



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

**commencing at 5pm on**

**TUESDAY 15 FEBRUARY 2022**

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 15 FEBRUARY 2022 AT 5PM**

**PRESENT:** Mayor – Councillor N Reilly,  
Deputy Mayor – Councillor I Draisma,  
Councillors M Brown, K Rice, W Steel, J Keast, S Larkins, K  
Renkema-Lang and M Croxford

**IN ATTENDANCE:** Chief Executive Officer, Director Environmental Services,  
Director Engineering and Works and Chief Financial Officer

## **1 APOLOGIES**

Nil

## **2 ACKNOWLEDGEMENT OF TRADITIONAL OWNERS**

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

At this time, 5.04pm, Penny Hartgerink performed Blowin' In The Wind for Council.

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

### **3.1 Ordinary Council on 16 November 2021**

*22/006OC*

**Resolved** that the Minutes of the Ordinary Council meeting held on 16 November 2021 be received and accepted.

(Councillors Brown and Steel)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### **3.2 Ordinary Council on 11 January 2022**

*22/007OC*

**Resolved** that the Minutes of the Ordinary Council meeting held on 11 January 2022 be received and accepted with the following amendment to resolution 22/004OC change point 5 to read:

5. *notes that the Councillor Agenda Review will be held on Monday at 9am, the morning of the Public Access forum.*

(Councillors Brown and Steel)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly, Renkema-Lang, Rice and Steel

Against: Nil

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

Nil

#### **5 DECLARATIONS OF INTEREST**

##### **Disclosure of Interest - Councillor Croxford**

Councillor Croxford declared a non-significant non-pecuniary interest in item 13.5 *Proposed road closure – 2A Pheasant Point Drive* as a neighbour of an adjoining property was a donor to his Council campaign ticket. Councillor Croxford declared to take part in discussion and vote on this matter.

##### **Disclosure of Interest - Councillor Renkema-Lang**

Councillor Renkema-Lang declared a non-significant non-pecuniary interest in item 13.5 *Road Closure of 2a Pheasant Point Drive* and item 13.9 *Road Closure of Noorinan Street* as the property owners were directly involved in Councillor Renkema-Lang's 2021 election campaign. Councillor Renkema-Lang declared to take no part in discussion or voting on this matter.

##### **Disclosure of Interest - Councillor Keast**

Councillor Keast declared a non-significant non-pecuniary interest in item 12.10 *10.2021.45.1 – 110 North Kiama Drive, Kiama Downs* as the property owner assisted in her 2021 election campaign. Councillor Keast declared to take part in discussion and vote on this matter.

##### **Disclosure of Interest - Councillor Larkins**

Councillor Larkins declared a non-significant non-pecuniary interest in item 11.15 *Sponsorship request: Kiama Red Cross Fun Run 2022* as he is a regular volunteer marshall at the event. Councillor Larkins declared to take no part in discussion however will vote on this matter.

Councillor Larkins declared a significant non-pecuniary interest in item 11.16 *Executive summary and motions: South Precinct* as he is an employee of the specified company or other body and declared to take no part in discussion or vote on this matter.

##### **Disclosure of Interest - Councillor Draisma**

Councillor Draisma declared a non-significant non-pecuniary interest in item 11.16 *Executive summary and motions: South Precinct* as Chris Cassidy was on the same

ticket as Councillor Draisma at the 2021 election and declared to take no part in discussion or vote on this matter.

## 6 TABLING OF PETITIONS AND OTHER DOCUMENTS

Nil

## 7 PUBLIC ACCESS SUMMARY

Name	Item No.	Subject
Martin Keats	12.3	Endorsement of draft Chapter 4 – Heritage and Cultural Conservation of the Kiama Development Control Plan 2020 for exhibition and consultation
Michael Joseph	12.10	10.2021.45.1 – 110 North Kiama Drive, Kiama Downs – Alternations and additions to residential development
Jennifer Spencer	12.10	10.2021.45.1 – 110 North Kiama Drive, Kiama Downs – Alternations and additions to residential development
Alan Smith	12.12	10.2020.90.1 – 493 Jamberoo Road, Jamberoo – Review of Determination
Roger Collins	12.13	10.2020.190.1 – 16 Crooked River Road, Gerroa – Review of Determination
Melissa Williams Anthony Elwaw	12.13	10.2020.190.1 – 16 Crooked River Road, Gerroa – Review of Determination
Stephanie Swain	13.5	Proposed road closure adjoining 2A Pheasant Point Drive, Kiama
Ryan Gorman Abbie Harris	13.5	Proposed road closure adjoining 2A Pheasant Point Drive, Kiama
Richard Payne	15.7	Gerringong Surf Club potential refurbishment
John Greer	17.1	Notice of motion: Bombo Quarry

## 8 MAYORAL MINUTE

### 8.1 Passing of Richard Scarborough

**22/008OC**

**Resolved** that Council acknowledge the passing of Richard Scarborough and recognise his significant service to the community.

(Councillor Reilly)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### 16.1 Australia Day Awards 2022

#### 22/009OC

**Resolved** that Council formally recognise the achievements of the Kiama Municipality's Australia Day award recipients at the March 2022 Council meeting.

(Councillor Reilly)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### 16.2 Passing of Rod Cork

#### 22/010OC

**Resolved** that Council acknowledge the passing of Rod Cork and recognise his significant service to the community.

(Councillor Reilly)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### 16.3 Advocacy List

#### 22/011OC

**Resolved** that Council note the following projects for advocacy to Federal and State Candidates for their consideration at a future Extraordinary Council meeting:

- Art gallery at old Council Chambers
- Upgrade of change rooms and facilities at sports ground behind the Leisure Centre
- Upgrade and redevelop the Leisure Centre, splash pad, re-spring courts and improve lighting

- Upgrade to youth and community hall at Jamberoo for signage etc, and a permanent pump track at Jamberoo
- Gerringong Surf Club rebuild and Werri Beach Holiday Park reconfigure
- Seed funding for innovation hub focused on agribusiness
- Better east to west road linkages, which are prone to failure and closure following heavy rain events
- Completion of the second stage of the coastal walking track to Gerroa, alongside exploration of options to connect through Shoalhaven, thereby creating a great walks experience for the region
- Re-development of the old Havilah Place building, incorporating affordable and mixed use housing
- Gerry Emery Oval women's change room and extension to club house
- Funding to assist with delivering the concept and masterplan for the South Werri Beach project, 'Connecting Our Community'
- Additional biking infrastructure to support healthy and active living
- Electric vehicle charging stations for Kiama, Jamberoo and Gerringong.

(Councillor Reilly)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

## 9 MINUTES OF COMMITTEES

### 9.1 Minutes: Audit, Risk and Improvement Committee - 16 December 2021 and 8 February 2022

**22/0120C**

**Resolved** that the Minutes of the Audit, Risk and Improvement Committee extraordinary meeting held on 16 December 2021 and the general meeting held on 8 February 2022 be received and accepted.

(Councillors Brown and Draisma)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

**9.2 Minutes: Blue Haven Board - 2 December 2021 and 28 January 2022****22/013OC**

**Resolved** that the Minutes of the Blue Haven Board meetings held on 2 December 2021 and 28 January 2022 be received and accepted.

(Councillors Rice and Brown)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

**9.3 Minutes: Finance Advisory Committee - 3 February 2022****22/014OC**

**Resolved** that the Minutes of the Finance Advisory Committee meeting held on 3 February 2022 be received and accepted with the following amendment:

1. that the Chief Executive Officer seek legal advice on the operation and interrelationship of the Finance Advisory Committee, the Audit, Risk and Improvement Committee, and the Blue Haven Board
2. and that subsequently the Finance Advisory Committee Terms Of Reference be updated to detail the delineation of responsibility and relationship between all three of these committees.

(Councillors Croxford and Draisma)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

**9.4 Minutes: Jamberoo Youth Hall s355 Committee - 10 December 2021****22/015OC**

**Resolved** that the Minutes of the Jamberoo Youth Hall s355 Committee meeting held on 10 December 2021 be received and accepted.

(Councillors Brown and Rice)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

**9.5 Minutes: Kiama Local Traffic Committee meeting - 1 February 2022****22/016OC**

**Resolved** that the Minutes of the Kiama Local Traffic Committee Meeting held on 1 February 2022 be received and the following recommendation accepted:

1. that Council approves the conversion of two (2) existing parking spaces into a dedicated accessible parking space with adjacent manoeuvring space in front of the North Kiama Neighbourhood Centre.

(Councillors Larkins and Rice)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

**9.6 Minutes: Walking Tracks and Cycleways Committee - 10 November 2021****22/017OC**

**Resolved** that Council:

1. receive and accept the Minutes of the Walking Tracks and Cycleways Committee Meeting held on 10 November 2021
2. note the recommendations from the Walking Tracks and Cycleways Committee relating to proposed budget allocations in 2022/23 for the following projects:
  - the update of cycling maps for Kiama in partnership with Destination Kiama, so they are ready prior to the September 2022 World Cycling Championships in Wollongong; and
  - towards the facilitation of the Gerringong (Boat Harbour) to Gerroa Coastal Walk, and secondly that the project plan (timeline) be prepared for the next meeting of the committee.

(Councillors Brown and Renkema-Lang)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

**COMMITTEE OF THE WHOLE****22/018OC**

**Resolved** that at this time, 5.39pm, Council form itself into a Committee of the Whole to deal with matters listed in the reports as set out below:

Report of the Chief Executive Officer



Report of the Director Environmental Services  
Report of the Director Engineering and Works  
Information Reports

(Councillors Brown and Croxford)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

## 10 PUBLIC ACCESS REPORTS

Nil

## 11 REPORT OF THE CHIEF EXECUTIVE OFFICER

### 11.1 2016-2021 State of our Municipality report

**22/019OC**

**Committee recommendation** that Council endorses the 2016-2021 State of our Municipality report.

(Councillors Brown and Steel)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### 11.2 Status Update - Enterprise Software Solution - TechnologyOne Implementation

**22/020OC**

**Committee recommendation** that Council:

1. receive the report informing of the status of the implementation of TechnologyOne
2. formally resolve to delegate to the Chief Executive Officer the ability to prepare a project plan required to guide the separation of the Blue Haven ledger from the local government ledger, including all cost centres, staffing, loans, assets and reserves

3. receive a report on the thorough review of the project management governance and resourcing (human and financial) required for the successful completion of the TechnologyOne project.

(Councillors Rice and Keast)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### **11.3 Kiama Tourism and Events Strategic Plan**

#### **22/0210C**

**Committee recommendation** that Council:

1. Council provide in-principle endorsement for the Draft Kiama Tourism and Events Strategic Plan 2022-26 for the purposes of placing on public exhibition as required by legislation; and
2. the draft Kiama Tourism and Events Strategic Plan 2022-26 be included on the February open briefing session for discussion and feedback with the Councillors prior to formal adoption.

(Councillors Brown and Steel)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### **11.4 Delivery Program and Operational Plan Quarterly Report - 2nd quarter - October to December 2021**

#### **22/0220C**

**Committee recommendation** that Council:

1. receives the Delivery Program 2017-21 and Operational Plan 2021-2022 progress report for the second quarter period October to December 2021
2. request in future quarterly reports the Chief Executive Officer include, under the heading "Risk", a high-level summary of emerging issues, risks as well as any threats to Council operations in terms of meeting the objectives of the Operational Plan.

(Councillors Keast and Renkema-Lang)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### **11.5 Update on the State of the Organisation report dated 8 January 2022**

It was **moved** by Councillor Brown and seconded by Councillor Steel that Council:

1. receive the update from the Chief Executive Officer on the State of the Organisation report
2. as a matter of priority authorise the Chief Executive Officer to procure the services of a financial expert to help urgently build a regular system of monthly financial reporting extracted from the TechnologyOne system, to ensure legislative responsibilities for financial reporting are being met
3. delegate to the Chief Executive Officer authority to sign and execute all relevant documentation related to resolution (2) above
4. support the Chief Executive Officer's decision to allocate one additional staff member to the Finance Department to assist with critical workload and business priorities
5. note the range of proactive urgent work and expenditure documented and recorded in the minutes of the Blue Haven Board, and the Audit, Risk and Improvement Committee to address immediate challenges facing the organisation
6. note that due diligence and disclosures to the State Government on the State of the Organisation was actioned by the Chief Executive Officer on 6 December 2021, this being the first ordinary meeting of Council commensurate disclosures are now made to the elected body
7. note the schedule of staff engagement that the Chief Executive Officer will embark upon to effectively communicate with the staff of the organisation on the challenges described in the body of this report
8. note the important role that the Elected Councillors will play in engaging with the community and working proactively to openly discuss challenges and opportunities facing the organisation, consider solutions and inform the development of a practical Community Strategic Plan
9. note that the Chief Executive Officer will prepare strategic improvement plans for formal council consideration and adoption to a future ordinary meeting and will commit to reporting monthly on progress.

### **22/023OC**

An **amendment** was moved by Councillor Lang and seconded by Councillor Keast that Council:

1. receive the update from the Chief Executive Officer on the State of the Organisation report
2. as a matter of priority authorise the Chief Executive Officer to procure the services of a financial expert to help urgently build a regular system of monthly

- financial reporting extracted from the TechnologyOne system, to ensure legislative responsibilities for financial reporting are being met
3. delegate to the Chief Executive Officer authority to sign and execute all relevant documentation related to resolution (2) above
  4. support the Chief Executive Officer's decision to allocate one additional staff member to the Finance Department to assist with critical workload and business priorities
  5. note the range of proactive urgent work and expenditure documented and recorded in the minutes of the Blue Haven Board, and the Audit, Risk and Improvement Committee to address immediate challenges facing the organisation
  6. note that due diligence and disclosures to the State Government on the State of the Organisation was actioned by the Chief Executive Officer on 6 December 2021, this being the first ordinary meeting of Council commensurate disclosures are now made to the elected body
  7. note the schedule of staff engagement that the Chief Executive Officer will embark upon to effectively communicate with the staff of the organisation on the challenges described in the body of this report
  8. note the important role that the Elected Councillors will play in engaging with the community and working proactively to openly discuss challenges and opportunities facing the organisation, consider solutions and inform the development of a practical Community Strategic Plan
  9. note that the Chief Executive Officer will prepare strategic improvement plans for formal council consideration and adoption to a future ordinary meeting and will commit to reporting monthly on progress and key issues.

The **Amendment** was put and **carried**.

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### **11.6 Councillor delegates to other bodies 2021/2022**

**Committee recommendation** that Council:

1. schedule an extraordinary meeting for the purpose of finalising appointments to all Council committees and external organisations
2. notwithstanding 1. above formally appoint Councillors Reilly, Renkema-Lang and Brown (alternate) as representatives on the Illawarra Shoalhaven Joint Organisation Board
3. postpone all meetings of internal boards and committees until such time as membership is decided on.

(Councillors Croxford and Brown)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### **11.7 Audit, Risk and Improvement Committee - External members and Councillor representative**

#### **22/024OC**

**Committee recommendation** that Council:

1. appoint Jim Mitchell to Council's Audit, Risk and Improvement Committee as an external independent member
2. defer the decision on Councillor representation to an extraordinary meeting scheduled for the purpose of finalising appointments to all Council committees and external organisations.

(Councillors Brown and Steel)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### **11.8 Kiama Local Traffic Committee - Councillor representation**

This matter will be discussed at a future Extraordinary Council meeting.

### **11.9 Blue Haven Advisory Board - Councillor representation**

This matter will be discussed at a future Extraordinary Council meeting.

### **11.10 Australian Coastal Councils Association - NSW member nomination**

#### **22/025OC**

**Committee recommendation** that Council retrospectively endorses Councillor Karen Renkema-Lang's nomination to be a NSW representative on the Australian Coastal Councils Association Committee of Management for 2022/2023.

(Councillors Draisma and Brown)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### **11.11 Local Government NSW Special Conference 2022 - Councillor attendance and voting delegations**

#### **22/026OC**

**Committee recommendation** that Council:

1. determines Councillors Draisma, Renkema-Lang and Reilly to attend the Local Government NSW Special conference 2022 at the Hyatt Sydney from 28 February to 2 March 2022
2. determines Councillors Draisma, Renkema-Lang and Reilly to be registered as voting delegates for motions and the election of the LGNSW Board for the Local Government NSW Special Conference 2022.

(Councillors Brown and Rice)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### **11.12 Statement of Investments January 2022**

#### **22/027OC**

**Committee recommendation** that Council:

1. receive and adopt the information relating to the Statement of Investments
2. resolve the following four (4) movements in the External and Internal Reserves:

Externally Restricted Fund Movements:

- Developer Contributions – increased by \$210,000 with a carrying amount of \$4,977,744
- Loan Restrictions TCorp – increased by \$2,056,163 due to extra sale of Blue Haven Bonaira Independent Living Units with a carrying amount of \$27,633,837.

Internally Restricted Fund Movements:

- Carry Over Works – decreased by \$24,255 with a requested carrying amount of \$592,771
- Energy Efficiency – decreased by \$20,000 to be used to engage consultants to undertake a street lighting review prior to Endeavour's proposed LED changeover with a requested carrying amount of \$121,772.

(Councillors Brown and Steel)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### **11.13 Service NSW Business Partnership Agreement**

**22/028OC**

**Committee recommendation** that Council:

1. agree to enter into an agreement with Service NSW to deliver the services within the Service NSW for Business program; and
2. delegate authority to the CEO to authorise any necessary documents for execution under the Common Seal of Council that relate the agreement with Service NSW to deliver the services within the Service NSW for Business program.

(Councillors Draisma and Steel)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### **11.14 Sponsorship Request: Kiama Show Society - Kiama Show 2022**

**22/029OC**

**Committee recommendation** that Council provide retrospective approval for in-kind sponsorship of the 2022 Kiama Show through:

1. the provision of waste services for the 2022 Kiama Show, on Friday 21 January 2022 and Saturday 22 January 2022
2. waiving the road closure and footpath occupation fee for the 2022 Kiama Show in return for recognition of Kiama Council and The Pavilion as major supporters of the event.

(Councillors Brown and Renkema-Lang)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

**11.15 Sponsorship request: Kiama Red Cross Fun Run 2022****Disclosure of Interest - Councillor Larkins**

Councillor Larkins declared a non-significant non-pecuniary interest in item 11.15 *Sponsorship request: Kiama Red Cross Fun Run 2022* as he is a regular volunteer marshall at the event. Councillor Larkins took no part in discussion however voted on this matter.

**22/0300C****Committee recommendation that Council:**

1. provide \$2,000 sponsorship to the Kiama Red Cross for the purpose of holding the 2022 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 Draisma and Brown)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly, Renkema-Lang, Rice and Steel

Against: Nil

**11.16 Executive summary and motions: South Precinct meeting - 16/12/2021****Disclosure of Interest - Councillor Larkins**

Councillor Larkins declared a significant non-pecuniary interest in item 11.16 *Executive summary and motions: South Precinct* as he is an employee of the specified company or other body and took no part in discussion or voting on this matter.



**Disclosure of Interest - Councillor Draisma**

Councillor Draisma declared a non-significant non-pecuniary interest in item 11.16 *Executive summary and motions: South Precinct* as Chris Cassidy was on the same ticket as Councillor Draisma at the 2021 election and took no part in discussion or voting on this matter.

Councillor S Larkins left the meeting at 06:15 pm.

Councillor I Draisma left the meeting at 06:15 pm.

**22/0310C****Committee recommendation that Council:**

1. receive and accept the Executive Summary of the minutes of the South Precinct meeting held on 16 December 2021
2. note the motions contained within the Executive Summary that:
  - (a) Chris Cassidy be reinstated as a member of the executive
  - (b) Council refer to the future financial year budget the continued request for preparing a Concept Design and Costing for South Werri recreation park incorporating the seven activities noted in the minutes;
  - (c) Council consider preparation of grant applications to our Federal and State Members of Parliament to consider fully funding the South Werri Project project;
  - (d) Notes that South Precinct committee endorse and fully support the application for Gerry Emery Oval club rooms to submit a development application for new female change rooms and accessible toilets for disability access, and notes the request to provide owners consent by Kiama Municipal Council;
  - (e) a letter of congratulations will be sent to all Councillors when final results in. All councillors to be invited to South Precinct meetings.

(Councillors Brown and Renkema-Lang)

For: Councillors Brown, Croxford, Keast, Reilly, Renkema-Lang, Rice and Steel

Against: Nil

Councillor S Larkins returned to the meeting at 06:16 pm.

Councillor I Draisma returned to the meeting at 06:16 pm.

**12 REPORT OF THE DIRECTOR ENVIRONMENTAL SERVICES****12.1 Corporate Emissions Reduction Plan 2021-2031****22/0320C****Committee recommendation that Council:**

1. note the progress that has occurred on the Corporate Emissions Reduction Strategy to date
2. receive the working draft of the five (5) year 2022-2027 Corporate and Community Net Zero Action Plan and provide in principle endorsement for the purposes of commencing wider consultation with key stakeholders
3. note that a future report will be provided back to Council for formal consideration following consultation.

(Councillors Rice and Croxford)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly, Renkema-Lang, Rice and Steel

Against: Nil

## **12.2 NSW Employment Zone Reform - Retrospective Endorsement of Associated Amendments to Kiama Local Environmental Plan 2011**

**22/033OC**

**Committee recommendation** that Council:

1. retrospectively endorse the proposed amendments to the Kiama Local Environmental Plan 2011 as outlined in Enclosures 2 and 3 to allow exhibition of these changes to be undertaken by the NSW Department of Planning, Industry and Environment, and
2. express our disappointment to the NSW Department of Planning, Industry and Environment regarding the timing of the Translation Package given the NSW Local Government caretaker period and elections.

(Councillors Croxford and Brown)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly, Rice and Steel

Against: Councillor Renkema-Lang

## **12.3 Endorsement of draft Chapter 4 - Heritage and Cultural Conservation of the Kiama Development Control Plan 2020 for exhibition and consultation**

**22/034OC**

**Committee recommendation** that Council:

1. seek feedback from the community, via a formal exhibition as prescribed by the Kiama Community Participation Plan 2019, on the enclosure:
  - a. Kiama Town Centre Preliminary Justification Report,

- b. proposed Kiama Town Centre Heritage Conservation Area – Heritage Assessment;
  - c. proposed Smith Farm Heritage Conservation Area – Heritage Assessment;
  - d. proposed expanded Pheasant Point Heritage Conservation Area – Heritage Assessment;
  - e. draft Chapter 4 – Heritage and Cultural Conservation of the Kiama Development Control Plan 2020; and
  - f. the associated draft inventory sheets.
2. include the draft Chapter 4 – Heritage and Cultural Conservation of the Kiama Development Control Plan 2020, and associated Heritage Assessments, on the February open briefing session for discussion and feedback with the Councillors
  3. following the closure of the formal exhibition process, make changes as necessary and report the final Chapter 4 – Heritage and Cultural Conservation of the Kiama Development Control Plan 2020 and a draft Planning Proposal to undertake any necessary amendments to the *Kiama Local Environmental Plan 2011* back to the elected Council for formal endorsement and adoption.

(Councillors Brown and Croxford)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly, Renkema-Lang, Rice and Steel

Against: Nil

#### **12.4 Endorsement of draft Topic 12.7 - Kiama Town Centre of the Kiama Development Control Plan 2020 for exhibition and consultation**

**22/035OC**

**Committee recommendation** that Council:

1. seek feedback from the community, via a formal exhibition as prescribed by Kiama Community Participation Plan 2019, on the enclosure:
  - a. Kiama DCP Review Summary Report
  - b. Kiama Town Centre Feasibility Analysis
  - c. draft Topic 12.7 – Kiama Town Centre of the Kiama Development Control Plan 2020
2. include the draft Topic 12.7 – Kiama Town Centre of the Kiama Development Control Plan 2020, and associated Summary Report and Feasibility Analysis, on the February open briefing session for discussion and feedback with Councillors,
3. following the closure of the formal exhibition process, make changes as necessary and report the final Topic 12.7 – Kiama Town Centre of the Kiama Development Control Plan 2020 and a draft Planning Proposal to undertake

any necessary amendments to the *Kiama Local Environmental Plan 2011* back to the elected Council for formal endorsement and adoption.

(Councillors Brown and Croxford)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

## **12.5 Exhibition of draft State Significant Agricultural Land Map - Retrospective Endorsement of Submission**

**22/036OC**

**Committee recommendation** that Council:

1. retrospectively endorse Council's submission on the draft State Significant Agricultural Lands Map, as outlined in Attachment 1, and
2. express its disappointment to the NSW Department of Primary Industries regarding the timing of the exhibition of the draft State Significant Agricultural Lands Map, given the NSW Local Government caretaker period and elections.

(Councillors Croxford and Rice)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

## **12.6 State Planning Amendments for Agriculture - Invitation to Adopt Optional Clauses for Agritourism - Endorsement of Community Consultation**

**22/037OC**

**Committee recommendation** that Council

1. preliminarily inform the Department that Council wishes to:
  - a. make *farm experiences premises and farm gate premises* permissible with consent in the RU1 Primary Production and RU2 Rural Landscape zones of the *Kiama Local Environmental Plan 2011*; and
  - b. adopt all optional clauses outlined in the Standard Instrument (LEP) Amendment (Agritourism) Order 2021;
2. formally seek feedback from community regarding the optional clauses outlined in the Standard Instrument (LEP) Amendment (Agritourism) Order 2021;

3. following the closure of the formal exhibition process, make changes as necessary and report the final optional clauses back to the elected Council for formal endorsement and adoption at the Ordinary March 2022 meeting.

(Councillors Brown and Croxford)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

## **12.7 Exhibition of draft Design and Place State Environmental Planning Policy (SEPP) - Endorsement of Submission**

**22/038OC**

**Committee recommendation** that Council:

1. supports the draft *State Environmental Planning Policy (Design & Place) 2008* and associated Ministerial Direction and Guides
2. endorse the attached submission on the draft State Environmental Planning Policy (Design & Place) 2008 and provide this to the Department by the required due date
3. express disappointment with the exhibition period provided on the State Environmental Planning Policy (Design & Place) 2008 and the timing of the reforms which have provided little, to no time to engage with the new Council or the community.

(Councillors Croxford and Brown)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

## **12.8 New Approach to Rezoning - Endorsement of Submission**

**22/039OC**

**Committee recommendation** that Council:

1. generally support proposals and reforms which seek to simplify the NSW Planning System
2. endorse the draft submission and provide this to the NSW Department of Planning, Industry and Environment noting the comments provided within this submission for consideration by the Department
3. express disappointment with the exhibition period provided for the NSW planning system reforms which have provided little, to no time to engage with the new Council or the community.

(Councillors Brown and Croxford)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly, Renkema-Lang, Rice and Steel

Against: Nil

## **12.9 Commencement of Environmental Planning and Assessment Regulation 2021**

### **22/0400C**

**Committee recommendation** that Council note that the Environmental Planning and Assessment Regulation 2021 has been published on the NSW Legislation website and will commence on 1 March 2022.

(Councillors Steel and Renkema-Lang)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly, Renkema-Lang, Rice and Steel

Against: Nil

## **12.10 10.2021.45.1 – 110 North Kiama Drive, Kiama Downs - Alterations & additions to residential development**

### **Disclosure of Interest - Councillor Keast**

Councillor Keast declared a non-significant non-pecuniary interest in item 12.10 10.2021.45.1 – 110 North Kiama Drive, Kiama Downs as the property owner assisted in her 2021 election campaign. Councillor Keast took part in discussion and voted on this matter.

### **22/0410C**

**Committee recommendation** that Council defer item 12.10 10.2021.45.1 – 110 North Kiama Drive, Kiama Downs – Alternations & additions to residential development to allow the parties to consider their application.

(Councillors Rice and Steel)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly, Renkema-Lang, Rice and Steel

Against: Nil

**12.11 10.2020.210.1 – 5/45 and 6/45 Rowlins Road, Gerringong - Review of Determination****22/042OC****Committee recommendation** that Council:

1. Support the request for Review of Determination to Development Application No 10.2020.210.1, subject to the amended conditions of consent provided as an attachment.
2. Advise persons who made a submission on Development Application No 10.2020.210.1 of Council's decision.

(Councillors Brown and Larkins)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

**12.12 10.2020.90.1 - 493 Jamberoo Road, Jamberoo - Review of Determination****22/043OC**

**Committee recommendation** that Council approve Development Application No 10.2020.90.1 for the existing approved dwelling to be approved for additional use as farm stay accommodation at 493 Jamberoo Road, Jamberoo subject to the conditions of consent as amended, and provided as an attachment to this report.

(Councillors Croxford and Larkins)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

**12.13 10.2020.190.1 – 16 Crooked River Road, Gerroa - Review of Determination****22/044OC**

**Committee recommendation** that Council refuse DA 10.2020.190.1 – 16 Crooked River Road, Gerroa as it does not satisfy clause 4.2A(3)(a) minimum lot size under the Local Environmental Plan Lot Size Map to permit the erection of a dwelling house, for the following reasons:

1. the proposal fails to adequately meet the Objectives of the E3 Environmental Management Zone because it cannot be seen to protect, manage and restore

relevant ecological, scientific, cultural or aesthetic values of the site through having no adverse effect on those values

2. the report reviewing Council's previous assessment did not completely address Objective 3.2.8 of the Kiama DCP 2020 "To limit potential for large bulky housing and development" that was one of the previous reasons for refusal. Failure to discuss this objective in its entirety means that demonstrating the proposal's elevations and setbacks will have no adverse impact on the aesthetic values of the E3 zone, has not been achieved
3. all relevant matters associated with the original determination under Clause 8.5 of the Act were not considered and the application should be refused.

(Councillors Rice and Renkema-Lang)

For: Councillors Draisma, Keast, Larkins, Reilly, Renkema-Lang and Rice

Against: Councillors Brown, Croxford and Steel

Councillor Croxford **foreshadowed** the following recommendation:

That Council:

1. support the request to vary the minimum lot size development standard to permit the erection of a dwelling, pursuant to Clause 4.6 of Kiama Local Environmental Plan 2011
2. approve Development Application No 10.2020.90.1 for a primary dwelling and secondary dwelling with each having a swimming pool, and a shared access driveway at Lot 201 DP1022563 - 16 Crooked River Rd Gerroa, subject to the conditions as attached to the report
3. advise persons who made a submission on Development Application No 10.2020.90.1 of Council's decision.

## 12.14 2020 Local Government Regional NAIDOC Awards Presentation

### 22/045OC

**Committee recommendation** that Council endorse the Chief Executive Officer and Mayor attending the event and any other interested Councillors.

(Councillors Croxford and Renkema-Lang)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly, Renkema-Lang, Rice and Steel

Against: Nil



**12.15 Review of Governance Arrangements at Kiama Municipal Council****22/046OC****Committee recommendation** that Council:

1. note the contents of the Audit of Governance Arrangements at Kiama Municipal Council report and affirm its commitment to improving this function as a core requirement of the Local Government Act
2. support the Action Plan Audit of Governance Arrangements which outlines priorities and ongoing implementation of improvements for the organisation
3. prepare correspondence from the Chief Executive Officer to formally thank Wollongong City Council for providing support and assistance in undertaking the review of the governance arrangements of Council.

(Councillors Croxford and Keast)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

**12.16 Small Business Month Funding****22/047OC****Committee recommendation** that Council:

1. accept the grant funding of \$2,500 from the NSW Small Business Commissioner for the provision of an event which supports our creative industries, during Small Business Week 2022
2. prepare correspondence from the Mayor to be sent to the NSW State Government expressing gratitude for the funding for creative industries during small business week.

(Councillors Brown and Croxford)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly, Renkema-Lang, Rice and Steel

Against: Nil

---

## 13 REPORT OF THE DIRECTOR ENGINEERING AND WORKS

### 13.1 Tender Evaluation - Tree Services Panel 2021

*22/048OC*

**Committee recommendation** that Council in accordance with clause 178(1)(a) of the Local Government (General) Regulation 2005, approves the establishment of a Panel of Preferred Suppliers for the supply of tree pruning and removal, stump grinding and emergency tree services for a period of 3 years by accepting the tenders from A&D Tree Services Pty Ltd; Mikes Tree Services; Asplundh Tree Expert Pty Ltd; Ultimate Arbour Solutions Pty Ltd; Burnett Trees and Tree Serve Pty Ltd.

(Councillors Rice and Brown)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### 13.2 Kiama Traffic and Parking Study

*22/049OC*

**Committee recommendation** that Council

1. note the feedback received during the public exhibition of the draft 'Kiama Traffic and Parking Study'
2. include the draft 'Kiama Traffic and Parking Study' on the February open briefing session for discussion and feedback with the Councillors.

(Councillors Draisma and Brown)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### 13.3 Pesticides Notification Plan - adoption

*22/050OC*

**Committee recommendation** that Council adopt the Pesticides Notification Plan 2021.

(Councillors Draisma and Rice)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### **13.4 Public Exhibition of Draft Gerringong and Jamberoo Flooding Investigation Study**

#### **22/0510C**

**Committee recommendation** that Council:

1. endorse the public exhibition of the 'Gerringong and Jamberoo Flooding Investigation Draft Report (January 2022)' for a minimum 28-day period on Council's website through social media and at Council's Administration Centre
2. receive a report on the submissions received during the public exhibition process and the final investigation report for consideration at a future Council meeting.

(Councillors Draisma and Larkins)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### **13.5 Proposed Road Closure adjoining 2A Pheasant Point Drive, Kiama**

#### **Disclosure of Interest - Councillor Renkema-Lang**

Councillor Renkema-Lang declared a non-significant non-pecuniary interest in item 13.5 *Road Closure of 2a Pheasant Point Drive* as the property owners were directly involved in Councillor Renkema-Lang's 2021 election campaign. Councillor Renkema-Lang took no part in discussion or voting on this matter.

#### **Disclosure of Interest - Councillor Croxford**

Councillor Croxford declared a non-significant non-pecuniary interest in item 13.5 *Proposed road closure – 2A Pheasant Point Drive* as a neighbour of an adjoining property was a donor to his Council campaign ticket. Councillor Croxford took part in discussion and voted on this matter.

#### **22/0520C**

**Committee recommendation** that Council:

1. Commence the formal road closure process under the Roads Act 1993 of the road reserve adjacent to 2A Pheasant Point Drive, Kiama
2. Require the applicant to meet all costs associated with the road closure at 2A Pheasant Point Drive, Kiama

3. Classify the subject part of Pheasant Point Drive, Kiama as operational land upon closure and the issue of a certificate of title subject to public notice of the proposed classification under S31 & S34 of the *Local Government Act 1993*
4. Delegate authority to the Chief Executive Officer to sign under seal or sign on behalf of Council any documentation associated with the road closure at 2A Pheasant Point Drive, Kiama
5. requests suitable native species of low and medium height are re-established along the cliff line and maintained by the applicant to prevent access and erosion.

(Councillors Brown and Steel)

For: Councillors Brown, Larkins, Reilly, Rice and Steel

Against: Councillors Croxford, Draisma and Keast

Councillor Croxford foreshadowed the following recommendation:

That Council defer item 13.5 Proposed Road Closure adjoining 2A Pheasant Point Drive, Kiama to enable Community consultation on the disposal of crown land controlled by Council.

### **13.6 Use of Public Reserves for Commercial Fitness Activities and Personal Training Policy Review**

**22/053OC**

**Committee recommendation** that Council adopt the revised Policy for the Use of Public Reserves for Commercial Fitness Activities and Personal Training and that all residents be treated equally in relation to parking.

(Councillors Brown and Steel)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly, Renkema-Lang, Rice and Steel

Against: Nil

### **13.7 Question for Future Meeting: Pedestrian safety at Charles Avenue and Federal Street intersection**

**22/054OC**

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

(Councillors Rice and Draisma)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### **13.8 2021/22 Capital Works Budget adjustments**

#### **22/0550C**

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

1. approves the adjustment of the adopted 2021-2022 Capital Works budget by transferring \$90,000 from the 'Buildings & Facilities' allocation to the 'Roads and Bridges' allocation;
2. approves a variation of \$200,581 (Incl GST) to tender contract KIAMA-967852 – Crooked River Bridge Concrete Remediation and Cathodic Protection, plus contingencies increasing total project budget by \$210,000 (excl GST) for additional costs associated with latent conditions relating to concrete repair works on bridge piers submerged from mid tide
3. approves a variation of \$97,175 (Incl GST) to tender contract KIAMA-972510 – Toolijooa Road Reconstruction, plus contingencies increasing total project budget by \$90,000 (excl GST) to undertake extension of existing road stormwater culverts
4. approves a variation of \$73,700 (Incl GST) to tender contract KIAMA-986806 – Old Council Chamber Building Remediation, plus contingencies increasing total project budget by \$59,000 for costs associated with latent conditions with the building refurbishment and a potential time-delay claim
5. note the deferral of the North Bombo Amenities Building Refurbishment to 2022/23 and the reallocation of that project's remaining budget to support the cost variations in recommendations 2, 3 and 4 above.

(Councillors Brown and Larkins)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

### **13.9 Proposed Road Closure - Noorinan Street, Kiama**

#### **Disclosure of Interest - Councillor Renkema-Lang**

Councillor Renkema-Lang declared a non-significant non-pecuniary interest in item 13.9 *Road Closure of Noorinan Street* as the property owners were directly involved in Councillor Renkema-Lang's 2021 election campaign. Councillor Renkema-Lang took no part in discussion or voting on this matter.

**22/056OC**

**Committee recommendation** that Council defer consideration of the road closure behind numbers 10 to 40 Noorinan Street, Kiama under the Roads Act 1993 for consideration at a Councillor briefing.

(Councillors Keast and Brown)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly, Rice and Steel

Against: Nil

**14 REPORT OF THE DIRECTOR BLUE HAVEN**

Nil

**15 REPORTS FOR INFORMATION****22/057OC**

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

15.1 Executive summary: Central Precinct - 26 October 2021

15.2 Minutes: Jamberoo Valley Ratepayers and Residents Association - annual general meeting and general meeting - 7 December 2021

15.3 Minutes: Minnamurra Progress Association - 7 December 2021 and 1 February 2022

15.4 Tourism COVID Recovery Statistics

15.5 Event Update: REVEL in May

15.6 International Women's Day 2022 - The Pavilion, Kiama

15.8 Question for future meeting: Planting of shrubs - Surfleet Place / South Kiama Drive

15.9 Questions for Future Meeting Register as at 4 February 2022.

(Councillors Brown and Steel)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly, Renkema-Lang, Rice and Steel

Against: Nil

**15.7 Gerringong Surf Club Potential Refurbishment****22/058OC**

**Committee recommendation** that Council:

1. support Gerringong Surf Life Saving Club's plans to redevelop and expand the existing clubhouse building and facilities
2. supports the Club's lodgement of a development application for the redevelopment of current facilities noting:
  - the extensive work the club has already undertaken
  - the ongoing consultation with Council over the past four years
  - the funding opportunities that currently exist and may exist in the future
3. request there is further community engagement between Gerringong Surf Life Saving Club and the community on the proposed Development Application as well as club activities.

(Councillors Brown and Croxford)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang and Steel

Against: Councillor Rice

**RESUMPTION OF ORDINARY BUSINESS****22/059OC**

**Committee recommendation** that at this time, 8.03pm, Council resume the ordinary business of the meeting with all Councillors and Staff present at the adjournment of the meeting being present.

(Councillors Croxford and Brown)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

**ADOPTION OF COMMITTEE OF THE WHOLE REPORT****22/060OC**

**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 22/019OC to 22/059OC above.

(Councillors Steel and Brown)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

## 16 ADDENDUM TO REPORTS

The following items were dealt with in Section 8 Mayoral Minutes:

1. Item 16.1 Australia Day Awards 2022
2. Item 16.2 Passing of Rod Cork
3. Item 16.3 Advocacy List

## 17 NOTICE OF MOTION

### 17.1 Notice of Motion: Bombo Quarry

It was **moved** by Councillor Croxford and seconded by Councillor Larkins that Council resolves to direct the Chief Executive Officer to:

1. draft a plan of action to redevelop Bombo Quarry for future housing, open spaces, commercial and industrial growth, to meet Objective 20 and Action 9 of the Illawarra-Shoalhaven Plan 2041, and report regularly to Council in order that Councillors can ensure community consultation with stakeholders and collaboration with NSW State Government agencies to deliver on the shared vision
2. report to Council on making the Bombo Quarry strategy the responsibility of a council director
3. write to the Minister for Planning requesting the secondment of a suitably qualified officer, and an appropriate level of budget augmentation, to satisfy the intent identified at 1 above.

**Councillor Larkins** withdrew as seconder and the motion **lapsed**.

### 17.2 Notice of Motion: Quarterly budget review

Councillor Keast formally withdrew her motion.



## 18 QUESTIONS FOR FUTURE MEETINGS

### 18.1 Process for seeking Council support for community projects

Councillor Croxford requested a report outlining what is the process for seeking Council support comparing the application from Gerringong Surf Life Saving Club which Council has supported and the recent Gerry Emery Oval proposed development application which is yet to see any progress. The matter was referred to the Director Engineering and Works for action.

### 18.2 Removing caravans and boats from being parked on streets -

Councillor Steel requested a report regarding the feasibility of removing all caravans and boats in our streets. This matter was referred to Director Environmental Services for action.

### 18.3 Outstanding actions from Coastal Management Program and Crooked and Minnamurra River Plans -

Councillor Renkema-Lang requested a report on the outstanding actions within the Coastal Management Program, Crooked River Plans and Minnamurra River Plans, identifying completed actions. The matter was referred to Director Environmental Services for action.

### 18.4 Update on the State of the Organisation report dated 8 January 2022 -

Councillor Renkema-Lang requested a report with evidence to validate the statements on pages 2 and 3 of the report, Update on the State of the Organisation:

“Across the board there has been a lack of planning, governance, staffing, and quality systems and procedures to help inform quality Council decisions.”

“The matters that are impacting on the business have taken decades to arrive at their current state.”

“Significant operational mismanagement, underreporting to the ARIC and BH board has historically occurred”

This matter was referred to the Chief Executive Officer for action.

### 18.5 Quarterly budget review statement -

Councillor Keast requested a report to the March 2022 meeting to include:

1. a written explanation on:
  - why the quarterly budget review statement for the period 1 July 2021 to 30 Sept 2021 have not yet been tabled at a Council meeting;
  - how Council plan to address these issues; and
  - progress to date on these issues
2. a confirmation that the next Quarterly Budget Review Statements will be tabled no later than the April 2022 Council meeting
3. an annual timetable confirming the future Council meetings dates when the quarterly budget review statements will be tabled.

The matter was referred to the Chief Financial Officer for action.

### **18.6 Respect@Work report implementations -**

Councillor Draisma requested a report on what non legislative recommendations with reference to the 'Respect@Work' report have been implemented throughout Council. The matter was referred to the Chief Executive Officer for action.

## **19 CONFIDENTIAL SUMMARY**

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:**

#### **22/0610C**

**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.

#### **20.1 QUESTION FOR FUTURE MEETING: COMMUNITY AND TOURISM GRANTS / DONATIONS / SPONSORSHIP**

**Reason for Confidentiality:** This matter deals with details of systems and/or arrangements that have been implemented to protect council, councillors, staff and Council property as per Section 10A(2)(f) of the Local Government Act. .

#### **20.2 10.2021.26.1 - 15 GOLDEN VALLEY ROAD, JAMBEROO**

**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. .

(Councillors Steel and Draisma)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly,  
Renkema-Lang, Rice and Steel

Against: Nil

## 20 CONFIDENTIAL REPORTS

### 20.1 Question for future meeting: Community and Tourism grants / donations / sponsorship

*22/062OC*

**Resolved** that Council notes the material provided in Item 20.1 in the report titled 'Community and Tourism grants and donations/sponsorship' that has previously been endorsed.

(Councillors Brown and Steel)

For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly, Renkema-Lang, Rice and Steel

Against: Nil

### 20.2 10.2021.26.1 - 15 Golden Valley Road, Jamberoo

*22/063OC*

**Resolved** that Council advise the applicant for Golden Valley Jamberoo, that land being dedicated to Council for the purposes of public open space is not supported.

(Councillors Brown and Croxford)


For: Councillors Brown, Croxford, Draisma, Keast, Larkins, Reilly, Renkema-Lang, Rice and Steel

Against: Nil

## 21 CLOSURE

There being no further business the meeting closed at 8.40pm

These Minutes were confirmed at the Ordinary Meeting of Council held on 15 March 2022

  
.....  
Mayor