



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

**commencing at 5pm on**

**TUESDAY 18 SEPTEMBER 2018**

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 18 SEPTEMBER 2018 AT 5PM**

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

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

## **1 APOLOGIES**

Nil

## **2 ACKNOWLEDGEMENT OF COUNTRY**

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

*“On behalf of those present, I would like to show my respect and acknowledge the traditional owners of the Land, of Elders past and present, on which this meeting takes place, and extend that respect to other Aboriginal and Torres Strait Islander people present.”*

## **3 CONFIRMATION OF MINUTES OF PREVIOUS MEETING**

### **3.1 Ordinary Council meeting held on 21 August 2018**

**OC-18/231**

**Resolved** that the Minutes of the Ordinary Council meeting held on 21 August 2018 be received and accepted.

(Councillors Westhoff and Way)

## 4 BUSINESS ARISING FROM THE MINUTES

In relation to Item 10.4 Councillor Reilly advised that his comment with regard to Section 5.5 of the Kiama LEP being repealed was incorrect. At the time of the submission of the report Section 5.5 was still in force.

### OC-18/232

**Resolved** that at this time, 5.02pm, Council bring forward items pertaining to the election of the Mayor and Deputy Mayor.

(Councillors Reilly and Rice)

### 9.2 Election of Mayor

5.03pm The Mayor here vacated the Chair and the General Manager assumed the Chair.

At this time the General Manager, acting as a Returning Officer, advised that one nomination for the position of Mayor had been received, this being for Councillor Honey.

The General Manager then formally declared that this being the case **Councillor Mark Honey** was elected to the position of Mayor **unopposed**.

5.04pm The General Manager here vacated the Chair and Councillor Honey as newly elected Mayor assumed the Chair

### 9.3 Election of Deputy Mayor

At this time, 5.06pm, the General Manager, acting as a Returning Officer, advised that two nominations had been received, those being for Councillors Sloan and Steel.

### OC-18/233

**Resolved** that Council proceed with the election of a Deputy Mayor for the determined term and that such election be conducted with an open vote by show of hands.

(Councillors Way and Watson)

An Open vote for the election of the Deputy Mayor was then conducted. The Returning Officer then formally declared Councillor Sloan elected as the Deputy Mayor for the period until September 2020 by 5 votes to 4.

The Mayor then declared Councillor Sloan as Deputy Mayor.

## 5 PUBLIC ACCESS

Robert Coady	10.5	10.2018.103.1 – Lot 4 DP 562389 – 16 Greta Street, Gerringong – Demolition of existing dwelling and construction of medical centre with 3 residential apartments and associated car parking
Russell Pearson	10.5	10.2018.103.1 – Lot 4 DP 562389 – 16 Greta Street, Gerringong – Demolition of existing dwelling and construction of medical centre with 3 residential apartments and associated car parking

## 6 MAYORAL MINUTE

### 6.1 Doreen Woods - Gerringong Senior Citizens Club

#### *OC-18/234*

**Resolved** that Council formally congratulate Mrs Doreen Woods for her dedication and years of service to the Gerringong Senior Citizens Club and the local community.

(Councillors Honey and Westhoff)

### 6.2 Kiama Country Women's Association - celebrates 80 years

#### *OC-18/235*

**Resolved** that Council formally congratulate the Kiama Country Women's Association on 80 years of service to the community.

(Councillors Honey and Brown)

## 7 MINUTES OF COMMITTEES

### 7.1 Minutes: Access Committee meeting held on 3 August 2018

#### *OC-18/236*

**Resolved** that Council note the minutes and refer the issue of a safe accessible route from Blue Haven Bonaira to the 'top shops' on Manning Street, to Engineering & Works for investigation with feedback to be reported to the Access Committee when completed.

(Councillors Rice and Steel)

**7.2 Minutes: Destination Kiama Tourism Advisory Committee meeting held 23 August 2018**

*OC-18/237*

**Resolved** that the Minutes of the Destination Kiama Tourism Advisory Committee meeting held on 23 August 2018 be received and the recommendations therein be adopted.

(Councillors Brown and Watson)

**7.3 Minutes: Catchment and Flood Risk Management Committee meeting held on 21 August 2018**

*OC-18/238*

**Resolved** that the Minutes of the Catchment and Flood Risk Management Committee Meeting held on 21 August 2018 be received and accepted.

(Councillors Brown and Rice)

**7.4 Minutes: Kiama Local Traffic Committee meeting held on 4 September 2018**

*OC-18/239*

**Resolved** that the Minutes of the Kiama Local Traffic Committee Meeting held on 4 September 2018 be received and the recommendations therein adopted.

(Councillors Way and Sloan)

**7.5 Minutes: Walking Tracks and Cycleways Committee meeting held on 8 August 2018**

*OC-18/240*

**Resolved** that the Minutes of the Walking Tracks and Cycleways Committee meeting held on 8 August 2018 be received and the recommendations therein adopted. Further that with regard to Item 2.2 Jamberoo Shared Pathway, the Committee advise the Youth Advisory Committee on the route map as soon as it is determined.

(Councillors Way and Westhoff)

**COMMITTEE OF THE WHOLE****OC-18/241**

**Resolved** that at this time, 5.15pm, 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 & Commercial Services  
Report of the Director Engineering and Works  
Report of the Director Blue Haven  
Addendum to Reports

(Councillors Steel and Way)

**8 PUBLIC ACCESS REPORTS****OC-18/242**

**Committee recommendation** that at this time, 5.16pm, Council bring forward and deal with the matters pertaining to the Public Access Meeting.

(Councillors Way and Brown)

**Disclosure of Interest - Councillor Sloan**

Councillor Sloan declared a significant pecuniary interest in this matter as is part owner of the subject property. Councillor Sloan left the Chamber and took no part in discussion or voting on this matter.

5.16pm Councillor Sloan here left the Chamber

**10.5 10.2018.103.1 – Lot 4 DP 562389 - 16 Greta Street Gerringong - Demolition of existing dwelling and construction of medical centre with 3 residential apartments and associated car parking****OC-18/243**

**Committee recommendation** that Council approve Development application 10.2018.103.1 under Section 4.16 of the Environmental Planning and Assessment Act 1979, subject to conditions at the end of this report.

(Councillors Way and Brown)

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

Against: Nil 5.18pm

Councillor Sloan here returned to the Chamber.

## 9 REPORT OF THE GENERAL MANAGER

### 9.1 Interstate Conference (Townsville) - Global Eco Asia-Pacific Tourism Conference - 26 to 28 November 2018

#### OC-18/244

**Committee recommendation** that Council grant approval for Council's Manager Tourism and Events, Karen Ronning, and Councillors Brown and Steel, as Council's representatives of Destination Kiama, to attend the Global Eco Asia-Pacific Tourism Conference in Townsville on 26-28 November 2017

(Councillors Brown and Reilly)

### 9.4 Council Committees - appointment of committees and memberships

#### OC-18/245

**Committee recommendation** that Council endorse the committee structure and the Councillor membership for 2018/19 as below.

(Councillors Brown and Way)

Committee	Council Membership	Meeting Times	Membership Nos.
Committee of the Whole	All Councillors	3 <sup>rd</sup> Tuesday every month (except January), 5pm	All Councillors
Access	Clr Sloan	1 <sup>st</sup> Friday every 2 <sup>nd</sup> month, 10am	1 Councillor (Chair) and 1 alternate
Audit, Risk & Improvement Committee	Clr Reilly Clr Sloan	At least 4 times per year	2 Councillors
Australia Day	Clr Honey Clr Westhoff	As required	Mayor & 2 Councillors (including Chair)
Blue Haven Advisory	Clr Watson Clr Rice	1 <sup>st</sup> Wednesday, quarterly, 6pm Blue Haven	2 Councillors
Catchment & Flood Risk Management	Clr Sloan Clr Westhoff	As required	2 Councillors
Companion Animals Management Advisory	Clr Way	Every 6 months or as required	1 Councillor
Destination Kiama Tourism Advisory	Clr Brown Clr Steel	Bi-monthly	2 Councillors & General Manager

Economic Development	Clr Steel Clr Watson Clr Honey	4 <sup>th</sup> Tuesday every month, 5.30pm	3 Councillors (including Chair)
Hoi An Friendship	Clr Brown Clr Rice Clr Reilly Clr Way	As required	4 Councillors & General Manager
Kiama Cultural Board including Art Centre & Grants	Clr Honey Clr Reilly	Last Thursday every month, 5.30pm	Mayor, 2 Councillors & General Manager
Kiama Health & Sustainability Advisory	Clr Rice Clr Sloan	Bi-monthly	2 Councillors
Kiama Local Traffic Committee	Clr Honey Clr Way	1 <sup>st</sup> Tuesday every month, 9am	1 Councillor (Mayor as Chair) & 1 alternate
Kiama Walking Tracks & Cycleways	Clr Honey Clr Way	As required	1 Councillor (including Chair) & Mayor ex-officio
Long Term Financial Planning & Revenue	Clr Reilly Clr Rice Clr Sloan Clr Steel	As required	4 Councillors
Performance Review	Clr Honey Clr Rice Clr Sloan Clr Way	Every 12 months	Mayor, Deputy Mayor & 2 Councillors
Planning Committee	Clr Honey Clr Rice Clr Sloan Clr Way Clr Westhoff	As required	Mayor, Deputy Mayor & 3 Councillors
Seniors' Week	Clr Rice	As required	1 Councillor (including Chair)
Staff Consultative	Clr Honey	Monthly, no set date, 11.30am	Mayor (ex-officio)
Streets & Reserves Naming	Clr Westhoff Clr Sloan	As required	1 Councillor & 1 alternate
Work Health & Safety	Clr Honey	Quarterly	Mayor (ex-officio)



Youth Advisory	Clr Reilly Clr Westhoff	1 <sup>st</sup> Thursday every month, 10.40am at Kiama High School	2 Councillors
----------------	----------------------------	--	---------------

### 9.5 Councillor delegates to other bodies 2018/2019

#### OC-18/246

**Committee recommendation** that Council endorse its representatives to outside organisations for 2018/2019 as listed below. .

(Councillors Steel and Brown).

Committee/ Association	Meetings	Councillors Elected	Nature of Appointment	Delegates
Civic Risk Mutual	Quarterly	Clr Honey	Council	1 Councillor & General Manager
Clear Bros Community Consultative Committee	As required	Clr Sloan Clr Westhoff (Alt)	Council	2 Councillors
Friends of Kiama Library	Monthly	Clr Rice Clr Way (Alt)	Council	1 Councillor & 1 Alternate
Healthy Cities Illawarra Management Committee & International Healthy Cities Alliance (including Australian Chapter)	Quarterly & as required	Clr Honey Clr Rice (Alt)	As Mayor	Mayor & 1 Alternate
Illawarra Academy of Sport	Bi-monthly	Clr Way (Alt)	Delegate	1 Councillor & 1 Alternate being Director Blue Haven
Illawarra Bush Fire Management Committee	Quarterly	Clr Watson	Councillor Delegate, staff	1 Councillor & Director Engineering & Works
Illawarra Connection		Clr Steel	Council	1 Councillor
Illawarra District Weeds Authority Committee	Quarterly	Clr Rice	Council	1 Councillor & 1 Alternate being Landscape Officer
Illawarra Landcare	Monthly	Clr Rice	Council	1 Councillor

Coordinating Committee				
Illawarra Regional Airport Management Advisory Committee	As required	Clr Honey	As Mayor	Mayor
Illawarra Regional Information Service	Quarterly	Clr Reilly	Delegate	1 Councillor
Illawarra Rural Fire District Service Agreement Committee	Quarterly	Clr Watson	Councillor Delegate, staff	1 Councillor & Director Engineering & Works
Illawarra Shoalhaven Joint Organisation	2 <sup>nd</sup> Friday alternate month	Clr Honey Clr Reilly Clr Sloan (Alt)	Councillor delegate	Mayor, 1 Councillor, 1 Alternate, General Manager
Joint Regional Planning Panel	As required	Clr Honey Clr Sloan	Council delegates	Mayor, 1 Councillor & 1 Alternate
Kiama & District Sports Association	Bi-monthly	Clr Way	Council	1 Councillor & Director Engineering & Works
Kiama Liquor Accord	As required	Clr Watson Clr Brown	Council delegate	2 Councillors & Road Safety Officer
Mutual Management Services Limited	Quarterly	Clr Honey	As Mayor	Mayor
NSW Public Library South East Zone Committee	Quarterly	Clr Rice	Council delegate	1 Councillor, Director Corporate & Commercial Services & Manager Library Services
South Coast Cooperative Library Service	Bi-monthly	Clr Rice	Council	1 Councillor
Sydney Catchment Authority's Local Government Reference Panel	As required	Clr Sloan Clr Westhoff (Alt)	1 Councillor 1 Staff	1 Councillor, 1 Alternate & Director Environmental Services

**9.6 Delegation of functions of the Council - review of delegations to the Mayor****OC-18/247**

**Committee recommendation** that Council endorse the delegations as detailed in this report with the amendment to (c) under Delegations to the Mayor to read as below:

- (c) To authorise any work which in the opinion of the Mayor is urgent at a cost not to exceed \$50,000.

(Councillors Brown and Way)

**9.7 Donation request: LP Entertainment - Rural Aid Concert - 15 November 2018****OC-18/248**

**Committee recommendation** that Council provide LP Entertainment for the Rural Aid Concert on 15 November 2018 with:

1. a \$1,000 donation
2. free reserve hire for a local sporting ground
3. assistance with traffic control if needed.

(Councillors Brown and Way)

**9.8 Re-endorsement of the Kiama Tourism Opportunities Plan****OC-18/249**

**Committee recommendation** that Council

1. re-endorse the Kiama Tourism Opportunities Plan which incorporates the changes detailed in the report that were made to the document since its adoption on 17 July 2018
2. review the Kiama Tourism Opportunities Plan on a yearly basis
3. amend the report to read Barren Grounds Nature Reserve

(Councillors Brown and Steel)

**9.9 Question for Future Meeting: Terms of Reference Definitions****OC-18/250**

**Committee recommendation** that Council adopt the glossary of terms detailed in the report.

(Councillors Reilly and Westhoff)

**9.10 Blue Haven Advisory Committee Terms of Reference****OC-18/251**

**Committee recommendation** that Council endorse the amended Terms of Reference for the Blue Haven Advisory Committee.

(Councillors Watson and Sloan).

**10 REPORT OF THE DIRECTOR ENVIRONMENTAL SERVICES****10.1 Regional Disaster Waste Management Plan Project****OC-18/252**

**Committee recommendation** that Council, as part of the 2018-19 quarterly budget review process, resolve to allocate \$22,500 from Domestic Waste Management Reserves, as its contribution to the Regional Disaster Waste Management Plan Project.

(Councillors Brown and Way)

**10.2 Question for future meeting: CCTV Kiama Downs Shops****OC-18/253****Motion**

**Committee recommendation** that Council:

1. investigate a location for the provision of CCTV cameras for the Kiama Downs shopping centre and adjacent car park located in Johnson Street, Kiama Downs
2. investigate new technology to provide the CCTV cameras
3. request two quotes to provide an accurate costing to supply and install CCTV
4. apply for State and Federal Government Grants to provide CCTV coverage.

(Councillors Way and Steel)

The **Motion** was Put and **Carried**

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

Against: Councillors Reilly, Rice and Westhoff

### 10.3 Minutes: Cultural Board meeting held on 23 August 2018 and Laughter House Entertainment Spiegel Tent

#### Motion

It was moved by Councillor Westhoff and seconded by Councillor Brown that Council:

- note the Cultural Board minutes
- does not endorse the motion contained in the minutes in regards to the Laughterhouse Entertainment Spiegeltent proposal.

#### Amendment to the Motion

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

- note the Cultural Board minutes.
- assists Laughterhouse Entertainment to work towards a solution where the Spiegeltent can be appropriately located as a seasonally available performance space.

#### Foreshadowed Amendment to the Motion

##### **OC-18/255**

#### Committee recommendation that Council

- note the Cultural Board minutes with the exception of Item 4 contained in the Minutes.
- Defer any consideration of Item 4 until the meeting on 15 October 2018 with Laughterhouse Entertainment.

(Councillors Reilly and Steel)

The **Amendment** to the **Motion** on being Put was **Lost**

The **Foreshadowed Amendment to the Motion** then became the **Motion** and was Put and **Carried**

### 10.4 Grant funding offers for projects identified in the Minnamurra and Crooked River Coastal Zone Management Plans

##### **OC-18/256**

**Committee recommendation** that Council, as part of the 2018-19 quarterly budget review process, resolve to allocate \$11,500 from the Holiday Parks Reserve and \$4,500 from the Environment and Sustainability Reserve, as its contributions to each of the funding offers for grant applications submitted under the NSW Estuary Program.

(Councillors Brown and Watson)

**10.6 Kiama Local Strategic Planning Statement – Project Overview****OC-18/257**

**Committee recommendation** that Council note the project overview for the development of the Kiama Local Strategic Planning Statement contained within this report and endorse the commencement of community engagement activities.

(Councillors Rice and Reilly)

**10.7 Draft Chapter 3 Preservation of Trees and Vegetation and Chapter 8 Landscaping Requirements****OC-18/258**

**Committee recommendation** that Council endorse the attached draft Development Control Chapters 3 and 8 for public exhibition with dot point one of item 2.3 being amended to include the words “notify Council of any proposed work” at the end of the point.

(Councillors Brown and Watson)

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

Against: Nil

**11 REPORT OF THE DIRECTOR CORPORATE AND COMMERCIAL SERVICES****11.1 Annual Financial Statements 2017/18****OC-18/259**

**Committee recommendation** that:

1. Council’s Draft Financial Statements for 2017/2018 be referred to Council’s auditors for audit under sect 413 (1).
2. Council 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. Council adopt the Councillors/Management "Statement" and resolve that it be signed and attached to the Financial Statements for 2017/2018. 4. That on receipt of the Audited Reports, a copy is forwarded to the Office of Local Government.
  4. That on receipt of the Audited Reports, a copy is forwarded to the Office of Local Government.

(Councillors Reilly and Westhoff)

### **11.2 Statement of Investments - August 2018**

#### **OC-18/260**

**Committee recommendation** that Council receive and adopt the information relating to the Statement of Investments for August 2018.

(Councillors Brown and Watson)

### **11.3 Audit, Risk and Improvement Committee Charter Amendment**

#### **OC-18/261**

**Committee recommendation** that Council receive and adopt the amended Audit, Risk and Improvement Committee Charter with a further amendment to the charter to read "Initially, the Chair shall be appointed for a three year term and the other two independent members shall be appointed for two years to be decided by lot."

(Councillors Sloan and Reilly)

## **12 REPORT OF THE DIRECTOR ENGINEERING AND WORKS**

### **12.1 Purchase of one (1) 14000 GVM truck & one (1) 6x4 Rigid Truck & Trailer as identified in 2018-19 Plant Replacement Program**

#### **OC-18/262**

**Committee recommendation** that Council approve the 1. purchase one (1) Hino FE 1426 with Berry Howe Tipping Body from Illawarra Hino with a capital value of \$140630 + GST. 2. purchase one (1) Mack Trident with Tefco Tipping Body & Trailer from Southern Truck Centre Wollongong with a capital value of \$384800 + GST.

(Councillors Way and Steel)

**13 REPORT OF THE DIRECTOR BLUE HAVEN**

Nil

**14 REPORTS FOR INFORMATION*****OC-18/263***

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

- 14.1 Return and Earn Vending Machines
- 14.2 Stronger Country Communities Fund - Kevin Walsh Oval, Jamberoo
- 14.3 Autonomous Vehicle Trial
- 14.5 Parking Statistics - August 2018
- 14.6 Minutes: South Precinct Committee meeting held on 19 July 2018 and 16 August 2018
- 14.7 Minutes: Jamberoo Valley Ratepayers and Residents Association meeting held 7 August 2018
- 14.8 Minutes: Central Precinct Committee meeting held on 28 August 2018
- 14.9 Minutes: Minnamurra Progress Association meeting held on 4 September 2018
- 14.11 Question for future meeting: Pheasant Point Heritage Precinct controls
- 14.12 Question for future meeting: Community engagement
- 14.13 Question for future meeting: 15 minuted parking zones - top of Manning Street and along Terralong Street
- 14.14 Question for future meeting: Seek grant funding mini-breakwall at Kiama Harbour
- 14.15 Question for future meeting: Request NSW State Government reimbursement of Electoral Commission Fee
- 14.16 Questions for future meetings register as at 11 September 2018
- 14.17 Information from Office of Local Government.

(Councillors Rice and Westhoff)

**14.4 NSW Coastal Conference 2018*****OC-18/264***

**Committee recommendation** that Councillors Reilly and Sloan be endorsed to attend the NSW Coast Conference 2018.

(Councillors Reilly and Brown)



**14.10 Question for future meeting: Roadside seating and/or picnic tables****OC-18/265**

**Committee recommendation** that Council refer the item to Destination Kiama for investigation.

(Councillors Rice and Sloan)

**15 ADDENDUM TO REPORTS****OC-18/266**

**Committee recommendation** that at this, 6.54pm, Council bring forward and deal with matters pertaining to the Addendum to Reports.

(Councillors Way and Brown).

**15.1 200 Anniversary of Aboriginal people on Minnamurra River****OC-18/267**

**Committee recommendation** that Council establish a permanent means of acknowledging the 1818 massacre and the aboriginal culture in the vicinity of the Minnamurra River.

(Councillors Rice and Reilly)

**15.2 Minutes: North Kiama Community Forum - 8 August 2018****OC-18/268**

**Committee recommendation** that Council receive and note the minutes of the North Kiama Community Forum.

(Councillors Reilly and Way)

**OC-18/269**

**Committee recommendation** that at this time, 6.59pm, Council bring into open Council and deal with confidential items 19.1, 19.2, 19.3 and 19.4 with the exception of confidential attachments to item 19.1.

(Councillors Sloan and Way)

**19.1 Kiama Council Cultural Grants - Winter Funding Round 2018****OC-18/270**

**Committee recommendation** that Council approve the following recommended Cultural Grants funding applications:

- Aboriginal Cultural Art Workshop \$2,500
- Presence of Land Exhibition \$2,000
- Kinder Garden: Parents and Kids Songwriting Together \$2,700
- Free contemporary dance workshops and performance \$3,000

(Councillors Brown and Reilly)

**19.2 Minutes: Health and Sustainability Committee meeting held on 14 August 2018****OC-18/271**

**Committee recommendation** that Council:

1. receive and accept the minutes of the Health & Sustainability Committee Meeting held on 14 August 2018.
2. approve the following recommended Health & Sustainability Grants funding applications:
  - a) Gerringong Public School P & C - \$500;
  - b) Minnamurra Public School P & C Association – \$1,000;
  - c) Slow Food Saddle Back - \$500.

(Councillors Sloan and Way)

**19.3 NSW EPA Response to Bombo Sewage Treatment Plant Incident on 18 December 2017****OC-18/272**

**Committee recommendation** that Council write to the Environment Protection Authority requesting advice as to why due process was not followed in this instance in relation to the incident at Bombo Sewage Treatment Plant on 18 December 2017. Further that Council also write to Sydney Water requesting assurance that this type of occurrence will not happen again.

(Councillors Sloan and Brown)

**19.4 Seven Mile Beach Reserve Surf Schools****OC-18/273**

**Committee recommendation** that Council endorse the strategy for the ongoing future management of surf schools on Seven Mile Beach Gerroa including;

1. acknowledge the future Plan of Management as the principal land use management framework for the operation of surf schools on Seven Mile Beach and;
2. revoke the previously adopted Policy for the Licensing of surf schools on Seven Mile Beach Gerroa and replace with interim guidelines for surf schools in conjunction with short term licences.
3. Short term licences be determined by the General Manager under delegated authority.

(Councillors Brown and Way)

**16 NOTICE OF MOTION**

Nil

**RESUMPTION OF ORDINARY BUSINESS****OC-18/274**

**Committee recommendation** that at this time, 7.15pm, 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 Rice)

**ADOPTION OF COMMITTEE OF THE WHOLE REPORT****OC-18/275**

**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 18/241 to 18/274 above.

(Councillors Steel and Rice)

## **17 QUESTIONS FOR FUTURE MEETINGS**

### **17.1 Old Police Residence**

Councillor Steel requested a detailed report on the possibility of Council either purchasing or leasing the vacant old police residence in Terralong Street adjacent to the Police Station. The Mayor referred the matter to the Acting Director Corporate & Commercial Services for investigation and report.

### **17.2 Hoi An Friendship Committee**

Councillor Rice requested a report on how Kiama can best move forward with the friendship agreement with Hoi An and suggested that Council invite the new Consul General of Vietnam to visit Kiama for a tour and Mayoral reception. The General Manager advised that he would arrange a meeting of the Hoi An Friendship Committee to allow the Committee to determine a suitable proposal.

### **17.3 Community Response Policy**

Councillor Rice requested a report on the issues involved and the progress that can be made towards developing a manageable community response policy for the Municipality. The Mayor referred the matter to the General Manager for investigation and report.

### **17.4 Inspection of Public Toilets**

Councillor Westhoff requested a report on the progress of the audit of public toilets in the LGA including maintenance findings. The Mayor referred the matter to the Director Engineering & Works.

### **17.5 Community Bank premises**

Councillor Westhoff requested investigation into the possible relocation of the Gerringong Library branch to the unused baby health centre premises until its permanent move to the new Library and the possibility of then allowing the current Gerringong Library premises for use by the Gerringong & District Community Bank

### **17.6 Gallery Business Papers**

Councillor Steel requested copies of the Business Paper be made available to the members of the Gallery. The Mayor referred the matter to the General Manager for action.

## 18 CONFIDENTIAL SUMMARY

### 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.

### 18.1 Exclusion Of Press And Public:

#### *OC-18/276*

**Resolved** 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.

### 19.5 ASSISTANT GENERAL MANAGER

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. .

(Councillors Reilly and Steel)

#### *OC-18/277*

**Resolved** that at this time, 7.12pm, 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 Sloan and Way)

## 19 CONFIDENTIAL REPORTS

### 19.5 Assistant General Manager

#### *OC-18/278*

**Committee recommendation** that Council

1. appoint the Director Environmental Services, Linda Davis, as Assistant General Manager, to fulfil the role of General Manager during periods of leave of the General Manager of greater than 3 consecutive business days.
2. appoint the Director Engineering and Works, Gino Belsito, to act in the role of General Manager during periods of leave of the General Manager and Assistant General Manager of greater than 3 consecutive business days.

(Councillors Brown and Watson)

**Close of Confidential Committee of the Whole:****OC-18/279**

**Committee recommendation** that at this time, 7.24pm, the Confidential Committee of the Whole revert to Open Council.

(Councillors Brown and Way)

**Adoption of Report**

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

**OC-18/280**

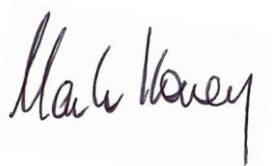
**Resolved** that that the Confidential Committee of the Whole recommendations numbered 18/278 to 18/279 be confirmed and adopted.

(Councillors Way and Reilly)

**6 CLOSURE**

There being no further business the meeting closed at 7.26pm

These Minutes were confirmed at the Ordinary Meeting  
of Council held on 16 October 2018



.....  
Mayor