



## MINUTES

# ORDINARY MEETING OF COUNCIL

at 6.00 pm

**Monday 22 June 2015**

### Present

Lord Mayor – Councillor Bradbery OAM (in the Chair), Councillors Kershaw, Connor, Brown, Takacs, Martin, Blicavs, Colacino, Crasnich, Curran and Petty

### In Attendance

General Manager – D Farmer, Director Corporate and Community Services – Creative, Engaged and Innovative City – G Doyle, Director Infrastructure and Works – Connectivity, Assets and Liveable City – M Hyde, Manager Governance and Information – L Kofod, Manager Finance – B Jenkins, Manager Property and Recreation – P Coyte, Manager Project Delivery – G Whittaker, Manager Library and Community Services – J Thompson, Manager Development Assessment and Certification – M Riordan, Manager Community Cultural and Economic Development (Acting) – S Savage, Manager Environmental Strategy and Planning - R Campbell and Manager Infrastructure Strategy and Planning – M Dowd

### Apologies

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**82 COUNCIL'S RESOLUTION** - RESOLVED on the motion of Councillor Crasnich seconded Councillor Blicavs that the apologies tendered on behalf of Councillors Merrin and Dorahy be accepted.

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## DISCLOSURES OF INTERESTS

Councillor Martin declared non-significant, non-pecuniary interests in Items 4 and 5 insofar as these Section 94 items will be referred to the Department of Planning and Environment for endorsement and Councillor Martin currently works for the Department.

Councillor Petty declared a non-significant, non-pecuniary interest in Item 12 and he advised that he would depart the Chamber during debate and voting on the matter.

Also, prior to consideration of Item 7, Councillor Petty declared a non-significant, non-pecuniary interest in the Item and he departed the Chamber and was not present during debate and voting on the matter.

Councillor Colacino declared a non-significant, non-pecuniary interest in Item 8 as he is the Council-appointed Board Member for Destination Wollongong. He said that he received no personal gain from the Board, nor personal benefit from Council's decision. His interest does not conflict with his public duty in matters involving Destination Wollongong and does not preclude him from contributing to debate around this issue.

## CONFIRMATION OF MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON TUESDAY, 9 JUNE 2015

**83 COUNCIL'S RESOLUTION** - RESOLVED on the motion of Councillor Brown seconded Councillor Colacino that the Minutes of the Ordinary Meeting of Council held on Tuesday, 9 June 2015 (a copy having been circulated to Councillors) be taken as read and confirmed.

In favour Councillors Kershaw, Connor, Brown, Martin, Takacs, Blicavs, Colacino, Crasnich and Bradbery

Against Councillors Curran and Petty

## CONFIRMATION OF MINUTES OF CLOSED COUNCIL SESSION HELD ON TUESDAY, 9 JUNE 2015

**84 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Brown seconded Councillor Crasnich that the Minutes of the Closed Council Session held on Tuesday, 9 June 2015 (a copy having been circulated to Councillors) be taken as read and confirmed.

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## CALL OF THE AGENDA

- 85 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Brown seconded Councillor Crasnich that the staff recommendations for Items 1, 6, 8, 11, and 14 to 21 inclusive, be adopted as a block.

## ITEM 1 - KEY STRATEGIC DOCUMENTS

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 85).

**COUNCIL'S RESOLUTION** – The report be noted.

## ITEM 2 - DRAFT ANNUAL PLAN AND ATTACHMENTS 2015-16 - FEEDBACK FOLLOWING EXHIBITION

- 86 COUNCIL'S RESOLUTION** - RESOLVED on the motion of Councillor Brown seconded Councillor Connor that -
- 1 Council incorporate the changes recommended in the report for the following documents and adopt the:
    - a Draft Annual Plan 2015-16, subject to the following –
      - i The addition of a new Annual Deliverable – “Council advocate for contribution from RMS to bring forward the Keiraville/Gwynneville Access and Movement Strategy”; and
      - ii Note on supporting documents table (page 25 of Attachment 1) that ‘Council resolved on 9 June 2015 that the Keiraville/Gwynneville Access and Movement Strategy would be brought forward to 2015-16 should a financial contribution from RMS be forthcoming’.
    - b Draft budget 2015-16 and Capital Budget 2015-16; and
    - c Draft Revenue Policy, Fees and Charges 2015-16.
  - 2 Council make its rates and charges for the period 1 July 2015 to 30 June 2016 outlined in the draft Revenue Policy 2015-16 as amended in the report, including the Special Rate Variation comprising of 6.23% increase in General Revenue as determined by Independent Pricing and Regulatory Tribunal (IPART).
  - 3 The General Manager be authorised to make any minor changes as requested by resolution of the Council.

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*Variation* The variation moved by Councillor Blicavs to add the following to Part 1 –  
'subject to the following –

- i* The addition of a new Annual Deliverable – "Council advocate for contribution from RMS to bring forward the Keiraville/Gwynneville Access and Movement Strategy"; and
- ii* Note on supporting documents table (page 25 of Attachment 1) that 'Council resolved on 9 June 2015 that the Keiraville/Gwynneville Access and Movement Strategy would be brought forward to 2015-16 should a financial contribution from RMS be forthcoming'.

*was accepted by the mover and seconder.*

**In favour** Councillors Kershaw, Connor, Brown, Martin, Takacs, Blicavs, Colacino, Crasnich, Curran and Bradbery  
**Against** Councillor Petty

### ITEM 3 - FIT FOR THE FUTURE IMPROVEMENT PROPOSAL

**87** **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Curran seconded Councillor Petty that –

- 1 The Fit for the Future Improvement Proposal (Attachment 1 of the report) be endorsed for submission to the NSW Independent Pricing and Regulatory Tribunal for assessment.
- 2 A report be prepared for the Information Folder outlining the findings and implementation of the recommendations of the Percy Allen Report and Council staff's response to the report.

*Variation* The variation moved by Councillor Brown to add the words 'Information Folder' in place of 'Council' in Part 2, as well as the words 'and Council staff's response to the report' was accepted by the mover and seconder.

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**ITEM 4 - WOLLONGONG SECTION 94A DEVELOPMENT CONTRIBUTIONS PLAN - 2015 UPDATE**

**88 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Curran seconded Councillor Martin that -

- 1 The draft Wollongong Section 94A Development Contributions Plan (2015) incorporate the following amendments:
  - a Remove Huntley from "Figure 1: Wollongong Section 94A Contributions Plan" for inclusion in the West Dapto Section 94 Contribution Plan;
  - b Update of the Works Program and maps to reflect the 2015-16 Capital Budget Delivery Program; and
  - c Include other minor changes as listed in this report.
- 2 The draft Wollongong Section 94A Development Contributions Plan (2015) (Attachment 1 of the report) be exhibited for a minimum period of 28 days when the Schedule and Maps are updated to reflect the adopted Program.

**ITEM 5 - DRAFT WEST DAPTO SECTION 94 DEVELOPMENT CONTRIBUTIONS PLAN (2015) - INTERIM REVIEW**

**89 COUNCIL'S RESOLUTION** – MOVED by Councillor Connor seconded Councillor Crasnich that -

- 1 The following amendments be incorporated into the draft West Dapto Section 94 Development Contributions Plan (2015):
  - a Figure 1.1 Land to which the Plan Applies be amended to include Huntley – that was rezoned as part of Wollongong Local Environmental Plan 2009 (Amendment 12) on 6 July 2012;
  - b Figure 4.2.1 Existing and Proposed Open Space be amended by:
    - i Increasing the size of "Ridge Park" on Lot 202 DP 1192033 from 3 hectares to 10 hectares to reflect the adopted Darkes Road South West Neighbourhood Plan;
    - ii Amending the location of parks 3 and 4 to parks 3a, 3b and 4 on Lot 401 DP 1110562 and Lot 47 DP 751278 to reflect the adopted Sheaffes Road North Neighbourhood Plan; and,
    - iii Including the four reserves dedicated to Council as part of the Brooks Reach subdivision, as existing open space areas.

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- c Figure 4.2.2 and 4.3.8 Proposed Cycleway Network be updated to reflect the minor amendment made to the cycleway network as part of the adopted Darkes Road South West Neighbourhood Plan and to include the Princes Highway/Fowlers Road – Fairwater Drive link.
- d Figure 4.3.1 Existing Road Network be amended to indicate that it reflects the road network as it was in 2010.
- e Figures 4.3.3 Proposed Road Network, 4.3.4 Proposed Road Types, 4.3.7 Proposed Intersection Treatments, 4.3.9 Proposed Roads to be funded through Section 94 and 4.3.10 Proposed Flood Access Network be amended by:
  - i Including the Princes Highway/Fowlers Road – Fairwater Drive link;
  - ii Amending the location of the collector road as adopted as part of the Darkes Road South West Neighbourhood Plan;
  - iii Extending the colouring of Marshall Mount Road to Marshall Mount Creek.
- f Figure 4.3.5 Proposed Collector Road Type Cross Section to include the updated road cross sections.
- g Table 4.3.6 New Road Requirements and Table 4.3.7 Works Program, include the Princes Highway/Fowlers Road – Fairwater Drive link.
- h Updating the list of possible exemptions in Clause 2.2.1 to include Residential Care Facilities and Industrial Training Facilities and to reflect the Wollongong Section 94A Development Contributions Plan (2014).
- i To encourage additional affordable housing, introduce a reduced contribution rate for:
  - dual occupancy of \$20,000 for the additional dwelling (less than 125m<sup>2</sup>);
  - multi-dwelling housing, residential flat buildings, seniors living, shop-top housing (residential component), of \$15,000 per dwelling (less than 125m<sup>2</sup>) for up to five additional dwellings and \$10,000 per dwelling (less than 125m<sup>2</sup>) for more than five additional dwellings;
  - subdivisions of more than 50 lots levy at a rate of 13 lots per hectare (\$390,000) if 15 or more lots per hectare is approved, based on the net residential density of the land zoned for residential use;



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- the reduced contribution rates be reviewed after two years, or as part of the completion of the West Dapto Review.
- j Other minor amendments as highlighted in the draft Plan.
- 2 A corresponding amendment be made to the Wollongong Section 94A Development Contributions Plan (2014) to remove Huntley (as identified in recommendation 1a), from 'Figure 1 Wollongong Section 94A Contribution Area'.
  - 3 The draft West Dapto Section 94 Development Contributions Plan (2015) and draft Wollongong Section 94A Development Contributions Plan (2015) be exhibited for community input for a minimum period 28 days.
  - 4 Following the exhibition period, a report on submissions be presented to Council.

An AMENDMENT was MOVED by Councillor Curran seconded Councillor Petty that –

- 1 The following amendments be incorporated into the draft West Dapto Section 94 Development Contributions Plan (2015):
  - a Figure 1.1 Land to which the Plan Applies be amended to include Huntley – that was rezoned as part of Wollongong Local Environmental Plan 2009 (Amendment 12) on 6 July 2012;
  - b Figure 4.2.1 Existing and Proposed Open Space be amended by:
    - i Increasing the size of "Ridge Park" on Lot 202 DP 1192033 from 3 hectares to 10 hectares to reflect the adopted Darkes Road South West Neighbourhood Plan;
    - ii Amending the location of parks 3 and 4 to parks 3a, 3b and 4 on Lot 401 DP 1110562 and Lot 47 DP 751278 to reflect the adopted Sheaffes Road North Neighbourhood Plan;
    - iii Including the four reserves dedicated to Council as part of the Brooks Reach subdivision, as existing open space areas.
  - c Figure 4.2.2 and 4.3.8 Proposed Cycleway Network be updated to reflect the minor amendment made to the cycleway network as part of the adopted Darkes Road South West Neighbourhood Plan and to include the Princes Highway/Fowlers Road – Fairwater Drive link.
  - d Figure 4.3.1 Existing Road Network be amended to indicate that it reflects the road network as it was in 2010.

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- e Figures 4.3.3 Proposed Road Network, 4.3.4 Proposed Road Types, 4.3.7 Proposed Intersection Treatments, 4.3.9 Proposed Roads to be funded through Section 94 and 4.3.10 Proposed Flood Access Network be amended by:
    - i Including the Princes Highway/Fowlers Road – Fairwater Drive link;
    - ii Amending the location of the collector road as adopted as part of the Darkes Road South West Neighbourhood Plan;
    - iii Extending the colouring of Marshall Mount Road to Marshall Mount Creek.
  - f Figure 4.3.5 Proposed Collector Road Type Cross Section to include the updated road cross sections.
  - g Table 4.3.6 New Road Requirements and Table 4.3.7 Works Program, include the Princes Highway/Fowlers Road – Fairwater Drive link.
  - h Updating the list of possible exemptions in clause 2.2.1 to include Residential Care Facilities and Industrial Training Facilities and to reflect the Wollongong Section 94A Development Contributions Plan (2014).
  - i Other minor amendments as highlighted in the draft Plan.
- 2 A corresponding amendment be made to the Wollongong Section 94A Development Contributions Plan (2014) to remove Huntley (as identified in recommendation 1a), from ‘Figure 1 Wollongong Section 94A Contribution Area’.
- 3 The draft West Dapto Section 94 Development Contributions Plan (2015) and draft Wollongong Section 94A Development Contributions Plan (2015) be exhibited for community input for a minimum period 28 days.
- 4 Following the exhibition period, a report on submissions be presented to Council.

Councillor Curran’s AMENDMENT on being PUT to the VOTE was LOST.

In favour  
Against

Councillors Curran and Petty

Councillors Kershaw, Connor, Brown, Martin, Takacs, Blicavs, Colacino, Crasnich and Bradbery

Councillor Connor’s MOTION on being PUT to the VOTE was CARRIED UNANIMOUSLY.

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## **ITEM 6 - RESTORATION OF INDEXATION FOR FINANCIAL ASSISTANCE GRANTS**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 85).

### **COUNCIL'S RESOLUTION** –

- 1 Council acknowledges the importance of the Financial Assistance Grant in assisting Council to provide important community infrastructure and delivery of services.
- 2 Council support the Australian Local Government Association and Local Government Managers' Australia advocacy campaign for restoration of indexation of the Federal Assistance Grants for 2016-17.

## **DISCLOSURE OF INTERESTS**

Councillor Petty declared a non-significant, non-pecuniary interest in Item 7. Councillor Petty departed the Chamber and was not present during debate and voting on this matter.

## **DEPARTURE OF COUNCILLOR**

During debate and prior to voting on Item 7, Councillor Curran departed and returned to the meeting, the times being from 7.23 pm to 7.25 pm, and from 7.27 pm to 7.28 pm.

## **ITEM 7 - REVIEW OF CORPORATE GOVERNANCE COMMITTEE AND AUDIT COMMITTEE CHARTERS**

- 90** **COUNCIL'S RESOLUTION** - RESOLVED on the motion of Councillor Blicavs seconded Councillor Colacino that the draft revised Audit Committee and Corporate Governance Committee Charters be adopted.

In favour Councillors Kershaw, Connor, Brown, Martin, Takacs, Blicavs, Colacino, Crasnich and Bradbery

Against Councillor Curran

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## **ITEM 8 - DESTINATION WOLLONGONG - FUTURE FUNDING ARRANGEMENTS**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 85).

### **COUNCIL'S RESOLUTION –**

- 1 Council resolve under Section 55(3) of the Local Government Act 1993 to enter into a Funding Agreement with Wollongong City of Innovation Ltd (trading as Destination Wollongong) without the inviting of tenders due to extenuating circumstances, unavailability of competitive and reliable tenderers and otherwise for the reasons set out in the report.
- 2 Council proceed with finalising the Funding and Performance Agreement (2016-2021) with Wollongong City of Innovation Ltd (trading as Destination Wollongong) to deliver destination marketing, major events, business events and conferences and visitor information services.
- 3 Council delegate finalisation of the Funding and Performance Agreement with this organisation to the General Manager, subject to the funding agreement not exceeding the adopted budget.

## **DEPARTURE OF COUNCILLOR**

During debate and prior to voting on Item 9, Councillor Colacino departed the meeting, the time being 7.32 pm.

## **ITEM 9 - POLICY REVIEW: COMMERCIAL FITNESS TRAINING ACTIVITIES ON PUBLIC OPEN SPACE**

A PROCEDURAL MOTION was MOVED by Councillor Curran seconded Councillor Petty that Item 9 lie on the table. The PROCEDURAL MOTION on being PUT to the VOTE was LOST.

- 91 COUNCIL'S RESOLUTION** - RESOLVED on the motion of Councillor Brown seconded Councillor Kershaw that the reviewed Commercial Fitness Training Activities on Public Open Space Policy be adopted.

**In favour** Councillors Kershaw, Connor, Brown, Martin, Takacs, Blicavs, Crasnich and Bradbery

**Against** Councillors Curran and Petty

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## DEPARTURE AND ATTENDANCE OF COUNCILLORS

During debate and prior to voting on Item 10 –

- Councillor Colacino returned to the meeting, the time being 7.34 pm;
- Councillor Blicavs departed and returned to the meeting, the time being from 7.38 pm to 7.40 pm; and,
- Councillor Crasnich departed and returned to the meeting, the time being from 7.48 pm to 7.50 pm.

## ITEM 10 - MANAGING LOVE LOCKS ON PUBLIC INFRASTRUCTURE

**92** **COUNCIL'S RESOLUTION** – MOVED by Councillor Connor seconded Councillor Colacino that Council -

- 1 a Continue to work with RMS to seek a commitment to fund the artwork structure at Sea Cliff Bridge which offers a spectacular backdrop and will add to the marketing and tourist potential of the Grand Pacific Walk.  
b Make representations to the Minister for Roads, Maritime and Freight, The Hon Duncan Gay MLC, to fund the love lock artwork at Sea Cliff Bridge.
- 2 Commence a community engagement process to assess the community opinion to a love lock sculpture on the Flagstaff Hill site, or in that vicinity, and the results of that consultation be reported back to Council.
- 3 Develop and implement a program for the installation of love lock chains (similar to that recently installed at Sublime Point, Bulli Tops) at sites throughout the City where love locks have been placed.
- 4 Progressively and economically install the love lock chain concept throughout the City.

*Variation* The variation moved by Councillor Blicavs to change Part 2 to read 'Commence a community engagement process to assess the community opinion to a love lock sculpture on the Flagstaff Hill site, or in that vicinity, and the results of that consultation be reported back to Council' was accepted by the mover and seconder.

An AMENDMENT was MOVED by Councillor Bradbery seconded Councillor Curran that Council –

- 1 a Continue to work with RMS to seek a commitment to fund the artwork structure at Sea Cliff Bridge which offers a spectacular

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backdrop and will add to the marketing and tourist potential of the Grand Pacific Walk.

- b Make representations to the Minister for Roads, Maritime and Freight, The Hon Duncan Gay MLC, to fund the love lock artwork at Sea Cliff Bridge.
- 2 Develop and implement a program for the installation of love lock chains (similar to that recently installed at Sublime Point, Bulli Tops) at sites throughout the City where love locks have been placed.
- 3 Progressively and economically install the love lock chain concept throughout the City.

A FORESHADOWED AMENDMENT was MOVED by Councillor Petty seconded Councillor Curran that Council –

- 1
  - a Continue to work with RMS to seek a commitment to fund the artwork structure at Sea Cliff Bridge which offers a spectacular backdrop and will add to the marketing and tourist potential of the Grand Pacific Walk.
  - b Make representations to the Minister for Roads, Maritime and Freight, The Hon Duncan Gay MLC, to fund the love lock artwork at Sea Cliff Bridge.
- 2 Develop and implement a program for the installation of love lock chains (similar to that recently installed at Sublime Point, Bulli Tops) at sites throughout the City where love locks have been placed.
- 3 Progressively and economically install the love lock chain concept throughout the City to a total value of \$50,000.

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

**In favour** Councillors Brown, Takacs, Crasnich, Curran and Bradbery  
**Against** Councillors Kershaw, Connor, Martin, Blicavs, Colacino and Petty

Following the defeat of Councillor Bradbery's AMENDMENT, Councillor Petty's FORESHADOWED AMENDMENT then BECAME the AMENDMENT.

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

**In favour** Councillors Takacs, Curran, Petty and Bradbery  
**Against** Councillors Kershaw, Connor, Brown, Martin, Blicavs, Colacino and Crasnich

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Following the defeat of Councillor Petty's Amendment, Councillor Connor's MOTION was PUT to the VOTE and was CARRIED.

**In favour** Councillors Kershaw, Connor, Brown, Martin, Blicavs, Colacino and Crasnich

**Against** Councillors Takacs, Curran, Petty and Bradbery

### **ITEM 11 - EXTENSION OF FUNDING CONTRACTS – COMMUNITY SERVICES**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 85).

#### **COUNCIL'S RESOLUTION** – Council accept –

- 1 The contract offered by the NSW Department of Family and Community Services, for funding for a period of three years, from 1 July 2015, with provision for the contract to be reviewed by 30 June 2017.
- 2 The extension to the contract offered by Transport for NSW, for a period of one year, from 1 July 2015.
- 3 The contract offered by the Department of Social Services for ongoing funding of the Volunteering Illawarra program, for a period of one year from 1 July 2015.

### **DEPARTURE OF COUNCILLOR**

Due to a prior disclosure of interest, Councillor Petty departed the Chamber and was not present during discussion and voting on Item 12.

### **ITEM 12 - UPDATE ON ILLEGAL DUMPING DETERRENT MOUND ISSUE**

MOVED by Councillor Curran seconded Councillor Takacs that Council -

- 1 Note the progress of the implementation of the Council resolution of 18 May 2015.
- 2 Note concerns that only the barriers are in the Scope of Review.
- 3 Note that the IAB review will not be complete until July 2015 and the anticipated presentation date to Council is 3 August 2015.

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- 4 Resolve, in accordance with Section 55(3) (i) of the Local Government Act 1993, that because of the extenuating circumstances brought about by the Environment Protection Authority (EPA) requesting Council to remove the barriers on Old Princes Highway between Waterfall and Bulli Tops as a matter of priority, tenders were not invited for the works.
- 5 Endorse the engagement of Affective Services to remove material placed along the Old Princes Highway between Sublime Point and Waterfall.
- 6 Resolve, in accordance with Section 55(3) (i) of the Local Government Act 1993, that because of the extenuating circumstances brought about by the expectation that the EPA will request Council to remove the barriers at Wyllie Road, Kembla Grange, (and any other site where contamination has been identified) as a matter of priority, tenders not be invited for the works, however a quotation process be conducted generally in accordance with Council's procurement process.
- 7 Delegate to the General Manager the authority to finalise and execute the contract and any other documentation required to give effect to this resolution.
- 8 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.

**93 COUNCIL'S RESOLUTION** – An AMENDMENT was MOVED by Councillor Kershaw seconded Councillor Connor that Council –

- 1 Note the progress of the implementation of the Council resolution of 18 May 2015.
- 2 Note that the IAB review will not be complete until July 2015 and the anticipated presentation date to Council is 3 August 2015.
- 3 Resolve, in accordance with Section 55(3) (i) of the Local Government Act 1993, that because of the extenuating circumstances brought about by the Environment Protection Authority (EPA) requesting Council to remove the barriers on Old Princes Highway between Waterfall and Bulli Tops as a matter of priority, tenders were not invited for the works.
- 4 Endorse the engagement of Affective Services to remove material placed along the Old Princes Highway between Sublime Point and Waterfall.



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- 5 Resolve, in accordance with Section 55(3) (i) of the Local Government Act 1993, that because of the extenuating circumstances brought about by the expectation that the EPA will request Council to remove the barriers at Wyllie Road, Kembla Grange, (and any other site where contamination has been identified) as a matter of priority, tenders not be invited for the works, however a quotation process be conducted generally in accordance with Council's procurement process.
- 6 Delegate to the General Manager the authority to finalise and execute the contract and any other documentation required to give effect to this resolution.
- 7 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.

Councillor Kershaw's AMENDMENT on being PUT to the VOTE was CARRIED.

- In favour Councillors Kershaw, Connor, Brown, Martin, Blicavs, Colacino, Crasnich and Bradbery
- Against Councillors Takacs, Curran

Councillor Kershaw's AMENDMENT then BECAME the MOTION.

The MOTION on being PUT to the VOTE was CARRIED UNANIMOUSLY.

### ITEM 13 - DRAFT POLICY: DEBT RECOVERY AND HARDSHIP ASSISTANCE

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

- 1 Council –
  - a Adopt the Debt Recovery and Hardship Assistance Policy.
  - b Repeal the Debt Recovery Policy.
  - c Repeal the Rate Hardship Policy.
  - d Repeal the Pensioner Rates Policy.
- 2 The Debt Recovery and Hardship Assistance Policy return to Council via a report after 12 months to review its operation.

#### **ITEM 14 - POLICY REVIEW: GIFTS AND BENEFITS**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 85).

**COUNCIL'S RESOLUTION** – The Draft Revised Gifts and Benefits Policy be adopted.

#### **ITEM 15 - POLICY REVIEW: FINANCIAL ASSISTANCE**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 85).

**COUNCIL'S RESOLUTION** – The proposed changes to the Financial Assistance Policy be endorsed.

#### **ITEM 16 - CONTINUING ENGAGEMENT OF SPECIALIST LANDFILL GAS CONTRACTOR SERVICES – WHYTES GULLY WASTE AND RESOURCE RECOVERY PARK**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 85).

**COUNCIL'S RESOLUTION** –

- 1 Council resolve, in accordance with section 55(3) (i) of the Local Government Act 1993, that tenders not be invited for the additional short-term operation and maintenance of the gas system at Whytes Gully Waste and Resource Recovery Park (including descaling as required) due to the unforeseen site conditions at the time of the initial engagement and the continuity of knowledge and experience of RUN Energy Pty Ltd in operating the landfill gas system.
- 2 Council authorise the continuing engagement of RUN Energy Pty Ltd to undertake ongoing operation and maintenance of the gas system (including descaling as required) until a long-term gas management system provider at Whytes Gully Waste and Resource Recovery Park has been appointed by a competitive tender process.

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**ITEM 17 - TENDER T14/25 - PARKING METER TICKET MACHINE MAINTENANCE AND ANCILLARY SERVICES**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 85).

**COUNCIL'S RESOLUTION** –

- 1 In accordance with the Local Government (General) Regulation 2005, Clause 178 (1) (a), Council accept the tender of Duncan Solutions Pty Ltd for the maintenance and ancillary services of Council's parking meter ticket machines, in the sum of \$276,480.00 pa, excluding 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 18 - TENDER T14/16 PROVISION OF DESIGN AND TECHNICAL SERVICES TO COUNCIL**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 85).

**COUNCIL'S RESOLUTION** –

- 1 In accordance with the Local Government (General) Regulation 2005, Clause 178 (1) (a), Council accept the tenders shown below (trading name) for the Provision of Design and Technical Services to Council for a period of one year with the option to extend annually for a further four years at the sole discretion of Council –

Tenderers for Multidisciplinary Design – Civil

- AECOM
- Cardno (NSW/ACT) Pty Ltd
- GHD Pty Ltd
- Hyder Consulting Pty Ltd
- Northrop Consulting Engineers
- SMEC Australia Pty Ltd

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Tenderers for Multidisciplinary Design – Buildings and Architectural

- BHI Architects Pty Ltd
- Borst & Conacher Architects Pty Ltd
- Graham Bell Bowman Architects
- Realize Architecture
- Tilment Pty Ltd
- ZMP Architects & Heritage Consultants

Tenderers for Civil Design

- Allen Price & Associates
- Cardno (NSW/ACT) Pty Ltd
- Footprint (NSW) Pty Ltd
- GHD Pty Ltd
- Jones Nicholson Pty Ltd
- Landteam
- Northrop Consulting Engineers
- SMEC (Australia) Pty Ltd

Tenderers for Structural Design

- Cardno (NSW/ACT) Pty Ltd
- Enstruct Group Pty Ltd
- GHD Pty Ltd
- Hyder Consulting Pty Ltd
- Jacobs
- Jones Nicholson Pty Ltd
- Northrop Consulting Engineers
- TLB Engineers

Tenderers for Hydraulic Design

- Arrow Consulting Engineers Pty Ltd
- Cardno (NSW/ACT) Pty Ltd
- GHD Pty Ltd
- Jones Nicholson Pty Ltd
- KFW
- Landteam

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Tenderers for Mechanical Design

- Arrow Consulting Engineers Pty Ltd
- Barry C Smith & Associates Pty Ltd
- Cardno (NSW/ACT) Pty Ltd
- Crowley Consulting Pty Ltd
- GHD Pty Ltd
- Jones Nicholson Pty Ltd
- Northrop Consulting Engineers

Tenderers for Electrical Design

- Arrow Consulting Engineers Pty Ltd
- Barry C Smith & Associates Pty Ltd
- Crowley Consulting Pty Ltd
- GHD Pty Ltd
- Jones Nicholson Pty Ltd
- Lightpoint Consulting Services
- Paul Anthony Electrical
- Star Electrical Co Pty Ltd
- Transelect

Tenderers for Landscape Architecture Design

- Cardno (NSW/ACT) Pty Ltd
- Corkery Consulting Pty Ltd
- DSB Landscape Architects
- McGregor Coxall
- NSW Public Works
- Phillips Marler
- Taylor Brammer Landscape Architects Pty Ltd
- Urbis Pty Ltd

Tenderers for Coastal Engineering Design

- Baird Australia
- Cardno (NSW/ACT) Pty Ltd
- GHD Pty Ltd
- NSW Public Works
- Royal Haskoning

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Tenderers for Geotechnical Services

- Cardno (NSW/ACT) Pty Ltd
- Coffey Environments Australia Pty Ltd
- Douglas Partners Pty Ltd
- GHD Pty Ltd
- Jacobs
- JK Geotechnics & Environmental Investigation Services (EIS)
- SMEC Australia Pty Ltd

Tenderers for Survey/Spatial Services

- AAM Pty Ltd
- JRK Surveys
- KFW
- Landteam
- NSW Public Works
- SMEC Australia Pty Ltd

Tenderers for Quantity Surveyor Services

- GHD Pty Ltd
- Jacobs
- MBMPL Pty Ltd
- McAlister Civil Estimating Services
- MIEngineers
- Mitchell Brandtman
- NSW Public Works

Tenderers for Drafting Services

- Encat Pty Ltd
- Footprint (NSW) Pty Ltd
- Gary Melleuish
- Graham Bell Bowman Architects
- Jerez Enterprises Pty Ltd
- ZMP Architects and Heritage Consultants

Minute No.

Tenderers for Stormwater and Flood Mitigation Design

- Cardno (NSW/ACT) Pty Ltd
- GHD Pty Ltd
- KFW
- Rudy Van Drie
- SMEC Australia Pty Ltd
- WMA Water Pty Ltd

Tenderers for Environmental Services

- Biosis Pty Ltd
- Coffey Environments Australia Pty Ltd
- Comber Consultants Pty Ltd
- Douglas Partners Pty Ltd
- Earthwise Environmental Consultants
- Eco Logical Australia Pty Ltd
- Moore Trees
- SMEC Australia Pty Ltd
- SLR Consulting Australia Pty Ltd
- Urban Tree Management Australia Pty Ltd

- 2 Council delegate to the General Manager the authority to finalise and execute the contracts 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 contracts and any other documentation, should it be required to give effect to this resolution.

**ITEM 19 - INTEREST PAYABLE - DEFAULT BY LESSEES AND LICENSEES - 2015-2016 FEES AND CHARGES**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 85).

**COUNCIL'S RESOLUTION** –

- 1 Draft Fees and Charges for 2015 -2016 for Interest Payable – Default by Lessees and Licensees be placed on public exhibition for 28 days.
- 2 A subsequent report be provided to Council which includes comments received during the exhibition period and recommendation regarding the adoption of fees and charges.

Minute No.

**ITEM 20 - MAY 2015 FINANCIALS**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 85).

**COUNCIL'S RESOLUTION** –

- 1 The report be received and noted.
- 2 Proposed changes in the Capital Works Program be approved.

**ITEM 21 - STATEMENT OF INVESTMENTS - MAY 2015**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 85).

**COUNCIL'S RESOLUTION** - Council receive the Statement of Investments for May 2015.

**THE MEETING CONCLUDED AT 8.39 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 13 July 2015.

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Chairperson