
MINUTES OF THE POLICY & RESOURCES COMMITTEE MEETING HELD ON TUESDAY, 9 SEPTEMBER, 2014 IN THE COUNCIL CHAMBERS, CITY ADMINISTRATIVE CENTRE, BRIDGE ROAD, NOWRA COMMENCING AT 4.00 PM

The following members were present;

Clr Wells – Chairperson
Clr Tribe
Clr Kearney
Clr Anstiss
Clr White
Clr Gash
Clr Baptist
Clr Findley – arrived 4.02pm
Clr Guile – arrived 4.02pm
Clr Watson
Clr Kitchener
Russ Pigg – General Manager

Apologies:

Apologies were received from Clr Robertson.

1. Confirmation of the Minutes of the Resources & Reserves Committee meeting held on Tuesday 12 August 2014

MOTION:

Moved: Baptist / Second: White

That the Minutes of the Policy & Resources Committee meeting held on Tuesday 12th August 2014 be confirmed.

CARRIED

2. Declarations of Interest

Conflict of Interest Declaration - Clr Anstiss – less than significant non pecuniary interest
Item 3 Nowra Gateway Park – Mr Herbert Hawke, is a long term friend and volunteer of Slice of Life Australia, Herbert and his wife Patricia are strong advocates for the Gateway Park and have been for the past 10 years. They live in the IRT property directly behind. Mr Hawke does not own his property and there is no pecuniary gain by either Mr Hawke or herself. – will remain in the room.

3. Deputations

Ms Turnbull (Nowra Swimming Club) addressed the Committee in relation to Item 6, Page 20 - Bomaderry Aquatic Centre & Nowra Pool – Community Consultation – Winter Swimming Season.

MOTION: Moved: Guile / Second: Tribe

RESOLVED that an extension of time to speak be granted for Ms Turnbull.

CARRIED

Mr McDonald addressed the Committee in relation to Item 12, Page 36 – Huskisson Wharf Upgrade.

MOTION: Moved: Findley / Second: Kitchener

RESOLVED that an extension of time to speak be granted for Mr McDonald.

CARRIED

Mr Seelis addressed the Committee in relation to Item 19, Page 48 - Hazel Berry and David Berry Parks Management Committee - Berry Showground Caravan Park

MOTION: Moved: White / Second: Kitchener

RESOLVED that an extension of time to speak be granted for Mr Seelis.

CARRIED

PROCEDURAL MOTION: Moved: Guile / Second: Kearney

RESOLVED that items 6, 12 and 19 be brought forward.

CARRIED

4. (Item 6) Bomaderry Aquatic Centre & Nowra Pool - Community Consultation – Winter Swimming Season File 30050E, 1754E

Note: This item was brought forward and dealt with in conjunction with Item 20.

MOTION: Moved: Wells / Second: Gash

- a) Receive the report for information until the Nowra pool contract is finalised.
- b) The General Manager undertake a condition assessment of the 50 metre outdoor pool at the Bomaderry Aquatic Centre, such assessment to report on:
 - i) The structural condition of the pool tank and balance tanks;
 - ii) The pool filtration system;
 - iii) The condition and serviceability of the pools water heating system,

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- iv) The serviceability of the pool blankets and associated operational fixtures and fittings
 - v) The estimated cost of rectifying/repairing any deficiencies identified in i) to iv) above to enable the pool to continue in operational service.

PROCEDURAL MOTION:

Moved: Watson / Second: Gash

RESOLVED that item 20 be brought forward and dealt with in conjunction with item 6.

CARRIED

MOTION:

Moved: Wells / Second: Tribe

That:

- a) Council authorise a contract variation with Zauner Constructions P/L to undertake the Option 1 renewal of the amenities building and construction of a meeting room at the Nowra Pool;
- b) The variation be funded to an amount of one million, one hundred and fifty thousand dollars from operational savings identified in 2014/2015 quarterly financial reviews, and
- c) Should insufficient funds be available from the operational savings, any residual funding requirement be sourced from 2015/2016 General Fund budget allocations or loan funding.

FURTHER MOTION:

Moved: Kearney / Second: Baptist

RECOMMENDED that:

- a) **Receive the report for information until the Nowra pool contract is finalised.**
- b) **The General Manager undertake a condition assessment of the 50 metre outdoor pool at the Bomaderry Aquatic Centre, such assessment to report on:**
 - i) **The structural condition of the pool tank and balance tanks,**
 - ii) **The pool filtration system,**
 - iii) **The condition and serviceability of the pools water heating system,**
 - iv) **The serviceability of the pool blankets and associated operational fixtures and fittings**
 - v) **The estimated cost of rectifying/repairing any deficiencies identified in i) to iv) above to enable the pool to continue in operational service**
- c) **Council authorise a contract variation with Zauner Constructions P/L to undertake the Option 1 renewal of the amenities building and construction of a meeting room at the Nowra Pool**
- d) **The variation be funded to an amount of one million, one hundred and fifty thousand dollars from operational savings identified in 2014/2015 quarterly financial reviews, and**

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- e) **Should insufficient funds be available from the operational savings, any residual funding requirement be sourced from 2015/2016 General Fund budget allocations or loan funding.**

PROCEDURAL MOTION:

Moved: Gash / Second: Kearney

RESOLVED that the FURTHER MOTION be PUT.

PROCEDURAL CARRIED

FURTHER MOTION CARRIED

FOR: Tribe, Kearney, Anstiss, White, Gash, Baptist, Guile, Watson, Wells

AGAINST: Findley, Kitchener and Russ Pigg

5. (Item 12) Huskisson Wharf Upgrade

File 48164E

MOTION:

Moved: White / Second: Baptist

RECOMMENDED that:

- a) **Council proceed with detailed design for the upgrade of the Huskisson public wharves that incorporates a floating pontoon at the western end of the main wharf (Option 6) subject to Huskisson Wharf Management Committee concurrence**
- b) **Council undertakes minor improvements at the Admiralty Crescent jetty to improve access for passive water craft with works being funded from maintenance funds.**
- c) **Council applies for funding from the proposed RMS maritime funding program for the provision of passive watercraft launching facilities at Dent Street Huskisson.**
- d) **Reinstall the ramp for the holiday period.**

CARRIED

6. (Item 19) Hazel Berry and David Berry Parks Management Committee - Berry Showground Caravan Park

File 3194E

MOTION:

Moved: Wells / Second: Guile

RECOMMENDED that Council allocate from General Fund an amount of \$57,000 to provide for work at the Berry Showground, associated with the majority of Stage 1 works arising from DA10/2186 in the current financial year.

CARRIED

GENERAL MANAGER

7. Request for Community Consultative Body (CCB) Recognition - Pride of Bomaderry

File 1792e

MOTION:

Moved: Kearney / Second: Guile

RECOMMENDED that Council:

- a) Formally recognise Pride of Bomaderry as the CCB for the Bomaderry area;
- b) Authorise the payment of \$500 from its donations vote to assist Pride of Bomaderry in its administrative costs and/or hall hire expenses.

CARRIED

8. Regional Industries Infrastructure Fund Grant - AATP

File 47330e/2

MOTION:

Moved: Guile / Second: Baptist

RECOMMENDED that Council:

- a) Accept the offer of a grant of \$1.87million by NSW Trade & Investment towards augmentation of services to the Albatross Aviation Technology Park;
- b) Allocate the \$1.87million into the Industrial Land Development Reserve and vote the entire sum towards capital works at the Albatross Aviation Technology Park;
- c) Express its thanks to the Minister for Regional Development, the Minister of Illawarra and staff of the local and regional office of NSW Trade & Investment.

CARRIED

9. Nowra Gateway Park

File 14910e

Note: Cllr Anstiss previously made the following declaration of interest:

Conflict of Interest Declaration - Cllr Anstiss – less than significant non pecuniary interest
Item 3 Nowra Gateway Park – Mr Herbert Hawke, is a long term friend and volunteer of Slice of Life Australia, Herbert and his wife Patricia are strong advocates for the Gateway Park and have been for the past 10 years. They live in the IRT property directly behind. Mr Hawke does not own his property and there is no pecuniary gain by either Mr Hawke or herself. –remained in the room.

MOTION:

Moved: Gash / Second: Guile

RECOMMENDED that Council:

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- a) Adopt the concept design “in principle” to allow Community Engagement to proceed.
 - b) Include this Project in any applicable funding programs at State and Federal level and the Illawarra Retirement Trust.
 - c) Provide initial funding of \$50,000 in the 2014/15 financial year to allow detailed investigations into the economic and environmental aspects. Funding sourced from the General Fund or another source identified by Council.
 - d) Authorise the General Manager to hold discussions with RMS in relation to access to ENSA.

CARRIED

CORPORATE AND COMMUNITY SERVICES

10. 2014 World Indigenous Conferences in Cairns QLD Australia File 4688E

MOTION: Moved: Baptist / Second: Anstiss

RESOLVED that in accordance with its delegated authority from Council the Committee:

- a) Notes the details of the forthcoming conferences – World Indigenous Domestic Violence Conference to be held on 8th – 10th December and the 2014 World Indigenous Health Conference scheduled for 15th – 17th December, in Cairns, Queensland, Australia.
- b) Authorises Councillors to attend the conference within the limits imposed under current policy and such attendance be deemed Council Business.
- c) Authorises the Travel, registration fees, accommodation and all reasonable out-of-pocket expenses accordance with its adopted policy.
- d) Request Councillors attending the conference to provide a written report within 30 days of returning from the conference.

CARRIED

11. Eurobodalla Withdrawal - South Coast Cooperative Library Service File 3934E

MOTION: Moved: Guile / Second: Baptist

RECOMMENDED that:

- a) The General Manager (Corporate & Community Services) write to Eurobodalla Shire Council to acknowledge its withdrawal from the South Coast Cooperative Library Service.
- b) The Director Corporate & Community Services) prepare an options report to reduce Library expenditures to offset the loss of revenue contributions from Eurobodalla Shire Council from 1 July 2015.

CARRIED

12. Bomaderry Aquatic Centre & Nowra Pool - Community Consultation – Winter Swimming Season File 30050E, 1754E
-

This item was brought forward.

13. **Development of a District Park Master Plan, North Street Berry** **File 3196E**
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MOTION:

Moved: Guile / Second: White

RECOMMENDED that Council

- a) **Allocate \$30,000 to develop a Master Plan for the Berry District Park and that the funds be sourced from the proceeds from the sale of Community land (Mark Radium Park) to Roads and Maritime Services (RMS) for the Berry Bypass project**
- b) **Commence community engagement and master planning for the delivery of a 'District' Park at North Street, Berry**
- c) **The Master Plan include all existing Community land grounds and potential expansion of grounds, subject to further negotiations with RMS (see attached map)**

CARRIED

14. **Shoalhaven Sports Board Review** **File 12623E**
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MOTION:

Moved: Baptist / Second: White

RECOMMENDED that Council

- a) **Undertake a review of the Shoalhaven Sports Board**
- b) **Seek attendance from the wider sporting community to form an open workshop and also a workshop with the Shoalhaven Sports Board to review the role and function of the Board; and**
- c) **A further report be submitted at the conclusion of the workshop deliberations.**

CARRIED

ASSETS AND WORKS

- 15. Holiday Haven Tourist Parks Tenders for the Management & Operation of the Crookhaven Heads Tourist Park File 49254E**

MOTION:

Moved: Guile / Second: White

RESOLVED that, in accordance with the Committee's delegation for Council, the Committee consider a separate confidential report on this matter.

CARRIED

- 16. Car Parking – Huskisson Lot 2 DP 571682 File 35563E**

MOTION:

Moved: Findley / Second: White

RESOLVED that, in accordance with the Committee's delegated authority from Council, the Committee consider a separate confidential report on this matter.

CARRIED

- 17. NSW Local Roads Congress - IPWEA File 47658E**

MOTION:

Moved: Guile / Second: White

RESOLVED that under the Committee's delegations the report be received for information.

CARRIED

- 18. Huskisson Wharf Upgrade File 48164E**

This item was brought forward.

- 19. RMS Grant Funding – Local Government Road Safety Officer Programs – 2014/15 File 2499E, 26808E, 25502E, 2501E, 34644E, 2495E, 32571E, 36470E, 2489E, 2116E**

MOTION:

Moved: Findley / Second: Kitchener

RECOMMENDED that Council accepts the grant funding offers as follows:

- a) **\$2,400 for the delivery of Graduated Licencing Scheme Workshops. Four workshops, two in Nowra and two in Ulladulla;**
- b) **\$2,000 for the delivery of Log Book Runs. Four runs to be conducted, two in northern Shoalhaven, two in southern Shoalhaven;**
- c) **\$1,000 to conduct the annual Safety Around School forum in Nowra inviting all schools and CCBs to attend to discuss safety issues around all schools in the Shoalhaven;**
- d) **\$2,500 for the delivery of Worksafe Partysafe; a drink drive prevention strategy for all businesses in the Shoalhaven to participate;**

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- e) \$2,400 for the delivery of Safer Shoalhaven Seniors workshops. Four to be delivered around the Shoalhaven identifying areas of older drivers and encourage of using available public transport;
 - f) \$2,000 for the delivery of four child restraints in car workshops;
 - g) \$1,000 for the delivery of Motorcycle Awareness Week program in October 2014;
 - h) \$500 for the delivery of the Fatality Free Friday campaign on the last Friday in May 2015;
 - i) \$10,000 for the coordination and delivery of the RMS Southern Fatigue Project in conjunction with other southern councils; and
 - j) \$5,000 Bike Week, 13-21 September 2014 activities. Three rides with Huskisson to Vincentia Sunday 14, Bay and Basin Leisure Centre to Huskisson and return Thursday 18 and Dolphin Point Mountain Bike Ride Saturday 20.

CARRIED

SHOALHAVEN WATER

20. Acquisition of Easement for Water Supply - 300 Wilfords Lane Milton File 48835E

MOTION:

Moved: White / Second: Kearney

RECOMMENDED that:

- a) Council resolve to acquire the Easement for Water Supply over Lot 1 DP1192225 at Milton from W H Payten, as shown by hatching on copy of plan marked 'Attachment A'.
- b) Council pay compensation of \$1,000 and reasonable legal costs associated with the acquisition, in accordance with the Land Acquisition (Just Terms Compensation) Act 1991, from Council's Water Fund.
- 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 the resolution.

CARRIED

21. Acquisition of Easement for Services - 5 Gwenda Avenue Berry File 48365E

MOTION:

Moved: Guile / Second: Kearney

RECOMMENDED that:

- a) Council resolve to acquire an Easement for Services over Lot 24 DP712508 at Berry from SE & AL Thomas, as shown by hatching on extract of DP712508 marked 'Attachment A'.

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- b) Council pay compensation of \$10,700 and reasonable legal costs associated with the acquisition, in accordance with the Land Acquisition (Just Terms Compensation) Act 1991, from Council's Sewer Fund.
 - 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 the resolution.

CARRIED

22. Realignment of drainage easement - Bomaderry Sewerage Treatment Plant site
File 49146E

MOTION: Moved: Findley / Second: White

RECOMMENDED that:

- a) Council resolve to create a new Easement to Drain Water 7.2 and variable width over Lot 1 DP572583 at Bomaderry shown as 'A' and by hatching on draft survey plan marked 'Attachment A'.
- b) Council resolve to extinguish the Easement for Drainage 6.095 wide over Lot 1 DP572583 at Bomaderry, shown as 'B' on draft survey plan marked 'Attachment A'.
- c) All costs associated with the transactions are to be met from Council's Sewer Fund.
- d) 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 the resolution.

CARRIED

23. Acquisition of Sewerage Easement - 70 Merroo Road Bomaderry
File 38250E

MOTION: Moved: Guile / Second: Kearney

RECOMMENDED that:

- a) Council resolve to acquire the Easement for Sewerage Purposes variable width over Lot 12 DP624867 at Bomaderry from C A Fisher, as shown by hatching on copy of draft survey plan marked 'Attachment A'.
- b) Council pay compensation of nominal \$1 and reasonable legal costs associated with the acquisition, in accordance with the Land Acquisition (Just Terms Compensation) Act 1991, from Council's Sewer Fund.
- 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 the resolution.

CARRIED

24. Plan of Subdivision for Property Transactions - former Pacific City Estate, Vincentia **File 37424E**

MOTION:

Moved: Findley / Second: Gash

RECOMMENDED that:

- a) Council resolve to vary previous Council Minute 13.972 for the compulsory acquisition of various parcels of land associated with the former Pacific City Estate at Vincentia.
- b) Council now resolve to approve a plan of subdivision marked Attachment 'A' to create consolidated allotments within the estate and to resolve outstanding land tenure issues for Council.
- c) Council accept the transfer of an Easement for Access 5 wide and variable in favour of Council over proposed Lot 81, denoted as (B) on sheets 1 & 3 of draft survey plan marked Attachment 'A'.
- d) Council accept the transfer of part of proposed Lot 82, as shown by hatching on sheet 3 of draft survey plan marked Attachment 'A'.
- e) Council accept the transfer of proposed Lot 83, subject to a Right of Access 60.96 wide over the land denoted as (A), shown by hatching on sheet 2 of draft survey plan marked Attachment 'A'.
- f) All costs associated with the transfer of land and creation of easements are to be shared by Council and the National Parks & Wildlife Service (NPWS) in accordance with the Deed of Agreement for the sale of Council land to NPWS in 2007. Council's share of costs is to be met from Council's Water Fund. The land and easements are to be transferred at \$nil consideration.
- g) 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 the resolution.
- h) Lots 82-87 of the draft survey plan are to be classified as Operational pursuant to Sections 31(2) and 34 of the Local Government Act.

CARRIED

ASSETS AND WORKS / CORPORATE AND COMMUNITY SERVICES

25. Hazel Berry and David Berry Parks Management Committee - Berry Showground Caravan Park **File 3194E**

This item was brought forward.

26. Nowra Swimming Centre - Amenities Options **File 3075E, 30050E, 47156E**

This item was brought forward.

**PLANNING AND DEVELOPMENT / ASSETS AND WORKS / CORPORATE AND
COMMUNITY SERVICES**

**27. Delivery of Stage 1 of Egans Lane Park Revitalisation – Additional Funding
Request File 42536E**

MOTION:

Moved: Wells / Second: Kearney

RECOMMENDED that

- a) Council allocate additional funding of \$100,000 (to Job No. 74802) for the delivery of stage 1 of Egans Lane Park revitalisation works from project savings from the General Fund.
- b) Council receive a further report outlining delivery of stage 2 of the Egans Lane Park revitalisation works.

Note: Clr Anstiss left the meeting.

CARRIED

SHOALHAVEN WATER

28. Acquisition of Sewerage Easements - 11 Victa Way Bomaderry File 38250E

Conflict of Interest Declaration – Russ Pigg – significant non pecuniary interest – Fidoto Pty Ltd is owned by a neighbour and friend – left the room, did not take part in discussion or vote.

Note: Clr Anstiss returned to the meeting.

MOTION:

Moved: Guile / Second: Baptist

RECOMMENDED that:

- a) Council resolve to acquire the Easements for Sewerage Purposes variable width over Lot 10 DP617000 at Bomaderry from Fidoto Pty Ltd, as shown by hatching on copy of draft plan marked 'Attachment A'.
- b) Council pay compensation of \$17,500 plus GST and reasonable legal costs associated with the acquisition, in accordance with the Land Acquisition (Just Terms Compensation) Act 1991, from Council's Sewer Fund.
- 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 the resolution.

CARRIED

ADDENDUM REPORT 1 - ASSETS AND WORKS

29. Draft Regional Boating Plan

File 30281E

MOTION:

Moved: Guile / Second: White

RESOLVED, in accordance with the Committee's delegated authority from Council, that

- a) the list of projects (in priority order) be submitted to NSW Roads and Maritime Services for funding commitment in the draft Regional Boating Plan

Priority	Description	Estimated Cost
1	Huskisson wharf extension, access and car park upgrade and dredging	\$1,230,000
2	John Williams Reserve (Sanctuary Point) – boat ramp widening, jetty construction, car park upgrade, dredging	\$620,000
3	Greys Beach (North Nowra) – additional pontoon and car park upgrade	\$300,000
4	Woollamia boat ramp – new pontoon and car park extension	\$500,000
5	Ulladulla harbour – new pontoon – northern side	\$350,000
6	Wharf Rd (Shoalhaven Heads) – new pontoon and concrete overlay	\$250,000
7	West St (Greenwell Point) – new pontoon and upgrade existing ramp	\$300,000
8	Lake Conjola tourist park – new pontoon	\$200,000
9	Dent St (Huskisson) – new pontoon for kayaks/canoes/paddle boards/small craft	\$150,000
10	Maria Ave (Burrill Lake) – upgrade car park at boat ramp	\$200,000
11	Upgrade Sussex Inlet trailer parking and car park	\$150,000

- b) Council writes to Crown Lands Department to request it submits a project for Ulladulla Harbour – 20 Berth Marina.

CARRIED

GENERAL BUSINESS

30. Additional Item – Nowra – Berry Street and Egans Lane Redevelopment File

MOTION:

Moved: Gash / Second: Kearney

RECOMMENDED that the General Manager submit a report to Council advising of:

- a) **The estimated cost to demolish and clear the building known as The Betta Electrical building on Berry Street;**
- b) **Options to provide additional car parking, pedestrian connectivity between Egans Lane car park and Berry Street and passive recreational space on the cleared site, and**
- c) **The estimated cost of the options referred to in b) above.**

NOTE: Should the Egans Lane redevelopment EOI process require the site currently occupied by the Betta Electrical building, it is proposed the cleared site be made available to a higher level of development.

CARRIED

CONFIDENTIAL REPORT

CONSIDERATION OF ITEMS OF A CONFIDENTIAL NATURE

Item	Reason
Holiday Haven Tourist Parks Tender for the Management & Operation of Crookhaven Heads Tourist Park	Commercial information of a confidential nature that would if disclosed prejudice the commercial position of the person who supplied it. 10(A)(2)(d)(i)
Car Parking – Huskisson Lot 2 DP 571682	Commercial information of a confidential nature that would if disclosed prejudice the commercial position of the person who supplied it. 10(A)(2)(d)(i)
Works Associated with 8 Plimsoll Place, CULBURRA BEACH	Advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege 10A(2)(g)

Pursuant to Section 10(A)(4), the public were invited to make representations to the Policy and Resources Committee before any part of the meeting is closed, as to whether that part of the meeting should be closed. The Chairperson asked the General Manager if any written representations had been received as to whether that part of the meeting should be closed.

MOTION:

Moved: White / Second: Tribe

That the Policy and Resources Committee Meeting exclude the press and public from the Meeting pursuant to Section 10(A)(1)(a) of the Local Government Act, 1993 as it was to consider items of a confidential nature in relation to matters pursuant to Section 10(A)(2)(d)(i) and 10A2(g).

The public interest in preserving the confidentiality of information outweighs the public interest in maintaining openness and transparency in Council decision making, as it may impact on the ability of Council to attract competitive tenders in the future.

- Holiday Haven Tourist Parks Tender for the Management & Operation of Crookhaven Heads Tourist Park.

The public interest in preserving the confidentiality of information outweighs the public interest in maintaining openness and transparency in Council decision making, as it may prejudice the commercial position of the person/company who supplied it.

- Car Parking – Huskisson Lot 2 DP 571682

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

CARRIED.

The meeting moved into confidential the time being 5.53 pm.

The meeting moved into open session, the time being 6.29 pm.

There being no further business, the meeting concluded, the time being 6.29 pm.

Clr Wells
CHAIRPERSON