
**MINUTES OF THE POLICY AND RESOURCES COMMITTEE MEETING HELD ON TUESDAY
16 APRIL 2013 IN COUNCIL CHAMBERS, CITY ADMINISTRATIVE CENTRE, BRIDGE
ROAD, NOWRA COMMENCING AT 4:00 PM**

The following members were present;

Clr Wells – Chairperson
Clr Gash
Clr Tribe
Clr Robertson
Clr Kearney
Clr Anstiss – arrived 6:01 pm
Clr White
Clr Baptist
Clr Findley
Clr Watson
Russ Pigg – General Manager

Apologies:

Apologies were received from Clr Guile

1. Confirmation of the Minutes of the Resources & Reserves Committee meeting held on 7 March 2013
-

MOTION:

Moved: Robertson / Second: Baptist

RESOLVED that the Minutes of the Policy and Resources Committee meeting held on Thursday 7 March 2013 be confirmed.

CARRIED

2. Declarations of Interest
-

Clr White – Addendum Report 3, Item 3 – Proposed Licence to Optus Mobile Network Pty Ltd – Pecuniary Interest – Due to being a former Telstra licensee and still receiving remuneration from Telstra – will leave the room.

3. Deputations
-

Mr John Dale addressed the meeting in relation to Item 21, Page 60 – Currarong Boat Launching Ramp (Yalwal Street) – Navigation Aids, Lighting and Walkway

MOTION:

Moved: Watson / Second: Tribe

RESOLVED that Mr John Dale be granted an extension of time.

CARRIED

Mr Grahame Hurst addressed the meeting in relation to Item 22, Page 64 – Shoalhaven River New Boat Launching Site Investigation

Mr David Tarbert, addressed the meeting in relation to Item 32, Page 80 – Draft Thomson Street Sporting Complex Master Plan

Mr Allan Hooper, addressed the meeting in relation to Addendum Report 3, Item 2, Page 3 – Proposed Local BMX Track Curleys Bay Reserve Prince Edward Avenue Culburra Beach

PROCEDURAL MOTION:

Moved: Watson / Second: Robertson

That the following items be brought forward:

- a) Item 21, Page 60 – Currarong Boat Launching Ramp (Yalwal St) – Navigation aids, lighting and walkway;
- b) Item 22, Page 64 – Shoalhaven River New Boat Launching Site Investigation;
- c) Item 32, Page 80 Draft Thomson Street Sporting Complex Master Plan; and
- d) Addendum Report 3, Item 2 – Proposed Local BMX Track Curleys Bay Reserve Prince Edward Avenue Culburra Beach.

CARRIED

4. (Item 21, Page 60) Currarong Boat Launching Ramp (Yalwal St) – Navigation Aids, Lighting and Walkway. File 4007E

MOTION:

Moved: Watson / Second: Gash

RECOMMENDED that:

- a) Council investigate a low cost design option for a boat ramp walkway;
- b) The provision of this low-cost boat ramp walkway on the south-east elevation be included in Council's Waterways infrastructure Asset Management Plan and be funded to the extent \$30,000 in the 2013/14;
- c) The General Manager report to Council on options for alternative funding and low cost design investigation;
- d) The endorsement of a single light to make safer the emergency use of the ramp boat ramp; and
- e) Council advise RMS of the results of the community consultation process and, if requested, grant consent as reserve Trust Manager for the installation of navigation aids on the foreshore reserve.

CARRIED

5. (Item 22, Page 64) Shoalhaven River New Boat Launching Site Investigation File 45127E

MOTION: Moved: Watson / Second: Wells

RECOMMENDED that:

- a) The report be received for information;
- b) The General Manager undertake negotiations with Roads and Maritime Services on alternate uses of the grant funding; and
- c) Council formalise changes to its adopted policy position with the Upper Shoalhaven option taken out of the waterways safe boating plan.

CARRIED

6. (Item 32, Page 80) Draft Thomson Street Sporting Complex Master Plan File 44791E

MOTION: Moved: Findley / Second: Robertson

RECOMMENDED that:

- a) Council endorse the draft Thomson Street Master Plan, Option 1 and Option 2, for public exhibition for a period of 28 days;
- b) Council staff inform stakeholders, including the local CCB, the Community Committee, the Management Committee and neighbouring residents of the public exhibition period;
- c) Council receive a final report after the public exhibition period; and
- d) The draft Thomson Street Master Plan not be accepted until a site visit with Councillors, relevant senior staff and stakeholders has been undertaken.

CARRIED

7. (Addendum Report 3, Item 2) Proposed Local BMX Track Curleys Bay Reserve Prince Edward Avenue Culburra Beach File 29129e

MOTION: Moved: Wells / Second: Baptist

RECOMMENDED that the matter be deferred pending a site meeting with Councillors, relevant senior staff and stakeholders.

CARRIED

FINANCE AND CORPORATE SERVICES

8. Banking and Bill Payment Services Tender File 46384E

MOTION: Moved: Findley / Second: Baptist

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

CARRIED

9. Tender – Provision of Legal Services 2013 - 2016 File 46914E

MOTION: Moved: Robertson / Second: Findley

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

CARRIED

10. Review of Revenue Rates & Charges Policies File 31052E, 10945E, 20962E

MOTION: Moved: Baptist / Second: Kearney

RECOMMENDED that Council reaffirm the following policies:

- a) Rates – Overdue Interest Rate – POL12/144
- b) Rates and other Monies – Delegation of Authority to Write Off – POL12/145
- c) Rates Hardship Policy – POL13/2
- d) Debt Recovery Policy – POL13/1

CARRIED

11. Review of Purchasing and Fleet Policies File 5701E, 4092E, 16352E

MOTION: Moved: Findley / Second: White

RECOMMENDED that Council:

- a) Reaffirm the following Policies:
 - i) Purchasing – Acceptance of Tenders – Reports to Council POL12/148;
 - ii) Tender Evaluation Policy – POL13/20;
 - iii) Statement of Business Ethics – POL12/288;

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- iv) Local Preference Policy – POL12/10; and
 - v) Plant Replacement Reserve – POL12/143;
- b) Review Purchasing Policy – POL12/101 to consider incorporating social responsibility preferencing and to reconsider the current local preferencing provisions.

CARRIED

12. Shoalhaven Entertainment Centre Hiring Policy File 35525E

MOTION: Moved: Watson / Second: Kearney

RECOMMENDED that Council adopt the Shoalhaven Entertainment Centre Hiring Policy (POL12/283) with amendments as shown in this report.

CARRIED

13. Shoalhaven Entertainment Centre Sponsorship Policy File 35525E

MOTION: Moved: Findley / Second: Baptist

RECOMMENDED that Council adopt the Shoalhaven Entertainment Centre Sponsorship Policy (POL12/286) with amendments as shown in this report.

CARRIED

14. Review of Mayor's Relief Fund Rules File 3926E

MOTION: Moved: Robertson / Second: Findley

RECOMMENDED that Council adopts the amended Mayor's Relief Fund Rules – Policy 12/140 in accordance with the recommendations of the report.

CARRIED

15. Review of Investment Policy File 23767E

MOTION: Moved: Findley / Second: Baptist

RECOMMENDED that Council adopts the amended Investment Policy – Policy POL12/11 in accordance with the recommendations of the report

CARRIED

16. Council's Revenue Policy & Potential Changes to Rating Structure File 44691E & 2973E

MOTION: Moved: Wells / Second: Baptist

RESOLVED that the Committee, in accordance with its delegated authority, receive the report for information.

CARRIED

17. Proposed Changes to Boundaries for the Business Nowra Rating Category File 2973E

MOTION: Moved: Findley / Second: Baptist

RECOMMENDED that Council

- a) Adjust the boundaries of the Nowra CBD for rating purposes as detailed in the report;
- b) Contact each affected property owner notifying them of their change in rating category as in accordance with the relevant provisions of the NSW Local Government Act 1993; and
- c) Publicly exhibit the amended plan during the draft budget exhibition period.

CARRIED

18. Draft Budget 2013/14 File 46023E

MOTION: Moved: Robertson / Second: White

RECOMMENDED that Council

- a) Adopts the 2013/14 Draft Budget and includes it as part of Council's Draft Delivery Program and Operational Plan for public exhibition for a period of 28 days from Friday 26th April 2013; and
- b) Include the IRIS survey of informed community members as part of the community consultation process for public engagement.

CARRIED

CITY SERVICES AND OPERATIONS

19. Development of Segments 8 to 12 – Shoalhaven Memorial Gardens & Lawn Cemetery File 7805E

MOTION: Moved: White / Second: Baptist

RESOLVED that the Committee, in accordance with its delegated authority, approve the proposed design concept plans for development of Segment 8 – 12 at the Shoalhaven

Memorial Gardens and Lawn Cemetery, Worrigea and that these plans are the basis to proceed with detailed design work through development of concept, construction specification and cost estimates for Segment 11.

CARRIED

20. Waste Fund File 2828E

Note: Cllr Gash left the meeting

MOTION: Moved: White / Second: Baptist

RESOLVED that the Committee, in accordance with its delegated authority, accept the Waste Fund Report for Information.

CARRIED

21. Shoalhaven Bereavement Services - Industry Recycling Initiative File 7805E

Note: Cllr Gash returned to the meeting

MOTION: Moved: Baptist / Second: Robertson

RECOMMENDED that:

- a) Metals recovered from cremations and cast bronze accumulated at Council's Crematorium at Shoalhaven Memorial Gardens & Lawn Cemetery be recycled;
- b) A disclosure statement be provided to cremation applicants that Shoalhaven City Council participates in a recycling program for metals recovered from cremations;
- c) Cremation applicants be given the option of not participating in the metals recycling program; and
- d) Revenue from the metals recycling program is to be distributed among suitable charities (determined by the Mayor).

CARRIED

22. Tree Issues - 208 Penguin Head Road, Culburra Beach File 1852E

MOTION: Moved: Gash / Second: Tribe

RESOLVED that the report on Tree Issues - 208 Penguin Head Road, Culburra Beach be received for information.

CARRIED

23. Acceptance of Environmental Trust Grant Funds File 1538E, 17261E

MOTION: Moved: Findley / Second: White

RECOMMENDED that Council:

- a) Accept the “Emergency Pollution and Orphan Waste Clean-up Program” grant funding offer of \$8,000 to undertake removal of asbestos on Council land within the Heritage Estates (Birriga Avenue road reserve) Worrowing Heights;
- b) Vote the funds to job number 49003-38042; and
- c) Write to EPA thanking it for its cooperation and funding assistance towards this cleanup work and advising that Council accepts the grant funds offered.

CARRIED

24. Review of Emplacements of Plaques and Artefacts in Parks and Reserves Policy File 27803E

MOTION: Moved: Robertson / Second: Baptist

RECOMMENDED that Council adopt the Parks and Reserves – Emplacement of Plaques, Artefacts & Trees Policy (POL12/179) with amendments as detailed.

CARRIED

25. Review of Smoke Free Outdoor Sporting Facilities and Playground Policy File 4538E

MOTION: Moved: White / Second: Kearney

RECOMMENDED that Council rescind the Smoke Free Outdoor Sporting Facilities and Playgrounds Policy (POL12/214).

CARRIED

26. Ratepayer Advance 12 & 14 Derwent Street Callala Bay File 46136E

MOTION: Moved: Findley / Second: White

RECOMMENDED that Council enter into a Ratepayers Advance Agreement, executed under the Seal of Council with:

- a) Michael P Donnici & Christie A Wood of Lot 49 DP 10209 – 12 Derwent Street, Callala Bay in respect of Kerb and Gutter construction to the value of \$4,477.00 of which \$1,104.40 (including GST) is a contribution, \$3,372.60 is the advance and the amount to be repaid to the Ratepayer in 5 years at 5% interest is \$4,215.75; and
- b) Peter J & Patricia Robinson of Lot 50 DP 10209 – 14 Derwent Street, Callala Bay in respect of Kerb and Gutter construction to the value of \$4,961.33 of which

\$1,223.88 (including GST) is a contribution, \$3,737.45 is the advance and the amount to be repaid to the Ratepayer in 5 years at 5% interest is \$4,671.82.

CARRIED

STRATEGIC PLANNING AND INFRASTRUCTURE

27. Coal Seam Gas – PEL469 Licence Renewal and Proposed Legislation Changes
File 43091E
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MOTION: Moved: Watson / Second: Findley

RESOLVED that in accordance with the Committee's delegated authority, Council make a submission to the draft SEPP Amendment regarding:

- a) All future residential growth areas identified in Council's draft LEP be identified as areas where coal seam gas extraction is prohibited;
- b) Land zoned R5 Large Lot Residential should be included on Schedule 3 of the SEPP as land where coal seam gas development is prohibited; and
- c) Request inclusion of RU4 and E4 zones as areas where coal seam gas development is prohibited.

CARRIED

28. Currarong Boat Launching Ramp (Yalwal St) – Navigation aids, lighting and walkway.
File 4007E
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Brought forward – see Item 4

29. Shoalhaven River New Boat Launching Site Investigation File 45127E
-

Brought forward – see Item 5

30. Mollmook Surf Life Saving Club – Proposed Extension & Refurbishment File 14557E
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MOTION: Moved: White / Second: Baptist

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

- a) The update report on the redevelopment of the Mollmook Surf Life Saving Club (MSLSC) building be received for information;
- b) Council confirm funding of \$250,000 that has been allocated in the draft 2013/14 capital budget to assist the MSLSC proposed extension and refurbishment; and
- c) A further report is presented to Council on the tender price, staging identified and cost identified of further separable stages.

CARRIED

31. Ulladulla Elevated Walkway File 41217E

MOTION: Moved: Gash / Second: White

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

- a) In lieu of doors being provided, a roof and associated weatherproofing be provided on the first timber pod at the entrance to the walkway to minimise the ingress of rain onto the right of carriageway located on Lot 1 DP531711; and
- b) The cost of these works (\$7,000 estimate) be funded from existing operational budgets.

CARRIED

32. Petition – Huskisson, Vincentia and Jervis Bay Surrounds – Just for Dogs File 3220e

MOTION: Moved: Robertson / Second: Baptist

RESOLVED that in accordance with the Committee's delegated authority the report on Petition – Huskisson, Vincentia and Jervis Bay Surrounds – Just for Dogs be received for information.

CARRIED

33. Wheelbarrow, Monkey Mountain and Woodburn Roads – Conditions and Maintenance Schedule File 9099E; 42176E and 13199E

Note: Clr Kearney left the meeting

Note: Clr Anstiss arrived at the meeting

MOTION: Moved: Baptist / Second: White

RESOLVED that, in accordance with the Committee's delegated authority from Council, the report on the condition and maintenance schedules for Wheelbarrow, Monkey Mountain and Woodburn Roads be received for information.

CARRIED

34. Nowra Pool Concept Design - Operational Costs File 3075E

Note: Clr Kearney returned to the meeting

Note: Clr Gash left the meeting

MOTION: Moved: Robertson / Second: Baptist

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

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- a) The report on operational costs of the Nowra pool redevelopment be received for information; and
 - b) A further report be submitted on the options for six and twelve month operations of both Nowra and Bomaderry Pools and their associated combined operating budgets and include options for opening and closing one or both pools, comparing costs over 6 or 12 months and addressing usage.

CARRIED

35. Petition - Dredging of Sand from Navigation Channels in Sussex Inlet

File 11229E, 3420E

Note: Clr Gash returned to the meeting

MOTION:

Moved: White / Second: Baptist

RECOMMENDED that:

- a) Council make representations through the Member for South Coast, The Hon Shelley Hancock to the Minister for Roads and Ports for channel clearance dredging to improve the navigation channels in Sussex Inlet, on the same basis as the dredging of the Clyde River;
- b) Council make representations to the Member for South Coast, The Hon Shelley Hancock to organise a meeting with the Minister for Primary Industries to discuss options available and secure a pre-approval for a commercial sand dredging operation to remove sands and debris from the navigation channels in Sussex Inlet; and
- c) Following the meeting with the Member for South Coast and the Minister for Primary Industries, a report on this matter be prepared for Council on how to proceed.

CARRIED

36. Notification of Upcoming Conference – FMA National Floodplain Management Conference

File 4355E

MOTION:

Moved: Gash / Second: Watson

RECOMMENDED that:

- a) Council notes the details of the forthcoming conference, Floodplain Management Association National Floodplain Management Conference, Scheduled for 28 – 31 May 2013, at Tweed Heads NSW;
- b) Council authorises available Councillors to attend the conference and such attendance be deemed Council Business;
- c) Council meets the travel, registration fees, accommodation and all reasonable out-of-pocket expenses in accordance with its adopted policy; and

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- d) Councillors attending the conference provide a written report within 30 days of returning from the conference.
 - e) Cllr White and Kearney be nominated as voting delegates.

CARRIED

37. Recreation and Community Facilities Policy Review
File 29439E, 27502E, 16417E, 12843E, 12623E, 29624E

MOTION: Moved: Findley / Second: White

RECOMMENDED that:

- a) Council rescind public policy POL08/378, Sports Tourism – Upgrading Sporting Facilities, for reasons expressed within the report;
- b) Council reaffirm the following public policies:
 - i) POL12/237, Provision of Local Area BMX Circuits Policy, without amendment;
 - ii) POL12/274, Provision of Skate Parks, without amendment;
 - iii) POL12/276, Icon Park, without amendment;
 - iv) POL08/377, Sporting Groups Communications, without amendment and
 - v) POL12/213, Park Enhancement, without amendment.

CARRIED

38. Ulladulla Sporting Complex – Office of Liquor Gaming and Racing - Upgrade Grass Courts
File 27507e

MOTION: Moved: Anstiss / Second: Baptist

RECOMMENDED that:

- a) Council accept the \$50,000 funding from the Milton-Ulladulla Ex-Servos Limited as part of terms and conditions set by the Office of Liquor Gaming and Racing for additional gaming machines;
- b) Council invoice the Office of Liquor Gaming and Racing \$25,000 in April 2013 and \$25,000 in April 2014;
- c) Council allocate the funds to budget number 82568 to undertake capital work at Ulladulla Sports Park as identified in the terms and conditions set by the Office of Liquor Gaming and Racing;
- d) Council consolidate the funds to capital project savings in budget number 82568, Ulladulla Netball Court Resurface, to assist in the delivery of two additional hard courts and that any further savings be utilised in the delivery of additional assets identified within the report;

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- e) Council revoke the funds in budget number 82568 as an identified Capital Delivery Project in 2013/14; and
 - f) Council commence detailed design to construct two hard netball courts that incorporates an all weather cover from budget number 82568.

CARRIED

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

AGAINST: Findley

39. Draft Thomson Street Sporting Complex Master Plan File 44791E

Brought forward – see Item 6.

40. Carbon Management Framework File 45185E

MOTION: Moved: Findley / Second: Baptist

RECOMMENDED that Council:

- a) Receive and note the report on carbon management by the Sustain Group for information;
- b) Set a target to reduce Council's energy consumption by 10% based on the 2012 Sustain Groups audit;
- c) Acknowledge that energy use reduction initiatives may require funding and should be included in Operational Plans;
- d) Support the inclusion of an energy management role/function within the Council organisation to identify savings and efficiency improvement options and that this be reflected in the Organisation restructure;
- e) Seek to maximise resource use reduction measures through a range of actions including those identified in the Sustain Groups report;
- f) Receive a further report after the 2013 Federal Government election to consider the carbon price scheme status and appropriate Council response and actions.

CARRIED

41. Voyager Memorial Park Huskisson – Revised draft Master Plan File 2893E

MOTION: Moved: Robertson / Second: Findley

RECOMMENDED that Council:

- a) Adopt the revised Voyager Memorial Park Master Plan;
- b) Allocate \$10,000 from existing budgets in the 2013-14 budget to support detail design of the Remembrance Court, in preparation of significant memorial services; and

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- c) Implement strategies as identified when funding becomes available.

CARRIED

SHOALHAVEN WATER

42. Water Account Assistance - Dean's Gap Fire Affected Properties File 2213E

MOTION: Moved: Findley / Second: Baptist

RECOMMENDED that a rebate on water usage charges be provided to those fire affected properties adjacent to bushland and connected to town water, in accordance with the calculation described in this report.

CARRIED

43. Acquisition of Easement for Sewer Rising Main at Worrowing Heights File 46478E

MOTION: Moved: Robertson / Second: Tribe

RECOMMENDED that:

- a) Council resolves to acquire the Easement for Sewer Rising Main over Lot 31 DP854370 at Worrowing Heights, as shown on copy of that plan, marked 'Attachment A'.
- b) Council pays compensation of \$500 and reasonable legal costs associated with the acquisition, in accordance with the Land Acquisition (Just Terms Compensation) Act 1991, from Shoalhaven Water's Wastewater 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

44. Acquisition from Greek Orthodox Church at Worrowing Heights File 45239E

MOTION: Moved: Robertson / Second: Gash

RECOMMENDED that:

- a) Council resolve to acquire the Easement for Sewer Rising Main 6 wide over Lot 1 DP807033 at Worrowing Heights, as shown on copy of DP647047, marked 'Attachment A'.
- b) Council pay compensation of \$1,900, plus GST, and reasonable legal costs associated with the acquisition, in accordance with the Land Acquisition (Just Terms Compensation) Act 1991, from Shoalhaven Water's Wastewater Fund.

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- 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

45. Review of Shoalhaven Water Group Policies - Round 5 File 12039E

MOTION: Moved: Baptist / Second: Kearney

RECOMMENDED that:

- a) Council adopt the Public Policy, "Drinking Water Quality Policy", with minor changes as detailed within the report;
- b) Council place on public exhibition and seek submissions on the Local Approvals Policy, "Cross – Connection Control and Backflow Prevention Policy" with proposed changes as detailed within the report:
 - i) Should Council receive no submissions or submissions that would mean minor alteration to the policy then the policy be deemed adopted at the conclusion of the submissions period.
 - ii) Should Council receive submission(s) that are considered to have a significant effect on the policy then a further report be presented to Council.

CARRIED

DEVELOPMENT AND ENVIRONMENTAL SERVICES

46. Proposed Addendum Report -- Tree Management Policy – Coastal Areas File 7378E

MOTION: Moved: Watson / Second: Robertson

RESOLVED that in accordance with the Committee's delegated authority the report be received for information.

CARRIED

CITY SERVICES AND OPERATIONS / FINANCE AND CORPORATE SERVICES

47. Proposed Changes to Relationship between Council and SES File 2429E, 28875E

MOTION: Moved: Robertson / Second: White

RECOMMENDED that Council:

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- a) Approve the transfer of Council owned SES operational vehicles to the SES at Council's proportion of the market values agreed to by both the General Manager and the SES;
 - b) Apply all existing SES operational budgets no longer required to its operational savings target; and
 - c) Authorise the General Manager to sign on behalf of Council the Partnership Agreement between the NSW State Emergency Service and Shoalhaven City Council.

CARRIED

ADDENDUM REPORT 1 - FINANCE AND CORPORATE SERVICES

48. Draft Delivery Program 2013 - 2017 & Operational Plan 2013 - 2014 File 45907E

MOTION: Moved: Findley / Second: Baptist

RECOMMENDED that the draft Delivery Program 2013 – 2017 and Operational Plan 2013 – 2014 be:

- a) Endorsed for the purposes of community consultation together with other elements of the Operational Plan 2013 – 2014; and
- b) Considered further by Council following the conduct of a community consultation program and receipt of community responses, prior to adoption of the final Delivery Program 2013 – 2017 and Operational Plan 2013 – 2014.

CARRIED

ADDENDUM REPORT 2 - CITY SERVICES AND OPERATIONS

49. Homeless People in Public Places- Protocol- Nowra School of Arts Annex File 44336E, 2582E

MOTION: Moved: Watson / Second: Baptist

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

- a) Not support the use of the Annexure of the Nowra School of Arts as possible location for homeless people;
- b) Continue to participate in the Homelessness and Good Living Conditions Interagency;
- c) Invite representatives of the Homelessness and Good Living Conditions Interagency to brief Councillors on homelessness in the Shoalhaven;
- d) Advocate to State and Federal Government for increased resources and programs for the homeless.

CARRIED

ADDENDUM REPORT 3 - STRATEGIC PLANNING AND INFRASTRUCTURE

50. Local Land Services Proposed Boundaries File 2006E

MOTION: Moved: White / Second: Findley

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

- a) Council write a submission to the Local Land Services Panel and contact the CEO of the Natural Resource Council, Mr Bryce Wilde, voicing Shoalhaven's strong opposition to its inclusion into Sydney Local Land Services area and supporting the model as currently exhibited on the Local Land Services 'Have your Say' website being South East Local Land Services;
- b) Council write a submission to Local Land Services Panel and contact the CEO of the Natural Resource Council, Mr Bryce Wilde, voicing Shoalhaven's concern with the proposed board membership which does not provide any opportunity for board members to be elected by NRM groups or local government.

CARRIED

51. Proposed Local BMX Track Curleys Bay Reserve Prince Edward Avenue Culburra Beach
File 29129E

Brought forward – see Item 7.

52. Proposed Licence to Optus Mobile Network Pty Ltd – Flat Rock Filtration Plant, 82 Filter Road, West Nowra File 42531E

Clr White – Addendum Report 3, Item 3 – Proposed Licence to Optus Mobile Network Pty Ltd – Pecuniary Interest – Due to being a former Telstra licensee and still receiving remuneration from Telstra – left the room.

MOTION: Moved: Baptist / Second: Gash

RECOMMENDED that:

- a) Enter into a Licence with Optus Network Pty Ltd over Part Portion 327 DP755952, known as 82 Filter Road, West Nowra, for a commencing rent of \$19,000p.a., plus GST, and subject to annual rent reviews of 5% from 15 May, 2013 for 5 years with 3 by 5 years consecutive licences to follow.
- b) Delegate authority to the General Manager to finalise negotiations in relation to the occupancy licence with Optus;
- c) The Common Seal of the Council of the City of Shoalhaven to be affixed to any documents required to be sealed and that otherwise the General Manager is authorised to sign any documentation necessary to give effect to this resolution.

CARRIED

ADDENDUM REPORT 4 - DEVELOPMENT AND ENVIRONMENTAL SERVICES / STRATEGIC PLANNING AND INFRASTRUCTURE / CITY SERVICES AND OPERATIONS

53. Policy (POL08/232) – Tree Management Policy – Coastal Areas File 7378E

Note: Cllr White returned to the meeting

MOTION: Moved: Watson / Second: Gash

RECOMMENDED that Council:

- a) Adopt the proposed changes to the Tree Management Policy to enable the exemptions to be applied to private foreshore land under DCP 62 and reaffirm the remainder of the policy;
- b) Amend the Tree Preservation Order and gazette the changes;
- c) Advice be forwarded to all owners of affected private foreshore land of the changes and in particular when approval will still be required; and
- d) Carry out a further review of the Tree Management Policy prior to the gazettal of the Draft LEP 2013 to facilitate the preparation of a draft Development Control Plan (DCP) for tree management to enable a suitable transition from the current regulatory regime.

CARRIED

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

AGAINST: Findley

CONFIDENTIAL REPORT OF THE GENERAL MANAGER

FINANCE AND CORPORATE SERVICES

Item	Reason
Banking and Bill Payment Services Tender	Section 10A(2)(d)(i) - Commercial information of a confidential nature that would if disclosed prejudice the commercial position of the person who supplied it.
Tender – Provision of Legal Services 2013-2016	Section 10A(2)(d)(i) - Commercial information of a confidential nature that would if disclosed prejudice the commercial position of the person who supplied it

CITY SERVICES AND OPERATIONS

Item	Reason
Kinghorne Street Paving Defects – Contractual Issues	Section 10A(2)(c) - Information that would if disclosed confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

STRATEGIC PLANNING AND INFRASTRUCTURE

Item	Reason
Biobanking Agreement – Garrad Reserve Narrawallee	Section 10A(2)(d)(i) - Commercial information of a confidential nature that would if disclosed prejudice the commercial position of the person who supplied it.

Pursuant to section 10A(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.

MOTION:

Moved: White / Second: Baptist

That the Policy and Resources Committee exclude the press and public from the Meeting pursuant to section 10A(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 10A(2)(c) and 10A(2)(d)(i).

CARRIED

The meeting moved into confidential the time being 6:32 pm.

The meeting moved into open session, the time being 6:39 pm.

54. Banking and Bill Payment Services Tender

File 46384E

The following recommendation of the Policy and Resources Committee, whilst closed to the public, was read to the meeting by the Chairperson.

MOTION:

That the recommendation remain confidential in accordance with Section 10A(2)(d)(i) of the Local Government Act 1993.

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55. Tender – Provision of Legal Services 2013-2016 File 46914E

The following recommendation of the Policy and Resources Committee, whilst closed to the public, was read to the meeting by the Chairperson.

MOTION:

That the recommendation remain confidential in accordance with Section 10A(2)(d)(i) of the Local Government Act 1993.

56. Kinghorne Street Paving Defects – Contractual Issues File 40780E

The following resolution of the Policy and Resources Committee, whilst closed to the public, was read to the meeting by the Chairperson.

MOTION:

RESOLVED that in accordance with the Committee's delegated authority the report on Kinghorne Street Paving Defects – Contractual Issues be received for information.

57. Biobanking Agreement – Garrad Reserve Narrawallee File 46748E

The following resolution of the Policy and Resources Committee, whilst closed to the public, was read to the meeting by the Chairperson.

MOTION:

RESOLVED that in accordance with the Committee's delegated authority, Council note the progress of this project.

GENERAL BUSINESS

58. Additional Item – Ulladulla Civic Centre – Furniture and Fittings File 37026E

MOTION: Moved: Wells / Second: Findley

RECOMMENDED that Council

- a) Undertake an Expression of Interest process inviting community groups to outline their requirements to access furnishings fittings and other materials no longer used by the Ulladulla Civic Centre; and
- b) Receive a report on the matter.

CARRIED

59. Additional Item – CBD & Town Centre Design & Development Conference File 3328E

MOTION:

Moved: Findley / Second: White

RECOMMENDED that:

- a) Council notes the details of the forthcoming conference CBD & Town Centre Design & Development Conference, scheduled for 19 and 20 June, 2013, at The Menzies, Sydney;
- b) Council authorises available Councillors to attend the conference and such attendance be deemed Council Business;
- c) Council meets the travel, registration fees, accommodation and all reasonable out-of-pocket expenses in accordance with its adopted policy; and
- d) Councillors attending the conference provide a written report within 30 days of returning from the conference.

CARRIED

There being no further business, the meeting concluded, the time being 6:46 pm.

Clr Wells
CHAIRPERSON