

A CENTRE OF REGIONAL EXCELLENCE

MINUTES

ORDINARY MEETING OF COUNCIL

HELD ON

17 JULY 2017

AT 7.00pm

MINUTES OF THE CITY OF LITHGOW COUNCIL MEETING HELD AT THE CIVIC CENTRE, LITHGOW ON 17 JULY 2017

Meeting Commenced 7.00pm

ACKNOWLEDGEMENT OF COUNTRY

Public: 29

PRESENT

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

APOLOGIES

An apology was received from and leave of absence granted to Councillor C Coleman.

An apology was received from and leave of absence granted to Councillor J Smith.

MOVED: Councillor R Thompson **SECONDED:** Councillor S Ring.

Also in attendance

Mr Graeme Faulkner, General Manager Mrs Trinity Newton, Minutes Secretary Mr Jim Nichols, Acting Group Manager Environment and Development Mrs Ally Shelton, Acting Group Manager Corporate and Community Mr Iain Stewart, Group Manager Operations

CONFIRMATION OF MINUTES

17 - 207 RESOLVED

Confirmation of the Minutes of the Ordinary Meeting of Council held on the 26 June 2017 were taken as read and confirmed by Councillors W McAndrew and S Ring.

DECLARATION OF INTEREST

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

NIL

ACKNOWLEDGEMENTS AND COMMEMORATIONS

The Mayor announced that on PRIME News tonight that NSW Councils will be receiving \$200 million for Strong Country Communities.

PROCEDURAL MOTION

THAT the General Manager investigates and confirms the information reported on the News.

MOVED: Councillor W McAndrew SECONDED: Councillor R Thompson.

CIr McAndrew commemorated the passing of Donald Green fondly known as Duck Green.

Clr McAndrew commemorated the passing of Kelvin Chapman.

Clr Goodwin Acknowledge the retirement of Lyn Redding who has retired from the Lithgow Hospital after 50 years.

CIr Statham commemorated the passing of Maxine Staines.

QUESTIONS FROM THE PUBLIC

At 7:05 pm Members of public gallery were invited to participate in the Public Forum Session.

NIL

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MAYORAL MINUTES

ITEM-1 MAYORAL MINUTES - 17/07/17 - GREEN ARMY

REPORT BY: CLR STEPHEN LESSLIE - MAYOR

16 – 208 RESOLVED

THAT Council:

- 1. Note the Mayoral Minute in relation to the Green Army Program.
- 2. Correspond with the Federal Member for Calare urging the Federal Government to re-introduce the Green Army program due to its positive benefits for local young people, the environment and the community.

MOVED: Councillor S Lesslie SECONDED: Councillor M Statham.

CARRIED

PROCEDURAL MOTION

THAT Item 11 be brought forward and dealt with at this point in the meeting.

MOVED: Councillor R Thompson **SECONDED:** Councillor M Statham.

CARRIED

ITEM-11 OPER - 17/07/17 - ACCESS ISSUES TO PART LOT 202 - 17 BARTON AVENUE WALLERAWANG

17 - 209 RESOLVED

THAT Council approve the draft plan of subdivision showing an area of 1095 square meters to be subdivided from Lot 20 DP 1217065 and added to Lot 1 DP 37156 to facilitate access via right of carriage way off Barton Avenue.

MOVED: Councillor R Thompson **SECONDED:** Councillor M Statham.

GENERAL MANAGERS REPORTS

ITEM-2 GM - 17/07/17 - 2017 REVIEW OF ORGANISATION STRUCTURE

17 – 210 RESOLVED

THAT Council:

- 1. Adopt the revised Organisation Structure as recommended by Management in this paper.
- 2. Note that proposed changes to the Organisation Structure are subject to a managed evolution over the next 12 months in order to:
 - Facilitate change and where possible retrain/reallocate existing staff into new functions.
 - Minimise cost and using concepts of natural attrition and budgeted vacant positions to fund the process.
 - Conduct efficiency reviews in area that lend themselves to a potential for the development of customer service performance measurement.
- 3. Establish a position "Chief Financial and Information Officer" on a fixed term three year contract funded predominantly by the budgeted and currently vacant position of Group Manager Corporate and Community Services.
- 4. Establish the "" Finance and Assets department "in lieu of the Corporate and Community Services Department and transfer the Community Services function to the responsibility of the Manager Organisational Development pending further review in the medium Term.
- 5. Establish the Economic Development and Environment Department (EDE) in lieu of the Department of Environment and Development, bringing the functions of strategic Land Planning and Economic Development together, and merging Tourism and Economic development operations into one unit designated the "Commercial Response Unit in the EDE department. This action recognises that tourism is one part of an important and diversified economic development portfolio and should not be relied upon in its entirety as the panacea for economic development within the LGA.
- 6. Retain the Operations Department name with no proposed changes at this time pending an efficiency review of all activities to be undertaken by an Independent Consultant and reported back to Council. The GMO position to be renamed Director Operations in the interim.
- 7. Authorise funding up to \$60,000 for the conduct of an efficiency reviews in the existing Operations Department and other areas to be funded through savings already incurred in the 2017/18 Budget for Insurance Renewal.
- 8. Establish the position of Director Economic Development and Environment with the position filled internally through secondment by the Group Manager Environment and Development for a period up to 12 months.

MOVED: Councillor W McAndrew **SECONDED:** Councillor M Statham.

ITEM-3 GM - 17/07/17 - LOCAL GOVERNMENT REMUNERATION TRIBUNAL DETERMINATION

17 - 211 RESOLVED

THAT THAT Council:

- 1. Set the remuneration in 2017/18 for Councillors at \$10,583.00
- 2. Set the remuneration in 2017/18 for the Mayor at \$22,412.00
- 3. Set the 2017/2018 car lease payable by the Mayor at Nil.

MOVED: Councillor R Thompson **SECONDED:** Councillor W McAndrew.

CARRIED

ITEM-4 GM - 17/07/17 - GRANTS APPLICATION PROCESS

17 - 212 RESOLVED

THAT Council endorse the contents of this Report.

MOVED: Councillor M Statham SECONDED: Councillor S Ring.

CARRIED

ITEM-5 GM - 17/07/17 - JULY 2017 BUDGET ANALYSIS

17 - 213 RESOLVED

THAT Council

- 1. Note the report.
- 2. Note the establishment of a Grants Committee within the Administration to identify potential areas for grant application and to assess the costs to Council associated with any application prior to recommending action to Council.

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

ITEM-6

GM - 17/07/17 - RECURRENT FINANCIAL ASSISTANCE LITHGOW CHAMBER OF COMMERCE

17 - 214 RESOLVED

THAT Council write to the Lithgow District Chamber of Commerce seeking completion of the Financial Assistance Program application form to identify the events and activities it seeks to have funded in the 2017/18 financial year.

MOVED: Councillor S Ring **SECONDED:** Councillor D Goodwin.

CARRIED

ENVIRONMENT AND DEVELOPMENT REPORTS

ITEM-7 ENVIRO - 17/07/17 - ASBESTOS MANAGEMENT POLICY

17 - 215 RESOLVED

THAT:

- Council endorse Draft Policy 7.11 Asbestos Management and Draft Asbestos management Plan for Lithgow City Council for public exhibition and comment and display for 28 days.
- 2. Following the exhibition period the policy and Management Plan be returned to Council for adoption.
- 3. Council will write to the NSW Government to clarify the penalties applied to landowners when the landowners have no knowledge of dumping occurring on their land.

MOVED: Councillor S Ring SECONDED: Councillor D Goodwin.

ITEM-8

ENVIRO - 17/07/17 - PROPOSED ROAD NAMES - 066/08DA MOYNE FARM SUBDIVISION, LITTLE HARTLEY

17 - 216 RESOLVED

THAT Council proceed with the road naming process for 'Seymour 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 'Seymour Chase'.

MOVED: Councillor R Thompson **SECONDED:** Councillor S Ring.

CARRIED

ITEM-9

ENVIRO - 17/07/17 - PLAN OF MANAGEMENT HASSANS WALLS RESERVE

RECOMMENDATION

THAT Council adopt the amended version of the Hassans Walls Management Plan as attached to the business paper.

MOTION

THAT the report is deferred until it has been reviewed by the Environment and Advisory Committee.

MOVED: Councillor S Ring SECONDED: Councillor D Goodwin.

AMENDMENT

THAT Council adopt the amended version of the Hassans Walls Management Plan as attached to the business paper.

MOVED: Councillor W McAndrew **SECONDED:** Councillor R Thompson.

The original MOTION was withdrawn by Councillor Ring and Councillor Goodwin

The AMENDMENT lapsed due to the withdrawal of the MOTION.

17 – 217 RESOLVED

THAT Council adopt the amended version of the Hassans Walls Management Plan as attached to the business paper.

MOVED: Councillor W McAndrew **SECONDED:** Councillor R Thompson.

CARRIED

OPERATION REPORTS

ITEM-10 OPER - 17/07/17 - LITHGOW AGED CARE LIMITED PROPOSED ROAD

CLOSURE - PART SECTION OF SHORT STREET LITHGOW

17 - 218 RESOLVED

THAT Council:

- 1. Proceed with the advertised closure of a section of Short street Lithgow measuring 25.56 metres by 15 metres at the eastern end of Short street; and
- 2. Council enter into negotiations to sell the land to Lithgow Aged Care Limited based on the valuation of \$20,000.00 plus legal fees.

MOVED: Councillor M Statham SECONDED: Councillor S Ring.

CARRIED

ITEM-11 OPER - 17/07/17 - ACCESS ISSUES TO PART LOT 202 - 17 BARTON AVENUE WALLERAWANG

Item 11 was dealt with earlier in the meeting.

ITEM-12 OPER - 17/07/17 - WATER REPORT

17 – 219 RESOLVED

THAT Council notes the water report.

MOVED: Councillor R Thompson **SECONDED:** Councillor D Goodwin.

CORPORATE AND COMMUNITY REPORTS

ITEM-13 CORP - 17/07/17 - POLICY 8.1 EXCESS WATER USAGE ALLOWANCE

FOR BREAKAGES

17 - 220 RESOLVED

THAT Council adopt Policy 8.1 Excess Water Usage Allowance for Breakages as exhibited.

MOVED: Councillor M Statham SECONDED: Councillor W McAndrew.

CARRIED

ITEM-14 CORP - 17/07/17 - COUNCIL INVESTMENTS HELD TO 30 JUNE 2017

17 - 221 RESOLVED

THAT Investments of \$28,500,138.43 and cash of \$1,477,184.31 for the period ending 30 June 2017 be noted.

MOVED: Councillor S Ring **SECONDED:** Councillor M Statham.

CARRIED

ITEM-15 CORP - 17/07/17 - FINANCIAL POSITION

17 – 222 RESOLVED

THAT Council notes the Financial Position report and Managements intention to reduce the projected general fund deficit through 17/18.

MOVED: Councillor W McAndrew SECONDED: Councillor S Ring.

ITEM-16

CORP - 17/07/17 - IRONFEST REQUEST TO WAIVE FEE FOR DAMAGES

RECOMMENDATION

THAT Council

- 1. Proceed to invoice Ironfest committee for the amount of \$1,285.52 for the repair and maintenance arising from the holding of Ironfest at the Tony Luchetti Sportsground.
- 2. When deliberating on the 2018/19 budget give consideration to a reduction in budget equal to \$1,285.52.

MOVED: Councillor D Goodwin SECONDED: Councillor M Statham.

POINT OF ORDER

Councillor Ring requested that the discussion remained focus on the invoiced amount in the recommendation relating to Ironfest and no debate occur regarding other events.

The Mayor ruled against the Point Of Order.

Councillor Ring Moved a Motion of Dissent against the Mayor's ruling.

The General Manager advised that the Motion of Dissent should be put to the vote immediately with no right of reply from the Mayor.

The Mayor PUT the Motion.

The Motion was CARRIED 4 votes to 3.

The General Manager apologised and advised Council that his previous advice was incorrect and the right of reply did exist for the Mayor.

The Mayor sought the unanimous support from Council to rescind the vote.

PROCEDURAL MOTION

THAT the decision for the Mayor to speak on the Motion of Dissent be put to Council Vote.

MOVED: Councillor S Lesslie

Council did not support the Mayors request.

PROCEDURAL MOTION

THAT the previous Procedural Motion be laid on the table.

MOVED: Councillor R Thompson SECONDED: Councillor M Statham.

AMENDMENT

THAT Council charge \$700.00 to Ironfest and waive the balance of the invoice.

MOVED: Councillor R Thompson **SECONDED:** Councillor M Statham.

CARRIED

The AMENDEMENT was PUT and became the MOTION.

17 - 223 RESOLVED

THAT Council charge the \$700.00 and waiver the balance of the invoice for Ironfest.

MOVED: Councillor D Goodwin SECONDED: Councillor M Statham.

CARRIED

Councillor Lesslie requested that his name be recorded **AGAINST** the Resolution.

COUNCIL COMMITTEE MINUTES

ITEM-17

CORP - 17/07/17 - COMMUNITY DEVELOPMENT COMMITTEE MINUTES OF 26 JUNE 2017 INCLUDING FINANCIAL ASSISTANCE RECOMMENDATIONS

RECOMMENDATION

THAT council:

- 1. Notes the minutes of the Community Development Committee meeting held 26 June 2017.
- 2. Provides \$31,772 Round 1 2017/18 Non-Recurrent Financial Assistance to the following organisations:

Organisation	Project	Amount Recommended
Rydal Village Association	Daffodils at Rydal 2017	\$1,500
Lithgow Regional Branch, National Trust of Australia (NSW)	Annual John Welling's Award 2017	\$800
Rydal AH&P Society	2017 Rydal Show Yard dogs and heavy horse sponsorship	\$1,000
Mingaan	NAIDOC 2017	\$3,000
The City of Greater Lithgow Mining Museum Inc.	Mining multimedia interpretation project	\$1,200
Lithgow Tidy Towns	Eskbank Street Mural Restoration	\$2,000
Tarana Tanker Trailers Inc.	Register 12 tanker Trailers.	\$1,200
LINC	Circle of Security Parenting Program	\$3,000
Lithgow Child Protection Interagency	Children's Expo, Community Fun Days and professional development	\$3,000
Lithgow District Car Club	Rate reimbursement Yvonne Martin Memorial Motor Sport Park	\$1,300
Nanna's Touch Lithgow's Accessible	Lifestyle Expo	\$1,000
Kirinarri Community Services	Hangout Lithgow" weekly social space for young people with disability.	\$3,000
Cullen Bullen Progress Association	Rate reimbursement	\$900
Wallerawang Kids Club	Rent waiver	\$872
Leaving Healthy Footprints Aboriginal Consultative Group	Social support program for Aboriginal Elders	\$3,000
First Australian Muzzle loading Gun Rifle Pistol Club	Rate Reimbursement	\$1,000
Lithgow Partnership Against Domestic & family Violence and Abuse	White Ribbon Trivia Night	\$500
Centacare Bathurst	Cooking classes and production of healthy cookbook for families in Bowenfels area	\$2,000
Wallerawang Central Acclimatization Society	Community fishing event at Lake Wallace	\$1,500
TOTAL		\$31,772

3. Allocates \$1,000 from the Non-recurrent Financial Assistance allocation for waivers by the General Manager of fees for the use of Council facilities throughout the year.

- 4. Allocates \$10,000 from the Non-recurrent Financial Assistance allocation for four (4) fee waiver packages of up to \$2,500 each to non-profit community groups towards the cost of hiring the Civic Ballroom and/or Tony Luchetti Showground.
- 5. Allocates \$2,500 from the Non-recurrent Financial Assistance allocation for Sporting Related Financial Assistance.
- 6. That the request from the Wallerawang Progress Association for funding support for the New Year's Eve Pyrotechnics display be given their requested \$3,000.
- 7. Lithgow Regional Branch, National Trust of Australia (NSW) (Item 2) be reduced from \$800 to \$400. Lithgow District Car Club (Item 13) be reduced to \$1,200 and Cullen Bullen Progress Association (Item 17) receive an additional \$500 increasing the amount to \$1,400.

MOVED: Councillor W McAndrew SECONDED: Councillor M Statham.

AMENDMENT

THAT the Lithgow Regional Branch, National Trust of Australia (NSW) be given the recommended amount by the Committee (\$800).

MOVED: Councillor S Lesslie SECONDED:

Amendment Lapsed due to want of a seconder.

17 - 224 RESOLVED

THAT council:

- 1. Notes the minutes of the Community Development Committee meeting held 26 June 2017.
- 2. Provides \$31,772 Round 1 2017/18 Non-Recurrent Financial Assistance to the following organisations:

Organisation	Project	Amount Recommended
Rydal Village Association	Daffodils at Rydal 2017	\$1,500
Lithgow Regional Branch, National Trust of Australia (NSW)	Annual John Welling's Award 2017	\$400
Rydal AH&P Society	2017 Rydal Show Yard dogs and heavy horse sponsorship	\$1,000
Mingaan	NAIDOC 2017	\$3,000

Organisation	Project	Amount Recommended
The City of Greater Lithgow Mining Museum Inc.	Mining multimedia interpretation project	\$1,200
Lithgow Tidy Towns	Eskbank Street Mural Restoration	\$2,000
Tarana Tanker Trailers Inc.	Register 12 tanker Trailers.	\$1,200
LINC	Circle of Security Parenting Program	\$3,000
Lithgow Child Protection Interagency	Children's Expo, Community Fun Days and professional development	\$3,000
Lithgow District Car Club	Rate reimbursement Yvonne Martin Memorial Motor Sport Park	\$1,200
Nanna's Touch Lithgow's Accessible	Lifestyle Expo	\$1,000
Kirinarri Community Services	Hangout Lithgow" weekly social space for young people with disability.	\$3,000
Cullen Bullen Progress Association	Rate reimbursement	\$1,400
Wallerawang Kids Club	Rent waiver	\$872
Leaving Healthy Footprints Aboriginal Consultative Group	Social support program for Aboriginal Elders	\$3,000
First Australian Muzzle loading Gun Rifle Pistol Club	Rate Reimbursement	\$1,000
Lithgow Partnership Against Domestic & family Violence and Abuse	White Ribbon Trivia Night	\$500
Centacare Bathurst	Cooking classes and production of healthy cookbook for families in Bowenfels area	\$2,000
Wallerawang Central Acclimatization Society	Community fishing event at Lake Wallace	\$1,500
TOTAL		\$31,772

3. Allocates \$1,000 from the Non-recurrent Financial Assistance allocation for waivers by the General Manager of fees for the use of Council facilities throughout the year.

- 4. Allocates \$10,000 from the Non-recurrent Financial Assistance allocation for four (4) fee waiver packages of up to \$2,500 each to non-profit community groups towards the cost of hiring the Civic Ballroom and/or Tony Luchetti Showground.
- 5. Allocates \$2,500 from the Non-recurrent Financial Assistance allocation for Sporting Related Financial Assistance.
- 6. That the request from the Wallerawang Progress Association for funding support for the New Year's Eve Pyrotechnics display be given their requested \$3,000.
- 7. Lithgow Regional Branch, National Trust of Australia (NSW) (Item 2) be reduced from \$800 to \$400. Lithgow District Car Club (Item 13) be reduced to \$1,200 and Cullen Bullen Progress Association (Item 17) receive an additional \$500 increasing the amount to \$1,400.

MOVED: Councillor W McAndrew **SECONDED:** Councillor M Statham.

CARRIED

Councillor Lesslie requested that his name be recorded **AGAINST** the Resolution.

ITEM-18 OPER - 17/07/17- SPORTS ADVISORY COMMITTEE MEETING MINUTES 27 JUNE 2017

17 - 225 RESOLVED

THAT Council note the Sports Advisory Committee Meeting Minutes.

MOVED: Councillor R Thompson **SECONDED:** Councillor D Goodwin.

CARRIED

ITEM-19 OPER - 17/07/17- OPERATIONS COMMITTEE MINUTES -3 JULY 2017

17 - 226 RESOLVED

THAT Council:

- 1. Note the Operation Committee Meeting Minutes and;
- 2. Remove the special fee for the Catholic Section of Lowther Cemetery from the fees and charges and apply the adopted fees and charges set for all Councils Cemeteries; and
- 3. Transfers unspent funds totalling \$10,000.00 for the completion of road works at the Lithgow Cemetery in 2017/2018; and

- 4. Transfer unspent funds totalling \$69,246.00 for the upgrade of lighting at the Marjorie Jackson and Wallerawang Ovals in 2017/2018; and
- 5. Issue a letter of recognition to Council Staff for their efforts in constructing the Walking/ Cycle path around the Watsford/Coran Oval area; and
- 6. Accept the grant of \$398.908.00, subject to certain conditions from the Australian Government Black Spot program for the Browns Gap Road project; and
- 7. Note the status report on major capital road projects in 2016/17; and that
- 8. The uncompleted Roads to Recovery program consisting of:
 - a. Hampton Road \$350,000.00
 - b. Coxs River Road \$300,000.00
 - c. Mckanes Falls Road \$150,000.00

be transferred to the 2017/18 Roads to Recovery program; and

- The savings achieved from the Urban Road Resealing program of \$49,311.00 be transferred to supplement the Urban Drainage Improvements program in 2017/18; and
- The savings achieved from the Roads to Recovery program of \$280,261.00 be transferred to supplement the Browns Gap Road Blackspot program works in 2017/18; and
- 11. The savings achieved from the Infrastructure Levy Program of \$103,588.00 be transferred to supplement the Coxs River Road reseal in 2017/18; and
- 12. Consideration be given to the naming of the new bridge in the Wolgan Valley as the Winchester bridge after a local identity; and
- 13. The reallocation of funds from the Barton Avenue Footpath Construction to the construction of the Barton Avenue Pedestrian Refuge Construction be approved.

MOVED: Councillor S Ring SECONDED: Councillor W McAndrew.

CARRIED

NOTICE OF MOTION

ITEM-20 NOTICE OF MOTION - 17/07/17 - INQUIRY PREVENTION YOUTH

SUICIDE

REPORT BY: COUNCILLOR W MCANDREW

17 – 227 RESOLVED

THAT

- Council note the Media Release issued by the Parliament of New South Wales' Committee on Children and Young People, outlining the proposed Inquiry into the Prevention of Youth Suicide.
- 2. Council make a submission to the Inquiry and provide a draft to the 14 August 2017 Council Meeting.
- 3. Council request a hearing to be held in Lithgow as part of its submission to the Inquiry.
- 4. Council send out a correspondence to interested parties to inform them that they are able to also make a submission.

MOVED: Councillor W McAndrew SECONDED: Councillor S Ring.

LATE ITEM

ITEM 21 CORP – 17/07/17 – LATE ITEM – TOURISM ADVISORY COMMITTEE MINUTES 6 JUNE AND 11 JULY 2017

17 - 228 RESOLVED

THAT Council note the Tourism Advisory Committee Meeting minutes for 6 June 2017 and 11 July 2017.

MOVED: Councillor S Ring SECONDED: Councillor W McAndrew.

CARRIED

BUSINESS OF GREAT URGENCY

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

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

Nil

There being no further business the meeting closed at 8:41pm.