
**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 16 AUGUST 2016 COMMENCING AT 4.00 PM**

The following members were present;

Clr Gash – Chairperson
Clr Tribe
Clr Robertson
Clr Kearney
Clr Anstiss
Clr White
Clr Wells
Clr Baptist
Clr Findley
Clr Guile
Clr Watson
Clr Kitchener
Clr McCrudden

The meeting was opened in Prayer by Reverend Rodney Davies, followed by the Welcome to Country/Acknowledgement of Traditional Custodians and the playing of the Australian National Anthem.

628. Confirmation of the Minutes of the Ordinary Meeting of Council held on Tuesday 26 July 2016

MOTION:

Moved: Guile / Second: White

That the Minutes of the Ordinary Meeting of Council held on Tuesday 26 July 2016 be confirmed.

CARRIED

629. Declarations of Interest

Conflict of Interest Declaration - Clr White – Item 6 page 2 – Telecommunications Licence to Optus – Lot 473 DP704673 & Item 7 page 3 – 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.

Conflict of Interest Declaration - Clr Tribe – Item 17 page 10 –No Stopping Zone - Pitt Street, North Nowra (PN 3268) significant non pecuniary interest – Flagstaff Shoalhaven will be impacted by less parking for people with disabilities, her mother is the manager, she objected to the proposal put forward by her neighbour – will leave the room, will not take part in discussion or vote.

Conflict of Interest Declaration - Clr Baptist – Additional Item - Murramarang Men’s Shed Application for Council loan – significant non pecuniary interest – he is the Public Officer and a member of the Murramarang Men’s Shed Inc - left the room, did not take part in discussion or vote.

Conflict of Interest Declaration - Clr Guile – Additional Item - Shoalhaven Anglican School, Milton – less than significant non pecuniary interest – he is a senior staff member of the Anglican School Corporation Sydney - remained in the room.

MAYORAL MINUTE – TUESDAY 16 AUGUST 2016

630. Upgrade to Stewart Place Bus Terminal

File 8028E

MOTION:

Moved: Gash / Second: Tribe

That Council complete the full upgrade works identified at the bus interchange in Stewart Place, Nowra including but not limited to additional bus parking and improved passenger access, through the replacement of kerb and gutter, footpaths, service relocation and realigning access to the car park at a cost of \$254,000 and be funded by;

- a) Country Passenger Transport Infrastructure Grants Scheme funding of \$ 39,000 currently allocated within the Traffic Facilities Program for Stage 1 2016/17**
- b) Additional funding of \$215,000 for Stage 2 to be allocated to the Traffic Facilities Program (2016/17), by reallocation of General Fund from the capital roads program 2016/17 and the roads program funds be sourced and committed from unallocated Roads to Recovery funds;**
- c) Works for Stage 1 commence in the 2016/2017 financial year to meet the funding milestone and Stage 2 to be progressed concurrently to minimise disruption to passengers**

CARRIED

631. Community Medical Scholarship

File 30141E

MOTION:

Moved: Gash / Second: Baptist

That the Mayor call a meeting of interested representatives to discuss the feasibility of establishing a Shoalhaven Community Medical Scholarship.

CARRIED

632. End of Council Term

File 50252E

The Mayor thanked those retiring Councillors Baptist, Anstiss and Robertson.

MOTION:

Moved: Gash / Second: Baptist

That Council receive the report regarding the End of Council Term for information.

CARRIED

633. Local Government NSW Planning Breakfast

File 50252E

MOTION:

Moved: Gash / Second: White

That Council receive the report regarding the Local Government NSW Planning Breakfast for information.

AMENDMENT:

Moved: Guile / Second: Watson

That a representative from the Collingwood Beach Preservation Group be invited to attend the Local Government NSW Planning Breakfast.

AMENDMENT LOST

FOR: Guile, Watson, Kitchener, McCrudden

AGAINST: Tribe, Robertson, Kearney, Anstiss, White, Wells, Baptist, Findley, Gash

MOTION CARRIED

634. Other events attended

File 50252E

MOTION:

Moved: Gash / Second: White

That Council receive the report regarding Other Events Attended for information.

CARRIED

635. Thank you

File 50252E

MOTION:

Moved: Gash / Second: White

That Council receive the report regarding thanks for information.

CARRIED

REPORT OF THE GENERAL MANAGER – COMMITTEES REPORT

STRATEGY AND ASSETS – TUESDAY 9 AUGUST 2016

636. Adoption of Report

MOTION:

Moved: Wells / Second: Kearney

That the following items of the Strategy and Assets Committee be adopted.

CARRIED

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

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.**

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

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.**

**639. Application for Proclamation of Public Holiday - Kangaroo Valley Show
2017/2018**

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, Yarrawa 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**

That Council

- 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.**

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**

Note: This item was dealt with later in the meeting. See MIN16.646

643. Telecommunications Licence to Vodafone

File 52020E

Note: This item was dealt with later in the meeting. See MIN16.647

644. Graffiti Abatement – Strategies 2016/2017

File 1244e

That Council:

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

645. Ratepayer Advance - 17, 19, 21 & 23 Illfracombe Ave Vincentia

File 10263E

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.**

646. Telecommunications Licence to Optus – Lot 473 DP704673 – Cunjurong Point Road, Cunjurong Point **File 53034e**

Conflict of Interest Declaration - Clr White – Telecommunications Licence to Optus – Lot 473 DP704673 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: Anstiss / Second: Baptist

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

647. Telecommunications Licence to Vodafone – South Nowra - Lot 16 DP 23671 Hollands Rd **File 52020E**

Conflict of Interest Declaration - Clr White – 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: Baptist / Second: Kearney

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

SHOALHAVEN ACCESS ADVISORY COMMITTEE – WEDNESDAY 27 JULY 2016

648. Adoption of Report

Note: Cllr White returned to the meeting, the time being 4.24pm.

MOTION: Moved: Findley / Second: Tribe

That the following items of the Shoalhaven Access Advisory Committee be adopted.

CARRIED

649. Additional Item – Opportunity Council Planning For Accessible Access Points for Beaches **File 28441E**

That Council do an initial audit on Greenwell Point, Huskisson, Mollymook Beaches and Callala Bay in regards to establishing accessible access points and consult with the Disabled Surfers Association (Gerroa).

650. Additional Item – Scenic Drive Nowra Footpath **File 53882E**

That footpath access be improved along scenic drive, Nowra from Bridge Rd towards the pool area up to the hospital.

SHOALHAVEN SPORTS BOARD – WEDNESDAY 3 AUGUST 2016

651. Adoption of Report

MOTION: Moved: Baptist / Second: Kitchener

That the following items of the Shoalhaven Sports Board be adopted.

CARRIED

652. Proposal to include Shoalhaven Sports Star of the Year Awards (currently hosted by Bernie Regan Memorial Sporting Trust) in the Shoalhaven Australia Day Medal Awards **File 53061e**

Note: this item was dealt with later in the meeting. See MIN16.655

That:

- a) **The Voluntary User Contribution Scheme – Round 1 Funding - 2016/2017, be approved for:**
- **Milton Ulladulla RLFC (Inc) – Electronic Scoreboard (\$4,077.00)**
 - **Huskisson Vincentia Football Club – Subsoil drainage Field 2 (\$24,896.67)**
 - **St Georges Basin RLFC – Upgrade reserves bench, officials shelters & shipping container storage (\$26,320.30)**
 - **Illaroo Football Club – Install canteen steel shutter & shipping container storage (\$4,550.40)**
 - **Milton Ulladulla Athletics Club – Cement runways, supply & install synthetic turf (\$10,333.00)**
 - **Shoalhaven United Football Club – Top dress fields 3 & 4 Lyrebird Park (\$12,305)**
- b) **Remaining VUCS funds of \$ 57,517.63 be made available for second round applications in 2016/17.**

That:

The Shoalhaven Sports Board Terms of Reference be amended to include a membership comprised of nine (9) community membership positions, three (3) Councillors and the General Manager (or Nominee).

That:

- a) **The Shoalhaven Sports Board Terms of Reference be amended so the quorum for each meeting will be seven (7) members of the Board.**
- b) **The Shoalhaven Sports Board Terms of Reference be amended so the Chairperson be elected by the Board, the position be limited by a two (2) year term and be open to all Board members.**

That

- a) **The following five (5) current Sports Board members be retained for another 2 years**
- **Andrew Johnson**
 - **Syd Weller**
 - **Roger Walker**
 - **Elaine Caswell**
 - **David Goodman.**

-
- b) Council advertise the remaining four (4) community membership positions on the Sports Board for a four (4) year appointment.
 - c) Council formally thank those Sports Board community members who's positions are not renewed, for their contribution on the Sports Board.

655. Proposal to include Shoalhaven Sports Star of the Year Awards (currently hosted by Bernie Regan Memorial Sporting Trust) in the Shoalhaven Australia Day Medal Awards **File 53061e**

MOTION: Moved: Robertson / Second: Wells

That:

- a) Council accept the request from the Bernie Regan Memorial Sporting Trust to include a category for Sports Person in the annual Shoalhaven Australia Day Medal Awards;
- b) The Sports Person categories be determined by the Shoalhaven Australia Day Medal Awards Committee;
- c) A member of the Bernie Regan Memorial Sporting Trust be invited to be part of the Shoalhaven Australia Day Medal Awards Committee; and
- d) Bernie Regan Memorial Sporting Trust be thanked for their efforts in supporting young sporting prospects in the Shoalhaven through their annual grants program.

CARRIED

ABORIGINAL ADVISORY COMMITTEE – MONDAY 8 AUGUST 2016

656. Aboriginal Advisory Committee Terms of Reference **File 1209E**

MOTION: Moved: Findley / Second: White

That Council adopt the revised Terms of Reference for the Aboriginal Advisory Committee.

CARRIED

SHOALHAVEN TRAFFIC COMMITTEE – TUESDAY 9 AUGUST 2016

657. Adoption of Report

MOTION:

Moved: Baptist / Second: White

That the following items of the Shoalhaven Traffic Committee be adopted.

CARRIED

658. Signs and Lines - Bolong Road - Upgrade Works Manildra Pty Ltd - 3A07/1008 (PN 2613) File 3A07/1008

That the General Manager (Director Assets and Works) be advised that the Shoalhaven Traffic Committee has no objection to the proposed linemarking and regulatory signage in conjunction with the construction with the road at Bolong Road, Bomaderry as detailed in the attached plan (drawing no. 25003-200_004) TRAF 2016/53, subject to the following:

- **All signs, markings and guideposts impacted by the works to be reinstated in accordance with the original approval as close as possible to the locations approved.**
- **Deletion of the E1 markings north of Bolong Road, along the access road.**
- **Relocation of the existing R5-400 (LR) sign to behind the proposed R5-400 (R) sign at the splitter island between Bolong Road and the access road, aligning with the existing no stopping zone along Bolong Road.**
- **Address of the conflict with the existing no U-turn signage with the proposed no right turn (R2-6 (R))**
- **Installation of double chevrons (D4-1-2B) at the nose of the island (delineating Left and Right with a space between signs)**

659. No Stopping Zone - Pitt Street, North Nowra (PN 3268) File 2932E

Note: this item was dealt with later in the meeting. See MIN 666

660. Taxi Zone - Plunkett Street, Nowra (PN 3274) File 2636E

That the General Manager (Director Assets and Works) be requested to arrange for the installation of a 6m taxi zone time restricted 8am-6pm Mon-Fri, within the existing 12m No Stopping zone at the Court House Driveway access on the southern side of Plunkett Street as detailed in the attached plan TRAF 2016/55.

661. Linemarking - Croobyar Road, Milton (PN 3296) File 8102E

That the General Manager (Director Assets and Works) be requested to arrange the installation of approximately 1100m of centre linemarking along Croobyar Road from the Princes Highway and the Milton Show Ground, as detailed in the attached plan TRAF 2016/56.

662. No Stopping Zone - Booderee Avenue, Hyams Beach (PN 3302) File 38766E

That the General Manager (Director Assets and Works) be requested to arrange for the installation of a No Stopping zone on the eastern and western sides of Booderee Avenue from its intersection with Cyrus Street to 100m west of the last properties as detailed in the attached plan TRAF 2016/57.

663. Disabled Parking Space - Francis Ryan Reserve Carpark, Sanctuary Point (PN 3312) File 3624E

That the General Manager (Director Assets and Works) be requested to arrange the installation of a disabled parking space and associated signage and linemarking, adjacent to the existing disabled space within the carpark between Sanctuary Point Public School and Francis Ryan Reserve as detailed in the attached plan TRAF 2016/58.

664. Give Way Sign - Lilly Pilly Lane, Tapitallee (PN 3319) File 43737E

That the General Manager (Director Assets and Works) be requested to install a Give Way (R1-2B) sign and associated TB/TB1 line marking at the intersection of Lilly Pilly lane and Illaroo Road, Tapitallee as detailed in the attached plan TRAF 2016/59.

665. Pedestrian Refuge Islands - Como Avenue and Pedder Drive, Burrill Lake (PN 3321) File 3A07/1005

That the General Manager (Director Assets and Works) be advised that the Shoalhaven Traffic Committee has no objection to the regulatory signage and linemarking plan association with the installation of pedestrian refuges islands on Como Avenue and Pedder Drive, Burrill Lake, as detailed in the attached plan TRAF 2016/60, Subject to items of a technical nature.

666. No Stopping Zone - Pitt Street, North Nowra (PN 3268) File 2932E

Conflict of Interest Declaration - Clr Tribe – No Stopping Zone - Pitt Street, North Nowra (PN 3268) significant non pecuniary interest – Flagstaff Shoalhaven will be impacted by less parking for people with disabilities, her mother is the manager, she objected to the proposal put forward by her neighbour – will leave the room, will not take part in discussion or vote.

MOTION: Moved: Anstiss / Second: Kearney

That Council reject the current proposal and request the Shoalhaven Traffic Committee to reconsider the matter.

CARRIED

REPORT OF THE GENERAL MANAGER

667. Council's End of Term Report

File 45194E

Note: Clr Tribe returned to the meeting, the time being 4.34pm.

MOTION:

Moved: Wells / Second: Baptist

That:

- a) Council adopt the End of Term Report; and
- b) Following the Local Government Elections, the End of Term Report be promoted and provided on Council's website for the information of the community.

CARRIED

CORPORATE AND COMMUNITY SERVICES

668. Investment Report – July 2016

File 2126E

MOTION:

Moved: Wells / Second: Baptist

That the Report of the General Manager (Corporate Services and Community Services Group) on the Record of Investments for the period to 31st July 2016 be received for information.

CARRIED

669. Quarterly Budget Review as at 30 June 2016

2127E

MOTION:

Moved: Wells / Second: Baptist

That:

- a) The June Quarterly Budget Review and Carry Forwards be received for information.
- b) Council adopt the Adjustments and Revotes as outlined in the June Quarterly Budget Review Document.
- c) The General Fund surplus of \$2,742,513 be distributed as follows: \$500,000 allocated to the Critical Asset Compliance reserve; \$1,000,000 to Strategic Projects Reserve for IT upgrades; \$50,000 to the Emergency Operations Centre fitout, and the balance of \$1,192,513 to partially offset the opening deficit budget in 2016/17 financial year.
- d) Council note comments related to the Fit for the Future benchmarks.

CARRIED

670. 2016 Local Government NSW Annual Conference - Motions **File 51050E**

MOTION: Moved: Wells / Second: Baptist

That Council submit the Motions, as printed in the report, to Local Government NSW for inclusion in the Conference agenda.

CARRIED

671. Local Government Conference - 25th NSW Coastal Conference 2016 **File 4688E**

MOTION: Moved: White / Second: Baptist

That:

- a) **Notes the details of the 25th NSW Coastal Conference 2016, scheduled for 9-11 November 2016, at Novotel Pacific Bay Resort, Coffs Harbour NSW.**
- b) **Authorises Councillors to attend the conference within the limits imposed under current policy and such attendance be deemed Council Business.**
- c) **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.**

CARRIED

672. 2016 National Local Roads and Transport Congress **File 4688E**

MOTION: Moved: Wells / Second: White

That:

- a) **Notes that the 2016 National Local Roads and Transport Congress is scheduled for 9-11 November 2016, in Toowoomba, QLD.**
- b) **Authorises Councillors to attend the conference within the limits imposed under current policy and such attendance be deemed Council Business.**
- c) **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.**

CARRIED

ASSETS AND WORKS

673. Tender Update - Geotechnical Investigation Works - 2016/17 **File 53505E**

MOTION: Moved: Wells / Second: White

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

674. Procedural Motion - Introduction of Addendum Reports

MOTION: Moved: Wells / Second: White

That the matter of Addendum Report 1 and Confidential Addendum Report 1 be introduced as a matter of urgency.

CARRIED

The Chairperson ruled the matters of urgency as they relate to urgent Council business and allowed their introduction.

ADDENDUM REPORT 1 – ASSETS AND WORKS

675. Grant of Lease – Minister for Police - Part Lot 4 DP 631825 Culburra Rd, Culburra Beach (Culburra Police Station) **File 23107E**

MOTION: Moved: Wells / Second: Baptist

That Council:

- a) **Enter into a lease agreement for three (3) years with a consecutive lease of two (2) years with Her Most Gracious Majesty Queen Elizabeth II (Minister for Police) for the use and occupation of part Lot 4 DP 631825, Culburra Road, Culburra Beach at a commencing rental of \$8149.07 per annum plus GST in accordance with Council’s Occupation of Council Owned and Managed Land Policy.**
- b) **Authorise the General Manager to endorse the terms of the lease agreement that may not yet be determined and to sign any documentation necessary to give effect to this resolution.**

CARRIED

676. Procedural Motion - Introduction of Item as a Matter of Urgency

MOTION:

Moved: White / Second: Findley

That the matter of Murramarang Men's Shed Application for Council loan be introduced as a matter of urgency.

CARRIED

The Chairperson ruled the matter as one of urgency as The Murramarang Men's Shed wish to submit a grant application through the Veolia Mulwarree Trust 2016 Grant Round which closes 31st August. The success of the grant application rests on a formal Council resolution for a proposed loan, and allowed its introduction.

677. **Additional Item - Murramarang Men's Shed Application for Council loan**

File 53975E

Conflict of Interest Declaration - Clr Baptist – significant non pecuniary interest – he is the Public Officer and a member of the Murramarang Men's Shed Inc - left the room, did not take part in discussion or vote.

MOTION:

Moved: White / Second: Findley

That Council

- a) **Approve a loan of \$20,000 over 10 years at 3.5% interest to the Murramarang Men's Shed Inc. to complete the building of their Shed at 374 Murramarang Rd Bawley and that the organisation may repay the loan in full at any time without penalty apart from interest.**
- b) **Council's loan be reliant upon the group securing the grant funding they have requested from Veolia or other grant funding bodies.**

CARRIED

678. Procedural Motion - Introduction of Item as a Matter of Urgency

Note: Clr Baptist returned to the meeting, the time being 4.50pm.

MOTION:

Moved: White / Second: Findley

That the matter of Shoalhaven Anglican School, Milton be introduced as a matter of urgency.

CARRIED

The Chairperson ruled the matter as one of urgency as the Shoalhaven Anglican School in Milton is due for closure at the end of the school year in 2016. As Council is holding Council elections in September and the next Council meeting may not be held until

October, Council may not obtain the information requested below prior to the end of the year when the school is to close, and allowed its introduction.

CARRIED

679. Additional Item - Shoalhaven Anglican School, Milton

File 29769E

Conflict of Interest Declaration - Clr Guile – less than significant non pecuniary interest – he is a senior staff member of the Anglican School Corporation Sydney - remained in the room.

MOTION:

Moved: White / Second: Findley

- 1. That Council write to the Anglican School Corporation Sydney and request the following:**
 - a) An undertaking that the Corporation will fully maintain the current school premises including lawn mowing, cleaning etc on a regular basis, whilst the school site remains vacant.**
 - b) Provision of full details of the intentions of the Corporation as to whether the property will be sold or used for an alternate use and commit to keeping Council informed of its intentions for the site.**
- 2. That Council write to the Federal Government enquiring as to whether the Shoalhaven Anglican School Facility can be sold without notifying the Federal Government.**
- 3. That Council write to the Federal and State Education Ministers requesting that the Shoalhaven Anglican School remain as a school and that the site be purchased for that purpose.**

CARRIED

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

AGAINST: McCrudden

CONFIDENTIAL REPORT

CONSIDERATION OF ITEMS OF A CONFIDENTIAL NATURE

ASSETS AND WORKS

Item	Reason
Confidential Tender Update – Geotechnical Investigation Works 2016/17	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)
Addendum Report - Jerberra Estate Infrastructure	Information that would if disclosed confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business 10(A)(2)(c) 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)

Pursuant to Section 10(A)(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. 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: Baptist / Second: Wells

That the Ordinary 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).

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:

- Tender – Confidential Tender Update – Geotechnical Investigation Works 2016/17
- Addendum Report 1 – Jerberra Estate Infrastructure.

CARRIED

The meeting moved into confidential the time being 5.02 pm.

The meeting moved into open session, the time being 5.10 pm.

680. Confidential Tender Update - Geotechnical Investigation Works – 2016/17

File 53505E

That:

- a) Council accept the tender of Macquarie Geotechnical in the amount of \$164,610.00 excl GST;**
- b) Authorise the General Manager, (Director Assets & Work) to finalise and execute the Contract with Macquarie Geotechnical on behalf of Council.**
- c) Authorise the General Manager, (Director Assets & Works) to adjust the Contract for variations for components under the contract.**

681. Jerberra Estate Infrastructure

File 53800E, 52033E

That;

- e) Council's resolution remain confidential until such time that the matter is resolved satisfactorily and works are complete, pursuant to Section 10A(2)(c) of the Local Government Act 1993.**

CARRIED

There being no further business, the meeting concluded, the time being 5.11 pm.

Clr Gash
CHAIRPERSON