



## MINUTES

# ORDINARY MEETING OF COUNCIL

at 6:00 PM

Monday 28 October 2024

### Present

Lord Mayor – Councillor Tania Brown (in the Chair)  
Deputy Lord Mayor – Councillor Linda Campbell  
Councillor Andrew Anthony  
Councillor David Brown  
Councillor Kit Docker  
Councillor Dan Hayes  
Councillor Ann Martin  
Councillor Richard Martin  
Councillor Ryan Morris  
Councillor Tiana Myers  
Councillor Thomas Quinn  
Councillor Deidre Stuart  
Councillor Jess Whittaker

### In Attendance

General Manager  
Director Infrastructure + Works, Connectivity Assets + Liveable City  
Director Planning + Environment, Future City + Neighbourhoods  
Director Corporate Services, Connected + Engaged City  
Director Community Services, Creative + Innovative City  
Chief Financial Officer  
Manager Customer + Business Integrity  
Manager Sport + Recreation  
Manager Commercial Operations + Property (Attended via audio-visual link)  
Manager City Strategy  
Manager Regulation + Enforcement  
Manager Project Delivery (Acting)  
Manager City Works  
Manager Infrastructure Strategy + Planning  
Manager Community Culture + Engagement  
Manager Libraries + Community Services  
Land Use Planning Manager  
Greg Doyle  
Joanne Page  
Linda Davis  
Renee Campbell  
Kerry Hunt  
Brian Jenkins  
Todd Hopwood  
Mark Berriman  
Lani Richardson  
Chris Stewart  
Corey Stoneham  
Jeremy Morgan  
Roger Stewardson  
Nathan McBriarty  
Sue Savage  
Sarah Taylor  
David Green

Note: In accordance with the Code of Meeting Practice, participants in the meeting can participate via audio-visual link. Those who participated via audio-visual link are indicated in the attendance section of the Minutes.

# INDEX

	PAGE NO.
ITEM A Lord Mayoral Minute - Culture Mix.....	2
ITEM 1 Annual Financial Statements for the Year Ended 30 June 2024.....	2
ITEM 2 Public Exhibition - Draft Wollongong Development Control Plan (DCP) 2009 - Chapter A1 Introduction .....	2
ITEM 3 Public Exhibition - Draft Councillor Expenses, Support and Facilities Policy.....	3
ITEM 4 Post Exhibition - Privacy Management Plan .....	3
ITEM 5 Post Exhibition - Helensburgh Community Rooms - Proposed Fees and Charges 2024/2025 .....	3
ITEM 6 Councillor Attendance at the Local Government NSW Annual Conference - Tamworth 17-19 November 2024.....	3
ITEM 7 Tender T1000144 - West Dapto Road Upgrade Stages 1A and 2-4 .....	4
ITEM 8 Tender T1000154 - Panel for Councils Project Waste Material - Replenish.....	4
ITEM 9 Code of Conduct - Complaint Statistics Report 2023-24.....	5
ITEM 10 Annual Tabling of Returns of Disclosures of Pecuniary Interests and Other Matters 2023-2024.....	5
ITEM 11 September 2024 Financials.....	5
ITEM 12 Statements of Investment - July to September 2024 .....	5
ITEM 13 Notice of Motion - Councillor Kit Docker - Council Support for Frontline Homelessness Services .....	5
ITEM 14 Question With Notice - Parking / No Stopping Penalty Infringement Notices.....	6

## CONFLICTS OF INTERESTS

Councillor Ann Martin declared a non-significant, non-pecuniary interest in Item 2 - Public Exhibition - Draft Wollongong Development Control Plan (DCP) 2009 - Chapter A1 Introduction, due to her employment at the Department of Planning and Environment. As she has no involvement in planning matters related to the Wollongong LGA, Councillor A Martin advised she would remain in the meeting during debate and voting on the item.

Councillor Morris declared a non-significant, non-pecuniary interest in the Public Access address. Councillor Morris advised he would depart the meeting during this presentation.

Councillor Docker declared a non-significant, non-pecuniary interest in Item 13 - Notice of Motion - Councillor Kit Docker - Council Support for Frontline Homelessness Services, as he volunteers at the Wollongong Homeless Hub. Councillor Docker advised he would remain in the meeting during debate and voting on the item.

## PETITIONS – WOONONA FOOTPATHS AND STREAM HILL DOG PARK

Councillor Richard Martin tabled a petition from 127 Woonona residents, seeking the support of council to create a safer community by introducing footpaths on Balmer Crescent and Stephen Drive Woonona.

Councillor Myers tabled a petition from 380 Kembla Grange and Stream Hill residents, advocating for the establishment of a fenced dog area in Stane Dyke Park, Stream Hill.

## CONFIRMATION OF MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON MONDAY, 12 AUGUST 2024

**1004 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Campbell that the Minutes of the Ordinary Meeting of Council held on Monday, 12 August 2024 (a copy having been circulated to Councillors) be taken as read and confirmed.

## CONFIRMATION OF MINUTES OF EXTRAORDINARY MEETING OF COUNCIL HELD ON MONDAY, 14 OCTOBER 2024

**1005 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Docker that the Minutes of the Extraordinary Meeting of Council held on Monday, 14 October 2024 (a copy having been circulated to Councillors) be taken as read and confirmed.

## PUBLIC ACCESS FORUM

ITEM NO	TITLE	NAME OF SPEAKER
NON-AGENDA ITEM	REQUEST FOR FOOTPATHS IN BALMER STREET NEIGHBORHOOD, WOONONA	KRISTINA DAMEGLIO
NON-AGENDA ITEM	GRAND PACIFIC WALK – YURUGA STREET AND SURROUNDS	NICHOLAS MAYTOM

## DEPARTURE OF COUNCILLOR

Due to a disclosed conflict of interest, Councillor Morris departed the meeting at 6:10 pm and was not present for the Public Access presentation on the Grand Pacific Walk – Yuruga Street and Surrounds. Councillor Morris returned to the meeting at 6:17 pm at the conclusion of the Public Access Forum.

**1006 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Campbell that all speakers be thanked for their presentation and invited to table their notes.

A PROCEDURAL MOTION was MOVED by Councillor D Brown seconded Councillor A Martin that Item 1 be considered as the next item of business, preceded by a presentation from the auditors.

#### **ITEM 1 - ANNUAL FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2024**

**1007 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Docker that -

- 1 The Financial Statements Executive Summary and Financial Commentary be endorsed for inclusion in the Annual Financial Statements.
- 2 The Annual Financial Statements be endorsed, and an opinion be formed in the prescribed format (as per Attachments 2 and 3) on the General Purpose Financial Statement and the Special Purpose Financial Statement.
- 3 The audited Financial Statements and the Auditor's report be presented to the public at the Council meeting of 25 November 2024.
- 4 That the guest speakers from the auditors be thanked for their presentations.

#### **CALL OF THE AGENDA**

**1008 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Myers that the staff recommendations for Items 5, 7 and 8 then 10 and 12 be adopted as a block.

#### **ITEM A - LORD MAYORAL MINUTE - CULTURE MIX**

**1009 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor T Brown that Wollongong City Council –

- 1 Acknowledge and thank the staff, volunteers and community groups who contributed to the outstanding Culture Mix event on 19 October 2024.
- 2 Write to the NSW Minister for Multiculturalism to –
  - a thank the NSW Government for supporting Culture Mix in 2023 and 2024; and
  - b request advice on NSW Government funding opportunities to support future Culture Mix events.

#### **ITEM 2 - PUBLIC EXHIBITION - DRAFT WOLLONGONG DEVELOPMENT CONTROL PLAN (DCP) 2009 - CHAPTER A1 INTRODUCTION**

**1010 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Campbell

- 1 The draft Wollongong Development Control Plan 2009 – Chapter A1 Introduction be exhibited for a minimum of 28 days.
- 2 Following the exhibition period, a report outlining the submissions received from the public exhibition process be prepared for Council's consideration.

### **ITEM 3 - PUBLIC EXHIBITION - DRAFT COUNCILLOR EXPENSES, SUPPORT AND FACILITIES POLICY**

**1011** **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Hayes that -

- 1 Council provide in principle support for the updated provisions of the Councillor Expenses, Support and Facilities Policy and endorse the draft policy to be placed on public exhibition for a period of not less than 28 days, inviting submissions from the public.
- 2 Prior to being placed on exhibition, clause 6.48 of the policy be updated to ensure that the clause clearly states that when a Councillor cannot attend their official duties due to care requirements for an elderly, infirm or disabled family member, they can be reimbursed for costs for specialist care to allow them to attend to their duties.
- 3 Council receive a further report on the Councillor Expenses, Support and Facilities Policy, including a summary of any submissions received prior to formal adoption of the Policy.

*Variation* The variation moved by Councillor Stuart (The addition of a new Point 2 and moving the printed Point 2 to Point 3.) was accepted by the mover and seconder.

### **ITEM 4 - POST EXHIBITION - PRIVACY MANAGEMENT PLAN**

**1012** **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Hayes seconded Councillor Morris that -

- 1 The Privacy Management Plan be adopted.
- 2 In accordance with s33(5) of the PPIP Act a copy of the updated Privacy Management Plan be forwarded to the NSW Privacy Commissioner.

### **ITEM 5 - POST EXHIBITION - HELENSBURGH COMMUNITY ROOMS - PROPOSED FEES AND CHARGES 2024/2025**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 1008)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Myers that Council adopt the Helensburgh Community Rooms – Proposed Fees and Charges 2024/2025.

### **ITEM 6 - COUNCILLOR ATTENDANCE AT THE LOCAL GOVERNMENT NSW ANNUAL CONFERENCE - TAMWORTH 17-19 NOVEMBER 2024**

**1013** **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Campbell that -

- 1 Council nominate the Lord Mayor, Councillors Quinn, D Brown, A Martin, Whittaker, Myers and Stuart to be voting delegates to the Local Government NSW Annual Conference, to be held in Tamworth from 17-19 November 2024.
- 2 Council delegate to the General Manager authority to approve attendance of any additional Councillors requesting to attend the Conference, over and above the nominated voting delegates.

## **ITEM 7 - TENDER T1000144 - WEST DAPTO ROAD UPGRADE STAGES 1A AND 2-4**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 1008)

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

- 1 In accordance with Section 178(1)(b) of the Local Government (General) Regulation 2021, Council decline to accept any of the tenders received for West Dapto Road Upgrade Stages 1A and 2-4.
- 2 In accordance with Section 178(3)(e) of the Local Government (General) Regulation 2021 Council resolve to enter into negotiations with one or all of the tenderers with a view to entering into a contract in relation to the subject matter of the tender.
- 3 In accordance with Section 178(4) of the Local Government (General) Regulation 2021, the reason for Council declining to invite fresh tenders on the basis that the time may impact funding conditions for the works and 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.
- 4 Council delegate to the General Manager the authority to undertake and finalise the negotiations, with the tenderers with a view to entering into a contract in relation to the subject matter of the tender.
- 5 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 8 - TENDER T1000154 - PANEL FOR COUNCILS PROJECT WASTE MATERIAL - REPLENISH**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 1008)

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

- 1 (a) In accordance with Section 178(1)(a) of the Local Government (General) Regulation 2021, Council accepts the tender of suppliers marked as successful under Table 1 sub panels A1: Disposal of Construction Waste Material, A5: Hazardous Waste, A6: Restricted Waste and A7: Dead Animals as schedule of rates contracts.  
  
(b) In accordance with Section 178(1)(b) of the Local Government (General) Regulation 2021, Council decline to accept any of the tenders received for Table 1 sub panels A2: Reuse and Recycle of Asphalt Profilings and Excavated Material and A4: Purchase of Recycled Materials 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.  
  
(c) In accordance with clause 178(4) of the Local Government (General) Regulation 2021 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 for sub panels A2 and A4 as it is anticipated that a satisfactory outcome can be achieved with one of those contractors who demonstrate a capacity and ability to undertake the works.  
  
(d) In accordance with Section 178(1)(b) of the Local Government (General) Regulation 2021, Council decline to accept any of the tenders received for Table 1 sub panels A3: Asbestos Collection, Disposal and Site Remediation and A8: Pollution Control as no conforming tenderers were received.
- 2 The contract be awarded to align with the existing CN100966, for an initial term of 2.5 years plus 2 optional extensions of 1 year for a maximum term of 5 years. Any such extensions being exercised at the sole discretion of Council.

- 3 (a) Council delegate to the General Manager the authority to finalise and execute the contracts and any other documentation required to give effect to this resolution.  
(b) Council delegate to the General Manager the authority to undertake and finalise the negotiations under sub panels A2 and A4, firstly with the current 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.
- 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 9 - CODE OF CONDUCT - COMPLAINT STATISTICS REPORT 2023-24**

- 1014 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Hayes seconded Councillor R Martin that the report on Code of Conduct complaint statistics for 2023-2024 be received and noted.

#### **ITEM 10 - ANNUAL TABLING OF RETURNS OF DISCLOSURES OF PECUNIARY INTERESTS AND OTHER MATTERS 2023-2024**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 1008)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Myers that Council note the tabling of Annual Returns of Disclosure of Pecuniary Interests and Other Matters as required by Clause 4.26 of the Model Code of Conduct for Local Councils in NSW.

#### **ITEM 11 - SEPTEMBER 2024 FINANCIALS**

- 1015 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Hayes seconded Councillor R Martin that the financials be received and noted.

#### **ITEM 12 - STATEMENTS OF INVESTMENT - JULY TO SEPTEMBER 2024**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 1008)

**COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Myers that Council receives the Statements of Investment for July, August and September 2024.

#### **ITEM 13 - NOTICE OF MOTION - COUNCILLOR KIT DOCKER - COUNCIL SUPPORT FOR FRONTLINE HOMELESSNESS SERVICES**

- 1016 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Docker seconded Councillor Anthony that an information note be prepared or a Councillor briefing held that –

- 1 Outlines all Council's policies and procedures relating to homelessness and any current Council programs or partnerships with service providers in the sector.
- 2 Updates Council's offer to pilot 'Meanwhile Use and Temporary Accommodation' at two sites, as described in the Wollongong Housing Strategy - action point H4.
- 3 Updates any successes in lobbying developers and landlords to make available land for 'Meanwhile Use and Temporary Accommodation', as per action point H.5.
- 4 Updates on advocacy for additional State funding for the emergency housing sector, as per action point H3.
- 5 Includes any current State or Federal Government initiatives to combat homelessness that council may adopt or options to partner with agencies (such as Homes NSW) to further the aims of the Wollongong Housing Strategy.'

- 6 That Council convene a round table with local service providers to discuss issues confronting the sector

*Variation The variation moved by Councillor D Brown (the MOTION to read:*

*That an information note be prepared or a Councillor briefing held that -*

- 1 *Outlines all Council's policies and procedures relating to homelessness and any current Council programs or partnerships with service providers in the sector.*
- 2 *Updates Council's offer to pilot 'Meanwhile Use and Temporary Accommodation' at two sites, as described in the Wollongong Housing Strategy - action point H4.*
- 3 *Updates any successes in lobbying developers and landlords to make available land for 'Meanwhile Use and Temporary Accommodation', as per action point H.5.*
- 4 *Updates on advocacy for additional State funding for the emergency housing sector, as per action point H3.*
- 5 *Includes any current State or Federal Government initiatives to combat homelessness that council may adopt or options to partner with agencies (such as Homes NSW) to further the aims of the Wollongong Housing Strategy.'*
- 6 *That Council convene a round table with local service providers to discuss issues confronting the sector)*

*was accepted by the mover and seconder.*

Original motion prior to variation:

That –

- 1 A review be undertaken of council's Protocol for Homeless People in Public Places with a view to investigate measures that could be undertaken by council to support local frontline homelessness services. In addition, council to consider how it can better support the processing of development applications.
- 2 As part of their review, staff are to consult directly with local support providers.
- 3 The findings of this review be delivered to councillors via a briefing by no later than 10 February 2025.

#### **ITEM 14 - QUESTION WITH NOTICE - PARKING / NO STOPPING PENALTY INFRINGEMENT NOTICES**

**1017** **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Hayes seconded Councillor D Brown that the information provided be received and noted.

#### **THE MEETING CONCLUDED AT 7:23 PM**

---

Confirmed as a correct record of proceedings at the Ordinary Meeting of the Council of the City of Wollongong held on Monday 25 November 2024.

---

Chairperson