



## MINUTES

# ORDINARY MEETING OF COUNCIL

at 6:00 pm

Monday 19 July 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

Director Infrastructure + Works, Connectivity Assets + Liveable City (Acting)

Director Planning + Environment, Future City + Neighbourhoods

Director Corporate Services, Connected + Engaged City

Director Community Services, Creative + Innovative City

Manager Governance + Customer Service

Chief Financial Officer

Manager Property + Recreation

Chief Information Officer

Manager City Strategy

Manager Project Delivery

Manager Infrastructure Strategy + Planning

Manager Open Space + Environmental Services (Acting)

Manager Community Cultural + Economic Development

Greg Doyle

Joanne Page

Linda Davis

Renee Campbell

Kerry Hunt

Todd Hopwood

Brian Jenkins

Lucielle Power

Ingrid McAlpin

Chris Stewart

Glenn Whittaker

Trish McClure

Paul Tracey

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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## CONFLICTS OF INTERESTS

Councillor Martin declared a non-pecuniary, non-significant conflict of interest in Item 1 – Public Exhibition – Draft Planning Proposal and Draft Neighbourhood Plan – BlueScope Lands Holdings, Kembla Grange and Item 2 – Public Exhibition – Draft Planning Proposal – Cleveland Road Precinct, due to her employment with the Department of Planning. As she does not work on any projects associated with the Wollongong LGA, Councillor Martin advised she would remain in the meeting during debate and voting on the items.

The Lord Mayor, Councillor Bradbery declared a non-pecuniary, non-significant conflict of interest in Item 1 – Draft Planning Proposal and Draft Neighbourhood Plan – BlueScope Lands Holdings, Kembla Grange, as he chairs the BlueScope Community Consultative Committee. As the committee's purpose is that of an information and feedback forum on issues related to the Steelworks site at Port Kembla, Unanderra and surrounds, and has no input or involvement in this item, the Lord Mayor advised he would remain in the meeting during debate and voting on the item.

The Lord Mayor, Councillor Bradbery also declared a non-pecuniary, non-significant conflict of interest in Item 14 – Item Laid on Table – Ordinary Meeting of Council 28 June 2021 – Notice of Motion – Councillor Cameron Walters – The Revitalisation of the CBD – Crown Street Mall Investigation, as he is a member and minister of the Church on the Mall (Uniting Church in Australia) and has non-pecuniary connections with some business and service providers in the Mall. The Lord Mayor advised he would remain in the meeting during debate and voting on the item.

Councillor Walters declared a non-pecuniary, non-significant conflict of interest in Item 2 – Public Exhibition – Draft Planning Proposal – Cleveland Road Precinct, due to his employer being named in the report. Councillor Walters advised he would remain in the meeting during debate and voting on the item.

## CONFIRMATION OF MINUTES OF ORDINARY MEETING OF COUNCIL HELD ON MONDAY, 28 JUNE 2021

**551 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, 28 June 2021 (a copy having been circulated to Councillors) be taken as read and confirmed.

## PUBLIC ACCESS FORUM

ITEM	TITLE	NAME OF SPEAKER
11	Item Laid on Table – Ordinary Meeting of Council 28 June 2021 – Post Exhibition – Draft King George V Park Recreation Master Plan	Paul Hellier Against Recommendation
14	Item Laid on Table – Ordinary Meeting of Council 28 June 2021 – Notice of Motion – Councillor Cameron Walters – The Revitalisation of the CBD – Crown Street Mall Investigation	Jesse Rowlings Against Recommendation

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

A PROCEDURAL MOTION was MOVED by Councillor D Brown seconded Councillor Walters that Items 11 to 16 inclusive be taken off the Table. The PROCEDURAL MOTION on being PUT to the VOTE was CARRIED.

### CALL OF THE AGENDA

**553 COUNCIL'S RESOLUTION** - RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that the staff recommendations for Items 2 and 3, then 7 to 10 inclusive, then Item 12 be adopted as a block.

### ITEM 1 - PUBLIC EXHIBITION - DRAFT PLANNING PROPOSAL AND DRAFT NEIGHBOURHOOD PLAN - BLUESCOPE LANDS HOLDINGS, KEMBLA GRANGE

**554 COUNCIL'S RESOLUTION** – RESOLVED on the motion of Councillor Figliomeni seconded Councillor Martin that -

- 1 A draft Planning Proposal be prepared to amend the Wollongong Local Environmental Plan 2009 for Lot 1 DP 588139; Lot 2 DP 230137; Lot 1 DP 588140; Lot 1002 DP 1192327 Kemplla Grange (BlueScope lands), to enable the following -
  - a Rezone the southern part of Lot 1 DP 588139, adjacent to Sheaffes Road, from R2 Low Density Residential to R3 Medium Density Residential with a minimum lot size of 300 m<sup>2</sup>, an FSR of 0.75:1 and maximum building height of 13m.
  - b Rezone land along West Dapto Road, within Lot 1 DP 588140 (Area 3), from E3 Environmental Management to E2 Environmental Conservation.
  - c Rezone land within Lot 1002 DP 1192327, Lot 1 DP 588140 and Lot 1 DP 588139 (Areas 5(a) to 5(e)) from E3 Environmental Management to IN2 Light Industrial with a minimum lot size of 999 m<sup>2</sup>, and a Floor Space Ratio of 0.5:1.
  - d Rezone land within Lot 1 DP 588140 from E2 Environmental Conservation to IN2 Light Industrial with a minimum lot size of 999 m<sup>2</sup> and an FSR of 0.5:1.
  - e Rezone land within Lot 1 DP 588139 (Area 8(a)) from IN2 Light Industry to E3 Environmental Management with a minimum lot size of 999 m<sup>2</sup> and an FSR of Nil FSR.
  - f Rezone land within Lot 1 DP 588139, from E2 Environmental Conservation to E3 Environmental Management to allow for the Northcliffe Drive Extension corridor.
  - g Rezone land within Lot 2 DP 230137 and Lot 1002 DP 1192327, from SP2 Infrastructure (Road and Rail) to IN3 Heavy Industrial with a minimum lot size of 2999 m<sup>2</sup>.
  - h Rezone land within Lot 2 DP 230137 and Lot 402 DP 1148505 adjacent to Dapto Creek from SP2 (Road and Rail) to E3 Environmental Management.
  - i Rezone 83m<sup>2</sup> within Lot 402 DP 1148505 adjacent to Dapto Creek from IN3 Heavy Industry to E3 Environmental Management.
  - j Amend the Minimum Lot Size for the land zoned and proposed to be zoned E2 Environmental Conservation and E3 Environmental Management, to enable the future separation of development and conservation areas and the proposed Biodiversity Stewardship site, to a variety of minimum lot sizes, as follows and shown on Attachment 5:
    - i Lot 1 DP 588139 - 40 hectares, 9.3 hectares, 1.8 hectares
    - ii Lot 2 DP 230137 - 2.1 hectares
    - iii Lot 1002 DP 1192327 – 9.1 hectares
    - iv Lot 1 DP 588140 - 5.8 hectares, 20 hectares

- 2 The draft Planning Proposal not include the following matters -
  - a The rezoning of land within Lot 1 DP 588140, at the corner of West Dapto Road and Darkes Road from E3 Environmental Management to R3 Medium Density Residential and amending the minimum lot size from 39.99 ha to 300 m<sup>2</sup> and FSR from No FSR to 0.75:1.
- 3 The draft Planning Proposal not be referred to the NSW Department of Planning, Industry and Environment for a Gateway Determination, until the following additional studies are submitted to Council within three (3) month period -
  - a Amended Flood Study and Stormwater Assessment.
  - b Studies or information to justify the inconsistencies with Ministerial Directions.
  - c Archaeological Testing of areas of moderate – high Aboriginal Archaeological Potential as recommended in the Biosis Archaeological Report.
  - d Archaeological Research and Design Report for Testing of Areas of high Archaeological Potential (non-Aboriginal) as recommended in the Biosis Archaeological Report.
  - e Tree Testing of Heritage Item No. 6326 to be carried out as recommended by the Arborist Report prepared by Moore Trees, dated June 2020.
- 4 The proposed 48.51 ha Biodiversity Stewardship site across Lot 1 DP 588139 and Lot 1 DP 588140 be supported in principle, subject to further consultation with Council Officers, the Biodiversity Conservation Trust and the NSW Department of Planning, Industry and Environment and the following be addressed prior to a Gateway Determination -
  - a The applicant address the proposed dedication of E2 and E3 lands including the current western Biobank site and proposed Biodiversity Stewardship site, including details of in-perpetuity funding for the restoration and enhancement of the site.
  - b The applicant discuss the potential for Biodiversity Certification of the Planning Proposal/Neighbourhood Plan area with the NSW Department of Planning, Industry and Environment to streamline and provide certainty in planning outcomes, future development and biodiversity impact assessment and offsetting.
- 5 Following the submission and review of the additional studies, the General Manager be delegated authority to refer the draft Planning Proposal to the NSW Department of Planning, Industry and Environment for a Gateway Determination.
- 6 Should the Gateway Determination be issued, consultation be undertaken with the following agencies -
  - a NSW Department of Planning, Industry and Environment – Environment, Energy and Science
  - b NSW Department of Planning, Industry and Environment - Natural Resources Regulator
  - c NSW Rural Fire Service
  - d Department of Education
  - e Endeavour Energy
  - f Transport for NSW
  - g State Emergency Services
  - h Sydney Water
  - i Heritage NSW
  - j Jemena
  - k Illawarra Local Aboriginal Lands Council.
- 7 Should the NSW Department of Planning, Industry and Environment issue a Gateway

Determination the draft Planning Proposal be exhibited for a minimum period of twenty eight (28) days.

- 8 The NSW Department of Planning, Industry and the Environment be requested to issue authority to the General Manager to exercise plan making delegations in accordance with Council's resolution of 26 November 2012.
- 9 The draft Neighbourhood Plan (Attachment 6) be updated to reflect the draft Planning Proposal and be exhibited with the draft Planning Proposal.

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

*Against* Councillors Blakey and Cox

## **ITEM 2 - PUBLIC EXHIBITION - DRAFT PLANNING PROPOSAL - CLEVELAND ROAD PRECINCT**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 553)

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

- 1 A draft Planning Proposal be prepared for the Cleveland Road precinct within Stage 3 of the West Dapto Urban Release Area to rezone the precinct to permit urban development (Attachment 3).
- 2 The proponent and landholders submit the additional information relating to heritage within six (6) months of the date of the Council resolution.
- 3 Following receipt of the additional information, the draft Planning Proposal be referred to the NSW Department of Planning, Industry and Environment for a Gateway determination.
- 4 Should the Gateway Determination be issued, consultation be undertaken with the following agencies -
  - a NSW Department of Planning, Industry and Environment – Environment, Energy and Science
  - b NSW Department of Planning, Industry and Environment - Natural Resources Regulator
  - c NSW Rural Fire Service
  - d Department of Education
  - e Endeavour Energy
  - f Transgrid
  - g Transport for NSW
  - h State Emergency Services
  - i Sydney Water
  - j Heritage NSW
  - k Jemena
  - l Illawarra Local Aboriginal Lands Council.
- 5 Should the NSW Department of Planning, Industry and Environment issue a Gateway determination the draft Planning Proposal be exhibited for a minimum period of twenty eight (28) days.
- 6 The NSW Department of Planning, Industry and Environment be requested to issue authority to the General Manager to exercise plan making delegations, in accordance

with Council's resolution of 26 November 2012.

- 7 The proponent and landholders be encouraged to submit a revised draft Neighbourhood Plan within six (6) months of the date of the Council resolution to enable exhibition with the draft Planning Proposal.

### **ITEM 3 - PUBLIC EXHIBITION - WEST DAPTO SUBURBS REVIEW - SUBURB 'A' KEMBLA GRANGE**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 553)

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

- 1 Council endorse the proposed shortlist of names for Suburb A (Attachment 1) for public exhibition. The exhibition period will be for six (6) weeks.
- 2 Following exhibition, a report to Council be prepared with final recommendations for all proposed Suburbs A, C and E.

### **ITEM 4 - DRAFT HOUSING AND AFFORDABLE HOUSING OPTIONS PAPER - CONSULTATION FEEDBACK**

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

- 1 The community feedback received during the exhibition of the draft Housing and Affordable Housing Options Paper be noted.
- 2 The feedback be used to guide the preparation of the draft Housing and Affordable Housing Strategy.
- 3 The draft Housing and Affordable Housing Strategy be reported to Council for endorsement prior to exhibition.

### **ITEM 5 - AFFORDABLE HOUSING - TARGETING OF FEDERAL FUNDING**

**556 COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Dorahy that Council resolve to combine the balance of the Commonwealth grant to deliver a scheme in the Wollongong Local Government Area via a competitive process, with priority for the southern suburbs of Wollongong. Schemes will be assessed on their ability to –

- a Target those in greatest need of housing security
- b Demonstrate innovation including in building design and new ways of delivering services, including secure and affordable rental and/or pathways to home ownership for low to moderate income earners.
- c Return an income stream such that they can be continued or expanded beyond the initial funding
- d Incorporate housing options designed as energy efficient and sustainable.
- e Any decision of awarding funds under the competitive process be by a report to Council, and a committee of Councillors be formed with delegation to provide recommendations on applications received in the competitive process.

*Variation The variation moved by Councillor Figliomeni (the addition of the words "including in building design" to point b) was accepted by the mover and seconder.*

## ITEM 6 - POST EXHIBITION - STANWELL PARK RESERVE AND BALD HILL LOOKOUT PLAN OF MANAGEMENT

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

- 1 The draft Stanwell Park Reserve and Bald Hill Lookout Plan of Management be amended in the following manner (also shown in highlighted text in Attachment 5) –
  - a References in the document to the year 2020 be replaced by 2021
  - b Location of Hargraves Creek and Stanwell Creek is included on page 9
  - c Date of Minister's Approval to exhibit added on page 12
  - d Weblink for Heritage listing of Lawrence Hargrave Memorial Park updated on page 13
  - e Reference to FlyStanwell Inc as the new name for the Stanwell Park Hang Gliding and Paragliding Club included on page 33
  - f Reference to *National Parks and Wildlife Act 1974* added to Table 2 on page 34 in Scale and Intensity Column of the PoM Permissible Purpose/Use/Development Table
  - g The Developing the Plan section (page 61) and Planned Consultation Activities during the Public Exhibition Period (page 61) have been updated to include the consultation undertaken
  - h In the Delivering the Plan of Management Section (pages 62 and 63), add information relating to findings of a future signage audit and about undertaking any Aboriginal Cultural Heritage Assessments, surveys or approvals under the *National Parks and Wildlife Act 1974* for PoM permissible activities and future improvements, including information regarding due diligence and submissions from the Aboriginal community recommending site monitors if the surf club is upgraded beyond its current footprint in the future
  - i Appendix 6: Heritage Considerations (from page 78) has been added to explain how Council manages the area's heritage values, including the potential for Aboriginal cultural heritage to be present.
- 2 Council note, in accordance with the *Local Government (General) Regulation 2005*, that the draft Plan of Management as amended does not change any community land category applying to the land adjacent to the Helensburgh Stanwell Park Surf Life Saving Club (Attachment 6) because the steep bank behind the surf club and the Norfolk Island Pine are appropriately categorised as Council owned Natural Area Bushland.
- 3 The amended draft Stanwell Park Reserve and Bald Hill Lookout Plan of Management be referred to the NSW Department of Planning, Industry and Environment – Crown Lands for landowner consent to adopt the Plan of Management.
- 4 If landowner consent is granted, the General Manager be delegated authority to adopt the Stanwell Park Reserve and Bald Hill Lookout Plan of Management pursuant to section 40 of the *Local Government Act 1993* in accordance with section 3.23(6) of the *Crown Lands Management Act 2016*.
- 5 A copy of the adopted Plan of Management be forwarded to the NSW Department of Planning, Industry and Environment – Crown Lands.



### **ITEM 7 - POST EXHIBITION - REVIEW OF WOLLONGONG DEVELOPMENT CONTROL PLAN 2009 CHAPTER C17: TELECOMMUNICATIONS AND RADIOCOMMUNICATION FACILITIES**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 553)

**COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that Wollongong Development Control Plan 2009 Chapter C17: Telecommunications and Radiocommunications Facilities be adopted and a notice be placed on Council's website.

### **ITEM 8 - POST EXHIBITION - COMMUNITY ENGAGEMENT COUNCIL POLICY**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 553)

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

### **ITEM 9 - TENDER T21/22 - PIPE REPLACEMENT - THAMES STREET, WEST WOLLONGONG**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 553)

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

- 1 In accordance with clause 178(1)(a) of the Local Government (General) Regulation 2005, Council accept the tender of Cadifern Civil for Pipe Replacement at Thames Street, West Wollongong, in the sum of \$95,890.00, 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 10 - CITY OF WOLLONGONG TRAFFIC COMMITTEE MINUTES OF MEETING HELD ON 22 JUNE 2021**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 553)

**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 City of Wollongong Traffic Committee held on 22 June 2021 in relation to Regulation of Traffic be adopted.

**ITEM 11 - ITEM LAID ON TABLE - ORDINARY MEETING OF COUNCIL 28 JUNE 2021 - POST EXHIBITION - DRAFT KING GEORGE V PARK RECREATION MASTER PLAN**

MOVED by Councillor Figliomeni seconded Councillor Dorahy that -

- 1 The King George V Park Recreation Master Plan be adopted.
  - a The outdoor exercise circuit be retained as an exercise equipment area.
- 2 The implementation plan be noted.
- 3 Council defer further work and expenditure on the Military Road and Dover Drive cycle project pending provision of –
  - Forecast usage
  - Comprehensive risk analysis
  - Impact on existing cycle/dual paths
  - Impact on local business due to loss of parking
  - Cost to remove pop-up
  - Benefits of proceeding with the project.

*Variation* The variation moved by Councillor Dorahy (the addition of Point 1a “The outdoor exercise circuit be retained as an exercise equipment area.”) was accepted by the mover and seconder.

Councillor Blakey FORESHADOWED a MOTION should Councillor Figliomeni’s Motion be defeated that –

- 1 The King George V Park Recreation Master Plan be adopted.
- 2 The implementation plan be noted.
- 3 New infrastructure be prioritised for the 95% of the park that does not have established Bushcare plantings.
- 4 Where new proposed infrastructure intersects with vegetation to ensure integrated landscape outcomes are achieved, Council makes a commitment that no healthy established specimens of the following species be removed without consultation with the Bushcare group -

Moreton Bay fig - *Ficus macrophylla*; Port Jackson fig - *Ficus rubiginosa*; Sandpaper fig - *Ficus coronate*; Small-leaved fig - *Ficus obliqua*; Deciduous fig - *Ficus superba*; Cabbage tree palm - *Livistona australis*; Swamp mahogany - *Eucalyptus robusta*; Bangalay - *Eucalyptus botryoides*; Wollongong Woollybutt or Southern Blue Gum - *Eucalyptus saligna x botryoides*; Black apple - *Planchonella australis*; Pink poplar - *Euroschinus falcata*; Corkwood - *Endiandra sieberi*; Muttonwood - *Myrsine variabilis*; Illawarra plum - *podocarpus elatus*; Illawarra flame tree - *Brachychiton acerifolius*; Lilly pilly - *Acmena smithii*; Cheese tree - *Glochidion ferdinandi*; Celery wood - *Polyscias elegans*; Coast banksia - *Banksia integrifolia*; Swamp hibiscus - *Hibiscus diversifolius*; Coffee bush - *Breynia oblongifolia*; Native quince - *Alectryon subcinereus*; Illawarra Irene (endangered) - *Zieria granulate*; Hairy clairy - *Clerodendrum tomentosum*; Red ash - *Alphitonia excelsa*; Bangalow palm - *Archontopoenix cunninghamiana*.

Councillor Figliomeni’s Motion on being PUT to the VOTE was LOST.

*In favour* Councillors Dorahy, Figliomeni and Walters

*Against* Councillors Blakey, D Brown, T Brown, Colacino, Cox, Kershaw, Martin, Rimmer and Bradbery

Following the defeat of Councillor Figliomeni’s Motion, Councillor Blakey’s FORESHADOWED MOTION became the MOTION.

MOVED by Councillor Blakey seconded Councillor Martin that -

- 1 The King George V Park Recreation Master Plan be adopted.
- 2 The implementation plan be noted.
- 3 New infrastructure be prioritised for the 95% of the park that does not have established Bushcare plantings.
- 4 Where new proposed infrastructure intersects with vegetation to ensure integrated landscape outcomes are achieved, Council makes a commitment that no healthy established specimens of the following species be removed without consultation with the Bushcare group -

Moreton Bay fig - *Ficus macrophylla*; Port Jackson fig - *Ficus rubiginosa*; Sandpaper fig - *Ficus coronate*; Small-leaved fig - *Ficus obliqua*; Deciduous fig - *Ficus superba*; Cabbage tree palm - *Livistona australis*; Swamp mahogany - *Eucalyptus robusta*; Bangalay - *Eucalyptus botryoides*; Wollongong Woollybutt or Southern Blue Gum - *Eucalyptus saligna x botryoides*; Black apple - *Planchonella australis*; Pink poplar - *Euroschinus falcata*; Corkwood - *Endiandra sieberi*; Muttonwood - *Myrsine variabilis*; Illawarra plum - *podocarpus elatus*; Illawarra flame tree - *Brachychiton acerifolius*; Lilly pilly - *Acmena smithii*; Cheese tree - *Glochidion ferdinandi*; Celery wood - *Polyscias elegans*; Coast banksia - *Banksia integrifolia*; Swamp hibiscus - *Hibiscus diversifolius*; Coffee bush - *Breynia oblongifolia*; Native quince - *Alectryon subcinereus*; Illawarra Irene (endangered) - *Zieria granulate*; Hairy clairy - *Clerodendrum tomentosum*; Red ash - *Alphitonia excelsa*; Bangalow palm - *Archontopoenix cunninghamiana*.

The Lord Mayor, Councillor Bradbery FORESHADOWED a MOTION should Councillor Blakey's Motion be defeated that –

- 1 The King George V Park Recreation Master Plan be adopted.
  - a The outdoor exercise circuit be retained as an exercise equipment area.
- 2 The implementation plan be noted.
- 3 Council defer further work and expenditure on the Military Road and Dover Drive cycle project pending provision of –
  - Forecast usage
  - Comprehensive risk analysis
  - Impact on existing cycle/dual paths
  - Impact on local business due to loss of parking
  - Cost to remove pop-up
  - Benefits of proceeding with the project.
- 4 New infrastructure be prioritised for the 95% of the park that does not have established Bushcare plantings.
- 5 Where new proposed infrastructure intersects with vegetation to ensure integrated landscape outcomes are achieved, Council makes a commitment that no healthy established specimens of the following species be removed without consultation with the Bushcare group -

Moreton Bay fig - *Ficus macrophylla*; Port Jackson fig - *Ficus rubiginosa*; Sandpaper fig - *Ficus coronate*; Small-leaved fig - *Ficus obliqua*; Deciduous fig - *Ficus superba*; Cabbage tree palm - *Livistona australis*; Swamp mahogany - *Eucalyptus robusta*; Bangalay - *Eucalyptus botryoides*; Wollongong Woollybutt or Southern Blue Gum - *Eucalyptus saligna x botryoides*; Black apple - *Planchonella australis*; Pink poplar - *Euroschinus falcata*; Corkwood - *Endiandra sieberi*; Muttonwood - *Myrsine variabilis*; Illawarra plum - *podocarpus elatus*; Illawarra flame tree - *Brachychiton acerifolius*; Lilly pilly - *Acmena*

*smithii*; Cheese tree - *Glochidion ferdinandi*; Celery wood - *Polyscias elegans*; Coast banksia - *Banksia integrifolia*; Swamp hibiscus - *Hibiscus diversifolius*; Coffee bush - *Breynia oblongifolia*; Native quince - *Alectryon subcinereus*; Illawarra Irene (endangered) - *Zieria granulate*; Hairy clairy - *Clerodendrum tomentosum*; Red ash - *Alphitonia excelsa*; Bangalow palm - *Archontopoenix cunninghamiana*.

Councillor Blakey's Motion on being PUT to the VOTE was LOST.

*In favour* Councillors Blakey, D Brown, T Brown, Cox, Kershaw and Martin

*Against* Councillors Colacino, Dorahy, Figliomeni, Rimmer, Walters and Bradbery

### TIED VOTING

Due to votes being tied, the Lord Mayor used his Casting Vote to vote against Councillor Blakey's Motion.

Following the defeat of Councillor Blakey's Motion, Councillor Bradbery's FORESHADOWED MOTION became the MOTION.

MOVED by Councillor Bradbery seconded by Councillor Rimmer that -

- 1 The King George V Park Recreation Master Plan be adopted.
  - a The outdoor exercise circuit be retained as an exercise equipment area
- 2 The implementation plan be noted.
- 3 Council defer further work and expenditure on the Military Road and Dover Drive cycle project pending provision of –
  - Forecast usage
  - Comprehensive risk analysis
  - Impact on existing cycle/dual paths
  - Impact on local business due to loss of parking
  - Cost to remove pop-up
  - Benefits of proceeding with the project.
- 4 New infrastructure be prioritised for the 95% of the park that does not have established Bushcare plantings.
- 5 Where new proposed infrastructure intersects with vegetation to ensure integrated landscape outcomes are achieved, Council makes a commitment that no healthy established specimens of the following species be removed without consultation with the Bushcare group -

Moreton Bay fig - *Ficus macrophylla*; Port Jackson fig - *Ficus rubiginosa*; Sandpaper fig - *Ficus coronate*; Small-leaved fig - *Ficus obliqua*; Deciduous fig - *Ficus superba*; Cabbage tree palm - *Livistona australis*; Swamp mahogany - *Eucalyptus robusta*; Bangalay - *Eucalyptus botryoides*; Wollongong Woollybutt or Southern Blue Gum - *Eucalyptus saligna x botryoides*; Black apple - *Planchonella australis*; Pink poplar - *Euroschinus falcata*; Corkwood - *Endiandra sieberi*; Muttonwood - *Myrsine variabilis*; Illawarra plum - *podocarpus elatus*; Illawarra flame tree - *Brachychiton acerifolius*; Lilly pilly - *Acmena smithii*; Cheese tree - *Glochidion ferdinandi*; Celery wood - *Polyscias elegans*; Coast banksia - *Banksia integrifolia*; Swamp hibiscus - *Hibiscus diversifolius*; Coffee bush - *Breynia oblongifolia*; Native quince - *Alectryon subcinereus*; Illawarra Irene (endangered) - *Zieria granulate*; Hairy clairy - *Clerodendrum tomentosum*; Red ash - *Alphitonia excelsa*; Bangalow palm - *Archontopoenix cunninghamiana*.

Councillor D Brown FORESHADOWED a MOTION should Councillor Bradbery's Motion be defeated that –

- 1 The King George V Park Recreation Master Plan be adopted.
- 2 The implementation plan be noted.

Councillor Bradbery's Motion on being PUT to the VOTE was LOST.

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

#### **TIED VOTING**

Due to votes being tied, the Lord Mayor used his Casting Vote to vote against his Motion.

Following the defeat of Councillor Bradbery's Motion, Councillor D Brown's FORESHADOWED MOTION became the MOTION.

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

- 1 The King George V Park Recreation Master Plan be adopted.
- 2 The implementation plan be noted.

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

#### **DEPARTURE OF COUNCILLOR**

During debate and prior to voting on Item 11, the Lord Mayor, Councillor Bradbery departed the meeting, the time being 7:42 pm. During the Lord Mayor's absence, Deputy Lord Mayor Councillor T Brown assumed the chair. The Lord Mayor resumed the chair when he returned to the meeting, the time being 7:44 pm

#### **ITEM 12 - ITEM LAID ON TABLE - ORDINARY MEETING OF COUNCIL 28 JUNE 2021 - POLICY REVIEW: GRAFFITI MANAGEMENT COUNCIL POLICY**

The following staff recommendation was adopted as part of the Block Adoption of Items (refer Minute Number 553)

**COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor D Brown seconded Councillor Figliomeni that Council adopt the revised Graffiti Management Council Policy.

#### **ITEM 13 - ITEM LAID ON TABLE - ORDINARY MEETING OF COUNCIL 28 JUNE 2021 - POLICY REVIEW: CRIME PREVENTION COUNCIL POLICY**

**559** **COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor Dorahy seconded Councillor Walters that Council adopt the revised Crime Prevention Council Policy with a variation to the policy section regarding Situational Crime Prevention, to incorporate the wording "Wollongong City Council with the assistance of the Community Safety Reference Group and other Agencies give consideration to and potential selection of hotspot areas where the installation of CCTV in identified positions across the LGA will enhance the safety and security of the community and assist the Police in their role to identify those who break the law."

**ITEM 14 - ITEM LAID ON TABLE - ORDINARY MEETING OF COUNCIL 28 JUNE 2021 - NOTICE OF MOTION - COUNCILLOR CAMERON WALTERS - THE REVITALISATION OF THE CBD - CROWN STREET MALL INVESTIGATION**

**560 COUNCIL'S RESOLUTION** – RESOLVED on the motion of Councillor Walters seconded Councillor Figliomeni that -

- 1 Council notes the rapid changes in retail shopping patterns across our city centre and the need for a more flexible environment to revitalise the Crown Street Mall precinct.
- 2 Council notes the findings of the CIVITAS report 'City Centre Urban Design Directions Paper, May 2021' (CIVITAS Report) commissioned by Martin, Morris & Jones Pty Ltd on behalf of community and industry stakeholders in response to the Wollongong City Centre Planning Review.
- 3 Council acknowledges that action must be taken in light of the CIVITAS Report findings and recommendations.
- 4 Having regard to the high level of retail vacancies within the Crown Street Mall precinct, and as outlined in the CIVITAS Report, Council investigates options and implications of opening Crown Street Mall for vehicular traffic and include -
  - a Engagement with CIVITAS
  - b Options for parking and a dedicated cycleway
  - c If possibly opening Crown Street Mall to vehicular traffic can be safely integrated with other uses, pedestrians and cyclists
  - d The flexibility to close sections of road for special events
  - e Any external documents and reports that outline the impact of changes to the Crown Street Mall precinct
  - f Any financial implications and disruption to stake holders.
- 5 The findings are brought back to Councillors by the end of October 2021.

*Variation* The variation moved by Councillor Bradbery (the addition of the words "Council investigate options and implications of opening of the Crown Street Mall to vehicular traffic and include" to point 4, the rewording of point 4c to "If possibly opening of the Mall to vehicular traffic can be safely integrated with other uses, pedestrians and cyclists" and the addition of point 4f "Any financial implications and disruption to stake holders") was accepted by the mover and seconder.

*In favour* Councillors Colacino, Dorahy, Figliomeni, Kershaw, Rimmer, Walters and Bradbery

*Against* Councillors Blakey, D Brown, T Brown, Cox and Martin

Councillor D Brown FORESHADOWED a MOTION should Councillor Walters Motion be defeated that -

- 1 The CIVITAS consultancy be thanked for preparing their position paper on behalf of CBD landlords and traders.
- 2 The position paper be formally included in submissions responding to public exhibition of the City Centre Access and Movement Strategy, City Centre Planning Review and Design Review, the city-wide retail centres strategy and any related plans.

**ITEM 15 - ITEM LAID ON TABLE - ORDINARY MEETING OF COUNCIL 28 JUNE 2021 - NOTICE OF MOTION - COUNCILLOR DOM FIGLIOMENI - EMISSIONS REDUCTION**

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

- 1 Council discuss with Remondis the possibility of acquiring electric or hydrogen powered garbage trucks at the next replacement opportunity.
- 2 Management consider replacing future vehicles and trucks with hybrid, electric or hydrogen powered vehicles and equipment subject to operations not being compromised.
- 3 A report be delivered back to Council on the outcomes of these discussions no later than March 2022.

*Variation* The variation moved by Councillor Cox (the addition of words "and equipment" to Point 2) was accepted by the mover and seconder.

*Variation* The variation moved by Councillor Colacino (the addition of the words "no later than March 2022" to the end of point 3) was accepted by the mover and seconder.

**DEPARTURE OF COUNCILLOR**

During debate and prior to voting on Item 15, the Lord Mayor, Councillor Bradbery departed the meeting, the time being 9:17 pm. During the Lord Mayor's absence, Deputy Lord Mayor Councillor T Brown assumed the chair. The Lord Mayor resumed the chair when he returned to the meeting, the time being 9:20 pm.

**ITEM 16 - ITEM LAID ON TABLE - ORDINARY MEETING OF COUNCIL 28 JUNE 2021 - NOTICE OF MOTION - COUNCILLOR JANICE KERSHAW - GUIDELINES FOR WORKING BENEATH COUNCIL ASSETS**

**562** **COUNCIL'S RESOLUTION** – RESOLVED UNANIMOUSLY on the motion of Councillor Kershaw seconded Councillor Rimmer that -

- 1 Council establish a working group to develop a set of guidelines for the process to be followed when utilities or the RMS need to undertake work beneath Council assets. The guidelines should cover but not be limited to –
  - a Advanced communication and coordination be provided to Council including the scope, date and time of the proposed work
  - b Council officers must be onsite and oversee the removal of the surface covering
  - c Council officers retain the removed material for reuse if possible
  - d Council repair the asset if it is in a location that impacts the surrounding landscaping and where appropriate seek to recover the costs from the appropriate entity or organisation.
- 2 Council write to the appropriate Ministers responsible for the various utilities that run under the footpaths and roads that Council is responsible for construction and maintenance, to nominate a representative to be a member of the working group. This person should have the discretion and delegation to contribute and sign off on the final guidelines.

*Variation* The variation moved by Councillor Figliomeni (the addition of the wording "and where appropriate seek to recover the costs from the appropriate entity or organisation" to the end of point 1d) was accepted by the mover and seconder.

*Variation* The variation moved by Councillor Bradbery (the addition of the words "and coordination" to point 1a) was accepted by the mover and seconder.

**ITEM 17 - NOTICE OF MOTION - COUNCILLOR JOHN DORAHY AND COUNCILLOR CAMERON WALTERS - WOLLONGONG VACCINATION HUB AND COVID-19 SUPPORT FOR BUSINESSES AND RESIDENTS**

MOVED by Councillor Dorahy seconded Councillor Walters that -

- 1 Wollongong City Council welcomes the announcement by the NSW Government to erect a COVID-19 vaccination hub here in Wollongong CBD.
- 2 From 1 August 2021 to 1 January 2022, to assist with vaccination roll-out and support local businesses, Council implement the below and prepare a report to be considered by Councillors prior to the implementation date on the impact on the Council budget of –
  - a turning off all parking meters in the Wollongong CBD area, with time limits still applying
  - b suspending all outdoor dining fees that are applicable to businesses
  - c working with local businesses to expand their outdoor dining areas where possible
  - d deferring council rates for businesses and residents that have applied for a NSW Government Small Business COVID-19 support grant or Commonwealth COVID-19 assistance grant, or meet the requirements of Wollongong City Council's hardship policy, with interest on these deferred rates waived.
- 3 Council reports back to the first Briefing of the 'new' Council term for Councillors by the end of October with more short-term options to help local businesses and residents in the Wollongong community.
- 4 Council collects statistical data and conducts community engagement during the free parking period with businesses and residents for future parking options.

*Variation The variation moved by Councillor Figliomeni (the addition of wording "Council prepare a report to be considered by Councillors prior to the implementation date on the impact on the Council budget of" to the end of point 2, prior to point 2a) was accepted by the mover and seconder.*

Councillor T Brown FORESHADOWED a MOTION should Councillor Dorahy's Motion be defeated that –

- 1 Wollongong City Council welcomes the announcement by the NSW Government to erect a COVID-19 vaccination hub here in the Wollongong CBD.
- 2 The General Manager and staff work with NSW Health to determine how Council can support effective operations of this Hub, to encourage uptake of the vaccination rollout.
- 3 Council investigates supporting measures, such as free parking in McCabe Park Carpark, to assist the community to access the Hub.
- 4 In relation to Council's COVID-19 Assistance Program for the Community, which we understand is presently being reviewed for consideration at the August 2 meeting of Council, staff consider additional measures to support small businesses hard hit by recent health orders.
- 5 We write to the Prime Minister seeking the reinstatement of the JobKeeper program for targeted industries.

Councillor Dorahy's Motion on being PUT to the VOTE was LOST.

*In favour* Councillors Colacino, Dorahy, Figliomeni and Walters

*Against* Councillors Blakey, D Brown, T Brown, Cox, Kershaw, Martin, Rimmer and Bradbery



Following the defeat of Councillor Dorahy's Motion, Councillor T Brown's FORESHADOWED MOTION became the MOTION.

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

- 1 Wollongong City Council welcomes the announcement by the NSW Government to erect a COVID-19 vaccination hub here in the Wollongong CBD.
- 2 The General Manager and staff work with NSW Health to determine how Council can support effective operations of this Hub, to encourage uptake of the vaccination rollout.
- 3 Council investigates supporting measures, such as free parking in McCabe Park Carpark, to assist the community to access the Hub.
- 4 In relation to Council's COVID-19 Assistance Program for the Community, which we understand is presently being reviewed for consideration at the August 2 meeting of Council, staff consider additional measures, including waiving outdoor dining fees, to support small businesses, hard hit by recent health orders.
- 5 We write to the Prime Minister seeking the reinstatement of the JobKeeper program for targeted industries.

*Variation The variation moved by Councillor Rimmer (the addition of the words "including waiving outdoor dining fees" to point 4) was accepted by the mover and seconder.*

#### **EXTENSION OF MEETING TIME**

During the debate on Item 17, a PROCEDURAL MOTION was MOVED by Councillor Bradbery that the meeting time be extended by 30 minutes.

#### **EXTENSION OF MEETING TIME**

During the debate on Item 17, a PROCEDURAL MOTION was MOVED by Councillor Bradbery that the meeting time be extended by 15 minutes.

A PROCEDURAL MOTION was MOVED by Councillor Walters seconded Councillor Colacino that Councillor Dorahy be granted an additional 1 minute to address the meeting in relation to Item 17.

#### **EXTENSION OF MEETING TIME**

During the debate on Item 17, a PROCEDURAL MOTION was MOVED by Councillor Bradbery that the meeting time be extended by 15 minutes.

#### **THE MEETING CONCLUDED AT 10:52 PM**

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Confirmed as a correct record of proceedings at the Ordinary Meeting of the Council of the City of Wollongong held on Monday 2 August 2021.

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Chairperson