



A CENTRE OF REGIONAL EXCELLENCE

AGENDA

ORDINARY MEETING OF COUNCIL

TO BE HELD AT

THE ADMINISTRATION CENTRE, LITHGOW

ON

08 MAY 2017

AT 7.00pm

AGENDA

ACKNOWLEDGEMENT OF COUNTRY

APOLOGIES

PRESENT

CONFIRMATION OF THE MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 10 APRIL 2017.

CONFIRMATION OF THE MINUTES OF THE EXTRA ORDINARY MEETING OF COUNCIL HELD ON 19 APRIL 2017.

CONFIRMATION OF THE MINUTES OF THE EXTRA ORDINARY MEETING OF COUNCIL HELD ON 27 APRIL 2017.

DECLARATION OF INTEREST

COMMEMORATIONS AND ANNOUNCEMENTS

PUBLIC FORUM

PRESENTATIONS – Nil

MAYORAL MINUTES

Appointment of General Manager
Thank You to Acting General Manager

STAFF REPORTS

General Managers Reports
Environment and Development Reports
Operation Reports
Corporate and Community Reports

COUNCIL COMMITTEE MINUTES

Sports Advisory Committee Meeting Minutes 18 April 2017
Operations Committee Minutes - 24 April 2017

DELEGATES REPORTS – Nil

NOTICES OF MOTION

Gallipoli Centenary Plaque Lithgow City Cemetery – Cr W McAndrew

QUESTIONS WITH NOTICE – Nil

NOTICE OF RECISSIONS – Nil

BUSINESS OF GREAT URGENCY

as identified by Clause 241 of the Local Government (General) Regulations 2005

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MAYORAL MINUTES

ITEM-1 MAYORAL MINUTES - 08/05/17 - APPOINTMENT OF GENERAL MANAGER

REPORT BY: COUNCILLOR S LESSLIE

COMMENTARY

At an extraordinary meeting held on the 27 April 2017 Lithgow City Council unanimously appointed Mr Graeme Faulkner as its General Manager.

Mr Faulkner will take up the position on the 29 May 2017.

Mr Faulkner has an extensive background in local government and has held senior management positions in state government and private sector organisations.

He has previously held the positions of

- Chief Executive Officer - Norfolk Island Administration
- General Manager - Byron Shire Council
- General Manager - City of Wagga Wagga

I congratulate Mr Faulkner on his appointment and wish him well.

RECOMMENDATION

THAT:

1. That Mr Faulkner be congratulated on his appointment.
2. That all authority currently delegated to Lithgow Council's Acting General Manager be transferred to Mr Faulkner, as General Manager, on commencement of his employment.
3. Council authorise the affixing of the council seal to the contract documentation.

**ITEM-2 MAYORAL MINUTE - 08/05/17 - THANK YOU TO ACTING GENERAL
MANAGER**

REPORT BY: COUNCILLOR S LESSLIE

COMMENTARY

Mr Andrew Muir has been the Acting General Manager of Lithgow City Council since 31 October 2016.

Mr Muir was appointed to this role at a time of division and turmoil. He has steered the Council through very difficult times and has done so with energy and an outstanding commitment to the welfare of our staff and residents.

Under his watch staff morale has increased and the standing of the Council in the community has also increased.

I personally thank Mr Muir for his assistance and guidance in his role as Acting General Manager, and especially for his unfailing good humour.

RECOMMENDATION

THAT Council thank Mr Muir for his loyalty to the Council and his dedication to promoting the welfare of the people of Lithgow City in his role as Acting General Manager.

GENERAL MANAGERS REPORTS

ITEM-3 GM - 08/05/17 - CHRISTMAS IN JULY BALL 2016 - DONATION OF PROCEEDS

REPORT BY: A MUIR – GROUP MANAGER ENVIRONMENT AND DEVELOPMENT

SUMMARY

To recommend to Council that the allocation of proceeds from the Christmas in July Ball 2016 be donated to the cancer charity Can Assist.

COMMENTARY

On 22 July 2016 a Christmas in July Ball was held at the Lithgow Workmens Club. The Ball was a Council supported initiative with Council resolving on 6 June 2016 to hold a Christmas in July function at the Lithgow Workmen's Club and that this be budgeted for on a cost neutral basis. (Min No 16 – 133).

Apparently it was the intention during the organisation of the Ball that any proceeds would be donated to the cancer charity, Can Assist. However, to date there has not been a Council resolution authorising this. The income/expenditure details of the event were as follows (all figures exclusive of GST if applicable):

Income:

Donation	\$1,000.00
Ticket Sales	\$7,772.73
Auction	\$1,613.00
Total	\$10,385.73

Expenses:

Event Management	\$2,360.00
Catering	\$3,733.64
Entertainment	\$1,500.00
Total	\$7,593.64

Under the circumstances it is recommended that the proceeds of \$2,792.09 be donated to Can Assist.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

If Council concurs with the recommendation it will result in an amount of \$2,792.09 being donated to Can Assist.

LEGAL IMPLICATIONS

Nil.

RECOMMENDATION

THAT the proceeds of the Christmas in July Ball 2016, being an amount of \$2,792.09 be donated to Can Assist.

ENVIRONMENT AND DEVELOPMENT REPORTS

**ITEM-4 ENVIRO - 08/05/17 - EXEMPTION TO SECTION 94A CONTRIBUTIONS
& PROPOSED WAIVING OF COUNCIL DA FEES FOR PROPOSED
UPGRADE OF GLEN ALICE HALL**

**REPORT BY: J NICHOLS – ACTING GROUP MANAGER ENVIRONMENT AND
DEVELOPMENT**

SUMMARY

To advise of a request on behalf of Glen Alice Community Association (GACA) Incorporated to waive the Development Application Fees and provide an exemption from Section 94A Development Contributions.

COMMENTARY

Council is in receipt of a Development Application DA072/17 from the Glen Alice Community Hall Incorporated for the upgrade of the existing community hall to an emergency services facility and temporary use café on land known as Lots 1, 2 & 3 DP 518911, Rylstone Street Glen Alice NSW 2849.

Lots 1, 2 & 3 DP 518911 (a total of approximately 2683.2m²) currently contain public toilet facilities, a picnic/camping area and an existing community hall (approximately 150m²) which includes a kitchen, stage and meeting area. The hall is used for both private (on hire) and community functions. The land is located in a rural setting and is surrounded by other community facilities, including the NSW Rural Fire Service (RFS) shed, Glen Alice School to the north and a church and cemetery to the south.

The GACA has received an “Emergency Relief Infrastructure Grant” from the NSW Department of Justice to upgrade the existing Glen Alice Community Hall to an emergency services facility that will allow the provision of meals, temporary shelter, toilet facilities, freshwater and communication facilities to local residents, visitors and emergency services staff during bushfire events. The proposed upgrades include the following works:

- The installation of a new commercial kitchen.
- The addition of a roofed deck (approximately 38.88m²) and disabled access ramp on the eastern side of the existing hall.
- The installation of an instant hot water system.
- Improvements to the existing wastewater management on-site, including the installation of a new rainwater tank.
- The installation of mobile phone antenna.
- The installation of an air conditioning system.
- Improvements to the existing grey water management of the site.
- The installation of a shower within the existing toilet block.

During periods where the hall is not used as an emergency services facility, it is proposed that the facility will continue to be used for private/community functions and that the proposed commercial kitchen may operate as a temporary use café.

Section 94A Development Contributions

Council's *Section 94A Development Contributions Plan 2015* is applicable to the proposed development and as the estimated cost of the development is \$230,000.00 a levy of 1% is required to be paid to Council, being **\$2,300.00**.

However, Clause C7 of *Section 94A Development Contributions Plan 2015* prescribes the following type of development as exempt from requiring payment of the levy:

C7 Are there any exemptions to the levy? Other development exempted from the levy

The following types of development or components of development will also be exempted from a levy under this Plan:

- b) Development by or on behalf of NSW Government for public infrastructure such as hospitals, police stations, fire stations, education facilities and public transport infrastructure;

As the proposed development is for an emergency services facility (public infrastructure) to support the operations of NSW Government emergency services during bushfire events and is being funded by a grant from the NSW Government Department of Justice, it is considered that the development complies with Clause C7(b) above and is exempt from requiring payment of the levy.

Council's Development Application Fees

The applicant has requested that Council waive the Development Application Fees as the GACA is a community based association with limited resources, volunteer workers and a limited ability to retrieve funds, with the exception of occasional hall rental and the biannual bird watchers dinner event. The GACA recognises the significance of the grant for the community and wishes to return all available funds to the improvements of the hall.

The following Fees were paid on lodgement of the Development Application and have been requested to be waived:

DA072/17

Archive Disposal Fee	\$57.00
Development Application Fee	\$1,007.20
Plumbing – Alterations or additions/septic	\$96.00
Transaction Total:	\$1,160.20

Conclusion

The Glen Alice Community Association (GACA) Incorporated is a community based association with limited resources and ability to retrieve funds. The proposed development will result in improved bushfire protection for the Glen Alice Community, support the provision of emergency services to the local area and may result in social and economic benefits through encouraging greater use of the community hall. Additionally, the potential generation of employment opportunities through the operation of the proposed temporary café is beneficial to the area. Therefore, although the exemption from Section 94A Development Contributions and the waiving of Development Application Fees will result in Council forgoing a potential total **\$3460.20** in revenue, the return of all funds to the proposed development will provide significant benefits to the Glen Alice Community.

OTHER MATTERS

The application has been referred to adjoining/adjacent landowners, the NSW Rural Fire Service (RFS) and the NSW Department of Primary Industries (Crown Lands) for commenting. The development will be assessed and determined by delegation in due course in accordance with the *Environmental Planning and Assessment Act 1979*.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

If approved, the exemption from Section 94A Development Contributions and the waiving of Development Application Fees will result in Council forgoing potentially **\$3460.20** in revenue.

LEGAL IMPLICATIONS

Nil

ATTACHMENTS

1. Letter from the Glen Alice Community Association (GACA) Incorporated requesting the waiving of Development Application Fees.

RECOMMENDATION

THAT an exemption to Section 94A Development Contributions be granted to DA072/17 and that the Development Application Fees of \$1,160.20 applied to DA072/17 be refunded to the Glen Alice Community Hall Incorporated.

ITEM-5 ENVIRO - 08/05/17 - PROPOSED ROAD NAMES - 06608DA MOYNE FARM SUBDIVISION, LITTLE HARTLEY

REPORT BY: JIM NICHOLS- ACTING GROUP MANAGER ENVIRONMENT & DEVELOPMENT

SUMMARY

To advise Council of road naming proposal for 066/08DA being four new roads within the subdivision of Moyne Farm, Little Hartley.

COMMENTARY

Council has received a submission to name the internal roads in the subdivision being constructed at Lot 101 DP1171374 & Lot 175 DP751644 Cox's River Road, Little Hartley under Development Application 066/08DA. The applicant has requested that Council name these roads as follows (see map Attachment 1):

Road 1

Proposed Name: **Delaney Drive**

Applicant Reasoning: Names of people buried in the cemetery at the original Moyne Farm. Named after Lucy Delaney (1880) member of families employed by the Grants, the original settlers of Moyne Farm.

Road 2

Proposed Name: **Sandy Rise**

Applicant Reasoning: Names of people buried in the cemetery at the original Moyne Farm. Named after Catherine Sandy (1835) who was the wife of Sergeant Sandy of the mounted police at Mt Victoria.

Road 3

Proposed Name: **Nichols Chase**

Applicant Reasoning: Names of people buried in the cemetery at the original Moyne Farm. Named after Mary Nichols (1882) member of families employed by the Grants, the original settlers of Moyne Farm.

Road 4

Proposed Name: **Simpson Chase**

Applicant Reasoning: Names of people buried in the cemetery at the original Moyne Farm. Named after Mary Simpson (1877) member of families employed by the Grants, the original settlers of Moyne Farm.

The Geographical Names Board (GNB) Addressing Policy is applicable with the proposed road names complying with their requirements. The following information details the road types and suitability as per GNB Addressing User manual:

Chase: Roadway leading to a valley- suitable for an open ended road or a cul-de-sac

Rise: Roadway leading to a higher place or position- suitable for an open ended road or cul-de-sac

Drive: Wide thoroughfare allowing a steady flow of traffic without many cross streets- suitable for an open ended road or cul-de-sac

It is noted that the naming for 'Delaney Drive' will not commence until Section 96 Modification S96012/17 is determined which proposes to change the road extent.

POLICY IMPLICATIONS

These roads will be named in accordance with Council's Road Naming Policy.

FINANCIAL IMPLICATIONS

Council will incur some minor advertising costs in accordance with its Road Naming Policy, although the costs of the signs will be the responsibility of the applicant.

LEGAL IMPLICATIONS

Nil

ATTACHMENTS

1. Map showing proposed road names and layout of subdivision

RECOMMENDATION

THAT Council:

1. Proceed with the road naming process for 'Delaney Drive' as per point two below, after the extent of the road has been determined under Modification S96012/17 for 066/08DA.
2. Proceed with the road naming process for 'Sandy Rise', 'Nichols Chase' and 'Simpson Chase' by:
 - a. Commencing the online road naming process in accordance with NSW Addressing User Manual. This will include advertisement in the local newspaper and requesting submissions on the proposed name from surrounding residents and emergency services.
 - b. If submissions against the proposal, or alternatives suggested, these submissions will be reported back to Council for determination.
 - c. If no submissions against the proposal, or alternatives suggested, Council will proceed with the online road naming process and gazettal of 'Sandy Rise', 'Nichols Chase' and 'Simpson Chase'.

**ITEM-6 ENVIRO - 08/05/17 - DRAFT PLANNING AGREEMENT- INVINCIBLE
 COLLIERY - SOUTHERN EXTENSION PROJECT**

**REPORT BY: J NICHOLS - ACTING GROUP MANAGER ENVIRONMENT &
 DEVELOPMENT**

REFERENCE

Min No. 16 – 292 Ordinary Meeting of 31 October 2016

SUMMARY

To advise and seek endorsement of a Draft Planning Agreement for the proposed Invincible Colliery, Southern Extension Project submitted by Castlereagh Coal for the Modification Application under Section 75W of the *Environmental Planning & Assessment Act 1979* (EP&A Act) to the existing Invincible Colliery approval of 2008 (PA07_0127).

COMMENTARY

Invincible Colliery has a long mining history and has been subject to previous applications on the site to extend current mining operations. The most recent modification is proposed by the Manildra Group in relation to supplying 300,000 tonnes of nut coal, via open cut and highwall mining, to the Shoalhaven Starched Plant while operating under the current approval of 1.2Mt per annum. The disturbance area covers 165ha for mining over an 8 year period and 35 full time employees.

The project is being assessed by the Department of Planning & Environment (DPE) and has been on exhibition, in which Council provided a response including a request for a Voluntary Planning Agreement. The proposal is still under assessment by the DPE and will be determined at a later date.

The proponent has made the following offer:

- \$0.05 per tonne of product coal for each financial year of operation of the Southern Extension Project to be utilised in the Cullen Bullen township and surrounds

If the offer is accepted by Council a Draft Planning Agreement will be endorsed and the required public notification process may proceed.

POLICY IMPLICATIONS

Policy 7.10 – Planning Agreements applies. The Policy provides that a draft VPA is to be reported to Council for approval to be placed on public exhibition and also for final endorsement, following exhibition.

FINANCIAL IMPLICATIONS

A Voluntary Planning Agreement (VPA) has been negotiated with the developer in relation to Invincible Colliery - Southern Extension Project. The developer has agreed to make a contribution of \$0.05 per tonne of product coal for each financial year to be utilised in the Cullen Bullen township and surrounds.

At \$0.05 per tonne this would potentially realise \$16,875.00 per annum to go toward the local community facilities. Over the 8 year consent, this will be a total of \$135,000.00.

LEGAL IMPLICATIONS

The legislative basis for the Planning Agreement is incorporated in the *Environmental Planning and Assessment Act 1979* (EP&A Act) (Sections 93F – 93L) and the *Environmental Planning and Assessment Regulations 2000* (Clauses 25B – 25H). Section 935 of the EP&A Act provides that public notice must be given of a proposed Planning Agreement for at least 28 days before it can be entered into.

ATTACHMENTS

1. Castlereagh Coal Voluntary Planning Agreement proposal
2. Draft Voluntary Planning Agreement

RECOMMENDATION

THAT

1. Council endorse the Draft Voluntary Planning Agreement proposed by Castlereagh Coal for a contribution of \$0.05 per tonne of product coal for each financial year of operation of the Southern Extension Project to be utilised in the Cullen Bullen township and surrounds
2. The Draft Voluntary Planning Agreement for the Invincible Colliery- Southern Extension Project be placed on public exhibition for a period of 28 days.

OPERATION REPORTS

ITEM-7 OPER - 08/05/17 - REVIEW OF COUNCIL POLICIES

REPORT BY: L KEARNEY – ASSETS AND PROJECT ENGINEER

REFERENCE

Min Min No 12-135: Ordinary Meeting of Council held on 23rd April 2012.
No 13-432: Ordinary Meeting of Council held on 16th December 2013.

SUMMARY

This report provides Council with reviewed Policies for consideration by Council, for:

1. 1.2 - Asset Acquisition (Version 4)
2. 1.3 – Asset Disposal (Version 5) and
3. 1.5 – Asset Management (Version 3).

COMMENTARY

A review of Council policies is currently occurring.

This review, will result in a number of suggested changes to the Policy Register for Council's consideration.

Policies 1.2 - Asset Acquisition, 1.3 – Asset Disposal and 1.5 – Asset Management are now presented to Council for consideration.

Policy No.	Policy Name	Proposed Changes	Version No.
1.2	Asset Acquisition	Small wording / spelling correction. No change in context. Reformatted to comply with Council Policy Template. Addition of process for data capture for corporate asset management systems.	4
1.3	Asset Disposal	Small wording / spelling correction. No change in context. Reformatted to comply with Council Policy Template. Addition of process for data capture for corporate asset management systems.	5
1.5	Asset Management	Small wording / spelling correction. Expansion of "Objectives" to reflect improved asset management practices. Removal of "Definitions". Reformatted to comply with Council Policy Template. Inclusion of "Principles" to demonstrate improved asset management practices. Revised "Responsibilities" to validate improved asset management practices.	3

The Asset Policies are supported by Council's Strategic Asset Management Plan also currently being reviewed as part of the Integrated Planning and Reporting Framework.

The Asset Policies also detail the role and responsibilities of Council's Asset Management Team, which has been created to enable cross functional representation of Council's departments. This enables a stream lined approach ensuring that successful asset management is achieved. The Asset Management Team has been formed to address asset

management requirements for Council to comply with the requirements of Integrated Planning and Reporting Framework.

The proposed changes to these Policies are not considered to be major and therefore do not require public exhibition as they will only refine Council's policy position.

POLICY IMPLICATIONS

The proposed changes will refine Council's policy position. Policies 1.2 - Asset Acquisition (Version 4), 1.3 – Asset Disposal (Version 5) and 1.5 – Asset Management (Version 3) will be updated in Council's policy register.

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

The policies have been reviewed in terms of legislative requirements and subsequently amendments have been made.

ATTACHMENTS

1. Policy 1.2 - Asset Acquisition (Version 4)
2. Policy 1.3 – Asset Disposal (Version 5) and
3. Policy 1.5 – Asset Management (Version 3)

RECOMMENDATION

THAT Council **ADOPT** the attached versions of the following policies:

1. 1.2 - Asset Acquisition (Version 4)
2. 1.3 – Asset Disposal (Version 5) and
3. 1.5 – Asset Management (Version 3)

**ITEM-8 OPER – 08/05/17 – LITHGOW FLOOD STUDY – ADOPTION OF THE
LITHGOW FLOOD STUDY REVIEW**

REPORT BY: J EDGECOMBE – WORKS MANAGER

REFERENCE

Min No 12-367: Ordinary Meeting of Council held on 15 October 2012
Min No 16-321: Ordinary Meeting of Council held on 21 November 2016
Min No 17-96: Ordinary Meeting of Council held on 10 April 2017

SUMMARY

This report provides updated details regarding comments made regarding the scope and extent of the Lithgow Flood Study Review.

COMMENTARY

A late submission was made leading up to the Ordinary Council Meeting of the 10 April 2017 requesting that Council extend the boundaries of the Lithgow Flood Study Review to include Pottery Estate which is part zoned residential. This will assist with the formulation of flood related controls in the localised Development Control Plan during the planning stages of private residential subdivisions in the area.

It is the opinion of both Council engineers and Council's consultants (Lyll and Associates) that it is not reasonable for land owners to require Council to update the draft flood study report to include the definition of flooding behaviour in presently undeveloped land. It is worth noting that this would require all of the hydrologic and hydraulic models to be re-run and subsequently, all of the figures be updated to reflect changes to the model in its entirety.

The extent over which the flood prone land was to be defined in Lithgow was discussed with the Floodplain Risk Management Committee and agreed at the commencement of the study. Requesting modification of at this time, given the time and budget implications in re-running models and updating model figures, is an unreasonable request particularly when no further variation of cost and time will be supported by the funding body, the Office of Environment and Heritage. The full cost of project variation would be borne by Council.

In this instance, the preferred approach to minimise time and cost implication to Council would be for land holders of the Pottery Estate area to engage an independent consultant to extend the TUFLOW model to a location upstream of the subject property with the purpose of creating localised figures showing the nature of flooding in this vicinity. Simply put, if the model was extended upstream of the Pottery Estate area and the limits of the figure production were at the boundaries of the Pottery Estate area, not the entire LGA as they would have to be if Council committed to this modification, the time and cost implications would be much less significant for the land holder compared to those which Council would have to bear.

Council's consultant, Lyll and Associates have noted that the preferred approach outlined above is supported by the Applicant's consultant (Rienco Pty Ltd) in their letter of 7 March 2017 should Council not agree to fund the update of the draft flood study report to include the definition of flooding behaviour in the subject property.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

RECOMMENDATION

THAT Council adopt the Lithgow Flood Study Review proposed by Lyall and Associates, in its current form, as the formal Lithgow Flood Study.

ITEM-9 OPER - 08/05/17 - WATER REPORT

REPORT BY: I STEWART – GROUP MANAGER OPERATIONS

REFERENCE

Min No 17-97: Ordinary Meeting of Council held on 10th April 2017

SUMMARY

This report provides an update on various water management issues.

COMMENTARY

Current Dam Levels for both Farmers Creek No. 2 Dam and Oberon Dam

Farmers Creek No. 2 Dam capacity on Monday 24th April 2017 was 100%. Oberon Dam capacity on Monday 24th April 2017 was 90.6%.

Current Water Usage from Each Supply

Table 1 below indicates total output from the Oakey Park Water Treatment Plant (consumption), the volume transferred from the Clarence Water Transfer System (CWTS) and the volume of water purchased from Water NSW (Fish River Scheme) for 2016/2017.

Table 1 - Oakey Park Monthly Output and Clarence Transfer 2016/2017

Month	Oakey Park WTP (ML)	Clarence Transfer (ML)	Fish River Supply (ML)
July	112	0	58
August	97	0	66
September	95	0	66
October	111	0	66
November	124	0	56
December	148	0	47
January	112	0	96
February	104	0	69
March	100	0	55
April		0	55
TOTAL		0	634

Oakey Park Water Quality Summary

Oakey Park Water Treatment Plant is currently supplying water to Lithgow. No health-based ADWG values were exceeded for the period 1/04/17 to 28/04/17.

Treatment Plants Monitoring Results

Samples are taken on a monthly basis at various locations within the STPs and WTP. Nine samples were taken on 18/04/2017 and forwarded to Australian Laboratory Services (ALS) for testing. There was one (1) non-compliance at the Portland STP as detailed below in Table 2. All test results are published on the Lithgow City Council website as required by the *Protection of the Environment Operations Act 1997*.

Table 2 – Treatment Plants Monitoring Results

Plant	Non Compliance	Licence Limit	Date Sampled	Cause of Non Compliance	Action Taken to Mitigate Adverse Effects of the Non Compliance	Action Taken to Prevent Future Reoccurrence Of Non Compliance
Portland STP	Faecal Coliforms 920 units/ 100mL	600 units/ 100mL	18/04/17	Removal of Trickling Filter During Plant Upgrade	Increase Cleaning to Reduce load On Remaining Filter	Construction of new STP currently being undertaken.

Fish River Water Scheme Water Quality Summary

Fish River Water Supply supplied water to Lithgow, Marrangaroo, Wallerawang, Lidsdale, Portland, Cullen Bullen, Glen Davis and Rydal from 1/04/17 to 28/04/17. Fish River Water Supply is currently supplying water to Marrangaroo, Wallerawang, Lidsdale, Portland, Cullen Bullen, Glen Davis and Rydal. No health-based ADWG values were exceeded for the period 1/04/17 to 28/04/17.

Current Water Restrictions Update

Level 1 restrictions are effective from Monday, 17 March 2014.

Water Saving Schemes or Processes Update

Council’s Rainwater Tank and Domestic Appliance Rebate Program continued with Council approving one (1) application for a household appliance rebate and no applications were received for a water tank rebate for the period 1/04/17 to 28/04/17.

Water Reticulation Complaints

Twelve complaints were received during the period 1/04/17 to 28/04/17 concerning water quality issues. These were mainly attributed to a number of main breaks just prior to the Easter break.

Locality	Concern	Notes
28 Lithgow Street Lithgow	Reported dirty water.	Water was tested and complied with all ADWG health limits. Water was stirred up following burst main in this locality.
19 Chivers Close Lithgow	Reported dirty water.	Burst water main.
7 Chivers Close Lithgow	Reported dirty water.	Water was tested and complied with all ADWG health limits. Water was stirred up following burst main in this locality.
20-24 Redgate Street Lithgow	Reported dirty water.	Water was tested and complied with all ADWG health limits. Water was stirred up following burst main in this locality.
40 Maple Crescent Lithgow	Reported dirty water.	Water was tested and complied with all ADWG health limits. Water was stirred up following burst main in this locality.
20 King Street Lithgow	Reported dirty water.	Water was tested and complied with all ADWG health limits. Water was stirred up following burst main in this locality.
122 Mort Street Lithgow	Reported dirty water.	Water was tested and complied with all ADWG health limits. Water was stirred up following burst main in this locality.
111 Hartley Valley Rd Lithgow	Reported dirty water.	Water was tested and complied with all ADWG health limits. Water was stirred up following burst main in this locality.
3 Woolnough Street Lithgow	Reported dirty water.	Water was tested and complied with all ADWG health limits. Water was stirred up following burst main in this locality.

Details of water complaints made in the last six (6) months are displayed in the attachment.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

1. Water Quality Complaint Trend

RECOMMENDATION

THAT Council notes the water report.

CORPORATE AND COMMUNITY REPORTS

ITEM-10 CORP - 08/05/17 - COUNCIL INVESTMENTS HELD TO 31 MARCH 2017

REPORT BY: N DERWENT – FINANCIAL SERVICES MANAGER

REFERENCE

Min No 17-78: Ordinary meeting of Council held on 20 March 2017

SUMMARY

To advise Council of investments held as at 31 March in the 2016/17 financial year.

COMMENTARY

Council's total investment portfolio, as at 31 March 2017 when compared to 28 February 2017, has decreased by \$1,160,000.00 from \$27,300,138.43 to \$26,140,138.43. While cash in Council's bank account decreased by \$632,737.72 from \$693,455.41 to \$60,717.69.

There is an overall decrease in cash and investments of \$1,792,737.72 since 28 February 2017. The decrease in cash and investments is due to \$1.1m payment for Portland Sewerage Treatment Plant and payment of operating expenses of Council. March has limited revenue with the next rates instalment and Financial Assistance Grant instalment due in May. Please also note that cash on hand is represented by the balance held with CBA and totals \$1,200,717.69. Bank account \$60,717.69 and On call \$1,140,000 and allows Council to maximise interest returns for cash at bank.

If the movement in the bank account is negative, this is shown as a net redemption. If the movement in the bank account is positive this is shown as a net new investment.

The movement in Investments for the month of March 2017 were as follows:

Opening Balance of cash and investments as 01 March 2017	\$27,993,593.84
Plus New Investments – February 2017	\$1,000,000.00
Less Investments redeemed – February 2017	\$2,792,737.72
Closing Balance of cash and investments as at 31 March 2017	\$26,200,856.12

See Figure 1 in attachment for summary of current investments held.

See Figure 2 in attachment for a graph of historical and current investments to 31 March.

A large proportion of Council's investments are held as restricted assets for specific purposes. Restricted assets may consist of externally restricted assets which must be spent for the purpose for which they have been received e.g. Water, Wastewater, Stormwater, Domestic Waste, Parking, or internally restricted assets which have been set aside by Council resolution. Some internal restrictions are held to fund specific liabilities such as employee leave entitlements and bonds and deposits.

POLICY IMPLICATIONS

Investments are held in accordance with the Lithgow City Council's Investment Policy at the date of investing funds. On 27 October 2014 Council adopted a draft of the Investment Policy as Policy 8.7 which includes the Minster's Investment Order of 12 January 2011.

FINANCIAL IMPLICATIONS

Interest received for month of March 2017 was \$83,401.24. Interest is paid on the maturity date of the investment. The budget for interest income is determined by the average level of funds held and the rate of return. Adjustments to the budget estimate are processed through Council's Quarterly Budget Review process. Interest Returns are determined by average funds invested and the rate of interest return.

LEGAL IMPLICATIONS

Investments are held in accordance with the Lithgow City Council's Investment Policy at the date of investing the funds. On 27 October 2014 Council adopted a draft of the Investment Policy as Policy 8.7 and investments will comply with this Policy which includes the following:

- Local Government Act 1993 - Section 625
- Local Government Act 1993 - Order dated 12 January 2011
- Local Government (General) Regulation 2005
- Trustee Amendment (Discretionary Investments) Act 1997 Section 14A (2), 14c(1) & (2)

I, Neil Derwent, Lithgow City Council's Responsible Accounting Officer certify as required under Local Government (General) Regulations 2005, that Council's investments have been made in accordance with the Local Government Act 1993, Regulations and Lithgow City Council's Investment Policy.

ATTACHMENTS

1. Investment Register 2016/17 and Cash Flow Chart

RECOMMENDATION

THAT Investments of \$26,140,138.43 and cash of \$60,717.69 for the period ending 31 March 2017 be noted.

ITEM-11 CORP - 08/05/17 - COUNCIL ELECTIONS HELD SEPTEMBER 2016

**REPORT BY: A SHELTON – ACTING GROUP MANAGER CORPORATE &
 COMMUNITY**

SUMMARY

The purpose of this report is to provide a summary of the statistical data and cost of the City of Lithgow Local Government election held 10 September 2016.

COMMENTARY

The Local Government elections for the City of Lithgow Local Government Area were held on 10 September 2016 and were conducted by the Electoral Commission NSW. Pre-poll voting was conducted at the former Sam's Warehouse site, with polls open on the day at 15 locations across the local government area.

A total of 47 candidates contested the 9 positions available. All candidates were members of one of the 10 groups that were represented.

Total enrolment for the area was 15,447, with 12,962 votes counted. This represented 83.91% of those enrolled to vote. Of those votes, 605 ballot papers were deemed informal, leaving the total formal vote count at 12,357.

The cost of the elections to Council was \$105,869.00 (ex GST).

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

The cost of the Elections to Council was \$105,869. Council had an amount of \$201,803 in the Election reserve leaving a balance of \$95,934.

With regard to the recent by-election, Council had been advised by the Electoral Commission to budget on an estimated 80% of the cost of the September election, which equates to approximately \$84,695. Based on the estimates, Council has sufficient funds in the Election reserve to cover the costs of the by-election.

LEGAL IMPLICATIONS

Nil

ATTACHMENTS

1. Extract from Report on the Local Government Elections 2016 – Supplementary Report
2. Invoice from Electoral Commission

RECOMMENDATION

THAT Council notes the information regarding the 2016 Local Government elections.

ITEM-12 CORP - 08/05/17 - LOCAL PURCHASING PREFERENCE POLICY

REPORT BY: S QUICK-PURCHASING COORDINATOR

REFERENCE

Min No 12-480: Ordinary Meeting of Council held on 17 December 2012
Min No 13-244: Ordinary Meeting of Council held on 8 July 2013
Min No 14-376: Ordinary Meeting of Council held on 8 September 2014
Min No 14-386: Ordinary Meeting of Council held on 29 September 2014

SUMMARY

On 29 September 2014, Council requested that Council Officers prepare a Draft Local Preference Policy in line with the Office of Local Government guidelines in relation to tendering. This report details the research undertaken into this matter and explains the steps Council has undertaken since this resolution was made to ensure that local suppliers are appropriately engaged without taking on the identified risks associated with local purchasing preference policies.

COMMENTARY

Council has made a number of initiatives in relation to purchasing locally. Firstly, local suppliers have been encouraged to sign up to Council's new 'VendorPanel' system. The system is open to all local businesses and allows staff to search for suppliers by the type of goods / service they offer. Using the 'Request for Quote' function gives staff the opportunity to find local vendors that Council may not have previously dealt with. The system also stores contractor's compliance information such as insurance certificates and qualifications.

Public information sessions were held for local businesses in October 2016 to explain the VendorPanel registration process. The sessions were advertised in the Lithgow Mercury, on local radio and appear as a regular advertisement in the Council Connection eNews mail-out. Additionally, all suppliers on Council's creditors list were informed via email. A link that explains the registration process can be found on the Lithgow City Council website.

Secondly, Council participates in the CENTROC WHS Induction Program. This program has been adopted by Centroc member Councils and requires all engaged contractors to undertake a General Induction. Upon completion, attendees are issued an induction card that can be used at all participating Councils. This works in the inducted contractor's favour as staff from the participating Councils across the region are more likely to seek quotes from contractors that have undertaken the induction.

Sourcing Locally

Engaging local suppliers and spending funds locally is an important way of supporting the community. A review of invoice transactions shows that over 2,100 were made in the Local Government area (LGA) in the last financial year. However, there are a number of factors where staff will be required to purchase outside of the LGA.

These include instances where goods and services simply aren't available within the LGA. Examples include, but are not limited to, genuine spare parts, purchase and service of specialised plant, specialised consultancy services, road building materials, subscriptions and memberships, library books, concrete pipes and software products. Staff also need to

take advantage of the Local Government Contracts that are available with large retailers as these offer superior value to Council as well as Free-Into-Store arrangements.

Negative Implications of Implementing a Local Preference Policy

A number of New South Wales Councils introduced Local Preference Policies, particularly in the 1990's, in a bid to provide greater opportunities to local businesses. While the intentions behind implementing such a policy are good, there are a number of risks that arise. These risks are of such significance that the Independent Commission Against Corruption (ICAC) specifically included Local Preference Policies in their 2001 publication 'Taking the Con out of Contracting'. An excerpt of this publication has been attached to this report for reference. One particular concern involves creating an anti-competitive environment by giving local suppliers precedence, even if their pricing represents poorer value.

Conclusion

Council has taken steps to engage local suppliers without facing the risks identified with implementing Local Preference Policies, as highlighted in the ICAC's report. For this reason, it is Council's best interest not to introduce a Local Preference Policy at this point in time.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

The decision to not proceed with a Local Preference Policy will ensure that Council continues to purchase goods and services at the best price.

LEGAL IMPLICATIONS

Nil

ATTACHMENTS

1. ICAC Publication Regarding Local Preference Policies

RECOMMENDATION

THAT Council note the Report in relation to Local Preference Policies.

ITEM-13 CORP - 08/05/17 - DISABILITY ACCESS AND INCLUSION ACTION PLAN

REPORT BY: M JOHNSON – MANAGER COMMUNITY & CULTURE

SUMMARY

This report provides information to Council regarding the requirement for Council to develop a Disability Inclusion Action Plan and seeks Council approval to place the draft plan on public exhibition.

COMMENTARY

Local Government is required by the *NSW Disability Inclusion Act 2014* to develop a Disability Inclusion Action Plan 2017-2021 (DIAP) by 1 July 2017. Lithgow Council's Disability Inclusion Action Plan has been developed over the past 12 months and is presented for Council's consideration prior to its public exhibition.

All councils are required by the *NSW Disability Inclusion Act 2014* to undertake disability inclusion action planning and submit a copy of the final DIAP to the Minister for Family and Community Services and the Disability Council of NSW by 1 July 2017. This Plan will help Council meet its obligations under the *NSW Disability Inclusion Act 2014*.

As part of this process, background research was conducted, as well as a demographic analysis and a review of Council's previous Disability Access Plan.

In addition, meetings were held with Council's previous Disability Access Committee to raise awareness of the Act, and the need to develop a plan that improves inclusion across all areas of Council.

Furthermore, a broad-based community consultation process was undertaken. Consultations were conducted with the following groups:

- Community conversation with the clients at the Lithgow Information and Neighbourhood Centre
- Community conversation with the clients at Uniting Care
- A call for submissions was made in November 2016 to the general public
- Lithgow Public School was engaged to take part in the "Postcards to the Mayor" activity to capture the needs of young people with disability
- La Salle Academy was also engaged in the "Postcards to the Mayor" activity
- A survey was distributed at the Accessible Lifestyle Expo to parents and carers of people with disability.
- Members of Council's previous Disability Access Committee provided feedback on issues related to access and inclusion.

The NSW Disability Inclusion Plan identifies four key focus areas of primary importance in creating an inclusive community:

- Developing positive community attitudes and behaviours
- Creating liveable communities
- Supporting access to meaningful employment
- Improving access to services through better systems and processes.

The strategies and actions within the draft plan address the 4 key focus areas.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Where identified actions involve a cost, these will be considered for incorporation into Council's annual budgets.

LEGAL IMPLICATIONS

This Plan will help Council meet its obligations under the *NSW Disability Inclusion Act 2014*. Section 13 of the *NSW Disability Inclusion Act 2014* states that councils must provide a report on the implementation of the disability inclusion action planning approach in their Annual Report.

ATTACHMENTS

1. Draft Disability Access and Inclusion Plan

RECOMMENDATION

THAT:

1. Council place Draft Disability Access and Inclusion Action Plan as presented on exhibition for a period of 28 days.
2. Following exhibition the plan is returned to Council for final adoption.

ITEM-14 CORP - 08/05/17 - COMMUNITY NOMINATIONS TO COUNCIL COMMITTEES

REPORT BY: M JOHNSON – MANAGER COMMUNITY & CULTURE

REFERENCE

- Min 16-246 from Ordinary Meeting of Council 10 October 2016
- Min 16-247 from Ordinary Meeting of Council 10 October 2016
- Min 16-248 from Ordinary Meeting of Council 10 October 2016
- Min 17-15 from Ordinary Meeting of Council 27 February 2017
- Min 17-103 from Ordinary Meeting of Council 10 April 2017

SUMMARY

This report recommends the appointment of community representatives to Lithgow Youth Council and Lithgow Crime Prevention Committee.

COMMENTARY

At the Ordinary Meeting of Council held on 10 October 2016 (Mins 16-246, 16-247 and 16-248), Council resolved to appoint Councillors to a number of Council Committees and to call for community nominations for each committee in accordance with the terms of reference.

At the Ordinary Meeting of Council held on 10 April 2017 (Min 17-103) Council appointed community representatives to the Environmental Advisory, Community Development and Crime Prevention Committees and noted that further nominations for the remaining vacancies and for nominations to other Council committees will be reported to Council at a later date.

Council has subsequently received the following nominations for Youth Council and the Crime Prevention Committee.

Committee	Nominations Received
<p>Youth Council</p> <p>Community Representatives A minimum of 6 people aged between 11 and 24 years who reside, work or attend school in the Lithgow local government area.</p> <p>Organisation Representatives 2 youth work professionals</p>	<p>Community Representatives Asha Finn Jess Luchetti Billie-Jean Schroder Kalvein Zimmer Jessica Alexander Lauren Corney Olivia Corney</p> <p>Organisation Representatives Meg Benson Leanne Walding</p>
<p>Lithgow Crime Prevention Committee Two representatives with Danny Whitty appointed 10 April 2017.</p>	<p>Jeff Smith</p>

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

LEGAL IMPLICATIONS

Nil

ATTACHMENTS

1. Lithgow Youth Council nominations:
2. Lithgow Crime Prevention Committee nominations

RECOMMENDATION

THAT Council

1. Appoint the following representatives to Youth Council and the Lithgow Crime Prevention Committee.

Committee	Nominations Received
Youth Council	Community Representatives Asha Finn Jess Luchetti Billie-Jean Schroder Kalvein Zimmer Jessica Alexander Lauren Corney Olivia Corney Organisation Representatives Meg Benson Leanne Walding
Lithgow Crime Prevention Committee	Jeff Smith

2. Note that further nominations will be sought for the remaining two Youth Council vacancies and reported to Council at a later date.

ITEM-15 CORP - 08/05/17 - TOURISM ADVISORY COMMITTEE NOMINATIONS

REPORT BY: K BARROW – TOURISM MANAGER

REFERENCE

Min No 16-246: Ordinary Meeting of Council held on 10 October 2016
Min No 17-15: Ordinary Meeting of Council held on 27 February 2016

SUMMARY

This report recommends the appointment of tourism representatives to Councils Tourism Advisory Committee

COMMENTARY

At the Ordinary Meeting of Council held on 10 October 2016 (Min16-246) Council resolved to appoint Councillors to the Council Committees. At the Council meeting on 27 February Council endorsed the Terms of Reference for the Tourism Advisory Committee and call for expressions of interest from tourism sector representatives.

Council advertised for tourism sector representation from the following sectors:

- National Parks and Wildlife Service
- Accommodation sector
- Museums/Heritage sector
- Retail sector
- Registered Club/Hotel sector
- Caravan and Camping sector
- Events Sector

The following nominations have been put forth:

- National Parks and Wildlife Service – no nominated representation
- Accommodation sector – Gena Inzitari – Zig Zag Motel
- Museums/Heritage sector – Helen Riley – Mingaan Aboriginal Corporation
- Registered Clubs/Hotels sector – Geoff Wheeler – Lithgow Workies Club
- Caravan and Camping sector – Pete Phillips – Lake Lyell Recreation Area.
- Events sector – Barbara Bretherton – Portland Spring Fair.

The retail sector received two nominations being Mrs Renee DiFranco and Mrs Glenda Anthes. Council staff have reviewed the applications and based on Mrs Anthes appointment to Council's Community Development Committee and Mrs DiFranco previous experience and regular attendance on the previous Tourism Advisory Committee, recommend that Mrs Renee DiFranco be nominated to the committee.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

1. Tourism Advisory Committee Nominations

RECOMMENDATION

THAT:

1. Council appoint the following sector representation on the Tourism Advisory Committee:
 - Accommodation sector – Gena Inzitari – Zig Zag Motel
 - Museums/Heritage sector – Helen Riley – Mingaan Aboriginal Corporation
 - Registered Clubs/Hotels sector – Geoff Wheeler – Lithgow Workies Club
 - Caravan and Camping sector – Pete Phillips – Lake Lyell Recreation Area.
 - Events sector – Barbara Bretherton – Portland Spring Fair
 - Retail sector – Renee DiFranco – Bianca Villa
2. A position on the committee for National Parks and Wildlife service be left open.

COUNCIL COMMITTEE MINUTES

ITEM-16 OPER - 08/05/17 - SPORTS ADVISORY COMMITTEE MEETING
MINUTES 18 APRIL 2017 - REPORT

REPORT BY: I STEWART – GROUP MANAGER OPERATIONS

SUMMARY

This report details the Minutes of the Sports Advisory Committee Meeting held on 18th April 2017.

COMMENTARY

At the Sports Advisory Committee held on 18th April 2017, there were numerous items discussed by the Committee, including:

- 2017 LJ Hooker Reg Cowden Sports Star of the Year Awards
- Booking Requests

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

1. Minutes of the Sports Advisory Committee meeting held 18th April 2017.

RECOMMENDATION

THAT Council note the Sports Advisory Committee Meeting Minutes.

ITEM-17 OPER - 08/05/17- OPERATIONS COMMITTEE MINUTES - 24 April 2017

REPORT BY: I STEWART – GROUP MANAGER OPERATIONS

SUMMARY

This report details the Minutes of the Operations Committee Meeting held on 24th April 2017.

COMMENTARY

At the Operations Committee held on 24th April 2017, there were numerous items discussed including:

- Dam Safety Report on Dam No1 and No2 Farmers Creek

The following items were outside the Committee's delegations and require Council to formally consider the recommendations:

Item 6

- Draft Capital Works Program – 2017/18
THAT Council adopt the following works program for the 2017/18 financial year as per attachment.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

1. Minutes from the Operations Committee Meeting of 24th April 2017.

RECOMMENDATION

THAT Council:

1. Note the Operation Committee Meeting Minutes and;
2. Adopts the following works program for the 2017/18 financial year as per attachment.

Urban Resealing - Total \$170,000.00

- Tank Street, Lithgow (from Read Avenue to Railway Parade)
- Bridge Street, Lithgow (from Railway Parade to Mort Street)

Roads to Recovery - Total \$1,117,608.00

- Glen Alice Road, Glen Alice - \$367,608.00
- Magpie Hollow Road, Lithgow - \$120,000.00
- Curly Dick Road, Lithgow - \$367,608.00
- Clarence Pirie Park Road, Capertee - \$110,000.00

- Donald Street, Lithgow (from Tank Street to Bennett Street) \$152,392.00

ILP Roads - Total \$406,318.66

- Cripps Avenue, Wallerawang (from Pindari Place to Heel Street) -\$ 50,000.00
- Carlton Road, Portland (Section around Albion Road) - \$ 50,000.00
- Lyon Parade & Hume Avenue, Wallerawang (from Barton Avenue to Hume Avenue & Lyon Parade to Lidsdale Street) - \$ 81,318.66
- Cullenbenbong Road, Kanimbla - \$ 50,000.00
- Ellen Close, Portland (End of Ellen Close) - \$ 40,000.00
- Valley Drive, Lithgow (from Kirkland Link to Cooper Close)- \$50,000.00
- Brays Lane, Wallerawang (from Pipers Flat road to Blackberry Lane) - \$65,000.00
- Ivatt Street Lane, Lithgow (from Sandford Avenue to Ivatt Street) - \$20,000.00
- Tank Street & Union Lane, Lithgow (from Inch Street to end of Gay Lane) - \$20,000.00

ILP Lane Improvements - Total \$90,000.00

- Williwa Lane (CBD), Portland (from Lett Street to Tramway Ave) - \$12,000.00
- Jamison/ High Lane, Portland (from Lidsdale Street to Limestone Street) - \$15,000.00
- Langbein Lane, Portland (from Union Street to Limestone Creek Road) - \$25,000.00
- Bate Street/ Piper Lane, Portland (from Saville Street to Paine Street) - \$19,000.00
- Falnash Street /Ilford Lane, Portland (from Portland! Sunny Corner Road to Green Street) \$19,000.00

Rural Road Improvements- Total \$ 260,000.00

- Palmers Oakey Road, Palmers Oakey

Rural Roads Gravel Resheeting - Total \$ 150,000.00

- Old Western Road, Rydal (from Sydney Road to Last Property)

Kerb & Guttering Construction - Total \$ 20,000.00

- Allocate to Main Street footpath, Lithgow

Footpath Construction - Total \$ 103,783.00

- Main Street Footpath, Lithgow

Urban Drainage Improvements - Total \$ 50,000.00

- Main Street, Lithgow (from Cupro Street to Laurence Street)

Guardrail Installation - Total \$ 33,000.00

- Allocate to Main Street Footpath, Lithgow

Depot Improvements - Total \$ 50,000.00

- Wallerawang Depot Seal
- Lithgow Stockpile Shed

Famers Creek Stage 3 Footpaths - Total \$70,000.00

Bus Shelters - Total \$ 15,000.00

Timber Bridge Improvements - Total \$ 100,000.00

Bicycle Plan Review - Total \$ 10,000.00

NOTICE OF MOTION

**ITEM-18 NOTICE OF MOTION - 08/05/17 - GALLIPOLI CENTENARY PLAQUE
LITHGOW CITY CEMETARY**

REPORT BY: COUNCILLOR W MCANDREW

COMMENTARY

On Sunday the 23rd April this year I represented Council at the annual Cemetery Walk, which recognized over fifty deceased Lithgow servicemen and women. The local Lithgow and District Family History Society organized the event.

During the ceremony, I was shown the recent damage done by vandals to the plaque commemorating the Centenary of the Gallipoli ANZAC Landings (photo of plaque attached) I was also asked by the Society to extend thanks to Council and to especially thank the two cemetery staff involved for their ongoing assistance to the Society over the years.

ATTACHMENTS

1. Photo of Centenary of the Gallipoli ANZAC Landings plaque

RECOMMENDATION

THAT Council:

1. Pays for the removal and replacement of the damaged plaque with a new bronze plaque.
2. Formally extends thanks on behalf of the Lithgow and District Family History Society to Council Cemetery Staff Members Peter Gordon and Glen Chew

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.*

CLOSED COUNCIL

**ITEM-19 ENVIRO – CONFIDENTIAL COUNCIL - 08/05/17 - NETWASTE TENDER
LM201731 - TENDER FOR REGIONAL ENVIRONMENTAL
MONITORING OF LANDFILLS**

**REPORT BY: JIM NICHOLS - ACTING GROUP MANAGER ENVIRONMENT &
DEVELOPMENT**

REASON FOR CONFIDENTIALITY

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d)(i) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:

- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it.

SUMMARY

This report seeks a determination from Council to award the NetWaste open tender LM 2017/31 - Tender for Regional Environmental Monitoring of Landfills.

RECOMMENDATION

THAT Council consider the report on Netwaste Tender for Regional Environmental Monitoring of Landfills in Closed Council pursuant to Section 10A(2)(d)(i).

**ITEM-20 ENVIRO - CONFIDENTIAL COUNCIL - 08/05/17 GUMNUT HOUSE
LEASE**

**REPORT BY: J NICHOLS - GROUP MANAGER OF ENVIRONMENT AND
DEVELOPMENT**

Reason for Confidentiality

This report is **CONFIDENTIAL** in accordance with Section 10A (2) (c) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

REFERENCE

Min No 12-197: Ordinary Meeting of Council held on 4 June 2012
Min No 15-289: Ordinary Meeting of Council held on 26 October 2015

SUMMARY

The purpose of this report is to update Council on the status of lease negotiations with SDN Children's Services in relation to continuing occupation of Council premises at 21 Proto Avenue Lithgow known as Gumnut House, and to recommend a course of action to resolve tenure of the premises.

RECOMMENDATION

THAT Council consider the Gumnut House Lease Option in closed Council in accordance with Section 10A (2) (c) of the Local Government Act 1993.

**ITEM-21 CORP - CONFIDENTIAL COUNCIL - 08/05/17 - RATES NOTICE
 PRINTING REQUEST FOR QUOTATION**

REPORT BY: S QUICK – PURCHASING COORDINATOR

Reason for Confidentiality

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(d)(i) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:

- (d) commercial information of a confidential nature that would if disclosed:
- (i) prejudice the commercial position of the person who supplied it

SUMMARY

This report summarises the regional group quotation process undertaken by Central NSW Region of Councils (Centroc), on behalf of member Councils, in relation to the printing and mailing of rates notices and seeks Council approval to enter into a contract.

RECOMMENDATION

THAT Council consider the report on Rates Notice Printing Request for Quotation in Closed Council pursuant to Section 10A(2)(d)(i).