



MINUTES

ORDINARY MEETING OF COUNCIL

at 6:00pm

Monday 31 August 2020

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 Janice Kershaw

Councillor Jenelle Rimmer
Councillor John Dorahy
Councillor Leigh Colacino
Councillor Mithra Cox

In Attendance

General Manager
Director Infrastructure + Works, Connectivity Assets + Liveable City
Director Planning + Environment, Future City + Neighbourhoods
Director Corporate Services, Connected + Engaged City (Acting)
Director Community Services, Creative + Innovative City
Chief Financial Officer
Manager Property + Recreation
Chief Information Officer
Manager City Strategy
Manager City Works (Acting)
Manager Project Delivery
Manager Infrastructure Strategy + Planning (Acting)
Manager Open Space + Environmental Services
Manager Community Cultural + Economic Development
Manager Library + Community Services

Greg Doyle
Andrew Carfield
Linda Davis
Todd Hopwood
Kerry Hunt
Brian Jenkins
Lucielle Power
Ingrid McAlpin
Chris Stewart
Corey Stoneham
Glenn Whittaker
Andrew Heaven
Joanne Page
Sue Savage
Jenny Thompson

Note: Due to current government requirements around social distancing obligations due to the COVID-19 pandemic, all Councillors and staff attended the Meeting of Council via Skype. The Lord Mayor and General Manager were present in the Council Chambers for this meeting.

INDEX

	PAGE NO.
ITEM A Lord Mayoral Minute - Noise from Heavy Vehicle Engine Compression Brakes	2
ITEM B Lord Mayoral Minute - Challenges for Retail in City Centre	2
ITEM 1 Lady Carrington Estate South, Helensburgh - Draft Planning Proposal to Permit Urban Development	3
ITEM 2 Electric Vehicle Charging Infrastructure on Public Land	3
ITEM 3 Assistance for Licensees of Council's Community Facilities and Sporting Grounds.....	3
ITEM 4 Appointment of Councillor Delegates to Committees and Reference Groups	4
ITEM 5 Proposed Organisational Structure	4
ITEM 6 Post Exhibition - Wollongong Art Gallery Strategic Plan 2020-2025.....	4
ITEM 7 Post Exhibition - Disability Inclusion Action Plan 2020-2025	5
ITEM 8 Post Exhibition - Draft Diversity, Inclusion and Belonging Policy	5
ITEM 9 Post Exhibition - Risk Management Framework	5
ITEM 10 Draft Quarterly Review Statement June 2020.....	5
ITEM 11 July 2020 Financials.....	5
ITEM 12 Statement of Investment - July 2020.....	6
ITEM 13 Notice of Motion - Councillor Mithra Cox - Safety Around Schools Pilot Project.....	6
ITEM 14 Notice of Motion - Councillor Cath Blakey - Brandy and Water Creek Clean Up.....	7

CONFLICTS OF INTERESTS

Councillor Blakey declared a non-significant, non-pecuniary conflict of interest in Item 3 Assistance for Licensees of Council's Community Facilities and Sporting Grounds, as she is a casual employee of Port Grocer which receives auspice from a community project. Councillor Blakey advised she would remain in the meeting and participate in the debate and voting on this item.

Councillor Martin declared a non-significant, non-pecuniary conflict of interest in Item 1 Lady Carrington Estate South, Helensburgh - Draft Planning Proposal to Permit Urban Development, as she works for the Department of Planning Industry and Environment however she does not deal with any Wollongong Local Government issues in her role. Councillor Martin advised she would remain in the meeting and participate in the debate and voting on this item.

Councillor Martin declared a non-significant, non-pecuniary conflict of interest in Item 3 Assistance for Licensees of Council's Community Facilities and Sporting Grounds, as she chairs Our Community Project which has a long-term lease agreement with Council for the Port Kembla Community Centre. Councillor Martin advised she would remain in the meeting and participate in the debate and voting on this item.

Councillor Martin declared non-significant, non-pecuniary conflict of interest in Item 6 Post Exhibition - Wollongong Art Gallery Strategic Plan 2020-2025, as she has previously exhibited at the Wollongong Art Gallery. Councillor Martin advised she would remain in the meeting and participate in the debate and voting on this item.

Councillor Walters declared a non-significant, non-pecuniary conflict of interest in Item 1 Lady Carrington Estate South, Helensburgh - Draft Planning Proposal to Permit Urban Development, as he owns a property in the Helensburgh area. Councillor Walters advised he would remain in the meeting and participate in the debate and voting on this item.

Councillor T Brown declared a Significant, non-pecuniary conflict of interest in Item 3 Assistance for Licensees of Council's Community Facilities and Sporting Grounds, as she is a Board member of the Illawarra Rugby League Club who have licensees on various sports fields. Councillor T Brown advised she would depart the meeting for debate and voting on this item.

422 CONFIRMATION OF MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON MONDAY, 10 AUGUST 2020

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, 10 August 2020 (a copy having been circulated to Councillors) be taken as read and confirmed.

PUBLIC ACCESS FORUM

ITEM	TITLE	NAME OF SPEAKER
1	Lady Carrington Estate South, Helensburgh – Draft Planning Proposal to Permit Urban Development	Natasha Watson For Recommendation
1	Lady Carrington Estate South, Helensburgh – Draft Planning Proposal to Permit Urban Development	Ian Hill Friends of Royal, NPA Southern Sydney Branch For Recommendation
1	Lady Carrington Estate South, Helensburgh – Draft Planning Proposal to Permit Urban Development	John Burrell Bob's Bushland P/L and Ensile P/L Against Recommendation

13	Notice of Motion – Councillor Mithra Cox – Safety Around Schools Pilot Project	Beth Robrahn For Recommendation
13	Notice of Motion – Councillor Mithra Cox – Safety Around Schools Pilot Project	Lena Huda For Recommendation
Non-Agenda Item	Traffic Concerns – Northcliffe Drive	Peter Maywald Neighbourhood Forum 7

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

424 CALL OF THE AGENDA

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that the staff recommendations for Items 5 to 12 inclusive be adopted as a block.

425 ITEM A - LORD MAYORAL MINUTE - NOISE FROM HEAVY VEHICLE ENGINE COMPRESSION BRAKES

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor Bradbery that Wollongong City Council write to the Minister for Transport and Roads to request -

- 1 A review of the controls, limits and enforcement of Heavy Vehicle Engine Brake Noise Reduction in built up residential areas.
- 2 The clear identification of roads in residential areas or precincts where noisy “auxiliary braking devices” or “secondary retarders” are not permitted unless there is a situation of extreme danger or an emergency exists and appropriate signage be installed in those areas.
- 3 That Transport for NSW act on and enforce its own advice, outlined on the Transport for NSW (RMS) website, for reducing engine brake noise around residential areas.
- 4 Copies of this correspondence be sent to State Members of Parliament for their reference, follow up and support.

426 ITEM B - LORD MAYORAL MINUTE - CHALLENGES FOR RETAIL IN CITY CENTRE

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

- 1 Expedite the review of city centre levies in light of the downturn in retail trade and the present economic circumstances to inform a rating structure review.
- 2 Note that the Delivery Program 2018 – 2022 includes a commitment to complete an LGA-wide retail centres study and request that the study prioritise the city centre to identify all factors influencing retail opportunities and challenges.
- 3 Investigate if there is any targeted business support that Council can provide retailers operating in the city centre.
- 4 Create an opportunity for all retailers throughout the Wollongong LGA, to access information from the NSW Small Business Commissioner to assist with current and future challenges especially those in the city centre.

Variation The variation moved by Councillor Colacino (the addition of the words ‘throughout the Wollongong LGA’ in point 4) was accepted by the mover.

427 ITEM 1 - LADY CARRINGTON ESTATE SOUTH, HELENSBURGH - DRAFT PLANNING PROPOSAL TO PERMIT URBAN DEVELOPMENT

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor Rimmer seconded Councillor Cox that -

- 1 The submitted draft Planning Proposal request for the Lady Carrington Estate South precinct and surround land located between Offord Road and Lilyvale Road, Helensburgh proposing a rezoning to R2 Low Density Residential not be supported for the following reasons -
 - a Helensburgh and the site are not strategically identified in the Illawarra Shoalhaven Regional Plan (2016), previous Council Planning Strategies or Council's recently adopted Wollongong Local Strategic Planning Statement (2020) as an urban release area, or for increased low-density housing.
 - b Council has consistently considered the site unsuitable for low density residential development since the 1980s.
 - c The R2 Low Density Residential zone would support a medium density housing product on the edge of Helensburgh, on the bushland interface, remote from town services and public transport.
 - d The R2 Low Density Residential zone would support a medium density housing outcome that would increase hard surfaces runoff into the Hacking River Catchment.
 - e The R2 Low Density Residential zone would enable the clearing of vegetation, including some 9.5 ha of native bushland communities.
 - f The R2 Low Density Residential zone would enable an increased housing development and population on the bushland interface in a high bush fire prone area. The future ownership and maintenance of the Asset Protection Zone has not been resolved.
 - g There is significant community opposition to the Proposal.

428 ITEM 2 - ELECTRIC VEHICLE CHARGING INFRASTRUCTURE ON PUBLIC LAND

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

- 1 The draft Electric Vehicle Charging Stations on Public Land Policy be placed on public exhibition for a minimum 28-day period.
- 2 Following public exhibition, a further report be provided to Council on the submissions received and make recommendations relating to adoption of the Policy.

DEPARTURE OF COUNCILLOR

Due to a disclosed conflict of interest, Councillor T Brown advised at 8:07pm that she would not participate in the debate nor voting on Item 3. Councillor T Brown re-joined the meeting at 8:16pm, at the commencement of Item 4.

429 ITEM 3 - ASSISTANCE FOR LICENSEES OF COUNCIL'S COMMUNITY FACILITIES AND SPORTING GROUNDS

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor Rimmer seconded Councillor Dorahy that Council recognises the impact of the Covid-19 pandemic on community licensees, sporting clubs and local associations, via the following provisions -

- 1 a Licensees of community facilities, allocated under Council's Allocation of Community Facilities to Community Groups Policy and 355 Committees of Council

- be provided with the opportunity to apply for financial support for payment of essential outgoings, up to a maximum of \$5,000 per licence, for the 2020/2021 financial year
- b Provision of assistance to be subject to application and based on an analysis of each applicant's financial capacity.
- 2
 - a Local sports clubs and associations be provided with the opportunity to apply for a conditional 100% waiver of sportsground ground hire fees applicable throughout the impacted winter training and competition period from 25 May 2020 to 17 October 2020
 - b This waiver will be subject to the State and Local sports associations providing evidence that they are providing a minimum of a 20% reduction to registration/affiliation/capitation fees in addition to other forms of player subsidy to local clubs which may include costs of team nomination fees, insurance and/or referee costs. This waiver excludes costs associated with the provision of sportsfield lighting to fields.

430 ITEM 4 - APPOINTMENT OF COUNCILLOR DELEGATES TO COMMITTEES AND REFERENCE GROUPS

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

- 1 That Councillors be appointed to the various committees, reference groups and external organisations as outlined in Attachment 1 subject to any withdrawals or additions and election be held by verbal vote where necessary.
- 2 The General Manager be authorised to appoint staff to any external committees that have vacancies following the election of Councillors.
- 3 That the exiting Councillor delegates to IRIS be re-appointed.

ITEM 5 - PROPOSED ORGANISATIONAL STRUCTURE

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 424)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that in accordance with Section 332 of the Local Government Act 1993, Council endorse the senior staff structure as outlined in Attachment 1.

ITEM 6 - POST EXHIBITION - WOLLONGONG ART GALLERY STRATEGIC PLAN 2020-2025

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 424)

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

- 1 Council adopt the *Framing Our Future* Wollongong Art Gallery Strategic Plan 2020-2025.
- 2 Council note the *Framing Our Future* Wollongong Art Gallery Strategic Plan 2020-2025 - Implementation Plan.
- 3 Council note *We Asked, You Said, We Did* (summary of submissions).

ITEM 7 - POST EXHIBITION - DISABILITY INCLUSION ACTION PLAN 2020-2025

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 424)

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

- 1 Council adopt the Disability Inclusion Action Plan 2020-2025.
- 2 Council note the Disability Inclusion Action Plan 2020-2025 – Implementation Plan.
- 3 Council note We Asked, You Said, We Did (summary of submissions).

ITEM 8 - POST EXHIBITION - DRAFT DIVERSITY, INCLUSION AND BELONGING POLICY

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 424)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that the draft Diversity, Inclusion and Belonging Policy be endorsed.

ITEM 9 - POST EXHIBITION - RISK MANAGEMENT FRAMEWORK

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 424)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that the Risk Management Framework be adopted.

ITEM 10 - DRAFT QUARTERLY REVIEW STATEMENT JUNE 2020

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 424)

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

- 1 The draft Quarterly Review Statement June 2020 be adopted.
- 2 \$2.5M be transferred to the Strategic Projects Restricted Asset.
- 3 Council note the improvement in the Available Funds result against budget and further review the impacts at the September Quarterly Review.

ITEM 11 - JULY 2020 FINANCIALS

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 424)

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 approves the proposed changes to the Capital Budget.

ITEM 12 - STATEMENT OF INVESTMENT - JULY 2020

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 424)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that Council receive the Statement of Investment for July 2020.

ITEM 13 - NOTICE OF MOTION - COUNCILLOR MITHRA COX - SAFETY AROUND SCHOOLS PILOT PROJECT

MOVED by Councillor Cox seconded Councillor Blakey that Council –

- 1 Develop a pilot project to improve pedestrian safety around schools. This should include but not be limited to consideration of the following treatments in the walking vicinity of schools -
 - a Lowering of speed limits to 30kph
 - b Adding zebra crossings
 - c Prioritising footpaths and cycleways on school routes
 - d Other traffic calming treatments.
- 2 Work with the Walking, Cycling and Mobility Reference Group to -
 - a Prioritise which works can begin in this financial year within existing budget
 - b Determine works to begin in the 2021/22 financial year
 - c Develop a budget proposal for works to be prioritised in the 2021/22 financial year.

At this stage, Councillor D Brown FORESHADOWED a MOTION should Councillor Cox's Motion be defeated.

- 1 That a report or Councillor briefing be prepared to outline the work of Council's 'Safer routes to school' working group; that the report or briefing updates legislative or regulatory constraints on delivering possible safety measures.
- 2 That the report or briefing discusses what community education measures can be taken to complement infrastructure responses to safety.
- 3 That the report or briefing describes how policy responses to safety fit within the risk management framework as adopted at item 9 tonight.

A PROCEDURAL MOTION was MOVED by Councillor Colacino seconded Councillor Martin that Councillor Figliomeni be granted an additional 2 minutes to address the meeting in relation to Item 13.

Councillor Cox's Motion on being PUT to the VOTE was LOST.

Councillors Cox and Blakey

Councillors D Brown, T Brown, Colacino, Dorahy, Figliomeni, Kershaw, Martin, Rimmer, Walters and Bradbery

Following the defeat of Councillor Cox's Motion, Councillor D Brown's FORESHADOWED MOTION became the MOTION.

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

- 1 A report or Councillor briefing be prepared to outline the work of Council's 'Safer routes to school' working group; that the report or briefing updates legislative or regulatory constraints on delivering possible safety measures.

In favour
Against

- 2 The report or briefing discusses what community education measures can be taken to complement infrastructure responses to safety.
- 3 The report or briefing describes how policy responses to safety fit within the risk management framework as adopted at item 9 tonight.

DEPARTURE OF COUNCILLORS

During debate and prior to voting on Item 14 Councillor Kershaw departed the meeting early, the time being 9:19 pm.

432 ITEM 14 - NOTICE OF MOTION - COUNCILLOR CATH BLAKEY - BRANDY AND WATER CREEK CLEAN UP

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

- 1 Note the pollution event on Sunday 9 August 2020 from the South 32 Dendrobium mine at Mt Kembla.
- 2 Note the pollution event has impacted the downstream water way of Brandy and Water Creek in Figtree, which is part of the American Creek and Allans Creek catchment.
- 3 Thank the local residents who have spent many hours volunteering at the Brandy and Water Creek Bushcare site conducting weed removal, planting native vegetation and undertaking works to improve bank stability and aquatic ecology.
- 4 Write to the Minister for the Environment to appeal for a robust and comprehensive investigation of the breach of the Dendrobium water discharge license, including a comprehensive clean-up of the pollution residue, and public and transparent reporting on the quantity and quality of the pollutants, and what actions are being undertaken to prevent further pollution incidents.
- 5 Write to the NSW Treasurer to ensure that the NSW Environment and Protection Authority is sufficiently resourced to ensure robust and comprehensive regulation of pollution controls.

THE MEETING CONCLUDED AT 9:33 PM

Confirmed as a correct record of proceedings at the Ordinary Meeting of the Council of the City of Wollongong held on Monday 21 September 2020.

Chairperson