



## MINUTES

# ORDINARY MEETING OF COUNCIL

at 6:00 PM

Monday 27 October 2025

### Present

Lord Mayor – Councillor Tania Brown (in the Chair)  
Deputy Lord Mayor – Councillor Linda Campbell  
Councillor Andrew Anthony  
Councillor David Brown  
Councillor Kit Docker  
Councillor Dan Hayes  
Councillor Ann Martin  
Councillor Richard Martin

Councillor Ryan Morris  
Councillor Tiana Myers  
Councillor Thomas Quinn  
Councillor Deidre Stuart  
Councillor Jess Whittaker

### In Attendance

General Manager  
Director Infrastructure + Works, Connectivity Assets + Liveable City  
Director Planning + Environment, Future City + Neighbourhoods  
Director Corporate Services, Connected + Engaged City  
Director Community Services, Creative + Innovative City  
Chief Financial Officer  
Chief Digital + Information Officer  
Manager City Strategy  
Manager City Works (Acting)  
Manager Commercial Operations + Property (Acting)  
Manager Community Culture + Engagement  
Manager Customer + Business Integrity  
Manager Development Assessment + Certification  
Manager Infrastructure Strategy + Planning (Acting)  
Manager Open Space + Environmental Services  
Manager Project Delivery  
Manager Regulation + Enforcement  
Manager Sport + Recreation  
Manager Libraries + Community Facilities  
Governance + Risk Manager (Returning Officer)  
Land Use Planning Manager

Greg Doyle  
Joanne Page  
Linda Davis  
Renee Campbell  
Kerry Hunt  
Brian Jenkins  
Ingrid McAlpin  
Luke Musgrave  
Alan Davis  
Jenny Towers  
Sue Savage  
Todd Hopwood  
Mark Adamson  
Jerah Fox  
Paul Tracey  
Jeremy Morgan  
Corey Stoneham  
Mark Berriman  
Sarah Taylor  
Michelle Martin  
David Green

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.

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## **CONFIRMATION OF MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON MONDAY, 15 SEPTEMBER 2025**

- 124 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Docker that the Minutes of the Ordinary Meeting of Council held on Monday, 15 September 2025 (a copy having been circulated to Councillors) be taken as read and confirmed.

### **CONFLICTS OF INTERESTS**

Councillor Ann Martin declared a not-significant, non-pecuniary conflict of interest in Item 2 - Public Exhibition - Wollongong City Centre - Planning Proposal, draft Development Control Plan Chapter D13 and Development Contributions Plan amendments, Item 3 - Public Exhibition - Planning Proposal Request - 163-171 Crown Street and 80-82 Church Street, Wollongong, Item 4 - Public Exhibition - Draft Flinders Street Wollongong - Precinct Urban Design Framework and Item 8 - Post Exhibition - Hill 60 Port Kembla Crown Reserve Plan of Management due to her employment at the Department of Planning, Housing and Infrastructure. As she is not involved in planning matters related to the Wollongong LGA, Councillor A Martin advised she would remain in the meeting during debate and voting on the items.

Councillor Ann Martin declared a pecuniary conflict of interest in Item 24 - Notice of Motion - Councillor Deidre Stuart - Environmental Planning and Assessment (Planning System Reforms) Bill 2025 due to employment at the Department of Planning, Housing and Infrastructure. Councillor A Martin advised she would depart the meeting during debate and voting on the item.

Councillor Anthony declared a pecuniary conflict of interest in Item 2 - Public Exhibition - Wollongong City Centre - Planning Proposal, draft Development Control Plan Chapter D13 and Development Contributions Plan amendments due to family owning property in the area. Councillor Anthony advised he would depart the meeting during debate and voting on the item.

Councillor Docker declared a not-significant, non-pecuniary interest in Item 10 - Proposed Road Closure and Sale of Disused Public Roads Traversing 132 Staff Road at Cordeaux Heights, as he has a relation who owns property adjacent to the development mentioned in the report. Councillor Docker advised he would remain in the meeting during debate and voting on the item.

Councillor Morris declared a not-significant, non-pecuniary interest in Item 6 - Public Exhibition - Dogs on Beaches and Parks Policy as he owns a property near one of the dog beaches detailed in the Policy. Councillor Morris advised he would remain in the meeting during debate and voting on the item.

Councillor Campbell declared a not-significant, non-pecuniary interest in Item 8 - Post Exhibition - Hill 60 Port Kembla Crown Reserve Plan of Management as she resides in close proximity to Hill 60. Councillor Campbell advised she would remain in the meeting during debate and voting on the item.

Councillor David Brown declared a not-significant, non-pecuniary interest in Item 2 - Public Exhibition - Wollongong City Centre - Planning Proposal, draft Development Control Plan Chapter D13 and Development Contributions Plan amendments and Item 4 - Public Exhibition - Draft Flinders Street Wollongong - Precinct Urban Design Framework as he resides in the broader City Centre planning area (R1 Zone). Councillor D Brown advised he would remain in the meeting during debate and voting on the item.

Councillor Whittaker declared a not-significant, non-pecuniary interest in Item 8 - Post Exhibition - Hill 60 Port Kembla Crown Reserve Plan of Management as she resides in close proximity to Hill 60. Councillor Whittaker advised she would remain in the meeting during debate and voting on the item.

Lord Mayor, Councillor Tania Brown declared a not-significant, non-pecuniary interest in Item 2 - Public Exhibition - Wollongong City Centre - Planning Proposal, draft Development Control Plan Chapter D13 and Development Contributions Plan amendments as she resides in the broader City Centre planning area. Councillor T Brown advised she would remain in the meeting during debate and voting on the item.

### PETITION – HARRIGAN PARK TARRAWANNA COMMUNITY AMENITIES

Councillor Whittaker tabled a petition from 146 residents of Tarrawanna requesting a fenced dog area and improved community amenities at Harrigan Park.

### PRESENTATIONS

The Lord Mayor, Councillor Tania Brown, made the following presentations -

A trophy accepted on behalf of the Council at the closing ceremony of the World-Tri, in recognition of outstanding commitment in hosting the World Triathlon Championship Finals 2025, shared with organising partners AusTriathlon and Elite Energy.

A contemporary glass art piece gifted to the Lord Mayor by Mayor Fukuda during a recent visit to our Sister City Kawasaki. The Lord Mayor shared that she gifted Mayor Fukuda a local artwork of Wollongong's northern suburbs and Tim Tams, on behalf of the City.

A shirt and medal, presented to the Lord Mayor by the George Cross Falcons Community Centre, at Wollongong's first Malta Regatta, held on 21 September in celebration of Maltese Independence Day.

### PUBLIC ACCESS FORUM

| ITEM NO | TITLE                                                                                                                                                    | NAME OF SPEAKER                                                       |
|---------|----------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------|
| 2       | PUBLIC EXHIBITION - WOLLONGONG CITY CENTRE - PLANNING PROPOSAL, DRAFT DEVELOPMENT CONTROL PLAN CHAPTER D13 AND DEVELOPMENT CONTRIBUTIONS PLAN AMENDMENTS | CORALIE MCCARTHY – BUSINESS ILLAWARRA<br><b>FOR RECOMMENDATION</b>    |
| 3       | PUBLIC EXHIBITION – PLANNING PROPOSAL REQUEST - 163-171 CROWN STREET AND 80-82 CHURCH STREET, WOLLONGONG                                                 | JEREMY WILSHIRE – DESTINATION WOLLONGONG<br><b>FOR RECOMMENDATION</b> |
| 5       | PUBLIC EXHIBITION - PREFERRED LOCATIONS FOR THE NORTHERN SUBURBS AND WOLLONGONG CITY CENTRE SKATE PARK                                                   | JESS FRASER<br><b>FOR RECOMMENDATION</b>                              |
| 6       | PUBLIC EXHIBITION - DOGS ON BEACHES AND PARKS POLICY                                                                                                     | ROGER WITHERS<br><b>AGAINST RECOMMENDATION</b>                        |

**125 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor R Martin that all speakers be thanked for their presentation and invited to table their notes.

## CALL OF THE AGENDA

- 126 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor A Martin that the staff recommendations for Items 7 and 8, 10 and then 13 to 21 inclusive be adopted as a block.

A PROCEDURAL MOTION was MOVED by Councillor D Brown seconded Councillor Docker that Andrew Webber from EY and David Daniels from the Audit Office of NSW present to Council on the Audited Annual Financial Statements. This was CARRIED UNANIMOUSLY and the presentation was delivered.

## ITEM 1 - ANNUAL FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2025

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

- 1 The Financial Statements Executive Summary and Financial Commentary be endorsed for inclusion in the Annual Financial Statements.
- 2 The Annual Financial Statements be endorsed and an opinion be formed in the prescribed format (as per Attachments 2 and 3) on the General Purpose Financial Statement and the Special Purpose Financial Statement.
- 3 The audited Financial Statements and the Auditor's report be presented to the public at the Council meeting of 17 November 2025.
- 4 Council resolves not to recover \$98,796 of Pensioner Rates Rebates inadvertently applied to pensioners previously verified who have become ineligible during the period of review.
- 5 The presenters be thanked for their presentation.

## DEPARTURE OF COUNCILLOR

Due to a disclosed conflict of interest, Councillor Anthony departed the meeting at 6:39pm and was not present for the debate nor voting on Item 2. Councillor Anthony returned to the meeting at 6:50pm at the conclusion of Item 2.

## ITEM 2 - PUBLIC EXHIBITION - WOLLONGONG CITY CENTRE - PLANNING PROPOSAL, DRAFT DEVELOPMENT CONTROL PLAN CHAPTER D13 AND DEVELOPMENT CONTRIBUTIONS PLAN AMENDMENTS

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

- 1 The Wollongong City Centre Planning Proposal (Attachment 1) be endorsed for referral to the NSW Department of Planning, Housing and Infrastructure for a Gateway Determination to enable exhibition.
- 2 Following the receipt of the Gateway Determination, the Planning Proposal be exhibited for a minimum period of 60 days.
- 3 The NSW Department Planning, Housing and Infrastructure be advised that Council is not seeking to use its delegations to finalise the Planning Proposal as it includes Council owned land.
- 4 The draft Wollongong Development Control Plan 2009 – Chapter D13 Wollongong City Centre (Attachment 2) be endorsed for exhibition, to occur concurrent with the Planning Proposal.
- 5 The proposed amendments to the Wollongong City Wide Development Contributions Plan (Attachment 4) be endorsed for exhibition, to occur concurrent with the Planning Proposal.

- 6 That the planning proposal include an incentive or incentives for the development of a cinema in the City Centre E2 Commercial Centre Zone and any proposed incentives relating to Height of Building and Floor Space Ratio controls are to be included as an addition to the Design Excellence Clause, in a similar structure to what is proposed for hotel and motel accommodation and serviced apartments. Noting that the provision of a cinema is supported by Council's adopted strategies and policies:
- Wollongong City Council Economic Development Strategy 2025-35 –priority area-3, A vibrant and connected city
  - The NSW 24 hour Economy Strategy
  - Wollongong CBD Night Time Economy Policy
  - Creative Wollongong – 2024-2033
  - Our Wollongong Our Future, 2035 Community Strategic Plan, Goal-3 “*We foster a diverse economy, and we value innovation, culture, and creativity*”

**ITEM 3 - PUBLIC EXHIBITION – PLANNING PROPOSAL REQUEST - 163-171 CROWN STREET AND 80-82 CHURCH STREET, WOLLONGONG**

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

- 1 A Planning Proposal be prepared to amend the Wollongong Local Environmental Plan 2009 for 163-171 Crown Street and 80-82 Church Street, Wollongong by:
  - a introducing a local clause (as indicated in this report) to vary the Height of Building, Floor Space Ratio, Sun Plane Protection clause, part of the Design Excellence Clause to enable additional capacity in hotel and motel accommodation development to be considered on the site.
  - b Mapping the site as a Key site on the Key Sites Map
- 2 The Planning Proposal be referred to the NSW Department of Planning, Housing and Infrastructure for a Gateway Determination.
- 3 Following receipt of the Gateway Determination, the Planning Proposal be exhibited for a minimum period of 28 days.
- 4 The NSW Department of Planning, Housing and Infrastructure be advised that Council wishes to use it delegations to finalise the Planning Proposal after exhibition and the consideration of a post-exhibition report.
- 5 The Planning Proposal be progressed separately to the City Centre Planning Proposal.

**ITEM 4 - PUBLIC EXHIBITION - DRAFT FLINDERS STREET WOLLONGONG - PRECINCT URBAN DESIGN FRAMEWORK**

**130 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Whittaker seconded Councillor Hayes that the draft Flinders Street Precinct Urban Design Framework be endorsed for exhibition for a minimum of 28 days.

**ITEM 5 - PUBLIC EXHIBITION - PREFERRED LOCATIONS FOR THE NORTHERN SUBURBS AND WOLLONGONG CITY CENTRE SKATE PARKS**

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

- 1 Council endorse the following sites as the preferred skate park locations for public exhibition:
  - a WF Jackson Park, Thirroul as the preferred location for the Northern Suburbs skate park.

- b MacCabe Park – Site 2 – as the preferred location for the Wollongong City Centre skate park.
- 2 Community and stakeholder feedback from the public exhibition period be reported back to Council for consideration prior to adoption of the preferred locations.

#### **ITEM 6 - PUBLIC EXHIBITION - DOGS ON BEACHES AND PARKS POLICY**

**132 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor R Martin seconded Councillor Morris that -

- 1 The "Off-Leash Green Beach Zones" list in the draft Policy be amended to remove proposed changes to the McCauley's Beach off-leash area prior to going on Public Exhibition.
- 2 Staff continue to monitor resident and dog activity beyond the Sandon Point Aboriginal Place boundary.
- 3 Council welcome community feedback on sites for future 'off leash' dog parks or other opportunities across the city.

*Variation The variation moved by Councillor T Brown (the addition of Point 3) was accepted by the mover and seconder.*

An AMENDMENT was MOVED by Councillor Whittaker seconded Councillor Anthony that exhibition of the Policy be deferred until the rationale for the removal of McCauley's Beach is provided.

Councillor Whittaker's AMENDMENT on being PUT to the VOTE was LOST.

*In favour* Councillors Anthony, Whittaker, Docker and Stuart

Councillors Hayes, R Martin, Quinn, D Brown, Myers, A Martin, Campbell, Morris and T Brown

*Against*

Councillor R Martin's MOTION was then PUT to the VOTE and was CARRIED UNANIMOUSLY to become the RESOLUTION.

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

The following staff recommendation was adopted as part of the Block Adoption of Items (refer minute number 126)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor A Martin that the draft Public Interest Disclosures Policy be placed on public exhibition for a period of 28 days.

#### **ITEM 8 - POST EXHIBITION - HILL 60 PORT KEMBLA CROWN RESERVE PLAN OF MANAGEMENT**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer minute number 126)

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

- 1 The amended draft Plan of Management for Hill 60 Crown Reserve (97344) (Attachments 3 and 4), be endorsed and referred to the Department of Planning, Housing and Infrastructure – Crown Lands as a delegate for the Minister to obtain consent to adopt the amended Plan of Management under clause 70B of the *Crown Land Management Regulation 2018*.
- 2 If consent to adopt the Plan of Management for Hill 60 Crown Reserve (97344) is granted by Crown Lands, the General Manager be delegated authority to adopt the Plan of Management for Hill 60 Crown Reserve (97344) as approved under clause 70B of the *Crown Land Management Regulation 2018* pursuant to section 40 of the *Local*

*Government Act 1993* and in accordance with section 3.23(6) of the *Crown Land Management Act 2016*.

- 3 Once adopted, a copy of the adopted Plan of Management be forwarded to the Department of Planning, Housing, and Infrastructure – Crown Lands and placed on Council's website.

#### **ITEM 9 - POLICY REVIEW - CCTV CODE OF PRACTICE COUNCIL POLICY**

**133 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Anthony seconded Councillor Docker that Council -

- 1 Endorse the revised CCTV Code of Practice Council Policy.
- 2 Request that an Information Note be provided to Councillors outlining:
  - a The effectiveness of the temporary CCTV cameras that were deployed in the Stuart Park precinct earlier this year in response to vandalism and antisocial behaviour.
  - b The costs involved in installing, maintaining and monitoring the temporary cameras.
  - c Whether there is scope for permanent CCTV cameras to be installed in the area including potential funding sources and operational considerations in accordance with the policy.
  - d Any relevant feedback from NSW Police regarding the effectiveness of CCTV in deterring antisocial behaviour in this location.

#### **ITEM 10 - PROPOSED ROAD CLOSURE AND SALE OF DISUSED PUBLIC ROADS TRAVERSING 132 STAFF ROAD AT CORDEAUX HEIGHTS**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer minute number 126)

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

- 1 Council closes the portions of Public Road traversing Lot 1000 in DP 1315222 (as shown shaded yellow in Attachment 1) via a Staged Road Closure Process, and upon closure, the land vest to Council as Operational Land pursuant to the *Local Government Act 1993*.
- 2 The closure of those portions of Public Road be subject to the grant of an easement in favour of Endeavour Energy in respect to the existing Electricity Transmission Line 45.72 wide, subject to final survey and associated Section 88B Instrument.
- 3 The General Manager be authorised to approve the negotiations and the final sale price in relation to the disposal of the closed portions of Road and the property owner be responsible for all costs associated with the road closure and sale.
- 4 The Lord Mayor and General Manager be granted authority to affix the Common Seal of Council to any documentation required to give effect to this resolution and the General Manager be granted authority to sign any documentation necessary to give effect to this resolution.

#### **ITEM 11 - REVIEW - DAPTO AND CORRIMAL POOL TRIAL SCHOOL HOLIDAY VOUCHER PROGRAM**

**134 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Campbell seconded Councillor A Martin that Council adopt Option A – continue to trial a digital voucher system at Dapto and Corrimal swimming pools for 5 to 16-year-olds at the beginning of the summer NSW School Holiday period, looking to enhance the program through pre-registration and targeted promotion.

An AMENDMENT was MOVED by Councillor Whittaker seconded Councillor Docker That council adopt option B – Expansion of Voucher Program to Include a trial for individuals from a refugee background, looking to partner with refugee organisations for efficient distribution of vouchers to people of known refugee background who are interested in participating. The program will also include the continued trial of a digital voucher system at Dapto and Corrimal swimming pools for 5-16 year olds at the beginning of the summer NSW School Holiday Period, seeking to enhance the program through pre-registration and targeted promotion.

Councillor Whittaker's AMENDMENT on being PUT to the VOTE was LOST.

*In favour* Councillors Anthony, Whittaker Docker

*Against* Councillors Hayes, R Martin, Quinn, D Brown, Myers, A Martin, Campbell, Stuart, Morris, T Brown

Councillor Campbell's MOTION was then PUT to the VOTE and was CARRIED UNANIMOUSLY to become the RESOLUTION.

## ITEM 12 - ELECTION OF DEPUTY LORD MAYOR

**135 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Hayes that Council -

- 1 Elect a Deputy Lord Mayor for a one-year term.
- 3 Proceed to conduct the election of Deputy Lord Mayor by way of open voting (show of hands) in accordance with 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 Michelle Martin advised the meeting that nominations had been received from Councillors Campbell and Whittaker.

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 Campbell was elected as Deputy Lord Mayor for the period of one year.

### Votes for Councillor Whittaker

- Cr Anthony
- Cr Whittaker
- Cr Docker
- Cr Stuart

### Votes for Councillor Campbell

- Cr Hayes
- Cr R Martin
- Cr Quinn
- Cr D Brown
- Cr Myers
- Cr A Martin
- Cr Campbell
- Cr Morris
- Lord Mayor Cr Tania Brown

**ITEM 13 - EXECUTION OF LICENCE AGREEMENT TO ILLAWARRA HOCKEY INCORPORATED - PART LOT 102 DP 878563 BEING ILLAWARRA HOCKEY STADIUM, LINDSAY MAYNES PARK, WAPLES ROAD, UNANDERRA.**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer minute number 126)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor A Martin

- 1 Pursuant to Section 47 of the *Local Government Act 1993*, Council authorises the grant of a Licence in respect to Community Land for a term of 20 years to the Illawarra Hockey Inc for part Lot 102 DP 878563 being Illawarra Hockey Centre, Lindsay Maynes Park, Waples Road, Unanderra.
- 2 Pursuant to Section 47 of the *Local Government Act 1993*, as the Licence does not exceed 21 years, Council can grant the licence under delegation of the General Manager.
- 3 Pursuant to Section 377 of the *Local Government Act 1993*, Council delegate to the General Manager the authority to formally execute the licence and any other documentation necessary to complete the matters.
- 4 Authority to grant to affix the Common Seal of Council and/or delegation pursuant to Section 377 of the *Local Government Act 1993* to the Licence documents.

**ITEM 14 - ILLAWARRA HOCKEY INCORPORATED - REQUEST FOR FINANCIAL ASSISTANCE**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer minute number 126)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor A Martin that Council -

- 1 Approve a loan of \$291,939 to the Illawarra Hockey Incorporated to cover the outstanding costs associated with the Indoor Hockey Stadium roof replacement project at the Illawarra Hockey Centre, Unanderra.
- 2 Authorise the General Manager (or delegate) to negotiate and execute a formal loan agreement.
- 3 Prior to financial assistance being provided, a formal licence agreement is to be entered into between Illawarra Hockey Incorporated and Wollongong City Council.
- 4 That Illawarra Hockey Incorporated is to provide ongoing financial reporting.

**ITEM 15 - TENDER T1000221 - DEBRIS CONTROL STRUCTURE (DCS), THE AVENUE, FIGTREE**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer minute number 126)

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

- 1 In accordance with Section 178(1)(a) of the *Local Government (General) Regulation 2021*, Council accept the tender of Cadifern Pty Ltd for construction of a Debris Control Structure, in the sum of \$858,070.40, 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 16 - TENDER T1000224 - NORTH WOLLONGONG BEACH SEAWALL STAGE 2**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer minute number 126)

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

- 1 a In accordance with Section 178(1)(b) of the *Local Government (General) Regulation 2021*, Council decline to accept any of the tenders received for North Wollongong Beach Seawall Stage 2 and resolve to enter into negotiations with one or all of the tenderers or any other party with a view to entering into a contract in relation to the subject matter of the tender.
- b In accordance with Section 178(4) of the *Local Government (General) Regulation 2021*, the reason for Council hereby resolving to enter into negotiations with one or all of the tenderers or any other party and not inviting fresh tenders is that it is anticipated that a satisfactory outcome can be achieved with one of those parties who demonstrate a capacity and ability to undertake the works.
- 2 Council delegate to the General Manager the authority to undertake and finalise the negotiations, firstly with the tenderers, and, in the event of failure of negotiations with those tenderers, any other party, with a view to entering into a contract in relation to the subject matter of the tender.
- 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.
- 4 A report describing the outcome of the procurement process be submitted to the next available Council meeting following the successful engagement of contractor or contractors.

## **ITEM 17 - CODE OF CONDUCT - COMPLAINT STATISTICS REPORT 2024-25**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer minute number 126)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor A Martin that the report on Code of Conduct complaint statistics for 2024-2025 be received and noted.

## **ITEM 18 - ANNUAL TABLING OF RETURNS OF DISCLOSURES OF PECUNIARY INTERESTS AND OTHER MATTERS 2024-2025**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer minute number 126)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor A Martin that Council note the tabling of Annual Returns of Disclosure of Pecuniary Interests and Other Matters as required by Clause 4.26 of the Model Code of Conduct for Local Councils in NSW.

## **ITEM 19 - AUGUST 2025 FINANCIALS**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer minute number 126)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor A Martin that the financials be received and noted.

## ITEM 20 - SEPTEMBER 2025 FINANCIALS

The following staff recommendation was adopted as part of the Block Adoption of Items (refer minute number 126)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor A Martin that the financials be received and noted.

## ITEM 21 - STATEMENT OF INVESTMENT - AUGUST AND SEPTEMBER 2025

The following staff recommendation was adopted as part of the Block Adoption of Items (refer minute number 126)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor A Martin that Council receive the Statement of Investment for August and September 2025.

## ITEM 22 - NOTICE OF MOTION - COUNCILLOR JESS WHITTAKER - PRUNING OF STREET TREES BY ENDEAVOUR ENERGY

**136 COUNCIL'S RESOLUTION** - RESOLVED on the motion of Councillor Whittaker seconded Councillor Stuart that Council -

- 1 Request the General Manager write to the NSW Minister for Climate Change, Energy, Heritage and Environment, The Hon. Penny Sharpe MLC, to raise that in relation to pruning of street trees on council verges by energy company contractors, residents have reported repeated instances of non-compliance with the *Electricity Supply Act 1995 (NSW)* and Standards Australia (2007) AS4373-2007 Pruning of amenity trees.
- 2 Request the General Manager write to Endeavour Energy to raise ongoing dissatisfaction with tree pruning practices in relation to Council's goals in the Climate Change Mitigation Plan, Wollongong Transport Strategy, Urban Greening Strategy and Urban Heat Strategy. Endeavour Energy should be formally notified that arborist contractors regularly prune well beyond the companies' own guidelines, and this is inconsistent with other energy providers.

*In favour* Councillors Hayes, R Martin, Quinn, D Brown, Myers, A Martin, Campbell, Anthony, Whittaker, Docker, Stuart and T Brown

*Against* Councillors Morris

## DEPARTURE OF COUNCILLOR

During debate and prior to voting on Item 22, Councillor Hayes departed and returned to the meeting, the time being from 8:16pm to 8:17pm.

## ITEM 23 - NOTICE OF MOTION - COUNCILLOR DAN HAYES - REVIEW OF HOTSPOTS FOR FINES

**137 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Hayes seconded Councillor Quinn that Councillors receive a report on –

- 1 How Council utilises the data from fines to develop specific strategies for preventative action for compliance of areas that are hotspots, including but not limited to traffic / parking related fines.
- 2 Opportunities to better improve the analysis of data relating to fines.

## DEPARTURE OF COUNCILLOR

Due to a disclosed conflict of interest, Councillor A Martin departed the meeting at 8:35 and was not present for the debate nor voting on Item 24. Councillor A Martin returned to the meeting at 9:05pm at the closure of the meeting.

## **ITEM 24 - NOTICE OF MOTION - COUNCILLOR DEIDRE STUART - ENVIRONMENTAL PLANNING AND ASSESSMENT (PLANNING SYSTEM REFORMS) BILL 2025**

MOVED by Councillor Stuart seconded Councillor Docker that Council –

- 1 Note with concern the introduction of the Environmental Planning and Assessment Amendment (Planning System Reforms) Bill 2025 and its potential to reduce local planning control, transparency, and community confidence in planning decisions for all forms of development, not just housing.
- 2 Note with concern the fundamental changes to the Environmental Planning and Assessment Act 1979 arising from amendments to the objects of the Act and to Part 4.15, including significant weakening of requirements to consider cumulative impacts, environmental impacts, site suitability, and the public interest in decision-making.
- 3 Note that the Bill has been described as “the biggest planning reform in 50 years,” yet has proceeded with minimal public consultation and limited engagement with local government.
- 4 Note with concern that the proposed Development Coordination Authority centralises powers within the Department of Planning and reduces the independent and specialist input previously provided by agencies such as the Environment Department and Rural Fire Service, with no clear mechanisms to ensure transparent or arms-length decision-making.
- 5 Acknowledge the critical role that councils play in managing housing density, infrastructure capacity, transport networks, and environmental sustainability through locally informed, place-based planning processes.
- 6 Write to the NSW Premier, Minister for Planning and Public Spaces and Member for Wollongong, and the Members for Heathcote and Keira:
  - a Seeking retention of local Community Participation Plans, ensuring meaningful and inclusive community engagement in local planning processes.
  - b Raising concern about the administrative burden and cost-shifting to councils that will result from the new time-frames and referral processes, leading to poorer planning outcomes and reduced.
  - c Highlighting broad concerns about governance, environmental assessment, and the public interest arising from the Bill, while acknowledging that recent Legislative Assembly amendments—such as the introduction of a 28-day minimum consultation period for targeted assessments, the exclusion of designated development (e.g. coal mines, power stations, concrete works), and the retention of bush-fire-prone-land provisions—represent partial but insufficient improvements.
- 7 Advocate through Local Government NSW (LGNSW) for a coordinated local-government response to the reforms.
- 8 Request staff workshops outlining the likely implications of the Bill for Council, including potential impacts on housing density, infrastructure planning, environmental and social safeguards, and community consultation, as further information becomes available.

**138 COUNCIL'S RESOLUTION** - RESOLVED on the Motion (AMENDMENT) MOVED by Councillor D Brown seconded Councillor Campbell that Council -

- 1 Welcomes the State Government's efforts to modernise the EP&A act and its inclusion of climate change resilience and affordable housing supply as objectives.
- 2 Recognise the efforts of the State Government to promote housing supply to help combat the housing crisis.
- 3 Welcomes the Act's changes to address the problem of 'zombie DAs', a matter previously advocated for by this Council.
- 4 Welcomes the Act's changes to clarify what is and is not a development standard.

- 5 Welcome changes to the deemed refusal timing rules that should see fewer matters going to court.
- 6 Urges the State Government to adequately resource the Development Coordination Authority such that it can efficiently fulfil the envisioned role as a single point of agency contact.
- 7 Requests that local government and the community be given the opportunity to review and comment on the proposed standard rules for community engagement in the planning process.

Councillor D Brown's AMENDMENT on being PUT to the VOTE was CARRIED to become the MOTION.

*In favour* Councillors Hayes, R Martin, Quinn, D Brown, Myers, Campbell and T Brown

*Against* Councillors Anthony, Whittaker, Docker, Stuart and Morris

The motion (AMENDMENT) on being PUT to the VOTE was CARRIED.

*In favour* Councillors Hayes, R Martin, Quinn, D Brown, Myers, Campbell and T Brown

*Against* Councillors Anthony, Whittaker, Docker, Stuart and Morris

A PROCEDURAL MOTION was MOVED by Councillor Docker seconded Councillor Hayes that Councillor Stuart be granted an additional 2 minutes to address the meeting in relation to Item 24.

A PROCEDURAL MOTION was MOVED by Councillor Docker seconded Councillor Hayes that Councillor D Brown be granted an additional 1 minute to address the meeting in relation to Item 24

#### **THE MEETING CONCLUDED AT 9:05PM**

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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 17 November 2025.

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Chairperson