



MINUTES OF THE ORDINARY MEETING OF COUNCIL

commencing at 5pm on

TUESDAY 16 JULY 2019

Council Chambers
11 Manning Street, KIAMA NSW 2533

**MINUTES OF THE ORDINARY MEETING OF
THE COUNCIL OF THE MUNICIPALITY OF KIAMA
HELD IN THE COUNCIL CHAMBERS, KIAMA
ON TUESDAY 16 JULY 2019 AT 5PM**

PRESENT: Mayor – Councillor M Honey,
Deputy Mayor – Councillor A Sloan,
Councillors M Brown, N Reilly, K Rice, W Steel, D Watson,
M Way and M Westhoff

IN ATTENDANCE: General Manager, Director Environmental Services,
Director Corporate and Commercial Services, Acting Director
Engineering and Works and Director Blue Haven

1 APOLOGIES

Nil

2 ACKNOWLEDGEMENT OF TRADITIONAL OWNERS

The Mayor declared the meeting open and acknowledged the traditional owners:

“I would like to acknowledge the traditional owners of the Land on which we meet, the Wadi Wadi people of the Dharawal nation, and pay my respect to Elders past and present.”

3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

3.1 Ordinary Council meeting on 25 June 2019

19/2500C

Resolved that the Minutes of the Ordinary Council Meeting held on 25 June 2019 be received and accepted.

(Councillors Way and Sloan)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

4 BUSINESS ARISING FROM THE MINUTES

Nil

5 DECLARATIONS OF INTEREST

Disclosure of Interest - Councillor Honey

Councillor Honey declared a non- significant non-pecuniary interest in item 11.1 10.2016.317.1 – Lot 14 DP3923, Princes Highway, Rose Valley - dwelling as the property is owned by a relation.

6 PUBLIC ACCESS SUMMARY

Name	Item No.	Subject
Lyndsay Wiseman	11.1	10.2016.317.1 – Lot 14 DP 3923, Princes Highway, Rose Valley - Dwelling
Jamie Warren Kathryn O'Brien	10.1	Tourism and events management within the Kiama Municipality

7 MAYORAL MINUTE

7.1 IMB Community Grants recipients

19/2510C

Resolved that Council formally congratulate the following IMB Community Grants recipients:

- Rotary Club of Kiama – Kiama High Mental Health Intervention
- Rotary Club of Gerringong Sunrise – Dancing for People with Dementia
- Illawarra Flame Tree Project – The Flame Tree Project
- Community Heroes – Trevor Phillis, Rotary Club of Kiama

(Councillors Honey and Way)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

8 MINUTES OF COMMITTEES

8.1 Minutes: Planning Committee Meeting - 30 May 2019

19/252OC

Resolved that the Minutes of the Planning Committee Meeting held on 30 May 2019 be received and accepted.

(Councillors Watson and Steel)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

8.2 Minutes: Long Term Financial Planning and Revenue Committee - 1 July 2019

19/253OC

Resolved that the Minutes of the Long Term Financial Planning and Revenue Committee Meeting held on 1 July 2019 be received and accepted.

(Councillors Reilly and Westhoff)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

8.3 Minutes: Blue Haven Board - 24 June 2019

19/254OC

Resolved that the Minutes of the Blue Haven Board meeting held on 24 June 2019 be received and accepted.

(Councillors Brown and Rice)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

8.4 Minutes: Kiama Local Traffic Committee - 2 July 2019**19/255OC**

Resolved that the Minutes of the Kiama Local Traffic Committee meeting held on 2 July 2019 be received and accepted with the amendment that Councillor Way was present at the meeting.

(Councillors Way and Westhoff)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

8.5 Minutes: Health and Sustainability Committee - 11 June 2019**19/256OC**

Resolved that Council:

1. receive and accept the Minutes of the Health and Sustainability Committee Meeting held on 11 June 2019
2. endorse the Committee's decision to reduce the Health and Sustainability Grant Program funding to one round per year from 2019/20.

(Councillors Rice and Sloan)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

8.6 Minutes: Kiama Cultural Board - 27 June 2019**19/257OC**

Resolved that Council endorse:

- the MPS Walls Mural application as unsuccessful.
- the Donald Begbie painting as ineligible for the Art Collection and decline the gifted donation.
- the Cultural Grants to go to an annual funding round in the 2020/21 financial year.

Further, the Council note that the Board intends to request consideration of the inclusion of a \$10,000 budget allocation per annum to the Cultural Arts budget

starting from the 2020/21 financial year, for an Acquisitive Sculpture Prize, to be cumulative from year to year.

(Councillors Watson and Reilly)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

COMMITTEE OF THE WHOLE

19/258OC

Resolved that at this time, 5.05pm, Council form itself into a Committee of the Whole to deal with matters listed in the reports as set out below:

Report of the General Manager
Report of the Director Environmental Services
Report of the Director Corporate and Commercial Services
Report of the Director Engineering and Works
Report of the Director Blue Haven
Addendum to Reports

(Councillors Rice and Westhoff)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

9 PUBLIC ACCESS REPORTS

19/259OC

Committee recommendation that at this time, 5.05pm, Council bring forward and deal with the matters pertaining to the Public Access Meeting.

(Councillors Watson and Way)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

10.1 Tourism and events management within the Kiama Municipality**19/260OC****Committee recommendation** that Council:

1. continue to manage tourism and events in-house under the Destination Kiama banner
2. be provided with a further review in July 2022.

(Councillors Brown and Way)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

At this time, 5.14pm, a presentation was made to Karen Ronning acknowledging her work with Destination Kiama

11.1 10.2016.317.1 – Lot 14 DP 3923, Princes Highway, Rose Valley - Dwelling**19/261OC****Committee recommendation** that Council approve Development Application 10.2016.317.1 under Section 4.16(3) of the Environmental Planning and Assessment Act 1979, subject to “deferred commencement” and “operational” conditions at the end of this report.

(Councillors Sloan and Way)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

10 REPORT OF THE GENERAL MANAGER**10.2 Independent Pricing and Regulatory Tribunal report - Review of the Local Government rating system****19/262OC****Committee recommendation** that Council note the recommendations and formally respond to the Office of Local Government on the IPART recommendations.

(Councillors Westhoff and Rice)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

10.3 Local Government NSW annual conference 2019 - Councillor attendance, and call for motions and voting delegations

19/263OC

Committee recommendation that Council:

1. endorses the attendance of Councillors Honey, Westhoff and Rice at the Local Government NSW conference at Warwick Farm on 14-16 October 2019.
2. submits any motions for the conference to Local Government NSW prior to 19 August 2019.
3. endorses Councillors Honey, Westhoff and Rice to be registered as voting delegates for motions and the election of the LGNSW Board.

(Councillors Brown and Way)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

10.4 Councillor attendance: Alliance for Healthy Cities Steering Committee - Korea

19/264OC

Committee recommendation that Council endorse Councillor Rice's attendance at the Alliance for Healthy Cities Steering Committee meeting being held in Seoul, Korea in September 2019.

(Councillors Brown and Way)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

10.5 Reimbursement: Development application 10.2018.279.1

19/265OC

Committee recommendation that Council reimburse the development application fees of \$2,769.40 for DA 10.2018.279.1 to the member of the Kiama Power Australian Football Club who paid these lodgement fees.

(Councillors Way and Watson)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

10.6 Sponsorship Request: Kiama Show Society - Kiama Show 2020

19/266OC

Committee recommendation that Council provide in-kind sponsorship of the 2020 Kiama Show through:

1. Donating the Pavilion hire fee for the 2019 Kiama Show Trivia Night, booked for Friday 20 September 2019.
2. Donating the Pavilion hire fee for the 2019 Kiama Show Ball, booked for Saturday 12 November 2019.
3. The provision of waste services for the 2019 Kiama Show Ball on Saturday 12 November 2019.
4. The provision of waste services for the 2020 Kiama Show, on Friday 24 January 2020 and Saturday 25 January 2020.
5. Waiving the road closure and footpath occupation fee for the 2020 Kiama Show.

in return for recognition of Kiama Council and The Pavilion as major supporters of these events.

(Councillors Westhoff and Rice)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

11 REPORT OF THE DIRECTOR ENVIRONMENTAL SERVICES

11.2 10.2017.330.1 - Lot 1 DP 719290, Lot 26 DP 773571 - 53 Bong Bong Street and 8 Akuna Street, Kiama - 2 Lot Torrens Title Subdivision and Dwelling on Newly Created Lot to be Constructed in 2 Stages

19/267OC

Committee recommendation that Council approve Development Application No 10.2017.330.1 under Section 4.16 of the Environmental Planning and Assessment Act 1979, subject to conditions at the end of this report.

(Councillors Steel and Way)

For: Councillors Brown, Honey, Reilly, Sloan, Steel, Watson, Way and Westhoff

Against: Councillor Rice

11.3 Proposed Licence with Sydney Trains for "The Village" underpass mural

19/268OC

Committee recommendation that Council:

1. Subject to a peppercorn lease arrangement being negotiated, enter into a Licence with Sydney Trains for the works and ongoing maintenance of the mural at "The Village" underpass Minnamurra at a nominal rental.
2. Give the General Manager and Mayor delegated authority to sign under Seal or on behalf of Council any documentation in relation to the mural.

(Councillors Way and Reilly)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

12 REPORT OF THE DIRECTOR CORPORATE AND COMMERCIAL SERVICES

12.1 The Gerringong Association

19/269OC

Committee recommendation that Council does not acknowledge nor endorse the Gerringong Association as a key representative body for ongoing communication and collaboration for matters relating to business and a sustainable economy of Gerringong and Gerroa.

(Councillors Reilly and Rice)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson and Westhoff

Against: Councillor Way

12.2 Statement of Investments - June 2019**19/270OC**

Committee recommendation that Council receive and adopt the information relating to the Statement of Investments for June 2019.

(Councillors Brown and Westhoff)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

13 REPORT OF THE ACTING DIRECTOR ENGINEERING AND WORKS**13.1 2019-20 Plant Replacement Program purchases****19/271OC**

Committee recommendation that Council purchase:

1. one (1) Volvo FE chassis with Bucher Municipal Compaction Body from Southern Truck Centre Wollongong with a capital value of \$390,985 + GST.
2. two (2) Bucher Municipal VT651 Sweeper on Hino FG 1628 chassis from Bucher Municipal with a capital value of \$343,920 + GST each.
3. one (1) Garwood 15m³ rear loader garbage compactor on Hino GH 1828 chassis from Garwood International with a capital value of \$234,605 + GST.

(Councillors Brown and Way)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

13.2 2019-20 Works Program - supply and lay of asphaltic concrete**19/272OC**

Committee recommendation that Council purchase approximately 6,000t of asphaltic concrete from Roadworks at an average cost of \$164.30 + GST per tonne.

(Councillors Way and Watson)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

14 REPORT OF THE DIRECTOR BLUE HAVEN

14.1 Interstate Conference Attendance - Councillor Nomination and staff approval

19/273OC

Committee recommendation that Council endorse:

1. a maximum of 3 staff members to attend the Aged and Community Services Australia National Summit, to be held 8-10 October 2019 in Melbourne
2. the attendance of Councillor Reilly at the Aged and Community Services Australia conference
3. a staff member to attend the Leading Aged Services Australia conference to be held 1-2 August 2019 on the Gold Coast.

(Councillors Rice and Sloan)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

15 REPORTS FOR INFORMATION

19/274OC

Committee recommendation that the following Reports for Information listed for the Council's consideration be received and noted

- 15.1 Sorry Day 2019
- 15.2 Conference report: National General Assembly Conference 16-19 June 2019
- 15.3 Kiama Urban Strategy - Dwelling Approval Update
- 15.4 Clause 4.6 Variations to LEP Development Standards - 1 April 2019 to 30 June 2019
- 15.5 Destination Kiama - Post-event reports and Surfing NSW partnership update
- 15.6 Illegal Dumping Compliance Officer's Quarterly Report - 1 April 2019 to 30 June 2019
- 15.7 Illegal Dumping Compliance Officer's Annual Report - 1 July 2018 – 30 June 2019
- 15.8 Parking Statistics - June 2019
- 15.9 Question for future meeting: Landowner Privacy Rights
- 15.11 Question for future meeting: Footpath installation to Track 6 Seven Mile Beach

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- 15.12 Question for future meeting: Track Identification - Seven Mile Beach, Gerroa
 - 15.13 Question for future meeting: Girrawheen Avenue Parking
 - 15.14 Question for future meeting: Kiama Medical Practice Parking
 - 15.15 Question for future meeting: Carpark at Figtree Lane, Gerringong
 - 15.16 Questions for Future Meeting Register as at 8 July 2019
 - 15.17 Minutes: South Precinct - 20 June 2019
 - 15.18 Minutes: Jamberoo Valley Ratepayers and Residents Association - 2 July 2019
 - 15.19 Minutes: Minnamurra Progress Association - Annual General Meeting and General Meeting - 2 July 2019.

(Councillors Brown and Way)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

15.10 Question for future meeting: Significant Tree Register

19/275OC

Committee recommendation that Council develop an informal significant tree register from those trees identified as significant trees through the normal course of assessing development applications and tree management applications.

(Councillors Rice and Reilly)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

RESUMPTION OF ORDINARY BUSINESS

19/276OC

Committee recommendation that at this time, 5.46pm, Council resume the ordinary business of the meeting with all Councillors and Staff present at the adjournment of the meeting being present.

(Councillors Sloan and Steel)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

ADOPTION OF COMMITTEE OF THE WHOLE REPORT**19/277OC**

Resolved that Council formally confirm, adopt and endorse the Committee recommendations made by Council sitting as a Committee of the Whole as detailed in the Committee recommendations numbered 19/259OC to 19/277OC above.

(Councillors Reilly and Sloan)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

16 ADDENDUM TO REPORTS**19/278OC**

Resolved that at this time, 5.47pm, Council bring forward and deal with matters pertaining to the Addendum to Reports.

(Councillors Reilly and Brown)

16.1 Planning Proposal - South Kiama Drive - Planning Proposal Authority

It was **moved** by Councillor Reilly and seconded by Councillor Rice that Council:

1. Notes the recommendation of the Southern Planning Panel (SPP).
2. Advises the SPP that the Council strongly objects to the recommendation of the Panel to proceed to Gateway Determination for the Planning Proposal and that Council will be actively opposing the Planning Proposal in the next stage of its progress in line with the decision of 19 March 2019.
3. Refuses to accept the role of the Planning Proposal Authority (PPA) and responds to the SPP requesting;
 - a. more detailed information about the background to the Strategic Merit and Site Specific Merit assessments done by the SPP and reported in the "Rezoning Review Record of Decision" as reported in the business papers.
 - b. that the Department of Planning, Industry and Environment (DPIE) require an amended Planning Proposal that addresses the recommendations of the SPP prior to a Gateway Determination being issued; and
 - c. the DPIE, in preparing a Gateway Determination for the Planning Proposal, to consider:
 - i) the need for additional studies to address traffic impacts from the proposal on Kiama streets, including in the Kiama Town Centre;

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- ii) liaise with Sydney Water regarding servicing and system augmentation requirements; and
 - iii) liaise with councillors and staff of Kiama Municipal Council in relation to the planning proposal.
- 4 Establishes an accurate database of dwelling numbers and future dwelling options which relate to the timelines in the Kiama Urban Strategy and the Illawarra Shoalhaven Regional Plan.

The **Motion** on being put was **Lost**.

For: Councillors Reilly, Rice, Sloan and Westhoff

Against: Councillors Brown, Honey, Steel, Watson and Way

19/279OC

Committee recommendation that Council:

1. Notes the recommendation of the Southern Planning Panel (SPP).
2. Advises the SPP that the Council strongly objects to the recommendation of the Panel to proceed to Gateway Determination for the Planning Proposal.
3. Notwithstanding its objection to the recommendation of the Panel, accepts the role of the Planning Proposal Authority (PPA) and respond to the SPP accordingly. In accepting the role of PPA, Council acknowledges its responsibility to represent the views of the community in relation to the Planning Proposal.
4. Notifies the proponent that the Planning Proposal is to be updated in accordance with the recommendations of the SPP prior to being submitted to the Department of Planning, Industry and Environment (DPIE) for a Gateway Determination.
5. Requests the DPIE, in preparing a Gateway Determination for the Planning Proposal, to consider:
 - a) the need for additional studies to address traffic impacts from the proposal on Kiama streets including in the Kiama Town Centre; and
 - b) liaise with Sydney Water regarding servicing and system augmentation requirements
6. Notes that the delegation of the Minister to make the Local Environmental Plan amendment will not be granted to Council as this Proposal was subject to a Rezoning Review.

(Councillors Brown and Way)

For: Councillors Brown, Honey, Steel, Watson and Way

Against: Councillors Reilly, Rice, Sloan and Westhoff

17 NOTICE OF MOTION

Nil

18 QUESTIONS FOR FUTURE MEETINGS**18.1 Riverside Drive - installed posts**

Councillor Steel requested investigation on the posts that have recently been installed along Riverside Drive. The matter was referred to the Acting Director Engineering & Works for investigation and report.

18.2 Crooked River Winery events - traffic impacts

Councillor Sloan requested a report on how traffic can better be managed for large events being held at the Crooked River Winery, given that delays to local residents of up to 45 minutes were reported at the time of the last Festival. The matter was referred to the Director Environmental Services for investigation and report.

18.3 Overview of rental housing market

Councillor Rice requested a report that provides an overview of the rental housing market in Kiama that includes data such as number of properties being rented long term, characteristic length of tenure, the overall long term rental vacancy rate and commentary on how well the need for rental housing availability is being met. The matter was referred to the General Manager for investigation and report.

18.4 Local housing strategy and the Local Strategic Planning Statement

Councillor Rice requested a report on the role played by a local housing strategy in future strategic planning, and identifies how necessary a local housing strategy is towards ensuring that the housing vision of the Local Strategic Planning Statement has been comprehensively generated. The matter was referred to the Director Environmental Services for investigation and report.

18.5 Local job growth

Councillor Rice requested a report that specifies the types of local jobs that are increasing in Kiama through growth in our tourism sector and also provides details of those jobs that are increasing or likely to increase through expansion in the priority growth sectors of the Illawarra Shoalhaven Regional Plan. The matter was referred to the Director Corporate and Commercial Services for investigation and report.

18.6 Sculptures by the Sea hosting

Councillor Way requested a report on the possibility of Kiama hosting "Sculptures by the Sea" in conjunction with Destination Kiama in light of recent media publicity that has indicated a potential move out of Sydney for this event. The matter was referred to the General Manager for investigation and report.

19 CONFIDENTIAL SUMMARY

19/280OC

Resolved that at this time, 6.15pm, Council form itself into a Confidential Committee of the Whole to deal with matters listed in the recommendations as set out below subject to the consideration of any representations relating to such action.

(Councillors Watson and Steel)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

Public Representations:

The Mayor called for representations regarding issues which had been proposed to be disclosed in Confidential Committee of the Whole. No such representations were received.

19.1 Exclusion Of Press And Public:

19/281OC

Committee recommendation that in accordance with Sections 10 and 10A of the Local Government Act, 1993 as amended, Council close the meeting of the Confidential Committee of the Whole to the Press and Public to deal with the following matters on the grounds as detailed below.

20.1 LAND AND ENVIRONMENT COURT APPEALS - LEGAL STATUS REPORT - 1 APRIL 2019 TO 30 JUNE 2019

Reason for Confidentiality: This matter deals with advice concerning litigation, or advice as comprises a discussion of this matter, that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege as per Section 10A(2)(g) of the Local Government Act.

20.2 MANAGED PRINT SERVICES TENDER 2019

Reason for Confidentiality: This matter deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business as per Section 10A(2)(c) of the Local Government Act.

20.3 BLUE HAVEN BONAIRA - PURCHASE OF BEDS

Reason for Confidentiality: This matter deals with commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the

person who supplied it as per Section 10A(2)(di) of the Local Government Act.

20.4 PROPOSED LEASE RENTAL - DIGGIES BLOWHOLE POINT KIOSK

Reason for Confidentiality: This matter deals with commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it as per Section 10A(2)(di) of the Local Government Act.

20.5 EXECUTIVE OFFICERS' PERFORMANCE AGREEMENTS - REVIEW FOR THE PERIOD 1 APRIL 2018 TO 31 MARCH 2019

Reason for Confidentiality: This matter deals with personnel matters concerning particular individuals (other than councillors) as per Section 10A(2)(a) of the Local Government Act. General Manager performance review including remuneration.

20.6 CODE OF CONDUCT REPORT

Reason for Confidentiality: This matter deals with personnel matters concerning particular individuals (other than councillors) as per Section 10A(2)(a) of the Local Government Act and alleged contraventions of any code of conduct requirements applicable under section 440 as per Section 10A(2)(i) of the Local Government Act.

(Councillors Reilly and Watson)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

20 CONFIDENTIAL REPORTS

20.1 Land and Environment Court Appeals - Legal Status Report - 1 April 2019 to 30 June 2019

Information report only.

20.2 Managed Print Services Tender 2019

19/2820C

Committee recommendation that Council:

1. accept the tender from Business Machine Specialists Pty Ltd (BMS) in the amount of \$450,000 (excl. GST) for the provision of print managed services for Kiama Municipal Council.
2. authorise the Mayor and General Manager to sign and seal documentation relating to the tender.

(Councillors Reilly and Sloan)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

20.3 Blue Haven Bonaira - purchase of beds

19/283OC

Committee recommendation that Council

1. endorse the purchase of 134 beds from Alphacare for the new Blue Haven aged care facility at a cost of \$380,024
2. acknowledge the procurement process undertaken and the reasons for it
3. confirm that inviting tenders would not have achieved as satisfactory an outcome as the method used.

(Councillors Westhoff and Steel)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

20.4 Proposed lease rental - Diggies Blowhole Point kiosk

19/284OC

Committee recommendation that Council note the information in this report.

(Councillors Westhoff and Watson)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

19/285OC

Committee recommendation that at this time, 6.20pm, Council bring forward and deal with item 20.6 *Code of Conduct Report*.

(Councillors Steel and Brown)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

20.6 Code of Conduct Report

Information report only.

20.5 Executive Officers' Performance Agreements - Review for the period 1 April 2018 to 31 March 2019**19/286OC**

Committee recommendation that Council endorse and adopt the report of the Performance Review Committee.

(Councillors Steel and Brown)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

Close of Confidential Committee of the Whole:**19/287OC**

Committee recommendation that at this time, 6.40pm, the Confidential Committee of the Whole revert to Open Council.

(Councillors Steel and Brown)

For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

19/288OC

Resolved that that the Confidential Committee of the Whole recommendations numbered 19/281OC to 19/287OC be confirmed and adopted.

(Councillors Steel and Brown)

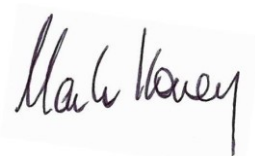
For: Councillors Brown, Honey, Reilly, Rice, Sloan, Steel, Watson, Way and Westhoff

Against: Nil

21 CLOSURE

There being no further business the meeting closed at 6.40pm

These Minutes were confirmed at the Ordinary Meeting of Council
held on 20 August 2019

A handwritten signature in black ink, appearing to read "Mark Honey", is centered on the page. The signature is written in a cursive style.

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Mayor