



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

**commencing at on**

**TUESDAY 16 MAY 2017**

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 16 MAY 2017 AT**

**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, Director  
Finance, Corporate and Commercial Services, Director  
Engineering and Works and Director Community Services

## **1 APOLOGIES**

Nil

## **2 ACKNOWLEDGEMENT OF TRADITIONAL OWNERS**

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 on 11 April 2017**

**17/142**

**Resolved** that the Minutes of the Ordinary Council Meeting held on 11 April 2017 be received and accepted.

(Councillors Westhoff and Way)

## **4 BUSINESS ARISING FROM THE MINUTES**

Nil

## **5 PUBLIC ACCESS**

Patrick Sims – Item 9.1 Lots 2 & 3 DP 774101, Part Lot 1 DP 176929, Lot 1 DP 309656, 15-17 Bourrool Lane Kiama - demolition of existing dwelling & erection of 16 residential units & 40 car parking spaces (10.2016.231.1)

Susan Spence – Item 9.1 Lots 2 & 3 DP 774101, Part Lot 1 DP 176929, Lot 1 DP 309656, 15-17 Bourrool Lane Kiama - demolition of existing dwelling & erection of 16 residential units & 40 car parking spaces (10.2016.231.1)

Ross Barker – Item 9.4 Lot 270 DP 14188 – 45 Werri Street, Werri Beach – demolition of existing dwelling & construction of new dwelling, swimming pool & retaining wall (10.2016.320.1)

Roger Lyle – Item 9.6 Community Engagement Strategy – Development Assessment

David Yates – Item 14.2 Cedar Grove Estate access

## **6 MAYORAL MINUTE**

**17/143**

**Resolved** that item 14.7 relating to Ocean Lifeguard Season Report and Item 15.2 relating to Kendalls Beach rescue be brought forward.

(Councillors Sloan and Reilly)

### **14.7 Beach Lifeguard Season report -**

**17/144**

**Resolved** that Council note the report.

(Councillors Honey and Sloan)

### **15.2 Kendalls Beach rescue**

**17/145**

**Resolved** that Council formally thank Kiama High School students, Jaye Mitchell and Riley Cookson-Davies for their quick thinking actions at Kendall's Beach that resulted in saving a life.

(Councillors Honey and Sloan)

## 7 MINUTES OF COMMITTEES

### 7.1 Blue Haven Advisory Committee meeting 1 March 2017

17/146

**Resolved** that the Minutes of the Blue Haven Advisory Committee Meeting held on 1 March 2017 be received and accepted.

(Councillors Steel and Brown)

## COMMITTEE OF THE WHOLE

17/147

**Resolved** that at this time, 5.04pm, Council form itself into a Committee of the Whole to deal with matters listed in the reports as set out below:

Report of the Director Environmental Services

Report of the General Manager

Report of the Director Finance, Corporate and Commercial Services

Report of the Director Engineering and Works

Report of the Director Community Services

Addendum to Reports

(Councillors Way and Reilly)

## 8 PUBLIC ACCESS REPORTS

17/148

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

(Councillors Way and Reilly)

### 9.1 Lots 2 & 3 DP 774101, Part Lot 1 DP 176929, Lot 1 DP 309656, 15-17 Bourrool Lane Kiama - demolition of existing dwelling & erection of 16 residential units & 40 car parking spaces (10.2016.231.1)

17/149

**Committee recommendation** that Council refuse Development Application number 10.2016.231.1 pursuant to Section 80 of the Environmental Planning and Assessment act 1979 for the following reasons:

1. incompatible with the Kiama Development Control Plan – Chapter 7 – control

## C61 – Characteristics of Roads in Residential Road Networks

2. there is inadequate width of the access road
3. the proposal is an overdevelopment
4. the neighbours will experience unreasonable view loss..

(Councillors Steel and Way)

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

Against: Councillors Honey and Watson

**9.4 Lot 270 DP 14188 – 45 Werri Street, Werri Beach – demolition of existing dwelling & construction of new dwelling, swimming pool & retaining wall (10.2016.320.1)**

**17/150**

**Committee recommendation** that Council approve development application 10.2016.320.1, pursuant to Section 80 of the Environmental Planning and Assessment Act 1979, subject to the conditions contained at the end of this report, and subject to the consent being amended to provide that any pool overflow not be permitted to flow into Werri Lagoon.

(Councillors Reilly and Sloan)

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

Against: Nil

**9.6 Community Engagement Strategy - Development Assessment**

**17/151**

**Committee recommendation** that Council:

1. endorses the recommended actions as detailed in the report in order to improve the availability and notification of development application information.
2. commits to implementing the recommendations, with the following modifications:
  - (a) recommendation1 (page 183) – add to the recommended action the words “other than requesting DA applicants to add a Table of Contents to the pdf file lodged with Council”.
  - (b) Recommendation 4 (middle of page 185) – add to the recommended action the words “Council’s proposed changes to the DCP will be

subject to the usual process of public consultation.”

- (c) Recommendation 7 (page 186) – add to the recommended action the words “The Kiama Urban Strategy register will be updated on a quarterly basis.”
3. further commits to providing quarterly updates on the implementation of the recommended actions.

(Councillors Sloan and Brown)

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

Against: Nil

### **9.7 Lot 1 DP 832012 No 12 Thornett Way, Kiama Downs - Secondary Dwelling (10.2017.5.1)**

**17/152**

**Committee recommendation** that Council approve development application number 10.2017.5.1 pursuant to Section 80 of the Environmental Planning and Assessment Act, 1979, subject to conditions contained at the end of this report.

(Councillors Watson and Way)

### **14.2 Cedar Grove Estate access -**

**17/153**

#### **Motion**

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

1. note that the plan presented is feasible in engineering terms
2. may seek to progress further
3. seek advice from the RMS in the meantime.

The Motion was put and lost.

For: Councillors Brown, Reilly, Steel and Watson

Against: Councillors Honey, Rice, Sloan, Way and Westhoff

## 9 REPORT OF THE DIRECTOR ENVIRONMENTAL SERVICES

### 9.2 Amendment to Chapter 31 of Kiama Development Control Plan – Wyalla Road Residential Release Area

17/154

**Committee recommendation** that Council adopt the amendments to Chapter 31 – Wyalla Road Residential Release Area of Kiama Development Control Plan 2012 as exhibited and subsequently amended to take account of public comments. The wording on the residency restrictions to be include is as follows:

No building erected upon the land hereby burdened shall not be used for accommodation unless it is limited to:

- 4.1 *Seniors aged people or people who have a disability being:*
  - 4.1.1 *people aged 55 or more years*
  - 4.1.2 *people who are resident at a facility at which residential care (within the meaning of the “Aged Care Act 1997” of the Commonwealth of Australia) is provided*
  - 4.1.3 *people who have been assessed as being eligible to occupy housing for aged persons provided by a social housing provider*
  - 4.1.4 *people of any age who have, either permanently or for an extended period, one or more impairments, limitations or activity restrictions that substantially affect their capacity to participate in everyday life*
- 4.2 *People who live within the same household with senior aged people or people who have a disability*
- 4.3 *Staff employed to assist in the administration of and provision of services to housing provided and this policy.*

(Councillors Sloan and Steel)

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

Against: Nil

### 9.3 Lot 390 DP 1131790 and Lot 38 DP 111258, Jamberoo Road Curramore - dwelling and access road (10.2016.325.1)

17/155

**Committee recommendation** that Council approve Development Application number 10.2016.325.1 pursuant to Section 80 of the Environmental Planning and Assessment Act, 1979, subject to conditions at the end of this report and amalgamation of the lots.

(Councillors Brown and Watson)

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

Against: Nil

## 9.5 Alcohol Free Zones - Kiama Municipality

**17/156**

**Committee recommendation** that :

1. Council adopt the proposal to establish three alcohol-free zones as indicated on maps 1 & 1b (Kiama), 2 (Kiama Downs) and 3 (Gerringong) attached to the report with an exemption to apply to licensed outdoor eating licenses as issued by Council, subject to compliance with approval conditions.
2. The proposed alcohol free zones for the Akuna Street car parking area be revoked once construction work commences on the subject site.
3. The alcohol free zones are to be in place for a duration of 4 years and to commence 7 days after the publication of a notice in the local newspaper and subject to compliance with the implementation requirements as required by legislation and the Ministerial Guidelines on alcohol free zones dated February 2009.

(Councillors Brown and Watson)

## 10 REPORT OF THE GENERAL MANAGER

### 10.1 Draft Community Strategic Plan, Delivery Program and Operational Plan review

**17/157**

**Committee recommendation** that Council:

1. places the draft Community Strategic Plan 2017-2027, Delivery Program 2017–2021, Operational Program 2017-2018, Workforce Management Plan 2017-2021, Long Term Financial Management Plan, Strategic Assets Management Plan, and draft Schedule of Fees and Charges 2017/2018 on public exhibition for 28 days from Wednesday 17 May until Thursday 15 June 2017,
2. seeks the comments of the community on the content of the draft documents, and
3. a further report be provided to Council prior to the end of June 2017 outlining any comments received during the exhibition period and putting forward a Community Strategic Plan 2017-2027, Delivery Program 2017–2021,



Operational Program 2017-2018, Workforce Management Plan 2017-2021, Long Term Financial Management Plan, Strategic Assets Management Plan, and draft Schedule of Fees and Charges 2017/2018 for adoption.

(Councillors Brown and Steel)

## **10.2 Support Request: Illawarra and South Coast Kneeboard Association**

**17/158**

**Committee recommendation** that Council provides one cabin for two nights to the value of \$420 to accommodate the four judges for the upcoming Australia Kneeboard event being held on 27-28 May 2017.

(Councillors Way and Brown)

## **10.3 Kiama Jazz and Blues Festival**

**17/159**

**Committee recommendation** that:

1. Council, with input from the new Tourism Advisory Committee, review and establish a new framework / policy for the funding of events.
2. Council advise the Kiama Jazz and Blues Club that it will consider increasing the funding for 2018 following a review of events funding.
3. Council seek a copy of the financial accounts for the 2017 event and advise The Kiama Jazz and Blues Club that it will consider providing assistance to offset loss of sponsorship subject to Council's end of year financial position.

(Councillors Brown and Watson)

## **10.4 Kiama Tourism Advisory Committee**

**17/160**

**Committee recommendation** that Council Sue Thorley, Robert Sciacchitano, Kane Guglielmi, Liz Lewis and James Cook be appointed as members of the new Kiama Tourism Advisory Committee.

(Councillors Way and Brown)

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## 11 REPORT OF THE DIRECTOR FINANCE, CORPORATE AND COMMERCIAL SERVICES

### 11.1 Proposed Lease for Gosse Bros Pty Limited temporary site fencing adjoining Noble Street Development

17/161

**Committee recommendation** that Council enter into a licence agreement with Gosse Bros Pty Limited for the use of part Lot 53 DP884475, Fern Street, Gerringong to allow temporary site/safety fencing to be erected subject to the following:

1. Licence term of twelve (12) month
2. Annual charge of \$50.00 per square metre excluding GST
3. That a damage deposit bank guarantee of \$5,000 be lodged with Council prior to the execution of the licence
4. The temporary fencing is to be setback no more than three (3) metres from the Lot 52 DP884475 boundary, as outlined in the attached plan.
5. That the licence moneys be set aside and utilised on the enhancement works to be carried out on the Reserve.
6. The General Manager and Mayor be authorised to sign any documentation associated with this licence.

(Councillors Brown and Way)

### 11.2 Establishment of an Audit, Risk and Improvement Committee

17/162

**Committee recommendation** that Council:

1. establishes an Audit, Risk and Improvement Committee as outlined in this report and detailed in the draft Audit, Risk and Improvement Committee Charter (Attachment 3)
2. appoints Councillors Sloan and Reilly to the Committee
3. adopts the draft Internal Audit Charter (Attachment 4)
4. seeks expressions of interest for three (3) independent Committee members
5. provides remuneration of \$1,500 per annum to the Chair and \$750 per annum to each of the independent Committee members (excluding GST), indexed annually at a rate determined for Councillors by the Local Government Remuneration Tribunal.

(Councillors Steel and Way)

**11.3 Financial Report for the period ending 31 March 2017****17/163****Committee recommendation that:**

1. the revised budget for the period ending 31 March 2017 be received and adopted.
2. the Black Beach amenities be renewed by the end of the financial year with an allocation of \$100,000 from the renewal budget.

(Councillors Way and Sloan)

**11.4 Statement of Investments - April 2017****17/164**

**Committee recommendation** that the information relating to the Statement of Investments for April 2017 be received and adopted.

(Councillors Westhoff and Watson)

**12 REPORT OF THE DIRECTOR ENGINEERING AND WORKS****12.1 Adoption of Surf Beach Flood Risk Management Study****17/165****Committee recommendation that Council:**

1. adopt the 'Surf Beach Catchment – Kiama, Floodplain Risk Management Study and Plan'
2. adopt the updated flood levels and extents in this catchment for use in conjunction with Kiama Development Control Plan 2012: Chapter 29 - Development On Flood Liable Land
3. seek external grant funding to implement the recommended flood risk mitigation options outlined in the Surf Beach Catchment – Kiama, Floodplain Risk Management Study and Plan.

(Councillors Westhoff and Watson)

## 13 REPORT OF THE DIRECTOR COMMUNITY SERVICES

### 13.1 Kiama Council Disability Inclusion Action Plan

17/166

**Committee recommendation** that Council:

1. endorse the Kiama Disability Inclusion Action Plan 2017
2. endorse the Plan being sent to the NSW Disability Council
3. formally thank Sandra Ruecroft for her excellent work in preparing the Disability Inclusion Action Plan and Council's Integrated Planning documents.

(Councillors Steel and Way)

### 13.2 10th Making Cities Liveable Conference - Interstate Conference Presentation

17/167

**Committee recommendation** that Council endorse the Director Community Services to present the paper 'Caring for an Ageing Population and Community Heritage' at the 10<sup>th</sup> Making Cities Liveable Conference and the payment of registration, airfare and accommodation.

(Councillors Westhoff and Brown)

### 13.3 Support request: 2017 Relay for Life

17/168

**Committee recommendation** that Council support the 2017 Relay for Life through the donation of reserve hire fees, provision of waste services, the use of a meeting room at the Pavilion for 11 meetings from April to November 2017 and other incidentals.

(Councillors Brown and Way)

### 13.4 Kiama Carols by Candlelight

17/169

**Committee recommendation** that Council:

1. endorse the draft Christmas Carols assistance policy
2. agree to increase the support for the Kiama Carols to \$2,000

3. acknowledge by letter the excellent work undertaken by the Combined Churches and volunteers in organising and running the event.

(Councillors Watson and Westhoff)

## 14 REPORTS FOR INFORMATION

*17/170*

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

- 14.1 Gerringong Library, Museum and Community Facility
- 14.3 Small Business Commissioner - Outdoor Markets Policy Trial
- 14.4 2017 Illawarra Business Awards Sponsorship
- 14.6 Household Bulky Waste Drop Off Event - 10-18 September 2016
- 14.8 Question for future meetings: Sporting fields - future needs
- 14.9 Question for future meeting: Revision of the Kiama Health Plan
- 14.11 Questions for future meetings register as at 8 May 2017
- 14.12 Parking Statistics - March 2017
- 14.14 Minnamurra Progress Association Minutes - meeting 4 April 2017
- 14.15 Jamberoo Valley Ratepayers & Residents Association Minutes - meeting 4 April 2017
- 14.16 South Precinct Minutes - meeting 20 April 2017.

(Councillors Sloan and Rice)

### 14.5 Outdoor table tennis table -

*17/171*

**Committee recommendation** that Council consider the allocation of funds in the 2017/2018 budget as part of the submission to the Integrated Plans.

(Councillors Rice and Sloan)

### 14.10 Question for Future Meeting - heritage grants -

*17/172*

**Committee recommendation** that Council also seek funding for additional signs promoting the heritage of Kiama Harbour.

(Councillors Steel and Way)

**14.13 Parking statistics - April 2017 -****17/173****Committee recommendation that :**

1. a report be brought to a future Council meeting on potential informal overflow parking within walking distance of the Leisure Centre, and
2. Council staff also present additional permanent parking options.

(Councillors Sloan and Brown)

**15 ADDENDUM TO REPORTS****17/174**

**Committee recommendation** that at this time, 6.27pm, Council bring forward and deal with matters pertaining to the Addendum to Reports.

(Councillors Sloan and Westhoff)

**15.1 10.2016.325.1 - Lot 490 DP 1131790, Lot 38 DP 111258, Jamberoo Road Curramore**

This matter was dealt with as part of Item 9.3 of the Director Environmental Services report.

**15.3 Proposed Borrowings 2017/2018****17/175****Committee recommendation that Council**

1. agrees to the proposed borrowings for community assets as follows:
  - \$2,500,000 – 20 years - Surf Beach Holiday Park capital upgrade
  - \$30,000,000 - 5 years fixed, interest only - KACCOE
  - \$30,000,000 – 10 years fixed, interest only – KACCOE
2. recommends the Mayor and General Manager to sign any documentation in relation to these loans.

(Councillors Westhoff and Rice)

## RESUMPTION OF ORDINARY BUSINESS

17/176

**Committee recommendation** that at this time, 6.29pm, 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 Brown)

## ADOPTION OF COMMITTEE OF THE WHOLE REPORT

17/177

**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 13/148 to 13/176 above.

(Councillors Sloan and Rice)

## 16 NOTICE OF MOTION

### 16.1 Amenities Audit

17/178

**Moved** by Councillor Brown and seconded by Councillor Watson that Council:

1. conduct an amenities audit to determine adequacy. That is, “is the facility meeting the needs of its users?” If not, “what is required to ensure the facility is adequate?”
2. seek community input into “the adequacy of our facilities and whether new facilities are required and whether existing facilities are no longer required”.
3. request the NSW Government to provide adequate and necessary amenities at Minnamurra Railway Station.

The Motion was put and **Carried**.

## 17 QUESTIONS WITHOUT NOTICE

### 17.1 Town and village boundaries

Councillor Reilly requested a map or maps be provided that clearly delineates town and village boundaries in our LGA. That is to say, maps with lines marking the borders as described in the Kiama Urban Strategy. The Mayor referred this to the Director Environmental Services for investigation and report.

**17.2 27 Princes Highway, Gerringong**

Councillor Reilly requested a Council officer to investigate the excavation for the shed at 27 Princes Highway, Gerringong as visually the excavation seems much larger than 950mm. The Mayor referred this to the Director Environmental Services for investigation and report.

**17.3 Lot 103 DP 561082 No 96 Rose Valley Road, Rose Valley**

Councillor Reilly requested that in relation to the planning proposal for Lot 103, DP561082, 96 Rose Valley Road, Rose Valley, can Council ensure that the gazettal ensures that the number of animals slaughtered is capped at not more than 120 beef cattle in any 12 month period. The Mayor referred this to the Director Environmental Services for investigation and report.

**17.4 Dog waste bin locations**

Councillor Steel requested information on the location of dog faeces waste bins in the Gainsborough area. The Mayor referred this to the Director Environmental Services for investigation and report.

**17.5 Landmark signage and maps**

Councillor Steel requested that a signboard be erected at the Kiama Railway Station showing a map of the Kiama LGA landmarks, as well as take away maps for tourist information. The Mayor referred this to the Director Engineering and Works for investigation and report.

**17.6 Kiama design standards**

Councillor Brown requested a report on all approved development applications on Manning Street yet to be built, advising on whether they meet the new standards of design that have been implemented to preserve the integrity of the character of the old town, especially the proposed developments south of Furniture One.

If any of these developments were approved prior to the design standards being implemented, can Council approach the developers to ask if they can amend their design to comply with the new design standards. The Mayor referred this to the Director Environmental Services for investigation and report.

**18 CONFIDENTIAL SUMMARY**

**17/179**

**Resolved** that at this time, 6.43pm, 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 Reilly and Steel)



**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:**

*17/180*

**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.

**19.1 TENDERS - MANAGEMENT CONTRACT FOR WERRI BEACH HOLIDAY PARK**

**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. .

**19.2 COUNCIL OWNED LAND AT THE CORNER OF SHOALHAVEN STREET AND AKUNA STREET, KIAMA (LOT 200 DP 1017091, LOT 100 DP 1211384) AND THE FORMER MITRE 10 SITE (LOT 1 DP 50674 AND LOT 1 DP 50193) TERRALONG STREET AND AKUNA STREET, KIAMA**

**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. .

**19.3 GOLD COAST COMMONWEALTH GAMES QUEEN'S BATON RELAY - COUNCIL SELECTED BATONBEARER**

**Reason for Confidentiality:** This matter deals with information that would, if disclosed, reveal a trade secret as per Section 10A(2)(diii) of the Local Government Act. .

**19.4 KIAMA TOURISM - ACQUISITION OF ASSETS**

**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 and 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 Reilly and Watson)

## 19 CONFIDENTIAL REPORTS

### 19.1 Tenders - Management Contract for Werri Beach Holiday Park

17/181

**Resolved** that Council:

- 1) notes the excellent work Ron and Lynn Field have done at Werri Beach Holiday Park during their tenure as Park Managers, and wish them well in their retirement.
- 2) offers the Contract for the management of Werri Beach Holiday Park to Harry and Claudia Robbins (H & C Robbins Pty Ltd) as detailed in the report, for a term of three years from 1 July 2017.

(Councillors Brown and Westhoff)

### 19.2 Council owned land at the corner of Shoalhaven Street and Akuna Street, Kiama (Lot 200 DP 1017091, Lot 100 DP 1211384) and the former Mitre 10 site (Lot 1 DP 50674 and Lot 1 DP 50193) Terralong Street and Akuna Street, Kiama

17/182

**Resolved** that Council advise that it is not prepared to alter the option agreement at this time.

(Councillors Brown and Reilly)

Councillor Steel requested that his name be recorded against the Motion.

### 19.3 Gold Coast Commonwealth Games Queen's Baton Relay - Council selected Batonbearer

17/183

**Resolved** that Council nominate the endorsed person to be a batonbearer under the Specialised Batonbearer Nomination Program along with 5two other people as the reserves.

(Councillors Way and Westhoff)

### 19.4 Kiama Tourism - Acquisition of Assets

17/184

**Resolved** that Council agree to:

1. make a final offer of \$10,000 plus GST to Kiama District Tourist Commerce and Industrial Association Limited for the acquisition of all assets, clear and

free title including website, membership lists, computers, printers, photocopier, software and all other assets detailed in Appendix A of the executed Memorandum of Understanding, and

- 2. the acquisition of all stock on hand (subject to final stocktake on the 30 June 2017) at cost.

(Councillors Way and Brown)

**Close of Confidential Committee of the Whole:**

17/185

**Resolved** that at this time, 6.57pm, the Confidential Committee of the Whole revert to Open Council.

(Councillors Westhoff and Rice)

**Adoption of Report**

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

17/186

**Resolved** that that the Confidential Committee of the Whole recommendations numbered 17/181 to 17/185 be confirmed and adopted.

(Councillors Reilly and Westhoff)

**20 CLOSURE**

There being no further business the meeting closed at 7pm.

These Minutes were confirmed at the Ordinary Meeting of Council held on 22 June 2017

.....  
Mayor

.....  
General Manager