



# **MINUTES OF THE ORDINARY MEETING OF COUNCIL**

**commencing at 5pm on**

## **TUESDAY 17 SEPTEMBER 2019**

Council Chambers  
11 Manning Street, KIAMA NSW 2533

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**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL OF THE  
MUNICIPALITY OF KIAMA HELD IN THE COUNCIL CHAMBERS,  
KIAMA, ON TUESDAY 17 SEPTEMBER 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 20 August 2019**

**19/344OC**

**Resolved** that the Minutes of the Ordinary Council meeting held on 20 August 2019 be received and accepted.

(Councillors Way and Westhoff)

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

Against: Nil

**3.2 Youth Engagement meeting - 15 August 2019****19/345OC**

**Resolved** that the Minutes of the Youth Engagement Meeting held on 15 August 2019 be received and accepted.

(Councillors Reilly and Westhoff)

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 Steel**

Councillor Steel declared a less than significant non-pecuniary interest in item 11.6 *Sponsorship request: Kiama Lions Club – 50 year history book* as he is a member of the Kiama Lions Club.

**6 TABLING OF PETITIONS AND OTHER DOCUMENTS**

Nil

**7 PUBLIC ACCESS SUMMARY**

<b>Name</b>	<b>Item No.</b>	<b>Subject</b>
Sue Eggins	12.2	Kiama Town Centre Study
Ingrid Keller	12.2	Kiama Town Centre Study
Neisha Hooper	14.1	Footpath at Rangoon Road, Minnamurra

**8 MAYORAL MINUTE**

Nil

**9 MINUTES OF COMMITTEES****9.1 Minutes: Kiama Cultural Board - 22 August 2019****19/346OC**

**Resolved** that the Minutes of the Kiama Cultural Board Meeting held on 22 August 2019 be received and accepted, and that Council approve the following recommended Cultural Grants funding applications:

- |    |                                  |         |
|----|----------------------------------|---------|
| 1. | Program of Five Poetry Workshops | \$2,800 |
| 2. | Sundanced Surf Music Event       | \$3,000 |
| 3. | VR Studio Pop Up                 | \$2,800 |

(Councillors Watson and Steel)

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

Against: Nil

**9.2 Minutes: Community Safety Committee - 8 August 2019****19/347OC**

**Resolved** that :

1. the Minutes of the Community Safety Committee Meeting held on 8 August 2019 be received and accepted.
2. Council investigates how it can work with the Police to maintain and regularly report on a register of complaints/issues regarding Short Term Rental Accommodation properties so that the nature and extent of short term rental concerns becomes better known to Council and the community.

(Councillors Rice and Sloan)

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

Against: Nil

**9.3 Minutes: Access Committee - 2 August 2019**

**19/348OC**

**Resolved** that the Minutes of the Access Committee Meeting held on 2 August 2019 be received and accepted.

(Councillors Reilly and Sloan)

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

Against: Nil

**9.4 Minutes: Australia Day Committee - 19 August 2019**

**19/349OC**

**Resolved** that the Minutes of the Australia Day Committee Meeting held on 19 August 2019 be received and accepted.

(Councillors Westhoff and Sloan)

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

Against: Nil

**9.5 Minutes: Planning Committee - 22 August 2019**

**19/350OC**

**Resolved** that the Minutes of the Planning Committee Meeting held on 22 August 2019 be received and accepted.

(Councillors Reilly and Way)

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

Against: Nil

**9.6 Minutes: Walking Tracks and Cycleway Committee Meeting - 14 August 2019****19/351OC**

**Resolved** that the Minutes of the Walking Tracks and Cycleway Committee Meeting held on 14 August 2019 be received and accepted.

(Councillors Way and Steel)

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

Against: Nil

**9.7 Minutes: Local Traffic Committee Meeting - 3 September 2019****19/352OC**

**Resolved** that the Minutes of the Kiama Local Traffic Committee Meeting held on 3 September 2019 be received and the recommendations therein be accepted.

(Councillors Way and Westhoff)

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

Against: Nil

**COMMITTEE OF THE WHOLE****19/353OC**

**Resolved** that at this time, 5.09pm, 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

(Councillors Reilly and Rice)

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

Against: Nil

## 10 PUBLIC ACCESS REPORTS

### 19/354OC

**Resolved** that at this time, 5.10pm, Council bring forward and deal with the matters pertaining to the Public Access Meeting.

(Councillors Steel and Watson)

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

Against: Nil

## 12.2 Kiama Town Centre Study

### 19/355OC

**Committee recommendation** that Council endorse:

1. The Kiama Town Centre Study as a guiding document for future strategic planning and plan making functions,
2. A review of Schedule 5 – Environmental Heritage of the *Kiama Local Environmental Plan* (LEP) to:
  - a. Establish a heritage conservation area along Manning Street,
  - b. Review the exiting heritage listings, and
  - c. Consider the inclusion of additional heritage items in the LEP,
3. The preparation of scope for a traffic and parking study for the Kiama township,
4. An audit of all public ‘way finding signage’ within the Kiama town centre and the development of a coordinated and contemporary design for public ‘way finding signage’,
5. A review of the Kiama Development Control Plan to include the controls recommended by the Kiama Town Centre Study,
6. Initiate discussions with the State ownership of Terralong Street heritage properties to encourage collaboration with future planning to activate the sites; and
7. Inform the community of the adoption of the Kiama Town Centre Study, as a guiding document, and the implementation strategy by sending direct correspondence to the Kiama Central Precinct and people who attended the works and who made public submissions during the exhibition period.
8. That the potential amendment of Kiama LEP 2011 to increase heights along Eddy Street not be considered until the heritage review is finalised.

9. Preparation of a report that investigates purchase by Council of the Police residence in Terralong Street and/or request the State Government to devolve the Police residence property as a matter of priority.

(Councillors Sloan and Reilly)

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

Against: Nil

#### 14.1 Footpath at Rangoon Road, Minnamurra

Councillor Brown **foreshadowed** a Motion to defer consideration of this matter to further speak with the immediate residents and business owners in Rangoon Road to help determine whether the footpath is required.

#### 19/356OC

**Committee recommendation** that Council approve the construction of footpath along the northern side of Rangoon Road, from the existing café footpath to Railway Avenue, Minnamurra.

(Councillors Way and Rice)

For: Councillors Honey, Reilly, Rice, Sloan, Way and Westhoff

Against: Councillors Brown, Steel and Watson

## 11 REPORT OF THE GENERAL MANAGER

### 11.1 Arrangements for administration of the 2020 Ordinary Council Election

#### 19/357OC

**Committee recommendation** that Council resolves:

1. pursuant to s. 296(2), (3) and (5A) of the Local Government Act 1993 (NSW) ("the Act") that an election arrangement be entered into by contract for the Electoral Commissioner to administer all elections of the Council
2. pursuant to s. 296(2), (3) and (5A) of the Act, as applied and modified by s. 18, that a council poll arrangement be entered into by contract for the Electoral Commissioner to administer all council polls of the Council



3. pursuant to s. 296(2), (3) and (5A) of the Act, as applied and modified by s. 18, that a constitutional referendum arrangement be entered into by contract for the Electoral Commissioner to administer all constitutional referenda of the Council.

(Councillors Reilly and Watson)

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

Against: Nil

## **11.2 Council Committees - appointment of committees and memberships for 2019/2020**

### **19/358OC**

**Committee recommendation** that Council committee structure and councillor membership for 2019/2020 as detailed in the report with the following amendments:

1. The councillor membership for the Kiama Cultural Board including Art Centre and Grants, correctly state Councillors Watson, Honey and Reilly as the members.

(Councillors Rice and Steel)

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

Against: Nil

## **11.3 Councillor delegates to other bodies 2019/2020**

### **19/359OC**

**Committee recommendation** that Council endorse its representatives to outside organisations 2019/2020 as detailed in the report with the following amendment:

- 1 The alternate representative for the Friends of Kiama Library be changed from Councillor Way to Councillor Reilly.
- 2 Changing the name of the Joint Regional Planning Panel to Southern Regional Planning Panel

(Councillors Way and Reilly)

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

Against: Nil

**11.4 Delegation of functions of the Council - review of delegations to the Mayor, General Manager and Other Staff****19/360OC**

**Committee recommendation** that Council endorse the delegations as detailed in the report with the following amendments:

1. change (c) under Delegations to the Mayor to read – “To authorise any work which in the opinion of the Mayor is urgent at a cost not to exceed \$50,000.”
2. change 34b) under Delegations to the General Manager to read – “where 2 Councillors request that the matter be put before Council” – to align with the Code of Meeting Practice

(Councillors Watson and Brown)

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

Against: Nil

**11.5 Sponsorship request: Kiama Red Cross Fun Run 2020****19/361OC**

**Committee recommendation** that Council:

1. provide \$2,000 sponsorship to the Kiama Red Cross for the purpose of holding the 2020 Kiama Fun Run
2. provide the following in kind support:
  - use of the Kiama Coastal Walk
  - waste services
  - loan of Council marquee, bollards and sound system
  - waiver of Native Title fee (if applicable).

Pending the applicable approvals by Council for:

- use of the Kiama Coastal Walk and Coronation Park for the Fun Run
- key hire form
- Event Waste Management Plan
- temporary food stalls
- risk assessment
- provision of Public Liability insurance (certificate of currency – minimum \$20 million)
- traffic management plan.

(Councillors Westhoff and Brown)

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

Against: Nil

### **11.6 Sponsorship request: Kiama Lions Club - 50 year history book**

#### **Disclosure of Interest - Councillor Steel**

Councillor Steel declared a less than significant non-pecuniary interest in this item as he is a member of the Kiama Lions Club.

#### **19/362OC**

**Committee recommendation** that Council provide sponsorship of \$750 towards the production and publishing costs of the Kiama Lions Club's 50 year history book.

(Councillors Brown and Way)

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

Against: Nil

### **11.7 Support request: Kiama Leisure Centre Swim School fee subsidy**

#### **19/363OC**

**Committee recommendation** that Council subsidises 50% of the group lesson fee at Kiama Leisure Centre for swimming lessons for the student.

(Councillors Steel and Sloan)

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

Against: Nil

## **12 REPORT OF THE DIRECTOR ENVIRONMENTAL SERVICES**

### **12.1 10.2018.238.1 - Lot 202 DP 1184024 - 118 Clover Hill Road, Jamberoo - Subdivision of 1 Rural Lot into 3 Rural Lots (Staged)**

#### **19/364OC**

**Committee recommendation** that Council approve Development Application No 10.2018.238.1 under Section 4.16 of the Environmental Planning and Assessment Act 1979, subject to conditions at the end of this report.

(Councillors Brown and Steel)

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

Against: Nil

### **12.3 Amendments to the Kiama LEP 2011 to rezone Council's Administration Site and to Allow a Greater Building Height at the Retirement Village Site at Havilah Place, Kiama**

#### **19/365OC**

##### **Committee recommendation that :**

1. Council endorse this Planning Proposal for amendments to the Kiama LEP 2011 to proceed to the Department of Planning, Industry and Environment (DPIE) for a Gateway Determination to:
  - a. Rezone Lot 100 DP 635688 - 11 Manning Street Kiama (i.e. Council's Administration site) from SP2 Special Purpose to B2 Local Centre and increase the permissible building height and floor space ratio to facilitate a five (5) storey building on the site, and
  - b. Increase the permissible building height and floor space ratio for part of Lot 71 DP 831089 - 2 Havilah Place Kiama (i.e. the retirement village component of the Blue Haven site) to facilitate a seven (7) storey building on the site.
2. Council request plan making delegations for this proposal as a part of the Gateway determination.
3. On receipt of the Gateway determination, Council proceed with the recommendations of the DPIE including carrying out any further studies and public exhibition.

(Councillors Reilly and Way)

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

Against: Nil

### **12.4 Recommendations of Health and Sustainability Committee - Expressions of Interest**

#### **19/366OC**

**Committee recommendation** that Council endorse Applicant 2 as the new community representative of the Health and Sustainability Committee based on the balance of skills, networks and gender.

(Councillors Sloan and Brown)

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

Against: Nil

## 12.5 Rock Fishing Enforcement Legislation

### 19/367OC

#### Committee recommendation that Council

1. move to establish a rock fishing zone to enable the Police to conduct their duties associated with Rock Fishing Legislation with greater powers.
2. take note of the work of other councils and put in place whatever steps are practical to ensure education and awareness of safe practice while rock fishing.

(Councillors Reilly and Sloan)

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

Against: Nil

## 13 REPORT OF THE DIRECTOR CORPORATE AND COMMERCIAL SERVICES

### 13.1 Proposed Road Closure - Panama Street, Bombo

#### 19/368OC

#### Committee recommendation that Council:

1. commence the formal road closure process.
2. require the applicant to meet all on-going relevant costs associated with the road closure.
3. classify the subject part of Panama Street, Bombo as operational land upon closure and the issue of a Certificate of Title subject to public notice of the proposed classification under Section 34 of the *Local Government Act 1993*.
4. give the Mayor and General Manager delegated authority to sign under seal or sign on behalf of Council any documentation associated with the road closure.

(Councillors Brown and Westhoff)

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

Against: Nil

**13.2 Personal/Commercial Fitness Training - Expression of Interest****19/369OC****Committee recommendation** that Council:

1. adopt the revised policy for the use of public reserves for commercial fitness activities and personal training as attached to this report, and
2. issue new permits for the successful EOI's for the forthcoming period of operation.

(Councillors Brown and Way)

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

Against: Councillors Reilly, Rice, Sloan and Westhoff

**13.3 Statement of Investments - August 2019****19/370OC****Committee recommendation** that Council receive and adopt the information relating to the Statement of Investments for August 2019.

(Councillors Brown and Westhoff)

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

Against: Nil

**13.4 Recommended amendments to the 2019/20 Fees and Charges - Council's role as Private Certifying Authority and changes to legislation****19/371OC****Committee recommendation** that Council endorse the amendments to the 2019-2020 Fees & Charges and be placed on public exhibition for a period of 28 days calling for submissions.

(Councillors Sloan and Rice)

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

Against: Nil

**13.5 Annual Financial Statements 2018/2019****19/372OC****Committee recommendation** that Council

1. Refer the Draft Financial Statements for 2018/2019 to Council's auditors for audit under sect 413 (1).
2. Resolves in accordance with sect 413 (2c) that the annual financial report is in accordance with:
  - the Local Government Act 1993 (as amended) and the Regulations made there under;
  - the Australian Accounting Standards and professional pronouncements;
  - the Local Government Code of Accounting Practice and Financial Reporting;
  - presents fairly the Council's operating result and financial position for the year;
  - accords with Council's accounting and other records; and
  - that the Council is not aware of any matter that would render this report false or misleading in any way.
3. Adopt the Councillors/Management "Statement" and resolve that it be signed and attached to the Financial Statements for 2018/2019.
4. on receipt of the Audited Reports, forward a copy to the Office of Local Government.

(Councillors Brown and Way)

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

Against: Nil

**14 REPORT OF THE ACTING DIRECTOR ENGINEERING AND WORKS**

Item 14.1 was dealt with under Public Access reports

**15 REPORT OF THE DIRECTOR BLUE HAVEN**

Nil

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**16 REPORTS FOR INFORMATION****19/373OC**

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

- 16.1 Coastal Walking Track Gerringong to Gerroa
- 16.2 Emergency Services Levy
- 16.3 Minutes: North Precinct meeting - 8 May 2019 and 12 June 2019
- 16.4 Minutes: South Precinct meeting - 15 August 2019
- 16.5 Minutes: Minnamurra Progress Association - 3 September 2019
- 16.6 Minutes: North Precinct meeting - 14 August 2019
- 16.7 Minutes: Jamberoo Valley Ratepayers and Residents Association – 3 September 2019
- 16.8 NSW Coastal Conference 2019 - Councillor attendance
- 16.9 Parking Statistics - August 2019
- 16.10 Question for future meeting: 5G towers - approvals process
- 16.12 Question for future meeting: Blowhole Point road naming
- 16.13 Question for future meeting: Fern Street pedestrian refuge
- 16.15 Question for future meeting: Blue Haven Board
- 16.16 Question for future meeting: overview of rental housing market
- 16.17 Questions for Future Meeting Register as at 9 September 2019
- 16.18 Stronger Country Communities Fund Round 3 Submissions.

(Councillors Reilly and Westhoff)

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

Against: Nil

**16.11 Question for future meeting: newly released lots to dual occupancy****19/374OC**

**Committee recommendation** that Council progresses towards updating its record of the percentage of lots going to dual occupancy in all land releases as well as maintain an accurate record of dual occupancy development across the community, and that these figures are regularly reported to Council.

(Councillors Rice and Sloan)

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

Against: Nil



**16.14 Question for future meeting: Minnamurra Boardwalk approvals****19/375OC****Committee recommendation that Council:**

1. note the report on Minnamurra Boardwalk and continue with the process that allows the Department of Engineering and Works to finalise the design that will ensure the environment, operations and maintenance of the structure is considered as part of the design review.
2. on receiving the final design, the Department of Engineering and Works consider, evaluate and provide a recommendation to the Council.

(Councillors Way and Steel)

For: Councillors Brown, Honey, Rice, Sloan, Steel and Way

Against: Councillors Reilly, Watson and Westhoff

**RESUMPTION OF ORDINARY BUSINESS****19/376OC**

**Committee recommendation** that at this time, 6.31pm, Council resume the ordinary business of the meeting with all Councillors and Staff present at the adjournment of the meeting being present.

(Councillors Steel and Way)

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

Against: Nil

**ADOPTION OF COMMITTEE OF THE WHOLE REPORT****19/377OC**

**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 19/344OC to 19/376OC above.

(Councillors Reilly and Westhoff)

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

Against: Nil

**17 ADDENDUM TO REPORTS**

Nil

**18 NOTICE OF MOTION**

Nil

**19 QUESTIONS FOR FUTURE MEETINGS****19.1 Minnamurra Boardwalk approval - Coastal SEPP legal opinion**

Councillor Reilly requested a legal opinion to the effect that even though we have not approved the Minnamurra Boardwalk proposal, it is approved under the transitional conditions of the Coastal Management State Environmental Planning Policy 2018. The matter was referred to the Director Environmental Services for investigation and report.

**19.2 Kiama Leisure Centre car park**

Councillor Sloan requested investigation into increasing pedestrian safety in the car park at the Kiama Leisure Centre. The matter was referred to the Acting Director Engineering & Works for investigation and report.

**19.3 Walking / Cycle track near Boneyard**

Councillor Rice requested investigation into options available for neatening up the appearance/border of the recently resurfaced walking/cycle track near The Boneyard. The matter was referred to the Acting Director Engineering & Works for investigation and report.

**19.4 Land adjacent to Sanctuary Place Quarry**

Councillor Way requested investigation into the ownership and classification of the land and building thereon, adjacent to the Minnamurra Quarry in Sanctuary Place, Minnamurra, that was used many years ago by the Scouts. The matter was referred to the Director Corporate and Commercial Services investigation and report.

**19.5 Parking at James Oates Reserve, Minnamurra**

Councillor Way requested investigation into potential additional parking at James Oates Reserve, Minnamurra, with particular emphasis on the southern boundary. A map showing where these additional parking spots could be located, is requested to be provided. The matter was referred to the Acting Director Engineering & Works for investigation and report.

### 19.6 Tony Matterson recognition

Councillor Steel requested an investigation into the progress of the acknowledgement of former General Manager, Tony Matterson through the local government award system . The matter was referred to the General Manager for investigation and report.

The Mayor and Councillors formally thanked Linda Davis for her service to Council in her role as Director Environmental Services.

## 20 CONFIDENTIAL SUMMARY

### 19/378OC

**Resolved** that at this time, 6.44pm, 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.

### 20.1 Exclusion Of Press And Public:

#### 19/379OC

**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.

**21.1 ADDENDUM TO QUESTION FOR FUTURE MEETING: MINNAMURRA BOARDWALK APPROVALS - CONFIDENTIAL ATTACHMENTS**

**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. .

(Councillors Westhoff and Rice)

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

Against: Nil

**21 CONFIDENTIAL REPORTS****21.1 Addendum to Question for future meeting: Minnamurra Boardwalk approvals - Confidential attachments****19/380OC**

**Committee recommendation** that Council note the information contained in this report.

(Councillors Brown and Westhoff)

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

Against: Nil

**Close of Confidential Committee of the Whole:****19/381OC**

**Committee recommendation** that at this time, 6.44pm, the Confidential Committee of the Whole revert to Open Council.

(Councillors Westhoff and Rice)

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

Against: Nil

**Adoption of Report**

The General Manager formally reported the recommendations of the Confidential Committee of the Whole more particularly set out above.

**19/382OC**

**Resolved** that that the Confidential Committee of the Whole recommendations numbered 19/379OC to 19/381OC be confirmed and adopted.

(Councillors Watson and Steel)

**22 CLOSURE**

There being no further business the meeting closed at 6.45 pm

These Minutes were confirmed at the Ordinary Meeting of Council held on  
22 October 2019.



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Mayor