

**Minutes of the Ordinary Meeting
of Shellharbour City Council
held at the Council Chambers, Warilla
on Tuesday 28 February 2006 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 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 Community Services & Devel.	L Campbell
Group Manager Corporate Services	T Gearon
Group Manager Works & Services	C Watt
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	I Rankine
Corporate Solicitor – Manager Legal & Property Services	B McCann
Manager Financial Services	P Henderson
Senior Development Assessment Officer	C Bern
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

Ordinary Council Meeting

An apology was tendered on behalf of Councillor Bailey

59 RESOLVED: Stewart/Jeffreys

That the apology as tendered be accepted

2. Confidential Business (Committee of the Whole)

Nil

3. Recommendations from Committee of the Whole

Nil

4. Confirmation of Minutes

4.1 Ordinary Meeting 7 February 2006

60 RESOLVED: Rose/Greig That the Minutes of the Ordinary Council Meeting held on 7 February 2006 be confirmed as a correct record of proceedings with the amendment that Councillor Gillett returned to the Chamber at 9.34 pm.

5. Pecuniary Interest

Councillor Greig: Item 11.12 Licence to Bendigo Bank at Harbour Theatre – 12 Addison Street Shellharbour.

Nature of Interest: Councillor Greig owns a property next door to the development.

6. Condolences

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

Harold Leonard Smith	formerly of	Albion Park
Michael Douglas Bruce Thorpe	formerly of	Albion Park
Patrick Duncan	of	Albion Park Rail
Melba Archette Sims	of	Albion Park Rail
Dana Kumcevska	of	Barrack Heights
Elizabeth Marcinkowski	formerly of	Barrack Heights
Barney (Noel) Kearns	of	Lake Illawarra South
John Drummond (Ian) Anderson	of	Mt Warrigal
Hilton (Jumbo) Cooper	of	Mt Warrigal
Frances Maung	of	Mt Warrigal
John Leonard (Jack) Brand	formerly of	Oak Flats
Maurice Anderson	of	Warilla
Daphne Beveridge	of	Warilla
Thomas Ogg	of	Warilla
Mary Simpson (nee Nemeth)	formerly of	Warilla
Ronald William "Rooster" Webster	formerly of	Warilla

61 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

10. General Manager's Office

10.1 Management Plan Review for the quarter ended 31 December 2005 (8501879)

62 RESOLVED: Hawker/Greig

That the report be received noted and endorsed.

10.2 December Quarter Budget Review (8500100)

63 RESOLVED: Hawker/Greig

1. That Council adopt the December Quarter Budget Review with all new items as contained in this report. This will result in a revised estimate of the budget deficit for the year ended 30 June 2006, of \$705,088.
2. That the Grant listed in the new items section of this report be accepted.
3. That the General Manager undertake an investigation into all uncommitted funds and prepare a report to be considered by Council at its next meeting, recommending funds totalling up to \$400,000 if possible, which are uncommitted and which can be saved and utilised to offset Council's deficit, so as to ensure that Council's budgetary position at the 30th June is in line with the original planned budget deficit of \$330,000.

11. Operations & Services Division

11.1 Illawarra Regional Airport Working Party - Community Nominations (8501635)

64 RESOLVED: Hawker/Gillett

That Council appoint Nominees Number 1 and 5 as community representatives to the Illawarra Regional Airport Working Party and Nominee Number 2 as alternate.

11.2 DA No. 393/2005 - Lot 1, DP 216377, 3 Surf Road, Shellharbour - Demolition of Existing Dwelling and Associated Structures, Construction of Six Dwellings with Garages & Torrens Subdivision (8480335)

MOTION: Mifsud/Briggs

That Council defer this item to allow Council staff to negotiate with the applicant to reduce the development to 5 dwellings, preferably deleting Unit 1, to provide off street parking and increase the set back to 10 metres.

65 The MOTION on being PUT to the Meeting was CARRIED UNANIMOUSLY

The Mayor suggested that if Councillors have any other issues to include in negotiations, that these be forwarded to the General Manager.

11.3 DA No. 362/2005 - Lot 15, DP 15107, 38 Wollongong Street, Shellharbour - Demolition of Existing Structures & Construction of Infill (Dual Occupancy) Development (8480402)

MOTION: Mifsud/Briggs

That Council refuse Development Application No. 362/2005 to demolish existing structures and construct an infill (attached dual occupancy) development at Lot 15, DP 15107, 38 Wollongong Street, Shellharbour as the development does not comply with the Residential Infill Development Control Plan and therefore it is not in the public interest.

Councillor Greig FORESHADOWED a MOTION:

That Council approve Development Application No. 362/2005 to demolish existing structures and construct an infill (attached dual occupancy) development at Lot 15, DP 15107, 38 Wollongong Street, Shellharbour under Section 80 of the *Environmental Planning & Assessment Act, 1979*, as amended, subject to the 56 conditions following the conclusions in this report.

66 The MOTION on being PUT to the Meeting was CARRIED 8/3

Matter Arising

Councillor Briggs requested that Council conduct a review on the policy for setbacks along lines of State Government guidelines.

11.4 DA 203/2005 - Lot 101, DP 809515, 56 - 60 Wattle Road, Shellharbour - Construction of 43 Self-Contained Dwellings (State Environmental Planning Policy - Seniors Living), Retaining Walls & Two Lot Torrens Title Subdivision (8503134)

67 RESOLVED: Gillett/Bird

That the Council approve Development Application No. 203/2005 for the construction of 43 self-contained dwellings with garages (*State Environmental Planning Policy (Seniors Living) 2004*), retaining walls and two lot Torrens Title subdivision at Lot 101, DP 809515, 56-60 Wattle Road, Shellharbour under Section 80 of the *Environmental Planning & Assessment Act, 1979*, as amended, subject to the 80 conditions following the conclusion.

11.5 DA 835/2004 - Lots 209-213, DP 236194, 3-11 Benaud Crescent, Warilla - Demolition of Existing 5 Dwellings & Structures & Construction of 6 Villas & 4 Townhouses with Garages (8499375)

68 RESOLVED: Leedham/Hore

That the Council seek, in accordance with the provisions of Section 116C of the *Environmental Planning & Assessment Act, 1979*, as amended, the concurrence of the Minister for Planning to refuse Development Application No. 835/2004 to demolish the existing dwellings and structures and to construct a medium density housing development comprising of six villas and four townhouses at Lots 209 - 213, DP 236194, 3 – 11 Benaud Crescent, Warilla and following receipt of the Minister's concurrence, the application be refused, under Section 80 of the *Environmental Planning & Assessment Act, 1979*, as amended, for the reasons stated following the conclusion.

11.6 DA No. 965/2003 - Lot 2, DP 213438, Lot 3, DP 786602, 118-120 Koon Street, Albion Park Rail - Demolition of Existing Structures & Construction of Aged Care Complex Comprising 55 Self-Contained Dwellings (8501642)

69 RESOLVED: Jeffreys/Briggs

That the Council refuse Development Application No. 965/2003 for the demolition of existing dwellings and structures and the construction of an aged care complex comprising of 55 self-contained dwellings at Lot 2 DP 213438 and Lot 3 DP 786602, 118-120 Koon Street, Albion Park Rail under Section 80 of the *Environmental Planning & Assessment Act 1979*, as amended, for the reasons stated following the conclusion.

CARRIED UNANIMOUSLY

11.7 DA No. 713/2005 - Lot 111, DP 877164, Airport Road, Albion Park Rail - Illawarra Regional Airport - Construction of Museum and Two Hangars (8500661)

MOTION: Bird/Hawker

1. That the Council approve Development Application No. 713/2005 for the construction of two hangars and museum at Lot 111, DP 877164, Airport Road, Albion Park Rail in accordance with the provisions of Section 80 of the *Environmental Planning & Assessment Act* subject to the 59 conditions following the conclusion of this report.
2. That the Council exempt Development Application No. 713/2005 from the requirements of Council's *Section 94 Contributions Plan 2005* for this application.

Councillor Mifsud FORESHADOWED a MOTION that Point 1 of the Motion be approved and point 2 be deleted.

70 The MOTION on being PUT to the Meeting was CARRIED 9/3 (Councillors Stewart, Mifsud and Rose dissenting).

11.8 DA No. 378/2005 - Lots 3 & 4, DP 17460, 3A-3B Wollongong Street, Shellharbour - Demolish Existing Dwelling & Pool, Construct Six Units with Basement Parking, Inground Swimming Pool & Strata Subdivision (8500676)

MOTION: Briggs/Rose

That Council approve the application subject to conditions.

Councillor Bird FORESHADOWED a MOTION:

That the Council refuse Development Application No. 378/2005 to demolish existing dwelling and pool, construct six units with basement parking, in-ground swimming pool, consolidate two allotments and strata subdivide at Lots 3 & 4, DP 17460, 3A-3B Wollongong Street, Shellharbour under Section 80 of the *Environmental Planning & Assessment Act*, 1979, as amended, for the reasons following the conclusion.

71 The MOTION on being PUT to the Meeting was DRAWN 6/6

72 The Mayor used his casting vote in support of the Motion. Therefore the MOTION was CARRIED 7/6

11.9 Myimbarr Community Park Draft Landscape Concept Plan (8498224)

73 RESOLVED: Rose/Greig

1. That the Council resolve to adopt the *Draft Landscape Concept Plan* for Myimbarr Community Park.
2. That the Council resolve to allocate \$24,198 of old Section 94 open space embellishment funding to commence the project and amend the budget accordingly.

11.10 Small Environmental Grants (8501020)

74 RESOLVED: Bird/Hawker

1. That the Council resolve to approve the following grants and amend the budget accordingly.
 - Mt Warrigal Park Care – Bush Regeneration and Weed Control, Alex Hoffman Park - \$1,000
 - Tullimbah Landcare – Rehabilitation and restoration of the threatened community at Elizabeth Brownlee Reserve - \$1,620
 - Oak Flats High School – Rainforest Garden - \$590
 - Grey Street Community Reserve Care Group – Management/Maintenance – Grey Street Reserve - \$1,000
 - Warilla Public School – Community Garden - \$1,100
 - Nazareth Catholic Primary School – Native Tree Planting - \$1,600
 - Illawarra Christian School – Healthy Kids, Healthy Schools, Healthier Cities - \$1,600
 - TAFE NSW Shellharbour Campus – Solar Powered Irrigation - \$290
 - Mary Street Park Care – Planting, Mary Street - \$1,200

Further that:

- An allocation of \$1,000 be made to Mt Warrigal Park Care and \$1,000 to Grey Street Community Reserve Care Group from the Asset Manager's Park Care/Bush Care 2005/2006 budget
2. That the Council resolve to decline requests for funding from the 1st Albion Park Scouts, Albion Park Cross Roads, Lake Illawarra South Primary School and Illawarra Sule School, as other funding sources are considered to be more suitable for their projects.
 3. That the Council resolve to decline applications submitted from Albion Park Rail Public School and Lake Illawarra High School, as the applications do not satisfy the selection criteria of the grants program.

11.11 Suburb boundary change between Yellow Rock and Tullimbar (8498255)

75 RESOLVED: Greig/Hawker

That Council commence the formal process as prescribed by the Geographical Names Board to adjust the suburb boundaries between Yellow Rock and Tullimbar as per Option 1.

11.12 Licence to Bendigo Bank at Harbour Theatre - 12 Addison Street, Shellharbour (8501373)

Note: Councillor Greig declared an interest in Item 11.12 and left the Chamber whilst this matter was being considered pursuant to Section 451 of the Local Government Act 1993.

76 RESOLVED: Briggs/Rose

1. That Council enter into a licence agreement with Bendigo Bank for a term of two (2) years commencing on 1 April 2006 at an annual licence fee of \$5,200.00.
2. That the Seal of Council be affixed to the documentation associated with the licence.

Councillor Greig here returned to the Chamber.

11.13 Local Government boundary between Shellharbour City and Kiama Municipality (8501325)

77 RESOLVED: Gillett/Rose

That Kiama Council be approached to consider the option that the Local Government boundary remain in the current location and that Shellharbour City Council and Kiama Municipal Council enter into a maintenance agreement whereby Shellharbour City Council maintains the entire road from the location of the current Shellharbour City Council entrance sign north to Rocklow Creek, whilst Kiama Municipal Council maintains the entire road south from the Shellharbour City Council entrance sign back to Minnamurra River.

11.14 Land adjoining St Joseph's Regional High School, Albion Park - Lot 1 DP 260523 and Lot 8 DP 244972, Macquarie Street and Lot 10 DP 575555, Public Reserve (8501130)

78 RESOLVED: Hawker/Greig

1. Lot 1 DP 260523 and Lot 8 DP 244972 Macquarie Street

That Council undertake a land swap.

2. Lot 10 DP 575555

That Council undertake a subdivision of Lot 10 as shown on plan F and thereafter transfer the relevant parcel to the Diocese with the Diocese to be responsible for all costs including its own legal costs and Council's legal costs.

11.15 Affixing of Council Seal to lease agreement - Lot 407 Harvey Street, Warilla (8501737)

79 RESOLVED: Hore/Leedham

That Council resolve to affix the Seal of Council to the lease between New South Wales Land & Housing Corporation and Shellharbour City Council for the occupation of Lot 407 DP 225930, Harvey Street, Warilla.

11.16 Public Participation - Forum Procedure (8502567)

MOTION: Hawker/Greig

1. That Council adopt the Draft Procedure for Registration and Rules for Public Participation, for the conduct of Public Forums to be held prior to Ordinary Council meetings with amendments as listed below.
2. That these rules and procedures be reviewed by Council after six months from this meeting.
3. That a briefing be organised for councillors after six months to review and debate the rules before coming back to Council.

Procedure for Registration

and

Rules for Public Participation

ADVICE TO PERSONS WISHING TO SPEAK AT A PUBLIC FORUM PRIOR TO A COUNCIL MEETING

Council believes that there should be maximum feasible public input into the decision making process. The intention of the Public Forum is to enable members of the community to make submissions to the Council on ordinary matters listed on the agenda for this meeting.

A person may address the Forum on matters relating only to an officer's report to a meeting and Committee Recommendations that are listed for adoption on the Agenda. There is no Public Forum on Mayor's or Councillors' reports, Notices of Motion, Procedural Motions or Notices of Rescission.

Residents and ratepayers of Shellharbour City and other bona-fide persons with an interest in items before Council, are invited to participate in the process by addressing Councillors at the Forum.

1. Registration for participation in the Public Forum

- i. Persons wishing to address Council about an item on a current agenda, must register with the staff of Council's Corporate Services Department at the Administration Centre, Lamerton House, Shellharbour City Centre, **before 10:00am** on the day of the Council meeting. Registration can be either by phone or in person.
- ii. The phone number is 4221 6111.
- iii. Persons who wish to register at one of Council's libraries, must ask a library staff member who will then phone Corporate Services staff at Lamerton House.
- iv. The Corporate Services staff member will ask for the registrant's name, contact number, the item they wish to speak on and whether they wish to speak FOR or AGAINST the RECOMMENDATION in the report. **Therefore the registrant will need to be aware of the Recommendation by viewing the relevant report in the business paper.** It should be noted that at the time of registration, a registrant MUST advise Council staff whether they are speaking either "for", or "against" the relevant report Recommendation, or they will not be registered to speak. Speakers must speak in accordance with the view they have indicated at registration.
- v. Late requests for participation in the Public Forum cannot be accepted under any circumstances. The 10:00 a.m. deadline is to allow time for staff to process registrations and for registrants to contact the speakers to advise of points to be mentioned.
- vi. When a person registers for permission to speak, their contact details and the time of

receipt of their call will be recorded. The first TWO people to register “for” and “against” any Recommendation, will have the right to speak on that item. These persons will be expected to allow their contact details to be given out by Council to any persons registering later to speak on the same topic. This is to facilitate co-operation between persons wishing to speak, so that more points of view can be included in the time available.

- vii. Applicants in matters (i.e. DAs) before the Council will be given priority to speak before other registrants.
- viii. Later registrants will be advised only of the names of the speakers who share their opinion and will be invited to contact the speakers before the Forum, to discuss or include any specific arguments that need to be made. A list of the names of all persons who have applied to speak, together with an indication of whether they are “for” or “against” the Recommendation, will be made available at the Council chamber, prior to the Forum.
- ix. Persons who have registered (after the first two speakers “for” or “against”) expressing their desire to speak, are encouraged to contact the earlier registrants prior to the commencement of the Forum, to ask that their point of view be included by the speaker. This may best be achieved by preparing a note for the speaker.
- x. Speakers will be limited to two (2) “for” and two (2) “against” the **RECOMMENDATION** on the one subject, at the discretion of the Mayor/Chairperson, except for items relating to the annual Budget and Management Plan, where with the consensus of Councillors, more speakers may be given the opportunity to address the meeting.
- xi. The duration of speeches must not exceed 3 minutes.
- xii. Groups will be required to nominate one representative to make the presentation to the Council on behalf of the group.
- xiii. Only persons registered to speak in the Public Forum shall be permitted to speak. However, the Mayor/Chairperson, with consent of Council, may in extraordinary circumstances permit an unlisted person to address the Councillors on a matter listed in the Business Paper.
- xiv. Public participation may in particular circumstances be permitted in the Committee of the Whole Council Meeting but the speaker has no access to the Committee of the Whole Business Paper and must leave the Chamber after speaking.
- xv. The Mayor/Chairperson, in the absence of objection by any Councillor may agree to allow a person to speak on a matter in the Business Paper, notwithstanding that any of the aforementioned rules have not been observed.

2. At the Forum

- i. Speakers will be required to complete and sign a “Statement of Intent” about their

presentation, when they arrive at the Forum. This will confirm their intention to speak, the topic and the positive or negative opinion they wish to express in relation to the recommendation.

- ii. An item of Public Participation will commence with the Mayor/Chairperson calling on the listed speaker(s) to address the Forum, with the speakers against the motion speaking first and then speakers for the motion speaking last.
- iii. Each speaker will address their speech to the Chairperson. After the speaker has finished speaking or their time has elapsed the Chairperson will then invite the speaker to resume their seat. This closes the Public Participation on that item, as any further discussion by Councillors may only take place during the Council meeting.
- iv. Only the Chairperson be permitted to ask questions of any member of the public, council officers or councillors.
- v. Staff may make précis notes but no formal detailed Minutes are made of the Forum.
- vi. Only the subject matters of reports on the agenda may be discussed at the Forum.
- vii. All persons remain fully liable and responsible for all matters spoken by them in a Forum. Defamatory or libellous remarks about any person will not be tolerated .
- viii. Council expects each speaker to endeavour to keep his/her speech to as short a time as possible. An initial period of three (3) minutes will be allowed for each speaker, after which the Chairperson, at his or her discretion, may give the speaker a further period to summarise and conclude.
- ix. Presentations by members of the Public are to be made verbally. Written material or exhibits (including video, "Powerpoint", photographs) are NOT to be circulated, screened or displayed by the public at Council Meetings or Public Forums. Written information on matters other than Development Applications will be circulated to Councillors only if it is received by Council staff before 12 noon on the Monday prior to the day of the meeting. No late written submissions will be accepted from the public, regardless of the circumstances.
- x. These rules apply to all public submissions for circulation to Councillors with the exception of Development Application (DA) submissions, whether or not the person has registered to speak at the Forum. Separate rules govern the closing date of written submissions to DAs, Local Environment Plans and Development Control Plans and these Public Forum rules are not to be taken as granting any right to a member of the public to submit a late submission on a DA being presented to Council.
- xi. Members of the public have no right to interject during presentations at the Forum. The rules of meeting procedure as outlined in the Local Government Act 1993 and Local Government (General) Regulation shall apply.

3. General rules for participation in the Forum

- i. Public Participation in the Forum is subject to the maintenance of acceptable standards of courtesy and the Mayor or chairperson retains the right to require any speaker who breaches reasonable standards by unacceptable types of behaviour, to stop speaking and resume their seat.

- ii. Unacceptable behaviour from a Forum speaker includes but is not limited to the following:
 - Attack on the good name or character of any person.
 - Defamatory or libellous remarks about any person.
 - Any form of verbal or physical threat to the safety of any person.
 - Insulting or making personal reflections on or imputing improper motives to any other person. *(DLG Meetings Practice Note 2006 - Pg 38)*
 - Ignoring a direction from the Mayor or Chairperson.
- iii. Any speaker whose behaviour or performance at Forums is judged by the Mayor or Chairperson on three separate occasions to be so unacceptable and so unreasonable as to warrant being instructed to cease speaking and resume their seat, will be refused permission to speak in or attend future forums. Any person whose behaviour results in expulsion from the Public Forum, for a period that will be determined by the Council, is also excluded from attendance at ordinary meetings of Council, for the same period that will be determined by the Council.
- iv. A person may not address the Forum to raise allegations about the Council or staff handling of any matter. Allegations against staff or Councillors must be made in writing and sent or brought to the General Manager, in accordance with Council's Complaints Management Policy as described on Council's web site. This policy is also available from Council's Lamerton House Administration Centre. Allegations against staff or Councillors will not be addressed in Public Participation at a Forum. *(This rule is not intended to restrict people raising matters with the Council. Council invites people to raise concerns about the Council or staff handling of matters in accordance with its Complaints Management Policy as published on Council's website. The requirement to provide written notice of allegations to the General Manager provides the opportunity for the General Manager to properly investigate and report the matter to Council.)*
- v. Participation in the Forum is not generally open to legal representatives acting in a professional capacity for a client. Council may permit legal representatives to address the Forum, provided that sufficient notice is given so as to allow each of the parties concerned including Council where necessary the opportunity to have their legal representatives in attendance.
- vi. A speaker can only address the Forum once on any particular item. A further address may be permitted if the circumstances, in the opinion of the General Manager have changed significantly since Council's previous consideration.

4. Ordinary Public Participation at meetings of other Committees

- i. The Rules of Public Participation shall apply to Council's Advisory Committees namely Australia Day/Special Promotions Advisory Committee, Disabilities Services Advisory Committee as well as to the Shellharbour Traffic Committee.
- ii. Public Participation with respect to Committee meetings must be registered **by noon the day before** the scheduled meeting for each Committee.

- iii. Formal Public Participation shall not be permitted during Council inspections, however, Council may request interested residents to participate in discussion. This participation is subject to Council not making a final decision on the matter during the inspection, so that time is allowed for appropriate analysis of any matters introduced in public participation .

5. General requirements for conduct in the Council Chamber

- i. Placards are not to be brought into the Council Chamber. The public must conduct themselves with due respect to the Council and observe the rules of order and meeting procedure as contained in the Code of Meeting Practice.
- ii. Election rallies, speeches or the distribution of electoral material of a political nature will not be permitted within the confines of the Council Chamber or Administration building. Filming, the recording of sound or images and the taking of photographs is not permitted within the confines of the Council Chamber or Administration building without the express permission of the General Manager.
- iii. The Chairperson is authorised on behalf of the Council to determine what actions constitute a breach of the above policy.
- iv. In the event of a possible breach of the peace, the Police may be requested by the Chairperson and/or General Manager to attend to maintain the peace.

80 Councillor Gillett requested that the MOTION be PUT. CARRIED 10/2

81 The MOTION on being PUT to the Meeting was CARRIED 9/3.

12. Community Planning & Strategies Division

12.1 Grant from Ministry of Transport to Shellharbour Community Transport (8497778)

82 RESOLVED: Greig/Gillett

- 1. That Council accept the grant provided by the Ministry of Transport to replace an old modified mini bus with a new, fully accessible mini bus for operation by Shellharbour Community Transport.
- 2. That Council adjust the budget to reflect this grant.

12.2 Proposed Amendment to Shellharbour Rural LEP (8498051)

83 RESOLVED: Greig/Hawker

That Council resolve to prepare a Draft Local Environmental Plan for forwarding to the Department of Planning to consider permitting the storage and hire of portable office buildings, amenities buildings and containers on Lot 33, DP 614174, 9 Illawarra Highway, Albion Park Rail.

13. Shell Cove Business Division

Nil

14. Committee Recommendations

14.1 Recommendations from the CDAC Committee Meeting held 1 February 2006 recommended for adoption.

84 RESOLVED: Greig/Rose

That the Recommendations from the CDAC Meeting held 1 February 2006 be adopted.

14.2 Recommendations from the Traffic Committee Meeting held 1 February 2006 recommended for adoption.

85 RESOLVED: Greig/Rose

That the Recommendations from the Traffic Committee Meeting held 1 February 2006 be adopted.

15. Notices of Rescission Motion

Nil

16. Notices of Motion

Nil

17. Items for Information

17.1 Street Lighting Service (8500617)

Note: The Director Operations & Services advised that the regional manager for Integral Energy had contacted Council this afternoon and promised an improvement in services.

17.2 Sportsfield Allocation & Use (8500087)

17.3 Rescue & Rehoming of Impounded Companion Animals (8502323)

17.4 Seniors Week 2006 (8495850)

Note: A Copy of the Seniors Week booklet was provided to Councillors at the meeting.

17.5 Investments (8500228)

86 RESOLVED: Hawker/Greig

That the Items for Information be received and noted.

18. Questions without Notice

- 87 Councillor Stewart** asked whether difficulties experienced making a right hand turn out of the airport were being addressed.

The Director Operations & Services advised that treatment options are currently being considered by the RTA and there is a proposal to install traffic lights at some stage.

- 88 Councillor Jeffreys** commented that a previously approved development on Yellow Rock Road appears to be still operating a business from the property against Council conditions of approval. She requested that this be followed up.

- 89 Councillor Jeffreys** advised that the garbage bin bases at the Senior Citizens Centre in Oak Flats are unsuitable and difficult to use. She asked that this be investigated and remedial action taken.

- 90 Councillor Jeffreys** advised that Clean Up Australia Day is this Sunday 5 March and invited others to join her at Oak Flats.

- 91 Councillor Gillett** advised that last Anzac Day garbage being collected in same area at same time as the ceremony at the City Memorial caused a noisy distraction to proceedings. She requested that arrangements be made to avoid a repeat of this at this year's Anzac Day ceremony.

- 92 Councillor Rose** requested an update on Mary Street works.

The Group Manager Technical Services & Design said that he had been advised by the Manager Design that the design is being finalised at the moment and should be with the Works and Services department in the next few weeks.

- 93 Councillor Rose** requested that disabled parking near Shellharbour Pool be inspected and assessed as he has received complaints about difficulties for wheelchair access from the parking spaces to the nearby amenities. He also requested that signage be checked.

- 94 Councillor Mifsud** again highlighted problems at Shellharbour swimming pool with bins being dumped in the pool. He requested advice on what measures can be taken to address the problem.

- 95 Councillor Mifsud** advised that there are many vacant blocks overgrown with grass and requested that this be investigated.

96 Councillor Hawker asked when the Albion Park Traffic Study will be ready.

The Director Operations & Services advised that it is presently being finalised and should be available in the next four to five weeks.

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

Meeting closed 9.15 pm

CONFIRMED as a correct record of proceedings at the Ordinary Meeting of the Council of the City of Shellharbour held 21 March 2006.

General Manager

Chairperson