

---

**MINUTES OF THE POLICY & RESOURCES COMMITTEE MEETING HELD ON TUESDAY, 8 SEPTEMBER, 2015 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  
Clr Kitchener  
Russ Pigg – General Manager

Tony Fraser – Works and Services Manager

Apologies:

Apologies were received from Clr Guile, Clr Watson for the month of September. A request for Leave of Absence be approved for Clr Robertson from 6<sup>th</sup> September to 21<sup>st</sup> October 2015

1. Confirmation of the Minutes of the Resources & Reserves Committee meeting held on Tuesday 11 August 2015
- 

MOTION:

Moved: White / Second: Baptist

That the Minutes of the Policy & Resources Committee meeting held on Tuesday 11 August 2015 be confirmed.

CARRIED

2. Deputations
- 

Mr Chris Grounds addressed the Committee in relation to Item 15, Heritage Estates, Worrowing Heights – update and proposal to regulate vehicle access

3. Procedural Motion – Bring Items Forward for Consideration
- 

MOTION:

Moved: Findley / Second: Baptist

That the following matters be brought forward for consideration.

- Item 15 – Heritage Estates, Worrowing Heights – update and proposal to regulate vehicle access
- Item 2 – August 2015 - Flood Event
- Item 8 – 13 – Report of Assets and Works

- 
- Item 20 – Proposed Footpath Works at Worrigee Street, Nowra
  - Item 23 – Kerbside Waste Service

CARRIED

## **PLANNING AND DEVELOPMENT SERVICES**

4. (Item 15, Page 49) Heritage Estates, Worrowing Heights – update and proposal to regulate vehicle access File 1446e
- 

This item was brought forward for consideration.

MOTION:

Moved: Wells / Second: Baptist

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

- a) Endorse and exhibit the proposal to install gates, barriers and signs at the entrances to the Heritage Estates as outlined in this report;
- b) Refer the matter to the Shoalhaven Traffic Committee following the exhibition;
- c) Report the Shoalhaven Traffic Committee's recommendation and outcome of the exhibition to Council before determining whether to proceed;
- d) Continue to work collaboratively with NPWS and other the relevant stakeholders to address land degradation within the Heritage Estates; and
- e) Receive the updates on the Federal court appeal, the E2 Planning Proposal and the Voluntary Heritage Estates Land Purchase project for information.

CARRIED

## **GENERAL MANAGER**

5. (Item 2, Page 12) August 2015 - Flood Event File 51860E
- 

MOTION:

Moved: Wells / Second: Baptist

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

- a) Receive the report for information;
- b) Thank all staff involved in the response and recovery operations relating to the flooding event for their efforts and support;
- c) Acknowledge that the Natural Resources and Floodplain Management Committees will undertake a review of the flood event in the context of existing Estuary and Entrance Management Plans and if necessary recommend any further actions to Council; and

- 
- d) Endorse actions to undertake an extensive community education campaign highlighting flooding risks and the dynamic nature of our various rivers, streams & lakes in the City.

CARRIED

## **ASSETS AND WORKS**

6. (Item 8, Page 31) 2014/2015 Country Passenger Transport Infrastructure Grants Scheme File 26106E
- 

MOTION:

Moved: White / Second: Gash

RECOMMENDED that Council accepts the CPTIGS grant offer and votes funds:

- a) \$52,700 for the bus shelters, new, retrofit and stands
- b) \$39,698 for the Stewart Place Bus Interchange upgrade
- c) Write to thank the State Government and local members for funding these important transport works

CARRIED

7. (Item 9, Page 33) Road Verge Maintenance Policy File 6820E
- 

MOTION:

Moved: White / Second: Gash

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

- a) The draft Verge Improvements & Maintenance Policy, POL 15/55 be publicly exhibited for 28 days; and
- b) Staff provide a further report to Council for adoption if comments are received or changes are made during the exhibition period; or
- c) If no comments are received or changes made the Policy be adopted.

CARRIED

8. (Item 10, Page 35) TSR E-Waste Site Clean Up File 43652E
- 

MOTION:

Moved: Gash / Second: Kearney

RECOMMENDED that:

- a) Subject to levy and disposal exemption by the Environmental Protection Authority (EPA), the Cathode Ray Tube (CRT) waste stockpiled at 15 & 16 Norfolk Avenue, South Nowra be disposed of at West Nowra Landfill at no charge to the property owners RMP State Investments Pty Limited and APPL Pty Limited; and.

- 
- b) Council investigate the CRT stockpiles at 472 Sussex Inlet Road to verify if they are related to TSR E-Waste's contract with Council. The disposal of this material be free of charge to the owner.

CARRIED

9. (Item 11, Page 38) Landfill Gas Agreement – West Nowra – AGL File 18285E

MOTION: Moved: White / Second: Baptist

RECOMMENDED that in accordance with Section 10A(2)(d)(i) of the Local Government Act 1993, Council consider a separate confidential report on this matter.

CARRIED

10. (Item 12, Page 39) Grants for Organics Collections File 8133E

MOTION: Moved: White / Second: Kearney

RESOLVED, in accordance with the Committee's delegated authority from Council, that Council accepts the report for information.

CARRIED

11. Item 13, Page 41) Erowal Bay Public Toilets - Pillapai Reserve - Future Use File 30449E

MOTION: Moved: Gash / Second: White

RESOLVED, in accordance with the Committee's delegated authority from Council that Council decommission and demolish the toilets located at Pillapai Reserve, Erowal Bay.

CARRIED

## **NOTICES OF MOTION**

12. (Item 20, Page 74) Proposed Footpath Works at Worrigee Street, Nowra File 7412E

MOTION: Moved: Wells / Second: Kearney

RECOMMENDED that Council:

- a) Allocate a sum of \$85,000 to construct a new section of footpath on the southern side of Worrigee Street between Kinghorne Street and Lawrence Avenue, Nowra
- b) Undertake necessary negotiations to determine private contributions towards the project cost.

CARRIED

---

13. (Item 23, Page 77) Kerbside Waste Service

File 42653E

Note: Cllr Findley had left the meeting.

MOTION:

Moved: Wells / Second: Baptist

RESOLVED in accordance with the Committee's delegated authority from Council, that the Committee receive a report on managing waste disposal that might provide support to residents unable to access waste transfer or landfill stations particularly during and after storm incidents.

CARRIED

### **COUNCILLOR REPORTS ON CONFERENCES**

14. The Future of Communities – Power to the People Conference

File 4688E

Note: Cllr Findley returned to the meeting.

MOTION:

Moved: Baptist / Second: White

RESOLVED, in accordance with the Committee's delegated authority from Council, that the Committee receive the report from Cllr Robertson regarding the Future of Communities – Power to the People Conference for information.

CARRIED

### **GENERAL MANAGER**

15. August 2015 - Flood Event

File 51860E

Note: This item was considered earlier in the meeting.

### **CORPORATE AND COMMUNITY SERVICES**

16. Change of Meeting Dates - October 2015

File 3910E

MOTION:

Moved: White / Second: Baptist

RESOLVED, in accordance with the Committee's delegated authority from Council, that meeting dates be rescheduled as follows:

- a) Policy and Resources Committee – 20 October 2015;
- b) Ordinary Meeting – 27 October 2015.

CARRIED

---

17. Local Government NSW - Annual Conference 2015 - Voting Delegates File 51050E

MOTION:

Moved: Gash / Second: White

RESOLVED, in accordance with the Committee's delegated authority from Council, that the Committee endorse the following Councillors as voting delegates for both the Board Elections and on Motions for the 2015 Local Government NSW Annual Conference:

- a) Gash
- b) White
- c) Findley
- d) Wells
- e) Tribe (Alternate)

CARRIED

18. 2015 ALGA National Local Roads & Transport Congress File 4688E

MOTION:

Moved: White / Second: Baptist

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

- a) Notes the details of the 2015 ALGA National Local Roads & Transport Congress, scheduled for 17-19 November 2015, at Ballarat, Victoria.
- b) Authorises Councillors to attend the conference within the limits imposed under current policy and such attendance be deemed Council Business.
- c) Authorises that the Travel, registration fees, accommodation and all reasonable out-of-pocket expenses be met in accordance with its adopted policy.
- d) Request Councillors attending the conference to provide a written report within 30 days of returning from the conference.
- e) The Ordinary meeting in November 2015 be rescheduled to 24 November 2015 if a significant number of Councillors wish to attend this conference.

CARRIED

19. Application for Council Interest Free Loan - Berry Show Society Inc. File 24447E

MOTION:

Moved: Wells / Second: Kearney

RECOMMENDED that:

- a) Council provide an interest free loan of \$40,000 to the Berry Show Society Inc. to install air conditioning within the Berry Showground Pavilion repayable over an eight (8) year period at an annual minimum repayment of \$5,000
- b) The Council interest free loan to Berry Show Society Inc. to install air conditioning within the Berry Showground Pavilion be conditional with the compliance

---

requirements of Council's Asset Strategy Unit (as described in Attachment B of this report)

- c) The Council interest free loan to Berry Show Society be funded from job number 10454 (Advances to Community Groups).

CARRIED

20. Tenders - Provision of Corporate Time & Attendance System File 51443E

MOTION:

Moved: White / Second: Baptist

RECOMMENDED that accordance with Section 10A(2)(d)(i) of the Local Government Act 1993, Council consider a separate confidential report on this matter, and any decision made in the confidential session be made public in accordance with Clause 253 of the Local Government Act (General) Regulation 2005.

CARRIED

## **ASSETS AND WORKS**

21. 2014/2015 Country Passenger Transport Infrastructure Grants Scheme File No. 26106E

Note: This item was considered earlier in the meeting.

22. Road Verge Maintenance Policy File 6820E

Note: This item was considered earlier in the meeting.

23. TSR E-Waste Site Clean Up File 43652E

Note: This item was considered earlier in the meeting.

24. Landfill Gas Agreement – West Nowra – AGL File 18285E

Note: This item was considered earlier in the meeting.

25. Grants for Organics Collections File 8133E

Note: This item was considered earlier in the meeting.

26. Erowal Bay Public Toilets - Pillapai Reserve - Future Use File 30449E

Note: This item was considered earlier in the meeting.

---

## PLANNING AND DEVELOPMENT

27. Shoalhaven Local Heritage Assistance Fund Program 2015/2016 File 1110E

MOTION:

Moved: Findley / Second: White

RESOLVED, in accordance with the Committee's delegated authority from Council that the Committee endorse the allocation of Shoalhaven Local Heritage Assistance Funds for the 2015/2016 program listed below and detailed in Attachment A to this report.

Owner/ Applicant	Project Location	Suggested Grant Amount
St Luke's Anglican Church	68A Princess Street, Berry	\$1,915.00
Donna Payne	73 Wason Street, Milton	\$2,500.00
Gloria Nolan	11 Pulman Street, Berry	\$1,500.00
Elizabeth and Chris Simnadis	23 Albany Street, Berry	\$3,000.00
Alan and Marg Sherringham	1165 Bolong Road, Coollangatta	\$2,000.00
Judith Saw	32 Woodstock Road, Croobyar	\$2,000.00
Jennifer De Lacey	91 Greenwell Pt Rd, Greenwell Point	\$3,000.00
Lewand and Parsons	141 Princes Hwy, Milton	\$4,090.00
Francesca Pami	19 Ferry Lane Nowra	\$735.00
Susan McIntosh	94B Tannery Rd Berry	\$1,760.00
		<b>\$22,500</b>

CARRIED

28. Heritage Estates, Worrowing Heights – update and proposal to regulate vehicle access File 1446e

Note: This item was considered earlier in the meeting.



- 
29. Tabourie Lake, Hyams Beach, Currumbene Creek and Conjola St Reserve Bushcare Action Plans File 1835E

MOTION:

Moved: White / Second: Baptist

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

- a) Adopt the two (2) new Bushcare Action Plans: Conjola St Reserve – Ulladulla Bushcare Action Plan and Currumbene Creek Bushcare Action Plan and the two (2) reviewed Bushcare Action Plans: Hyams Beach Bushcare Action Plan – review (2015) and Tabourie Bushcare Group Action Plan – Review (2015).
- b) Consider an additional \$2,500 for its annual Bushcare operational budget -15915 (starting in 2016/17 financial year) to support its two new Bushcare groups at Conjola Street Reserve, Ulladulla and Currumbene Creek, Woollamia, within the normal budget process.

CARRIED

### **SHOALHAVEN WATER**

30. Acquisition of Easement for Water Supply at Pyree File 50964E

MOTION:

Moved: Baptist / Second: White

RECOMMENDED that

- a) Council resolve to acquire the Easement for Water Supply 3 wide over Lot 10 DP876329 at Bournes Lane Pyree, as shown by hatching on draft survey plan marked Attachment 'A'.
- b) Council pay compensation of \$2,000 plus GST 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

---

## **PLANNING AND DEVELOPMENT / CORPORATE AND COMMUNITY SERVICES**

31. Coronial Inquest into deaths relating to rock fishing incidents File 32150E, 50372E

MOTION:

Moved: Gash / Second: Kearney

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

1. Develop and provide warning signs (similar size as RIP current signs of Figure 2 of this report) at the following known locations where rock fishing incidents and a death have occurred: Merry Beach, Mermaid's Inlet.
2. Request SLSNSW to provide Council with updated rock fishing death or incident locations on an annual basis and update rock fishing signs as required.
3. Include Rock Fishing Safety Information (see Attachment D), and Dr Rob Brander (Dr RIP) December 2010 Beach Survival Guide <http://www.scienceofthesurf.com/multimedia.html> on Council's Website (under the Beaches tab) that specifically includes Rock Fishing risks and organise a media release to advise of the risk of rock fishing.
4. That a working group of relevant staff across Council be established to further review the recommendations of the Coastal Public Safety Risk assessment and Inland Swimming Safety audit for the Shoalhaven Local Government Area, and report on the status of implementation of the recommendations identifying priorities and responsibilities across the organisation and budget implications.

CARRIED

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

32. Policy Review (POL12/239) Small Lot Rural Subdivisions – Dealing with Overdue Rates and Charges File 16401E

MOTION:

Moved: Baptist / Second: White

RESOLVED, in accordance with the Committee's delegated authority from Council, that the Committee adopt the revised policy.

CARRIED

## **NOTICES OF MOTION**

33. Proposed Footpath Works at Worrigee Street, Nowra File 7412E

Note: This item was considered earlier in the meeting.

---

34. Berry Showground Caravan and Camping Facilities File 4422E, 3194E

MOTION: Moved: White / Second: Kearney

RECOMMENDED that Council allocate the sum of \$25,000 to undertake roadworks associated with the caravan and camping facility at Berry Showground.

CARRIED

FOR: Tribe, Kearney, Anstiss, White, Gash, Baptist, Findley Wells and Russ Pigg

AGAINST: Kitchener

35. New Year's Eve Celebrations File 4771E

MOTION: Moved: Anstiss / Second: Kearney

RECOMMENDED that the providers of New Year's Eve celebrations each be funded with the same level of Council sponsorship, that being \$7,500 per event and the shortfall of \$3000 in the 2015/16 Budget be funded from the unallocated donations Budget.

CARRIED

36. Kerbside Waste Service File 42653E

Note: This item was considered earlier in the meeting.

**GENERAL BUSINESS**

37. Additional Item – Huskisson Foreshore Masterplan – Community Reference Group – Update File 50840E

MOTION: Moved: Gash / Second: Kearney

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

- a) The Committee notes that Steve Murphy will replace Garry Kelson as the Huskisson-Woollamia Voice representative, Sam Tooley (wharf business operator) will possibly miss the first two meetings and the Huskisson Chamber of Commerce will advise of their representative as President Wendy Smith is unavailable.
- b) Domenic Cerulli be added to the Community Reference Group given that the original Council resolution specifically provided for the involvement of adjoining landowners.

CARRIED

---

## CONFIDENTIAL REPORT

### CONSIDERATION OF ITEMS OF A CONFIDENTIAL NATURE

Item	Reason
Tenders - Provision of Corporate Time & Attendance System	<p>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)</p> <p>It is not in the public interest to disclose this information as it may impact on the ability of Council to attract competitive tenders in the future.</p>
Julix Pty Limited & Tagdime Pty Limited – Claim for Costs incurred in relation to remediation for the development of 70 Bridge Road Nowra	<p>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)</p>
Landfill Gas Agreement – West Nowra – AGL	<p>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)</p> <p>It is not in the public interest to disclose this information as it may, if disclosed, prejudice the commercial position of the person who supplied it.</p>

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: Kearney / Second: White

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 10(A)(2)(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:

- Tenders - Provision of Corporate Time & Attendance System

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, if disclosed, prejudice the commercial position of the person who supplied it.

- Landfill Gas Agreement – West Nowra - AGL

CARRIED

---

The meeting moved into confidential the time being 4.42 pm.

The meeting moved into open session, the time being 4.46 pm.

There being no further business, the meeting concluded, the time being 4.46 pm.

Clr Wells  
CHAIRPERSON