



MINUTES

ORDINARY MEETING OF COUNCIL

HELD ON

28 MAY 2018

AT 7.00pm

**MINUTES OF THE CITY OF LITHGOW COUNCIL MEETING
HELD AT THE CIVIC CENTRE, LITHGOW ON 28 MAY 2018**

Meeting Commenced 7.00pm

ACKNOWLEDGEMENT OF COUNTRY

Public: 36

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 Graeme Faulkner, General Manager
Mr Andrew Muir, Director Economic Development and Environment
Mr Ross Gurney, Chief Financial and Information Officer
Mr Rhys Brownlow, Manager Water and Wastewater
Mr Jonathon Edgecombe, Executive Manager Operations
Mr Michael McGrath, Executive Manager People and Services
Mrs Trinity Newton, Minutes Secretary

CONFIRMATION OF MINUTES

18-116 RESOLVED

Confirmation of the Minutes of the Ordinary Meeting of Council held on the 23 April 2018 were taken as read and confirmed by Councillors S Ring and M Statham

CARRIED

18-117 RESOLVED

Confirmation of the Minutes of the Extra Ordinary Meeting of Council held on the 8 May 2018 were taken as read and confirmed by Councillors M Statham and D Goodwin

CARRIED

DECLARATION OF INTEREST

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

Councillor S Ring declared a Non Pecuniary Conflict of Interest in item 3, due to Austen Quarry being donors of the Back to Hartley event. He will vacate the Chambers.

Councillor J Smith declared a Non Pecuniary Conflict of Interest in item 32, due to being a friend of the contractor named in the report. He will vacate the Chambers.

COMMEMORATIONS AND ANNOUNCEMENTS

Cr Lesslie acknowledged Sergeant Darryl Goodwin and Chief Inspector Sammut who received a National Police Service Medal.

Cr Lesslie acknowledged Mr John Barlow: Certificate of Recognition 20 years as a Volunteer in Policing.

Cr Ring acknowledged the work that the local Cadet Command, Lithgow Pipe Band and the Lithgow City Band carries out in the community and requests that Council send thank you letters to them.

Cr Thompson acknowledged the work of Matthew Johnson, Simon Francis and Robbie Parks for their work on the Opening of the Blast Furnace Park and Lithglow event.

Cr Coleman acknowledged Shane Green (retained fire fighter) who received a Meritorious awarded from the Fire Commissioner.

PUBLIC FORUM

At 7:04pm Members of public gallery were invited to participate in the Public Forum Session.

PF – 28/05/18 - MR NICK WARREN – R.W. CORKERY & CO. PTY LTD

Mr Warren, David Cilento and Ian Fitzgerald made statements in relation to Item 3 on the agenda.

PROCEDURAL MOTION

THAT an extension of time be granted.

MOVED: Cr M Statham

SECONDED: Cr D Goodsell

CARRIED

PROCEDURAL MOTION

THAT an extension of time be granted.

MOVED: Cr M Statham

SECONDED: Cr R Thompson

CARRIED

The Mayor thanked the speakers for their comments.

PF – 28/5/18 – MR MARTIN TICEHURST

Mr Ticehurst made a statement in relation to Item 7 on the agenda as well as Lithgow City Council Cemeteries establishing a pet cemetery.

The Mayor thanked Mr Ticehurst for his statements.

PF – 28/5/18 – MS ARIEL ELLIOTT

Ms Elliott made a statement in relation to the CBD revitalisation and Cook Street Plaza.

The Mayor thanked Ms Elliott for her statements.

PF – 28/5/18 – MR PETER PHILLIPS – LAKE LYELL RECREATION PARK

Mr Phillips made a statement in relation to Item 11 on the agenda.

The Mayor thanked Mr Phillips for his statement.

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GENERAL MANAGERS REPORTS

ITEM-1 GM -28/05/18- LOCAL GOVERNMENT NSW CONFERENCE 2018 DELEGATES

18-118 RESOLVED

THAT Council:

1. Appoint the Mayor, Deputy Mayor and Cr Ring as voting delegates to the Conference and Cr Statham and Cr Coleman as non-voting delegates.
2. Authorise the General Manager or his delegate to attend the Conference as an observer
3. Authorise the Mayor to appoint alternate delegates or additional observers if required
4. Move the 22 October Meeting of Council to Monday 29 October to ensure there is quorum at the Ordinary Meeting of Council in October.

MOVED: Councillor M Statham

SECONDED: Councillor C Coleman

CARRIED - Unanimous

ITEM-2 GM - 28/05/18 - LIDSDALE FOOTPATH

18 – 119 RESOLVED

THAT Council

1. Consider the inclusion of the Lidsdale footpath project in the 2018/19 draft Operational Plan.
2. Consider the deferral of half of the Magpie Hollow Road, Rydal resealing project for consideration in the 2019/20 Operational Plan to enable funds to be allocated in 2018/19 to the Lidsdale footpath project when it considers its final report on the adoption of the Draft 2018/19 Operational Plan in June 2018.
3. Refer the site and cost impact to the next Operations Committee meeting.

MOVED: Councillor W McAndrew

SECONDED: Councillor J Smith

CARRIED - Unanimous

ECONOMIC DEVELOPMENT AND ENVIRONMENT REPORTS

ITEM-3 ECDEV - 28/05/18 - AUSTEN QUARRY EXTENSION PROJECT- MODIFICATION 1 (SSD 6084 MOD 1)-RESPONSE TO SUBMISSION

Cr Ring vacated the chambers due to a previous declaration of interest in the item at 7:29 pm.

18-120 RESOLVED

THAT:

1. The information in the report on the Austen Quarry 'Extension Project' - Modification 1 (SSD 6084 MOD) be noted.
2. Council indicate to the proponent and the Department of Planning and Environment that it still has concerns in relation to the extended transport hours, traffic movements and acoustic amenity of the surrounding area.

MOVED: Councillor W McAndrew

SECONDED: Councillor R Thompson

CARRIED - Unanimous

Cr Ring returned to the Chambers at 7:33 pm.

ITEM-4 ECDEV - 28/05/18 - DA067/18 DEVELOPMENT APPLICATION INSTALLATION OF TOILET BLOCK - DAINTREE LANE WANG

18 – 121 RESOLVED

THAT

1. Development Application 067/18 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 J Smith

SECONDED: Councillor C Coleman.

CARRIED – Unanimous

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

Divisions

FOR

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

AGAINST
Nil

**ITEM-5 ECDEV - 28/05/18 - DA216/17- PROPOSED MULTI DWELLING HOUSING,
11 COALBROOK STREET LITHGOW**

18 – 122 RESOLVED

THAT:

1. The calling in of Development Application DA216/17 be noted.
2. An onsite meeting be arranged with neighbours and proponents to be notified when the meeting is to take place.

MOVED: Councillor D Goodwin

SECONDED: Councillor C Coleman

CARRIED – Unanimous

**ITEM-6 ECDEV - 28/05/18 - FARMERS CREEK PRECINCT MASTER PLAN HIGH
COMMENDATION-PARKS AND LEISURE AUSTRALIA NSW-ACT AWARDS
OF EXCELLENCE**

18 – 123 RESOLVED

THAT Council note the High Commendation in the Parks and Leisure Australia's NSW/ACT "Awards for Excellence" Strategic Planning category for the Farmers Creek Precinct Masterplan.

MOVED: Councillor S Ring

SECONDED: Councillor R Thompson

CARRIED – Unanimous

ITEM-7 **ECDEV - 28/05/18 - SOIL EROSION ISSUE ADJACENT TO 2 BELLS ROAD LITHGOW**

18 – 124 RESOLVED

THAT

1. Correspondence be forwarded to Austen and Butta Pty Ltd (including a cost estimate for remediation work) and requesting a satisfactory undertaking to Council within 21 days of the correspondence that the soil erosion impacting on the property at 2 Bells Road Lithgow will be rectified within a reasonable period.
2. In the event that a satisfactory undertaking has not been provided in the 21 day period as outlined in No.1 above, Council write to CENTROC and WSROC asking them to urge their respective populations not to have any dealings with Shell Corporation Australia Services, Shell Energy Holdings or Royal Dutch Shell PLC until the matter is resolved. Furthermore, Council then conduct a media campaign on behalf of the owner of 2 Bells Road Lithgow.

MOVED: Councillor M Statham

SECONDED: Councillor C Coleman

CARRIED – Unanimous

ITEM-8 **ECDEV - 28/05/18 - TEN TUNNELS DEVIATION**

18 – 125 RESOLVED

THAT

1. The information on the approval of the Ten Tunnels Deviation Modifications be noted.
2. The General Manager seeks further information on the plans and timetable for these modifications.

MOVED: Councillor S Ring

SECONDED: Councillor C Coleman

CARRIED – Unanimous

**ITEM-9 ECDEV - 28/05/18 - WALLERAWANG ASH REPOSITORY - MODIFICATION
1 - WALLERAWANG POWER STATION**

18 – 126 RESOLVED

THAT Council:

1. Indicate to the Department of Planning and Environment in relation to Wallerawang Ash Repository Modification No. 1 that it has no objection to the Modification proposal proceeding providing that any consent is limited to a maximum of 100 truck movements per day and that the time limit of 2 years is placed on the consent.
2. Write a submission to Energy Australia requesting that they use local contractors where possible.

MOVED: Councillor R Thompson

SECONDED: Councillor W McAndrew

CARRIED – Unanimous

**ITEM-10 ECDEV - 28/05/18 PLANNING AGREEMENT FOR SUBDIVISION,
DA269/17, 1 LOT INTO 11, 7 BOWEN CHASE SOUTH BOWENFELS**

18 – 127 RESOLVED

THAT

1. Council endorse the Voluntary Planning Agreement proposed by Lemdean Pty Ltd for DA269/17 for \$66,000 in total being \$6,000 (per residential lot) to go toward community facilities and infrastructure.
2. The Voluntary Planning Agreement as endorsed be forwarded to the Minister for Planning and Environment.
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 D Goodwin

CARRIED

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

Divisions – Unanimous

FOR

Councillor S Lesslie
Councillor W McAndrew
Councillor R Thompson
Councillor M Statham
Councillor J Smith

Councillor S Ring
Councillor D Goodwin
Councillor D Goodsell
Councillor C Coleman

AGAINST

Nil

**ITEM-11 ECDEV 28/05/18 DA217/17 - PROPOSED RESTAURANT AND KITCHEN
 WITH OUTDOOR SEATING & AMENITIES, LOT 56 DP 791926, MAGPIE
 HOLLOW ROAD SOUTH BOWENFELS**

18 – 128 RESOLVED

THAT

1. Development Application DA217/17 be APPROVED subject to the conditions in the attached Section 79C Report.
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 C Coleman

CARRIED

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

Divisions - Unanimous

FOR

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

AGAINST

Nil

OPERATION REPORTS

**ITEM-12 OPER - 28/05/18 - WALLERAWANG OVERBRIDGE PEDESTRIAN AND
VEHICULAR TRAFFIC ISSUES**

18 – 129 RESOLVED

THAT Council:

1. Note the report regarding projected costs for the installation of a pedestrian footpath on the western side of the Wallerawang Rail Overbridge; and
2. Consider reallocation of \$200,000.00 from the Hughes Lane, Marrangaroo project in the Draft 2018/19 Operational Plan to fund construction costs for the Wallerawang Rail Overbridge when it considers its final report on the adoption of the Draft 2018/19 Operational Plan in June 2018.

MOVED: Councillor J Smith

SECONDED: Councillor D Goodwin

CARRIED – Unanimous

**ITEM-13 OPER - 28/05/18 - ACCESS TO PROPOSED MCPHILLAMY PIPELINE
CORRIDOR TO CONDUCT ENVIRONMENTAL STUDIES**

18 – 130 RESOLVED

THAT Council:

1. Note the report;
2. Allow access to the broader pipeline corridor for the purpose of undertaking an Environmental Impact Statement and Definitive Feasibility Study for the McPhillamys Gold Project; and
3. Request a meeting with representatives of Regis Resources to discuss the McPhillamys Gold Project and broader local impacts and request that Regis Resources indemnify Lithgow City Council for any damage.

MOVED: Councillor W McAndrew

SECONDED: Councillor C Coleman

CARRIED – Unanimous

ITEM-14 OPER 28/05/18 RECREATION BUDGET REALLOCATION

18 – 131 RESOLVED

THAT Council:

1. Note the report;
2. Approve the reallocation of \$9,698 from PJ100132, \$10,103 from PJ100120, \$3,700 from PJ100154 and \$1,636 from PJ100155 to fund the replacement of 23 globes in the spotlights at Tony Luchetti Showground to a value of \$23,600 excluding GST.

MOVED: Councillor S Ring

SECONDED: Councillor W McAndrew

CARRIED - Unanimous

WATER AND WASTEWATER REPORTS

ITEM-15 WWW - 28/05/18 - WATER REPORT

18 – 132 RESOLVED

THAT Council note the water report.

MOVED: Councillor C Coleman

SECONDED: Councillor D Goodwin

CARRIED – Unanimous

ITEM-16 WWW - 28/5/18 - DEVELOPER SERVICING PLAN FOR WATER AND WASTEWATER

18 – 133 RESOLVED

THAT Council place the Developer Servicing Plans for Water and Waste Water on public exhibition for a period of 30 working days at Customer Service, Administration Centre, Lithgow Library and on the Council's website. Written submissions should be addressed to the General Manager, by mail or emailed to council@lithgow.nsw.gov.au.

MOVED: Councillor S Ring

SECONDED: Councillor M Statham

CARRIED – Unanimous

FINANCE AND ASSETS REPORTS

ITEM-17 **FIN - 28/05/18 - REQUEST FOR CONSIDERATION - EXCESSIVE WATER ACCOUNT - PROPERTY 91890**

MOTION

THAT Council

1. Offer no further consideration additional to the \$2,500.00 rebate previously applied to the water consumption charges on the property.
2. Advise the property owner in writing of Council's resolution and confirm the availability of a negotiated repayment arrangement under Council policy.

MOVED: Councillor M Statham

SECONDED: Councillor D Goodwin

AMENDMENT

THAT Council charge the estimate of \$1,298.81 and write off the balance.

MOVED: Councillor S Ring

SECONDED: Councillor W McAndrew

The Amendment was PUT and became the MOTION

18 – 134 RESOLVED

THAT Council charge the estimate of \$1,298.81 and write off the balance.

MOVED: Councillor S Ring

SECONDED: Councillor W McAndrew

CARRIED – Unanimous

PEOPLE AND SERVICES

ITEM-18 P&S - 28/05/18 - REVIEW OF POLICY 4.2 FINANCIAL ASSISTANCE

18 – 135 RESOLVED

THAT Council:

1. Amended Policy 4.2 Financial Assistance and Council's intention to delete Policies 4.3 and 4.4 be endorsed for public exhibition and comment for 28 days after which it will be reported back to Council for final adoption.
2. Remove dot point 2 and replace with "any request for financial assistance would need to be supported with a full explanation of the organisation's financial requirements".

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring

CARRIED – Unanimous

ITEM-19 P&S - 28/05/18 -WORK HEALTH & SAFETY POLICY 9.13

18 – 136 RESOLVED

THAT Policy 9.13 Work Health and Safety Policy, be adopted and implemented immediately.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodwin

CARRIED – Unanimous

COUNCIL COMMITTEE MINUTES

ITEM-20 ECDEV - 28/05/18 - STRATEGIC LAND USE PLANNING PROJECTS STEERING COMMITTEE MEETING MINUTES

18 – 137 RESOLVED

THAT

1. Council notes the minutes of the Strategic Land Use Planning Projects Steering Committee of 11 April 2018.
 2. Quotations for the completion of the Traffic Study be obtained and a further report provided to Council to consider the source of funds for this study.
 3. The implementation of the Marrangaroo Masterplan be reflected in the Lithgow Regional Economic Development Strategy as high priority.
-

4. Council support an application under the appropriate Regional Growth Fund (Growing Local Economies) program for the provision of essential Stage 1 water and sewer infrastructure to service the Marrangaroo employment lands.
5. Council place the required Marrangaroo water and wastewater infrastructure spend of \$ 11.746M (including 15% project management costs) into Council's forward capital works program and long term financial plan commencing with Stage 1 (\$5.368M incl 15% project management costs) in the 2019/2023 Delivery program.

MOVED: Councillor W McAndrew

SECONDED: Councillor S Ring

CARRIED – Unanimous

**ITEM-21 P&S - 28/05/18 - COMMUNITY DEVELOPMENT COMMITTEE MINUTES 8
MAY 2018**

18 – 138 RESOLVED

THAT Council notes the Minutes from the Community Development Committee meeting of 8 May 2018.

MOVED: Councillor C Coleman

SECONDED: Councillor M Statham

CARRIED – Unanimous

**ITEM-22 ECDEV - 28/05/18 - ENVIRONMENTAL ADVISORY COMMITTEE MEETING
MINUTES**

18 – 139 RESOLVED

THAT Council note the minutes of the Environmental Advisory Committee held on 9 May 2018.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodwin

CARRIED – Unanimous

ITEM-23 **OPER - 28/05/18 - SPORTS ADVISORY COMMITTEE MEETING MINUTES - 9 MAY 2018**

18 – 140 RESOLVED

THAT Council note the Minutes of the Sports Advisory Committee Meeting held 9 May 2018.

MOVED: Councillor J Smith

SECONDED: Councillor D Goodwin

CARRIED – Unanimous

ITEM-24 **FIN - 28/05/18 - FINANCE COMMITTEE MEETING 14 MAY 2018**

Cr Goodwin left the chambers 8:38 pm and returned at 8:40 pm.

18 – 141 RESOLVED

THAT Council:

1. Note the minutes of the Finance Committee held on 14 May 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 May Council meeting.
3. Endorse the recommendations proposed in the January to March Quarterly Budget Review, April 2018 Investment Report, NSW Auditor-General's Report on Local Government 2017, Policy Reviews Report and Provisions & Debt Write Off Report.

MOVED: Councillor R Thompson

SECONDED: Councillor W McAndrew

CARRIED – Unanimous

NOTICE OF MOTION

ITEM-25 **NOTICE OF MOTION - 28/05/18 - RENAMING OF ROTARY PARK PORTLAND**

REPORT BY: **COUNCILLOR MAREE STATHAM**

MOTION

THAT Council:

1. Consult with the public, and if no objection rename the Rotary Park in Portland to Ron Bidwell OAM Rotary Park.
2. Provide funding for a suitable plaque in memory of Ron Bidwell.

MOVED: Councillor M Statham

SECONDED: Councillor S Ring

AMENDMENT

THAT

1. Council engage with the whole Portland Community and invite submissions as to an appropriate way to acknowledge the Late Ron Bidwell OAM
2. A report be brought back to Council for final determination.

MOVED: Councillor W McAndrew

SECONDED: Councillor J Smith

The Amendment was PUT and became the MOTION.

18 – 142 RESOLVED

THAT

1. Council engage with the whole Portland Community and invite submissions as to an appropriate way to acknowledge the Late Ron Bidwell OAM
2. A report be brought back to Council for final determination.

MOVED: Councillor W McAndrew

SECONDED: Councillor J Smith

CARRIED

ITEM-26 NOTICE OF MOTION - 28/05/18 - SPEED LIMIT FORTY BENDS

REPORT BY: COUNCILLOR MAREE STATHAM

MOTION

THAT Council to pursue State Member, Minister Paul Toole to lobby Minister for Roads Melinda Pavey to consider increasing the speed limit of the Great Western Highway to 90 kilometres an hour in the new divided section east of Forty Bends Road.

MOVED: Councillor M Statham

SECONDED: Councillor J Smith

The Motion Was PUT and LOST

MOTION

THAT Council request that the RMS undertakes a comprehensive review of all speed limits from Lapstone to Marrangaroo.

MOVED: Councillor S Lesslie

SECONDED: Councillor W McAndrew

18 – 143 RESOLVED

THAT Council request that the RMS undertakes a comprehensive review of all speed limits from Lapstone to Marrangaroo.

MOVED: Councillor S Lesslie

SECONDED: Councillor W McAndrew

CARRIED – Unanimous

ITEM-27 NOTICE OF MOTION - 28/05/18 - NSW DROUGHT COORDINATOR

REPORT BY: COUNCILLOR CASSANDRA COLEMAN

18 – 144 RESOLVED

THAT Lithgow City Council write to the state member for Bathurst, Mr Paul Toole:

1. Seeking details on how the appointment of a NSW Drought Coordinator will assist farmers in the Lithgow LGA.
2. To request the re-establishment of the Standing Council on Primary Industries.

MOVED: Councillor C Coleman

SECONDED: Councillor J Smith

CARRIED – Unanimous

ITEM-28 NOTICE OF MOTION 28/05/18 - FODDER TRANSPORT REBATE FOR DROUGHT AFFECTED FARMERS

REPORT BY: COUNCILLOR MAREE STATHAM

MOTION

THAT Council request the General Manager of Lithgow City Council, Mr Graeme Faulkner write to the Federal Member, Mr Andrew Gee seeking Mr Gee to lobby Federal Agriculture Minister, Mr David Littleproud as a matter of urgency to consider:

1. A freight rebate for effected farming families as soon as possible.
2. To backdate the rebate for fuel to 5 April 2018
3. Council Invite Rachel Nicoll from the NSW Farmers Association requesting the NSW Drought Coordinator to visit the Lithgow LGA.

MOVED: Councillor M Statham

SECONDED: Councillor R Thompson

AMENDMENT

THAT Council request the General Manager of Lithgow City Council, Mr Graeme Faulkner write to the Federal Member, Mr Andrew Gee seeking Mr Gee to lobby the Federal Government to reinstate the Standing Council on Primary Industries.

MOVED: Councillor S Lesslie

SECONDED: Councillor W McAndrew

The Amendment was PUT and LOST

18 – 145 RESOLVED

THAT Council request the General Manager of Lithgow City Council, Mr Graeme Faulkner write to the Federal Member, Mr Andrew Gee seeking Mr Gee to lobby Federal Agriculture Minister, Mr David Littleproud as a matter of urgency to consider:

1. A freight rebate for effected farming families as soon as possible.
2. To backdate the rebate for fuel to 5 April 2018
3. Council Invite Rachel Nicoll from the NSW Farmers Association requesting the NSW Drought Coordinator to visit the Lithgow LGA.

MOVED: Councillor M Statham

SECONDED: Councillor R Thompson

CARRIED – Unanimous

MATTER ARISING

18 – 146 RESOLVED

THAT Council request the General Manager of Lithgow City Council, Mr Graeme Faulkner write to the Federal Member, Mr Andrew Gee seeking Mr Gee to lobby the Federal Government to reinstate the Standing Council on Primary Industries.

MOVED: Councillor W McAndrew

SECONDED: Councillor C Coleman

CARRIED - Unanimous

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.*

Cr Ring left the Chambers at 9:40 pm.
Cr Ring returned to the Chambers at 9:42 pm.

UB – 28/5/18 - Cr Thompson

Cr Thompson raised the issue of Joint Organisations and the need to be a member.

PROCEDURAL MOTION

THAT the matter of Joint Organisations be considered as urgent business.

MOVED: Councillor R Thompson

SECONDED: Councillor M Statham

The Mayor declared the matter to be of great urgency.

The General Manager gave Council advice on Joint Organisations.

18 – 147 RESOLVED

THAT an information session be held in regards to the Joint Organisations.

MOVED: Councillor R Thompson

SECONDED: Councillor M Statham

CARRIED - Unanimous

CLOSED COUNCIL

ITEM-29 **ECDEV - 28/05/18 - CONFIDENTIAL COUNCIL - STRATEGIC PROPERTY MANAGEMENT -VARIOUS UNSOLICITED REQUESTS IN RELATION TO COUNCIL LAND**

ITEM-30 **CONFIDENTIAL - CLOSED COUNCIL - FIN - 28/05/18 - CENTROC TENDER EVALUATION COLDMIX**

ITEM-31 **CONFIDENTIAL - CLOSED COUNCIL - FIN - 28/05/18 - LED STRETTLIGHTING PROPOSAL**

ITEM-32 **CONFIDENTIAL - CLOSED COUNCIL - WWW - 28/05/18 - WATER MAINS REPLACEMENT ACROSS RAIL CORRIDORS**

CLOSED COUNCIL

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

There was 1 objection.

Mrs Sue Graves objected to Item 32 as the recommendation identified financial information and believed that it should therefore be dealt with in open council.

The General Manager advised that the debate will discuss confidential information and the recommendation may alter. For this reason will be done so in closed council.

18 – 148 RESOLVED

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

MOVED: Councillor W McAndrew

SECONDED: Councillor R Thompson

CARRIED

The meeting was adjourned for a short recess at 9:55 pm.

The meeting resumed at 10:03 pm.

At 10:04 pm the Council resolved to move into Closed Council.

MOVED: Councillor S Ring

SECONDED: Councillor W McAndrew

CARRIED

Closed Council started at 10:04 pm.

CLOSED REPORT

ITEM-29 **ECDEV - 28/05/18 - CLOSED REPORT - CONFIDENTIAL - STRATEGIC PROPERTY MANAGEMENT - VARIOUS UNSOLICITED REQUESTS IN RELATION TO COUNCIL LAND**

18 – 149 RESOLVED

THAT the item be deferred until it can be discussed at an information session.

MOVED: Councillor W McAndrew

SECONDED: Councillor R Thompson

CARRIED – Unanimous

ITEM-30 **CONFIDENTIAL - CLOSED REPORT - FIN - 28/05/18 - CENTROC TENDER EVALUATION COLDMIX**

18 – 150 RESOLVED

THAT Council:

1. In accordance with Clause 178(1) (a) of the *Local Government (General) Regulation 2005*, accept the tender submissions from Boral Asphalt and Civil Independence for the provision of coldmix to Lithgow City Council for the period of 1 June 2018 through 31 May 2020.
2. Allow a provision for one (1) twelve (12) month extension to the agreement based on satisfactory performance.
3. Authorise the General Manager to execute the supply agreement on behalf of Council under delegated authority.

MOVED: Councillor S Ring

SECONDED: Councillor R Thompson

CARRIED – Unanimous

ITEM-31 CONFIDENTIAL - CLOSED REPORT - FIN - 28/05/18 - LED STREET LIGHTING PROPOSAL

18 – 151 RESOLVED

THAT Council:

1. Accept the offer from Endeavour Energy for the replacement of 1,490 MV street lamps with LED technology for the upfront cost of \$446,322.00 (plus GST).
2. Approve a variation to the 2018/19 capital budget of \$405,280 (funded from the unexpended loans reserve) for the upfront capital cost of the LED street lighting project.
3. Authorise the General Manager to execute the offer on behalf of Council under delegated authority.
4. Once negotiations are complete a media release is issued on this matter.

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring

CARRIED – Unanimous

ITEM-32 CONFIDENTIAL - CLOSED REPORT - WWW - 28/05/18 - WATER MAINS REPLACEMENT ACROSS RAIL CORRIDORS

Cr Smith vacated the chambers at 10:12 pm due to an earlier declaration of interest in the item.

18 – 152 RESOLVED

THAT Council resolves to accept the quote from OCM fabrications & Welding Services for supply and installation of four water mains for the Bridge Street and Sandford Avenue rail overbridges for \$152,980.00 excl. GST.

MOVED: Councillor W McAndrew

SECONDED: Councillor C Coleman

CARRIED – Unanimous

Cr Smith returned to the Chambers at 10:13

At 10:13 pm the Council resolved to refer to open Council and recommend the resolutions of Closed Council.

MOVED: Councillor J Smith

SECONDED: Councillor D Goodsell

CARRIED

The Mayor announced the recommendations of the Closed Council.

ITEM 29 STRATEGIC PROPERTY MANAGEMENT - VARIOUS UNSOLICITED REQUESTS IN RELATION TO COUNCIL LAND

PROCEDURAL MOTION

THAT the item be deferred until it can be discussed at an information session.

MOVED: Councillor W McAndrew

SECONDED: Councillor R Thompson

ITEM 30 CENTROC TENDER EVALUATION COLDMIX

THAT Council:

1. In accordance with Clause 178(1) (a) of the *Local Government (General) Regulation 2005*, accept the tender submissions from Boral Asphalt and Civil Independence for the provision of coldmix to Lithgow City Council for the period of 1 June 2018 through 31 May 2020.
2. Allow a provision for one (1) twelve (12) month extension to the agreement based on satisfactory performance.
3. Authorise the General Manager to execute the supply agreement on behalf of Council under delegated authority.

MOVED: Councillor S Ring

SECONDED: Councillor R Thompson

ITEM 31 LED STREET LIGHTING PROPOSAL

THAT Council:

1. Accept the offer from Endeavour Energy for the replacement of 1,490 MV street lamps with LED technology for the upfront cost of \$446,322.00 (plus GST).
2. Approve a variation to the 2018/19 capital budget of \$405,280 (funded from the unexpended loans reserve) for the upfront capital cost of the LED street lighting project.
3. Authorise the General Manager to execute the offer on behalf of Council under delegated authority.
4. Once negotiations are complete a media release is issued on this matter.

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring

ITEM 32 WATER MAINS REPLACEMENT ACROSS RAIL CORRIDORS

THAT Council resolves to accept the quote from OCM fabrications & Welding Services for supply and installation of four water mains for the Bridge Street and Sandford Avenue rail overbridges for \$152,980.00 excl. GST.

MOVED: Councillor W McAndrew

SECONDED: Councillor C Coleman

18 – 153 RESOLVED

THAT Council adopt the recommendations of the closed Council.

MOVED: Councillor J Smith

SECONDED: Councillor D Goodsell

CARRIED

There being no further business the meeting was declared closed at 10:27 pm.