

**Minutes of the Ordinary Meeting
of Shellharbour City Council
held at the Council Chambers, Council Administration Centre
Shellharbour City Centre
on Tuesday 23 July 2019 commencing at 6.31 pm**

Present

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

In attendance

General Manager	C McIntyre
A/ Director Council Sustainability	M Chiodo
Director Community and Customers	M Boxall
Director Amenity and Assets	B Stewart
Executive Manager / Public Officer	F Lepouras
Chief Financial Officer	G Grantham
Group Manager City Planning	G Hoynes
Group Manager City Development	G Meredith
Manager Business & Investment	T James
Governance Manager	R Kennedy
Manager Environment	T Heather
Manager Planning	J Micevski
Airport Manager	J Sinclair
Senior Development Assessment Officer	J Southan
Strategic Planner	J Lintern
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

Nil

3. Leave of Absence

Nil

4. Confirmation of Minutes

4.1 Ordinary Council Meeting 2 July 2019

124 RESOLVED: Marsh/Cattell

That the Minutes of the Ordinary Council Meeting held on 2 July 2019 as circulated be taken as read and confirmed as a correct record of proceedings.

CARRIED 6 / 1

FOR VOTE - Cr Cattell, Cr Hamilton, Cr Marsh, Cr Murray, Cr Petreski, Cr Saliba

AGAINST VOTE - Cr Moran

5. Declarations of Interest

Nil

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

In accordance with the *Local Government Act 1993*, and the *Local Government (General) Regulation 2005*, in the opinion of the General Manager, the following business is of a kind as referred to in Section 10A(2) of the Act, and should be dealt with in a Confidential Session of the Council meeting closed to the press and public.

Set out below is Section 10A(2) of the Local Government Act 1993, in relation to Confidential Business:

10A(2) Which parts of a meeting can be closed to the public? The matters and information are the following:

- (a) personnel matters concerning particular individuals,
- (b) the personal hardship of any resident or ratepayer,
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business,
- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret,
- (e) information that would, if disclosed, prejudice the maintenance of law,
- (f) matters affecting the security of the council, councillors, council staff or council property,
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege,
- (h) information concerning the nature and location of a place or an item of Aboriginal significance on community land,
- (i) alleged contraventions of any code of conduct requirements applicable under section 440.

CONFIDENTIAL ITEMS

6.1 Fly Corporate Update (11241606) CONFIDENTIAL

Reason for Confidentiality

This item is classified CONFIDENTIAL under the provisions of Section 10A(2)(c) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- c) Information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

The information provided in this report outlines commercial conversations and financial positions that are of confidential nature and would compromise both current and future negotiated business outcomes.

Declassification of this Report

The report will not be declassified.

6.2 Shell Cove Strategic Business Plan (11243266) CONFIDENTIAL

Reason for Confidentiality

This item is classified CONFIDENTIAL under the provisions of Section 10A(2)(d)(ii) of the *Local Government Act 1993*, which permits the meeting to be closed to the public for business relating to the following:

- (d) commercial information of a confidential nature that would if disclosed:
 - (ii) confer a commercial advantage on a competitor of the council

This report is confidential as it will impact on future commercial activities operating within Shell Cove if made public.

Declassification of this Report

The report and attachment will be declassified once activation of the precinct is complete in accordance with the *Government Information (Public Access) Act 2009*.

7. Condolences

The Mayor acknowledged the passing of Mr Claude Harris of Albion Park and extended Council's condolences to his family.

The Mayor also acknowledged the passing of Doug Prosser OAM, who was the former Chair of the Lake Illawarra Authority, and extended Council's condolences to his wife and family.

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

Mrs Joan Hague	of	Albion Park
Mr Claude Harris OAM	of	Albion Park
Mr Stanley Muir	of	Albion Park
Mr Barry Thomas Taylor	of	Albion Park
Mrs Grazyna Gawrys	of	Albion Park Rail

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Mrs Wendy Naumovski	of	Albion Park Rail
Mr Dimitrija Cergovski	of	Barrack Heights
Mr Piero Pifferri	of	Barrack Heights
Mr Richard Robert Harley	of	Mount Warrigal
Mrs Janice Patricia Miller	of	Mount Warrigal
Mr John Thompson	of	Mount Warrigal
Mrs Heather Miller	of	Oak Flats
Mr Noel Malcolm Burns	formerly of	Shellharbour
Mr Doreen Carlton	of	Shellharbour
Mrs Midge Palmer	of	Shellharbour
Mr William Warren	formerly of	Shellharbour
Mr Per Rudy Anderson	formerly of	Warilla
Mr Ronald James Bryson	of	Warilla
Ms Katrina Davidson	of	Warilla
Mr Felix Lopez	of	Warilla
Mr Peter Nicholson	of	Warilla
Mrs Kristina Louise Wollschlager	formerly of	Warilla

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

8. Mayoral Statements / Reports / Presentations

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

3/7/19	Citizenship Ceremony
4/7/19	LGNSW Board Meeting
8/7/19	2019 NAIDOC Celebrations - Opening Ceremony
9/7/19	Frasers Reserve – Outdoor Equipment Come and Try and healthy breakfast
9/7/19	Local Government Week Awards – Judging Panel
10/7/19	CivicRisk Mutual Executive Committee Meeting
10/7/19	Mutual Management Services (MMS) Board Meeting

- 11/7/19 DFV Trauma Recovery Centre – Consultative Working Group
- 11/7/19 Shellharbour Golf Club Charity Drive
- 16/7/19 Shellharbour Tourism Board Meeting
- 16/7/19 Author Talk Tara Winch launch of her book “The Yield”
- 16/7/19 Oak Flats Lions Club 45th Anniversary
- 17/7/19 Media conference with Lord Mayor Gordon Bradbery regarding the LIEMC Coastal Management Program
- 17/7/19 Funeral of Doug Prosser OAM former Chair of Lake Illawarra Authority
- 17/7/19 Disney Family Trivia
- 19/7/19 Mad Hatter’s Tea Party
- 20/7/19 South Coast Branch Surf Life Saving Annual Awards Evening
- 22/7/19 CivicRisk West Board Meeting

9. Mayoral Minutes

9.1 Mayoral Minute: Proposed Motion to the Local Government NSW Annual Conference regarding the Model Code of Conduct for Councillors (11239956)

126 RESOLVED: Mayor Saliba

That Council:

1. Put forward a motion to the 2019 Local Government NSW Annual Conference requesting that Local Government NSW lobby the NSW Minister for Local Government to have the provisions in the Model Code of Conduct for Councillors on gifts and benefits amended so that the token value for gifts and benefits on gifts and benefits valuation of \$50.00 be removed and replaced with the provisions outlined in section 3 “Gifts” in the Code of Conduct for Members of Parliament adopted 7 May 2019.
2. Write to the Local Members of Parliament seeking their support on the proposed amendments to the Local Government Model Code of Conduct for Councillors.

CARRIED 6 / 1

FOR VOTE - Cr Cattell, Cr Hamilton, Cr Marsh, Cr Murray, Cr Petreski, Cr Saliba

AGAINST VOTE - Cr Moran

10. Councillors' Statements / Reports

Councillor Marsh congratulated the General Manager for organising for Councillors and staff to have the opportunity to have free flu vaccines.

Councillor Cattell advised that he attended the NAIDOC Celebrations on 8 July 2019 with the Mayor, Councillor Murray and Councillor Petreski at the Shellharbour Civic Centre and thanked staff and everyone involved in the organisation of the event.

11. Reports

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

Agenda Item No & Title	Page Ref	Name
<i>Council Sustainability Directorate</i>		
11.2.3 Proposed Licence Agreement – Tullimbar Village Community Garden Incorporated – Part Lot 397 DP 1223986	126	1. Julian Thomas 2. John Lacey (withdrew) <i>(both are residents and members of the Tullimbar Community Garden Inc.)</i>
<i>Community and Customers Directorate</i>		
11.3.5 Draft Lake Illawarra Coastal Management Program	324	3. John Davey - resident

127 RESOLVED: Murray/Marsh

That Standing Orders be suspended in order for Items 11.2.3 and 11.3.5, 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 Agreement - Tullimbar Village Community Garden Incorporated - Part Lot 397 DP 1223986 Tullimbar (11204600)

Councillor Marsh asked for advice as to when the lights will be installed by the developer. The General Manager took the Question on Notice.

128 RESOLVED: Marsh/Hamilton

That:

1. Council enter into a Licence with Tullimbar Village Community Garden Incorporated for the occupation of Part Lot 397 DP 1223986 Tullimbar (being the northern area as shown in Attachment 1 in this report).
2. A one year the licence fee of \$110 including GST be applied.
3. The Mayor and General Manager, or his nominated delegate, be authorised to sign any documentation associated with the Licence, with Tullimbar Village Community Garden Incorporated for the occupation of Part Lot 397 DP 1223986 Tullimbar under Council Seal.

CARRIED UNANIMOUSLY

11.3 Community and Customers Directorate

11.3.5 Draft Lake Illawarra Coastal Management Program (11239137)

Councillor Murray asked why no actions were included in the plan relating to dredging of bays. The Manager Environment took the Question on Notice.

129 RESOLVED: Murray/Cattell

That:

1. Council endorse the draft Lake Illawarra Coastal Management Program for public exhibition for 42 days calling for submissions.
2. If any relevant submissions are received as a result of public exhibition, 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 and there are no substantial post public exhibition changes proposed for any other reasons, Council adopt the Lake Illawarra Coastal Management Program as attached to this report.

CARRIED UNANIMOUSLY

- 130 RESOLVED: Murray/Petreski
That Standing Orders be resumed.

CARRIED UNANIMOUSLY

11.1 General Manager

11.1.1 Draft Gifts and Benefits Policy (11229207)

- 131 RESOLVED: Hamilton/Moran

That:

1. Council endorse the Gifts and Benefits Policy and associated Guidelines 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, 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 and there are no substantial post public exhibition changes proposed for any other reasons, Council adopt the Gifts and Benefits Policy and associated Guidelines as attached to this report.

CARRIED UNANIMOUSLY

11.1.2 Final Ward Boundary Proposal - 2020 Local Government Elections (11236968)

MOTION: Murray/Hamilton

That:

1. Council resolve its preferred ward boundary Option 2.
2. Council resolve its preferred ward names A, B, C, D.
3. The preferred option be forwarded to the NSW Electoral Commission for review in accordance with Section 210A(1)(a).

4. Following the NSW Electoral Commission review the preferred ward boundary option be placed on public exhibition in accordance with Section 210A(1)(b) of the *Local Government Act 1993*.
5. If any relevant submissions are received as a result of public exhibition, a report be submitted to Council for consideration detailing the public exhibition outcomes and with further recommendations regarding adoption.
6. If there are no relevant submissions received as a result of the public exhibition and there are no substantial post public exhibition changes proposed for any other reasons, Council adopt the preferred ward boundary option and names.

Councillor Moran FORESHADOWED a MOTION that should the MOTION be LOST, he would MOVE a MOTION endorsing Option 1 as the preferred ward boundary option and recommendations 2 – 6 as moved by Councillor Murray.

The MOTION on being PUT to the Meeting was LOST 3 / 4

FOR VOTE - Cr Hamilton, Cr Murray, Cr Saliba

AGAINST VOTE - Cr Cattell, Cr Marsh, Cr Moran, Cr Petreski

The FORESHADOWED MOTION then became the MOTION.

132 RESOLVED: Moran/Marsh

That:

1. Council resolve its preferred ward boundary Option 1.
2. Council resolve its preferred ward names A, B, C, D.
3. The preferred option be forwarded to the NSW Electoral Commission for review in accordance with Section 210A(1)(a).
4. Following the NSW Electoral Commission review the preferred ward boundary option be placed on public exhibition in accordance with Section 210A(1)(b) of the *Local Government Act 1993*.
5. If any relevant submissions are received as a result of public exhibition, a report be submitted to Council for consideration detailing the public exhibition outcomes and with further recommendations regarding adoption.
6. If there are no relevant submissions received as a result of the public exhibition and there are no substantial post public exhibition changes

proposed for any other reasons, Council adopt the preferred ward boundary option and names.

CARRIED UNANIMOUSLY

11.1.3 Draft Code of Meeting Practice based on the Model Code of Meeting Practice for Local Councils in NSW (11228357)

MOTION: Murray/Cattell

That Council adopt the draft amended Code of Meeting Practice as attached to the report.

Councillor Moran proposed the following addendum to the MOTION, which was not accepted by the Mover:

That Council adopt the draft amended Code of Meeting Practice as attached to the report with the exception that in the agenda at Clause 8.1 of the Code of Meeting Practice Item 6 Confidential Business (Committee of the Whole) be removed and all subsequent items be re-ordered.

The Mayor proposed the following addendum to the MOTION, which was accepted by the Mover:

That Council adopt the draft amended Code of Meeting Practice as attached to the report with the exception that in the agenda at Clause 8.1 of the Code of Meeting Practice Item 6 Confidential Business (Committee of the Whole) be moved to before Item 18 and all agenda numbering be updated to the following:

1. Acknowledgement to Country
2. Apologies
3. Leave of Absence
4. Confirmation of Minutes
 - Previous Ordinary Meeting
 - Previous Committee of the whole
 - Extraordinary Meeting
5. Disclosures of Interest
6. Condolences
7. Mayoral Statements/Reports/Presentations
8. Mayoral Minutes
9. Councillors Statements/Reports
10. Reports
 - 10.1 General Manager
 - 10.2 Council Sustainability Directorate
 - 10.3 Community and Customers Directorate
 - 10.4 Amenity and Assets Directorate

11. Committee Recommendations
12. Items for Information
13. Notices of Rescission/Alteration Motions
14. Notices of Motion
15. Questions with Notice
16. Urgent Business
17. Confidential Business (Committee of the Whole)
18. Committee of the Whole in Closed Session: Adjournment
19. Committee of the Whole: Consideration of Adoption of Decisions Reached in Closed Session
20. Consideration of Motions to Declassify Reports Considered in Closed Session

133 RESOLVED: Murray/Cattell

That Council adopt the draft amended Code of Meeting Practice as attached to the report with the exception that in the agenda at Clause 8.1 of the Code of Meeting Practice Item 6 Confidential Business (Committee of the Whole) be moved to before Item 18 and all agenda numbering be updated to the following:

1. Acknowledgement to Country
2. Apologies
3. Leave of Absence
4. Confirmation of Minutes
 - Previous Ordinary Meeting
 - Previous Committee of the whole
 - Extraordinary Meeting
5. Disclosures of Interest
6. Condolences
7. Mayoral Statements/Reports/Presentations
8. Mayoral Minutes
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CARRIED UNANIMOUSLY

11.2 Council Sustainability Directorate

11.2.1 Monthly Investment Report - May 2019 (11239680)

134 RESOLVED: Marsh/Cattell

That Council receive and note the attached Investment Portfolio report as at 31 May 2019.

CARRIED UNANIMOUSLY

11.2.2 Proposed Amendments to Procurement Policy (11239684)

135 RESOLVED: Murray/Cattell

That:

1. Council note the amendments to Section 55(3) of the Local Government Act 1993 introduced in the Local Government Amendment Bill 2019.
2. Council endorse the amendments to Council's Procurement Policy, in line with amendments to the Local Government Act 1993 arising from the Local Government Amendment Bill 2019, to be placed on public exhibition for a period of 28 days calling for submissions.
3. If any relevant submissions are received as a result of public exhibition, a report be submitted to Council for consideration detailing the public exhibition outcomes and with further recommendations regarding adoption.
4. If there are no relevant submissions received as a result of the public exhibition and there are no substantial post public exhibition changes proposed for any other reasons, Council adopt the amended Procurement Policy as attached to this report.
5. Council note that Council procedures impacted by the Local Government Amendment Bill 2019 will be updated to reflect the current legislation.

CARRIED UNANIMOUSLY

11.2.3 Proposed Licence Agreement - Tullimbar Village Community Garden Incorporated - Part Lot 397 DP 1223986 Tullimbar (11204600)

This item was dealt with earlier in the agenda as it was the subject of Addresses to Council prior to the meeting (See Resolution No. 128).

11.2.4 Australian Hotels Association Membership and Third Party Campaigners (11239837)

136 RESOLVED: Murray/Cattell

That Council receive and note the report to Council on its membership of the Australian Hotels Association.

CARRIED 5 / 2

FOR VOTE - Cr Cattell, Cr Hamilton, Cr Murray, Cr Petreski, Cr Saliba
AGAINST VOTE - Cr Marsh, Cr Moran

11.3 Community and Customers Directorate

11.3.1 Draft Masterplans for Reddall Reserve, Lake Illawarra and McDonald Park, Albion Park Rail (11238448)

MOTION: Murray/Marsh

That Council:

1. Endorse the draft Masterplan and draft Masterplan report (Attachments 1 and 2) including the concept design for an all- inclusive playground for Reddall Reserve, Lake Illawarra, and place it on public exhibition for a period of 28 days calling for submissions, and:
 - a. If any relevant submissions are received or if there are any substantial post exhibition changes as a result of public exhibition, a report be submitted to Council for consideration detailing the public exhibition outcomes and with further recommendations regarding adoption of the Reddall Reserve Masterplan, or
 - b. If there are no relevant submissions received and no substantial post exhibition changes as a result of public exhibition, Council adopt the Reddall Reserve Masterplan.
2. Endorse the draft Masterplan, and draft Masterplan Report (Attachments 3 and 4) for McDonald Park, Albion Park Rail, including the concept design for an all-inclusive playground and place it on public exhibition for a period of 28 days calling for submissions, and:

- a. If any relevant submissions are received or if there are any substantial post exhibition changes as a result of public exhibition, a report be submitted to Council for consideration detailing the public exhibition outcomes and with further recommendations regarding adoption of the McDonald Park Masterplan, or
- b. If there are no relevant submissions received and no substantial post exhibition changes as a result of public exhibition, Council adopt McDonald Park Masterplan.

Councillor Moran proposed the following addendum to the MOTION, which was accepted by the Mover:

3. That Council nursery staff immediately prepare trees for planting once the final detailed design plans are adopted.

Councillor Petreski proposed an amendment to part 3 of the amended MOTION by deleting the word “immediately”, which was not accepted by the Mover.

Following advice from the General Manager, Councillor Murray, as the Mover of the original MOTION, proposed that the addendum (part 3) be deleted, which was accepted by the Secunder.

Councillor Moran proposed an amendment to part 1 of the MOTION that the period of public exhibition be changed to 56 days, which was not accepted by the Mover.

137 RESOLVED: Murray/Marsh

That Council:

1. Endorse the draft Masterplan and draft Masterplan report (Attachments 1 and 2) including the concept design for an all- inclusive playground for Reddall Reserve, Lake Illawarra, and place it on public exhibition for a period of 28 days calling for submissions, and:
 - a. If any relevant submissions are received or if there are any substantial post exhibition changes as a result of public exhibition, a report be submitted to Council for consideration detailing the public exhibition outcomes and with further recommendations regarding adoption of the Reddall Reserve Masterplan, or
 - b. If there are no relevant submissions received and no substantial post exhibition changes as a result of public exhibition, Council adopt the Reddall Reserve Masterplan.
2. Endorse the draft Masterplan, and draft Masterplan Report (Attachments 3 and 4) for McDonald Park, Albion Park Rail, including

the concept design for an all-inclusive playground and place it on public exhibition for a period of 28 days calling for submissions, and:

- a. If any relevant submissions are received or if there are any substantial post exhibition changes as a result of public exhibition, a report be submitted to Council for consideration detailing the public exhibition outcomes and with further recommendations regarding adoption of the McDonald Park Masterplan, or
- b. If there are no relevant submissions received and no substantial post exhibition changes as a result of public exhibition, Council adopt McDonald Park Masterplan.

CARRIED UNANIMOUSLY

11.3.2 Proposed Amendments to the Positive Working Relationships and Acceptable Workplace Behaviour Policy (11239026)

138 RESOLVED: Marsh/Murray

That:

1. Council endorse the Draft Positive Working Relationships and Acceptable Workplace Behaviour 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, 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 and there are no substantial post public exhibition changes proposed for any other reasons, Council adopt the Positive Working Relationships and Acceptable Workplace Behaviour Policy as attached to this report.

CARRIED UNANIMOUSLY

11.3.3 Development Application 0530/2018 - Lot 3 DP 1030504, 36-38 Tabbitta Road, Dunmore - Concrete Batching Plant (11239029)

139 RESOLVED: Murray/Cattell

That Council approve DA No. 530/2018 to increase the maximum production limit of the concrete batching plant from 30,000 tonnes per annum (tpa) to 150,000 tpa, (an increase of 120,000 tpa or 62,500 m³) at Lot 3, DP

1030504, 33-36 Tabbitta Road, Dunmore subject to the conditions of consent in Attachment 2, of this report.

CARRIED UNANIMOUSLY

11.3.4 Draft Shellharbour Design Review Advisory Panel Policy (11239136)

140 RESOLVED: Murray/Petreski

That:

1. Council endorse the Draft Shellharbour Design Review Advisory Panel Policy to be placed on public exhibition for a period of 28 days calling for submissions.
2. Council endorse to publicly exhibit for 28 days a proposed change to the adopted 2019/20 Fees and Charges such to include the following fees:
 - a. New development proposals: \$3,000
 - b. Development proposal with major redesign: \$3,000
 - c. Re-referral of development proposal: \$1,500
3. If any relevant submissions are received as a result of the public exhibition of either the Draft Shellharbour Design Review Advisory Panel Policy or the proposed change to the adopted 2019/20 Fees and Charges, a report to be submitted to Council for consideration detailing the public exhibition outcomes and with further recommendations regarding adoption.
4. If there are no relevant submissions received as a result of the public exhibition and there are no substantial public exhibition changes proposed for any other reason, Council adopt the Draft Shellharbour Design Review Advisory Panel Policy as attached to this report and commence the operation of the Shellharbour Design Review Advisory Panel.
5. If there are no relevant submissions received as a result of the public exhibition and there are no substantial public exhibition changes proposed for any other reason, Council modify the 2019/2020 Fees and Charges such to include the following fees:
 - a. New development proposals: \$3,000
 - b. Development proposal with major redesign: \$3,000
 - c. Re-referral of development proposal: \$1,500

CARRIED UNANIMOUSLY

11.3.5 Draft Lake Illawarra Coastal Management Program (11239137)

This item was dealt with earlier in the agenda as it was the subject of Addresses to Council prior to the meeting (See Resolution No. 129).

11.4 Amenity and Assets Directorate

Nil

12. Committee Recommendations

12.1 Recommendations from the Aboriginal Advisory Committee Extraordinary Committee Meeting held 1 July 2019 recommended for adoption.

141 RESOLVED: Cattell/Hamilton

That the Recommendations from the Aboriginal Advisory Committee Extraordinary Meeting held 1 July 2019 be adopted.

CARRIED UNANIMOUSLY

12.2 Recommendations from the Traffic Committee Meeting held 3 July 2019 recommended for adoption.

142 RESOLVED: Marsh/Hamilton

That the Recommendations from the Traffic Committee Meeting held 3 July 2019 be adopted.

CARRIED UNANIMOUSLY

13. Items for Information

Nil

14. Notices of Rescission/Alteration Motions

Nil

15. Notices of Motion

Nil

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**

The Mayor asked whether anyone in the public gallery wish to speak on the reasons why Item 6.1 Fly Corporate Update and Item 6.2 Shell Cove Strategic Business Plan should not be held in Confidential Session (Closed to the Public). No members of the public expressed an interest in addressing the Council.

143 RESOLVED: Marsh/Petreski

1. That Council resolve into Committee of the Whole (in Confidential Session) to consider the above business as listed, together with any late reports tabled at the meeting.
2. That pursuant to Section 10A(1-3) of the *Local Government Act 1993*, the press and public be excluded from the proceedings on the basis that the business to be considered is classified confidential under the provisions of Section 10A(2)(c) and (d)(ii) of the Act as outlined above.
3. That the correspondence and reports relevant to the subject business be withheld from access to the press and public in accordance with Section 11(2) of the *Local Government Act 1993*.

CARRIED UNANIMOUSLY

Meeting adjourned at 8.33pm

Meeting resumed at 9.33pm

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

The following Recommendations to Council from the Committee of the Whole (Confidential) session were read to the Meeting by the General Manager.

6.1 Fly Corporate Update (11241606) CONFIDENTIAL

COMMITTEE RECOMMENDATION:

That Council adopt the “Proposed Committee Recommendation” included in the report Item 6.1 Fly Corporate Update as the Committee Recommendation for this matter.

6.2 Shell Cove Strategic Business Plan (11243266) CONFIDENTIAL

COMMITTEE RECOMMENDATION:

1. That Council endorse the Shell Cove Strategic Business Plan.
2. That a public access version of the Shell Cove Precinct Strategic Business Plan be produced which provides the community with information.

MOTION: Marsh/Murray

That Recommendations to Council from the Committee of the Whole held earlier today be adopted.

Councillor Marsh proposed the following amendment to the MOTION, which was accepted by the Mover and Seconder.

That Recommendations to Council from the Committee of the Whole held earlier today be dealt with separately.

144 RESOLVED: Marsh/Murray

That the Recommendations to Council from the Committee of the Whole held earlier today be dealt with separately.

CARRIED UNANIMOUSLY

6.1 Fly Corporate Update (11241606) CONFIDENTIAL

145 RESOLVED: Murray/Petreski

That Recommendations to Council from the Committee of the Whole held earlier today in relation to Item 6.1 Fly Corporate Update be adopted.

CARRIED 4 / 3

FOR VOTE - Cr Hamilton, Cr Murray, Cr Petreski, Cr Saliba
AGAINST VOTE - Cr Cattell, Cr Marsh, Cr Moran

6.2 Shell Cove Strategic Business Plan (11243266) CONFIDENTIAL

146 RESOLVED: Marsh/Murray

That Recommendations to Council from the Committee of the Whole held earlier today in relation to Item 6.2 Shell Cove Strategic Business Plan be adopted.

CARRIED UNANIMOUSLY

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

Nil

Meeting closed 9.43 pm