
**MINUTES OF THE STRATEGY AND ASSETS COMMITTEE MEETING HELD ON TUESDAY,
9 AUGUST 2016 IN THE COUNCIL CHAMBERS, CITY ADMINISTRATIVE CENTRE, BRIDGE
ROAD, NOWRA COMMENCING AT 4.04 PM**

The following members were present;

Clr Wells – Chairperson
Clr Gash
Clr Tribe
Clr Robertson
Clr Kearney
Clr Baptist
Clr White
Clr Findley
Clr Guile
Clr Watson
Russ Pigg – General Manager

Apologies:

Apologies were received from Clr Kitchener, Clr Anstiss

1. Confirmation of the Minutes of the Strategy and Assets Committee meeting held on Tuesday 19 July 2016
-

MOTION: Moved: Baptist / Second: White

(MIN16.621) RESOLVED that the Minutes of the Strategy and Assets Committee meeting held on Tuesday 19 July 2016 be confirmed.

CARRIED

2. Declarations of Interest
-

Conflict of Interest Declaration - Clr White – Item 8 page 35 – Telecommunications Licence to Optus – Lot 473 DP704673 & Item 9 page 38 – Telecommunications Licence to Vodafone pecuniary interest – remuneration received from Telstra who is a competitor in telecommunications – will leave the room, will not take part in discussion or vote.

3. Deputations
-

Mr Bob Pullinger (Collingwood Beach Preservation Group) addressed the Committee in relation to the Addendum Report, Item 1 - Coast and Estuary grant program 2016/17 requirement for a certified CZMP or Coastal Management Program.

MOTION: Moved: Findley / Second: Guile

That a late deputation be permitted from Mr Bob Dunn in relation to the confidential item – Collingwood Beach Dune Vegetation Management

CARRIED

Mr Bob Dunn addressed the Committee in relation to the Addendum Report - Confidential, Item 1 - Collingwood Beach Dune Vegetation Management.

4. Procedural Motion – Bring Item Forward

PROCEDURAL MOTION:

Moved: Baptist / Second: Wells

That the matters of Addendum Report 1, Item 1 – Coast and Estuary grant program 2016/17 requirement for a certified CZMP or Coastal Management Program and Item 2 – Collingwood Beach Dune Vegetation Management, be brought forward for consideration.

CARRIED

PROCEDURAL MOTION:

Moved: Guile / Second: Findley

That the Confidential Addendum Report 1 – Item 1 - Collingwood Beach Dune Vegetation Management including the attached legal advice be brought forward to be considered in conjunction with Addendum Report 1, Item 1 & Item 2 and be discussed in open session.

CARRIED

5. (Confidential Item 1) Collingwood Beach Dune Vegetation Management File 9929E

Note: This item was considered in conjunction Addendum Report Item 2 - Collingwood Beach Dune Vegetation Vandalism Management see MIN16.623

6. Addendum Item 1 Coast and Estuary grant program 2016/17 requirement for a certified CZMP or Coastal Management Program File 30596E

MOTION:

Moved: Findley / Second: Baptist

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

- a) Continue to seek representation to the Minister to seek an exemption from the requirement of a certified CZMP to qualify for funding in the first round.
- b) If exemption is not granted by 18 August 2016, Council submit the draft 2012 CZMP, including additional reports as listed in this report and adopted Council Estuary Management Plans for certification by the Minister.
- c) Endorse the development of a new Coastal Management Program in line with the new Coastal Management Act, such new program to include the revision of relevant studies and strategies to address Council's adopted sea level projections. In addition, the public exhibition and subsequent resolution of coastal erosion policy matters, as well as other issues raised by the community be resolved in 12 months.

MOTION LOST

FOR: Tribe, Robertson, Findley, Baptist and Russ Pigg

AGAINST: Kearney, White, Guile, Gash, Watson, Wells

FORESHADOWED MOTION: Moved: Guile / Second: White

(MIN16.622) RESOLVED that in accordance with the Committee's delegated authority from Council, the Committee

- a) Continue to seek representation to the Minister to seek an exemption from the requirement of a certified CZMP to qualify for funding in the first round.
- b) Endorse the development of a new Coastal Management Program in line with the new Coastal Management Act, such new program to include the revision of relevant studies and strategies to address Council's adopted sea level projections. In addition, the public exhibition and subsequent resolution of coastal erosion policy matters, as well as other issues raised by the community be resolved in 12 months.

CARRIED

FOR: Tribe, Robertson, Kearney, White, Gash, Baptist, Guile, Watson, Wells and Russ Pigg

AGAINST: Findley

7. Addendum Report 1 - Item 2 Collingwood Beach Dune Vegetation Vandalism Management
File 9929e

Note: This item was considered in conjunction with the confidential report – Confidential Addendum Report 1 - Item 1 – Collingwood Beach Dune Vegetation Management.

MOTION: Moved: Findley

That

1. Under its obligation to the Crowns Lands Act, Council complete the comprehensive plan of management for Collingwood Beach and that the plan comply with the New Coastal Management Bill 2016, and the Coastal Management Manual.
2. The Collingwood Beach Dune Vegetation Management Plan be deferred until such times as the plan of management is complete.
3. A further report be presented to Council outlining Councils response to the Office of Environment and Heritage email of 4 August (Addendum report 1 Item 2 Attachment I Strategy and Assets meeting 9 August 2016)

4. The Review of Environmental Factors for the Susan Street demonstration be appended to the minutes of this meeting to allow for public scrutiny.

5. Council notes that there has been a significant amount of public interest in this issue to date, even though the plan has not yet been on public exhibition. Council embarked on this project as a means to appease beachside residents and reduce the incidents of vegetation vandalism that occurs in parts of the Collingwood reserve, however the project has failed to produce an outcome of compromise that would gain broad public support.

MOTION LAPSED due to lack of seconder.

MOTION:

Moved: White / Second: Kearney

(MIN16.623) RESOLVED that the Committee under delegation from Council, the Committee;

- a) Not proceed with the demonstration site and use existing sections of dune to provide example of management zones proposed in the draft Council plan.
- b) Exhibit Council's draft Collingwood Beach Dune Vegetation Management Plan and the Collingwood Beach Preservation Group amended proposal for a period of 28 days to receive written submissions.
- c) Develop a Review of Environmental Factors (REF) for the entire site following consideration of the submissions received during the public exhibition prior to adoption of the plan by Council.
- d) Seek further advice and comments from Jervis Bay Marine Parks, Office of Environment and Heritage and NSW DPI-Lands during the public exhibition period.

AMENDMENT:

Moved: Guile / Second: Watson

That the Committee under delegation from Council, the Committee;

- a) Not proceed with the demonstration site and use existing sections of dune to provide example of management zones proposed in the draft Council plan.
- b) Exhibit Council's draft Collingwood Beach Dune Vegetation Management Plan and the Collingwood Beach Preservation Group amended proposal for a period of 28 days to receive written submissions.
- c) Develop a Review of Environmental Factors (REF) for the entire site following consideration of the submissions received during the public exhibition prior to adoption of the plan by Council.

AMENDMENT LOST

FOR: Guile, Watson

AGAINST: Tribe, Robertson, Kearney, White, Gash, Baptist, Findley, Wells and Russ Pigg

MOTION CARRIED

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

AGAINST: Findley, Guile, Watson

Note: Councillor Findley advised the Committee that she had received a letter from the Collingwood Beach Preservation Group requesting that she apologise for a comment that she had made at the Strategy and Assets Committee meeting on Tuesday 19 July 2016 regarding the Collingwood Beach Dune Vegetation Management Plan. Councillor Findley advised that she had made the comments in reference to a letter that she had received from the Collingwood Beach Preservation Group dated 10 May 2016, and would not be submitting an apology. Both letters were read to the Committee.

GENERAL MANAGER

8. Fourth Quarter Report on Delivery Program 2015 - 2017 & Operational Plan 2015 - 2016 File 50863E

MOTION: Moved: Robertson / Second: Kearney

(MIN16.624) RESOLVED that in accordance with the Committee's delegated authority from Council, the report of the General Manager (Executive Strategy) regarding progress to 30 June 2016 on the 2015/2017 Delivery Program and Operational Plan be received for information, noted and published on Council's website.

CARRIED

CORPORATE AND COMMUNITY SERVICES

9. Maritime Museums of Australia Project Support Scheme (MMAPSS) Grant File 10975E

MOTION: Moved: Findley / Second: White

RECOMMENDED that Council:

- a) Accept the Maritime Museums of Australia Project Support Scheme (MMAPSS) Grant 2016 - \$8,500 and vote the funds for the restoration of the Flood Boat ready for installation at the Nowra Aquatic Centre.
- b) Write to the Maritime Museum of Australia accepting and thanking them for the grant funds.

CARRIED

10. Request for Donation - Milton Ulladulla Community and Business Award File 4771E

MOTION:

Moved: White / Second: Robertson

RECOMMENDED that:

- a) Council provide a \$2,000 Silver Sponsorship to support the Milton Ulladulla 2016 Community and Business Awards
- b) Funds to be sourced from the 2016/2017 Unallocated Donations Budget.

CARRIED

11. Application for Proclamation of Public Holiday - Kangaroo Valley Show 2017/2018 File 2128E

MOTION:

Moved: Robertson / Second: Baptist

RECOMMENDED that Council make a biennial application to the Minister for Industrial Relations under the Banks and Bank Holiday Act, 1912, over that part of the county of Camden, the Parish of Cambewarra and those portions of the Parishes of Burrawang, Bugong, Yarrowa and Wallawa, situated in the City of Shoalhaven, for the proclamation of a partial public holiday (9am-5pm) on the first day of the Kangaroo Valley Show to be held on:

- a) Friday 17 February 2017
- b) Friday 16 February 2018

CARRIED

ASSETS AND WORKS

12. Nowra Steakhouse - Assignment of Lease File 12872E

MOTION:

Moved: Findley / Second: White

(MIN16.625) RESOLVED that in accordance with the Committee's delegated authority from Council, that the Committee authorise the execution of the Deed of Consent and Assignment of Lease for Unit 2, 10 Pleasant Way, Nowra from Christopher Armstrong, Nikki Edwards and Jade Edwards to Eating Habits Australia Pty Ltd.

CARRIED

13. Lease 6 - 10 Moss Street File 35408E

MOTION:

Moved: Findley / Second: Guile

RECOMMENDED, that Council

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- a) Enter into a lease agreement as detailed in the report with Mr Pip Pulford of Hyper Hyper Coffee to coincide with his current lease agreements;
 - b) Authorise the General Manager to finalise the lease terms that may not yet be determined and to sign any documentation necessary to give effect to this resolution;
 - c) Modify the proposed plan of the site to ensure safe sight lines are not impacted for traffic and pedestrians at the intersection of North Street/Moss Street/ O'Keefe Avenue roundabout, and
 - d) Approve borrowings of \$100,000 towards the construction of the additional 31 parking spaces in McGrath Avenue to offset the loss of informal public parking associated with the Lease proposal and the lease revenue be used to service the loan repayments.

CARRIED

14. Master Plan - Woollamia Regional Boat Ramp Precinct File 52470E

MOTION: Moved: Robertson / Second: Baptist

RECOMMENDED that

- a) Council adopts in principle the Master Plan for the Woollamia Regional Boat Ramp Precinct
- b) Council proceeds with detailed design and construction for stage one comprising of:
 - Widening the existing two lane ramp to a three lane boat ramp
 - Provision of pontoons
 - Provision of a boardwalk to the east to facilitate access for paddle craft
- c) Council undertakes an expression of interest process for the build/own/operation of boat lift and maintenance facilities and that the results of the expression of interest be reported to Council
- d) Detailed design for future stages including lift out and boat maintenance facilities involve community consultation and stakeholder engagement
- e) Funding and timing of future stages of Woollamia Regional Boat Ramp Precinct be considered with the next round of the NSW Better Boating Now Funding Program
- f) Provision of fuelling facilities for non-trailerable vessels be identified as a desirable service facility for any future redevelopment adjacent to the Huskisson public wharves

CARRIED

15. Telecommunications Licence to Optus – Lot 473 DP704673 – Cunjurong Point Road, Cunjurong Point File 53034E

Conflict of Interest Declaration - Clr White – Item 8 page 35 – Telecommunications Licence to Optus – Lot 473 DP704673 & Item 9 page 38 – Telecommunications Licence to Vodafone pecuniary interest – remuneration received from Telstra who is a competitor in telecommunications left the room, did not take part in discussion or vote.

MOTION: Moved: Robertson / Second: Gash

RECOMMENDED that Council;

- a) Enter into a Licence with Optus for a 20 year term with break dates at 5 yearly intervals at Optus’s discretion for the annual rent of \$10,000 per annum + GST with increases of 3% annually commencing 1 October 2016; and
- b) Delegate authority to the General Manager to finalise the lease terms that may not yet be determined and to sign any documentation necessary to give effect to this resolution.

CARRIED

16. Telecommunications Licence to Vodafone File 52020E

Conflict of Interest Declaration - Clr White – Item 8 page 35 – Telecommunications Licence to Optus – Lot 473 DP704673 & Item 9 page 38 – Telecommunications Licence to Vodafone pecuniary interest – remuneration received from Telstra who is a competitor in telecommunications left the room, did not take part in discussion or vote.

MOTION: Moved: Robertson / Second: Gash

RECOMMENDED that Council:

- a) Enter into a Licence with Vodafone for a 20 year term for the annual rent of \$11,100 per annum + GST with annual increases of 3%; and
- b) Delegate authority to the General Manager to finalise the lease terms to finalise the lease terms that may not yet be determined and to sign any documentation necessary to give effect to this resolution.

CARRIED

17. Graffiti Abatement – Strategies 2016/2017 File 1244e

Note: Clr White returned to the meeting, the time being 5.42pm.

MOTION: Moved: Guile / Second: Kearney

RECOMMENDED that Council:

- a) Support the strategies for graffiti abatement in the Shoalhaven as outlined in this report.

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- b) In accordance with Section 67 (2)(b) of the Local Government Act, it is proposed to charge no fee and provide funding up to \$1,000 from the Graffiti Management budget, to support a mural being painted at Lot 2 DP 624351 being 23 Browns Road, South Nowra owned by Rynarp PTY LTD.

CARRIED

18. Ratepayer Advance - 17, 19, 21 & 23 Illfracombe Ave Vincentia File 10263E

MOTION: Moved: Wells / Second: White

RECOMMENDED that:

- a) Council enter into a Ratepayers Advance Agreement, executed under the Seal of Council with J P & K Rembisz of 17 Illfracombe Avenue, Vincentia in respect of Kerb and Gutter construction to the value of \$5,452.43 of which \$1,917.33 (including \$22 GST) is a contribution, \$3,535.10 is the advance and the amount to be repaid to the Ratepayer in 5 years at 5% interest is \$4,418.38.
- b) Council enter into a Ratepayers Advance Agreement, executed under the Seal of Council with T A & D E Barrett of 19 Illfracombe Avenue, Vincentia in respect of Kerb and Gutter construction to the value of \$5,452.43 of which \$1,917.33 (including \$22 GST) is a contribution, \$3,535.10 is the advance and the amount to be repaid to the Ratepayer in 5 years at 5% interest is \$4,418.38.
- c) Council enter into a Ratepayers Advance Agreement, executed under the Seal of Council with O F Lugton of 21 Illfracombe Avenue, Vincentia in respect of Kerb and Gutter construction to the value of \$5,210.43 of which \$1,675.33 is a contribution, \$3,535.10 is the advance and the amount to be repaid to the Ratepayer in 5 years at 5% interest is \$4,418.88.
- d) Council enter into a Ratepayers Advance Agreement, executed under the Seal of Council with S & L Michael of 23 Illfracombe Avenue, Vincentia in respect of Kerb and Gutter construction to the value of \$4,562.94 of which \$1,467.14 is a contribution, \$3,095.80 is the advance and the amount to be repaid to the Ratepayer in 5 years at 5% interest is \$3,869.75.
- e) The Common Seal of Council of the City of Shoalhaven be affixed to any documentation required to be sealed otherwise the General Manager be authorised to sign any documentation necessary to give effect to.
- f) The works be funded by contributions from residents without additional Council capital.

CARRIED

PLANNING AND DEVELOPMENT

19. Natural Areas Tender: Maintenance, minor construction, asset auditing & risk assessments in Natural Areas File 51689E, 50372E

MOTION:

Moved: Gash / Second: White

(MIN16.626) RESOLVED that the Committee under delegated authority from Council receive the report for information.

CARRIED

NOTICES OF MOTION

20. Collingwood Beach Vegetation Management Plan File 9929E

This Notice of Motion was withdrawn

21. Australian Government Contribution for the Completion of the Princes Highway duplication from Berry to Bomaderry File 1992E

MOTION:

Moved: Guile / Second: Watson

(MIN16.627) RESOLVED that in accordance with the Committee's delegated authority from Council:

1. Shoalhaven City Council support efforts by the Parliamentary Secretary to the Premier for the Illawarra and South Coast and Member for Kiama Gareth Ward MP to secure an Australian Government contribution for the completion of the Princes Highway duplication from Berry to Bomaderry.
2. Council writes to the Member for Gilmore Ann Sudmalis notifying her of Council's position and seeking her support for securing such a funding contribution.
3. Council further seek endorsement from other stakeholder groups such as Business Chambers, SEATs and the Joint organisation of Councils for the injection of Federal funding.
4. The General Manager report back to the Committee on the outcomes of the meeting with the Minister for Infrastructure and transport, regarding Commonwealth Assistance for major infrastructure projects, as proposed by the Illawarra Pilot Joint Organisation.

CARRIED

ADDENDUM REPORT 1

22. Coast and Estuary grant program 2016/17 requirement for a certified CZMP or Coastal Management Program File 30596E

Note: This item was dealt with earlier in the meeting.

23. Collingwood Beach Dune Vegetation Vandalism Management File 9929e

Note: This item was dealt with earlier in the meeting.

There being no further business, the meeting concluded, the time being 5.54 pm.

Clr Wells
CHAIRPERSON