

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

**held at the Council Administration Centre, Shellharbour City Centre
on Tuesday 02 February 2010 commencing at 3.00 pm**

Present

Administrator

Mr D Jesson

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 Development Services	M Boenisch
Group Manager Planning Services	G Hoynes
Group Manager Community Services & Development	M Forland
Corporate Solicitor	B McCann
Manager Executive Offices	F MastroDomenico
Manager Media & Communications	N East
Manager Property	D Flanagan
Acting Manager Development Services	G Meredith
Senior Strategic Planner	C Lappin
Acting Property Officer/Para Legal Officer	T Robinson
Trainee Development & Compliance Officer	A Kite
Executive Assistant	L Davey
Executive Assistant	D Arney

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Mr Stephen Boyle	of	Albion Park
Mr Terence John Brennan	of	Albion Park
Mrs Giovanna (Jane) Mamo	of	Albion Park
Mr Alex Barron	of	Albion Park
Mr Owen Hosking	of	Albion Park
Ms Lynn Denise Iles	of	Albion Park
Mr Allan Brown	of	Albion Park Rail
Mr Charles Eric Garrard	of	Albion Park Rail
Mr Frederick John Barlow	of	Albion Park Rail
Mr George Fitzpatrick	of	Albion Park Rail
Mrs Toni Regina (Nee Coster) Francome	formerly of	Albion Park Rail
Mrs Daphne May Cusack	of	Barrack Heights
Mr Bosko (Bob) Cusack	of	Barrack Heights
Mrs Iris Hall	of	Barrack Heights
Mrs Sharyn Jane King	of	Blackbutt
Mr Laurence Everard Hyatt	of	Blackbutt
Mrs Edith Eson	of	Flinders
Mrs Doris Dwyer	of	Lake Illawarra
Mr Michael Barnett	of	Lake Illawarra
Mrs June Feeney	of	Lake Illawarra
Mr Robert Leslie (Bob) Priestly	formerly of	Lake Illawarra
Mrs Kathleen Bessie Fengler	of	Mt Warrigal
Mr Lyall Troth	of	Mt Warrigal
Mr Sydney Arthur Bryant	of	Mt Warrigal
Mr Kevin (Kev) Hapgood	of	Mt Warrigal
Mr Lester Clark	formerly of	Mt Warrigal

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Mrs Elma Clark	of	Oak Flats
Mrs Dorothy Moon	of	Oak Flats
Mrs Astrid Viola Lampinen	of	Oak Flats
Mr Edwin Joe Neaves	of	Oak Flats
Mr Adrian Bush	of	Oak Flats
Mr Alan (Pago) Paget	of	Oak Flats
Mr Joseph Hamilton	formerly of	Oak Flats
Mrs Dorothy Jean Rose	of	Shell Cove
Mr Donald James	of	Shellharbour
Mr Alexander Hudson	of	Warilla
Mrs Daphne Maude Copper	of	Warilla
Mr Leslie Martin Hockaday	of	Warilla
Mrs Barbara Eyres	formerly of	Warilla
Mr Michael Rogers	formerly of	Warilla

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

7. Addresses to Council

Agenda Item No & Title	Name
2.2 Confirmation of the Minutes of the Extraordinary Meeting held 27 January 2010	Sonya McKay
12.2.5 Albion Park Community Centre, Albion Park Rail Community Centre and Warilla Community Centre: Proposed Licence Agreement	Sonya McKay

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12.2.6 Illawarra Regional Airport: Affix of Seal to Plan for Lease Purposes to Airservices Australia	Peter Moran (not in attendance) Sonya McKay
12.3.2 119 Little Lake Crescent Warilla: Proposed Interim Heritage Order	Peter Moran (not in attendance)

The Administrator noted that Mr Peter Moran who was listed to speak in Addresses to Council was not present in the gallery.

8. Adjournment – Consideration of Addresses to Council

7 RESOLVED:

That the Council meeting be adjourned to enable it to consider matters raised during Addresses to Council.

Meeting adjourned 3.24 pm

Meeting resumed 4.03 pm

9. Administrator's Statements / Reports / Presentations

The Administrator outlined the functions/events he had attended since the Council Meeting of 15 December 2009.

10. Councillors' Reports (not applicable at this time)

Nil

11. Administrator's Minutes

Nil

12. Reports

12.1 General Manager's Office

Nil

RESOLVED: That Item Nos 12.2.2, 12.2.3, 12.2.4, 12.3.1, 12.3.2 and 13.1 be adopted as follows:

12.2 Operations & Services Division

12.2.2 Shellharbour City Stadium, Croom Regional Sporting Complex, Croome Road, Croom: Proposed licence agreement with Cricket NSW (9227838)

8 RESOLVED:

1. That Council commence the process to enter into a licence agreement with Cricket NSW, including advertising.
2. That provided no submissions are received, Council enter into a licence agreement with Cricket NSW for a term of five years at an annual rental of \$5,127.20 including GST, to be increased annually by CPI.
3. That Council approve the special condition of 16 hours of court hire to be included in the licence agreement and the fee of \$800 be incorporated into the licence under the Schedule of Items and that a clause be inserted in the licence agreement allowing for increases in court hire fees to be paid for by the lessee.
4. That the Administrator and General Manager be authorised to execute the licence agreement and associated documentation.

12.2.3 Oak Flats Neighbourhood Centre: Proposed Licence Agreement to Oak Flats Progress Society (9227475)

9 RESOLVED:

1. That Council approve the licence agreement for occupation of the hall at the Oak Flats Neighbourhood Centre for one night/day per month as specified by the Oak Flats Progress Society by booking the hall through Council's Customer Service Department;
2. That Council approve the term of the licence agreement to be for twenty-one years with the option of termination by the Oak Flats Progress Society by providing one months notice in writing;
3. That Council approve that the use of the hall for one day/night be free of charge as agreed between Council and the Society at the time of the sale of the building in 2001;
4. That the Administrator and General Manager be authorised to execute the licence agreement and associated documentation.

12.2.4 Part Lot 676 DP 264470 Wilga Close, Albion Park Rail: Proposed Licence Agreement - Sydney Woodcarving Group Inc Shellharbour Branch (9212467)

10 RESOLVED:

1. That Council enter into a licence agreement with Sydney Woodcarving Group Incorporated for a term of five years at an annual rental of \$100.00 plus GST to be increased annually by CPI. The days of occupation are to be specified in the agreement as the first Monday and third Saturday of each month from 9.30am to 2.30pm.
2. That the Administrator and General Manager be authorised to execute the licence agreement and associated documentation in relation to the licence agreement.

12.3 Community Planning & Strategies Division

12.3.1 Cultural Diversity Policy 2010: Draft for Exhibition (9234464)

11 RESOLVED:

1. That Council publicly exhibit the Draft Cultural Diversity Policy 2010 for a period of 28 days and seek public submissions in that period for consideration.
2. That in addition to standard exhibition and notification practices, Council take additional measures as appropriate to ensure that feedback is sought from all culturally diverse community groups within the local government area.

12.3.2 119 Little Lake Crescent Warilla: Proposed Interim Heritage Order (9236947)

12 RESOLVED:

That Council:

1. Make an Interim Heritage Order over Lot C DP 406934 119 Little Lake Crescent, Warilla.
2. Arrange the gazettal of the Interim Heritage Order in the Government Gazette.
3. Forward a copy of the Interim Heritage Order to the property owner along with the pertinent provisions of the NSW Heritage Act regarding Interim Heritage Orders.

4. Advise the Heritage Branch of the Department of Planning NSW of Council's decisions.

13. Committee Recommendations

13.1 Recommendations from the Aboriginal Advisory Committee Meeting held 8 December 2009 recommended for adoption.

13 RESOLVED:

That the Recommendations from the Aboriginal Advisory Committee Meeting held of 8 December 2009 be adopted.

14. Items for Information

14.1 Investments (9236547)

14 RESOLVED:

That the Item for Information be formally noted.

2. Confirmation of Minutes

2.1 Ordinary Meeting 15 December 2009

2.2 Extraordinary Meeting 27 January 2010

15 RESOLVED:

That the Minutes of the Ordinary Council Meeting held on 15 December 2009 and the Extraordinary Council Meeting held on 27 January 2010 as circulated be taken as read and confirmed as a correct record of proceedings.

12.2 Operations & Services Division

12.2.1 Lot 321 DP 833820 Princes Highway, Albion Park Rail: Affixing of Council Seal to Acceptance of Offer of Compensation for Compulsory Acquisition of land by Sydney Water Corporation (9231845)

16 RESOLVED:

That this item be deferred for a further report addressing Council's proposed road infrastructure in the area proposed for the easement.

12.2.5 Albion Park Community Centre, Albion Park Rail Community Centre and Warilla Community Centre: Proposed Licence Agreements (9234667)

17 RESOLVED:

1. That Council place on exhibition for a period of not less than 28 days the proposal to let by licence agreement (for a period of 10 years) the facilities set out in the report and that subject to no submissions being received that Council proceed to:
 - (a) enter into a 10 year licence agreement with the Albion Park Neighbourhood Association for the occupation of the buildings situated within Lot 1 DP 743025 being the Albion Park Community Hall with an annual rental of \$100.00;
 - (b) enter into a 10 year licence agreement with The Rail Neighbourhood Association for the occupation of the buildings situated within Lot 1 DP 227447 being The Rail Community Centre with an annual rental of \$100.00;
 - (c) enter into a 10 year licence agreement with the Warilla Neighbourhood Centre for the occupation of the buildings situated within Lot 11 DP 1125335 being the Warilla Community Centre with an annual rental of \$100.00;
 - (d) The Administrator and General Manger be authorised to execute all associated documents in relation to the licence agreements between Shellharbour City Council and the Albion Park Neighbourhood Association, The Rail Neighbourhood Association and the Warilla Neighbourhood Centre.
2. That in the event of any submissions being received as a result of the exhibition process that a further report be prepared for Council's consideration prior to any further action being taken.

12.2.6 Illawarra Regional Airport: Affix of Seal to Plan for Lease Purposes to Airservices Australia (9234652)

18 RESOLVED:

That Council affix the Seal of Council to the "Plan For Lease Purposes" for the area described as Part DP 1132715 and occupied by Airservices Australia under the lease agreement between Airservices Australia and Shellharbour City Council.

12.4 Shell Cove Business Division

Nil

15. Notices of Rescission/Alteration Motions

Nil

16. Notices of Motion

Nil

17. Questions on Notice

Nil

18. Urgent Business

Nil

19. Committee of the Whole in Closed Session: Adjournment

Nil

20. Committee of the Whole: Consideration of Adoption of Decisions Reached in Closed Session

Nil

21. Committee of the Whole: Consideration of Declassification of Reports

Nil

Meeting closed 4.15 pm