



MINUTES

ORDINARY MEETING OF COUNCIL

at 6.00 pm

Monday 3 February 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 and Neighbourhoods
Director Corporate Services, Connected + Engaged City
Director Community Services, Creative + Innovative City
Manager Governance + Customer Service
Chief Information Officer
Manager City Strategy
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
Renee Campbell
Kerry Hunt
Todd Hopwood
Ingrid McAlpin
Chris Stewart
Glenn Whittaker
Mark Roebuck
Joanne Page
Sue Savage
Jenny Thompson

Apologies

Min No.

334 **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that the apology tendered on behalf of Councillor King be accepted and a leave of absence be granted.

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CONFLICTS OF INTERESTS

Councillor Figliomeni declared a non-pecuniary, not-significant Conflict of Interest in Item 1 – Connecting Neighbours Programs Grants – Round 3 as a grant was made to a Port Kembla Community Group and he resides in Port Kembla. Councillor Figliomeni advised that he will remain in the Chamber during debate and voting on the item.

Councillor Dorahy declared a non-pecuniary, not-significant Conflict of Interest in Item 5 – Tender T19/44 – Proposed Bridge Bearing Replacement and Structural Rehabilitation of the Bridge at Uralba Street, Figtree as he resides nearby. Councillor Dorahy will stay in the Chamber during debate and voting on the item.

Councillor Blakey declared a non-pecuniary, not-significant, perceived Conflict of Interest in Item 1 – Connecting Neighbours Program Grants – Round 3 as she utilises the services of the Make-Do Library of Things and Better Births Illawarra. Councillor Blakey will remain in the Chamber during debate and voting on the item.

Councillor Martin declared a non-pecuniary, not-significant Conflict of Interest in Item 1 – Connecting Neighbour Program Grants – Round 3 as she is the Chair of the Our Community Project, involved in Transition Port Kembla and utilises the Bulli Shared Library of Things. Councillor Martin will remain in the chamber during debate and voting on the item.

PETITION –

At this time Councillor Figliomeni presented a petition which was accepted by the General Manager as the petition was in relation to an active Development Application.

CONFIRMATION OF MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON MONDAY, 9 DECEMBER 2019

335 **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Colacino that the Minutes of the Ordinary Meeting of Council held on Monday, 9 December 2019 (a copy having been circulated to Councillors) be taken as read and confirmed.

PUBLIC ACCESS FORUM

ITEM	TITLE	NAME OF SPEAKER
Not an Agenda Item	Review of Historical Height Limits Associated with Planning Policy	Jane Robertson on behalf of Save Our Heritage Precinct Wollongong

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

CALL OF THE AGENDA

- 337 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that the staff recommendations for Items 3 to 8 inclusive be adopted as a block.

ITEM A - LORD MAYORAL MINUTE - BUSHFIRE CRISIS

- 338 COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor Bradbery that, following the recent bushfires across the South Coast, Southern Highlands, Wollondilly and beyond, Wollongong City Council -

- 1 Acknowledge the loss of life and trauma experienced by those directly impacted by the bushfire crisis.
- 2 Acknowledge and thank emergency services, especially Rural Fire Service personnel, for their efforts in managing the bushfire crisis.
- 3 Organise an opportunity for the community to officially acknowledge and thank emergency services.
- 4 Acknowledge and thank the Council staff who, under the leadership of the General Manager, have provided support to emergency services and neighbouring Councils.
- 5 Recognise the outstanding efforts of Mayors, Councillors and staff of our neighbouring Councils who are in midst of the bushfire crisis and recovery.
- 6 Offer continued support to our neighbouring Councils as determined by the General Manager.
- 7 Thank ABC Radio and their staff, and acknowledge that during the height of the crisis, radio was often the most up to date communications channel and during power and phone outages was the only channel for people to access life-saving information.

Variation The variation moved by Councillor Cox (additional point 7 'Thank ABC Radio and their staff, and acknowledge that during the height of the crisis, radio was often the most up to date communications channel and during power and phone outages was the only channel for people to access life-saving information') was accepted by the mover.

URGENT MATTER WITHOUT NOTICE

Councillor D Brown moved a PROCEDURAL MOTION that an Urgency Item be brought forward in relation to the WIN Entertainment Centre due to a significant roof leak that occurred at the venue on the weekend.

339 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that Council consider Business Without Notice regarding the WIN Entertainment Centre due to a significant roof leak that occurred on the weekend.

Following the Resolution of Council, the Lord Mayor, Councillor Bradbery, ruled in accordance with Clause 9.3(b) of Council's Code of Meeting Practice that the matter was of great urgency and required a decision by the Council before the next scheduled ordinary meeting of Council.

DEPARTURE OF COUNCILLOR

During debate and prior to voting on Urgency Item, Councillor Cox departed and returned to the meeting, the time being from 7.41 pm to 7.42 pm.

During debate and voting on Urgency Item, the following Conflicts of Interests were declared

Councillor T Brown declared a non-pecuniary, not-significant Conflict of Interest in the Urgency Item – Refurbishment of WIN Entertainment Centre as she is a season ticket holder to the Illawarra Hawks. Councillor T Brown will stay in the Chamber during debate and voting on the item.

Councillor Rimmer declared a non-pecuniary, not-significant Conflict of Interest in the Urgency Item – Refurbishment of WIN Entertainment Centre as she is a season ticket holder to the Illawarra Hawks and her son plays with the Under 16's Hawks team. Councillor Rimmer will stay in the Chamber during debate and voting on the item.

Councillor Figliomeni declared a non-pecuniary, not-significant Conflict of Interest in the Urgency Item – Refurbishment of WIN Entertainment Centre as he is a season ticket holder to the Illawarra Hawks. Councillor Figliomeni will stay in the Chamber during debate and voting on the item.

Councillor D Brown declared a non-pecuniary, not-significant Conflict of Interest in the Urgency Item – Refurbishment of WIN Entertainment Centre as he is a season ticket holder to the Illawarra Hawks. Councillor D Brown will stay in the Chamber during debate and voting on the item.

URGENCY ITEM – REFURBISHMENT OF WIN ENTERTAINMENT CENTRE

340 COUNCIL'S RESOLUTION – RESOLVED UNANIMOUSLY on the motion of Councillor Bradbery seconded Councillor Martin that Council –

- 1 Requests as a matter of urgency that the New South Wales Government, through the Acting Minister for Sport, Multiculturalism, Seniors and Veterans and the Premier, reprioritise the need for an immediate refurbishment, with appropriate funding, of the WIN Entertainment Centre to bring it up to contemporary standards as an entertainment, conference and sporting venue.
- 2 Call on the Acting Minister to release the Masterplan prepared by Venues NSW, to give surety that this Government asset will be refurbished to align with community expectations.
- 3 Write to and invite the Premier, the Acting Minister and the Venues NSW Board to visit Wollongong and the WEC and meet to discuss options for its future.

Variation The variation moved by Councillor T Brown (addition of point 2 'Call on the Acting Minister to release the Masterplan prepared by Venues NSW, to give surety that this Government asset will be refurbished to align with community expectations') was accepted by the mover and seconder.

Variation The variation moved by Councillor Dorahy (addition of point 3 'That Wollongong City Council write to and invite the Premier, the Acting Minister and the Venues NSW Board to visit Wollongong and the WEC and meet to discuss options for its future') was accepted by the mover and seconder.

ITEM 1 - CONNECTING NEIGHBOURS PROGRAM GRANTS - ROUND 3

341 **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Martin seconded Councillor Cox that Council note the successful recipients for Connecting Neighbours Grants Round 3.

DEPARTURE OF COUNCILLOR

During debate and prior to voting on Item 2, Councillor Walters departed and returned to the meeting, the time being from 8.18 pm to 8.19 pm.

ITEM 2 - STATE GOVERNMENT FUNDING FOR NSW PUBLIC LIBRARIES

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

- 1 Council notes the success of the 2018-2019 Renew our Libraries campaign and formally support the Public Libraries Association campaign to secure a sustainable funding model for NSW Public Libraries in perpetuity.
- 2 Council make representation to local State Members in relation to the need for a sustainable State funding model for the ongoing provision of public library services.
- 3 Council write to the Hon Don Harwin MLC, Minister for the Arts, and the Hon Walt Secord MLC, Shadow Minister for the Arts, calling for bi-partisan support for Consumer Price Index (CPI) indexation of State funding for NSW Public Libraries, as well as legislation of all elements of the 2019-20 to 2022-23 NSW State funding model.

ITEM 3 - AMENDMENT TO COUNCIL MEETING DATES

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 337).

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that Council adopt the amended 2020 Council Meeting Cycle as shown in the attachment to this report.

ITEM 4 - LEAVE OF ABSENCE - COUNCILLOR KING - FEBRUARY 2020

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 337).

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that a Leave of Absence be granted to Councillor King for the period of 22 January to 15 February 2020 which includes a Council Meeting on 3 February 2020 and a Councillor Briefing on 10 February 2020.

ITEM 5 - TENDER T19/44 - PROPOSED BRIDGE BEARING REPLACEMENT AND STRUCTURAL REHABILITATION OF THE BRIDGE AT URALBA STREET, FIGTREE

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 337).

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

- 1 a In accordance with clause 178(1)(b) of the Local Government (General) Regulation 2005, Council decline to accept any of the tenders received for the bearing replacement and structural rehabilitation of the bridge at Uralba Street, Figtree and resolve to enter into negotiations with one or all of the tenderers or any other party with a view to entering into a contract in relation to the subject matter of the tender.
- b In accordance with clause 178(4) of the Local Government (General) Regulation 2005, the reason for Council hereby resolving to enter into negotiations with one or all of the tenderers or any other party and not inviting fresh tenders is that it is anticipated that a satisfactory outcome can be achieved with one of those parties who demonstrate a capacity and ability to undertake the works.
- 2 Council delegate to the General Manager the authority to undertake and finalise the negotiations, firstly with the tenderers, and, in the event of failure of negotiations with those tenderers, any other party, with a view to entering into a contract in relation to the subject matter of the tender.
- 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 6 - DECEMBER 2019 FINANCIALS

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 337).

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 7 - STATEMENT OF INVESTMENT - NOVEMBER AND DECEMBER 2019

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 337).

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that Council receive the Statement of Investment for November and December 2019.

ITEM 8 - BI-MONTHLY RETURNS OF DISCLOSURES OF PECUNIARY INTERESTS AND OTHER MATTERS - FEBRUARY 2020

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 337).

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that Council note the tabling of the Returns of Disclosures of Interest as required by Part 4 of the Model Code of Conduct.

ITEM 9 - NOTICE OF MOTION - COUNCILLOR COX - RAIN GARDENS

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

- 1 Wollongong City Council develop technical guidelines for the construction of Rain Gardens, so that these can be used in addition to existing stormwater treatments on public and private land in our city.
- 2 Wollongong City Council with the Rural Fire Service investigate the feasibility of water harvesting and retention including underground water tanks in strategic locations for firefighting and the irrigation of public sporting facilities, parks and gardens.

Variation The variation moved by Councillor Bradbery (the addition of Wollongong City Council with the Rural Fire Service investigate the feasibility of water harvesting and retention including underground water tanks in strategic locations for firefighting and the irrigation of public sporting facilities, parks and gardens) was accepted by the mover and seconder.

THE MEETING CONCLUDED AT 9.00 PM

Confirmed as a correct record of proceedings at the Ordinary Meeting of the Council of the City of Wollongong held on Monday 24 February 2020.
