

Ordinary Meeting Of Council



Wollondilly Shire Council

Minutes

Monday 16 July 2018

The meeting commenced at 6.30pm and was held in the Council Chamber 62-64 Menangle Street, Picton NSW 2571.

WOLLONDILLY SHIRE COUNCIL

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RECORDING OF MEETING

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. It was requested that mobile phones be placed on silent.

WEBCAST NOTICE

The Mayor advised members of the public present, that tonight's meeting is webcast live and requested that as both video and audio transmission is being publically broadcast to please remain quietly seated in the public gallery.

Members of the public are advised, in accordance with Section 18 of the Privacy and Personal Information Protection Act 1998 (PPIPA), that Wollondilly Shire Council records and webcasts live, all Ordinary and Extraordinary Meetings of Council held in open session for the purpose of facilitating community access. The webcasts are publicly available for viewing on Council's website.

Video footage collected is of the decision making body only, if you do not wish your image to be recorded please remain in the public gallery. Your image, voice, personal and health information may be recorded, publicly broadcast and archived if you speak during the meeting and/or don't remain in the space provided.

The webcasts and webcast recordings are protected by copyright and owned by Council. No part of the proceedings of a meeting of the Council may be recorded, copied or made available to others by members of the public without the authority of the Council.

Council may be required to disclose recordings pursuant to the Government Information (Public Access) Act 2009, or where Council is compelled to do so by court order, warrant or subpoena or by any other legislation.

PRESENT

Councillors: Hannan (Mayor), Landow, Gould, Lowry, Banasik, Deeth and Briggs.

ALSO PRESENT WERE

Acting General Manager, Acting Executive Director Community and Corporate, Acting Director Planning, Director Infrastructure and Environment, Assistant Director People, Legal and Governance, Manager Sustainable Growth, Manager Governance and one Administration Officer.

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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 88-13

Apologies for Cr Khan, Cr Smith and the General Manager were accepted for this meeting.

DECLARATION OF INTEREST

TRIM 9156

I, Cr Blair Briggs declare a Non-Pecuniary Less than Significant interest in Item GR6 – Pre-Gateway Determination Planning Proposals within the Metropolitan Rural Area as I have a property on Barkers Lodge Road. I will remain at the meeting during discussions on this matter and vote.

I, Cr Matthew Gould declare a Non-Pecuniary Less than Significant interest in Item GR6 – Pre-Gateway Determination Planning Proposals within the Metropolitan Rural Area as I am a member of Silverdale Rural Fire Brigade and a member of the brigade owns land within the Eltondale Planning Proposal. I will remain at the meeting during discussions on this matter and vote.

I, Cr Noel Lowry declare a Non-Pecuniary Significant interest in Item GR6 – Pre-Gateway Determination Planning Proposals within the Metropolitan Rural Area as the Tahmoor Town Centre owner is a customer of my wife's business for 20 years and my daughter works part-time with the owner. I will leave the meeting during discussions on this matter and not take part in voting.

I, Cr Matthew Deeth declare a Non-Pecuniary Significant interest in Item CO1 – Community Grants as one of the applicants is a friend of mine. I will leave the meeting during discussions on this matter and not take part in voting.

I, Cr Michael Banasik declare a Non-Pecuniary Less than Significant interest in Item CO1 – Community Grants as I am the patron of Wollondilly Arch Group and a member of the Buxton Community Association. I will remain at the meeting during discussions on this matter and vote.

I, Matthew Toro declare a Non-Pecuniary Significant interest in Item CO1 – Community Grants as I am a committee member of Warradale Football Club. In my role as Assistant Director I do not have responsibility for this portfolio nor have I been involved in any of the decision making in regard to this report. As there is a perception of a conflict of interest I will be leaving the room when this matter is considered by Council.

I, Cr Noel Lowry declare a Non-Pecuniary Less than Significant interest in Item IN3 – Recommendation of the Local Traffic Committee – 20 June 2018 Point 4. I will remain at the meeting during discussions on this matter and vote.

I, Cr Simon Landow declare a Non-Pecuniary Significant interest in Item GR1 – Voluntary Planning Agreement – 55-57 Menangle Street, Picton the reason being my mother owns a shop next door to the property subject to the VPA. I will leave the meeting during discussions on this matter and not take part in voting.

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CONFIRMATION OF MINUTES

TRIM 88-13

132/2018 Resolved on the Motion of Crs Briggs and Banasik:

That the Minutes of the Ordinary Meeting held on Monday 18 June 2018, as circulated, be adopted as true and correct.

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

Vote: Crs Banasik, Briggs, Deeth, Gould, Hannan, Landow and Lowry

ITEMS TABLED

TRIM 88-13

- 449 Register 2017/18
- Certificate of Verification from NSW Disability Services Standards
- Certificate of Appreciation for the 2018 Camden Wollondilly Local Business Awards.

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 the following pages.

Monday 18 June 2018 Sydney Western City Planning Panel Meeting attended by myself

Wednesday 20 June & Thursday 21 June 2018 Australian Bicycle Summit attended by Cr Noel Lowry

Wednesday 20 June 2018 Tourism After 5 Function

Wednesday 20 June 2018 Rotary Club of Wollondilly North 11th Annual Changeover Dinner attended by myself

Thursday 21 June 2018 Macarthur Regional Business Awards Gala Event attended by Cr Matthew Deeth

Friday 22 June 2018 Photoshoot with Angus Taylor – Walton Street Lighting

Tuesday 26 June 2018 Greater Sydney Planning Awards attended by Councillor Matt Gould and Acting General Manager, Ally Dench

Wednesday 27 June 2018 Camden Wollondilly Local Business Awards

Saturday 7 July 2018 Australian Wildlife Society 2018 Gala Ball

Monday 9 July 2018 Video celebrating Koala Petition for Social Media

Tuesday 10 July 2018 Joint Mayoral Forum for Sydney and Illawarra Growth Area Councils

Wednesday 11 July 2018 NAIDOC Flag Raising & Morning Tea

Tonight I would like to table this Certificate of Verification from Global-Mark confirming that Wollondilly Shire Council complies with NSW Disability Services Standards in regards to ADHC Funded, Non-Direct Services – Information, Referral and Community Engagement.

I also would like to table a Certificate of Appreciation awarded to Council for the valuable contribution to the 2018 Camden Wollondilly Local Business Awards.

Tonight I seek Council's resolution for the new name of our Local Planning Panel, I would like to move that it be named Wollondilly Shire Local Planning Panel.

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In July 2018 Council received 1 application for Donation.

- Application for \$250 for Luke Meed to attend the National Indoor Cricket Championships to be held in Toowoomba.

This request has been assessed against the program criteria's and deemed eligible to receive funding through the Donation and Sponsorship Programs.

Council has received a letter of appreciation from Beyondblue following Council's recent donation.

I would like to pass on our thoughts to Ross Kelly recently retired Qantas Captain who was one of two pilots critically injured in a fatal vintage plane crash in South Africa last week, and to his wife Lyndal who was also injured in the crash. Both are Orangeville residents and are also volunteers of the Theresa Park Rural Fire Service.

On behalf of Council we hope they recover quickly.

On Friday 13 July 2018 Council lodged an appeal in the Land and Environment Court against the rezoning of the Wilton South East Precinct consistent with the advice of Councillors.

This action follows information obtained under the Government Information (Public Access) Act which has revealed that the NSW Department of Planning and Environment ignored advice from the Office of Environment and Heritage from 27 September 2017 recommending that land identified within the primary koala corridor not be rezoned.

Council sees this as a failure to comply with the appropriate procedure and grounds for a judicial review.

Cr Hannan paid respects to the passing of former Councillor, Mr Norman Jew.

Cr Hannan also made reference to a long-time resident, Mr John McRae who is leaving the Shire in his retirement.

I would like to finish off tonight's Mayoral Minute by reading words of thanks from Amanda French whose son recently received a Council Sporting Grant.

Dear Judith,

We recently had the pleasure of accompanying our son, PJ French, to the NSW State Primary Rugby League Championships in Mudgee, as he trialled and was selected to represent the Combined Independent Schools State team.

The competition ran over a period of 4 days, with games held against Schools from all over NSW. It was only the second year that CIS had entered a team, so the boys were told to try and win a game, play fair and be competitive.

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And competitive they certainly were, as they were successful in winning five of their seven games placing them into the Semi Finals and then playing on and making it into the Grand Final.

Although they played their hearts out in extremely wet, cold and muddy conditions, Sydney West came away with the premiership, but CIS certainly left a lasting legacy that will keep people on their toes for next year.

I must take this opportunity to thank Wollondilly Shire Council for their support, as we were successful in obtaining the Council's Sporting Grant.

This grant opened a gateway for our son that helped create opportunities, pride in representing his school Wollondilly Anglican College, team work, friendships and most of all life long memories.

A great week was had by all that attended and he looks forward in being able to trial again in the years to come. Once again, thank you for your support from my family to you.

Kindest Regards, Amanda French



The following pages will provide additional information in regards to events attended this month.

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On Wednesday 20 June 2018 I attended the Tourism After 5 Function which was held at the Wollondilly Visitor Information Centre and attended by 42 business owners. I would like to thank fellow Councillors Blair Briggs, Matthew Deeth, Matt Smith, Michael Banasik and Executive Director, Ally Dench for also attending.

Guest Speaker for this event was Jennifer Baldwin, Council's Tourism and Business Development Team Leader speaking on the Visitor Information Centre and its aims for the future. Cr Blair Briggs was MC at this event.



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On Friday 22 June 2018 a photoshoot was held in Walton Street, Picton. This was organised by Minister for Law Enforcement and Federal Member for Hume Angus Taylor to acknowledge new 'smart' lighting which will be installed in Picton's Walton Street carpark as part of a half-million-dollar funding windfall to improve public safety. Wollondilly Shire Council will receive \$223,300 under Round 2 of the Federal Coalition's \$40 million Safer Communities Fund to install the lights.

Council expects to complete the Walton Street lighting project in the coming financial year.

I would like to thank Councillor Michael Banasik for attending this photoshoot on my behalf along with Director Infrastructure and Environment, Michael Malone and Manager Infrastructure Strategy & Planning, Mike Nelson.



WOLLONDILLY SHIRE COUNCIL

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On Tuesday 26 June 2018 the Greater Sydney Planning Awards were held at the Australian Museum. I would like to thank Councillor Matt Gould and Acting General Manager, Ally Dench for attending this event on behalf of Council.

Photo below: Mrs Lucy Turnbull, Minister Anthony Roberts and Sarah Hill.



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On Wednesday 27 June 2018 the Camden Wollondilly Local Business Awards Gala Presentation was held at Camden Civic Centre.

I would like to thank Acting Mayor, Robert Khan, and fellow Councillors Michael Banasik and Matthew Deeth and Executive Director, Ally Dench for attending this event on behalf of Council.



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On Saturday 7 July 2018 Council's Environmental Education Officer, Damion Stirling was the keynote speaker at the Australian Wildlife Society's (AWS) Annual Gala Ball held at Western Suburbs Leagues Club, Leumeah. He presented on the history of koalas in the Wollondilly Shire, the State and national significance of the largest disease free population in NSW and the threats and issues associated with their long term conservation.

The presentation was well received by the 200 guests with over 300 signatures presented for Council's 'Save our Koalas' petition. The community nursery was also well represented with native plant arrangements on each table. Plants displayed on the night will be used on national tree day for a koala food tree plantation in Appin.

I would like to thank Councillor Michael Banasik for attending on behalf of Council and also to Damion Stirling for presenting at this event.



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On Monday 9 July 2018 Council celebrated reaching 10,000 signatures to save vital koala habitats at Wilton. The koala petition was launched by Councillors at the Wilton Community Meeting on 30 April 2018, prompted by the rezoning of the Wilton South East Precinct which threatens the vital koala habitat and the koala movement corridor at Allen's Creek.

Council will be presenting the petition signatures to State Parliament for debate.

I would like to thank everyone on behalf of Council for getting involved with this issue and helping us reach this exciting milestone.



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I am pleased to report that following my earlier Mayoral Minute of May, Wollondilly Shire Council on Tuesday 10 July 2018 hosted several Mayors, Councillors and senior executives from Councils across the Greater Sydney Region and the Illawarra in a Mayoral Forum to discuss the planning and growth challenges being felt by local communities.

The forum was well represented by a number of Councils including Blue Mountains, Wollongong, Burwood, Hawkesbury, Canterbury-Bankstown, Strathfield, Kiama and City of Sydney. My sincerest thanks is offered to those Councils for attending and sharing their experiences.

What was so remarkable about the forum was the collective sense of being overwhelmed by growth and the ever changing policies of the NSW Government. Significantly, these sentiments are being shared by Councils such as the City of Sydney and Kiama as much as it is Wollondilly. We are not alone.

The Medium Density Housing Code was of particular concern to all councils given the significant risk it posed to communities everywhere.

Likewise, we discussed the importance of changing the conversation around housing affordability to include equitable access to infrastructure, jobs and local services. We agreed the new narrative should be about "Affordable Living". That is housing that is accessible to a broad sector of the market with equal access to public transport, schools, health services and the like.

As Council has stated in its "Wilton A GREAT new town or NO town at all" advocacy document we cannot solve the housing affordability crisis by creating communities that we can ill-afford.

The outcomes of the forum was that all Councils agreed upon the need to establish a regular Mayoral Forum so that all Councils can share their experiences and challenges in responding to the NSW Government's planning agenda and unite in a common voice to advocate for better planning and better outcomes for our communities. Wollondilly Shire has agreed to facilitate a follow up Mayoral Forum called "Re-engaging in the future of the Greater Sydney Region" to be held next month.

The Mayoral Forum also found that all Councils saw the benefit of establishing regular Planning Directors meetings to work with the Greater Sydney Commission and the NSW Department of Planning & Environment. This would enable Councils to be more involved in policy development with the NSW Government and lead to better planning outcomes for local communities. Bankstown Council has kindly offered to re-establish this joint Planning Director's meeting.

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I would also like to thank my colleagues on Council for supporting my earlier Mayoral Minute to facilitate this initiative. It was very well received by other Councils and demonstrates the leadership that we offer even as one of the Greater Sydney Region's least urban councils. Thank you!



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On Wednesday 11 July 2018 a NAIDOC Flag Raising and Morning Tea was held at Council. I would like to thank Cr Michael Banasik for attending this event and also Executive Director, Ally Dench.



Judith Hannan
MAYOR
July 2018

133/2018 **Resolved on the motion of Crs Hannan and Banasik:**

That the Mayoral Minute be accepted.

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

Vote: Crs Banasik, Briggs, Deeth, Gould, Hannan, Landow and Lowry

Sustainable and Balanced GROWTH

GR3 **Local Environmental Plan Review Program and Funding Agreement**
278265 TRIM 10491-2 & 10491-3

136/2018 **Resolved** on the motion of Crs Gould and Deeth:

1. That Council participate in the Accelerated Local Environmental Plan Review Program.
2. That Council agree to commence a review of Wollondilly Local Environmental Plan 2011.
3. That the authority to sign the Accelerated Review Program Funding Agreement on Councils behalf *by the General Manager be approved, subject to satisfactory discussion with the Department of Planning and Environment, and further clarification of the following matters:*
 - 1.) *Clause 5.2*
 - 2.) *Clause 19.1*
 - 3.) *Clause 3.7.*
4. That Council be kept updated throughout the LEP Review process in relation to review actions and project milestones.
5. *That Council consider the overview of the Plan and projects be discussed at a future Council workshop and be brought back to a Council meeting to be endorsed.*

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

Vote: Crs Banasik, Briggs, Deeth, Gould, Hannan, Landow and Lowry

GR4 Draft Application for Conferral of Biodiversity Certification for the Cross Street Planning Proposal Site

41

TRIM 7884

137/2018 Resolved on the motion of Crs Deeth and Hannan:

1. That Council support the Application for Conferral of Biodiversity Certification for the Cross Street Planning Proposal site being Lot C DP 374621 (85 Progress Street), Lots 1-6 DP 1128745 (Cross Street) and Lot 255 DP 10669 (100 River Road) Tahmoor.
2. That the Application for Conferral of Biocertification with amendments recommended by Environmental Services and a report on the public exhibition prepared in accordance with clause 126N of the now repealed Threatened Species Act 1995 and under the savings provisions of the Biodiversity Conservation Act 2016 be sent to the Minister for the Department of Planning & Environment for approval.
3. That negotiations commence with the Proponent to enter into a Voluntary Planning Agreement for dedication of the biobanked land to Council subject to satisfactory funding arrangements and works schedule attached to the Biobanking Agreement. A further report regarding these negotiations be provided to Council for consideration.
4. That Council delegate authority to the General Manager to sign the submission to the Minister for Planning & Environment.

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

Vote: Crs Banasik, Briggs, Deeth, Gould, Hannan, Landow and Lowry

Sustainable and Balanced GROWTH

GR5 Cross Street Planning Proposal Post Exhibition Report TRIM 7884
41

138/2018 Resolved on the motion of Crs Deeth and Banasik:

1. That subject to Council support for the Application for conferral of Biodiversity Certification, the draft amendment to Wollondilly Local Environmental Plan 2011 *be supported in principle* for the Planning Proposal on land being Lot C DP 374621 (85 Progress Street), Lots 1-6 DP 1128745 (Cross Street) and Lot 255 DP 10669 (100 River Road), Tahmoor *subject to:*

(a) *Amending* the Land Zoning Map from RU4 Primary Production Small Lots to:

- R2 Low Density Residential
- R5 Large Lot Residential
- E3 Environmental Management, and
- E2 Environmental Conservation.

Amending the Lot Size Map from a minimum lot size category of 2 ha to a minimum lot size of:

- 700 m², 975 m² and 1500 m² for land zoned R2 Low Density Residential
- 1 ha (in the south-eastern part of the site) for land previously proposed to be zoned R5 Large Lot Residential
- 1 ha and 1.5 ha for land zoned E3 Environmental Management
- 40 ha for buffer land zoned E2 Environmental Conservation around the Bargo River and no minimum lot size for the remaining E2 land.
- *Amend the Land Zoning Map from the exhibited R5 Large Lot Residential to R2 Low Density Residential (for all land with a minimum lot size no greater than 1,500m²)*
- Amend the Height of Building Map from no maximum building height to a maximum building height of 9m and 6.8m in the south-eastern part of the site and along ridgelines
- Amend the Natural Resources Water Map to provide a riparian buffer of 10 metres along the four minor watercourses
- Amend the Urban Release Area Map to include the subject site.

Sustainable and Balanced GROWTH

- (b) Council writing to the proponents inviting them to respond to Council concerns over the adequacy of local infrastructure such as roads and parks and other environmental infrastructure to service this planning proposal and to explain how suitable arrangements are in place or are proposed to be in place to address these concerns.**
- 2. That a further report be brought to Council after the response is received from the proponent.**
 - 3. That Council seek a further 3 month extension to the Gateway timeframe so that the matters above can be adequately resolved.**
 - 4. That a report be brought to Council detailing proposed site specific planning controls for inclusion within the Wollondilly Development Control Plan 2016 to guide development on the Cross Street site.**
 - 5. That Council seek clarity from the Department of Planning & Environment in relation to the application of the Greenfields code and consistency to the Metropolitan Rural Area to this site.**
 - 6. That we invite the proponent to submit a statement of intent.**

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

Vote: Crs Banasik, Briggs, Deeth, Gould, Hannan, Landow and Lowry

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Management and Provision of INFRASTRUCTURE

MANAGEMENT AND PROVISION OF INFRASTRUCTURE

IN1 Increase to the Capital Budget Program 2018/19
274044

TRIM 3311

141/2018 Resolved on the motion of Crs Gould and Deeth:

That the 2018/19 Major Works Program be revised in line with confirmed funding offers and project management allocations to the total program amounts:

- Road Renewal Program: \$9,632,148
- Road Upgrade Program: \$ 450,000
- Footpath New Program: \$ 558,640
- Open Space New: \$2,300,000
- Open Space Renew: \$ 375,000
- Buildings Renew: \$ 775,000

2. *That the Operational Budget be decreased to reflect the funding for the project management positions moving across to the capital budget.*

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

Vote: Crs Banasik, Briggs, Deeth, Gould, Hannan, Landow and Lowry

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Management and Provision of INFRASTRUCTURE

IN2 **Update on the Wollondilly Open Space, Recreation & Community Facilities Strategy**
272884 TRIM 5469

142/2018 **Resolved** on the motion of Crs Banasik and Deeth:

1. That Council endorse the amendments to the Open Space, Recreation & Community Facilities Strategy (refer Attachment 1) for appending to the Strategy and that these amendments be addressed as part of the work that GLN Planning is currently undertaking for Council in their preparation of draft development contributions plans for both the Wilton Priority Growth Area (WPGA) and the wider Wollondilly Local Government Area.
2. That Council adopt the proposed minor amendments to the Open Space, Recreation & Community Facilities Strategy (as per recommendation 1) through its future adoption of the development contributions plans for both the Wilton Priority Growth Area (WPGA) and the wider Wollondilly Local Government Area.
3. That Council note the Implementation Plan and Strategic Actions Status Update (as per Attachment 2 & 3) and that these tables be appended to the Open Space Strategy to enable annual status updates.
4. That Council consider the outstanding Strategic Actions during the development of the 2019/20 Operational Plan.
5. That a status review of the Implementation Plan and Strategic Actions be undertaken on an annual basis and reported to Council.
6. That Council note the efforts of the organisation to deliver on the Implementation Plan and Strategic Actions in the midst of competing priorities. *Further we ask for consideration of additional resources in the 2019/20 budget.*
7. *That Warragamba / Silverdale community consultation occur as in other areas.*

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

Vote: Crs Banasik, Briggs, Deeth, Hannan and Lowry
Vote against: Crs Gould and Landow

Management and Provision of INFRASTRUCTURE

IN3 Recommendations Local Traffic Committee – 20 June 2018 TRIM 1087
80

143/2018 Resolved on the motion of Crs Briggs and Gould:

That Council resolve to adopt the Recommendations of the Local Traffic Committee Meeting of 20 June 2018 as follows:

1. Camden Park – Proposed “No Stopping” Zone (R5-400) at the Roundabout Intersection of Bridgewater Boulevard, Hindmarsh Avenue and Jackey Drive
52 TRIM 1093

That Council approve the installation of “No Stopping” zone (R5-400) on approaches and departures of the roundabout intersection at Bridgewater Boulevard, Hindmarsh Avenue and Jackey Drive, Camden Park as shown in the Minutes.

2. Tahmoor – Proposed “No Stopping” Zone (R5-400) in Progress Street at the Junction with Remembrance Driveway
52 TRIM 1093

That Council approve the installation of about 22m of “No Stopping” zone (R5-400) in Progress Street, Tahmoor from the junction with Remembrance Driveway as shown in the Minutes.

3. Civic Park, Warragamba – New Accessible Parking and Signage for Inclusive Play Space Project
52 TRIM 1598

That Council endorse the construction of the accessible parking on Weir Road, Warragamba to facilitate access to the upgraded Warragamba Civic Park to an inclusive play space.

4. Macarthur Collegians Cycling Club (MCCC) – Cycling Races – “Razorback Mountain Hill Climb” – Old Razorback Road, Cawdor 2018
52 TRIM 1598

That permission is granted to use Old Razorback Road, Cawdor from the junctions of Cawdor Road to Mount Hercules Road for Individual Time Trial (ITT) events; “Razorback Mountain Hill Climb”; and the necessary road closures on Sunday 14 October 2018 commencing 8.00am and finishing by 11.00am subject to the requirements for the issue of a permit for “Road Event – Road Closure”.

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Management and Provision of INFRASTRUCTURE

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

Vote: Crs Banasik, Briggs, Deeth, Gould, Hannan, Landow and Lowry

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Looking after the COMMUNITY

LOOKING AFTER THE COMMUNITY

CO1 **2018 Community Grants**
249738

TRIM 6300-8

Cr Deeth and the Assistant Director People, Legal & Governance left the meeting at 8.11pm due to previously declared Conflicts of Interest.

144/2018 **Resolved on the motion of Crs Banasik and Hannan:**

1. **That Council fund 36 Community Grant applications for a total value of \$40,245.00.**
2. **That Council fund 18 local schools at \$200 each for the Mayoral School Citizenship Award at a total of \$3,600.00.**
3. **That Council fund 4 Community Hall Rates Subsidies for a total of \$11,203.31.**
4. **That Council approve Annual Assistance of \$3,000.00 to The Oaks Community Chamber of Commerce for the Light Up The Oaks Christmas event and \$1,000.00 to Community Links Wollondilly for International Women's Day Celebrations commencing in the 2019/20 financial year.**

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

Vote: Crs Banasik, Briggs, Gould, Hannan, Landow and Lowry

Cr Deeth and the Assistant Director People, Legal & Governance returned to the meeting at 8.13pm.

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Efficient and Effective COUNCIL

EC2 Investment of Funds as at 31 May 2018

112

TRIM 1022-5

146/2018 Resolved on the motion of Crs Banasik and Briggs:

That the information and certification in relation to the investment of Council funds as at 31 May 2018 be noted.

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

Vote: Crs Banasik, Briggs, Deeth, Gould, Hannan, Landow and Lowry

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Notice of Motion

NOTICE OF MOTION

TRIM 6416-8

NOM 1 Notice of Motion No. 1 submitted by Cr Banasik on 10 July 2018 regarding Registered Animal Charities

Moved on the motion of Crs Banasik and Hannan:

1. That Council write to the NSW Agricultural Minister Niall Blair requesting legislation to be broadened to enable accredited Registered Animal Rescue Charities legislative powers equal to those of the RSPCA to enable rescue of animals from cruelty and neglect situations.
2. That Council expresses concern at the recent slow response by the RSPCA to the Lakesland Chicken farm incident and Council request that Minister conduct an enquiry into this matter.
3. That finally this motion be sent to Local Government NSW requesting it be an item at the next conference.

Cr Briggs foreshadowed an alternate motion.

Cr Deeth foreshadowed an alternate motion that this matter be deferred.

Vote for: Crs Banasik, Hannan and Landow

Vote against: Crs Briggs, Deeth, Gould, and Lowry

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

148/2018 Resolved on the motion of Crs Briggs and Gould:

1. ***That Council write to the NSW Agricultural Minister Niall Blair expressing concerns about the alleged slow response at an individual property located at Lakesland by the RSPCA. Further the Minister consult with animal welfare groups in regard to this issue.***
2. ***That this letter be sent also to NSW Farmers Federation, Department of Primary Industries and RSPCA.***
3. ***That the issue be put to Council's Rural Industry Liaison Committee for comment.***

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 16 July 2018

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

Vote: Crs Banasik, Briggs, Deeth, Gould, Hannan, Landow and Lowry

Cr Lowry left the room at 8.21pm and returned at 8.23pm.

At 8.50pm the Mayor called for an adjournment of the meeting. The meeting resumed at 9.00pm with all present prior to the adjournment.

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 16 July 2018

Notice of Motion

TRIM 6416-8

NOM 2 **Notice of Motion No. 2 submitted by Cr Hannan on 11 July 2018 regarding the Renew Our Libraries campaign**

149/2018 **Resolved on the motion of Crs Hannan and Lowry:**

That Council actively participate in the Renew Our Libraries campaign, a joint campaign being coordinated by the NSW Public Libraries Association and Local Government NSW in response to the NSW Government's proposed funding cuts to public libraries in NSW. The campaign aims to double State Government funding for NSW public libraries and create a new funding model that is sustainable for the long term.

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

Vote: Crs Banasik, Briggs, Deeth, Gould, Hannan, Landow and Lowry

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 16 July 2018

Notice of Motion

TRIM 6416-8

NOM 3 **Notice of Motion No. 3 submitted by Cr Lowry on 11 July 2018 regarding the Outer Sydney Orbital**

150/2018 **Resolved on the motion of Crs Lowry and Hannan:**

1. **That Council write to the Minister for Transport requesting:**
 - **the Government release all options that were developed or considered for the Outer Sydney Orbital, including the analysis, viability *and due process* that was carried out for each option; and**
 - **as a statutory authority and as a representative of the local community, *Council be* invited to provide input in the consultation process as the Corridor investigation process continues.**
2. ***That once this information is received, Council has another meeting with its residents.***
3. ***That Council writes to the Department of Transport requesting a firm commitment to our previous request for community consultation held in Wollondilly.***
4. ***That a copy of the letter be sent to Local Government NSW.***
5. ***That Council write to the NSW Opposition seeking its views on this matter.***
6. ***That Council write to the Local Member and Federal Member seeking their views on this matter.***

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

Vote: Crs Banasik, Briggs, Deeth, Gould, Hannan, Landow and Lowry

Notice of Motion

TRIM 6416-8

NOM 4 Notice of Motion No. 4 submitted by Cr Gould on 12 July 2018 regarding the threat to Indigenous sites from the raising of Warragamba Dam

151/2018 Resolved on the motion of Crs Gould and Hannan:

1. That Council notes the majority of Gundungurra sites in and around Burratorang Valley were destroyed as a result of the construction of Warragamba Dam. Further that Council recognises the cultural and historical significance of the remaining Gundungurra sites in and around Burratorang Valley and notes that these sites are particularly precious given how much of Indigenous heritage in this area has already been destroyed.
2. That Council notes many of these indigenous sites, as well as sites of early European heritage in the Valley may be destroyed as a result of the raising of Warragamba Dam.
3. That Council write to the NSW Government calling for significantly more time and resources be allocated to the Indigenous heritage studies as part of the dam raising EIS to allow for a comprehensive study to identify remaining Gundungurra sites and assess both their cultural significance and any potential impacts from the dam raising.
4. *That Council offer the opportunity to a Gundungurra representative to make a presentation at a special Community Forum and an invitation be made to all the candidates for the next State election.*
5. That Council seek a meeting with the Hon Niall Blair regarding this matter.
6. That Council liaise with WaterNSW and Gundungurra representatives to seek an inspection of the known sites within the Valley that may be impacted by the dam raising and invite the following:
 - The Hon Gladys Berejiklian
 - The Hon Niall Blair
 - The Hon Gabrielle Upton
 - The Hon Sarah Mitchell
 - The Hon Luke Foley
 - The Hon Penny Sharpe
 - The Hon Chris Minns
 - The Hon Malcolm Turnbull
 - The Hon Nigel Scullion
 - The Hon Josh Frydenberg

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 16 July 2018

Notice of Motion

- **The Hon Bill Shorten**
- **The Hon Tony Burke**
- **The Hon Rachel Siewert**
- **The Hon Richard Di Natale**
- **The Hon Angus Taylor**
- **The Hon Jai Rowell**

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

Vote: Crs Banasik, Briggs, Deeth, Gould, Hannan, Landow and Lowry

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Notice of Motion

TRIM 6416-8

NOM 5 Notice of Motion No. 5 submitted by Cr Deeth on 12 July 2018 regarding the Hawkesbury Nepean River

152/2018 Resolved on the motion of Crs Deeth and Banasik:

1. That Council support the development and implementation of an integrated Catchment Management Plan for the Hawkesbury Nepean River based on current Strategies and Plans applying to the Catchment in light of impending impact from surrounding developments.
2. That Council write to Camden Council to:
 - a. Commend their support, leadership and work to date on management of the Nepean River.
 - b. Invite Camden Council to work collaboratively with Wollondilly Council on a coordinated approach to the management of the river system.
3. That Council write to the Minister for Planning requesting a copy of any update to the August 2015 Greater Macarthur Water Management report and supporting documentation and drafts of applicable State Environmental Planning Policies that will establish current baseline hydrological, ecological and water quality parameters and the intended mechanisms for ongoing monitoring and planning that will seek to improve or maintain these parameters for the planned development areas of the Greater Macarthur Priority release area.
4. *That Council copy Sydney Water into its letter.*
5. *That Council write to Penrith City Council, Liverpool City Council, Wingecarribee Council and other relevant Councils about the issue.*

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

Vote: Crs Banasik, Briggs, Deeth, Gould, Hannan, Landow and Lowry

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Notice of Motion

TRIM 6416-8

NOM 6 **Notice of Motion No. 6 submitted by Cr Gould on 12 July 2018 regarding Wildlife Road Strikes**

153/2018 **Resolved on the motion of Crs Gould and Landow:**

1. **That Council raise a community education section on its website *and social media channels* to provide linkages to wildlife rescue and preservation organisations to advise the community and road users on managing injured wildlife on roads and procedures for safely undertaking pouch checking of marsupials.**

2. ***Further, that Council erect road signage advising of contact numbers for animal welfare organisations.***

3. ***That Council consult adjoining Councils regarding injured wildlife on roads.***

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

Vote: Crs Banasik, Briggs, Deeth, Gould, Hannan, Landow and Lowry

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 16 July 2018

Notice of Motion

TRIM 6416-8

NOM 7 **Notice of Motion No. 7 submitted by Cr Banasik and Deeth on 12 July 2018 regarding the Development Application for South East Wilton Precinct**

154/2018 **Resolved on the motion of Crs Banasik and Deeth:**

1. That a Councillor Workshop be held to identify the issues to be raised as part of the submission.
2. *That further, Council make a formal submission to the Sydney Western City Planning Panel raising concerns with the development application submitted by Walker Corporation for 701 residential lots at South East Wilton Precinct (DD010.2018.00000339.001).*
3. *That Council ask the opinion of the named candidates for the NSW State election regarding their views on this matter.*

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

Vote: Crs Banasik, Briggs, Deeth, Gould, Hannan, Landow and Lowry

Cr Lowry left the room at 9.53pm and returned at 9.55pm.

Minutes of the Ordinary Meeting of Wollondilly Shire Council held in the Council Chamber, 62-64 Menangle Street, Picton, on Monday 16 July 2018

Notice of Motion

TRIM 6416-8

NOM 8 **Notice of Motion No. 8 submitted by Cr Landow on 12 July 2018 regarding the Cat Tracker Australia Program and the Feral Cat Trapping Program**

155/2018 **Resolved on the motion of Crs Landow and Briggs:**

1. That following implementation of the Cat Tracker Australia Program and Feral Cat Trapping Program that a report be prepared which considers the implications, feasibility, cost and resource implications of:
 - 1.1 subsidising the de-sexing and micro-chipping of cats; and
 - 1.2 implementing an education strategy detailing the benefits of cat microchipping, registration, de-sexing and containment.
2. That Council write to the Minister *for Local Government* seeking amendments to the Companion Animals Act 2008 to require:
 - 2.1 the owner of a cat to take all reasonable precautions to prevent cats from escaping from the property on which it is ordinarily kept and that similar penalties apply for straying /nuisance cats as it does for straying/nuisance dogs;
 - 2.2 compulsory de-sexing of cats unless a person is a registered breeder;
 - 2.3 limiting the number of cats per household;
 - 2.4 streamlining the animal registration system to make it easier to register pets; and
 - 2.5 Increasing penalties to owners whose *animals are repeatedly* seized in wildlife protection areas.
3. ***That this become a motion of the Local Government Conference.***

Cr Hannan foreshadowed an alternative motion.

The original motion was put to the meeting.

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

Vote: Crs Banasik, Briggs, Deeth, Gould, Landow and Lowry

Vote against: Cr Hannan

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Closing

CLOSING

There being no further business, the Mayor declared the Ordinary Meeting closed at 10.20pm.

This and the preceding 45 pages are the Minutes of the Ordinary Meeting of Council held on Monday 16 July 2018 and were confirmed in the subsequent meeting held on Monday 20 August 2018.

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Mayor