

**Minutes of the Ordinary Meeting
of Shellharbour City Council
held at the Council Chambers, Council Administration Centre
Shellharbour City Centre
on Tuesday 18 May 2021 commencing at 6.30 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

Chief Executive Officer	C McIntyre
Director Council Sustainability	S Bridgement
Director Community and Customers	M Boxall
Director Amenity and Assets	B Stewart
Executive Manager / Public Officer	F Lepouras
Chief Financial Officer	K Buckman
A/Group Manager Organisational Performance	S Colefax
Group Manager Business Technology and Customer Services	M Chiodo
Manager Business and Investment	T James
Governance Manager	N Mitic
Manager Financial Services	P Henderson
Property Management Coordinator	M Harben
Media Officer	K Wells
Senior Executive Assistant	L Davey
Executive Assistant - Councillor Support (Minutes Taker)	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, present and emerging.

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

Nil

3. Leave of Absence

Nil

4. Confirmation of Minutes

4.1 Ordinary Council Meeting 27 April 2021

56 RESOLVED: Marsh/Murray

That the Minutes of the Ordinary Council Meeting held on 27 April 2021 as circulated be taken as read and confirmed as a correct record of proceedings.

CARRIED UNANIMOUSLY

4.2 Committee of the Whole (Confidential) Meeting 27 April 2021

57 RESOLVED: Hamilton/Petreski

That the Minutes of the Committee of the Whole (Confidential) Meeting held on 27 April 2021 as circulated be taken as read and confirmed as a correct record of proceedings.

CARRIED UNANIMOUSLY

5. Disclosures of Interest

Nil.

6. Condolences

The Council acknowledged the following deaths in the Local Government area

Mr Keith Cole	of	Albion Park
Mr Renny Kramer	of	Albion Park
Mr Daniel Bradley Lee	of	Albion Park Rail
Mrs Carol Baird	of	Barrack Heights
Mr Wilhelm 'Willi' Iwanuscha	of	Barrack Heights
Ms Donna Preo	of	Blackbutt
Mrs Jeanette 'Jenny' Jones	of	Flinders
Ms Sandra Boyd	of	Shellharbour
Ms Peggy May Helson	of	Shellharbour
Mrs Anne Elizabeth Reynolds	of	Shellharbour
Mr Douglas George Steele	of	Shellharbour
Mr Karl James Tonacia	of	Tullimbar
Mr Joseph 'Allan' Beadling	of	Warilla
Mrs Joy Harrod	of	Warilla
Mr Brian Mason	of	Warilla
Mr David Vaughan	of	Warilla

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

7. Mayoral Statements / Reports / Presentations

The Mayor outlined the events she has attended since the last Council Meeting:

28 April	CivicRisk Board Meeting
29 April	Citizenship Ceremony
30 April	ISJO Board Meeting
30 April to 1 May	ALGWA VIC State Conference
3 May	IFTAR Break Fast Dinner
5 May	<ul style="list-style-type: none">• Media interview regarding airport mural with artist

- Public Art Advisory Panel Meeting
- 7-8 May ALGWA Executive Meeting in Fairfield
- 11 May
 - Welcome - Navigating End of Life Issues Forum and Marketplace
 - Media interview – 5 years since amalgamations
 - Oak Flats Albion Park Kiama Gymnastics & Acrobatics Club – Good luck farewell send-off to National Champions
- 12 May TAFE Excellence Awards
- 13 May
 - Media Interview regarding Killalea
 - LGNSW Member Value Committee Meeting
- 14 May
 - Book presentation to Civic Centre Library from Suicide Prevention and Awareness Network
 - IBC Illawarra First Federal Budget Luncheon
 - Interview regarding all joint organisations
- 15 May Wheelchair Rugby League Country v City Fixture 2021 Shellharbour
- 16 May Cities Services Boston Memorial

The Mayor presented the Certificate of Appreciation received from Marine Rescue Port Kembla in recognition and acknowledgement of Council's valued efforts and generosity that assists Marine Rescue Port Kembla to continue providing a high standard of Boating Safety Education, Radio Communications and Search and Rescue services to our local community and its visitors. The Mayor also presented a Certificate of Appreciation received from St.Vincent De Paul Society, Albion Park Conference to thank Council for their donation towards their conference. She then read out an email received from John Campbell, President of the 6MGB thanking Council for its support and contribution each year to the Cities Services Boston Commemorative Ceremony.

8. Mayoral Minutes

Nil.

9. Councillors' Statements / Reports

Nil.

10. Reports

10.1 Chief Executive Officer

10.1.1 Your Ideas, Our Actions – Third Quarter Review of the Delivery Program/Operational Plan 2020-2021 (11660664)

Councillor Moran referred to page 15 of Attachment 1 to the report and asked how much has been budgeted for consultancies and legal expenses at the start of the year. The Chief Executive Officer took the Question on Notice.

Councillor Moran asked how Council reconciles the budget at the end of the year if Council does not keep track of adjustments throughout the financial year. The Chief Executive Officer took the Question on Notice.

The Mayor read a letter of appreciation received from the Mayor of Mosman Council in relation to the ALGWA NSW State Conference hosted by Shellharbour Council and acknowledged the staff who contributed to organising the event. She also thanked all staff involved in all the work listed in the third quarter.

Councillor Moran asked if Councillors could be provided information as to how the water quality is settling down at the boat harbour including things not only limited to phosphate levels but turbidity and vision. The Chief Executive Officer took the Question on Notice.

59 RESOLVED: Murray/Marsh

That Council adopt the:

1. Your Ideas, Our Actions - Third Quarter Review of the Delivery Program/ Operational Plan 2020-2021.
2. March 2021 Quarterly Budget Review with all recommended adjustments as contained in this report and attachment.

CARRIED UNANIMOUSLY

10.2 Council Sustainability Directorate

10.2.1 Council Works Depot Site – Consolidation of Titles – Lot 1, 2, 3 and 4 DP 591049, 132-134 Industrial Road Oak Flats (11642076)

60 RESOLVED: Murray/Petreski

That Council authorise the affixing of the Council Seal to the plan of consolidation of Lots 1, 2, 3 and 4 in Deposited Plan 591049, and that the Mayor and Chief Executive Officer, or his nominated delegate, be authorised

to sign all documents associated with the registration of the plan of consolidation.

CARRIED UNANIMOUSLY

10.2.2 Creation of Easement over Lot 2 DP 1240742 – Shellharbour Airport (11658023)

61 RESOLVED: Marsh/Murray

That:

1. Council approve the creation of an easement encumbering part Lot 2 DP 1240742 being Shellharbour Airport in favour of Endeavour Energy for electricity supply.
2. The Mayor and Chief Executive Officer, or his nominated delegate, be authorised to sign any documentation, including the affixing of the Council Seal associated with the creation of the easement for electricity supply over Lot 2 DP 1240742 Shellharbour Airport.

CARRIED UNANIMOUSLY

10.2.3 Progress of Land Transaction Matters - Catholic Church (Diocese of Wollongong) at Albion Park (11657352)

62 RESOLVED: Moran/Petreski

That Council receive and note the report titled “Progress of Land Transaction Matters – Catholic Church (Diocese of Wollongong) at Albion Park”.

CARRIED UNANIMOUSLY

10.2.4 Termination of Assignment of Lease and Proposed Lease at Shellharbour Airport (11656967)

63 RESOLVED: Murray/Marsh

That:

1. Council approve the termination of assignment of lease and replace it with a new lease over Lot 1 DP 1240742, 3/18 Airport Road, Albion Park Rail, to Wollongong Aircraft Storage Incorporated.
2. The Mayor and Chief Executive Office, or his nominated delegated be authorised to sign all documentation, including the affixing of Council

Seal associated with new lease over at Lot 1 DP 1240742 3/18 Airport Road, Albion Park Rail for Wollongong Aircraft Storage Incorporated.

CARRIED UNANIMOUSLY

10.2.5 Tender 2020/60 Licence for Vendor to Provide Food and Beverage Service at Shellharbour Airport (11657819)

64 RESOLVED: Marsh/Murray

That:

1. In accordance Section 178 of the Local Government (General) Regulation 2005 (NSW), Council accept the tender offer for Licence 2020/60 to Tenderer A.
2. Council enter into a Licence Agreement for six months with Tenderer A, for a period of six months, with an option to continue on a month-by-month basis, to provide food and beverage service at Shellharbour Airport Terminal.
3. Council authorise the Chief Executive Officer or his nominated delegate to sign all documentation necessary with the licence agreement to provide food and beverage service at Shellharbour Airport Terminal with Tenderer A.

CARRIED UNANIMOUSLY

10.2.6 Transfer of Agreement for Lease and Construction Agreement - Lot 180 DP 1230389, 12-14 Adam Murray Way, Flinders (11662394)

65 RESOLVED: Murray/Marsh

That:

1. Council approve the assignment of the Agreement for Lease and Construction Agreement over Lot 180 DP 1230389, 12-14 Adam Murray Way, Flinders from The KidzWish Foundation Incorporated to The Disability Trust.
2. The Mayor and Chief Executive Officer, or his nominated delegate, be authorised to sign all documentation, including the affixing of the Council Seal associated with the assignment of the Agreement for Lease and Construction Agreement over Lot 180 DP 1230389, 12-14 Adam Murray Way, Flinders from The KidzWish Foundation Incorporated to The Disability Trust.

CARRIED UNANIMOUSLY

10.3 Community and Customers Directorate

10.3.1 Proposed Reserve Names – Tullimbar (11656484)

66 RESOLVED: Petreski/Marsh

That Council endorse the naming of three reserves in Tullimbar for Stage 2 and 3 of the 1881 Estate under DA0073/2018 being Foxground Park, Bemboka Park and Cordeaux Park and the submission of these names to the NSW Geographical Names Board for its consideration and subsequent advertising and Gazetting.

CARRIED UNANIMOUSLY

10.4 Amenity and Assets Directorate

11. Committee Recommendations

11.1 Recommendations from the Aboriginal Advisory Committee Meeting held 4 May 2021 recommended for adoption.

67 RESOVLED: Petreski/Hamilton

That the Recommendations from the Aboriginal Advisory Committee Meeting held 4 May 2021 be adopted.

CARRIED UNANIMOUSLY

11.2 Recommendations from the Traffic Committee Meeting held 5 May 2021 recommended for adoption.

68 RESOVLED: Saliba/Hamilton

That the Recommendations from the Traffic Committee Meeting held 5 May 2021 be adopted.

CARRIED UNANIMOUSLY

12. Items for Information

12.1 Item for Information – Petition Relating to DA0669/2020 (11661268)

12.2 Item for Information – Responses to Questions Taken on Notice (11662035)

The Items for Information were formally NOTED.

13. Notices of Rescission/Alteration Motions

Nil

14. Notices of Motion

Nil

15. Questions on Notice (must be submitted in writing)

Nil

16. Urgent Business

Nil

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

Nil

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

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

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

Nil

Meeting closed 7.09pm