

Record of Proceedings



Community Forum Monday 4 December 2017

The Community Forum commenced at 6.31pm and was held in the Council Foyer,
62-64 Menangle Street, Picton 2571.

WOLLONDILLY SHIRE COUNCIL

Record of Proceedings of the Community Forum held in the Council Foyer, 62-64 Menangle Street, Picton on Monday 4 December 2017

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OPENING BY THE CHAIRPERSON

The Chairperson, Cr Deeth opened the Community Forum at 6.31pm. The Chairperson welcomed all those in attendance at the Community Forum. The Chairperson introduced the Mayor, Cr Hannan; Councillors, the General Manager, and Directors to the Community Forum participants.

The Chairperson stated that the electronic recording of the Community Forum and the use of electronic media during the proceedings is not permitted including devices such as laptops, mobile phones, tape recorders and video cameras. The Chairperson requested that participants switch off their mobile phones.

ACKNOWLEDGEMENT OF COUNTRY

The Chairperson 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.

PRESENT

Councillors: Landow, Hannan (Mayor), Gould, Briggs, Khan, Deeth, Lowry and Smith

ALSO PRESENT

General Manager, Executive Director Corporate and Community, Director Planning, Director Infrastructure and Environment, and one Administration Officer.

APOLOGIES

Councillor Banasik was an apology.

DECLARATION OF INTEREST

Cr Khan declared a Pecuniary Conflict of Interest in Item GR4 relating to a Development Application for the Old Fire Station Building at 7-9 Margaret Street, Picton. The reason being the applicant in this matter is his landlord. Cr Khan advised that he would leave the meeting during this Item.

Cr Gould declared Non-Pecuniary Conflict of Interest in Item GR6 relating to a Development Application for 65 Marsh Road, Silverdale. The reason being he is a member of the Silverdale Volunteer Rural Fire Brigade and a brigade member lives adjacent to the proposed site. Cr Gould advised he would remain in the meeting to consider this Item.

Cr Gould declared a Non-Pecuniary Conflict of Interest in Item GR9 relating to a Planning Proposal for North Silverdale Commercial, Residential and Environmental Lands. The reason being he is a member of the Silverdale Volunteer Rural Fire Brigade and a brigade and the brigade station is on Council land directly adjoining this site. Cr Gould advised he would remain in the meeting to consider this Item.

Cr Smith declared a Non-Pecuniary Conflict of Interest in Item GR5 relating to a Development Application for 105 Burns Road, Thirlmere. The reason being the applicant in the matter is an acquaintance of his. Cr Smith advised that he would remain in the meeting to consider this item.

Cr Landow declared a Non-Pecuniary Conflict of Interest in Item GR7 relating to a Development Application for 23 Burraborang Street, The Oaks. The reason being he had engaged the applicant in a private matter a number of years ago. Cr Landow advised that he would remain in the meeting to consider this item.

Cr Deeth declared a Non-Pecuniary Conflict of Interest in Item GR5 relating to a Development Application for 105 Burns Road, Thirlmere. The reason being the proponent is an acquaintance of his. Cr Deeth advised that he would remain in the meeting to consider this item.

Cr Deeth declared a Pecuniary Conflict of Interest in Item GR8 relating to the Stilton Lane, Picton Planning Proposal. The reason being that his parents are part of the PTAG rezoning. Cr Deeth advised that he would leave the meeting during this Item.

Cr Hannan declared a Pecuniary Conflict of Interest in Item GR11 relating to the Review of Wollondilly Development Control Plan 2016 – Housekeeping Amendment. The reason being the question presented by the Community Forum submitter specifically related to subdivision of his property in Theresa Park which is the same zoning as her property. Cr Hannan left the meeting during discussion of this item.

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Cr Lowry advised that withdraws his previous declaration made in relation to Item GR7 relating to a Development Application for 23 Burragorang Street, The Oaks. Cr Lowry advised that he thought there was a connection to his wife's company, however, it has been confirmed that there is no connection.

Formal Community Forum Matters

FORMAL COMMUNITY FORUM MATTERS

TRIM 5374-4

1. **Audit, Risk, Improvement Committee Presentation**

The chair of the Audit Committee, Mr Stephen Horne gave the following presentation on Council's Audit, Risk, Improvement Committee's activities and progress for the last financial year.

COMMITTEE STRUCTURE

- The OLG has mandated the establishment of Audit, Risk, Improvement Committee's (ARIC) across Local Government.

Voting Members – 2016-17	Attendees
Mr Michael Muston (Chair)	General Manager
Mr Andrew Hanigan	Directors
Ms Julie Walton OAM	Assistant Director People, Legal & Governance
Mayor (Cr Hannan)	Internal Auditors
Cr Briggs	Various Managers
	Others as requires

- The term for external or independent committee members is 4 years. During mid 2017 Michael Muston stepped down as chair and following an expression of interest process Mr Stephen Horne was appointed to the committee.

 Wollondilly Shire Council

Formal Community Forum Matters

COMMITTEE REPORTS

The ARIC also reviewed and were kept apprised of a number of processes / activities during the last financial year. These processes / activities included:

- Activities associated with Capital Works (including application of the special variation rate)
- Voluntary Planning Agreements & Section 94 Development Contributions Management
- Growth Updates
- IT system issues with Accounts Payable Workflows
- Governance Health Check – Evaluation Form and Health Check Action Plan
- Business Continuity (Data Loss Prevention and Malware Protection Measures)
- Quarterly Insurance Liability Reports



INTERNAL AUDIT REPORTS

- During 2016/17 three internal audits were completed in the following area's:
 - Waste Contracts
 - Staff recruitment and performance management
 - Development engineering
- A fourth audit on Section 149 Certificate processing was commenced during the reporting period.



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Formal Community Forum Matters

The following Key Performance Indicators were detailed.

KPI	How will it be measured	Target Level	Progress as at 30/6/17
Attendance by members of ARIC	Monitor attendance register	Attendance at 75% of meetings or more by each member	M. Muston - 4 of 4 A. Hanigan - 4 of 4 J. Walton - 4 of 4 Cr Hannan - 0 of 4 Cr Briggs - 1 of 4
Number of Meetings held	Minutes of each meeting	At least four meetings per annum	4 held in 2016/17 financial year.
Timelines of annual report to council.	Date of submission of annual ARIC report to Council.	Within 2 months of end of each financial year.	Reported to Council in December 2016.
Reporting of ARIC functions/ outcomes to Community .	No. of Community Forums at which information provided regarding internal audit.	Scheduled to occur at the end of each calendar year	Report presented to Community Forum in December 2016.
Currency and coverage of Internal Audit Plan.	Date of review of Internal Audit Plan	Audit Plan reviewed at each meeting of the Committee.	Last reviewed in May 2017
Currency and relevance of ARIC Charter.	Date of Review of Charter.	Within 2 months of end of every second financial year.	Last updated May 2017.

The Chairperson thanked Mr Horne for his presentation.

Formal Community
Forum Matters

Community Question/Statement Time

COMMUNITY QUESTION/STATEMENT TIME

In line with the Community Forum Guidelines matters must be submitted on the *Community Forum Question/Statement Form* in order to be addressed. The Record of Proceedings will only record the name of the person who raised the Question/Statement, who they represent and the topic discussed. Any additional documents handed in on the night will be noted. No verbal comments from the speaker will be documented.

A copy of all questions submitted by the cut off time is given to Councillors to consider regardless of whether they are addressed during the proceedings.

The Chairperson stated that Community Question/Statement Time is for matters that relate to items in Council's Ordinary Meeting Agenda. Reports are written by Council officers and reflect the views of the applicants' proposal, community views, legal aspects and where appropriate, comments.

All questions must be submitted in writing by 12 noon on the day of the Forum. There will be a maximum of 2 speakers for and against a matter with each speaker limited to 5 minutes.

The Chairperson reinforced that Community Forums are to provide information and to allow comment and are not a debate night. The Chairperson asked that speakers address Councillors on all occasions, to stay on the subject matter and avoid making personal remarks about individuals.

The General Manager, Luke Johnson read out the Executive Summary from the Council report for each agenda item discussed throughout the night.

DD010.2005.00051506.005

Ques 1 Phil Marks representing Self and Carol Marks
Matter raised - GR2 Application to Modify Development Consent No. 010.2005.00051506.005 and No. 010.2005.00051506.006 – 20 Brundah Road, Thirlmere.

Mr Marks addressed the Forum.

DD010.2011.00000568.002

Ques 2 John Cutajar representing Self and Paul Spiteri
Matter raised – GR3 Development Application No. 010.2011.00000568.002 – Modification of Consent – 294-296 Pheasants Nest Road, Pheasants Nest.

Mr Cutajar addressed the Forum.

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Community Question/Statement Time

- DD010.2011.00000568.002
- Ques 3 Joerg Paul Henry Schmidt-Liermann representing Pirovic Investments Pty Ltd
Matter raised - GR3 Development Application No. 010.2011.00000568.002 –
Modification of Consent – 294-296 Pheasants Nest Road, Pheasants Nest.
- Mr Schmidt-Liermann addressed the Forum.
- DD010.2011.00000568.002
- Ques 4 Frank Pirovic representing Pirovic Investments Pty Ltd
Matter raised – GR3 Development Application No. 010.2011.00000568.002 –
Modification of Consent – 294-296 Pheasants Nest Road, Pheasants Nest.
- Mr Pirovic addressed the Forum.
- DD010.2011.00000568.002
- Ques 5 Bryon Stein representing NSW Department of Primary Industries.
Matter raised - GR3 Development Application No. 010.2011.00000568.002 –
Modification of Consent – 294-296 Pheasants Nest Road, Pheasants Nest.
- Mr Stein addressed the Forum.
- Cr Khan left the meeting due to a previously declared conflict of interest in the next Item.
- DD010.2017.0000043.001
- Ques 6 John Corbett representing Self
Matter raised – GR4 Development Application No. 010.2017.0000043.001 –
7-9 Margaret Street, Picton.
- Mr Corbett addressed the Forum.
- Cr Khan returned to the meeting.
- The Mayor left the meeting at 7.14pm and returned at 7.16pm.

Community
Question/Statement
Time

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Community Question/Statement Time

- DD010.2002.00057136.002
- Ques 7 Joe Grima representing Self
Matter raised - GR5 Development Application No. 010.2002.00057136.002 –
105 Burns Road, Thirlmere.
- Mr Grima addressed the Forum.
- DD010.2002.00057136.002
- Ques 8 Samantha Bradley representing her Neighbour
Matter raised - GR5 Development Application No. 010.2002.00057136.002 –
105 Burns Road, Thirlmere.
- Ms Bradley addressed the Forum.
- DD010.2016.00000590.001
- Ques 9 Graham Pascoe representing Self
Matter raised – GR7 Development Application No. 010.2016.00000590.001 –
23 Burragorang Street, The Oaks.
- Mr Pascoe addressed the Forum.
- Cr Deeth left the meeting due to a previously declared conflict of interest in the
next Item.
- TRIM 7142
- Ques 10 Yvonne Visser representing Self
Matter raised – GR8 Stilton Lane Planning Proposal.
- Mrs Visser addressed the Forum.
- Cr Deeth returned to the meeting.
- TRIM 6454
- Ques 11 Jean Newton and Vaughan McInnes representing Self and Site Plus Pty Ltd
on behalf of the Proponents.
Matter raised – GR9 Planning Proposal – North Silverdale Commercial,
Residential and Environmental Lands.
- Ms Newton and Mr McInnes addressed the Forum.

Community
Question/Statement
Time

WOLLONDILLY SHIRE COUNCIL

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Community Question/Statement Time

TRIM 6454

Ques 12 John Walton representing Silverdale Community supporting Improved Silverdale Shops
Matter raised – GR9 Planning Proposal – North Silverdale Commercial, Residential and Environmental Lands

Mr Walton addressed the Forum.

The Mayor left the meeting at 7.45pm due to a Pecuniary Interest in the following Item.

TRIM 3615-7

Ques 13 Louis Rossato representing Self
Matter raised – GR11 Review of Wollondilly Development Control Plan 2016 – Housekeeping Amendments

Mr Rossato addressed the Forum.

The Mayor returned to the meeting at 7.47pm.

Community
Question/Statement
Time

Record of Proceedings of the Community Forum held in the Council Foyer, 62-64 Menangle Street, Picton, on Monday 4 December 2017

Informal Question/Statement Time

INFORMAL QUESTION/STATEMENT TIME

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A copy of all questions submitted by the cut off time is given to Councillors to consider regardless of whether they are addressed during the proceedings.

The Chairperson stated that this section of the Forum is for general issues which are not on the Council's current Ordinary Meeting Agenda.

All questions must be submitted in writing by 12 noon on the day of the Forum. There will be a maximum of 2 speakers for and against a matter with each speaker limited to 5 minutes.

There were no Informal Questions.

Informal Question
/Statement Time

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Conclusion and Informal Discussions

CONCLUSION AND INFORMAL DISCUSSIONS

The Chairperson thanked those present for attending, for the feedback provided and interest shown in the matters discussed. The Chairperson invited everyone to tea and coffee and to speak openly to Councillors about any matter they wish to raise.

The Community Forum closed at 7.48pm.

About 40 people present.

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Your Councillors

YOUR COUNCILLORS

East Ward

Cr M (Matthew) Deeth

Mobile: 0428 335 743

Email: matthew.deeth@wollondilly.nsw.gov.au

Cr M (Matt) Smith

Mobile: 0448 083 566

Email: matt.smith@wollondilly.nsw.gov.au

Cr N (Noel) Lowry

Mobile: 0406 047 086

Email: noel.lowry@wollondilly.nsw.gov.au

Central Ward

Cr R (Robert) Khan
Deputy Mayor

Mobile: 0409 994 295

Email: robert.khan@wollondilly.nsw.gov.au

Cr M W (Michael) Banasik

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Email: michael.banasik@wollondilly.nsw.gov.au

Cr B (Blair) Briggs

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North Ward

Cr M (Matt) Gould

Mobile: 0427 936 471

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Cr J A (Judith) Hannan
Mayor

Mobile: 0414 557 799

Email: judith.hannan@wollondilly.nsw.gov.au

Cr S (Simon) Landow

Mobile: 0415 406 719

Email: simon.landow@wollondilly.nsw.gov.au

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Community Forum Dates

COMMUNITY FORUM DATES

Community Forums will generally be held on the second Monday of each month and will commence at 6.30pm except in the case of a public holiday when it will be held on the second Tuesday.

Dates for upcoming Community Forums in 2018 will be advertised once adopted by Council at the 11 December 2017 Ordinary Meeting. It is proposed that the first Community Forum for 2018 will be held in February.