

**Minutes of the Ordinary Meeting  
of Shellharbour City Council  
held at the Council Chambers, Council Administration Centre  
Shellharbour City Centre  
on Tuesday 26 February 2019 commencing at 6.31 pm**

**Present**

Mayor, Councillor	M Saliba
Deputy Mayor, Councillor	J Murray
Councillor	M Hamilton
Councillor	K Marsh
Councillor	P Moran
Councillor	R Petreski

**In attendance**

General Manager	C McIntyre
A/ Director Council Sustainability	G Grantham
Director Community and Customers	M Boxall
Director Amenity and Assets	B Stewart
Executive Manager / Public Officer	F Lepouras
Group Manager Organisational Performance	E Woods
Group Manager Community Connections	K Baget-Juleff
Group Manager Business Technology & Customer Services	M Chiodo
Group Manager Asset Strategy	W Peterson
Shell Cove Commercial Manager	K James
Manager Financial Services	P Henderson
Media Officer	K Wells
Senior Executive Assistant (Minute Taker)	L Davey
Councillor Support Officer	J Frasca

**1. Acknowledgement to Country**

Shellharbour City Council acknowledges the Traditional Owners and Custodians of the Land on which we are meeting and pays its respects to Elders past and present.

**Webcasting and Emergency Plan Statement**

The Mayor read the usual advice regarding the webcasting of the meetings of the Council and the emergency plan for Council Meetings.

**2. Apologies**

An apology was tendered on behalf of Councillor Cattell.

1 RESOLVED: Murray/Petreski

That the apology as tendered be accepted.

CARRIED UNANIMOUSLY

**3. Leave of Absence**

Nil

**4. Confirmation of Minutes**

**4.1 Ordinary Meeting 5 February 2019**

2 RESOLVED: Marsh/Hamilton

That the Minutes of the Ordinary Council Meeting held on 5 February 2019 as circulated be taken as read and confirmed as a correct record of proceedings.

CARRIED UNANIMOUSLY

**5. Declarations of Interest**

**Councillor Kellie Marsh:**

Item 11.3.2 Requests for Financial Assistance – Third Quarter Allocation 2018/19

**Nature of Interest:**

Councillor Marsh declared a non-pecuniary interest for this item as her son plays for the Shellharbour Swans. Councillor Marsh will remain in the room and debate and vote on the matter.

**6. Confidential Business (Committee of the Whole in Closed Session)**

Nil

**7. Condolences**

The Council acknowledged the following deaths in the Local Government area.

Mrs Ruth Margaret Doyle	of	Albion Park
Mr John Albert Kimber	of	Albion Park
Mrs Dawn Frances May	of	Albion Park
Mrs Carol Medina	of	Albion Park Rail
Mr Kevin Faricy	of	Barrack Heights
Mr John Edwin Marks	of	Flinders
Mr Eric Robinson	of	Lake Illawarra
Mr Ostoja Sipka	of	Lake Illawarra
Mr Anthony Boater	of	Oak Flats
Mr Joseph Kostyw	of	Oak Flats
Mr Stewart Cunningham	of	Mount Warrigal
Mrs Marion Francis	of	Mount Warrigal
Ms Junette Eliza Ellen Godkin	of	Mount Warrigal
Mr Ed Parsons	of	Warilla

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

**8. Mayoral Statements / Reports / Presentations**

The Mayor has attended the following meetings since the last Council Meeting:

6/2/19 CivicRisk Executive Committee Meeting and Mutual Management Services Board Meeting

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9/2/19	Interviews for Executive Officer position for Illawarra Shoalhaven Joint Organisation
11/2/19	Clontarf Foundation – Luncheon
14-15/2/19	South East Australian Transport meeting in Victoria
18/2/19	CivicRisk West Board Meeting
21/2/16	Illawarra Veteran Golfers Association - Presentation & Dinner
22/2/19	Illawarra Shoalhaven Joint Organisation Board Meeting
22/2/19	Footloose the Musical production at Roo Theatre
22/2/19	Multicultural Seniors Lunch and Expo

The Mayor read to the meeting an email of thanks from Phil Greenaway, a cyclist and committee member of Kiama BUG thanking Council for their efforts in improving the cycling network in the Shellharbour City area over the last 12 months. The Mayor acknowledged the efforts of staff within the Amenity & Assets directorate.

The Mayor also read to the meeting a letter of praise received from Karen Rennick in relation to recent assistance she was provided by Council's lifeguard Ben Allen. Ms Rennick suffers a disability and had not felt sand or been to the beach in over 20 years and Ben Allen offered assistance to Mr Rennick to go onto the beach with the use of the beach wheelchair. The Mayor extended her thanks to Ben Allen for his efforts and for displaying the Core Values – Collaboration, Accountability, Integrity, Respect and Sustainability.

### **9. Mayoral Minutes**

#### **9.1 Mayoral Minute: Sister Cities and Friendship Cities (11178076)**

4 RESOLVED: Mayor Saliba

That Council Officers prepare a report on establishing a framework for Sister Cities and Friendship Cities that includes the objectives of Sister Cities and Friendship Cities, criteria for establishing relationships that benefits both local government areas, the costs associated with the program, options on how Sister Cities and Friendship Cities are determined and evaluation of the program.

CARRIED UNANIMOUSLY

**9.2 Mayoral Minute: Aboriginal Interpretive Walk on the Southern Side of Lake Illawarra (11181570) (Attachment 1)**

5 RESOLVED: Mayor Saliba

That Council Officers prepare a report into the development of an Aboriginal Interpretive Walk on the southern side of Lake Illawarra, in consultation with the Aboriginal Advisory Committee. The report should include but not be restricted to signage, cost, and placement. The project to be funded from Southern Phones dividend.

CARRIED UNANIMOUSLY

**10. Councillors' Statements / Reports**

Councillor Hamilton and Councillor Petreski outlined their attendance at a recent fundraiser at the Lakeview Hotel for Rock for ROC (Rare Ovarian Cancers).

**11. Reports**

Note: The Addresses to Council Forum was held prior to the Council Meeting from 4.30pm to 5.30pm.

<b>Agenda Item No &amp; Title</b>	<b>Page Ref</b>	<b>Name</b>
<i>Council Sustainability Directorate</i>		
11.2.3 Proposed Licence – Oak Flats Swimming Club Incorporated – Oak Flats Swimming Pool	41	Kelley Ryan – <i>Oak Flats Swim Club</i>
<i>Community and Customers Directorate</i>		
11.3.2 Requests for Financial Assistance – Third Quarter Allocation 2018/19	56	Steven Whitworth – <i>The Flame Tree Project</i>

6 RESOLVED: Murray/Petreski

That Standing Orders be suspended in order for Items 11.2.3 and 11.3.2, the subject of Addresses to Council, to be considered here in the agenda.

CARRIED UNANIMOUSLY

## **11.2 Council Sustainability Directorate**

### **11.2.3 Proposed Licence - Oak Flats Swimming Club Incorporated - Oak Flats Swimming Pool (11174485)**

7 RESOLVED: Murray/Petreski

That:

1. Council commence the formal process to enter into a licence agreement with the Oak Flats Swimming Club Incorporated (Swimming Club) for the use of up to three Swimming Lanes (heated and cold water) at Oak Flats Pool located at Lot 1 DP224750, corner Kingston & Hope Street, Oak Flats, for a three year period.
2. Council endorse that the proposal be placed on public exhibition for a period of 28 days calling for submissions.
3. If there are no relevant submissions received as a result of the public exhibition, or there are no substantial post public exhibition changes proposed for any other reasons, Council enter into a three year licence with Oak Flats Swimming Club Incorporated for the use of up to three Swimming Lanes (heated and cold water) at Oak Flats Pool located at Lot 1 DP224750, corner Kingston & Hope Street, Oak Flats, and the annual licence fee commence at \$22,282 (inclusive of GST) and a fixed rate of 3% be applied on each anniversary of the commencement date.
4. If any relevant submissions are received as a result of public exhibition, or if there are substantial post public exhibition changes proposed for any other reasons, a report be submitted to Council for consideration detailing the public exhibition outcomes and with further recommendations regarding adoption.
5. Council approve a 1 October 2018 commencement date for the new licence.
6. Council note the annual "in-kind donation" in Council's aggregate record of donations to the community.
7. The Mayor and General Manager, or his nominated delegate, be authorised to sign any documentation associated with the licence with

Oak Flats Swimming Club Incorporated for the use of Oak Flats Swimming Pool, under Council Seal.

CARRIED UNANIMOUSLY

**11.3 Community and Customers Directorate**

**11.3.2 Requests for Financial Assistance - Third Quarter Allocation 2018/19 (11174590)**

Councillor Marsh declared a non-pecuniary interest for this item and remained in the chamber.

8 RESOLVED: Murray/Hamilton

That Council

1. Provide financial assistance from the miscellaneous donations budget totalling \$4,100 to the following:

Global Care Shellharbour (Foodcare)	\$1,000
St Vincent de Paul Albion Park Conference	\$1,000
Southlake BMX	\$500
Supported Accommodation and Homelessness Services (SAHSSI) Inc	\$600
Shellharbour Swans Junior Australian Football Club	\$1,000

2. Grant \$1,000 fee reduction/exemption at Dunmore Waste Disposal Depot from the Fee Reduction budget to Shellharbour City Baptist Church.

CARRIED UNANIMOUSLY

9 RESOLVED: Murray/Marsh

That Standing Orders be resumed.

CARRIED UNANIMOUSLY

**11.1 General Manager**

**11.1.1 December Quarterly Review of the Delivery Program and Operational Plan 2018 - 2019 (11169034)**

10 RESOLVED: Murray/Marsh

That Council adopt the:

1. December Quarter Review of the Delivery Program and Operational Plan 2018-2019.
2. December Quarter Budget Review 2018 - 2019 with all recommended adjustments as contained in this report and attachment.

CARRIED UNANIMOUSLY

**11.2 Council Sustainability Directorate**

**11.2.1 Shell Cove Progress Report to 17 February 2019 (11154750)**

Councillor Marsh asked for details of the expected completion date for the proposed AFL/cricket ground at Shell Cove. The General Manager took the Question on Notice.

11 RESOLVED: Murray/Hamilton

That the progress report for the period from 17 September 2018 to 17 February 2019 for the Shell Cove Project be received and noted.

CARRIED UNANIMOUSLY

**11.2.2 Draft Statement of Business Ethics Policy (11174324)**

12 RESOLVED: Petreski/Marsh

That:

1. Council endorse the 'Draft Statement of Business Ethics Policy' to be placed on public exhibition for a period of 28 days calling for submissions.
2. If any relevant submissions are received as a result of public exhibition, or if there are substantial post public exhibition changes proposed for any other reasons, a report be submitted to Council for consideration detailing the public exhibition outcomes and with further recommendations regarding adoption.



3. If there are no relevant submissions received as a result of the public exhibition, or there are no substantial post public exhibition changes proposed for any other reasons, Council adopt the 'Draft Statement of Business Ethics Policy' as attached to this report.

CARRIED UNANIMOUSLY

**11.2.3 Proposed Licence - Oak Flats Swimming Club Incorporated - Oak Flats Swimming Pool (11174485)**

This matter was dealt with earlier in the agenda as it was the subject of Addresses to Council (Refer to Resolution No. 7).

**11.3 Community and Customers Directorate**

**11.3.1 Minor Locality Boundary Alteration - Shellharbour and Shell Cove (11172814)**

13 RESOLVED: Murray/Petreski

That Council:

1. Endorse the proposal to modify the boundaries between the Shellharbour and Shell Cove localities in the area of Harbour Boulevard as shown in Attachment 2.
2. Submit the proposed amendment to the Secretariat of the Geographical Names Board for consideration and determination.

CARRIED UNANIMOUSLY

**11.3.2 Requests for Financial Assistance - Third Quarter Allocation 2018/19 (11174590)**

This matter was dealt with earlier in the agenda as it was the subject of Addresses to Council (Refer to Resolution No. 8).

**11.3.3 Sponsorship Applications - Third Quarter Allocation 2018/19 (11176209)**

14 RESOLVED: Marsh/Petreski

1. That Council provide sponsorship to the following groups from the sponsorship budget totalling \$1,525.00.

## SHELLHARBOUR CITY COUNCIL

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Applicant	Event details		Recommendation
Ann Dewson	The Million Paws Walk	Reddall Reserve East	In kind support – use of crowd control barriers (approx. \$1000)
Stephanie Lake	Shellharbour Relay for Life Trivia and games night	Shellharbour Civic Centre	In kind support to cover the cost of room hire at the Shellharbour Civic Centre (\$525)

2. That the sponsored events be added to Council's Calendar of Events as "sponsored events".

CARRIED UNANIMOUSLY

### 11.4 Amenity and Assets Directorate

#### 11.4.1 Tender 2018/52 Construction of the Tongarra Road Shared Use Path (11174821)

15 RESOLVED: Marsh/Murray

That Council:

1. Approve reallocation of capital savings and transfer funds of up to \$510,800.00 excluding GST to deliver the full scope of works for the construction of the Tongarra Road Shared User path.
2. In accordance with Clause 178 of the *Local Government (General) Regulation (2005)*, Council accept the tender offer for the contract 2018/52 from Tender "A" for the construction of the Tongarra Road Shared Use Path.
3. Authorise the General Manager or his delegate to sign the Letter of Award and execute the contract, variations and associated documents.
4. In accordance with the Government Information (Public Access) Act 2009 that the name of the successful contractor and amount payable under the contract be added to the contracts register.

CARRIED UNANIMOUSLY

**12. Committee Recommendations**

**12.1 Recommendations from the Traffic Committee Meeting held 6 February 2019 recommended for adoption.**

16 RESOLVED: Marsh/Murray

That the Recommendations from the Traffic Committee Meeting of 6 February 2019 be adopted.

CARRIED UNANIMOUSLY

**13. Items for Information**

Nil

**14. Notices of Rescission/Alteration Motions**

Nil

**15. Notices of Motion**

**15.1 Notice of Motion submitted by Cr Robert Petreski: Sports Field Lights (11175543)**

17 RESOLVED: Petreski/Moran

That Council officers investigate and prepare a report to Council on the costs and required timelines for the replacement of existing sports field lights with high efficiency LED floodlighting. Specifically, the costs consideration within the report should include, but not be limited to the operating cost savings vs supply and installation costs.

CARRIED UNANIMOUSLY

**15.2 Notice of Motion submitted by Cr Robert Petreski: Condolence Building (11175544)**

The Mayor asked if the condolence building has been considered as part of the master planning for the Albion Park cemetery in the past. The General Manager took the Question on Notice.

Councillor Marsh asked if the entire Albion Park Cemetery will have ground breaking radar undertaken before consultants are hired or before master planning takes place. The General Manager took the Question on Notice.

18 RESOLVED: Petreski/Moran

That Council officers investigate and prepare a report on the costs, considerations and potential timelines of constructing a condolence building at Council's Croome Road Cemetery, Albion Park Rail. In preparing the report, officers are to undertake public consultation in order to determine what type of facility is required. Funding opportunities are also to be explored and reported upon.

CARRIED UNANIMOUSLY

**16. Questions on Notice (must be submitted in writing)**

Nil

**17. Urgent Business**

Nil

**18. Committee of the Whole in Closed Session (Closed to the Public):  
Adjournment**

Nil

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

Nil

**20. Consideration of Motions to Declassify Reports Considered in Closed  
Session**

Nil

**Meeting closed at 7.48pm**

Attachments:

1. 9.2 Mayoral Minute: Aboriginal Interpretive Walk on the Southern Side of Lake Illawarra (11181570)

Attachment 1 – 9.2 Mayoral Minute: Aboriginal Interpretive Walk on the Southern Side of Lake Illawarra

**Subject      Item 9.2 Mayoral Minute: Aboriginal Interpretive Walk  
on the southern side of Lake Illawarra (11181570)**

To my fellow Councillors

**Mayoral Minute**

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**Summary**

The purpose of this Mayoral Minute is to seek a resolution of Council to call for a report from Council officers on the feasibility of allocating all or some of the current Southern Phones dividend to developing an Aboriginal Interpretive Walk on the southern side of Lake Illawarra. The current Southern Phones dividend is up to approximately \$40,000.

**Background**

On 11 February 2019, a meeting was held with the Mayor, the Group Manager Community Connections, Manager Community Life and local community member, Mr Terry Rankmore, to hear Mr Rankmore's ideas about a proposed Aboriginal Interpretive Walk. The walk, proposed for the southern side of Lake Illawarra, from the mainland point closest to Windang Island through to Oak Flats, incorporating the bicycle track along Reddall Parade, would include a series of interpretive plaques placed at strategic points with cultural significance and would provide information on local Aboriginal culture and heritage. Examples could include:

- The Dreaming story of Windang Island
- The meeting between Mathew Flinders and the Dharawal people on his voyage south
- The roles of King Mickey and Queen Rosie in the community
- The names and meanings of the islands at the entrance to the Lake in both English and Dharawal
- The names of the small bays between the Lake entrance and Oak Flats, in English and Dharawal, as well as their meanings
- Information can also be provided about local flora and fauna

I would like officer to consider this proposal and prepare a report which would detail the specifics of the signage should it proceed, the cost of that signage, the feasibility of using all or part of the dividend to fund the signage and also the views of the Aboriginal Advisory Committee. Using these dividends could assist in the proposal coming to fruition.

**Recommendation**

That council officers prepare a report into the development of an Aboriginal Interpretive Walk on the southern side of Lake Illawarra, in consultation with the Aboriginal Advisory Committee. The report should include but not be restricted to signage, cost, and placement. The project to be funded from Southern Phones dividend.



Approved for Council's consideration:

Date of Meeting: 26 February 2019

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