



MINUTES

ORDINARY MEETING OF COUNCIL

at 6.00 pm

Monday 6 April 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 Janice Kershaw

Councillor Jenelle Rimmer

Councillor John Dorahy

Councillor Leigh Colacino

Councillor Mithra Cox

In Attendance

General Manager

Director Infrastructure + Works, Connectivity Assets + Liveable City

Director Planning + Environment, Future City and Neighbourhoods

Director Corporate Services, Connected + Engaged City

Director Community Services, Creative + Innovative City

Manager Governance + Customer Service

Chief Financial Officer

Manager Property + Recreation (Acting)

Manager City Works (Acting)

Manager Project Delivery

Greg Doyle

Andrew Carfield

Linda Davis

Renee Campbell

Kerry Hunt

Todd Hopwood

Brian Jenkins

Lucielle Power

Corey Stoneham

Glenn Whittaker

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.

INDEX

	PAGE NO.
ITEM A Lord Mayoral Minute - Save Our Recycling Campaign	1
ITEM B Lord Mayoral Minute – COVID-19 Acknowledgements.....	1
ITEM 1 Rate Relief - COVID-19.....	3
ITEM 2 Draft Neighbourhood Plan for Hayes Lane, Iredell Road and Southern Part of Shone Avenue South West (Wollongong Coal) Precinct Horsley - Post Exhibition Report.....	3
ITEM 3 Lake Illawarra Coastal Management Program (CMP) Submissions in Reply Report and Certification	3
ITEM 4 Proposed Road Closure of Pathway between Adina Avenue and Coreen Avenue, West Wollongong	4
ITEM 5 Tender T20/01 - Towradgi Rock Pool Concourse Slab Replacement and Associated Works.....	4
ITEM 6 Tender Panel ISJO 06/2019 - Construction of Subsoil Drainage and Service Lowering (In Association with Civil Works Projects)	5
ITEM 7 February 2020 Financials.....	5
ITEM 8 Statement of Investment - February 2020.....	5
ITEM 9 Bi-Monthly Returns of Disclosures of Pecuniary Interests and Other Matters - April 2020	5
ITEM 10 City of Wollongong Traffic Committee Minutes of Meeting held 11 March 2020	5

CONFIRMATION OF MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON MONDAY, 16 MARCH 2020

- 363 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Cox that the Minutes of the Ordinary Meeting of Council held on Monday, 16 March 2020 (a copy having been circulated to Councillors) be taken as read and confirmed.

CALL OF THE AGENDA

- 364 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that the staff recommendations for Items 6-10 be adopted as a block.

ITEM A - LORD MAYORAL MINUTE - SAVE OUR RECYCLING CAMPAIGN

- 365 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Bradbery that Wollongong City Council -
- 1 Acknowledges the growing imperative to manage waste and recycling within NSW and calls for urgent action from the State Government to help build a circular economy in NSW.
 - 2 Recognises initiatives and projects taken within the Wollongong local government area to help achieve this goal, including:
 - Waste and Resource Recovery education programmes focussing on waste avoidance, reduction, reuse and recycling.
 - The FOGO collection trial involving 1600 households.
 - Improvements at the Waste and Resource Recovery Park to increase separation of wastes including redesign of waste transfer facility, small vehicle recycling area and revolve shop, plus a review of activities to ensure new equipment is fit for purpose.
 - Opening of a Community Recycling Centre.
 - Development of initiatives to collect and recycle additional wastes including polystyrene, processed timber and soft plastics.
 - Trials of products with recycled content with the aim of increasing the purchase of these materials through variations to procurements procedures such as soft plastics in asphalt and glass in road base.
 - Investigation of improved separation and alternate processing of kerbside hard rubbish collection and waste received from charities and concession holders.
 - 3 Endorses Local Government NSW's sector wide Save our Recycling campaign, and asks the State Government to reinvest the Waste Levy in:
 - a Funding councils to collaboratively develop regional-scale plans for the future of waste and recycling in their regions.
 - b The delivery of the priority infrastructure and other local government projects needed to deliver regional-scale plans, particularly where a market failure has been identified.
 - c Support for the purchase of recycled content by all levels of government, to help create new markets.
 - d Funding and delivery of a state-wide education campaign on the importance of recycling, including the right way to recycle, the purchase of products with recycled content and the importance of waste avoidance.

- e Collaborate with other states and the Federal Government towards a mandatory national standard of the Australian Recycling Label.
- 4 Write to the local State Members, Minister for Energy and Environment the Hon Matthew Kean MP, Local Government Minister the Hon Shelley Hancock MP, NSW Treasurer the Hon Dominic Perrottet MP, Premier the Hon Gladys Berejiklian MP, Opposition Leader Jodi McKay MP, Shadow Minister for Environment and Heritage Kate Washington MP, and Shadow Minister for Local Government Greg Warren MP to confirm their support for recycling and outline the urgent need to educate, innovate and invest in local waste and recycling services via the Waste Levy.
- 5 Advise the LGNSW President of the passage of this Mayoral Minute.

Variation The variation moved by Councillor Blakey (the addition of Point 3 (e) Collaborate with other states and the Federal Government towards a mandatory national standard of the Australian Recycling Label.) was accepted by the mover.

During debate and voting on Item B – Lord Mayoral Minute – COVID-19 Acknowledgements, the following Conflict of Interest was declared

Councillor Rimmer declared a Conflict of Interest in Item B as she works for Ryan Park MP, Shadow Minister for Health who has addressed the current situation with the cruise ship Ruby Princess. Councillor Rimmer will remain in the chamber during debate and voting on this item.

DEPARTURE OF COUNCILLOR

During debate and prior to voting on Item B, Councillor Cox departed the meeting due to loss of connectivity with the electronic meeting and returned to the meeting, the time being from 6:33 pm to 6:36 pm.

During debate and prior to voting on Item B, Councillor Blakey departed the meeting due to loss of connectivity with the electronic meeting and returned to the meeting, the time being from 6:40 pm to 6:41 pm.

ITEM B - LORD MAYORAL MINUTE – COVID-19 ACKNOWLEDGEMENTS

366 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor Bradbery that Wollongong City Council -

- 1 On behalf of our residents, acknowledges and thanks front line medical staff in the midst of the Covid-19 pandemic. Their commitment and dedication is acknowledged with great appreciation.
- 2 On behalf of our residents, acknowledges and thanks all those delivering essential and emergency services during this time, including our own Council staff.
- 3 Supports and endorses the directives from Health authorities to curb the spread of the Covid-19 virus and calls upon all residents to abide by these stipulations in the interest of our City and its people.
- 4 Calls upon everyone to observe the non-essential travel directives, including anyone anticipating visiting Wollongong and the Illawarra. The recreational opportunities and open space of Wollongong are for our residents only as we work collectively to combat the spread of Covid-19.
- 5 Thank local residents and businesses for their cooperation, sacrifice and commitment to stopping the spread of COVID-19 within the community
- 6 Encourage the residents of the city to continue to support their own community and neighbourhoods and to be mindful of those who are suffering during this time

Variations The variation moved by Councillor Walters (the addition of Point 5 Thank local residents and businesses for their cooperation, sacrifice and commitment to stopping the spread of COVID-19 within the community) was accepted by the mover.

The variation moved by Councillor Martin (the addition of Point 6 Encourage the residents of the city to continue to support their own community and neighbourhoods and to be mindful of those who are suffering during this time) was accepted by the mover.

ITEM 1 - RATE RELIEF - COVID-19

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

- 1 Council approve options for all ratepayers to defer payment of their Rates and Annual Charges until 31 August. To do this, Council approve the:
 - a Removal of the penalty interest applicable on overdue Rates and Annual Charges by reducing the interest charge from 7.5% to 0% until 31 August 2020; and
 - b Cessation of legal recovery otherwise required under Council's Debt Recovery and Hardship Assistance Policy for those accounts that have outstanding balances, while continuing to issue all annual, instalment and revised reminder notices to keep our ratepayers informed.
- 2 Councillors receive a briefing no later than July 31 regarding the current status of rate payments and options for further relief if required.

Variation The variation moved by Councillor Dorahy (the addition of Point 2 Councillors receive a briefing no later than July 31 regarding the current status of rate payments and options for further relief if required) was accepted by the mover and seconder.

ITEM 2 - DRAFT NEIGHBOURHOOD PLAN FOR HAYES LANE, IREDELL ROAD AND SOUTHERN PART OF SHONE AVENUE SOUTH WEST (WOLLONGONG COAL) PRECINCT HORSLEY - POST EXHIBITION REPORT

368 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor Figliomeni seconded Councillor Martin that -

- 1 The Neighbourhood Plan for Hayes Lane and Iredell Road (Attachment 2) be adopted as an amendment to Chapter D16 – West Dapto Urban Release Area of Wollongong Development Control Plan 2009 as shown in Attachment 3.
- 2 The adoption of the revised Wollongong Development Control Plan 2009 Chapter D16 West Dapto Urban Release Area be advertised and notified in accordance with the Environmental Planning and Assessment Regulation 2000.

ITEM 3 - LAKE ILLAWARRA COASTAL MANAGEMENT PROGRAM (CMP) SUBMISSIONS IN REPLY REPORT AND CERTIFICATION

369 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor Martin seconded Councillor Blakey that -

- 1 The Submissions in Reply Report for draft Lake Illawarra Coastal Management Program be accepted.
- 2 The draft Lake Illawarra Coastal Management Program, as attached to this report, be adopted and submitted to the NSW Government for certification.
- 3 Wollongong City Council and Shellharbour City Council work in partnership to review and update the Memorandum of Understanding for Lake Illawarra to promote the collaborative and effective delivery of the Lake Illawarra Coastal Management Program.

ITEM 4 - PROPOSED ROAD CLOSURE OF PATHWAY BETWEEN ADINA AVENUE AND COREEN AVENUE, WEST WOLLONGONG

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

- 1 Council close the public pathway that runs between Adina Avenue and Coreen Avenue, West Wollongong and sell the closed portions, as divided between the adjoining property owners, being Lot 91 DP 31112 (No 2 Adina Avenue, West Wollongong) and Lot 93 DP 28779 (No 8 Coreen Avenue, West Wollongong).
- 2 The closure of the road be subject to the creation of easements in favour of Wollongong City Council (in respect to the drainage assets installed within the subject land) and in favour of Endeavour Energy (in respect of the overhead power lines). The subject easements will be 3.5 metres wide and variable and subject to final survey and associated Section 88B Instrument.
- 3 Upon closure of the pathway, the land vest to Council as Operational land.
- 4 Council approve the sale price of \$8,800 (GST inclusive) to each of the adjoining property owners of Lot 91 DP 31112 (No 2 Adina Avenue, West Wollongong) and Lot 93 DP 28779 (No 8 Coreen Avenue, West Wollongong) for the section of closed pathway that immediately adjoins their properties and, the owners be responsible for all costs associated with the road closure and sale.
- 5 Council grant authority for the use of the Common Seal of Council on all documents relevant to this matter, should it be required to give effect to this resolution.

In favour Councillors Blakey, Bradbery, D Brown, T Brown, Colacino, Dorahy, Figliomeni, Martin, Kershaw, Rimmer and Walters

Against Councillor Cox

ITEM 5 - TENDER T20/01 - TOWRADGI ROCK POOL CONCOURSE SLAB REPLACEMENT AND ASSOCIATED WORKS

371 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor Cox seconded Councillor Kershaw that -

- 1 In accordance with clause 178(1)(a) of the Local Government (General) Regulation 2005, Council accept the tender of Dynamic Civil Pty Ltd for the Towradgi Rock Pool Concourse Slab Replacement and Associated Works, in the sum of \$882,399.00, 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 6 - TENDER PANEL ISJO 06/2019 - CONSTRUCTION OF SUBSOIL DRAINAGE AND SERVICE LOWERING (IN ASSOCIATION WITH CIVIL WORKS PROJECTS)

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 364)

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 tenders of Donnelly Civil Pty Ltd, GC Civil Contracting Pty Ltd, Ironbuilt Infrastructure Pty Ltd, R Line Civil Concreting Pty Ltd, RJ McMillan Pty Ltd and Torque Civil Pty Ltd for the Subsoil Drainage Construction and Service Lowering Panel, over the two-year term of the contract (with options of extension for 3 further periods of one year).
- 2 Council delegates 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 7 - FEBRUARY 2020 FINANCIALS

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 364)

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 8 - STATEMENT OF INVESTMENT - FEBRUARY 2020

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 364)

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

ITEM 9 - BI-MONTHLY RETURNS OF DISCLOSURES OF PECUNIARY INTERESTS AND OTHER MATTERS - APRIL 2020

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 364)

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 10 - CITY OF WOLLONGONG TRAFFIC COMMITTEE MINUTES OF MEETING HELD 11 MARCH 2020

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 364)

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 Recommendations related to Regulation of Traffic, of the City of Wollongong Traffic Committee held on 11 March 2020, be adopted.

THE MEETING CONCLUDED AT 7.40 PM

Confirmed as a correct record of proceedings at the Ordinary Meeting of the Council of the City of Wollongong held on Monday 27 April 2020.

Chairperson