



MINUTES

ORDINARY MEETING OF COUNCIL

at 6:00 pm

Monday 2 August 2021

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	Greg Doyle
Director Infrastructure + Works, Connectivity Assets + Liveable City (Acting)	Joanne Page
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 Property + Recreation	Lucielle Power
Manager City Strategy	Chris Stewart
Manager Infrastructure Strategy + Planning	Trish McClure
Manager Development Assessment + Certification	Mark Riordan
Manager Open Space + Environmental Services (Acting)	Paul Tracey
Manager Community Cultural + Economic Development	Sue Savage
Manager Library + Community Services	Jenny Thompson

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 Microsoft Teams. The Lord Mayor and General Manager were present in the Council Chambers for this meeting.

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CONFLICTS OF INTERESTS

Councillor Martin declared a pecuniary conflict of interest in Item 5 – Public Exhibition – Mobile Food Vending Council Policy and Mobile Food Vending Trial, as she is part owner of the Port Kembla Servo Food Truck Bar and while her business is different to the types contained within the report, the food on offer is from food trucks. Councillor Martin advised that she would depart the meeting during debate and voting on the item.

Councillor Figliomeni declared a non-significant, non-pecuniary conflict of interest in Item 5 – Public Exhibition – Mobile Food Vending Council Policy and Mobile Food Vending Trial, as he lives close to the selected site for a mobile food van at Gallipoli Park. Councillor Figliomeni advised he would remain in the meeting for debate and voting on the item.

Councillor Blakey declared a non-significant, non-pecuniary conflict of interest in Item 5 – Public Exhibition – Mobile Food Vending Council Policy and Mobile Food Vending Trial, as she lives close to the selected site for a mobile food van in Neville McKinnon Park. Councillor Blakey advised she would remain in the meeting for debate and voting on the item.

CONFIRMATION OF MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON MONDAY, 19 JULY 2021

564 **COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that the Minutes of the Ordinary Meeting of Council held on Monday, 19 July 2021 (a copy having been circulated to Councillors) be taken as read and confirmed.

PASSING OF RONALD WILLIAM SHARP

Councillor Blakey wished to note the passing of Mr Ronald William Sharp on 21 July 2021 and express Council's sympathy to Mr Sharp's family. Mr Sharp was a renowned pipe organ builder and the maker of the pipe organ at the Sydney Opera House. Wollongong is fortunate to be the home of another of the pipe organs made by Mr Sharp, located at the Wollongong Town Hall.

PETITION – KING GEORGE V PARK

Councillor Blakey tabled a petition from the King George Bushcare Group, containing 105 signatures from Bushcare volunteers and other concerned parties regarding Council's resolution on 19 July 2021 relating to the King George V Park Master Plan. The letter requests that Council identify a solution to protect established native vegetation at King George V Park and ensure these are not in danger of being cleared with any upgrade of infrastructure associated with the Master Plan.

PUBLIC ACCESS FORUM

ITEM	TITLE	NAME OF SPEAKER
2	Submission to TfNSW – Proposed Bulli and Thirroul Traffic Management Options	John Storer On behalf of Bulli Business Owners Group For Recommendation
2	Submission to TfNSW – Proposed Bulli and Thirroul Traffic Management Options	Cole Hendrigan On behalf of Walk Sydney For Recommendation

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

CALL OF THE AGENDA

566 COUNCIL'S RESOLUTION – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that the staff recommendations for items 3, 4, then 7 to 15 inclusive, then 17, 18 and 19 be adopted as a block.

ITEM A - LORD MAYORAL MINUTE – RECOGNISING THE ACHIEVEMENTS OF EMMA MCKEON

567 COUNCIL'S RESOLUTION – RESOLVED UNANIMOUSLY on the motion of Councillor Bradbery that -

- 1 Wollongong City Council acknowledges and congratulates all the Australian athletes at the Tokyo Olympic and Para Olympic games for their dedication to achieve international competitive status.
- 2 The City of Wollongong especially acknowledges the outstanding achievements and prowess of Emma McKeon in swimming at the Tokyo Olympics and in international competition. The City of Wollongong acknowledges Emma's preeminent place in Olympic history and congratulates her accordingly on becoming one of the country's greatest swimmers.
- 3 Council requests that by October 2021 the General Manager recommend possible options to recognise Emma McKeon and her achievements, such as the naming of a venue or location in the City and/or an update of the Olympic Wall of Honour in Lang Park. The community be invited to provide input and feedback on options to recognise Emma McKeon.
- 4 Wollongong City Council create an opportunity for Wollongong residents to acknowledge local athletes for their participation and achievements at the Tokyo Olympic and Para Olympic games at a suitable time yet to be determined.
- 5 Council write to the Mayor of Kawasaki, Wollongong's sister city in Japan, acknowledging the work involved in hosting the 2020 Tokyo Olympic games under challenging circumstances.

Variation The variation moved by Councillor Figliomeni (the addition of point 5) was accepted by the mover.

ITEM 1 - COVID-19 ASSISTANCE FOR THE COMMUNITY AND BUSINESS

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

- 1 Council note the range of COVID-19 assistance measures that Council currently has in place, as detailed in this report.
- 2 Council endorse the additional COVID-19 Assistance Package for Community and Business that focuses on those who experience disadvantage and hardship in the community across the entire Wollongong LGA as follows:
 - a Interest on overdue rates and charges for the 2021-2022 first instalment be set to 0% for the period to 30 November 2021, and then revert to the current charge of 6% for the remainder of the year. Interest on overdue rates and charges prior to 2021-2022 remain at 6% for the financial year
 - b Cease legal debt recovery on 2021-2022 rates otherwise required under Council's

- Debt Recovery and Hardship Assistance Policy until 30 November 2021 while continuing to issue all annual, instalment and revised reminder notices to keep ratepayers informed
- c Consideration of requests for deferred payment arrangements for all ratepayers experiencing financial difficulty due to COVID-19 impacts under Council's Debt Recovery and Hardship Assistance Policy for the 2021-2022 financial year
 - d Provide assistance to the community by waiving casual parking fees in targeted off-street parking locations until 31 December 2021
 - e Provide support to sporting groups by waiving fees relating to the provision of sporting facilities for training and competition for the period of 1 July 2021 to 31 December 2021 subject to application and meeting identified criteria
 - f Provide support to fitness trainers, swim schools and surf schools by waiving fees for the period of 1 July 2021 to 31 December 2021
 - g Licensees of community facilities allocated under Council's Allocation of Community Facilities to Community Groups Policy and 355 Committees of Council be provided with the opportunity to apply for financial support for payment of essential outgoings, up to a maximum of \$5,000 per licence, for the 2021-2022 financial year. Provision of assistance to be subject to application and based on an analysis of each applicant's financial capacity
 - h Approve the waiver of outdoor dining fees for the period of 1 July 2021 to 30 June 2022 to support outdoor dining and economic recovery for hospitality businesses within the Local Government Area. Outdoor dining licence holders will still be required to pay the required amount for a Bond
 - i Provide support to its commercial tenants by adhering to the Regulations introduced on 14 July 2021 and, in addition, providing rental waivers and deferrals to eligible tenants for the period of 1 July 2021 to 31 December 2021
 - j Approve the waiver of the first annual inspection and administration fees for food premises and personal grooming businesses for the period of 1 July 2021 to 30 June 2022
 - k Approve an allocation of up to \$200,000 in financial assistance through the provision of small grants to local not-for-profit organisations with the demonstrated capacity to deliver targeted emergency food supply and general care packages for residents experiencing significant hardship
 - l Approve an allocation of \$60,000 in financial assistance through the provision of a Quick Response Grants Program for Community Programs
 - m A program of assistance, including a buy local campaign, extended outdoor dining initiatives and support for creative industries
 - n Note that the City of Wollongong Lord Mayor Relief Fund can be activated to provide additional assistance relevant to the provisions of the Fund.
- 3 Council approve a reduction in the revenue budget of \$1,020,000 and an increase in the expenditure budget of \$940,000 (net variation \$1,960,000 [unfavourable]), to fund the proposed additions to the package of assistance for the community and business in response to the impacts of COVID-19. The additional \$1,960,000 be funded by a transfer from the Strategic Projects Restricted Asset.
- 4 Council develop and deploy an appropriate communications package and community awareness campaign to promote the COVID-19 Assistance Package;
- a Following the development of a suitable communication package, Council provide all organisations, clubs and businesses participating in a lease, rental or commercial function with a letter or email outlining the support options available for their status.

- 5 The General Manager regularly evaluate the effectiveness and community impact of the assistance package on a monthly basis and report findings to Council via future Quarterly Review Statements, to assist Council with oversight of the program.

Variation The variation moved by Councillor Dorahy (the addition of point 4a) was accepted by the mover and seconder.

Variation The variation moved by Councillor D Brown (the replacement of the words "2020-2021 financial year" with "2021-2022 financial year" in point 2g) was accepted by the mover and seconder.

ITEM 2 - SUBMISSION TO TFNSW - PROPOSED BULLI AND THIRROUL TRAFFIC MANAGEMENT OPTIONS

569 COUNCIL'S RESOLUTION – RESOLVED UNANIMOUSLY on the motion of Councillor Cox seconded Councillor Colacino that delegation be issued to the General Manager to finalise the draft submission for the Transport for NSW 'Bulli and Thirroul Traffic Improvement Proposals' as attached to the report.

ITEM 3 - PUBLIC EXHIBITION - DRAFT CROWN RESERVES PLAN OF MANAGEMENT

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 566)

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

- 1 The draft Crown Reserves Plan of Management be referred to the NSW Department of Planning, Industry and Environment – Crown Lands -
 - a as the landowner, as required by section 39 of the *Local Government Act 1993*; and
 - b for Ministerial consent to exhibit the draft Plan of Management, as required by section 3.23(7)(d) of the *Crown Land Management Act 2016*.
- 2 Following the receipt of approval by the Department as landowner and the Minister's consent, the draft Crown Reserves Plan of Management be exhibited for a minimum period of 42 days.
- 3 A further report be submitted to Council on the results of the public exhibition activities and community feedback received.

ITEM 4 - PUBLIC EXHIBITION - DRAFT WOLLONGONG DCP 2009 - CHAPTER E23: RIPARIAN LAND MANAGEMENT

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 566)

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

- 1 The draft Wollongong Development Control Plan 2009 - Chapter E23 Riparian Land Management be exhibited for a minimum period of 28 days.
- 2 Following the exhibition period, a report outlining the submissions received from the public exhibition process be prepared for Council's consideration.

DEPARTURE OF COUNCILLOR

Due to a disclosed conflict of interest, Councillor Martin departed the meeting at 7:27 pm, and was not involved in the debate nor voting on Item 5. Councillor Martin returned to the meeting at the conclusion of Item 5, the time being 8:10 pm.

ITEM 5 - PUBLIC EXHIBITION - MOBILE FOOD VENDING COUNCIL POLICY AND MOBILE FOOD VENDING TRIAL

570 **COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor Cox seconded Councillor Figliomeni that -

- 1 Council approve the draft Mobile Food Vending Council Policy to be placed on public exhibition from 1 September 2021 for a period of not less than three months.
- 2 Council approve the Mobile Food Vending trial to take place for a period up to 12 months including Summer 2021/2022.
- 3 Dobbie Reserve, Bellambi is removed from the proposed list of locations.
- 4 MM Beach be re-assessed and subject to an analysis of manageable risk, be included as a site for a mobile food van.
- 5 A food van in the Bellambi Point area, yet to be identified, be considered.
- 6 The Towradgi Road option be reconsidered, taking into account Councillors' recommendations that it should be located in the Towradgi Beach car park.
- 7 The Assessment Panel include one external member.
- 8 Progress reports be provided to Council on a quarterly basis.

Variation The variation moved by Councillor Figliomeni (the addition of point 4) was accepted by the mover.

Variation The variations moved by Councillor Kershaw (the replacement of the words "for a maximum of 12 months anticipated to commence over Summer 2021/2022" with "for a period up to 12 months including Summer 2021/2022" in point 2, and the addition of points 5, 6 and 8 were accepted by the mover and seconder.

Variation The variation moved by Councillor Dorahy (the addition of point 7) was accepted by the mover and seconder.

ITEM 6 - PUBLIC EXHIBITION - OUTDOOR DINING COUNCIL POLICY

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

- 1 Endorse the draft Outdoor Dining Council Policy to be placed on public exhibition from 9 August to 11 October 2021.
- 2 Support the investigation and where feasible, the implementation of the Streamlined Outdoor Dining Approvals process as supported by the NSW Government.
- 3 Formally request that Service NSW consider including Wollongong LGA in its trial approval process.

ITEM 7 - PUBLIC EXHIBITION - PESTICIDES NOTIFICATION PLAN - COUNCIL POLICY

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 566)

COUNCIL'S RESOLUTION – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that the draft 2021 Pesticides Notification Plan Council Policy be placed on public exhibition for a minimum 28 days and then reported back to Council.

ITEM 8 - POST EXHIBITION - DRAFT CHILD SAFE COUNCIL POLICY

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 566)

COUNCIL'S RESOLUTION – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that Council adopt the Child Safe Council Policy.

ITEM 9 - POST EXHIBITION - WOLLONGONG CITY-WIDE DEVELOPMENT CONTRIBUTIONS PLAN 2021

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 566)

COUNCIL'S RESOLUTION – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that the Wollongong City-Wide Development Contributions Plan (2021) be adopted.

ITEM 10 - POST EXHIBITION - DRAFT NEIGHBOURHOOD PLAN FOR LOT 1 DP 1228329 BONG BONG ROAD, HUNTLEY

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 566)

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

- 1 The Neighbourhood Plan for Lot 1 DP 1228329 and part of Lot 2 DP 1228329 Bong Bong Road, Huntley be adopted as an amendment to the Hayes Lane West Neighbourhood Plan as part of the Wollongong DCP 2009 – Chapter D16 West Dapto Release Area.
- 2 A Development Control Plan adoption notice be published on Council's website advising of the decision.

ITEM 11 - PROPOSED ACQUISITION OF PART LOT 1 DP 1207666 FOR ROAD WIDENING PURPOSES FOR BONG BONG ROAD AND STATION STREET DAPTO TRAFFIC LIGHT PROJECT

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 566)

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

- 1 Council acquire by authority contained within Section 177 of the *Roads Act 1993*, part Lot 1 DP 1207666, comprising an area of approximately 12.321sqm as a stratum lot limited in height to RL 15.400m and unlimited in depth on the corner of Bong Bong Road and Station Street, Dapto for the purposes of road widening (subject to Final Plan of Acquisition).

- 2 Compensation be paid to the owner in the amount of \$1,210 (GST inclusive).
- 3 Council be responsible for all costs including valuation, transfer and legal costs associated with the acquisition of the subject land.
- 4 Upon acquisition being finalised, the land be dedicated as public road pursuant to Section 10 of the *Roads Act 1993*.
- 5 The General Manager be granted authority to sign any documentation to give effect to this resolution.
- 6 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.

ITEM 12 - AMENDMENT TO COUNCIL MEETING DATES

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 566)

COUNCIL'S RESOLUTION – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that Council adopt the 2021-22 Council Meeting Cycle as shown in the attachment to the report.

ITEM 13 - 2020-21 ANNUAL REPORT ON ACTIVITIES OF THE AUDIT, RISK AND IMPROVEMENT COMMITTEE

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 566)

COUNCIL'S RESOLUTION – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that Council note the 2020-21 Annual Report on the Activities of the Audit, Risk and Improvement Committee.

ITEM 14 - AUDIT, RISK AND IMPROVEMENT COMMITTEE - EXTENSION OF TERM - CATHERINE HUDSON

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 566)

COUNCIL'S RESOLUTION – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that the term of Ms Catherine Hudson as an independent member of the Audit, Risk and Improvement Committee be extended for the period up to 30 September 2022.

ITEM 15 - DRAFT QUARTERLY REVIEW STATEMENT JUNE 2021

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 566)

COUNCIL'S RESOLUTION – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that the draft Quarterly Review Statement June 2021 be adopted.

ITEM 16 - IPART REVIEW OF RATE PEG TO INCLUDE POPULATION GROWTH

572 **COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Rimmer that Council make a submission as attached to the IPART Review of the Rate Peg to include Population Growth draft Report June 2021.

ITEM 17 - PRE-AUDIT RUSH FINANCIALS - 30 JUNE 2021

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 566)

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

- 1 The financials be received and noted.
- 2 That \$5M be transferred to the Property Investment Fund and \$10.6M be transferred to the Strategic Projects Restricted Asset from the improved funds result of \$15.6M.

ITEM 18 - STATEMENT OF INVESTMENT - JUNE 2021

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 566)

COUNCIL'S RESOLUTION – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that Council receive the Statement of Investment for June 2021.

ITEM 19 - CITY OF WOLLONGONG TRAFFIC COMMITTEE MINUTES OF MEETING HELD 13 JULY 2021

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 566)

COUNCIL'S RESOLUTION – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that in accordance with the powers delegated to Council, the Minutes and Recommendations of the Wollongong Traffic Committee meeting held on 13 July 2021 in relation to Regulation of Traffic be adopted.

ITEM 20 - NOTICE OF MOTION - COUNCILLOR TANIA BROWN - A CONNECTED CITY

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

- 1 Staff investigate the feasibility of installing mobile charging stations at key locations across the city in high pedestrian traffic areas, such as parks and beaches.
- 2 A report or briefing be provided back to Council by February 2022 on feasibility, implications, costs and potential timeline if applicable.

Variation The variation moved by Councillor Bradbery (the replacement of the words "December 2021" with "February 2022" in point 2) was accepted by the mover and seconder.

ITEM 21 - NOTICE OF MOTION - COUNCILLOR MITHRA COX - GUIDELINES FOR THE INSTALLATION OF PEDESTRIAN CROSSINGS

574 **COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor Cox seconded Councillor T Brown that Council -

- 1 Note that Transport for NSW has advised that councils have discretion to install pedestrian facilities on council roads.
- 2 Commit to implementing the Movement and Place Framework developed by Transport for NSW, that would enable pedestrian prioritised crossings around schools, high streets and other high pedestrian areas.

THE MEETING CONCLUDED AT 8:39 PM

Confirmed as a correct record of proceedings at the Ordinary Meeting of the Council of the City of Wollongong held on Monday 13 September 2021.

Chairperson