



MINUTES

ORDINARY MEETING OF COUNCIL

HELD ON

26 MARCH 2018

AT 7.00pm

**MINUTES OF THE CITY OF LITHGOW COUNCIL MEETING
HELD AT THE CIVIC CENTRE, LITHGOW ON 26 MARCH 2018**

Meeting Commenced 7.00pm

ACKNOWLEDGEMENT OF COUNTRY

Public: 37

PRESENT

His Worship the Mayor
Councillor S Lesslie
Councillor W McAndrew
Councillor C Coleman
Councillor D Goodsell
Councillor D Goodwin
Councillor S Ring
Councillor J Smith
Councillor M Statham
Councillor R Thompson

APOLOGIES

NIL

Also in attendance

Mr Andrew Muir, Acting General Manager
Mr Ross Gurney Chief Financial and Information Officer
Mr Iain Stewart, Director Water and Wastewater
Mr Jonathon Edgecombe, Executive Manager Operations
Mr Michael McGrath, Executive Manager People and Services
Mrs Melanie Jones, Minutes Secretary

CONFIRMATION OF MINUTES

18 - 50 RESOLVED

Confirmation of the Minutes of the Ordinary Meeting of Council held on the 26 February 2018 were taken as read and confirmed by Councillors W McAndrew and J Smith.

DECLARATION OF INTEREST

His Worship the Mayor called for Declarations of Interest on any matter before the Meeting.

Councillor S Lesslie declared a Non Pecuniary in item 10, due to being a neighbouring resident. He will vacate the Chambers.

COMMEMORATIONS AND ANNOUNCEMENTS

Councillor J Smith commemorated the passing of Mr Leo 'Scrubby' O'Brien.

Councillor S Lesslie commemorated the passing of Mr Iain Banning who was a well-respected member of the community.

Councillor M Statham mentioned the Castlereagh Connection corridor and congratulated Council Staff for the mowing work done on the Great Western Highway between Lithgow and Wallerawang.

Councillor S Lesslie congratulated Councillor C Coleman after her election to the board of the Australian Local Government Women's Association.

PUBLIC FORUM

At 7.02pm pm Members of public gallery were invited to participate in the Public Forum Session.

PF – 26/3/18 - Mason Stankovic - Aurecon

Mr Stankovic did not make a statement but deferred to Jacqueline Crompton from NBN.

PF – 26/3/18 - Jacqueline Crompton – NBN

Ms Crompton made a statement in relation to ITEM 7 on the agenda.

PROCEDURAL MOTION

THAT an extension of time be granted.

MOVED: Councillor J Smith

SECONDED: Councillor S Ring

Clr Thompson requested to ask Ms Crompton some questions. Ms Crompton will take Councillor Thompson's question on notice and report back.

The Mayor thanked Ms Crompton for her comments.

PF – 26/3/18 – MR RICHARD MARJORAM – CHAIR OF DIRECTORS LITHGOW BASKETBALL ASSOCIATION

Mr Marjoram discussed the grant received by Lithgow Basketball Stadium: He thanked the Minister for Regional Development, Lithgow City Council, Councillor Smith, Councillor Goodwin and Summar Hipworth in particular.

The Mayor thanked Mr Marjoram for his comments.

PF – 26/3/18 – MR PETER VAN DER POEL

Mr Van Der Poel made a statement in relation to ITEM 7 on the Agenda.

PROCEDURAL MOTION

THAT an extension of time be granted.

MOVED: Councillor W McAndrew

SECONDED: Councillor M Statham

The Mayor thanked Mr Van Der Poel for his comments.

PF – 26/3/18 – MR ROSS DUNSTAN

Mr Dunstan made a statement in relation to ITEM 7 on the Agenda.

PROCEDURAL MOTION

THAT an extension of time be granted.

MOVED: Councillor M Statham

SECONDED: Councillor C Coleman

The Mayor thanked Mr Dunstan for his comments.

PF – 26/3/18 – MR BARRY REID

Cr Ring advised that Mr Reid sends his apologies and did not attend the meeting.

PROCEDURAL MOTION

THAT ITEM 7 be dealt with as the first order of business.

MOVED: Councillor S Lesslie

SECONDED: Councillor W McAndrew

CARRIED

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ITEM-7 ECDEV - 26/03/18 - DA317/17 - PROPOSED TELECOMMUNICATION FACILITY, 2430 GREAT WESTERN HIGHWAY, LITTLE HARTLEY

MOTION

THAT:

1. The Development Application DA317/17 be **APPROVED** subject to conditions on the consent as shown in the attached Section 4.15 report.
2. A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

MOVED: Councillor R Thompson

Seconded: Councillor S Ring

AMENDMENT

THAT:

1. Supports in principle the provision of NBN services in the Hartley Valley
2. However the determination of the application be deferred pending further investigation by the applicant of alternative sites to reduce the impact of the amenity on existing residents in the vicinity of the proposed NBN tower.

MOVED: Councillor S Lesslie

SECONDED: Councillor M Statham

The **AMENDMENT** was PUT and LOST.

Councillor Goodwin Foreshadowed an Amendment – that the following condition be added to the development consent.

“At the end of the useable life of the tower and infrastructure, that they be removed and the site rehabilitated.”

AMENDMENT

THAT

1. The Development Application DA317/17 be **APPROVED** subject to conditions on the consent as shown in the attached Section 4.15 report.
2. An additional condition be added to the consent stating “At the end of the useable life of the tower and infrastructure, that they be removed and the site rehabilitated.”
3. A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

MOVED: Councillor D Goodwin

SECONDED: Councillor S Ring.

The **AMENDMENT** was PUT and becomes the **MOTION**.

18 – 51 RESOLVED

THAT

1. The Development Application DA317/17 be **APPROVED** subject to conditions on the consent as shown in the attached Section 4.15 report.
2. An additional condition be added to the consent stating “At the end of the useable life of the tower and infrastructure, that they be removed and the site rehabilitated.”
3. A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

MOVED: Councillor Goodwin

SECONDED: Councillor S Ring.

CARRIED

A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

Divisions -

FOR

Councillor C Coleman
Councillor D Goodsell
Councillor D Goodwin
Councillor S Lesslie
Councillor W McAndrew
Councillor S Ring
Councillor J Smith
Councillor R Thompson

AGAINST

Councillor M Statham

MAYORAL MINUTE

MAYORAL MINUTE – 26/03/18 – MEETING WITH PORTLAND AND LITHGOW RSL SUB BRANCHES REGARDING ANZAC PLAQUE

REPORT BY: MAYOR – CR STEPHEN LESSLIE

18 – 52 RESOLVED

THAT Council assist the Lithgow and Portland RSL Sub Branches to lobby the Federal Government to provide research assistance via ADFSA and Duntroon to verify details of Service Men and Women who served their country in WWI and fulfil the criteria for remembrance agreed by the Lithgow and Portland RSL Sub Branches.

MOVED: Councillor S Lesslie **SECONDED:** Councillor W McAndrew.

CARRIED

ECONOMIC DEVELOPMENT AND ENVIRONMENT REPORTS

ITEM-1 ECDEV - 26/03/18 - CALLING IN OF DA022/18 FOR SUBDIVISION OF 1 LOT INTO 79 AT 33 MAGPIE HOLLOW ROAD SOUTH BOWENFELS

18 – 53 RESOLVED

THAT the calling in of DA022/18 for subdivision of 1 lot into 79 at Magpie Hollow Road, South Bowenfels be noted.

MOVED: Councillor C Coleman

SECONDED: Councillor W McAndrew.

CARRIED

ITEM-2 ECDEV - 26/03/18 - DA033/18 DEVELOPMENT APPLICATION INSTALLATION OF TOILET BLOCK - BLAST FURNACE PARK

18 – 54 RESOLVED

THAT

1. Development Application 033/18 be approved subject to conditions specified in the attached Section 79C assessment.
2. A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

MOVED: Councillor R Thompson

SECONDED: Councillor S Ring.

CARRIED

A **DIVISION** was called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

Divisions -

FOR

Councillor C Coleman
Councillor D Goodsell
Councillor D Goodwin
Councillor S Lesslie
Councillor W McAndrew
Councillor S Ring
Councillor J Smith
Councillor M Statham
Councillor R Thompson

**ITEM-3 ECDEV - 26/03/18 - DA045/18 DEVELOPMENT APPLICATION
 INSTALLATION OF TOILET BLOCK - KREMER PARK PORTLAND**

18 – 55 RESOLVED

THAT

1. Development Application 045/18 be approved subject to conditions specified in the attached Section 79C assessment.
2. A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

MOVED: Councillor S Ring

SECONDED: Councillor M Statham.

CARRIED

A **DIVISION** was called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

Divisions -

FOR

Councillor C Coleman
Councillor D Goodsell
Councillor D Goodwin
Councillor S Lesslie
Councillor W McAndrew
Councillor S Ring
Councillor J Smith
Councillor M Statham
Councillor R Thompson

**ITEM-4 ECDEV - 26/03/18 - DA046/18 - WAIVING OF DEVELOPMENT
 APPLICATION FEES FOR STATE EMERGENCY SERVICES SHED AT 4
 SILCOCK STREET POTTERY ESTATE**

18 – 56 RESOLVED

THAT

1. Council refund the Development Application & Construction Certificate Fees for DA046/18 & CC039/18 being a total of \$767.76 for the State Emergency Services shed at Silcock Street Lithgow, given it is for emergency services purposes.
2. That if no objections are raised during the public exhibition period for DA046/18, being the SES shed at Silcock Street Lithgow, and subject to a Section 4.15 assessment under the *Environmental Planning & Assessment Act 1979* being undertaken, the application be determined by delegation to the General Manager and no further report to Council be required for determination of DA046/18.

3. A Division be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

MOVED: Councillor W McAndrew

SECONDED: Councillor J Smith.

CARRIED

A **DIVISION** was called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

Divisions -

FOR

Councillor C Coleman
Councillor D Goodsell
Councillor D Goodwin
Councillor S Lesslie
Councillor W McAndrew
Councillor S Ring
Councillor J Smith
Councillor M Statham
Councillor R Thompson

**ITEM-5 ECDEV - 26/03/18 - DA269/17 - SUBDIVISION 1 LOT INTO 11 - LOT 14
 DP1202238, 7 BOWEN CHASE SOUTH BOWENFELS**

18 – 57 RESOLVED

THAT

1. The Development Application DA269/17 be **APPROVED** subject to conditions on the consent as shown in the attached Section 4.15 report.
2. Following determination, Council accept the dedication of the road networks and the bioretention swale for ongoing management in accordance with the conditions outlined in the attached 79C report.
3. A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

MOVED: Councillor R Thompson

SECONDED: Councillor S Ring.

CARRIED

A **DIVISION** was called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

Divisions -

FOR

Councillor C Coleman
Councillor D Goodsell
Councillor D Goodwin
Councillor S Lesslie
Councillor W McAndrew
Councillor S Ring
Councillor J Smith
Councillor M Statham
Councillor R Thompson

**ITEM-6 ECDEV - 26/03/18 - PLANNING AGREEMENT FOR SUBDIVISION - DA26917
- 1 LOT INTO 11 - 7 BOWEN CHASE SOUTH BOWENFELS**

18 – 58 RESOLVED

THAT

1. Council endorse the Draft Voluntary Planning Agreement proposed by Lemdean Pty Ltd for DA269/17 being for \$66,000 in total being \$6,000 (per residential lot) to go toward community facilities and and infrastructure.
2. The Draft Voluntary Planning Agreement with Lemdean Pty Ltd for DA269/17 be placed on public exhibition for a period of 28 days.
3. A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

MOVED: Councillor W McAndrew

SECONDED: Councillor C Coleman.

CARRIED

A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993

Divisions -

FOR

Councillor C Coleman
Councillor D Goodsell
Councillor D Goodwin
Councillor S Lesslie
Councillor W McAndrew
Councillor S Ring
Councillor J Smith
Councillor M Statham
Councillor R Thompson

ITEM-7 ECDEV - 26/03/18 - DA317/17 - PROPOSED TELECOMMUNICATION FACILITY, 2430 GREAT WESTERN HIGHWAY, LITTLE HARTLEY

Item 7 was dealt with earlier in the meeting.

ITEM-8 ECDEV - 26/03/18 - INFORMATION UPDATE - CHANGES TO THE ENVIRONMENTAL PLANNING & ASSESSMENT ACT

18 – 59 RESOLVED

THAT the updates to the *Environmental Planning and Assessment Act 1979* and its implications on Council be noted.

MOVED: Councillor S Ring

SECONDED: Councillor C Coleman.

CARRIED

ITEM-9 ECDEV - 26/03/18 - MODIFICATION OF CONSENT TO DA14815 SUBDIVISION 1 LOT INTO 21 (STAGES 3 & 4) AT HASSANS WALLS ROAD, LITHGOW NSW 2790

Councillor Thompson declared a pecuniary interest and left the chambers at 8.14pm. Councillor Thompson returned to the Chambers 8.15pm.

18 – 60 RESOLVED

THAT

1. Modification of consent application S96004/18 for DA148/15 be approved to remove the requirements of a Voluntary Planning Agreement for \$50,000 towards embellishments to Queen Elizabeth Park and allow instead for works in kind of \$51,920.00 for the construction of a formed access on Council owned land known as Lot 1 DP1094395 in accordance amended condition of consent Number 5 as per the attached Development Assessment Report.
2. A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

MOVED: Councillor M Statham

SECONDED: Councillor D Goodwin.

CARRIED

A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993

Divisions -

FOR

Councillor C Coleman
Councillor D Goodsell
Councillor D Goodwin
Councillor S Lesslie
Councillor W McAndrew
Councillor S Ring
Councillor J Smith
Councillor M Statham

**ITEM-10 ECDEV - 26/03/18 - VOLUNTARY PLANNING AGREEMENT FOR DA225/16
SUBDIVISION 1 LOT INTO 25 - KIRKLEY STREET SOUTH BOWENFELS**

Councillor Lesslie left the Chambers at 8.15pm;

Deputy Mayor Councillor McAndrew took the role of Chair.

Councillor Lesslie returned to the Chambers at 8.16pm and resumed the Chair.

18 – 61 RESOLVED

THAT

1. Council endorse the Voluntary planning Agreement proposed by Tri-Firma Pty Ltd for DA225/16 being \$138,000 in total being \$6,000 (per residential lot) to go towards community facilities and open space and \$4,500 of works in kind for the construction of a concrete cycle path 3m wide at the end of the road servicing the sewer pump station to the northern boundary.
2. That notification of the Voluntary Planning Agreement for DA225/16 with Tri-Firma Pty Ltd be provided to the Department of Planning & Environment for registration.
3. A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

MOVED: Councillor S Ring

SECONDED: Councillor R Thompson.

CARRIED

A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993

Divisions -

FOR

Councillor C Coleman
Councillor D Goodsell

Councillor D Goodwin
Councillor W McAndrew
Councillor S Ring
Councillor J Smith
Councillor M Statham
Councillor R Thompson

**ITEM-11 ECDEV - 26/03/18 - WASTE CHARGE INCREASE RESULTING FROM
 CHINA'S RECYCLING BAN POLICY**

RECOMMENDATION

THAT

1. Subject to consultation with Council's solicitor, Council agree to the variation of the JR Richards Waste Services Contract adding a charge of \$165.00 (ex GST) per tonne of recyclable material delivered to Polytrade from Lithgow City Council commencing 1st April 2018.
2. Council approve \$58,163 (ex GST) as a transfer from Waste Reserve to the Kerbside Recycling cost centre for 2017-18 to ensure adequate funds are available for this unforeseen increase in service delivery over the period 1st April 2018 to 30th June 2018.
3. Council note the need to apply a special waste charge of approximately \$32 in the 2018/2019 financial year depending on whether government funding eventuates.

MOTION

THAT

1. Subject to consultation with Council's solicitor, Council agree to the variation of the JR Richards Waste Services Contract adding a charge of \$165.00 (ex GST) per tonne of recyclable material delivered to Polytrade from Lithgow City Council commencing 1st April 2018.
2. Council approve \$58,163 (ex GST) as a transfer from Waste Reserve to the Kerbside Recycling cost centre for 2017-18 to ensure adequate funds are available for this unforeseen increase in service delivery over the period 1st April 2018 to 30th June 2018.
3. Council note the need to apply a special waste charge of approximately \$32 in the 2018/2019 financial year depending on whether government funding eventuates.
4. We call on the State and Federal Government to develop a comprehensive strategy not only on the benefits of recycling but also on the necessity of reducing waste and recyclable materials in total.
5. That the State and Federal Governments be requested to implement strategies that will enable internal markets to be developed on the use and reprocessing of recyclable materials.

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring.

18 – 62 RESOLVED

THAT

1. Subject to consultation with Council's solicitor, Council agree to the variation of the JR Richards Waste Services Contract adding a charge of \$165.00 (ex GST) per tonne of recyclable material delivered to Polytrade from Lithgow City Council commencing 1st April 2018.
2. Council approve \$58,163 (ex GST) as a transfer from Waste Reserve to the Kerbside Recycling cost centre for 2017-18 to ensure adequate funds are available for this unforeseen increase in service delivery over the period 1st April 2018 to 30th June 2018.
3. Council note the need to apply a special waste charge of approximately \$32 in the 2018/2019 financial year depending on whether government funding eventuates.
4. We call on the State and Federal Government to develop a comprehensive strategy not only on the benefits of recycling but also on the necessity of reducing waste and recyclable materials in total.
5. That the State and Federal Governments be requested to implement strategies that will enable internal markets to be developed on the use and reprocessing of recyclable materials.

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring.

CARRIED

OPERATION REPORTS

ITEM-12 OPER - 26/03/18 - WOLGAN ROAD, LIDSDALE - FOOTPATH PROPOSAL

18 – 63 RESOLVED

THAT Council consider the construction of a footpath on Wolgan Road, Lidsdale subject to an assessment of current project priorities within the draft 2018/19 Operational Plan.

MOVED: Councillor J Smith

SECONDED: Councillor M Statham.

CARRIED

WATER AND WASTEWATER

ITEM-13 WWW - 26/03/18 - BACKFLOW PREVENTION - CONTAINMENT POLICY

18 - 64 RESOLVED

THAT Council adopt the Backflow Prevention - Containment Policy.

MOVED: Councillor S Ring

SECONDED: Councillor R Thompson.

CARRIED

ITEM-14 WWW - 26/03/18 - WATER REPORT

18 – 65 RESOLVED

THAT

1. Council note the water report.
2. That Council be given reasonable notice by NSW Fire and Rescue to the flushing of hydrants to ensure proper and timely notification to residents and rate payers by Council.

MOVED: Councillor W McAndrew

SECONDED: Councillor C Coleman.

CARRIED

COUNCIL COMMITTEE MINUTES

**ITEM-15 OPER - 26/03/18 - TRAFFIC ADVISORY LOCAL COMMITTEE MEETING
MINUTES 19 OCTOBER 2017**

18 – 66 RESOLVED

THAT Council;

1. Note the minutes of the Traffic Advisory Local Committee held 19 October 2017; and
2. Subject to final RMS approval and funding;
 - Install Size B R4-237 (High Pedestrian Activity 40) signs on both sides of Old Great Western Highway at the entrance to Hartley Historic Village; and
 - Install Size B R4-1 (80) signs on both sides of Old Great Western Highway at the exit from Hartley Historic Village; and
 - Install Size B R4-1 (40km/h) signs at the South Western Entrance to the village; and

3. Prepare alternative design options for safety improvements to the Railway Parade Pedestrian Crossing for consideration at the next Committee meeting; and
 - Consult with H&R Block regarding the potential impact of design options on their on-street parking; and
4. Replace the existing Give-Way sign at the intersection of James Parade and Pindari Place, Wallerawang with a Stop Sign; and
 - Mark a Stop Line at the intersection.

MOVED: Councillor J Smith

SECONDED: Councillor C Coleman.

CARRIED

**ITEM-16 OPER - 26/03/18 - TRAFFIC ADVISORY LOCAL COMMITTEE MEETING
MINUTES 1 DECEMBER 2017**

18 – 67 RESOLVED

THAT Council;

1. Note the minutes of the Traffic Advisory Local Committee held 1 December 2017; and
2. Install W7-12-3 (Keep Tracks Clear – 18.5m) sign 55m in advance (West) of the level rail crossing on Oakey Forest Road; and
3. Extend the No Stopping distance on the school side departure side of the Castlereagh Highway pedestrian crossing from 9m to 15m; and
 - Install W8-22 (*Crossing Ahead*) with W6-3 (*Children’s Crossing Symbolic*) on both approaches to the crossing; and
 - Lower the height of existing keep left signs

MOVED: Councillor J Smith

SECONDED: Councillor C Coleman.

CARRIED

MATTER ARISING

Councillor McAndrew raised concerns conveyed to him relating to motorists turning dangerously at the intersection of the Great Western Highway and Girraween Drive, and would like the issue brought to the attention of TALC to look at engaging with RMS for the installation of ‘No U Turn’ signage.

18 – 68 RESOLVED

THAT Council request TALC to look at engaging with RMS for the installation of “No U Turn” signage at the intersection of the Great Western Highway and Girraween Drive.

MOVED: Councillor W McAndrew

SECONDED: Councillor R Thompson.

CARRIED

**TEM-17 PS - 26/03/18 - CRIME PREVENTION COMMITTEE MEETING 19
FEBRUARY 2018**

18 – 69 RESOLVED

THAT Council notes the minutes of the Crime Prevention Committee meeting held 19 February 2018.

MOVED: Councillor C Coleman

SECONDED: Councillor D Goodwin.

CARRIED

**ITEM-18 OPER - 26/03/18 - OPERATIONS COMMITTEE MEETING MINUTES 5
MARCH 2018**

18 – 70 RESOLVED

THAT

Council note the Operations Committee Meeting Minutes; and

1. Council urgently seek legal advice regarding the potential liability issues involved with signing off recent excavation works performed by Endeavour Energy and the persistent localized compaction that has occurred thereafter; and
 - a. Council does not sign off the construction works or come to any agreement with Endeavour Energy until such a time that legal advice has been received and assessed.
2. Council note the report on the update of the Cullen Bullen Sewerage Scheme; and
 - a. Provide the details of the Restart Deed of Agreement to the next Operations Committee Meeting; and
3. Council note the progress made to date on the Lithgow CBD Revitalisation Project; and
4. Note the damage caused by large street trees to urban concrete infrastructure; and
 - a. With prior discussion by the Operations Committee and Council, Council Officers commence the process of reporting damaging street trees and determining suitable options to replace or move the infrastructure to ensure its longevity.

MOVED: Councillor W McAndrew

SECONDED: Councillor R Thompson.

CARRIED

ITEM-19 ECDEV - 26/03/18 - LITHGOW LOCAL HERITAGE ADVISORY COMMITTEE MEETING MINUTES - 12 MARCH 2018

18 – 71 RESOLVED

THAT

1. Council receives and notes the minutes of the Lithgow Local Heritage Advisory Committee held on the 12 March, 2018.
2. Councillor Steve Ring be nominated to represent Council on the Charlie Pinch Museum Trust, with Clr Coleman the alternative.

MOVED: Councillor S Lesslie

SECONDED: Councillor C Coleman.

CARRIED

ITEM-20 PS - 26/03/18 - COMMUNITY DEVELOPMENT COMMITTEE MEETING

18 – 72 RESOLVED

THAT Council notes the minutes of the Community Development Committee held on the 13 March 2018.

MOVED: Councillor C Coleman

SECONDED: Councillor J Smith.

CARRIED

ITEM-21 OPER - 26/03/18 - SPORTS ADVISORY COMMITTEE MEETING 14 MARCH 2018

18 – 73 RESOLVED

THAT

1. Council note the Minutes of the Sports Advisory Committee held 14 March 2018.
2. Endorse a fee waiver for the Beechworth to Bridge event of \$1,112.

MOVED: Councillor J Smith **SECONDED:** Councillor D Goodwin.

CARRIED

**ITEM-22 OPER - 26/03/18 - TRAFFIC ADVISORY LOCAL COMMITTEE MEETING
MINUTES 15 MARCH 2018**

18 – 74 RESOLVED

THAT Council:

1. Note the minutes of the Traffic Advisory Local Committee held 15 March 2018; and
2. Approves the closure of George Coates Avenue between Main Street and Wylde Street between 07:30 and 18:00 on the 21st and 22nd April 2018 for the running of the Ironfest 2018 event.
 - Approves the closure of George Coates Avenue between James Street and Barton Street between 07:30 and 18:00 on the 21st and 22nd April 2018 for the running of the Ironfest 2018 event.
 - Approves the closure of Barton St between George Coates Avenue and Fred Burley Drive between 07:30 and 18:00 on the 21st and 22nd April 2018 for the running of the Ironfest 2018 event.
 - Approves the detour of traffic onto Wylde St and Fred Burley Drive during the road closures associated with the undertaking of the Ironfest 2018 event
3. Install 'No Parking: Buses and Coaches Excepted: 12 noon to 6pm signage for the 15m footpath area on Clywdd Street in front of the Zig Zag Motel.

MOVED: Councillor R Thompson

SECONDED: Councillor S Lesslie.

CARRIED

ITEM-23 FIN - 26/03/18 - FINANCE COMMITTEE MEETING 19 MARCH 2018

MOTION

Clr Thompson moved items 1, 2 and 3 as printed in the recommendation with the Confidential Item in relation to Advocacy for Not-For Profit Organisation Grant to be deferred and dealt with in Closed Council.

18 – 75 RESOLVED (OPEN COUNCIL)

THAT Council:

1. Note the minutes of the Finance Committee held on 19 March 2018 and the items not requiring a resolution of Council;
2. Note the Committee's endorsement of recommendations proposed in the Finance and Assets business papers to be put to the March Council meeting;
3. Endorse the recommendations proposed in the February 2018 Investment Report, Water and Wastewater Issues Report and the Water Usage Account Write-off – Prop 64890 in the amount of \$7,502.86;

MOVED: Councillor R Thompson

SECONDED: Councillor S Ring

18 – 75 RESOLVED (CLOSED COUNCIL)

4. Council note the grant request from Lithgow Aged Care Limited;
5. The General Manager write to the Hon. Paul Toole MP and Mr Andrew Gee MP to request payment of a grant to Lithgow Aged Care Limited to assist with water rates and/or other recurring costs.

MOVED: Councillor W McAndrew

SECONDED: Councillor R Thompson

CARRIED

NOTICE OF MOTION

ITEM-24 NOM - 26/03/18 - LITHGOW COMMUNITY TRANSPORT

REPORT BY: COUNCILLOR CASSANDRA COLEMAN

18 – 76 RESOLVED

THAT Lithgow City Council i.e. the Mayor and General Manager, facilitate a meeting between Lithgow City Radio Cabs and Lithgow Aged Care to explore the possibility of a partnership, and funding available via the NDIS, to assist in covering transport costs for residents at Lithgow Aged Care for their personal appointments.

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring.

CARRIED

BUSINESS OF GREAT URGENCY

In accordance with Clause 241 of the Local Government (General) Regulations 2005 business may be transacted at a meeting of Council even though due notice of the business has not been given to the Councillors. However, this can happen only of:

- a) *A motion is passed to have the business transacted at the meeting: and*
- b) *The business proposed to be brought forward is ruled by the Chairperson to be of great urgency.*

UB – Councillor McAndrew raised the issue of the rehabilitation of the decommissioned Wallerawang Power Station as a matter of great urgency. Councillor Lesslie deemed this matter to be business of great urgency.

MOVED: Councillor W McAndrew

SECONDED: Councillor S Lesslie

18 – 77 RESOLVED

THAT the GM or Acting GM (as appropriate) be delegated authority to forward a submission to Department of Planning and Environment to emphasise the necessity that soil be free of contamination; that 300 truck movements per day is excessive; and if approved, fill must be transported by rail. Hawksbury and Blue Mountains Councils also be advised of the proposal.

MOVED: Councillor W McAndrew

SECONDED: Councillor S Lesslie

UB – Councillor Statham raised looking into the reimbursement by Council of parking fees for local business owners during the disruption to Main Street parking as a matter of great urgency.

The Mayor Councillor Lesslie deemed this not to be business of great urgency; however suggested Councillor Statham may put in a Notice of Motion

CLOSED COUNCIL

The Mayor asked if there were any objections from the Public with regards to the confidential reports being in closed Council.

There were Nil objections.

The Mayor called an adjournment for a five minute recess.

18 – 78 RESOLVED

THAT Council move into Closed Council to consider the confidential reports.

MOVED: Councillor R Thompson

SECONDED: Councillor D Goodwin

CARRIED

At 9.14pm the Council resolved to move into Closed Council.

Closed Council started at 9.15pm.

CLOSED REPORTS

ITEM-25 **CONFIDENTIAL - CLOSED REPORT - OPER - 26/03/18 - ASPHALT
CONTRACTS FOR 2017/18 RENEWALS PROGRAM**

18 – 79 RESOLVED

THAT Council;

1. Accept the tender from J&E Asphalt & Civil Pty Ltd at a price of \$356,160.20 (inc. GST) for asphalt services in line with Council's approved Operational Plan.
2. Reallocate \$80,000.00 from the Urban Footpath Construction Renewal (PJ100315) and \$20,000.00 from the Rural Footpath Construction Renewal (PJ100316) to the Urban Sealed Roads Renewal project (PJ100307) to fund the project.

MOVED: Councillor R Thompson

SECONDED: Councillor D Goodwin.

CARRIED

ITEM-26 **CONFIDENTIAL - CLOSED REPORT - OPER - 26/03/18 - BITUMEN
CONTRACTS FOR 2017/18 RENEWALS PROGRAM**

18 – 80 RESOLVED

THAT Council accept the tender from Downer EDI Pty Ltd at the prices indicated in their submitted schedule of prices (excl. GST) for bitumen sealing services in line with Council's approved Operational Plan.

MOVED: Councillor R Thompson

SECONDED: Councillor J Smith.

CARRIED

ITEM-27 **CONFIDENTIAL REPORT - PS - 26/03/18 - SKATE PARK TENDER 04-17**

18 – 81 RESOLVED

THAT

1. In accordance with Clause 178(1) (b) of the *Local Government (General) Regulation 2005*, decline to accept the tender submissions received for the *Design and Construction Portland and Wallerawang Skate Parks*.
2. Council looks at construction of Wallerawang and Portland Skate Parks in the 2018/19 budget.
3. The General Manager be delegated authority to include the Wallerawang and Portland Skate Parks in the Stronger Communities Program Grant Application.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodwin.

CARRIED

At 9.40pm the Council resolved to refer to open Council and recommend the resolutions of Closed Council.

MOVED: Councillor J Smith

SECONDED: Councillor M Statham

CARRIED

ITEM-23 FIN - 26/03/18 - FINANCE COMMITTEE MEETING 19 MARCH 2018

18 – 75 RESOLVED (CLOSED COUNCIL)

4. Council note the grant request from Lithgow Aged Care Limited;
5. The General Manager write to the Hon. Paul Toole MP and Mr Andrew Gee MP to request payment of a grant to Lithgow Aged Care Limited to assist with water rates and/or other recurring costs.

MOVED: Councillor W McAndrew

SECONDED: Councillor R Thompson

CARRIED

The Mayor announced the Resolutions of the Closed Council.

ITEM 25

RESOLVED

THAT Council;

1. Accept the tender from J&E Asphalt & Civil Pty Ltd at a price of \$356,160.20 (inc. GST) for asphalt services in line with Council's approved Operational Plan.
2. Reallocate \$80,000.00 from the Urban Footpath Construction Renewal (PJ100315) and \$20,000.00 from the Rural Footpath Construction Renewal (PJ100316) to the Urban Sealed Roads Renewal project (PJ100307) to fund the project.

MOVED: Councillor R Thompson

SECONDED: Councillor D Goodwin.

CARRIED

ITEM 26

RESOLVED

THAT Council accept the tender from Downer EDI Pty Ltd at the prices indicated in their submitted schedule of prices (excl. GST) for bitumen sealing services in line with Council's approved Operational Plan.

MOVED: Councillor R Thompson

SECONDED: Councillor J Smith.

CARRIED

ITEM 27

RESOLVED

THAT

1. In accordance with Clause 178(1) (b) of the *Local Government (General) Regulation 2005*, decline to accept the tender submissions received for the *Design and Construction Portland and Wallerawang Skate Parks*.
2. Council looks at construction of Wallerawang and Portland Skate Parks in the 2018/19 budget.
3. The General Manager be delegated authority to include the Wallerawang and Portland Skate Parks in the Stronger Communities Program Grant Application.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodwin.

CARRIED

ITEM 23 – Closed Council Section Only

THAT

4. Council note the grant request from Lithgow Aged Care Limited;
5. The General Manager write to the Hon. Paul Toole MP and Mr Andrew Gee MP to request payment of a grant to Lithgow Aged Care Limited to assist with water rates and/or other recurring costs.

MOVED: Councillor W McAndrew

SECONDED: Councillor R Thompson

CARRIED

There being no further business the meeting closed at 9:45 pm.