



# MINUTES

Ordinary Meeting of Council

held at

Council Administration Centre

180 Mort Street, Lithgow

on

Monday 27 February 2023

at 7:00 PM

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DRAFT

The Mayor declared the meeting open at 7:00 pm.

## 1. Acknowledgement of Country

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The Mayor acknowledged Wiradjuri Elders past and present of the Wiradjuri nation - the original custodians of the land on which the Lithgow's communities reside and extended respect to our neighbouring nations.

The Mayor went on to inform all those in attendance at this meeting, that the meeting is being webcast and that those in attendance should refrain from making any defamatory statements concerning any person, Councillor or employee, and refrain from discussing those matters subject to Closed Council proceedings as indicated in clause 14.1 of the code of meeting practice.

The Mayor reminded Councillors about the oath or affirmation they took at the first meeting of the Council - in which they undertook to carry out their duties faithfully and impartially, to the best of their ability and judgement.

## 2. Present

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Public: 21

Her Worship the Mayor Councillor M Statham  
Councillor A Bryce  
Councillor C Coleman  
Councillor D Goodsell  
Councillor D Goodwin  
Councillor S Lesslie  
Councillor S McGhie  
Councillor E Mahony  
Councillor C O' Connor

Also in attendance  
Craig Butler, General Manager  
Ross Gurney, Chief Financial and Information Officer  
Jonathon Edgecombe, Director Infrastructure Services  
Matthew Trapp, Executive Manager Water and Wastewater  
Trinity Newton, Minutes Secretary  
Sarah Lewis, Minutes Assistant

## 3. Apologies

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An apology was received from Councillor D Goodsell as she was to be late for the meeting due to work commitments.

Procedural Motion

That Council note the apology from Councillor D Goodsell.

**MOVED:** Councillor D Goodwin

**SECONDED:** Councillor A Bryce

**CARRIED**

## 4. Declaration of Interest

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Councillor C O'Connor declared a significant pecuniary interest in Item 10.1.1.3 as he is the owner of the land being assessed and indicated he will vacate the Chambers.

Councillor E Mahony declared a pecuniary conflict of interest in Item 10.1.2.2 as his property is affected by the Flood Risk Management Study and Plan and indicated he will not vacate the Chambers.

## 5. Confirmation of Minutes

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### 23 -23 RESOLVED

The Minutes of the Ordinary Meeting of Council held on the 23 January 2023 were taken as read and confirmed.

**MOVED:** Councillor C Coleman

**SECONDED:** Councillor A Bryce

**CARRIED**

## 6. Commemorations and Announcements

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On behalf of Lithgow City Council the Mayor expressed sincere sympathy and condolences to families who have lost loved ones since the last council meeting.

## 7. Public Forum

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

The General Manager read out the submission by Mr Damien Roebuck in relation to Item 10.1.1.3 on the business paper as he was unable to attend the meeting.

The Mayor thanked Mr Roebuck for his statement.

Mr Martin Ticehurst made a statement in relation to Item 10.4.4 on the business paper.

Councillor D Goodsell entered the chamber at 7:07 pm.

### PROCEDURAL MOTION

That an extension of time be granted to Mr Ticehurst.

**MOVED:** Councillor C Coleman

**SECONDED:** Councillor D Goodsell

**CARRIED**

The Mayor thanked Mr Ticehurst for his statement.

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Mr Tim Wilkinson made a statement in relation to Item 10.1.1.3 on the business paper.

The Mayor thanked Mr Wilkinson for his statement.

Mr Tom Evangelidis made a statement in relation to Waste to Energy.

PROCEDURAL MOTION

THAT an extension of time be granted to Mr Evangelidis.

**MOVED:** Councillor C Coleman

**SECONDED:** Councillor E Mahony

**CARRIED**

The Mayor thanked Mr Evangelidis for his statement.

Mr Rob White made a statement in relation to Mount Walker.

PROCEDURAL MOTION

THAT an extension of time be granted to Mr White.

**MOVED:** Councillor C Coleman

**SECONDED:** Councillor E Mahony

**CARRIED**

The Mayor thanked Mr White for his statement.

Mr Ray Smith made a statement in relation to Geotechnic results for Lake Lyell Hydro Project.

The Mayor thanked Mr Smith for his statement.

## 8. Mayoral Minutes

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### 8.1. CONFIDENTIAL - Mayoral Minute - 27/02/2023 - Staff Matters

**Report by** Mayor – Councillor Maree Statham

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Procedural Motion

THAT this item is moved to the end of the meeting and considered in closed Confidential Council.

**MOVED:** Councillor A Bryce

**SECONDED:** Councillor C O'Connor

**CARRIED**

## 9. Notices of Motion

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### 9.1. NOTICE OF MOTION - Ongoing community concern relating to future Waste Incinerator projects in the West Lithgow Precinct.

**Report by** Councillor Eric Mahony

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Motion

THAT a formal communication on behalf of the Council is sent to the Honourable Paul Toole, Member for Bathurst and Deputy Premier and the NSW Premier, the Honourable Dominic Perrottet, advising them of the Council's position in not supporting the inclusion of the West Lithgow precinct within the NSW State Government's Waste to Energy Plan; and that the West Lithgow Precinct be removed entirely from the plan.

**MOVED:** Councillor E Mahony

**SECONDED:** Councillor C Coleman

Councillor McGhie called a Point of Order on Councillor Lesslie stating that his comments are complete hearsay.

The Mayor upheld the Point of Order and asked Councillor Lesslie to keep on subject and invited him to continue.

The Mayor called a Point of Order on Councillor Lesslie as he was speaking off topic.

Councillor Lesslie called a Point of Order on the Mayor stating that the he is able to use any word within his constitutional right of free speech.

The Mayor did not rule on this Point of Order.

Councillor Goodsell called a Point of Order asking Councillor McGhie to stop interrupting Councillor Lesslie as he has a right to speak.

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The Mayor upheld the Point of Order and asked Councillor McGhie to refrain from interrupting.

**LOST**

A **DIVISION** was called by Councillor M Statham

**Divisions**

**FOR:** Councillor C Coleman, Councillor S Lesslie and Councillor E Mahony

**AGAINST:** Councillor M Statham, Councillor A Bryce, Councillor D Goodsell, Councillor D Goodwin, Councillor S McGhie and Councillor C O'Connor

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## 10. Staff Reports

### 10.1. People and Services Reports

#### 10.1.1. Building and Development

10.1.1.1. DEV - 27/02/2023 - DA245/13 (MODDA052/22) –Modification To Subdivision, Bridge/Road Construction, Lot 72 DP1282868, 17G Great Western Highway, Bowenfels

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**23 -24 RESOLVED**

THAT the calling in of the Modification of Development Application (MODDA052/22) for DA245/13 be noted.

**MOVED:** Councillor D Goodsell

**SECONDED:** Councillor A Bryce

**CARRIED**

A **DIVISION** was called by Councillor M Statham

**Divisions**

**FOR:** Councillor M Statham, Councillor C Coleman, Councillor A Bryce, Councillor D Goodsell, Councillor D Goodwin, Councillor S Lesslie, Councillor S McGhie, Councillor E Mahony and Councillor C O'Connor

**AGAINST:** Nil

10.1.1.2. DEV - 27/02/23 - DA084/22 Warehouse 140 Mort Street Lithgow

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**23 -25 RESOLVED**

THAT:

1. Development Application DA084/22 be APPROVED subject to conditions of consent as detailed in the attached planning assessment report except for condition No. 17 (contributions) to be deleted.
2. A DIVISION be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

**MOVED:** Councillor C Coleman

**SECONDED:** Councillor E Mahony

**CARRIED**

A **DIVISION** was called in accordance with the requirements of Section 735A (3) of the Local Government Act, 1993.

**Divisions**

**FOR:** Councillor M Statham, Councillor C Coleman, Councillor A Bryce, Councillor D Goodsell, Councillor D Goodwin, Councillor S Lesslie, Councillor S McGhie, Councillor E Mahony and Councillor C O'Connor

**AGAINST:** Nil

10.1.1.3. DEV - 27/02/2023 - DA137/22 Proposed Hardware and Building Supplies (BUNNINGS)

Councillor C O'Connor left the meeting at 8:02 pm because of his declaration of a conflict of interest in the item.

Motion

THAT:

1. Development Application DA137/22 be APPROVED subject to conditions of consent as detailed in the attached planning assessment report except for the following:

- condition No. 69 and to be amended to read:

**Hours of Operation**

The use shall operate only between the following hours:

- 6AM – 9PM Monday to Friday;
- 6AM – 7PM Saturday, Sunday, and Public Holidays
- **'Bunnings Trade'** and all associated trade and all bulk deliveries are to cease by 6PM, 7 days.

- conditions 20, 21, 29 and 35 be combined into the below condition 20:

**20. Construction Activities**

The Soil and Water Management Plan shall be implemented, and no works shall commence until effective erosion and sediment controls have been installed. A Soil and Water Management Plan shall be prepared by a person with knowledge and experience in the preparation of such plans. The Plan shall:

- be based on the Erosion and Sediment Control Plan and Notes & Details (Job No. 2021.1178, DWG. Nos. ES01 and ES02, Issue P7, dated 10/10/22) prepared by Calare Civil Pty Ltd
- meet the requirements outlined in Chapter 2 of NSW Landcom's Soils and Construction: Managing Urban Stormwater (2004)
- be prepared prior to issuance of a Construction Certificate and be to the satisfaction of Council
- include controls to prevent sediment or polluted water leaving the construction area or entering any stormwater drain or natural drainage system.
- Drains, gutters, roadways shall be kept clean and free of sediment and
- a single entry/exit point to the property shall be constructed of 40mm blue metal aggregate or recycled concrete to a depth of 150mm. the length must be at least 5 metres with width at least 3 metres.

The controls shall be regularly inspected, maintained, and retained until works have been completed and ground surface stabilised or groundcover re-established.

2. The General Manager be granted delegated authority to amend the consent for any minor corrections prior to its issuance immediately following this Meeting. Any such amendments must satisfy the description within S4.55(1) of the Environmental Planning & Assessment Act 1979 i.e. only be a 'minor error, misdescription or miscalculation'.
3. A DIVISION be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

**MOVED:** Councillor A Bryce

**SECONDED:** Councillor D Goodwin

Councillor McGhie called a Point of Order on Councillor Lesslie asking the Mayor what Councillor Lesslie is talking about.

The Mayor upheld the Point of Order.

Councillor Lesslie objected to the Point of Order being upheld.

Councillor Bryce called a Point of Order asking business to continue.

The Mayor overruled the Point of Order and requested Councillor Lesslie to continue in a manner fitting of a Councillor.

Amendment

That

1. This DA be deferred to a Council Information session, open to the community and residents so that questions can be asked by the public and relevant staff be available to answer.
2. the entire DA be referred to an independent Planner for their assessment.

**MOVED:** Councillor S Lesslie

**SECONDED:** Councillor C Coleman

**LOST**

The Amendment was PUT and LOST.

A **DIVISION** was called by Councillor M Statham

**Divisions**

**FOR:** Councillor C Coleman, Councillor S Lesslie and Councillor E Mahony

**AGAINST:** Councillor M Statham, Councillor A Bryce, Councillor D Goodsell, Councillor D Goodwin and Councillor S McGhie

The Original Motion was PUT.

**23 -26 RESOLVED**

THAT:

1. Development Application DA137/22 be APPROVED subject to conditions of consent as detailed in the attached planning assessment report except for the following:
  - condition No. 69 and to be amended to read:  
**Hours of Operation**  
The use shall operate only between the following hours:
    - 6AM – 9PM Monday to Friday;
    - 6AM – 7PM Saturday, Sunday, and Public Holidays
    - **'Bunnings Trade'** and all associated trade and all bulk deliveries are to cease by 6PM, 7 days.
  - conditions 20, 21, 29 and 35 be combined into the below condition 20:
20. **Construction Activities**  
The Soil and Water Management Plan shall be implemented, and no works shall commence until effective erosion and sediment controls have been installed. A Soil and Water Management Plan shall be prepared by a person with knowledge and experience in the preparation of such plans. The Plan shall:
  - be based on the Erosion and Sediment Control Plan and Notes & Details (Job No. 2021.1178, DWG. Nos. ES01 and ES02, Issue P7, dated 10/10/22) prepared by Calare Civil Pty Ltd
  - meet the requirements outlined in Chapter 2 of NSW Landcom's Soils and Construction: Managing Urban Stormwater (2004)
  - be prepared prior to issuance of a Construction Certificate and be to the satisfaction of Council
  - include controls to prevent sediment or polluted water leaving the construction area or entering any stormwater drain or natural drainage system.
  - Drains, gutters, roadways shall be kept clean and free of sediment and
  - a single entry/exit point to the property shall be constructed of 40mm blue metal aggregate or recycled concrete to a depth of 150mm. the length must be at least 5 metres with width at least 3 metres.The controls shall be regularly inspected, maintained, and retained until works have been completed and ground surface stabilised or groundcover re-established.
2. The General Manager be granted delegated authority to amend the consent for any minor corrections prior to its issuance immediately following this Meeting. Any such amendments must satisfy the description within S4.55(1) of the Environmental Planning & Assessment Act 1979 i.e. only be a 'minor error, misdescription or miscalculation'.
3. A DIVISION be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

**MOVED:** Councillor A Bryce

**SECONDED:** Councillor D Goodwin

**CARRIED**

A **DIVISION** was called in accordance with the requirements of Section 735A (3) of the Local Government Act, 1993.

**Divisions**

**FOR:** Councillor M Statham, Councillor C Coleman, Councillor A Bryce, Councillor D Goodsell, Councillor D Goodwin, Councillor S McGhie and Councillor E Mahony

**AGAINST:** Councillor S Lesslie

Councillor Lesslie called a Point of Order on the Mayor stating that all Councillors have faith in the staff.

Councillor C O'Connor returned to the meeting at 8:29 pm.

### 10.1.2. People and Services General Reports

10.1.2.1. PS - 27/02/2023 - Six Monthly Progress Report

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#### 23 -27 RESOLVED

THAT Council receive and endorse the July – December 2022 Progress Report for the combined 2022-2026 Delivery Program and 2022/23 Operational Plan.

**MOVED:** Councillor D Goodsell

**SECONDED:** Councillor D Goodwin

**CARRIED**

10.1.2.2. PS - 27/02/2023 - Floodplain Risk Management Study and Plan

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#### 23 -28 RESOLVED

THAT Council endorse the Draft Lithgow Floodplain Risk Management Study and Plan to be placed on public exhibition for 42 days.

**MOVED:** Councillor E Mahony

**SECONDED:** Councillor D Goodsell

**CARRIED**

Councillor D Goodwin left the meeting at 8:36 pm.

Councillor D Goodwin returned to the meeting at 8:38 pm.

### 10.2. Infrastructure Services Reports

10.2.1. IS - 27/02/2023 - Glen Davis Road Bridge Replacement Update

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#### 23 -29 RESOLVED

THAT Council note the project update, and information regarding contract variations, in relation to the Glen Davis Road bridge replacement project.

**MOVED:** Councillor D Goodsell

**SECONDED:** Councillor A Bryce

**CARRIED**

10.2.2. IS - 27/02/2023 - Rural Road Rehabilitation Tender

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**23 -30 RESOLVED**

THAT Council

1. Appoint the following contractors for the repair of rural arterial road assets and their intersecting flood damaged roads:
  - a. Bernipave Road Solutions at an estimated cost of \$2,297,043.87,
  - b. Gracey's Earthmoving and Excavations at an estimated cost of \$2,500,000,
  - c. Dukes Earthmoving P/L at an estimated cost of \$980,526,
  - d. Green Civil Services at an estimated cost of \$1,870,559.92,
  - e. NACE Civil Engineering at an estimated cost of \$1,640,019, and
  - f. Peters Earthmoving at an estimated cost of \$604,111.
2. Approve a 2022/23 budget variation of \$8,000,000, as it is planned for the rural road rehabilitation program to commence in March 2023.
3. Note the remaining rural road rehabilitation works to the value of \$2,000,000 will be added to the draft 2023/24 capital works program.

**MOVED:** Councillor E Mahony

**SECONDED:** Councillor A Bryce

**CARRIED**

**10.3. Water and Wastewater Reports**

10.3.1. WWW -27/02/2023 - Clarence to Wallerawang Feasibility Study and Design

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**23 -31 RESOLVED**

THAT Council approve a budget variation of \$500,000 for the Clarence to Wallerawang Pipeline project to fund 50% of the final cost of the Feasibility Study and related advice.

**MOVED:** Councillor C O'Connor

**SECONDED:** Councillor D Goodsell

**CARRIED**

**10.4. Finance and Assets Reports**

10.4.1. FIN - 27/02/2023 - Adoption of Plan of Management - part of Tony Luchetti Sportsground and Showground

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**23 -32 RESOLVED**

THAT Council:

1. Adopt the plan of management for part Crown Reserve 590046 Tony Luchetti Sportsground and Showground.
2. Carry out a parking study for the boarder plan of management be to ensure that adequate parking is available in that area.

**MOVED:** Councillor C Coleman

**SECONDED:** Councillor D Goodsell

**CARRIED**

Councillor D Goodsell left the meeting at 9:06 pm.

Councillor D Goodsell returned to the meeting at 9:07 pm.

10.4.2. FIN - 27/02/2023 - Provision of Photocopying and Printing Services

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**23 -33 RESOLVED**

THAT Council

1. Accept the tender from Viatek Central West Pty Ltd for the Provision of Photocopying and Printing Services.
2. Delegate to the General Manager authority to enter a contract with Viatek Central West Pty Ltd in accordance with the Tender for the Provision of Photocopying and Printing Services for a period of 5 years (60-month rental term) and 2 x 12-month extension options.

**MOVED:** Councillor A Bryce

**SECONDED:** Councillor D Goodsell

**CARRIED**

10.4.3. FIN - 27/02/2023 - Proposed Licence Agreements for use of Part Wallerawang Memorial Hall

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**23 -34 RESOLVED**

THAT Council:

1. Grant preliminary approval to enter respective licence agreements with Wallerawang Kids Club Inc. and Anglican Parish of Lithgow as set out in this report.
2. Give notice of the proposed licence agreements and place them on public exhibition for 28 days.
3. If no submissions are received during the public exhibition period, Council proceed with the licence agreements and for this purpose the General Manager is authorised to sign all documents and do all things necessary to give effect to the licences.
4. If submissions are received during the public exhibition period and in the opinion of the General Manager the submissions can be adequately addressed by Council administration without referring the matter to Council, proceed with the licence agreements and for this purpose the General Manager is authorised to sign all documents and do all things necessary to give effect to the licences.

**MOVED:** Councillor E Mahony

**SECONDED:** Councillor D Goodsell

**CARRIED**

10.4.4. FIN - 27/02/2023 - 2022/23 Quarter Two Budget Review

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**23 -35 RESOLVED**

THAT Council:

1. Note the contents of the report and the projected consolidated operating result (before capital) of \$6.9M surplus for the 2022/23 Operational Plan as detailed in the Quarterly Budget Review Report for the period 1 October 2022 to 31 December 2022.

2. Note that the reasons for the significant change in Council's projected operating result over Quarters One and Two substantively relate to the extraordinary event of road repairs following multiple natural disasters.
3. Adopt the income, expenditure and capital budget variations to the 2022/23 Council budget as outlined in the attached report.

**MOVED:** Councillor D Goodsell

**SECONDED:** Councillor A Bryce

**CARRIED**

10.4.5. FIN - 27/02/2023 - Investment Report January 2023

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**23 -36 RESOLVED**

THAT:

1. Investments of \$30,731,270 and cash of \$653,081 for the period ending 31 January 2023 be noted.
2. The enclosed certificate of the Responsible Accounting Officer be noted.
3. The commentary on funding requirements for restricted reserves be noted.

**MOVED:** Councillor A Bryce

**SECONDED:** Councillor D Goodwin

**CARRIED**

## 11. Council Committee Reports

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11.1. COMM - 27/02/2023 - Women's Advisory Committee Minutes 2 August 2022 and 24 January 2023

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**23 -37 RESOLVED**

THAT Council endorse the minutes of the Women's Advisory Committee meetings held on 2 August 2022 and 24 January 2023.

**MOVED:** Councillor A Bryce

**SECONDED:** Councillor D Goodsell

**CARRIED**

11.2. COMM - 27/02/2023 - Community Development Committee Minutes 17 January 2023

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**23 -38 RESOLVED**

THAT Council endorse the minutes of the Community Development Committee meeting held on 17 January 2023.

**MOVED:** Councillor A Bryce

**SECONDED:** Councillor C Coleman

**CARRIED**

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11.3. IS - 27/02/2023 - TALC Committee Meeting Minutes - 2 February 2023

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**23 -39 RESOLVED**

THAT:

1. Council notes the minutes of the TALC Committee Meeting held on 2 February 2023.
2. **Surveyors Way, South Bowenfels - Speeding Motorists -**
  - o Council seek the services of a consultant to prepare a Local Area Traffic Management (LATM) Plan for the entire Bowen Vista Estate to recommend actions Council can implement to change driver behaviour and increase amenity, liveability, and improve safety and access for all road users when funding resources are available; and
  - o The results from the traffic counts currently being completed be used in the Local Area Traffic Management Plan.
3. **LINC - Loading Zone Request** - Council relocate the existing disabled parking space adjacent to the LINC building in Railway Parade, Lithgow east to allow the installation of a Loading Zone in Railway Parade, Lithgow.
4. **Wolgan Street / Williwa Street, Portland - Sight Distance Concerns** – Council extend the “No Stopping” zone on the southern side of Williwa Street, adjacent to the intersection with Wolgan Street, Portland by 10 metres due to safety concerns.

**MOVED:** Councillor S Lesslie

**SECONDED:** Councillor D Goodsell

**CARRIED**

11.4. IS - 27/02/2023 - Operations Committee Meeting Minutes - 2 February 2023

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Motion

THAT Council:

1. Note the Minutes of the Operations Committee Meeting held on 2 February 2023; and
2. Adopt the amended Terms of Reference with meetings now being held once every two months.

**MOVED:** Councillor D Goodsell

**SECONDED:** Councillor A Bryce

AMENDMENT

THAT Council:

1. Note the Minutes of the Operations Committee Meeting held on 2 February 2023; and
2. Adopt the amended Terms of Reference with meetings to be held every month.

**MOVED:** Councillor S Lesslie

**SECONDED:** Councillor C Coleman

**LOST**

Councillor Bryce called a Point of Order on Councillor Lesslie asking him to keep on topic.

Councillor Coleman Called a Point of Order asking council to have some decorum.

Councillor Mahony called a Point of Order stating that we have not entered into open forum.

The Mayor upheld the Points of Order and reminded Councillor's of their oath and went on to request Councillor Lesslie to stay on point.

The Amendment was PUT was LOST.

The original Motion was PUT.

**23 -40 RESOLVED**

THAT Council:

1. Note the Minutes of the Operations Committee Meeting held on 2 February 2023; and
2. Adopt the amended Terms of Reference with meetings now being held once every two months.

**MOVED:** Councillor D Goodsell

**SECONDED:** Councillor A Bryce

**CARRIED**

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11.5. IS - 27/02/2023 - Sports Advisory Committee Meeting Minutes - 8 February 2023

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**23 -41 RESOLVED**

THAT Council note the minutes of the Sports Advisory Committee held on 8 February 2023.

**MOVED:** Councillor A Bryce

**SECONDED:** Councillor D Goodwin

**CARRIED**

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11.6. COMM - 27/02/2023 - Community Development Committee Minutes 14 February 2023

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**23 -42 RESOLVED**

THAT COUNCIL

1. Endorse the minutes of the Community Development Committee meeting held 14 February 2023.
2. Approve \$10,600 2022/23 financial assistance to the following organisations:

- **Lithgow and District Family History Society**

\$1,200 to purchase an overhead scanner to allow digitisation of their records to allow easier access for the community.

- **Allegrì Singers c/o Mitchell Conservatorium**

\$2,400 to hold a Vivaldi Gloria orchestral and choral concert.

- **Wolgan Valley Community Association**

\$7,000 to purchase two emergency defibrillators and associated materials and training for residents isolated by the Wolgan Road landslip.

**MOVED:** Councillor A Bryce

**SECONDED:** Councillor D Goodsell

**CARRIED**

11.7. FIN - 27/02/2023 - Finance Committee Meeting Minutes 14 February 2023

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**23 -43 RESOLVED**

THAT Council endorse the minutes of the meeting held in lieu of the Finance Committee (because of the lack of a quorum) on 14 February 2023.

**MOVED:** Councillor A Bryce

**SECONDED:** Councillor D Goodsell

**CARRIED**

## 12. Business of Great Urgency

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The Mayor asked if there were any matters to be considered as matters of great urgency.

There were no matters raised.

## 13. Closed Council

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The Mayor asked if there were any objections from the public with regards to the listed reports being in a session of the meeting that is closed to the public.

There were Nil objections.

**23 -44 RESOLVED**

THAT Council resolve to move into Closed Council to consider the confidential reports as listed in the business paper – this occurring at 9:40 pm.

**MOVED:** Councillor C Coleman

**SECONDED:** Councillor A Bryce

**CARRIED**

The Mayor informed the Public that the webcasting will be turned off at this point in the meeting and will be reopened at the end of the session of the meeting that is closed to the public.

**23 -46 RESOLVED**

THAT Council resolve to return to open Council and inform the public of the resolutions of the session of the meeting that is closed to the public – this occurring at 10:12pm.

**MOVED:** Councillor A Bryce

**SECONDED:** Councillor C O'Connor

**CARRIED**

In the absence of the General Manager the CFIO read the resolution of the closed session of Council to the public.

**23 -45 RESOLVED**

THAT

1. The information regarding the General Manager's performance review be noted and;
2. Mr Matthew McArthur from McArthur Recruitment Services assist Council to conduct the General Manager's upcoming performance review and;
3. Following the General Manager's written request, a four (4) year employment contract renewal be offered to Mr Butler up to May 2027 as per Clause 5 of the General Manager's contract of employment.

**MOVED:** Councillor A Bryce

**SECONDED:** Councillor D Goodwin

**CARRIED**

A **DIVISION** was called by Councillor S Lesslie.

**Divisions**

**FOR:** Councillor M Statham, Councillor A Bryce, Councillor D Goodwin, Councillor C O'Connor and Councillor S McGhie

**AGAINST:** Councillor S Lesslie, Councillor C Coleman, Councillor D Goodsell, and Councillor E Mahony

There being no further business the Mayor declared the meeting closed at 10:14 pm.