Item 6.1

6 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

6.1 Ordinary Council on 19 May 2026

Attachments

1 19/05/2026 - Ordinary Council - minutes⇩

Enclosures

1 19/05/2026 - Ordinary Council - minutes attachment⇨

RECOMMENDED

That the Minutes of the Ordinary meeting held on 19 May 2026 and associated minutes attachment be confirmed.

MINUTES OF THE ORDINARY MEETING OF COUNCIL

commencing at 5:00 PM on

TUESDAY 19 MAY 2026

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
ON TUESDAY 19 MAY 2026 AT 5:00 PM

PRESENT: Mayor – Councillor C McDonald (Chair)
Deputy Mayor – Councillor M Matters
Councillors M Brown, I Draisma, S Larkins, M Lawton, Y Tatrai and E Warren

IN ATTENDANCE: Jane Stroud – Chief Executive Officer
Ed Paterson –Director Strategies and Communities
Darren Brady –Director Infrastructure and Operations
Joe Gaudiosi – Director Corporate and Commercial
Kimberley Norton – Head of Implementation
Stephanie Salviejo – Public Officer
Jose Diaz – Chief Financial Officer

1 OPENING OF MEETING

The Mayor opened the meeting at 5.01pm.

Councillor Warren left the meeting at 05:02 pm.

2 WEBCASTING STATEMENT

The Mayor stated that the meeting was being livestreamed, recorded and made publicly available on the Council website, and asked that persons attending the meeting refrain from making any defamatory statements.

3 ACKNOWLEDGEMENT OF COUNTRY

The Mayor acknowledged the traditional owners:

Kiama Municipal Council acknowledges the Wodi Wodi people on Dharawal country as the traditional custodians of the land on which our Municipality is located. We pay our respects to Elders past, present and future. We are committed to honouring Australian Aboriginal and Torres Strait Islander peoples' unique cultural and spiritual relationships to the land, waters and seas and their rich contribution to our community.

4 STATEMENT OF ETHICAL OBLIGATIONS

The Mayor reminded Councillors of their oaths or affirmations of office that they will undertake their duties as councillors in the best interests of the people of the Kiama Local Government Area and the Kiama Municipal Council to the best of their ability and judgement.

5 APOLOGIES

Apology

26/099OC

Resolved that the apology tendered from Councillor Cains be accepted and the leave of absence granted.

(Councillors Draisma and Tatrai)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald and Tatrai

Against: Nil

6 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

6.1 Ordinary Council on 21 April 2026

26/100OC

Resolved that the Minutes of the Ordinary Council meeting held on 21 April 2026 be received and accepted.

(Councillors Larkins and Brown)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald and Tatrai

Against: Nil

7 DISCLOSURE OF INTEREST

Disclosure of Interest - Councillor Draisma

Councillor Draisma declared a significant non-pecuniary interest in item 19.3 *Notice of motion: Councillor Lawton – Protection of Southern Greater Gliders and proposed expansion of seven Mile Beach National Park* as her employer is referenced in the proposed amendment to the motion. Councillor Draisma proposed to disclose and leave the Chamber.

Disclosure of Interest - Councillor Draisma

Councillor Draisma declared a significant non-pecuniary interest in item 19.2 *Notice of motion: Councillor Brown – Kiama Council to remain strong, proud and independent – No to amalgamation* as the amendment to the motion referenced her employer. This declaration was made when dealing with item 19.2 as prior to that Councillor Draisma was unaware of the reference. Councillor Draisma disclosed immediately and left the Chamber.

Disclosure of Interest - Councillor Lawton

Councillor Lawton declared a less than significant non-pecuniary interest in item 22.4 *Service review: Legal Services* as a current family member works for a legal firm mentioned in the report. Councillor Lawton proposed to disclose and vote on this matter.

8 TABLING OF PETITIONS AND OTHER DOCUMENTS

8.1 Tabling of letter from Fiona Phillips MP regarding 2026-27 budget

Councillor McDonald tabled a letter from Fiona Phillips MP dated 4 May 2026 regarding the draft budget for 2026-27 which included a copy of a letter dated 29 April 2026 from The Hon Emma McBride MP, Assistant Minister for Mental Health and Suicide Prevention, Rural and Regional Health.

Attachments

A Fiona Phillips to Councillor McDonald - 2026-27 draft budget + Emma McBride Assistant Minister for Mental Health letter regarding youth services - redacted

9 PUBLIC FORUM SUMMARY

Speaker	Item	Subject
Angie Straatman Stuart Clark	14.4	Post exhibition endorsement: Planning Agreement – 48 Campbell Street Gerringong
Liama Aesha Warren Holder	19.3	Notice of motion: Councillor Lawton – Protection of Southern Greater Gliders and proposed expansion of Seven Mile Beach National Park

10 MAYORAL MINUTE

Nil.

11 MINUTES OF COMMITTEES

Nil.

Procedural motion: En globo recommendations

26/101OC

Resolved that Council move en globo and adopt the recommendations contained within the report for items:

12.1 Bi-Monthly update: Strategic Finance & Governance Improvement Plan – May 2026

13.1 Endorse for public exhibition: draft External Grant Management Policy

13.4 Endorse for public exhibition: proposed update to the South Werri Reserve Plan of Management

13.5 Quarterly Budget Review (QBR3) and Monthly Financial Statement March 2026

14.6 Submission: Proposed statewide Community Participation Plan (CPP)

15.1 Endorse for public exhibition: draft Works on Council owned facilities and managed land (funding support policy)

(Councillors Matters and Larkins)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald and Tatrai

Against: Nil

Councillor E Warren returned to the meeting at 05:12 pm.

Procedural motion: To adjourn the meeting for alcohol and drug testing

26/102OC

Resolved that the meeting is adjourned at 5.12pm, to allow alcohol and drug testing of Councillors.

(Councillors Draisma and Larkins)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

The meeting resumed at 5.25pm.

12 REPORT OF THE CHIEF EXECUTIVE OFFICER

12.1 Bi-monthly update: Strategic Finance & Governance Improvement Plan - May 2026

The following resolution was adopted as part of the en globo adoption of items, refer MN26/101OC.

26/103OC

Resolved that Council:

1. Receive the Strategic Finance & Governance Improvement Plan – Implementation Status Update – May 2026.
2. Note that the Chief Executive Officer, through the Implementation Team, will:
   a. provide a copy of the Implementation Status Update – May 2026 to the NSW Office of Local Government, and
   b. place a copy of the Implementation Status Update – May 2026 on Council's website.

(Councillors Matters and Larkins)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

13 REPORT OF THE DIRECTOR CORPORATE AND COMMERCIAL

13.1 Endorse for public exhibition: draft External Grant Management Policy

The following resolution was adopted as part of the en globo adoption of items, refer MN26/101OC.

26/104OC

Resolved that Council:

1. Endorse the External Grant Management Policy for public exhibition for a period of 28 days calling for submissions.
2. Following conclusion of the exhibition period:
   (a) Receive a further report for consideration, if any relevant submissions are received or if any substantial changes are proposed for any other reason, detailing the public exhibition outcomes and proposed changes with recommendations regarding adoption of the above documents, or
   (b) Adopt the External Grant Management Policy if there are no relevant submissions received and there are no substantial changes proposed for any other reasons.

(Councillors Matters and Larkins)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

13.2 Post exhibition update: Kiama Sports Complex Masterplan

An amended motion was **moved** by Councillor Brown and seconded by Councillor Tatrai that Council:

1. Note the Public Exhibition Engagement Report.
2. Endorse the Kiama Sports Complex Masterplan Option 3 as the preferred future development plan for the complex and the site, subject to the identification of a new site for a new skate park that will be of a better design and size to the current skate park.
3. Actively pursue funding opportunities as they arise from other levels of government towards the implementation of the masterplan, noting that the plan may require staging and will take considerable time to be realised.
4. Include in its advocacy plan the inclusion of the Kiama Sports Complex Masterplan.
5. Thanks all who made submissions and delegates to the CEO to prepare correspondence thanking the Kiama District Sports Association and its members for their comprehensive feedback.

26/105OC

At the request of Councillor Draisma and by consent the **amended motion was varied and resolved** that Council:

1. Note the Public Exhibition Engagement Report.
2. Endorse the Kiama Sports Complex Masterplan Option 3 as the preferred future development plan for the complex and the site, noting the proposal includes the relocation of the existing skate park as per the revised plan for Option 3 on page 395 of the enclosures.
3. Actively pursue funding opportunities as they arise from other levels of government towards the implementation of the masterplan, noting that the plan may require staging and will take considerable time to be realised.
4. Include in its advocacy plan the inclusion of the Kiama Sports Complex Masterplan.
5. Thanks all who made submissions and delegates to the CEO to prepare correspondence thanking the Kiama District Sports Association and its members for their comprehensive feedback.

(Councillors Brown and Tatrai)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

13.3 Statement of Investments - April 2026

26/106OC

Resolved that Council receives the information relating to the Statement of Investments as at 30 April 2026.

(Councillors Larkins and Warren)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

13.4 Endorse for public exhibition: Proposed update to the South Werri Reserve Plan of Management

The following resolution was adopted as part of the en globo adoption of items, refer MN26/101OC.

26/107OC

Resolved that Council:

1. Endorse the draft South Werri Reserve Plan of Management to be placed on public exhibition for a period of 42 days, to allow for any public submissions during this time.
2. Request that following the public exhibition, a further report be presented to Council for consideration of any submissions received and a recommendation regarding completion and finalisation of the draft South Werri Reserve Plan of Management.

(Councillors Matters and Larkins)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

13.5 Quarterly Budget Review (QBR3) and Monthly Financial Statement March 2026

The following resolution was adopted as part of the en globo adoption of items, refer MN26/101OC.

26/108OC

Resolved that Council receives and adopts the quarterly budget review statement for the quarter ended 31 March 2026, including the recommended changes to operational and capital budgets and updated cash forecast.

(Councillors Matters and Larkins)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

14 REPORT OF THE DIRECTOR STRATEGIES AND COMMUNITIES

14.1 Determination of Development Application 10.2025.84.1 - 104 Belinda Street, Gerringong - Construction of 2 Residential Flat Buildings and Landscaping

26/109OC

Resolved that Council:

1. Approve, subject to conditions of consent set out in enclosure 3, Development Application No 10.2025.84.1 (PAN-540652), at Lot 6 DP 737501, 104 Belinda Street, Gerringong, for new residential flat building - Clearing site and construction of 2 residential flat buildings and landscaping.
2. Advise persons who made a submission on Development Application No 10.2025.84.1 of Council's decision.

(Councillors Brown and Larkins)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

14.2 Determination of Development Application 10.2025.201.1 - Lot 6 DP 621070 Minnamurra Lane, Jamberoo - Dwelling House, detached farm building and driveway

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

1. Support the request to vary a development standard made pursuant to Clause 4.6 of Kiama Local Environmental Plan 2011 for the variation to the minimum lot size associated with Development Application No 10.2025.201.1 (PAN-590655) at Lot 6 DP 621070, Minnamurra Lane Jamberoo.
2. Approve, subject to conditions of consent set out in enclosure 3, Development Application No 10.2025.201.1 (PAN-590655) for a new dwelling house, farm building (machinery shed) and ancillary driveway access at Lot 6 DP 621070, Minnamurra Lane Jamberoo.

Councillor Lawton moved an amendment to defer, which was seconded by Councillor Matters.

Councillor Larkins raised a **point of order** that procedurally the motion moved by Councillor Brown and seconded by Councillor Warren should be dealt with first as the amendment proposed by Councillor Lawton is substantially different to the recommendation, and can only be discussed if the original motion is lost. The Mayor upheld the point of order and allowed debate.

Councillor Brown raised a **point of order** that a deferral is a complete opposite to a motion for approval, consequently Councillor Lawton's amended motion is a substantially different motion. Councillors Brown and Warrens' motion should be debated. Following advice from the CEO regarding the Code of Meeting Practice provision for amendments and the requirement for a funding source. The Mayor overruled the point of order and allowed debate on Councillor Lawton's amendment.

Councillor Brown raised a **point of order** that the amendment that had been moved and seconded did not have a funding source identified and should be ruled out of order. The Mayor overruled the point of order and allowed Councillor Lawton's to explain reasons for a deferral of the development application.

26/110OC

Resolved an amended motion that Council take the opportunity to request legal advice on the current recommendation on item 14.2 and subject to that legal advice, bring the outcome to the next ordinary Council meeting in June 2026. And that funds are obtained from the legal services expenditure budget to ensure that future decisions are made with confidence, clarity and consistency.

(Councillors Lawton and Matters)

For: Councillors Larkins, Lawton, Matters and McDonald

Against: Councillors Brown, Draisma, Tatrai and Warren

On the **casting vote of the Mayor** the amended motion was **carried**.

14.3 Endorse for public exhibition: draft Visitor Economy Strategy 2026-2035

26/111OC

Resolved that Council:

1. Note the Visitor Economy Strategy (VES) 2026-2035 Exhibition Report.
2. Endorse the Draft Kiama Visitor Economy Strategy 2026–2035 for public exhibition for a minimum period of 28 days.
3. Following conclusion of the exhibition period in relation to the Draft Kiama Visitor Economy Strategy 2026–2035:
   (a) Receive a further report for consideration, if any relevant submissions are received or if any substantial changes are proposed for any other reason, detailing the public exhibition outcomes and proposed changes with recommendations regarding adoption of the above documents, or
   (b) Adopt the Kiama Visitor Economy Strategy 2026–2035 if there are no relevant submissions received and there are no substantial changes proposed for any other reasons.

(Councillors Brown and Tatrai)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

14.4 Post exhibition endorsement: Planning Agreement – 48 Campbell Street Gerringong

26/112OC

Resolved that Council:

1. Note the Public Exhibition Engagement Report for the Planning Agreement - 48 Campbell Street Gerringong.
2. Note that pursuant to s55(3)(i) of the *Local Government Act 1993*, Council resolve not to invite tenders under s55(1) of that Act for works on Council land associated with the Planning Agreement given that a satisfactory contract result is more likely to be achieved as a result of the works being delivered by the developer.
3. Delegate authority to the CEO to make any necessary administrative changes to the Planning Agreement before it is entered into.
4. Delegate authority to the CEO to finalise and enter into the Planning Agreement – 48 Campbell Street Gerringong.
5. Require the Planning Agreement to be entered into before the associated Planning Proposal PP-2025-61 is finalised and gazetted.
6. Require that appropriate conditions of consent be imposed on any future development applications to which the Planning Agreement applies.
7 Note that, as per the enclosed Agreement, the Developer is responsible to complete all necessary works in order for the required Subdivision Certificates to be issued.
8. Note that the Planning Agreement Register will be updated accordingly.

(Councillors Brown and Warren)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

14.5 Post exhibition endorsement: Planning Proposal PP-2025-61 – 48 Campbell Street Gerringong

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

1. Note the Public Exhibition Engagement Report.
2. Endorse the Post Exhibition Planning Proposal Report for Planning Proposal PP-2025-61, 48 Campbell Street, Gerringong.

3. Endorse the amendments to Kiama Local Environmental Plan 2011 under s3.36(1) of the *Environmental Planning and Assessment Act 1979*.
4. Delegate to the Chief Executive Officer the authority to send the Planning Proposal to the Office of the NSW Parliamentary Counsel in accordance with section 3.36(1) of the *Environmental Planning & Assessment Act 1979* to draft the final legal instrument that will give effect to this Planning Proposal.
5. Delegate to the Chief Executive Officer the authority to make minor mapping and Local Environmental Plan instrument changes if required by the Office of the NSW Parliamentary Counsel.
6. Delegate to the Chief Executive Officer the authority to finalise the Planning Proposal by referring the final instrument to the NSW Department of Planning, Housing and Infrastructure for review and Gazettal in the Government Gazette and NSW Legislation website.
7. Note that the Planning Agreement associated with PP-2025-61 has been endorsed for finalisation. (subject of separate report to this Ordinary Council Meeting) and will be entered into prior to the finalisation of the Planning Proposal.

26/113OC

At the request of Councillor Larkins and by consent **the motion was amended and resolved** that Council:

1. Note the Public Exhibition Engagement Report.
2. Endorse the Post Exhibition Planning Proposal Report for Planning Proposal PP-2025-61, 48 Campbell Street, Gerringong.
3. Endorse the amendments to Kiama Local Environmental Plan 2011 under s3.36(1) of the *Environmental Planning and Assessment Act 1979*.
4. Delegate to the Chief Executive Officer the authority to send the Planning Proposal to the Office of the NSW Parliamentary Counsel in accordance with section 3.36(1) of the *Environmental Planning & Assessment Act 1979* to draft the final legal instrument that will give effect to this Planning Proposal.
5. Delegate to the Chief Executive Officer the authority to make minor mapping and Local Environmental Plan instrument changes if required by the Office of the NSW Parliamentary Counsel.
6. Delegate to the Chief Executive Officer the authority to finalise the Planning Proposal by referring the final instrument to the NSW Department of Planning, Housing and Infrastructure for review and Gazettal in the Government Gazette and NSW Legislation website.
7. Note that the Planning Agreement associated with PP-2025-61 has been endorsed for finalisation. (subject of separate report to this Ordinary Council Meeting) and will be entered into prior to the finalisation of the Planning Proposal.
8. Note that Planning Proposal PP-2025-61 will identify 48 Campbell Street, Gerringong, as an Urban Release Area within the *Kiama Local Environmental Plan (LEP) 2011* and that a site-specific Development Control Plan is required for this and all adjacent Urban Release Areas to ensure, amongst other things,

that overall transport movements and major circulation routes are included in future developments on the site.

(Councillors Brown and Warren)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

14.6 Submission: Proposed statewide Community Participation Plan (CPP)

The following resolution was adopted as part of the en globo adoption of items, refer MN26/101OC.

26/114OC

Resolved that Council endorse the lodgement of the submission to the NSW Government in response to the "Have your say: Proposed Statewide Community Participation Plan".

(Councillors Matters and Larkins)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

15 REPORT OF THE DIRECTOR INFRASTRUCTURE AND OPERATIONS

15.1 Endorse for public exhibition: draft Works on Council owned facilities and managed land (funding support policy)

The following resolution was adopted as part of the en globo adoption of items, refer MN26/101OC.

26/115OC

Resolved that Council:

1. Endorse the Draft Works on Council Owned Facilities and Managed Land (Funding Support) Policy to be placed on public exhibition for 28 days calling for submissions.
2. Notify all relevant stakeholders of the exhibition of the Draft Works on Council Owned Facilities and Managed Land (Funding Support) Policy and help facilitate the sporting and community organisations, and other non-government organisations to provide feedback.
3. Following conclusion of the public exhibition period for the Draft Works on Council Owned Facilities and Managed Land (Funding Support) Policy:

(a) receive a further report for consideration on the Draft Works on Council Owned Facilities and Managed Land (Funding Support) Policy, if any relevant submissions are received or if any substantial changes are proposed for any other reason, detailing the public exhibition outcomes and proposed changes with recommendations regarding adoption of the above documents, or

(b) adopt the Draft Works on Council Owned Facilities and Managed Land (Funding Support) Policy if there are no relevant submissions received and there are no substantial changes proposed for any other reasons.

(Councillors Matters and Larkins)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

15.2 Tender assessment: Trade Services Panel

26/116OC

Resolved that Council:

1. In accordance with Clause 178 (1)(a) of the Local Government (General) Regulation 2005 (NSW), accepts the tenders listed in Table 1 below and approve the establishment of seven (7) panels of preferred suppliers for the supply of trade services for a period of two (2) years, with options of three (3) x one-year extensions, at the sole discretion of Council.
2. Delegate to the Chief Executive Officer the authority to finalise and execute the contract, approve any available extension options and associated documents on behalf of Council.
3. Grant authority for the use of the Common Seal of Council on the contracts and any other documentation, should it be required, to give effect to this resolution.

Table 1 – List of preferred suppliers of trade services

Asbestos removal
Beasy Pty Ltd
RMA Contracting Pty Ltd
WBS NSW Pty Ltd
Electrical
Coast & Country Electrical Pty Ltd
IJED Electrical and Data Pty Ltd
Kiama Electrical Services Pty Ltd
Stowe Australia Pty Ltd
G L Jurd (reserve)

The Trustee for Easther Electrical Trust (reserve)
Painting
Batmac Constructions Pty Ltd
Country 2 Coast Maintenance Pty Ltd
Dynamac Pty Ltd
Pro-Asset Painting Maintenance
Roofing
CityWide Plumbing Services NSW
S.O.S. Hot Water and Plumbing Services Pty Ltd
Carpentry
Batmac Constructions Pty Ltd
Relyon Constructions Pty Ltd
Locksmiths
Mawson Lock Service (NSW Locksmith Services Pty
Plumbing
Bridges Plumbing & Trades Group Pty Ltd
CityWide Plumbing Services NSW
Complete Plumbing & Fire Pty Ltd
Godfrey Plumbing Services Pty Ltd
S.O.S. Hot Water and Plumbing Pty Ltd

(Councillors Draisma and Larkins)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

16 REPORTS FOR INFORMATION

The following Reports for Information are received and noted:

16.1 Resolution Register: 1 January 2026 to 31 March 2026 and an update on previous periods

16.2 Extraordinary meeting to consider Integrated Planning & Reporting suite of documents

16.3 Report for Information - Councillor Stuart Larkins - LGNSW Councillor Pat Dixon Memorial Scholarship award.

17 LATE ITEMS

26/117OC

Resolved that at this time. 6.36pm, Council bring forward and deal with matters pertaining to Supplementary Reports.

(Councillors Brown and Tatrai)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

17.1 Receipt of proposed variation to Performance Improvement Order

Report is for information only.

18 QUESTIONS WITH NOTICE

18.1 Question with notice: Councillor Larkins - Tasman Drive Gerringong

A response to the following question with notice from Councillor Larkins was provided in the report:

Could Council please advise what compliance actions have been taken on Tasman Drive, Gerringong in the past 12 months? Given the significant increase in parking and traffic concerns on and around the street, could Council advise what actions could be taken to improve safety as well as improve pedestrian, parking and traffic management in the area? Lastly, have any discussions or suggestions been made by the Tourism and Economic Advisory Committee regarding Tasman Drive, Gerringong?

18.2 Question with notice: Councillor Warren - Concession lots (and the like) in the Kiama LGA

A response to the following question with notice from Councillor Warren was provided in the report:

1. How many concessional lots (including sunset clause blocks) are in the Kiama Local Government Area?
2. What rates are being received by Kiama Council per annum for these lots?
3. If these lots were built on, what rates would Kiama Council receive per annum for these lots?
4. What income would Kiama Council receive in the form of developer contributions if these lots were built on?

Motion on 18.2: Question with notice: Councillor Warren - Concession lots (and the like) in the Kiama LGA

It was **moved** by Councillor Warren and seconded by Councillor Tatrai that Council:

1. reaffirms its commitment to reviewing the *Kiama Local Environmental Plan (LEP) 2011* thematically following the adoption of the Local Housing Strategy, Employment Lands Strategy, Rural Lands Strategy, and other applicable strategies, in order to resolve ongoing technical non-compliances with various Development Applications.
2. Include in these reviews the objective to (where appropriate) enable dwellings on rural zoned lots which are less than the current 40 Hectare minimum lot size, as part of implementing the Rural Lands Strategy.

Councillor Brown raised a **point of order** that Councillors have made planning decisions on specific development applications that are not overall policy decisions or discussions, that this motion is substantially different to those specific planning decisions made recently and does not contradict previous decisions made on planning matters.

The CEO advised that recommendations have to be on the contents of the report and the motion would need to include wording "in respect to concession lots" to add relevance to the report. Councillor Warren accepted this amendment.

The Mayor overruled the point of order and allowed debate on the matter.

26/118OC

Resolved that Council:

1. In relation to concession lots, reaffirms its commitment to reviewing the Kiama Local Environmental Plan (LEP) 2011 thematically following the adoption of the Local Housing Strategy, Employment Lands Strategy, Rural Lands Strategy and other applicable strategies, in order to resolve ongoing technical non-compliances with various Development Applications.
2. Include in these reviews the objective to (where appropriate) enable dwellings on rural zoned lots which are less than the current 40 hectare minimum lot size, as part of implementing the Rural Lands Strategy.

(Councillors Warren and Tatrai)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

19 NOTICE OF MOTION

19.1 Notice of motion: Councillor Lawton - Werri Beach Asparagus Weed (Asparagus Aethiopicus)

26/119OC

Resolved an amended motion that Council:

1. Notes the current status of the invasive spread of the Asparagus Weed (Asparagus Aethiopicus) throughout the Kiama Local Government Area (LGA), particularly within the Werri Beach dune area.
2. Recognises the valued and ongoing work of volunteers and Landcare groups within the LGA.
3. Supports the development of a coordinated, long-term management approach to the control and removal of Asparagus Fern at Werri Beach dunes, recognising the scale of the infestation and the need for sustained intervention over time.
4. Advocates for and actively pursues grant funding opportunities to support this work, including from State and Commonwealth programs.

(Councillors Lawton and Warren)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

19.2 Notice of motion: Councillor Brown - Kiama Council to remain Strong, Proud and Independent - No to Amalgamation

Councillor Draisma declared a conflict of interest in this item, disclosed and left the Chamber.

It was **moved** by Councillor Brown and seconded by Councillor Draisma that Council reaffirms its status as a strong, proud and independent council and says “no” to any suggestion of amalgamation.

Councillor Draisma withdrew seconding the motion due to her conflict.

Councillor I Draisma left the meeting at 06:58 pm.

26/120OC

Resolved that Council:

1. Reaffirms its status as a strong, proud and independent council and says “no” to any suggestion of amalgamation.
2. Provides a copy of this resolution to the state member for Kiama and the current declared candidates for the seat of Kiama at the 2027 State Election, via a letter from the Mayor, and asks for their position on any council amalgamation suggestions so their responses can be tabled publicly at a future council meeting.

(Councillors Brown and Larkins)

For: Councillors Brown, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

19.3 Notice of motion: Councillor Lawton - Protection of Southern Greater Gliders and Proposed Expansion of Seven Mile Beach National Park

Councillor Draisma declared a conflict of interest in this item, disclosed and left the Chamber.

Councillor Larkins raised a **point of order** that Councillor Tatrai seconded the motion and was therefore unable to amend the motion. Councillor Larkins agreed to put forward Councillor Tatrai's amendment to include the Minister for Regional Roads at point 5. The Mayor upheld the point of order.

26/121OC

At the request of Councillor Larkins and by consent the **amended motion was varied and resolved** that Council:

1. Gives in-principle support for the campaign 'Save the Greater Glider' by the Gerroa Environmental Protection Society (GEPS).
2. Notes and recognises the ecological significance of the Seven Mile Beach area, including critical habitat for the endangered Southern Greater Glider, coastal wetlands and other threatened species, both within and adjoining the Kiama Local Government Area (LGA).
3. Expresses support for further investigation and consideration by the NSW Government of opportunities to strengthen protection of these environmental values, including potential expansion of Seven Mile Beach National Park, subject to appropriate assessment, consultation and statutory processes; noting that the plan is indicative only.
4. Recognises the importance of meaningful engagement with Traditional Owners and First Nations communities in relation to land management and environmental protection, and supports their involvement in any future consideration of the area.
5. Formally conveys this position to:
   (a) Member for Kiama, Katelin McInerney MP.
   (b) NSW Minister for the Environment, Penny Sharpe MLC.
   (c) Minister for Regional Roads, The Hon Jenny Aitchison MP.
6. Includes within updates to Council's Advocacy Strategy a position supporting improved environmental protection of endangered Southern Greater Glider populations and associated ecosystems across the Kiama LGA, including strengthened habitat protections.

7. Where reasonable and within existing resources, supports opportunities for Councillors to:
   (a) attend a guided walk hosted by the GEPS at Seven Mile Beach National Park.
   (b) Engage with local environmental groups, including site visits, to better inform Council's future advocacy.

(Councillors Lawton and Larkins)

For: Councillors Brown, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

20 RELEASE OF CONFIDENTIAL INFORMATION

No confidential reports were considered for declassification.

Councillor I Draisma returned to the meeting at 07:12 pm.

21 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.

21.1 Exclusion of press and public:

26/122OC

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:

22.1 PURCHASE OF ONE UTILITY TRACTOR

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.

Public interest: The public interest in preserving this commercially pricing sensitive information outweighs the public interest for openness as it may prejudice Council's commercial position in negotiating further discounts or inclusions to the equipment being supplied.

22.2 PURCHASE OF FOUR CREW CAB TRUCKS

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.

Public interest: The public interest in preserving this commercially pricing sensitive information outweighs the public interest for openness as it may prejudice Council's commercial position in negotiating further discounts or inclusions to the equipment being supplied.

22.3 QUARTERLY UPDATE: SERVICE REVIEWS STRATEGIC RECOMMENDATIONS

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.

Public interest: This report provides an update on strategic recommendations arising from multiple service reviews that are at varying stages of consideration and implementation. It includes information relating to proposed service delivery changes, financial and operational implications, and matters that may inform future procurement, funding, or negotiation activities.

22.4 SERVICE REVIEW: LEGAL SERVICES

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.

Public interest: The report and associated attachments contain commercially sensitive information, including legal service provider pricing, rate cards and benchmarking data obtained through commercial arrangements. Disclosure of this information would prejudice Council's ability to negotiate future legal services and would adversely affect the commercial interests of the service providers. On this basis, it is considered contrary to the public interest for this report to be discussed in open session.

(Councillors Larkins and Tatrai)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

Procedural motion: Formation of Confidential Committee of the Whole

26/123OC

Resolved that at this time, 7.13pm, Council form itself into a Confidential Committee of the Whole to deal with matters listed in the recommendations subject to the consideration of any representations relating to such action.

(Councillors Larkins and Draisma)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

22 CONFIDENTIAL REPORTS

22.1 Purchase of one utility tractor

26/124OC

Resolved that Council:

1. Accept the Hutcheon & Pearce submission in the Request For Quotation VP465512 - purchase of one John Deere 6100M tractor with implements, in accordance with clause 178(1)(a) of the Local Government (General) Regulation 2021.
2. Delegate to the Chief Executive Officer the authority to finalise and execute the contracts and any other documentation required to give effect to this resolution.
3. Grant authority to use of the Common Seal of Council on the contracts and any other documentation, should it be required, to give effect to this resolution.
4. Approves the transfer from Unrestricted Funds into the Plant Replacement Reserve for the cost of the purchase.

(Councillors Brown and Draisma)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

Councillor E Warren left the meeting at 07:15 pm.

Councillor E Warren returned to the meeting at 07:18 pm.

22.2 Purchase of four crew cab trucks

26/125OC

Resolved that Council:

1. Accept the Isuzu Australia submission in the Request For Quotation VP471405 - purchase of four 7000kg GVM crew cab trucks and bodies, in accordance with clause 178(1)(a) of the Local Government (General) Regulation 2021.
2. Delegate to the Chief Executive Officer the authority to finalise and execute the contracts and any other documentation required to give effect to this resolution.
3. Grant authority to use of the Common Seal of Council on the contracts and any other documentation, should it be required, to give effect to this resolution.

4. Approves the transfer from Unrestricted Funds into the Plant Replacement Reserve for the cost of the purchases.

(Councillors Brown and Larkins)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

22.3 Quarterly update: Service Reviews strategic recommendations

Report is for information only.

22.4 Service review: Legal Services

Councillor Lawton declared a conflict of interest in this item, disclosed and voted.

Report is for information only.

Councillor M Matters left the meeting at 07:35 pm.

Procedural motion: Close of Confidential Committee of the Whole

26/126OC

Resolved that at this time, 7.36pm, the Confidential Committee of the Whole revert to Open Council.

(Councillors Brown and Tatrai)

For: Councillors Brown, Draisma, Larkins, Lawton, McDonald, Tatrai and Warren

Against: Nil

Councillor M Matters returned to the meeting at 07:39 pm.

Adoption of Confidential Committee of the Whole recommendations

The Chief Executive Officer formally reported the recommendations of the Confidential Committee of the Whole more particularly set out above.

26/127OC

Resolved that that the Confidential Committee of the Whole recommendations numbered 26/124OC to 26/126OC be confirmed and adopted, and the information reports for item 22.3 and item 22.4 be received and noted.

(Councillors Draisma and Larkins)

For: Councillors Brown, Draisma, Larkins, Lawton, Matters, McDonald, Tatrai and Warren

Against: Nil

23 CLOSURE

There being no further business the meeting closed at 7.40pm.

These Minutes were confirmed at the Ordinary Meeting of the Council held on 16 June 2026.

…………………………

Mayor

6.2 Extraordinary Council on 27 May 2026

Item 6.2

Attachments

1 27/05/2026 - Extraordinary Council - minutes⇩

Enclosures

Nil

RECOMMENDED

That the Minutes of the Extraordinary Council meeting held on 27 May 2026 be confirmed.

Item 6.2

MINUTES OF THE EXTRAORDINARY MEETING OF COUNCIL

commencing at 5:00 PM on

WEDNESDAY 27 MAY 2026

Council Chambers
11 Manning Street, KIAMA NSW 2533

Attachment 1

MINUTES OF THE EXTRAORDINARY MEETING OF
THE COUNCIL OF THE MUNICIPALITY OF KIAMA
HELD IN THE COUNCIL CHAMBERS
ON WEDNESDAY 27 MAY 2026 AT 5:00 PM

PRESENT: Mayor – Councillor C McDonald (Chair)
Deputy Mayor – Councillor M Matters
Councillors M Cains, S Larkins, M Lawton and E Warren

IN ATTENDANCE: Jane Stroud – Chief Executive Officer
Ed Paterson –Director Strategies and Communities
Darren Brady –Director Infrastructure and Operations
Joe Gaudiosi – Director Corporate and Commercial
Kimberley Norton – Acting Public Officer
Jose Diaz – Chief Financial Officer

1 OPENING OF MEETING

The Mayor opened the meeting at 5pm.

The Mayor announced that Kiama had won the NSW Tourism Association's Top Town Award (population over 5,000) for the third year earning a place in the Hall of Fame. The Mayor thanked everyone involved.

2 WEBCASTING STATEMENT

The Mayor stated that the meeting is being recorded and made publicly available on the Council website, and that persons attending the meeting should refrain from making any defamatory statements.

3 ACKNOWLEDGEMENT OF COUNTRY

The Mayor acknowledged the traditional owners:

Kiama Municipal Council acknowledges the Wodi Wodi people on Dharawal country as the traditional custodians of the land on which our Municipality is located. We pay our respects to Elders past, present and future. We are committed to honouring Australian Aboriginal and Torres Strait Islander peoples' unique cultural and spiritual relationships to the land, waters and seas and their rich contribution to our community.

4 STATEMENT OF ETHICAL OBLIGATIONS

The Mayor reminded Councillors of their oaths or affirmations of office that they will undertake their duties as councillors in the best interests of the people of the Kiama Local Government Area and the Kiama Municipal Council to the best of their ability and judgement.

Procedural motion: Matter of urgency

26/130OC

Resolved that Council consider the rescinding of the Code of Meeting Practice 2026 as a matter of urgency on the grounds that following the decision of the Legislative Council on 26 May 2026 to agree to a "Disallowance Statutory Rule" motion in relation to the Local Government (General) Amendment (Model Code of Meeting Practice) Regulation 2025, Council's resolution of 17 February 2026 (26/008OC) to adopt the current Code of Meeting Practice (2026) is no longer lawful and Council must re-adopt the 15 July 2025 Code of Meeting Practice at the commencement of this extraordinary meeting.

(Councillor McDonald)

For: Councillors Cains, Larkins, Lawton, Matters, McDonald and Warren

Against: Nil

S.1 Matter of urgency - Rescission of the Code of Meeting Practice 2026

26/131OC

Resolved that Council:

1. Rescind and revoke Council's Code of Meeting Practice 2026.
2. Re-adopt Council's previous Code of Meeting Practice endorsed on 15 July 2025 (*25/216OC*).

(Councillors Matters and Warren)

For: Councillors Cains, Larkins, Lawton, Matters, McDonald and Warren

Against: Nil

5 APOLOGIES

Apology – Councillor Brown

26/132OC

Resolved that the apology tendered from Councillor Brown be accepted and the leave of absence granted

(Councillors Cains and Warren)

For: Councillors Cains, Larkins, Lawton, Matters, McDonald and Warren

Against: Nil

Apology – Councillor Draisma

26/133OC

Resolved that the apology tendered from Councillor Draisma be accepted and the leave of absence granted

(Councillors Larkins and Matters)

For: Councillors Cains, Larkins, Lawton, Matters, McDonald and Warren

Against: Nil

Apology – Councillor Tatrai

26/134OC

Resolved that the apology tendered from Councillor Tatrai be accepted and the leave of absence granted

(Councillors Cains and Larkins)

For: Councillors Cains, Larkins, Lawton, Matters, McDonald and Warren

Against: Nil

6 DISCLOSURE OF INTEREST

Nil

7 REPORT OF THE CHIEF EXECUTIVE OFFICER

7.1 Receipt of unsigned Performance Improvement Order Variation

26/135OC

Resolved that Council:

1. Note the correspondence dated 13 May 2026 from the Minister for Local Government, the Hon Ron Hoenig MP outlining his proposed intention to vary the Performance Improvement Order under section 438A(6A) of the *Local Government Act 1993* (NSW).
2. Delegate to the Chief Executive Officer to:
   a. Thank the Minister for Local Government for outlining that a variation to the current Performance Improvement Order is appropriate to ensure that the Order remains effective, targeted and responsive to Council's current circumstances,
   b. Thank the Minister for Local Government for providing Council with the opportunity to respond in an appropriate manner.

c. Provide the Minister for Local Government with the feedback contained within this report by 28 May 2026.

(Councillors Cains and Larkins)

For: Councillors Cains, Larkins, Lawton, Matters, McDonald and Warren

Against: Nil

8 CLOSURE

There being no further business the meeting closed at 5.26pm.

These Minutes were confirmed at the Ordinary Meeting of Council held on 16 June 2026.

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Mayor