

MINUTES

ORDINARY MEETING OF COUNCIL

at 6:03pm

Monday 29 June 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 Vania Brown
Councillor Jenelle Rimmer
Councillor John Dorahy
Councillor Leigh Colacino
Councillor Mithra Cox

In Attendance

Councillor Janice Kershaw

General Manager Grea Doyle Director Infrastructure + Works, Connectivity Assets + Liveable City Andrew Carfield Director Planning + Environment, Future City + Neighbourhoods Linda Davis Director Corporate Services, Connected + Engaged City Renee Campbell Director Community Services, Creative + Innovative City Kerry Hunt Manager Governance + Customer Service Todd Hopwood Chief Financial Officer Brian Jenkins Manager City Strategy Chris Stewart Manager City Works (Acting) Corey Stoneham Manager Project Delivery Glenn Whittaker Manager Infrastructure Strategy + Planning (Acting) Andrew Heaven Manager Open Space + Environmental Services Joanne Page Manager Community Cultural + Economic Development Sue Savage Manager Human Resources (Acting) Shaun Martin

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.



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CONFLICTS OF INTERESTS

Councillor Cox declared a pecuniary conflict of interest in Item 9, Post-Exhibition – Former Corrimal Coke Works Site – Heritage Planning Proposal, as she lives less than 300m from the site and it has the potential to affect land values. Councillor Cox advised she would not participate in the Public Access Forum presentations on the matter, nor debate and voting on the item.

Councillor T Brown declared a non-pecuniary, non-significant, perceived conflict of interest in both Item 1, Post Exhibition – Delivery Program 2018-2022 and Operational Plan 2020-2021 – Our Wollongong 2028 and Item 5, Public Exhibition – Draft Cycling Strategy 2030 as her employer, the University of Wollongong, and Council, are research collaborators in the Smart City space. Councillor T Brown advised she would remain in the meeting during debate and voting on the item.

Councillor Martin declared a non-pecuniary, significant conflict of interest in Item 1, Post Exhibition – Delivery Program 2018-2022 and Operational Plan 2020-2021 – Our Wollongong 2028, as she is Chairperson of Our Community Project who operate under license the Port Kembla Community Centre which is the subject of a number of submissions in respect to the upgrade of the Kitchen. Councillor Martin advised she would not participate in any debate on this matter however will be present for voting on the item.

At this stage, prior to the Confirmation of Minutes, Councillor Kershaw joined the electronic meeting, the time being 6:05pm.

CONFIRMATION OF MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON MONDAY, 25 MAY 2020



COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Kershaw that the Minutes of the Ordinary Meeting of Council held on Monday, 25 May 2020 (a copy having been circulated to Councillors) be taken as read and confirmed.

PUBLIC ACCESS FORUM

ITEM	TITLE	NAME OF SPEAKER
1	Post Exhibition – Delivery Program 2018-2022 and Operational Plan 2020-2021 – Our Wollongong 2028	Claudia Perry-Beltrane Climate Citizen Lobby For Recommendation
4	Public Exhibition – Draft Climate Change Mitigation Plan	Isabella Gould The Illawarra Climate Coalition For Recommendation
5	Public Exhibition – Draft Cycling Strategy 2030	John Armstrong Illawarra Academy of Sport For Recommendation

DEPARTURE OF COUNCILLOR

Due to a disclosed conflict of interest, Councillor Cox did not participate in the Public Access Forum speakers addressing Council in relation to Item 9 from 6:28pm. Councillor Cox rejoined the meeting at 6:44pm.



9	Post Exhibition – Former Corrimal Coke Works Site – Heritage Planning Proposal	Kate Strahorn Illawarra Coke Company Pty Ltd
		Against Recommendation
9	Post Exhibition – Former Corrimal Coke Works Site – Heritage Planning Proposal	Fiona Reynolds National Trust – Illawarra Shoalhaven Branch
		For Recommendation
10	Planning Proposal – 3-13 Short Street, 312-324 Princes Highway, Corrimal and 15 Short Street, Corrimal	Patrick Hall Lederer Group For Recommendation

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

CALL OF THE AGENDA

OUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that the staff recommendations for Items 2, 3, 7 then 11 to 26 be adopted as a block.

ITEM A - LORD MAYORAL MINUTE - RECOGNISING THE ACHIEVEMENTS OF RICHARD TOGNETTI WITH KEYS TO THE CITY

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor Bradbery that Wollongong City Council award the Keys to the City of Wollongong to Richard Leo Tognetti in recognition of his connection to Wollongong and the outstanding contribution he has made to the performing arts especially music, nationally and internationally.

ITEM B - LORD MAYORAL MINUTE - RELEASE OF LIGHTER THAN AIR GAS FILLED BALLOONS

- 396 COUNCIL'S RESOLUTION RESOLVED UNANIMOUSLY on the motion of Councillor Bradbery that -
 - 1 Council write to all local Funeral Directors requesting that they inform those arranging funerals and post funeral memorial ceremonies about restrictions regarding the release of `lighter than air' gas filled balloons. The correspondence should
 - a Advise that under the Protection of the Environment Operations Act 1997 it is an offense to release 20 or more balloons at or about the same time if the balloons are inflated with a lighter than air gas
 - b Highlight the severe impact that balloons and other single use plastics have on the environment, especially marine wildlife
 - c Encourage those wishing to commemorate the passing of a loved one to explore other environmentally friendly options such as releasing bubbles, lighting candles or scattering flower petals
 - d Advise that under Wollongong City Council's Single Use Plastics Management Policy, organisations or individuals organising events conducted on Council land, including cemeteries, must refrain from balloon use and distribution and comply with litter and environmental legislation.
 - 2 Council write to relevant State and Federal Ministers to request a review of regulations on the sale and use of helium and other lighter than air gasses, other than for scientific and non-environmentally detrimental commercial purposes, especially relating to balloons.



ITEM 1 - POST EXHIBITION - DELIVERY PROGRAM 2018-2022 AND OPERATIONAL PLAN 2020-2021 - OUR WOLLONGONG 2028

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

- 1 Council incorporate the changes recommended in this report for the following documents, and these documents be adopted:
 - a Delivery Program 2018-2022 and Operational Plan 2020-2021;
 - b Operational and Capital Budget 2020-2023;
 - c Revenue Policy, Fees and Charges 2020-2021;
 - d The Port Kembla Community Hall Kitchen and amenities be delivered in 2020-2021.
- Council makes the rates and charges for the period 1 July 2020 to 30 June 2021, outlined in the draft Revenue Policy 2020-2021 as amended in this report, including the general rate increase of 2.6% as determined by the Independent Pricing and Regulatory Tribunal (IPART).
- 3 The General Manager be authorised to make these changes to the endorsed draft Delivery Program 2018-2022 and Operational Plan 2020-2021, including attachments.

Variation The variation moved by Councillor Figliomeni (the addition of point 1d) was accepted by the mover and seconder.

ITEM 2 - POST EXHIBITION - WOLLONGONG LOCAL STRATEGIC PLANNING STATEMENT

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 394)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that the Wollongong Local Strategic Planning Statement be endorsed and loaded on to the NSW Department of Planning, Industry and Environment Planning Portal.

ITEM 3 - PUBLIC EXHIBITION - DRAFT SUSTAINABLE WOLLONGONG 2030: A CLIMATE HEALTHY CITY STRATEGY

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 394)

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

- 1 The draft Sustainable Wollongong 2030: A Climate Healthy City Strategy be placed on public exhibition for a period of 42 days.
- 2 Following public exhibition, a further report be provided to Council on the submissions received and any amendments proposed.



ITEM 4 - PUBLIC EXHIBITION - DRAFT CLIMATE CHANGE MITIGATION PLAN

- 398 COUNCIL'S RESOLUTION RESOLVED UNANIMOUSLY on the motion of Councillor Cox seconded Councillor Martin that -
 - 1 The draft Climate Change Mitigation Action Plan be placed on public exhibition for a period of 42 days.
 - 2 Following public exhibition, a further report be provided to Council on the submissions received and any amendments proposed, seeking adoption of the plan.

A PROCEDURAL MOTION was MOVED by Councillor Martin seconded Councillor Walters that Councillor Colacino be granted an additional three (3) minutes to address the meeting in relation to Item 5.

ITEM 5 - PUBLIC EXHIBITION - DRAFT CYCLING STRATEGY 2030

- 399 COUNCIL'S RESOLUTION RESOLVED UNANIMOUSLY on the motion of Councillor Cox seconded Councillor Colacino that -
 - 1 The draft Cycling Strategy 2030 be placed on public exhibition for a period of 42 days.
 - 2 Following public exhibition, a further report be provided to Council on the submissions received and any amendments proposed, seeking adoption of the plan.

ITEM 6 - PUBLIC EXHIBITION - DRAFT DIVERSITY, INCLUSION AND BELONGING POLICY

- 400 COUNCIL'S RESOLUTION RESOLVED UNANIMOUSLY on the motion of Councillor T Brown seconded Councillor Rimmer that -
 - 1 The draft Diversity, Inclusion and Belonging Policy be placed on public exhibition.
 - 2 A further report be provided to Council at the conclusion of the exhibition period.

ITEM 7 - PUBLIC EXHIBITION - DRAFT DISABILITY INCLUSION ACTION PLAN 2020-2025

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 394)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that Council endorse the Draft Disability Inclusion Action Plan 2020-2025 for public exhibition from 1 July to 5 August 2020 inclusive.

ITEM 8 - PUBLIC EXHIBITION - DRAFT FRAMING OUR FUTURE, WOLLONGONG ART GALLERY STRATEGIC PLAN 2020-2025

- 401 COUNCIL'S RESOLUTION RESOLVED UNANIMOUSLY on the motion of Councillor Colacino seconded Councillor D Brown that -
 - 1 Council endorse the draft *Framing Our Future*, Wollongong Art Gallery Strategic Plan 2020-2025 for public exhibition from 2 July to 6 August 2020 inclusive.
 - 2 Council note the *Framing Our Future*, Wollongong Art Gallery Strategic Plan 2020-2025 Background Report.



DEPARTURE OF COUNCILLOR

Due to a disclosed conflict of interest, Councillor Cox advised at 8:37pm that she would not participate in the debate nor voting on Item 9. Councillor Cox re-joined the meeting at 8:52pm.

ITEM 9 - POST EXHIBITION - FORMER CORRIMAL COKE WORKS SITE - HERITAGE PLANNING PROPOSAL

- 402 COUNCIL'S RESOLUTION RESOLVED UNANIMOUSLY on the motion of Councillor Rimmer seconded Councillor Figliomeni that -
 - The draft Planning Proposal to list part of the former Corrimal Coke Works site as a local heritage item in the Wollongong Local Environmental Plan 2009 be progressed, by
 - a Amending Schedule 5 to identify the former Corrimal Coke Works site at 27 Railway Street Corrimal, Lot 1 DP 795791 and Lot 126 DP 598190, and as being of local significance
 - b Amending the Heritage Map to show the site as indicated in Attachment 4, being a reduced area from the area exhibited.
 - 2 The draft Planning Proposal be submitted to the NSW Department of Planning, Industry and Environment for review, finalisation and the preparation and approval of an amending Local Environmental Plan.

During debate and prior to voting on Item 10, due to connectivity issues, the electronic meeting was temporarily paused, the time being from 8:58pm to 9:08pm.

ITEM 10 - PLANNING PROPOSAL - 3-13 SHORT STREET, 312-324 PRINCES HIGHWAY, CORRIMAL AND 15 SHORT STREET, CORRIMAL

- 403 COUNCIL'S RESOLUTION RESOLVED UNANIMOUSLY on the motion of Councillor Kershaw seconded Councillor Rimmer that a draft Planning Proposal not be prepared for 3-13 Short Street, 312-324 Princes Highway Corrimal and 15 Short Street Corrimal and not be submitted to NSW Department of Planning, Industry and Environment for the following reasons -
 - 1 The size and bulk of the proposed development.
 - 2 No relationship between the proposal and the surrounding structures.
 - 3 The proposal requires substantial work and alteration to the riparian corridor.
 - 4 Proximity and overshadowing of a community facility being the Library and Community Centre.
 - 5 The site is categorised as a high flood risk.
 - 6 Increased traffic in an already congested area.
 - 7 Potential contamination on the site.
 - 8 a The original DA 1995/255 required the provision of carparking therefore the site is zoned SP2 infrastructure (carpark) for that purpose
 - Moving the required carparking spaces to the shopping centre site would require a multi-level carpark on either Railway Street, Princes Highway or Short Street, Corrimal which will destroy the amenity of that site with non-activity facing one or more of those streets.



ITEM 11 - POST EXHIBITION - FAIRY AND CABBAGE TREE CREEKS FLOOD STUDY 2020

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 394)

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

- 1 Council adopt the Fairy and Cabbage Tree Creeks Flood Study (2020).
- 2 Persons who made submissions be thanked and advised of Council's decision.

ITEM 12 - PUBLIC EXHIBITION - DRAFT REVISED WASTE AND RESOURCE RECOVERY - FEES AND EXEMPTIONS COUNCIL POLICY

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 394)

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

- 1 Council exhibit the draft Waste and Resource Recovery Fees and Exemptions Council Policy for 28 days which includes the changes outlined in Points 2 and 3.
- 2 In relation to Pensioner Concession Cardholder fee exemptions, Council
 - a Remove current fee exemptions for mixed general and green waste from 1 October 2020
 - b Develop an education program for Pensioner Concession Cardholders to promote the use of the Community Recycling Centre, Enhanced Waste Services and kerbside bulky Collections.
- 3 Council staff to support eligible Local Community Service Organisations through the development and implementation of Individualised Waste Management Plans to assist in waste reduction and increase diversion of material from landfill.

ITEM 13 - DRAFT RISK MANAGEMENT FRAMEWORK AND RISK APPETITE STATEMENT

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 394)

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

- 1 The Risk Appetite Statement be adopted.
- 2 The Draft Risk Management Framework be placed on public exhibition for a period of 28 days.
- 3 A further report be provided to Council at the conclusion of the exhibition period.

ITEM 14 - POST EXHIBITION - SUSTAINABLE PROCUREMENT POLICY (LOCAL CONTENT)

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 394)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that the updated Sustainable Procurement Policy be adopted.



ITEM 15 - TENDER T19/45 - LEVEL 2 STRUCTURAL CONDITION INSPECTIONS FOR WOLLONGONG CITY COUNCIL'S BRIDGE, BOARDWALK AND JETTY ASSETS

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 394)

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

- 1 In accordance with clause 178(1)(a) of the Local Government (General) Regulation 2005, Council accept the tender of ARRB Group Ltd for Level 2 Structural Condition Inspections, in the sum of \$166,000, excluding GST.
- 2 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.
- 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 16 - TENDER T20/05 - WHYTES GULLY LEACHATE TREATMENT SYSTEM OPERATIONS AND MAINTENANCE SERVICES

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 394)

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

- 1 In accordance with clause 178(1)(a) of the Local Government (General) Regulation 2005, Council accept the tender of JPG Pty Ltd for Whytes Gully Leachate Treatment System, in the sum of \$167,280 excluding GST.
- 2 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 17 - TENDER T20/12 - REVIEW OF THE FAIRY AND CABBAGE TREE CREEKS FLOODPLAIN RISK MANAGEMENT STUDY AND PLAN

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 394)

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

- In accordance with clause 178(1)(a) of the Local Government (General) Regulation 2005, Council accept the tender of Advisian for the Review of the Fairy and Cabbage Tree Creeks Floodplain Risk Management Study and Plan, in the sum of \$159,925, excluding GST.
- 2 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.
- 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 18 - TENDER T20/16 - TOWRADGI SURF LIFE SAVING CLUB AMENITIES REFURBISHMENT

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 394)

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

- In accordance with clause 178(1)(a) of the Local Government (General) Regulation 2005, Council accept the tender of Project Coordination (Australia) Pty Ltd for the Towradgi Surf Life Saving Club Amenities Refurbishment, in the sum of \$287,090.00, excluding GST.
- 2 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.
- 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 19 - PROPOSED DEDICATION OF BALFOUR ROAD, AUSTINMER

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 394)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that in accordance with Section 16 of the Roads Act 1993, Council approve the dedication of Balfour Road, Austinmer as shown hatched on Attachment 1 as public road, and action be taken to dedicate the road by the placement of a notice in the NSW Government Gazette.

ITEM 20 - PRIVATE LEASES OVER CROWN LAND REQUIRING WRITE OFF OF COUNCIL RATES

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 394)

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

- 1 Council approves the writing off of land rates and charges totalling \$48,374.73 on Assessment N° 214845-5.
- 2 Council approves the writing off of land rates and charges totalling \$14,891.16 on Assessment No 76160-6.
- 3 Council approves the writing off of land rates and charges totalling \$2,580.93 on Assessment No 80231-9.



ITEM 21 - LOCAL GOVERNMENT REMUNERATION TRIBUNAL - ANNUAL FEES PAYABLE TO LORD MAYOR AND COUNCILLORS 1 JULY 2020 TO 30 JUNE 2021

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 394)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that Wollongong City Council -

- 1 Set the annual fees payable for the period 1 July 2020 to 30 June 2021 at:
 - a \$32,040.00 for each Councillor including the Lord Mayor, and
 - b \$99,800.00 additional fee for the Lord Mayor
- 2 Note the annual fees represent no increase from the 2019-2020 year.

ITEM 22 - MAY 2020 FINANCIALS

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 394)

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

- 1 The financials be received and noted.
- 2 Council approves the proposed changes to the Capital Budget.

ITEM 23 - STATEMENT OF INVESTMENT - MAY 2020

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 394)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that Council receive the Statement of Investment for May 2020.

ITEM 24 - BI-MONTHLY RETURNS OF DISCLOSURES OF PECUNIARY INTERESTS AND OTHER MATTERS - JUNE 2020

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 394)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that Council note the tabling of the Returns of Disclosures of Interest as required by Part 4 of the Model Code of Conduct.

ITEM 25 - CITY OF WOLLONGONG TRAFFIC COMMITTEE MINUTES OF MEETING HELD 20 MAY 2020

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 394)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that in accordance with powers delegated to Council, the Minutes and Recommendation related to Regulation of Traffic, of the City of Wollongong Traffic Committee held on 20 May 2020, be adopted.



ITEM 26 - NOTICE OF MOTION - COUNCILLOR DOM FIGLIOMENI - SYDNEY WATER PORT KEMBLA SEWAGE TREATMENT PLANT

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 394)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that the Lord Mayor write to the Chair of Sydney Water, Bruce Morgan, acknowledging the excellent community facilities provided at Hill 60 as part of upgrade to the Port Kembla Sewage Treatment Plant.

THE MEETING CONCLUDED AT 9:11 PM						
Confirmed as a correct record of proceedings at the Or Wollongong held on Monday 20 July 2020.	dinary Meeting of the Council of the City of					
	Chairperson					