



MINUTES

ORDINARY MEETING OF COUNCIL

at 6:00 pm

Monday 9 October 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 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
Chief Information Officer
Manager Governance + Customer Service (Acting)
Manager City Strategy
Manager Development Assessment and Certification
Manager Infrastructure Strategy + Planning (Acting)
Manager Community Cultural + Economic Development

Greg Doyle
Joanne Page
Linda Davis
Renee Campbell
Kerry Hunt
Brian Jenkins
Ingrid McAlpin
Nikki Romanczukiewicz
Chris Stewart
Mark Adamson
Nathan McBriarty
Sue Savage

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

Apologies

Min No.

866 **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor T Brown seconded Councillor Walters that the apology tendered on behalf of Councillor Kershaw be accepted.

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CONFLICTS OF INTERESTS

Councillor Tania Brown declared a non-significant, non-pecuniary conflict of interest in Item 1 – Proposed Offshore Wind Zone Declaration, as she is employed by the University of Wollongong who may be referenced during the debate. Councillor T Brown advised she would remain in the meeting during debate and voting on the item.

Councillor Cox declared a non-significant, non-pecuniary conflict in Item 3 – Sports Grants Program Assessment Outcome 2023-2024, as she plays for Figtree Football Club who have received funding through the program. Councillor Cox advised she would depart the meeting during debate and voting on the item.

Councillor Walters declared a non-significant, non-pecuniary conflict of interest in Item 1 – Proposed Offshore Wind Zone Declaration, as he works in the energy transmission industry. Councillor Walters advised he would depart the meeting during debate and voting on the item.

CONFIRMATION OF MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON MONDAY, 18 SEPTEMBER 2023

867 **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that the Minutes of the Ordinary Meeting of Council held on Monday, 18 September 2023 (a copy having been circulated to Councillors) be taken as read and confirmed.

DEPARTURE OF COUNCILLOR

Due to a disclosed conflict of interest, Councillor Walters departed the meeting at 6:04 and was not present during the Public Access Forum presentations on Item 1. Councillor Walters returned to the meeting at 6:27 at the conclusion of presentations on Item 1.

PUBLIC ACCESS FORUM

ITEM NO	TITLE	NAME OF SPEAKER
1	PROPOSED OFFSHORE WIND ZONE DECLARATION	PHILLIP BALDING FOR RECOMMENDATION
1	PROPOSED OFFSHORE WIND ZONE DECLARATION	COURTNEY VENAGLIA FOR RECOMMENDATION
1	PROPOSED OFFSHORE WIND ZONE DECLARATION	NERYL EAST NERYL EAST COMMUNICATIONS AGAINST RECOMMENDATION
1	PROPOSED OFFSHORE WIND ZONE DECLARATION	MICHAEL MCKEOGH FIBRE OPTICS DESIGN AND CONSTRUCT AGAINST RECOMMENDATION

NON-AGENDA ITEM	PROTECTING THE ILLAWARRA ESCARPMENT	HELEN WILSON NATIONAL PARKS ASSOCIATION ILLAWARRA BRANCH
NON-AGENDA ITEM	E-SCOOTERS ON FOOTPATH OF TOWRADGI ROAD	PAT GOULD

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

CALL OF THE AGENDA

869 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that the staff recommendations for Items 2 and then 4 to 10 inclusive be adopted as a block.

DEPARTURE OF COUNCILLOR

Due to a disclosed conflict of interest, Councillor Walters departed the meeting at 6:37 and was not present for the debate nor voting on Item 1. Councillor Walters returned to the meeting at 7:38 at the conclusion of Item 1.

ITEM 1 - PROPOSED OFFSHORE WIND ZONE DECLARATION

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

- 1 Council prepare a submission to the Commonwealth Government on the proposed Illawarra offshore wind zone and that in its submission Council -
 - a Note that the proposed offshore wind zone strategically aligns with Council's efforts to respond to the climate emergency and support local employment opportunities.
 - b Request that consideration of visual impact from our coastline be further assessed to address community concerns and that consideration be given to extending the minimum distance from the coastline and/or restrict the size of the infrastructure to minimise visual impact.
 - c Note concern with the following matters and request that Commonwealth and State Government agencies collaborate to consider further and provide additional information on -
 - Waste management of old blades and equipment.
 - Land based requirements including any manufacturing exclusion zones and compatibility with surrounding uses.
 - Transmission to the grid including impacts.
 - Impact on shipping channels.
 - Impact on recreational fishing.
 - Impact on fauna and in particular marine life and migratory birds including seabird breeding habitat on Five Islands Nature Reserve.
 - d Request that Commonwealth Government engage with State Government, local councils and relevant stakeholders, including traditional owners to ensure future

offshore wind farms provide local benefits (eg new business, upskill of local workforce, a community benefits scheme etc.).

- 2 Should the declaration be made, Council will continue to monitor and assess the next phases of this project and provide submissions to support positive short and long-term outcomes for the Wollongong community.
- 3 That Councillors be circulated the draft submission, for comment and review, before it is lodged.

Variation The variation moved by Councillor Blakey (The addition of wording “including seabird breeding habitat on Five Islands Nature Reserve” to Point 1c) was accepted by the mover and seconder.

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

In favour Councillors R Martin, D Brown, T Brown, A Martin, Campbell, Cox, Blakey, Dorahy, Figliomeni and Bradbery

Against Councillor Aitken

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

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

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

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

DEPARTURE OF COUNCILLORS

During debate and prior to voting on Item 1, Councillor Blakey departed and returned to the meeting, the time being from 6:41 pm to 6:41 pm.

During debate and prior to voting on Item 1, Councillor Blakey departed and returned to the meeting, the time being from 6:42 pm to 6:44 pm.

During debate and prior to voting on Item 1, Councillor Cox departed and returned to the meeting, the time being from 7:27 pm to 7:29 pm.

ITEM 2 - POST EXHIBITION - WOLLONGONG HERITAGE STRATEGY 2023 - 2027

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 869)

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

- 1 The Wollongong Heritage Strategy 2023-2027 (Attachment 2) be adopted by Council.
- 2 The Wollongong Heritage Implementation Plan 2023-2027 (Attachment 3) be noted to support delivery of the Wollongong Heritage Strategy 2023-2027.

DEPARTURE OF COUNCILLOR

Due to a disclosed conflict of interest, Councillor Cox departed the meeting at 7:40 and was not present for the debate nor voting on Item 3. Councillor Cox returned to the meeting at 7:47 at the conclusion of the meeting.

ITEM 3 - SPORTS GRANTS PROGRAM ASSESSMENT OUTCOME 2023-2024

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

- 1 Council endorse the allocated points, rankings, and recommendations of the Sports and Facilities Reference Group assessment panel.
- 2 A sum of \$400,000.00 from the Sports Reserve fund is allocated to fund 8 projects that have met the criteria as determined by Sports and Facilities Reference Group assessment panel.

ITEM 4 - PUBLIC EXHIBITION: DEBT RECOVERY AND HARDSHIP ASSISTANCE COUNCIL POLICY

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 869)

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

- 1 The draft Debt Recovery and Hardship Assistance Council Policy be placed on public exhibition for a period of 28 days.
- 2 A further report be provided to Council at the conclusion of the exhibition period.

ITEM 5 - POST EXHIBITION - DATA BREACH RESPONSE POLICY

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 869)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that the draft Data Breach Response Policy be approved by Council for adoption.

ITEM 6 - TENDER T1000109 - SPORT GROUND DRAINAGE AND IRRIGATION

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 869)

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

- 1 In accordance with Section 178(1)(a) of the Local Government (General) Regulation 2021, Council accept the tender of The Green Horticultural Group Pty Ltd for the design and construction of sports field drainage (and irrigation), in the sum of \$1,547,167.60, 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 7 - ANNUAL TABLING OF RETURNS OF DISCLOSURE OF PECUNIARY INTERESTS AND OTHER MATTERS 2022-2023

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 869)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni 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 8 - AUGUST 2023 FINANCIALS

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 869)

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

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

ITEM 9 - STATEMENT OF INVESTMENT - AUGUST 2023

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 869)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that Council receive the Statement of Investment for August 2023.

ITEM 10 - CITY OF WOLLONGONG TRAFFIC COMMITTEE MINUTES OF MEETING HELD 12 SEPTEMBER 2023

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 869)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that in accordance with the delegated authority to Council, the Minutes and Recommendations of the Wollongong Traffic Committee held on 12 September 2023 in relation to Regulation of Traffic as outlined within this report, be adopted.

THE MEETING CONCLUDED AT 7:47PM

Confirmed as a correct record of proceedings at the Ordinary Meeting of the Council of the City of Wollongong held on Monday 30 October 2023.

Chairperson