

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

**held at the Council Administration Centre, Shellharbour City Centre
on Tuesday 15 March 2011 commencing at 5.30 pm**

Present

Administrator

Mr D Jesson

In attendance

General Manager

Acting Director of Operations & Services

Director of Community Planning & Strategies

Group Manager Corporate Services

Manager Media & Communications

Manager Property

Shell Cove Commercial Manager

Manager Executive Services / Public Officer

Manager Development Services

Senior Strategic Planner

Executive Assistant

Executive Assistant

M Willis

M Boenisch

P O'Rourke

T Gearon

N East

D Flanagan

K James

F MastroDomenico

G Meredith

C Lappin

L Davey

D Arney

1. Acknowledgement to Country

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

Webcasting

Administrator's Comment

The Administrator read the usual advice regarding the webcasting of the meetings of the Council.

2. Confirmation of Minutes

2.1 Ordinary Meeting 22 February 2011

29 RESOLVED:

That the Minutes of the Ordinary Council Meeting held on 22 February 2011 as circulated be taken as read and confirmed as a correct record of proceedings.

3. Apologies / Leave of Absence

Nil

4. Confidential Business (Committee of the Whole)

Nil

5. Pecuniary Interest and Conflict of Interest Declarations

Nil

6. Condolences

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

Mr John (JR) Ransley of Albion Park

Mrs Margaret Land of Albion Park Rail

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Mr Timothy Matthews	formerly of	Albion Park Rail
Mrs Yvonne Colleen Macdonald	of	Albion Park Rail
Mrs Lola Jackson	of	Barrack Heights
Mr Victor De Lorenzo	of	Barrack Heights
Mr Charles William Waring	of	Barrack Point
Mr Peter Dafkovski	of	Blackbutt
Mrs Velika Brglevska	of	Blackbutt
Mr Giuseppe Gastaldin	of	Lake Illawarra
Mrs Marie Gladys Tough	of	Lake Illawarra
Mrs Lila May Brewer	of	Mt Warrigal
Mr Nikolaus Schampier	of	Oak Flats
Mrs Pam Ind	of	Shell Cove
Mrs Carmen Santiago	of	Shellharbour
Mr Jayden Michael O'Brien	of	Shellharbour
Mr Laidley John King	of	Shellharbour
Mr Joseph (Pepe) Gonzalez	of	Warilla
Mrs Rhonda Narelle Price	of	Warilla

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

7. Addresses to Council

Agenda Item No & Title	Name
12.2.4 Lease to Airservices Australia - Part DP 1132715 - Illawarra Regional Airport	Sonya McKay
12.4.1 Shell Cove Quarterly Report	Sonya McKay

8. Adjournment – Consideration of Addresses to Council (only to be taken where deemed to be required by the Council and determined by Resolution of the Council)

The Administrator noted that there were no issues raised during Addresses to Council that would require an adjournment.

9. Administrator’s Statements / Reports / Presentations

The Administrator formally advised the community that Council has begun action in the Land and Environment Court on the proposed Calderwood development, based on doubts and reservations about the process of the Minister for Planning's approval of the concept plan for the development.

He also commented on recent media reports about a lack of parking at the new police station at Oak Flats, saying Council had placed a condition on the development consent for the new station, that it include adequate car parking. However, the condition was removed by direction of the State.

The Administrator also spoke on the issue of the draft Shellharbour Local Environmental Plan 2011 which had been reported to the last Council meeting with a view to placing the draft on public exhibition, and which was deferred because of concern about an issue involving proposed development in Killalea State Park.

He asked the General Manager to consider separating the Killalea issue from the rest of the draft Local Environmental Plan, to allow the draft to go on exhibition at the earliest opportunity. The General Manager advised that he would take this matter on notice and that it was being considered by staff and will be reported to Council at its next meeting.

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

Nil

11. Administrator’s Minutes

Nil

12. Reports

12.1 General Manager’s Office

Nil

12.2 Operations & Services Division

12.2.1 NSW Community Building Partnership: Reddall Reserve Kiosk Upgrade (9625794)

31 RESOLVED:

1. That the Council accept the grant funding totalling \$30,000 from the NSW State Government under the NSW Community Building Partnership Program.
2. That authority be given for the Administrator and General Manager to execute all necessary documents under Council's Seal as appropriate in relation to the program.
3. That the budget be amended accordingly.

12.2.2 Requests for Donation (9459189)

32 RESOLVED:

1. That Council provide financial assistance totalling \$2,200; through the following donations/contributions for the purposes stated:
 1. St Joseph's Catholic High School
 - Prizes for Literary Luncheon for Year 11 students from the Illawarra area \$200
 2. Crossroads NSW Inc Shellharbour Branch
 - assisting with costs for use of Community Transport bus \$1,000
 3. Society of St Vincent de Paul - Oak Flats branch
 - Financial and material assistance for disadvantaged residents \$500
 4. Gullinja's Aboriginal Dragon Boat Team
 - sponsorship for entrance to the Dragon Boat Race associated with the Shellharbour Festival of Sport ** \$500
2. That the following Shellharbour community service groups, who assisted Council with the Australia Day Breakfast by the Lake event and without whose assistance the event could not proceed, receive between them, a distribution of 70% of the proceeds from the Australia Day Breakfast by the Lake 2011:
 1. Rotary Club of Shellharbour
 2. Dunmore Rural Fire Brigade
 3. Oak Flats Lions Club
 4. Rotary Club of Albion Park

5. Warilla Barrack Point SLSC
6. Lake Illawarra PCYC
7. Oak Flats Lioness' Club

Further, that the following groups receive a proportion of the remaining 30% of proceeds from Australia Day Breakfast by the Lake 2011, Cash for City Charities program:

8. Dragons Abreast Illawarra
9. Illawarra Dialysis and Transplant Association Inc.
10. Shellharbour Hospital Auxiliary
11. Crossroad NSW Inc. Shellharbour Branch
12. Society of St Vincent de Paul - Oak Flats branch
13. The Denny Foundation
14. Shellharbour Girls Brigade

***Note: The donation to the Gullinja's Dragon Boat Team is to cover team entrance fees for the Shellharbour Festival of Sport Dragon Boat races. Council is currently working on a sponsorship plan, which would more appropriately deal with fund requests such as this.*

12.2.3 Lot 407 DP 225930, 8 Harvey Street, Warilla: Lease Agreement with NSW Land and Housing Corporation (9395490)

33 RESOLVED:

That Council authorise a lease agreement with NSW Land and Housing Corporation, for the continued occupation of the Childcare centre building at 8 Harvey Street, Warilla to commence from 1 January 2012 and continue in force until 31 December 2015 and that the Administrator and General Manager be authorised to sign all relevant documentation on behalf of Council.

12.2.4 Lease to Airservices Australia - Part DP 1132715 - Illawarra Regional Airport (9460396)

34 RESOLVED:

1. That Council enter into two consecutive, five year lease agreements with Airservices Australia, for the occupation of Lot 1100 DP 1151743, Illawarra Regional Airport, at a nominal rental of \$1.00 per annum.
2. That the Administrator and General Manager be authorised to execute all relevant documentation required for this agreement.

12.3 Community Planning & Strategies Division

Nil

12.4 Shell Cove Business Division

12.4.1 Shell Cove Quarterly Report (9447605)

35 RESOLVED:

1. That the quarterly report for the period 6 December 2010 to 6 March 2011 for the Shell Cove Project be received and noted.
2. That Council authorise the Administrator and General Manager to execute the Subdivision Plan and 88B Instrument for the subdivision of Lot 7301 DP 1060603, and any documents associated with the sale (including the Transfers) of proposed lots 7501 to 7504 (Stage 7B (7301)), under Council Seal.
3. That Council authorise the Administrator and General Manager to execute the Subdivision Plan and 88B Instrument for the subdivision of Lot 8248 DP 1153225, and any documents associated with the sale (including the Transfers) of proposed lots 8301 to 8316 (Stage 8B2), under Council Seal.

13. Committee Recommendations

13.1 Recommendations from the Aboriginal Advisory Committee Meeting held 1 March 2011 recommended for adoption.

36 RESOLVED:

That the Recommendations from the Aboriginal Advisory Committee Meeting held of 1 March 2011 be adopted.

13.2 Recommendations from the Shellharbour Traffic Committee Meeting held 2 March 2011 recommended for adoption.

37 RESOLVED:

That the Recommendations from the Shellharbour Traffic Committee Meeting held of 2 March 2011 be adopted.

14. Items for Information

Nil

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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. Consideration of Motions to Declassify Reports Considered in Closed Session

Nil

Meeting closed 6.08 pm