



MINUTES

ORDINARY MEETING OF COUNCIL

at 5:00 PM

Monday 12 August 2024

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 Elisha Aitken

Councillor Janice Kershaw

Councillor John Dorahy

Councillor Linda Campbell

Councillor Mithra Cox

Councillor Richard Martin

In Attendance

General Manager

Director Infrastructure + Works, Connectivity Assets + Liveable City

Director Planning + Environment, Future City + Neighbourhoods

Director Corporate Services, Connected + Engaged City

Director Community Services, Creative + Innovative City

Chief Financial Officer

Chief Digital + Information Officer (Attended via audio-visual link)

General Counsel

Manager Customer + Business Integrity

Manager Sport + Recreation

Manager Commercial Operations + Property

Manager City Strategy

Manager Project Delivery (Acting) (Attended via audio-visual link)

Manager Infrastructure Strategy + Planning

Manager Open Space + Environmental Services

Manager Community Culture + Engagement

Manager Development Assessment + Certification

Senior Manager People + Culture

Greg Doyle

Joanne Page

Linda Davis

Renee Campbell

Kerry Hunt

Brian Jenkins

Ingrid McAlpin

Jeff Reilly

Todd Hopwood

Mark Berriman

Lani Richardson

Chris Stewart

Jon Griffiths

Nathan McBriarty

Paul Tracey

Sue Savage

Mark Adamson

Renee Whiteside

Note: In accordance with the Code of Meeting Practice, participants in the meeting can participate via audio-visual link. Those who participated via audio-visual link are indicated in the attendance section of the Minutes.

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CLOSED SESSION

ITEM C1 CONFIDENTIAL: Confidential - General Manager's Annual Performance Review

Reason for Confidentiality

This report recommends that this item be considered in Closed Session to the exclusion of the press and public in accordance with Section 10A(2)(a) of the Local Government Act, 1993, as the report contains personnel matters concerning particular individuals.

CONFLICTS OF INTERESTS

Councillor A Martin declared a non-significant, non-pecuniary conflict of interest in Item 7 - Post Exhibition - Cleveland Road Planning Proposal Phase 2B, Item 11 - Post Exhibition - Affordable Housing Policy and Procedure and Item 12 - Post Exhibition - Planning Proposal Policy, due to her employment at the Department of Planning and Environment. As she has no involvement in planning matters related to the Wollongong LGA, Councillor A Martin advised she would remain in the meeting during debate and voting on the item.

PETITION – SAFETY CONCERNS NEAR ROBINSONS PARK

Councillor D Brown tabled a petition from 104 Gwynneville and North Wollongong residents regarding safety concerns near Robinson Park

The petition and a recent street meeting attended by residents, council staff, police, the Deputy Lord Mayor and Councillor D Brown heard the resident’s concerns about; vandalism, graffiti, petty crime and a range of anti-social behaviours by young people.

The meeting and the petition called for a range of responses including; lighting the footpath that leads to the North Gong station, tree trimming to improve passive surveillance and asking council to consider demolition of the little-used toilet block.

PRESENTATIONS

The Lord Mayor, Councillor Bradbery, presented a certificate and trophy awarded to Wollongong City Council, recognising ‘Culture Mix’ as the winner of the RH Dougherty Events and Communications Award for Excellence in Communication (Division C population greater than 100,000 people) at the Local Government NSW – Local Government Week Awards.

CONFIRMATION OF MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON MONDAY, 29 JULY 2024

- 987 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that the Minutes of the Ordinary Meeting of Council held on Monday, 29 July 2024 (a copy having been circulated to Councillors) be taken as read and confirmed.

PUBLIC ACCESS FORUM

ITEM NO	TITLE	NAME OF SPEAKER
5	PUBLIC EXHIBITION – DRAFT TOURISM ACCOMMODATION REVIEW STRATEGY	RYAN AITCHISON THE ILLAWARRA HOTEL FOR RECOMMENDATION

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

CALL OF THE AGENDA

- 989 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that the staff recommendations for Items 1 and 2 then 6 to 18 inclusive then 21 be adopted as a block.

ITEM A - LORD MAYORAL MINUTE - RECOGNISING OUR OLYMPIC AND PARALYMPIC ATHLETES

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

- 1 Work with the Illawarra Olympic and Paralympic Fundraising Committee to recognise our 2024 Olympians and Paralympians on the commemorative wall at Lang Park; and
- 2 Investigate other opportunities to recognise local athletes who have competed at the 2024 Olympic and Paralympic Games also investigate the possibility of localised community events to celebrate Olympians achievements in suburbs where there is significant support.
- 3 Commence discussions with Special Olympics Illawarra to investigate opportunities to recognise our Special Olympians from the past and into the future.

Variation The variation moved by Councillor Walters (the addition of wording to Point 2 “also investigate the possibility of localised community events to celebrate Olympians achievements in suburbs where there is significant support”) was accepted by the mover and seconder.

Variation The variation moved by Councillor Kershaw (the addition of Point 3) was accepted by the mover and seconder.

ITEM 1 - DRAFT QUARTERLY REVIEW STATEMENT JUNE 2024

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 989)

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

ITEM 2 - PRELIMINARY PRE-AUDIT FINANCIALS - 30 JUNE 2024

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 989)

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

DEPARTURE OF COUNCILLOR

During debate and prior to voting on Items 3 and 4, Councillor Dorahy departed and returned to the meeting, the time being from 5:29 pm to 5:31 pm.

ITEMS LAID ON TABLE

At this time a PROCEDURAL MOTION was MOVED by Councillor D Brown seconded Councillor Walters that Items 3 and 4 be laid on the Table. The PROCEDURAL MOTION on being PUT to the VOTE was CARRIED.

ITEM 5 - PUBLIC EXHIBITION - DRAFT TOURISM ACCOMMODATION REVIEW STRATEGY

991 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor T Brown seconded Councillor Walters that the draft Tourism Accommodation Review Strategy be exhibited for a minimum period of six (6) weeks to enable community and tourism industry input.

ITEMS TAKEN OFF THE TABLE

A PROCEDURAL MOTION was MOVED by Councillor D Brown seconded Councillor Walters that Items 3 and 4 be taken off the Table. The PROCEDURAL MOTION on being PUT to the VOTE was CARRIED.

ITEM 3 - DRAFT ALLANS CREEK FLOODPLAIN RISK MANAGEMENT STUDY AND PLAN

992 **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Dorahy seconded Councillor Figliomeni that the Allans Creek Floodplain Risk Management Study and Plan be adopted.

ITEM 4 - DRAFT FAIRY AND CABBAGE TREE CREEKS FLOODPLAIN RISK MANAGEMENT STUDY AND PLAN

993 **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor Dorahy seconded Councillor Figliomeni that Council adopt the Fairy and Cabbage Tree Creeks Floodplain Risk Management Study and Plan.

ITEM 6 - PUBLIC EXHIBITION - PRIVACY MANAGEMENT PLAN

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 989)

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

- 1 The Draft Privacy Management Plan be placed on public exhibition for a period of at least 28 days.
- 2 A report be provided to Council at the conclusion of the public exhibition period.

ITEM 7 - POST EXHIBITION - CLEVELAND ROAD PLANNING PROPOSAL PHASE 2B

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 989)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that the Planning Proposal for Phase 2b of the Cleveland Road precinct, Cleveland for Lot 401 DP 1254873 (Attachment 2) be progressed to finalisation and referred to the NSW Department of Planning, Housing and Infrastructure for review and the preparation of an amendment to the Wollongong Local Environmental Plan (LEP) 2009.

ITEM 8 - POST EXHIBITION - WOLLONGONG CITY-WIDE DEVELOPMENT CONTRIBUTIONS PLAN 2024

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 989)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that the Wollongong City-Wide Development Contribution Plan (2024) be adopted and a notice placed on Council's Public Notices webpage.

ITEM 9 - POST EXHIBITION - WOLLONGONG DCP 2009: CHAPTER E16 BUSH FIRE MANAGEMENT AND BUSH FIRE PRONE LANDS MAPPING

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 989)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters That the revised and updated Wollongong Development Control Plan 2009: Chapter E16 Bush Fire Management be adopted, and a notice be placed on Council's website.

ITEM 10 - POST EXHIBITION - DRAFT WASTE AND RESOURCE RECOVERY STRATEGY 2034

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 989)

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

- 1 Council notes the proposed amendments to the Draft Waste and Resource Recovery Strategy following review of the submissions received as part of the Community engagement process.
- 2 The Wollongong Waste and Resource Recovery Strategy 2034 be adopted.

ITEM 11 - POST EXHIBITION - AFFORDABLE HOUSING POLICY AND PROCEDURE

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 989)

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

- 1 The Affordable Housing Policy be adopted (Attachment 2).
- 2 The Affordable Housing Procedures (Attachment 3) be noted as an operational document.

ITEM 12 - POST EXHIBITION - PLANNING PROPOSAL POLICY

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 989)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that the updated Planning Proposal Policy 2024 be adopted and a notice be placed on Council's Public notices web page.

ITEM 13 - POLICY REVIEW - COMMUNITY & SPORTING GROUP RENTALS COUNCIL POLICY

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 989)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that Council adopt the revised Community and Sporting Group Rentals Council Policy.

ITEM 14 - POLICY REVIEW - ENCROACHMENT ON COUNCIL LAND COUNCIL POLICY

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 989)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that Council adopt the revised Encroachment Council Policy.

ITEM 15 - POLICY REVIEW - COMMUNITY RECOGNITION PROGRAM COUNCIL POLICY

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 989)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that Council adopt the revised draft Community Recognition Program Council Policy.

ITEM 16 - 2023 - 2024 ANNUAL REPORT ON THE 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 989)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that Council note the 2023-24 Annual Report on the Activities of the Audit, Risk and Improvement Committee to be published in the 2023-2024 Council Annual Report.

ITEM 17 - ANNUAL INTERNAL AUDIT AND RISK MANAGEMENT ATTESTATION STATEMENT FOR 2023-2024

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 989)

COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that Council endorse the Internal Audit and Risk Management Attestation Statement to be signed by the General Manager.

ITEM 18 - STATEMENT OF INVESTMENT - JUNE 2024

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 989)

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

ITEM 19 - NOTICE OF MOTION - COUNCILLOR TANIA BROWN - APPRENTICES AND TRAINEES

994 **COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor T Brown seconded Councillor R Martin that -

- 1 Council make an expression of interest to the State Government to secure some of the 1,300 apprentices and trainees that the Premier announced on 28 July as being funded for local government.
- 2 The General Manager be delegated authority to negotiate with the State Government on the number and specialties of the new additional apprentices and trainees to be engaged at Wollongong City Council.
- 3 The General Manager report to Councillors via an information note or briefing on the progress of the employment scheme.

ITEM 20 - NOTICE OF MOTION - COUNCILLOR CATH BLAKEY - HUMAN RIGHT'S INVESTMENT REVIEW

MOVED by Councillor Blakey seconded Councillor Cox that a review be conducted of Council's suppliers, contracts and investments to investigate whether any are acting in the violation of any United Nation's resolutions, the Universal Declaration of Human Rights or International Court of Justice ruling, and make recommendations if needed.

995 COUNCIL'S RESOLUTION – RESOLVED UNANIMOUSLY on the motion (AMENDMENT) of Councillor Bradbery seconded Councillor T Brown that -

- 1 Council affirms the aspirations of the UN Sustainable Development Goals and the commitment to apply the goals to the Community Strategic Plan, in particular Goal 16 Peace, Justice and Strong Institutions.
- 2 Reporting be provided to the Audit, Risk and Improvement Committee in relation to the application of the UN Sustainable Development Goals by Council, with particular regard to reputational risks arising from suppliers, contracts or investments.

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

The AMENDMENT then became the MOTION and on being PUT to the VOTE was CARRIED UNANIMOUSLY

ITEM 21 - NOTICE OF MOTION - COUNCILLOR CATH BLAKEY - KOALA CROSSINGS FOR APPIN ROAD

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 989)

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

- 1 Council writes to the NSW Minister for Planning and Public Spaces, the Minister for Environment, and the Minister for Roads calling for an additional koala corridor underpass to be added on Appin Road at Mallaty Creek.
- 2 Council makes a submission to the Transport for NSW Appin Road Safety Improvements consultation calling for an additional koala corridor underpass to be added on Appin Road at Mallaty Creek.

ITEM 22 - NOTICE OF MOTION - COUNCILLOR JANICE KERSHAW - VOTE OF THANKS AND ACKNOWLEDGMENT OF COUNCIL STAFF

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

- 1 A vote of thanks and acknowledgement of all council staff, past and present, who have supported my efforts in representing the community of this great city, more specifically for the residents of the previous Ward 2 and now Ward 1.
- 2 That a copy of this motion be sent to all staff, with a copy of the transcript/recording of the discussion that occurs during this motion.

MATTER WITHOUT NOTICE

A PROCEDURAL MOTION was MOVED by Councillor D Brown that an item be brought forward to move a vote of thanks and recognition for retiring Councillors

997 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that Council consider Business Without Notice regarding a vote of thanks as recognition for retiring Councillors.

ITEM 23 – VOTE OF THANKS AND RECOGNITION FOR RETIRING COUNCILLORS

998 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Walters that council thank and recognise the service to community of those councillors not seeking re-election; Cr Janice Kershaw, Lord Mayor Gordon Bradbery AM, Cr Cath Blakey, Cr Dom Figliomeni and Cr Mithra Cox.

CLOSED COUNCIL SESSION

The Lord Mayor called for a motion to close the meeting to consider a Confidential Item, which deals with a report to Council regarding the General Manager's Annual Performance Review

Prior to putting the Motion to the vote, the Lord Mayor advised the meeting that Item C1 relates to a report to Council regarding the General Manager's Annual Performance Review and that it is classified as Confidential for the following reasons –

Section 10A (2)(a) of the Local Government Act 1993, members of the public are advised that Item C1 is classified as confidential as the report contains personnel matters concerning particular individuals

999 COUNCIL'S RESOLUTION – RESOLVED UNANIMOUSLY on the motion of Councillor T Brown seconded Councillor Figliomeni that –

- 1 The meeting move into Closed Session to consider reports to Council regarding the General Manager's Annual Performance Review, in accordance with Section 10A (2)(a) of the Local Government Act 1993, which permits the meeting to be closed to the public as the reports contains personnel matters concerning particular individuals.
- 2 On balance, the public interest in preserving the confidentiality of the information supplied outweighs the public interest in openness and transparency in Council decision-making by discussing the matters in open meeting.

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

The meeting moved into Closed Session, the time being 6:56 pm.

ITEM C1 - CONFIDENTIAL - GENERAL MANAGER'S ANNUAL PERFORMANCE REVIEW **CONFIDENTIAL - GENERAL MANAGER'S ANNUAL PERFORMANCE REVIEW**

1000 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor Kershaw seconded Councillor Aitken that Wollongong City Council note the -

- a Performance Review Committee report on the General Manager's performance in 2023-2024 be received.
- b General Manager's Performance Agreement 2024-2025 be adopted.
- c The General Manager's total remuneration package be increased by 4.5% consistent with Wollongong City Council's Enterprise Agreement.

1001 COUNCIL'S RESOLUTION - RESOLVED UNANIMOUSLY on the motion of Councillor T Brown seconded Councillor Dorahy that the meeting move out of Closed Session and into Open Council.

Council resumed into Open Session at 7:05 pm

OPEN COUNCIL SESSION

RESOLUTIONS FROM THE CLOSED SESSION OF COUNCIL

The Lord Mayor advised the meeting of the Council's Resolutions whilst in Closed Session (refer Minute Number 1000).

THE MEETING CONCLUDED AT 7:05 PM

Confirmed as a correct record of proceedings at the Ordinary Meeting of the Council of the City of Wollongong held on Monday 28 October 2024.

Chairperson