



MINUTES

ORDINARY MEETING OF COUNCIL

at 6:00 pm

Monday 3 April 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 John Dorahy (attended via audio-visual link)  
Councillor Linda Campbell  
Councillor Mithra Cox  
Councillor Richard Martin

**In Attendance**

General Manager	Greg Doyle
Director Infrastructure + Works, Connectivity Assets + Liveable City	Joanne Page
Director Planning + Environment, Future City + Neighbourhoods	Linda Davis
Director Corporate Services, Connected + Engaged City	Renee Campbell
Chief Financial Officer	Brian Jenkins
Manager Governance + Customer Service (attended via audio-visual link)	Todd Hopwood
Manager City Strategy	Chris Stewart
Manager Project Delivery (attended via audio-visual link)	Glenn Whittaker
Manager Infrastructure Strategy + Planning	Jeremy Morgan
Manager Open Space + Environmental Services	Paul Tracey
Manager Community Cultural + Economic Development	Sue Savage
Manager Library + Community Services	Jenny Thompson
Manager Development Assessment + Certification (attended via audio-visual link)	Mark Adamson

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 Ann Martin declared a non-significant, non-pecuniary interest in Item 2 Public Exhibition - Draft Planning Proposal and DCP amendment - Wilga Street Block, Corrimal and Item 3 Public Exhibition - Draft Planning Proposal - Large Residential Lots Interfacing Escarpment Lands, due to her employment with the Department of Planning and Environment. As she does not work on planning matters related to the Wollongong LGA, Councillor A Martin 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, 20 MARCH 2023

**806** **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, 20 March 2023 (a copy having been circulated to Councillors) be taken as read and confirmed.

### PETITION – REMEDIAL WORKS TO DRAINAGE AT WILLIAM STREET AND PRINCESS HIGHWAY, FIGTREE

Councillor D Brown tabled a petition signed by 30 residents of William Street and Princess Highway, Figtree asking that Council undertake urgent drainage and remedial works on Council-owned steep inclined land behind their properties to stop damage, flooding, seepage, land slip, water run-off from undermining foundations and causing damage to their properties.

### PETITION – APPROVAL FOR TABLES, SEATING & UMBRELLAS AT THE RETRO ROAST COFFEE VAN, MOUNT KEMBLA

Councillor Blakey tabled a petition signed by 687 residents on behalf of the Retro Roast Coffee Van in Mount Kembla requesting Council approval for seating, tables and umbrellas for their business. They are situated on private property and located along the shared pathway at the foothills of Mount Kembla.

## PUBLIC ACCESS FORUM

ITEM NO	TITLE	NAME OF SPEAKER
NON-AGENDA ITEM	VEGETATION MANAGEMENT ACROSS WOLLONGONG LGA	EMMA ROOKSBY

**807** **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

**808** **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that the staff recommendations for Items 2 then 4-7 then 9-15 inclusive be adopted as a block.

## ITEM A - LORD MAYORAL MINUTE - SUPPORT FOR AN ABORIGINAL AND TORRES STRAIT ISLANDER VOICE

**809** **COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor Bradbery that Wollongong City Council –

- 1 Support the constitutional amendment and referendum question to recognise the First Peoples of Australia by establishing an Aboriginal and Torres Strait Islander Voice.
- 2 Progress this by listening respectfully to the views and needs of the local Aboriginal community.
- 3 That an Information Note or Briefing be delivered to Councillors outlining how Council can complement the proposed Federal Government civics and awareness campaign to support the voice referendum.

### Variation

*The variation moved by Councillor D Brown (the addition of point 3) was accepted by the mover.*

## DEPARTURE OF COUNCILLOR

During debate and prior to voting on Item A, Councillor Aitken departed and returned to the meeting, the time being from 6:39 pm to 6:43 pm.

## ITEM 1 - PUBLIC EXHIBITION - DRAFT DELIVERY PROGRAM 2022-2026 AND OPERATIONAL PLAN 2023-2024

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

- 1 Council endorse the Draft Delivery Program 2022-2026 and Operational Plan 2023-2024, Draft Budget 2023-2024, Draft Infrastructure Delivery Program 2023-2024 – 2026-2027 and Draft Revenue Policy, Rates, Annual Charges and Fees 2023-2024 to be placed on public exhibition from 5 April to 2 May 2023.
- 2 Following public exhibition, the Draft Delivery Program 2022-2026 and Operational Plan 2023-2024, Draft Budget 2023-2024, Draft Infrastructure Delivery Program 2023-2024 – 2026-2027 and Draft Revenue Policy, Rates, Annual Charges and Fees 2023-2024 be presented to Council for adoption.

*A PROCEDURAL MOTION was MOVED by Councillor Walters seconded Councillor Figliomeni that Councillor A Martin be granted an additional 1 minute to address the meeting in relation to Item 1.*

## DEPARTURE OF COUNCILLOR

During debate and prior to voting on Item 1, Councillor Walters departed and returned to the meeting, the time being from 6:57 pm to 6:59 pm.

## DEPARTURE OF COUNCILLOR

During debate and prior to voting on Item 1, Councillor Cox departed and returned to the meeting, the time being from 7:15 pm to 7:16 pm.

## **ITEM 2 - PUBLIC EXHIBITION - DRAFT PLANNING PROPOSAL AND DCP AMENDMENT - WILGA STREET BLOCK, CORRIMAL**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 808)

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

- 1 The draft Wilga Street Block Planning Strategy (Attachment 3) be endorsed for exhibition.
- 2 The draft Wollongong Development Control Plan 2009 – Chapter B4 Development in Business Zones: Corrimal Major Town Centre – Precinct 1: Wilga Street (Attachment 5) be endorsed for exhibition.
- 3 A draft Planning Proposal be prepared for the Wilga Street Block to amend the Wollongong Local Environmental Plan 2009 Maps (Attachment 4) and controls as indicated in this report.
- 4 The draft Planning Proposal be forwarded to the NSW Department of Planning and Environment for a Gateway Determination to enable exhibition.
- 5 Following the receipt of the Gateway Determination, the draft Planning Proposal, draft Wollongong Development Control Plan 2009 – Chapter B4 Development in Business Zones: Corrimal Major Town Centre – Precinct 1: Wilga Street (Attachment 5) and the draft Wilga Street Block Planning Strategy (Attachment 3) be exhibited for a minimum period of 28 days.
- 6 Following the combined exhibition of the forementioned documents, the issues raised in submissions be reported to Council.
- 7 The NSW Department of Planning and Environment be advised that as Council is a landowner, Council is not seeking delegation to progress the finalisation of the Planning Proposal after exhibition and the consideration of submissions.

## **ITEM 3 - PUBLIC EXHIBITION - DRAFT PLANNING PROPOSAL - LARGE RESIDENTIAL LOTS INTERFACING ESCARPMENT LANDS**

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

- 1 A draft Planning Proposal be prepared for multiple large lots, zoned R2 Low Density Residential, within proximity to the mapped boundary of the Illawarra Escarpment, to amend the Zoning, Minimum Lot Size and Floor Space Ratio, as indicated in Attachment 3 and 4.
- 2 The draft Planning Proposal be forwarded to the NSW Department of Planning and Environment for a Gateway Determination to enable exhibition.
- 3 Following Gateway Determination, the draft Planning Proposal be exhibited for a minimum period of 28 days.
- 4 Following the exhibition period, a report on submissions be prepared for Council's consideration.
- 5 The NSW Department of Planning and Environment be advised that Council wishes to use its delegations to finalise the draft Planning Proposal.

#### **ITEM 4 - PUBLIC EXHIBITION - WOLLONGONG DCP 2009 CHAPTER B4 DEVELOPMENT IN CENTRES AND PERIPHERAL SALES PRECINCTS - STAGE 1 UPDATE**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 808)

**COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that the draft Wollongong Development Control Plan Chapter B4: Development in Centres and Peripheral Sales Precincts - Stage 1 update be endorsed for public exhibition for a minimum period of 28 days.

#### **ITEM 5 - PUBLIC EXHIBITION - DRAFT COMMUNITY PARTICIPATION PLAN AMENDMENTS AND DRAFT POLICIES FOR COUNCIL RELATED DEVELOPMENT**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 808)

**COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that the following documents be exhibited for a minimum period of 28 days to enable community and stakeholder feedback -

- a Draft Council Policy: Managing Conflict of Interest for Council related Development,
- b Draft Management Statement: Council-related Development,
- c Draft updated Community Participation Plan;
- d Draft Register of Development Applications and development consents for Council-related development.

#### **ITEM 6 - PUBLIC EXHIBITION - DRAFT COMMUNITY ENGAGEMENT STRATEGY – COUNCIL POLICY**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 808)

**COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that Council endorse the draft Community Engagement Policy to be placed on public exhibition from 10 April to 15 May 2023.

#### **ITEM 7 - POST EXHIBITION - REVIEW OF DCP CHAPTERS RELATING TO MANAGEMENT OF VEGETATION**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 808)

**COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that the following updated chapters of the Wollongong Development Control Plan 2009 be adopted and a notice be published on Council's website –

- a Chapter E17: Preservation and Management of Trees and Vegetation.
- b Chapter E18: Native Biodiversity Impact Assessment.
- c Chapter B6: Development in the Illawarra Escarpment.
- d Appendix 4: Definitions.

## **ITEM 8 - POST EXHIBITION - TREE MANAGEMENT POLICY AND CUSTOMER GUIDE**

**812 COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor Cox seconded Councillor T Brown that the following updated documents be adopted –

- 1 That the Tree Management Policy be adopted with an amendment made to the wording in the 'Tree Planting' section – Page 5, Paragraph 2 'Species selection are made following the right tree/right place principle and we aim to use a majority species palette of Australian Native with a preference for Local Native species to create forest connectivity and biodiversity outcomes'.
- 2 That the Customer Guide be adopted with an addition to the resource list on Page 14 'Planting Trees' section –
  - Wollongong Botanic Garden Greenplan Sales – A Ratepayer subsidised service for purchasing local native species
  - Grow Local Illawarra Native Garden Guide

## **ITEM 9 - DISSOLUTION OF BULLI SENIOR CITIZENS' CENTRE MANAGEMENT COMMITTEE AND HAND BACK OF CENTRE TO DIRECT RUN MANAGEMENT**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 808)

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

- 1 That Council dissolve the Bulli Senior Citizens' Centre Management Committee as a 377 Delegated Committee of Council.
- 2 That the past and current members of the Bulli Senior Citizens' Centre are thanked for the dedication and commitment in executing their duty in the management of the Bulli Senior Citizens' Centre.
- 3 That all funds held by the Bulli Senior Citizens' Centre Management Committee are returned to Council to be held in trust by Council for expenditure pursuant of the objectives of the Centre.
- 4 That the Manager Library and Community Services investigates allocation of the hall for management under licence by a suitable community organisation.
- 5 That the day-to-day operations of the Centre are undertaken by Council, pending future allocation

## **ITEM 10 - 2023 NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT - COUNCILLOR ATTENDANCE**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 808)

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

- 1 That the Lord Mayor, Councillor Gordon Bradbery AM, Cr Elisha Aitken, Cr Cath Blakey, Cr Dom Figliomeni, Cr Richard Martin and Cr Cameron Walters be authorised to attend the 2023 National General Assembly of Local Government and Regional Forum in Canberra between 13 and 16 June 2023.
- 2 The Lord Mayor be appointed as Council's voting delegate at the 2023 National General Assembly of Local Government.
- 3 The General Manager be delegated the authority to determine requests by any other Councillor to attend the 2023 National General Assembly of Local Government and Regional Forum.

### **ITEM 11 - OUTCOMES OF PROCUREMENT PROCESS - TENDER T1000078 - BEATON PARK TENNIS COURTS, GWYNNEVILLE - RELOCATION AND UPGRADE WORKS**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 808)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that Council receive the report on the procurement process followed and note the engagement of Select Civil Pty Ltd for Beaton Park Tennis Courts Relocation and Upgrade Works, in the sum of \$11,714,461.67 (including GST).

### **ITEM 12 - TENDER T1000089 - DEBRIS CONTROL STRUCTURES (VARIOUS LOCATIONS)**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 808)

**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 Cadifern Pty Ltd for Debris Control Structures (Various Locations), in the sum of \$816,796.63 (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 - FEBRUARY 2023 FINANCIALS**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 808)

**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 February 2023.

### **ITEM 14 - STATEMENT OF INVESTMENT - FEBRUARY 2023**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 808)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that Council receive the Statement of Investment for February 2023.

### **ITEM 15 - CITY OF WOLLONGONG TRAFFIC COMMITTEE MINUTES OF MEETING HELD 14 MARCH 2023**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 808)

**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 14 March 2023 in relation to regulation of Traffic as outlined within this report, be adopted.



**ITEM 16 - NOTICE OF MOTION - COUNCILLOR TANIA BROWN - ADDRESSING REGIONAL SKILL SHORTAGE**

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

- 1 Wollongong City Council facilitates a roundtable with local Federal and State MP's, Government agencies, peak bodies, the University of Wollongong, TAFE NSW and industry and community leaders to investigate how we can attract, recruit and develop the workers needed for the pipeline of projects expected to occur in the region.
- 2 That a Briefing be delivered to Councillors conveying the outcomes of the roundtable.

*Variation The variation moved by Councillor Blakey (the additional wording to point 1 at 'attract, recruit and develop') was accepted by the mover and seconder.*

*Variation The variation moved by Councillor Bradbery (that point 1 read 'Wollongong City Council facilitates a roundtable with local Federal and State MP's, Government agencies, peak bodies, the University of Wollongong, TAFE NSW and industry and community leaders to investigate how we can attract, recruit and develop the workers needed for the pipeline of projects expected to occur in the region.') was accepted by the mover and seconder.*

**THE MEETING CONCLUDED AT 8:22 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 8 May 2023.

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Chairperson