



MINUTES

ORDINARY MEETING OF COUNCIL

at 6:00 pm

Monday 12 December 2022

**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 (attended via audio visual link)

Councillor David Brown

Councillor Dom Figliomeni

Councillor Elisha Aitken

Councillor Janice Kershaw

Councillor John Dorahy

Councillor Linda Campbell

Councillor Mithra Cox

Councillor Richard Martin

**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 (Acting)

Manager Governance + Customer Service (attended via audio visual link)

Manager Property + Recreation (attended via audio visual link)

Manager City Strategy

Manager Project Delivery (attended via audio visual link)

Manager City Works (attended via audio visual link)

Manager Open Space + Environmental Services

Manager Library + Community Services

Greg Doyle

Joanne Page

Linda Davis

Renee Campbell

Kerry Hunt

Elise Woods

Todd Hopwood

Lucielle Power

Chris Stewart

Glenn Whittaker

Roger Stewardson

Paul Tracey

Jenny Thompson

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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## CONFLICTS OF INTERESTS

Councillor Campbell declared a non-significant, non-pecuniary interest in Item 12 – City of Wollongong Traffic Committee Minutes held 29 November 2022, as road closures in attachment 13 impact her street. Councillor Campbell advised she would remain in the meeting during debate and voting on the item.

## CONFIRMATION OF MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON MONDAY, 28 NOVEMBER 2022

**773 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that the Minutes of the Ordinary Meeting of Council held on Monday, 28 November 2022 (a copy having been circulated to Councillors) be taken as read and confirmed.

## PUBLIC ACCESS FORUM

ITEM	TITLE	NAME OF SPEAKER
14	Notice of Motion – Councillor Cath Blakey – Soft Plastics Collection Scheme	Susie Crick Oceanic Research Institute For Recommendation
15	Notice of Motion – Councillor Cameron Walters – Finding a Home for Helensburgh Men's Shed	Mike Croft Helensburgh Men's Shed For Recommendation
15	Notice of Motion – Councillor Cameron Walters – Finding a Home for Helensburgh Men's Shed	Paul Blanksby Helensburgh Men's Shed For Recommendation
16	Notice of Motion – Councillor Cameron Walters – HMAS Sydney Visit to Wollongong in 2023	Murray Bolton N10 Illawarra Sub-Section Naval Association of Australia For Recommendation

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

## CALL OF THE AGENDA

**775 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that the staff recommendations for Items 2 then 4 to 13 inclusive then 17 be adopted as a block.

## ITEM 1 - ANNUAL FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2022

**776 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that the audited Financial Statements for the year ended 30 June 2022, together with the Auditor's report, be presented to the public.

## **ITEM 2 - PUBLIC EXHIBITION - DRAFT PLACES FOR THE FUTURE: SOCIAL INFRASTRUCTURE FUTURE DIRECTIONS PLAN 2022-2036**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 775)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that the draft *Places for the Future - Social Infrastructure Future Directions Plan: 2022-2036* is approved for public exhibition for a period of 28 days.

## **ITEM 3 - PUBLIC EXHIBITION - DRAFT REVISED ELECTRIC VEHICLE CHARGING INFRASTRUCTURE ON COUNCIL LAND POLICY**

**777** **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor T Brown seconded Councillor Cox that -

- 1 The draft revised Electric Vehicle Charging Infrastructure on Council Land Policy be placed on public exhibition for a minimum 28-day period.
- 2 Following the exhibition period, a further report be provided to Council outlining the submissions received and recommendations for any post exhibition amendments for adoption.

## **ITEM 4 - PUBLIC EXHIBITION - DRAFT REVISED PLANNING AGREEMENTS POLICY**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 775)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that the draft revised Planning Agreements Policy be endorsed for exhibition, for a minimum period of 28 days.

## **ITEM 5 - POLICY REVIEW: INVESTMENT COUNCIL POLICY**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 775)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that Council adopt the revised Investment Council Policy.

## **ITEM 6 - LEAVE OF ABSENCE - COUNCILLOR CAMERON WALTERS - 28 JANUARY 2023 TO 21 FEBRUARY 2023**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 775)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that Leave of Absence be granted to Councillor Walters for the period 28 January 2023 to 28 February 2023.

## **ITEM 7 - PROPOSED GRANT OF EASEMENT TO DRAIN WATER OVER COUNCIL COMMUNITY LAND, LOT C DP 36592, MOUNTBATTEN PARK, CORRIMAL**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 775)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that -

- 1 Pursuant to section 46 (1) (a1) of the *Local Government Act 1993*, Council resolves to grant an easement to drain water 1.0m wide over Council Community Land known as Lot C DP 36592, Mountbatten Park, in favour of Lot 152 DP 36592 5 Pamela Street, Corrimal, as shown hatched on the attachment to this report.
- 2 Council accept payment in the amount of \$1,000 from the owner of Lot 152 DP 36592 5 Pamela Street, Corrimal, as compensation for the grant of the easement.
- 3 The applicant be responsible for all costs relating to the easement including valuation, survey, plan registration and legal costs and any other costs incurred in this matter.
- 4 Approval be granted to affix the Common Seal of Council and/or delegation pursuant to section 377 of the *Local Government Act 1993* to the survey plan, Section 88B instrument and any other documentation required to give affect to this resolution.
- 5 The General Manager be authorised to execute any documents to give effect to this resolution.

## **ITEM 8 - TENDER T1000071 - WHARTONS CREEK, BULLI - BANK STABILISATION**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 775)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that -

- 1 In accordance with Section 178(1)(a) of the Local Government (General) Regulation 2021, Council accept the tender of Enter Building Group Pty Ltd for Whartons Creek Bank Stabilisation, in the sum of \$442,240.30, including GST.
- 2 To correct an identified anomaly within the tender, Council approve an initial variation to increase the tendered price by an additional \$125,400.00, including GST.
- 3 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.
- 4 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 9 - TENDER T1000076 - PAVEMENT RECYCLING AND STABILISATION - ENGAGEMENT OF PRIMARY AND SECONDARY SUPPLIERS**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 775)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that -

- 1 In accordance with Section 178(1)(a) of the Local Government (General) Regulation 2021, Council accept the tenders shown in Table 1 for the Provision of Pavement Recycling and Stabilisation with a Primary and Secondary Supplier, for an initial three (3) year contract term, with options to extend for a period of 1 x 3 years and a further 2 x 2 years, at the sole discretion of Council.
- 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 10 - OCTOBER 2022 FINANCIALS**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 775)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that -

- 1 The financials be received and noted.
- 2 Council endorse the proposed changes to the Capital Budget for October 2022

#### **ITEM 11 - STATEMENT OF INVESTMENT - OCTOBER 2022**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 775)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that Council receive the Statement of Investment for October 2022.

#### **ITEM 12 - CITY OF WOLLONGONG TRAFFIC COMMITTEE MINUTES OF MEETING HELD 29 NOVEMBER 2022**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 775)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that in accordance with the delegated authority to Council, the Minutes and Recommendations of the Wollongong Traffic Committee held on 29 November 2022 in relation to Regulation of Traffic as outlined within this report, be adopted.

#### **ITEM 13 - TABLING OF RETURNS OF DISCLOSURES OF PECUNIARY INTEREST AND OTHER MATTERS - DECEMBER 2022**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 775)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that Council note the tabling of the Returns of Disclosures of Interest as required by Part 4 of the Model Code of Conduct

#### **ITEM 14 - NOTICE OF MOTION - COUNCILLOR CATH BLAKEY - SOFT PLASTICS COLLECTION SCHEME**

**778** **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Blakey seconded Councillor Cox that Council -

- 1 Note the 9 November 2022 suspension of the REDcycle soft plastics collection scheme which demonstrates that systemic changes are needed in the Australian packaging industry to stem waste.
- 2 Note that the REDcycle collection scheme reduced the volume of waste sent to Whytes Gully landfill, and that this volume is expected to increase following the suspension of the REDcycle program.
- 3 Write to state Minister for Environment and Heritage the Hon James Griffin MP, and federal Minister for the Environment and Water the Hon Tanya Plibersek MP calling on them to introduce stronger legislation to combat and reduce non-recyclable material in packaging, especially single use plastics.

- 4 That council supports the federal government's move to join the international 'High Ambition Coalition to End Plastic Pollution' treaty process that sets a target to recycle or reuse 100 per cent of plastic waste by 2040.

*Variation* The variation moved by Councillor D Brown (Point 3 to read "Write to state Minister for Environment and Heritage the Hon James Griffin MP, and federal Minister for the Environment and Water the Hon Tanya Plibersek MP calling on them to introduce stronger legislation to combat non-recyclable material in packaging, especially single use plastics and the addition of Point 4.) was accepted by the mover and seconder.

*Variation* The variation moved by Councillor Cox (the addition of wording 'and reduce' to point 3) was accepted by the mover and seconder.

#### **ITEM 15 - NOTICE OF MOTION - COUNCILLOR CAMERON WALTERS - FINDING A HOME FOR HELENSBURGH MEN'S SHED**

**779** **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Walters seconded Councillor Cox that Council -

- 1 Acknowledges the work Wollongong City Council staff have undertaken since 2017, in Helensburgh Men's Shed's search to find a new permanent location within the township of Helensburgh.
- 2 Further acknowledges the outstanding work the Men's shed does for the Helensburgh community and the assistance the Shed provides to men in the area.
- 3 Makes it a priority for 2023, to find this Men's shed a permanent location on which to build a home to ensure this community organisation stays viable and secure.
- 4 Engages with all relevant stakeholders at Federal, State and local levels to work together to identify, by way of a joint taskforce, as soon as possible the best location for a permanent home for this men's shed.

*Variation* The variation moved by Councillor Kershaw (the addition of 'by way of a joint taskforce') was accepted by the mover and seconder.

An AMENDMENT was MOVED by Councillor Bradbery seconded Councillor Figliomeni that Council -

- 1 Acknowledges the work Wollongong City Council staff have undertaken since 2017, in Helensburgh Men's Shed's search to find a new permanent location within the township of Helensburgh.
- 2 Further acknowledges the outstanding work the Men's shed does for the Helensburgh community and the assistance the Shed provides to men in the area.
- 3 Remains open to explore opportunities with all landowners to identify future sites for the Men's Shed at Helensburgh
- 4 Engages with all relevant stakeholders at Federal, State and local levels to work together to identify, by way of a joint taskforce, as soon as possible the best location for a permanent home for this men's shed.

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

*In favour* Councillors R Martin, A Martin, Campbell, Figliomeni, Bradbery, Blakey

*Against* Councillors Kershaw, D Brown, T Brown, Cox, Aitken, Walters, Dorahy

Councillor Walters MOTION was then PUT to the VOTE and was CARRIED UNANIMOUSLY to become the RESOLUTION.



**ITEM 16 - NOTICE OF MOTION - COUNCILLOR CAMERON WALTERS - HMAS SYDNEY VISIT TO WOLLONGONG IN 2023**

**780 COUNCIL'S RESOLUTION** - RESOLVED on the motion of Councillor Walters seconded Councillor Figliomeni that –

- 1 Council notes the logistical problems in the failed HMAS Wollongong visit to Port Kembla in November 2022.
- 2 Council continues its support for visits by naval vessels in general and reiterates its support for HMAS Sydney V (one of Australia's newest Hobart Class Destroyers) to visit Port Kembla, as noted in the ordinary Council meeting in May 2021.
- 3 The General Manager writes to the Port Authority of NSW and the CEO of NSW Ports strongly supporting visits by naval vessels to Port Kembla in general, and in particular, that Council supports a visit by HMAS Sydney to Port Kembla in 2023.

*Variation* The variation moved by Councillor Bradbery (the alteration of wording of 'warships' to 'naval vessels') was accepted by the mover and seconder.

*Variation* The variation moved by Councillor Figliomeni (the addition of wording 'and the CEO of NSW Ports' to Point 3) was accepted by the mover and seconder.

*In favour* Councillors Kershaw, R Martin, D Brown, T Brown, A Martin, Campbell, Aitken, Walters, Figliomeni, Dorahy and Bradbery

*Against* Councillors Cox and Blakey

**ITEM 17 - LATE REPORT: CODE OF CONDUCT COMPLAINT STATISTICS REPORT 2021-2022**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 775)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that the report on Code of Conduct complaint Statistics for 2021-2022 be received and noted.

**THE MEETING CONCLUDED AT 8:04 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 6 February 2023.

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Chairperson