



MINUTES

ORDINARY MEETING OF COUNCIL

at 6:00 pm

Monday 31 January 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
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 (attended electronically)
Director Community Services, Creative + Innovative City
Chief Financial Officer (attended electronically)
Manager Governance + Customer Service
Manager Property + Recreation (attended electronically)
Manager City Strategy (attended electronically)
Manager Project Delivery (attended electronically)
Manager Community Cultural + Economic Development (attended electronically)
Manager Library + Community Services (attended electronically)
Governance + Risk Manager (Returning Officer)

Greg Doyle
Joanne Page
Linda Davis
Renee Campbell
Kerry Hunt
Brian Jenkins
Todd Hopwood
Lucielle Power
Chris Stewart
Glenn Whittaker
Sue Savage
Jenny Thompson
Michelle Martin

Note: Due to current government requirements around social distancing obligations due to the COVID-19 pandemic, participants in the meeting can participate via electronic means as permitted under legislation relating to the COVID-19 pandemic. Those who participated via electronic means are indicated in the attendance section of the Minutes.

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OATH OR AFFIRMATION OF OFFICE

In accordance with Section 233A of the Local Government Act 1993, the Lord Mayor and Councillors are required to take an Oath or Affirmation of Office prior to the first item of business at the Council Meeting. At this time, each Councillor took their Oath or Affirmation of Office in turn, before the General Manager.

CONFIRMATION OF MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON MONDAY, 1 NOVEMBER 2021

616 **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Cox that the Minutes of the Ordinary Meeting of Council held on Monday, 1 November 2021 (a copy having been circulated to Councillors) be taken as read and confirmed.

PETITION – USE OF PROPERTY – 2E VERA STREET, HELENSBURGH

Councillor Walters tabled a petition containing 19 signatures from Helensburgh residents regarding concerns over the use of the above property as an Air BnB residence and subsequent safety and security issues presented as a result of this. The petition calls for a condition to be placed on the property to ensure that it cannot be used as a short term (less than six months) rental property.

PETITION – PROPOSED FOOTPATH FOR WILSON STREET, WOLLONGONG

Councillor Blakey tabled a petition containing 60 signatures from residents regarding concerns of dangerous and unsafe walking access for pedestrians using Wilson Street, Wollongong. The petition notes that since Smith Street, Wollongong became a one-way street there has been an increase in traffic flow from lower Smith Street residents which impacts pedestrian safety. The petition calls for a footpath to be constructed to mitigate these risks.

CALL OF THE AGENDA

617 **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Dorahy that the staff recommendations for Items 3, 4 and 7 be adopted as a block.

ITEM A – LORD MAYORAL MINUTE – PASSING OF FRED MOORE

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

- 1 Acknowledges the passing of Mr Fred Moore on 21 January 2022 and notes the significant contribution he made to the union movement and social justice in the Illawarra and beyond.
- 2 Extends condolences to the family of Mr Fred Moore on behalf of the community.

ITEM 2 - ELECTION OF DEPUTY LORD MAYOR

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

- 1 Council elect a Deputy Lord Mayor for an initial term for the period up to September 2023, which will result in an additional term from September 2023 to September 2024 to be filled by a new election.
- 2 The method of election for the Deputy Lord Mayor be by open voting.
- 3 Council proceed to conduct the election of Deputy Lord Mayor in accordance with the determined method and the requirements of the Local Government (General) Regulation 2021.

The Lord Mayor handed proceedings over to the Returning Officer.

The Returning Officer for the election (Governance and Risk Manager) advised the meeting that nominations had been received from Councillors T Brown, Blakey and Dorahy.

As there was more than one nomination the Returning Officer conducted an election for the position of Deputy Lord Mayor.

Following the election, the Returning Officer declared that Councillor T Brown was elected as Deputy Lord Mayor for the period up to September 2023.

ITEM 3 - COUNTBACK PROVISIONS - CAUSAL VACANCIES WITHIN THE FIRST 18 MONTHS

617 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Dorahy that pursuant to section 291A(1)(b) of the Local Government Act 1993 (the Act) Wollongong City Council declares that casual vacancies occurring in the office of a Councillor within 18 months after the last ordinary election of Councillors for the Council on 4 December 2021 are to be filled by a countback of votes cast at that election for the office in accordance with section 291A of the Act and directs the General Manager to notify the NSW Electoral Commissioner of the Council's decision within 7 days of the decision.

ITEM 4 - SUPERANNUATION FOR COUNCILLORS

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

- 1 From 1 July, 2022 Council make a superannuation contribution payment, in accordance with s254B of the Local Government Act 1993, to the nominated superannuation account of each councillor.
- 2 The amount of each superannuation contribution payment shall be equal to the amount Council would have been required to contribute under Commonwealth Superannuation legislation, as at the date of each payment, as if the councillor were an employee of Council.

ITEM 5 - COUNCILLOR ATTENDANCE AT LOCAL GOVERNMENT NSW SPECIAL CONFERENCE - SYDNEY 28 FEBRUARY TO 2 MARCH 2022

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

- 1 Council authorise the -
 - a attendance of the Lord Mayor, Deputy Lord Mayor and Councillors D Brown, A Martin, Blakey, Dorahy and Aitken as Council's seven voting delegates at the Local Government NSW Special Conference at the Hyatt Regency, Sydney between 28 February and 2 March 2022, and
 - b attendance of any other Councillor as a non-voting delegate, and
 - c payment of registration, 2 nights' accommodation, associated conference session, event and function attendance, and limited reasonable expenses for Councillors while attending the conference in accordance with the provisions of Councillor Expenses and Facilities policy, and as detailed in this report, and
 - d any motion or motions to the Local Government NSW Special Conference should be finalised and lodged by midday 3 February 2022. This will be done in liaison with Office of Lord Mayor and the responsible Councillor or Councillors.

Variation The variation moved by the Lord Mayor, Councillor Bradbery (the addition of point 1d) was accepted by the mover and seconder.

Nominations were received for Councillors D Brown, A Martin, Blakey, Dorahy and Aitken to attend the Local Government NSW Special Conference as voting delegates. As the number of nominations was within the required number as detailed in the Council report, the Lord Mayor declared that the nominated Councillors would attend the Local Government NSW Special Conference as voting delegates.

ITEM 6 - LAKE ILLAWARRA COASTAL MANAGEMENT PROGRAM IMPLEMENTATION GROUP

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

- 1 Council endorse the draft Terms of Reference for the Lake Illawarra CMP Implementation Group.
- 2 Council nominate Councillors Aitken, A Martin and Campbell to sit on the Lake Illawarra CMP Implementation Group.

Nominations were received for Councillors Aitken, A Martin, Campbell and Blakey to sit on the Lake Illawarra CMP Implementation Group. As there were more than three nominations received, an election by open voting was conducted to determine the three Councillor representatives to sit on the Implementation Group.

Councillor Aitken, having received the highest number of votes, was elected to the Implementation Group. The remaining nominees, having each received an equal number of votes, then had their names placed in a ballot box and the first name drawn was determined to be unsuccessful and eliminated from the vote. Councillor Blakey's name was drawn first, therefore eliminating her from the vote.

Following the election, the Lord Mayor declared that Councillors Aitken, A Martin and Campbell were elected as Councillor representatives for the Implementation Group.

ITEM 7 - STATEMENTS OF INVESTMENT - OCTOBER, NOVEMBER AND DECEMBER 2021

- 617 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Dorahy that Council receive the Statements of Investment for October, November and December 2021.

ITEM 8 - NOVEMBER 2021 FINANCIALS

- 622 COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor R Martin that -

- 1 The financials be received and noted.
- 2 Council endorse the proposed changes to the Capital Budget for October and November 2021.

During debate on this item, Councillor Cox directed a question to staff seeking clarification on a bullet point in Attachment 2 to the Council report (page 38 of the Business Paper) which discusses the re-phasing of Housing Affordability funding for West Dapto Road. This was confirmed to be an error in the report and relates to Housing Acceleration funding for West Dapto Road.

THE MEETING CONCLUDED AT 6:51 PM

Confirmed as a correct record of proceedings at the Ordinary Meeting of the Council of the City of Wollongong held on Monday 21 February 2022.

Chairperson