

# Ordinary Meeting Of Council

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## Wollondilly Shire Council

### Minutes

**Monday 15 August 2016**

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The meeting commenced at 6.31pm and was held in the Council Chamber 62-64 Menangle Street, Picton NSW 2571.

## WOLLONDILLY SHIRE COUNCIL

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 15 August 2016, commencing at 6.31pm

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## **RECORDING OF MEETINGS**

The Mayor stated that 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.

## **PRESENT**

Councillors: Landow (Mayor), B Banasik, Law, Terry, Amato, M Banasik, Hannan, Gibbs and Mitchell.

## **ALSO PRESENT WERE**

General Manager, Executive Director Community Services and Corporate Support, Director Planning, Director Infrastructure and Environment, Manager Executive Services, Manager Governance and one Governance/Administration Officer.

## **NATIONAL ANTHEM**

The Mayor requested that everyone stand for the Australian National Anthem.

## **ACKNOWLEDGEMENT OF COUNTRY**

The Mayor acknowledged the traditional Custodians of the Land:

I would like to pay my respect and acknowledge the traditional custodians of the land on which this meeting takes place, and also pay respect to Elders both past and present.

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

TRIM 88-11

There were no apologies noted for this meeting.

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## DECLARATION OF INTEREST

TRIM 528-7

I Luke Johnson wish to declare a Pecuniary Conflict of Interest in GO7 – General Manager's Performance Review as the matter relates directly to me as the General Manager. I will leave the meeting when this matter is considered.

## CONFIRMATION OF MINUTES

TRIM 88-11

Confirmation of the previous Minutes was moved concurrently.

### 165/2016 **Resolved on the Motion of Crs B Banasik and Mitchell:**

**That the Minutes of the Ordinary Meeting held on Monday 18 July 2016, as circulated, be adopted as true and correct.**

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik, Amato and Hannan

### 166/2016 **Resolved on the Motion of Crs B Banasik and Mitchell:**

**That the Minutes of the Closed Meeting held on Monday 18 July 2016, as circulated, be adopted as true and correct.**

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik, Amato and Hannan

### 167/2016 **Resolved on the Motion of Crs B Banasik and Mitchell:**

**That the Minutes of the Extraordinary Meeting held on Monday 8 August 2016, as circulated, be adopted as true and correct.**

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik, Amato and Hannan

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## MAYORAL MINUTE

TRIM 531

During the past month the following events were attended by either myself or as indicated by other Councillors with details provided on following pages.

Wednesday 20 July 2016 Combined Chamber of Commerce Southwest Sydney BEC Business Event attended by Cr Michael Banasik and Tate Ryan.

Monday 25 July 2016 Visit to City of Sydney Council.

Saturday 30 July 2016 Christmas in July fundraising event for Rotary Club of Picton Caring for Wollondilly.

Sunday 31 July 2016 Wollondilly Big Day In raising funds for storm event.

Monday 1 August 2016 Local Government Week School visit by Buxton Public School.

Tuesday 2 August 2016 Local Government Week School visit by Mt Hunter Public School.

Wednesday 3 August 2016 Local Government Week School visit by Wilton Public School.

Friday 5 August 2016 Local Government Week School visit to Tahmoor Public School.

*The Mayor advised that Cr Gibbs had attended Local Government Week School visits on the Mayor's behalf.*

Friday 5 August 2016 South West Sydney Academy of Sport Graduation & Awards Dinner.

Saturday 6 August 2016 Official Opening of the Picton Library.

Saturday 6 August 2016 Yanderra RFS Tanker Handover Ceremony.

During July 2016 Council received two (2) applications for Sponsorship:

- Australian Colour Budgerigar Association Annual Bird Show \$500
- Fiona Gray to attend 15yr and under Female AFL Championships \$250.

These requests have been assessed against the program criteria and deemed eligible to receive funding through the Donation Program as per the criteria for individuals and organisations.

I would like to table this Certificate of Appreciation presented on Thursday 4 August 2016 by Picton Chamber of Commerce for Council's contribution to the 2016 Flourish Picton Revival Festival.

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An Out of Session Local Traffic Committee Meeting was held on 12 August 2016 and I seek Council approval to adopt the following recommendations:

**1. Bargo Public School – “Bargo Public School Fete 2016”**

RECOMMENDATION - T10/16

That Council approve the following road closures between the hours of 7.30am and 2.30pm on 8th October 2016 for the staging of “Bargo Public School Fete 2016” subject to the requirements for the issue of a permit for “Road Event – Road Closure”:

- Between the junction of Bargo Road to the junction of the road where the South Railway overpass.

**2. Remembrance Driveway at the frontage of Wollondilly Anglican College (WAC) – Request for temporary No Stopping zone and speed reduction for the WAC annual Country Fair event on Saturday 10/9/2016 from 12pm to 7.00pm**

RECOMMENDATION - T11/16

That Council approve the implementation of a temporary work zone speed of 60kph on section of Remembrance Driveway in front of WAC where the school zone exist together with No Stopping zone on both sides of the road for 250m each way on approaches to the school’s entrance during the event subject to the requirements for the issue of a permit for “Road Events”.

**3. Dam Fest 2016 at Warragamba on Sunday 16 October 2016 – Request for Road Closure**

RECOMMENDATION - T12/16

That Council approve the road closure of a section of Farnsworth Ave, West of the junction with Warradale Rd at Warragamba between the hours of 5:00am to 6:30pm on Sunday, 16 October 2016 subject to the requirements for the issue of a permit for “Road Event – Road Closure”.

I would now like to table the following pages of this document which provide more details in regard to events attended.

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On Monday 25 July 2016 I travelled to the City of Sydney Council, Bay Street Depot to present certificates of appreciation to staff who assisted in the clean-up following the flood event of 5 June 2016.

I would like to thank Luke Johnson, General Manager; Brad Staggs, Manager Environmental Services and Dan Meehan, Team Leader Waste Management for also attending.





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On Sunday 31 July 2016 Wollondilly's Big Day In fundraising event was held at Tabcorp Park Menangle. This event was a great success with \$45,432 being raised with funds going to the Mayor's Relief Fund.





## WOLLONDILLY SHIRE COUNCIL

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On Monday 1 August 2016 Buxton Public School visited Council as part of the Local Government Week School visits.



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On Thursday 4 August 2016 I attended the Presentation of Certificates event for Flourish Picton Winter Wonderland Finals Evening. I would like to thank Luke Johnson, General Manager and Michael Malone, Director Infrastructure and Environment for also attending.

The certificate below was tabled.



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On Friday 5 August 2016 I attended the South West Sydney Academy of Sport Graduation and Awards Dinner held at Campbelltown Catholic Club. I would like to thank General Manager, Luke Johnson for attending on Council's behalf.

The South West Sydney Academy of Sport, Graduation and Sports Awards Dinner was a night of high glamour, the who's-who of Australian sport, special awards and entertainment.



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On Saturday 6 August 2016 the newly refurbished Wollondilly Library was officially opened with many turning out to be the first to walk through the refurbished building.

Special guests in attendance included: Cr Simon Landow, Mayor; Jai Rowell, Member for Wollondilly; Cr Benn Banasik; Luke Johnson, General Manager and Dr Alex Byrne, State Librarian, NSW State Library.



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The Mayor invited Cr Law to address the meeting.

Cr Law advised that today 15 August, is VP (Victory in the Pacific) Day marking 71years since the end of WWII and that Thursday, 18 August is Vietnam Veterans Day marking the anniversary of the battle of Long Tan. After a brief address one minutes silence was observed as a mark of respect.

As this meeting was the last of the current 4 year term each Councillor was provided with the opportunity to address the meeting.

Each Councillor in turn took the opportunity to talk about their individual experiences and highlights over this term of office. Thanks was extended to various people by all the Councillors including fellow Councillors, staff, their families, committee members and the community.

The Mayor thanked all the Councillors for their support in him as Mayor and stated he had enjoyed his time over the past 4 year term. He wished all the Councillors the best in their future endeavours.

The General Manager addressed the meeting thanking all the Councillors on behalf of the executive for their commitment to the role and positive attitude. He acknowledged the Councillors not standing for re-election, Cr B Banasik and Cr Amato and presented them with Certificates of Appreciation.

Simon Landow  
**MAYOR**  
15 August 2016

**168/2016      Resolved on the Motion of Crs Landow and Mitchell:**

**That the Mayoral Minute be accepted.**

On being put to the meeting the motion was declared CARRIED.

Vote:            Crs Law, Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik, Amato and Hannan



# Planning and Economy

PE1	<b><u>Transfer of Reedy Place Reserve at Camden Park to Council</u></b>
	263081

**169/2016      Resolved on the Motion of Crs M Banasik and Terry:**

- 1. That Council agree to accept ownership of land described as Lot 899 in Deposited Plan 1104396, 5 Reedy Place, Camden Park also known as Reedy Place Reserve.**
- 2. That Council resolve to classify the site as Community Land under the Local Government Act, 1993 once the site is in Council ownership.**
- 3. That the transfer occur through a *Deed of Agreement / Contract of Sale* process by which Council purchase the land from Stockland Corporation Limited for \$1.00.**
- 4. That Council authorise the General Manager to process the transfer subject to:**
  - a) *any additional information required has been provided by Stockland Corporation Limited and assessed by Council staff as adequate***
  - b) *Slashing of the land***
  - c) *Removal of the gravel stockpile***
  - d) *Ensuring the culvert under Macarthur Circuit is functioning and cleaned of debris and rubbish***
  - e) *Clearing of vegetation within the channel including some trees if necessary.***
- 5. That once the Contract of Sale is finalised, that the Mayor and General Manager be authorised to execute all necessary documents, including those requiring the Common Seal of Council.**

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik, Amato and Hannan

## WOLLONDILLY SHIRE COUNCIL

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### Governance

#### GOVERNANCE

**GO1**            **Notice of Motion Status Report – August 2016**  
264985

TRIM 5253-2

Items GO1 and GO2 were moved concurrently.

**170/2016**       **Resolved on the Motion of Crs Hannan and M Banasik:**

**That Council note the August Notice of Motion Status Report.**

On being put to the meeting the motion was declared CARRIED.

Vote:           Crs Law, Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik,  
Amato and Hannan

Governance



## WOLLONDILLY SHIRE COUNCIL

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### Governance

<b>GO2</b>	<b><u>Investment of Funds as at 30 June 2016</u></b>	
	112	1022-3

**171/2016      Resolved on the Motion of Crs Hannan and M Banasik:**

**That the information and certification in relation to the investment of Council funds as at 30 June 2016 be noted.**

On being put to the meeting the motion was declared CARRIED.

Vote:        Crs Law, Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik, Amato and Hannan

Governance



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Governance

**GO4**                      **Integrated Planning and Reporting – End of Term Report**                      TRIM 7110-5  
243371

**173/2016**              **Resolved on the Motion of Crs Hannan and Gibbs:**

1.    That Council adopt this report and the end-of-term report to be submitted to the Department of Local Government.
2.    That the end-of-term report be posted on Council's website so as to report to the community on progress towards the achievement of the CSP's strategic outcomes.
3.    That Council report to external agencies the gaps identified in the review so as to advocate for those issues to be resolved.
4.    That the end of term report be used to inform the development of the new term of Council's review of the Community Strategic Plan.

On being put to the meeting the motion was declared CARRIED.

Vote:                      Crs Law, Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik, Amato and Hannan

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Governance

**GO5                    Committees/Advisory Groups of Council – Achievements, Outcomes and Future Focus – End of Term Report**

238

TRIM 7632-2

Items GO5 and GO6 were moved concurrently.

**174/2016            Resolved on the Motion of Crs B Banasik and Hannan:**

1. That Council note the contribution and achievements of each of the Committees/Advisory Groups for the past four years.
2. That the members of each committee/advisory group is thanked for their contributions to the success of each of the committee/advisory groups to which they belong.
3. That Council dissolve the nine committees/advisory groups as listed below, noting that Council will undertake a process for Committee appointment following the Local Government Elections:
  - Disability Access Advisory Committee
  - Rural Industry Liaison Committee
  - Economic Development Advisory Group
  - Youth Advisory Committee
  - Companion Animals Reference Committee
  - Minerals and Energy Resources Committee
  - Transport Advisory Committee
  - Environment and Heritage Committee
  - Road Safety Group.

Governance

On being put to the meeting the motion was declared CARRIED.

Vote:            Crs Law, Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik, Amato and Hannan

## WOLLONDILLY SHIRE COUNCIL

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### Governance

**GO6**                      **2016 Local Government Conference Voting Delegates**                      TRIM 3207-8  
234777

**175/2016**              **Resolved on the Motion of Crs B Banasik and Hannan:**

1.     **That the voting delegates for the 2016 LGNSW Conference be *Cr B Banasik, Cr Amato and Cr Terry.***
2.     **That the names of the voting delegates be submitted to LGNSW now and a further report to Council determine the final nominations to be substituted under conference rules following the outcome of the Local Government and Council elections.**

On being put to the meeting the motion was declared CARRIED.

Vote:              Crs Law, Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik, Amato and Hannan

Governance

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Governance

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**GO7      General Manager's Performance Review**

270678

TRIM 5236

The General Manager left the meeting at 7.40pm due to a previously declared conflict of interest in Item GO7.

**176/2016      Resolved on the Motion of Crs Hannan and B Banasik:**

**That Council *adjust* the General Manager's total remuneration package to reflect the outcomes of this review *and in accordance with the General Manager's Contract of Employment.***

On being put to the meeting the motion was declared CARRIED.

Vote For:      Crs Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik, Amato and Hannan

Vote Against:      Cr Law

The General Manager returned to the meeting at 7.45pm.

Cr Hannan left the meeting at 7.44pm.

Governance

**GO8** **Licence Agreement Cnr Argyle & Margaret Street, Picton**  
10845

Cr Hannan returned at 7.46pm.

**177/2016      Resolved on the Motion of Crs Mitchell and Amato:**

- 1. That Council provide approval in principle to enter into negotiations for a "Licence Agreement" with The State of New South Wales (Minister for Police) over the property known as Part Lot 2 DP 212204 & Part Lot 1 DP 829645 Cnr Argyle and Margaret Streets, Picton.**
- 2. That Council delegate to the General Manager and Mayor the function of finalising and executing the Licence Agreement on behalf of Council and if necessary affix the Council's Seal to the documents.**
- 3. That, if the need is confirmed for additional parking, the funding of any construction works for temporary all-weather parking be the subject of a report for Council consideration.**

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik, Amato and Hannan



## WOLLONDILLY SHIRE COUNCIL

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### Environment

#### ENVIRONMENT

EN1            **'Adopt A Road' Program Update**  
267535

TRIM 3296

178/2016      **Resolved on the Motion of Crs M Banasik and Amato:**

**That the 'Adopt A Road' program update be noted.**

On being put to the meeting the motion was declared CARRIED.

Vote:            Crs Law, Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik,  
Amato and Hannan

Environment



**IN2** **Master Plan for Douglas Park Sportsground**  
272884

**180/2016      Resolved on the Motion of Crs Terry and B Banasik:**

1. That Council note the Draft Master Plan for Douglas Park Sportsground - Consultation Report.
2. That Council adopt the revised Master Plan for Douglas Park Sportsground *and ensure that:*
  - a) *The new perimeter walking track be located on the outside of the fenced sportsground;*
  - b) *The removal of Tennis Court 1 only occur at the end of its useful life;*
  - c) *Storage options for the Little Athletics Club be progressed with further consultation with the user groups; and*
  - d) *The extension of the terracing to the south of the existing terracing be permitted.*
3. That Council explores grant funding opportunities and considers the staged implementation of the Master Plan for Douglas Park Sportsground in future budget considerations.
4. *That consultation with the 355 Management Committee, user groups and the community be undertaken prior to each stage or section of the master plan being implemented.*
5. That Council write to those who provided feedback during the public exhibition period for the Draft Master Plan for Douglas Park Sportsground, thanking them for their input.
6. *That a copy of this Master Plan be permanently placed at the Sportsground and updated accordingly.*

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik, Amato and Hannan

IN3      Wilton Recreation Reserve Master Plan  
272884

1. That Council note the Draft Master Plan for Wilton Recreation Reserve - Consultation Report.
2. That Council adopt the Master Plan for Wilton Recreation Reserve.
3. *That the adopted Master Plan for Wilton Recreation Reserve not negate the ability to extend the fenced enclosure at the rear of the Community Centre, and this area remain secure for Community Centre patrons.*
4. That Council commence detailed design work on Stage 1 of the master plan in accordance with the existing Voluntary Planning Agreement.
5. *That consultation with the 355 Management Committee, user groups and the community be undertaken prior to each stage or section of the master plan being implemented.*
6. That Council write to those who provided feedback during the public exhibition period for the Draft Master Plan for Wilton Recreation Reserve, thanking them for their input.
7. *That a copy of this Master Plan be permanently placed at the Sportsground and updated accordingly.*

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik, Amato and Hannan

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Notice of Motion

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NOTICE OF MOTION

TRIM 6416-6

**NOM1      Notice of Motion No. 1 submitted by Cr Hannan on 1 August 2016 regarding the Wollondilly Heritage Centre Building Fund**

**182/2016      Resolved on the Motion of Crs Hannan and Landow:**

**That a report come to Council on any possible grants and any lobbying of State or Federal bodies or MPs for the Wollondilly Heritage Centre building fund that has just has a donation from the Retired Mine Workers Association.**

On being put to the meeting the motion was declared CARRIED.

Vote:      Crs Law, Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik, Amato and Hannan

Notice of Motion

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Notice of Motion

TRIM 6416-6

**NOM2      Notice of Motion No. 2 submitted by Cr Hannan on 10 August 2016 regarding any Poultry Industry Committee Meetings or Forums**

**183/2016      Resolved on the Motion of Crs Hannan and Law:**

- 1.    That *Council investigate holding an additional consultative meeting or forum regarding the poultry industry after the new council is elected.***
- 2.    That *this additional consultative meeting or forum be held prior to the October Ordinary Meeting of Council.***

On being put to the meeting the motion was declared CARRIED.

Vote For:      Crs Law, M Banasik, Landow, B Banasik and Hannan

Vote Against: Cr Amato, Terry, Mitchell and Gibbs

Notice of Motion

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Notice of Motion

TRIM 6416-6

**NOM3      Notice of Motion No. 3 submitted by Cr Law on 12 August 2016 regarding the Infrastructure Maintenance Backlog**

Moved on the motion of Crs Law and Hannan:

1. That Council confirm that funds raised from the Special Rate Variation are to be used exclusively for the elimination of the infrastructure maintenance backlog.
2. That a report comes to Council every quarter specifying what progress has been made in eliminating the infrastructure maintenance backlog, what percentage of the backlog that equates to and what amount of the SRV collected has been expended.

Cr Hannan foreshadowed the motion that a report comes to Council every quarter specifying what progress has been made in eliminating the infrastructure maintenance backlog, what percentage of the backlog that equates to and what amount of the SRV collected has been expended.

The motion of Crs Law and Hannan was put to the meeting.

Vote For: Crs Law and Hannan

Vote Against: Crs Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik and Amato

On being put to the meeting the motion was declared LOST.

The foreshadowed motion of Cr Hannan was put to the meeting.

**184/2016      Resolved on the Motion of Crs Hannan and B Banasik:**

**That a report comes to Council every quarter specifying what progress has been made in eliminating the infrastructure maintenance backlog. *That the report also contain the total in dollar terms compared to the amount raised from the SRV.***

On being put to the meeting the motion was declared CARRIED.

Vote: Crs Law, Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik, Amato and Hannan



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Notice of Motion

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TRIM 6416-6

**NOM4      Notice of Motion No. 4 submitted by Cr B Banasik on 12 August 2016 regarding Research on the Appin Inn**

Cr B Banasik tabled a document on the history of Appin Inn prepared by Aaron Williamson and Brendan Leenders.

**185/2016      Resolved on the Motion of Crs B Banasik and Terry:**

**That Council acknowledge the research on the 'Appin Inn' by Aaron Williamson and Brendan Leenders. Due to the differentiation of the public account of the buildings history to date, Council investigate the matter and report further findings.**

On being put to the meeting the motion was declared CARRIED.

Vote:      Crs Law, Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik, Amato and Hannan

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Notice of Motion

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TRIM 6416-6

**NOM5      Notice of Motion No. 5 submitted by Cr Terry on 12 August 2016 regarding Grant Funding for Road Upgrades in Menangle**

**186/2016      Resolved on the Motion of Crs Terry and Mitchell:**

That Council write to the Minister for Transport & Infrastructure, Mr Andrew Constance MP; the Minister for Roads, Maritime & Freight, Mr Duncan Gay MP and the Member for Wollondilly, Mr Jai Rowell MP, expressing concern regarding the recent/ongoing escalation of traffic along Menangle, Finns and Woodbridge Roads, that would appear to be related to the extensive roadworks and development being carried out in adjoining LGA's, and request additional grant funding to upgrade these road linkages as well as the intersections between them, most notably, the need for a roundabout at Station Street, Woodbridge Road and Menangle Road intersection.

On being put to the meeting the motion was declared CARRIED.

Vote:      Crs Law, Terry, M Banasik, Mitchell, Landow, Gibbs, B Banasik, Amato and Hannan

Notice of Motion

## WOLLONDILLY SHIRE COUNCIL

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Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 15 August 2016, commencing at 6.31pm

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### Closing

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#### CLOSING

There being no further business, the Mayor declared the Ordinary Meeting closed at 8.47 pm.

This and the preceding 31 pages are the Minutes of the Ordinary Meeting of Council held on Monday 15 August 2016 and were confirmed in the subsequent meeting held on 24 October 2016.

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Mayor

Closing