

MINUTES OF THE ORDINARY MEETING

Meeting Date: Monday, 28 October 2024
Location: Council Chambers, City Administrative Building, Bridge Road, Nowra
Time: 5.30pm

The following members were present:

Clr Patricia White - Chairperson
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 (Joined remotely at 5.57pm)
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

Nil

Confirmation of the Minutes

RESOLVED (Clr Boyd / Clr Krikstolaitis) MIN24.514

That the Minutes of the Ordinary Meeting held on Monday 14 October 2024 be confirmed.

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

AGAINST: Nil

CARRIED

Declaration of Interests

Clr White – CL24.295 – Grant of Electricity Easement to Endeavour Energy – Community Battery – Lot 35 DP 242182 33 Tannery Road Cambewarra - Less than significant non-pecuniary interest declaration – her son works for Endeavour Energy – will remain in the room and will take part in the discussion and vote.

Clr White - CL24.296 - Report Back - Result of Investigations - Seagrass Avenue Vincentia - Parking and Vegetation - Less than significant non-pecuniary interest declaration – daughter lives in a Defence Service house in a street adjacent to Seagrass Avenue - will remain in the room and will take part in the discussion and vote.

Clr Tribe – CL24.296 - Report Back - Result of Investigations - Seagrass Avenue Vincentia - Parking and Vegetation - Significant non-pecuniary interest declaration – her principle residence is near the street affected – will leave the room and will not take part in the discussion or vote.

Clr Norris – CL24.293 - Proposed Planning Agreement - Hitchcocks Lane, Berry - Less than significant non-pecuniary interest declaration – Residents within the development are known to him - will remain in the room and will take part in the discussion and vote.

Clr Cox – CL24.302 – Development Application - 102 & 106 Hillcrest Avenue SOUTH NOWRA - Lot 72 DP31078 & Lot 4 DP561605 - Significant non-pecuniary interest declaration – Clr Cox works for the financial institution involved – will leave the room and will not take part in the discussion or vote.

Clr Krikstolaitis – CL24.296 – Report Back - Result of Investigations - Seagrass Avenue Vincentia - Parking and Vegetation – Significant non pecuniary interest declaration – the Councillor lives in the area which the report relates too - will leave the room and will not take part in the discussion or vote.

DEPUTATIONS AND PRESENTATIONS

CL24.281 – Rescission Motion - Notice of Motion - CL24.278 Community Groups & Organisations

Mr Mat Cook addressed the meeting to speak FOR the recommendation.

CL24.284 – Notice of Motion – Affordable Housing Action Taskforce

Dr Ron Silberberg AO addressed the meeting to speak FOR the recommendation.

CL24.300 - SF10987 – 33 Forest Rd Kioloa – Lot 5 DP 1280813

Mr David Tyrrell addressed the meeting to speak FOR the recommendation.

Note: Clr Johnston joined the meeting remotely, the time being 5.57pm.

NOTICES OF MOTION / QUESTIONS ON NOTICE

CL24.281 Rescission Motion - CL24.278 Notice of Motion - Community Groups & Organisations

**HPERM Ref:
D24/444471**

Note: A deputation was received on this item.

Recommendation

That Council rescind the Motion relating to Item CL24.278 Notice of Motion - Community Groups &

Minutes Confirmed Tuesday 12 November 2024 – Chairperson.....

Organisations of the Council Meeting held on Monday 14 October 2024.

RESOLVED (Clr Proudfoot / Clr White)

MIN24.515

That Council rescind the Motion relating to Item CL24.278 Notice of Motion - Community Groups & Organisations of the Council Meeting held on Monday 14 October 2024.

FOR: Clr White, 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 ON THE CASTING VOTE OF THE CHAIR.

CL24.282 Notice of Motion - CL24.278 Community Groups & Organisations

HPERM Ref: D24/444472

Recommendation

That Council:

1. Community groups and community organisations, including sporting bodies, be given the full proactive support of Council staff in order to progress their expressed desires to make major contributions to the physical up-grade of their various precincts.
2. The proactive support of staff be measured in terms of the effectiveness and efficiencies in delivering community projects in a cost effective manner and without unnecessary delay.
3. Community human resources such as tradespeople, project managers and supervisors be given the appropriate status and weight in progressing the desires of local groups and the full commitment of staff to make things happen.
4. Staff be given fourteen days to prepare a co-operative community policy and application portal to be readily accessed on-line, so that our wonderful volunteers can get to work.
5. The general acknowledgement from Council is that more often than not, Council's contribution will be in terms of the provision of materials, with the community providing the expertise and the labour.

RESOLVED (Clr Proudfoot / Clr Casmiri)

MIN24.516

That Council:

1. Community groups and community organisations, including sporting bodies, be given the full proactive support of Council staff in order to progress their expressed desires to make major contributions to the physical up-grade of their various precincts.
2. The proactive support of staff be measured in terms of the effectiveness and efficiencies in delivering community projects in a cost effective manner and without unnecessary delay.
3. Community human resources such as tradespeople, project managers and supervisors be given the appropriate status and weight in progressing the desires of local groups and the full commitment of staff to make things happen.
4. Directs the CEO to deliver a progress report within fourteen days on a co-operative community policy and application portal to be readily accessed on-line, so that our wonderful volunteers can get to work.
5. The general acknowledgement from Council is that more often than not, Council's contribution will be in terms of the provision of materials, with the community providing the expertise and the labour.

FOR: Clr White, 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

CL24.283 Notice of Motion - Councillor Briefing - Go FOGO (Food Organics and Garden Organics) Grants

**HPERM Ref:
D24/453355**

Recommendation

That the Go FOGO (Food Organics & Garden Organics) Grant's (and their deadlines) be considered as part of Shoalhaven City Council's briefing to Councillors when presenting options for the management of Council's red-bin collection stream, including the mandated separation of food/garden organics for households by 2030.

MOTION (Clr Tribe / Clr Norris)

That the Go FOGO (Food Organics & Garden Organics) Grant's (and their deadlines) be considered as part of Shoalhaven City Council's briefing to Councillors when presenting options for the management of Council's red-bin collection stream, including the mandated separation of food/garden organics for households by 2030.

AMENDMENT (Clr Wilkins / Clr Cox)

That Council receive the Notice of Motion - Councillor Briefing - Go FOGO (Food Organics and Garden Organics) Grants for information.

FOR: Clr White, 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 ON THE CASTING VOTE OF THE CHAIR.

THE AMENDMENT BECAME THE MOTION AND WAS CARRIED.

RESOLVED (AMENDMENT) (Clr Wilkins / Clr Cox)

MIN24.517

That Council receive the Notice of Motion - Councillor Briefing - Go FOGO (Food Organics and Garden Organics) Grants for information.

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

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

CARRIED

CL24.284 Notice of Motion - Affordable Housing Action Taskforce

**HPERM Ref:
D24/453402**

Note: A deputation was received on this item.

Recommendation

That:

1. Shoalhaven City Council form a cross government 'Affordable Housing Action Taskforce' to collaborate and drive forward opportunities outlined in the [Affordable Housing Strategy](#) 2024.
2. The taskforce membership be comprised of the Mayor, Councillors, relevant staff, local State/Federal Members and external representatives.
3. External representatives will be invited through an Expression of Interest (EOI) process, to be completed by Easter 2025. This will include key stakeholders essential for advancing the strategy from various backgrounds, such as Federal, State and Local political representatives, relevant cross government departments, and key industry leaders for example, housing sector

representatives.

RESOLVED (Clr Tribe / Clr Norris)

MIN24.518

That:

1. Shoalhaven City Council form a cross government 'Affordable Housing Action Taskforce' to collaborate and drive forward opportunities outlined in the [Affordable Housing Strategy](#) 2024.
2. The taskforce membership be comprised of the Mayor, Councillors, relevant staff, local State/Federal Members and external representatives.
3. External representatives will be invited through an Expression of Interest (EOI) process, to be completed by Easter 2025. This will include key stakeholders essential for advancing the strategy from various backgrounds, such as Federal, State and Local political representatives, relevant cross government departments, and key industry leaders for example, housing sector representatives.

FOR: Clr White, 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

CL24.285 Notice of Motion - Berry Off-Leash Dog Park

**HPERM Ref:
D24/453493**

Recommendation

That:

1. Council investigate the possibility of erecting a fenced area for dogs off-leash in Berry near the Boongaree Nature Play Park.
2. Council work with Berry Rotary for delivery of this amenity which was slated for construction as part of the Boongaree Nature park plan but suspended due to a lack of funding.
3. The thriving Berry community, consisting of residents and a regular influx of tourists, needs this dog-off-leash area as the nearest existing parks are at Bomaderry and Shoalhaven Heads.

RESOLVED (Clr Wilkins / Clr Krikstolaitis)

MIN24.519

That:

1. Council investigate the possibility of erecting a fenced area for dogs off-leash in Berry near the Boongaree Nature Play Park.
2. Council work with Berry Rotary for delivery of this amenity which was slated for construction as part of the Boongaree Nature park plan but suspended due to a lack of funding.
3. The thriving Berry community, consisting of residents and a regular influx of tourists, needs this dog-off-leash area as the nearest existing parks are at Bomaderry and Shoalhaven Heads.

FOR: Clr White, 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 THE BUSINESS PAPER

Call Over of Business Paper - En block

RESOLVED (Clr Proudfoot / Clr Wilkins) MIN24.520

That the following item from CEO Directorate be resolved en block:

- CL24.286 - Resignation - Councillor Pakes

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

FOR: Clr White, 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 Proudfoot / Clr Wilkins) MIN24.521

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

- CL24.293 - Proposed Planning Agreement - Hitchcocks Lane, Berry

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

FOR: Clr White, 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 Clancy / Clr Krikstolaitis) MIN24.522

That the following items from City Services Directorate be resolved en block:

- CL24.294 - Proposed Lease to Productivity Bootcamp - 21 Norfolk Ave, South Nowra - Lot 77 DP 1032397
- CL24.298 - Tenders - Construction of Manyana RFS Station

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

FOR: Clr White, 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

Note: Clr Johnston left the meeting, the time being 7.09pm.

Call Over of Business Paper - En block

RESOLVED (Clr Norris / Clr Cox) MIN24.523

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

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- CL24.301 - Petition - Shoalhaven River (Heads) - Entrance Management Plan - Mechanical opening

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

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

AGAINST: Nil

CARRIED

Call Over of Business Paper - En block

RESOLVED (Clr Krikstolaitis / Clr Tribe)

MIN24.524

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

- CL24.305 - Lease of Nowra Showground Tennis Clubhouse and Courts - 27 West Street, Nowra

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

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

AGAINST: Nil

CARRIED

Call Over of Business Paper - En block

RESOLVED (Clr Norris / Clr Wilkins)

MIN24.525

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

- CL24.306 - Connection to Town Sewerage System - 9A Bindaree Street Greenwell Point
- CL24.307 - Easement Acquisition for Water Supply - Lot 203 DP 883494, 14 Reservoir Lane Cambewarra
- CL24.308 - Exemption to Tender - Sewage Pumping Station Design and Construction - Twin Nowra Estate - Old Southern Road South Nowra - SF10743
- CL24.309 - Land and Easement Acquisition - Part Lot 2 DP 1261811, 49 Taylors Lane Badagarang

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

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

AGAINST: Nil

CARRIED

REPORTS

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

CL24.286 Resignation - Councillor Pakes

HPERM Ref:

D24/449935

RESOLVED* (Clr Proudfoot / Clr Wilkins)

MIN24.526

That Council note the resignation of Clr Mitch Pakes effective 11 October 2024 and that a casual vacancy of a Shoalhaven City Councillor in Ward 3 now exists.

FOR: Clr White, 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

CL24.287 Financial Sustainability Productivity and Efficiency Report

HPERM Ref: D24/409639

Note: Clr Johnston returned to the meeting remotely, the time being 7.23pm.

Recommendation

That Council:

1. Receive the productivity and efficiency report for the period from June to September 2024.
2. Note the actions taken during the period that have supported progress toward Council's financial sustainability.
3. Note that the organisation's top priority is to address the current financial sustainability challenges, and that there is significant work in progress to realise recurrent savings throughout this financial year.

RESOLVED (Clr Proudfoot / Clr Norris)

MIN24.527

That Council:

1. Receive the productivity and efficiency report for the period from June to September 2024.
2. Note the actions taken during the period that have supported progress toward Council's financial sustainability.
3. Note that the organisation's top priority is to address the current financial sustainability challenges, and that there is significant work in progress to realise recurrent savings throughout this financial year.

FOR: Clr White, 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

CL24.288 Proposed Finance Review Panel (Previously known as Budget Review Panel)

HPERM Ref: D24/453950

Recommendation

That Council:

1. Adopt the attached Terms of Reference for the Finance Review Panel;
2. Appoint one (1) Councillor for each Ward, being:
 - a. Ward 1 – Clr (insert name)
 - b. Ward 2 – Clr (insert name)

- c. Ward 3 – Clr (insert name)
3. Commence an Expression of Interest process to seek external membership as per the attached Terms of Reference;
4. Receive a report following the expression of interest process to determine the external membership.
5. Disband the Committee known as Budget Review Panel.

MOTION (Clr White / Clr Wilkins)

That:

1. The Terms of Reference for the Finance Committee be established by the Committee.
2. Council appoint one councillor for each ward being:
 - a. Ward 1 -
 - b. Ward 2 -
 - c. Ward 3 -
3. The Mayor will appoint the 5 Community members.
4. Council receive a report once the Committee has been established.
5. Council disband the Committee known as Budget Review Panel.

AMENDMENT (Clr Tribe / Clr Boyd)

That:

1. The Terms of Reference for the Finance Committee be established by the Committee.
2. Council appoint one councillor for each ward being:
 - a. Ward 1 -
 - b. Ward 2 -
 - c. Ward 3 -
3. Council commence an Expression of Interest process to seek external membership.
4. Council receive a report once the Committee has been established.
5. Council disband the Committee known as Budget Review Panel.

FOR: Clr Tribe and Clr Boyd

AGAINST: Clr White, Clr Casmiri, Clr Dunn, Clr Cox, Clr Wilkins, Clr Proudfoot, Clr Norris, Clr Johnston, Clr Krikstolaitis and Clr Clancy

LOST

FURTHER AMENDMENT (Clr Boyd)

That:

1. The Terms of Reference for the Finance Committee be established by the Committee.
2. Council appoint one councillor for each ward being:
 - a. Ward 1 – Clr Cox (determined on a count of 7 votes)
 - b. Ward 2 – Clr Tribe (determined on a count of 7 votes)
 - c. Ward 3 – Clr Dunn (determined unanimously)
3. The Mayor will appoint the 5 Community members in consultation with the CEO & CFO.

4. Council receive a report once the Committee has been established.
5. Council disband the Committee known as Budget Review Panel.

Note: The Amendment was accepted by the Mover and Seconder and subsequently became the MOTION.

RESOLVED (Clr White / Clr Wilkins)

MIN24.528

That:

1. The Terms of Reference for the Finance Committee be established by the Committee.
2. Council appoint one councillor for each ward being:
 - a. Ward 1 – Clr Cox (determined on a count of 7 votes)
 - b. Ward 2 – Clr Tribe (determined on a count of 7 votes)
 - c. Ward 3 – Clr Dunn (determined unanimously)
3. The Mayor will appoint the 5 Community members in consultation with the CEO & CFO.
4. Council receive a report once the Committee has been established
5. Council disband the committee known as Budget Review Panel.

FOR: Clr White, 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

CL24.289 Community Consultation and Committee System

**HPERM Ref:
D24/397269**

Recommendation

That Council:

1. Continue the operation of the following Committees, Boards & Reference Groups pursuant to Section 355 – Local Government Act and pursuant to Section 377 with purpose, delegation and sitting fee (if applicable), membership and quorum as outlined in Attachment 1 to the report:
 - a. Senior Staff Contractual Matters Committee (5001E)
 - b. Aboriginal Advisory Committee (1209E)
 - c. Inclusion and Access Advisory Committee (1228E)
 - d. Natural Area Volunteers Group (42643E)
 - e. Rural Fire Service Strategic Planning Committee (1227E)
 - f. Shoalhaven City Mayor’s Relief Fund (3926E)
 - g. Shoalhaven Heads Estuary Taskforce (45866E)
 - h. Strategic Planning Working Party (65374E)
 - i. Youth Advisory Committee (1506E)
 - j. Northern Coastal Management Program Advisory Committee (64354E)
 - k. Northern Floodplain Risk management Committee (59952E)
 - l. Central Coastal Management Program Advisory Committee (64355E)
 - m. Central Floodplain Risk management Committee (59951E)

- n. Southern Coastal Management Program Advisory Committee (64356E)
- o. Southern Floodplain Risk management Committee (59950E)
2. Appoint Councillor and staff membership of each Committee or Board (in part 1 above) as highlighted in the report and outlined in Attachment 1.
3. Notes the following Committee will be subject of a future report for considerations of arrangements as it has been previously adopted, however Terms of Reference and Membership are yet to be determined:
 - a. The Conjola Memorial Working Group (see MIN24.280)
4. Notes the re- establishment of the following Committees will be subject to separate report/s to the Council for consideration of arrangements for the future:
 - a. Arts Advisory Committee (Previously Shoalhaven Arts Board) (2123E)
 - b. Homelessness Advisory Committee (55584E)
 - c. Nowra CBD Revitalisation Strategy Committee (50242E)
 - d. Shoalhaven Economic Growth Advocacy Group (SEGA) (70630E)
 - e. Shoalhaven Motor Sports Working Group (69319E)
 - f. Shoalhaven Sports Board (1223E)
5. Reaffirm that any non-voting Councillor in attendance at any of the above Committees may act as an alternate voting member in circumstances where achievement of a quorum is required, noting that this doesn't apply when quorum specifies the quorum to require community member attendance.

RESOLVED (Clr Krikstolaitis / Clr Johnston)

MIN24.529

That Council:

1. Continue the operation of the following Committees, Boards & Reference Groups pursuant to Section 355 – Local Government Act and pursuant to Section 377 with purpose, delegation and sitting fee (if applicable), membership and quorum as outlined in Attachment 1 to the report:
 - a. Senior Staff Contractual Matters Committee (5001E)
 - b. Aboriginal Advisory Committee (1209E)
 - c. Inclusion and Access Advisory Committee (1228E)
 - d. Natural Area Volunteers Group (42643E)
 - e. Rural Fire Service Strategic Planning Committee (1227E)
 - f. Shoalhaven City Mayor's Relief Fund (3926E)
 - g. Shoalhaven Heads Estuary Taskforce (45866E)
 - h. Strategic Planning Working Party (65374E)
 - i. Youth Advisory Committee (1506E)
 - j. Northern Coastal Management Program Advisory Committee (64354E)
 - k. Northern Floodplain Risk management Committee (59952E)
 - l. Central Coastal Management Program Advisory Committee (64355E)
 - m. Central Floodplain Risk management Committee (59951E)
 - n. Southern Coastal Management Program Advisory Committee (64356E)
 - o. Southern Floodplain Risk management Committee (59950E)

2. Appoint Councillor and staff membership of each Committee or Board (in part 1 above) as highlighted in the report and outlined in Attachment 1.
3. Notes the following Committee will be subject of a future report for considerations of arrangements as it has been previously adopted, however Terms of Reference and Membership are yet to be determined:
 - a. The Conjola Memorial Working Group (see MIN24.280)
4. Notes the re-establishment of the following Committees will be subject to separate report/s to the Council for consideration of arrangements for the future:
 - a. Arts Advisory Committee (Previously Shoalhaven Arts Board) (2123E)
 - b. Homelessness Advisory Committee (55584E)
 - c. Nowra CBD Revitalisation Strategy Committee (50242E)
 - d. Shoalhaven Economic Growth Advocacy Group (SEGA) (70630E)
 - e. Shoalhaven Motor Sports Working Group (69319E)
 - f. Shoalhaven Sports Board (1223E)
5. Reaffirm that any non-voting Councillor in attendance at any of the above Committees may act as an alternate voting member in circumstances where achievement of a quorum is required, noting that this doesn't apply when quorum specifies the quorum to require community member attendance.

Note: For individual Committee membership refer to items CL24.310 to CL24.324 (MIN24.530 to MIN24.544)

FOR: Clr White, 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

CL24.310 Senior Staff Contractual Matters Committee

RESOLVED (Clr Krikstolaitis / Clr Johnston)

MIN24.530

That Council continue the operation of the Senior Staff Contractual Matters Committee for the period to September 2025 as outlined below.

<u>Meetings per year</u> – As required No set commencement time	<u>Quorum</u> – Three (3) (5001E)
<p>Purpose and Delegated Authority</p> <p>The Committee be delegated authority under Section 377 of the Local Government Act to consider information and advice from the Chief Executive Officer (CEO) with respect to organisational structure and related topics.</p> <p><u>CEO Appointment and Performance Review Sub- Committee</u></p> <p>In accordance with the 'Guidelines for the Appointment and Oversight of General Managers 2022':</p> <ol style="list-style-type: none"> 1. Undertake recruitment for the position of the CEO in the circumstance that the position becomes vacant. 2. Undertake performance reviews of the CEO including: <ol style="list-style-type: none"> a. inviting non- member Councillors to contribute to the performance review process by providing feedback to the mayor on the CEO's performance relevant to the 	

agreed performance criteria.

- b. conducting performance reviews
- c. reporting the findings and recommendations of reviews to the council in closed session for determination, and
- d. development of the performance agreement.

Note: Section 377(1)(a) of the Local Government Act provides that the appointment of a Chief Executive Officer (General Manager) can only be determined by resolution of the Elected Council.

Chairperson – Mayor

2024-2025 Councillor / Staff Membership

Mayor White - Chairperson
All Councillors
CEO

Sub- Committee to undertake Delegations 1&2:

Mayor White
Deputy Mayor Clr Wilkins
Clr Clancy
Appointed External Professional Facilitator (Observer)
Clr Nominated by CEO

FOR: Clr White, 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

CL24.311 Aboriginal Advisory Committee

RESOLVED (Clr Krikstolaitis / Clr Johnston)

MIN24.531

That Council continue the operation of the Aboriginal Advisory Committee for the period to September 2025 as outlined below.

<p><u>Meetings per year</u> – Four (4) & others as required Commencement time – 4pm</p>	<p>Quorum – Five (5) local Aboriginal community members Terms of Reference: POL23/35 (1209E) Amended: 17 July 2023</p>
<p>Purpose</p> <p>The purpose of the Aboriginal Advisory Committee, hereby known as the Committee, is to provide cultural advice to Council on its Strategies and Plans.</p> <p>The Committee will also seek to gain Council’s support in achieving the objectives for the current Statement of Commitment 2010 (SoC), the Shoalhaven City Council (SCC) Community Strategic Plan 2027 (SCCSP) and endorsement of the Uluru Statement of the Heart June 2020.</p>	
<p>Role of the Committee</p> <p>The role of the Committee is to:</p> <ul style="list-style-type: none"> • Advise SCC on matters relating to Aboriginal communities in the LGA. • Promote and increase knowledge and understanding of Aboriginal society, history and culture throughout SCC and in the Community. • Advocate and support Council’s plan to promote inclusive and accessible services 	

<p>and facilities for Aboriginal people.</p> <ul style="list-style-type: none"> • Provide advice towards and monitor the implementation of relevant Council plans and strategies with respect to the needs, issues and interests of Aboriginal people and communities. • To support and work with Aboriginal and other organisations committed to increasing respect for Aboriginal culture and history, past and present. • Foster and safeguard a spirit of mutual trust and respect which allows the Aboriginal Advisory Committee (AAC) and SCC to work together in their commitment towards well-informed decision-making processes that are culturally respectful. • Support the recognition and preservation of past and present local cultural heritage and its place in future Council planning and strategies. • Offers a reciprocal platform for the communication of information from Aboriginal community voices and others that identify local needs for services, facilities and activities. • Work together with Council to develop and promote appropriate commemorations and celebrations of Aboriginal culture including, but not limited to Sorry Day and NAIDOC Week. • Provide relevant information to other Committees of Council when needed or requested..
Delegation – NIL
Chairperson & Co-Chairperson – Appointed by Committee
2024-2025 Councillor / Staff Membership All Councillors CEO or Nominee
Note: Any non-voting Councillor in attendance at any of the above Committees may act as an alternate voting member in circumstances where achievement of a quorum is required, noting that this doesn't apply when quorum specifies the quorum to require community member attendance.
Community / Organisational Representatives Up to thirteen (13) local Aboriginal community representatives including Elders, Youth (including 2 Youth, aged 18 – 25 years, members). Nowra LALC Jerrinja LALC Ulladulla LALC

FOR: Clr White, 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

CL24.312 Inclusion and Access Advisory Committee

RESOLVED (Clr Krikstolaitis / Clr Johnston)

MIN24.532

That Council continue the operation of the Inclusion and Access Advisory Committee for the period to September 2025 as outlined below.

<p><u>Meetings per year</u> – Four (4) Commencement time – 11.00 am</p>	<p>Quorum – Seven (one (1) Councillor with voting rights and six (6) community representatives are present. Terms of Reference: POL23/42 (1228E) Amended: 14 August 2023</p>
Purpose:	

Guided by lived experience and expertise, provide advice and guidance to Shoalhaven City Council to promote an accessible, inclusive and welcoming community that respects independence and human dignity by:

- Ensuring that all residents can participate actively in all aspects of community and civic life and ensure that Council recognises and values the diversity of its community.
- Identifying and addressing barriers preventing people from participating in programs, services and facilities across the City.

And advocate for:

- Adherence to the principles of the Disability Discrimination Act 1992 and the NSW Disability Inclusion Act 2014 which will benefit the community.
- Inclusion in our community through recommendations to improve the built environment, changes in community attitudes and behaviours, and creating better systems and processes for meaningful participation of people of all abilities.

Strategic Plan Alignment

Disability Inclusion Action Plan (2022-26)

Create positive attitudes and behaviours within community

Create accessible and liveable communities

Improve access to our systems and processes

Support access to meaningful employment.

Community Strategic Plan 2032

Resilient, Safe, Accessible and Inclusive Communities

1.1 - Support inclusive, safe and connected communities

1.2 - Preserve, support and develop cultural and creative vitality across our communities

1.3 - Support community wellbeing through fostering active and healthy communities

Role

To receive and disseminate information and updates to and from the community about regarding issues of accessibility and inclusion in the Shoalhaven.

To provide and receive information to Council staff and Councillors regarding the reports and presentations made to the Committee.

Delegation – NIL

Chairperson – Appointed by Committee for each meeting

2024-2025 Councillor / Staff Membership

1 Nominated Councillor

Clr Boyd

Clr Krikstolaitis (Alternate)

All other Councillors may attend as observers

CEO or Nominee

Note: Any non-voting Councillor in attendance at any of the above Committees may act as an alternate voting member in circumstances where achievement of a quorum is required, noting that this doesn't apply when quorum specifies the quorum to require community member attendance.

Community / Organisational Representatives

A maximum of twelve (12) community members which includes:

- Five (5) community members who live with disability (with representation from across the Shoalhaven).
- A maximum of five (5) family, friends and/or carers of people living with disability

who have an interest in advocating for improved access and inclusion for all.

- An Aboriginal representative living with disability or their family, friends and/or carer of a person living with disability
- A Youth representative (18 – 25 years) living with disability

A maximum of thirteen (13) non-voting Government and Non-Government Organisations which includes:

- Relevant Government Agencies ((e.g., DCJ, NSW Health, NDIA, Service NSW)
- Service providers/community organisations that support a broad range of people with disabilities (e.g., Flagstaff, Autism NSW, First Peoples Disability Network Australia and Multicultural Disability Advocacy Association).
- One representative for each of the Federal Member for Gilmore and the State Members for South Coast and Kiama

FOR: Clr White, 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

CL24.313 Natural Area Volunteers Group

RESOLVED (Clr Krikstolaitis / Clr Johnston)

MIN24.533

That Council continue the operation of the Natural Area Volunteers Group for the period to September 2025 as outlined below.

<p><u>Meetings per year</u> – As required Commence time – 4.00pm</p>	<p>Quorum – Five (5) – One (1) Councillor acting as chair and four (4) community representatives Terms of Reference: POL23/67 (42643E) Amended: 27 November 2023</p>
<p>Purpose: The purpose of the Natural Area Volunteers Group is to act as an advisory and representative group on all matters relating to the future directions of the Bushcare Policy and program (refer MIN10.1461).</p>	
<p>Role: To meet the ‘Purpose’ above, the Group will advise Council on strategic matters pertaining to the Bushcare Program. This will include policies, procedures, resourcing, natural resources management, environmental restoration and preservation techniques and plans, and community and volunteer stakeholder engagement. Natural Area volunteer groups include those managed under Council’s Bushcare program that predominantly work on Community Land categorised as ‘Natural Area’ (<i>Local Government Act 1993</i>). These include Bushcare, Dunecare and similar groups.</p>	
<p>Delegation – Nil</p>	
<p>Chairperson – Appointed by the Council</p>	
<p>2024-2025 Councillor / Staff Membership Clr Johnston - Chairperson All available Councillors (observers) CEO (or nominee) (non voting)</p>	
<p>Note: Any non-voting Councillor in attendance at any of the above Committees may act as an alternate voting member in circumstances where achievement of a quorum is required, noting that this doesn’t apply when quorum specifies the quorum to require community</p>	

member attendance.
Community/ Organisational Representatives Up to ten (10) Natural Area volunteer representatives (e.g., Bushcare, Dunecare volunteers) South-east Local Land Services representative (optional) NSW Department of Planning and Environment representative (optional) Other relevant government agency representatives

FOR: Clr White, 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

CL24.314 Rural Fire Service Strategic Planning Committee

RESOLVED (Clr Krikstolaitis / Clr Johnston)

MIN24.534

That Council continue the operation of the Rural Fire Service Strategic Planning Committee for the period to September 2025 as outlined below.

<u>Meetings per year</u> – Two (2) – others as required Commencement time – 5.30 pm	Quorum – Five (5) Terms of Reference: Nil (1227E)
Objectives: To advise Council on issues of a strategic and policy nature relating to the operation of the Rural Fire Services having regard to the following:	
<ul style="list-style-type: none"> • That the core communication between brigades and Fire Control Officer on operational issues be raised through the Group Officers utilising the committee structure. • All issues be raised through Fire Control so that statutory matters can be resolved immediately. • Policy matters raised can be referred to the Strategy and Assets Committee through the CEO so that statutory matters can be resolved. • That the Strategic Planning Committee be developed as the body advising Council on Rural Fire Service policy issues 	
Delegation – NIL	
Chairperson – Appointed by the Council	
2024-2025 Councillor / Staff Membership Clr Clancy - Chairperson Clr Johnston Clr White (Alternate) CEO or Nominee	
Community / Organisational Representatives RFS Executive Representative RFS Staff Representative Primary Representative RFSA (and alternate) Group 1 Area Representative (and alternate) Group 2 Area Representative (and alternate) Group 3 Area Representative (and alternate) Group 4 Area Representative (and alternate) Group 5 Area Representative (and alternate) Group 6 Support Brigades Representative (and alternate)) Operations Manager – Jervis Bay Territory Administration or nominee	

FOR: Clr White, 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

CL24.315 Shoalhaven City Mayor's Relief Fund

RESOLVED (Clr Krikstolaitis / Clr Johnston)

MIN24.535

That Council continue the operation of the Shoalhaven City Mayor's Relief Fund for the period to September 2025 as outlined below.

<u>Meetings per year</u> – One (1) & others as required	Quorum – Three (3)
No determined commencement time	Rules: POL16/190 (3296E)
Purpose:	
The fund has been established and maintained as a public fund for the relief of persons in Australia who are in necessitous circumstances and it is intended that the public be invited to contribute to the fund.	
A person will be in necessitous circumstances where his or her financial resources are insufficient to obtain all that is necessary, not only for a bare existence, but for a modest standard of living in the Australian community.	
Necessitous circumstances may result from a disaster caused by flood, fire, drought, tempest or other calamity.	
Delegations:	
The management of the fund is vested in the Shoalhaven City Mayor's Relief Fund Committee. Rules have been adopted by Council.	
Chairperson – Appointed by Council	
2024-2025 Councillor/ Staff Membership	
Mayor – Clr White - Chairperson	
All Councillors	
CEO or nominee	
Director City Performance	
Organisational Representatives	
Representative of Salt Care Shoalhaven	
Shoalhaven City Council Fire Control Officer or nominee;	
Shoalhaven City Council State Emergency Services Coordinator or nominee;	

FOR: Clr White, 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

CL24.316 Shoalhaven Heads Estuary Taskforce

RESOLVED (Clr Krikstolaitis / Clr Johnston)

MIN24.536

That Council continue the operation of the Shoalhaven Heads Estuary Taskforce for the period to September 2025 as outlined below.

<u>Meetings per year</u> – Quarterly	Quorum – Five (5) – One (1) Councillor as
Commencement time – 4.00pm	Chair or acting Chair and Four (4)

	Community Members
	Terms of Reference: POL22/173 (45866E) Amended: 5 December 2022
Purpose	
The purpose of the Shoalhaven Heads Estuary Taskforce (SHET) is to act as an advisory and representative group on matters relating to the Shoalhaven River, it's estuary and entrance at Shoalhaven Heads.	
Role	
<ul style="list-style-type: none"> To receive and disseminate information and updates to and from the Shoalhaven Heads community about the management of the Shoalhaven Heads estuary. To provide and receive information to the Northern CMP Advisory Committee in the preparation of the Lower Shoalhaven River CMP. To provide and receive information to the Northern Floodplain Risk Management Committee in the development and preparation of the Lower Shoalhaven Flood Risk Management Study/Plan. When the Lower Shoalhaven River CMP is adopted by Council on behalf of the community, the SHET will be disestablished. 	
Delegation – NIL	
Chairperson – Councillor Appointed by the Council	
2024-2025 Councillor / Staff Membership	
Clr Clancy - Chairperson All Councillors (observers)	
Note: Any non-voting Councillor in attendance at any of the above Committees may act as an alternate voting member in circumstances where achievement of a quorum is required, noting that this doesn't apply when quorum specifies the quorum to require community member attendance.	
Community / Organisational Representatives	
Member for Kiama or nominee Indigenous representative Youth representative Five (5) Community representatives Shoalhaven Heads Community Forum representative Greenwell Point Community representative Department of Planning and Environment (DPE) representatives Transport for NSW (TfNSW) representatives New South Wales State Emergency Services (NSW SES) representative Local Aboriginal Land Council representative Other relevant government agency representatives Other such persons as the Chairperson of SHET may deem necessary from time to time.	

FOR: Clr White, 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

CL24.317 Strategic Planning Working Party

RESOLVED (Clr Krikstolaitis / Clr Johnston)

MIN24.537

That Council continue the operation of the Strategic Planning Working Party for the period to September 2025 as outlined below.

<u>Meetings per year</u> – As required	Quorum – No quorum
	Terms of Reference: Nil (65374E)
Role	
<p>a. To provide early input into projects on the Strategic Planning Work Program, with a focus on ‘priority’ projects and other projects that may require early and ongoing consideration/direction.</p> <p>b. To consider and inform reports to Council’s Development & Environment Committee on the scope and direction of the Strategic Planning Work Program, including:</p> <ol style="list-style-type: none"> i. The need for additional projects. ii. Priorities to be given to projects. iii. Other matters of strategic planning interest. <p>c. The Working Party is not a formal decision-making forum or a public meeting. Relevant resulting matters will be reported through Council’s various Committees as required to enable formal decisions and community awareness.</p> <p>d. The Working Party may inform the scope of work required by specialist consultants for confirmed projects.</p> <p>e. The Working Party can assist in the selection of specialised consultants for significant projects/where significant expenditure is required.</p>	
Chairperson – Appointed by Committee	
2024-2025 Councillor / Staff Membership	
Chairperson - to be appointed by Committee	
All Councillors	
CEO	
Community/Organisational Representatives	
Nil	

FOR: Clr White, 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

CL24.318 Youth Advisory Committee

RESOLVED (Clr Krikstolaitis / Clr Johnston)

MIN24.538

That Council continue the operation of the Youth Advisory Committee for the period to September 2025 as outlined below.

<u>Meetings per year</u> – Four (4) and others as required	Quorum – Six (6)
Commencement time – 10am or 2pm	Terms of Reference: POL23/14 (1506E) Amended: 27 March 2023
Purpose:	
<p>The purpose of the committee is to represent the interests and views of young people to Council and the Community.</p> <p>The Committee will also seek to influence Council’s support and intent in achieving their objectives for the current Shoalhaven City Council Community Strategic Plan 2032 (SCC CSP).</p>	
Role:	
<ul style="list-style-type: none"> • To represent the interests and views of young people to Council and the Community • To provide an opportunity for young people to discuss issues of concern to young 	

<p>people</p> <ul style="list-style-type: none"> • To provide a mechanism for young people to make representations to organisations and various spheres of Government requesting appropriate action to improve facilities and services available to young people • To give young people experience in Local Government and community affairs • To create greater awareness and appreciation within the general community of the needs and talents of young people • To provide a mechanism for young people to address youth issues themselves
Delegation: Nil
Chairperson – Appointed by Committee for each meeting
2024-2025 Councillor / Staff Membership All Councillors (as observers only)
Community / Organisational Representatives Voting Members: <ul style="list-style-type: none"> • A maximum of eighteen (18) Secondary School Student Representatives • A maximum of five (5) Tertiary Education Student Representatives • A maximum of six (6) community youth representatives Non-Voting Members <ul style="list-style-type: none"> • Representatives from other relevant Government Agencies, Community Organisations and Service Providers, with preference for youth representatives • One representative for each of the Federal Member for Gilmore and the State Members for South Coast and Kiama, with preference for youth representatives • All available Councillors • Council’s Chief Executive Officer (CEO) or nominee

FOR: Clr White, 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

CL24.319 Northern Coastal Management Program Advisory Committee

RESOLVED (Clr Krikstolaitis / Clr Johnston) MIN24.539

That Council continue the operation of the Northern Coastal Management Program Advisory Committee for the period to September 2025 as outlined below.

<p><u>Meetings per year</u> – As required_</p> <p>Commencement time – 4pm</p>	<p>Quorum – Three (provided that a minimum of one (1) Councillor as the Chair or Acting chair and two community representatives are present)</p> <p>Terms of Reference: POL22/197 (64354E) Amended: 5 December 2022</p>
<p>Purpose</p> <p>The principal objective of the Northern Coastal Management Program Advisory Committee is to assist Shoalhaven City Council in the development and implementation of one or more Coastal Management Program for the northern area of the Council. This will need to be in accordance with the NSW Coastal Management Manual. The north area applies to the following coastal areas and estuaries:</p>	

- All Council managed beaches from Seven Mile / Berry Beach to the most northern coastal boundary of the Shoalhaven LGA, to the southern end of Warrain / Currarong Beach
- Shoalhaven River Estuary
- Broughton Creek
- Crookhaven River/Curleys Bay
- Lake Wollumboola
- Shoalhaven Urban and Rural estuaries

Role of the Committee

- a. To assist the Council in the development and implementation of the CMPs for the areas relevant to 'Purpose' (see above).
- b. To assist the Council monitoring and assessing the effectiveness of the CMPs during and after their implementation.
- c. To assist the Council by providing input into known coastal event(s) and erosion behaviour; and
- d. Facilitate broader community consultation and participation in coast and estuary management through informing and liaising with member community groups.

Delegation – NIL

Chairperson – Appointed by Council

2024-2025 Councillor / Staff Membership

Clr White - Chairperson
All other Councillors (Non voting members)
CEO or nominee (Non voting member)

Community/Organisational Representatives

Community representatives (including 4 local community reps, 1 youth rep & 1 Local Aboriginal rep)
Department of Planning and Environment (DPE) representatives
Transport for NSW (TfNSW) representatives
New South Wales State Emergency Services (NSW SES) representatives
Local Aboriginal Land Council (LALC) representatives
Other relevant government agency representatives

FOR: Clr White, 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

CL24.320 Northern Floodplain Risk Management Committee

RESOLVED (Clr Krikstolaitis / Clr Johnston)

MIN24.540

That Council continue the operation of the Northern Floodplain Risk Management Committee for the period to September 2025 as outlined below.

Meetings per year – As required	Quorum – Three (provided that a minimum of one (1) Councillor as the Chair or Acting chair and two community representatives are present)
Commencement time – 4pm	
	Terms of Reference: POL22/196 (59952E) Amended: 5 December 2022
Purpose	

The principal objective of the Northern Floodplain Risk Management Committee is to assist Shoalhaven City Council in the development and implementation of one or more Floodplain Risk Management Study and Floodplain Risk Management Plan for the northern area of the Council. This will need to be in accordance with the NSW Floodplain Development Manual. The northern area applies to the following catchments:

- Lower Shoalhaven River
- Crookhaven River
- Kangaroo River
- Broughton Creek
- Bomaderry Creek
- Nowra and Browns Creek
- Lake Wollumboola

Role of the Committee

- a. To assist the Council in the development and implementation of a Flood Study, Floodplain Risk Management Study and Floodplain Risk Management Plan for the areas listed under 'Purpose' (see above).
- b. To assist the Council monitoring and assessing the effectiveness of the management plans during and after their implementation.
- c. To assist the Council by providing input into known flood behaviour as part of the Flood Study; and
- d. Facilitate broader community consultation and participation in floodplain risk management through informing and liaising with member community groups.

Delegation – NIL

Chairperson – Appointed by Council

2024-2025 Councillor / Staff Membership

Clr White - Chairperson
All other Councillors (non voting members)
CEO or nominee (non voting member)

Community/Organisational Representatives

Community representatives (including a maximum of five (5) local community representatives, one (1) youth representative between ages 16 and 30, and one (1) indigenous representative)
Relevant government agency representatives (Non voting)

FOR: Clr White, 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

CL24.321 Central Coastal Management Program Advisory Committee

RESOLVED (Clr Krikstolaitis / Clr Johnston) MIN24.541

That Council continue the operation of the Central Coastal Management Program Advisory Committee for the period to September 2025 as outlined below.

<p>Meetings per year – As required_</p> <p>Commencement time – 4pm</p>	<p>Quorum – Three (provided that a minimum of one (1) Councillor as the Chair or Acting chair and two community representatives are present)</p> <p>Terms of Reference: POL22/197 (64355E)</p>
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Amended: 5 December 2022
<p>Purpose</p> <p>The principal objective of the Central Coastal Management Program Advisory Committee is to assist Shoalhaven City Council in the development and implementation of one or more Coastal Management Programs for the central area of the Council. This will need to be in accordance with the NSW Coastal Management Manual. The central area applies to the following coastal areas and estuaries:</p> <ul style="list-style-type: none"> • All Council managed beaches from Callala Bay in the north, to Cunjurong Point in the South • St Georges Basin • Jervis Bay • Currumbene Creek • Moona Moona Creek • Currarong Creek • Callala Creek • Sussex Inlet • Swan Lake • Berrara Creek • Shoalhaven Urban and Rural estuaries
<p>Role of the Committee</p> <ol style="list-style-type: none"> a. To assist the Council in the development and implementation of the CMPs for the areas relevant to 'Purpose' (see above). b. To assist the Council monitoring and assessing the effectiveness of the CMPs during and after their implementation. c. To assist the Council by providing input into known coastal event(s) and erosion behaviour; and d. Facilitate broader community consultation and participation in coast and estuary management through informing and liaising with member community groups.
<p>Delegation – NIL</p>
<p>Chairperson – Appointed by Council</p>
<p>2024-2025 Councillor / Staff Membership Clr White - Chairperson All other Councillors (Non voting members) CEO or nominee (Non voting member)</p>
<p>Community/Organisational Representatives Community representatives (including 4 local community reps, 1 youth rep & 1 Local Aboriginal rep) Department of Planning and Environment (DPE) representatives Transport for NSW (TfNSW) representatives New South Wales State Emergency Services (NSW SES) representatives Local Aboriginal Land Council (LALC) representatives Other relevant government agency representatives</p>

FOR: Clr White, 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

CL24.322 Central Floodplain Risk Management Committee

RESOLVED (Clr Krikstolaitis / Clr Johnston)

MIN24.542

That Council continue the operation of the Central Floodplain Risk Management Committee for the period to September 2025 as outlined below.

<p><u>Meetings per year</u> – As required_ Commencement time – 4pm</p>	<p>Quorum – Three (provided that a minimum of one (1) Councillor as the Chair or Acting chair and two community representatives are present) Terms of Reference: POL22/196 (59951E) Amended: 5 December 2022</p>
<p>Purpose</p> <p>The principal objective of the Central Floodplain Risk Management Committee is to assist Shoalhaven City Council in the development and implementation of one or more Floodplain Risk Management Study and Floodplain Risk Management Plan for the central area of the Council. This will need to be in accordance with the NSW Floodplain Development Manual. The central area applies to the following catchments:</p> <ul style="list-style-type: none"> • St Georges Basin (includes Sussex inlet) • Jervis Bay • Currumbene Creek • Moona Moona Creek • Currarong Creek • Berrara Creek • Callala Creek • Swan Lake 	
<p>Role of the Committee</p> <ol style="list-style-type: none"> a. To assist the Council in the development and implementation of a Flood Study, Floodplain Risk Management Study and Floodplain Risk Management Plan for the areas listed under ‘Purpose’ (see above). b. To assist the Council monitoring and assessing the effectiveness of the management plans during and after their implementation. c. To assist the Council providing input into known flood behaviour as part of the Flood Study; and d. Facilitate broader community consultation and participation in floodplain risk management through informing and liaising with member community groups. 	
<p>Delegation – NIL</p>	
<p>Chairperson– Appointed by Council</p>	
<p>2024-2025 Councillor / Staff Membership Clr White - Chairperson All other Councillors (Non voting members) CEO or nominee (Non voting member)</p>	
<p>Community/Organisational Representatives</p> <p>Community representatives (including a maximum of five (5) local community representatives, one (1) youth representative between ages 16 and 30, and one (1) indigenous representative) Relevant government agency representatives (Non voting)</p>	

FOR: Clr White, 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

Minutes Confirmed Tuesday 12 November 2024 – Chairperson.....

CL24.323 Southern Coastal Management Program Advisory Committee

RESOLVED (Clr Krikstolaitis / Clr Johnston)

MIN24.543

That Council continue the operation of the Southern Coastal Management Program Advisory Committee for the period to September 2025 as outlined below.

<p><u>Meetings per year</u> – As required_ Commencement time – 4pm</p>	<p>Quorum – Three (provided that a minimum of one (1) Councillor as the Chair or Acting chair and two community representatives are present) Terms of Reference: POL22/197 (64356E) Amended: 5 December 2022</p>
<p>Purpose</p> <p>The principal objective of the Southern Coastal Management Program Advisory Committee is to assist Shoalhaven City Council in the development and implementation of one or more Coastal Management Programs for the southern area of the Council. This will need to be in accordance with the NSW Coastal Management Manual. The southern area applies to the following coastal areas and estuaries:</p> <ul style="list-style-type: none"> • All Council managed beaches from Lake Conjola entrance in the north, reaching to the southern boundary of the Shoalhaven LGA in the south – North Durras Beach. • Lake Conjola • Narrawallee Creek • Mollymook • Ulladulla • Burrill Lake • Lake Tabourie • Lake Willinga • Shoalhaven Urban and Rural estuaries 	
<p>Role of the Committee</p> <ol style="list-style-type: none"> a. To assist the Council in the development and implementation of the CMPs for the areas relevant to ‘Purpose’ (see above). b. To assist the Council monitoring and assessing the effectiveness of the CMPs during and after their implementation. c. To assist the Council by providing input into known coastal event(s) and erosion behaviour; and d. Facilitate broader community consultation and participation in coast and estuary management through informing and liaising with member community groups. 	
<p>Delegation – NIL</p>	
<p>Chairperson – Appointed by Council</p>	
<p>2024-2025 Councillor / Staff Membership Clr White - Chairperson All other Councillors (Non voting members) CEO or nominee (Non voting member)</p>	
<p>Community/Organisational Representatives Community representatives (including 4 local community reps, 1 youth rep & 1 Local Aboriginal rep) Department of Planning and Environment (DPE) representatives Transport for NSW (TfNSW) representatives New South Wales State Emergency Services (NSW SES) representatives Local Aboriginal Land Council (LALC) representatives</p>	

Other relevant government agency representatives

FOR: Clr White, 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

CL24.324 Southern Floodplain Risk Management Committee

RESOLVED (Clr Krikstolaitis / Clr Johnston)

MIN24.544

That Council continue the operation of the Southern Floodplain Risk Management Committee for the period to September 2025 as outlined below.

<p>Meetings per year – As required_</p> <p>Commencement time – 4pm</p>	<p>Quorum – Three (provided that a minimum of one (1) Councillor as the Chair or Acting chair and two community representatives are present)</p> <p>Terms of Reference: POL22/196 (59950E) Amended: 5 December 2023</p>
<p>Purpose</p> <p>The principal objective of the Southern Floodplain Risk Management Committee is to assist Shoalhaven City Council in the development and implementation of one or more Floodplain Risk Management Study and Floodplain Risk Management Plan for the southern area of the Council. This will need to be in accordance with the NSW Floodplain Development Manual. The southern area applies to the following catchments:</p> <ul style="list-style-type: none"> • Lake Conjola • Narrawallee • Mollymook • Ulladulla • Burrill Lake • Clyde River • Lake Tabourie • Willinga Lake 	
<p>Role of the Committee</p> <ol style="list-style-type: none"> a. To assist the Council in the development and implementation of a Flood Study, Floodplain Risk Management Study and Floodplain Risk Management Plan for the areas listed under 'Purpose' (see above). b. To assist the Council monitoring and assessing the effectiveness of the management plans during and after their implementation. c. To assist the Council by providing input into known flood behaviour as part of the Flood Study; and d. Facilitate broader community consultation and participation in floodplain risk management through informing and liaising with member community groups. 	
<p>Delegation – NIL</p>	
<p>Chairperson– Appointed by Council</p>	
<p>2024-2025 Councillor / Staff Membership</p> <p>Clr White - Chairperson All other Councillors (Non voting members) CEO or nominee (NoN voting member)</p>	

Community/Organisational Representatives

Community representatives (including a maximum of five (5) local community representatives, one (1) youth representative between ages 16 and 30, and one (1) indigenous representative)

Relevant government agency representatives (Non voting)

FOR: Clr White, 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

CL24.290 Council Representatives on Other Committees or Organisations Outside of Council

**HPERM Ref:
D24/226843**

Recommendation

That Council resolve the representative membership of Councillors and other delegates on other Committees or Organisations Outside of Council for the period to September 2025.

RESOLVED (Clr Cox / Clr Krikstolaitis)

MIN24.545

That Council resolve the representative membership of Councillors and other delegates on other Committees or Organisations Outside of Council for the period to September 2025.

Note: For individual Committee membership refer to items CL24.325 to CL24.344 (MIN24.546 to MIN24.565.)

FOR: Clr White, 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

CL24.325 Australian Coastal Councils Association

RESOLVED (Clr Cox / Clr Krikstolaitis)

MIN24.546

That Council appoint Clr Clancy as its representative on the Australian Coastal Councils Association for the period to September 2025.

FOR: Clr White, 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

CL24.326 Cemeteries and Crematoria Association of NSW

RESOLVED (Clr Cox / Clr Krikstolaitis)

MIN24.547

That Council appoint Manager – Bereavement Services as its representative on the Cemeteries and Crematoria Association of NSW for the period to September 2025.

FOR: Clr White, 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

CL24.327 Illawarra Academy of Sports

RESOLVED (Clr Cox / Clr Krikstolaitis) MIN24.548

That Council appoint Southern Leisure Manager as its representative on the Illawarra Academy of Sports for the period to September 2025.

FOR: Clr White, 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

CL24.328 Illawarra Shoalhaven Joint Organisation

RESOLVED (Clr Cox / Clr Krikstolaitis) MIN24.549

That Council appoint the Mayor, Deputy Mayor and Assistant Deputy Mayor as its representatives on the Illawarra Shoalhaven Joint Organisation for the period to September 2025.

FOR: Clr White, 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

CL24.329 Illawarra Shoalhaven Regional Plan 2024 - Coordination and Monitoring Committee

RESOLVED (Clr Cox / Clr Krikstolaitis) MIN24.550

That Council appoint the Strategic Planning Manager as its representative on the Illawarra Shoalhaven Regional Plan 2024 - Coordination and Monitoring Committee for the period to September 2025.

FOR: Clr White, 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

CL24.330 Illawarra Shoalhaven Urban Development Committee

RESOLVED (Clr Cox / Clr Krikstolaitis) MIN24.551

That Council appoint the Strategic Planning Manager as its representative on Illawarra Shoalhaven Urban Development Committee for the period to September 2025.

FOR: Clr White, 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

CL24.331 Jervis Bay Marine Park Advisory Committee

RESOLVED (Clr Cox / Clr Krikstolaitis) MIN24.552

That Council appoint Clr Krikstolaitis and Clr Norris (alternate) as its representatives on Jervis Bay Marine Park Advisory Committee for the period to September 2025.

FOR: Clr White, 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

CL24.332 NSW Country Mayors Association

RESOLVED (Clr Cox / Clr Krikstolaitis) MIN24.553

That Council appoint the Mayor and Deputy Mayor (alternate) as its representative on NSW Country Mayors Association for the period to September 2025.

FOR: Clr White, 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

CL24.333 NSW Public Libraries Association

RESOLVED (Clr Cox / Clr Krikstolaitis) MIN24.554

That Council appoint Clr Proudfoot as its representative on NSW Public Libraries Association for the period to September 2025.

FOR: Clr White, 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

CL24.334 Rural Fire Service Shoalhaven District Liaison Committee

RESOLVED (Clr Cox / Clr Krikstolaitis) MIN24.555

That Council appoint Clr Clancy and Clr Johnston as its representatives on the Rural Fire Service Shoalhaven District Liaison Committee for the period to September 2025.

FOR: Clr White, 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

CL24.335 Shoalhaven Bush Fire Management Committee

RESOLVED (Clr Cox / Clr Krikstolaitis) MIN24.556

That Council appoint Clr Clancy and Clr Johnston as its representatives on the Shoalhaven Bush Fire Management Committee for the period to September 2025.

FOR: Clr White, 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

CL24.336 Shoalhaven Traffic Committee

RESOLVED (Clr Cox / Clr Krikstolaitis)

MIN24.557

That Council appoint Clr Wilkins and Clr White as its representatives on the Shoalhaven Traffic Committee for the period to September 2025.

FOR: Clr White, 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

CL24.337 South Coast Co-operative Library Services

RESOLVED (Clr Cox / Clr Krikstolaitis)

MIN24.558

That Council appoint Clr Proudfoot as its representative on the South Coast Co-operative Library Services for the period to September 2025.

FOR: Clr White, 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

CL24.338 South Coast Correctional Centre Community Consultative Committee

RESOLVED (Clr Cox / Clr Krikstolaitis)

MIN24.559

That Council appoint Clr Clancy and Clr Boyd as its representatives on the South Coast Correctional Centre Community Consultative Committee for the period to September 2025.

FOR: Clr White, 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

CL24.339 South Coast Arts Board of Directors

RESOLVED (Clr Cox / Clr Krikstolaitis)

MIN24.560

That Council appoint Clr Wilkins as its representative on the South Coast Arts Board of Directors for the period to September 2025.

FOR: Clr White, 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

CL24.340 South East Australian Transport Strategy Inc

RESOLVED (Clr Cox / Clr Krikstolaitis)

MIN24.561

That Council appoint Clr White and Clr Krikstolaitis (alternate) as its representatives on the South East Australian Transport Strategy Inc for the period to September 2025.

FOR: Clr White, 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

CL24.341 South East Regional Weeds Committee

RESOLVED (Clr Cox / Clr Krikstolaitis)

MIN24.562

That Council appoint the Biosecurity Coordinator as its representative on the South East Regional Weeds Committee for the period to September 2025.

FOR: Clr White, 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

CL24.342 Southern Regional Planning Panel

RESOLVED (Clr Cox / Clr Krikstolaitis)

MIN24.563

That Council appoint Clr Casmiri and Clr Wilkins as its representatives on the Southern Regional Planning Panel for the period to September 2025.

FOR: Clr White, 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

CL24.343 Southern Water Services Pty Ltd

RESOLVED (Clr Cox / Clr Krikstolaitis)

MIN24.564

That Council appoint the CEO and CFO as its representatives on the Southern Water Services Pty Ltd for the period to September 2025 noting a further report will be provided to Council on this organisation.

FOR: Clr White, 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

CL24.344 Ulladulla Harbour User Group

RESOLVED (Clr Cox / Clr Krikstolaitis)

MIN24.565

That Council appoint the Commercial Services Manager as its representative on the Ulladulla Harbour User Group for the period to September 2025.

FOR: Clr White, 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

CL24.291 Investment Report - August and September 2024

**HPERM Ref:
D24/431880**

Recommendation

That Council:

1. Receive the Record of Investments for the period to 31 August 2024.
2. Receive the Record of Investments for the period to 30 September 2024.
3. Note that Council's total Investment Portfolio (excluding the Long-Term Growth Fund) returned 5.16% per annum for the month of August 2024, outperforming the benchmark AusBond Bank Bill Index (4.54% pa) by 62 basis points (0.62%).
4. Note that Council's total Investment Portfolio (excluding the Long-Term Growth Fund) returned 5.17% per annum for the month of September 2024, outperforming the benchmark AusBond Bank Bill Index (4.45% pa) by 72 basis points (0.72%).
5. Adopt the Investment Policy noting the Policy remains unchanged.

RESOLVED (Clr Proudfoot / Clr Boyd)

MIN24.566

That Council:

1. Receive the Record of Investments for the period to 31 August 2024.
2. Receive the Record of Investments for the period to 30 September 2024.
3. Note that Council's total Investment Portfolio (excluding the Long-Term Growth Fund) returned 5.16% per annum for the month of August 2024, outperforming the benchmark AusBond Bank Bill Index (4.54% pa) by 62 basis points (0.62%).
4. Note that Council's total Investment Portfolio (excluding the Long-Term Growth Fund) returned 5.17% per annum for the month of September 2024, outperforming the benchmark AusBond Bank Bill Index (4.45% pa) by 72 basis points (0.72%).
5. Adopt the Investment Policy noting the Policy remains unchanged.

FOR: Clr White, 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

CL24.292 State of our City Report

**HPERM Ref:
D24/218866**

Recommendation

That Council receive and note the State of our City Report – Shoalhaven 2024.

RESOLVED (Clr Proudfoot / Clr Norris)

MIN24.567

That Council receive and note the State of our City Report – Shoalhaven 2024.

FOR: Clr White, 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

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

CL24.293 Proposed Planning Agreement - Hitchcocks Lane, Berry **HPERM Ref: D24/452380**

Note: Clr Norris - declared a less than significant non-pecuniary interest – the residents surrounding the development are known to him - he remained in the room, took part in the discussion and voted.

RESOLVED* (Clr Proudfoot / Clr Wilkins) **MIN24.568**

That Council consider a confidential report on this matter pursuant to section 10A(2)(e) of the *Local government Act 1993*.

FOR: Clr White, 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

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

CL24.294 Proposed Lease to Productivity Bootcamp - 21 Norfolk Ave, South Nowra - Lot 77 DP 1032397 **HPERM Ref: D24/395693**

RESOLVED* (Clr Clancy / Clr Krikstolaitis) **MIN24.569**

That Council:

1. Enter into a Lease agreement with Productivity Bootcamp Pty Ltd at 21 Norfolk Ave, South Nowra for a term of two years commencing 1 November 2023 and terminating on 31 October 2025 at full market rent of \$50,000 + GST per annum with 3% increases (no rental subsidy).
2. Authorise the Chief Executive Officer to execute relevant documentation for the lease at 21 Norfolk Ave, South Nowra for two years expiring on 31 October 2025 to Productivity Bootcamp Pty Ltd.

FOR: Clr White, 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

CL24.295 Grant of Electricity Easement to Endeavour Energy – Community Battery – Lot 35 DP 242182 33 Tannery Road Cambewarra **HPERM Ref: D24/153678**

Note: Clr White – declared a less than significant non-pecuniary interest – her son works for Endeavour Energy – she remained in the room, took part in the discussion and voted.

Recommendation

That Council:

1. Grant an Easement for Electricity pursuant to section 46(1)(a) of the *Local Government Act*

1993 approximately 64m² area (subject to final survey) over Council community land known as Lot 35 DP 242182, 33 Tannery Road, Cambewarra in favour of Endeavour Energy as shown on Figure 2.

2. Accept payment in the amount of \$10,000 (excluding GST) as compensation for the grant of easement which includes Council's valuation and legal costs of \$2,700 (excluding GST) associated with the proposed grant of easement.
3. Consent to Endeavour Energy being responsible for preparation of the easement survey and plan registration with NSW Land Registry Services.
4. Authorise the Common Seal of the Council of the City of Shoalhaven be affixed to any document required to be sealed and delegates authority to the Chief Executive Officer to sign any documentation necessary to give effect to this resolution.

RESOLVED (Clr White / Clr Clancy)

MIN24.570

That:

1. Council defer this item for further Community Consultation with Cambewarra Community Consultative Body.
2. The consultation period be for 14 days.
3. The CEO provide a further report to the Ordinary Meeting 26 November 2024.

FOR: Clr White, 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

CL24.296 Report Back - Result of Investigations - Seagrass Avenue Vincentia - Parking and Vegetation

HPERM Ref: D24/320696

Note: Clr White – declared a less than significant non-pecuniary interest – her daughter lives in a Defence Service house adjoining to Seagrass Avenue - she remained in the room, took part in the discussion and voted.

Clr Tribe – declared a significant non-pecuniary interest– her principle residence is near the street affected – she left the room and did not take part in the discussion or vote.

Clr Krikstolaitis – declared a significant non-pecuniary interest – the Councillor lives in the area which the report relates too – he left the room and did not take part in the discussion or vote.

Recommendation

That Council note that:

1. Most respondents do not support the proposal for additional parking on Seagrass Avenue.
2. No Federal and State grant programs have been identified to fund additional parking on Seagrass Avenue.
3. Correspondence to Federal and State representatives regarding grant options has been sent.
4. Parkcare is not recommended as an appropriate option for re-vegetation of the median due to its capacity and safety requirements for working near traffic.

RESOLVED (Clr Norris / Clr Wilkins)

MIN24.571

That Council note that:

1. Most respondents do not support the proposal for additional parking on Seagrass Avenue.

2. If and when available, subject to funding and grant options re-allocate funding to enable improved vegetation management, gardening and re-vegetation.
3. Correspondence to Federal and State representatives regarding grant options has been sent.
4. Parkcare is not recommended as an appropriate option for re-vegetation of the median due to its capacity and safety requirements for working near traffic.

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

AGAINST: Nil

CARRIED

Note: Clr Tribe and Clr Krikstolaitis returned to the room.

CL24.297 Funding Model - Materials Recovery Facility

HPERM Ref:
D24/384492

Recommendation

That:

1. Council proceeds to complete the Materials Recovery Facility (MRF).
2. The shortfall funding required, of **\$10,238,086** be funded from:
 - a. Internally restricted Industrial and non-industrial land sales of up to \$4,000,000.
 - b. Projects cancelled or postponed to fund the MRF of up to \$4,000,000.
 - c. Proceeds from a rescoped and delayed Shoalhaven Resource Recovery Learning Centre of up to \$1,700,000.
 - d. Proceeds from a Value Engineering process and a reduced contingency of up to \$640,000.
3. Council be briefed on the progress and cost of the MRF project every two months until commissioning of the facility.

RESOLVED (Clr Wilkins / Clr Norris)

MIN24.572

That:

1. Council proceeds to complete the Materials Recovery Facility (MRF).
2. The shortfall funding required, of **\$10,238,086** be funded from:
 - a. Internally restricted Industrial and non-industrial land sales of up to \$4,000,000.
 - b. Projects cancelled or postponed to fund the MRF of up to \$4,000,000.
 - c. Proceeds from a rescoped and delayed Shoalhaven Resource Recovery Learning Centre of up to \$1,700,000.
 - d. Proceeds from a Value Engineering process and a reduced contingency of up to \$640,000.
3. Council be briefed on the progress and cost of the MRF project every two months until commissioning of the facility.
4. This project be reviewed by the Finance Committee once established.

FOR: Clr White, 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

CL24.298 Tenders - Construction of Manyana RFS Station

**HPERM Ref:
D24/436468**

RESOLVED* (Clr Clancy / Clr Krikstolaitis)

MIN24.573

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

FOR: Clr White, 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

CL24.299 Quarterly Review for Compliance Matters

**HPERM Ref:
D24/270483**

Recommendation

That Council:

1. Receive the 1 April 2024 to 30 June 2024 quarterly report (Q4) on compliance matters for information.
2. Note previous minutes related to receipt of Quarterly Review for Compliance Matters and conduct a briefing to review the content and form for compliance reporting on a quarterly basis.

RESOLVED (Clr Cox / Clr Wilkins)

MIN24.574

That Council:

1. Receive and note the Quarterly Compliance Activities Report.
2. Rescind previous resolutions MIN18.907 and MIN22.348
3. Receive the Compliance Activity Review on a 6 monthly basis covering periods from August to January, and February to July respectively, to be titled the "Half Yearly Compliance Report".
4. Receive the Half Yearly Compliance Report digitally via the online Councillor portal as soon as it is available.
5. Publish the Half Yearly Compliance Report on Council's public website as soon as it is available to ensure community access.
6. Receive a one page header report at 6 monthly intervals to Ordinary Meetings informing Council and the public that the Half Yearly Compliance Report is available on the Councillor Portal and Council's public website.

FOR: Clr White, 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 - Bring Items Forward

RESOLVED (Clr Norris / Clr Krikstolaitis)

MIN24.575

That the following items be brought forward for consideration.

- CL24.302 - Development Application - 102 & 106 Hillcrest Avenue SOUTH NOWRA - Lot 72 DP31078 & Lot 4 DP561605
- CL24.303 - Sanctuary Point Library - Project Update 2.
- CL24.304 - Reconciliation Action Plan - Public Exhibition

FOR: Clr White, 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

**CL24.302 Development Application - 102 & 106 Hillcrest Avenue
SOUTH NOWRA - Lot 72 DP31078 & Lot 4 DP561605**

**HPERM Ref:
D24/454920**

Note: Clr Cox – declared a significant non-pecuniary interest – the Councillor works for the financial institution involved – he left the room and did not take part in the discussion or vote.

Recommendation

That:

1. Council receive and note the report DA2024/1457 – 102 & 106 Hillcrest Avenue, South Nowra
2. Council support the staff recommendation to the Southern Regional Planning Panel to approve DA2024/1457 for 'Construction and occupation of new single storey building for health services facility includes landscaping, carparking and consolidation of two lots' having consideration to section 4.15 of the *Environmental Planning and Assessment Act 1979*.
3. The resolution made by Council be submitted to the Southern Regional Planning Panel prior to their consideration and determination of DA2024/1457.

RESOLVED (Clr Norris / Clr Boyd)

MIN24.576

That:

1. Council receive and note the report DA2024/1457 – 102 & 106 Hillcrest Avenue, South Nowra
2. Council support the staff recommendation to the Southern Regional Planning Panel to approve DA2024/1457 for 'Construction and occupation of new single storey building for health services facility includes landscaping, carparking and consolidation of two lots' having consideration to section 4.15 of the *Environmental Planning and Assessment Act 1979*.
3. The resolution made by Council be submitted to the Southern Regional Planning Panel prior to their consideration and determination of DA2024/1457.

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

AGAINST: Nil

CARRIED

Note: Clr Cox returned to the room.

CL24.303 Sanctuary Point Library - Project Update 2

**HPERM Ref:
D24/283923**

Recommendation

That Council:

1. Receive the *Sanctuary Point Library - Project Update 2* report for information as an update on:
 - a. Close-out and rescoping processes as outlined in *Attachment 1*;
 - b. Feasibility investigations as outlined in *Attachment 2*;
 - c. Project programme (timelines) as outlined in *Attachment 3*;
 - d. Preliminary cost estimates as outlined in *Financial Implications*.
2. Direct the CEO (Director – City Lifestyles) to provide a further update report for Council's consideration upon completion of feasibility investigations, to enabling the Council to confirm:
 - a. Budget;
 - b. Scope-of-Works;
 - c. Delivery Timelines;
 - d. Funding Solution.

RESOLVED (Clr Proudfoot / Clr Krikstolaitis)

MIN24.577

That Council:

1. Receive the *Sanctuary Point Library - Project Update 2* report for information as an update on:
 - a. Close-out and rescoping processes as outlined in *Attachment 1*;
 - b. Feasibility investigations as outlined in *Attachment 2*;
 - c. Project programme (timelines) as outlined in *Attachment 3*;
 - d. Preliminary cost estimates as outlined in *Financial Implications*.
2. Direct the CEO (Director – City Lifestyles) to provide a further update report for Council's consideration upon completion of feasibility investigations, to enabling the Council to confirm:
 - a. Budget;
 - b. Scope-of-Works;
 - c. Delivery Timelines;
 - d. Funding Solution.
3. Reconsider the Francis Ryan Oval as the location for the Sanctuary Point Library in conjunction with amenities.

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

AGAINST: Clr Boyd

CARRIED

CL24.304 Reconciliation Action Plan - Public Exhibition

**HPERM Ref:
D24/422772**

Recommendation

Minutes Confirmed Tuesday 12 November 2024 – Chairperson.....

That Council

1. Place the Draft Reconciliation Action Plan on public exhibition for a period of 28 days.
2. If no significant adverse comments are received at the close of the public exhibition period, direct the CEO (Director – City Lifestyles) to submit the Draft Reconciliation Action Plan to Reconciliation Australia for Conditional Endorsement, and report to a future Ordinary Council Meeting for adoption of the Plan.

RESOLVED (Clr Casmiri / Clr Norris)

MIN24.578

That Council

1. Place the Draft Reconciliation Action Plan on public exhibition for a period of 28 days.
2. If no significant adverse comments are received at the close of the public exhibition period, direct the CEO (Director – City Lifestyles) to submit the Draft Reconciliation Action Plan to Reconciliation Australia for Conditional Endorsement, and report to a future Ordinary Council Meeting for adoption of the Plan.

FOR: Clr White, 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 - Move into Committee of the Whole

RESOLVED (Clr Tribe / Clr Norris)

MIN24.579

That Council move into the Committee of the Whole for 15 minutes to discuss item CL24.300 - SF10987 – 33 Forest Rd Kioloa – Lot 5 DP 1280813, the time being 8.33pm.

FOR: Clr White, 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 - Resumption of Meeting

RESOLVED (Clr Norris / Clr Cox)

MIN24.580

That Council resume standing orders, the time being 8.48pm.

FOR: Clr White, 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

Note: No resolutions were made during Committee of the Whole.

The following members were present:

Clr Patricia White - Chairperson
Clr Luciano Casmiri
Clr Karlee Dunn
Clr Jason Cox

Minutes Confirmed Tuesday 12 November 2024 – Chairperson.....

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

CL24.300 SF10987 – 33 Forest Rd Kioloa – Lot 5 DP 1280813

**HPERM Ref:
D24/204703**

Note: A deputation was received on this item.

Recommendation

That the Development Application SF10987 for a 20 lot Torrens title subdivision at Lot 5 DP 1280813, 33 Forest Rd Kioloa be approved subject to the conditions contained in Attachment 2 of this report.

RESOLVED (Clr White / Clr Krikstolaitis)

MIN24.581

That Council defer the item SF10987 – 33 Forest Rd Kioloa – Lot 5 DP 1280813 to a Councillor Briefing.

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

AGAINST: Clr Casmiri, Clr Proudfoot, Clr Tribe and Clr Clancy.

CARRIED

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

CL24.301 Petition - Shoalhaven River (Heads) - Entrance Management Plan - Mechanical opening

**HPERM Ref:
D24/335187**

RESOLVED* (Clr Norris / Clr Cox)

MIN24.582

That Council

1. Acknowledge the receipt of the petition.
2. Advise the petitioner that the petition relates to issues previously addressed in the resolution MIN24.414 whereby Council resolved the following:
 - a. *Acknowledge the Shoalhaven Heads community have expressed their urgency regarding review of the Entrance Management Plan, trigger levels and regulatory requirements.*
 - b. *Acknowledge the current work program completed or underway on: Flood Modelling; Floor Level Surveys; Floodplain Risk Management Study/Plan; and, Coastal Management Program, that will appropriately inform a review of the Entrance Management Plan.*
 - c. *Direct the CEO (Director, City Development) to continue the drafting of the Lower Shoalhaven River Coastal Management Program and give priority to the review of the Entrance Management Plan as an action and outcome.*
 - d. *That the CMP incorporates extensive community consultation, with the results of public exhibition including and accounting for local resident views as part of assessment of the entrance management plan (EMP).*
 - e. *Ensure the Shoalhaven Heads Estuary Taskforce is briefed and consulted on the EMP*

review by December 2024, giving an intended approach to proposed revised licence conditions; community consultation; and progression to relevant State Government Departments and NSW Crown Lands for intended determination by mid-2025.

3. Advise the petitioner that evidence-based investigations required to update the Shoalhaven River Entrance Management Policy (EMP), and Review of Environmental Factors (REF) are underway and had commenced prior to the commencement of the petition by the Shoalhaven Heads Community Forum.
4. Direct the CEO (Director, City Development) to provide updates on progression of the Shoalhaven River EMP to the Shoalhaven Heads Community Forum as it progresses.

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

AGAINST: Nil

CARRIED

CL24.302 Development Application - 102 & 106 Hillcrest Avenue South Nowra - Lot 72 DP31078 & Lot 4 DP561605	HPERM REF: D24/454920
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Item dealt with earlier in the meeting see MIN24.576.

CL24.303 Sanctuary Point Library - Project Update 2	HPERM REF: D24/283923
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Item dealt with earlier in the meeting see MIN24.577.

CL24.304 Reconciliation Action Plan - Public Exhibition	HPERM REF: D24/422772
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Item dealt with earlier in the meeting see MIN24.578.

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

CL24.305 Lease of Nowra Showground Tennis Clubhouse and Courts - 27 West Street, Nowra	HPERM Ref: D24/382504
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RESOLVED* (Clr Krikstolaitis / Clr Tribe) MIN24.583

That Council:

1. In accordance with the Crown Land Management Act (2016) (NSW) and Crown Land Management Regulation (2018) (NSW), enter a five-year lease with Interchange Shoalhaven Incorporated on Council managed Crown land at the Nowra Showground (Tennis Clubhouse and adjoining two southern Courts) at Part Lot 702 DP 1024852, 27 West Street Nowra,
2. Establish lease rental and associated fees as follows:
 - a. Rent of clubhouse building of \$10,721.66 excluding GST per annum.
 - b. Contribution to court sinking fund for capital upgrades (court resurface) of \$3,090.00 excluding GST per annum.
3. Apply annual rent adjustments to the rent of the clubhouse building and court sinking fund for capital upgrades in line with the Consumer Price Index (All Groups Sydney).
4. Authorise the allocation of court resurface contribution into the Restricted Asset Account for

this facility.

5. Authorise the Common Seal of the Council of the City of Shoalhaven be affixed to any document required to be sealed and delegates authority to the Chief Executive Officer to sign any documentation necessary to give effect to this resolution.

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

AGAINST: Nil

CARRIED

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

CL24.306 Connection to Town Sewerage System - 9A Bindaree Street Greenwell Point **HPERM Ref: D24/382560**

RESOLVED* (Clr Norris / Clr Wilkins) MIN24.584

That Council approve the connection of Lot 3 DP 1196876, 9A Bindaree Street Greenwell Point to the Culburra Sewerage Scheme by a pressure sewer system and subject to the applicant complying with all conditions specified in the Shoalhaven Water, Water Development Notice.

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

AGAINST: Nil

CARRIED

CL24.307 Easement Acquisition for Water Supply - Lot 203 DP 883494, 14 Reservoir Lane Cambewarra **HPERM Ref: D24/427596**

RESOLVED* (Clr Norris / Clr Wilkins) MIN24.585

That Council

1. Acquires by agreement an easement for water supply main, six metres wide and variable (subject to final survey) over part Lot 203 DP 883494, 14 Reservoir Lane, Cambewarra.
2. Agrees to pay compensation of \$27,000 plus GST (if applicable) and reasonable legal and valuation costs associated with the acquisition in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, from Council's Water Fund.
3. Delegates authority to the Chief Executive Officer to adjust the compensation in accordance with the area of the easement determined by the final survey plan.
4. Authorises the Chief Executive Officer 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.

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

AGAINST: Nil

CARRIED

CL24.308 Exemption to Tender - Sewage Pumping Station Design and Construction - Twin Nowra Estate - Old Southern Road South Nowra - SF10743 **HPERM Ref: D24/433396**

RESOLVED* (Clr Norris / Clr Wilkins)

MIN24.586

That Council

1. Approves an exemption from tendering (due to extenuating circumstances) in accordance with Section 55(3)(i) of the Local Government Act 1993 for the design and construction of a sewage pumping station (SPS) and associated infrastructure to serve the approved the 162 lot residential subdivision at Old Southern Road South Nowra (known as Twin Nowra Estate).
2. Authorise the Chief Executive Officer (Executive Manager, Shoalhaven Water) to enter into a Deed of Agreement with the developer and execute any necessary documents to implement this resolution.

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

AGAINST: Nil

CARRIED

CL24.309 Land and Easement Acquisition - Part Lot 2 DP 1261811, 49 Taylors Lane Badagarang

HPERM Ref: D24/429693

RESOLVED* (Clr Norris / Clr Wilkins)

MIN24.587

That Council

1. Under the Land Acquisition (Just Terms Compensation) Act 1991 acquire land and easements shown on Figure 1 (subject to final survey) over Part Lot 2 DP 1261811, 49 Taylors Lane Badagarang as follows:
 - a. Land for Far North Collector Road Widening (1.38Ha)
 - b. Land for Access Road to the Sewerage Pumping Station (2429m²)
 - c. Easement for Drainage of Sewage 6m wide and variable
 - d. Easement for Right of Access 6m wide and variable
2. Authorise the dedication of land for Far North Collector Road Widening (1.38Ha) as Public Road in accordance with section 10 of the Roads Act 1993.
3. Give public notice of the classification of the proposed Land for Access Road to the Sewage Pumping Station (2429m²) as operational land shown in Figure 1, under section 34 of the *Local Government Act 1993*.
4. Following the public notice period, classify proposed Land for Access Road to the Sewage Pumping Station as operational land under section 31 of the *Local Government Act 1993*.
 - a. Agrees to pay compensation of \$107,000 (excluding GST) and the reasonable legal and valuation costs (disturbance costs) associated with the acquisition in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991.
 - b. Endorse funding for this acquisition from the Federal Governments' Australian Government Infrastructure Investment Program and Council's Sewer Fund.
 - c. Delegates authority to the Chief Executive Officer to adjust the compensation in accordance with the area of the easement determined by final survey plan.
 - d. Authorise the common seal of the Council of the City of Shoalhaven be affixed to any documentation required to be sealed and delegates authority to the Chief Executive Officer to sign any documentation necessary to give effect to this resolution.

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

AGAINST: Nil
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 Proudfoot / Clr Clancy) MIN24.588

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.

CCL24.29 Proposed Planning Agreement - Hitchcocks Lane, Berry

Information that would, if disclosed, prejudice the maintenance of law.10(A)(2)(e)

There is a public interest consideration against disclosure of information as disclosure of the information could reasonably be expected to prejudice any court proceedings by revealing matter prepared for the purposes of or in relation to current or future proceedings or prejudice the fair trial of any person, the impartial adjudication of any case or a person's right to procedural fairness.

CCL24.30 Tenders - Construction of Manyana RFS Station

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 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 8.49pm.

The meeting moved into open session, the time being 8.55pm.

REPORT FROM CONFIDENTIAL SESSION

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

CCL24.29 Proposed Planning Agreement - Hitchcocks Lane, Berry

**HPERM Ref:
D24/433201**

RESOLVED

MIN24.589C

Minutes Confirmed Tuesday 12 November 2024 – Chairperson.....

That Council:

1. Provide 'in-principle' support to further negotiate and finalise the letter of offer for the proposed planning agreement for the residential subdivision at Hitchcocks Lane, Berry (SF10965) with the developer/landowner ('the Letter of Offer'), as outlined in Attachment 2. If further negotiations lead to significant changes, the Council will receive an additional report before proceeding.
2. Delegate authority to Council's Chief Executive Officer, or her delegate, to:
 - a. Finalise negotiations relating to the Letter of Offer.
 - b. Accept the final Letter of Offer, based on this resolution and final negotiations.
 - c. Prepare and publicly notify the agreement in due course, in accordance with legislative requirements.
3. Enter into the agreement consistent with this resolution, except where objections or substantial issues are raised as part of any public notification, in which case the agreement is to be reported back to Council for further consideration.

CARRIED

CCL24.30 Tenders - Construction of Manyana RFS Station

**HPERM Ref:
D24/436247**

RESOLVED

MIN24.590C

That

1. Council endorses the recommendation of the Tender Evaluation Panel and accepts the Tender from **Edwards Constructions (NSW) Pty Ltd** for Construction of Manyana RFS Station for a total cost of **\$2,331,371.00** (excluding GST).
2. The contract documents and any other associated documents be executed on behalf of the Council in accordance with *Local Government (General) Regulation 2021 (section 165)* by the CEO (Director City Services).
3. The Chief Executive Officer authorises the Director – City Services to create a Purchase Order for the tendered amount plus a 10% contingency, being \$2,564,508.10 (excluding GST) and throughout the life of the project adjust the value of the purchase order accordingly.

CARRIED

There being no further business, the meeting concluded, the time being 8.58pm.

Clr White
CHAIRPERSON