
MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE CITY OF SHOALHAVEN HELD IN THE COUNCIL CHAMBERS, CITY ADMINISTRATIVE CENTRE, BRIDGE ROAD, NOWRA ON TUESDAY 25TH SEPTEMBER 2007 COMMENCING AT 4.01 PM

The following members were present;

Clr G Watson – Chairman
Clr J Finkernagel – left 8.46 pm
Clr R Rudd
Clr P Murphy
Clr P Green
Clr J McCrudden
Clr J Kerr
Clr G Ward
Clr G Kearney
Clr J Anderson
Clr J Willmott
Clr R Bates

The meeting was opened in Prayer by Rod Davis, followed by the playing of the Australian National Anthem.

1324. Apologies

An apology was received from Clr Young.

RESOLVED on a MOTION of Clr Kerr, seconded Clr Green, that the apology of Clr Young be received and accepted.

1325. Confirmation of the Minutes of the Ordinary Meeting of Council held on Tuesday 28th August 2007

RESOLVED on a MOTION of Clr Anderson, seconded Clr Murphy, that the Minutes of the Ordinary Meeting of Council held on Tuesday 28th August 2007 be confirmed.

PRESENTATION OF PETITION – ORDINARY MEETING – TUESDAY, 25TH SEPTEMBER 2007

1326. Petition – Proposed Animal Boarding Kennels – Fishermans Paradise File DA07/2423

Clr Ward presented a petition containing approximately 98 signatures from residents of Fishermans Paradise expressing concern about the proposed construction of Animal Boarding Kennels.

MAYORAL MINUTE - TUESDAY, 25TH SEPTEMBER, 2007

1327. Asia Pacific Cities Summit

File 35019, 20960, 8596-02

RESOLVED on a MOTION of Clr Watson, seconded Clr Ward, that:

- a) the Report of the Asia Pacific Sister City Summit be received for information
- b) that Council include an all “green electricity” option in the tender documentation when we call new supply tenders next year
- c) the General Manager give consideration to the possibility of Council generating tradable carbon credits and report to Council on the options.

1328. Friendship Agreement with Coolamon Shire Council

File 36681

RESOLVED on a MOTION of Clr Watson, seconded Clr Green, that:

- a) That Council establish and sign a Friendship Agreement with Coolamon Shire Council.
- b) That an appropriate “Signing Ceremony” be arranged and that the Minister for Local Government, the Hon Paul Lynch, MP, be invited to attend.
- c) That Council seek Expressions of Interest from community members to be appointed to a local Friendship Committee, with delegated authority to arrange exchanges and visits, to achieve the goals of the Friendship Agreement.

1329. Huskisson RSL Club Vacant Land - 59 Owen Street, Huskisson

File 35563

RESOLVED on a MOTION of Clr Watson, seconded Clr Green, that:

- a) Council vote the sum of \$3 million from the Strategic Project Reserve to be Council’s share of the possible acquisition costs of Lot 2, DP 571682, No. 59 Owen Street, Huskisson and that we notify the concerned residents of Council’s decision;
- b) Council continue to lobby the State and Federal Governments for agreement to contribute to a shared acquisition of the land.

THE RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted “Aye”;

Clrs Watson, Bates, Ward, Green, Murphy, Rudd, Finkernagel.

The following Councillors voted “No”;

Clrs Willmott, Anderson, Kearney, Kerr, McCrudden.

Note: A Rescission motion relating to this item was received after the close of meeting.

REPORT OF THE GENERAL MANAGER

POLICY AND PLANNING COMMITTEE – TUESDAY 11TH SEPTEMBER 2007

1330. Adoption of Report

RESOLVED on a MOTION of Clr Kerr, seconded Clr Green, that the following recommendations of the Policy and Planning Committee be adopted.

1331. Budget - Final Report 2006-2007 File 1490-07

RECOMMENDED that Shoalhaven City Council note and endorse the final budget result to 30th June, 2007.

1332. Budget - 2007/2008 File 1490-07

RECOMMENDED that Shoalhaven City Council note and endorse the budget result to date.

1333. Sydney Melbourne Coastal Drive File 3823-10

RECOMMENDED that Shoalhaven City Council through the Shoalhaven Tourism Board write to the South Coast Regional Tourism Organisation Inc expressing its concern over the cut in funding of the Sydney Melbourne Coastal Drive from Tourism New South Wales and from the lack of leadership being shown by Tourism New South Wales for this essential international program and request that the South Coast Regional Tourism Organisation Inc take up the matter with the Minister for Tourism Mr. Matt Brown MP, Member for Kiama.

1334. Shoalhaven Marketing Program File 1011-02

RECOMMENDED that

- a) Shoalhaven City Council endorse the Tourism Manager's actions in booking the Print Program for the Shoalhaven Tourism Board, to date.
- b) The General Manager (Finance and Corporate Services) investigate other media sources for print marketing programs such as suburban newspapers and report to a subsequent meeting of the Tourism Board with a view to possible implementation in 2008/2009.

1335. Regional Tourist Drives File 36572

RECOMMENDED that

- a) Shoalhaven City Council write to the Minister for Tourism, the Minister for Roads and the Minister for the Environment requesting that legislation be introduced to preserve the scenic values of Regional Tourist Drives.
- b) Shoalhaven City Council request the South Coast Regional Tourism Organisation Inc to support the request that legislation be introduced to preserve the scenic values of Regional Tourist Drives.

1336. Code of Conduct - Conduct Committee Status Report File 31148

RECOMMENDED that the report of the General Manager regarding the Code of Conduct – Conduct Committee Status Report be received for information.

1337. Naming of the Shoalhaven Multi Purpose Cultural and Convention Centre File 31436

This item was withdrawn and dealt with separately at the conclusion of consideration of the Policy and Planning Committee report.

1338. Nowra Bomaderry Structure Plan - Endorsement File 1028-05

This item was withdrawn and dealt with separately at the conclusion of consideration of the Policy and Planning Committee report.

1339. Draft Millards Creek, Ulladulla, Urban Stream Corridor Management Plan File 2879-03

RECOMMENDED that the

- a) Draft Millards Creek, Ulladulla, Urban Stream Corridor Management Plan be placed on public exhibition for public comment;
- b) The draft document be placed on Council's internet site with easy links to enable the comments to be made electronically;
- c) A copy of the draft be forwarded to individuals or all Community Consultative Bodies as appropriate; and
- d) A further report be submitted to Council following public exhibition.

1340. Draft Local Environmental Plan (LEP) No. LP 362 – part of Lot 11 DP 1104789 Dolphin Point Road, Dolphin Point File 29171-02

This item was withdrawn and dealt with separately at the conclusion of consideration of the Policy and Planning Committee report.

1341. Draft Plan of Management – Jerrawangala National Park and Parma Creek Nature Reserve File 36276

RECOMMENDED that Council write to National Parks and Wildlife Service indicating that Council has no objection to the draft Plan of Management for Jerrawangala National Park and Parma Creek Nature Reserve provided that -

- a) Adequate consultation is undertaken with Aboriginal stakeholders and local walking clubs to ensure they have no objections;
- b) Council is kept advised of any re-alignment of the Two Rivers Walking Track as Council currently promotes the walking track via a series of brochures.
- c) Provision for Council's existing water main is retained.

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1342. State Environmental Planning Policy No 64 – (Advertising and Signage)(Amendment No 2) and Transport Corridor Outdoor Advertising and Signage Guidelines – Assessing Development Applications Under SEPP 64 File 2380

RECOMMENDED that the Report of the General Manager (Strategic Planning Group) concerning the State Environmental Planning Policy No 64 – (Advertising and Signage)(Amendment No. 2) and Transport Corridor Outdoor Advertising and Signage Guidelines – Assessing Development Applications Under SEPP 64 be received for information.

1343. Code of Meeting Practice Review File 3798

This item was withdrawn and dealt with separately at the conclusion of consideration of the Policy and Planning Committee report.

1344. Council Members - Payment of Expenses and Provision of Facilities File 5141-02

This item was withdrawn and dealt with separately at the conclusion of consideration of the Policy and Planning Committee report.

1345. Financial Assistance Grant 2007/2008 File 36278

This item was withdrawn and dealt with separately at the conclusion of consideration of the Policy and Planning Committee report.

1346. Draft Compliance Policy File 34946

RECOMMENDED that Council adopt the Compliance Policy as amended and shown in the attachments and it be published prominently on Council's webpage.

1347. Jervis Bay Tourism and the Jervis Bay Plan File 11259-02

This item was withdrawn and dealt with separately at the conclusion of consideration of the Policy and Planning Committee report.

1348. Sustaining Our Shoalhaven Project - Assistance and Involvement Request File 33821

RECOMMENDED that

- a) That Council offer “in principle” support (non financial) to Timbercrete Pty Ltd to establish a consortia of local businesses to construct a Sustainable Show Home;
- b) Staff negotiate Councils practical involvement in the project and report back to Council;
- c) Council agree to a letter being sent to potential sponsors indicating Council's “In principle” support for this project as requested by Timbercrete Pty Ltd (see Attachment A).

RECOMMENDED that the matter of the Sustainable Energy Trial – Wind Turbines be deferred pending receipt of the financial arrangements from Private Parts Pty Ltd.

This item was withdrawn and dealt with separately.

RECOMMENDED that:

- a) The general community be asked to provide ideas for the naming of the Shoalhaven Multi Purpose Cultural Convention Centre;
- b) The General Manager to immediately advertise in the local media and write to all CCBs and schools in the area;
- c) Suggestions to be received no later than 5 October 2007 with a decision to be made at a Councillor Briefing and ratified at Council.

RESOLVED on a MOTION of Clr Ward, seconded Clr Green, that:

- a) The general community be asked to provide ideas for the naming of the Shoalhaven Multi Purpose Cultural Convention Centre;
- b) The General Manager to immediately advertise in the local media and write to all CCBs and schools in the area;
- c) Suggestions to be received no later than 5 October 2007 with a decision to be made at a Councillor Briefing and ratified at Council;
- d) An Extra-ordinary meeting be scheduled on Tuesday 9th October 2007 following the Policy and Planning Committee meeting for the matter to be resolved.

This item was withdrawn and dealt with separately.

RECOMMENDED that the matter of the Nowra Bomaderry Structure Plan to be deferred to Council's Ordinary Meeting of 25 September 2007 to allow for the receipt of further information addressing the various comments from the Department of Planning.

RESOLVED on a MOTION of Clr Willmott, seconded Clr Ward, that

- a) Council amend the Nowra Bomaderry Structure Plan as follows:
 - i. Section 2.2.7 Area 7: Worrigee to be amended to include an additional sub heading on page 28 and to add the bolded text as follows:

Rezoning investigations

In order to determine appropriate zoning for Area 7, an environmental study is required. The study need to address (but is not limited to) the following issues:

- Flooding
 - Impacts on creeks and adjoining wetlands (including SEPP 14 wetland and Brundee Swamp) and consideration of appropriately zoned riparian corridors
 - Bushfire management
 - Flora and Fauna study, including impacts on the National Park estate (Worrigee Nature Reserve)
 - Potential acid sulphate soils
 - Stormwater and drainage management
 - Infrastructure provision
 - Visual analysis
 - Aboriginal, cultural, landscape and archaeological assessment
 - Housing needs and affordability
- ii. Section 6 Transport. An additional note to be included in this section stating that: Detailed traffic modelling analysis be carried out as part of the Nowra Bomaderry LEP process, and it is noted that the environmental constraints will be considered as part of that analysis.
- iii. Section 6.2 Road Network, Strategic Traffic Patterns. This section to be amended by the inclusion of the following text:
However, the RTA has indicated that any bypass of Nowra Bomaderry would be a restricted access route. Shoalhaven Council will continue to liaise with the RTA to determine where, if any, limited access would be feasible.
- iv. Section 2.2 New Living Areas. Inclusion in the sections on Moss Vale Road South, Moss Vale Road North, and Meroo Meadow of the following text:

The rezoning investigations for new living area consider the impact on agricultural land.
- v. Section 2.2.6 Area 6 – Cabbage Tree Lane. To be amended to include the following text:

“Future living area number 6 will be subject to military aircraft noise from time to time.”
- vi. Make minor wording edits as per letter from the Director General dated 21st August 2007 (Attachment A);
- vii. Provide a notation in the text and a circle on the map stating that the actual location of the western bypass in the vicinity of the Princes Highway/Moss Vale Road and will be subject to further investigation.

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- b) Forward the amended Structure Plan to the Department of Planning's Southern Regional Office for formal endorsement; and
 - c) Continue to investigate the most appropriate location for the Western Bypass in the vicinity of Moss Vale Road to enable zoning of the Western Bypass corridor as part of the Nowra Bomaderry Local Environmental Plan in conjunction with the Roads & Traffic Authority."

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1352. (Page 15 Item 10) Draft Local Environmental Plan (LEP) No. LP 362 – part of Lot 11 DP 1104789
Dolphin Point Road, Dolphin Point File 29171-02
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This item was withdrawn and dealt with separately.

RECOMMENDED that in regard to draft LEP No. LP 362 Council:

- a) Adopt the plan as exhibited subject to any minor wording changes required by the Parliamentary Counsel, provided the meaning and intent is not changed; and
- b) Forward the draft LEP to the Department of Planning in accordance with Section 68 and 69 of the *Environmental Planning and Assessment Act 1979* requesting its gazettal.

RESOLVED on a MOTION of Cllr Anderson, seconded Cllr Murphy, that in regard to draft LEP No. LP 362 Council:

- a) Adopt the plan as exhibited subject to any minor wording changes required by the Parliamentary Counsel, provided the meaning and intent is not changed; and refinement of the mapping to provide 30 metres either side of the creek as 7(d2); and
- b) Forward the draft LEP to the Department of Planning in accordance with Section 68 and 69 of the *Environmental Planning and Assessment Act 1979* requesting its gazettal.

1353. (Page 15 Item 13) Code of Meeting Practice Review File 3798
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This item was withdrawn and dealt with separately.

RECOMMENDED that the matter of the Code of Meeting Review be deferred pending a Councillor Briefing.

RESOLVED on a MOTION of Cllr Ward, seconded Cllr Anderson, that the Code of Meeting Practice as amended following the Councillor Briefing be adopted and placed on public exhibition in accordance with Section 361 of the Local Government Act 1993 and if any submissions are received the matter be the subject of a further report to Council.

1354. (Page 15 Item 14) Council Members - Payment of Expenses and Provision of Facilities File 5141-02
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This item was withdrawn and dealt with separately.

RECOMMENDED that the matter of Council Members - Payment of Expenses and Provision of Facilities be deferred pending a Councillor Briefing

RESOLVED on a MOTION of Cllr Ward, seconded Cllr Green, that the Council Members – Payment of Expenses and Provision of Facilities Policy as amended at the Councillor Briefing be adopted and placed on Public Exhibition in accordance with Section 253 of the Local Government Act 1993 and if any submissions are received the matter be the subject of a further report to Council.

This item was withdrawn and dealt with separately.

RECOMMENDED that

- a) The budgets for the General Purpose Component and Local Roads Component of the 2007/2008 Financial Assistance Grants be adjusted to reflect the actual amounts allocated by the NSW Local Government Grants Commission.
- b) The budget shortfall for the 2007/2008 Financial Assistance Grants of \$149,876 be funded from the 2006/2007 budget surplus which has been transferred to the Strategic Projects Reserve.

RESOLVED on a MOTION of Clr Green, seconded Clr Anderson, that the recommendations of the Policy and Planning Report be adopted.

THE RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted “Aye”;

Clrs Watson, Bates, Willmott, Anderson, Kearney, Kerr, McCrudden, Green, Murphy, Rudd, Finkernagel

The following Councillors voted “No”;

Clr Ward

This item was withdrawn and dealt with separately.

RECOMMENDED that Shoalhaven City Council commence legal action against Jervis Bay Tourism Inc to recover the \$3,300 (including GST).

A MOTION was moved by Clr Bates, seconded Clr Rudd, that Council continue to negotiate with Jervis Bay Tourism Inc with a view to recovering the \$3,300.

The MOTION upon being PUT to the meeting was declared LOST.

THE RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted “Aye”;

Clrs Bates, Ward, Green, Murphy, Rudd

The following Councillors voted “No”;

Clrs Watson, Willmott, Anderson, Kearney, Kerr, McCrudden, Finkernagel

RESOLVED on a MOTION of Clr Anderson, seconded Clr Willmott, that the recommendation of the Policy and Planning Committee be adopted.

THE RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted “Aye”;

Clrs Watson, Willmott, Anderson, Kearney, Kerr, McCrudden, Murphy, Finkernagel

The following Councillors voted “No”;

Clrs Bates, Ward, Green, Rudd

WORKS AND FINANCE COMMITTEE – TUESDAY 11TH SEPTEMBER 2007

1357. Adoption of Report

RESOLVED on a MOTION of Clr Anderson, seconded Clr Kearney, that the following recommendations of the Works and Finance Committee be adopted.

1358. Funds for Community Groups - Disbursement File 35860

This item was withdrawn and dealt with separately at the conclusion of consideration of the Works and Finance Committee report.

1359. Expansion of the Cigarette Butt Bin Program File 4375

RECOMMENDED that Council endorse the program for full implementation of the Cigarette Butt Bin Program.

1360. Bugong Road Slip near Mt Scanzi - Sealing Request File 4499

RECOMMENDED that Council vote an amount of \$16,500 from Council’s Strategic Projects Reserve for the sealing of the section of Bugong Road near Mt Scanzi that has recently been rehabilitated following a landslide.

1361. Shoalhaven City Council Building Forecourt File 19996

This item was withdrawn and dealt with separately at the conclusion of consideration of the Works and Finance Committee report.

1362. Request for Waiver of Loan Repayment - Orient Point Community Pre-School Inc File 30349

RECOMMENDED that Council defer Orient Point Community Pre-School’s loan repayment of \$2,000 for the year of 2007, but that the deferred sum remain as part of the Pre-School’s loan liability to Council.

1363. Nowra Gas Works Remediation File 36172-02

This item was withdrawn and dealt with separately at the conclusion of consideration of the Works and Finance Committee report.

1364. The Eleventh Indigenous Australian Engineering Summer School File 2696-07

RECOMMENDED that the report of the General Manager (City Services and Operations) regarding the Eleventh Indigenous Australian Engineering Summer School be received for information.

1365. Lease of Shop 39 Kinghorne Street, Nowra to Michelle Collison File 21738

RECOMMENDED that

- a) The Council of the City of Shoalhaven leases to Michelle Collison Shop 39 Kinghorne Street, Nowra for a term of three years with an option for a further three years at a rental of \$19,600 plus GST per annum;
- b) The Common Seal of the Council of the City of Shoalhaven is affixed to any documents required to be sealed and that otherwise the General Manager is authorised to sign any documentation necessary to give effect to this resolution.

1366. Emergency Management Training - Offer of Grant Funding File 32463

RECOMMENDED that

- a) Council accept and vote the grant funds of \$15,400 under the *Working Together to Manage Emergencies* – Local Grants Scheme, Emergency Management Australia for formal emergency management training for staff.
- b) Council write to the Attorney General, The Hon Philip Ruddock MP, accepting the grant and thanking him for the offer;
- c) Council write to Emergency Management Australia accepting the grant offer; and
- d) The General Manager be authorised to sign the relevant contract documents.

1367. Accelerated Footpath & Cycleway Program 2007/08 File 35531, 36684, 36685, 36686

RECOMMENDED that:

- a) Council adopt Option 1 for the 2007/08 Accelerated Footpath & Cycleway Programs with the following adjustments:
 - i) \$130,000 be provided for a shared path in Murramarang Road, Bawley Point from Malibu Drive to Voyager Crescent.
 - ii) MacGibbon Parade, Old Erawal Bay be substituted for Princes Highway, Nowra (Moss Street to Skatepark) as the lowest priority for 2007/08 and MacGibbon Parade have an allocation of \$34,000.

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- b) Council review Footpath and Cycleway priorities for 2008/09 and 2009/10 in conjunction with the draft 2008 – 2011 Management Plan.

1368. Grant Offer - Greenwell Point Boat Launching Ramp Improvements File 33920, 29107-02

This item was withdrawn and dealt with separately at the conclusion of consideration of the Works and Finance Committee report.

1369. Road and Car Park Mowing and Landscape Maintenance File 4123

RECOMMENDED that the report of the General Manager (Strategic Planning) concerning road and car park mowing and landscape maintenance be received for information.

1370. Replacement of Floodgates – Shoalhaven River Floodplain File 4355-06

RECOMMENDED that Council

- a) Support the upgrade of the floodgates as detailed in the report; and
- b) Write to Department of Primary Industries (DPI) accepting the offer under the following terms –
- i) If the gates are unsuccessful DPI will reinstate the former gates at its cost
 - ii) There is to be no additional resource requirement from Council
 - iii) Property owners are responsible for checking, clearing and reporting of faults
 - iv) DPI is responsible for any weed related issues arising from changing the current structures.

1371. Call for Comment - Licensing of Older Driver Discussion Paper File 34644

RECOMMENDED that the report of the General Manager (Strategic Planning) regarding Call for Comment – Licensing of Older Driver Discussion Paper be received for information.

1372. Lease to Ulladulla & District Community Resources Centre Inc. - Ulladulla Multi Purpose Centre File 34026

This item was withdrawn and dealt with separately at the conclusion of consideration of the Works and Finance Committee report.

1373. 2007/08 Footpath Replacement Program - Graham Street, Nowra File 36159 / 35531 / 35634

This item was withdrawn and dealt with separately at the conclusion of consideration of the Works and Finance Committee report.

RECOMMENDED that

- a) Council resolves to acquire Lot 4 DP 1071010 for service access for an amount of \$25,000 plus GST, if applicable;
- b) The compensation payable and associated acquisition costs (including cost of relocating the presently existing cool room) be funded from the Public Land Acquisition Fund 2007/2008;
- c) The Common Seal of the Council of the City of Shoalhaven be affixed to any documents required to be sealed otherwise the General Manager is authorised to sign any documentation necessary to give effect to this resolution;
- d) Lot 4 DP 1071010 to be classified as Operational Land following acquisition.

1375. Donation Request - Sussex Inlet and District Lions Club Inc. - Australia Day Citizenship Ceremony 2008
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- File 4033-06

RECOMMENDED that Council donate an amount of \$2,100 from the 2007/2008 Donations Vote to the Lions Club of Sussex Inlet and District to assist with the Sussex Inlet and District Citizenship Australia Day Ceremony 2007.

1376. Donation Request – Lions Club of Ulladulla Milton Inc. Australia Day 2008 Celebrations
-
- File 4033-06

RECOMMENDED that Council donate an amount of \$8,000 from the 2007/2008 Donations Vote to the Lions Club of Ulladulla Milton Inc for Australia Day 2008 Celebrations.

1377. Proposed Construction of Three (3) Single Storey Units, On-site Parking and Landscaping and Strata Subdivision. Lot 186 DP 1056358, 184 Anson Street, St Georges Basin. Applicant: Sarkis Charlie Moussa
-
- File DA07/2054

RECOMMENDED that in relation to Development Application DA07/2054, Council refund the applicant a total of \$761.85, being 40% of the application fees.

1378. 2007/08 Streetscape Program - Junction St, Nowra
-
- File 17655

RECOMMENDED that Council authorise expenditure of \$4,000 to undertake urgent repairs to the existing path in Junction St from Kinghorne Ford to Nowra Lane.

1379. Turpentine Rd - Upgrade & Sealing
-
- File 36137, 8012-02

RECOMMENDED that

- a) Council allocate available Roads to Recovery 2 funds of \$520,000 and available Roads to Recovery Supplementary funds of \$38,587 (from North Durras Rd) to 'Turpentine Rd Upgrade & Seal' to give a total 2007/08 budget of \$1,758,587.

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- b) Council vote and authorise expenditure by the Works & Services Section to upgrade and seal Turpentine Rd from CH 0.53km to CH 2.33km in an amount of \$700,000.

1380. Nowra CBD Strategy - Stockland DA - Extent of Construction of Junction St

File 3961, 2537-09, DA05/3342-16

RECOMMENDED that

- a) Council endorse in principle the provision of the full formation of Junction Street in conjunction with works by Stockland.
- b) The General Manager (Strategic Planning) be requested to seek from Stockland a cost estimate to provide the additional works required, and report back to Council for consideration.

1381. (Page 17 Item 1) Funds for Community Groups - Disbursement

File 35860

This item was withdrawn and dealt with separately.

RECOMMENDED that:

- a) Council provide funding assistance to the following groups for minor improvements from the 2007/08 Funding for Community Groups allocation:
 - i) Sussex Men's Shed \$5,000
 - ii) Lyrebird Preschool Fence \$3,000
 - iii) Basin Potters kiln \$1,000
- b) A further report be submitted to Council on criteria for disbursement of funds for Community groups in future years;

RESOLVED on a MOTION of Clr Finkernagel, seconded Clr Green, that:

- a) Council provide funding assistance to the following groups for minor improvements from the 2007/08 Funding for Community Groups allocation:
 - i) Sussex Men's Shed \$5,000
 - ii) Lyrebird Preschool Fence \$3,000
 - iii) Basin Potters kiln \$1,000
- b) A further report be submitted to Council on criteria for disbursement of funds for Community groups in future years;
- c) That Council vote an additional \$5,000 to the Sussex Men's Shed Project from the Operations Budget.

THE RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted "Aye";

Clrs Watson, Bates, Kearney, Ward, McCrudden, Green, Murphy, Rudd, Finkernagel

The following Councillors voted “No”;

Clrs Willmott, Anderson, Kerr

1382. (Page 17 Item 4) Shoalhaven City Council Building Forecourt

File 19996

This item was withdrawn and dealt with separately.

RECOMMENDED that:

- a) Council upgrade the western forecourt of the Administrative building to match the new access road and pathways paving associated with the Shoalhaven Multi Purpose Cultural Convention Centre;
- b) The project be funded from Strategic Projects Reserve;
- c) Council call tenders for the replacement of the paving on the western forecourt of the Administration Building, Nowra.

RESOLVED on a MOTION of Clr Bates, seconded Clr McCrudden, that the recommendations of the Works and Finance Committee be adopted

THE RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted “Aye”;

Clrs Watson, Bates, Anderson, Kearney, Kerr, McCrudden, Green, Murphy, Finkernagel

The following Councillors voted “No”;

Clrs Willmott, Ward, Rudd

Note: During debate on this item Clr Ward was ruled out of order and was asked to apologise. Clr Ward apologised unreservedly.

1383. (Page 18 Item 6) Nowra Gas Works Remediation

File 36172-02

This item was withdrawn and dealt with separately.

RECOMMENDED that:

- a) The report regarding Nowra Gas Works Remediation be received for information;
- b) Council vote \$1.2million from the Gasworks Land Decontamination Reserve to cover schedule of rates costs incurred to date on this project.

RESOLVED on a MOTION of Clr Anderson, seconded Clr Finkernagel, that the recommendations of the Works and Finance Committee be adopted.

1384. (Page 19 Item 11) Grant Offer - Greenwell Point Boat Launching Ramp Improvements
File 33920, 29107-02

This item was withdrawn and dealt with separately.

RECOMMENDED that

- a) Council accept the funding offer of \$100,000 from the Commonwealth Recreational Fishing Grant Program for the upgrade of the Greenwell Point main foreshore Boat Launching Ramp and that matching funds of \$100,000 be provided in the 2008/09 year.
- b) The Federal Minister for Agriculture, Fisheries and Conservation, the Honourable Eric Abetz MP, be thanked for the grant and his support.

RESOLVED on a MOTION of Clr Green, seconded Clr Ward, that the recommendations of the Works and Finance Committee be adopted.

1385. (Page 20 Item 15) Lease to Ulladulla & District Community Resources Centre Inc. - Ulladulla Multi Purpose Centre
File 34026

This item was withdrawn and dealt with separately.

RECOMMENDED that

- a) The Council of the City of Shoalhaven leases Building No. 1 at the Ulladulla Multi Purpose Centre, 78 St Vincent Street, Ulladulla to the Ulladulla & District Community Resources Centre Inc. for a term of 10 years at a rental of \$6,134 plus GST per annum;
- b) The Common Seal of the Council of the City of Shoalhaven is affixed to any documents required to be sealed and that otherwise the General Manager is authorised to sign any documentation necessary to give effect to this resolution.

RESOLVED on a MOTION of Clr Kearney, seconded Clr Green, that the recommendations of the Works and Finance Committee be adopted.

1386. (Page 20 Item 16) 2007/08 Footpath Replacement Program - Graham Street, Nowra
File 36159, 35531, 35634

This item was withdrawn and dealt with separately.

RECOMMENDED that Council adopt Option 5 and replace the footpath in Graham Street Nowra with coloured textured concrete, 2.5 metres wide and authorize commencement of works for the section from the Administrative Centre to McGrath Avenue.

A MOTION was moved by Clr Kearney, seconded Clr Green, that the recommendations of the Works and Finance Committee be adopted

An AMENDMENT was moved by Clr Kearney, seconded Clr Kerr, that the matter of 2007/08 Footpath Replacement Program - Graham Street, Nowra be deferred pending a Councillor Briefing.

The AMENDMENT upon being PUT to the meeting was declared CARRIED.

The AMENDMENT upon becoming the MOTION was PUT to the meeting and declared CARRIED.

DEVELOPMENT COMMITTEE – TUESDAY 11TH SEPTEMBER 2007

1387. Adoption of Report

RESOLVED on a MOTION of Clr Ward, seconded Clr Green, that the following recommendations of the Development Committee be adopted.

1388. Heritage Listing – 37 Beecroft Way (Lot 11 DP 755903), Currarong (Manson) File 1106-07

This item was withdrawn and dealt with separately at the conclusion of consideration of the Development Committee report.

1389. Tourist Accommodation Design - Permanent Occupation File DA89/1389, 17912

RECOMMENDED that Council revoke the Tourist Accommodation Design - Permanent Occupation Policy, as it has been replaced with DCP 63.

1390. Addendum Report - Portions 92, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 148, 150, 151, 152, 153, 154 of the Parish of Burrawang; and Portions 225, 226, 227 and 334 of the Parish of Yarrawa; and Lot 4 DP 41685, Bunkers Hill Rd, Barrengarry. File SF8305

This item was withdrawn and dealt with separately at the conclusion of consideration of the Development Committee report.

1391. Proposed Two Lot Subdivision - Lot 12 DP 1064853, 110 Berry Street, Nowra. Owner: Farr Applicant: Watkinson Apperley Pty Ltd File SF9840

This item was withdrawn and dealt with separately at the conclusion of consideration of the Development Committee report.

1392. (Page 22 Item 1) Heritage Listing – 37 Beecroft Way (Lot 11 DP 755903), Currarong (Manson) File 1106-07, 36688

This item was withdrawn and dealt with separately.

RECOMMENDED that Council, in conjunction with a future LEP, prepare an amendment to the Shoalhaven Heritage LEP to remove the property, 37 Beecroft Way (Lot 11 DP 755903), Currarong, from its Heritage listing.

RESOLVED on a MOTION of Clr Rudd, seconded Clr Bates, that Council, in conjunction with a future LEP, prepare an amendment to the Shoalhaven Heritage LEP to remove the property, 37

Beecroft Way (Lot 11 DP 755903), Currarong, from its Heritage listing at the expense of the property owners.

THE RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted “Aye”;

Clrs Bates, Willmott, Anderson, Kerr, McCrudden, Green, Murphy, Rudd, Finkernagel

The following Councillors voted “No”;

Clrs Watson, Kearney, Ward

Note: During debate on this item Clr Ward was ruled out of order twice and was asked to apologise twice. Clr Ward apologised twice. The Chairperson then requested that Clr Ward be expelled from the Chamber. Clr Ward apologised unreservedly.

1393. (Page 22 Item 3) Addendum Report - Portions 92, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 148, 150, 151, 152, 153, 154 of the Parish of Burrawang; and Portions 225, 226, 227 and 334 of the Parish of Yarrawa; and Lot 4 DP 41685, Bunkers Hill Rd, Barrengarry. File SF8305

This item was withdrawn and dealt with separately.

- # RECOMMENDED that the proposed stage two (2) of the rural subdivision submission for Portions 92, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 148, 150, 151, 152, 153, 154 of the Parish of Burrawang; and Portions 225, 226, 227 and 334 of the Parish of Yarrawa; and Lot 4 DP 41685, Bunkers Hill Rd, Barrengarry be approved subject to the conditions in Attachment E.

RESOLVED on a MOTION of Clr Willmott, seconded Clr Ward, that the recommendation of the Development Committee be adopted.

THE RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted “Aye”;

Clrs Watson, Willmott, Anderson, Kearney, Ward, Kerr, McCrudden, Green, Murphy, Finkernagel

The following Councillors voted “No”;

Clrs Rudd, Bates

-
1394. (Page 22 Item 4) Proposed Two Lot Subdivision - Lot 12 DP 1064853, 110 Berry Street, Nowra.
Owner: Farr Applicant: Watkinson Apperley Pty Ltd File SF9840
-

This item was withdrawn and dealt with separately.

RECOMMENDED that the proposed 2 lot subdivision of Lot 12 DP 1064853, 110 Berry Street, Nowra, be approved subject to conditions of consent as outlined below:

General

1. This consent relates to the subdivision proposal as illustrated on the plans (Surveyor's reference 101909 and dated 19 April 1006) stamped with reference to this consent, as modified by the following conditions. The development shall be carried out in accordance with this consent.
2. Creation of the proposed lots as per the approved plan.

Construction Certificate

3. A Construction Certificate must be obtained from Council before any subdivision works can commence.

Heritage

4. The following requirements shall be complied with:
 - a) the timber prop clothesline shall be repaired and relocated in the same format to the south yard area of proposed Lot 1;
 - b) a photographic recording to be undertaken of the spatial inter-relationships and extant elements from the rear building line of *Hampden Villa* to the current property boundary, including but not exclusively the Barn, the prop clothes line and vegetation. Such recording is to be undertaken by a heritage practitioner having proven experience in heritage archival recordings and according to the NSW Heritage Office Guidelines to a minimum level of regional significance as set out in Schedule B of the Heritage Office publication entitled 'How to prepare Archival Records of heritage Items (1986), and two copies are to be placed in Council's local studies library and Heritage Office Library;
 - c) In the event any artefact or relic is revealed during any works, all works to cease immediately, and an excavation permit is to be obtained;
 - d) Recycled materials from the barn to be retained and reused in any infill structures; and
 - e) Barn stone footings may be relocated to proposed lot 1 and used in interpretation of *Hampden Villa*.
5. An archaeological permit or exception to a permit may be required if excavation of land is proposed, (eg. re-routing of services, excavation for footings). Further information on archaeological requirements under the Heritage Act can be found on the Heritage Office website (www.heritage.nsw.gov.au) under the headings 'About Heritage' ~ 'Historical Archaeology' & Development'.

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6. If any artefact or 'relic' is revealed during any works, all works on the site must cease immediately and application be made to the NSW Heritage Office for an excavation permit in accordance with the NSW Heritage Act, 1977. No works what-so-ever are to continue until such a permit is obtained and a copy acknowledging receipt of the permit lodgement with the Council being publicly displayed on the Wilson street boundary for the duration of the works.

Utility Services

7. Utility services shall be provided, in accordance with the following:
 - a) The provision of underground electricity to service allotments in the proposed subdivision shall be in accordance with the requirements of Integral Energy and who are to confirm in writing that conditions of supply have been met;
 - b) The provision of telephone service to each lot to the requirements of Telstra; and
 - c) A Certificate of Compliance (CC) under Section 307 of Division 5 of Part 2 of Chapter 6 of the Water Management Act 2000 must be obtained to verify that all necessary requirements for matters relating to water supply and sewerage (where applicable) for the development have been made with Shoalhaven Water. A Certificate of Compliance shall be obtained from Shoalhaven Water after satisfactory compliance with all conditions as listed on the Development Application Notice and prior to the issue of an Occupation Certificate, Subdivision Certificate or Caravan Park Approval, as the case may be.In the event that development is to be completed in approved stages or application is subsequently made for staging of the development, separate Compliance Certificates shall be obtained for each stage of the development.

Where a Construction Certificate is required all conditions listed on the Shoalhaven Water Development Application Notice under the heading "PRIOR TO THE ISSUE OF A CONSTRUCTION CERTIFICATE" must be complied with and accepted by Shoalhaven Water. The authority issuing the Construction Certificate for the development shall obtain written approval from Shoalhaven Water allowing a Construction Certificate to be issued. This shall also apply to approved staged developments.

Note: Relevant details, including monetary contributions (where applicable) under the Water Management Act 2000, are given on the attached Notice issued by Shoalhaven Water.

For further information and clarification regarding the above please contact Shoalhaven Water's Development Unit on (02) 4429 3111.

Construction Hours

8. To limit the impact of the development on adjoining owners, *all* construction work shall be restricted to the hours of 7.00am to 6.00pm Monday to Friday and 8.00am to 3.00pm Saturdays. No construction work shall take place on Sundays or Public Holidays.

Engineering Conditions

9. An application under Section 138 of the Roads Act must be lodged with and approved by Council before any works within a road reserve can commence. Only Council can approve of such work under S138 of the Roads Act, 1993.
10. Roofwater drainage from the existing dwelling shall be connected to the existing street drainage system in Wilson Street. A plan certified by a registered surveyor showing these details shall be submitted prior to the issue of a subdivision certificate.

Restrictions

11. The following shall be created as restrictions-as-to-user under Section 88B of the Conveyancing Act.
 - a) No internal dividing fence between the 2 lots shall be erected, unless it is no higher than 1.2m, timber joinery framed with traditional unadorned timber palings;
 - b) No future development on proposed lot 1, unless:
 - i) Viewlines are to be protected and retained to the south, west and north gardens and street frontage of *Hampden Villa*;
 - ii) Artefacts from the demolished barn are safely housed and conserved in safe repository on proposed lot 1.
 - c) There shall be no infill building on proposed lot 2 unless it:
 - i) Is no higher than the existing *Hampden Villa* cottage roof ridge,
 - ii) Has a simple barn-like roof form, presentation and use of timber materials, and
 - iii) Is in accordance with the principles and schematic design Option 3 SK204-33-0 drawn by Robin Graham Architect, as reviewed by the NSW Heritage Office, including footprint location, site percentage, roof form, external wall and roof cladding materials, single car port and location and terrace areas.
 - iv) A maximum amount of material is reused/recycled from the demolished barn.
 - v) A landscape plan is submitted with any future development application.
 - d) No building shall be erected unless its roofwater is drained by gravity to the existing street drainage system.
 - e) In preparing the Instrument setting out the terms of easements and restrictions affecting this land, ensure that such restrictions cannot be varied, modified or released without the consent of the necessary parties involved and without the consent of the Shoalhaven City Council, where appropriate.
 - f) Except those required by Council, the final plan and associated instruments shall not contain restriction, that prohibit development allowed under the relevant environmental planning instruments applicable to the site.

Contributions for Additional Services and/or Facilities

12. This development will generate a need for additional services and/or facilities as described in Council's *Contributions Plan 1993*, as itemised in the following table.

Project	Description	Rate	Qty	Total	GST	GST Inc
01 AREC 0001	Tennis, Football,Cricket (Area 1)	\$2,205.42	1	\$2,205.42	\$0.00	\$2,205.42
01 AREC 0002	Basketball & Netball (Areas 1 & 2)	\$442.32	1	\$442.32	\$0.00	\$442.32
01 CFAC 0003	S94 CP AMENDMENT No.67: Community Centre Nowra Nowra District Community Centre	\$278.57	1	\$278.57	\$0.00	\$278.57
01 CFAC 0012	Nowra District Integrated Youth Services Centre	\$60.28	1	\$60.28	\$0.00	\$60.28
01 FIRE 0009	City Wide - fire control/state emergency services	\$32.38	1	\$32.38	\$0.00	\$32.38
CW AREC 0003	Hockey Facilities	\$285.11	1	\$285.11	\$0.00	\$285.11
CW CFAC 0001	Stage 1: Shoalhaven City Library Extensions	\$264.43	1	\$264.43	\$0.00	\$264.43
CW CFAC 0001	Stage 2: Shoalhaven City Arts Center	\$23.92	1	\$23.92	\$0.00	\$23.92
CW CFAC 0001	Stage 3: Shoalhaven Mobile Childrens Services	\$7.84	1	\$7.84	\$0.00	\$7.84
CW CFAC 0002	Shoalhaven Multi Purpose Cultural & Convention Centre	\$598.44	1	\$598.44	\$0.00	\$598.44
CW MGMT 2001	Section 94 Administration	\$398.10	1	\$398.10	\$0.00	\$398.10
CW OREC 0001	Embellishment of Icon and District Parks and Walking Tracks	\$153.32	1	\$153.32	\$0.00	\$153.32
MA CFAC 0001	Northern Shoalhaven Integrated Childrens Services	\$42.90	1	\$42.90	\$0.00	\$42.90
MA CFAC 0002	Northern Shoalhaven Community Transport and Family Support Services	\$12.29	1	\$12.29	\$0.00	\$12.29
Total						\$4,805.32

Contribution rates are adjusted annually on 1st July in accordance with the indexation formula indicated in the Contributions Plan (currently the implicit price deflator) and the total contribution levied will be adjusted accordingly at the time of payment. (ie contributions are calculated on the rate applicable at the date of payment, not the date of development consent.)

A total contribution, currently assessed at the sum of \$4,805.32 (i.e. 2007/2008 rate) or as indexed in future years shall be paid to Council before the issue of a Subdivision/Construction Certificate.

Contributions Plan 1993 may be inspected at the Council Administrative Offices, Bridge Road, Nowra and Deering Street, Ulladulla.

Subdivision Certificate

13. The applicant shall submit 10 copies of the plan of survey to Council for their record prior to the issue of a Subdivision Certificate.

14. A Subdivision Certificate must be issued prior to lodgement of the Final Plan of Survey with the Land Property Information Office. Council must issue a Subdivision Certificate except

where an environmental planning instrument provides that a Subdivision Certificate may be issued by an Accredited Certifier for a specified subdivision.

RESOLVED on a MOTION of Clr Willmott, seconded Clr Ward, that the recommendations of the Development Committee be adopted.

THE RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted “Aye”;

Clrs Watson, Willmott, Anderson, Kearney, Ward, Kerr, McCrudden, Murphy, Rudd, Finkernagel

The following Councillors voted “No”;

Clrs Bates, Green

**SHOALHAVEN WATER OPERATIONS AND STRATEGIC REVIEW COMMITTEE -
TUESDAY, 18TH SEPTEMBER, 2007**

1395. Adoption of Report

RESOLVED on a MOTION of Clr Kearney, seconded Clr Finkernagel, that the following recommendations of the Shoalhaven Water Operations and Strategic Review Committee be adopted.

1396. Sewer Main Failure Culburra Beach File 28464, 36624

RECOMMENDED that:

- a) Council vote \$170,000 from the Sewer Fund Accumulated Reserve to immediately replace 470m of 375mm diameter DICL pipe in the low lying area adjacent Curleys Bay
- b) Shoalhaven Water carry out further investigations of the 225mm diameter main from Greenwell Point to consider what further action may be needed.

1397. Sewer Main Failure Jamieson Road North Nowra File 27428, 36623

RECOMMENDED that Shoalhaven Water carry out investigations on sewer rising mains in sensitive areas and determine the suitability of an early warning system to notify of system failures.

1398. Additional Item - Oyster Growers Association - Partnerships File 6207

RECOMMENDED that Council hold further discussions with the Oysters Growers Association on the possibility of partnership agreements with themselves, the Sydney Catchment Authority and any other authorities regarding water quality monitoring in the Shoalhaven River.

**CROWN RESERVE, COMMUNITY AND COMMERCIAL OPERATIONS COMMITTEE
- TUESDAY, 18TH SEPTEMBER, 2007**

1399. Adoption of Report

RESOLVED on a MOTION of Cllr Kearney, seconded Cllr Green, that the following recommendations of the Crown Reserve, Community and Commercial Operations Committee be adopted.

1400. Southern Rivers Catchment Management Authorities - Council Award File 1835-03

RECOMMENDED that the Council forward each Bushcare Group a letter thanking them for their volunteer contribution to managing and improving the Shoalhaven's bushland and other natural areas.

1401. Comerong Island Ferry - Out of Water Survey File 3591-04

RECOMMENDED that the report of the General Manager (City Services and Operations regarding Comerong Island Ferry – Out of Water Survey be received for information.

1402. Shoalhaven Heads Community Centre – World Disabled Archery Championships 2012 File 5460

RECOMMENDED that the hire fee of \$500 per week (indexed annually) for the total hire of the Shoalhaven Heads Community Centre be accepted and that these fees be publicly advertised for twenty eight (28) days in accordance with Section 610F of the Local Government Act 1993.

1403. Aqua Natal Classes at Bay & Basin Leisure Centre File 26763-08

RECOMMENDED that Council trial the Aqua Natal Program at the Bay and Basin Leisure Centre for a period of 1 term (3 months).

1404. Seasonal Pools - Length of Season File 2233, 5070, 24297, 29005, 29006, 29007, 30050, 31181

RECOMMENDED that the report of the General Manager (City Services & Operations) concerning Seasonal Pools – Length of Season be received for information.

1405. Supervision at Sea Pools File 5070-03, 4410-12, 2233-06

This item was withdrawn and dealt with separately at the conclusion of consideration of the Crown Reserve, Community and Commercial Committee report.

1406. Shoalhaven Public Open Space Plan File 12579, 4840, 8220, 10176

RECOMMENDED that:

- a) Council place the draft Shoalhaven Open Space Plan on public exhibition for 6 weeks comment;

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- b) The public exhibition include referral to all CCB's and placement on Council's internet site and in Public Libraries; and
 - c) A further report be provided on submissions received;
 - d) A report be submitted on the condition of vegetation growth and maintenance costs on the following Council owned properties:
 - Ex Armco site - off Rockhill Road, North Nowra
 - Ex Mottrams Farm - Stonegarth Road, Mundamia
 - The Grotto - Yurunga Drive, North Nowra
 - Depot Farm - Depot Road, West Nowra

1407. Dog Off-Leash Areas in Ulladulla and Districts File 3220-06

RECOMMENDED that the advertising of amendments to the current 'Access Areas for Dogs' Policy be deferred pending the submission of a report to a future meeting of the Crown Reserve Community and Commercial Operations Committee regarding threatened bird species within the area of the two beaches north/east of Rennies Beach, Ulladulla.

1408. Lease to Milton Ulladulla Historical Society Inc. - Historic House, 275 Green Street, Ulladulla File 3581-02

RECOMMENDED that

- a) The Council of the City of Shoalhaven as Manager of the Ulladulla Heritage and Community (R700023) Reserve Trust for Heritage and Community Purposes leases the Historic House at 275 Green Street, Ulladulla to the Milton Ulladulla Historical Society Inc. for a term of five years at a rental of \$1,000 plus GST per annum with reviews at the end of second and fourth years on the basis of movements in the CPI;
- b) The Common Seal of the Council of the City of Shoalhaven is affixed to any documents required to be sealed and that otherwise the General Manager is authorised to sign any documentation necessary to give effect to this resolution.

1409. Callala Creek Bushland Reserve File 5714-03

RECOMMENDED that Council rename the public land between Callala Beach and Callala Bay and the foreshore reserve between Callala Creek and Callala Beach Fire Station as Callala Creek Bushland Reserve and advise the Callala Bushcare Group

1410. Huskisson Beach Tourist Resort Stage 1 Re-development Progress File 17887-05

RECOMMENDED that the report of the General Manager (Finance and Corporate Services) regarding Huskisson Beach Tourist Resort Stage 1 Re-development Progress be received for information.

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1411. Lease to Southern Shoalhaven Zone Meals on Wheels Cooperative, Building 3 Ulladulla Multi Purpose Centre, 78-86 St Vincent Street, Ulladulla File 34028

This item was withdrawn and dealt with separately at the conclusion of consideration of the Crown Reserve, Community and Commercial Committee report.

1412. Additional Item - Congratulations to Natural Resources Staff File 1831-02

RECOMMENDED that Council's Natural Resources staff be congratulated and thanked for their efforts in regard to the improvement works in the Bogey Hole locality, Ulladulla.

1413. (Page 28 Item 6) Supervision at Sea Pools File 5070-03, 4410-12, 2233-06

This item was withdrawn and dealt with separately.

RECOMMENDED that:

- a) The report of the General Manager (City Services & Operations) regarding the Supervision of Sea Pools be received for information;
- b) Council implement a variation of hours for the Huskisson and Ulladulla Sea Pools (within budget), at the discretion of staff, following further consultation with users.

A MOTION was moved by Cllr Ward, seconded Cllr Willmott, that Council allow for the 24 hour operation of the Ulladulla and Huskisson Sea Pools without supervision.

The MOTION upon being PUT to the meeting was declared LOST.

THE RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted "Aye";

Cllrs Bates, Willmott, Ward, McCrudden, Green

The following Councillors voted "No";

Cllrs Watson, Anderson, Kearney, Kerr, Murphy, Rudd, Finkernagel

RESOLVED on a MOTION of Cllr Anderson, seconded Cllr Green, that that the recommendation of the Crown Reserve, Community and Commercial Operations Committee be adopted.

THE RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted "Aye";

Cllrs Watson, Bates, Willmott, Anderson, Kearney, Kerr, Green, Murphy, Rudd, Finkernagel

The following Councillors voted "No";

Clrs Ward, McCrudden

RESOLVED on a MOTION of Clr Green, seconded Clr McCrudden, that the meeting adjourn for dinner.

The meeting adjourned the time being 7.02 pm.

The meeting reconvened the time being 8.05 pm.

The following members were present;

Clr G Watson – Chairman
Clr J Finkernagel
Clr R Rudd
Clr P Murphy
Clr P Green
Clr J McCrudden
Clr J Kerr
Clr G Ward
Clr G Kearney
Clr J Anderson
Clr J Willmott
Clr R Bates

1414. (Page 30 Item 12) Lease to Southern Shoalhaven Zone Meals on Wheels Cooperative, Building 3 Ulladulla Multi Purpose Centre, 78-86 St Vincent Street, Ulladulla File 34028
-

RECOMMENDED that Council defer the matter of the lease over Building 3 of the Ulladulla Multi Purpose Centre pending a meeting with Council staff, the Southern Shoalhaven Zone Meals on Wheels and the Milton Ulladulla Meals on Wheels to clarify usage of the facilities and appropriate lease arrangements.

RESOLVED on a MOTION of Clr Willmott, seconded Clr Kerr, that the recommendation of the Crown Reserve, Community and Commercial Operations Committee be adopted.

COUNCIL PROPERTY STEERING COMMITTEE – MONDAY 10TH SEPTEMBER, 2007

1415. Adoption of Report
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RESOLVED on a MOTION of Clr Kerr, seconded Clr Kearney, that the following recommendations of the Council Property Steering Committee be adopted.

THE RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted “Aye”;

Clrs Watson, Bates, Willmott, Anderson, Kearney, Kerr, McCrudden, Green, Murphy, Rudd, Finkernagel

THIS IS PAGE 28 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE CITY OF SHOALHAVEN HELD ON TUESDAY, 25TH SEPTEMBER, 2007

MINUTES CONFIRMED ON TUESDAY 30TH OCTOBER, 2007 - CHAIRMAN

The following Councillors voted “No”;

Clr Ward

1416. Redevelopment Proposal for 16 Berry Street, Nowra (Betta Electrical) File 9864

This item was withdrawn and dealt with separately at the conclusion of consideration of the Council Property Steering Committee report.

1417. Various Lands - Nowra Local Aboriginal Land Council File 19665

This item was withdrawn and dealt with separately at the conclusion of consideration of the Council Property Steering Committee report.

1418. Land Acquisition - Nowra CBD Traffic Strategy File 32364

RECOMMENDED that

- a) Council authorises the General Manager (Assistant General Manager) to commence negotiations with the Department of Education and Training to acquire part of Lot 1 DP1106524; part of Lot 3 DP23898 and part of Lot 2 DP16558 being a total area of 25,957m² approximately for road purposes in association with the Nowra Traffic and Transport Strategy.
- b) The compensation payable is to be determined in accordance with the Land Acquisition (Just Terms Compensation) Act 1991 including the transfer of the Council land to the Department upon which the new sporting fields are to be constructed at the cost of Council.
- c) The initial costs of acquisition including valuation, legal and survey be funded from Job No 28616.

1419. Mollymook Beach Hut Cafe - Redevelopment Proposal File 2406-02

RECOMMENDED that:

- a) The Council of the City of Shoalhaven as manager of the Mollymook Beach (R52790) Reserve Trust leases to Wayne and Susan Smith the Mollymook Beach Hut at Ocean Street, Mollymook being part of Reserve R52790 for a term of three years with two options each for a further three years;
- b) The Lease incorporates conditions requiring that the Lessees carry out refurbishment works as approved by Council to an estimated value of \$57,000 prior to re-commencement of business on site, subject to compliance with any conditions imposed by the development consent for the works and report back to Council;
- c) Rental is to be assessed at the current market rental, following a further valuation report, payable for the premises on completion of the works on the basis that all works remain the property of the tenant;

-
- d) Rental is reviewed annually on the basis of movements in the Consumer Price Index with reviews to current market rental at the end of the third and sixth years;
 - e) The Common Seal of the Council of the City of Shoalhaven is affixed to any documents required to be sealed and that otherwise the General Manager is authorised to sign any documentation necessary to give effect to this resolution.

Note: This item was reintroduced as an additional item. See Min07.1430

1420. Council Land - Lot 9 DP186813 North Street, Nowra File 35230

RECOMMENDED that the Committee resolve to inform Stockland Development Pty Ltd that Council relies on its resolution of 30 January 2007: The adopted recommendation being:

“RECOMMENDED that Council agrees to excising from Lot 9 DP186813 the land for road reserve required as part of the Brereton Street road extension, subject to all development issues relating to the developments proposed by LEDA and Stocklands in Nowra being resolved to Council’s satisfaction and that there be no cost to Council.”

1421. Council Land - Lot 87 Anderson Lane, Berry File 29289-02

This item was withdrawn and dealt with separately at the conclusion of consideration of the Council Property Steering Committee report.

1422. Milton Commercial Car Park - Lot 2 DP 872508 Princes Highway (behind IGA and Star Hotel) File 8973

RECOMMENDED that Council retain the land described as Lot 2, DP 872508 Princes Highway, Milton for possible future public use.

1423. Proposed Transfer of Permissive Occupancy - Hellhole Quarry File 4916-02 & 9053

RECOMMENDED that Council submit a joint application with the owners of “Hellhole” Quarry to “transfer” the Permissive Occupancy.

1424. Council Land - Lot B DP160491 Slaughterhouse Road, Milton File 31675 & 27796

RECOMMENDED that Council fence the cleared area on the eastern side of Council land, Lot B DP160491 Slaughterhouse Road, Milton, for use as a stockpiling depot and allow the residue to be used for agistment.

1425. Proposed Land Acquisition and Section 94 Contribution Plan (Active Recreation) – Sanctuary Point File 21806-02, 28705

RECOMMENDED that

- a) Council resolve to not acquire the area of Lot 1 DP 552942 as included in Council’s Section 94 Contribution Plan for active recreation purposes.
- b) The land owner be immediately informed of the outcome of point a) above.

THIS IS PAGE 30 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE CITY OF SHOALHAVEN HELD ON TUESDAY, 25TH SEPTEMBER, 2007

MINUTES CONFIRMED ON TUESDAY 30TH OCTOBER, 2007 - CHAIRMAN

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- c) Negotiations continue in relation to any parts of Lot 1 DP 552942 required for Council purposes.

1426. Sale of Industrial Land - Pricing File 1998-05; 13766-02, 5173-04

RECOMMENDED that:

- a) Council set the minimum prices for industrial sites at Yerriyong (AATP), Huskisson, and South Nowra as set out in the confidential attachment to the report.
- a) The General Manager be authorised to sign the Contracts for Sale of the industrial land at South Nowra, Huskisson, and Yerriyong based on a) above.
- b) The Transfers to complete the Contracts be executed under the Seal of Council.

1427. (Page 31 Item 1) Redevelopment Proposal for 16 Berry Street, Nowra (Betta Electrical) File 9864

This item was withdrawn and dealt with separately.

RECOMMENDED that Council indicate to applicant of the redevelopment proposal at 16 Berry Street, Nowra, that Council will not support any proposal for a shop relying on access to the Egans Lane Car Park

RESOLVED on a MOTION of Clr Anderson, seconded Clr Ward, that the matter of the Redevelopment Proposal for 16 Berry Street, Nowra (Betta Electrical) be deferred to a full Councillor Briefing on the implications of the recommendation shown on page 31, Item 1 of the Ordinary Meeting of 25th September 2007

1428. (Page 31 Item 2) Various Lands - Nowra Local Aboriginal Land Council File 19665

This item was withdrawn and dealt with separately.

RECOMMENDED that

- a) Council proceed with a Legal Agreement with the Nowra Local Aboriginal Land Council to achieve the early resolution of the Land Claims 6379, 6380 and 6696 and securing the road easement for the proposed road at Falcon Crescent, North Nowra, and
- b) Council agree in principle to the proposal to prepare title plans for Aboriginal Land Claims 6379, 6380, 6696, 6383, 6384 for the purpose of negotiation and report back to Council.

RESOLVED on a MOTION of Clr McCrudden, seconded Clr Finkernagel, that the recommendations of the Council Property Steering Committee be adopted.

THE RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted "Aye";

Clrs Watson, Willmott, Anderson, Kearney, Ward, Kerr, McCrudden, Green, Murphy, Finkernagel

The following Councillors voted “No”;

Clrs Bates, Rudd

1429. Procedural Motion – Reintroduction of Item

A PROCEDURAL MOTION was moved by Clr Willmott, seconded Clr Kerr, that the item relating to Mollymook Beach Hut Cafe - Redevelopment Proposal be reintroduced as an additional item.

1430. Additional Item - Mollymook Beach Hut Cafe - Redevelopment Proposal File 2406-02

RECOMMENDED that:

- f) The Council of the City of Shoalhaven as manager of the Mollymook Beach (R52790) Reserve Trust leases to Wayne and Susan Smith the Mollymook Beach Hut at Ocean Street, Mollymook being part of Reserve R52790 for a term of three years with two options each for a further three years;
- g) The Lease incorporates conditions requiring that the Lessees carry out refurbishment works as approved by Council to an estimated value of \$57,000 prior to re-commencement of business on site, subject to compliance with any conditions imposed by the development consent for the works and report back to Council;
- h) Rental is to be assessed at the current market rental, following a further valuation report, payable for the premises on completion of the works on the basis that all works remain the property of the tenant;
- i) Rental is reviewed annually on the basis of movements in the Consumer Price Index with reviews to current market rental at the end of the third and sixth years;
- j) The Common Seal of the Council of the City of Shoalhaven is affixed to any documents required to be sealed and that otherwise the General Manager is authorised to sign any documentation necessary to give effect to this resolution.

RESOLVED on a MOTION of Clr Finkernagel, seconded Clr Kerr, that the recommendations of the Council Property Steering Committee be adopted.

THE RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted “Aye”;

Clrs Watson, Bates, Anderson, Kearney, Ward, McCrudden, Murphy, Rudd, Finkernagel

The following Councillors voted “No”;

Clrs Willmott, Kerr, Green

This item was withdrawn and dealt with separately.

RECOMMENDED that Council:

- a) Authorise the General Manager (Assistant General Manager) to proceed to prepare a Local Environment Plan to classify the vacant land described as Lot 87 in Deposited Plan 48603 Berry to operational land in accordance also with the provisions of the Local Government Act 1993 and the Environmental Planning and Assessment Act 1979;
- b) Notify the proponents that Council is applying for reclassification of the land.

RESOLVED on a MOTION of Clr Anderson, seconded Clr Kearney, that the recommendation of the Council Property Steering Committee be adopted.

THE RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted "Aye";

Clrs Watson, Willmott, Anderson, Kearney, Kerr, McCrudden, Green, Murphy

The following Councillors voted "No";

Clrs Bates, Ward, Rudd, Finkernagel

SHOALHAVEN TRAFFIC COMMITTEE – TUESDAY 18TH SEPTEMBER, 2007

1432. Adoption of Report

RESOLVED on a MOTION of Clr Kerr, seconded Clr Anderson, that the following recommendations of the Shoalhaven Traffic Committee be adopted.

1433. Road Safety - Vincentia Public School - George Caley Place, Vincentia. (PN 741)

File 18383, 10582

RECOMMENDED that the General Manager (Director Strategic Planning) be requested to arrange for the current parking restrictions in George Caley Place adjacent to the Vincentia Public School to be amended in accordance with diagram TRAF 2007/13.

1434. Pedestrian Access and Safety - Boree Street Car Park, Ulladulla (PN 1678)

File 3572

RECOMMENDED that the General Manager (Director Strategic Planning) be advised that the Shoalhaven Traffic Committee has no objection to the proposal to amend the current layout of the public car park located on the eastern side of Boree Street, Ulladulla including the installation of a defined pedestrian pathway in an easterly direction through the parking area leading from Boree Street and a Loading zone to be located on eastern side of the car park approximately at the mid point.

1435. Traffic Facility - Green Street, Ulladulla (PN 1742) File 2633

RECOMMENDED that the General Manager (Director Strategic Planning) be advised that the Shoalhaven Traffic Committee has no object to the installation of a traffic facility (kerb blisters) on Green Street between Village Drive and Warden Street as shown on diagram TRAF 2007/15.

1436. School Bus Zone - Walsh Crescent, North Nowra (PN 1952) File 6174

RECOMMENDED that the General Manager (Director Strategic Planning) be requested to amend the current parking restriction signage located adjacent to the entrance of Illaroo Road School in Walsh Crescent, North Nowra in accordance with diagram TRAF 2007/12 (ie reducing the length of the existing No Parking 8.00am-9.30am and 2.30pm-4.00pm School Days zone and installing a No Stopping and a No Stopping 8.00am-9.30am and 2.30pm-4.00pm School Days zone).

1437. Traffic Facilities - Nowra Infants School, Osborne Street, Nowra (PN 2250) File 18377, 2617

RECOMMENDED that the General Manager (Director Strategic Planning Group) approve the proposed traffic facility (Childrens Crossing), linemarking and regulatory signs to be installed on Osborne Street, Nowra as per plan 4593-01 subject to technical detail.

1438. Bus Zones - Shepherd Street, Mollymook (PN 2254) File 2669, 2634

RECOMMENDED that:-

- a) The General Manager (Director Strategic Planning) be requested to arrange for the installation of bus zones, to operate at the times identified by the Bus Operators, in accordance with relevant guidelines on both sides of Shepherd Street at an appropriate location west of Wallace Street, Mollymook.
- b) The General Manager (Director Strategic Planning) be advised that the Shoalhaven Traffic Committee has identified the area immediately west of Wallace Street as a suitable site for the installation of pedestrian refuge and that formal design plans for this facility be referred back to a future Traffic Committee meeting for approval.
- c) Ulladulla Bus Lines be advised accordingly.

1439. Give Way Sign - Intersection of Sutton and Frederick Streets, Vincentia (PN 2259) File 1716

RECOMMENDED that:-

- a) The General Manager (Director Strategic Planning) be requested to arrange for the installation of a Stop (R1-1) sign and associated hold linemarking (TF/TB) for north bound vehicles on Sutton Street at its junction with Frederick Street, Vincentia due to the lack of adequate sight distance to the east of the junction.
- b) The letter writer be advised accordingly.

1440. Drop-off/Pick-up zone - Nowra East Public School (PN 2263)

File 18376, 2636-02

RECOMMENDED that the General Manager (Director Strategic Planning) be requested to arrange for the western end of the current No Stopping zone adjacent to the entrance of Nowra East Public School to be amended to incorporate a No Parking zone (8.00am-9.30am & 2.30pm-4.00pm School Days) in accordance with diagram TRAF 2007/16.

1441. School Traffic Zones – Time restrictions (PN 2264)

File 1948

RECOMMENDED that the General Manager (Director Strategic Planning) be requested to amend signage as required in school precincts throughout the City to provide uniformity with respect of time of operation as per the following:

- a) For traffic control devices at a school, the time restrictions (on school days as defined by the State Government) to be:
 - i) Morning 8:00 am to 9:30 am
 - ii) Afternoon 2:30 pm to 4:00 pm
- b) For all new signs the above hours are to be used in school zones.
- c) When existing signs are replaced due to damage or at the end of life the new signs should have the standard hours as stated above.

1442. Bridge Load Limit - Willowglen Road, Barrengarry (PN 2268)

File 26129

RECOMMENDED that General Manager (Director City Services & Operations Group) be advised that the Shoalhaven Traffic Committee has no objection to the imposition of a 25 tonne load limit on the recently reconstructed timber bridge spanning Trimble Creek on Willowglen Road, Barrengarry subject to:-

- a) The installation of regulatory signage (R6-3) at appropriate locations on both approaches to the bridge and advance signage (R6-3 & R7-2b) at the intersection of Willowglen Road and Moss Vale Road; and,
- b) Appropriate advertising of the load limit.

1443. Car Park Layout – Worrigee Street, Nowra (PN 2270)

File 17670

RECOMMENDED that the General Manager (Director Strategic Planning) be advised that the Shoalhaven Traffic Committee endorses the proposal to alter the layout of the car park bounded by Berry Street, Worrigee Street and Lawrence Avenue, Nowra by changing the existing car park space markings to comply with Australian Standard – Parking Facilities – Part 1: Off-street Car Parking (AS 2890.1 – 1993).

GENERAL MANAGER

1444. Election of Deputy Mayor and Assistant Deputy Mayor for the Ensuring Year

File 3905

A MOTION was moved by Clr Ward, seconded Clr Bates, that Council proceed to the election of the Deputy Mayor and not the Assistant Deputy Mayor.

The MOTION upon being PUT to the meeting was declared LOST.

THE RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted “Aye”;

Clrs Bates, Ward, Rudd

The following Councillors voted “No”;

Clrs Watson, Willmott, Anderson, Kearney, Kerr, McCrudden, Green, Murphy, Finkernagel

RESOLVED on a MOTION of Clr Kerr, seconded Clr Green, that the election for the position of Deputy Mayor and Assistant Deputy Mayor proceed by Preferential Ballot.

The MOTION upon being PUT to the meeting was declared CARRIED

THE RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted “Aye”;

Clrs Watson, Bates, Willmott, Kearney, Kerr, McCrudden, Green, Murphy, Rudd

The following Councillors voted “No”;

Clrs Anderson, Ward, Finkernagel

The General Manager appointed Leigh Wallace as the Returning Officer.

The Executive Support Manager informed the meeting that:

- five written nominations had been received for the position of Deputy Mayor, the nominations being Clr Finkernagel, Clr Anderson, Clr Green; Clr Willmott, and Clr Murphy
- four written nominations had been received for the position of Assistant Deputy Mayor, the nominations being Clr Anderson, Clr Green, Clr Willmott and Clr Murphy.

Following a Preferential Ballot for the position of Deputy Mayor, Clr Green was duly elected Deputy Mayor for the term to September 2008.

Following a Preferential Ballot for the position of Assistant Deputy Mayor Clr Anderson was declared elected Assistant Deputy Mayor for the term to September 2008.

THIS IS PAGE 36 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE CITY OF SHOALHAVEN HELD ON TUESDAY, 25TH SEPTEMBER, 2007

MINUTES CONFIRMED ON TUESDAY 30TH OCTOBER, 2007 - CHAIRMAN

RESOLVED on a MOTION of Clr Murphy, seconded Clr Anderson, that the Ordinary Meeting order of business be adopted as follows:

Prayer

Australian National Anthem

Apologies

Confirmation of Minutes

Mayoral Minute (A Mayoral Minute may be considered at any time in accordance with the regulations)

Deputations

Reports of Committees (including the Conduct Committee)

Report of the General Manager

Legal Documents

Confidential Business Items

Notices of Motion

1446. Determination of Regular Council Committees, Function and Election of Membership File 1753

RESOLVED on a MOTION of Clr Murphy, seconded Clr Anderson, that:

a) Council establish the Regular Council Committees as follows:

i) Policy and Planning Committee

ii) Works and Finance Committee

iii) Development Committee

iv) Crown Reserve, Community and Commercial Operations Committee

v) Shoalhaven Water Operations and Strategic Review Committee.

b) Council adopt the functions of the Regular Council Committees as follows:

i) Policy and Planning Committee

Functions

a) To consider and recommend on matters dealing with major re-zoning/alterations and major town planning matters of a policy nature and to evaluate the implementation of such policies including reference to the planning and development of such areas, design, financing etc.

b) To consider and recommend upon the sale of Council property or the purchase or resumption of land by Council where the estimated market value is \$100,000 or more. (Note: Council's Property Steering Committee has a similar role)

c) To oversee, review and recommend on all major matters relating to the collection and disposal of City garbage and refuse.

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- d) To oversee, review and recommend on all matters relating to Council's industrial development activities.
 - e) To consider and recommend on major Council policies as may be referred to the Committee from time to time by the General Manager or other Committees of the Council.
 - f) To watch generally over the collection and expenditure of the Council's revenue and to report, from time to time, upon the different funds of the Council and to keep Council informed on whether the probable income of the fund will be sufficient to meet the probable expenditure of the Fund.
 - g) To consider and recommend upon the amount of Section 94 contributions to be levied on developments.
- ii) Works and Finance Committee

Functions

- a) To make recommendations on the exercise of all powers vested in Council under any Statutes, By-Laws or Regulations affecting the construction, alteration or maintenance of roads, bridges, parks and reserves, flood mitigation, cemeteries, provision of plant and equipment, communications and safety, noxious weeds eradication, fire hazard reduction, emergency services, swimming pool operations or other works. (Note: Swimming pool operations have in recent years been referred to the Crown Reserve, Community and Commercial Operations Committee)
- b) To recommend the construction of works within the sums voted by Council.
- c) To make recommendations on the expenditure of funds raised under Section 94 of the Environmental Planning and Assessment Act.
- d) To make recommendations on the source, availability and volume of revenue and the voting of funds and to oversee and review the obtaining and the collection thereof.
- e) To oversee, review and recommend on all matters relating to the promotion of tourism. (Note: In recent years this has been the role of the Tourism Board)
- f) To oversee, review and recommend on Council's Statutory obligations and community needs, as affecting public health, buildings and community welfare and animal control.
- g) To review and recommend to Council the sale prices of land in connection with residential and industrial Council subdivisions. (Note: In recent years this has been the role of the Property Steering Committee)
- h) To consider and recommend to Council the sale of Council property or the purchase or resumption of land where the estimated market value is less than \$100,000. (Note: In recent years this has been the role of the Property Steering Committee)

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- i) To consider and recommend the introduction of new fees or charges or the alteration of existing fees and charges for inclusion in the next management plan.
 - j) To consider and recommend on minor matters relating to the collection and disposal of City garbage and refuse.
 - k) To recommend to Council the acquisition of easements and compensation
 - l) To recommend to Council the compensation to be offered in respect of land resumed by Council.
 - m) To review properties leased or rented by Council and make recommendations thereon.
 - n) To consider any special applications for the use of the Reception Room, where such applications are outside Council's policy.
 - o) To authorise civic functions and arrangements associated with visits to the area by dignitaries. (Note: In recent years this has been dealt with by the Mayors Office)
 - p) To consider and recommend the acceptance or rejection of offers to transfer land to Council under Section 570 of the Local Government Act, 1993 in lieu of the payment of rates.

iii) Development Committee

Functions

- a) To deal with major variations to policy and determine policy guidelines where there are insufficient relevant policy guidelines to allow staff to proceed to determine a development application under delegated authority.
- b) To formulate and review policy guidelines for determining applications under delegated authority by staff.
- c) To prepare and review Development Control Plans and minor LEP's and to act as a Committee of Review when an application has been refused under delegated authority and an application for reconsideration has been made by an applicant.
- d) To deal with other matters which may be referred to the Committee by the General Manager or Council.

iv) Crown Reserve, Community and Commercial Operations Committee

Functions

- a) To monitor, review and develop matters of relevance in respect of the operations and strategic direction of council's Holiday Haven Tourist Parks Group.
- b) To monitor, review and develop matters of relevance in respect of the operations and strategic direction of Council's cemeteries/crematorium

functions, aquatic recreation facilities, sporting and recreation facilities, parks and reserves, community facilities and commercial tenancies on Crown Land.

- c) To recommend to Council on all matters relating to the management and facilities provided on all Crown Reserve Trust Land where Council is the Trust Manager.

v) Shoalhaven Water Operations and Strategic Review Committee

Functions

- a) To provide corporate direction for the Shoalhaven Water Group to make recommendations on the exercise of powers vested in Council under any statutes or regulations affecting the construction, alteration or maintenance of water and sewerage works and effluent works and pump out removal.
- b) To make recommendation on the expenditure funds raised under Section 64 of the Local Government Act 1993.
- c) To develop and review strategic policies for water, sewerage and effluent operations.

c) The membership of the Regular Council Committees be:

- i) Policy and Planning Committee – All Councillors, General Manager or his nominee.
- ii) Works and Finance Committee – Clr Watson, Clr Kearney (Chairperson), Clr Finkernagel, Clr Anderson, Clr Kerr, Clr Bates, Clr Green, the General Manager (or nominee).
- iii) Development Committee - Clr Watson, Clr Young (Chairperson), Clr Murphy, Clr Willmott, Clr Rudd, Clr Ward, Clr McCrudden, the General Manager (or nominee).
- iv) Crown Reserve, Community and Commercial Operations Committee – Clr Watson, Clr Anderson (Chairperson), available Councillors, the General Manager (or nominee).
- v) Shoalhaven Water Operations and Strategic Review Committee – Clr Watson (Chairperson), Clr Anderson, Clr Willmott, Clr Kerr, Clr Kearney, available Councillors, the General Manager (or nominee), Director Shoalhaven Water Group.

d) The quorums for the Regular Council Committees be:

- i) Policy and Planning Committee – seven (7)
- ii) Works and Finance Committee – three (3)
- iii) Development Committee – three (3)
- iv) Crown Reserve, Community and Commercial Operations Committee – three (3)
- v) Shoalhaven Water Operations and Strategic Review Committee – two (2).

1447. Determination of Date and Time of Regular Council Committee Meetings and Ordinary Meetings
File 3910

RESOLVED on a MOTION of Cllr Murphy, seconded Cllr Anderson, that Council adopt the following meeting dates for the period November 2007 to October 2008 and authorise the publication of an advertisement detailing times and venue of its meetings:

Tuesday 6 th November 2007	3.30 pm	Policy and Planning Committee
	4.30 pm	Extra Ordinary Meeting (if required)
	5.00 pm	Works and Finance Committee
	5.00 pm	Development Committee
Tuesday 13 th November 2007	3.45 pm	Shoalhaven Water Operations & Strategic Review Committee (SWO&SR Committee)
	5.00 pm – or at the conclusion of the SWO&SR Committee	Crown Reserve, Community & Commercial Operations Committee
Tuesday 20 th November 2007	3.30 pm	Ordinary Meeting
Tuesday 4 th December 2007	3.30 pm	Policy and Planning Committee
	4.30 pm	Extra Ordinary Meeting (if required)
	5.00 pm	Works and Finance Committee
	5.00 pm	Development Committee
Tuesday 11 th December 2007	3.45 pm	Shoalhaven Water Operations & Strategic Review Committee
	5.00 pm – or at the conclusion of the SWO&SR Committee	Crown Reserve, Community & Commercial Operations Committee
Tuesday 18 th December 2007	3.30 pm	Ordinary Meeting
Monday 21 st January 2008	3.45 pm	Shoalhaven Water Operations & Strategic Review Committee
	5.00 pm – or at the conclusion of the SWO&SR Committee	Crown Reserve, Community & Commercial Operations Committee
Tuesday 22 nd January 2008	3.30 pm	Policy and Planning Committee
	4.30 pm	Extra Ordinary Meeting (if required)
	5.00 pm	Works and Finance Committee
	5.00 pm	Development Committee
Tuesday 29 th January 2008	3.30 pm	Ordinary Meeting
Tuesday 12 th February 2008	3.30 pm	Policy and Planning Committee
	4.30 pm	Extra Ordinary Meeting (if required)
	5.00 pm	Works and Finance Committee
	5.00 pm	Development Committee
Tuesday 19 th February 2008	3.45 pm	Shoalhaven Water Operations & Strategic Review Committee
	5.00 pm – or at the conclusion of the SWO&SR Committee	Crown Reserve, Community & Commercial Operations Committee
Tuesday 26 th February 2008	3.30 pm	Ordinary Meeting
Tuesday 11 th March 2008	3.30 pm	Policy and Planning Committee
	4.30 pm	Extra Ordinary Meeting (if required)
	5.00 pm	Works and Finance Committee
	5.00 pm	Development Committee
Tuesday 18 th March 2008	3.45 pm	Shoalhaven Water Operations & Strategic Review Committee
	5.00 pm – or at the conclusion of the SWO&SR Committee	Crown Reserve, Community & Commercial Operations Committee

THIS IS PAGE 41 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE CITY OF SHOALHAVEN HELD ON TUESDAY, 25TH SEPTEMBER, 2007

MINUTES CONFIRMED ON TUESDAY 30TH OCTOBER, 2007 - CHAIRMAN

Tuesday 25 th March 2008	3.30 pm	Ordinary Meeting
Tuesday 8 th April 2008	3.30 pm	Policy and Planning Committee
	4.30 pm	Extra Ordinary Meeting (if required)
	5.00 pm	Works and Finance Committee
	5.00 pm	Development Committee
Tuesday 15 th April 2008	3.45 pm	Shoalhaven Water Operations & Strategic Review Committee
	5.00 pm – or at the conclusion of the SWO&SR Committee	Crown Reserve, Community & Commercial Operations Committee
Tuesday 22 nd April 2008	3.30 pm	Ordinary Meeting
Tuesday 13 th May 2008	3.30 pm	Policy and Planning Committee
	4.30 pm	Extra Ordinary Meeting (if required)
	5.00 pm	Works and Finance Committee
	5.00 pm	Development Committee
Tuesday 20 th May 2008	3.45 pm	Shoalhaven Water Operations & Strategic Review Committee
	5.00 pm – or at the conclusion of the SWO&SR Committee	Crown Reserve, Community & Commercial Operations Committee
Tuesday 27 th May 2008	3.30 pm	Ordinary Meeting
Tuesday 10 th June 2008	3.30 pm	Policy and Planning Committee
	4.30 pm	Extra Ordinary Meeting (if required)
	5.00 pm	Works and Finance Committee
	5.00 pm	Development Committee
Tuesday 17 th June 2008	3.45 pm	Shoalhaven Water Operations & Strategic Review Committee
	5.00 pm – or at the conclusion of the SWO&SR Committee	Crown Reserve, Community & Commercial Operations Committee
Tuesday 24 th June 2008	3.30 pm	Ordinary Meeting
Tuesday 8 th July 2008	3.30 pm	Policy and Planning Committee
	4.40 pm	Extra Ordinary Meeting (if required)
	5.00 pm	Works and Finance Committee
	5.00 pm	Development Committee
Tuesday 15 th July 2008	3.45 pm	Shoalhaven Water Operations & Strategic Review Committee
	5.00 pm – or at the conclusion of the SWO&SR Committee	Crown Reserve, Community & Commercial Operations Committee
Tuesday 22 nd July 2008	3.30 pm	Ordinary Meeting
Tuesday 12 th August 2008	3.30 pm	Policy and Planning Committee
	4.30 pm	Extra Ordinary Meeting (if required)
	5.00 pm	Works and Finance Committee
	5.00 pm	Development Committee
Tuesday 19 th August 2008	3.45 pm	Shoalhaven Water Operations & Strategic Review Committee
	5.00 pm – or at the conclusion of the SWO&SR Committee	Crown Reserve, Community & Commercial Operations Committee
Tuesday 26 th August 2008	3.30 pm	Ordinary Meeting
Tuesday 9 th September 2008	3.30 pm	Policy and Planning Committee
	4.30 pm	Extra Ordinary Meeting (if required)
	5.00 pm	Works and Finance Committee
	5.00 pm	Development Committee

THIS IS PAGE 42 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE CITY OF SHOALHAVEN HELD ON TUESDAY, 25TH SEPTEMBER, 2007

MINUTES CONFIRMED ON TUESDAY 30TH OCTOBER, 2007 - CHAIRMAN

Tuesday 16 th September 2008	3.45 pm	Shoalhaven Water Operations & Strategic Review Committee
	5.00 pm – or at the conclusion of the SWO&SR Committee	Crown Reserve, Community & Commercial Operations Committee
Tuesday 23rd September 2008	3.30 pm	Ordinary Meeting
Tuesday 14 th October 2008	3.30 pm	Policy and Planning Committee
	4.30 pm	Extra Ordinary Meeting (if required)
	5.00 pm	Works and Finance Committee
	5.00 pm	Development Committee
Tuesday 21 st October 2008	3.45 pm	Shoalhaven Water Operations & Strategic Review Committee
	5.00 pm – or at the conclusion of the SWO&SR Committee	Crown Reserve, Community & Commercial Operations Committee
Tuesday 28 th October 2008	3.30 pm	Ordinary Meeting

1448. Council Committees

File 1753, 1229

RESOLVED on a MOTION of Clr Murphy, seconded Clr Anderson, that

a) Regular Council Committees

Council retain the following Regular Council Committees:

- i) Policy and Planning Committee
- ii) Works and Finance Committee
- iii) Development Committee
- iv) Crown Reserve, Community and Commercial Operations Committee
- v) Shoalhaven Water Operations and Strategic Review Committee

b) Committees With Delegated Authority

Council retain the following Committees With Delegated Authority:

- i) Conduct Committee - 31148
- ii) Senior Staff Contractual Matters Committee – 5001
- iii) Shoalhaven Arts Board – 2123-14
- iv) Shoalhaven City Mayor's Relief Fund - 3926
- v) South Coast Co-operative Library Services - 3934

c) The Rural Fire Service Strategic Planning Committee

Council retain the Rural Fire Service Strategic Planning Committee – 1227

d) Special Interest Groups

Council retain the following Special Interest Groups:

- i) Aboriginal Advisory Committee – 1209

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- ii) Alternative Waste Processing Technologies Working Party - 31133
 - iii) Bomaderry Shopping Centre and Railway Precinct Working Party – 30100
 - iv) Caravan Park Flood Safety Study Project Steering Committee - 35734
 - v) Council Property Steering Committee – 30977
 - vi) Council Property Steering Sub-Committee – 30977
 - vii) Executive Marina Review Committee - 1451-02
 - viii) Industrial Development and Employment Committee (IDEC) – 1220-02
 - ix) Nowra Skate Park Advisory Committee - 35337
 - x) Rating Working Party – 2973-02
 - xi) Rental Policy Working Party - 28029
 - xii) Shoalhaven Access Advisory Committee – 1228-02
 - xiii) Shoalhaven Multi Purpose Cultural Convention Centre Project Control Group (Working Group of Council Property Steering Sub-Committee) – 30977
 - xiv) Shoalhaven Spots Board – 12623-05
 - xv) Shoalhaven Tourism Board - 1490-07
 - xvi) Skills Development Initiative Working Party - 31531
 - xvii) Tourism Development Committee – 1080-02
 - xviii) Ulladulla Town Centre DCP No. 56 Amendment No.3 Interim Floor Space & Height Controls Working Party - 34759
 - xix) Youth Advisory Committee – 1506-04
- e) Natural Resource and Floodplain Management Committees
- Council retain the following Natural Resource and Floodplain Management Committees:
- i) Central Shoalhaven Natural Resource and Floodplain Management Committee - 30568
 - ii) Coastal Management Committee - 30573
 - iii) Far South Shoalhaven Natural Resource and Floodplain Management Committee - 30570
 - iv) Jervis Bay Floodplain Management Committee - 30572
 - v) Shoalhaven River Natural Resource and Floodplain Management Committee - 30567
 - vi) Southern Shoalhaven Natural Resource and Floodplain Management Committee - 30569
 - vii) Ulladulla Harbour and - Millards Creek Natural Resource and Floodplain Management Committee - 30571

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- f) Casting Vote
- Council re-affirm its decision that the Chairperson of the following committees be given a casting vote on motions where the voting is equal:
- i) Committee of the Whole Council
 - ii) Policy and Planning Committee
 - iii) Works and Finance Committee
 - iv) Development Committee
 - v) Crown Reserve, Community and Commercial Operations Committee
 - vi) Shoalhaven Water Operations and Strategic Review Committee
- g) Council Committees – Mayor and General Manager Appointed
- Council re-affirm its decision that the Mayor and the General Manager (or his nominee) be appointed as ex officio members of all Committees.
- h) Quorums - Advisory Committees
- Council re-affirm its decision as outlined in the report of the General Manager relating to the quorum of Advisory Committees.
- i) Introduction of Additional Items at Council Committee Meetings
- Council re-affirm its decision as detailed in the report of the General Manager relating to the introduction of additional items at Council Committee Meetings.
- j) Meeting Attendance
- i) All Councillors have the right to attend any of Council's Committees or Boards regardless of whether they are a member or not and whether the Committee or Board members consist of all Councillors or include staff or external members. Those Councillors who attend and are not members are entitled to speak not but not vote on the matter
 - ii) All Committees and Boards be open to the press and public with agendas made available, immediately prior to the commencement of the meeting, upon request and confidential items should be placed in a "confidential agenda" and treated the same way as for Council's Ordinary meeting and Regular Committees.
- k) Deputations
- If a deputation to a Council or Committee meeting introduces new information that has not been assessed or considered by professional staff then the Council or Committee may stand over the item of business to the next meeting.

1449. Community Consultation and Committee System - Committees With Delegated Authority

File 1229

RESOLVED on a MOTION of Clr Murphy, seconded Clr Anderson, that Council appoint the following representatives to the following Committees With Delegated Authority:

a) Senior Staff Contractual Matters Committee – 5001

Purpose and Delegated Authority

The Committee be delegated under Section 377 of the Local Government Act to:

- Review the General Managers performance against the agreement, at least annually.
- Deal with matters relating to requirements of the contract including the annual review of remuneration and to make any determinations where necessary.
- Receive the General Manager's annual reports on other Senior Staff contracts where Council is required to deal with contractual matters.

Current Membership

Mayor - Cllr Watson

Cllr Anderson

Cllr Bates

Cllr Kearney

Cllr Kerr

Cllr Murphy

Cllr Willmott

Cllr Young

General Manager

b) Shoalhaven Arts Board - 2123-14

Purpose and Delegated Authority

- Foster ways to enrich, celebrate and develop the arts for the benefit, esteem and image of the whole of the Shoalhaven.
- Organise and oversee the city's Arts Grants Program.
- The Shoalhaven Arts Board only has authority to act on Arts matters and in regard to Arts development and promotion matters the Board, when acting on those matters, acts as if it was Council and is able to commit expenditure up to its budget limit

Current Membership

Mayor – Cllr Watson

Cllr Anderson (Chairperson)

Cllr McCrudden

Cllr Willmott

General Manager (or nominee)

Richard Ballinger

Diana Falloon

Jennifer Mors

George Windsor

Deborah Ely

c) Shoalhaven City Mayor's Relief Fund - 3926

Purpose

- The fund has been established and maintained as a public fund for the relief of persons in Australia who are in necessitous circumstances and it is intended that the public be invited to contribute to the fund.

- A person will be in necessitous circumstances where his or her financial resources are insufficient to obtain all that is necessary, not only for a bare existence, but for a modest standard of living in the Australian community.
- Necessitous circumstances may result from a disaster caused by flood, fire, drought, tempest or other calamity.

Delegated Authority

The management of the fund is vested in the Shoalhaven City Mayor's Relief Fund Committee. Rules have been adopted by Council.

Current Membership

Mayor - Clr Watson (Chairperson)

Clr Anderson

Clr Kearney

Clr Kerr

General Manager (or nominee)

Director Finance and Corporate Services Group

Shoalhaven City Fire Control Officer

Co-ordinator, Shoalhaven City State Emergency Services

Chairman – Nowra Ministers Association or his nominee

d) South Coast Co-operative Library Services - 3934

Purpose and Delegated Authority

To provide Control and manage libraries or library services within the areas of the Member Councils upon the terms and subject to the conditions specified in the agreement.

Note: The member Councils are Shoalhaven City Council, Kiama Municipal Council, Eurobodalla Shire Council.

Current Membership

Mayor

Clr Anderson

Clr Rudd

Clr Ward

General Manager (or nominee)

Director City Services & Operations Group

Noela Lim – South Coast Co-operative Library Manager, Manager Shoalhaven Libraries and Community Services

Geoffrey Hadrill – Information Services Manager

Representatives – Kiama Municipal Council

Representatives– Eurobodalla Shire Council

1450. Community Consultation and Committee System - The Rural Fire Service Strategic Planning Committee File 1229, 1227

RESOLVED on a MOTION of Clr Murphy, seconded Clr Anderson, that Council appoint the Rural Fire Services Strategic Planning Committee and its purpose and membership as follows:

Purpose

To advise Council on issues of a strategic and policy nature relating to the operation of the Rural Fire Services having regard to the following:

- That the core communication between brigades and Fire Control Officer on operational issues be raised through the Group Officers utilising the committee structure.
- All issues be raised through Fire Control so that statutory matters can be resolved immediately.
- Policy matters raised can be referred to the Strategic Planning Committee by report to the Policy and Planning Committee through the General Manager so that statutory matters can be resolved.
- That the Strategic Planning Committee be developed as the body advising Council on Rural Fire Service policy issues.
- Representation on the Strategic Planning Committee with voting rights be given to the following:-
 - 1 Group Officer representative
 - 1 OHS&R Committee representative
 - 1 Training committee representative
 - 1 Volunteer representative of each group area (5)
 - 1 Councillor representative of each Ward (3)
 - General Manager or his representative(s)
 - 1 Fire Control Officer
 - Total representation of 13 comprising 8 volunteer personnel
- Committee to meet 4 times per year after normal office hours or more frequently on demand.
- The Committee to have authorisation to request the attendance of other staff or volunteers to advise on particular issues.
- The Committee make provision for formal brigade submissions on issues – not adequately resolved within the “system”.

Current Membership

Mayor – Cllr Watson

Cllr Anderson (Chairperson)

Cllr Kerr

Cllr Kearney (Alternate Delegate – Ward 1)

Cllr Murphy (Alternate Delegate – Ward 2)

Cllr Young (Alternate Delegate – Ward 3)

Cllr Willmott

General Manager (or nominee – Bill Patterson Project Delivery Manager)

Jacqui Cox – OH&S Representative

Alan Davison – Group 5 area representative

Paul Gleeson – Group 4 area representative (Alternate: Dennis Stannard)

Bob Johnston – Group 1 area representative (Alternate: Trevor Banks)

Jennifer Lawther – Group 2 area representative

Phil Paterson – Training Representative (Alternate: Bob Burton)

Craig Beaumont – Group 3 area representative

Vic Walker – Group Officer Representative (Alternate: Bob Johnson)

RESOLVED on a MOTION of Cllr Murphy, seconded Cllr Anderson, that Council appoint the following Special Interest Groups and their respective purpose and membership:

a) Aboriginal Advisory Committee – File 1209

Purpose

- Advise Council on issues relating to the Aboriginal community.
- Act as a channel to advise Council of new issues affecting the Aboriginal community.
- Receive information on issues affecting the Aboriginal community and forward to Council.
- Provide a facilitation role.
- Advocate for the Aboriginal community.

Current Membership

Mayor – Cllr Watson

Cllr McCrudden (Chairperson)

Cllr Rudd

Cllr Ward

Available Councillors

General Manager (or nominee)

Edward Braddick

Adell Hyslop

Suzanne Malligan

Henry (Sonny) Simms

Manager, Aboriginal Unit, Illawarra TAFE (Nowra Campus)

b) Alternative Waste Processing Technologies Working Group – File 31133

Purpose

To advance the Implementation Plan for Alternative Waste Processing Technologies.

Current Membership

Mayor – Cllr Watson

Cllr Anderson

Cllr Green

Cllr Kearney (Chairperson)

Cllr Kerr

Cllr Rudd

General Manager (or nominee)

Director City Services & Operations Group

Director Finance & Corporate Services Group

c) Bomaderry Shopping Centre and Railway Precinct Working Party – File 30100

Purpose

Within the defined geographic scope of this group, consideration of:

- the future form of the Bomaderry shopping centre;

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- transport servicing/relationships – rail, bus, taxi;
 - access – in particular disabled access;
 - car parking – in particular the need for secure parking adjacent to the railway station;
 - traffic circulation;
 - streetscape;
 - need for footpath widening;
 - DCP review considerations.

Current Membership

Mayor – Clr Watson

Clr Kearney (Chairperson)

Available Councillors

General Manager (or nominee)

Representative – Bomaderry Chamber of Commerce & Industry (Steen Pedersen)

Representative – StateRail (Tony Lazzarini)

John Barron

Alan Hawkes

Wendy Kooij

Nola Stephens

Warren Snodgrass

- d) Caravan Park Flood Safety Study Project Steering Committee - File 35734

Purpose

To allow Councillors and appropriate stakeholders involvement in the Caravan park Flood Safety Study process.

Current Membership

Mayor – Clr Watson (Chairperson)

Clr Anderson

Clr Green

Clr Ward

Clr Willmott (Deputy Chairperson)

(Clr Young as alternate member)

General Manager (or nominee)

Representative – State Emergency Services (Dianne Gordon)

Representative – Department of Natural Resources (John Murtagh)

Three representatives – NSW Caravan and Camping Industry Association (Rod Larkins)

John Greenaway, (Vera Farnham)

Representative - Holiday Haven (Kevin Sullivan)

Representative – Central Shoalhaven Natural Resource and Floodplain Management Committee

Representative – Far South Natural Resource and Floodplain Management Committee

Representative – Jervis Bay Natural Resource and Floodplain Management Committee

Representative - Southern Shoalhaven Natural Resource and Floodplain Management Committee (Gail Taylor – alternate Bob O'Brien)

-
- e) Council Property Steering Committee – File 30977

Purpose

To undertake preliminary investigations (feasibility, cost benefit, risk analysis, etc) into development opportunities for Council's strategic land holdings.

Current Membership

Mayor - Clr Watson (Chairperson)

Clr Anderson

Clr Bates

Clr Finkernagel

Clr Kearney

Clr Willmott

General Manager (or nominee)

Assistant General Manager

Director Finance & Corporate Services Group

- f) Council Property Steering Sub-Committee - File 30977

Purpose:

To consider the Bridge Road Precinct master plan and development options.

Current Membership:

Mayor – Clr Watson (Chairperson)

Clr Anderson

Clr Finkernagel

Clr Kearney

Clr Willmott

General Manager (or nominee)

Joanna Gash MP – Member for Gilmore

Assistant General Manager

Director Finance & Corporate Services Group

Arts Project Manager

Council staff as deemed appropriate

- g) Executive Marina Review Committee - File 1451-02

Purpose

To review potential locations for development of Boat Harbours and Marinas in Jervis Bay and throughout the Shoalhaven

Note: In accordance with MIN07.179, this Committee has delegated authority to appoint independent advisors when needed.

Current Membership

Mayor – Clr Watson

Clr Finkernagel

Clr Kerr

Clr Rudd

Available Councillors

General Manager (or nominee)

Colin Waller (Chairperson)
Representative – Boat Owners Association
Representative – Sailing Fraternity (Greg Troy)

h) Industrial Development and Employment Committee (IDEC) – File 1220-02

Purpose

The Committee has been convened in recognition of a major challenge, being the acceleration of job opportunities within the City. Broad aims are:

- To actively work towards methods by which the initiatives established through this Committee will be advertised and promoted throughout the country.
- To canvas as widely as possible the ideas and opinions of the various sectors within the City,
- To establish a forum for the development of employment generating initiatives.

Current Membership

Mayor - Cllr Watson (Chairperson)
Available Councillors
General Manager (or nominee)
Joanna Gash MP - Member for Gilmore (or nominee)
Shelley Hancock MP – Member for South Coast (or Nominee)
Matthew Brown MP – Member for Kiama
John Ings – Berry Small Town Alliance
Lyn Kearney – Shoalhaven Business Chamber
Faye Lamont
Milton Lay - Shoalhaven Area Consultative Committee
Michelle Miran – Department of State & Regional Development
Tim Montgomery – Shoalhaven Group of Unions
Mark Roberts – Premiers Department
Barry Russell – Illawarra Regional Development Board
Ian Strathie – Nowra Commercial Ratepayers
John Underwood - Berry Chamber of Commerce & Industry
James Coburn – Shoalhaven Business Chamber
Colin Waller
Rick Gainford

i) Nowra Skate Park Advisory Committee - File 35337

Purpose

To provide input to the design process for the Nowra Skate Park

Current Membership

Mayor – Cllr Watson – Chairperson
Cllr Finkernagel alternate Chairperson
Available Councillors
General Manager (or nominee)
Representative – Youth Advisory Committee (Paul Ell)
Representative - Sports Board (David Goodman)
Representative – Nowra Youth Centre
Representative – Skate Shops in Nowra (Chris Ford)

Representative – YWCA (ray Carroll)
The Police Youth Liaison Officer (Gina Wood)
Representative – Nowra High School (Adam Austin – alternate Zac Newton)
Representative – PCYC (Mark Anderson)
Two potential users nominated by Council's Youth Development Officer (Doug Gould, Daniel Raynor)

j) Rating Working Party – File 2973-02

Purpose

To review Council's rating structure.

Current Membership

Mayor - Clr Watson (Chairperson)

Available Councillors

General Manager (or nominee)

k) Rental Policy Working Party – File 28029

Purpose

To consider the development of a Rental Policy for Community Buildings and Commercial Properties.

Current Membership

Mayor – Clr Watson

Clr Anderson – Chairperson

Available Councillors

General Manager (or nominee)

l) Shoalhaven Access Advisory Committee – File 1228-02

Purpose

- To identify the major needs of the different disability groups in the Local Government area.
- To make recommendations to Council to resolve the local access problems in priority order.
- To develop a policy on access which can be used in conjunction with the Building Code of Australia in the consideration of applications for building or development and generally in the preparation of Council's own plan for recreation facilities.
- To increase public awareness of access barriers and the extent to which they disadvantage people with disabilities, the aged and parents with children etc.

Current Membership

Mayor – Clr Watson

Clr Bates

Clr Young (Chairperson)

Clr Ward

Available Councillors

General Manager (or nominee)

Joanna Gash MP

Nathan Black

Chris Bryant
John Burns
Bill Deaves
Lisa Chelberg
Neville Foord
Leith Hamilton
Rachael Lewis
Meg Madge
Jeffrey Rudd
Fay Smedley
Nola Stephens
Brett Tory
Andrea Wallace

- m) Shoalhaven Multi Purpose Cultural Convention Centre Project Control Group – File 30977

Purpose

Responsible for the design and delivery of the project with regular reports to the Sub-Committee of the Council Property Steering Committee and Council on budget, design and construction matters.

Current Membership

Mayor – Cllr Watson
Cllr Anderson
Cllr Bates
Cllr Finkernagel
Cllr Green
Cllr Ward
Cllr Willmott
General Manager (or nominee)
Assistant General Manager
Arts Project Manager

- n) Shoalhaven Sports Board - File 12623-05

Purpose

To liaise on the provision of the strategic development of sports in the Shoalhaven to maximize the benefits to the people of Shoalhaven.

Aims and Objectives

- Formulate Policies on the use of Grounds in the City of Shoalhaven and make suitable recommendations to Council
- To advise Council on the need for additional sporting facilities in the City.
- To establish priorities for the development of facilities in the City including both sport and recreation and to make suitable recommendations to Council.
- To set priorities for Government Grants for sport and recreation facilities in the City.
- To make recommendations to the Council on the setting of fees and charges for the use of Council sporting and recreational facilities.
- Make recommendations to Council with respect to the setting of budgets for the administration of sports within the City of Shoalhaven.

-
- To consider applications for licensing/leasing for the care, control and management of facilities by sporting and recreational organisations.
 - To facilitate communication between the sporting public and Council in order that the existing and future needs and requirements of those participating, and those existing and future needs and requirements of those administering sports, are accurately identified and brought to the attention of Council.
 - To promote the role and scope of sport and recreation to the Shoalhaven community.

Current Membership

Mayor – Clr Watson

Clr Anderson

Clr Finkernagel (Chairperson)

Clr Green

Clr Kearney

Clr Ward

Clr Willmott

Available Councillors

General Manager (or nominee)

David Chapple

Kaye Diver

David Goodman

Andrew Johnstone

Gary Pudney

Clive Robertson

Keith Wallace

Roger Walker

Syd Weller

John Dyball

o) Shoalhaven Tourism Board - File 1490-07

Purpose

- The Shoalhaven Tourism Board is charged with the promotion of Tourism to the City of Shoalhaven.
- The main emphasis of its efforts shall be directed at the target markets for the Shoalhaven, outside of the Shoalhaven.
- As detailed in the guidelines for the Shoalhaven Tourism Board

Current Membership

Mayor – Clr Watson

Clr Anderson

Clr Green

Clr Kearney

Clr McCrudden

Clr Young

General Manager (or nominee)

Les Crosby (Appointed for period until 31st March 2008)

Matt Cross (Appointed for period until 31st March 2009)

Vera Farnham (Appointed for period until 31st March 2009)

Ken Merrifield (Reappointed for period until 31st March 2009)
Peter Martin (Appointed for period until 31st March 2008)
Joe Puglisi – Chairperson - (Appointed for period until 31st March 2008)
Christopher Warren (Appointed for period until 31st March 2008)

p) Skills Development Initiative Working Party – File 31531

Purpose

To liaise with senior staff on all aspects of the Skills Development Initiative project.

Current Membership

Mayor – Clr Watson
Clr Rudd
Clr Young (Chairperson)
Available Councillors
General Manager (or nominee)

q) Tourism Development Committee – File 1080-02

Purpose

To develop and implement tourism activities focussing on the promotion and co-ordination of citywide features. In addition it will review the various issues affecting the development of tourism facilities within the City.

Current Membership

Mayor – Clr Watson
Clr Young (Chairperson)
Clr Anderson
Clr Kerr
Clr Kearney
Clr Willmott
Available Councillors
General Manager (or nominee)
Peter Harris
Milton Lay
Colin Waller
Wayne Whitten

r) Ulladulla Town Centre DCP No.56 Amendment No.3 Interim Floor Space & Height Controls Working Party – File 34759

Purpose

To review the Ulladulla Town Centre Development Control Plan No.56

Current Membership

Mayor – Clr Watson
Available Councillors
General Manager (or nominee)
Two representatives from the Ulladulla & Districts Community Forum (Ruth Richards and David Gregory)

Two representatives from the commercial sector (Glen Rowan and Ian Cowley)
Two representatives from the tourism industry (Tom Robertson and Joe Puglisi)
An independent person with architectural qualifications (Mark Jones)
Representative of the Premiers Department (Mark Roberts)
Representative of the Department of Planning (Graham Towers)
Representative of the Department of Lands (Brett Phillips)
Representative (observer status) – Roads & Traffic Authority (Christopher Millett)

s) Youth Advisory Committee – File 1506-04

Purpose

To represent the interests and views of young people to Council and the Community.

Current Membership

Mayor – Clr Watson

Clr Green

Clr Ward

Clr Willmott (Chairperson)

Available Councillors

General Manager (or nominee)

Youth Liaison Officer, Shoalhaven Local Area Command

Matt Brown MP (or nominee – currently Morgan Forrest)

Joanna Gash MP (or nominee – currently Justine Vost)

Shelley Hancock MP (or nominee – currently Luke Sikora)

Bohdan Bramerskyj

Jenny Chen

Merryn Corbyn

Paul Ell

Nathan Green

Candice Kielly-Carroll

Corey Martin

Kate Quilter

1452. Community Consultation and Committee System – Natural Resource and Floodplain Management Committees File 1229

RESOLVED on a MOTION of Clr Murphy, seconded Clr Anderson, that Council appoint the following Community Consultation and Committee System – Natural Resource and Floodplain Management Committees and their respective purpose and membership:

a) Central Shoalhaven Natural Resource and Floodplain Management Committee – File 30568

Purpose

To oversee implementation of the Natural Resource Management Plans for St Georges Basin and Swan Lake; undertake review of those plans as necessary; provide a focus for community consultation and a conduit for information flow to the broader community in respect of natural resource management issues, inclusive of floodplain management; oversee implementation of natural resource management projects; and assist Council in its

prioritisation of natural resource management projects and programs submitted for grant funding.

The Estuary and Floodplain Risk management Plans are to be developed in a manner consistent with the NSW Government Policies and the relevant Management Manuals.

Current Membership

Mayor – Clr Watson

Clr Finkernagel (Chairperson)

Clr Rudd (Alternate)

General Manager (or nominee)

Ray Brooks

Dick Finlayson

Dianne Lennon-Rice

David Reynolds

Chris South

David Tarbert

Representatives from the following State Government Agencies:

- Department of Natural Resources
- Department of Primary Industries
- Maritime Authority
- National Parks & Wildlife Service
- Department of Environment and Conservation
- Marine Park Authority
- Lands Department
- Catchment Management Authority
- State Emergency Service
- Sydney Catchment Authority

Representative St Georges Basin Community Forum

b) Coastal Management Committee – File 30573

Purpose

Provide overall guidance for the future management of the coastal zone in accordance with the NSW Coastal Policy. Develop agreed vision, goals, objectives and targets for the coastal zone in consultation with the community. Oversee various investigations and studies that are required in order to evaluate coastal zone management options, inclusive of Coastal Hazard Mapping and Assessment. Oversee the preparation of coastal zone management plans. Make recommendations to the preparation of coastal zone management plans. Make recommendations to the Council regarding management options and the contents of coastal zone management plans. Provide advice and assistance to the Council regarding the implementation of coastal zone management plans. Liaise with relevant catchment management authorities and other natural resource management agencies so as to minimise duplication, maintain consistency and facilitate integration with catchment management initiatives. (NSW Government Coastline Management Manual 1990)

The Estuary and Floodplain Risk Management Plans are to be developed in a manner consistent with the NSW Government Policies and the relevant Management Manuals.

Current Membership

Mayor – Clr Watson
Clr Finkernagel (Chairman)
Clr Green (Alternate)
General Manager (or nominee)
Peter Cumes
John Dale
Margaret Day
John Downey
Ken Jones
William McElroy
Jennifer Mors
Arvan Prichard
Jim Wallis
Merilynn Weiss

Representatives from the following State Government Agencies:

- Department of Natural Resources
- Department of Primary Industries
- Maritime Authority
- National Parks & Wildlife Service
- Department of Environment and Conservation
- Marine Park Authority
- Lands Department
- Catchment Management Authority
- State Emergency Service
- Sydney Catchment Authority

- c) Far South Shoalhaven Natural Resource and Floodplain Management Committee – File 30570

Purpose

To oversee implementation of the Natural Resource Management Plans for Burrill Lake and Lake Tabourie; undertake review of those plans as necessary; provide a focus for community consultation and a conduit for information flow to the broader community in respect to natural resource management issues, inclusive of floodplain management; oversee implementation of natural resource management projects; and, assist Council in its prioritisation of natural resource management projects and programs submitted for grant funding.

The Estuary and Floodplain Risk Management Plans are to be developed in a manner consistent with the NSW Government Policies and the relevant Management Manuals.

Current Membership

Mayor – Clr Watson
Clr Willmott (Alternate)
Clr Young (Chairperson)
General Manager (or nominee)
Tom Booter

Lorraine Dixon
Peter Finnigan
Bob Goodwin
Brian Gulson
Graham Halford
Geoff Johnstone
Peter Maddison
Kaye Milson
Annette Parsons
Robyn Perry
Cathy Power
Tom Shields
Horrie Tebbutt
Dale Wilford

Representatives from the following State Government Agencies:

- Department of Natural Resources
- Department of Primary Industries
- Maritime Authority
- National Parks Service
- Department of Environment and Conservation
- Marine Park Authority
- Lands Department
- Catchment Management Authority
- State Emergency Service
- Sydney Catchment Authority

d) Jervis Bay Floodplain Management Committee – File 30572

Purpose

The Jervis Bay Floodplain Management Committee has been formed for the express purpose of working on floodplain management issues in Currumbene and Moona Moona Creeks where two flood studies have commenced. This Committee would be disbanded upon completion of the Floodplain Management Plans. The Floodplain management plans are to be developed in a manner consistent with the NSW Government Policies and the relevant Management Manuals.

Current Membership

Mayor - Cllr Watson (Chairperson)

Cllr Green (Alternate)

General Manager (or nominee)

Ray Brooks

Rob Dunn

Ken Jones

Merilynn Weiss

Representatives from the following State Government Agencies:

- Department of Natural Resources
- Department of Primary Industries
- Maritime Authority
- National Parks & Wildlife Service

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- Department of Environment and Conservation
 - Marine Park Authority
 - Lands Department
 - Catchment Management Authority
 - State Emergency Service
 - Sydney Catchment Authority

e) Shoalhaven River Natural Resource and Floodplain Management Committee – File 30567

Purpose

To facilitate preparation of the Natural Resource Management Plan for the Shoalhaven River; provide a focus for community consultation and a conduit for information flow to the broader community in respect to natural resource management issues, inclusive of floodplain management; oversee implementation of natural resource management projects; and, assist council in its prioritisation of natural resource management projects and programs submitted for grant funding.

The Estuary and Floodplain Risk Management Plans are to be developed in a manner consistent with the NSW Government Policies and the relevant Management Manuals.

Current Membership

Mayor – Cllr Watson

Cllr Kerr (Alternate)

Cllr Murphy (Chairperson)

General Manager (or nominee)

John Downey

Tony Emery

Robyn Flack

David McCorkell

Michael Moore

John Tate

Jim Wallis

Charlie Weir

Theo Wright

Representatives from the following State Government Agencies:

- Department of Infrastructure Planning and Natural Resources
- Department of Primary Industries
- Maritime Authority
- National Parks Service
- Department of Environment and Conservation
- Marine Park Authority
- Lands Department
- Catchment Management Authority
- State Emergency Service
- Sydney Catchment Authority

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- f) Southern Shoalhaven Natural Resource and Floodplain Management Committee – File 30569

Purpose

To oversee implementation of the Natural Resource Management Plans for Lake Conjola and Narrawallee Inlet; undertake review of those plans as necessary; provide a focus for community consultation and a conduit for information flow to the broader community in respect to natural resource management issues, inclusive of floodplain management; oversee implementation of natural resource management projects; and, assist council in its prioritisation of natural resource management projects and programs submitted for grant funding.

The Estuary and Floodplain Risk Management Plans are to be developed in a manner consistent with the NSW Government Policies and the relevant Management

Current Membership

Mayor – Cllr Watson

Cllr Willmott (Alternate)

Cllr Young (Chairperson)

General Manager (or nominee)

Paul Barry

Elaine Caswell

Wendy Fuller

Tim Gregory

Clayton Harrington

Brian Hawkins

Robyn Kerves

Peter Lloyd

Desmond Melville

Barry Miller

Bob O'Brien

Gail Taylor

Representatives from the following State Government Agencies:

- Department of Natural Resources
- Department of Primary Industries
- Maritime Authority
- National Parks Service
- Department of Environment and Conservation
- Marine Park Authority
- Lands Department
- Catchment Management Authority
- State Emergency Service
- Sydney Catchment Authority

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- g) Ulladulla Harbour and Millards Creek Natural Resource and Floodplain Management Committee – File 30571

Purpose

To facilitate preparation of the Natural Resource Management Plan for Millards Creek and Ulladulla Harbour; provide a focus for community consultation and a conduit for information flow to the broader community in respect to natural resource management issues; oversee implementation of natural resource management projects; and, assist council in its prioritisation of natural resource management projects and programs submitted for grant funding.

The Estuary and Floodplain Risk Management Plans are to be developed in a manner consistent with the NSW Government Policies and relevant Management Manuals.

Current Membership

Mayor – Clr Watson

Clr Willmott (Alternate)

Clr Young (Chairperson)

General Manager (or nominee)

Gary Thompson

Kirsten Vine

Representatives from the following State Government Agencies:

- Department of Natural Resources
- Department of Primary Industries
- Maritime Authority
- National Parks Service
- Department of Environment and Conservation
- Marine Park Authority
- Lands Department
- Catchment Management Authority
- State Emergency Service
- Sydney Catchment Authority

1453. Section 355 Management Committees

File 9012

RESOLVED on a MOTION of Clr Murphy, seconded Clr Anderson, that the Section 355 Management Committees:

- a) Be delegated responsibility for the care control and management of their facilities listed in the report to Council of 25 September 2007 with authority to expend up to an amount of \$2,000 consistent with the delegation;
- b) Be notified of this additional responsibility and guidelines be established to assist members with complying with that responsibility.

RESOLVED on a MOTION of Cllr Murphy, seconded Cllr Anderson, that Council receive for information the details of other committees or organisations in which Council has an interest, along with their respective purpose and membership as follows:

- a) Batemans Marine Park – File 33451

Purpose

Advise the Ministers and the Marine Parks Authority (NSW) on the development of the Batemans Marine Park.

Current Membership

Cllr Kerr

- b) Illawarra Academy of Sport – File 2388

Purpose

To develop outstanding young community citizens who utilise their sporting talents and role model status in a positive manner within the Illawarra Region. This appointment is a three year term.

Current Membership (Not appointed by Council)

J Wells – Director City Services & Operations (Community representative)

- c) Illawarra Area Assistance Scheme – Regional Ranking Committee – File 4046

Purpose

The Illawarra Area Assistance Scheme – is a regional community development program of the Department of Urban Affairs & Planning. The Regional Ranking Committee ranks all applications for grant funding under this scheme for the Illawarra Region.

Note: Council has made representations to the Minister for Community Services regarding the need for Council to retain input into the Regional Ranking Committee, rather than there being only 1 representative from the Southern Councils Group.

Current Membership

Cllr Watson

Cllr Young (alternate delegate)

- d) Illawarra Area Assistance Scheme – Shoalhaven Local Ranking Committee – File 4046

Purpose

The Illawarra Area Assistance Scheme is a regional community development program of the Department of Urban Affairs & Planning. The Shoalhaven Local Ranking Committee ranks all applications for grant funding under this scheme for the Shoalhaven area.

Current Membership

Cllr Watson

Cllr Young (alternate)

-
- e) LGSA Joint Working Party to Develop Amendments to the Local Government Act – File 4043-02

Purpose

To clarify the accountability of General Managers to the Mayor and Council.

Current Membership

Clr Watson

- f) Local Government & Shires Association - Library and Information Services Reference Group – File 4043-02

Purpose

- Provide advice, support and assistance to the Standing Committee on Community Planning and Services and Associations staff on dealing with current and potential issues relating to library and information services.
- Reviewing and updating the Association's policy on library and information services for consideration by the annual conferences of both the Local Government Association and the Shires Association.
- Liaising with Councillors or staff representing the Associations on external committees such as the Public Libraries Consultative Committee.

Current Membership

Clr Ward

- g) NSW Country Mayors Association - File 14214

Purpose

The NSW Country Mayors Association is a group that works within the secretariat of the Local Government Association and comprises Mayors from country areas of NSW.

Current Membership

Mayor - Clr Watson

General Manager – Russ Pigg

- h) Planning Reforms Implementation Group - File 31529

Purpose

Overseeing the implementation of planning reforms in areas such as:

- the local plan template including the model provisions, standard definitions, etc
- appropriate distribution of the Planning Reform Fund (PlanFirst levy)
- issues around accreditation and certification of the planning system
- other issues arising from planning reforms.

Current Membership

E Royston – Director Strategic Planning Group

- i) Regional Aboriginal Heritage Study Project Steering Committee - File 32365

Purpose

- To develop a better understanding of Aboriginal heritage in the Shoalhaven, including heritage values of traditional, historic and contemporary importance to Aboriginal communities.
- To develop ways of better managing the above listed values in local planning processes.

Current Membership

Mayor – Cllr Watson

Deputy Mayor (alternate)

M Clark – Strategic Planner

j) Rural Fire Service Shoalhaven District Liaison Committee – File 2122

Purpose

In regard to the RFS:

Monitor the performance of the Service Level Agreement

Develop a local service delivery model

Prepare an annual budget and business plan for Councils consideration

Provide financial performance reports

Act as the appropriate disciplinary authority for Council.

Current Membership

Cllr Anderson (Chairperson)

Cllr Kerr

General Manager (or nominee Bill Patterson – Project Delivery Officer)

k) Shoalhaven Bush Fire Management Committee – File 2820

Purpose

Under the Rural Fires Regulation 2002 – Part 3:

- At the request of the Bush Fire Co-ordinating Committee:
- Assist the Bush Fire Co-ordinating Committee in the performance of its functions under Section 48 of the Act.
- Assist the Bush Fire Co-ordinating Committee in the performance of its functions under Sections 60(2) and 63(4) of the Act.
- Draw to the attention of the following in regard to any matter it considers relevant to the protection of land, life, property or the environment in that area from the impact of bush fires:
- the Bush fire Co-ordinating Committee; or
- a public authority exercising its functions in the Bush Fire Management Committee's area.

Note: The Committee has no power to conduct or take part in fire fighting or fire prevention operations authorised by the Act, this regulation or any other Act or statutory instrument.

Current Membership

Cllr Anderson

General Manager (or Nominee)

-
- l) Shoalhaven Living Futures – File 3519

Purpose

To increase community safety in the Shoalhaven and develop an Action Plan containing strategies to address the issues and enlist support for the Plan from the community.

Current Membership

Clr Bates

Clr Willmott

- m) Shoalhaven River Community Reference Group – File 4844

Purpose

To facilitate dialogue between the NSW government and the Shoalhaven community about the water supply transfer and environmental flows projects, announced in the Metropolitan Water Plan “Meeting the challenges: Securing Sydney’s water future”.

Current Membership

Clr Watson

- n) Shoalhaven Traffic Committee – File 1491

Purpose

The Traffic Authority has delegated certain powers to Councils in respect of the provision of Traffic control facilities and traffic management measures on public streets. The exercise of such powers is conditional upon the Council forming a Local Traffic Committee and seeking its advice /approval before as traffic facility/traffic management measure is implemented or removed.

It should be noted that Local Traffic Committee is not a Committee appointed by Council under Local Government Regulations but a Committee to be formed by Council in the exercise of its delegated powers. Councillors do not have a formal vote.

Current Membership

Clr Anderson

Clr Kearney

Clr Kerr

Clr Ward

Clr Willmott

Robert Sutherland (Convenor/Chairperson)

- o) South Coast Regional Tourism Organisation Incorporated – File 6853

Purpose

To promote Tourism to the South Coast of NSW.

Current Membership

Clr Young

Tom Phillips – Tourism Manager

-
- p) South East Australia Transport Strategy Inc – File 3678

Purpose

To improve the transport network to enhance economic development within the region.

Current Membership

Clr Anderson

Greg Pullen – Economic Development Manager

- q) Southern Councils Group – File 2172

Purpose

- To consider the needs of the Local Government area and of the people of the Illawarra and South Coast Region and of making known those needs to the Commonwealth and New South Wales Government;
- To submit to such governments requests for financial assistance, policy changes and additional resources for the region of member Councils;
- To strengthen the role of Local Government in regional affairs particularly where the region may be affected by Australian or New South Wales Government policy;
- To encourage the Councils of the region to work together and co-operate on problems and projects of joint interest;
- To advance the interests of the region; and
- To encourage closer co-ordination among Local, State and Commonwealth Governments for the promotion and benefit of the region.

The Southern Councils Group is comprised of representatives from the following Councils:

- Shellharbour
- Kiama
- Wingecarribee
- Wollongong
- Shoalhaven
- Bega
- Eurobodalla

being two representatives of each Council (Mayor and one other).

Current Membership

Clr Watson

Clr Anderson

Clr McCrudden (alternate delegate)

General Manager (alternate delegate)

- r) Southern Tablelands and South Coast Regional Noxious Plants Committee – File 3201

Purpose

This Committee allows representatives of Councils involved in noxious weed eradication on the Southern Tablelands and South Coast to meet quarterly for the purpose of discussing common problems and objectives. The Committee also makes special purchasing arrangements for noxious weed sprays, in order that the Councils in the area can obtain the most advantageous prices available.

Current Membership

Clr Rudd

Clr Kerr (second alternate delegate)

Clr Anderson (alternate delegate)

- s) Southern Water Services Pty Ltd – File 4043-02

Purpose

To operate in a commercial way under the Companies Act on a similar basis to any other trading Company.

Current Membership

Clr Watson – Director

Clr Anderson – Director

Clr Finkernagel – Director

Clr Kerr - Director

Clr McCrudden – Director

Russ Pigg - Director

John Gould – Director

John Wells – Managing Director

Matthew Wright – Secretary

- t) Sydney Catchment Authority Local Government Reference Panel – File 4043-02

Purpose

Regularly consult with one or more Consultative Committees to enable community involvement on issues relevant to the performance of the Authority's obligations under the licence, those being:-

- Securing future water resources from the Shoalhaven River in competition with the Authority
- The development of a sewerage scheme for Kangaroo Valley township
- Impacts on development and land use in Kangaroo Valley on water supply quality for Kangaroo Valley township
- Pricing of bulk water from the Sydney Catchment Authority and particularly over periods of severe drought for the City.
- Liaison between the Department of Land & Water Conservation and the Sydney Catchment Authority for issue of a licence and specifically requirements for environmental flows in the Shoalhaven River.

Current Membership

Clr Anderson

Carmel Krogh - Director Shoalhaven Water

- u) Wollongong Conservatorium of Music Ltd Board – 4043-02

Purpose

Management Board for the Wollongong Conservatorium of Music Ltd

Current Membership

Clr Anderson

- v) Vincentia High School Hall Management Committee – File 4043-02

Purpose

To oversee procedures in regard to hall hire, management and insurance. Council contributed \$100,000 towards the construction of the hall.

Membership

Clr Finkernagel.

CITY SERVICES AND OPERATIONS

1455. Mollymook Beach Reserve Carpark and Playground Loan Funding File 29245-03

RESOLVED on a MOTION of Clr Willmott, seconded Clr Green, that Council votes \$140,000 from Loan Reserves to job number 82520 for the Mollymook Beach Reserve Car Park project.

1456. Mental Health Award File 32242

RESOLVED on a MOTION of Clr Ward, seconded Clr Murphy, that the report of the General Manager (City Services and Operations) regarding the Mental Health Awards be received for information.

STRATEGIC PLANNING

1457. Draft LEP Request - Badgee Lagoon at Sussex Inlet - Lucas Properties/A & C Finkernagel File 12359

Clr Finkernagel declared his pecuniary interest in the matter being a relative of one of the land owners and left the room and did not take part in discussion or vote on the matter.

Note: Clr Finkernagel left the meeting, the time being 8.46 pm

RESOLVED on a MOTION of Clr Ward, seconded Clr Kearney, that Council resolve to:

- a) Prepare a Local Environmental Plan over the subject land (being Lots 123, 124 & 125 DP 528699, Lot 5 DP 568283, Lots 144 & 145 DP 755937, Lot 156 DP 40207, Lot 2442 DP 1074478 and Lot 51 DP 1033684) that addresses the provisions of the Sussex Inlet Settlement Strategy.
- b) Seek clarification from the Department of Planning in relation to the concurrent operation in this case of Part 3 of the EPA Act, 1979 and the lodgement of a Part 3A Development Application with the Department.

FINANCE AND CORPORATE SERVICES

1458. Record of Investments File 2126

RESOLVED on a MOTION of Clr Ward, seconded Clr Kearney, that the Report of the General Manager (Finance & Corporate Services Group) on the Statement of Record of Investments for the period of 31st August 2007 be received for information.

1459. Annual Financial Statements for Accounting Period ended 30th June 2007 File 36477

RESOLVED on a MOTION of Clr Ward, seconded Clr Green, that:

- a) the Annual Financial Statements for the year ending 30 June 2007 have been drawn up in accordance with the Local Government Act (1993), regulations and applicable accounting standards;
- b) the Financial Statements give a true and correct view of Council's financial position as at 30 June 2007 and the operating result for the year ended 30 June 2007;
- c) the Financial Statements are in accordance with Council's accounting and other records and they do not include any false or misleading information;
- d) the Mayor, one other Councillor, the Responsible Accounting Officer and the General Manager shall sign a statement in accordance with Section 413 of the Local Government Act (1993);
- e) the Financial Statements for the accounting period ending 30 June 2007 be submitted to Council's Auditor for audit in accordance with Section 413 of the Local Government Act (1993)
- f) Council present its audited Financial Reports and Audit Report to the public at the Ordinary Meeting of Council to be held on Tuesday 30 October 2007.
- g) In accordance with S418 of the Local Government Act 1993 public notice of this date is placed in the media on Monday 22 October 2007 and the Financial Reports and Audit Report are made available for inspection at Council's offices from Tuesday 23 October 2007 to Tuesday 30 October 2007.

FINANCE AND CORPORATE SERVICES / ASSISTANT GENERAL MANAGER / CITY SERVICES AND OPERATIONS / SHOALHAVEN WATER

1460. Wind Turbine Trial File 36545

RESOLVED on a MOTION of Clr Rudd, seconded Clr Ward, that Council allocate \$42,210 as follows:

Shoalhaven Heads Tourist Park	Job Number 88568	\$5450.00
Shoalhaven Heads Swimming Pool	Job Number 21601	\$5450.00
Bomaderry Aquatic Centre	Job Number 21601	\$5170.00
Shoalhaven City Arts Centre	Job Number 21585	\$4220.00
Nowra Tourist Centre	Job Number 10120	\$5450.00

THIS IS PAGE 71 OF THE MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE CITY OF SHOALHAVEN HELD ON TUESDAY, 25TH SEPTEMBER, 2007

MINUTES CONFIRMED ON TUESDAY 30TH OCTOBER, 2007 - CHAIRMAN

Shoalhaven Water Depot	Unallocated Funds Water	\$5170.00
Nowra Sewerage Treatment Plant	Unallocated Funds Sewer	\$5650.00
West Nowra Waste Depot	Waste Disposal Reserve	\$5650.00

THE RECORD OF VOTING ON THIS MATTER WAS AS FOLLOWS:

The following Councillors voted “Aye”;

Clrs Watson, Bates, Anderson, Kearney, Ward, Kerr, Green, Murphy, Rudd

The following Councillors voted “No”;

Clrs Willmott, McCrudden

1461. Additional Item - Procedural Motion - Destruction of Ballot Papers File 3905

RESOLVED on a PROCEDURAL MOTION of Clr Ward, seconded Clr Kearney, that the Ballot Papers from the election of the Deputy Mayor and Assistant Deputy Mayor be destroyed.

LEGAL DOCUMENTS – TUESDAY 25TH SEPTEMBER 2007

STRATEGIC PLANNING

1462. Creation of Transfer Granting Easement at Miller Street, Falls Creek File 35375

RESOLVED on a MOTION of Clr Ward, seconded Clr Green, that the Transfer Granting Easement between the Council of the City of Shoalhaven (the Transferor) and Robert Allan Barca and Fiona Roselind Moon (the Transferee) to an easement for Asset Protection Zone purposes 17 metres wide over Miller Street, Falls Creek benefiting Lot 51 DP15507 (16 Gardner Road) be executed under the Common Seal of the Council of the City of Shoalhaven in accordance with DA06/1988.

DEVELOPMENT AND ENVIRONEMNTAL SERVICES

1463. Legal Document - Public Positive Covenant to be created over Approved Subdivision of Lot 2308, DP 1094925, Tallais Close, Worrigee. File SF8976

RESOLVED on a MOTION of Clr Ward, seconded Clr Green, that the Public Positive Covenant placed on the 88B instrument created for the subdivision of Lot 2308 DP 1094925, Tallais Close, Worrigee be executed under the seal of Council.

1464. Request for Variation of Section 88B Restriction as to User - Lot 100 DP 1072242, Bugong Road, Budgong. File SF8181-02

RESOLVED on a MOTION of Clr Ward, seconded Clr Green, that the request to modify the Section 88B Instrument for the variation of the Restrictions as to User, the subject of this report over Lot 100 DP 1072242, Bugong Road, Budgong be executed under the seal of Council.

CONFIDENTIAL REPORT

REPORT OF THE GENERAL MANAGER

CONSIDERATION OF ITEMS OF A CONFIDENTIAL NATURE

Item	Reason
Sale of Land – Nowra and Huskisson	Section 10A(2)(c) – information that would if disclosed confer a commercial advantage on a person with whom the Council is conducting (or purposes to conduct) business.
Isa Road Drainage Augmentation	Section 10A(2)(g) - Advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege

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

RESOLVED on a MOTION of Clr Ward, seconded Clr Kearney, that the Ordinary Meeting exclude the press and public from the Meeting pursuant to section 10A(2)(a) of the Local Government Act, 1993 as it was to consider items of a confidential nature.

The meeting moved into confidential the time being 8.56 pm.

The meeting moved into open session, the time being 9.15 pm.

ASSISTANT GENERAL MANAGER

1465. Sale of Land – Nowra and Huskisson File 35143, 33126, 36533

The following resolution of the Ordinary Meeting, whilst closed to the public, was read to the meeting by the General Manager.

RESOLVED on a MOTION of Clr Green, seconded Clr McCrudden, that Council:

- a) Not proceed to reclassify Lot 1 DP 194844 (in accordance with Council's previous resolution) and remove Lot 1 DP 194844 from the land to be reclassified as part of draft LEP No. LP 394; and
- b) Inform Huscorp that negotiations and drafting of documentation for the sale of the Nowra Site can continue subject to the General Manager entering into a "without prejudice" conference with representatives of Huscorp in respect of the conditions set out in Attachment C in addition to the other special conditions previously considered by Council.

STRATEGIC PLANNING / DEVELOPMENT AND ENVIRONMENTAL SERVICES

1466. Isa Road Drainage Augmentation

File SF7024, DA04/2312

The following recommendation of the Ordinary Meeting, while the meeting was closed to the public, was read to the meeting by the Acting Director Finance and Corporate Services.

RESOLVED on a MOTION of Clr Anderson, seconded Clr Kerr, that:

- a) Accept the proposal of cost sharing with the I&M Group Pty Ltd for drainage works at Isa Road, Worrigee as outlined in their letter of 11 September 2007 subject to
 - i) I&M Group discontinuing the Class 1 Appeal in respect to the S96 Application
 - ii) I&M Group and subsequent owners releasing Council from any claim, action or liability in respect to the drainage of the stormwater into Worrigee Nature Reserve
- b) Authorise the General Manager to sign a Deed of Agreement.
- c) Allocate \$20,000 in 2007/08 to finalise the drainage design and prepare a development application for the construction of a 5,000m³ detention basin in Liberty Park, Worrigee.
- d) Allocate funds of \$680,000 in 2008/09 for drainage works at Isa Road and Liberty Park, Worrigee.

There being no further business, the meeting concluded, the time being 9.18 pm.

Clr Watson
CHAIRPERSON