

6 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

6.1 Ordinary Council on 15 September 2026

Attachments

- 1 15/09/2026 - Ordinary Council - minutes [↓](#)

Enclosures

- 1 15/09/2026 - Ordinary Council - minutes attachments [⇒](#)

RECOMMENDED

That the Minutes of the Ordinary Council meeting held on 15 September 2026 and associated minutes attachments be confirmed.

Item 6.1



MINUTES OF THE ORDINARY MEETING OF COUNCIL

commencing at 5:00 PM on

TUESDAY 15 SEPTEMBER 2026

Council Chambers
11 Manning Street, KIAMA NSW 2533

Item 6.1

Attachment 1

MINUTES OF THE ORDINARY MEETING

15 SEPTEMBER 2026

**MINUTES OF THE ORDINARY MEETING OF THE COUNCIL
OF THE MUNICIPALITY OF KIAMA
HELD IN THE COUNCIL CHAMBERS
ON TUESDAY 15 SEPTEMBER 2026 AT 5:00 PM**

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

IN ATTENDANCE: Jane Frawley – Chief Executive Officer
Ed Paterson –Director Strategies and Communities
Darren Brady –Director Infrastructure and Operations
Joe Gaudiosi – Director Corporate and Commercial
Kimberley Norton – Executive Manager Organisational Reform
Stephanie Salviejo – Public Officer
Jose Diaz – Chief Financial Officer
Paul Suttor – Media Lead

1 OPENING OF MEETING

The Mayor opened the meeting at 5 pm.

2 WEBCASTING STATEMENT

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

3 ACKNOWLEDGEMENT OF COUNTRY

The Mayor acknowledged the traditional owners.

4 STATEMENT OF ETHICAL OBLIGATIONS

The Mayor reminded Councillors of their oaths or affirmations of office under section 233A of the *Local Government Act 1993* and their obligations under the Code of Conduct to disclose and appropriately manage any conflicts of interest.

MINUTES OF THE ORDINARY MEETING

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5 APOLOGIES

Nil.

The Mayor congratulated the Tourism and Economic Advisory Committee members and the Manager Tourism and Events, and her team, on winning the Top Tourism Town silver medal at the Australian Top Tourism Town Awards on 14 September 2026.

Suspension of standing orders**26/224OC**

Resolved that at this time, 5.02 pm, standing orders be suspended in order to bring forward and deal with item 13.1 *Oath or Affirmation of Office by Councillor Stanley Jarrett*, item 13.2 *Mid-term election of Mayor* and item 13.3 *Mid-term election of Deputy Mayor*.

(Councillors Draisma and Larkins)

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

Against: Nil

13.1 Oath or Affirmation of Office by Councillor Stanley Jarrett**26/225OC**

Resolved that Councillor Stanley Jarrett takes an oath of office.

(Councillors Larkins and Warren)

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

Against: Nil

Procedural motion: to enter committee of the whole**26/226OC**

Resolved that at this time, 5.05 pm, Council form itself into a Committee of the Whole to deal with items 13.2 and 13.3.

(Councillors Larkins and Matters)

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

Against: Nil

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Procedural motion: to vacate the chair

26/227OC

Resolved that at this time, 5.05 pm, I vacate the chair and hand over to the Returning Officer to conduct the election for the Mayor and Deputy Mayor.

(Councillors McDonald and Larkins)

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

Against: Nil

The Returning Officer took the Chair and conducted the Mayoral election.

13.2 Mid-term election of Mayor

26/228OC

Resolved that Council:

1. Resolve the form of election will be by ordinary ballot.
2. Receive written nominations for the Office of Mayor for a period of two (2) years to September 2028.
3. Thereafter, proceed with the election of the Mayor.

(Councillors Draisma and Larkins)

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

Against: Nil

An ordinary ballot for the election of Mayor was conducted. The Returning Officer formally declared Councillor McDonald elected as the Mayor for the period until September 2028, with the votes as follows:

McDonald – 5

Brown – 4

Lawton – excluded in first round of voting

The Mayor then took the Chair and the Returning Officer continued with the election for the Deputy Mayor.

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13.3 Mid-term election of Deputy Mayor**26/229OC****Resolved** that Council:

1. Proceed with the election of a Deputy Mayor to be conducted in the same manner as that which applied to the election of the Mayor.
2. Receive written nominations for the Office of Deputy Mayor for a period of two (2) years to September 2028 or for a shorter term if so resolved.

(Councillors Larkins and Matters)

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

Against: Nil

An ordinary ballot for the election of Deputy Mayor was conducted. The Returning Officer formally declared Councillor Larkins elected as the Deputy Mayor for the period until September 2028, with the votes as follows:

Larkins – 5

Lawton – 3

(1 abstained)

Motion: Declaration of Mayor and Deputy Mayor mid-term elections**26/230OC**

Resolved that Council, having conducted the mid term elections in accordance with Schedule 7 of the Local Government (General) Regulation 2021, declare Councillor McDonald as the Mayor and Councillor Larkins as the Deputy Mayor of Kiama Municipal Council for a period of two years to September 2028, and advise the Secretary and Chief Executive Officer of Local Government NSW accordingly.

(Councillors Draisma and Warren)

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

Against: Nil

The Mayor thanked Councillor Matters, on behalf of the community, for her hard-work, dedication and contribution as Deputy Mayor for the past 2 years.

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Procedural motion: to close committee of the whole

26/231OC

Resolved that at this time, 5.19 pm, the committee of the whole revert to open Council.

(Councillors Draisma and Lawton)

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

Against: Nil

Procedural motion: to adopt the committee of the whole recommendations

26/232OC

Resolved that the committee of the whole recommendations 26/227OC to 26/231OC be confirmed and adopted.

(Councillors Larkins and Brown)

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

Against: Nil

Resumption of Standing Orders

26/233OC

Resolved that at this time, 5.20 pm, Standing Orders be resumed.

(Councillors Draisma and Warren)

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

Against: Nil

6 CONFIRMATION OF MINUTES OF PREVIOUS MEETING

6.1 Ordinary Council on 18 August 2026

26/234OC

Resolved that the Minutes of the Ordinary meeting held on 18 August 2026 and associated minutes attachments be confirmed.

(Councillors Draisma and Brown)

MINUTES OF THE ORDINARY MEETING**15 SEPTEMBER 2026**

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

Against: Nil

7 BUSINESS ARISING FROM THE MINUTES

Nil.

8 DISCLOSURE OF INTEREST**Disclosure of Interest - Councillor Jarrett**

Councillor Jarrett declared a less than significant non-pecuniary interest in item 23.4 *Proposed Lease Pilots Cottage Blowhole Point Kiama and Native Title considerations* as Councillor Jarrett is party to the South Coast Aboriginal Peoples Native Title Claim. Councillor Jarrett proposed to disclose and vote.

Disclosure of Interest - Councillor McDonald

Councillor McDonald declared a less than significant non-pecuniary interest in item 15.7 *Sponsorship endorsement: Kiama NYE Sky Show 2026* as Councillor McDonald is a former board member of the Kiama Business Network. Councillor McDonald proposed to disclose and vote.

Disclosure of Interest – CEO Frawley

CEO Frawley declared a pecuniary interest in item 23.6 *Annual performance review: Chief Executive* as the item relates to her employment contract at Council. CEO Frawley proposed to disclose and leave the Chamber.

Disclosure of Interest - Councillor Draisma

Councillor Draisma declared a less than significant non-pecuniary interest in item 15.6 *Post exhibition endorsement: Kiama After Dark Strategy* as Councillor Draisma personally knows business owners in areas that are referenced in the strategy, in particular an owner of a business in Tingira Crescent also ran on Councillor Draisma's ticket in 2021. This declaration was made when dealing with an amendment to the motion. Councillor Draisma disclosed immediately and voted.

9 TABLING OF PETITIONS AND OTHER DOCUMENTS**9.1 Tabling of letter from Chair of the Local Government Grants Commission on Financial Assistance Grants methodology**

Councillor Lawton tabled a letter from Linda Scott, Chair of the Local Government Grants Commission dated 4 September on the Financial Assistance Grants methodology.

MINUTES OF THE ORDINARY MEETING**15 SEPTEMBER 2026****Attachments**

- A A1020255 - Linda Scott | Chair of the Local Government Grants Commission - Financial Assistance Grants methodology_redacted

9.2 Tabling of correspondence from Trish Doyle MP on the protection of the southern greater gliders and proposed expansion of Seven Mile Beach National Park

Councillor Lawton tabled a letter from Trish Doyle MP, Parliamentary Secretary for Climate Change, Energy, the Environment and Heritage received 31 July 2026 responding to Council about protection of the southern greater gliders and the proposed expansion of Seven Mile Beach National Park.

Attachments

- A Correspondence from Parliamentary Secretary Trish Doyle MP protection of the southern greater gliders and expansion of Seven Mile Beach National Park_redacted

10 PUBLIC FORUM SUMMARY

Matt George	15.1	Determination of DA 10.2026.28.1: Lot 100, 1215 Jamberoo Road Curramore - Use of portion of existing car park for parking of light vehicles not associated with the recreation facility
Gina Cash	15.1	Determination of DA 10.2026.28.1: Lot 100, 1215 Jamberoo Road Curramore - Use of portion of existing car park for parking of light vehicles not associated with the recreation facility
Daniel Hamilton Kevin Hamilton	15.2	Post exhibition endorsement: Employment Lands Strategy
Wesley Hindmarsh	15.2	Post exhibition endorsement: Employment Lands Strategy
Becky Guggisberg	15.6	Post exhibition endorsement: Kiama After Dark Strategy
Michael Bowden	15.6	Post exhibition endorsement: Kiama After Dark Strategy

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11 MAYORAL MINUTE

11.1 Mayoral minute: Congratulations to Harrison Wicks - NSW Young Surf Life Saver of the Year 2026

26/235OC

Resolved that Council formally acknowledge and congratulate Harrison Wicks on being the recipient of the NSW Young Surf Life Saver of the Year 2026 award.

(Councillors McDonald)

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

Against: Nil

Procedural motion: in globo

26/236OC

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

12.1 Minutes: Audit, Risk and Improvement Committee – 25/08/2026

13.5 For endorsement: Mayoral delegations

13.7 Disclosure of Pecuniary Interest: Councillors and Designated Persons
Annual Returns 2025/2026

13.8 Endorse for public exhibition: Draft Council committees framework policy

13.9 LGNSW 2026 conference motion: improved playing fields for cricket pitches

13.10 LGNSW 2026 conference motion: sustainability of local government
councils

14.1 Monthly Financial Report: July 2026

14.2 Statement of Investments – August 2026

15.4 Endorse for public exhibition: Draft Community Development Plan

15.5 Council-declared Special Events

(Councillors Larkins and Brown)

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

Against: Nil

Item 6.1

Attachment 1

MINUTES OF THE ORDINARY MEETING

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12 MINUTES OF COMMITTEES**12.1 Minutes: Audit, Risk and Improvement Committee - 25/08/2026**

The following resolution was adopted as part of the in globo adoption of items, refer MN26/236OC.

26/237OC

Resolved that the Minutes of the Audit, Risk and Improvement Committee meeting held on 25 August 2026 be received and noted.

(Councillors Larkins and Brown)

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

Against: Nil

12.2 Minutes: Tourism and Economic Advisory Committee - 20 August 2026

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

1. receive and note the Minutes of the Tourism and Economic Advisory Committee meeting held on 20 August 2026.
2. Invite three Surf Lifesaving Clubs in the Kiama local government area (Gerringong, Kiama and Kiama Downs) to collect donations at the 2026 New Year's Eve festivities.
3. run an Expression of Interest process to identify local community and volunteer groups who are interested in partnering with Kiama Municipal Council to deliver its 12-month event calendar, including but not limited to the New Year's Eve Sky Show.

Councillor Draisma raised a **point of order** to clarify, that the Expression of Interest (EOI) under debate did not relate to the New Year's Eve Sky Show 2026, as the motion referred to the delivery of the organisation's 12-month event calendar and the 2026 event had already been resolved. The Chair upheld the point of order and confirmed Councillor Draisma's interpretation was correct..

The Chair requested Councillor Brown retract his comment about Councillor Matters, Councillor Lawton and local clubs, and apologise to the Councillors. Councillor Brown retracted his statement and apologised.

Councillor Brown raised a **point of order** regarding comments made by Councillor Matters during debate on the alternate motion, arguing that the comments did not accurately reflect the circumstances surrounding the motion's preparation and circulation and may have been inconsistent with the Code of Meeting Practice. The Chair requested clarification of the relevant provision alleged to have been breached and, after considering the matter, overruled the point of order, finding that the comments represented a genuinely held opinion and did not constitute a breach of the Code..

MINUTES OF THE ORDINARY MEETING**15 SEPTEMBER 2026**

An **amendment** was moved by Councillor Matters and seconded by Councillor Lawton that Council:

1. receive and note the Minutes of the Tourism and Economic Advisory Committee meeting held on 20 August 2026.
2. delegate to the Chief Executive Officer to immediately run an Expression of Interest process to identify local community and volunteer groups who are interested in partnering with Kiama Municipal Council in order to deliver the New Year's Eve Sky Show 2026 alongside the 12-month event calendar.

Councillor Larkins raised a **point of order** that Councillor Matters' amendment is unlawful as it has not been circulated to the Councillors as per section 10.11 of the Code of Meeting Practice. The Chair overruled the point of order and allowed the amendment following advice from the Public Officer that section 10.11 stated an amendment should be circulated "where possible".

Procedural motion:**26/238OC****Resolved** that Council put the amendment to the vote.

(Councillors Draisma and Lawton)

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

Against: Nil

Councillor Lawton raised a **point of order** that Council should vote on the alternate motion becoming the motion. The Chair upheld the point of order and requested that Councillors vote on putting the alternate motion.

The alternate motion became the motion.

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

Against: Nil

26/239OC**Resolved** that Council:

1. Receive and note the Minutes of the Tourism and Economic Advisory Committee meeting held on 20 August 2026.
2. Invite the three Surf Lifesaving Clubs in the Kiama local government area (Gerringong, Kiama and Kiama Downs) to collect donations at the 2026 New Year's Eve festivities,
3. Run an Expression of Interest process to identify local community and volunteer groups who are interested in partnering with Kiama Municipal Council to deliver its 12-month event calendar, including but not limited to the New Year's Eve Sky Show.

(Councillors Brown and Tatrai)

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

13 REPORT OF THE CHIEF EXECUTIVE OFFICER

Item 13.1 *Oath or Affirmation of Office by Councillor Stanley Jarrett*, item 13.2 *Mid-term election of Mayor* and item 13.3 *Mid-term election of Deputy Mayor* were dealt with earlier in the meeting.

13.4 Determination of Councillor representation to Council Committees and external bodies

26/240OC

Resolved that Council:

1. Determine its representatives for external organisations for the period to September 2028, as follows:
 - (a) CivicRisk Mutual:
 - Mayor / Councillor, being Councillor Lawton
 - CEO or delegate
 - (b) Cleary Bros Community Consultative Committee:
 - 1 Councillor being Councillor Warren
 - (c) Friends of Kiama Library
 - 1 Councillor being Councillor Lawton
 - 1 Alternate being Councillor Larkins
 - (d) Healthy Cities Alliance (including Australian Chapter)
 - 1 Councillor being Councillor Lawton
 - (e) Illawarra Academy of Sport
 - Mayor / delegate being Councillor McDonald
 - (f) Illawarra Bush Fire Management Committee
 - 1 Councillor being Councillor Larkins
 - CEO or delegate being Director Infrastructure & Operations
 - (g) Illawarra District Weeds Authority Committee
 - 1 Councillor being Councillor Lawton
 - CEO or delegate being Landscape & Recreation Coordinator
 - (h) Illawarra Shoalhaven Joint Organisation

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- Mayor, Councillor McDonald
 - 1 Councillor being Councillor Larkins
 - 1 Alternate being Councillor Warren
 - CEO
- (i) Kiama Liquor Accord
- 2 Councillors being Councillor Warren and Councillor Tatrai
 - CEO or delegate
- (j) NSW Public Libraries Association and the South East Zone Committee
- 1 Councillor being Councillor Larkins
 - CEO or delegate being Manager Libraries
- (k) Southern Regional Planning Panel
- Mayor, Councillor McDonald
 - 1 Councillor to be clarified at the October 2026 Ordinary Council meeting
 - CEO or delegate, being Director Strategies & Communities
 - Alternate: Bronwyn Seiden
2. Determine the Councillor membership for the following Committees to September 2028:
- (a) Audit, Risk and Improvement Committee – 1 Councillor (non-voting) being Councillor Lawton
- (b) Finance and Major Projects Advisory Committee – 3 Councillors being, Councillor McDonald, Councillor Lawton and Councillor Jarrett
- (c) Kiama Local Transport Forum – 1 Councillor being Councillor Tatrai and 1 Alternate being Councillor Larkins.
3. Amend the Terms of Reference for the Finance and Major Projects Advisory Committee to increase the Councillor membership to three (3).
(Councillors Brown and Larkins)
- For: Councillors Brown, Draisma, Jarrett, Larkins, Lawton, Matters, McDonald, Tatrai and Warren
- Against: Nil

A recess was held at 6.07 pm to discuss representation for the Tourism and Economic Advisory Committee, the Performance Review Committee and the Kiama & District Sports Association. The meeting resumed at 6.11 pm.

MINUTES OF THE ORDINARY MEETING**15 SEPTEMBER 2026****Motion: Committee representation determination****26/241OC****Resolved** that Council:

1. Determine its representatives for the following committees for the period to September 2028 as:
 - (a) Kiama and District Sports Association
 - 1 Councillor being Councillor Jarrett and an alternate being Councillor Matters.
 - CEO or delegate
 - (b) Tourism and Economic Advisory Committee
 - 2 Councillors being Councillor Tatrai and Councillor Brown
 - (c) Performance Review Committee
 - Mayor, Councillor McDonald
 - Deputy Mayor, Councillor Larkins
 - 1 Councillor being Councillor Warren
 - 1 Councillor to be selected by the CEO
2. Receive a further report to the October 2026 Ordinary Council meeting with the nomination of the Chief Executive Officer's Performance Review Committee Councillor member.

(Councillors Draisma and Brown)

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

Against: Nil

13.5 For endorsement: Mayoral delegations

The following resolution was adopted as part of the in globo adoption of items, refer MN26/236OC.

26/242OC**Resolved** that Council endorse the "Mayor's Delegation (Instrument of Delegation)".

(Councillors Larkins and Brown)

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

Against: Nil

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13.6 Varied Performance Improvement Order actions

26/243OC

Resolved that Council

1. Receive and note the findings and recommendations contained within both the Draft Revenue Improvement Strategy and the Draft Strategic Asset Review.
2. Note Council's obligations under item 6 and item 10 of the varied Performance Improvement Order to finalise and adopt the Strategic Asset Review within the prescribed timeframe.
3. Endorse the Draft Revenue Improvement Strategy and draft Strategic Asset Review to be placed on public exhibition from 17 September to 15 October 2026.
4. Receive a further report following the public exhibition period to consider submissions and adopt both the final Revenue Improvement Strategy and the final Strategic Asset Review.

(Councillors Brown and Tatrai)

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

Against: Nil

**13.7 Disclosure of Pecuniary Interest: Councillors and Designated Persons
Annual Returns 2025/2026**

The following resolution was adopted as part of the in globo adoption of items, refer MN26/236OC.

26/244OC

Resolved that Council:

1. Note the tabling of the register of Disclosure of Pecuniary Interest Annual Returns for councillors, designated staff, and independent representatives of the Audit, Risk and Improvement Committee for the 2025-26 financial year.
2. Note the names and positions set out in the register who have been identified as designated persons of Kiama Municipal Council, for the period 1 July 2025 to 30 June 2026.

(Councillors Larkins and Brown)

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

Against: Nil

MINUTES OF THE ORDINARY MEETING**15 SEPTEMBER 2026****13.8 Endorse for public exhibition: Draft Council Committees Framework Policy**

The following resolution was adopted as part of the in globo adoption of items, refer MN26/236OC.

26/245OC

Resolved that Council:

1. Endorse the draft Council Committees Framework Policy to be placed on public exhibition for 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 draft Council Committees Framework Policy if there are no relevant submissions received and there are no substantial changes proposed for any other reasons.

(Councillors Larkins and Brown)

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

Against: Nil

13.9 Local Government NSW 2026 annual conference motion: improving safety of shared use playing fields with embedded cricket pitches

The following resolution was adopted as part of the in globo adoption of items, refer MN26/236OC.

26/246OC

Resolved that Council endorse the following motion for submission to the 2026 Local Government NSW Conference:

That Local Government NSW advocates to the NSW Local Government to:

1. Develop, in consultation with councils and sporting organisations, Statewide guidelines and best practice standards for the management of sports fields used for both cricket and football/rugby league/AFL matches.
2. Establish a dedicated, rolling funding program to support councils in the progressive upgrade of multi-use sports fields containing embedded cricket pitches to improve player safety.
3. Ensure any program is delivered as a long-term rolling fund recognising the significant number of community sports fields across NSW requiring assessment and upgrade.

(Councillors Larkins and Brown)

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

Against: Nil

**13.10 Local Government NSW 2026 annual conference motion - sustainability
of local government councils**

The following resolution was adopted as part of the in globo adoption of items, refer MN26/236OC.

26/247OC

Resolved that Council endorse the following motion for submission to the Local Government NSW Conference:

That Local Government NSW advocates to the NSW Government for a comprehensive review of local government financial performance reporting frameworks, including:

1. The treatment of depreciation within the Operating Performance Ratio and other key financial sustainability indicators.
2. The treatment of externally funded assets, including assets funded through grants, developer contributions and disaster recovery programs, within local government financial performance assessments.
3. The exclusion or alternative treatment of assets for which councils have limited control over replacement, renewal or operational funding responsibilities.
4. The development of financial sustainability measures that better reflect the unique infrastructure stewardship role of local government and the non-commercial nature of council asset ownership.
5. A review of the Local Government Accounting Code and associated performance benchmarks to ensure they provide a fair, accurate and meaningful assessment of council financial sustainability.
6. Consultation with Local Government NSW, councils, the Audit Office of NSW and relevant accounting bodies to develop a contemporary financial reporting framework that supports improved strategic asset management and long-term financial sustainability.

(Councillors Larkins and Brown)

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

Against: Nil

MINUTES OF THE ORDINARY MEETING

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14 REPORT OF THE DIRECTOR CORPORATE AND COMMERCIAL**14.1 Monthly Financial Report: July 2026**

The following resolution was adopted as part of the in globo adoption of items, refer MN26/236OC.

26/248OC

Resolved that Council receives and adopts the Monthly Financial Report for July 2026.

(Councillors Larkins and Brown)

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

Against: Nil

14.2 Statement of Investments - August 2026

The following resolution was adopted as part of the in globo adoption of items, refer MN26/236OC.

26/249OC

Resolved that Council receives the information relating to the Statement of Investments as at 31 August 2026.

(Councillors Larkins and Brown)

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

Against: Nil

15 REPORT OF THE DIRECTOR STRATEGIES AND COMMUNITIES**15.1 Determination of DA 10.2026.28.1: Lot 100, 1215 Jamberoo Road Curramore - Use of portion of existing car park for parking of light vehicles not associated with the recreation facility**

A **point of order** was raised by Councillor Lawton that Councillor Brown was not speaking to the motion. The Chair upheld the point of order and requested that Councillor Brown speak to the motion.

A further **point of order** was raised by Councillor Lawton that Councillor Brown was again not speaking to the motion. The Chair upheld the point of order and reminded Councillor Brown to speak to the motion.

Councillor Draisma foreshadowed the original motion.

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

1. Note that the site is zoned, primarily, RU2 Rural Landscape, under the provisions of the *Kiama Local Environmental Plan (LEP) 2011* and that the majority of commercial and industrial uses are prohibited on the site.
2. Note that the draft Employment Lands Strategy (Item 15.2 of this Agenda) identifies the need to rezone the site (Lot 100 DP 1175715) to ensure ongoing recreational and other related uses can be permissible.
3. Determine that the proposal associated with Development Application No 10.2026.28.1 (PAN-6616347) is best characterised as a 'carpark' under the provisions of the *Kiama LEP 2011*.
4. Approve, subject to conditions of consent set out in enclosure 4, Development Application No 10.2026.28.1 (PAN-6616347) for use of portion of existing car parking for the parking of light vehicles not associated with the recreation facility (major) at Lot 100 DP 1175715 – 1215 Jamberoo Road, Curramore, for the following reason, that the site is a carpark and not storage and a carpark is permissible under the current zoning.
5. Advise persons who made a submission on Development Application No 10.2026.28.1 of Council's decision.

On being **put** the motion was **lost**.

For: Councillors Brown, Jarrett, Tatrai and Warren

Against: Councillors Draisma, Larkins, Lawton, Matters and McDonald

26/2500C

Resolved that Council:

1. Note that the site is zoned, primarily, RU2 Rural Landscape and that the majority of commercial and industrial uses are prohibited on the site.
2. Note that the Additional Permitted Uses Map – Sheet APU_007 of the *Kiama Local Environmental Plan (LEP) 2011* does not show 'Areas A or B' as required by Schedule 1 of the LEP.
3. Note that the draft Employment Lands Strategy (Item 15.2 of this Agenda) identifies the need to rezone the site to ensure ongoing Park and other related uses can be permissible.
4. Refuse Development Application No 10.2026.28.1 (PAN-6616347) for use of portion of existing car parking for the parking of light vehicles not associated with the recreation facility (major) at Lot 100 DP 1175715 – 1215 Jamberoo Road, Curramore.
5. Advise persons who made a submission on Development Application No 10.2026.28.1 of Council's decision.

(Councillors Draisma and Larkins)

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

Against: Councillors Brown, Jarrett, Tatrai and Warren

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15.2 Post exhibition endorsement: Employment Lands Strategy

A **procedural motion** was **moved** by Councillor Brown and seconded by Councillor Tatrai that item 15.2 be deferred to the next meeting.

On being **put** the procedural motion was **lost**.

For: Councillors Brown, Jarrett and Tatrai

Against: Councillors Draisma, Larkins, Lawton, Matters, McDonald and Warren

26/251OC

Resolved that Council:

1. Note the Public Exhibition Engagement Report (enclosure 1).
2. Note the Petition received on 7 September 2026 (enclosure 2)
3. Adopt the Employment Lands Strategy.
4. Notify those who made submissions that the Employment Lands Strategy has been adopted.
5. Publish the Employment Lands Strategy on the Council's website.
6. Advise the Department of Planning, Housing and Infrastructure that the Employment Lands Strategy has been adopted by Council and submit it for endorsement.
7. Commence implementing the Actions in the Strategy.

(Councillors Draisma and Lawton)

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

Against: Councillors Brown and Jarrett

15.3 Submission: The Draft Illawarra Shoalhaven Plan

It was **moved** by Councillor Larkins and seconded by Councillor Draisma that Council endorse the lodgement of the submission to the NSW Government in response to the public exhibition of the Draft Illawarra Shoalhaven Plan.

A **point of order** was raised by Councillor Draisma that the submission could not be changed as it had may have submitted to the department. The Chair overruled the point of order as the submission was still in draft and would be sent following endorsement at the meeting.

26/252OC

At the request of Councillor Tatrai and by consent the **motion was amended and resolved** that Council endorse the lodgement of the submission to the NSW Government in response to the public exhibition of the Draft Illawarra Shoalhaven Plan, subject to replacing the final sentence at the end of the fourth paragraph under

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the heading "Respond to the housing needs of temporary and seasonal workers" with the following:

The NSW Government are encouraged to complete/finalise their STRA Framework review and as part of doing so assess the impacts of any proposed changes on housing availability and affordability, visitor accommodation capacity and local economies.

(Councillors Larkins and Draisma)

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

Against: Nil

15.4 Endorsement for public exhibition: Draft Community Development Plan

The following resolution was adopted as part of the in globo adoption of items, refer MN26/236OC.

26/253OC

Resolved that Council

1. Endorse the Draft Community Development Plan for public exhibition for a minimum of 28 days.
2. Following conclusion of the public exhibition period:
 - (a) Receive a further report for consideration detailing the public exhibition period result, or
 - (b) Adopt the Community Development Plan if no submission is received and there are no substantial changes proposed for any other reasons.

(Councillors Larkins and Brown)

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

Against: Nil

15.5 Council-declared Special Events

The following resolution was adopted as part of the in globo adoption of items, refer MN26/236OC.

26/254OC

Resolved that Council, in accordance with the provisions of the State Environmental Planning Policy (Exempt and Complying Development Codes) 2008, declare the following events as Council-declared Special Events for the purpose of facilitating temporary extended trading hours for eligible non-licensed premises:

1. Kiama New Year's Eve: 31 December 2026, until 2.00am.
2. Kiama Show: 22-23 January 2027, until midnight.

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3. Kiama Jazz & Blues Festival: 4-6 March 2027, until midnight.
4. Crooked River Winter Wine Festival: 5-6 June 2027, until midnight.
(Councillors Larkins and Brown)

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

Against: Nil

15.6 Post exhibition endorsement: Kiama After Dark Strategy

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

1. Receives and notes the Kiama After Dark Public Exhibition Engagement Report.
2. Adopts the Kiama After Dark Strategy
3. Notify those who made submissions that the Kiama After Dark Strategy has been adopted.
4. Publish the Kiama After Dark Strategy on the Council's website.
5. Commence implementing the Actions in the Strategy.

Councillor Brown raised a **point of order** that the recommendation is not about amending the document and the amendment is not legal. The Chair overruled the point of order as the document was still in draft and could be amended.

Following the amendment, Councillor Draisma declared a conflict of interest in this item, disclosed and voted.

26/255OC

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

1. Receives and notes the Kiama After Dark Public Exhibition Engagement Report.
2. Adopts the Kiama After Dark Strategy subject to an amendment to the phasing of key action 2.8 on page 43 of the Strategy being changed from future to priority.
3. Notify those who made submissions that the Kiama After Dark Strategy has been adopted.
4. Publish the Kiama After Dark Strategy on the Council's website.
5. Commence implementing the Actions in the Strategy.

(Councillors Brown and Larkins)

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

Against: Nil

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15.7 Sponsorship endorsement: Kiama NYE Sky Show 2026

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

26/256OC

Resolved that Council:

1. Accepts sponsorship pledges totalling \$80,500 (excluding GST) towards the delivery of the 2026 Kiama New Year's Eve Sky Show from the organisations identified in this report.
2. Notes that the sponsorship contributions have been assessed against Council's Incoming Donations and Bequests Policy, including consideration of any actual, potential or perceived conflicts of interest, and are considered acceptable subject to the governance measures outlined in this report.

(Councillors Brown and Tatrai)

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

Against: Nil

16 REPORT OF THE DIRECTOR INFRASTRUCTURE AND OPERATIONS**16.1 Household bulky waste drop-off alternatives****26/257OC**

Resolved that Council:

1. Receive and note the Household Bulky Waste Alternatives Business Case.
2. Endorse community consultation on the available Household Bulky Waste service options that clearly explain the safety, financial, environmental and access implications of each option, including indicative cost estimates, potential rebates, voucher values, user-pays fees and potential increases to the Domestic Waste Management Charge.
3. Following conclusion of the community consultation, receive a further report for consideration, detailing the public exhibition outcomes, any proposed changes and recommendations regarding the future Household Bulky Waste service.

(Councillors Larkins and Draisma)

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

Against: Nil

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17 REPORTS FOR INFORMATION

The following Report for Information was received and noted:

- 17.1 Councillor attendance at conference: LGNSW Visitor Economy Conference 2026 report.

18 LATE ITEMS

Nil

19 QUESTIONS WITH NOTICE

19.1 Question with notice: Councillor Larkins - Update of review of Household Bulky-Waste drop off

A response to the following question from Councillor Larkins was provided in the business papers.

Could Council please provide an update on the review of the Household Bulky Waste drop-off service and could Council advise whether the requirements and timing of the new Performance Improvement Order (PIO) are a factor in the continuation of this service?

20 NOTICE OF MOTION

Nil

21 RELEASE OF CONFIDENTIAL INFORMATION

Nil

22 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.

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22.1 Exclusion of press and public:**26/258OC**

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.

23.1 PART LOT 45 GLENBROOK DRIVE KIAMA

Reason for Confidentiality: This matter deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business as per Section 10A(2)(c) of the Local Government Act.

23.2 BLUE HAVEN TERRALONG STAGE 5: WET FIRE INSTALLATION TENDER

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.

23.3 BLUE HAVEN TERRALONG STAGE 5: WET FIRE PROJECT MANAGEMENT SERVICES TENDER

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.

23.4 PROPOSED LEASE PILOTS COTTAGE BLOWHOLE POINT KIAMA AND NATIVE TITLE CONSIDERATIONS

Reason for Confidentiality: This matter deals with information concerning the nature and location of a place or an item of Aboriginal significance on community land as per Section 10A(2)(h) of the Local Government Act.

23.5 HOLIDAY PARKS ON CROWN LAND

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.

23.6 ANNUAL PERFORMANCE REVIEW: CHIEF EXECUTIVE OFFICER

Reason for Confidentiality: This matter deals with personnel matters concerning particular individuals (other than councillors) as per Section 10A(2)(a) of the Local Government Act.

(Councillors Larkins and Draisma)

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

Against: Nil

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Procedural motion: Formation of Confidential Committee of the Whole

26/259OC

Resolved that at this time, 7.24 pm, 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 Draisma and Matters)

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

Against: Nil

A recess was held from 7.25 pm to 7.31 pm.

23 CONFIDENTIAL REPORTS

23.1 Part Lot 45 Glenbrook Drive Kiama

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

1. Proceed with Option 1, an Expression of Interest process for the potential disposal of the R2-zoned portion of Lot 45 DP 8001176 to determine market interest and value.
2. Receive a further report on the outcome of the Expression of Interest process for consideration prior to any decision regarding disposal.

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

1. Proceed with Option 1, an Expression of Interest process for the potential disposal of the R2-zoned portion of Lot 45 DP 8001176 and part of Lot 286 DP 823193 to determine market interest and value.
2. Receive a further report on the outcome of the Expression of Interest process for consideration prior to any decision regarding disposal.

26/260OC

At the request of Councillor Lawton and by consent the **motion was amended and recommended** that Council

1. Proceed with Option 1 and Option 2 to subdivide and conduct an Expression of Interest process for the potential disposal of the R2-zoned portion of Lot 45 DP800176 and part of Lot 286 DP 823193 to determine market interest and value.
2. Receive a further report on the outcome of the Expression of Interest process for consideration prior to any decision regarding disposal.

(Councillors Brown and Draisma)

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

23.2 Blue Haven Terralong Stage 5: Wet Fire Installation Tender

26/261OC

Committee recommendation that Council

1. In accordance with Clause 178 (1)(a) of the *Local Government (General) Regulation 2005* (NSW), accept the tender offer for Tender RFT-2011216 - 'Bluehaven Stage 5 Wet Fire and Typology Refurbishments' from Patterson Building Group Pty Ltd, subject to a satisfactory financial assessment by Equifax Australasia Credit Ratings Pty Ltd.
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 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.

(Councillors Brown and Larkins)

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

23.3 Blue Haven Terralong Stage 5: Wet Fire Project Management Services Tender

26/262OC

Committee recommendation that to a Council resolution to award the Blue Haven Terralong Stage 5: Wet Fire Services Tender, that Council:

1. In accordance with Clause 178 (1)(a) of the *Local Government (General) Regulation 2005* (NSW), accept the tender offer for Tender RFT-2011719 – 'Blue Haven Stage 5 - Project Management – Wet Fire and Refurbishments' from RP Infrastructure Pty Ltd.
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 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.

(Councillors Brown and Draisma)

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

23.4 Proposed Lease Pilots Cottage Blowhole Point Kiama and Native Title considerations

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

26/263OC

Committee recommendation that Council:

1. Note the five year proposed lease to the Kiama Historical Society cannot be undertaken due to the land lying within the boundaries of the South Coast Peoples registered Native Title claim pursuant to the Native Title Act 1993 and as such, there is no available leasing pathway without the development of Indigenous Land Use Agreement which may take several years to negotiate and has inherent associated risks such as potential compensation, timing delays and resourcing.
2. Receive and note the legal advice as enclosed in this report.
3. Proceed with Option 2 which is to enter a five-year licence agreement tenure arrangement with the Pilots Cottage to give certainty of tenure.

(Councillors Draisma and Brown)

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

23.5 Holiday parks on Crown land

26/264OC

Committee recommendation that Council:

1. Note the Kiama Coast Holiday Parks expression of interest / tender process that was previously resolved cannot be undertaken due to four crown land managed holiday parks being currently claimed under the Aboriginal Land Rights Act 1983 (ALRA) and lying within the boundaries of the South Coast Peoples registered Native Title claim pursuant to the Native Title Act 1993 and as such, there is no available leasing pathway.
2. Delegate to the Chief Executive Officer to prepare correspondence to advise the proponents of the unsolicited offers concerning the holiday parks that the tender / expression of interest process cannot be undertaken as outlined in recommendation 1 above.

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3. Provide permission for the Chief Executive Officer and Councillor Matters (as an observer) to undertake "in good faith negotiations" between Reflections Holidays and Council (as tier one crown land operators) as requested by the State Government, and as permitted under Section 55(i)(c) of the *Local Government Act 1993*.
4. Note that **no decision** on the four (4) Crown land holiday parks has been made and that a future report be prepared advising of the outcomes from the "in good faith negotiations" will be required prior to any decision being made.
5. Delegate to the CEO and Mayor (and / or delegate) to continue to meet with and inform the Minister for Lands and Property, The Hon Stephen Kamper of progress being made on recommendation three above, as required.

(Councillors Brown and Draisma)

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

Against: Nil

All staff, apart from the Executive Manager Organisation Reform, the Public Officer and the minute taker, left the Chambers at 7.54 pm

23.6 Annual performance review: Chief Executive Officer

The Chief Executive Officer declared a conflict of interest in this matter, disclosed and left the Chamber.

26/265OC**Committee recommendation that Council:**

1. Receive and note the outcome of the annual performance review of the Chief Executive Officer undertaken by the Performance Review Committee on 25 August 2026.
2. Note the CEO's performance for the review period as determined by the Performance Review Committee and that the CEO achieved an exceptional rating in all areas of the appraisal.

(Councillors Brown and Draisma)

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

Against: Nil

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Procedural motion: to extend meeting time

26/266OC

Committee recommendation that the meeting be extended to 8:15pm.

(Councillors Larkins and Draisma)

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

Against: Councillor Brown

Procedural motion: Close of Confidential Committee of the Whole:

26/267OC

Committee recommendation that at this time, 7.57pm, the Confidential Committee of the Whole revert to Open Council.

(Councillors Larkins and Warren)

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

Against: Nil

The Chief Executive Officer returned to the meeting at 7:57 pm.

Adoption of Confidential Committee of the Whole recommendations

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

26/268OC

Resolved that that the Confidential Committee of the Whole recommendations numbered 26/260OC to 26/267OC be confirmed and adopted.

(Councillors Draisma and Warren)

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

Against: Nil

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24 CLOSURE

There being no further business the meeting closed at 8.04 pm.

These Minutes were confirmed at the Ordinary Meeting of Council
held on 20 October 2026.

.....
Mayor

Item 6.1

Attachment 1