



MINUTES

ORDINARY MEETING OF COUNCIL

at 6:00 PM

Monday 25 November 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 (Acting)
Chief Financial Officer
Manager Customer + Business Integrity (Returning Officer)
Manager Commercial Operations + Property
Manager City Strategy
Manager Regulation + Enforcement
Manager Project Delivery (Acting)
Manager Infrastructure Strategy + Planning
Manager Open Space + Environmental Services
Manager Community Culture + Engagement
Land Use Planning Manager

Greg Doyle
Joanne Page
Linda Davis
Renee Campbell
Mark Berriman
Brian Jenkins
Todd Hopwood
Lani Richardson
Chris Stewart
Corey Stoneham
Jeremy Morgan
Nathan McBriarty
Paul Tracey
Sue Savage
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.

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CONFLICTS OF INTERESTS

Councillor Ann Martin declared a non-significant, non-pecuniary interest in Item 5 - Public Exhibition - Planning Proposal Request - Forest Reach Minor Amendments PP-2024/2, Item 6 - Public Exhibition - Planning Proposal Request - Irvine Street, Madoline Street, Sidney Street, Paulsgrove Street, Hoskins Street, Leahy Crescent, Spearing Parade and Murphys Avenue, Gwynneville and Item 7 - Post Exhibition - Wollongong Development Control Plan D16 - West Dapto Release Area - West Dapto Centres Master Plan, 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 items.

Councillor Anthony declared a non-significant, non-pecuniary interest in Item 6 - Public Exhibition - Planning Proposal Request - Irvine Street, Madoline Street, Sidney Street, Paulsgrove Street, Hoskins Street, Leahy Crescent, Spearing Parade and Murphys Avenue, Gwynneville, as he made a submission to the Planning Proposal. Councillor Anthony advised he would remain in the meeting during debate and voting on the item.

Councillor Hayes declared a non-significant, non-pecuniary interest in Item 6 - Public Exhibition - Planning Proposal Request - Irvine Street, Madoline Street, Sidney Street, Paulsgrove Street, Hoskins Street, Leahy Crescent, Spearing Parade and Murphys Avenue, Gwynneville. Councillor Hayes advised he would remain in the meeting during debate and voting on the item.

Councillor Quinn declared a non-significant, non-pecuniary interest in Item 6 - Public Exhibition - Planning Proposal Request - Irvine Street, Madoline Street, Sidney Street, Paulsgrove Street, Hoskins Street, Leahy Crescent, Spearing Parade and Murphys Avenue, Gwynneville. Councillor Quinn advised he would remain in the meeting during debate and voting on the item.

Councillor Whittaker declared a non-significant, non-pecuniary interest in Item 15 - Notice of Motion - Councillor Jess Whittaker - Local Food Systems, as she is an organiser for the Port Kembla Crop Swap. As the item is in relation to local food initiatives across the whole LGA, Councillor Whittaker advised she would remain in the meeting during debate and voting on the item.

CONFIRMATION OF MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON MONDAY, 28 OCTOBER 2024

1018 **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Stuart that the Minutes of the Ordinary Meeting of Council held on Monday, 28 October 2024 (a copy having been circulated to Councillors) be taken as read and confirmed.

PUBLIC ACCESS FORUM

ITEM NO	TITLE	NAME OF SPEAKER
A	LORD MAYORAL MINUTE - ESTABLISHING A CRUISE TERMINAL AT PORT KEMBLA	RYAN AITCHISON BUSINESS ILLAWARRA REGIONAL ADVISORY COUNCIL FOR RECOMMENDATION

B	LORD MAYORAL MINUTE - ALEX VOLKANOVSKI - KEYS TO THE CITY	NIKKI AITCHISON THE ILLAWARRA HOTEL FOR RECOMMENDATION
5	PUBLIC EXHIBITION - PLANNING PROPOSAL REQUEST - FOREST REACH MINOR AMENDMENTS PP-2024/2	MATT COOPER GLN PLANNING FOR RECOMMENDATION
6	PUBLIC EXHIBITION - PLANNING PROPOSAL REQUEST - IRVINE STREET, MADOLINE STREET, SIDNEY STREET, PAULSGROVE STREET, HOSKINS STREET, LEAHY CRESCENT, SPEARING PARADE AND MURPHYS AVENUE, GWYNNEVILLE	JOHN FALLON HOMES NSW FOR RECOMMENDATION
15	NOTICE OF MOTION - COUNCILLOR JESS WHITTAKER - LOCAL FOOD SYSTEMS	SUZY PICKLES UOW (PHD CANDIDATE), FOODTALKS ILLAWARRA, BULLI CROP SWAP FOR RECOMMENDATION
NON-AGENDA ITEM	PORT HEDLAND COUNCIL (WA) MOTION 11.10	SHARON COUSINS

1019 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.

CALL OF THE AGENDA

1020 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Campbell that the staff recommendations for Items 3 to 5 inclusive, 7 and 10 to 14 inclusive be adopted as a block.

ITEM A - LORD MAYORAL MINUTE - ESTABLISHING A CRUISE TERMINAL AT PORT KEMBLA

1021 COUNCIL'S RESOLUTION - RESOLVED on the motion of Lord Mayor Tania Brown that Wollongong City Council –

- 1 Provide a submission to the Cruising Industry Advisory Panel to highlight Port Kembla as the most suitable location for a new cruise terminal in NSW.
- 2 Request that the Illawarra Shoalhaven Joint Organisation make a submission to the Cruising Industry Advisory Panel outlining the significant regional economic benefits of establishing a cruise terminal at Port Kembla.

Councillors Hayes, R Martin, Quinn, D Brown, Myers, A Martin, Campbell, Anthony, Morris, T Brown

In favour

Against

Councillors Whittaker, Docker and Stuart

ITEM B - LORD MAYORAL MINUTE - ALEX VOLKANOVSKI - KEYS TO THE CITY

1022 **COUNCIL'S RESOLUTION** - RESOLVED on the motion of Lord Mayor Tania Brown that the City of Wollongong, in line with our Community Recognition Policy, bestow the Keys to the City on Mr Alex Volkanovski in recognition of his contribution to raising Wollongong's profile on the world stage, his valuable support for local charities and awareness campaigns, and his outstanding sporting achievements including winning six UFC World Championship titles.

In favour

Councillors Hayes, R Martin, Quinn, D Brown, Myers, A Martin, Campbell, Anthony, Docker, Morris and T Brown

Against

Councillors Whittaker and Stuart

A PROCEDURAL MOTION was MOVED by Councillor Anthony seconded Councillor Docker that Councillor Stuart be granted an additional 1 minutes to address the meeting in relation to Item B.

ITEM 1 - DRAFT STATE OF OUR CITY REPORT JULY 2022-JUNE 2024

1023 **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Campbell that the draft State of our City Report July 2022-June 2024 be endorsed.

ITEM 2 - DRAFT WOLLONGONG CITY COUNCIL ANNUAL REPORT 2023-2024

1024 **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Campbell seconded Councillor D Brown that the draft Wollongong City Council Annual Report 2023-2024 and Attachment A Financial Statements be endorsed.

ITEM 3 - ANNUAL FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2024

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 1020)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Campbell that the audited Annual Financial Statements for the year ended 30 June 2024, together with the Auditor's report, be presented to the public.

ITEM 4 - DRAFT QUARTERLY REVIEW STATEMENT SEPTEMBER 2024

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 1020)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Campbell that the draft Quarterly Review Statement September 2024 be adopted.

ITEM 5 - PUBLIC EXHIBITION - PLANNING PROPOSAL REQUEST - FOREST REACH MINOR AMENDMENTS PP-2024/2

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 1020)

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

- 1 A Planning Proposal be prepared for the Forest Reach Estate, Horsley and Huntley, to amend the Land Use Zoning, Floor Space Ratio, Minimum Lot Size, Heritage and Land Reservation Acquisition Maps, to reflect the approved subdivision layout.
- 2 The Planning Proposal be referred to the NSW Department of Planning, Housing and Infrastructure for a Gateway Determination and the preparation of an amendment to the Wollongong Local Environmental Plan (LEP) 2009.
- 2 To expedite the Planning Proposal, the NSW Department of Planning, Housing and Infrastructure be requested to authorise a minimum exhibition period of 14 days, as part of Gateway Determination.
- 3 Following the exhibition period, a report on submissions be prepared for Council's consideration.
- 4 The NSW Department of Planning, Housing and Infrastructure be advised that Council wishes to use its delegations to finalise the Planning Proposal.

ITEM 6 - PUBLIC EXHIBITION - PLANNING PROPOSAL REQUEST - IRVINE STREET, MADOLINE STREET, SIDNEY STREET, PAULSGROVE STREET, HOSKINS STREET, LEAHY CRESCENT, SPEARING PARADE AND MURPHYS AVENUE, GWYNNEVILLE

1025 **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Anthony that -

- 1 A Planning Proposal be prepared to rezone the precinct that includes Irvine Street, Madoline Street, Sidney Street, Paulsgrove Street, Hoskins Street, Leahy Crescent, Spearing Parade and Murphys Avenue, Gwynneville to R4 High Density Residential Development with bonus floor space ratio and building height controls if sites are amalgamated (Attachment 4).
- 2 The Planning Proposal be referred to the NSW Department of Planning, Housing and Infrastructure for a Gateway determination and the preparation of an amendment to the Wollongong Local Environmental Plan (LEP) 2009.
- 3 Homes NSW be requested to prepare a Traffic Management Plan, Active Transport Plan, Flood Impact and Risk Assessment (FIRA) and a comprehensive Community Engagement Strategy for the future development of the precinct to be exhibited with the Planning Proposal.
- 4 Following the Gateway determination, the Planning Proposal and supporting documentation be exhibited for a minimum period of six weeks (excluding the Christmas – New Year period).
- 5 Following the exhibition period, a report on submissions be prepared for Council's consideration.
- 6 The NSW Department of Planning, Housing and Infrastructure be advised that Council wishes to use its delegations to finalise the Planning Proposal.
- 7 Homes NSW be invited to work with Council officers to prepare a revised draft Wollongong Development Control Plan 2009 Chapter D22 Gwynneville Precinct to reflect the revised concept plan and other issues raised in this report, and be reported to Council for endorsement prior to exhibition.

- 8 In accordance with Council's Planning Agreement Policy, Homes NSW and Council officers discuss and prepare a draft Planning Agreement for the provision of infrastructure upgrades, 50% social and affordable housing on the "primary" and "secondary" key sites and developer contributions. The draft Planning Agreement be reported to Council prior to finalisation of the Planning Proposal, and if endorsed exhibited.
- 9 A draft Affordable Housing Contributions Plan be prepared for the precinct requiring the provision of 10% Affordable Rental Housing on the "private" key sites. The draft Affordable Housing Contributions Plan be reported to Council prior to finalisation of the Planning Proposal, and if endorsed exhibited.

ITEM 7 - POST EXHIBITION - WOLLONGONG DEVELOPMENT CONTROL PLAN D16 - WEST DAPTO RELEASE AREA - WEST DAPTO CENTRES MASTER PLAN

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 1020)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Campbell that the Wollongong Development Control Plan 2009 – Chapter D16 – West Dapto Release Area be adopted as amended (Attachment 1) and an adoption notice be published on Council's Website.

ITEM 8 - SUBMISSION TO THE OFFICE OF LOCAL GOVERNMENT - COUNCILLOR CONDUCT AND MEETING PRACTICES DISCUSSION PAPER

1026 **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Campbell that -

- 1 The Discussion Paper for the Councillor conduct and meeting practices framework be noted.
- 2 The General Manager be authorised to finalise the draft submission (Attachment 1) and forward it to the Office of Local Government for their consideration.

ITEM 9 - APPOINTMENT OF COUNCILLOR DELEGATES TO COMMITTEES AND EXTERNAL BODIES

1027 **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Docker that -

- 1 The Charter of the Sport Facilities and Reference Group be expanded to include four councillor representatives.
- 2 Councillor representatives be appointed to the following groups and committees as detailed:

Performance Review Committee (Moved Cr Quinn, Seconded Cr Morris)

- Cr Tania Brown (LM) (Chair)
- Cr Linda Campbell (DLM)
- Cr Kit Docker

West Dapto Review Committee (Moved Cr Hayes, Seconded Cr Whittaker)

- Cr Tania Brown (LM) (Chair)
- Cr Linda Campbell (DLM)
- Cr Ann Martin
- Cr Deidre Stuart
- Cr Tiana Myers

Northern Area Floodplain Risk Management Committee
(Moved Cr Docker, Seconded Cr Campbell)

- Cr Richard Martin (Chair)
- Cr Ryan Morris
- Cr Jess Whittaker

Central Area Floodplain Risk Management Committee
(Moved Cr Myers, Seconded Cr R Martin)

- Cr Thomas Quinn (Chair)
- Cr Andrew Anthony
- Cr Kit Docker

Southern Area Floodplain Risk Management Committee
(Moved Cr Morris, Seconded Cr Campbell)

- Cr Tiana Myers (Chair)
- Cr Ann Martin
- Cr Deidre Stuart

Illawarra Shoalhaven Joint Organisation (Moved Cr R Martin, Seconded Cr Stuart)

- Cr Tania Brown (LM)
- Cr David Brown

Illawarra Bushfire Management Committee (Moved Cr Hayes, Seconded Cr Docker)

- Cr David Brown

Illawarra District Weeds Authority (Moved Cr Hayes, Seconded Cr Morris)

- Cr Jess Whittaker

Illawarra Zone Liaison Committee – Rural Fire Service
(Moved Cr Stuart, Seconded Cr Docker)

- Cr Ryan Morris

Public Libraries NSW SE ZONE (Moved Cr Docker, Seconded Cr Stuart)

- Cr Linda Campbell

Aboriginal Reference Group (Moved Cr Stuart, Seconded Cr R Martin)

- Cr Jess Whittaker
- Cr Ann Martin

Heritage Reference Group (Moved Cr Campbell, Seconded Cr Stuart)

- Cr Ann Martin (Chair)
- Cr Ryan Morris

Sports and Facilities Reference Group (Moved Cr A Martin, Seconded Cr Stuart)

- Cr Linda Campbell (Chair)
- Cr Dan Hayes
- Cr Ryan Morris
- Cr Kit Docker

Lake Illawarra Coastal Management Plan Implementation Group
(Moved A Martin, Seconded Cr Hayes)

- Cr Ann Martin (Chair)
- Cr Deidre Stuart
- Cr Tiana Myers

Walking, Cycling and Mobility Reference Group (Moved Cr Hayes, Seconded Cr Morris)

- Cr Dan Hayes (Chair)
- Cr Tiana Myers
- Cr Jess Whittaker

City of Wollongong Awards Committee (Moved Cr Hayes, Seconded Cr R Martin)

- Cr Tania Brown (LM) (Chair)
- Cr Kit Docker

- 3 Where the number of nominations is greater than the number of available appointments, elections be held to fill any remaining vacancies, with the elections to be conducted by open means on a show of hands.
- 4 The General Manager be authorised to appoint staff to any groups or committees that continue to have vacancies following the election of Councillors.
- 5 The term of appointment to Internal Committees and External Organisations be for the term of Council.

The Lord Mayor handed proceedings over to the Returning Officer. Council's Public Officer, Todd Hopwood acted as Returning Officer.

As there were more nominations received than required delegates, the Returning Officer conducted elections for the following Committees and External Organisations:

- Audit Risk and Improvement Committee
 - One Councillor position available
 - Two nominations received from Cr Thomas Quinn and Cr Deidre Stuart
- Association of Mining and Energy Related Councils
 - Two Councillor positions available
 - Three nominations received from Cr Thomas Quinn, Cr Ryan Morris and Cr Deidre Stuart

Following the election the Returning Officer declared the following Councillors elected:

- Audit Risk and Improvement Committee – Cr Thomas Quinn
- Association of Mining and Energy Related Councils – Cr Thomas Quinn and Cr Deidre Stuart

ITEM 10 - PROPOSED ACQUISITION OF 42 MIRRABOOKA ROAD, LAKE HEIGHTS UNDER THE VOLUNTARY PURCHASE SCHEME FOR FLOOD AFFECTED PROPERTIES

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 1020)

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

- 1 Council authorise the acquisition of 42 Mirrabooka Road, Lake Heights, as shown on the black hatching on the attachment to this report subject to the following conditions:
 - a Funding be provided by the Department of Climate Change, Energy, the Environment and Water for two-thirds of the purchase price, two-thirds of the demolition costs and two-thirds of the reasonable legal and valuation fees.
 - b The remainder of the acquisition costs be provided from Council's Capital Budget Contingency.
- 2 Upon the acquisition being finalised, 42 Mirrabooka Road, Lake Heights, (Lot 334 DP 201106) be classified as Community land in accordance with the Local Government Act 1993.
- 3 Authority be granted to the Lord Mayor and the General Manager to sign any documentation necessary to finalise the acquisition and to affix the Common Seal of Council where necessary.

ITEM 11 - PROPOSED ACQUISITION OF 63 MIRRABOOKA ROAD, LAKE HEIGHTS UNDER THE VOLUNTARY PURCHASE SCHEME FOR FLOOD AFFECTED PROPERTIES

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 1020)

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

- 1 Council authorise the acquisition of 63 Mirrabooka Road, Lake Heights, as shown on the black hatching on the attachment to this report subject to the following conditions:
 - a Funding be provided by the Department of Climate Change, Energy, the Environment and Water for two-thirds of the purchase price, two-thirds of the demolition costs and two-thirds of the reasonable legal and valuation fees.
 - b The remainder of the acquisition costs be provided from Council's Capital Budget Contingency.
- 2 Upon the acquisition being finalised, 63 Mirrabooka Road, Lake Heights, (Lot 109 DP 201106) be classified as Community land in accordance with the Local Government Act 1993.
- 3 Authority be granted to the Lord Mayor and the General Manager to sign any documentation necessary to finalise the acquisition and to affix the Common Seal of Council where necessary.

ITEM 12 - OCTOBER 2024 FINANCIALS

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 1020)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Campbell that the financials be received and noted.

ITEM 13 - STATEMENT OF INVESTMENT - OCTOBER 2024

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 1020)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Campbell that Council receive the Statement of Investment for October 2024.

ITEM 14 - RETURNS OF DISCLOSURES OF PECUNIARY INTERESTS - NOVEMBER 2024

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 1020)

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

ITEM 15 - NOTICE OF MOTION - COUNCILLOR JESS WHITTAKER - LOCAL FOOD SYSTEMS

MOVED by Councillor Whittaker seconded Councillor Docker that -

- 1 Councillors receive a Briefing on the support offered thus far by council for local food systems in the Wollongong LGA and outcomes delivered in response to the Illawarra Regional Food Strategy (2013-2019) or related documents. The Briefing should include but not be limited to:
 - a A list of all the current active community gardens operating on public land in the LGA.
 - b Staff assistance that has been given to establishing community gardens on public land.
 - c The supply of plants, insurance, promotion or collaboration on community events relating to local food.
 - d Workshops relating to local food systems.
 - e Support for crop swaps, garden tours and farmers markets; and
 - f Any grants that council has offered to groups for local food related projects.
- 2 The briefing also include staff insights into the regulatory, approval or funding barriers which may deter local food initiatives from progressing.

Variation The variation moved by Councillor D Brown (the Motion read-

- 1 *Councillors receive a briefing or information note on delivery against the Action Plan of the Illawarra Regional Food Strategy by Council, or in partnership with the other bodies.*
- 2 *That the briefing or information note outline the possible future of the Illawarra Regional Food Strategy either in its present form or potentially as a policy for the ISJO.*
- 3 *Council reaffirms support for community gardens and the current policy review of them.)*

Was accepted by the mover and seconder.

1028 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor Whittaker seconded Councillor Docker that -

- 1 Councillors receive a briefing or information note on delivery against the Action Plan of the Illawarra Regional Food Strategy by Council, or in partnership with the other bodies.
- 2 That the briefing or information note outline the possible future of the Illawarra Regional Food Strategy either in its present form or potentially as a policy for the ISJO.
- 3 Council reaffirms support for community gardens and the current policy review of them.

THE MEETING CONCLUDED AT 8:07 PM

Confirmed as a correct record of proceedings at the Ordinary Meeting of the Council of the City of Wollongong held on Monday 16 December 2024.

Chairperson