

SHELLHARBOUR CITY COUNCIL

Ordinary Council Meeting - Tuesday 13 December 2005

**Minutes of the Ordinary Meeting
of Shellharbour City Council
held at the Council Chambers, Warilla
on Tuesday 13 December 2005 commencing at 7.15 pm**

Present

His Worship the Mayor	Councillor D Hamilton
A Ward	Councillor M Greig Councillor T Hawker
B Ward	Councillor H Stewart Councillor C Jeffreys
C Ward	Councillor J Bailey Councillor D Briggs
D Ward	Councillor J Leedham Councillor T Hore
E Ward	Councillor C Mifsud Councillor G Rose
F Ward	Councillor B Bird Councillor H Gillett

In attendance

General Manager	B A Weir
Director of Operations & Services	A Webster
Director of Community Planning & Strategies	P O'Rourke
Director Shell Cove Business Unit	P Woodcock
Group Manager Corporate Services	T Gearon
Group Manager Customer & Env. Services	G Standen
Group Manager Development & Tech Services	M Boenisch
Group Manager Corporate Planning	P Masterson
Group Manager Organisational Development	B Rose
Acting Group Manager Planning Services	K Fairhall
Corporate Solicitor – Manager Legal & Property Services	B McCann
Manager Development Services	G Mitchell
Manager Executive Offices/Executive Assistant	F MastroDomenico
Manager Media & Communications	B Parker
Corporate Meetings Officer	J Larsen

Acknowledgement to Country

Shellharbour City Council acknowledges the Traditional Owners and Custodians of the Land on which we are meeting.

1. Apologies / Leave of Absence

Nil

2. Confidential Business (Committee of the Whole)

Nil

3. Recommendations from Committee of the Whole

Nil

4. Confirmation of Minutes

4.1 Ordinary Meeting 22 November 2005

Councillor Rose stated that, with respect to Item 11.6, the minutes did not show that the Architect, Mr Coble had stated that the floor ratio was 118m² out.

The General Manager, upon checking his notes from the meeting and those of other staff said nothing had been recorded to confirm or deny Councillor Rose's statement.

Councillor Mifsud asked why his and Councillor Rose's comments regarding Item 11.6 were omitted from the Minutes whereas Councillor Leedham and Hore's comments were included even though they are not the Ward Councillors relevant to that Item.

The General Manager responded by stating that the Minutes are a record of procedural matters, motions and other points etc. He stated that he has the ultimate "call" of what is recorded based on the merits of a point not necessarily based on whether an Item relates to a certain Ward. He reiterated that the Minutes cannot be "hansard" but need to try to keep within the policy adopted by Council. It is Council's responsibility to ultimately decide on the correctness of the Minutes.

1212 RESOLVED: Briggs/Greig That the Minutes of the Ordinary Council Meeting held on 22 November 2005 be confirmed as a correct record of proceedings with the amendment at Item 14.2 and 14.3 that Councillor Bailey be recorded as voting against acceptance of the Minutes of the Staff Committee Meeting.

CARRIED (Councillors Mifsud, Rose, Stewart and Bailey dissenting)

4.1a Business Arising from the Minutes

Councillor Rose stated that he believed that at the Meeting on 22 November the person who had been asked to leave the Chamber by the Mayor, may have been mistakenly identified as showing disrespect to the Chair.

MOTION: Rose/Mifsud That Mr Hockey be given an apology for being asked to leave the last Council Meeting for smiling in the gallery.

The Mayor responded by stating that he had repeatedly warned the gallery to be quiet and that he made a call on the night as he saw was necessary. He added that it was difficult to determine exactly where disturbance was coming from, if he had made a mistake then he would have no problem in issuing an apology.

Councillor Rose as mover and Councillor Mifsud as seconder agreed to withdraw the Motion.

5. Pecuniary Interest

Councillor Greig: Item 11.11 Upgrade of Caroline Chisholm Park

Nature of Interest: Councillor Greig owns a property next door to Caroline Chisholm Park.

6. Condolences

The mayor read details of the following deaths in the Local Government area.

Mr Kevin Raymond Tomlin	of	Albion Park
Mrs Amy Wilson	of	Albion Park Rail
Mr Robert Clyde Milgate	of	Blackbutt
Mr Walter James Davey	of	Mt Warrigal
Mrs Joyce Heather Regan	of	Mt Warrigal
Mr Marcello Saltalamacchia	of	Mt Warrigal
Mr Ibrahim Sousou	of	Oak Flats
Mr George William Blackley	of	Oak Flats
Mrs Patricia Evelyn Nicholls	of	Oak Flats
Mr Richard James Jenner	of	Oak Flats
Mr Brian Purnell	formerly of	Oak Flats
Mr Hans Pedersen	of	Oak Flats
Ms Lynette Misztl	of	Warilla

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Mrs May Toms	of	Warilla
Mr Szymon Jarochowicz	of	Warilla
Mr David Rodriquez	formerly of	Warilla
Mr Harry Clauson	formerly of	Warilla
Mrs Lilian Armstrong	of	Warilla

1213 A Motion of condolence was passed by all present standing in one minutes silence.

7. Presentations

Nil

8. Mayoral Minutes

Nil

9. Councillors' Reports

Nil

Note: Councillor Hawker stated that he had attended a Red Cross Christmas function on the Mayor's behalf and had been given a donation towards the Mayor's Christmas giving tree.

The Mayor added that he had visited Albion Park Primary School and received small truck load of presents for the Mayor's Giving Tree. He stated that he was very pleased to see the generosity of the children at the school as the gifts would benefit children less fortunate than themselves.

10. General Manager's Office

10.1 Christmas/New Year Closure of Council Operations (8466113)

1214 RESOLVED: Bailey/Jeffreys

That this report be received and noted, including the closure of Council Library services.

11. Operations & Services Division

11.1 DA No. 442/2005 - Lot 234, DP 1066419, 3-7 Durgadin Drive, Albion Park Rail (Mitre 10) - Use of an Existing Covered Manoeuvring/Loading Area for the Purpose of Timber Storage, Manoeuvring and Loading & Additional Signage (8467081)

Councillor Briggs MOVED a POINT of ORDER that one of the businesses Councillor Stewart was speaking about is seeking an injunction against Council and that this meeting should not be an arena where that business is referred to.

The Mayor upheld the POINT of ORDER.

Councillor Briggs MOVED a POINT of ORDER with respect to a comment made by Councillor Mifsud that too many of the same types of businesses are locating next to each other, that Council cannot tell businesses where to locate.

1215 RESOLVED: Bird/Gillett

That the Council approve Development Application No. 442/2005 for use of an existing covered manoeuvring/loading area of the Mitre 10 development for the purpose of timber storage, manoeuvring and loading and for additional signage at Lot 234, DP 1066419, 3-7 Durgadin Drive, Albion Park Rail, under Section 80 of the *Environmental Planning & Assessment Act, 1979*, as amended, subject to the conditions at the end of the report.

CARRIED 10/3 (Councillors Rose, Stewart and Bailey dissenting)

11.2 Development Application No. 741/2002 (Pt 4) Road Naming for Tullimbar Village, off Illawarra Highway, Yellow Rock (8468185)

Note: Councillor Stewart stated that the inclusion of the meaning of the Aboriginal names would have been good.

1216 RESOLVED: Hawker/Greig

1. That the road names set out on 'Attachment 1' be adopted as the final names for public roads to be created in the Tullimbar Village Residential Estate for Stage 1 only.
2. That the list of names in Attachment 2 and 3 be taken into consideration for all other Stages.
3. That a decision on names for all other Stages come back to Council for consideration.

CARRIED

11.3 DA No. 518/2005 - Lots 9105-9106, DP 1027036, Lakewood Boulevard, Lots 1-3, DP 1075060, Munmorah Circuit, Flinders - 42 Lot Torrens Title Subdivision & Housing Development (8464989)

1217 RESOLVED: Gillett/Bailey

That Council approve Development Application No. 518/2005 for a 42 lot torrens subdivision and construction of 42 dwellings at Lots 9105-9106, DP 1027036 Lakewood Boulevard, Lots 1-3, DP 1075060 Munmorah Circuit, Flinders under section 80 of the *Environmental Planning and Assessment Act, 1979*, as amended, subject to the 82 conditions following the conclusions of this report.

CARRIED 11/2 (Councillors Rose and Mifsud dissenting).

11.4 DA No. 841/2004 - Lot 4 and Part Lot 5, DP 3709 and Lot 1, DP 253007, Dunsters Lane, Croom - Proposed Consolidation and Redefinition of Existing Lot Boundaries (8468179)

Councillor Briggs stated that a lot of councillors have not seen this property which has important heritage issues that need to be considered. He recommended that this item be deferred to allow Councillors to inspect the site before a decision is made with regard to subdivision.

Councillor Bird MOVED a POINT of ORDER that discussion of the owners' past intentions was not relevant to the current Development Application.

The Mayor did not recognise the Point of Order and asked Councillor Briggs to continue.

Councillor Briggs FORESHADOWED a MOTION that this item be deferred in order for an inspection to be conducted.

MOTION: Bird/Gillett

That the Council approve Development Application No. 841/2004 for the consolidation and boundary redefinition of Lot 4 and Part Lot 5, DP 3709 and Lot 1, DP 253007, Dunsters Lane, Croom, under Section 80 of the *Environmental Planning & Assessment Act, 1979*, as amended, subject to the 11 conditions following the conclusions in this report.

Councillor Rose MOVED a POINT of ORDER that it was time continual sarcasm by Councillors stopped.

The Mayor upheld the POINT of ORDER.

The MOTION on being PUT to the Meeting was LOST (4/9)

The FORESHADOWED MOTION was seconded by Councillor Stewart.

1218 The FORESHADOWED MOTION on being PUT to the Meeting was CARRIED 10/3 (Councillors Bird, Gillett and Leedham dissenting).

11.5 DA No. 535/2005 - Lot 125, DP 222963, 27 Garrard Avenue, Mount Warrigal - Demolish Existing Structures and Construct a 20 Place Child Care Centre with Two Shade Structures and Associated Signage (8464759)

1219 RESOLVED: Briggs/Gillett

That the Council approve Development Application No. 535/2005 for the demolition of the existing structures and construction of a 20 place child care centre with two Shade structures and associated signage at Lot 125, DP 222963, 27 Garrard Avenue, Mount Warrigal under Section 80 of the *Environmental Planning & Assessment Act*, 1979, as amended, subject to the 79 conditions following the conclusion.

CARRIED 9/4 (Councillors Mifsud, Rose, Bailey and Stewart dissenting).

11.6 New Dog Pound/Animal Shelter (8467081)

The Mayor advised the meeting that a written Public Participation submission was received from Mrs Kellie Marsh on this item.

MOTION: Jeffreys/Hawker

That the Council negotiate a contractual Impounding Management Agreement with the Royal Society for the Prevention of Cruelty to Animals, New South Wales (RSPCA), whereby the RSPCA agrees to manage the Impound Service on Shellharbour City Council's behalf on land described as RSPCA Animal Shelter, situated at Lot 14, Industrial Road, Unanderra.

Councillor Stewart FORESHADOWED a MOTION that a public submission period be allowed for this item and the Companion Animal Management Plan.

After asking several questions of Council officers Councillor Stewart asked if she could speak on this item and her Foreshadowed Motion.

Councillor Mifsud MOVED a POINT of ORDER that Councillor Bird was smiling.

The Mayor stated that he wanted all Councillors to behave.

Councillor Stewart stated that she believed that Council had at no time tried to improve conditions at the pound and referred to the lack of action by past Councillors.

Councillor Hawker MOVED a POINT of ORDER that even though it may not have been recorded, other councillors in the past have tried to implement improvements at the pound.

The Mayor asked Councillor Stewart to refrain from speaking critically of councillors and past Councillors

1220 Councillor Gillett Moved that the MOTION be PUT

CARRIED (9/4)

1221 The MOTION on being PUT to the Meeting was CARRIED 9/4 (Councillors Mifsud, Rose, Stewart and Bailey dissenting).

11.7 Forward Program for Capital Works (2006/2009) (847583)

MOTION: Briggs/Leedham

1. That the Council adopts the three year Forward Capital Works Program for 2006/2009 for all six wards and the Main Roads Network, 'Attachment 1' & 'Attachment 2', subject to any future amendment in conjunction with the annual review of the Program.
2. That the 2006/2007 Capital Works Program comprising those projects listed in the three year 2006/2009 Forward Capital Works Program be approved.
3. That the projects included in the Program, which do not have 100% funding be staged or deferred as appropriate.
4. That the 2006/2009 Capital Works Program, 'Attachment 1', be included in the draft budget for consideration by the Council at its extraordinary meeting in May 2006.
5. That the Operations & Services Program, 'Attachment 3', be included in the draft budget for consideration by the Council at its extraordinary meeting in May 2006.
6. That any increase in the Financial Assistance Grant (Roads Component) for 2006/2007 be allocated to offset jobs in the Capital Works Program currently funded from general revenue.

Councillor Rose sought to add the following addendum:-

"7. That, if something urgent comes up you can review it."

The Mayor declined to accept the addendum.

The General Manager stated that it may be possible to change the programme in the future subject to Council's approval.

1222 The MOTION on being PUT to the Meeting was CARRIED

11.8 Request from Kiama Municipal Council for Shellharbour City Council to Accept all Domestic and Trade Waste on an Ongoing Basis (8468228)

The Mayor advised the meeting that a written Public Participation submission was received from Ms Sonya McKay on this item.

1223 RESOLVED: Hore/Jeffreys

That the Council resolve to authorise the General Manager to:

1. Negotiate an agreement with Kiama Municipal Council to accept their domestic and trade waste at Dunmore Recycling and Waste Depot for a period of five years.
2. Continue to collaborate with Kiama Municipal Council and other member councils of the Southern Councils Group on the issues of resource recovery, waste minimisation and identify alternatives to landfill disposal.
3. That a report be provided by Kiama Council in 18 months time on what their situation is and their plans for future waste management.

CARRIED 9/3 (Councillor Rose abstaining).

11.9 Myimbarr Community Park - Exhibition of Draft Concept Plan (8468061)

Councillor Rose said he was unable to find in the Section 94 Plan details of the fields to be provided at Myimbarr.

The Group Manager Customer & Environmental Services advised that he will provide advice on the relevant sections of the Section 94 Plan for all Councillors.

1224 RESOLVED: Bird/Greig

1. That the Council adopt the Myimbarr Community Park Preliminary Concept Plan for the purpose of public exhibition.
2. That a report be presented to the Council at the conclusion of the exhibition period outlining the submissions received.

CARRIED

11.10 Extension of Contract for the Collection and Disposal of Recyclable Material for Two Years (8464558)

1225 RESOLVED: Hore/Jeffreys

1. That the Council resolve to extend the existing contract No.10/94 for the 'Collection and Disposal of Recyclable Materials from the Shellharbour Local Government Area' by two years to 30 June 2008. That the current service price remain constant and that delegated authority be given to the General Manager to affix the Council seal to the extended contract.
2. That Council actively promote the commingled system to ensure community awareness.

11.11 Upgrade of Caroline Chisholm Park (8468111)

Note: Councillor Greig declared an interest in Item 11.11 and left the Chamber whilst this matter was being considered pursuant to Section 451 of the Local Government Act 1993.

1226 RESOLVED: Hawker/Briggs

That the Council resolve to:

1. Endorse the landscape plan for the upgrade of Caroline Chisholm Park Shellharbour.
2. That the work be staged with Stage 1 being undertaken in the current financial year at an estimated cost of \$27,020 funded from Council's available funds and the budget be amended accordingly.
3. That authority be delegated to the General Manager to seek grant funding for the project from State or Federal sources.

CARRIED

Councillor Greig here returned to the Chamber.

11.12 Draft Local Companion Animal Management Plan 2005-2010 (8468214)

1227 RESOLVED: Briggs/Rose

1. That the Council resolve to place the draft *Local Companion Animal Management Plan 2005-2010* on public exhibition.
2. A councillor briefing on the plan and community input received during the exhibition period be held prior to the report being presented to the Council for consideration

CARRIED

11.13 Elliot Lake Estuary Management Projects - Acceptance of Grant Offer (8468199)

1228 RESOLVED: Rose/Briggs

That the Council resolve to accept DNR's grant offer of \$64,000 (50%) towards Elliot Lake Estuary Management Projects, and amend the budget accordingly. Further, that the Council matching funding of \$64,000 be considered in 2006/2007 budget deliberations.

CARRIED

11.14 Requests for Donation (8468265)

1229 RESOLVED: Hawker/Bailey

1. That Council resolve to donate the following contributions totalling \$2,620.00:

1. Albion Park "Shine" Committee
2. Combined Pensioners Association
3. Dawes Park Care Project
4. Illawarra ITeC
5. Oak Flats Senior Citizens Club Inc.
6. WIRES
7. The Allcock Family through Shellharbour Bowling Club Charities

CARRIED

11.15 Vacant Positions on Council's Committees and Working Parties (8467664)

1230 RESOLVED: Briggs/Greig

That Council accept nominations and conduct elections for the following vacant committee and working party positions:

1. Disabilities Services Advisory Committee – third position
2. Elliot Lake – Little Lake Floodplain Management Committee – Councillor delegate and alternate delegate
3. Elliot Lake Estuary Management Committee – Councillor delegate and alternate delegate

MOTION: Briggs/Greig That the method of election for tonight be by show of hands and that the General Manager be the returning officer.

1231 The MOTION on being PUT to the Meeting was CARRIED

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1. The General Manager called for nominations for the Disabilities Services Advisory Committee third delegate position.

Councillor Jeffreys nominated Councillor Rose.

Councillor Rose declined nomination.

As no further nominations were received the General Manager declared that the position would remain vacant.

2. The General Manager called for nominations for councillor delegate to the Elliot Lake – Little Lake Floodplain Management Committee.

Councillor Mifsud nominated Councillor Rose as delegate.

Councillor Rose accepted the nomination.

As there was only one nomination, the General Manager declared Councillor Rose as the elected delegate.

Councillor Rose nominated Councillor Mifsud as alternate delegate.

Councillor Mifsud accepted nomination.

As there was only one nomination, the General Manager declared Councillor Mifsud as the elected alternate delegate.

3. The General Manager called for nominations for councillor delegate to the Elliot Lake Estuary Management Committee

Councillor Mifsud nominated Councillor Rose as delegate.

Councillor Rose accepted the nomination.

As there was only one nomination, the General Manager declared Councillor Rose as the elected delegate.

Councillor Rose nominated Councillor Mifsud as alternate delegate.

Councillor Mifsud accepted nomination.

As there was only one nomination, the General Manager declared Councillor Mifsud as the elected alternate delegate.

11.16 Proposal to enter an agreement to lease between Council and Australian Air Force Cadets (AAFC) (8465162)

The Mayor advised the meeting that a written Public Participation submission was received from Ms Sonya McKay on this item.

1232 RESOLVED: Bird/Briggs

1. That Council resolve to enter a conditional agreement to lease subject to the subdivision of the required allotment of Lot 111 DP 877164 with the Australian Defence Force Cadets.

Further that Council resolve to enter the said agreement to lease on the terms and conditions set out in the attached Department of Defence standard expenditure lease with a nominal rental of \$1.00 per annum for a term of twenty five (25) years.

2. That the Seal of Council be affixed to the agreement to lease with the Australian Defence Force Cadets for the occupation of the subdivided allotment of Lot 111 DP 877164.

CARRIED

11.17 Renewal of lease to Cleary Bros (Bombo) Pty Ltd at Illawarra Regional Airport (8465115)

The Mayor advised the meeting that a written Public Participation submission was received from Ms Sonya McKay on this item.

Councillor Rose MOVED a POINT of ORDER against Councillor Briggs regarding his comments about Councillor Rose's lack of business knowledge.

The Mayor upheld the POINT of ORDER and stated that Council Staff can brief Councillors on leasing finance.

1233 RESOLVED: Bird/Hawker

1. That Council simultaneously terminate the current lease agreement with Cleary Bros (Bombo) Pty Ltd and enter into a new lease for a period of twenty five (25) years for the occupation of Lot 1 DP 591298, at a rental to be determined by independent market valuation, on terms and conditions similar to the existing lease.
2. That the Seal of Council be affixed to all documentation associated with the termination of the current lease and new lease with Cleary Bros (Bombo) Pty Ltd for the occupation of Lot 1 DP 591298.
3. That after 25 years the ownership of the building revert to Council.

CARRIED 10/3 (Councillors Bailey, Mifsud and Rose dissenting).

11.18 Proposed Lease to Airag P/L - Illawarra Regional Airport (8462260)

The Mayor advised the meeting that a written Public Participation submission was received from Ms Sonya McKay on this item.

1234 RESOLVED: Bailey/Gillett

That Council lease the proposed Lot 3 on the attached plan, and hangar facilities to Airag Pty Ltd on the terms and conditions detailed in this report.

That the Mayor and General Manager be authorised to execute any documents associated with this lease under the Common Seal of Council.

11.19 Tender 2005/10 - Resurfacing of Croom Synthetic Hockey Field (8467241)

1235 RESOLVED: Rose/Greig

That the Council accept Sports Technology International (STI) Pty Ltd's conforming tender for the lump sum negotiated amount of \$543,970 (excluding GST) for the resurfacing of Croom synthetic hockey field and authorise the General Manager to affix the Council Seal to the Contract.

Councillor Mifsud MOVED a POINT of ORDER that Councillor Briggs was making nasty comments about Councillor Rose. He then outlined his accusation against the Mayor for not calling Councillor Briggs to order.

The Mayor stated that he did not here any remarks from Councillor Briggs or he would have pulled him up. He asked Councillor Briggs to show decorum throughout the meeting.

12. Community Planning & Strategies Division

12.1 Draft Shellharbour LEP 2000 (Amendment No 8) (8465202)

1236 RESOLVED: Gillett/Bird

1. To make changes to the Draft Shellharbour Local Environmental Plan 2000 (Amendment No 8) as outlined in the report and to re-consult with relevant government departments and authorities on the changes, and
2. To ensure the draft plan is prepared in accordance with the Department's Guidelines for LEPs and Council Land.

12.2 Coastal Policy and Related State Policies (8468074)

The Mayor asked the Acting Group Manager Planning Services to clarify when Council was notified of changes to the Coastal Policy and Related State Policies.

The Acting Group Manager Planning Services advised that, changes to SEPP 71 - Coastal Protection and the NSW Coastal Policy were gazetted on Friday 18 November, however Council were not made aware of the changes until the following week, after the 22 November 2005 council meeting.

The changes will mean that development applications received prior to 18 November 2005 must comply with the planning provisions that apply to the Coastal Zone as outlined in the report including those dealt with at the 22 November 2005 Council Meeting.

1237 RESOLVED: Leedham/Bailey

That the report be received and noted.

13. Shell Cove Business Division

Nil

14. Committee Recommendations

14.1 Recommendations from the Economic Development Advisory Committee Meeting held 23 November 2005 recommended for adoption.

1238 RESOLVED: Greig/Gillett

That the Recommendations from the Economic Development Advisory Committee Meeting held 23 November 2005 be adopted.

14.2 Recommendations from the Traffic Committee Meeting held 7 December 2005 recommended for adoption.

1239 RESOLVED: Hawker/Greig

That the Recommendations from the Traffic Committee Meeting held 7 December 2005 be adopted.

15. Notices of Rescission Motion

Nil

16. Notices of Motion

Nil

17. Items for Information

17.1 Albion Park Cemetery - Removal of Pine Trees (8468134)

17.2 Shellharbour City Heritage Study (8467688)

17.3 Investments (8466871)

1240 RESOLVED: Hawker/Leedham That the Items for Information be received and noted.

18. Questions without Notice

- 1241 Councillor Stewart** referred to a recent article in the Illawarra Mercury and asked for further information on the concept of Economic Gardening. She asked is this similar to picking winners and creating a slush fund for criminals as had occurred in WA Inc.

The General Manager advised that details of the Economic Gardening initiative were presented at the Economic Development Advisory Committee Meeting on 23 November and information is provided in the Minutes from that Meeting. He added that Council's Business Liaison Officer could provide further information for Councillor Stewart's information.

- 1242 Councillor Stewart** commented on a recent interview on TV. She was under the impression that 12 month review was permitted by Council, so why is council taking legal action at this point.

The Mayor advised that the matter could not be discussed in Open Council.

- 1243 Councillor Bird** advised that a resident in Blackbutt had reported that there was no line-marking at the intersection of Westwood Drive and Pioneer Drive. He asked that this be investigated.

- 1244 Councillor Rose** asked whether the Lake Illawarra Authority were negotiating with Council to give land it owns at Reddall Reserve back to Council.

The Director Operations & Services advised that he was not aware of anything of this nature.

- 1245 Councillor Rose** asked whether the four wheel drive dumped in Brindabella Drive Shell Cove could be removed removed.

- 1246 Councillor Rose** asked when marking of disabled parking spaces in Addison street would be installed.

- 1247 Councillor Rose** asked where Costing for gates at the foreshore was up to.

- 1248 Councillor Mifsud** asked when lights at the Shallows could be installed.

- 1249 Councillor Bailey** asked the Director Operations & Services what was happening with the program for improvements at Skiway Park. He said that this was supposed to be organised within a week and it is now 6 weeks since the resident meeting at the park and it appeared that nothing had been done as the Ward Councillors had not received any information.

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The Director Operations & Services advised that, as agreed to at the meeting, the resident representative had been given the required information within a week of the meeting as promised. The next step was for the residents to get back to Council.

1250 Councillor Bailey asked why the ward councillors had not received anything.

The Director Operations & Services advised that the arrangement made at the meeting was for Council to give the requested information to the resident representative and that person was to distribute the information to relevant parties. They were then to discuss it amongst themselves and get back to Council.

Councillor Bailey stated that he felt ward councillors should have been privy to that information.

The General Manager stated that he believed that we are getting back to blurring of roles between council officers and councillors. He stated that councillors need to give council officers the freedom to do their job and stay out of operational matters and wait until the matter comes to Council. A recent example was Councillors wishing to make public submissions.

Councillor Bailey stated that he would take this up with the General Manager after the meeting.

1251 Councillor Hawker advised that the lights opposite Mt Terry School were still out and asked that they be fixed as well as lights at the corner of Terry Street and Ashburton Drive.

1252 Councillor Hawker advised that the Calderwood Road leading to the Illawarra Christian school – is in bad state. He asked whether this is a local road.

The Director Operations & Services advised that it is a local road and therefore a council responsibility. He advised that there is some funding in the next Roads for Recovery program next year for repairs to this road.

The Mayor wished everyone a healthy and prosperous 2006 and Merry Christmas. He thanked council officers for their work over the last 12 months.

19. Late Items of Business / Urgent Business (as introduced by the Chairperson)

Meeting closed 10.05 pm

CONFIRMED as a correct record of proceedings at the Ordinary Meeting of the Council of the City of Shellharbour held 7 February 2006

General Manager

Chairperson