



MINUTES

ORDINARY MEETING OF COUNCIL

at 6.00 pm

Monday 17 July 2017

Present

Lord Mayor – Councillor Bradbery OAM (in the Chair), Councillors Kershaw, Connor, Brown, Takacs, Martin, Merrin (until 10.46 pm), Blicavs, Dorahy (until 8.58 pm), Colacino, Crasnich (until 10.38 pm), Curran and Petty (from 6.15 pm)

In Attendance

General Manager – D Farmer, Director Infrastructure and Works – G Doyle, Director Planning and Environment – A Carfield, Director Corporate Services (Acting) – T Tyrpenou, Director Community Services (Acting) – K Hunt, Manager Governance and Information (Acting) – C Phelan, Manager Finance (Acting) – T Ramsden, Manager Property and Recreation (Acting) – J Towers, Manager Environmental Strategy and Planning (Acting) – V De Luca, Manager Project Delivery – G Whittaker, Manager Infrastructure Strategy and Planning – M Dowd and Manager Regulation and Enforcement (Acting) – K Cowgill

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DISCLOSURES OF INTERESTS

Councillor Martin declared non-significant, non-pecuniary conflicts of interest in Items E, 2 and 3, and potentially Item 1, as these Items involve the Department of Planning and Environment. Councillor Martin advised that she works at the Department, though not on Wollongong-based matters.

Councillor Curran declared a non-significant, non-pecuniary conflict of interest in Item 12 as a relative works for one of the companies that put in a tender. Councillor Curran advised that she would depart the meeting during debate and voting on the matter.

CONFIRMATION OF MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON MONDAY, 26 JUNE 2017

77 **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Brown seconded Councillor Blicavs that the Minutes of the Ordinary Meeting of Council held on Monday, 26 June 2017 (a copy having been circulated to Councillors) be taken as read and confirmed.

PUBLIC ACCESS FORUM - SUPPORT FOR NOTICE OF MOTION TO FINALISE THE MARSHALL MOUNT REZONING

Mr J Bisley was supportive of the motion to progress the Yallah-Marshall Mount Planning Scheme. He advised that in March 2015 Council approved the Land Use Plan for the precinct and there was no opposition from the community or from any government agency. However, Council decided not to progress the rezoning to the Department of Planning and Environment on the recommendation of a Council officer following an assessment that the cost of the infrastructure would be approximately \$60M in excess of the revenue from the Section 94 Contributions. He said that Council costings for the whole of West Dapto were reviewed by IPART in 2016 and as far as the Yallah-Marshall Mount Precinct was concerned, IPART determined that Council's costings were seriously wrong and IPART recommended that Yallah-Marshall Mount should be separated from West Dapto Stages 1 to 3.

Mr Bisley said that project builders are complaining about the shortage of land supply. The problem is serious and affecting their businesses and unless the shortage of land supply is addressed in Wollongong, the problem will start to seriously impact the building industry. In conclusion, Mr Bisley stated that before he purchased his property at Yallah in 2003, he had attended a meeting where he was informed by a Planning Officer that the land was suitable for redevelopment, however, he said that 14 years was a long time to wait for something to happen.

ATTENDANCE OF COUNCILLOR

Following Mr Hutchinson's presentation, Councillor Petty attended the meeting, the time being 6.15 pm.

PUBLIC ACCESS FORUM - DRAFT SOUTH WOLLONGONG FUTURE STRATEGY

On behalf of Warrigal, Mr P Hutchinson advised that Warrigal had welcomed this report and the fact that Council had reconsidered its views about rezoning. However, Warrigal believes that the Strategy has not gone far enough and would like to see in addition to development sites, a commitment to flooding solutions and mitigation. Warrigal also wants to work with Council to better integrate the needs of older people into the Strategy. He noted that Council had received a number of submissions and people had said that there was no flooding problem in the area until recently.

Mr Hutchinson advised that Warrigal has a large parcel of land suitable for older people in Glebe Street, but Council does not think it is a suitable location for seniors. However, he stated that the reality is that Warrigal has an existing aged care community adjacent to this land. In conclusion, Mr Hutchinson said that Warrigal maintains its position that it can be part of an impressive southern entry to the City and in this respect can plan for an integrated aged care seniors living. Warrigal recommends that Council cast a wide strategic vision for its south Wollongong / CBD vision.

PUBLIC ACCESS FORUM - DRAFT PLANNING PROPOSAL LOT 1 DP534849 STAFF ROAD CORDEAUX HEIGHTS - POST EXHIBITION

Mr D Laing from Cardno advised that this property was his first job at Forbes Rigby some 22-24 years ago and that it was good to see that the process is coming to an end. He said that it was important to get a resolution at tonight's Council meeting so that the Hickey family can get closure on the matter.

In conclusion, Mr Laing said that he was pleased to see that Council staff had accepted a balanced approach and all subject to a BioBanking endorsement from the Office of Environment and Heritage. This will hopefully see 90-plus families live in the area and also result in an important conservation outcome.

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

CALL OF THE AGENDA

- 79 **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Brown seconded Councillor Kershaw that the staff recommendations for Items 5, 6, 8 to 11, 13, 14, and 16 to 20 inclusive, be adopted as a block.

DEPARTURE OF COUNCILLOR

During debate and prior to voting on Item F, Councillor Merrin departed and returned to the meeting, the time being from 6.27 pm to 6.29 pm.

ITEM F - LORD MAYORAL MINUTE - FUNDING FOR SYNTHETIC FOOTBALL PITCH - IAN MCLENNAN PARK

- 80 **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Bradbery that -
- 1 Councillors be provided with an urgent briefing on Monday 24 July which details –
 - a the shortfall in funding for a synthetic football pitch at Ian McLennan Park; and,
 - b the feasibility and budgetary implications of Council providing up to an extra \$700k to assist with the implementation of this project.
 - 2 A report with options be brought to the next Council meeting on 31 July 2017 and include -
 - a details of extra funding support from Football South Coast and the State Government to fund the completion of the project; and,
 - b information on the feasibility of staging the project and/or funding it over the present and the next budgetary period (2018-2019).

DEPARTURE OF COUNCILLOR

During debate and prior to voting on Item A, Councillor Kershaw departed and returned to the meeting, the time being from 7.07 pm to 7.11 pm.

ITEM A - NOTICE OF MOTION - COUNCILLOR BROWN - WORLD HERITAGE LISTING - ROYAL NATIONAL PARK

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

- 1 Council reiterates its support for World Heritage Listing as resolved on 27 May 2013.
- 2 Council's support for the listing be conveyed to relevant State and Federal Ministers.
- 3 Council make a submission to the Office of Environment and Heritage's Discussion Paper on a new Plan of Management for the Park, and two adjacent Parks (Heathcote and Garrawarra), consistent with resolutions of Council.

Variation The variation moved by Councillor Merrin to change the wording in Part 1 from 'Wollongong Council supports World Heritage Listing in the Royal National Park' to 'Council reiterates its support for World Heritage Listing as resolved on 27 May 2013' was accepted by the mover.

DEPARTURE OF COUNCILLOR

During debate and prior to voting on Item B, Councillor Dorahy departed and returned to the meeting, the time being from 7.49 pm to 7.52 pm.

ITEM B - NOTICE OF MOTION - COUNCILLORS PETTY AND CURRAN - CONTAMINATED LANDS REGISTER

A PROCEDURAL MOTION was MOVED by Councillor Curran seconded Councillor Martin that an additional four minutes be granted to Councillor Petty to address the meeting in relation to Item B. The PROCEDURAL MOTION on being PUT to the VOTE was CARRIED.

During debate, a PROCEDURAL MOTION was MOVED by Councillor Dorahy seconded Councillor Crasnich that the motion be put. The PROCEDURAL MOTION on being PUT to the VOTE was LOST.

82 COUNCIL'S RESOLUTION - RESOLVED on the motion of Councillor Petty seconded Councillor Curran that Council receive a briefing and a report come to Council with information about costs, risks and benefits of –

- 1 updating its website to include a Contaminated Lands Register of all properties identified within the Wollongong Local Government Area;
- 2 including all information published on the Environment Protection Authority website of such properties within the Wollongong Local Government Area;
- 3 conducting a search of the Property Register to identify all properties noted on the Section 149 Certificate as Contaminated Lands; and,
- 4 the feasibility of keeping the Register up-to-date in a timely and professional manner.

Variation The variation moved by Councillor Merrin (the addition of the words 'receive a briefing and a report come to Council with information about costs, risks and benefits of', and a change to the following wording 'update' to 'updating' in Part 1, 'include' to 'including' in Part 2, and 'conduct' to 'conducting' in Part 3, and the addition of the words 'the feasibility of' in Part 4, together with the removal of the previous Part 2 'The Register be published by 31 July 2017' were accepted by the mover and seconder.

In favour Councillors Kershaw, Connor, Brown, Martin, Takacs, Merrin, Blicavs, Curran, Petty and Bradbery

Against Councillors Dorahy, Colacino and Crasnich

SUSPENSION OF STANDING ORDERS

- 83 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Crasnich seconded Councillor Dorahy that Items E, 1 and 3 be considered as the next items of business under Suspension of Standing Orders.

DEPARTURE OF COUNCILLOR

During debate and prior to voting on Item E, Councillor Blicavs departed and returned to the meeting, the time being from 8.21 pm to 8.23 pm.

ITEM E - NOTICE OF MOTION - COUNCILLOR MARTIN - FINALISE THE MARSHALL MOUNT REZONING

MOVED by Councillor Martin seconded Councillor Crasnich that in light of the recent announcement by the NSW State Government to remove the cap on S94 Funding for West Dapto and other areas, which greatly reduces the financial risk to Council in the funding of local infrastructure in West Dapto, as well as the continued pressure by the development industry, land owners and those seeking to increase the supply of housing across NSW, and in particular across the Illawarra -

- 1 Council request the Department of Planning and Environment to make the Marshall Mount Plan, which will finalise the planning proposal process and the rezoning of Marshall Mount.
- 2 The adopted Structure Plan for Marshall Mount be the basis of the Development Control Plan for Marshall Mount, and this be finalised as soon as possible.
- 3 Council pursue the finalisation of the draft State Infrastructure Contributions Plan for future State Government infrastructure in West Dapto, ensuring equity of the State funding allocation for current and future residents and home owners in West Dapto and the Wollongong Local Government Area.

Variation The variation moved by Councillor Blicavs to change the word 'Neighbourhood' to 'Structure' in Part 2 was accepted by the mover and seconder.

Councillor Martin's MOTION on being PUT to the VOTE was LOST.

In favour Councillors Connor, Martin, Blicavs, Dorahy, Colacino and Crasnich

Against Councillors Kershaw, Brown, Takacs, Merrin, Curran, Petty and Bradbery

DEPARTURE OF COUNCILLORS

During debate and prior to voting on Item 1 –

- Councillor Dorahy departed the meeting, the time being 8.58 pm; and,
- Councillors Martin and Crasnich departed and returned to the meeting, the times being 8.58 pm to 9.02 pm, and 9.01 to 9.03 pm, respectively.

ITEM 1 - DRAFT SOUTH WOLLONGONG FUTURE STRATEGY

MOVED by Councillor Blicavs seconded Councillor Colacino that -

- 1 Council endorse the updated South Wollongong Future Strategy Vision, incorporating the following changes from the community engagement:
 - a Delete the references to rezoning flood affected properties (pages 18 and 22);
 - b Delete the references to increased height limits for properties on the southern side of Ellen Street (pages 18 and 19);
 - c Amend the timing of the Phase 3 Implementation (page 4) be changed to mid-2019.

- 2 A Terms of Reference be drafted for the formation of a South Wollongong Precinct Reference Group. Terms of Reference should include this group giving consideration to the draft principles, vision document and engagement outcomes and how they might inform a review of planning controls for the South Wollongong precinct following the completion of the revised Wollongong City Floodplain Risk Management Study and Plan.
- 3 A report be provided to Council detailing:
 - a Action taken to reduce flooding impacts in the South Wollongong Precinct as a result of:
 - i The 2010 CBD Action Plan;
 - ii The 2013 Wollongong City Flood Study;
 - iii The 2015 Wollongong City Floodplain Risk Management Study and Plan.
 - b Actions planned for the 2018, 2019 and 2020 financial years to reduce flooding impacts.
- 4 The planning controls for the South Wollongong precinct be reviewed following the completion of the revised Wollongong City Floodplain Risk Management Study and Plan.

Variation The variation moved by Councillor Colacino to remove the two references to the 31 July Council meeting was accepted by the mover.

At this stage, Councillor Kershaw FORESHADOWED a MOTION should Councillor Blicavs' Motion be defeated.

Councillor Blicavs' MOTION on being PUT to the VOTE was LOST.

In favour Councillors Brown, Takacs, Blicavs, Colacino, Crasnich and Bradbery
Against Councillors Kershaw, Connor, Martin, Merrin, Curran and Petty

With votes being tied, the Lord Mayor used his Casting Vote to vote against the motion.

Following the defeat of Councillor Blicavs' Motion, Councillor Kershaw's FORESHADOWED MOTION became the MOTION.

At this stage, a PROCEDURAL MOTION was MOVED by Councillor Crasnich seconded Councillor Petty that the meeting be adjourned for five minutes. The PROCEDURAL MOTION on being PUT to the VOTE was CARRIED.

The meeting was adjourned at 9.36 pm.

The meeting resumed at 9.41 pm with all Councillors present, with the exception of Councillors Curran, Crasnich and Connor who all returned to the meeting at 9.42 pm, prior to the voting on the following motion.

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

- 1 Council endorse the updated South Wollongong Future Strategy Vision, incorporating the following changes from the community engagement:
 - a Delete the references to rezoning flood affected properties (pages 18 and 22);
 - b Delete the references to increased height limits for properties on the southern side of Ellen Street (pages 18 and 19);
 - c Amend the timing of the Phase 3 Implementation (page 4) be changed to mid-2019.
- 2 The planning controls for the South Wollongong precinct be reviewed following the completion of the revised Wollongong City Flood Plain Risk Management Study and Plan.

ITEM 3 - DRAFT PLANNING PROPOSAL: LOT 1 DP 534849 STAFF ROAD, CORDEAUX HEIGHTS - POST EXHIBITION

85 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor Blicavs seconded Councillor Curran that following the establishment of a BioBanking Agreement between the landowner and the Office of Environment and Heritage for the riparian corridor area in the south of the site to be rezoned E2 Environmental Conservation to re-vegetate and protect in perpetuity the riparian corridor (to be dedicated to Council once the BioBank site is under full active management), then the draft Planning Proposal for Lot 1 DP 534849 Staff Road, Cordeaux Heights be progressed by:

- 1 Finalising the Planning Proposal that seeks to amend the Land Zoning Map by rezoning 7.3 hectares of the site from E3 Environmental Management to E4 Environmental Living with a Minimum Lot Size of 1,000m² and Floor Space Ratio of 0.3:1; retain 30.4 hectares of the site as E3 Environmental Management zoning, changing the Minimum Lot Size to 5,000m²; rezoning the southern riparian corridor and part of the site in the north west and north east (17.3 hectares) from E3 Environmental Management to E2 Environmental Conservation with a Minimum Lot Size of 39.99ha; and updating the Riparian Land and Natural Resource Sensitivity – Biodiversity maps;
- 2 The final Planning Proposal being referred to the NSW Department of Planning and Environment for the making of arrangements for drafting to give effect to the final proposal; and
- 3 Noting that the General Manager will thereafter proceed to exercise his delegation issued by the NSW Department of Planning and Environment under Section 69 in relation to the final proposal.

Standing Orders were resumed.

EXTENSION OF MEETING TIME

A PROCEDURAL MOTION was MOVED by Councillor Merrin seconded Councillor Blicavs that the meeting time be extended to 10.30 pm. The PROCEDURAL MOTION on being PUT to the VOTE was CARRIED.

ITEM C - NOTICE OF MOTION - COUNCILLOR KERSHAW - 'POP-UP' CAR YARDS

86 COUNCIL'S RESOLUTION - RESOLVED on the motion of Councillor Kershaw seconded Councillor Takacs that Council officers investigate and implement appropriate solutions to stop registered motor vehicles, trailers and caravans which are 'For Sale', being parked en masse on sections of roadways and Council land.

Variation The variation moved by Councillor Bradbery (to delete the word 'our' before the word 'roadways' and to add the words 'and Council land' was accepted by the mover and seconder.

In favour Councillors Kershaw, Connor, Brown, Martin, Takacs, Merrin, Colacino, Crasnich, Curran, Petty and Bradbery

Against Councillor Blicavs

ITEM D - NOTICE OF MOTION - COUNCILLOR MERRIN - FIRE RISKS OF MULTI-STOREY BUILDINGS

87 COUNCIL'S RESOLUTION - RESOLVED on the motion of Councillor Merrin seconded Councillor Colacino that Council receive a report on the options for investigating fire safety in multi-storey buildings in Wollongong. The report to include:

- 1 All relevant buildings in Wollongong;
- 2 Consultation with Fire and Emergency Services and other relevant bodies in relation to fire safety requirements;
- 3 Fire safety measures in all relevant buildings, and their compliance with fire safety requirements;
- 4 Types of cladding material used and their level of fire risk;
- 5 Regulatory measures in operation for fire safety in all old and new multi-storey buildings in Wollongong;
- 6 Recommendations for improvement to regulatory measures to ensure that such buildings are safe and meet fire safety standards.

In favour Councillors Kershaw, Connor, Brown, Martin, Takacs, Merrin, Blicavs, Colacino, Crasnich and Bradbery

Against Councillors Curran and Petty

ITEM E - NOTICE OF MOTION - COUNCILLOR MARTIN - FINALISE THE MARSHALL MOUNT REZONING

This matter was considered under Suspension of Standing Orders (refer Minute number 83).

ITEM 1 - DRAFT SOUTH WOLLONGONG FUTURE STRATEGY

This matter was considered under Suspension of Standing Orders (refer Minute numbers 83 and 84).

ITEM 2 - OUR WOLLONGONG - HOUSING DISCUSSION PAPER

88 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor Brown seconded Councillor Connor that -

- 1 The discussion paper "Our Wollongong – a discussion paper identifying issues for housing our community" and supporting documents be made available on Council's website for community information and to begin the discussion on the preparation of a new Housing Strategy for the City.
- 2 The discussion paper and community feedback inform the preparation of the Housing Strategy options paper.
- 3
 - a A draft Planning Proposal be prepared to introduce an Affordable Housing clause into the Wollongong Local Environmental Plan 2009, based on clause 6.8 of the Willoughby Local Environmental Plan 2012 or a similar provision recommended by the NSW Department of Planning and Environment.
 - b The report to Council concerning the proposed LEP amendment also include consideration of SEPP70 as the alternative or parallel mechanism to achieve affordable housing outcomes.
- 4 The draft Planning Proposal be forwarded to the NSW Department of Planning and Environment for Gateway determination, and if endorsed exhibited for a minimum period of 28 days.
- 5 Council advise the NSW Department of Planning and Environment that it is willing to accept Plan making delegation, should the NSW Department of Planning and Environment agree.

ITEM 3 - DRAFT PLANNING PROPOSAL: LOT 1 DP 534849 STAFF ROAD, CORDEAUX HEIGHTS - POST EXHIBITION

This matter was considered under Suspension of Standing Orders (refer Minute numbers 83 and 85).

EXTENSION OF MEETING TIME

A PROCEDURAL MOTION was MOVED by Councillor Brown seconded Councillor Blicavs that the meeting time be extended to 11.00 pm. The PROCEDURAL MOTION on being PUT to the VOTE was CARRIED.

DEPARTURE OF COUNCILLOR

During debate and prior to voting on Item 4, Councillor Crasnich departed the meeting, the time being 10.38 pm.

ITEM 4 - REVIEW OF COUNCIL'S ENFORCEMENT POLICY

MOVED by Councillor Bradbery seconded Councillor Curran that -

- 1 The Enforcement Policy be renamed 'Compliance and Enforcement' policy.
- 2 The following additional words be added within Section 7.1 of the Draft Compliance and Enforcement Policy:
"Also, in some circumstances the person(s) alleging unlawful activity may use a statutory declaration under the Oaths Act to confirm details of the reported unlawful activity."
- 3 The draft Compliance and Enforcement Policy be placed on exhibition for a period of 28 days seeking comment from the community.
- 4 Upon completion of the public exhibition period, an updated and amended draft Compliance and Enforcement Policy, inclusive of any feedback from the community, be presented to Council for adoption.

89 COUNCIL'S RESOLUTION - An AMENDMENT was MOVED by Councillor Merrin seconded Councillor Kershaw that –

- 1 The Enforcement policy be renamed 'Compliance and Enforcement' policy.
- 2 The draft Compliance and Enforcement Policy be placed on public exhibition for a period of 28 days seeking comment from the community.
- 3 Upon completion of the public exhibition period, an updated and amended draft Compliance and Enforcement Policy, inclusive of any feedback from the community, be presented to Council for adoption.

Councillor Merrin's AMENDMENT on being PUT to the VOTE was CARRIED.

In favour Councillors Kershaw, Connor, Martin, Takacs, Merrin, Blicavs and Colacino
Against Councillors Brown, Curran, Petty and Bradbery

Councillor Merrin's AMENDMENT then became the MOTION.

The MOTION on being PUT to the VOTE was CARRIED UNANIMOUSLY.

ITEM 5 - GLOBAL COVENANT OF MAYORS FOR CLIMATE AND ENERGY

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 79).

COUNCIL'S RESOLUTION – Council join the Global Covenant of Mayors.

ITEM 6 - WOLLONGONG SECTION 94A DEVELOPMENT CONTRIBUTIONS PLAN (2017) POST EXHIBITION

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 79).

COUNCIL'S RESOLUTION –

- 1 The Wollongong Section 94A Development Contributions Plan (2017) be adopted.
- 2 The adoption of the Plan be notified in the local newspapers in accordance with the requirements of the Environmental Planning and Assessment Regulation 2000.

DEPARTURE OF COUNCILLORS

During debate and prior to voting on Item 7 –

- Councillor Merrin departed the meeting, the time being 10.46 pm; and,
- Councillor Colacino departed and returned to the meeting, the time being from 10.46 pm to 10.48 pm.

EXTENSION OF MEETING TIME

A PROCEDURAL MOTION was MOVED by Councillor Petty seconded Councillor Blicavs that the meeting time be extended to 11.15 pm. The PROCEDURAL MOTION on being PUT to the VOTE was CARRIED.

ITEM 7 - BEATON PARK MASTER PLAN - EXPRESSION OF INTEREST

MOVED by Councillor Brown seconded Councillor Blicavs that –

- 1 A proposal be submitted to the Office of Local Government seeking approval to proceed to call for Expressions of Interest to enter into a Public Private Partnership for the master planning of Beaton Park.
- 2 Any proposed Public Private Partnership be referred to a meeting of Council for determination and the report for such determination include options for progressing the Master Plan via engaging consultants or Council staff.

Councillor Brown's MOTION on being PUT to the VOTE was LOST.

In favour Councillors Takacs, Blicavs and Colacino
Against Councillors Kershaw, Connor, Brown, Martin, Curran, Petty and Bradbery

ITEM 8 - BULLI MINERS COTTAGE FUTURE USE - CALL FOR PROPOSALS

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 79).

COUNCIL'S RESOLUTION –

- 1 The proposal by Shopfront Arts Co Op Ltd for the use of the site as a Community Arts facility and Artist in Residence Program be noted as Council's preferred future use proposal for the Bulli Miner's Cottage.
- 2 The General Manager be delegated the authority to undertake and finalise negotiations with Shopfront Arts Co Op Ltd in relation to potential lease arrangements, approval requirements and establishment cost arrangements.
- 3 In the event that negotiations with Shopfront Arts Co Op Ltd fail, the General Manager be delegated the authority to undertake and finalise negotiations with the two other eligible proponents, in order of their assessment rank.

- 4 Council grant authority for the use of the Common seal of Council on the lease and any other documentation, should it be required, to give effect to this resolution.
- 5 The Bulli Miner's Cottage Museum Collection be de-accessioned in accordance with Museums and Galleries NSW de-accessioning and disposal policies and procedures.
- 6 The proposed removal of the mining skip(s) from the rear yard, for restoration and reinstatement at the Bulli Mine Disaster Memorial in Park Road, Bulli be supported.
- 7 The General Manager write, on behalf of Council, to the owner of the former Denmark Hotel, to advise that Council is not currently considering the sale of the Bulli Miner's Cottage and to encourage the urgent submission of a formal proposal for the re-development of 202 Princes Highway, Bulli.

ITEM 9 - WOLLONGONG CITY TOURIST PARKS MASTER PLANS

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 79).

COUNCIL'S RESOLUTION –

- 1 The Tourist Parks Improvement Strategy and Master Plans be adopted.
- 2 Council approach the Department of Industries for allocation of funding to support the implementation of the Master Plans through the Crown Lands Trust.
- 3 A Holiday Van Strategy be developed to dictate the future management of holiday vans on site.

ITEM 10 - POLICY REVIEW: CCTV AND CODE OF PRACTICE

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 79).

COUNCIL'S RESOLUTION – The revised CCTV Policy and Code of Practice be adopted.

ITEM 11 - LIBRARY AND COMMUNITY SERVICES DIVISION - REVIEW OF POLICIES

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 79).

COUNCIL'S RESOLUTION –

- 1 The titles of the following Council policies be amended:

Central Library Theatrette	Central Library Theatrette Hire
Local Studies Photographs	Local Studies Photograph Collection
Non-Resident and Visitor Membership of the Library	Non-Resident Membership of the Library
Replacement of Lost Library Items	Replacement of Lost or Damaged Library Items
- 2 The following revised Council policies be adopted:
 - *Allocation of Community Facilities to Community Groups*
 - *Management of Community Halls, Community Centres, Senior Citizen's Centres and Neighbourhood Centres*
 - *Reduction or Waiver of Hire Fees for Community Rooms and Halls Under the Direct Control of Council*
 - *Central Library Theatrette Hire*

- Inter-Library Loans
 - Library Display Facilities
 - Local Studies Photograph Collection
 - Non-Resident Membership of the Library
 - Replacement of Lost or Damaged Library Items
- 3 The following policies be reclassified from 'Council Policies' to 'Management Policies':
- Central Library Theatre Hire
 - Inter-Library Loans
 - Library Display Facilities
 - Local Studies Photograph Collection
 - Non-Resident Membership of the Library
 - Replacement of Lost or Damaged Library Items
- 4 The new policy – Reduction or Waiver of Library Fees and Fines be adopted.

DEPARTURE OF COUNCILLOR

Due to a previous disclosure of interest, Councillor Curran departed the Chamber and was not present during debate and voting for Item 12.

ITEM 12 - TENDER T17/10 - NATURAL AREA RESTORATION AND BUSH FIRE MANAGEMENT

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

- 1 In accordance with clause 178(1)(a) of the Local Government (General) Regulation 2005, Council accept the tenders of Ecohort Pty Ltd, Good Bush Pty Ltd, Southern Habitat (NSW) Pty Ltd, Illawarra Local Aboriginal Land Council, Midgees Bushland Restoration, Toolijooa Pty Ltd, Illawarra Bushland Restoration, Commelina Bushworks, Bowantz Bushfire and Environmental Pty Ltd, for the amounts tendered in the respective Forms of Tender.
- 2 Council delegate to the General Manager the authority to finalise and execute the panel contracts 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 panel contracts and any other documentation, should it be required, to give effect to this resolution.

ITEM 13 - TENDER T17/12 - WINDANG TOURIST PARK AMENITIES REFURBISHMENT - SOUTHERN BLOCK

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 79).

COUNCIL'S RESOLUTION –

- 1 In accordance with clause 178(1)(a) of the Local Government (General) Regulation 2005, Council accept the tender of Batmac Constructions Pty Ltd for refurbishment works at Windang Tourist Park, in the sum of \$625,343.41 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 14 - TENDER TT17/18 – KEIRAVILLE /GWYNNEVILLE ACCESS AND MOVEMENT STUDY

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 79).

COUNCIL'S RESOLUTION –

- 1 In accordance with clause 178(1)(a) of the Local Government (General) Regulation 2005, Council accept the tender of Cardno (NSW/ACT) Pty Ltd to prepare an Access and Movement Study for Keiraville and Gwynneville, in the sum of \$126,376.00, 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.

ATTENDANCE OF COUNCILLOR

During debate and prior to voting on Item 15, Councillor Curran returned to the meeting, the time being 11.11 pm.

EXTENSION OF MEETING TIME

A PROCEDURAL MOTION was MOVED by Councillor Bradbery seconded Councillor Brown that the meeting time be extended to 11.30 pm.

ITEM 15 - TENDER T17/19 - FERNHILL SOCCER CLUB AMENITIES

91 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor Brown seconded Councillor Connor that -

- 1 In accordance with clause 178(1)(a) of the Local Government (General) Regulation 2005, Council accept the tender of Batmac Constructions Pty Ltd for the refurbishment works to Fernhill Soccer Club amenities building, in the sum of \$543,028.48 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 - PROPOSED COMPULSORY ACQUISITION OF SIX PROPERTIES FOR ROAD WIDENING, CAR PARK AND PUBLIC RECREATION

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 79).

COUNCIL'S RESOLUTION –

- 1 Pursuant to Section 186 of the Local Government Act 1993, Council make application to the Minister for Local Government and the Governor for the compulsory acquisition of the following properties:
 - Lot 1 DP 667974 Stonehaven Road, Stanwell Tops for public recreation.
 - Lot 113 DP 1142504 Towradgi Road, Towradgi for public recreation.
 - Lot 16 DP1133229 No 4 Railway Parade, Thirroul for car parking.
 - Lot 8 DP 1148429 Market Street, Wollongong for car parking.
- 2 Pursuant to Section 177 of the Roads Act 1993, Council make application to the Minister for Local Government and the Governor for the compulsory acquisition of the following properties:
 - Lot 632 DP 717941 Park Road, Bulli, for road widening.
 - Lot 1 DP 723726 Brompton Road, Bellambi for road widening.
- 3 Upon the acquisitions being finalised, the following action be taken:
 - Lot 1 DP 667974 Stonehaven Road, Stanwell Tops be classified as Community land in accordance with Section 31 of the Local Government Act 1993.
 - Lot 113 DP 1142504 Towradgi Road, Towradgi be classified as Community land in accordance with Section 31 of the Local Government Act 1993.
 - Lot 16 DP 1133229 No 4 Railway Parade, Thirroul be classified as Operational land in accordance with Section 31 of the Local Government Act 1993.
 - Lot 8 DP 1148429 Market Street, Wollongong be classified as Operational land in accordance with Section 31 of the Local Government Act 1993.
 - Lot 632 DP 717941 Park Road, Bulli be dedicated as public road in accordance with Section 10 of the Roads Act 1993. Pursuant to Section 31(1)(b) of the Local Government Act 1993 this property does not require classification.
 - Lot 1 DP 723726 Brompton Road, Bellambi be dedicated as public road in accordance with Section 10 of the Roads Act 1993. Pursuant to Section 31(1)(b) of the Local Government Act 1993 this property does not require classification.
- 4 An allocation of \$500,000 be made in the 2017-18 capital budget to fund the purchases.
- 5 The General Manager be authorised to sign any documentation necessary to complete the compulsory acquisitions.

ITEM 17 - PROPOSED GRANT OF EASEMENT TO DRAIN WATER OVER LOT 80 DP 12235 ROBERTSON ROAD, WOONONA

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 79).

COUNCIL'S RESOLUTION –

- 1 Council approve the grant of an easement to drain water 1.5m wide over Lot 80 DP 12235 Robertson Road, Woonona, as shown shaded grey on the attachment to the report.
- 2 Council accept payment in the amount of \$2,480.00 (GST inc) from the owner of Lots 68 and 69 DP 12235 Nos 42 and 44 Beach Drive, Woonona, as compensation for the grant of the easement.
- 3 Approval be granted to affix the Common Seal of Council to the survey plan and Section 88B Instrument and any other documentation required to give effect to this resolution.

ITEM 18 - LEASE OF TELECOMMUNICATIONS FACILITY TO TELSTRA AT LOT 2 DP716326 BOTT DRIVE, BELLAMBI

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 79).

COUNCIL'S RESOLUTION –

- 1 Authority be granted for a lease to be entered into for Part Lot 2 DP 716326 Bott Drive, Bellambi with Telstra Corporation Limited for three consecutive terms of five years each (totalling 15 years) in accordance with the terms set out in the report.
- 2 Telstra Corporation Limited be responsible for payment of Council's Legal costs for the preparation and completion of the Lease documentation up to an amount of \$2,500 (GST inclusive).
- 3 Authority be granted to affix the Common Seal of the Council to the Lease documents.

ITEM 19 - CITY OF WOLLONGONG TRAFFIC COMMITTEE - MINUTES OF MEETING HELD 21 JUNE 2017 AND THE ELECTRONIC MEETING OF 30 JUNE 2017

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 79).

COUNCIL'S RESOLUTION – In accordance with the powers delegated to Council, the Minutes and recommendations of the City of Wollongong Traffic Committee Meetings held on 21 June and 30 June 2017 in relation to the Regulation of Traffic be adopted.

ITEM 20 - BI MONTHLY TABLING OF RETURNS OF DISCLOSURES OF INTERESTS AND OTHER MATTERS - JULY 2017

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 79).

COUNCIL'S RESOLUTION – Council note the tabling of the Returns of Disclosures of Interest as required by Section 450A of the Local Government Act 1993.

THE MEETING CONCLUDED AT 11.20 PM

Confirmed as a correct record of proceedings at the Ordinary Meeting of the Council of the City of Wollongong held on 31 July 2017.

Chairperson