

# Extraordinary Meeting Of Council

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## Wollondilly Shire Council

### Notice of Meeting & Agenda Monday 5 December 2016

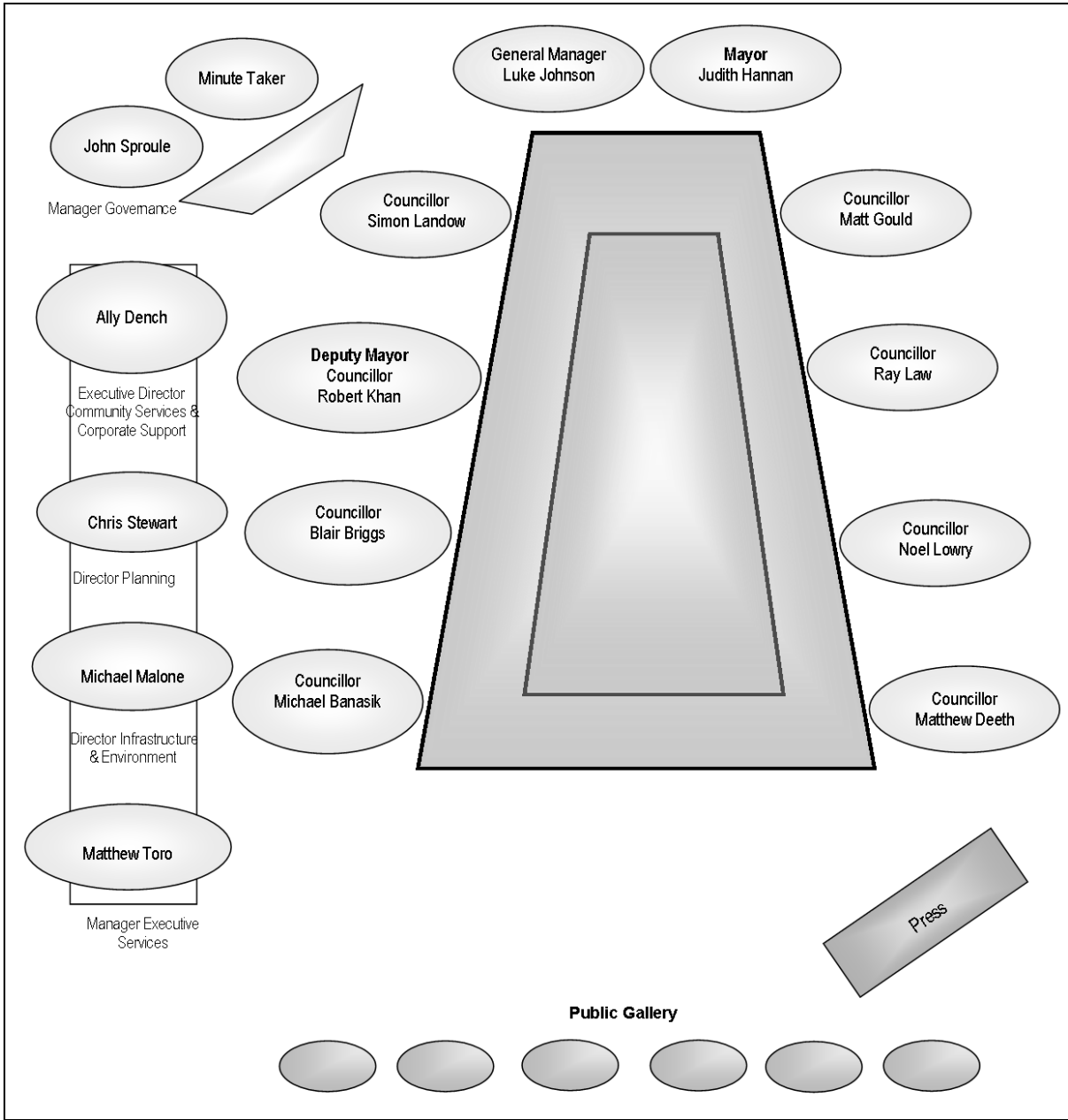
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You are invited to attend the Extraordinary Meeting of Council to be held in the Council Chambers, 62-64 Menangle Street Picton on Monday 5 December 2016 commencing at 7.30pm.

A handwritten signature in black ink, appearing to read 'Luke Johnson'.

Luke Johnson  
General Manager

# Seating in Council Chambers



**EAST WARD**

Cr Matthew Deeth	0428 335 743	Email: <a href="mailto:matthew.deeth@wollondilly.nsw.gov.au">matthew.deeth@wollondilly.nsw.gov.au</a>
Cr Ray Law	0427 901 275	Email: <a href="mailto:ray.law@wollondilly.nsw.gov.au">ray.law@wollondilly.nsw.gov.au</a>
Cr Noel Lowry	0406 047 086	Email: <a href="mailto:noel.lowry@wollondilly.nsw.gov.au">noel.lowry@wollondilly.nsw.gov.au</a>

**CENTRAL WARD**

Cr Michael Banasik	0425 798 068	Email: <a href="mailto:michael.banasik@wollondilly.nsw.gov.au">michael.banasik@wollondilly.nsw.gov.au</a>
Cr Blair Briggs	0418 269 913	Email: <a href="mailto:blair.briggs@wollondilly.nsw.gov.au">blair.briggs@wollondilly.nsw.gov.au</a>
Cr Robert Khan	0407 705 100	Email: <a href="mailto:robert.khan@wollondilly.nsw.gov.au">robert.khan@wollondilly.nsw.gov.au</a>

**NORTH WARD**

Cr Matt Gould	0427 936 471	Email: <a href="mailto:matthew.gould@wollondilly.nsw.gov.au">matthew.gould@wollondilly.nsw.gov.au</a>
Cr Judith Hannan	0414 557 799	Email: <a href="mailto:judith.hannan@wollondilly.nsw.gov.au">judith.hannan@wollondilly.nsw.gov.au</a>
Cr Simon Landow	0415 406 719	Email: <a href="mailto:simon.landow@wollondilly.nsw.gov.au">simon.landow@wollondilly.nsw.gov.au</a>

Business Papers will be available from Council's Foyer or alternatively on Council's website.

# Contents

## **OPENING**

## **RECORDING OF THE MEETING**

In accordance with Council's Code of Meeting Practice the electronic recording of the Council Meeting and the use of electronic media during the proceedings is not permitted. This includes devices such as laptops, mobile phones, tape recorders and video cameras.

## **NATIONAL ANTHEM**

## **ACKNOWLEDGEMENT OF COUNTRY**

## **APOLOGIES AND LEAVE OF ABSENCE REQUESTS**

## **DECLARATION OF INTEREST**

## **MAYORAL MINUTE**

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# Wollondilly Community Strategic Plan 2033

Council's format for reporting to our Ordinary Council Meetings will follow the:

## 1. Wollondilly Strategic Plan 2033 themes:

Looking after the **Community** | Accountable and Transparent **Governance** | Caring for the **Environment** | Building a strong local **Economy** | Management and Provision of **Infrastructure**

Under each of these themes are **Outcomes** – expressions of what we want to achieve in the long term which will be reflected in our reports.

## 2. Sustainability Principles (*reference page 10 of the CSP 2033*)

Equity | Precaution | Regeneration | Engagement | Sharing | Access | Participation | Rights | Governance

*"Council will build the above principles into all facets of our organisation and everything we do."*

## 1.

# Community

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### Outcomes

1. Access to a range of activities, services and facilities.
2. A connected and supported community.

### Strategies

#### CO1 - Community Building, Well-being and Identity

Deliver a range of community programmes, services, facilities and events which strengthen the capacity, well-being and cultural identity of our community.

#### CO2 - Working with Others

Work with other agencies and service providers to deliver community programmes, services and facilities which complement and enhance Council's service provision.

#### CO3 - Social Planning

Undertake strategic social planning and research regarding community needs and issues.

#### CO4 - Engagement and Communication

Implement excellence in our community engagement by listening to and responding to the needs and concerns of our residents.

# Governance

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### Outcomes

1. Government, community and business talking and working together.
2. A Council that demonstrates good business management and ethical conduct.

# Wollondilly Community Strategic Plan 2033

## Strategies

- GO1 - Quality Employer  
Provide an attractive employment choice for talented people.
- GO2 - Best Practice Governance  
Be a leader in best practice local government governance.
- GO3 - Customer Service  
Deliver responsive and helpful services to all our customers.
- GO4 - Advocacy  
Advocate strongly for the interests of Wollondilly and its community.
- GO5 - Financial Sustainability  
Maintain Council in a strong and sustainable financial position.
- GO6 - Resource Efficiency  
Be efficient and effective in the use of Council resources and provide value for money in the delivery of services.
- GO7 - Information Management  
Ensure best practice approach as to the delivery of quality information and technology services.
- GO8 - Corporate Image  
Promote a positive representation of Council's corporate image.

## Environment

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### Outcomes

1. Our local environment that is valued and protected.
2. A community that interacts with and cares for their environment.

### Strategies

- EN1 - Biodiversity Resilience  
Protect and conserve biodiversity and natural resources, including waterways, riparian lands and groundwater dependent ecosystems.
- EN2 - Growth Management  
Apply best practice environmental principles to the management of future growth.
- EN3 - Development Assessment  
Apply best practice environmental principles to the assessment of development and planning proposals.
- EN4 - Environmental Responsibility  
Educate and promote legislative environmental responsibilities to the community.
- EN5 - Auditing, Monitoring and Enforcement  
Undertake auditing, monitoring and regulatory enforcement to protect the environment and the health, safety and well-being of the community.
- EN6 - Waste Management  
Improve waste minimisation and recycling practices in homes, workplaces, development sites and public places.
- EN7 - Sustainable Living  
Educate, promote and support low consumption, sustainable lifestyles and lowering of the Shire's carbon footprint.

## Economy

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### Outcomes

1. A strong local economy providing employment and other opportunities.

### Strategies

- EC1 - Economic Development  
Enhance economic development in Wollondilly Shire through innovative engagement and ongoing promotion of our strengths.
- EC2 - Planning for and Supporting Business  
Strengthen and diversify Wollondilly's economic base by attracting and supporting the development of a diverse range of industries.
- EC3 - Manage Growth  
Encourage and manage growth to ensure that it contributes to economic well-being.
- EC4 - Managing Development and Land Use  
Manage and regulate land use and development in order to achieve a high quality built environment which contributes to economic well-being.
- EC5 - Protect Natural Resources  
Protect natural resources so as to contribute to the Shire's economic well-being.

## Infrastructure

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### Outcomes

1. Safe, maintained and effective infrastructure.
2. Access to a range of transport options.

### Strategies

- IN1 - Maintain Road Network  
Ensure that the road network is maintained to a standard that is achievable within the resources available.
- IN2 - Manage Road Network  
Manage the road network to respond to community needs, growth in the Shire, improving road safety and improving transport choices.
- IN3 - Provision of Facilities  
Provide a range of recreation and community facilities to meet the needs of the community.
- IN4 - Emergency Management  
Plan for and assist in the community's response to emergencies such as bushfires and flooding.
- IN5 - Advocacy and Lobbying  
Represent our community with regard to external services including energy, communications, water, waste management and resource recovery.

## 2.

### Environmental Principles

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#### **EQUITY**

We uphold the principles of intragenerational and intergenerational equity and fairness in how resources are distributed within this generation and between this and future generations.

#### **PRECAUTION**

We adopt the precautionary principle which is that actions that have the potential to harm our environment should not be undertaken if the consequences are uncertain and the science inconclusive.

#### **REGENERATION**

We work to protect and restore the earth's ecological integrity, biological diversity and natural processes.

#### **ENGAGEMENT**

We recognise that sustainability will happen faster if local communities become champions of sustainability and are involved in the decisions affecting sustainability.

#### **SHARING**

We will work with others to share resources and knowledge and to promote sustainability.

### Social Justice Principles

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#### **EQUITY**

We will strive for the fair distribution of resources with a particular emphasis on protecting those people who are considered vulnerable.

#### **ACCESS**

We will provide all people with opportunities to use relevant services and facilities regardless of their circumstances.

#### **PARTICIPATION**

We will encourage and provide opportunities for people to take part in decision making processes that impact on their quality of life.

#### **RIGHTS**

People should not be discriminated against and everyone is entitled to honesty, information and involvement.

#### **GOVERNANCE**

People deserve responsible governance and fair and accountable decision making.

## Internal Committee/Advisory Group Councillor Representation Membership List 2016-2017

<b>INTERNAL COMMITTEE OF COUNCIL WITH COUNCILLOR REPRESENTATION</b>	<b>COUNCILLOR REPRESENTATION 2016-17</b>	<b>RESPONSIBLE COUNCIL OFFICER</b>	<b>WHEN HELD AND VENUE</b>
<b>ORDINARY COUNCIL MEETING</b>	Mayor Deputy Mayor Full Council	Manager Governance	Meetings held at 6.30pm, 3rd Monday of each month in the Council Chambers.
<b>COMMUNITY FORUM</b>	Mayor Deputy Mayor Full Council	Manager Governance	Meetings held at 6.30pm, 2nd Monday of each month in the Council Foyer - Administration Building. Community Safety on the Agenda quarterly – February, May, August and November.
<b>AUDIT COMMITTEE</b>	Mayor Cr Briggs	Manager Governance	Meetings held in office hours at the Council Chambers.
<b>AUSTRALIA DAY COMMITTEE</b>	Mayor Cr Hannan Cr Law Cr Landow Cr Banasik	Manager Community Outcomes	Meetings held at 6.00pm in the Council Boardroom as required.
<b>COMMUNITY LEISURE CENTRE USERS ADVISORY GROUP</b>	Cr Briggs	Manager Infrastructure Planning	Meetings held at 6.00pm, March & September in the Council Chambers.
<b>GENERAL MANAGERS PERFORMANCE REVIEW COMMITTEE</b>	Mayor Cr Hannan Cr Law Cr Gould Cr Khan Cr Landow	Manager Executive Services	Facilitator LG NSW. Meetings held late January/early February & late July.
<b>LOCAL TRAFFIC COMMITTEE</b>	Cr Khan Cr Briggs (alt)	Manager Infrastructure Planning	Meetings held at 2.00pm on the third Wednesday monthly, except February, May and August meetings are held on the 4 <sup>th</sup> Wednesday at 10.00am in the Council Boardroom.
<b>PICTON FLOOD PLAIN RISK MANAGEMENT COMMITTEE</b>	Cr Khan Cr Deeth	Manager Infrastructure Planning	As required.



## External Committee/Advisory Group Councillor Representation Membership List 2016-2017

EXTERNAL COUNCIL COMMITTEES	COUNCILLOR REPRESENTATION 2016-17	RESPONSIBLE COUNCIL OFFICER	WHEN HELD AND VENUE
<b>ASSOCIATION OF MINING RELATED COUNCILS COMBINED COUNCILS SOUTHERN MINING LIAISON COMMITTEE</b>	Cr Khan Cr M Banasik Cr Lowry (2 Cr votes + alt)	Director Infrastructure & Environment	Meetings held February, May, August and November at various venues.
<b>BORAL CEMENT – MALDON PLANT – COMMUNITY LIAISON COMMITTEE</b>	Cr Law	Manager Infrastructure Planning	Meetings held quarterly at various locations.
<b>CAMPBELLTOWN ARTS CENTRE CULTURAL PRECINCT ADVISORY GROUP</b>	Cr Banasik	Manager Community Outcomes	Meetings held quarterly at Campbelltown Arts Centre.
<b>COUNTRY PUBLIC LIBRARIES ASSOCIATION (SOUTH EASTERN ZONE)</b>	Cr Banasik Cr Hannan (alt)	Manager Community Outcomes	Meetings held quarterly at rotating host Council locations.
<b>GEORGES RIVER COMBINED COUNCIL COMMITTEE INC</b>	Cr Banasik	Manager Environmental Services	Meetings held at 7.00pm, 4th Thursday of every second month at various venues.
<b>GREATER SYDNEY LOCAL LAND SERVICES LOCAL GOVERNMENT ADVISORY GROUP</b>	Cr Briggs	Manager Environmental Services	Quarterly
<b>ILLAWARRA COAL COMMUNITY CONSULTATIVE COMMITTEE</b>	Cr Lowry	Manager Environmental Services	Meetings held 4.30pm, last Tuesday of every second month.
<b>LACHLAN REGIONAL TRANSPORT COMMITTEE</b>	Cr Hannan	Director Planning	Meetings held quarterly.

## External Committee/Advisory Group Councillor Representation Membership List 2016-2017

<b>EXTERNAL COUNCIL COMMITTEES</b>	<b>COUNCILLOR REPRESENTATION 2016-17</b>	<b>RESPONSIBLE COUNCIL OFFICER</b>	<b>WHEN HELD AND VENUE</b>
<b>LOCAL EMERGENCY MANAGEMENT COMMITTEE</b>	General Manager Luke Johnson	General Manger & Manager Works	Meetings held 6 times per year at various venues.
<b>MACARTHUR REGIONAL ORGANISATION OF COUNCILS (MACROC)</b>	Mayor – President Cr Hannan Cr Khan Cr Banasik Cr Deeth (Mayor + 3 Crs next 2yrs – Wollondilly President)	General Manager	Meetings held 7.00pm, on Wednesdays quarterly at Campbelltown, Camden & Wollondilly Councils.
<b>MG MY GATEWAY</b>	Manager Executive Services Matt Toro	Manager Executive Services	Meetings held monthly at Centric, Park Central.
<b>QUEEN VICTORIA SUPPORT GROUP</b>	Cr Law	Manager Community Outcomes	As required.
<b>SOUTHERN TABLELANDS REGIONAL ARTS ADVISORY GROUP</b>	Cr Banasik	Manager Community Outcomes	Meetings held quarterly at Goulburn Council offices.
<b>SOUTH WEST SYDNEY ACADEMY OF SPORT ADVISORY GROUP</b>	Cr Briggs	Manager Infrastructure Planning	Board Meetings held quarterly in Wollondilly, Campbelltown, Camden & Liverpool. Finance Meetings - Bi-monthly UWS.
<b>SOUTH WEST REGIONAL WEEDS COMMITTEE</b>	Cr Law	Manager Environmental Services	Meetings held at 9.00am, 1st Wednesday of March, June, September and December. Various locations South West Sydney.
<b>SYDNEY PERI URBAN NETWORK</b>	Executive Director Ally Dench	Executive Director Community Services and Corporate Support	Meetings held as required at various locations.
<b>SYDNEY SOUTH WEST PLANNING PANEL</b>	Mayor Cr Gould (alt)  General Manager (Peter Wright alt. for GM)	Manager Planning	As decided by the Panel Chair.

## External Committee/Advisory Group Councillor Representation Membership List 2016-2017

<b>EXTERNAL COUNCIL COMMITTEES</b>	<b>COUNCILLOR REPRESENTATION 2016-17</b>	<b>RESPONSIBLE COUNCIL OFFICER</b>	<b>WHEN HELD AND VENUE</b>
<b>TAHMOOR COLLIERY COMMUNITY CONSULTATIVE COMMITTEE</b>	Cr Khan	Manager Environmental Services	Meets quarterly as required at Tahmoor Colliery.
<b>WATER NSW LOCAL GOVERNMENT REFERENCE PANEL</b>	Cr Banasik Cr Gould (alt)	Manager Environmental Services	Meetings held at 12.00pm, 1st Monday quarterly.
<b>WOLLONDILLY DISTRICT LIAISON COMMITTEE (SLA WITH RFS)</b>	Cr Briggs Cr Khan	Manager Works	Quarterly.
<b>WOLLONDILLY/ WINGECARRIBEE - BUSH FIRE MANAGEMENT COMMITTEE</b>	Mayor Cr Briggs  (12 month rotations of chair with Wingecarribee)	Manager Environmental Services	Meetings held at 12.30pm, 1st Wednesday quarterly, Venue Bridge Street, Picton.
<b>YERRANDERIE MANAGEMENT COMMITTEE</b>	Cr Lowry Cr Gould	Manager Environmental Services	Meetings held at 6.30pm, 1st Thursday March, June, September and December at The Heritage Centre, The Oaks. 1st Saturday of alternate months - all day Yerranderie.

# Governance

Report of Governance to the Extraordinary Meeting of Council held on Monday 5 December 2016

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**Relevance to Community Strategic Plan**

**RELEVANCE TO COMMUNITY STRATEGIC PLAN - GOVERNANCE**

The reports contained within this section of the agenda outline actions and activities that contribute to the achievement of the outcomes as outlined in our Community Strategic Plan 2033.

Report of Governance to the Extraordinary Meeting of Council held on Monday 5 December 2016

**Briefing from NSW Department of Justice (Corrective Services) – New Gaol Investigation**

**GO1** **Briefing from NSW Department of Justice (Corrective Services) – New Gaol Investigations**  
234277 TRIM 9130

**EXECUTIVE SUMMARY**

- The purpose of this report is to advise that information has been received in relation to the NSW Department of Justice (Corrective Services) investigations into a location for a new Corrections Precinct (Gaol).
- Given the significance and urgency of this matter, Mayor Judith Hannan and Deputy Mayor Robert Khan have called an Extraordinary Council meeting to further consider the issue.
- It is recommended that Council confirm its position in relation to the issue.

**REPORT**

Councillors and our community will recall previous media reports regarding investigations being undertaken by the NSW State Government to identify a site for a new Gaol.

Recently the Commissioner of the Department and departmental staff requested an initially confidential briefing with Councillors. It has subsequently been verbally advised that having now been provided with an opportunity to brief the Councillors, it is no longer necessary to consider the matter confidential.

The briefing was held on Monday 28 November 2016.

In summary, the NSW Department of Justice (Corrective Services) is investigating options for the location of a Corrections Precinct (Gaol) incorporating Gaol facilities and ancillary services for approximately 5,000 prisoners commencing with approximately 2,000 and then scaling up based on need. It is understood that the NSW Department of Justice (Corrective Services) is currently investigating a number of potential sites in three local government areas and a decision has not yet been made. It is understood that a decision regarding this matter may be made as early as March 2017.

At the briefing, Councillors and the General Manager stressed that any proposal for a gaol in Wollondilly is not consistent with Council's existing strategic plans for the Shire. The compelling need to openly engage with the Community regarding this matter prior to any decision being made was also stressed.

**Briefing from NSW Department of Justice (Corrective Services) – New Gaol Investigation**

Council also has a responsibility to undertake leadership decisions on behalf of the community to establish a position and at its 17 October 2016 meeting, Council resolved to accept the Mayoral Minute which included the following statement:

*Since becoming Mayor I have liaised with fellow Councillors in regards to the location of a new Gaol in Wollondilly and have advised the Minister for Corrections, The Hon David Elliott MP in the absence of any details regarding the location of this Gaol I would like to advise that Council at this time does not support a Gaol in Wollondilly. I have included this in tonight's Mayoral Minute to seek Council's endorsement of this position.*

Having now received a briefing regarding this matter, it is appropriate that Council confirms its position in relation to this issue.

The NSW Department of Justice (Corrective Services) has provided the following statement:

**Outer Sydney Metropolitan Correction Precinct - Early Consultation Statement - Department of Justice - December 2016**

**BACKGROUND**

*The Department of Justice is currently preparing information for inclusion into a Business Case required to meet the requirements of NSW Treasury. The business case is planned to be presented to Government in 2017 for consideration.*

*The requirement for the preparation of a business case focusing on a new correctional facility precinct, to be constructed in stages with a final capacity of up to some 5,000 beds has been driven by:*

- *Aging existing correctional assets;*
- *Population growth and the necessary correctional facility requirements of the broader Sydney region;*
- *Over all prison bed capacity within the State of NSW;*
- *A need to re-align the NSW correction services network to ensure ongoing and increased efficiencies.*

*As part of the analysis and in parallel with business case preparation, a process of early consultation has commenced involving local councils and stakeholders.*

*The project is seen as an urgently needed piece of social infrastructure to support the growth of Sydney's population and the wider NSW Correctional Services system.*

**Briefing from NSW Department of Justice (Corrective Services) – New  
Gaol Investigation**

**THE PROJECT**

*The Outer Sydney Metropolitan Correction Precinct is not a single correctional facility. It will be a number of facilities within a single precinct. The Precinct will include various correctional services designed to meet inmate needs, including health facilities.*

*The Precinct will be developed in a staged process and is not anticipated to reach its design capacity for a number of years.*

**SITE SELECTION**

*No site has been selected. An analysis of potential site locations is to be undertaken.*

*The nature of modern correctional centres, with a strong focus on reducing recidivism means that a large site of up to 350 ha is required. A site with the following attributes is most suited for the proposed correctional precinct:*

- *Relatively level & majority cleared;*
- *Good access to major road transport links;*
- *Good access to a tertiary level hospital;*
- *A site without environmental or heritage significance;*
- *Not subject to contamination;*
- *Not at risk of flooding or bush fire threat.*

*Any site that is ultimately selected will be subject to normal statutory planning and environmental assessment standards and as such will require a full Environmental Impact Assessment.*

**CONSULTATION**

State Government has a responsibility to seek the views of the community in which a major State initiative is proposed. At this stage we have not been provided with the details of the Department's engagement program.

Council also has a responsibility to seek community views and will do this through the upcoming Community Strategic Planning consultative process.

**FINANCIAL IMPLICATIONS**

As this is a State Government led process, it is not anticipated at this stage that there would be any financial implications for Council in relation to the process of the NSW Department of Justice (Corrective Services) investigations in to a possible gaol location.



Report of Governance to the Extraordinary Meeting of Council held on Monday  
5 December 2016

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**Briefing from NSW Department of Justice (Corrective Services) – New  
Gaol Investigation**

**ATTACHMENTS**

Nil.

**RECOMMENDATION**

That Council confirm its position in relation to the issue.