



## MINUTES

# ORDINARY MEETING OF COUNCIL

at 6.00 pm

**Monday 23 June 2014**

### Present

Lord Mayor – Councillor Bradbery OAM (in the Chair), Councillors Kershaw, Connor, Brown, Takacs, Martin, Merrin, Blicavs, Dorahy (from 7.05 pm), 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, Director Planning and Environment – Future, City and Neighbourhoods – A Carfield, Manager Governance and Information – L Kofod, Manager Finance – B Jenkins, Manager Property and Recreation (Acting) – M Bond, Manager Environmental Strategy and Planning – R Campbell, Manager Community Cultural and Economic Development – T Buchanan, Manager Library and Community Services – J Thompson and Manager Infrastructure Strategy and Planning – M Dowd

## INDEX

PAGE NO.

	Presentation – Local Government Arts and Culture Awards .....	1
	Presentation – Surf Lifesaving Illawarra .....	1
	Confirmation of Minutes of Ordinary Meeting of Council held on Monday, 26 May 2014 .....	1
	Public Access Forum – Racial Discrimination .....	1
	Public Access Forum – Draft Plan of Management for Sandon Point and McCauley’s Beach – Post Exhibition .....	2
	Public Access Forum – The Future of Our Pools Strategy .....	3
	Public Access Forum – Draft Annual Plan and Attachments 2014-15 Feedback following Exhibition .....	4
	Call of the Agenda .....	5
ITEM A	Notice of Motion - Councillor Brown - Racial Discrimination Act 1975.....	5
ITEM B	Notice of Motion - Councillor Takacs - Urban Cooling Strategy.....	7
ITEM 1	Draft Plan of Management for Sandon Point and McCauley's Beach - Post Exhibition.....	7
ITEM 2	Play Wollongong Strategy 2014-2024 .....	11
ITEM 3	The Future of Our Pools Strategy 2014-2024.....	12
ITEM 4	Adoption of the Grand Pacific Walk Masterplan and Stage 1 Concept Plans.....	12
ITEM 5	Adoption of Wollongong Bike Plan 2014-18 .....	13
ITEM 6	Draft Annual Plan and Attachments 2014-15 - Feedback Following Exhibition .....	13
ITEM 7	Grant Funding for the Establishment of a Biobank Site at Puckeys Estate.....	14

ITEM 8	West Dapto Urban Release Area – Biodiversity Certification Conservation Strategy .....	15
ITEM 9	Policy Review - Community Recognition Program .....	15
ITEM 10	Policy Review - City of Wollongong Flag .....	15
ITEM 11	Fees Payable to Lord Mayor and Councillors for 2014/2015.....	16
ITEM 12	Proposed Compulsory Acquisition of Portion of Mullet Creek, Dapto for Road and Bridge Works .....	16
ITEM 13	Proposed Acquisition of Portion of Lot 1 DP 1064703 No 220 and Lot 1 DP 997262 No 230 Lawrence Hargrave Drive, Coalcliff for Road Widening Purposes.....	17
ITEM 14	Proposed Acquisition of Lot 25 DP 38426 No 143 The Avenue, Figtree - Flood Mitigation.....	17
ITEM 15	Proposed Acquisition of Lots 11 and 12 Sec 11 DP 192051 Nos 17 and 19 Burringbar Street, Dapto - Flood Mitigation .....	18
ITEM 16	Tender T14/03 Corrimal Community Centre and Library Main Kitchen Renovation .....	19
ITEM 17	April 2014 Financials .....	19
ITEM 18	Statement of Investments - April 2014.....	19
ITEM 19	Minutes of the City of Wollongong Traffic Committee Meeting held on 21 May 2014 and Electronic Meeting held on 12 June 2014 .....	20

## **PRESENTATION – LOCAL GOVERNMENT ARTS AND CULTURE AWARDS**

Councillor Colacino tabled an Award received by Council at the recent Local Government Arts and Cultural Awards held at NSW Parliament House on 27 May 2014. Both Street Talk and Viva La Gong were shortlisted, with Viva La Gong receiving the Festivals and Events Award.

## **PRESENTATION – SURF LIFESAVING ILLAWARRA**

Councillor Connor advised that at the Lifesaving Illawarra Excellence Awards on 21 June 2014, Council was presented with a framed photograph (tabled), for its support of Surf Lifesaving Illawarra. Councillor Connor advised of Council's strong relationship with lifesaving and he was pleased to say that there had been no drownings at Illawarra beaches in the last year which was a fantastic result for lifesavers and lifeguards.

## **CONFIRMATION OF MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON MONDAY, 26 MAY 2014**

**101** **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Brown seconded Councillor Blicavs that the Minutes of the Ordinary Meeting of Council held on Monday, 26 May 2014 (a copy having been circulated to Councillors) be taken as read and confirmed.

## **PUBLIC ACCESS FORUM – RACIAL DISCRIMINATION ACT 1975**

Ms N Clay, on behalf of the Southern Youth and Family Services Association (SYFS), said that Australia was still a long way short of being an inclusive, respectful, tolerant and socially just society and that it certainly could not afford to take any backward steps. She felt that the proposed amendment to the Racial Discrimination Act was a backward step, but said that Councillor Brown's motion was a positive step for Wollongong and a positive step to ensure the amendment did not gain wide support.

SYFS provides services to young people and families with diverse backgrounds. Staff and the young people at SYFS wanted to do something practical to encourage a more positive and proactive community in

Minute No.

response to the assault of a young refugee at Wollongong Railway Station. In this respect, the group has suggested that Wollongong Council agree to a partnership between Council, community services, Unions and others, and lead an initiative to develop and erect signage and banners that state "The City of Wollongong welcomes refugees and asylum seekers".

### **PUBLIC ACCESS FORUM – DRAFT PLAN OF MANAGEMENT FOR SANDON POINT AND McCAULEY’S BEACH – POST EXHIBITION**

Mr D McAlister, on behalf of the Paul Mason Jones Park Committee, presented the case for naming of portion of the Sandon Point Headland *Paul Mason Jones Reserve*. In 1979 a public meeting recommended that a Reserve be built to honour and thank Paul Mason, the founding President of the Sandon Point Boardriders Club. He advised that the Committee had the approval for this naming from all the major community groups, including the Illawarra Local Aboriginal Lands Council.

Mr McAlister said that Paul, who was tragically killed in a coal truck crash, had brought a high degree of respectability to the surfing fraternity back in the 1970’s and that today’s respectability has grown from role models like Paul. Paul had always spoken about creating a Reserve on the Point’s headland and in this respect, Mr McAlister tabled a petition of almost 700 signatures calling on Council to approve the naming of the portion of parklands on Sandon Point, the ‘Paul Mason Jones Reserve’.

**102 COUNCIL’S RESOLUTION** - RESOLVED on the motion of Councillor Crasnich seconded Councillor Connor that the petition be received.

On behalf of the Sandon Point and McCauley’s Beach Residents’ Group, Mr J Austin advised that in response to the initial draft Plan of Management, a detailed submission on behalf of 133 residents from two estates, another petition signed by 214 residents, a survey completed by 80 residents, a paper on Bushfire Risk and a paper on possible improvements to Aboriginal education in the area was totally ignored by the Council officers who compiled the revised Plan.

Mr Austin then outlined the main concerns of residents. In conclusion he said that when preparing development applications for Sandon Point many homes had to comply with strict requirements to leave viewing corridors for the houses built behind them. Residents from the two estates are among the closest to the site and are directly impacted by what has been done at McCauley’s Beach and what is planned for the future. Residents feel that

## Minute No.

they do not deserve to be totally ignored and Mr Austin invited a delegation from Council to meet with residents on site and to also visit some of the homes to see first-hand the impact of the Plan and to try and come up with a resolution which has a more balanced outcome.

Uncle Reuben Brown, on behalf of the Korewal Elouera Jerrungarugh Tribal Elders Aboriginal Corporation (KEJ), outlined the importance of Sandon Point to the Aboriginal community on a regional, State and National level. Whilst the Aboriginal people did not mind sharing this country, Uncle Reuben said that people needed to understand that development must be in order and the Aboriginal Elders must be involved in the process, due to the area's strong cultural and heritage significance.

KEJ had put in a submission on the draft Plan with the aim of ensuring that processes are correctly undertaken according to the Aboriginal people. In conclusion, Uncle Reuben felt that Sandon Point should be renamed to reflect its significance to the Aboriginal people and he suggested that it be named by his people.

On behalf of the Illawarra Local Aboriginal Land Council, Mr P Button highlighted how much the draft Plan of Management had acknowledged the Aboriginal Tent Embassy. In regard to the discovery of the 6,000 year-old skeleton, he said that it was unique and was why the Tent Embassy was established. With respect to the Plan of Management, Mr Button emphasised the significance of the Aboriginal places, which he said must be protected by all means, along with the Vegetation Plan. He advised that he was also very sad to see a lot of uses built over the biggest tool-making site in the southern hemisphere. Dogs on the beach had also been an ongoing issue, particularly around the burial sites.

In conclusion, Mr Button restated the importance of Sandon Point to the Aboriginal community.

## **PUBLIC ACCESS FORUM – THE FUTURE OF OUR POOLS STRATEGY**

Mr F Bronneberg said that the community was generally supportive of the broad principles in the Pools Strategy. However, he felt a number of key submissions by the swimming and pool-user community had been overlooked. These included the permanent extension of the autumn/winter season at the Continental Pool to 2.00 pm; the season for Thirroul and Port Kembla Pools, including the extension of the opening hours to 2.00 pm should be confirmed; the swimming season at Western Suburbs Pool should be extended to the end of May, in line with Thirroul and Port Kembla

Minute No.

and that consideration needed to be given to a longer swimming season generally.

Mr Bronneberg said that any new innovation needed to be based on a number of factors and not just being cost-neutral and that any additional costs should be based on the benefits to the community. The new policy also did not mention operational savings, ie an efficiency audit, nor did it mention key performance indicators in all critical areas. Sydney Water had also developed best practice guidelines which covers, amongst other things, water use, KPIs and targets etc. The Strategy also did not rule out the introduction of new entry charges and he said that there would be very strong opposition to any change in Council's current fee structure. In conclusion, Mr Bronneberg said that the pools were an important community asset and service and must be maintained.

### **PUBLIC ACCESS FORUM – DRAFT ANNUAL PLAN**

On behalf of Save Our Services Wollongong, Mr S Spencer expressed concerns that the possible imposition of charges for pools remained. Also, the community needs Council to spend money received from rates wisely. Benchmarking, as well as reviewing corporate services was considered essential, together with the process for negotiating the Enterprise Agreement. In terms of submissions received, Mr Spencer said that a number of the submissions were from community groups and Neighbourhood Forums, which reflected concerns from their members.

Mr Spencer said that it was disappointing to see that a Notice of Motion recently considered by Council, seeking comprehensive management reporting, had been rejected by the majority of Councillors. In conclusion, he stated that if Council is to ask its residents to pay an additional \$29M, then comprehensive reporting was essential.

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

Minute No.

## CALL OF THE AGENDA

**104 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Brown seconded Councillor Blicavs that the staff recommendations for Items 4, 9, 10, and 12 to 19 inclusive, be adopted as a block.

## DEPARTURE AND ATTENDANCE OF COUNCILLORS

During debate and prior to voting on Item A, Councillor Blicavs departed and returned to the meeting, the time being from 7.04 pm to 7.06 pm.

During the debate on Item A, Councillor Dorahy attended the meeting, the time being 7.05 pm.

## ITEM A – NOTICE OF MOTION - COUNCILLOR BROWN - RACIAL DISCRIMINATION ACT 1975

A PROCEDURAL MOTION was MOVED by Councillor Blicavs seconded Councillor Martin that a five-minute extension be granted to Councillor Colacino to address the meeting.

A PROCEDURAL MOTION was MOVED by Councillor Takacs seconded Councillor Martin that a five-minute extension be granted to Councillor Curran to address the meeting.

**105 COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor Brown seconded Councillor Connor that Wollongong City Council –

- 1 Affirms the fundamental importance of section 18C of the Racial Discrimination Act 1975.
- 2 Recognises the Act provides protection from offensive behaviour because of race, colour, national or ethnic origin, reflecting the spirit and intent of protection as outlined in “the Universal Declaration of Human Rights” Article 12, namely –

*No one shall be subjected to arbitrary interference with his privacy, family, home or correspondence, nor to attacks upon his honour and reputation. Everyone has the right to the protection of the law against such interference or attacks.*



Minute No.

- 3 Urges all levels of Government to combat bigotry at every opportunity and comply with the expectations of Article 2 of “the Universal Declaration of Human Rights” namely -  
  
*Everyone is entitled to all the rights and freedoms set forth in this Declaration, without distinction of any kind, such as race, colour, sex, language, religion, political or other opinion, national or social origin, property, birth or other status. Furthermore, no distinction shall be made on the basis of the political, jurisdictional or international status of the country or territory to which a person belongs, whether it be independent, trust, non-self-governing or under any other limitation of sovereignty.*
- 4 Requests the Federal Attorney General to withdraw the Draft Exposure Amendment to the Racial Discrimination Act 1975 and Wollongong City Council communicate accordingly to convey its position as outlined above.
- 5 Reaffirms the Charter of the City of Wollongong, and a Briefing be held to outline opportunities to review and update the Charter.
- 6 Call on the Federal Government and all Members of Parliament to work towards and start the process of developing a Bill of Rights for Australia.

*Variations The following variations were accepted by the mover and seconder –*

- *Councillor Bradbery – Point 1: Replace ‘Understand’ with the word ‘Affirms’. Point 2: additional wording from ‘reflecting the spirit....interference or attacks’. Point 3: additional wording from ‘and comply.....any other limitation of sovereignty’. Point 4: additional wording ‘Wollongong City Council communicate accordingly to convey its position as outlined above’. Point 5: additional wording ‘and a Briefing be held to outline opportunities to review and update the Charter’.*
- *Councillor Curran – the addition of Point 6.*
- *Councillor Bradbery – the replacement of the words ‘forming and cementing’ in Point 6 with ‘developing’.*

## **DEPARTURE OF COUNCILLOR**

During debate and prior to voting on Item B, Councillor Crasnich departed and returned to the meeting, the time being from 7.18 pm to 7.26 pm.

Minute No.

**ITEM B – NOTICE OF MOTION - COUNCILLOR TAKACS - URBAN COOLING STRATEGY**

A PROCEDURAL MOTION was MOVED by Councillor Martin seconded Councillor Blicavs that a five-minute extension be granted to Councillor Takacs to address the meeting.

A PROCEDURAL MOTION was MOVED by Councillor Takacs seconded Councillor Martin that a five-minute extension be granted to Councillor Curran to address the meeting.

**106 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Takacs seconded Councillor Merrin that –

- 1 A report be prepared detailing elements which could form part of an urban cooling strategy.
- 2 The report consider resourcing constraints which may delay or prevent implementation of any measures and proposals for dealing with such constraints.
- 3 The report be the subject of a Councillor Briefing prior to consideration of any recommendations arising from the report.

**DEPARTURE OF COUNCILLORS**

During debate and prior to voting on Item 1:

- Councillor Connor departed and returned to the meeting, the time being from 7.36 pm to 7.37 pm.
- Councillor Colacino departed and returned to the meeting, the time being 8.18 pm to 8.21 pm.

**ITEM 1 - DRAFT PLAN OF MANAGEMENT FOR SANDON POINT AND MCCAULEY'S BEACH - POST EXHIBITION**

A PROCEDURAL MOTION was MOVED by Councillor Martin seconded Councillor Takacs that a five-minute extension be granted to Councillor Merrin to address the meeting in relation to the Motion.

A PROCEDURAL MOTION was MOVED by Councillor Merrin seconded Councillor Dorahy that a five-minute extension be granted to Councillor Takacs to address the meeting in relation to the Motion.

Minute No.

MOVED Councillor Merrin seconded Councillor Takacs that –

- 1 The revised draft Sandon Point and McCauley's Beach Plan of Management (Attachment 3 of the report) be exhibited for a minimum period of 42 days, subject to the removal of Point 3 on page 10 which refers to the possibility of McCauley's Beach being patrolled.
- 2 Following the exhibition period, a report on submissions be presented to Council to enable the revised draft Plan of Management to be finalised.
- 3 The draft Sandon Point and McCauley's Beach Vegetation Management Plan (Attachment 4 of the report) be noted and be used to guide future vegetation management activities by Council staff, contractors and bush care volunteers.
- 4 Letters be sent to the Illawarra Local Aboriginal Land Council (ILALC), Korewal Elouera Jerrungarah Tribal Elders Aboriginal Corporation (KEJ), Sandon Point Aboriginal Tent Embassy (SPATE), Wadi Wadi Coomaditchi Aboriginal Corporation and Wodi Wodi Elders Council advising that Council is interested in pursuing a Joint Management Agreement for the management of the Sandon Point Aboriginal Place and seeking their support and involvement.

*Variation The variation moved by Councillor Kershaw to add the following words to Part 1: 'subject to the removal of Point 3 on page 10 which refers to the possibility of McCauley's Beach being patrolled' was accepted by the mover and seconder.*

An AMENDMENT was moved by Councillor Kershaw seconded Councillor Connor that -

- 1 The revised draft Sandon Point and McCauley's Beach Plan of Management (Attachment 3 of the report) be exhibited for a minimum period of 42 days, with the following additional changes–
  - a Amend Section 4 of the Plan of Management to support Aboriginal Cultural Use and Development, including a Keeping Place within the Plan of Management to remove the permissibility of permanent residential structures, but retain the educational structures, allowing occasional overnight stays for ceremonial and cultural purposes throughout the year, following normal Council processes.
  - b Amend Section 4 and Section 7 of the Plan of Management to limit vehicular access of the shared pathway to Sydney Water, Council and Emergency Service vehicles. Any other vehicle access must seek permission for a permit from Council for the specific day of required access.

Minute No.

- c The removal of Point 3 on page 10 which refers to the possibility of McCauley's Beach being patrolled.
- 2 Following the exhibition period, a report on submissions be presented to Council to enable the revised draft Plan of Management to be finalised.
- 3 The draft Sandon Point and McCauley's Beach Vegetation Management Plan (Attachment 4 of the report) be noted and be used to guide future vegetation management activities by Council staff, contractors and bush care volunteers.
- 4 Letters be sent to the Illawarra Local Aboriginal Land Council (ILALC), Korewal Elouera Jerrungarah Tribal Elders Aboriginal Corporation (KEJ), Sandon Point Aboriginal Tent Embassy (SPATE), Wadi Wadi Coomaditchi Aboriginal Corporation and Wodi Wodi Elders Council advising that Council is interested in pursuing a Joint Management Agreement for the management of the Sandon Point Aboriginal Place and seeking their support and involvement.

*Variation The variation moved by Councillor Bradbery to add the words "including a Keeping Place" to Point 1(a) was accepted by the mover and seconder.*

A PROCEDURAL MOTION was MOVED by Councillor Crasnich seconded Councillor Takacs that a five-minute extension be granted to Councillor Kershaw to address the meeting in relation to the Amendment.

At this point, Councillor Brown FORESHADOWED a MOTION should Councillor Kershaw's Amendment and Councillor Merrin's Motion be defeated.

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

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

Councillor Merrin's MOTION on being PUT to the VOTE was LOST.

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

Following the defeat of the AMENDMENT and MOTION, Councillor Brown's FORESHADOWED MOTION then became the MOTION and on being PUT to the VOTE was CARRIED.

Minute No.

**107**

**COUNCIL'S RESOLUTION** - A FORESHADOWED MOTION was moved by Councillor Brown seconded Blicavs that -

- 1 The revised draft Sandon Point and McCauley's Beach Plan of Management (Attachment 3 of the report) be exhibited for a minimum period of 42 days, subject to the following -
  - a An amendment to Section 4 and Section 7 of the Plan of Management to limit vehicular access of the shared pathway to Sydney Water, Council and Emergency Service vehicles. Any other vehicle access must seek permission for a permit from Council for the specific day of required access.
  - b The removal of Point 3 on page 10 which refers to the possibility of McCauley's Beach being patrolled.
- 2 Following the exhibition period, a report on submissions be presented to Council to enable the revised draft Plan of Management to be finalised.
- 3 The draft Sandon Point and McCauley's Beach Vegetation Management Plan (Attachment 4 of the report) be noted and be used to guide future vegetation management activities by Council staff, contractors and bush care volunteers.
- 4 Letters be sent to the Illawarra Local Aboriginal Land Council (ILALC), Korewal Elouera Jerrungarah Tribal Elders Aboriginal Corporation (KEJ), Sandon Point Aboriginal Tent Embassy (SPATE), Wadi Wadi Coomaditchi Aboriginal Corporation and Wodi Wodi Elders Council advising that Council is interested in pursuing a Joint Management Agreement for the management of the Sandon Point Aboriginal Place and seeking their support and involvement.

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

Against Councillors Curran and Petty

## DEPARTURE OF COUNCILLORS

During debate and prior to voting on Item 2, the following Councillors departed and returned to the meeting –

- Councillor Brown from 8.53 pm to 8.55 pm;
- Councillor Merrin from 8.54 pm to 8.56 pm;
- Councillor Crasnich from 8.56 pm to 8.57 pm;
- Councillor Merrin from 9.01 pm to 9.06 pm.

Minute No.

## ITEM 2 - PLAY WOLLONGONG STRATEGY 2014-2024

**108 COUNCIL'S RESOLUTION** - MOVED Councillor Blicavs seconded Councillor Connor that –

- 1 Council adopt the Play Wollongong Strategy 2014-2024, including the:
  - Play Wollongong Background Research Report;
  - Play Wollongong Children's Demographic Profile Report;
  - Play Wollongong Engagement Report (Phase 1 – November 2013); and
  - Play Wollongong Current Situation Report (January 2014).
- 2 Council endorse incorporating the proposed key principles and strategies contained within the Play Wollongong Strategy 2014-24, as a key deliverable within the Draft Annual Plan 2014-15.
- 3 Council revoke the existing Playground Provision Development and Management Council Policy (2008), recognising the Play Wollongong Strategy 2014-2024 will now guide Council's ongoing approach to 'play'.

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

- 1 Council adopt the Play Wollongong Strategy 2014-2024, including the:
  - Play Wollongong Background Research Report;
  - Play Wollongong Children's Demographic Profile Report;
  - Play Wollongong Engagement Report (Phase 1 – November 2013); and
  - Play Wollongong Current Situation Report (January 2014).
- 2 Council revoke the existing Playground Provision Development and Management Council Policy (2008), recognising the Play Wollongong Strategy 2014-2024 will now guide Council's ongoing approach to 'play'.

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

In favour  
Against

Councillor Curran  
Councillors Kershaw, Connor, Brown, Martin, Takacs, Merrin, Blicavs, Dorahy, Colacino, Crasnich, Petty and Bradbery

Councillor Blicavs' MOTION on being PUT to the VOTE was CARRIED UNANIMOUSLY.

Minute No.

## DEPARTURE OF COUNCILLORS

During debate and prior to voting on Item 3, the following Councillors departed and returned to the meeting –

- Councillor Curran from 9.21 pm to 9.23 pm;
- Councillor Martin from 9.23 pm to 9.26 pm.

## ITEM 3 - THE FUTURE OF OUR POOLS STRATEGY 2014-2024

**109** **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Colacino seconded Councillor Crasnich that –

- 1 Council adopt The Future of Our Pools Strategy 2014-2024, including supporting document –
  - Future Options and Strategic Plan for Council's Public Swimming Pools - Final Report prepared by Strategic Leisure Group.
- 2 Council endorses incorporating the proposed key priority actions contained within the Future of Our Pools Strategy 2014-2024, as deliverables within the Draft Annual Plan 2014-2015.

## ITEM 4 - ADOPTION OF THE GRAND PACIFIC WALK MASTERPLAN AND STAGE 1 CONCEPT PLANS

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 104).

**COUNCIL'S RESOLUTION** –

- 1 Council adopt the Grand Pacific Walk Masterplan as exhibited.
- 2 Council note and endorse the Grand Pacific Walk Stage 1 Concept Plans, as exhibited, for development of the detailed design plans.
- 3 The detailed community feedback received during the exhibition period be considered as the staged progression of the overall project proceeds.

## DEPARTURE OF COUNCILLOR

During debate and prior to voting on Item 5, Councillor Blicavs departed and returned to the meeting, the time being from 9.29 pm to 9.31 pm.

Minute No.

**ITEM 5 - ADOPTION OF WOLLONGONG BIKE PLAN 2014-18**

- 110 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Martin seconded Councillor Merrin that Council adopt the draft City of Wollongong Bike Plan 2014-18.

**EXTENSION OF MEETING TIME**

A PROCEDURAL MOTION was MOVED by Councillor Brown seconded Councillor Blicavs that the meeting time be extended to 10.30 pm.

During the debate on Item 6, a further PROCEDURAL MOTION was MOVED by Councillor Petty seconded Councillor Dorahy that the meeting time be extended to 11.00 pm.

**ITEM 6 - DRAFT ANNUAL PLAN AND ATTACHMENTS 2014-15 - FEEDBACK FOLLOWING EXHIBITION**

A PROCEDURAL MOTION was MOVED by Councillor Merrin seconded Councillor Dorahy that a five-minute extension be granted to Councillor Curran to address the meeting.

- 111 COUNCIL'S RESOLUTION** - MOVED Councillor Brown seconded Councillor Connor that –

- 1 Council incorporate the changes recommended in the report for the following documents and these documents be adopted:
  - a draft Annual Plan 2014-15;
  - b draft Budget 2014-15 and Capital Budget 2014-15; and
  - c draft Revenue Policy, Fees and Charges 2014-15.
- 2 Council endorse its rates and charges for the period 1 July 2014 to 30 June 2015 outlined in the draft Revenue Policy 2014-15 (as revised in the report), including the Special Rate Variation comprising of 6.13% increase in General Revenue (inclusive of 2.3% rate peg) as determined by the Independent Pricing and Regulatory Tribunal (IPART).
- 3 The General Manager be authorised to make any minor changes as requested by resolution of the Council.



Minute No.

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

- 1 Council incorporate the changes recommended in the report for the following documents and these documents be adopted:
  - a draft Annual Plan 2014-15;
  - b draft Budget 2014-15 and Capital Budget 2014-15; and
  - c draft Revenue Policy, Fees and Charges 2014-15.
- 2 Council endorse its rates and charges for the period 1 July 2014 to 30 June 2015 outlined in the draft Revenue Policy 2014-15 capped at the 2.3% rate peg.
- 3 The General Manager be authorised to make any minor changes as requested by resolution of the Council.

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

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

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

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

## ITEM 7 - GRANT FUNDING FOR THE ESTABLISHMENT OF A BIOBANK SITE AT PUCKEYS ESTATE

**112** **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Merrin seconded Councillor Takacs that Council endorses entering into a Memorandum of Understanding with the Office of Environment and Heritage to establish a biobank site at Puckeys Estate.

Minute No.

**ITEM 8 - WEST DAPTO URBAN RELEASE AREA – BIODIVERSITY CERTIFICATION CONSERVATION STRATEGY**

**113 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Connor seconded Councillor Crasnich that -

- 1 A conservation strategy to support the West Dapto Urban Release Area Biodiversity Certification application be prepared.
- 2 Formal negotiations commence with landholders to confirm their interest in being a party to the biodiversity certification application, with a view to entering a BioBanking agreement if the application and levy mechanism are successful.
- 3 Council liaise with NSW Department of Planning and Environment to refine costs and secure a levy mechanism that will ensure the collection of sufficient funds to implement the conservation strategy in the West Dapto Urban Release Area.

**ITEM 9 - POLICY REVIEW - COMMUNITY RECOGNITION PROGRAM**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 104).

**COUNCIL'S RESOLUTION** – The Community Recognition Program be placed on public exhibition for 28 days and then reported back to Council for endorsement.

**ITEM 10 - POLICY REVIEW - CITY OF WOLLONGONG FLAG**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 104).

**COUNCIL'S RESOLUTION** – The revised Council policy 'City of Wollongong Flag' be endorsed.

Minute No.

**ITEM 11 - FEES PAYABLE TO LORD MAYOR AND COUNCILLORS FOR 2014/2015**

**114 COUNCIL'S RESOLUTION** - MOVED Councillor Brown seconded Councillor Blicavs that the fees payable for the period 1 July 2014 to 30 June 2015 be \$26,880 for Councillors and \$78,300 for the Lord Mayor.

An AMENDMENT was MOVED by Councillor Petty seconded Councillor Martin that the fees payable to Councillors and the Lord Mayor for the period 1 July 2014 to 30 June 2015 remain unchanged.

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

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

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

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

**ITEM 12 - PROPOSED COMPULSORY ACQUISITION OF PORTION OF MULLET CREEK, DAPTO FOR ROAD AND BRIDGE WORKS**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 104).

**COUNCIL'S RESOLUTION** –

- 1 Pursuant to Section 177 of the Roads Act 1993, Council make application to the Minister for Local Government and the Governor for the compulsory acquisition of the portion of Mullet Creek, Dapto, as shown on the attachment to the report.
- 2 Authority be delegated to the General Manager to finalise the negotiations for the acquisition of the subject land.
- 3 Upon acquisition, the land be dedicated as public road in accordance with Section 10 of the Roads Act 1993.
- 4 Authority be granted to affix the Common Seal of Council to the compulsory acquisition documents and any other documentation required to be give effect to this resolution.

Minute No.

**ITEM 13 - PROPOSED ACQUISITION OF PORTION OF LOT 1 DP 1064703 NO 220 AND LOT 1 DP 997262 NO 230 LAWRENCE HARGRAVE DRIVE, COALCLIFF FOR ROAD WIDENING PURPOSE**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 104).

**COUNCIL'S RESOLUTION –**

- 1 Council authorise the acquisition of the portion of Lot 1 DP 1064703 No 220 and Lot 1 DP 997262 No 230 Lawrence Hargrave Drive, Coalcliff, as shown hatched on the attachment to the report, subject to the following conditions:
  - a Purchase price of \$33,200 (GST exc).
  - b Council be responsible for all costs including valuation, survey, plan lodgement, transfer, legal costs and the cost of reinstatement of fencing to the new boundary, if required.
- 2 Upon completion of the acquisition, the land be dedicated as public road in accordance with Section 10 of the Roads Act 1993.
- 3 Authority be granted to affix the Common Seal of Council to the transfer documents and any other documentation required to give effect to this resolution.

**ITEM 14 - PROPOSED ACQUISITION OF LOT 25 DP 38426 NO 143 THE AVENUE, FIGTREE - FLOOD MITIGATION**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 104).

**COUNCIL'S RESOLUTION –**

- 1 Subject to funding being provided by the Office of Environment and Heritage to the amount of \$270,000 (GST will not apply), Council authorise the acquisition of Lot 25 DP 38426 No 143 The Avenue, Figtree, shown hatched on the attachment to the report, on the following terms:
  - a Purchase price of \$405,000 (GST will not apply).
  - b Each party be responsible for their own legal costs.
- 2 Council endorse the allocation of the purchase price, demolition cost and associated costs from the current Capital Budget provided for floodplain management.

Minute No.

- 3 Upon the acquisition being finalised, Lot 25 DP 38426 No 143 The Avenue, Figtree be classified as Community land in accordance with the Local Government Act 1993.
- 4 Authority be granted to affix the Common Seal of Council to the transfer documents and any other documentation required to give effect to this resolution.

**ITEM 15 - PROPOSED ACQUISITION OF LOTS 11 AND 12 SEC 11 DP 192051 NOS 17 AND 19 BURRENBAR STREET, DAPTO - FLOOD MITIGATION**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 104).

**COUNCIL'S RESOLUTION –**

- 1 Subject to funding being provided by the Office of Environment and Heritage to the amount of \$436,666 (GST will not apply), Council authorise the acquisition of Lots 11 and 12 Sec 11 DP 192051 Nos 17 and 19 Burringbar Street, Dapto, shown hatched on the attachment to the report, on the following terms:
  - a Purchase price of \$655,000 (GST will not apply).
  - b Each party be responsible for their own legal costs.
- 2 Council endorse the allocation of the purchase price, demolition cost and associated costs from the current Capital Budget provided for floodplain management.
- 3 Upon the acquisition being finalised, Lots 11 and 12 Sec 11 DP 192051 Nos 17 and 19 Burringbar Street, Dapto be classified as Community land in accordance with the Local Government Act 1993.
- 4 Authority be granted to affix the Common Seal of Council to the transfer documents and any other documentation required to give effect to this resolution.

## **ITEM 16 - TENDER T14/03 CORRIMAL COMMUNITY CENTRE AND LIBRARY MAIN KITCHEN RENOVATION**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 104).

### **COUNCIL'S RESOLUTION –**

- 1 In accordance with the Local Government (General) Regulation 2005, Clause 178 (1) (a), Council accept the tender of Malsave Pty Ltd for renovation of the main kitchen at the Corrimal Community Centre and Library, in the sum of \$139,980.00, 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 17 - APRIL 2014 FINANCIALS**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 104).

### **COUNCIL'S RESOLUTION –**

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

## **ITEM 18 - STATEMENT OF INVESTMENTS - APRIL 2014**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 104).

**COUNCIL'S RESOLUTION –** Council receive the Statement of Investments for April 2014.

Minute No.

**ITEM 19 - MINUTES OF THE CITY OF WOLLONGONG TRAFFIC COMMITTEE MEETING HELD ON 21 MAY 2014 AND ELECTRONIC MEETING HELD ON 12 JUNE 2014**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 104).

**COUNCIL'S RESOLUTION** – In accordance with the powers delegated to Council, the minutes and recommendations of the City of Wollongong Traffic Committee meetings held on 21 May 2014 and 12 June 2014 in relation to Regulation of Traffic be adopted.

**THE MEETING CONCLUDED AT 10.59 PM**

---

Confirmed as a correct record of proceedings at the Ordinary Meeting of the Council of the City of Wollongong held on 14 July 2014.

---

Chairperson