

**Minutes of the Ordinary Meeting
of Shellharbour City Council**

**held at the Council Administration Centre, Shellharbour City Centre
on Tuesday 02 December 2008 commencing at 7.15 pm**

Present

Administrator

Mr D Jesson

In attendance

Acting General Manager
Director of Operations & Services
Director Shell Cove Business Unit
Group Manager Organisation Development
Group Manager Planning Services
Media Officer
Executive Assistant
Executive Assistant

P O'Rourke
A Webster
P Woodcock
B Rose
G Hoynes
R Payne
J Frasca
D Arney

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 11 November 2008

340 RESOLVED: That the Minutes of the Ordinary Council Meeting held on 11 November 2008 as circulated be taken and read and confirmed as a correct record of proceedings.

5. Condolences

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

Mr Fred Bott	of	Albion Park
Mrs Margarete Louise Matilda Beaumont	of	Albion Park
Mrs Reta McGrath	of	Albion Park
Mrs Virginia Coelho	of	Albion Park
Mrs Joy Smith	of	Lake Illawarra
Mr Robert William Bell	of	Lake Illawarra
Mr Stephen John Burke	of	Lake Illawarra
Mr David Gordon Brown	of	Mount Warrigal

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Mr Graham Maurice Corby	of	Oak Flats
Mrs Jean Reid	of	Oak Flats
Mr Leslie Garratt	of	Oak Flats
Mr Wladyslaw Galka	of	Oak Flats
Mr Kenneth Petersen	of	Shellharbour
Mr Carroll Melvin White	of	Warilla
Mrs Duna Srbinovska	of	Warilla
Mrs Margaret Connell	of	Warilla

341 A Motion of condolence was passed by all present standing for one minute's silence.

6. Administrator's Minutes

Nil.

7. General Manager's Office

7.1 Promoting Better Practice Review Recommendations - Action Plan Progress Report (9022048)

342 RESOLVED:

That this report be received and noted.

8. Operations & Services Division

8.1 Forward Program For Capital and Stormwater Service Charge Works - 2009/2012 (9015433)

343 RESOLVED:

1. That Council adopt the draft three year citywide Forward Capital Works, the Main Roads Network and the Stormwater Service Charge Programs, 'Attachment 1', 'Attachment 2' and 'Attachment 3', subject to any future amendment in conjunction with the annual review of the Program.

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2. That the 2009/2010 Capital Works Program and Main Roads Network comprising those projects listed in the three year 2009/2012 Forward Capital Works Program be approved for pre-planning purposes.
3. That the projects included in the Program, which do not have 100% funding be staged or deferred as appropriate.
4. That the 2009/2010 Stormwater Service Charge Program comprising those projects listed in the three year 2009/2012 Forward Stormwater Service Charge Program be approved.
5. That the 2009/2012 Capital Works Program, Main Roads Network and Stormwater Service Charge Program, be included in the draft budget for consideration by the Council at an extraordinary meeting early in 2009.
6. That any variation to the projected Financial Assistance Grant (Roads Component) for 2009/2010 result in an adjustment to the 'Grant Dependent, staged projects and pre-planning investigations' allocation in the Capital Works Program.

8.2 Auction of Surplus and Obsolete Plant and Equipment (9014120)

344 RESOLVED:

That Council approve the disposal of the attached list of surplus and obsolete equipment at the next South Coast Auction to be held on 6 December 2008 as part of the 2008/2009 Small Plant Replacement Program.

8.3 Shop 131 Lamerton House - Proposed Lease to Bargain Hunters Warehouse Pty Ltd T/as Popular (9018579)

345 RESOLVED:

1. That Council approve the lease agreement with Bargain Hunters Warehouse Pty Ltd trading as Popular, for the occupation of Shop 131 Lamerton House, Lamerton Crescent, Shellharbour City Centre for a period of one (1) year with a two (2) year option at a rental of \$28,440 per annum, excluding GST, subject to a development consent being assessed for the use of the premises as a retail outlet.
2. That the Administrator and General Manager be authorised to sign any documentation associated with the licence under Council Seal.

8.4 Shellharbour Game Fishing Club Incorporated - Proposed Licence Agreement - Part Lot 7008, DP 1075107, Shellharbour Boatharbour (9018580)

346 RESOLVED:

1. That Council as Trustee of the land on behalf of the Department of Lands, enter into a licence with the Shellharbour Game Fishing Club Inc. for the use of part Lot 7008, DP 1075107 for game fishing activities, for a period of five (5) years with a licence fee of \$200 per annum plus GST, subject to the Department of Lands issuing formal consent to the signing of a licence.
2. That the Administrator and General Manager be authorised to sign any documentation associated with the licence under Council Seal.

8.5 Sule College - Proposed Licence Agreement for Occupation of land - Part Lot 2, DP 1091230, Shellharbour Road, Shellharbour (9018575)

347 RESOLVED:

1. That Council enter into a licence agreement with Sule College for the occupation of part of Lot 2 DP 1091230 for a period of five (5) years with an annual licence fee of \$200 per annum plus GST.
2. That the licensee only use the land for recreation-related activities associated with the adjoining school.
3. That the Administrator and General Manager be authorised to sign any documentation associated with the licence under Council Seal.

8.6 Shellharbour City Sports Assistance Fund Management Committee - appointment of Council delegates (9016404)

348 RESOLVED:

That Council appoint a further two delegates to the Shellharbour City Sports Assistance Fund and that the delegates be two Council officers nominated by the General Manager.

9. Community Planning & Strategies Division

Nil

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10. Shell Cove Business Division

10.1 Shell Cove Quarterly Report (9015667)

349 RESOLVED:

That this report be received and noted.

11. Committee Recommendations

11.1 Recommendations from the Traffic Committee Meeting held 5 November 2008 recommended for adoption.

350 RESOLVED:

That the Recommendations from the Traffic Committee Meeting held 5 November 2008 be adopted.

11.2 Recommendations from the Aboriginal Advisory Committee Meeting held 11 November 2008 recommended for adoption.

351 RESOLVED.

That the Recommendations from the Aboriginal Advisory Committee Meeting held 11 November 2008 be adopted.

11.3 Recommendations from the Disabilities Services Advisory Committee Meeting held 19 November 2008 recommended for adoption.

352 RESOLVED.

That the Recommendations from the Disabilities Services Advisory Committee Meeting held 19 November 2008 be adopted.

12. Items for Information

12.1 Investments (9020202)

353 RESOLVED:

That the Item for Information be formally noted.

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13. Urgent Business (as introduced by the Administrator)

Nil.

The Administrator advised the meeting that the Council's annual report had been released, of the functions at which he represented the Council, that the proposed security fencing at Warilla Pool would be installed and he spoke at some length about his responsibility to be a responsible employer under the Charter in the Local Government Act.

Meeting closed 7.53 pm

CONFIRMED as a correct record of proceedings at the Ordinary Meeting of the Council of the City of Shellharbour held 16 December 2008.

General Manager

Chairperson