

Ordinary Meeting

Meeting Date: Tuesday, 27 July, 2021
Location: Council Chambers, City Administrative Building, Bridge Road, Nowra
Time: 5.00pm

Membership (Quorum - 7)
All Councillors

Please note: 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. Your attendance at this meeting is taken as consent to the possibility that your image and/or voice may be recorded and broadcast to the public.

Agenda

1. **Acknowledgement of Traditional Custodians**
2. **Opening Prayer**
3. **Australian National Anthem**
4. **Apologies / Leave of Absence**
5. **Confirmation of Minutes**
 - Ordinary Meeting - 29 June 2021
6. **Declarations of Interest**
7. **Presentation of Petitions**
8. **Mayoral Minute**

Mayoral Minute

MM21.17	Mayoral Minute - Welcoming Cities Network Membership Endorsement.....	1
MM21.18	Mayoral Minute - Review of Current Planning & Development Controls - SP3 Zone South Ulladulla.....	2

9. **Deputations and Presentations**
10. **Notices of Motion / Questions on Notice**

Notices of Motion / Questions on Notice

CL21.135	Rescission Motion - SA21.115 Local Government Remuneration Tribunal - Councillor and Mayoral Fees 2021/2022 - Superannuation Payments.....	3
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CL21.136	Notice of Motion - SA21.115 Local Government Remuneration Tribunal - Councillor and Mayoral Fees 2021/2022 - Superannuation Payments.....	4
CL21.137	Rescission Motion - SA21.164 - Worrigea / South Nowra / East Nowra Investigations - Aquatic Centre & Integrated Recreational Strategic Plan.....	5
CL21.138	Notice of Motion - SA21.64 Worrigea / South Nowra / East Nowra Investigations - Aquatic Centre & Integrated Recreational Strategic Plan	6
CL21.139	Notice of Motion - Request for Donation: Green Mountain Community School.....	7
CL21.140	Notice of Motion - Public Housing Crisis Meeting 9 July 2021	10
CL21.141	Notice of Motion - A Walkway / Cycleway from Nowra-Bomaderry to Gerringong.....	17
CL21.142	Notice of Motion - Boat / Vessel Maintenance - Shoalhaven Heads	18
CL21.143	Notice of Motion - Jerry Bailey Oval - Provision of Amenities	19
CL21.144	Notice of Motion - In Memory of Georgia Fletcher	20
CL21.145	Notice of Motion - Pump Track Sussex Inlet.....	21
CL21.146	Notice of Motion - Footpath Construction - Greenwell Point Road.....	22
CL21.147	Notice of Motion - Kangaroo Valley Pump Track Reserve	23
CL21.148	Notice of Motion - Shoalhaven Motor Sports Complex (MSC)	24

11. Committee Reports

CL21.149	<u>Report of the Strategy & Assets Committee - 20 July 2021</u>	<u>25</u>
SA21.132	Notice of Motion - Jindelara Cottage - 59 Nurrawallee Street, Ulladulla	
SA21.135	Notice of Motion - Sussex Inlet Thompson Street Carpark	
SA21.142	Future Directions - Nowra CBD Revitalisation	
SA21.144	Proposed Land Acquisition - Part Lot 1 DP823269, The Wool Road Worrowing Heights	
SA21.145	Proposed Road Closure - Part Unnamed Council Public Road R1234b160 and Proposed Road Opening Lot 74 DP 604846 - Milton	
SA21.147	Transfer of Lot 1 DP 821499 Lynburn Ave Bomaderry to Community Association DP270517	
SA21.149	Grant of Easement for overhead power lines to Epsilon Distribution Ministerial Holding Corporation (Endeavour Energy) - 333 Illaroo Road Bangalee and Lot 4 West Cambewarra Road North Nowra	
SA21.153	Tenders - SCC Administration Building Lift No.2 Replacement	
SA21.157	Ratepayer Advance - Kerb & Gutter Construction - Tomerong Street Currarong	
SA21.160	Rate Payer Advance - Kerb & Gutter Installation - 24 to 38 Basin View Parade Basin View	
SA21.161	Ratepayers Advance - Kerb & Gutter Construction 6, 10, 14, 16 Loralyn Avenue Sanctuary Point	

SA21.162	Ratepayers Advance - Kerb & Gutter Construction - 123 & 125 Loralyn Avenue St Georges Basin	
SA21.163	Request - Refund DA Fees - William Campbell Foundation - DA21/1384	
SA21.169	Sanctuary Point Oval Athletics Field Improvements	
SA21.172	Acquisition of sewer and electrical easements - 12 Flood Street Sussex Inlet	
SA21.173	Acquisition of Easement for Sewer Pipeline - Lot 3 DP505763 at Terara	
CL21.150	Report of the Aboriginal Advisory Committee - 7 June 2021	32
AA21.13	Cullunghutti - Plan of Management	
CL21.151	Report of the Shoalhaven Heads Estuary Taskforce - 16 June 2021	33
SH21.5	Membership - Resignation from Mike James	
SH21.2	River Road Foreshore Precinct Rehabilitation Project Progress Report	

12. Reports

City Performance

CL21.152	Council Meeting Dates - Proposed Amendments	34
CL21.153	Investment Report - June 2021	36

City Futures

CL21.154	Progress Report, Jervis Bay Regional Boat Ramp Master Plan (Option H) - Boat Maintenance Facility at Woollamia	45
CL21.155	Shoalhaven Business Chamber and Shoalhaven City Council Memorandum of Understanding	52

City Services

SA21.146	Proposed Road Closure & Sale - Unnamed Road Off Woodburn Road Morton	71
----------	--	----

City Development

CL21.156	Variations to Development Standards - June Quarter 2021	78
----------	---	----

City Lifestyles

CL21.157	Progress / Status Update - Access Areas for Dogs Policy Review	80
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13. Confidential Reports

Committee Reports

CCL21.11	Report of the Strategy & Assets Committee - 20 July 2021	
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CSA21.34	Land Acquisition Matter - Bangalee & Cambewarra Localities	
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Local Government Act - Section 10A(2)(c) - Information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

There is a public interest consideration against disclosure of information as disclosure of the information could reasonably be expected to reveal commercial-in-confidence provisions of a contract, diminish the competitive

commercial value of any information to any person and/or prejudice any person's legitimate business, commercial, professional or financial interests.

CSA21.35 Proposed Disposal of Council Land - Far Meadow

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

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

MM21.17 Mayoral Minute - Welcoming Cities Network Membership Endorsement

HPERM Ref: D21/303944

Recommendation

That Council accept the fee free Network Membership to Welcoming Cities Network which will enhance Council's commitment to being a refugee welcome zone.

Details

The Welcoming Cities Network is a national network of cities, shires, towns and municipalities who collaboratively strive to foster an environment of inclusion and belonging which increases social cohesion, economic capability and resilience in their communities. Currently Lake Macquarie, City of Parramatta, City of Sydney, City Of Newcastle, Waverley, City of Blacktown, City of Canterbury - Bankstown, City of Wagga Wagga, Leeton Shire, Liverpool City, Wollongong City, City of Ryde and Georges River Councils are members <https://welcomingcities.org.au/wp-content/uploads/2021/07/List-of-Welcoming-Cities-Members-20-07-21.pdf>.

Joining this cohort of member councils will enhance Shoalhaven City Council profile as a culturally inclusive and refugee welcome zone, this partnership will allow for collaborative relationships to be established between member councils and stakeholders, facilitate information sharing, culturally inclusive practices, and participation in national standard policy development for cultural diversity and inclusiveness policy and practice in local government. Council will need to nominate a suitable point of contact / representative committing to quarterly meetings, an annual conference, and maintain frequent liaison with the organisation. For more see the welcoming cities website : <https://welcomingcities.org.au/>

MM21.17

MM21.18 Mayoral Minute - Review of Current Planning & Development Controls - SP3 Zone South Ulladulla

HPERM Ref: D21/304727

Recommendation

That Council review the current planning and development controls applying to 252 Princes Highway, Ulladulla (Lot 1 DP 784732) and other adjacent land zoned SP3 Tourism in Shoalhaven Local Environmental Plan 2014 as part of the review of the Milton-Ulladulla Structure Plan that is currently underway, including consideration of current and proposed future uses and vehicle access arrangements.

Details

During the debate on the proposed development of a manufactured home estate at 252 Princes Highway Ulladulla, the appropriateness of the existing SP3 zoning of this property and the broader location was raised. As a result it is appropriate for Council to review this zoning as part of the Milton-Ulladulla Structure Plan process that is currently underway.

MM21.18

CL21.135 Rescission Motion - SA21.115 Local Government Remuneration Tribunal - Councillor and Mayoral Fees 2021/2022 - Superannuation Payments

HPERM Ref: D21/269216

Submitted by: Clr Andrew Guile
 Clr Mitchell Pakes
 Clr Greg Watson

Purpose / Summary

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

Recommendation

That Council rescind the Motion relating to Item SA21.115 Local Government Remuneration Tribunal – Councillor and Mayoral Fees 2021/2022 of the Council Meeting held on Tuesday 29 June 2021.

Background

The following resolution (MIN21.427) was adopted at the Ordinary Meeting held Tuesday 29 June 2021

That Council:

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

CL21.135

CL21.136 Notice of Motion - SA21.115 Local Government Remuneration Tribunal - Councillor and Mayoral Fees 2021/2022 - Superannuation Payments

HPERM Ref: D21/269267

Submitted by: Cllr Andrew Guile
Cllr Greg Watson
Cllr Mitchell Pakes

Purpose / Summary

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

Recommendation

That Council:

1. Note the Local Government Remuneration Tribunal's Annual Report and Determination dated 23 April 2021.
2. Maintain the Councillor Fee to \$24,320 and the Additional Mayoral Fee to \$24,320 until after the September 2021 election.
3. Note that the matter of superannuation payments for Councillors from July 2022 will be a policy matter for determination by the Council following the September 2021 Council Elections.

Note by the CEO

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

CL21.136

CL21.137 Rescission Motion - SA21.164 - Worrigee / South Nowra / East Nowra Investigations - Aquatic Centre & Integrated Recreational Strategic Plan

HPERM Ref: D21/303476

Submitted by: Cllr Amanda Findley
 Cllr John Levett
 Cllr Kaye Gartner

Purpose / Summary

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

Recommendation

That Council rescind the Motion relating to SA21.164 Worrigee / South Nowra / East Nowra Investigations - Aquatic Centre & Integrated Recreational Strategic Plan of the Strategy & Assets Committee 20 July 2021.

Background

The following resolution (MIN21.509) was adopted at the Strategy and Assets Committee held Tuesday 20 July 2021.

That Council:

- 1. Further investigate the opportunities for a Public Private Partnership in discussion with the Shoalhaven Ex-Servicemen's Club (Worrigee Sports) and receive a further report at the conclusion of these discussions;*
- 2. Further investigate the need for a community centre / facility for the Worrigee, South Nowra, and East Nowra areas under the review of the Community Infrastructure Strategic Plan and continue discussions with Schools Infrastructure NSW regarding access to Department of Education premises;*
- 3. Include the creation of an integrated and connected recreational plan for the Worrigee, South Nowra, and East Nowra areas under the review of the Community Infrastructure Strategic Plan, currently being undertaken by Council.*

CL21.137

CL21.138 Notice of Motion - SA21.64 Worrigee / South Nowra / East Nowra Investigations - Aquatic Centre & Integrated Recreational Strategic Plan

HPERM Ref: D21/303505

Submitted by: Cllr Amanda Findley
Cllr John Levett
Cllr Kaye Gartner

Purpose / Summary

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

Recommendation

That Council:

1. Further investigate the need for a community centre / facility for the Worrigee, South Nowra & East Nowra areas under the review of the Community Infrastructure Strategic Plan and continue discussions with Schools Infrastructure NSW regarding access to Department of Education premises.
2. Include the creation of an integrated and connected recreational plan for the Worrigee / South Nowra and East Nowra areas under the review of the Community Infrastructure Strategic Plan, currently being undertaken by Council.

Note by the CEO

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

CL21.138

CL21.139 Notice of Motion - Request for Donation: Green Mountain Community School

HPERM Ref: D21/100650

Submitted by: Cllr Kaye Gartner

Attachments: 1. Correspondence - Green Mountain Community School [↓](#)

Purpose / Summary

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

Recommendation

That Council provide \$2,500 from the unallocated donations budget to the Board of Green Mountain School for Rudolf Steiner Education as a contribution to fundraising efforts for costs associated with submitting a Site Specific DA (SSDA) and applying for registration with the NSW Education Standards Board.

Background

This non-profit community group now has 90 families on a waiting list for education in a secular, independent school that focuses on nature and play based learning, reflecting current best practice in early childhood education. They have recently successfully negotiated with Bomaderry RSL for premises for the next 5 years.

A Site Specific DA needs to be submitted; application for registration with the NSW Education Standards Board must follow. The Green Mountain School Board plans to open the school in 2022.

This school will contribute to much needed diversity in the educational offerings available to Shoalhaven families. The Green Mountain School Board can demonstrate demand within local families. It can also demonstrate that some families looking to relocate actively seek this type of education before making their decision.

A small donation to the Green Mountain School will help the school to open in 2022. The school will then provide an alternative for those children who do not thrive within the current educational offerings; it has the potential to grow into a thriving school community over the coming years; it can enhance Council's efforts to attract new families into our area.

The links below provide a delightful look into the Green Mountain School Project. The document attached includes information on the costs currently faced by the school for the Site Specific DA at Bomaderry RSL; the relocation of the planned premises from a Church to an RSL has escalated these costs recently.

<https://www.greenmountainschool.com.au>

<https://www.youtube.com/watch?v=CRiqZ47e-Wk>

Note by the CEO

The 2021/22 Unallocated Donations budget currently has available funds of \$21,313.

CL21.139



Rachel Ross - Secretary of the Board
Green Mountain School for Rudolf Steiner Education Limited
www.greenmountainschool.com.au
info@greenmountainschool.com.au

Friday 5th March, 2021

Councillor Kaye Gartner
Shoalhaven City Council

Dear Kaye,

My name is Rachel Ross and I am Board Director and Secretary of Green Mountain School for Rudolf Steiner Education Limited. Together with a diverse working group of local educators, academics, parents and professionals, we are aiming to open **Shoalhaven's first independent (secular) primary school in 2022.**

The type of school we are seeking to create will be a hybrid of Steiner Education and nature & play based learning that reflects current research. We hope to provide a holistic and child-led style of education that fosters self-belief, belonging and a life-long love of learning.

To get an idea, please view this video we made last year: <https://youtu.be/CRjqZ47e-Wk>

We are aiming to start our small school in 2022 with Kindergarten, Years 1 & 2, adding subsequent year levels as we go. Longer term, we hope to also extend into secondary schooling.

A holistic and progressive alternative for schooling in the Shoalhaven Region will provide much needed diversity within the education sector in our local area, as well as capturing students who may not thrive within mainstream schooling. Currently, the closest alternative schooling options exist in Wollongong (Montessori), Bowral (Steiner) and Bega (Steiner & Montessori).

Feedback from local families has been very positive so far with **over 90 families** registering their interest in sending their children to our school in the next three years. We also expect our school to attract young families and professionals to the Shoalhaven. We have been approached by many families who want to move to the area, but are hesitant because an alternative schooling option does not exist.

We are working with First Nations stakeholders to ensure we honour the traditional custodians of this region including the Aboriginal Education Consultative Group (AECG) and Nowra Land Council. This school intends to not just be an exceptional learning environment but a healing one as well.



After a 2-year search, we have recently secured an in-principle agreement to lease part of the Bomaderry RSL - an unused bistro and large outdoor garden space that will suit us for up to 5 years. We have plans to renovate and revitalise the building and to landscape the outdoor spaces with permaculture gardens and playgrounds. We feel that our school will help to breathe new life into this older precinct of the Shoalhaven.



Right now we are working hard to secure funds so that we have the best chance to submit our development application and apply for registration with the NSW Education Standards Board (NESA). Estimated costs involved with our SSDA have recently blown out from \$10k to approx. \$35K.

Some of our immediate costs are:

- Detail survey of the site - estimated cost \$7K
- Fire assessment report - estimated cost \$7K
- Submission for Financial Viability to NESA - cost of \$1600
- Curriculum and membership costs associated with Steiner Education Australia - \$400

On behalf of the board and working group, we would be grateful if Shoalhaven Council would consider supporting our initiative by contributing \$5,000 or more towards the costs associated with our application so that we may have the best chance of making Green Mountain School a reality in our region.

Thank you very much for taking the time to learn about Green Mountain School Initiative and we look forward to hearing from you at your convenience.

With kind regards,

Rachel Ross

CL21.140 Notice of Motion - Public Housing Crisis Meeting 9 July 2021

HPERM Ref: D21/292279

Submitted by: Cllr Nina Digiglio

Attachments: 1. Minutes - Housing Crisis Forum [↓](#)

Purpose / Summary

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

Recommendation

That Shoalhaven City Council advocate for their people by supporting them in writing letters to the State and Federal Ministers, including Shadow Ministers, on behalf of the community requesting that all levels of government address the systemic housing issues within the Shoalhaven (including social, affordable, private rental and barriers to home ownership).

Background

A public meeting was held on 9 July 2021 with approximately 50 community members who met at the Nowra School of Arts, regarding the very real housing stress and crisis experienced locally, with shared stories about their dealings with the current market in relation to housing. The meeting of concerned citizens requested that all levels of government develop and implement an affordable and public housing policy, as a matter of urgency. They created the Notice of Motion below which was passed unanimously, and requested that copies also be sent to the Shadow Ministers.

"We the people of Shoalhaven, who were present at the public meeting held in Nowra on the 9th July, request all levels of government to address systemic housing issues within the Shoalhaven – including social, affordable, and private rental as well as barriers to home ownership.

We ask local representatives from all levels of Government to act urgently on this issue and invest in the people you represent by putting affordable and public housing at the centre of your policy and agendas.

Motion to be sent to Shoalhaven City Council, State & Federal leaders and shadow ministers holding this portfolio.

We ask Shoalhaven City Council to advocate for their people by supporting them in writing letters to the State and Federal Ministers on behalf of the community."

A copy of the minutes from the meeting is attached.

CL21.140

Page 1 of 6

Shoalhaven Community First – Housing Crisis Forum 9 July 2021

6.30pm

Nina: Introduction, acknowledgement of Country. Pay respects to past present & those moving forward. Acknowledging Aboriginality, thank you for being here, thank you for coming, we wish to acknowledge the town's racist background.

V [REDACTED]: Bringing the housing issue to light within the Shoalhaven. Invited people over Facebook to inbox regarding the lack of housing, homelessness in the region. The response was enormous. Every experience heartbreaking. We need to start thinking out of the box, we need to look at this from a different perspective.

Noting Politicians were invited (pre covid) advised NOT attending. Please know, they were invited & chose not to attend.

WIN News: Gratitude to your coverage of local issues.

Nina: Inviting audience to share their stories of homelessness..

T [REDACTED]: 224 in 2011, 2021 homelessness increased by 37%. We are not just numbers, we are faces. In the news, overseas, in the mirror. Tina & her family are not at fault evictees. A very common story, furniture in storage, prepared to live in a tent, fostered pets out, some pets are THERAPY PETS. Not everyone has access to parents to cover extra costs. We have endured floods, fire, Corona. Do not turn your back on us homeless people. I am a registered nurse, I work, I have a family. SAHSSI, Homeless Hub we have many exceptional services. Technology disadvantage. Housing applications are set up to fail (online) Companies pay MONTHS in advance (6mths FIFO). In SA/VIC they have rent to buy programs. There are people setting up tiny house projects. Not even social housing for our market. The elite have multiple rentals/property ownership.

1 in 4 people in our area, are facing eviction. To air bnb's. Who's going to be the nurse, doctor? When we have nowhere to live.

We don't need a band-aid solution. We need a viable, sustainable one. Now. Right now.

How do we fix this? Can we adopt other states programs? We must do something. We need urgent housing. The discussion needs to be had.

We all have the right to shelter.

Why doesn't Australia have a human rights Act??

Nina: asking for anyone else in the room tonight wishing to speak.. Katrina advises not comfortable to do so.

P [REDACTED]: We really do have a housing crisis in our region. It's not just NSW Gov, Federal Gov. They do need to do more. It's also up to us as a Community to support our homeless.

SALT mission: is to care for that one person in front of us. 100's of people, caring for the one. Discussions with Council & Churches. We decided to come together & start 'safe shelter Shoalhaven' 365 days/year. Housed, clothed & safe, every night. 2019 SALT assistance housing; designed to help homeless & people struggling to obtain housing. Affordable housing \$620/FN (310/wk) there is nothing for 100/wk here or anywhere. We offer 150/wk, it's not cheap but it's doable.

What we've done is form relationships with real estate agents, we rent via RE on their behalf. 2020 2houses, we have 16 now. We have a waitlist. We guarantee the rent, maintenance & guarantee it will go to someone suffering a housing crisis. 6mths – lease is transferred to the tenant's name. Helps people know they belong. Everyone deserves to belong.

Our core belief, there is NO JUDGEMENT. We care for the one in front of us.

Shoalhaven Community First
Housing Crisis Forum 9th July 2021
Minutes: [REDACTED]

CL21.140 - Attachment 1

Page 2 of 6

Q: how long is the waitlist?

A: sometimes a week, sometimes a month. Depends on urgency of the case. Significant MH issues, take longer. They are single home occupants. One bedders are difficult to find. Can take months. A week – 2months. It is a hard thing to measure. It always comes back to the owner of the property.

Q: Are they all in Nowra?

A: Nowra & Bomaderry.

Also, we have SCCH. They have restrictions, registration processes. SALT catches people who fall through the cracks.

Q: Bay & Basin area?

A: we are happy to expand, we haven't had a requirement down there – many need access to services (no transport).

Q: what's the funding

A: not gov. Self-funded.

Q: SALT boxes – 3 days/wk, to the homeless?

A: We have a SALT store (T,W,T) assisting over 1000 people across the area.

We help everyone. If you say we need help – SALT will help. NO JUDGEMENT.

Q: What's the hardest part? Finding the houses? Or having affordable rent?

A: They are almost equal. The houses are the most difficult to find. We have funds to cover another 20 houses, we need more houses. SAH doesn't leave you stranded we have a tiered system (1,2,3) we don't leave the vulnerable to fail. We support the entire process. Simple things – looking after electricity, self medicated support structures.

We have some people who have rented from us for 6mths. w/o help.

Others, we support daily.

Nina: Raised Maslow's hierarchy of needs (basic needs) for everyone.

Open floor to audience

Q: Age brackets?

A: 16-70's. Many older women over 50. Women with children & aged women take priority – men are more resilient at this moment.

SAHSSI & Homeless Hub. We used to have a DVLO in Nowra office – funding was removed. Trauma prevents women feeling safe within the police station without that dedicated DVLO.

PM: Union Shoalhaven: Lived in public housing prior to moving to the Shoalhaven. With 3 children. 3 bed social housing in Maroubra. We as society do not have enough public housing to support our housing crisis. Long wait times.

I for one am tired of the 'talk-fest' we know what the problem is, we need immediate support. We need beds, decent food & basic human rights are not being met. Spending more than 30% on wages on rent, is leaving everyone with housing stress. Low rates on support payments. Creates a flux of homelessness. Facts & figures become meaningless. One person homeless is too many.

We never receive the information we seek. We have been a member of Shoalhaven Taskforce – disbanded in August 2020.

Strategic advice on homelessness, interagency meetings, no news – I wonder how it's going...?

250 Indigenous homes... Budget acknowledgements. Limited supply of low rentals in regional areas. Tree changers have affected the housing availability greatly. 96,939 – we are going backwards. We need housing support now more than ever.

Shoalhaven Community First

Housing Crisis Forum 9th July 2021

Minutes: [REDACTED]

Page 3 of 6

(OBTAIN STATS FROM P■■■)

We will work collaboratively with present & upcoming groups to work on the homeless crisis. We have reached out to upcoming electees. We have reached crisis point. What will be done.

Dates _ 4th August 10-3pm indoor sports event, Bomaderry stadium (where)

Allowing people who are homeless to speak, offer some security, have haircuts, feel nurtured. Whatever is donated, will be forwarded to the Homeless Hub in Nowra.

We will be providing information on knowing your rights at work. Please contact Community Connection Team ■■■■ & ■■■■, within Council).

Amanda: Acknowledging Country, healing Country, the learning knowledge that has been passed forward to the uprising elders for accepting the knowledge. There was no homelessness before colonisation. Because the Indigenous cared for their own. First Nations People need to be acknowledged, as their rights have been removed, they're displaced, disconnected to their support system.

What am I going to do about housing?

How did I meet P■■■? How did he get to become SALT?

We looked at tiny homes, we looked at recycling buses, staying on trains at night, it was/is exhaustive. We are still looking. We hit a whole bunch of legislative barriers. Even with the goodness of their hearts – they still aren't able to go around the red tape.

We have been telling the gov, for over a decade. We aren't having any support. Our community housing crisis, is sadly not uncommon. We need an affordable housing policy – 'no we don't' – Why? Because it's affordable to you, it isn't affordable to people on low incomes. More than 30% of our houses are for profit, not houses for people.

Can SCC change it? Yes, we can. We need to make new policies. Our tourism is set up for profit & has been since the 70's. There is nowhere to put tourists, it's a complex balance. Between houses for profit & houses for people.

If you own a house in the suburbs – you can't rent it on Air BNB any day of the year.

Arch up from audience (unable to hear content).

Audience: you cannot discriminate between who can & cant have Air BNB's. You can't zone. It's unfair. One person 'don't discriminate against the developers' (!!!)

Amanda: absolutely. We need change. We cannot continue this way. We are squeezing people out. We are removing people who look after our people. Affordable housing is not just for the homeless.

Nina: adding to Amanda's content – we have doctors & nurses who are unable to get housing.

Amanda: dairy farmers who cannot find workers, cafes who cannot get staff..

We have ways to work this out, going forward. We need to do it.

It sits with the Federal Government. They are not caring about the issue. We need to invest in our Council, to buy land, create social housing areas.

I grew up in Northern Island, there was well over 40% of housing belonged to the gov. My Grandmother, who grew up in a housing department home. She was able to raise her 4 children, knowing she & family is safe.

We need varied housing options. We need carparks, we need greenspaces. We need to make better decisions. Have better quality & suit people who are going to reside there. Speaking to housing yesterday, there is an exceptional volume of single bed houses.

Shoalhaven Community First
Housing Crisis Forum 9th July 2021
Minutes: ■■■■

Page 4 of 6

Q: how do we at this level, tell developers what needs to be built?

Amanda: We can write to GJ Gardner, LJ Hooker etc to voice these concerns.

A: Amanda, all SCF, we all have voices on this topic.

V [REDACTED]: we all need to voice our concerns. I've written to Gladys many times.

Amanda: 13 elected councillors at the moment. 5 who will vote for affordable housing. I will, Nina will, John Levitt, K Gartner.

I've banged on so many ministers' doors (Melinda P, accused me of being a stirrer due to gaining support within other councils to reduce this crisis). I (Amanda) am avidly working towards it.

Nina: Motion at the Annual General Assembly – where we state what is important for our region. Please know, we are working really hard for this. We don't get the funding.

Amanda: write to the developers. Write to realty, they talk to the developers. Raise the issues. Raise the requirements for single bed housing. We have to tell the Gareth Wards, Shelley Hancock's etc – they aren't meeting us on the ground. We need to amplify it. Call after you email. Follow it up.

Michelle Q: 2015 enquiry chaired by Paul Greene, recommendation of changes to SEP & LEP a % of housing stock of development here (Nowra). What happened to that recommendation? Where did it go?

Amanda: acknowledging conversation w C [REDACTED] (?) affordable housing from state? Gov – overrides any Shoalhaven council.

Boarding houses need managers, 22 beds with a manager it will have a better outcome. These managers should have been included in the infrastructure.

East Nowra – ABC – Claymore, Minto etc current affairs; highlighting the need to regenerate the stock that we have. A roof over your head is a roof, but if you can't heat the house – how is that helping? Extra electricity costs, health outcomes are incredibly low. We have unfit housing. Not only do we need more affordable housing, we need to upgrade the existing housing too.

Q: Re-questioning what can & what are we doing about it? I feel frustrated. It is just getting worse. We are continually bombarded by the spin doctors. We don't control the gov, we can go to ACT (we vote for them) if you go to ACT mainly we see men in suits & briefcases – building houses for profit, defence.

Mayor mentioned 4/5 names of very capable people. Why are the other 7 being elected? I'll tell you why. I feel a sense of hopelessness, we need to get the word out & CHANGE THE VOTING OUTCOMES. We have to make an effort. State election 2024, Federal next year, THIS YEAR IS IMPORTANT for local government. We need change. Letter drop for those candidates who ACTUALLY WANT TO BETTER OUR AREA.

Audience member call out: Privatisation of the region god help us, we don't even know what's being sold.

Nina: Shoalhaven Community First = people must come first.

Amanda: Shoalhaven City Council has a block of land, able to be sold & divided into social housing blocks. Council won't be the developer, we can build in a demand of affordable housing. We fail as coming into the market, without a guaranteed claim to the land for SH – it will land in a profiteers hands.

We must build it in, to ensure it remains in our hand. We can leave it with SALT, list with them, here's my deposit, I need help. Buy through the scheme, sell back to the scheme. So we retain the housing co-operative. To retain the asset for the next people in need.

I am determined to see SH on that block of land. Premium housing land, profits need to be 100% be returned to our area. 10% minimum actual housing must be retained in SH hands.

Shoalhaven Community First
Housing Crisis Forum 9th July 2021
Minutes: [REDACTED]

Page 5 of 6

Q: Reiterating having land & housing available for development. Tomerong, people living on the land – chased off their land – adding to homelessness. Jerbra estate/Nebraska.

Amanda: there is a lot of this legacy in the Shoalhaven. The paper estates, told when purchased there is no building permit. Way back in the early stages (giving example, getting interrupted) spent less on the blocks, then cannot build on it. It was identified that the dwellings were illegal, it was advised by the law due to the fire risks, one area of the Tomerong estate – a subdivision pattern was created. Created fireproofed zoning. While displacing others. They didn't have building rights in the original purchase.

Q: that doesn't work when it favours one, but removes another persons rights.

Amanda: people were initially advised when buying the blocks.

This is unrelated to the current housing crisis topic.

Amanda: we are aware of the multiple deficits in the area.

Nina: please raise it with a councillor. Connie to refer to another avenue for discussion.

Next up is some solutions! Amanda raised some.

Nina: writing to ministers, advocacy, voting for the people who are working for this cause.
We need to bring back our hearts & compassion.

Audience: we didn't lose our heart. The people running us (Australia) have lost their heart.

Richard: can we take a vote on who can/will move a motion?

Audience: discussion, murmuring.

M: We the people of Shoalhaven, from the public meeting all levels of government call on them to address systemic housing issues within the Shoalhaven – including social, affordable, and private rental as well as barriers to home ownership

E: Motion towards SCC, State & Federal leaders.

This meeting of concerned citizens request that all levels of government, develop & implement an affordable & public housing policy, as a matter of urgency.

Levels of Gov to address: Affordable & public housing

State & Federal first

Local Gov

Also sending to the shadow ministers (as well)

Q: how do we reach you? To discuss?

Nina: via email, facebook, through the council.

Amanda: know who you're voting for – all candidates stood.

98% audience support for the motion.

M: – support the census. Local engagement officer. Managing the homeless strategy only. I cannot impress on you how important the census is. Homelessness is the hardest sector to capture. We must go to every shelter, to every rough sleeper, every notified couch surfers. We know the figures are expected to DOUBLE. We must get a handle on this, the interagency meetings are happening every month. We need the funding; it is obtained through the census.

Audience: Bay & Basin ' St Georges Basin – uniting church, Thursdays 12-2pm' non-judgemental services.

Christine is number 2 on the voting card in ward 2.

Shoalhaven Community First
Housing Crisis Forum 9th July 2021
Minutes:

Page 6 of 6

Nina: thank you to V [REDACTED], this night would never have occurred if it wasn't for V [REDACTED] opening up to community asking for their experiences by email & in person conversation.

Let's go forward & get the support, love & care our community deserves.

I'm happy for you to contact me (Nina), Amanda will be open to receive information too, I'm sure.

R [REDACTED]: acknowledging SCF for setting this up. Limit negative gearing, sell Australia to Australia.

Nina: 8pm closed meeting, thanking all whom attended for their time.

CL21.141 Notice of Motion - A Walkway / Cycleway from Nowra-Bomaderry to Gerringong

HPERM Ref: D21/296595

Submitted by: Cllr John Wells
Cllr Patricia White

Purpose / Summary

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

Recommendation

That Council make representations to the Minister for Regional Transport and Roads The Hon Paul Toole, the Minister for Tourism The Hon Stuart Ayres, the Member for Kiama Gareth Ward and the Minister for Local Government The Hon Shelley Hancock requesting consideration be given to the development of a shared walkway/cycleway from Gerringong to Nowra-Bomaderry in accordance with Transport for NSW's active transport link standard whilst undertaking line duplication/heavy rail upgrading of the South Coast railway line.

Background

The New South Wales State Government has made announcements and budget commitments to undertake two significant upgrades to the South Coast railway line. The first announcement related to the partial duplication of the railway line, enabling increased traffic movements in both directions along the line. The second announcement, made recently by Minister for Regional Transport and Roads The Hon Paul Toole, relates to a \$40 plus million dollar heavy rail upgrade between Berry and Bomaderry enabling heavier loads and bigger rolling stock thereby improving transport economics.

Transport for NSW has a Transport Asset Standard Authority which has developed an active transport link standard relating to the development of walkways and cycleways in heavy transport corridors.

This motion proposes that, in undertaking the upgrading works to the South Coast rail line, the State Government be asked to develop at the same time a walkway /cycleway in the rail corridor; such an asset would be a major recreational/public health asset for locals and tourists alike.

Councillors would appreciate what an extraordinarily beautiful walk/ride such a trail would provide and what a valuable addition to the city's tourism infrastructure it would provide.

CL21.141

CL21.142 Notice of Motion - Boat / Vessel Maintenance - Shoalhaven Heads

HPERM Ref: D21/296636

Submitted by: Cllr John Wells

Purpose / Summary

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

Recommendation

That Council undertake an investigation and public consultation regarding a suitable location and design for a boat maintenance/servicing area for Shoalhaven Heads Township.

Background

Until recently, local and visiting boat owners in Shoalhaven Heads used a reserve area adjacent to the Hay Avenue boat ramp for running/light maintenance on their vessels. The area is understood to have been used for that purpose for decades. It was not an activity, however, which was approved.

Recently, an objection to this activity is understood to have been received and Council proceeded to install a sign which states:

'Use of reserve for boat/vessel maintenance is prohibited. Penalties for non compliance apply. Section 632 Local Government Act'

Apparently there was no consultation regarding this action with the 32 boat owners who have vessels permanently moored at Shoalhaven Heads, or with the CCB, or with the Shoalhaven Heads Estuary Taskforce. The township's fishing club and monthly newsletter also appear not to have been consulted.

Whilst maintenance activity on the Hay Avenue Reserve may have been unauthorised, its closure for such use has caused some angst in the community. When asking Council where they could undertake light maintenance work boat owners were advised they should go to Greenwell Point or Woollamia – which is a long way to trail one's boat, there are no light maintenance facilities on the north side of the river

Shoalhaven Heads is one of the busiest boating activity townships in the city. Boating activity is critical to the township's tourism visitation – as evidenced by Council providing three boat ramps, a public wharf and a floating pontoon. The upgrade of the Wharf Road Boat Ramp facility rated high on the City's Better Boating Facility grant applications. A facility where boat owners can wash down their boat, flush an outboard motor, effect minor hull and fitting and fixtures repairs in an environmentally safe manner is necessary

I therefore consider it timely for Council to lead a consultation with the community to identify an appropriate location and design for a light/running maintenance facility in Shoalhaven Heads Township as a matter of priority.

CL21.143 Notice of Motion - Jerry Bailey Oval - Provision of Amenities

HPERM Ref: D21/296688

Submitted by: Cllr John Wells

Purpose / Summary

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

Recommendation

That, should the amenities building funded in the 2021/2022 budget not be completed by the peak holiday season, Council provide portable toilets to Jerry Bailey Oval at that time.

Background

The recent completion of the dog off leash/junior cricket field enclosure has added even more visitor numbers to Jerry Bailey Oval. I'm advised that this facility is being visited by dog owners from Gerringong/Gerroa, Berry and Nowra/Bomaderry who are bringing their pet to the facility.

The off leash area follows on from the pump track which was opened last year and, before that, the learn to ride facility, skate park and Lions Park. The Oval also provided a footpath linking the township to the beach and golf course. Combined these valued developments have led to extraordinary levels of visitation/use.

A corollary to the visitor levels is of course the need for toilet facilities. Following a Notice of Motion which I submitted to Council's meeting of November 2019 to fast-track the provision of amenities at this location, funding was provided in 2020/2021 for design with construction funding allocated in the 2021/2022 budget. Whether the building can be delivered prior to Christmas this year is a moot point.

I have witnessed many occasions when visitors to the site have been 'caught short' and, unable to make it to the Surf Club toilets a couple of hundred metres away, have had recourse to the area of bush between Wollstonecraft Street and the pump track for blessed relief. The situation is understandable but unacceptable.

Therefore, if the foreshadowed amenities building can't be provided prior to the peak holiday period I believe in the interests of public and environmental health that Council provide a couple of porta-loos to service the reserve. Council in its wisdom may wish to act sooner and service the area with perhaps a single portaloos in the meantime.

CL21.143

CL21.144 Notice of Motion - In Memory of Georgia Fletcher

HPERM Ref: D21/300000

Submitted by: Cllr Patricia White

Purpose / Summary

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

Recommendation

That Council:

1. Investigate the renaming of the Playground equipment area in Ellmoos Reserve (adjacent to RSL Building) to the memory of Georgia Fletcher.
2. Receive a report back following Council investigations with a view to making an application to the Geographical Naming Board.

Background

Georgia Fletcher was well known in the Sussex Inlet Community. Sadly, Georgia's family and the community lost her to an aggressive childhood cancer on 3 June 2021 at the age of 12 years. She was first diagnosed when she was only 4 years old had treatment and was given the 'all clear'. At the age of 9 Georgia devastatingly relapsed and continued treatment for another 3 years.

Georgia played Soccer and Rugby League and was very popular within her school community and well known by many community organisations and residents who supported Georgia and her family and who have been extremely heartbroken and devastated.

The playground in Ellmoos was a special place for Georgia where she spent many hours reflecting and having fun.

It would be an honour to rename the playground after Georgia to remember the strength and inspiration, as a young person, she was to the whole community of Sussex Inlet.

CL21.144

CL21.145 Notice of Motion - Pump Track Sussex Inlet

HPERM Ref: D21/283589

Submitted by: Cllr Greg Watson

Purpose / Summary

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

Recommendation

That Council:

1. In consultation with the community, take action to identify a suitable location for a pump track at Sussex Inlet.
2. Apply for grant funding to fund the project.
3. Include the project in a future Operational Plan.

CL21.145

CL21.146 Notice of Motion - Footpath Construction - Greenwell Point Road

HPERM Ref: D21/287081

Submitted by: Cllr Greg Watson

Purpose / Summary

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

Recommendation

That Council fund and undertake the construction of a missing 70m of footpath immediately West of Clipper Road on Greenwell Point Road, East Nowra.

Background

Walking this section is either through mud or dust depending on the weather, along with uneven ground, rocks and broken glass. Many residents of this area do not enjoy the luxury of being multi car families and rely on pedestrian access.

CL21.146

CL21.147 Notice of Motion - Kangaroo Valley Pump Track Reserve

HPERM Ref: D21/300053

Submitted by: Cllr Greg Watson

Purpose / Summary

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

Recommendation

That Council waive the site fees for not for profit groups (service clubs and the like) for the reserve on which the Kangaroo Valley Pump Track is located.

CL21.147

CL21.148 Notice of Motion - Shoalhaven Motor Sports Complex (MSC)

HPERM Ref: D21/300208

Submitted by: Cllr Greg Watson

Purpose / Summary

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

Recommendation

To facilitate the development a Motor Sports Complex (MSC) in our City, Council undertake the following actions:

1. A steering committee be established to guide the development of an MSC. This committee to be made up of Councillors, Staff and members of the South Coast Motor Sports Club Inc. The members to be determined at the Call Meeting of the new Council.
2. Actively seeks funding for the establishment phase of this project from Federal and State Governments as part of their programs for rural and regional economic development.
3. Facilitate a review of land badly affected by bush fires in recent years to establish the extent of the proliferation of endangered species due to the opening up of these areas through the loss of tree coverage.

Background

Council has been trying to develop a Motor Sports Complex since the mid-1980s. Council has included this project in its long-range plans. Its recent foray into developing this project on the Yerriyong site has been up-ended due to the proliferation of endangered species on the site. The recent studies by GHD shows that not only have the previously identified endangered flora re-established itself but through the opening of the tree canopies additional endangered species have emerged. It is fair to say that the Yerriyong site is now proliferated with endangered plants.

Of concern for the future economic well-being of our City it is most likely that what has happened at the Yerriyong site has been replicated across our City, drawing to a close any likelihood of development on these lands.

The case of the Leafless Tongue Orchid highlights the situation. GHD, following the fires, found so many of these plants on the Yerriyong site that it became impossible to design a motor sports track that did not, in some way, interfere with these plants.

Now the Federal Environment Agency advised the Sports Club Inc. that this plant is endangered as there are fewer than 2000 plants in existence, notwithstanding their identification up and down the eastern seaboard in recent years. It is arguable now that as a consequence of the recent fires that we may have more than the benchmark of 2000 plants in our City alone. It would be beneficial to the future of our City to review land affected by fire in recent years to see what has emerged.

Other lands close to Yerriyong have been identified as worthy of review as potential sites for the MSC. While it is costly to properly assess these sites the economic value to our City arising from having an appropriately sized MSC is significant as previously shown in earlier reports. Funds for these investigation works should be readily available from both State and Federal Governments.

CL21.148

CL21.149 Report of the Strategy & Assets Committee - 20 July 2021

HPERM Ref: D21/305327

SA21.132 Notice of Motion - Jindelara Cottage - 59 Nurrawallee Street, Ulladulla

HPERM Ref:
D21/288978

RECOMMENDATION

That Council:

1. Fund all costs and provide necessary works required to relocate existing water and/or sewer services/mains on a portion of Nurrawallee Street (road reserve) that abuts the northern boundary of Jindelara Cottage (59 Princes Highway, Ulladulla) – subject Resolution MIN20.804.
2. Work with the Lions Ulladulla District Community Foundation to resolve any further issues.
3. Provide a report back to Council on any further issues that may arise.

SA21.135 Notice of Motion - Sussex Inlet Thompson Street Carpark

HPERM Ref:
D21/289291

RECOMMENDATION

That Council:

1. Fully seal the whole carpark located at the Community Centre in Thompson Street; this includes the current unsealed section (gravel) and driveway into the centre.
2. Work with the Thompson Street Management Committee on this project to ensure all work is carried out.
3. Note that the full construction and seal of a newly designed Thompson Street Carpark is a longer-term project that is not funded in Council's current adopted budget or the long-term financial plan.

SA21.142 Future Directions - Nowra CBD Revitalisation

HPERM Ref:
D21/278527

RECOMMENDATION

That Council

1. Receive the report for information.
2. Endorse the 'Revitalising Nowra Action Plan 2021-23' (Attachment 1) as the basis for the Nowra CBD Revitalisation Strategy Committee's activities for the period 2021-2023.
3. Maintain the annual budget allocation of \$500,000 to support the implementation of the Action plan over the next three years and the principle that any unspent funds from the yearly allocation is rolled over to the next financial year to enable the Committee to strategically plan, respond flexibly and also undertake other relevant activities.
4. Commend the Nowra CBD Revitalisation Committee on the initiative of preparing the Action Plan.

CL21.149

**SA21.144 Proposed Land Acquisition - Part Lot 1 DP823269,
The Wool Road Worrowing Heights**

**HPERM Ref:
D21/86520**

RECOMMENDATION

That Council:

1. Acquire an area of 619.1m² being part Lot 1 DP823269 for the requirement of intersection upgrade, by agreement with the owners for \$5,420 plus GST (If Applicable);
2. Fund all costs associated with the acquisition from Funds Granted through the Federal and State Government Stimulus Commitment – Safety Works program - Work Finance Number 105262 Land Acquisition – The Wool Rd Mernie St CHR Project;
3. Delegate authority to the Chief Executive Office (Director City Services) to make minor adjustment to the purchase price, if necessary, in accordance with the settlement figure determined by Council Solicitor;
4. Affix the Common Seal of the Council of the City of Shoalhaven to any documents required to be sealed, otherwise, the Chief Executive Officer is authorised to sign any documentation necessary to give effect to this resolution;
5. Upon registration of the acquisition plan and settlement, authorise by notice in the Government Gazette, the dedication of Part Lot 1 DP 823269 in the proposed acquisition plan as public road in accordance with Section 10 of the Roads Act 1993.

**SA21.145 Proposed Road Closure - Part Unnamed Council
Public Road R1234b160 and Proposed Road
Opening Lot 74 DP 604846 - Milton**

**HPERM Ref:
D21/146512**

Clr Findley – less than significant non pecuniary interest declaration - remained in the room and took part in discussion and vote – The applicant is known to her.

Clr Alldrick - less than significant non pecuniary interest declaration - remained in the room and took part in discussion and vote – The applicant is known to her.

RECOMMENDATION

That Council:

1. Acquire Part Lot 74 DP 604846, being 10.06m wide and approximately 738m², shown in Attachment 1 (D21/249529) as Lot 742 for the purpose of public road in accordance with the Roads Act 1993;
2. Resolve to close part of public road - R1234b160, Milton, being 10.06m wide and approximately 881m², shown in Attachment 1 (D21/249529) as Lot 741 in accordance with the Roads Act 1993;
3. Authorise the transfer of proposed closed road (Lot 741) with the adjoining property owner, in exchange for proposed road (Lot 742);
4. Upon registration of transfer, authorise by notice in the Government Gazette, dedicate the acquired land identified in Attachment 1, Lot 742, as public road in accordance with Section 10 of the Roads Act 1993;
5. Require the closed road to be consolidated with Lot 74 DP 604846 following transfer to adjoining property owner;
6. Note that all costs associated with the road closure application will be paid in equal shares by the landowners in accordance with a Deed of Agreement (LD8125);

CL21.149

7. Authorise the Chief Executive Officer to sign any 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.

**SA21.147 Transfer of Lot 1 DP 821499 Lynburn Ave
Bomaderry to Community Association DP270517****HPERM Ref:
D21/174776****RECOMMENDATION**

That Council:

1. Advertises its intention to transfer Lot 1 DP 821499 Lynburn Ave, Bomaderry and if no objections are received, authorise the transfer of Lot 1 DP 821499 at NIL compensation to Community Association DP270517;
2. Notes that each party be responsible for their own costs associated with the transfer;
3. Funds all of Council's costs associated with the transfer from Project Finance Number 102364; and
4. Authorise the affixing of the Common Seal of the Council of the City of Shoalhaven to any documents requiring to be sealed and that the Chief Executive Officer be authorised to sign any documents necessary to give effect to this resolution.

**SA21.149 Grant of Easement for overhead power lines to
Epsilon Distribution Ministerial Holding Corporation
(Endeavour Energy) - 333 Illaroo Road Bangalee and
Lot 4 West Cambewarra Road North Nowra****HPERM Ref:
D21/260796****RECOMMENDATION**

That Council:

1. Grant an Easement in favour of Epsilon Distribution Ministerial Holding Corporation (Endeavour Energy) for overhead powerlines variable width over 333 Illaroo Road Bangalee and Bernie Regan Sporting Complex known as Lot 4 West Cambewarra Road North Nowra;
2. Fund all costs associated with the creation of the Easement from the Far North Collector Road Project;
3. Authorise 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.

**SA21.153 Tenders - SCC Administration Building Lift No.2
Replacement****HPERM Ref:
D21/208125****RECOMMENDATION**

That:

1. Council note that no conforming tender submissions were received.
2. In accordance with Regulation 178(3)(e) of the Local Government (General) Regulation 2005, Council commences negotiations with industry leading companies with a view to enter into a contract for the Replacement of the SCC Administration Building Lift No.2.

CL21.149

3. Council authorise the CEO (Director City Services) to negotiate and execute the contract documents and any other associated documents on behalf of Council in accordance with cl 165 of the Local Government Regulation.

**SA21.157 Ratepayer Advance - Kerb & Gutter Construction -
Tomerong Street Currarong**

**HPERM Ref:
D21/157236**

RECOMMENDATION

That Council enter into a Ratepayers Advance Agreement, executed under the Seal of Council with:

1. M S North of 1 Tomerong Street, Currarong in respect of Kerb and Gutter construction to the value of \$22,982.64 (advance) of which \$7,322.90 (excluding GST) is the contribution, \$15,659.74 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$19,574.68.
2. N J & L R Cook of 17 Tomerong Street, Currarong in respect of Kerb and Gutter construction to the value of \$7,213.44 (advance) of which \$2,298.40 (excluding GST) is the contribution, \$4,915.04 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$6,143.80.
3. G R & V A Rudan of 19 Tomerong Street, Currarong in respect of Kerb and Gutter construction to the value of \$5,969.04 (advance) of which \$1,901.90 (excluding GST) is the contribution, \$4,067.14 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$5,083.93.
4. J C Preller of 3 Tomerong Street, Currarong in respect of Kerb and Gutter construction to the value of \$7,213.44 (advance) of which \$2,298.40 (excluding GST) is the contribution, \$4,915.04 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$6,143.80.
5. The Common Seal of Council of the City of Shoalhaven be affixed to any documentation required to be sealed otherwise the Chief Executive Officer be authorised to sign any documentation necessary to give effect to the resolution.

CL21.149

**SA21.160 Rate Payer Advance - Kerb & Gutter Installation - 24
to 38 Basin View Parade Basin View**

**HPERM Ref:
D21/265020**

RECOMMENDATION

That Council:

1. Enter into a Ratepayers Advance Agreement, executed under the Common Seal of Council with:
 - a. K & D McMaster of 24 Basin View Parade, Basin View in respect of kerb and gutter construction to the value of total cost \$6,411.24 of which total contribution \$2,039.94 is the contribution, \$4,371.30 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$5,464.13.
 - b. B & Y Dawson of 28 Basin View Parade, Basin View in respect of kerb and gutter construction to the value of total cost \$6,411.24 of which total contribution \$2,039.94 is the contribution, \$4,371.30 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$5,464.13.
 - c. D Bissell of 30 Basin View Parade, Basin View in respect of kerb and gutter construction to the value of total cost \$6,411.24 of which total contribution \$2,039.94

- is the contribution, \$4,371.30 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$5,464.13.
- d. K & A Bedran of 224-226 President Avenue, Brighton Le Sands in respect of kerb and gutter construction to the value of total cost \$6,411.24 of which total contribution \$2,039.94 is the contribution, \$4,371.30 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$5,464.13.
 - e. J & C Nemetz of 34 Basin View Parade, Basin View in respect of kerb and gutter construction to the value of total cost \$6,411.24 of which total contribution \$2,039.94 is the contribution, \$4,371.30 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$5,464.13.
 - f. L & D Noonan of 230 Princes Highway, Dapto in respect of kerb and gutter construction to the value of total cost \$6,811.20 of which total contribution \$2,167.20 is the contribution, \$4,644.00 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$5,805.00.
 - g. Basin View Cabins Pty Ltd of 19 Monserra Road, Allambie Heights in respect of kerb and gutter construction to the value of total cost \$6,035.04 of which total contribution \$1,920.24 is the contribution, \$4,114.80 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$5,143.50.
2. Affix the Common Seal of Council of the City of Shoalhaven to any documentation required to be sealed otherwise the Chief Executive Officer be authorised to sign any documentation necessary to give effect to the resolution.

SA21.161 Ratepayers Advance - Kerb & Gutter Construction 6, 10, 14, 16 Loralyn Avenue Sanctuary Point

HPERM Ref: D21/268130

RECOMMENDATION

That Council:

1. Enter into a Ratepayers Advance Agreement, executed under the Common Seal of Council with:
 - a. Raymond & Deborah Lloyd of 49 Broughton Street, Camden NSW 2570 in respect of kerb and gutter construction to the value of total cost \$12,921.40 of which \$3,169.40 is the contribution, \$9,752.00 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$12,190.00 – (\$242.00 for a double or additional single driveway as requested).
 - b. Robert & Nancy Brown of 10 Loralyn Avenue, Sanctuary Point NSW 2540 in respect of kerb and gutter construction to the value of total cost \$2,650.00 of which \$650.00 is the contribution, \$2,000.00 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$2,500.00.
 - c. Rodney Green of PO Box 606, Kogarah NSW 1485 in respect of kerb and gutter construction to the value of total cost \$8,077.20 of which \$1,981.20 is the contribution, \$6,096.00 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$7,620.00 – (\$242.00 for a double or additional single driveway as requested).
 - d. Shirley Phillips of 16 Denise Crescent, Peakhurst NSW 2210 in respect of kerb and gutter construction to the value of \$8,077.20 of which \$1,981.20 is the contribution, \$6,096.00 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$7,620.00.

CL21.149

2. Affix the Common Seal of Council of the City of Shoalhaven to any documentation required to be sealed otherwise the Chief Executive Officer be authorised to sign any documentation necessary to give effect to the resolution.

**SA21.162 Ratepayers Advance - Kerb & Gutter Construction -
123 & 125 Loralyn Avenue St Georges Basin****HPERM Ref:
D21/275024****RECOMMENDATION**

1. That Council:
2. Enter into a Ratepayers Advance Agreement, executed under the Common Seal of Council with:
 - a. S Tarlamis & C Tartamis of 90 Thornley Street, Marrickville NSW 2204 in respect of kerb and gutter construction to the value of total cost \$10,200.00 of which \$3,250.00 is the contribution, \$6,950.00 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$8,687.50.
 - b. B A Albrighton & M F Albrighton of 125 Loralyn Avenue, Sanctuary Point NSW 2540 in respect of kerb and gutter construction to the value of total cost \$8,568.00 of which \$2,730.00 is the contribution, \$5,838.00 is the loan and the amount to be repaid to the Ratepayer in 5 years at 5% interest per annum is \$7,297.50.
3. Affix the Common Seal of Council of the City of Shoalhaven to any documentation required to be sealed otherwise the Chief Executive Officer be authorised to sign any documentation necessary to give effect to the resolution.

**SA21.163 Request - Refund DA Fees - William Campbell
Foundation - DA21/1384****HPERM Ref:
D21/264708**

Clr Levett - less than significant non pecuniary interest declaration - remained in the room and took part in discussion and vote – his son works for the Foundation.

RECOMMENDATION

That Council:

1. In accordance with Council's Policy POL20/11, reimburse the relevant development application fees as identified in the report for DA21/1384 lodged by William Campbell Foundation amounting to \$796.45.
2. Fund the reimbursement from the City Development Directorate (CD) budget with an appropriate adjustment made to the budget at a future quarterly budget review.

SA21.169 Sanctuary Point Oval Athletics Field Improvements**HPERM Ref:
D21/288289****RECOMMENDATION**

That Council:

1. Contribute to the initial line marking for St Georges Basin Little Athletics summer 2021/22 season, utilising funds from the SSSF Precinct Operations (Central) budget in 2021/22;
2. Support the St Georges Basin Little Athletics Club to develop a viable strategy to manage line marking in future seasons, in line with other Shoalhaven athletics clubs and the Sportsgrounds Management Policy;

CL21.149

3. Implement measures to mitigate water penetration to the St Georges Basin Little Athletics shed during rain events, utilising the SSSF Central – Recreation Buildings Programmed Works budget in 2021/22;
4. Monitor field conditions at the Sanctuary Point Oval following the recent drainage works improvements works.

**SA21.172 Acquisition of sewer and electrical easements - 12
Flood Street Sussex Inlet****HPERM Ref:
D21/239538****RECOMMENDATION**

That:

1. Council acquire the following easements over Lot 7 DP731147, No 12 Flood Avenue Sussex Inlet:
 - a) An Easement for Sewer Main 2.4 metres & 4 metres wide highlighted yellow & marked 'S' on the attached draft survey plan, and
 - b) An Easement for Electrical Purposes 2.4 metres & 4 metres wide edged red & marked 'E' on the attached draft survey plan,
2. Council pay compensation of \$6,000, plus GST if applicable, and reasonable legal costs associated with the acquisitions in accordance with the provisions of the Land Acquisition (Just Terms Compensation) Act 1991, from Shoalhaven Water's Sewer Fund.
3. The Common Seal of the Council of the City of Shoalhaven be affixed to any documents required to be sealed.

**SA21.173 Acquisition of Easement for Sewer Pipeline - Lot 3
DP505763 at Terara****HPERM Ref:
D21/240910****RECOMMENDATION**

That:

1. Council acquire the following easements over Lot 3 DP505763, Terara Road Terara:
 - a. An Easement for Sewer Pipeline 4 metres wide highlighted pink & marked 'S' on the attached easement acquisition plan DP1270293, and
 - b. An Easement for Sewer Pipeline 6 metres wide highlighted yellow & marked 'S2' on the attached easement acquisition plan DP1270293.
2. Council pay compensation of \$19,500, 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 Shoalhaven Water's Sewer Fund.
3. The Common Seal of the Council of the City of Shoalhaven be affixed to any documents required to be sealed.

CL21.149

CL21.150 Report of the Aboriginal Advisory Committee - 7 June 2021

HPERM Ref: D21/274887

AA21.13 Cullunghutti - Plan of Management

Recommendation

That the Aboriginal Advisory Committee request Council to submit the budget bid for the plan of management for Council owned land at Cullunghutti if it is not already included in the budget.

CL21.150

CL21.151 Report of the Shoalhaven Heads Estuary Taskforce - 16 June 2021

HPERM Ref: D21/295121

SH21.5 Membership - Resignation from Mike James

HPERM Ref:
D21/244363

Recommendation

That Council:

1. Accept the resignation of Mr Mike James and Ms Carole Cassidy.
2. Write to Mr James and Ms Cassidy to thank them for their contributions to the Taskforce.

SH21.2 River Road Foreshore Precinct Rehabilitation Project Progress Report

HPERM Ref:
D21/209794

Recommendation

That:

1. The Taskforce receive the Shoalhaven Heads River Road Foreshore Precinct Project (Regional Growth - Environment and Tourism Fund Grant # RNSW1279) Progress Report for information.
2. Council relocate the 4 knot zone and to write to Transport for NSW in relation to the visibility of other signage requirements as well as their enforcement of this to reduce boat wash and associated erosion.

CL21.151

CL21.152 Council Meeting Dates - Proposed Amendments

HPERM Ref: D21/227104

Department: Business Assurance & Risk

Approver: Kevin Voegt, Director - City Performance

Reason for Report

This report is being submitted directly to the Ordinary Meeting due to the cessation of meetings due to the approaching caretaker period in advance of the Local Government Elections on 4 September 2021.

To advise Council of proposed dates for meetings to follow the 4 September 2021 election, including varying the resolved date of the Development & Environment Committee meeting of 5 October 2021, and a tentative Ordinary meeting on 12 October 2021.

Recommendation

That Council adopt the following meeting dates as tentative and to be confirmed by the new elected Council following the Local Government Elections on 4 September 2021:

1. Reschedule the Development & Environment Committee meeting from Tuesday 5 October 2021 to Monday 18 October 2021 commencing at 5.00pm.
2. Schedule an Ordinary Council meeting on Tuesday 12 October 2021, commencing at 5.00pm.

Options

1. As recommended.
2. Council propose different dates.

Background

At its Ordinary meeting of 22 September 2020, Council determined (MIN20.655) the date and time of the Core Committee and Ordinary Council meetings through to October 2021, however a date for the first Ordinary meeting following the 4 September Local Government Election was not determined. It is proposed that this Ordinary be scheduled for Tuesday 12 October 2021, subject to the election results being known.

Recent amendments to the *Local Government Regulation 2005* have extended the period for receipt of postal votes to 17 September, and the declaration of results has been moved to 21-23 September.

A program of Councillor Induction workshops and events is being planned for the months commencing late September through to November to welcome and prepare the incoming new Council following the election. It is proposed that the 5 October Development & Environment Committee meeting be moved, subject to the agreement of the new Council, to Monday 18 October to follow the first Ordinary meeting and accommodate the induction session schedule.

Accordingly, it is proposed that the first Council and Core Committee meetings following the election be scheduled as follows:

- Tuesday 12 October 2021 – Ordinary meeting

- Monday 18 October 2021 – Development & Environment Committee
- Tuesday 19 October – Strategy & Assets Committee
- Tuesday 26 October 2021 – Ordinary meeting

Should the election results not be announced in time to facilitate the timeframe proposed, the CEO will determine alternate dates in consultation with all Councillors at that time.

Community Engagement

The community will be advised of the dates through Council's usual notification channels and on the website at www.shoalhaven.nsw.gov.au/Council/Meetings/Upcoming-Meetings

CL21.153 Investment Report - June 2021

HPERM Ref: D21/302419

Department: Finance

Approver: Kevin Voegt, Director - City Performance

Attachments: 1. Monthly Investment Report - Shoalhaven City Council - June 2021 (under separate cover) [⇒](#)

Reason for Report

This report is being submitted directly to the Ordinary Meeting due to the report from Council's investment advisors not being available in time for the Strategy and Assets Committee meeting.

In accordance with Section 625 of the Local Government Act 1993 and Clause 212 of the Local Government (General) Regulation, a written report is provided to Council setting out the details of all money it has invested.

Recommendation

That:

1. The report of the Chief Executive Officer (City Performance) on the Record of Investments for the period to 30 June 2021 be received for information.
2. Council note that Council's Investment Portfolio returned 1.42% per annum for the month of June 2021, exceeding the benchmark AusBond Bank Bill Index (0.04% pa) by 138 basis points (1.38%).

Options

1. The report on the Record of Investments for the period to 30 June 2021 be received for information.

Implications: Nil

2. Further information regarding the Record of Investments for the period to 30 June 2021 be requested.

Implications: Nil

3. The report of the Record of Investments for the period to 30 June 2021 to be received for information, with any changes requested for the Record of Investments to be reflected in the report for the period to 31 July 2021.

Implications: Nil

Background

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

All investments are within the current Minister's Order. Investments are diversified across the eligible fixed interest universe and are well spread across maturities. Available capacity exists in all terms, with medium term particularly relevant to new issues.

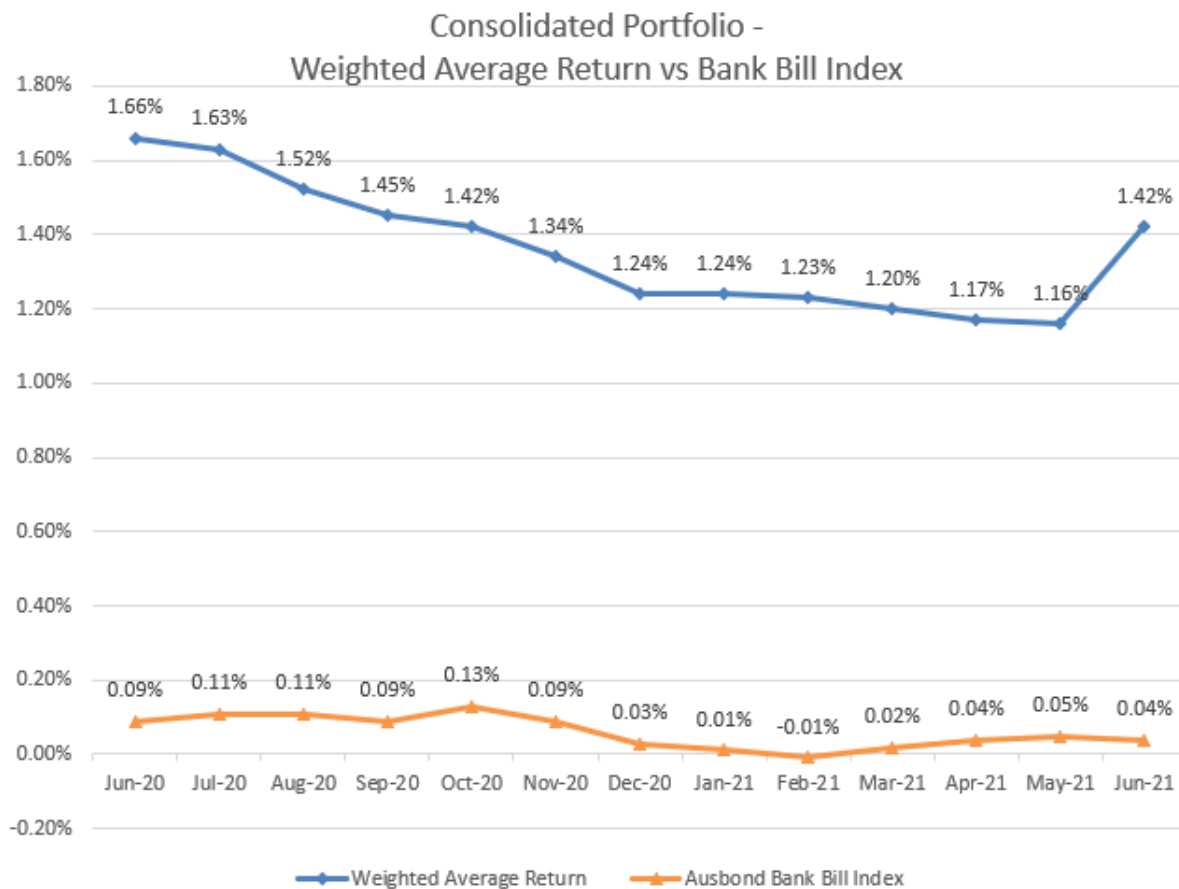
Portfolio Return

Council's Investment Portfolio returned 1.42% per annum for the month of June 2021, exceeding the benchmark AusBond Bank Bill Index (0.04% p.a) by 138 basis points (1.38%).

Council's relative outperformance expanded through the falling rate cycle mainly due to longer dated deposits with yields around 1.4%, which is far above any available deposit.

The outperformance of Council's Investment Portfolio in June is also due to above average return on the TCorp Long-Term Growth Fund.

The following graph shows the performance of Council's Investment Portfolio against the benchmark on a rolling twelve (12) months basis. As can be seen, performance has consistently exceeded the benchmark due to the mix of Council's Investment Portfolio.



Interest Earned – June 2021

The following table shows the interest earned for the month of June 2021. The interest earned for the month of June was \$239,586 which was \$28,599 above the current budget.

Fund	Monthly Budget	Actual Earned	Difference	Revised Budget	Revised Difference
General	\$192,411	\$117,004	(\$75,407)	\$126,658	(\$9,653)
Water	\$62,137	\$74,357	\$12,220	\$58,849	\$15,508
Sewer	\$29,534	\$48,225	\$18,690	\$25,479	\$22,745
Total	\$284,082	\$239,586	(\$44,496)	\$210,986	\$28,599

CL21.153

Interest Earned - Year to Date

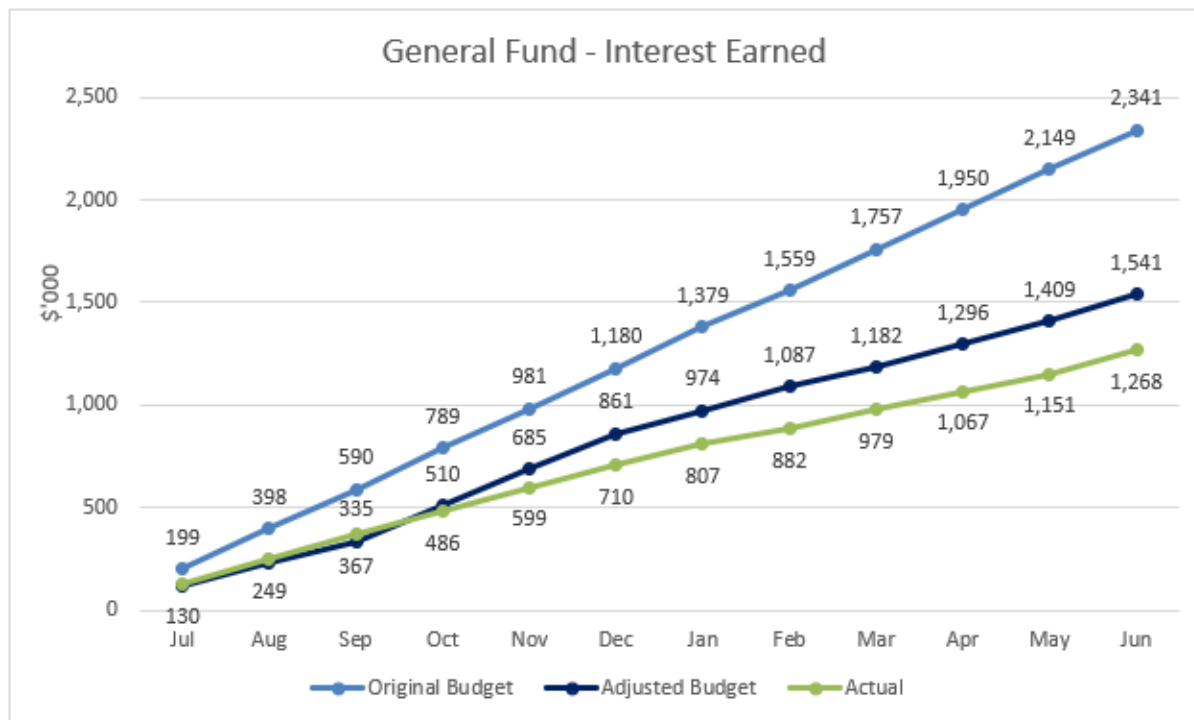
The COVID-19 pandemic has subsequently reduced Council's cash balance, which has resulted in a lower interest income than was budgeted for in the General Fund. In addition, the official cash rate is at a historic low of 0.1%.

The September, December and March Quarterly Budget Reviews resulted in a reduction in the interest income budget for the General Fund for the first, second and third quarters. The impact of these events on interest revenue continues to be monitored with the necessary adjustments to be reported in the end of the year budget report.

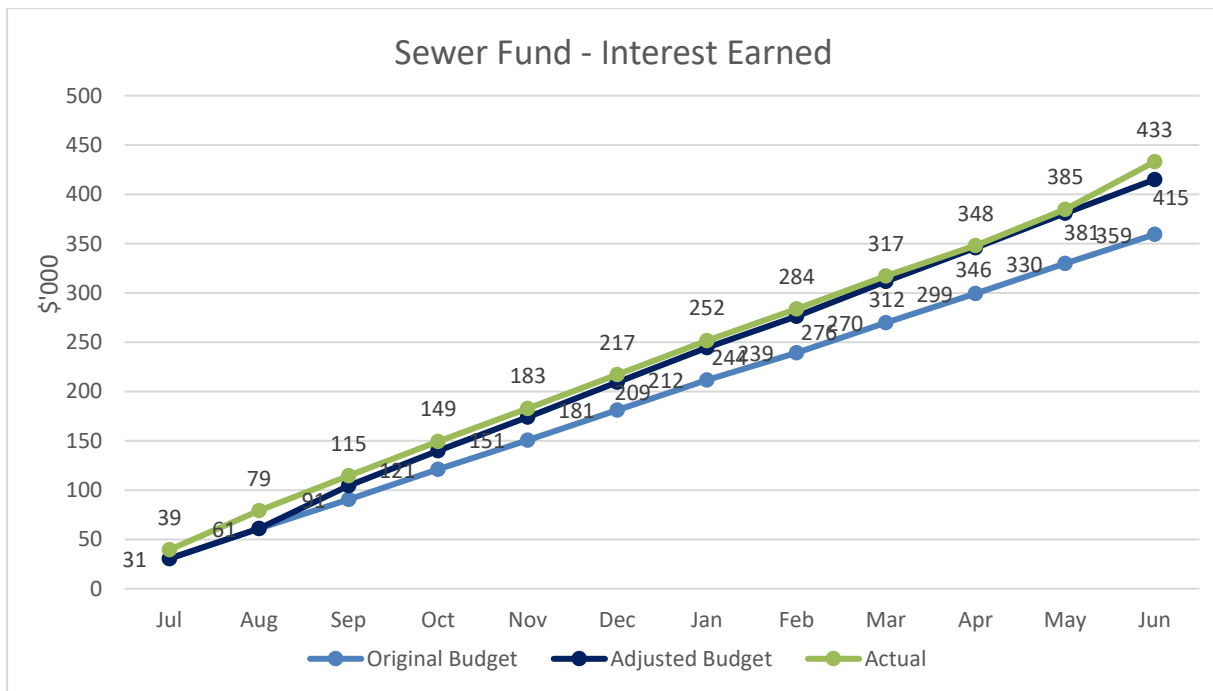
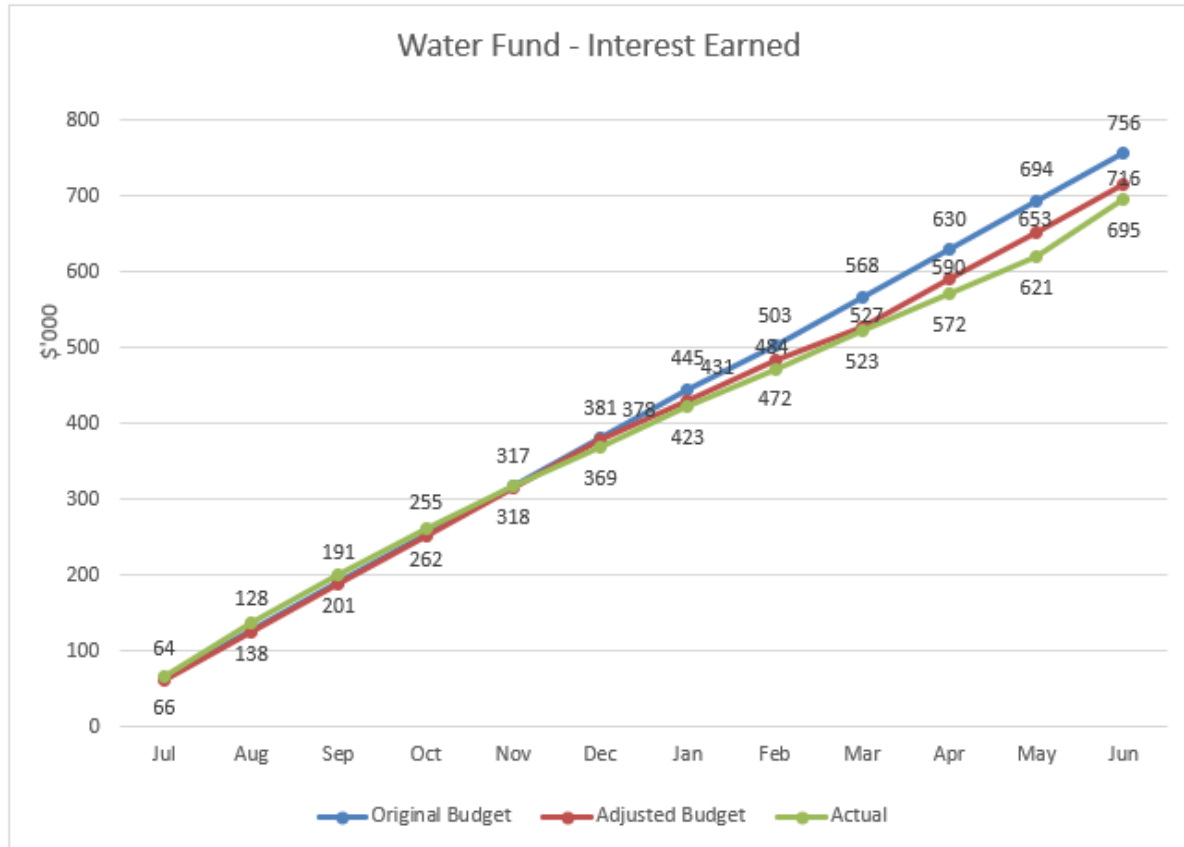
The following table shows how the actual amount of interest earned year to date has performed against the total budget forecast. The interest earned to the month of June was \$2,396,062, which is 93.34% of the current full year budget.

Fund	Original Total Annual Budget	Actual YTD	% Achieved	Revised Budget	Revised %
General	\$2,341,000	\$1,268,042	54.17%	\$1,541,000	82.29%
Water	\$756,000	\$694,982	91.93%	\$716,000	97.06%
Sewer	\$359,333	\$433,038	120.51%	\$310,000	139.69%
Total	\$3,456,333	\$2,396,062	69.32%	\$2,567,000	93.34%

The graphs below illustrate the cumulative interest earned for the year for each fund against budget.



CL21.153



CL21.153

Cash and Restricted Assets

RECORD OF INVESTMENTS		
Cash and Investment Balances		
	June 2021	May 2021
Cash and Investments Held	\$	\$
Cash at Bank - Transactional Account	4,670,760	9,947,544
Cash on Hand	27,190	27,190
Other Cash and Investments	213,883,393	169,789,009
	218,581,343	179,763,743
Fair Value Adjustment	493,350	487,917
Bank Reconciliation	(30,248)	257,021
	463,102	744,938
Book Value of Cash and Investments	219,044,445	180,508,681
Less Cash & Investments Held in Relation to Restricted Assets		
Employee Leave Entitlements	7,923,913	7,923,913
Land Decontamination	318,600	381,192
Critical Asset Compliance	1,167,489	1,428,939
Other Internal Reserves	3,684,480	4,330,375
Section 7.11 Matching Funds	311,169	311,169
Industrial Land Development Reserve	4,379,392	2,744,711
Plant Replacement	4,061,425	4,443,531
S7.11 Recoupment	19,629,618	17,293,084
Commitment To Capital Works	1,565,367	1,787,843
Total Internally Restricted (A)	43,041,453	40,644,757
Loan – General fund	41,421,635	
Self-Insurance Liability	2,880,000	2,208,277
Grant reserve	3,353,020	3,537,935
Section 7.11	15,203,463	15,577,308
Special Rate Variation	4,106,624	5,377,916
Storm Water Levy	741,736	1,110,076
Trust - Mayors Relief Fund	161,348	140,599
Trust - General Trust	2,872,957	2,876,133
Waste Disposal	8,389,028	12,877,200
Sewer Fund	24,414,799	32,367,495
Sewer Plant Fund	3,995,408	3,937,518
Section 64 Water	21,813,205	21,186,878
Water Fund	30,597,214	28,051,623
Water Communication Towers	2,319,016	2,329,289
Water Plant Fund	5,113,386	4,410,586
Total Externally Restricted (B)	167,382,839	135,988,832
Total Restricted (A + B)	210,424,292	176,633,590
Unrestricted Cash and Investments	8,620,153	3,875,091

CL21.153

Restricted Asset Movements

The table below lists the major movements in Restricted Assets:

Total Cash	+38,535,764	Total cash increase is a net of rates instalment received from rate and expenditure on capital projects.
Other Internal Reserves	-645,895	Expenditure on Woollamia Pontoon wharf and Woollamia Boat facility funded by Economic Development Projects Reserve.
Industrial Land Development Reserve	+1,634,681	Proceeds from the sale of Woollamia Industrial land transferred to Industrial Land Reserve.
S7.11 Recoupment	+2,336,534	Annual allocation of development contributions to the reserve plus funds returned back previously used to temporary fund projects instead of loans.
Loan – General fund	+41,421,635	Receipt of loan from NSW TCorp offset by expenditure on Capital Projects.
Grant reserve	184,915	Delivery of multiple grant funded projects.
Waste disposal	-4,488,172	Purchase of Ecosystem credits. Expenditure on Glass recycling plant and recyclable processing services at West Nowra.
Sewer Fund	-7,952,696	Dividend payment to General fund. Payment of Interest on the loan. Overhead transfer of funds between General fund and Sewer Fund. Administrative transfer of funds between Water fund & Sewer fund. Expenditure on Capital project - Nowra St Anns Street & Lyrebird Rising Mains. Expenditure on Capital project - SPS Emergency storage upgrade program.
Water fund	2,545,591	Administrative transfer of funds between Water fund & Sewer fund.
Unrestricted cash	4,745,062	Receipts of instalments from rate payers.

CL21.153

Long Term Growth Fund

To optimise the return on investments in a low interest rate environment, Council has invested \$20m in the TCorp Long-Term Growth Fund on 22 June 2021.

The structure and expected return on TCorp Long-Term Growth Fund was presented to Councillors at the Councillor briefing on 25 May by Andrew Vallner from CPG. TCorp Long-Term Growth Fund is specifically designed to meet the needs of New South Wales Public Sector clients by providing access to investments with a high return potential over the long term at minimal risk.

In June, Council's Investment in TCorp Long-Term Growth Fund had a gain of \$70,670 or 0.35% (since the investment date – 22 June 2021) and this has been reported as part of the total investment income for June 2021.

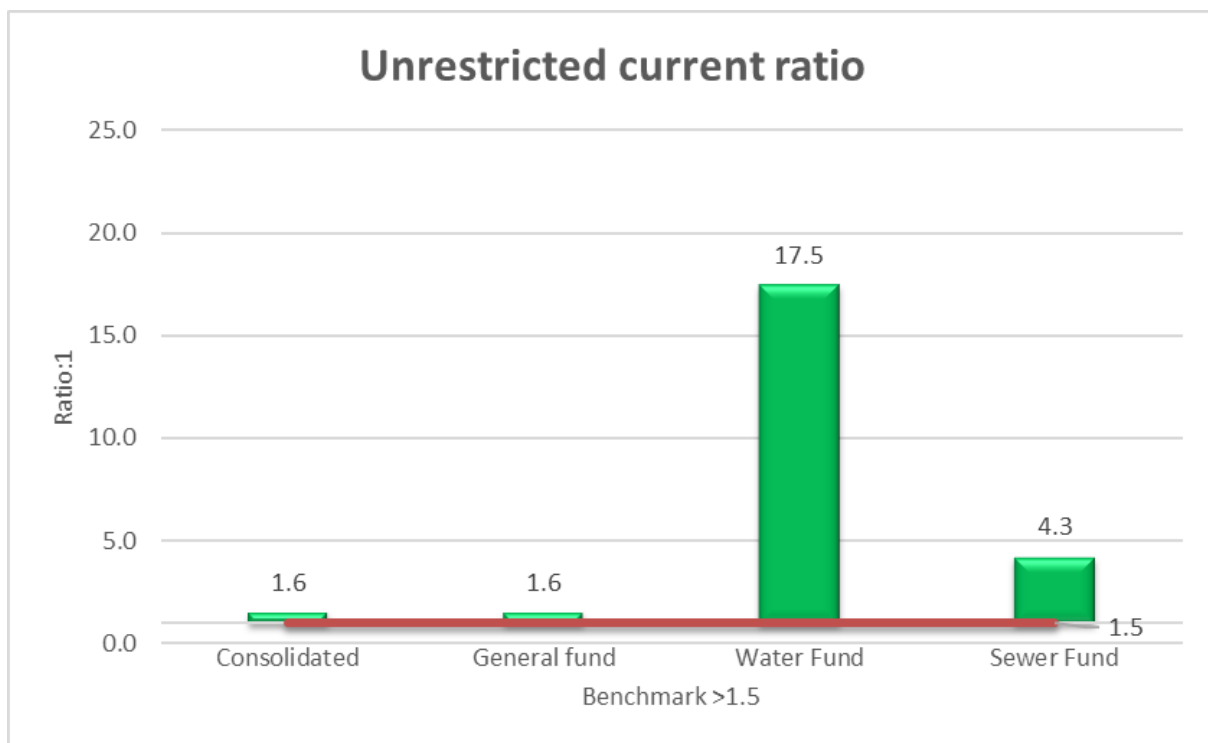
COVID-19 Impact

As of 1 July 2021, 9.69% of properties (5,710) were in default compared to 12.38% as reported on 31 May 2021. The outstanding balance decreased from \$7.3 million in May to \$5.2 million at the end of June 2021. This shows an improvement in outstanding rates and the outstanding balance is expected to further reduce by the end of July 2021, as reminder notices have now been sent to Rate Payers.

Liquidity Indicators

In accordance with the Liquidity Contingency Plan presented to Council on 29 May 2021, the following liquidity indicators were included in the monthly Investment Report which will further enhance the transparency of Councils financial reporting.

All liquidity ratios remain above the benchmark and Council remains in a sound financial position.



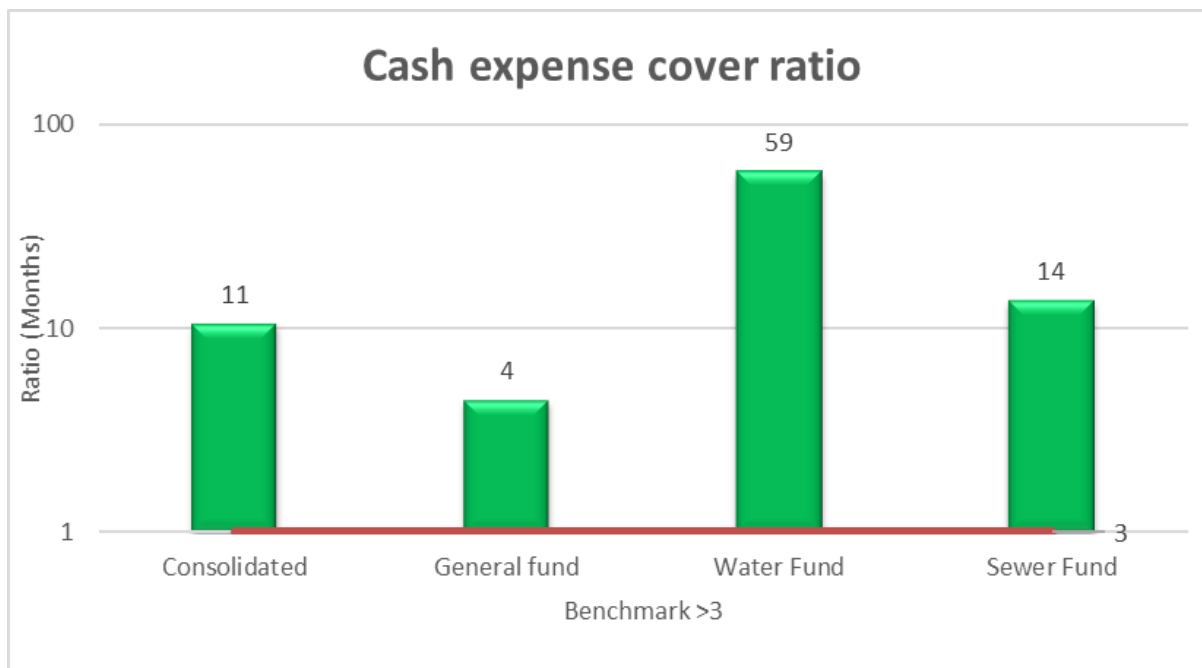
The **Unrestricted Current Ratio** is an indicator used to assess the adequacy of working capital and its ability to satisfy obligations in the short term for the unrestricted activities of Council.

The ratio remains above the benchmark as at the end of June 2021 for all funds.

Unrestricted Current Ratio =

(Current Assets less all external restrictions) / (Current Liabilities less specific purpose liabilities)

CL21.153

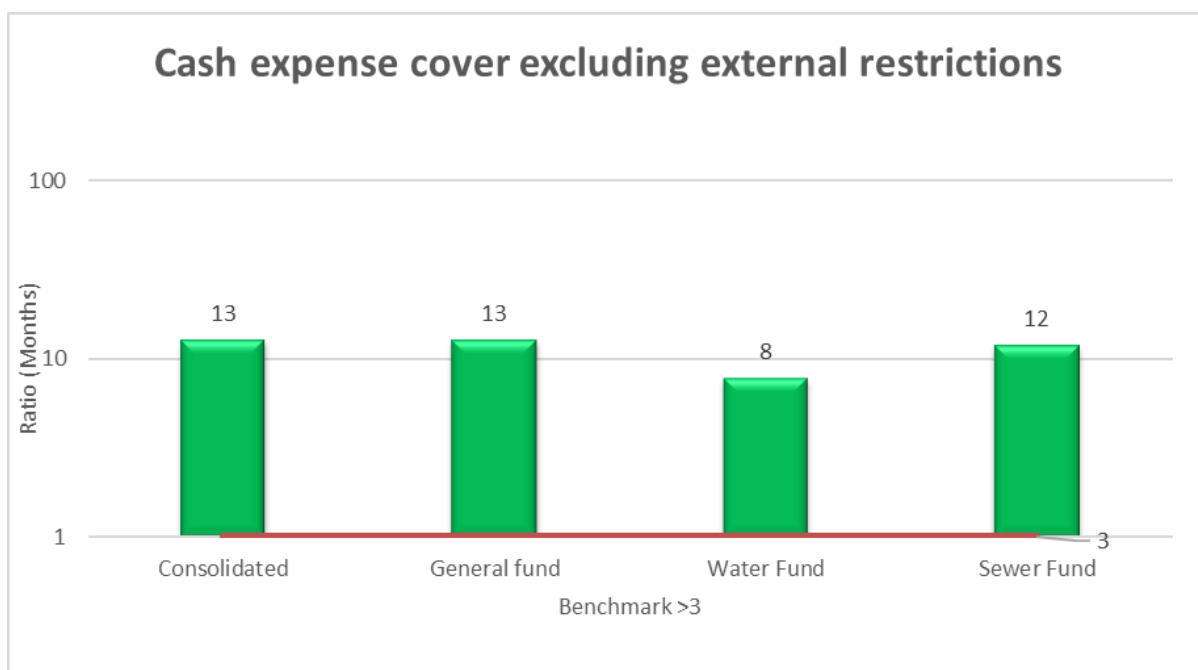


Cash Expense Cover Ratio indicates the number of months a Council can continue paying for its immediate expenses without additional cash inflow.

The ratio remains above the benchmark of 3 months as at the end of June for all funds.

Cash expense cover ratio =

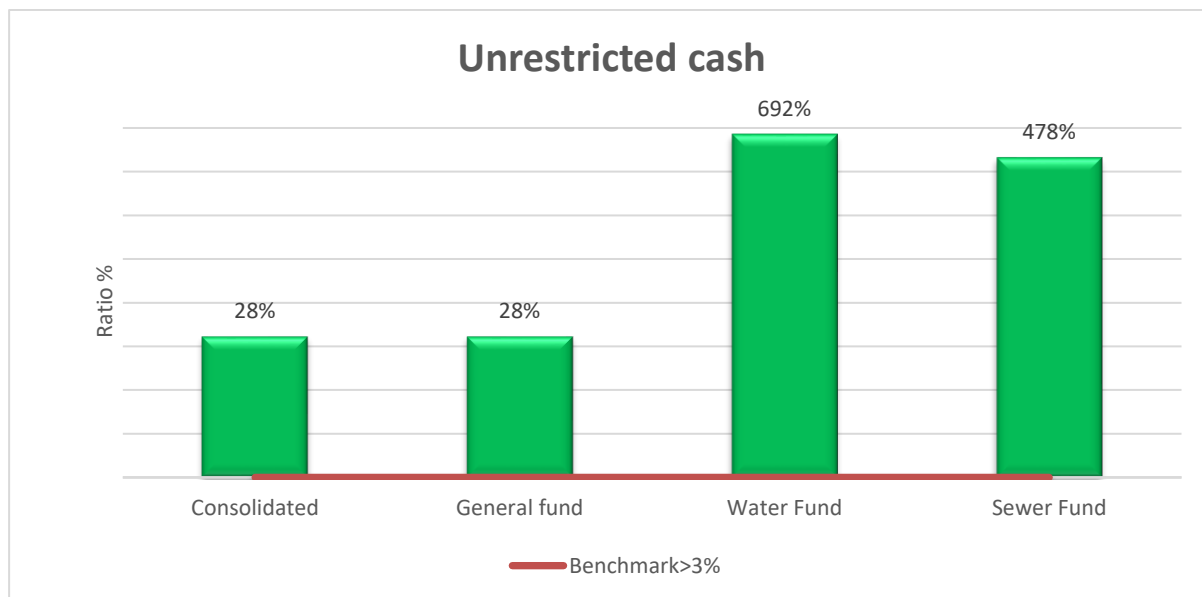
$$\frac{\text{Cash equivalents, TDs and FRNs} \times 12}{\text{Payments from cash flow of operating and financing activities}}$$



Cash Expense Cover Ratio Excluding External Restrictions takes the OLG calculation for the Cash Expense Cover Ratio and removes external restrictions to represent the amount of months Council can continue paying for its immediate expenses without resorting to external restrictions.

The ratio remains above the benchmark of 3 months as at the end of June for all funds.

CL21.153



Unrestricted Cash is calculated as a total Cash and Investments, less external and Internal restrictions.

The unrestricted cash balance remains above the benchmark as at the end of June 2021 for all funds.

The benchmark is set up at 3% of budgeted cash outflows (excluding investment purchases and expenditures funded by reserves).

Financial Implications

Covid-19 has applied some pressure to Councils financial position, however despite this, Councils financial position is operating in a sound manner based on the current cash position and liquidity ratios. It is also noted that revenue from interest earned forms a vital part of Council's revenue stream.

Statement by Responsible Accounting Officer

I hereby certify that the investments listed in the attached report have been made in accordance with Section 625 of the Local Government Act 1993, Clause 212 of the Local Government (General) Regulations 2005 and Council's Investments Policy POL19/72.

Olena Tulubinska
July 2021

Date: 18

CL21.153

CL21.154 Progress Report, Jervis Bay Regional Boat Ramp Master Plan (Option H) - Boat Maintenance Facility at Woollamia

HPERM Ref: D21/296105

Department: Economic Development

Approver: Robert Domm, Director - City Futures

Attachments:

1. Woollamia Boat Ramp Master Plan - Overview of Projects - May 2021 (under separate cover) [⇒](#)
2. Woollamia Boat Maintenance Facility - Councillor Briefing - 15 July 2021 (under separate cover) [⇒](#)

Reason for Report

This report is being submitted directly to the Ordinary Meeting following a Councillor Briefing held on 15 July 2021. The Briefing followed on from an onsite Councillor presentation on Monday 29 March at the Jervis Bay Regional Boating Facility and a report to the 20 June 2021 meeting of the Strategy & Assets Committee.

Recommendation

That Council:

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

Options

1. Adopt the resolution as written.

Implications: Allows the Boat Maintenance Facility to be completed and made operational in accordance with the Grant Deed that Council entered into with the Australian Government and will complete another element of the Jervis Bay Regional Boat Ramp Master Plan (Option H)

2. Adopt an alternate resolution.

Implications: Depending on the wording, the facility may not be deemed completed by the Australian Government, and all grant monies will need to be returned.

Background

A briefing of Councillors was conducted on 29 March 2021 onsite at Woollamia Boat Ramp with several senior staff in attendance, including the Economic Development Manager who made the presentation. The presentation is at Attachment 1.

CL21.154

The presentation covered the following projects:

- Boat Maintenance Area
- Loading Wharf
- New Carpark
- Pontoons (west)
- Boat Ramp Toe repairs
- Reconfiguration of the boat preparation area.

The locality of each of the projects is shown on the plan below on the Council adopted Jervis Bay Regional Boating Facility Master Plan version H adopted on 25 February 2020.



CL21.154

At the presentation there were representatives of the Woollamia Boat Ramp Advisory Committee, representatives of some marine service businesses, and some local residents. The main issue of contention was the Minor Boat Maintenance Facility.

Subsequent to this a report was submitted to the June meeting of the Strategy and Assets Committee but it was deferred and a further Councillor Briefing was requested.

This Briefing was held on 15 July 2021. The briefing presentation is available as Attachment 2. (Note: Videos will not operate from the attached presentation.) Videos can be viewed at:

- <https://youtu.be/gbAABJbTV7U> (may take a minute or so to load)
- [Roodberg HBC20 SDHD 4HP HKS - YouTube](#) (may take a minute or so to load)

History of Minor Boat Maintenance Facility

The need for improvements to boat maintenance facilities within the Jervis Bay area has been identified by Shoalhaven City Council for many years. The current lack of facilities within Jervis Bay means that vessels are either not regularly maintained and/or there is a loss of productive time and resources as craft need to sail or motor to Sydney (or other

locations) where maintenance activities can be carried out and the mandatory government inspections are performed. This period can be as long as 10 days.

There are approximately 100 craft moored within Jervis Bay that require regular routine maintenance and annual survey. The transfer of these craft to Sydney is weather dependent and needs to align with the availability of a dockyard and marine surveyor.

The benefit of the provision of proposed maintenance facility means:

- that there will be a more regular workload for local shipwrights and other marine service contractors – engines, upholstery, sails, hydraulics, etc.
- that watercraft will be maintained more regularly and in a more seaworthy condition
- more craft will be attracted to Jervis Bay to operate tourism activities
- less downtime will be scheduled for vessel transfer to Sydney
- safety risks associated with travelling to Sydney is eliminated.

Because of the unregulated boat maintenance activities that occurred at the site, the new facility with its proposed environmental controls would also provide numerous environmental benefits, such as the reduction of anti-fouling waste contamination of the site, runoff to adjacent wetland and Currambene Creek.



In a report by consultants Royal HaskoningDHV (2017) it was found:

Council have identified the following issues with the current operation of the Woollamia Regional Boat Ramp

- *Occupation and use of Council land without consent (for minor boat repairs).*
- *Insurance / safety issues due to use of cranes.*
- *Development without consent – commercial boat repairs being carried out on reserves.*
- *Environmental impacts from anti-fouling and boat maintenance by both contractors and boat owners.*
- *Risk of Council-managed land becoming a contaminated site.*
- *Contamination of adjacent lands and watercourses.*

The proposed activity shall address these issues.

As has been commenced, the boat maintenance facility is being constructed in the south-eastern corner of the Jervis Bay Regional Boat Ramp Facility. The area formerly comprised car parking but predominantly the area is maintained by Council as an open grassy area with low level picnic facilities (single picnic table and bins). It is regularly mown.

The site contained approximately 16 Swamp Oak *Casuarina glauca* which have been removed to construct the facility.

The area had been used for overflow carparking, picnicking, and social gatherings. The site was also used for unauthorised activities such as boat maintenance and campervan overnight stays.



The first photo above shows the area prior to construction of the facility looking from the west to east showing the swamp oaks that have been removed. The second photo shows the area of the proposed facility showing swamp oaks and picnic table that have been removed.

The first picture below shows an example of the maintenance of boats at the site that have led to the presence of biofouling material at the location of the proposed activity. The adjacent picture shows waste from anti-fouling work evident in the area of the proposed activity from previous work on vessels.



The site is adjacent to Coastal Wetlands and without capturing any runoff, the material would find its way into this area.

Other operating concerns identified were:

- Need for compliance with the NSW Pesticides Act 1999
- NSW Protection of the Environment Operations Act 1997

The facility being developed comprises a concreted graded base encapsulated within bunded edges which runs to a sump and collection pit. The material in the collection pit is

CL21.154

transferred by pump to tanks where the solid materials separate out and will be transferred to a trade waste facility. There is an area upon the concrete apron to place storage containers for equipment and tools to be used by the operator of the facility. Storage for a tractor and boat lift trailer will also be required within the compound. The area is to be fenced for security, safety and WH&S purposes.



It is anticipated that the compound will hold between 4-7 vessels, depending on size and the key to the operation will be quick turnaround of craft with a typical stay being 24-48-72 hours.

Generally, the proposed activity would be undertaken within the existing footprint of the Woollamia Regional Boat Ramp facility.

The proposed activity will substantially transform an area which was a managed (mown/slashed) Swamp Oak forest area to a fenced hardstand surface with storage container and pollution controls. The reserve however is gazetted as a car park and has been used as a boat facility for around 30 years. The proposed activity is considered consistent with the current nature and use of the area.

The key to the quick retrieval of craft for the maintenance area is to have the correct equipment. As part of the grant received by Council from the Australian Government a specialist trailer was to be purchased with the facility operator providing a tractor.



It is the intention that the facility will be leased to a qualified operator who would undertake the maintenance activities including cleaning of hulls, antifouling, and maintenance of the craft, and arrange any other services needed - engine maintenance, marine survey etc.

The process of identifying a qualified business operator for the facility commenced in 2019 when a public Expression of Interest process was implemented by Council and from this,

CL21.154

negotiations are continuing with the preferred local operator. Once all of the factors relating to the operational lease have been negotiated between Council and the tenant these will be encapsulated into the appropriate legal arrangement.

Matters relating to operation, service and maintenance of equipment, emission of noise or odours, hours of operation, will be included within any lease.

The existing business operations working out of the Woollamia Industrial Estate will be able to continue in the same way in which they operate currently for the overhauls and maintenance regimes that are usually for a longer term. In fact, with the improved crane/loading platform the retrieval of the larger craft should be easier.

Community Consultation

Over the development of the Jervis Bay Regional Boat Ramp Master Plan, including the Boat Maintenance Facility, there were several public and private stakeholder consultation sessions. The earliest of these dates back to 2016.

In the working up of the Master Plan (version H) there were meetings onsite and within Council and the Plan was revised several times.

Minutes of these consultations verify that from as early as September 2017 the Boat Maintenance Facility was part of the Master Plan including it being fully fenced and operated by a contracted shipwright.

Council formed a S355 Committee, Woollamia Maritime Precinct Management Committee, comprising a range of people with both commercial and recreational interests as well as residential representatives. The Committee has held four regular meetings and is working to the Master Plan (Version H) without any motions to the contrary, with issues regarding signage for parking, vessel tying up signage, amenities etc. being the main topics of interest.

It would appear from feedback to Council that individual vested interests have more recently been lobbying against the Boat Maintenance Facility and specifically the boat lift trailer, contrary to the resolved position of the Committee.

At its June 2021 meeting the Management Committee resolved that:

*The Woollamia Boat Ramp Precinct Management Committee fully endorses all elements within the **Jervis Bay Regional Boat Ramp Precinct Management Plan (option H)** including:*

- A. The Minor Repair Boat Maintenance Facility at the southern end of the precinct that involves:*
 - 1. Hardstand area with services and sediment control system*
 - 2. Perimeter fencing of the facility*
 - 3. The facility will be leased by Council to a third party who will be a shipwright (qualified entity)*

Summary

The locality affected by the proposed activity is an existing regional boat ramp facility in a natural bushland landscape, but also adjacent to residential area and recreational waterway. The locality would essentially remain the same.

The proposed activity will improve safety for recreational boating in Currumbene Creek waterway and Jervis Bay.

Way Forward

What is involved to finish the Boat Maintenance Facility & render it operational?

- Hardstand area with services – water & power – **completed**
- Environmental controls and bunding – **completed**
- Sediment capture and disposal system – **completed**
- Fencing for security, WH&S, insurance – **incomplete – Finish by Oct 2021**
 - This element has always been part of the proposal
- Storage containers for equipment & office – **not commenced– Finish Oct 2021**
- Landscaping for screening - **not commenced – Finish in November 2021**
- Roodberg 20t trailer – **manufactured but not yet delivered – Arrives Nov 2021**
- Lease to shipwright – **selected from EoI process conducted in mid 2020**
 - Manage all issues - noise, spray drift, odours, chemicals etc
 - Supply of Tractor for towing & operating trailer
 - Leased & Operating in November 2021

Community Engagement

Through the consultative process of the Master Plan there has been an extensive engagement with the various stakeholders over several years

Policy Implications

This Boat Maintenance Facility will eliminate the operations previously operating in a less than desirable environmental manner and provide a means of quickly retrieving vessels from the water for basic and essential maintenance.

Financial Implications

Council has secured grant funding of \$180,000 towards the maintenance area and the trailer. If Council was not to deliver this project in full, the grant would need to be returned and forfeited.

Risk Implications

The retrieval and maintenance of vessels is an area that necessitates adequate insurances and care. By engaging a qualified person and providing adequate facilities and equipment this risk is being managed.

CL21.155 Shoalhaven Business Chamber and Shoalhaven City Council Memorandum of Understanding

HPERM Ref: D21/299842

Department: Economic Development

Approver: Stephen Dunshea, Chief Executive Officer

Attachments:

1. Draft MoU with Shoalhaven Business Chamber 2021/22; 2022/23; 2023/24 [↓](#)
2. Existing MoU with Shoalhaven Business Chamber ending 30/6/2021 [↓](#)
3. Request by Shoalhaven Business Chamber for increased funding under MoU [↓](#)

Reason for Report

The Shoalhaven Business Chamber has requested an increase in funding allocation under the Memorandum of Understanding to be entered into for the next 3 years. The report is being submitted directly to the Ordinary Meeting due to time constraints prior to the 2021 Shoalhaven Business Awards.

Recommendation

That Council:

1. Enter into a new three year Memorandum of Understanding (MoU) with the Shoalhaven Business Chamber to cover the period 2021/22; 2022/23 and 2023/24, with terms set out in this report for a sum of \$50,000 per annum.
2. Increase the Economic Development budget by \$10,000pa to accommodate the requirements of the new MoU with the Shoalhaven Business Chamber at the next Budget Quarterly Review

Options

1. The recommendation is accepted as written.

Implications: The Shoalhaven Business Chamber will deliver outputs as described in the new MoU

2. An alternative recommendation be proposed.

Implications: Shoalhaven City Council and the Shoalhaven Business Chamber have an existing MoU in place which expired on the 30/6/2021. The Shoalhaven Business Chamber will have the option to continue with the current MoU or terminate the current arrangement.

Background

The MoU that is in place between the Shoalhaven Business Chamber and Shoalhaven City Council consists broadly of two key outputs, being the delivery of the Shoalhaven Business Awards and the delivery of a series of business networking, training and / or educational activities.

CL21.155

The Shoalhaven Business Awards have been held annually since 1985, apart from 2020 where the awards were cancelled due to COVID. The awards are a celebration of our local businesses and their contribution to the economy of the Shoalhaven. In 2010, the Shoalhaven Business Chamber applied to Council to deliver the awards. The Shoalhaven Business Awards, coordinated by the Shoalhaven Business Chamber, have been very successful and is the business event of the year.

The Shoalhaven Business Chamber is responsive to the needs of the business community and have developed a business training and networking program as part of the current MoU.

The previous MoU was for a three-year period and expired 30 June 2021. Under the terms of the MoU Shoalhaven City Council provided the Shoalhaven Business Chamber with \$40K per annum to deliver the following:

- Shoalhaven Business Awards (funding allocation \$26,000 GST exclusive)
- Business development/support events (funding allocation \$14,000 GST exclusive)

The Shoalhaven Business Awards, as part of the MoU, are held annually at the Shoalhaven Entertainment Centre. Venue hire and staffing costs have been increasing annually and this request to increase the value of the MoU is in response to increasing costs associated with running this event.

The Economic Development Office supports this proposal to allocate \$30,000 in “sponsorship” of the Shoalhaven Business Awards as this money is used to cover the costs of SEC (Council) staff and the hire of the Shoalhaven Entertainment Centre.

The SBC have continued to deliver business training and networking events during the term of the previous MoU. Funding provided by the MoU has supported the establishment and development of the Women in Business networking group and the Lunch and Learn series. At all of these events the SBC acknowledge that they are made possible in partnership with Shoalhaven City Council.

The Women in Business networking group and the Lunch and Learn series have been extremely popular and generally well attended. The Shoalhaven Business Chamber would like to continue to deliver this type of business support.

The previous couple of years have been trying, to say the least, for certain sectors of our business community. Economic impacts of bushfire, floods and Covid have taken their toll. During this time the SBC has continued to support local business through direct training and networking opportunities as well as disseminating valuable information about government support and recovery. The SBC continually advocates on behalf of 8,000 local businesses. Increased funding for business networking and training would enable the Chamber to reach and support more local businesses. It should be noted that under the terms of the MoU business networking and training delivered in partnership with Shoalhaven City Council is open to all Shoalhaven businesses, not just SBC members.

It is proposed under the new MoU that the Shoalhaven Business Chamber will receive \$20,000 (GST exclusive) from Shoalhaven City Council to continue to support and grow the Women in Business networking group with five (5) events per annum and deliver six (6) Lunch and Learn events per annum. In acknowledgement of Council’s support both the Lunch and Learn series and the Women in Business will be branded with “Shoalhaven Business Chamber, in partnership with Shoalhaven City Council”.

The funding requested by the Shoalhaven Business Chamber from Shoalhaven City Council under the proposed MoU is to increase from \$40,000 per annum to \$50,000 per annum (GST exclusive) for the financial years of 2021/2022, 2022/2023 and 2023/2024 reflective of increased costs of the Shoalhaven Business Awards and increased needs throughout the Shoalhaven business community. It is also of relevance to note that the level of funding provided to the SBC has remained at \$40,000 since 2016/2017.

The request by the Shoalhaven Business Chamber is attached. A copy of the draft MoU is attached as is the previous MoU.

Financial Implications

It is important to note that the SBC did not receive \$26,000 in 2020 under the previous MoU for the running of the 2020 Shoalhaven Business Awards as these were cancelled due to Covid. The \$26,000 allocation remained with Council and was returned to the General Fund from the ED budget.

MEMORANDUM OF UNDERSTANDING (MOU)
BETWEEN
SHOALHAVEN CITY COUNCIL (COUNCIL) AND SHOALHAVEN BUSINESS CHAMBER (SBC)

1. OBJECTIVE

Shoalhaven City Council has, as part of its charter, the desire to encourage and acknowledge the business performance of the local business sector.

Shoalhaven Business Chamber (SBC) undertakes a critical role in the local community in representing the business community's interests with local issues.

The SBC vision is strongly aligned with many areas of Shoalhaven City Council (Council) especially those of the Economic Development Office.

SBC and the Economic Development Office of Council agree to work collaboratively to support the Shoalhaven business community, acknowledge business excellence, undertake business development training and promote economic development of the local area.

This MoU has been entered into to fulfil this objective.

2. BACKGROUND

A. STRATEGIC ALIGNMENT

The Economic Development Office and the Shoalhaven Business Chamber have a number of key aims in common.

Shoalhaven City Council 2027- Community Strategic Plan Goal

3.1 Maintain and grow a robust economy with vibrant towns and villages

Shoalhaven City Council – Delivery Program Operational Plan 2021/2022

3.1.01 Work with business, government and other entities to build a strong and productive Shoalhaven economy

3.1.01.1 Develop, maintain and/or enhance industry and government networks and relationships

3.1.01.03 Deliver key outcomes in the Economic Development Strategy 2017-26 which focus on transport infrastructure; liveability and lifestyle; labour force capability and future economic vision for a Productive Shoalhaven

3.1.01.4 Facilitate business training and enhance labour force capabilities in parallel with bushfires and pandemic recovery

3.1.07 Partner with industry, government, and business

**Shoalhaven City Council – Productive Shoalhaven Economic Development Strategy
2017-2026**

- 6.1.1 Local business support services: Maintain a networked approach to business assistance through the availability of, and connection to, a comprehensive suite of business support services.
- 6.1.2 Business training delivery: Continue to work with local business and business leaders to deliver targeted business training and strategic development.
- 6.1.3 Start-up and entrepreneurial support: Continue to joint venture with business groups or other organisations/individuals to host information sessions for start-ups and to provide entrepreneurial support, including mentoring programs for them.
- 6.6.4 Work with external business groups: Maintain support, involvement, collaboration and communication with key external lead industry and business groups to best share information and maintain a strong networking ethos within Shoalhaven businesses.
- 6.7.3 External promotion: Support activities such as attendance at key trade shows, events, awards and conferences where the Shoalhaven's opportunities can be highlighted.

Shoalhaven Business Chamber – Vision and Mission Statement**VISION**

To achieve a sustainable, vibrant and profitable business environment for the Shoalhaven.

MISSION

To fulfil our vision in a resourceful, professional and responsive manner by:

1. Providing opportunities for members to network and gather information.
2. Promoting the businesses view for the Shoalhaven and lobbying the appropriate authorities.
4. Creating a business environment that enables all business groups to work in unison for the benefit of the Shoalhaven.
5. Provide our members with professional and personal development opportunities through training and educational activities.

B. SHOALHAVEN BUSINESS AWARDS

The Shoalhaven Business Awards have been held annually commencing in 1985. The awards are a celebration of our local businesses and their contribution to the economy of the Shoalhaven.

In 2010, the SBC applied to Council to deliver the annual Shoalhaven Business Awards and the "Shoalhaven on Show" Business Expo. The SBC noted that these activities are important community events that recognise business development, business achievement and business prosperity within the Shoalhaven region.

Council agreed to this proposal and the SBC have been delivering successful annual high quality Shoalhaven Business Awards from 2010 to 2019. The 2020 Shoalhaven Business

Awards were cancelled due to COVID. SBC wish to continue running the Shoalhaven Business Awards to celebrate the contributions of Shoalhaven businesses to the economy and the community. The purpose of this MoU is to formalise the arrangement of the delivery of the 2021/22, 2022/23 and 2023/24 Shoalhaven Business Awards and a Business Development Program by the SBC.

C. SHOALHAVEN BUSINESS DEVELOPMENT PROGRAM

The SBC proposes to run a number of events that will support and educate local businesses and provide a number of networking opportunities. These events are open to all businesses registered in the Shoalhaven and are not for the exclusive attendance of SBC members. Under the terms of this MoU the SBC are able to offer reasonable discounts or other benefits to their membership in relation to attendance at these events.

The SBC will deliver the “Lunch and Learn” series and “Women In Business” events.

Events include networking opportunities such as *Women in Business* quarterly luncheons (or similar) and the *Lunch and Learn* series. The SBC aims to be responsive to the needs of the Shoalhaven business community and reserves the right to alter, change, remove and add events and training opportunities as needed and as mutually agreed to with the Economic Development Office of Council.

3. DELIVERABLES

A. COUNCIL WILL:

On [date], by Minute [Min no.] Council resolved to enter into a new Agreement with the Shoalhaven Business Chamber for a further three (3) financial years (2021/22, 2022/23, 2023/24) with an annual allocation of \$50,000 (GST exclusive).

The funding will be administered via the Economic Development Office. The amount provided will be allocated in the following;

Shoalhaven Business Awards	\$30,000 (GST exclusive)
Business development/support events	\$20,000 (GST exclusive)

B. THE SBC WILL:

- I. Manage and organise the **Shoalhaven Business Awards** in or around August/September each calendar year so that:
 - i. Council is given recognition commensurate with being a major sponsor of the Awards.
 - ii. The Awards will be held annually at the Shoalhaven Entertainment Centre.
 - iii. Sponsors and Nominees will be recognised in an SBC coordinated media campaign.
 - iv. Sponsors and Nominees will be recognised at the Awards presentation night.

- v. Council is given a report at the completion of the Awards outlining the process, deliverables and outcomes.
 - vi. Council will be provided with ten (10) complimentary (free) tickets to every Shoalhaven Business Awards delivered via this MoU
 - vii. SBC agree that they will be responsible for the payment of any fees and charges and employee costs involved in the hire of the Shoalhaven Entertainment Centre
- II. Organise a series of **Business Development Program** events during each year to support and educate businesses in the Shoalhaven. The events will be:
- i. To continue to grow a Women in Business networking group in the Shoalhaven. The SBC will hold at least 5 networking events per year with guest speakers on topics relevant to women in business. The Women in Business events will be referred to as the "Shoalhaven Business Chamber, in partnership with Shoalhaven City Council, Women in Business" or similar
 - ii. To establish and run a "Lunch and Learn" series, where SBC will organise 6 lunches each year hosted by a profession (ie Accountants, Solicitors, Bankers, Insurance Brokers) or a government entity that provides a workshop style session on various business related topics that will assist members in their day to day business operations or inform members of available government assistance packages (e.g. such as those in relation to bushfire and pandemic recovery). The Lunch and Learn series will be referred to as the "Shoalhaven Business Chamber, in partnership with Shoalhaven City Council, Lunch and Learn series" or similar.
 - iii. In all proposed activities,
 - a. the Council will be recognised as a partner in the activity.
 - b. Two (2) representatives from the Economic Development Office of Shoalhaven City Council will be invited, free of charge, to attend all events/activities in which Council is recognised as a partner. The Economic Development Office reserves the right to send a delegate to such events. Delegates will be restricted to other Council staff members or Councillors. Council is under no obligation to attend any or all events to which they are invited.
 - iv. SBC agree that they will be responsible for the payment of any fees and charges and employee costs involved in the delivery of these or any other SBC organised events. The SBC aims to be responsive to the needs of the Shoalhaven business community and reserves the right to alter, change, remove and add events and training opportunities as needed and as mutually agreed to with the Economic Development Office of Council.

4. COMMUNICATION:

A. WRITTEN REPORTING

Council is providing the SBC with significant funds. Council is a public entity that is required to report on its expenditure and demonstrate progress toward meeting defined Key Performance Indicators (KPI's). The SBC acknowledges that Council requires a certain level of detail in reports in order to demonstrate that this funding has been of benefit to the local business community. Ongoing funding could be jeopardised should Council not be able to meet its public reporting obligations.

I. SHOALHAVEN BUSINESS AWARDS:

SBC will provide Council with a written report detailing key outcomes of the Shoalhaven Business Awards. This report is due within 4 weeks post Shoalhaven Business Awards. The report will include at a minimum:

- How Council was acknowledged as a major sponsor of the event
- Number of nominees, categories and winners
- Photos of the awards with permission for Council's unrestricted use.
- Number of attendees
- Quotes, testimonials and any other qualitative information that Council could use in media releases, case studies etc.

II. BUSINESS DEVELOPMENT PROGRAM

SBC will provide Council with two written reports per annum detailing the nature of the events hosted during each financial year. These reports are due in January for the first six months of the financial year and in July for the last six months. The report will include at a minimum:

- How Council support was acknowledged
- Number and purpose of each event and the level of attendance per event
- Survey results, testimonials and/or any other relevant attendee feedback
- Photos

All written reports must meet the satisfaction of Council's Economic Development Office. The Economic Development Office will provide assistance and advice in the compilation of the reports where needed/requested by SBC.

In addition to the two formal reports, the SBC will provide Council's Economic Development Office with information regarding each event that could form the basis of a social media post. Information includes sending the Office links to the Shoalhaven Business Chamber posts so that the Economic Development Office can repost via Council's social media vehicles.

B. BUSINESS AND EMPLOYMENT DEVELOPMENT COMMITTEE

The Shoalhaven Business Chamber will provide the Shoalhaven City Council Business and Employment Development Committee with a written and verbal update regarding the Chamber's activities as per this MoU.

The Shoalhaven Business Chamber may also use these meetings as an opportunity to update the Shoalhaven City Council Business and Development Committee with any other information that they wish.

Shoalhaven City Council's Business and Employment Development Committee will include the Shoalhaven Business Chamber as a committee member.

C. VERBAL REPORTING

Representatives from the SBC and the Economic Development Office of Shoalhaven City Council will meet at least quarterly. The purpose of these meetings is to maintain a constructive and supportive relationship. Agenda items will include, but are not limited to:

- Updates on current SBC activities
- Verbal reports on recently delivered events
- Identification of any new events
- Identification of any projects where the SBC and Council could collaborate on delivery
- Identification of business community needs

D. KEY CONTACTS

The SBC and the Economic Development Office of Council will nominate key contacts from each organisation.

E. COMPLAINTS AND GRIEVANCES

All complaints relating to the delivery of this MoU will be directed to the Economic Development Manager of Shoalhaven City Council or the President of the Shoalhaven Business Chamber in the first instance. Should the complaint not be resolved then it will be directed to the Chief Executive Officer of Shoalhaven City Council or the President and committee of the Shoalhaven Business Chamber.

5. FUNDING

The funding will be administered via the Economic Development Office. The amount provided will be allocated in the following;

Shoalhaven Business Awards	\$30,000 (GST exclusive)
Business development/support events	\$20,000 (GST exclusive)

SHOALHAVEN BUSINESS AWARDS

That the amount of \$30,000 (ex GST) be paid to SBC upon the provision of a correctly rendered tax invoice and satisfactory written report at the beginning of each financial year during the term.

BUSINESS DEVELOPMENT PROGRAM

That the amount of \$20,000 (ex GST) be paid to SBC upon the provision of a correctly rendered tax invoice and satisfactory written report at the beginning of each financial year during the term.

The monies should be separately accounted for within the SBC accounts so that it can be extracted and reported to Council as a separate itemised statement.

6. REVIEW OF MOU

This MoU will be reviewed annually and within 2 weeks of receipt of the Business Development Events written report.

7. TERMINATION

The Chief Executive Officer of Council can terminate this MoU at any time or for any reason.

The SBC, via committee minute, is able to terminate this MoU at any time or for any reason.

All unspent monies at time of the termination of contract must be returned to Council.

8. EXECUTED AS AN AGREEMENT BY THE PARTIES ON THE DATES BELOW:

Signed on behalf of Shoalhaven City Council by:	Signed on behalf of the Shoalhaven Business Chamber by:
Name: Mr Greg Pullen	Name:
Signature:	Signature:
Position: Economic Development Manager	Position: Chair
Date:	Date:

MEMORANDUM OF UNDERSTANDING (MOU)

BETWEEN

SHOALHAVEN CITY COUNCIL (COUNCIL) AND SHOALHAVEN BUSINESS CHAMBER (SBC)

1. OBJECTIVE

Shoalhaven City Council has, as part of its charter, the desire to encourage and acknowledge the business performance of the local business sector.

Shoalhaven Business Chamber (SBC) undertakes a critical role in the local community in representing the business community's interests with local issues.

The SBC vision is strongly aligned with many areas of Shoalhaven City Council (Council) especially those of the Economic Development Office.

SBC and the Economic Development Office of Council agree to work collaboratively to support the Shoalhaven business community, acknowledge business excellence, undertake business development training and promote economic development of the local area.

This MoU has been entered into to fulfil this objective.

2. BACKGROUND

A. STRATEGIC ALIGNMENT

The Economic Development Office and the Shoalhaven Business Chamber have a number of key aims in common.

Shoalhaven City Council - Integrated Strategic Plan 2017

- 3.1 Maintain and grow a robust economy with vibrant towns and villages
 - 3.1.01 Work with business, government and other entities to build a strong and productive Shoalhaven economy
 - 3.1.01.1 Develop, maintain and/or enhance industry and government networks and relationships
 - 3.1.01.5 Facilitate business training and enhance labour force capabilities
 - 3.1.07 Partner with industry, government and business

Shoalhaven City Council – Productive Shoalhaven Economic Development Strategy 2017-2026

- 6.1.1 Local business support services: Maintain a networked approach to business assistance through the availability of, and connection to, a comprehensive suite of business support services.

- 6.1.2 Business training delivery: Continue to work with local business and business leaders to deliver targeted business training and strategic development.
- 6.1.3 Start-up and entrepreneurial support: Continue to joint venture with business groups or other organisations/individuals to host information sessions for start-ups and to provide entrepreneurial support, including mentoring programs for them.
- 6.6.4 Work with external business groups: Maintain support, involvement, collaboration and communication with key external lead industry and business groups to best share information and maintain a strong networking ethos within Shoalhaven businesses.
- 6.7.3 External promotion: Support activities such as attendance at key trade shows, events, awards and conferences where the Shoalhaven's opportunities can be highlighted.

Shoalhaven Business Chamber – Vision and Mission Statement

VISION

To achieve a sustainable, vibrant and profitable business environment for the Shoalhaven.

MISSION

To fulfil our vision in a resourceful, professional and responsive manner by:

1. Providing opportunities for members to network and gather information.
2. Promoting the businesses view for the Shoalhaven and lobbying the appropriate authorities.
4. Creating a business environment that enables all business groups to work in unison for the benefit of the Shoalhaven.
5. Provide our members with professional and personal development opportunities through training and educational activities.

B. SHOALHAVEN BUSINESS AWARDS

The Shoalhaven Business Awards have been held annually commencing in 1985. The awards are a celebration of our local businesses and their contribution to the economy of the Shoalhaven.

In 2010, the SBC applied to Council to deliver the annual Shoalhaven Business Awards and the "Shoalhaven on Show" Business Expo. The SBC noted that these activities are important community events that recognise business development, business achievement and business prosperity within the Shoalhaven region.

Council agreed to this proposal and the SBC have been delivering successful annual high quality Shoalhaven Business Awards since 2010. SBC wish to continue running the Shoalhaven Business Awards. The purpose of this MoU is to formalise the arrangement of the delivery of the 2018/19, 2019/20 and 2020/21 Shoalhaven Business Awards and a Business Development Program by the SBC.

C. SHOALHAVEN BUSINESS DEVELOPMENT PROGRAM

The SBC proposes to run a number of events that will support and educate local businesses and provide a number of networking opportunities. These events are open to all businesses registered in the Shoalhaven and are not for the exclusive attendance of SBC members. Under the terms of this MoU the SBC are able to offer reasonable discounts or other benefits to their membership in relation to attendance at these events.

The SBC will deliver the "Lunch and Learn" series and "Women In Business" events.

Events include networking opportunities such as *Women in Business* quarterly luncheons (or similar) and the *Lunch and Learn* series. The SBC aims to be responsive to the needs of the Shoalhaven business community and reserves the right to alter, change, remove and add events and training opportunities as needed and as mutually agreed to with the Economic Development Office of Council.

3. DELIVERABLES

A. COUNCIL WILL:

On 24th July 2018, by Minute SA18.165 Council's Strategy and Assets Committee resolved to enter into a new Agreement with the Shoalhaven Business Chamber for a further three (3) financial years (2018/2019, 2019/2020, 2020/2021) with an annual allocation of \$40,000 (GST exclusive).

The funding will be administered via the Economic Development Office. The amount provided will be allocated in the following;

Shoalhaven Business Awards	\$26,000 (GST exclusive)
Business development/support events	\$14,000 (GST exclusive)

B. THE SBC WILL:

- I. Manage and organise the **Shoalhaven Business Awards** in or around August/September each calendar year so that:
 - i. Council is given recognition commensurate with being a major sponsor of the Awards.
 - ii. The Awards will be held annually at the Shoalhaven Entertainment Centre.
 - iii. Sponsors and Nominees will be recognised in an eight to ten page feature in the local print media in both Nowra and Ulladulla.
 - iv. Sponsors and Nominees will be recognised at the Awards presentation night.
 - v. Council is given a report at the completion of the Awards outlining the process, deliverables and outcomes.
 - vi. Council will be provided with ten (10) complimentary (free) tickets to every Shoalhaven Business Awards delivered via this MoU
 - vii. SBC agree that they will be responsible for the payment of any fees and charges and employee costs involved in the hire of the Shoalhaven Entertainment Centre

- II. Organise a series of **Business Development Program** events during each year to support and educate businesses in the Shoalhaven. The events will be:
- i. To establish/ grow a Women in Business networking group in the Shoalhaven. The SBC will hold at least 5 networking events per year with guest speakers on topics more specific to women in business. The Women in Business events will be referred to as the "Shoalhaven Business Chamber, in partnership with Shoalhaven City Council, Women in Business" or similar
 - ii. To establish and run a "Lunch and Learn" series, where SBC will organise 6 lunches each year hosted by a profession (ie Accountants, Solicitors, Bankers, Insurance Brokers) that provides a workshop style session on various business related topics that will assist members in their day to day business operations. The Lunch and Learn series will be referred to as the "Shoalhaven Business Chamber, in partnership with Shoalhaven City Council, Lunch and Learn series" or similar.
 - iii. In all proposed activities,
 - a. the Council will be recognised as a partner in the activity.
 - b. Two (2) representatives from the Economic Development Office of Shoalhaven City Council will be invited, free of charge, to attend all events/activities in which Council is recognised as a partner. The Economic Development Office reserves the right to send a delegate to such events. Delegates will be restricted to other Council staff members or Councillors. Council is under no obligation to attend any or all events to which they are invited.
 - iv. SBC agree that they will be responsible for the payment of any fees and charges and employee costs involved in the delivery of these or any other SBC organised events. The SBC aims to be responsive to the needs of the Shoalhaven business community and reserves the right to alter, change, remove and add events and training opportunities as needed and as mutually agreed to with the Economic Development Office of Council.

4. COMMUNICATION:

A. WRITTEN REPORTING

Council is providing the SBC with significant funds. Council is a public entity that is required to report on its expenditure and demonstrate progress toward meeting defined Key Performance Indicators (KPI's). The SBC acknowledges that Council requires a certain level of detail in reports in order to demonstrate that this funding has been of benefit to the local business community. Ongoing funding could be jeopardised should Council not be able to meet its public reporting obligations.

I. SHOALHAVEN BUSINESS AWARDS:

SBC will provide Council with a written report detailing key outcomes of the Shoalhaven Business Awards. This report is due within 4 weeks post Shoalhaven Business Awards. The report will include at a minimum:

- How Council was acknowledged as a major sponsor of the event

- Number of nominees, categories and winners
- Photos of the awards with permission for Council's unrestricted use.
- Number of attendees
- Quotes, testimonials and any other qualitative information that Council could use in media releases, case studies etc.

II. BUSINESS DEVELOPMENT PROGRAM

SBC will provide Council with two written reports per annum detailing the nature of the events hosted during each financial year. These reports are due in January for the first six months of the financial year and in July for the last six months. The report will include at a minimum:

- How Council support was acknowledged
- Number and purpose of each event and the level of attendance per event
- Survey results, testimonials and/or any other relevant attendee feedback
- Photos

All written reports must meet the satisfaction of Council's Economic Development Office. The Economic Development Office will provide assistance and advice in the compilation of the reports where needed/requested by SBC.

In addition to the two formal reports, the SBC will provide Council's Economic Development Office with information regarding each event that could form the basis of a social media post. Information includes sending the Office links to the Shoalhaven Business Chamber posts so that the Economic Development Office can repost via Council's social media vehicles.

B. BUSINESS AND EMPLOYMENT DEVELOPMENT COMMITTEE

The Shoalhaven Business Chamber will provide the Shoalhaven City Council Business and Employment Development Committee with a written and verbal update regarding the Chamber's activities as per this MoU.

The Shoalhaven Business Chamber may also use these meetings as an opportunity to update the Shoalhaven City Council Business and Development Committee with any other information that they wish.

Shoalhaven City Council's Business and Employment Development Committee will include the Shoalhaven Business Chamber as a committee member.

C. VERBAL REPORTING

Representatives from the SBC and the Economic Development Office of Shoalhaven City Council will meet at least quarterly. The purpose of these meetings is to maintain a constructive and supportive relationship. Agenda items will include, but are not limited to:

- Updates on current SBC activities
- Verbal reports on recently delivered events
- Identification of any new events
- Identification of any projects where the SBC and Council could collaborate on delivery
- Identification of business community needs

D. KEY CONTACTS

The SBC and the Economic Development Office of Council will nominate key contacts from each organisation.

E. COMPLAINTS AND GRIEVANCES

All complaints relating to the delivery of this MoU will be directed to the Economic Development Manager of Shoalhaven City Council or the President of the Shoalhaven Business Chamber in the first instance. Should the complaint not be resolved then it will be directed to the General Manager of Shoalhaven City Council or the President and committee of the Shoalhaven Business Chamber.

5. FUNDING

The funding will be administered via the Economic Development Office. The amount provided will be allocated in the following;

Shoalhaven Business Awards	\$26,000 (GST exclusive)
Business development/support events	\$14,000 (GST exclusive)

SHOALHAVEN BUSINESS AWARDS

That the amount of \$26,000 (ex GST) be paid to SBC upon the provision of a correctly rendered tax invoice and satisfactory written report at the beginning of each financial year during the term.

BUSINESS DEVELOPMENT PROGRAM

That the amount of \$14,000 (ex GST) be paid to SBC upon the provision of a correctly rendered tax invoice and satisfactory written report at the beginning of each financial year during the term.

The monies should be separately accounted for within the SBC accounts so that it can be extracted and reported to Council as a separate itemised statement

6. REVIEW OF MOU

This MoU will be reviewed annually and within 2 weeks of receipt of the Business Development Events written report.

7. TERMINATION

The General Manager of Council can terminate this MoU at any time or for any reason.

The SBC, via committee minute, is able to terminate this MoU at any time or for any reason.

All unspent monies at time of the termination of contract must be returned to Council.

8. EXECUTED AS AN AGREEMENT BY THE PARTIES ON THE DATES BELOW:

Signed on behalf of Shoalhaven City Council by:	Signed on behalf of the Shoalhaven Business Chamber by:
Name: Mr Greg Pullen	Name: <i>Deborah Ann Langton</i>
Signature: <i>[Signature]</i>	Signature: <i>[Signature]</i>
Position: Economic Development Manager	Position: <i>President</i> Chair
Date: <i>27th August 2018</i>	Date: <i>22 August 2018</i>



19/7/21

Re MOU between Shoalhaven Business Chamber and Shoalhaven City Council

Dear Mr Pullen;

The Shoalhaven Business Chamber represents around 250 local businesses, we are grateful for Council's support in delivering:

- *Free 'lunch n learn' workshops
- *Women in Business networking events (including the popular annual Women's Conference for any local woman running or working in a business)
- *And the annual Shoalhaven Business Awards.

All of which clearly recognise the sponsorship and input Council has with the chamber.

With the current MOU expiring, we are writing to seek another 3-year extension of the MOU with an increase in funding to reflect the increase in costs. Currently Council's contribution to the awards is \$26K we ask that it increase to \$30K and the lunch n learn/Women in Business funding increase from \$14k to \$20K.

As you are aware, SBC took over the running of the Business Awards from Council due to the significant workload involved. That has certainly increased over the years and the event now costs in excess of \$150K to run. In 2019 we shared the event budget with the Mayor and CEO revealing that SBC had incurred a small loss. This is in part due to the fees/charges of the SEC – the venue we are required to use under the MOU agreement.

SBC has been supporting members as best we can during an incredibly difficult 2 years. We have run extensive business support information sessions both online and in person, waived membership fees for businesses doing it tough and even accommodated businesses in our offices who are struggling. All of this on top of our regular calendar of events; Business After Hours, Super Dinner and more.

We have been an important advocacy platform for our 8000 local businesses and are a clear conduit for Council to the business community, with many members sitting on numerous council committees - representing the wider business community. We would like to continue this important work despite the challenging conditions we face.

We are grateful for the positive relationship we have with Council. We recognise your partnership at events and in local media, attend committee meetings, provide regular reports and have offered around half a dozen letters of support for local projects this financial year alone.

It is important to note that since the business awards could not go ahead last year due to COVID, we did not receive the \$26K normally provided so we would be grateful if that could be set aside to fund the increase in MOU funding we are seeking over the next 3 years.

Thank you for your consideration of these matters.

If you require any further information, please don't hesitate to contact me on 0413 050 992.

Kind Regards,



Jemma Tribe

President

Shoalhaven Business Chamber

SA21.146 Proposed Road Closure & Sale - Unnamed Road Off Woodburn Road Morton

HPERM Ref: D21/156342

Department: Technical Services

Approver: Paul Keech, Director - City Services

Attachments:

1. Area of proposed road Closure - Off Woodburn Rd Morton [↓](#)
2. Public Notice [↓](#)
3. Signed Letter of Acceptance - Road Closure - Council Sale to adjoining owner [↓](#)

Reason for Report

This item was deferred from the Strategy and Assets Committee 20 July 2021.

This report provides Council with an opportunity to consider approving the closure and sale of the unnamed road having access off Woodburn Road, Morton adjoining Lot 5 DP 705574, Lots 1 & 2 DP 791631 as shown in Attachment 1 (D20/422440).

Recommendation

That Council:

1. Close the unnamed road off Woodburn Road Morton, being approximately 7,500m² as shown in attachment 1 (D20/422440), by a notice published in the Government Gazette;
2. Authorise the sale of the closed road to the adjoining property owner for \$9,000 excluding GST (if applicable) with the proceeds from the sale to be allocated to the Property Reserve;
3. Require all costs associated with the road closure and sale to be borne by the adjoining property owner.
4. Authorises the Chief Executive Officer to sign any 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.

Options

1. Resolve as recommended

Implications: Council will receive the nominated financial compensation and the closed road reserve would be sold to the adjoining landowner. While public vehicular access would be able to be prevented by the owner in the form of a gate, the right of footway cannot be obstructed by a locked gate or any other structure restricting pedestrian access.

2. Not resolve to close the road

Implications: The responsibilities for maintenance of the surplus road reserve will remain in Council ownership and financial responsibility.

Background

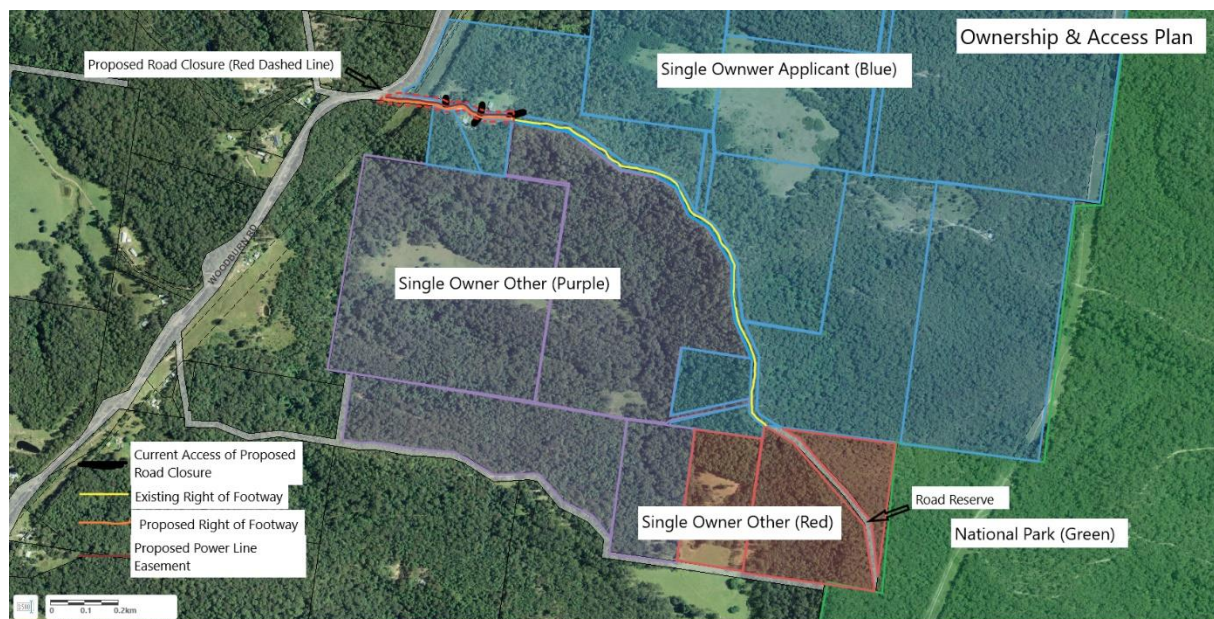
In March 2020, Council received a request to close and purchase part of a surplus road reserve by the owners of 141C Woodburn Rd Morton.

A road status search revealed the road reserve is a Public Council Road under the Police Offences Act 1901 and will vest in Council upon closure.

The road reserve commences at the western end, off Woodburn Road, traversing the land to a closed Crown Road Reserve that is now in the ownership of the applicant. The properties on either side of the proposed road closure are owned by the applicant.

Figure 1 shows the ownership and property access relevant to the proposed road closure.

Figure 1



The portion of road reserve is not used by the general public for vehicular access although it does currently adjoin the Right of Footway to the National Park and contains Endeavour Energy overhead powerlines. The Right of Footway is currently not marked or cleared of vegetation. A condition of a Right of Footway easement is that the landowner must not restrict access by pedestrians (i.e. can not have a locked gate or any other structure restricting pedestrian access).

Lot 3 DP 791631 (blue hatch in Figure 2 below, purple hatch in Figure 1) shares a point of intersection on the south-eastern corner of the road reserve; however it does not currently have a shared boundary to enable access from the road reserve in question. Access to Lot 3 DP 791631 is currently via adjoining lots to the west and south owned by the same landowner. Therefore, closure of the road reserve will not impact the current owner's access to Lot 3 DP 791631.

SA21.146

Figure 2



SA21.146

Objections to the road closure and proposed conditions that would be required for the objection to be withdrawn are shown below.

- SCC – Land Management Unit – Requires a right of footway to access Morton National Park
- SCC – Strategic Planning Department – Requires a right of footway to access Morton National Park
- Endeavor Energy requires an easement 9m wide centred on the existing overhead powerlines
- Endeavor Energy requires an easement for overhead powerlines of variable width

The applicant has agreed to the above conditions and as part of the closure a Right of Footway and an Easement for powerlines will be created. The abovementioned proposed easements are indicated in Figure 1.

Upon closure, the road reserve will be sold to the adjoining property owners for a sum of \$9,000 excluding GST (if applicable) as recommended in the valuation report by Walsh and Monaghan Valuers dated 30 November 2020. Those owners have agreed via email dated 19 May 2021 (D21/224031) to pay the compensation amount and all associated costs with the road closure and sale.

Community Engagement

In accordance with The Roads Act 1993, Council notified all adjoining landowners and Notifiable Authorities. An advertisement was placed in the Milton Ulladulla Times on 14 October 2020 allowing 28 days for submissions.

An objection was received from Endeavour Energy with a requirement to create easements over Endeavour Energy infrastructure.

The owner of Lot 3 DP791631 was notified of the proposed road closure via letter on 1 October 2020 in addition to advertising in the Milton Ulladulla Times on 14 October 2020. No responses were received.

Financial Implications

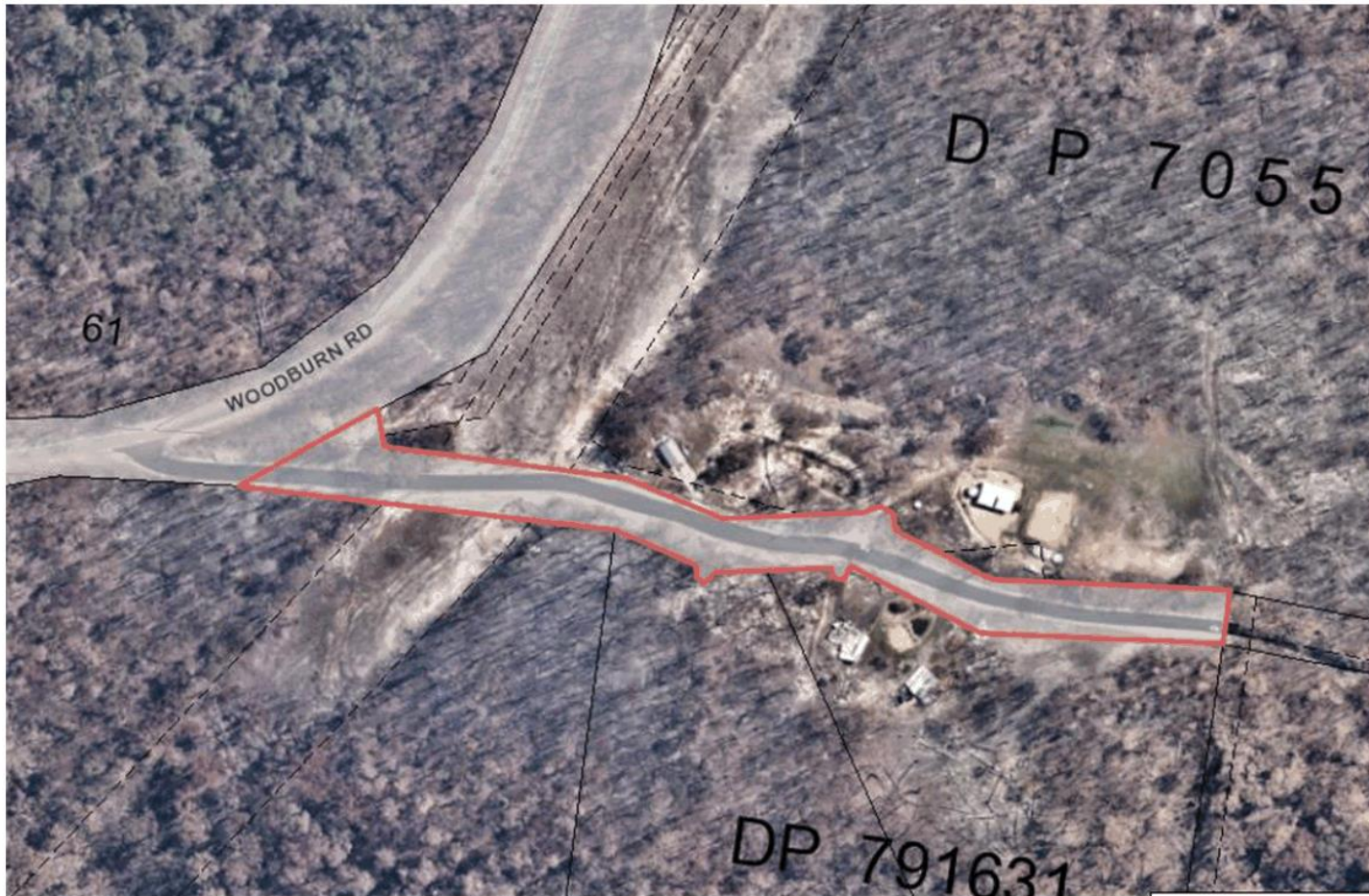
Council will receive compensation in the amount of \$9,000 excluding GST (if applicable) as determined by the Valuation prepared by Walsh and Monaghan Valuer dated 30 November 2020. Council will no longer be financially and operationally responsible for the maintenance and upkeep of the road reserve.

All costs associated with the Road Closure process and sale are payable by the applicant at no cost to Council.

Risk Implications

Nil.


Area of proposed road closure



Leonards		p 02 9698 5266 f 02 9699 2433		CLIENT PROOF	
Leonards Key No: 98580	Section/Sort: Public Notices	Account Exec: Tracy	Client Rev. No: 1		
Publication: Milton Ulladulla Times	Ad Size (HxW): 35cm x 6 columns	Operator Name: _____			
Insertion Date: Wed 14/10/20	Size (HxW): 35 x 19.8cm	Proofreader Name: _____			

Please proof your advertisement thoroughly and advise us of your approval as soon as possible via email or fax.
The final responsibility for the accuracy of your advertisement content and placement details rests with you, our valued client.
Leonards will not be held responsible for any errors or for liability under the Trade Practices Act.

Client Signature: _____
Date/Time: _____



Notices

shoalhaven.nsw.gov.au

shoalhaven.nsw.gov.au

Facebook Twitter Instagram

Public Notices

Proposed Road Closing Under Section 38B Roads Act 1993

In pursuance of the provisions of the Roads Act 1993, notice is hereby given that Shoalhaven City Council proposes to close the council public road listed in Schedule 1.

Schedule 1:

- Unnamed Road heading in an easterly direction off Woodburn Road, Morton.



Upon closure of the road, council intends to sell the land to an adjoining landowner.

All interested persons are hereby invited to make submissions concerning the proposal to the Chief Executive Officer, Shoalhaven City Council, PO Box 42, Nowra NSW 2541 or email council@shoalhaven.nsw.gov.au, within twenty eight days of the date of this advertisement. Please note that under the provisions of the *Government Information (Public Access) Act 2009*, such submissions may be referred to third parties for consideration.

Once the submission period is completed, Shoalhaven City Council will consider all duly made submissions before deciding whether to continue with the road closure proposal.

Council Ref: 55814e
Enquiries: Melissa Boundy on 02 4429 3626.
For the Chief Executive Officer, Stephen Dunsha.

Development Consents

This Notice is published in accordance with the *Environmental Planning & Assessment Act 1979* (Act), Section 4.59 and Schedule 1, Clause 20.

Details of the Development Applications can be accessed via DA Tracking on Council's website at www.shoalhaven.nsw.gov.au

The following determinations and modifications are now available for public inspection, without charge, at the Council Offices (Northern Area – Nowra Office and Southern Area – Ulladulla Office) during normal office hours.

The applications were assessed as required by Section 4.15 of the Act. Where an approval has been granted, the assessment has determined that the Application it is permitted by and consistent with the relevant environmental planning instruments and Shoalhaven DCP 2014.

As a result of the assessment undertaken as prescribed under the Act, conditions have been imposed to address identified impacts. The assessment has determined that the development:

- Will not have unacceptable adverse impacts; and
- Will not be contrary to the public interest.

Having regard to Council's Community Consultation Policy, the views of the community have been considered in the assessment of the applications. Submissions have been considered as prescribed by Section 4.15 of the Act and particularly in relation to the provisions of Shoalhaven Local Environmental Plan and Development Control Plan.

JULY – Southern Area

CD20/1332 21 Voyager Cr, BAWLEY POINT
Residential. Alterations and additions.

DA20/1459 12 Oriole St, BAWLEY POINT
Residential. Alterations and additions.

DA20/1500 135 Malibu Dr, BAWLEY POINT
Residential. Alterations and additions.

DA20/1493 23 Como Ave, BURRILL LAKE
Residential. Single new dwelling.

DA20/1074 19 Thistleton Dr, BURRILL LAKE
Residential. Alterations and additions.

CD20/1257 26 Como Ave, BURRILL LAKE
Residential. Alterations and additions.

DA20/1591 91 Myrtle Gully Rd, CONJOLA
Residential. Alterations and additions.

DA20/1315 8 Sandra St, CONJOLA PARK
Residential. Alterations and additions.

CD20/1334 86 Lake Conjola Entrance Rd, CONJOLA PARK
Residential. Alterations and additions.

DA20/1512 15 Bowness Ct, CONJOLA PARK
Residential. Single new dwelling.

DA20/1487 6 Huddle Ct, CONJOLA PARK
Residential. Single new dwelling.

DA20/1536 3 Stewart St, CONJOLA PARK
Residential. Single new dwelling.

CD20/1314 9 Kurrajong Cr, CONJOLA PARK
Residential. Single new dwelling.

DA20/1321 12 Kurrajong Cr, CONJOLA PARK
Residential. Single new dwelling.

DA20/1570 6 The Quarterdeck, CONJOLA PARK
Residential. Single new dwelling.

DA20/1549 63 Lake Conjola Entrance Rd, CONJOLA PARK
Residential. Single new dwelling.

DA20/1574 8 Windemere Dr, CONJOLA PARK
Residential. Single new dwelling.

DA20/1572 8 Wheatley Pl, CONJOLA PARK
Residential. Single new dwelling.

DA20/1328 46 Durras Rd, DURRAS NORTH
Residential. Single new dwelling.

DA20/1419 52 Anglers Pde, FISHERMANS PARADISE
Residential. Single new dwelling.

DA20/1012 140D Narrawallee Creek Rd, LAKE CONJOLA
Residential. Single new dwelling.

DA20/1423 140C Narrawallee Creek Rd, LAKE CONJOLA
Residential. Alterations and additions.

DA20/1447 35 Spinks Ave, LAKE CONJOLA
Residential. Single new dwelling.

DA20/1461 12 Venus Ave, LAKE TABOURIE
Residential. Alterations and additions.

DA20/1516 77 Little Forest Rd, LITTLE FOREST
Residential. Alterations and additions.

DA20/1232 45 Little Forest Rd, LITTLE FOREST
Residential. Alterations and additions.

CD20/1373 Lot 2 Church St, MILTON
Commercial/retail/office.

CD20/1348 101 Croobyar Rd, MILTON
Residential. Alterations and additions.

DA20/1341 9 Whatman Pl, MILTON
Residential. Single new dwelling.

DA19/2167 71 Croobyar Rd, MILTON
Commercial/retail/office.

DA20/1358 Lot 1 Wilfords Lane, MILTON
Industrial.

CD20/1387 Lot 413 Porter Ct, MILTON
Residential. Single new dwelling.

DA20/1561 19 Bendoura St, MOLLYMOOK
Residential. Single new dwelling.

DA20/1022 15 The Meadows, MOLLYMOOK
Residential. New second occupancy.

DA20/1575 19 The Meadows, MOLLYMOOK
Residential. Single new dwelling.

DA20/1501 32 Bannister Head Rd, MOLLYMOOK BEACH
Residential. Alterations and additions.

DA18/1709 5 Valley Dr, MOLLYMOOK BEACH
Residential. Alterations and additions.

CD20/1379 13 Carroll Ave, MOLLYMOOK BEACH
Residential. Alterations and additions.

DA20/1538 30 Bannister Head Rd, MOLLYMOOK BEACH
Residential. Alterations and additions.

CD20/1354 498 Woodburn Rd, MORTON
Residential. Alterations and additions.

DA20/1422 1 Macleay St, NARRAWALLEE
Residential. New second occupancy.

DA20/1540 75 Leo Dr, NARRAWALLEE
Residential. Single new dwelling.

DA20/1546 22 Amaroo Dr, NARRAWALLEE
Residential. Single new dwelling.

CD20/1378 4 Iluka Cr, NARRAWALLEE
Residential. Alterations and additions.

CD20/1395 47 Iluka Cr, NARRAWALLEE
Residential. Single new dwelling.

CD20/1333 22 Bexhill Ave, SUSSEX INLET
Residential. Single new dwelling.

DA20/1009 Lot 101 Jacobs Dr, SUSSEX INLET
Residential. Alterations and additions.

DA18/1214 Lot 2 Sussex Inlet Rd, SUSSEX INLET
Residential. Single new dwelling.

DA18/1216 Lot 52 Sussex Inlet Rd, SUSSEX INLET
Residential. Single new dwelling.

CD20/1353 11 Lancing Ave, SUSSEX INLET
Residential. Single new dwelling.

DA20/1188 110 Jacobs Dr, SUSSEX INLET
Residential. Alterations and additions.

DA20/1444 131 River Rd, SUSSEX INLET
Residential. Alterations and additions.

DA20/1458 Lot 174 Wason St, ULLADULLA
Commercial/retail/office.

DA18/2029 33 Timbs St, ULLADULLA
Residential. Alterations and additions.

CD20/1358 23 Booyong Ave, ULLADULLA
Residential. Alterations and additions.

CD20/1331 16 Wattlevale Pl, ULLADULLA
Residential. Alterations and additions.

DA20/1566 5 Pitman Ave, ULLADULLA
Residential. Alterations and additions.

DA20/1620 120 South St, ULLADULLA
Residential. Alterations and additions.

CD20/1389 64 Porters Creek Rd, YATTE YATTAH
Residential. Alterations and additions.

DA20/1530 186 Egans Farm Lane, YATTE YATTAH
Residential. Single new dwelling.

SF10796 1 Valley View Ct, MILTON
Subdivision only.

SF10792 19 Wolseley St, MILTON
Subdivision only.

Section 4.55 Modifications

D520/1303 12 Michigan Way, BURRILL LAKE
Allow interim occupation certificate.

D520/1346 10 Esme St, CONJOLA PARK
Replace shed destroyed by fire.

D520/1297 88 Collier Dr, CUDMIRRAH
Modify staircase.

D520/1309 44 Wattle St, FISHERMANS PARADISE
Modify floor plan.

D520/1186 9 Sunset Strip, MANYANA
Modify balcony and construction material.

D520/1138 12 Slaughterhouse Rd, MILTON
Modify civil conditions.

D520/1180 Princes Hwy, MILTON
Modify driveway/drainage

D520/1232 52 Buckland St, MOLLYMOOK
Modify window position.

D520/1265 23 Jones Ave, MOLLYMOOK BEACH
Modify entry door and louvre windows.

D520/1269 65 Lockhart Ave, MOLLYMOOK BEACH
Modify shed dimensions.

D520/1279 45 Lockhart Ave, MOLLYMOOK BEACH
Minor changes to design.

D519/1355 Matron Porter Dr, MOLLYMOOK BEACH
Modify consent.

D520/1272 28 Cormorant Ave, SUSSEX INLET
Modify design.

D520/1281 5 Wunda Ave, SUSSEX INLET
Modify windows.

D520/1330 7 Golfcourse Way, SUSSEX INLET
Modify description and condition.

D520/1282 168 Slaughterhouse Rd, ULLADULLA
Add awning/modify window glass.

D520/1294 27 Tulip Oak Dr, ULLADULLA
Modify shed.

D518/1238 154 Princes Hwy, ULLADULLA
Modify design and finishes.

Note: DA – Development Application CD – Complying Development SF – Subdivision Application



Bridge Rd, Nowra NSW 2541 | 02 4429 3111
Deering St, Ulladulla NSW 2539 | 02 4429 8999

Address all correspondence to

The Chief Executive Officer, PO Box 42, Nowra NSW 2541 Australia
council@shoalhaven.nsw.gov.au | DX5323 Nowra | Fax 02 4422 1816

shoalhaven.nsw.gov.au     

Council Reference: 55814E (D21/155713)
11/05/2021

Dear David & Renee,

Proposed Road Closure and Sale

Council investigations have concluded that the Road Closure of the unnamed Road off Woodburn Road Morton may proceed to a Council meeting for its consideration to Close the Road for the purpose of selling the road reserve to yourselves.

The area of the road has been calculated at 7,500 sqm which is based on the valuation report by Walsh & Monaghan. On recommendation, Council expects to be compensated for the area in the amount of \$9,000 (excluding GST), calculated as follows:

.75Ha @ \$12,500/ha = \$9,375 and Rounded to \$9,000

Please note the area is subject to final survey and compensation will be adjusted accordingly at time of transfer. Easement terms are also included in this offer.

Because a full meeting of Council must approve the closure of the road and sale of this land, this offer to purchase is conditional upon a resolution being passed by Council.

Should you accept Council's above offer, please sign and return a copy of this letter, to be received no later than 5pm Monday 25th May 2021.

If you need further information about this matter, please contact Anthony Nee, on (02) 4429 3370. Please quote Council's reference 55814E (D21/155713).

Yours faithfully

Anthony Nee
AAPI CPV
Property Officer

Shoalhaven City Council
02 4429 3370
Bridge Rd (PO Box 42) Nowra NSW 2541
Anthony.Nee@shoalhaven.nsw.gov.au

Confirming we accept the offer
and would like to proceed...

David Greiner

Renee Greiner

SA21.146 - Attachment 3

CL21.156 Variations to Development Standards - June Quarter 2021

HPERM Ref: D21/272578

Department: Development Services

Approver: Phil Costello, Director - City Development

Reason for Report

This report is being submitted directly to the Ordinary Meeting due to requirement that the information contained in the report is to be reported to the full elected Council and to the Department of Planning, Industry and Environment.

Council is required to consider variations to development standards (contained in an environmental planning instrument such as the Shoalhaven Local Environmental Plan) which exceed 10%, with lesser variations able to be dealt with by staff, under delegation.

Council is also required to publish the variations in addition to reporting the variations to the full Council and the Department of Planning, Industry and Environment.

Recommendation

That Council receive the Variations to Development Standards – June Quarter Report 2021 for information.

Options

1. Receive the report for information.

Implications: Council will be complying with the reporting provisions as detailed in *Circular PS20-002 Variations to development standards*.

2. Resolve an alternative and provide details to staff.

Implications: Depending on what is resolved, the Council would need to ensure compliance observing that the Department undertakes periodic audits.

Background

SEPP 1 and clause 4.6 have allowed flexibility in the application of development standards by allowing the consideration of development proposals that meet the objective of a development standard but not its stated value.

On 5 May 2020, the Department of Planning, Industry and Environment issued a new circular (PS20-002) which replaced PS18-003 and issued assumed concurrence, governance, and reporting requirements for consent authorities. It also advised that Council reports are to come through the Planning Portal and the repeal of SEPP 1. The concurrence is conditional containing limitations on lot sizes for dwellings in rural areas and for contraventions over 10% (which must be reported to Council).

A link to the circular can be found [here](#).

Procedural and reporting requirements

To ensure transparency and integrity in the planning framework, the Department requires monitoring and reporting measures.

CL21.156

- A written application must be made to support a variation.
- An online register of all variations to be maintained.
- A report must be submitted through the Portal.
- A report of all variations from a Council must be provided to a meeting of the Council at least once a quarter.

Audit

The Department will continue to carry out random audits to ensure the above monitoring and reporting measures are complied with. The Department and the NSW Independent Commission Against Corruption will continue to review and refine the audit strategy.

It is noted that the application has been the subject of ICAC investigations (amongst other things) referred to as Operation Dasha. More information is available [here](#). The Department is currently reviewing the application of clause 4.6.

Should ongoing non-compliance be identified with one or more consent authorities, the Secretary is able to consider revoking the notice allowing concurrence to be assumed, either generally for a consent authority or for a specific type of development.

Conclusion

The repeal of SEPP 1 came into effect from 1 February 2020 as part of the SEPP Review Program to update and simplify the NSW Planning system.

The variations are provided to the Department in the form of a spreadsheet and are published as soon as possible after the quarter has ended.

The table below is based on the spreadsheet but is simplified for easier reading. The spreadsheets are viewable on Council's webpage and are published quarterly as soon as possible after the last day of the month.

1. Table – Variations March Quarter 2021

DA	Lot	DP	Street #	Street Name	Suburb	Post Code	Description	Standard Varied	Extent of Variation	Decision	Date
DA20/1970	2	1077521	1178	Comerong Island Rd	Numbaa	2540	Industrial	Height	36.35%%	Conditional Approval	11/05/21

CL21.156

CL21.157 Progress / Status Update - Access Areas for Dogs Policy Review

HPERM Ref: D21/179931

Department: Community Planning & Projects
Approver: Jane Lewis, Director - City Lifestyles

Reason for Report

This report is being submitted directly to the Ordinary Meeting as per the resolution from Council's Ordinary meeting on 23 February 2021 (MIN21.92). This report is to provide Council with a status update on the progress of the Access Areas for Dogs Policy review.

Recommendation

That Council:

1. Receive this report as a status update on the progress of the Access Areas for Dogs Policy review for information.
2. Receive a future report on the revised Access Areas for Dogs Policy, which will seek a Council resolution to place a revised draft Access Areas for Dogs Policy document on public exhibition.

Options

1. Adopt the recommendation.

Implications: This is in accordance with Council's resolution (MIN.21.92) as it provides a status report to Council on the Access Areas for Dogs Policy Review. A detailed report will be provided back to Council at such a time the revised Policy and Guide have been drafted, which will seek Council's endorsement to proceed to public exhibition and undertake further community engagement and consultation.

2. Adopt an alternate recommendation.

Implications: This will not be in accordance with past Council resolutions and the community's expectations. Council will need to provide direction on further actions and responsibilities in relation to the Policy Review.

Background

Shoalhaven City Council's Access Areas for Dogs Policy and Dog Off-Leash Guide provides dog owners who utilise the public domain in the Shoalhaven Local Government Area (LGA) with conduct guidelines set out by Council in line with the Companion Animals Act 1998.

The identified purpose of Council's Access Areas for Dogs Policy [POL16/173] is:

"to provide dog owners with public domain conduct guidelines as well as to define off-leash, on-leash and prohibited dogs areas for land and assets within the ownership, management, care and control of Council."

CL21.157

Council's policies are subject to review every four years in line with the Local Government election cycle. With the postponement of the Local Government elections in 2020 due to COVID-19, the comprehensive review of the Access Areas for Dogs Policy is now being undertaken.

At Council's Ordinary Meeting in February 2021 Min21.92 it was adopted:

"That a Preliminary report on the progress of the Access Areas for Dogs Policy review and a status update on progress to be provided to the July Ordinary Meeting of Council".

On 20 May 2021, a Councillor briefing was held in relation to the review of the Access Areas for Dogs Policy. The proposed methodology of the review was presented to the Councillors attending the briefing who provided their support towards the review and the proposed methodology.

The outcome of the revised Policy will aim to improve the overall Policy operation with regard to the approach to dogs in the public domain and encourage greater awareness for our community and visitors of the relevant requirements for dogs that apply to the area which they are using.

Project Team

The Project Team is comprised of staff from Council's Community Planning and Projects Social Infrastructure Planning Team and Ranger Services, as both have responsibilities in the implementation and enforcement of the Policy.

As such, a coordinated approach through a Project Control Group (PCG) has been taken with Social Infrastructure Planners and Rangers collaborating and working in partnership on the Access Areas for Dogs Policy Review.

Preliminary Tasks

The PCG identified preliminary tasks required to be undertaken as part of the Policy Review. To date, the following have been completed:

- Determine a Project Methodology;
- Identification of key objectives, opportunities and considerations;
- Desktop review of current Policy and Guide to identify key issues and inconsistencies;
- Audit of all existing dog signage within Shoalhaven LGA that shows a photograph of the sign along with its location on a map; and
- Engagement of independent consultant to provide professional facilitation and support throughout the initial Community Consultation process for the Access Areas for Dogs Policy Review.

Engagement of Consultant

Due to the high levels of interest and diversity of community views an external independent professional specialising in facilitation was engaged to undertake the community consultation with the focus groups and key stakeholders. This approach was adopted to provide rigour and assurance to the community that an objective and transparent process is being undertaken.

Council's Social Infrastructure Planning Team prepared a Targeted Quotation in accordance with Council's procurement procedures, to engage an experienced and independent professional to undertake the Community Consultation phase of the Policy Review.

It was outlined in the scope of works that the Consultant would provide professional facilitation and support services throughout the Community Consultation phase to ensure

stakeholder concerns are able to be raised and considered and that the engagement sessions are conducted in a respectful and a constructive manner.

Council staff undertook independent research to identify potential candidates that would be well placed and appropriately skilled and experienced to undertake the scope of works as outlined in the brief.

The shortlist of candidates were identified through an assessment on skills, location, and previous experience. At the completion of the process, Council staff reviewed the quotations received with an evaluation considering the following factors:

- Price Score;
- Relevant Experience;
- Understanding the Brief;
- Suitability of Personnel;
- Team Structure and Capacity;
- Proposed Methodology
- Timeframe; and
- Quality Control.

Based on the evaluation undertaken, Gauge Consulting was identified as the preferred consultant. The Project Control Group (PCG) for Council's Access Areas for Dogs Policy Review conducted further reference checks on the preferred consultant, and as a result, Gauge Consulting was engaged to provide professional facilitation and support services throughout the Community Consultation phase of the Policy Review.

Community Engagement

The Policy review involves extensive community engagement which will inform Council's approach to the revised Access Areas for Dogs Policy and Guide. The Policy review process has been designed to offer multiple opportunities for the community to provide feedback.

Varying forms of engagement are being utilised (listed below), with experiences, views and feedback being sought from all who use public space within the City of Shoalhaven.

- Internal Stakeholder Workshop with relevant Council Departments / teams;
- External Stakeholder Workshops with representatives from key government bodies and relevant external agencies;
- Community Working Group Focus Group Workshops;
- Community Survey;
- Public Drop-In Sessions;
- Written Submissions.

Community Engagement Methodology

Council staff and Gauge Consulting worked together to finalise the Community Engagement Methodology for the initial Community Consultation phase. The methodology was designed to provide opportunities for those with diverse views to build empathy and common ground for each other's concerns and constructively discuss possible shared ways forward.

As part of the methodology, all Shoalhaven City Councillors were invited to participate in a one-on-one discussion with the Consultant to share their thoughts and aspirations of the Policy Review. Four (4) Councillors participated in these discussions with the Consultant.

An overview of the Community Consultation phase has been provided below in **Figure 1**.

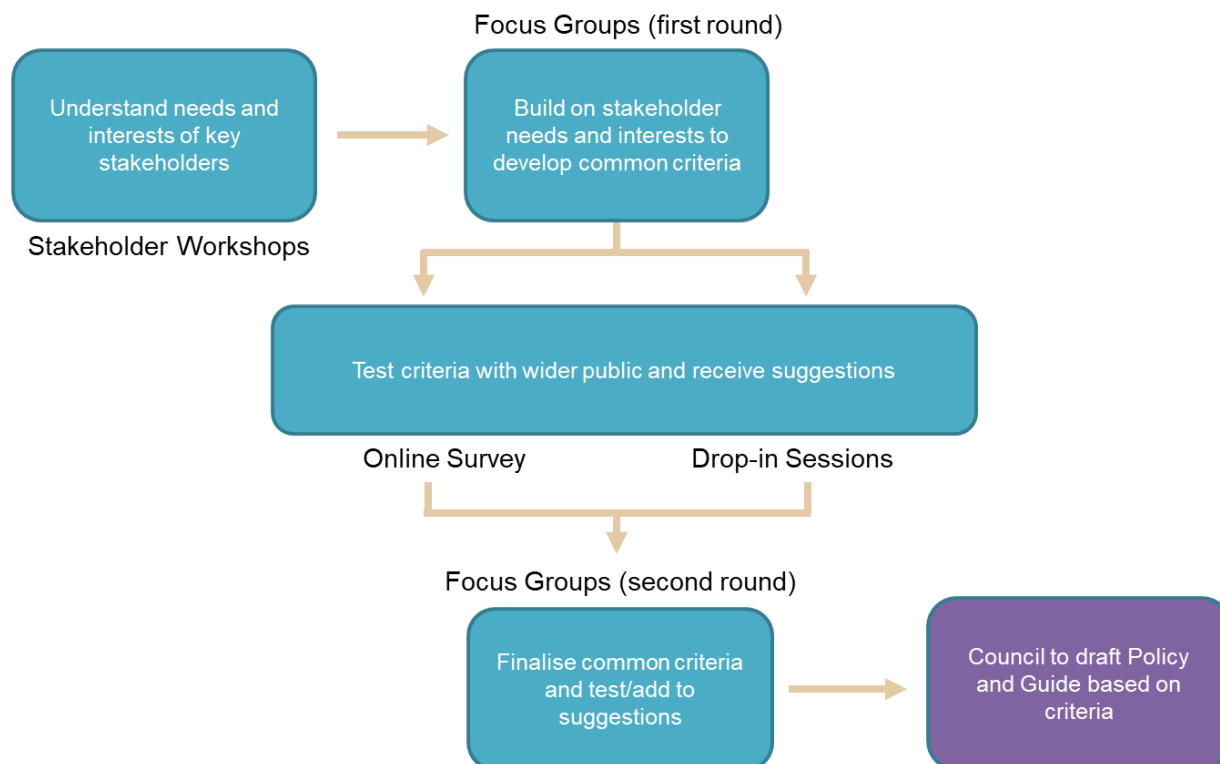


Figure 1 - Initial Community Engagement Overview

The outcomes and feedback received as part of the Community Consultation phase will be analysed by Gauge Consulting and provided to Council in a Community Engagement Summary Report.

The Community Engagement Summary Report will document the various consultation methods, how many people participated, along with a summary of key themes / issues raised throughout the Community Engagement process.

Council's staff will utilise the Community Engagement Summary Report as a key resource to guide reviewing the Policy and Guide.

An overview of the progress of the community engagement is provided in Table 1 below:

Table 1 - Community Engagement Progress Overview

Session	Timeframe
Internal Stakeholder Workshop	Completed 09/06/2021
External Stakeholder Workshop	Completed 09/06/2021
One on one Councillor discussions	Completed in June 2021
Community Working Group Focus Group round 1	Completed throughout June 2021
Community Survey	Currently underway
Public Drop-In Sessions	Currently underway
Community Working Group Focus Group round 2	To be completed in September 2021
Written submissions	Ongoing

CL21.157

Stakeholder Workshops

Two (2) stakeholder workshops of two (2) hours each were conducted on Wednesday 9 June 2021. The stakeholders invited to participate in the workshops were identified to have key interests in dog access areas and its future planning. The workshop format provided opportunity for the stakeholders to discuss their needs and interests and provide direct suggestions regarding responsible dog ownership, signage, access area locations, classifications, infrastructure, and other issues presented.

Table 2 outlines the key internal Council Departments / teams represented at the internal Stakeholder workshop.

Table 2 - Departments represented at Internal Stakeholder Workshop

Ranger Services	Environmental Health
Shoalhaven Animal Shelter	Environmental Services
Tourism	Natural Areas
Engagement	Precincts
Property	Strategic Planning

Table 3 outlines the key external agencies represented at the external Stakeholder workshop.

Table 3 - Agencies represented at External Stakeholder Workshop

NSW Department of Planning, Industry & Environment	Destination Sydney Surrounds South
NSW Department of Primary Industry – Jervis Bay Marine Park	Shoalhaven Tourism Advisory Group
NSW National Parks & Wildlife Service	

The following agencies sent apologies to participating in the workshop, however, will submit input and feedback via other channels:

- Crown Land
- Destination NSW
- NSW Environment Protection Authority

All internal and external stakeholders, whether represented or provided an apology to the workshops will continue to be updated via email at key milestones throughout the Policy Review unless otherwise advised.

Community Working Group

A Community Working Group (CWG) was identified to be established, which would consist of members of the community who represent the diversity of the Shoalhaven community in opinions, experience, and locality.

An Expressions of Interest (EOI) process was established to seek community members who were interested in providing in-depth input into the review of the Policy and Guide. The EOI period was open from 9 December 2020 to Sunday 17 January 2021 inclusive.

Initially, the intent of the CWG was to comprise of seven (7) participants from each of Shoalhaven's three (3) wards, totalling twenty-one (21) participants. However, upon

CL21.157

reviewing the EOIs, it was decided that all those who submitted an EOI would form part of the CWG, through allocation into one of five (5) smaller focus groups with a diverse mix of perspectives with a workable number of participants to allow for productive discussion.

A total of 132 EOIs were received from community members, representative of 40 towns and villages within the Shoalhaven. One (1) expression was received from a resident outside the City of Shoalhaven, who has since withdrawn their submission once aware the Policy Review was Shoalhaven specific.

The following strategy was adopted to allocate the CWG into Focus Groups to provide an even distribution of participants and diversity of opinions:

1. Determining how many participants would result in equal numbers per focus group (approximately 26);
2. Identifying a variety of groups represented by the CWG and experiences provided;
3. Identifying the geographical locations of the CWG by Shoalhaven Council Wards;
4. Note: Due to the size of Ward 3 – Ward 3 was divided into North (Tomerong and surrounds), Central (Milton/Ulladulla and surrounds) and South (Termeil / Bawley Point and surrounds);
5. Allocation of EOIs to one (1) of five (5) focus groups by:
 - a. Groups represented in order of randomised list layout;
 - b. Relevant experiences with access areas for dogs;
 - c. Geographic locations of members.

Table 4 provides an overview of CWG participants and localities represented.

Table 4 - Localities and wards of Community Working Group Participants

Ward	Town/Village	EOIs Received
Ward 1	Berry, Bomaderry, Cambewarra, Kangaroo Valley, Meroo Meadow, Nowra, North Nowra, Shoalhaven Heads, West Nowra.	17
Ward 2	Callala Bay, Callala Beach, Culburra Beach, Currarong, Falls Creek, Huskisson, Hyams Beach, Old Erowal Bay, Orient Point, Sanctuary Point, Vincentia, Woollamia, Worrigee.	68
Ward 3	Basin View, Bawley Point, Bendalong, Burrill Lake, Cunjurong Point, Cudmirrah, Dolphin Point, Lake Conjola, Lake Tabourie, Milton, Mollymook Beach, Mollymook, Narrawallee, St Georges Basin, Sussex Inlet, Termeil, Tomerong, Ulladulla.	47

The Community Consultation process identifies the two rounds of CWG Focus Groups as key to developing and testing the criteria, to produce outputs for consideration. Council will utilise the outputs of the Focus Groups to guide the revision of the new draft Access Areas for Dogs Policy and associated Dog Off-leash Guide.

The first round of Focus Group Workshops have been held, where participants were provided the key outputs of the Stakeholder Workshops to guide discussion and development of criteria and suggestions for consideration for the revised draft Policy and Guide.

Emails were sent to the CWG advising of their Focus Group allocation, along with the date, time, and location of their Workshop. Of the 132 invitations sent a total of 94 responses were received with 76 confirmed attendees, 18 apologies and no responses received from 38 who provided EOIs.

Those who provided apologies were advised of other opportunities to provide feedback through the Community Survey and public drop-in sessions. They were also advised that their inability to attend the first round of Focus Group Workshops would not negate their invitation and participation in the second round of Focus Group Workshops.

Table 5 details the first round of CWG Focus Groups which were held over two (2) hours each.

Table 5 - Details of first round of Focus Group Workshops

Focus Group	Date	Time	Venue	Participants
1	Wednesday 16 June 2021	9am-11am	Nowra Showground Committee Room	12
2	Wednesday 16 June 2021	5:30pm-7:30pm	Nowra Showground Committee Room	11
3	Friday 18 June 2021	5:30pm-7:30pm	Vincentia Public Hall	22*
4	Thursday 17 June 2021	9am-11am	Ulladulla Civic Centre	10
5	Thursday 17 June 2021	1pm-3pm	Ulladulla Civic Centre	14

*Note: 14 community members who did not provide an EOI during the submission period attended the workshop on Friday 18 June.

The CWG members were provided the option by Gauge Consulting that upon general agreement, the non-registered community members would be allowed to observe the Focus Group but not participate, and any suggestions made by those non-registered would be taken as submissions.

The outputs from the first round of Focus Group Workshops were analysed and formed the basis for design of the Community Survey. Upon closure of the Community Survey (26 July 2021), the feedback and outputs received will be analysed and provided to the second round of Focus Group Workshops for their considerations, review and to make additional suggestions prior to the drafting of the revised Policy documents.

The second round of Focus Group Workshops are anticipated to be held in September.

Community Survey

The Community Survey was designed to test the draft criteria obtained from the outputs of the Stakeholder Workshops and the first round of CWG Focus Group Workshops with the wider public.

The questions reflect opportunities and considerations suggested by the CWG and allows the opportunity for the respondents to identify and prioritise their needs and interests based on the criteria provided, while allowing for additional suggestions through open text boxes.

CL21.157

The Community Survey was made available on Friday, 25 June 2021 on Council's Get Involved page and will close at midnight on Monday, 26 July 2021. The current NSW Covid-19 restrictions have not impacted the survey timeframe. The Community Survey has been advertised through the following methods:

- Council's Get Involved Page for the Access Areas for Dogs Policy Review;
- Council's Get Involved Page for Dogs in the Public Domain - Investigations, Trials and Projects;
- Email to all Internal and External Stakeholder Workshop participants, inclusive of apologies;
- Email to all relevant Council Managers, Community Working Group Members, Community Consultative Bodies with links to the Get Involved webpage and Survey for completion, and distribution through their networks;
- Email to all community members who had provided a submission or any correspondence to Council in relation to dogs (over 500 email addresses);
- Social Media posts on Facebook linking to the Online Survey; and
- Media release.

Public Drop-in Sessions

The public drop-in sessions will provide additional opportunities for the wider public to speak with Council staff and Gauge Consulting about the Policy review, assist in providing instructions on how to complete the survey or provide a submission. Five (5) drop-in sessions were scheduled at various locations throughout the Shoalhaven from North to South in concurrence with the Community Survey period.

On 29 June 2021, an update was provided on Council's Get Involved page, and via email in response to the NSW Government restrictions relating to the rising number of COVID-19 cases.

The update advised the decision of Council staff to postpone the scheduled drop-in sessions at Berry and Nowra that were to be held on Sunday, 4 July 2021 (Berry Markets – which were cancelled) and Monday, 5 July 2021 (Nowra). These drop-in sessions have since been rescheduled, and the current details are provided in Table 6.

The drop-in session schedule is provided in Table 6.

Table 6 - Schedule of public drop-in sessions

Date	Time	Location
Friday 16 July 2021	7am-10am	Plantation Point Reserve (near toilet block)
Friday 16 July 2021	1:30pm-4:30pm	Mollymook Beach (intersection of Donlan Rd south with Mitchell Parade)
Saturday 17 July 2021	9am – 12pm	Broughton Court - Berry
Monday 19 July 2021	10:30am–1:30pm	Nowra – Jellybean Park (Egans Lane)
Saturday 24 July 2021	10am-1pm	Ulladulla Civic Centre (grassed area outside Centre)

CL21.157

General Submissions

Since the announcement of the Community Working Group for the current Policy Review on 8 December 2020, Council's Social Infrastructure Planning Team have received and reviewed 95 submissions from the community in relation to dogs in the public domain at time of preparing this report.

The submissions received to date have been in written form, being either emails or provided to Council in person at the Focus Group Workshop on 18 June 2021. The submissions received have been reviewed and responded to where appropriate. A copy of each submission will be included as an attachment as part of the final report to Council later this year.

The main key themes of submissions received are listed below:

- General community confusion with Policy and Off-Leash Guide;
- Signage being inconsistent, confusing and hard to read and/or locate;
- Dogs not under effective control in public spaces, affecting safe shared use of space;
- Lack of Ranger patrols / zero tolerance approach to dog offences;
- Environmental factors such as tidal fluctuations, coastal erosion and shifting dunes affecting boundaries and access to areas;
- Impact on endangered shorebird recovery and nesting locations, native flora and fauna;
- Lack of access and infrastructure to existing off-leash areas;
- Confusion and conflict at timed / restricted dog off-leash areas;
- Tourism implications with the Shoalhaven being promoted as dog-friendly;
- Concern that revised Policy will reduce existing off-leash areas resulting in Shoalhaven viewed as anti-dogs;
- Jurisdictions and boundaries with other land managers / owners such as Crown Lands, NSW National Parks & Commonwealth lands.
- Site / locality specific suggestions for additional dog off-leash areas.

Public Exhibition

The revised draft Policy and Guide will be on public exhibition for a minimum of four (4) weeks once endorsed by Council, anticipated in late 2021. The wider public will have the opportunity to provide feedback on the draft documents via a link on Council's Get Involved page for the Policy review.

Next Steps

Pending Council's resolution after receiving this Report, the following table provides an overview of tasks to be undertaken with anticipated timing for completion.

Task	Anticipated Timing
Continuation and completion of Community Consultation Phase – Including the Community Survey, Drop-In sessions, and the second round of Focus Groups. A summary of feedback from Gauge Consulting will be provided in a Community Engagement Summary Report	July – September 2021
Briefing to Council on the outcome of the Community Consultation	October 2021

and preparation of the revised draft Policy and Guide	
Report to Council to seek endorsement of revised draft Policy and Guide, and to place documents on public exhibition	November 2021
Public Exhibition of documents in concurrence with submissions accepted, feedback on revised draft Policy and Guide and public drop-in sessions	December 2021 / January 2022
Collation of feedback received during public exhibition, update of draft Policy and Guide in accordance with feedback received	February 2022
Report to Council with final draft Policy and Guide to seek endorsement	March 2022
Pending Council's resolution, implementation of new Policy and Guide along with erection and installation of associated infrastructure.	April 2022

Policy Implications

Council's Access Areas for Dogs Policy was last reviewed in 2017. This report provides a status update on Council's current comprehensive review of the Access Areas for Dogs Policy and associated Dog Off-Leash Guide, which will result in a revised Policy and Guide.

Updates to the draft Policy are likely to be required once comments are reviewed following the public exhibition of the document. The comments received and proposed changes to the final draft Policy will be reported to Council for adoption. Once adopted there will be a number of actions flowing on from this to be implemented which will include:

- Council's website to include updated Policy and Guide with better interface, including Ranger enforcement and incident reporting;
- New signage in accordance with updated Policy and Guide, in line with Companion Animals Act 1998; and
- Infrastructure associated with off-leash areas which may include dog waste dispensers, water fountains, shade, seating and fencing.

Financial Implications

The budget for the Access Areas for Dogs Policy Review is being sourced from Council's Community Planning & Projects operational funds. This budget includes the engagement of Gauge Consulting to provide professional facilitation and support services throughout the Community Consultation phase of the Policy Review and costs associated with venue hire for workshops.

Council annually allocates \$70,000 for embellishment of dog related facilities and these funds will be utilised to progressively implement actions arising from the Policy review. Should further funding be required, this will be reported as part of an overall implementation strategy to Council for funding consideration as part of the budget process.

Risk Implications

Council has a responsibility that public space in its care and management provides for safe shared use of space between all who interact with the space, whether human, flora, or fauna, native or domestic.

Dog ownership is increasing in the Shoalhaven LGA and with the growing number of dogs there may be conflict in land use.

CL21.157

Council policies and plans must be in line with the relevant legislation, in particular the *Companion Animals Act 1998*, which governs the effective and responsible care of companion animals.

Council signage needs to reflect the Companion Animals Act and the Policy to enable any potential infringements to be appropriately managed by Ranger Services.

LOCAL GOVERNMENT AMENDMENT (GOVERNANCE & PLANNING) ACT 2016

Chapter 3, Section 8A Guiding principles for councils

(1) Exercise of functions generally

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

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

(2) Decision-making

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

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

(3) Community participation

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

Chapter 3, Section 8B Principles of sound financial management

The following principles of sound financial management apply to councils:

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

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

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

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