



MINUTES

ORDINARY MEETING OF COUNCIL

at 6:00 pm

Monday 14 March 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 (attended electronically)
Councillor Linda Campbell
Councillor Mithra Cox
Councillor Richard Martin

In Attendance

General Manager	Greg Doyle
Director Infrastructure + Works, Connectivity Assets + Liveable City (attended electronically)	Joanne Page
Director Planning + Environment, Future City + Neighbourhoods	Linda Davis
Director Corporate Services, Connected + Engaged City	Renee Campbell
Director Community Services, Creative + Innovative City	Kerry Hunt
Chief Financial Officer (attended electronically)	Brian Jenkins
Chief Information Officer (attended electronically)	Ingrid McAlpin
Manager Governance + Customer Service (attended electronically)	Todd Hopwood
Manager Property + Recreation (attended electronically)	Lucielle Power
Manager City Strategy (attended electronically)	Chris Stewart
Manager Regulation + Enforcement	Corey Stoneham
Manager Project Delivery (attended electronically)	Glenn Whittaker
Manager Infrastructure Strategy + Planning (Acting) (attended electronically)	Chris O'Connor
Manager Open Space + Environmental Services (Acting) (attended electronically)	Paul Tracey
Manager Community Cultural + Economic Development (Acting) (attended electronically)	Sofia Gibson

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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CONFLICTS OF INTERESTS

Councillor Figliomeni declared a non-significant non-pecuniary conflict of interest in Item 3 – Lease of Mt Keira Telecommunications Tower to Telstra, as he has a non-significant holding of shares in Telstra. As there is no pecuniary interest in the item, Councillor Figliomeni advised he would remain in the meeting during debate and voting.

CONFIRMATION OF MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON MONDAY, 21 FEBRUARY 2022

636 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that the Minutes of the Ordinary Meeting of Council held on Monday, 21 February 2022 (a copy having been circulated to Councillors) be taken as read and confirmed.

PUBLIC ACCESS FORUM

ITEM	TITLE	NAME OF SPEAKER
NON-AGENDA ITEM	Hill Street Austinmer – Pedestrian Safety and Traffic Management	Katherine Watson
1	Post Exhibition – Draft Climate Change Adaptation Plan	George Takacs For Recommendation

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

CALL OF THE AGENDA

638 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that the staff recommendations for Items 3 to 6 inclusive be adopted as a block.

ITEM A - LORD MAYORAL MINUTE - SEDIMENT CONTROL ON BUILDING SITES

639 COUNCIL'S RESOLUTION – RESOLVED UNANIMOUSLY on the motion of Councillor Bradbery that -

- 1 Council contact and engage local building companies, project supervisors, private certifiers and relevant building industry peak bodies to highlight the need for greater vigilance and increased monitoring of onsite sediment control, particularly during rain events.
- 2 In this engagement, focus upon the need for planning to manage the increased frequency of heavy intense rainfall events, erosion and runoff, especially in the period between clearing and/or demolition and the commencement of construction.
- 3 Council consider opportunities to enhance the existing education program to reinforce the obligations on builders, developers and certifiers to control runoff and sediment from building sites.
- 4 Council write to the Minister for Environment to seek a review of current penalties to ensure they are in line with community expectations.

Variation The variation moved by Councillor Blakey (the addition of point 4) was accepted by the mover.

URGENT MATTER WITHOUT NOTICE

Councillor Figliomeni moved a PROCEDURAL MOTION that an Urgency Item be brought forward in relation to the conflict in Ukraine.

640 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor Figliomeni seconded Councillor Walters that Council, as a matter of urgency, consider Business Without Notice regarding the conflict in Ukraine.

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. It was resolved that the Urgency Item would be considered as the next item of business.

DEPARTURE OF COUNCILLOR

During debate and prior to voting on the Urgency Item, Councillor Aitken departed and returned to the meeting, the time being from 6:40 pm to 6:41 pm.

URGENCY ITEM – CONFLICT IN UKRAINE

641 COUNCIL'S RESOLUTION – RESOLVED UNANIMOUSLY on the motion of Councillor Figliomeni seconded Councillor Walters that Council -

- 1 Express support for the people of Ukraine and condemn the violation of Ukraine's sovereignty by Russian forces.
- 2 Communicate this stance to the appropriate Embassies.

ITEM 1 - POST EXHIBITION - DRAFT CLIMATE CHANGE ADAPTATION PLAN

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

- 1 The Climate Change Adaptation Plan (Attachment 2) be adopted by Council.
- 2 The Wollongong Climate Change Adaptation Plan be submitted to the Global Covenant of Mayors for Climate and Energy (GCoM) and recognition be sought for compliance with our initial GCoM commitments.
- 3 The Plan be reviewed and updated within the next term of Council.

ITEM 2 - POST EXHIBITION - COMMUNITY LAND PLAN OF MANAGEMENT (2022)

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

- 1 The Community Land Plan of Management (2022) incorporating minor amendments (Attachment 1) be adopted in accordance with Section 40 of the *Local Government Act 1993*.
- 2 The second bullet point on page 33 of the Community Land Plan of Management (2022), under "How do we know when we get there?" of the Natural Area Escarpment Subcategory Action Plan (Table 12) be amended to read "Escarpment users will appreciate and respect its natural values and only use Council, NPWS or landowner approved trails. Illegal trails will be closed and rehabilitated. Dumping of cars and other rubbish will cease. Invasive species will be eliminated".

ITEM 3 - LEASE OF MT KEIRA TELECOMMUNICATIONS TOWER TO TELSTRA

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 638)

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

- 1 Authority be granted for the lease to be entered into for Part Lot 1 DP875991, Mt Keira Telecommunications Tower, Mt Keira Summit Park, Queen Elizabeth Drive, Mt Keira to Telstra for four consecutive terms of five years each (totalling 20 years) in accordance with the terms set out in this report.
- 2 Council delegate to the General Manager the authority to finalise and execute the lease 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 all documents relevant to this matter, should it be required to give effect to this resolution.

ITEM 4 - TENDER T1000043 - CONTINENTAL POOL INTAKE PIPELINES REPLACEMENT

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 638)

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 Dynamic Civil Pty Ltd for the replacement of the intake pipelines to the Continental Pools, in the sum of \$816,333.10, including GST.
- 2 The letter of award for the contract will be issued subject to Council receiving a NSW Crown Lands license for these works.
- 3 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.
- 4 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 5 - JANUARY 2022 FINANCIALS

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 638)

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 endorse the proposed changes to the Capital Budget for January 2022.

ITEM 6 - STATEMENT OF INVESTMENT - JANUARY 2022

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 638)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that Council receive the Statement of Investment for January 2022.

THE MEETING CONCLUDED AT 7:22 PM

Confirmed as a correct record of proceedings at the Ordinary Meeting of the Council of the City of Wollongong held on Monday 4 April 2022.

Chairperson