



MINUTES

ORDINARY MEETING OF COUNCIL

at 6:00 pm

Monday 18 September 2023

**Present**

Lord Mayor – Councillor Gordon Bradbery AM (in the Chair)

Deputy Lord Mayor – Councillor Tania Brown

Councillor Ann Martin

Councillor Cameron Walters

Councillor Cath Blakey

Councillor David Brown

Councillor Dom Figliomeni

Councillor Elisha Aitken

Councillor Janice Kershaw

Councillor Linda Campbell

Councillor Mithra Cox

Councillor Richard Martin

**In Attendance**

General Manager (Acting)

Director Infrastructure + Works, Connectivity Assets + Liveable City

Director Planning + Environment, Future City + Neighbourhoods (Acting)

Director Corporate Services, Connected + Engaged City

Director Community Services, Creative + Innovative City (Acting)

Manager Development Assessment + Certification (Acting) (attended via audio-visual link)

Manager Governance + Customer Service

Manager City Strategy

Manager Project Delivery

Manager Infrastructure Strategy + Planning (Acting)

Manager Open Space + Environmental Services (attended via audio-visual link)

Manager Community Cultural + Economic Development (Acting)

Kerry Hunt

Joanne Page

Mark Adamson

Renee Campbell

Lucielle Power

Andrew Heaven

Todd Hopwood

Chris Stewart

Glenn Whittaker

Nathan McBriarty

Paul Tracey

Sofia Gibson

Note: In accordance with the Code of Meeting Practice, participants in the meeting can participate via audio-visual link. Those who participated via audio-visual link are indicated in the attendance section of the Minutes.

**Apologies**

Min No.

858

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Figliomeni seconded Councillor T Brown that the apology tendered on behalf of Councillor John Dorahy be accepted.

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**CONFIRMATION OF MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON MONDAY, 28 AUGUST 2023**

- 859 COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Aitken that the Minutes of the Ordinary Meeting of Council held on Monday, 28 August 2023 (a copy having been circulated to Councillors) be taken as read and confirmed.

**PUBLIC ACCESS FORUM**

| ITEM NO | TITLE  | NAME OF SPEAKER   |
|---------|--|---|
| 2       | PUBLIC EXHIBITION – CLIMATE CHANGE MITIGATION PLAN 2023-2023 | FRANCIS VIERBOOM<br>ELECTRIFY 2515<br><b>FOR RECOMMENDATION</b> |

- 860 COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that the speaker be thanked for their presentation and invited to table their notes.

**CALL OF THE AGENDA**

- 861 COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that the staff recommendations for Items 3 and 4 inclusive then 6 to 13 inclusive be adopted as a block.

**ITEM 1 - ELECTION OF DEPUTY LORD MAYOR**

- 862 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Campbell that -

- 1 Council elect a Deputy Lord Mayor for the remainder of the Council term.
- 2 Council determine that the method of election for the Deputy Lord Mayor is by open voting.
- 3 Council proceed to conduct the election of Deputy Lord Mayor in accordance with the determined method and the requirements of the Local Government (General) Regulation 2021.

The Lord Mayor handed proceedings over to the Returning Officer.

The Returning Officer for the election (Governance and Risk Manager) advised the meeting that nominations had been received from Councillors Cox, Walters and T Brown.

As there was more than one nomination the Returning Officer conducted an election for the position of Deputy Lord Mayor.

Following the election, the Returning Officer declared that Councillor T Brown was elected as Deputy Lord Mayor for the remainder of the Council term.

## ITEM 2 - PUBLIC EXHIBITION - CLIMATE CHANGE MITIGATION PLAN 2023-2030

**863** **COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Cox that -

- 1 The draft Climate Change Mitigation Plan 2023-30 be exhibited for a minimum period of 28 days.
- 2 Following public exhibition, a further report be prepared on the submissions received and any amendments proposed, seeking adoption of the Plan.

## ITEM 3 - NAN TIEN TEMPLE - NSW STATE HERITAGE REGISTER NOMINATION

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 861)

**COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that the General Manager be delegated authority to prepare a submission to the NSW Heritage Council advising that –

- 1 Council supports the recognition of the Nan Tien Temple site on the State Heritage Register with a reduced curtilage boundary that captures the Temple owned property only (Lot 126 DP 817646).
- 2 Council objects to the inclusion of Council's property (Lot 127 DP 817646 - Wollongong Memorial Gardens) within the proposed curtilage boundary and requests the exclusion of this land from the listing curtilage for the reasons outlined within this report.
- 3 Should the NSW Heritage Council progress a State Heritage Curtilage that affects Council's land despite the above objection, Council requests that Heritage NSW engage further with Council staff to ensure that site-specific exemptions are put in place to allow for the on-going operational requirements of the Wollongong Memorial Gardens along with any other operational requirements attached to these lands.
- 4 Council recommends that the NSW Heritage Council work with Temple representatives to ensure that any State Heritage Listing provides appropriate exemptions to enable the ongoing maintenance, management, adaptation and use of the (modern) Temple buildings and site to ensure the ongoing cultural functions will not be unnecessarily frustrated by complex, costly and time-consuming approval procedures.

## ITEM 4 - POLICY REVIEW - LEASING AND LICENCING POLICY

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 861)

**COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that -

- 1 Council endorse and adopt the revised Leasing and Licencing Policy.
- 2 The Leases and Licences Council Policy supersede both the Leases and Licences of Council Owned and Managed Land, Buildings and Public Roads Council Policy and the Legal Costs Payable by Lessees and Licensees of Council Premises other than Retail Premises Council Policy.

## ITEM 5 - POST EXHIBITION - WOLLONGONG URBAN HEAT STRATEGY

**864** **COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor Blakey seconded Councillor Cox that the Urban Heat Strategy (Attachment 1) be adopted.

## **DEPARTURE OF COUNCILLOR**

During debate and prior to voting on Item 5, Councillor Cox departed and returned to the meeting, the time being from 6.42 pm to 6.43 pm.

## **ITEM 6 - POST EXHIBITION - FRAUD AND CORRUPTION PREVENTION POLICY**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 861)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that Council adopt the revised Fraud and Corruption Prevention Policy.

## **ITEM 7 - POST EXHIBITION - PUBLIC INTEREST DISCLOSURES POLICY**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 861)

**COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that Council adopt the revised Public Interest Disclosure Policy

## **ITEM 8 - POST EXHIBITION - UNSOLICITED PROPOSALS POLICY**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 861)

**COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that Council adopt the revised Unsolicited Proposals Policy.

## **ITEM 9 - DRAFT COMMERCIAL PROPERTY FRAMEWORK 2023**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 861)

**COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that Council notes the information contained within this report and endorses the revised Commercial Property Framework.

## **ITEM 10 - ORGANISATIONAL STRUCTURE**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 861)

**COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that in accordance with Section 332 of the Local Government Act 1993, Council endorse updates to the senior staff structure as outlined in Attachment 1.

## **ITEM 11 - 2022- 2023 ANNUAL REPORT ON THE ACTIVITIES OF THE AUDIT RISK AND IMPROVEMENT COMMITTEE**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 861)

**COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that Council note the 2022-23 Annual Report on the Activities of the Audit, Risk and Improvement Committee to be published in the 2022-2023 Annual Report.

**ITEM 12 - TENDER T1000113 - KOONAWARRA COMMUNITY CENTRE - ROOF REPLACEMENT AND ASSOCIATED WORKS**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 861)

**COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that -

- 1 In accordance with Section 178(1)(a) of the Local Government (General) Regulation 2021, Council accept the tender of Batmac Constructions Pty Ltd for the roof replacement and associated works at Koonawarra Community Centre, in the sum of \$554,247.38, including GST.
- 2 Council delegate to the General Manager the authority to finalise and execute the contract and any other documentation required to give effect to this resolution.
- 3 Council grant authority for the use of the Common Seal of Council on the contract and any other documentation, should it be required, to give effect to this resolution.

**ITEM 13 - JULY 2023 FINANCIALS**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 861)

**COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that -

- 1 The financials be received and noted.
- 2 Council approve the proposed changes to the Capital Budget for July 2023.

**ITEM 14 - NOTICE OF MOTION - COUNCILLOR ANN MARTIN - INVESTIGATION INTO LOCATING DUMP SPOTS FOR PEOPLE LIVING IN MOBILE HOMES**

**865 COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor A Martin seconded Councillor Campbell that Council investigate the provision of a number of dump spots for people living in mobile homes, visiting Grey Nomads and others in mobile homes and vans other than those located in Council owned caravan parks.

**THE MEETING CONCLUDED AT 7.00 PM**

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Confirmed as a correct record of proceedings at the Ordinary Meeting of the Council of the City of Wollongong held on Monday 9 October 2023.

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Chairperson