rent increases in line with the Consumer Price Index (All Groups Sydney).
4. Register the lease on title and the lessee be responsible for all costs associated with lease registration.
5. Authorise the Common Seal of the Council of the City of Shoalhaven to be affixed to any document required to be sealed and delegate authority to the Chief Executive Officer to sign any documentation necessary to give effect to this resolution.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

CL24.393 Lease of Croquet Clubhouse & Courts - Artie Smith Oval, Cambewarra Road, Bomaderry

**HPERM Ref:
D23/498733**

Note: A Deputation was received on this item.

Recommendation

That Council:

1. Enter a five-year lease with Nowra Croquet Club Incorporated (ABN 72 138 453 719) over Council community land known as the Croquet Clubhouse and Courts at Artie Smith Oval, Part Lot 100 DP 1237704, 84 Cambewarra Road, Bomaderry.
2. Establish lease rental and associated fees as follows:
 - i) Rent of Clubhouse building at \$7,875.41 excluding GST per annum.
 - ii) Contribution to court sinking fund for capital upgrades of \$4,545.45 excluding GST per annum.
 - iii) Contribution to court maintenance costs of \$2,119.64 excluding GST per annum.
3. Apply annual increases to the rent of the clubhouse building and the contribution to court maintenance costs in line with the Consumer Price Index (All Groups Sydney).
4. Authorise the allocation of the Contribution to court sinking fund for capital upgrades into a Restricted Asset Account for this facility.
5. Authorise the Common Seal of the Council of the City of Shoalhaven to be affixed to any document required to be sealed and delegate authority to the Chief Executive Officer to sign any documentation necessary to give effect to this resolution.

RESOLVED (Clr Cox / Clr Dunn)

MIN24.671

That Council:

1. Accept NCCI preferred option (the counter proposal) with a total commencing amount payable under the lease of \$9,995.05 excluding GST incorporating rent of clubhouse building and contribution to court maintenance only.
2. In the second year, add the contribution to the court maintenance costs.
3. In the third year add the contribution to the court sinking funds for capital upgrades.
4. Authorise the Common Seal of the Council of the City of Shoalhaven to be affixed to any document required to be sealed and delegate authority to the Chief Executive Officer to sign any documentation necessary to give effect to this resolution.

FOR: Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Tribe, Clr Boyd and Clr Johnston

AGAINST: Clr White, Clr Proudfoot, Clr Norris, Clr Krikstolaitis and Clr Clancy

CARRIED

Note: This item was reintroduced see MIN24.680.

CL24.394 Proposed Land Sales

**HPERM Ref:
D24/477597**

RESOLVED* (Clr Casmiri / Clr Cox)

MIN24.672

That:

1. Council sell the following operational land for not less than the market value as determined by an independent valuer:
 - a. Queen Mary Street Callala Beach (Lot 51 Sec T DP 27357).
 - b. 105 The Park Drive Sanctuary Point (Lot 1256 DP 31816).
 - c. Ilett St Mollymook (Lot 61 DP 833017).
2. The former resolution (MIN24.179) be amended to sell the following two properties via direct negotiations for a value determined by an independent valuer:

- a. Green St Ulladulla (Ulladulla High School) (Lot 3 DP 851748) to The Department of Education.
- b. Green St Ulladulla (Lot 4 DP 851748) to the St Vincent de Paul Society.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

CL24.395 Sister City Relationships - The Way Forward

**HPERM Ref:
D24/450065**

RESOLVED* (Clr Boyd / Clr Dunn)

MIN24.673

That Council:

1. Note there has been a significant length of inactivity between the organisation and its Sister Cities;
2. Acknowledge that its Sister City relationships are in a state of dormancy due to this recent inactivity;
3. Remain to be in a Sister City relationship with all current Sister Cities, so that there is an ability to reactivate these relationships, if desired in the future.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

CL24.396 Shoalhaven Motor Sports Working Group

**HPERM Ref:
D24/515411**

Recommendation

That Council:

1. Recognise and thank the ongoing commitment of the dedicated volunteers and reaffirm support for a future motor sports complex and the positive impact it could have on the Shoalhaven economy.
2. Request the Mayor commit to regular meetings with community members and other stakeholders who are interested in developing the motor sports complex in Shoalhaven.
3. Delegate (insert Councillor/s) as the key liaison for the project and encourage interested stakeholders to work with this Councillor as the local Council representative.
4. Pause the formal committee known as the 'Shoalhaven Motor Sports Working Group' and request the CEO (or delegate) to continue to provide information and advice to the stakeholder group as needed. Noting that there is an option to stand up the committee again in future should the need arise.

RESOLVED (Clr White / Clr Casmiri)

MIN24.674

That Council:

1. Recognise and thank the ongoing commitment of the dedicated volunteers and reaffirm support for a future motor sports complex and the positive impact it could have on the Shoalhaven economy.

2. Request the Mayor commit to regular meetings with community members and other stakeholders who are interested in developing the motor sports complex in Shoalhaven.
3. Delegate Clr Kemp, Clr Casmiri, Clr Wilkins, Clr Tribe, Clr Norris and Clr Clancy as the key liaison for the project and encourage interested stakeholders to work with these Councillors as the local Council representatives.
4. Pause the formal committee known as the 'Shoalhaven Motor Sports Working Group' and request the CEO (or delegate) to continue to provide information and advice to the stakeholder group as needed. Noting that there is an option to stand up the committee again in future should the need arise.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

CL24.397 Review of Public Policies - Communications Site Charging

**HPERM Ref:
D24/502883**

Recommendation

That Council

1. Reaffirm the Communication Site Charging Policy (POL22/124), with minor changes and additions.
2. Rescind Communications Site Rental – Community FM Radio Stations (POL22/125), as this Policy is now combined into Communications Site Charging Policy.

RESOLVED (Clr Proudfoot / Clr White)

MIN24.675

That Council

1. Reaffirm the Communication Site Charging Policy (POL22/124), with minor changes and additions.
2. Rescind Communications Site Rental – Community FM Radio Stations (POL22/125), as this Policy is now combined into Communications Site Charging Policy.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

CL24.398 Tenders - Cambewarra Dam Decommissioning

**HPERM Ref:
D24/497668**

RESOLVED* (Clr Cox / Clr Casmiri)

MIN24.676

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

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

ADDENDUM REPORTS

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

CL24.399 Report back - Notice of Motion - Plant and Fleet Accountability	HPERM Ref: D24/529504
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RESOLVED* (Clr Cox / Clr Wilkins) MIN24.677

That Council receive the report on plant and fleet improvements in response to CL24.360 and CL24.361, from the Ordinary Council Meeting of 26 November 2024.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

CL24.400 Report Back - Ulladulla Harbour Boat Ramp	HPERM Ref: D24/532769
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RESOLVED* (Clr Boyd / Clr White) MIN24.678

That Council:

1. Note the updated advice provided in this report with regards to progression of works on the Ulladulla Boat Ramp; and,
2. Write to Liza Butler MP, Member for the South Coast, thanking her for her advocacy and State level assistance in this matter.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

Procedural Motion - Reintroduction of Item

RESOLVED (Clr Cox / Clr Tribe) MIN24.679

That CL24.393 - Lease of Croquet Clubhouse & Courts - Artie Smith Oval, Cambewarra Road, Bomaderry be reintroduced for discussion to allow for an amendment which clarifies the wording of the resolution to support the requirements of proper determination of the lease arrangement.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

**CL24.393 Lease of Croquet Clubhouse & Courts - Artie Smith
Oval, Cambewarra Road, Bomaderry**

**HPERM Ref:
D23/498733**

Note: A Deputation was received on this item.

Note: This item was reintroduced.

RESOLVED (Clr Cox / Clr Dunn)

MIN24.680

That Council:

1. Enter a five (5) year lease with Nowra Croquet Club Incorporated (ABN 72 138 453 719) over Council community land known as the Croquet Clubhouse and Courts at Artie Smith Oval, Part Lot 100 DP 1237704, 84 Cambewarra Road, Bomaderry.
2. Establish the lease rental and associated fees as follows:
 - a. Year One (1) of the lease will have a total amount payable of \$7,875.41 exclusive of GST per annum incorporating Rent of the Clubhouse building only.
 - b. Year Two (2) of the lease will have a total amount payable of \$9,905.05 excluding GST per annum, incorporating:
 - i. Rent of the Clubhouse building of \$7,875.41 exclusive of GST per annum, and
 - ii. Contribution to court maintenance costs of \$2,119.64 excluding GST per annum
 - c. Years Three (3) of the lease onwards will have a total amount payable of \$14,540.45 exclusive of GST per annum incorporating:
 - i. Rent of the Clubhouse building of \$7,875.41 exclusive of GST per annum, and
 - ii. Contribution to court maintenance costs of \$2,119.64 excluding GST per annum
 - iii. Contribution to court sinking fund for capital upgrades of \$4,545.45 excluding GST per annum.
3. Apply annual increases to the rent of the clubhouse building and the contribution to court maintenance costs in line with the Consumer Price Index (All Groups Sydney).
4. Authorise the allocation of the contribution to court sinking fund for capital upgrades into a Restricted Asset Account for this facility.
5. Authorise the Common Seal of the Council of the City of Shoalhaven to be affixed to any document required to be sealed and delegate authority to the Chief Executive Officer to sign any documentation necessary to give effect to this resolution

FOR: Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Clr White

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 White / Clr Krikstolaitis)

MIN24.681

That the press and public be excluded from the Meeting, pursuant to section 10A(1)(a) of the Local

Minutes Confirmed Tuesday, 17 December 2024 – Chairperson.....

Government Act, 1993, to consider the following items of a confidential nature.

CCL24.33 Tenders - Cambewarra Dam Decommissioning

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.

FOR: Clr White, Clr Kemp, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Tribe, Clr Norris, Clr Boyd, Clr Johnston, Clr Krikstolaitis and Clr Clancy

AGAINST: Nil

CARRIED

The meeting moved into confidential the time being 8.45pm.

The meeting moved into open session, the time being 8.53pm.

REPORT FROM CONFIDENTIAL SESSION

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

CCL24.33 Tenders - Cambewarra Dam Decommissioning

**HPERM Ref:
D24/498114**

RESOLVED

MIN24.682C

That Council in accordance with Section 178(1)(b) of the regulations decline to accept any Tender for the Cambewarra Dam Decommissioning project as all tender submissions received exceed the available project budget.

CARRIED

There being no further business, the meeting concluded, the time being 8.55pm.

Clr White
CHAIRPERSON