



MINUTES

ORDINARY MEETING OF COUNCIL

at 6:00 pm

Monday 18 October 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
Chief Information Officer	Ingrid McAlpin
Manager City Strategy	Chris Stewart
Manager City Works	Corey Stoneham
Manager Project Delivery	Glenn Whittaker
Manager Infrastructure Strategy + Planning	Trish McClure
Manager Open Space + Environmental Services (Acting)	Paul Tracey
Manager Community Cultural + Economic Development	Sue Savage

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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ARRIVAL OF COUNCILLOR

Councillor Colacino arrived after the commencement of the meeting, the time being 6:02pm.

CONFLICTS OF INTERESTS

Councillor Walters declared a non-pecuniary, non-significant conflict of interest in Item 13 Notice of Motion – Councillor Mithra Cox – OceanX Offshore Wind Farm and Item 14 Notice of Motion – Councillor Janice Kershaw – Investigation into the Installation of Community Batteries as the subject of the items relate to the industry he works in. Councillor Walters advised that he would remain in the meeting during debate and voting on the items.

CONFIRMATION OF MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON MONDAY, 13 SEPTEMBER 2021

590 **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, 13 September 2021 (a copy having been circulated to Councillors) be taken as read and confirmed.

PETITION – TREE VANDALISM

Councillor Mithra Cox tabled a petition containing 158 signatures regarding tree vandalism at Towradgi. The petition called for Wollongong City Council to do everything in its power to remedy the destruction of these trees and take whatever steps possible to stop vandalism of this nature occurring again. The petition also supports the NSW Police Local Area Command to fully investigate the vandalism and where possible ensure those responsible are held accountable for crime committed against our valued community spaces.

PRESENTATION – AUDIT OFFICE OF NSW

At this stage in the Meeting the Lord Mayor, Councillor Bradbery invited Lisa Berwick from the Audit Office of NSW to address Council on the Financial Statements for the Year Ended 30 June 2021.

PUBLIC ACCESS FORUM

ITEM	TITLE	NAME OF SPEAKER
4	Post Exhibition – Community Land Plan of Management (2021)	Michael Swire Against Recommendation
4	Post Exhibition – Community Land Plan of Management (2021)	Dr Emma Rooksby Against Recommendation
Non-Agenda Item	Avondale Name Change	Rob Chittick

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

CALL OF THE AGENDA

- 592 COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that the staff recommendations for Items 3, 5, 6 then 8 to 12 inclusive be adopted as a block.

ITEM A - LORD MAYORAL MINUTE - INFRASTRUCTURE CONTRIBUTION REFORMS

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

- 1 Note that the local government sector is concerned that proposed changes to the infrastructure contribution scheme may limit Council's ability to deliver infrastructure and open spaces for the community.
- 2 Call on the NSW Government to formally withdraw the Environmental Planning and Assessment Amendment (Infrastructure Contributions) Bill 2021 pending consultation on detailed supporting documents including modelling, regulations and guidelines.
- 3 Ask that staff review any supporting documents released by the NSW Government on proposed changes to the infrastructure contributions framework and brief Council on potential impacts on the long-term financial sustainability of Council and delivery of community infrastructure.
- 4 Call on the NSW Government to de-couple the Independent Pricing and Regulatory Tribunal led review of the rate peg to include population growth from future infrastructure contributions reforms.
- 5 Write to the local State Members, the Premier the Hon Dominic Perrottet MP, Treasurer the Hon Matt Kean MP, Minister for Planning and Public Spaces the Hon Rob Stokes MP and Minister for Local Government the Hon Shelley Hancock MP to highlight concerns about the lack of detail on proposed changes to infrastructure contributions.

ITEM B - LORD MAYORAL MINUTE - NATIONAL RESPONSE TO REACH NET ZERO EMISSIONS

- 594 COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor Bradbery that in the lead up to 26th UN Climate Change Conference of the Parties in Scotland in November, Wollongong City Council -

- 1 Note and reinforce our commitment to achieve net zero emissions for Council operations by 2030 and net zero emissions for Wollongong by 2050.
- 2 Write to the Prime Minister and Deputy Prime Minister calling for a national response that will deliver action to achieve net zero emissions in Australia well before 2050.
 - a The letter note that "as an industrial city with historically high greenhouse gas emissions, future employment and economic growth in Wollongong is dependent on investment in new industries like offshore wind, pumped hydro, hydrogen and zero emissions steel making"
 - b Wollongong City Council, through the Lord Mayor, write to all of our Sister/Friendship Cities asking that their executive look to also support the target of net zero by 2050 in their regions.
- 3 Call upon and invite all residents, of all backgrounds and faith traditions, contemplative and environmental groups and individuals to join in a moment of prayer, reflection, discussion or silent contemplation on Sunday 31 October 2021 for the future of the world's environment and for decisive outcomes at Glasgow COP26 to reduce greenhouse gas emissions to net zero before 2050.

Variation The variation moved by Councillor Cox (the addition of Point 2a The letter note that “as an industrial city with historically high greenhouse gas emissions, future employment and economic growth in Wollongong is dependent on investment in new industries like offshore wind, pumped hydro, hydrogen and zero emissions steel making.”) was accepted by the mover and seconder.

Variation The variation moved by Councillor Dorahy (the addition of 2b “Wollongong City Council, through the Lord Mayor, write to all of our Sister/Friendship Cities asking that their executive look to also support the target of net zero by 2050 in their regions.”) was accepted by the mover and seconder.

A PROCEDURAL MOTION was MOVED by Councillor Kershaw and CARRIED that the MOTION be PUT.

ITEM 1 - ANNUAL FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2021

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

- 1 The Annual Financial Statements be endorsed and an opinion be formed in the prescribed format (as per Attachments 2 and 3) on the General Purpose Financial Statement and the Special Purpose Financial Statement.
- 2 The audited Financial Statements and the Auditor's report be presented to the public at an extraordinary meeting of Council following the finalisation of the audit and public notification period.
- 3 Lisa Berwick be thanked for her presentation.

ITEM 2 - RECOGNISING OUR OLYMPIC AND PARALYMPIC ATHLETES INCLUDING EMMA MCKEON

596 **COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor T Brown seconded Councillor Walters that Council acknowledge the achievements of Emma McKeon by naming the North Beach Promenade and Terraces in her name.

ITEM 3 - DRAFT RECONCILIATION ACTION PLAN

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 592)

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

- 1 Support the Wollongong City Council Innovate Reconciliation Action Plan 2021-2023.
- 2 Note the Wollongong City Council Innovate Reconciliation Action Plan 2021-2023 – Implementation Plan.

ITEM 4 - POST EXHIBITION - COMMUNITY LAND PLAN OF MANAGEMENT (2021)

597 **COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor Blakey seconded Councillor Cox that Council –

- 1 Note the community feedback on the Community Land Plan of Management.
- 2 Note concerns with the Plan of Management as it is currently written.
- 3 Request a Councillor Briefing with further consideration given to the protection of natural areas before bringing the Community Land Plan of Management back to Council for consideration.

ITEM 5 - POST EXHIBITION - WOLLONGONG DCP - CHAPTER D16 WEST DAPTO RELEASE AREA

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 592)

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

- 1 The Wollongong Development Control Plan, 2009 Chapter D16: West Dapto Release Area incorporating the proposed Neighbourhood Planning amendments be adopted.
- 2 A notice be placed on Council's website advising of the adoption.

ITEM 6 - WEST DAPTO URBAN RELEASE AREA BIODIVERSITY CERTIFICATION APPLICATION

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 592)

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

- 1 Council endorse lodgement of the final application and supporting documents for biodiversity certification of the West Dapto Urban Release Area to the NSW Department of Planning, Industry and Environment - Biodiversity and Conservation Division.
- 2 Subject to concurrence from NSW Department of Planning, Industry and Environment - Biodiversity and Conservation Division, Council coordinate public exhibition of the biodiversity certification application and supporting documents for a minimum period of 30 days.
- 3 Following the exhibition period, Council prepare an engagement report addressing the submissions received and forward the engagement report to the NSW Department of Planning, Industry and Environment - Biodiversity and Conservation Division for consideration and recommendations for conferral of biodiversity certification by Ministerial Order.
- 4 The General Manager be delegated authority to sign all necessary Agreements and associated documents to finalise any conferral of biodiversity certification for the West Dapto Urban Release Area.

ITEM 7 - CLIMATE CHANGE ADAPTATION PLAN

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

- 1 The draft Climate Change Adaptation Plan (Attachment 1) be placed on public exhibition for community feedback.
- 2 The Climate Change Risk Assessment for Wollongong (Attachment 2) be noted and provided for viewing as part of exhibition of the draft Climate Change Adaptation Plan.
- 3 Following public exhibition, a further report to Council be provided detailing the submissions received and recommendations relating to finalisation of the draft Climate Change Adaptation Plan.
- 4 A summary of the Climate Change Adaptation Plan and the Greenhouse Gas Mitigation Plan be developed and made available for all residents in an easily understood format.

Variation The variation moved by the Lord Mayor, Councillor Bradbery (the addition of Point 4 "A summary of the Climate Change Adaptation Plan and the Greenhouse Gas Mitigation Plan be

developed and made available for all residents of varying abilities to grasp.”) was accepted by the mover and seconder.

Variation *The variation moved by Councillor Kershaw (the amendment of Point 4 to read “A summary of the Climate Change Adaptation Plan and the Greenhouse Gas Mitigation Plan be developed and made available to all residents in an easily understood format.”) was accepted by the mover and seconder.*

ITEM 8 - TENDER T1000012 (T21/25) - WEST DAPTO ROAD UPGRADE STAGE 1 - (WATER SERVICES RELOCATION)

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 592)

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

- 1 In accordance with clause 178(1)(a) of the Local Government (General) Regulation 2005, Council accept the tender of Cadifern Civil, in the sum of \$757,615.50, 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 9 - ANNUAL TABLING OF RETURNS OF DISCLOSURE OF PECUNIARY INTERESTS AND OTHER MATTERS - 2020 TO 2021

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 592)

COUNCIL'S RESOLUTION – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that Council note the tabling of the Annual Returns of Disclosure of Pecuniary Interests and Other Matters as required by Clause 4.26 of the Model Code of Conduct for Local Councils in NSW.

ITEM 10 - AUGUST 2021 FINANCIALS

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 592)

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 endorse the proposed changes to the Capital Budget for August 2021 including the reallocation of \$0.8M from capital to operating.

ITEM 11 - STATEMENT OF INVESTMENT - AUGUST AND SEPTEMBER 2021

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 592)

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

- 1 Receive the Statement of Investment for August and September 2021.

- 2 Note a variation to the Investment Strategy target to increase the institutional exposure applicable to the NAB up to 40% for the period to July to December 2021.

ITEM 12 - CITY OF WOLLONGONG TRAFFIC COMMITTEE MINUTES OF MEETING HELD 14 SEPTEMBER 2021

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 592)

COUNCIL'S RESOLUTION – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor T Brown that in accordance with the powers delegated to Council, the Minutes and Recommendations of the Wollongong Traffic Committee meeting held on 14 September 2021 in relation to Regulation of Traffic be adopted.

ITEM 13 - NOTICE OF MOTION - COUNCILLOR MITHRA COX - OCEANX OFFSHORE WIND FARM

599 **COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor Cox seconded Councillor Dorahy that Council -

- 1 Welcome the announcement from renewable energy company OceanX that they intend to build a large offshore wind farm off the Illawarra coast.
- 2 Write to OceanX, inviting them to brief Council on their plans, specifically -
 - a What further regulatory framework and approvals are required, given that this is a new industry based offshore and offshore wind has required special federal legislation to enable approval at the federal level
 - b What the onshore land use requirements will be
 - c What types of jobs will be created and how many
 - d What the estimated size of the windfarm will be and what the timeframe for construction will be.

ITEM 14 - NOTICE OF MOTION - COUNCILLOR JANICE KERSHAW - INVESTIGATION INTO THE INSTALLATION OF COMMUNITY BATTERIES

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

- 1 Council liaise with Endeavour Energy to investigate how we can participate in the demonstration of Community Batteries which is planned to commence in early 2022.
- 2 Council discuss with Endeavour Energy how we can assist the local community to be a part of the demonstration program.
- 3 Council consider the use of Council land as locations for the Community Batteries if required if the program continues and expands.
- 4 Council contact Bankstown Council to obtain feedback on their involvement and outcomes thus far in the trial being conducted by Ausgrid.
- 5 Councillors be provided with information on the lifespan of a community battery and their recyclability.

Variation The variation moved by the Lord Mayor, Councillor Bradbery (Point 5 read "Councillors be provided with information on the lifespan of a community battery and their recyclability.") was accepted by the mover and seconder.

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 1 November 2021.

Chairperson