



MINUTES

ORDINARY MEETING OF COUNCIL

HELD ON

26 NOVEMBER 2018

AT 7.00pm

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

Meeting Commenced 7.00pm

ACKNOWLEDGEMENT OF COUNTRY

Public: 28

PRESENT

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

APOLOGIES

An apology was received from and leave of absence granted to from Councillor R Thompson who is unable to attend on personal business.

MOVED: J Smith **SECONDED:** S Ring

CARRIED – Unanimously

FOR

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

AGAINST

NIL

Also in attendance

Mr John Thompson, Crowe Howarth Council's Contract External Auditor on behalf of NSW Audit Office.
Mr Graeme Faulkner, General Manager
Mr Andrew Muir, Director Economic Development and Environment
Mr Ross Gurney, Chief Financial and Information Officer
Mr Daniel Buckens, Director Water and Wastewater
Mr Jonathon Edgecombe, Director Infrastructure Services
Mr Michael McGrath, Director People and Services

Mrs Trinity Newton, Minutes Secretary

CONFIRMATION OF MINUTES

18 - 325 RESOLVED

Confirmation of the Minutes of the Ordinary Meeting of Council held on the 29 October 2018 were taken as read and confirmed by Councillors S Ring and D Goodwin

Cr Lesslie requested a clarification on ITEM 33 and how the decision on voting was arrived at?

The General Manager gave advice regarding the enquiry.

CARRIED – Unanimously

FOR

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

AGAINST

NIL

DECLARATION OF INTEREST

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

Councillor J Smith declared a Non Pecuniary Conflict of interest in item 45, due to the applicants being personal friends. He will vacate the Chambers.

COMMEMORATIONS AND ANNOUNCEMENTS

Cr Coleman commemorated the passing of Glenys Sheather who was a prominent member of the community and owned a business in Main Street Lithgow for many years.

Cr Coleman thanked the Staff and Councillors for their support in welcoming the recent ALGWA Executive Meeting to Lithgow.

Cr Coleman presented a certificate of Appreciation from Gorrie Ban to Lithgow City Council.

Cr Statham commemorated the recent passing of Shirley Hodges' son. Shirley is a regular attendee of Council meetings.

Cr Statham commemorated the passing of Ross McGrath.

Cr Statham commemorated the passing of Geoff Morris.

Cr Statham acknowledge the receipt of a book in relation to Sunny Corner Memorial Commemoration Day.

Cr Smith announced the Day on the Green at Wallerawang Bowling Club on Sunday 2nd December 2018 to raise money to go to the drought affected farmers of Louth.

PRESENTATION: By Mr John Thompson Crowe Horwath – Council’s Contract External Auditor on behalf of NSW Audit Office.

PROCEDURAL MOTION

THAT Item 20 be brought forward and dealt with at this point in the meeting.

MOVED: Councillor Statham **SECONDED:** Councillor J Smith

CARRIED - Unanimously

FOR

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

AGAINST

NIL

ITEM-20 FIN - 26/11/18 - FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2018

18 – 326 RESOLVED

THAT Council:

1. Receives the audited Annual Financial Statements for the year ended 30 June 2018 pursuant to Section 419 of the Local Government Act 1993.
2. Pursuant to Section 420 of the Local Government Act 1993, endorses the Financial Statements to be made available to the public to make submissions for a period of seven days.
3. Note the presentation by John Thompson (Crowe Howarth) on behalf of the Audit Office of New South Wales, the Council’s external auditor, at the Council meeting held 26 November 2018 Ordinary Meeting in respect to the Audited Financial Statements.

MOVED: Councillor S Lesslie

SECONDED: Councillor C Coleman

CARRIED – Unanimously

FOR

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

AGAINST

NIL

PUBLIC FORUM

At 7:29 pm Members of public gallery were invited to participate in the Public Forum Session.

PF – MR ANTHONY CRAIG

Mr Craig invited Councillors and the public to meet West Papuan Refugees from a PNG Refugee Camp. Mr Craig requested that the West Papuan Independence flag be raised on the day of the meeting mentioned or the 1st of December and would like a reply in writing from Council.

PROCEDURAL MOTION

THAT an extension of time be granted to Mr Craig.

MOVED: Councillor Statham

SECONDED: Councillor Goodwin

CARRIED

FOR

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

AGAINST

Councillor S Lesslie

Cr Lesslie failed to vote on this matter and by virtue of Clause 251(1) of the Local Government (General) Regulation 2005 is taken to have voted against the motion.

The Deputy Mayor thanked Mr Craig for his statements.

PF – MR IAN BURRETT

Mr Burrett made a statement in relation to the WWI Commemorative Plaque Committee. Mr Burrett gave Council a cheque \$1,301.89.

PROCEDURAL MOTION

THAT an extension of time be granted to Mr Burrett.

MOVED: Councillor Statham

SECONDED: Councillor Coleman

CARRIED

FOR

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

AGAINST

Councillor S Lesslie

Cr Lesslie failed to vote on this matter and by virtue of Clause 251(1) of the Local Government (General) Regulation 2005 is taken to have voted against the motion.

The Deputy Mayor thanked Mr Burrett for his statements.

PF – MR PHIL PATON – THE RYDAL VILLAGE ASSOCIATION

Mr Paton made a statement in relation to the issue of public toilets at Rydal.

The Deputy Mayor thanked Mr Paton for his statements.

Administration gave advice on the status of the public toilets at Rydal.

TABLE OF CONTENTS

<u>ITEM</u>	<u>TITLE</u>	<u>PAGE</u>
<u>ITEM-20</u>	<u>FIN - 26/11/18 - FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2018</u>	<u>3 above</u>
	<u>MAYORAL MINUTE</u>	<u>1</u>
<u>ITEM-1</u>	<u>MAYORAL MINUTE - 26/11/18 - SAVE OUR RECYCLING CAMPAIGN</u>	<u>1</u>
	<u>GENERAL MANAGERS REPORTS</u>	<u>2</u>
<u>ITEM-2</u>	<u>GM - 26/11/18 - COUNTRY MAYORS ASSOCIATION MINUTES</u>	<u>2</u>
<u>ITEM-3</u>	<u>GM - 26/11/18 - GOVERNANCE POLICY REVIEWS</u>	<u>2</u>
<u>ITEM-4</u>	<u>GM - 26/11/18 - PROPOSED COUNCIL MEETING DATES FOR 2019</u>	<u>3</u>
	<u>ECONOMIC DEVELOPMENT AND ENVIRONMENT REPORTS</u>	<u>4</u>
<u>ITEM-5</u>	<u>ECDEV - 26/11/18 - DA114/18 - PROPOSED 3 LOT SUBDIVISION, BARTON AVENUE WALLERAWANG</u>	<u>4</u>
<u>ITEM-6</u>	<u>ECDEV - 26/11/18 - DA149/18 - PROPOSED REMOVAL OF OLD SKATE PARK AND CONSTRUCTION OF NEW SKATE PARK, TWEEDIE STREET WALLERAWANG</u>	<u>5</u>
<u>ITEM-7</u>	<u>ECDEV - 26/11/18 - DA171/18 - PROPOSED CONSTRUCTION OF 12 APARTMENTS AND 3 TOWNHOUSES</u>	<u>5</u>
<u>ITEM-8</u>	<u>ECDEV - 26/11/18 - DA201/18 - PROPOSED STORAGE SHED OUTSIDE THE BUILDING ENVELOPE - 2 CYPRESS PLACE WALLERAWANG</u>	<u>6</u>
<u>ITEM-9</u>	<u>ECDEV - 26/11/18 - WALKER QUARRY MODIFICATION 2 (DA344-11-2001), 963 GREAT WESTERN HIGHWAY WALLERAWANG</u>	<u>7</u>
<u>ITEM-10</u>	<u>ECDEV - 26/11/18 - WALLERAWANG MEMORIAL HALL - PROPOSED LICENCE AND AMENDMENT TO PLAN OF MANAGEMENT</u>	<u>8</u>
<u>ITEM-11</u>	<u>ECDEV - 26/11/18 - CONTAINER DEPOSIT SCHEME REFUND SHARING AGREEMENT</u>	<u>8</u>
<u>ITEM-12</u>	<u>ECDEV - 26/11/18 - REPRESENTATION ON WESTERN JOINT REGIONAL PLANNING PANEL</u>	<u>9</u>
<u>ITEM-13</u>	<u>ECDEV - 26/11/18 - REQUEST FOR ALCOHOL PROHIBITED AREA - LAKE WALLACE NEW YEARS EVE FIREWORKS</u>	<u>10</u>
	<u>INFRASTRUCTURE SERVICES REPORTS</u>	<u>10</u>
<u>ITEM-14</u>	<u>IS - 26/11/18 - INFRASTRUCTURE SERVICES POLICY REVIEW</u>	<u>10</u>

<u>ITEM-15</u>	<u>IS - 26/11/18 - OPERATIONS (WORKS) COMMITTEE - TERMS OF REFERENCE</u>	<u>11</u>
	<u>WATER AND WASTE WATER REPORTS</u>	<u>12</u>
<u>ITEM-16</u>	<u>WWW - 26/11/18 - CLARENCE TRANSFER SYSTEM</u>	<u>12</u>
<u>ITEM-17</u>	<u>WWW - 26/11/18 - CULLEN BULLEN SEWERAGE SCHEME UPDATE AND COST OF CONNECTION</u>	<u>12</u>
<u>ITEM-18</u>	<u>WWW - 26/11/18 - EXEMPTION FROM WATER CHARGES</u>	<u>13</u>
<u>ITEM-19</u>	<u>WWW - 26/11/18 - WATER REPORT</u>	<u>13</u>
	<u>FINANCE AND ASSETS REPORTS</u>	<u>14</u>
<u>ITEM-20</u>	<u>FIN - 26/11/18 - FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2018</u>	<u>14</u>
<u>ITEM-21</u>	<u>FIN - 26/11/18 - QUARTER 1 BUDGET REVIEW 2018-2019</u>	<u>14</u>
<u>ITEM-22</u>	<u>FIN - 26/11/18 - BANKING SERVICES TO COUNCIL</u>	<u>15</u>
<u>ITEM-23</u>	<u>FIN - 26/11/18 - DROUGHT ASSISTANCE MEASURES</u>	<u>15</u>
<u>ITEM-24</u>	<u>FIN - 26/11/18 - PARKING SPECIAL RATE</u>	<u>16</u>
<u>ITEM-25</u>	<u>FIN - 26/11/18 - WRITE OFF SECTION 94A</u>	<u>18</u>
	<u>PEOPLE AND SERVICES</u>	<u>18</u>
<u>ITEM-26</u>	<u>P&S - 26/11/18 - ANNUAL REPORT</u>	<u>18</u>
<u>ITEM-27</u>	<u>P&S - 26/11/18 - SPECIAL RATE VARIATION NOTIFICATION OF INTENTION TO IPART</u>	<u>19</u>
<u>ITEM-28</u>	<u>P&S - 26/11/18 - PORTLAND AND WALLERAWANG SKATEPARKS</u>	<u>20</u>
<u>ITEM-29</u>	<u>P&S - 26/11/18 - WOMEN'S ADVISORY COMMITTEE</u>	<u>21</u>
<u>ITEM-30</u>	<u>P&S - 26/11/18 - ASSISTANCE IN RELOCATION OF THE LITHGOW INFORMATION AND NEIGHBOURHOOD SERVICES (LINC)</u>	<u>22</u>
<u>ITEM-31</u>	<u>P&S - 26/11/18 - REVIEW OF COUNCIL POLICIES</u>	<u>23</u>
	<u>COUNCIL COMMITTEE MINUTES</u>	<u>23</u>
<u>ITEM-32</u>	<u>P&S - 26/11/18 - YOUTH COUNCIL MINUTES - 16 OCTOBER 2018</u>	<u>23</u>
<u>ITEM-33</u>	<u>FIN - 26/11/18 - AUDIT COMMITTEE MEETING MINUTES 19 OCTOBER 2018</u>	<u>24</u>
<u>ITEM-34</u>	<u>FIN - 26/11/18 - FINANCE COMMITTEE MEETING MINUTES 12 NOVEMBER 2018</u>	<u>25</u>
<u>ITEM-35</u>	<u>P&S - 26/11/18 - COMMUNITY DEVELOPMENT COMMITTEE MINUTES AND FINANCIAL ASSISTANCE</u>	<u>25</u>

NOTICE OF MOTION

ITEM-36 **NOTICE OF MOTION - 26/11/18 - INVITATION TO SMALL BUSINESS COMMISSIONER** **28**

ITEM-37 **NOTICE OF MOTION - 26/11/18 - SCHOOL BASED APPRENTICESHIPS AND TRAINEESHIPS** **29**

ITEM-38 **NOTICE OF MOTION - 26/11/18 - ALGWA CONFERENCE 2019** **30**

BUSINESS OF GREAT URGENCY **30**

CLOSED COUNCIL **33**

ITEM-39 **CONFIDENTIAL - CLOSED COUNCIL - ECDEV - 26/11/18 - 32 IAN HOLT DRIVE LIDSDALE ZONING ISSUES** **33**

ITEM-40 **CONFIDENTIAL - CLOSED COUNCIL - ECDEV - 26/11/18 - 21 PROTO AVENUE, LITHGOW** **34**

ITEM-41 **CONFIDENTIAL - CLOSED COUNCIL - ECDEV - 26/11/18 - EROSION ADJACENT TO 2 BELLS ROAD LITHGOW** **34**

ITEM-42 **CONFIDENTIAL - CLOSED COUNCIL - IS - 26/11/18 - ACTIVE TRANSPORT PLAN** **35**

ITEM-43 **CONFIDENTIAL - CLOSED COUNCIL - IS - 26/11/18 - MAIN STREET REVITALISATION STAGE 2** **36**

ITEM-44 **CONFIDENTIAL - CLOSED COUNCIL - IS - 26/11/18 - PROPOSED ELECTRIC VEHICLE CHARGING STATION** **37**

ITEM-45 **CONFIDENTIAL - CLOSED COUNCIL - IS - 26/11/18 - SEALED ROAD REPAIR AND IMPROVEMENT PROGRAM** **38**

ITEM-46 **CONFIDENTIAL - CLOSED COUNCIL - FIN - 26/11/18 - WEED CONTROL SERVICES** **39**

CONFIDENTIAL REPORTS **40**

ITEM-39 **ECDEV - 26/11/18 - 32 IAN HOLT DRIVE LIDSDALE ZONING ISSUES** **40**

ITEM-40 **CONFIDENTIAL - CLOSED REPORT - ECDEV - 26/11/18 - 21 PROTO AVENUE, LITHGOW** **41**

ITEM-41 **CONFIDENTIAL - CLOSED REPORT - ECDEV - 26/11/18 - EROSION ADJACENT TO 2 BELLS ROAD LITHGOW** **42**

ITEM-42 **CONFIDENTIAL - CLOSED REPORT - IS - 26/11/18 - ACTIVE TRANSPORT PLAN** **42**

ITEM-43 **CONFIDENTIAL - CLOSED REPORT - IS - 26/11/18 - MAIN STREET REVITALISATION STAGE 2** **43**

ITEM-44 **CONFIDENTIAL - CLOSED REPORT - IS - 26/11/18 - PROPOSED ELECTRIC VEHICLE CHARGING STATION** **45**

<u>ITEM-45</u>	<u>CONFIDENTIAL - CLOSED REPORT - IS - 26/11/18 - SEALED ROAD REPAIR AND IMPROVEMENT PROGRAM</u>	<u>45</u>
<u>ITEM-46</u>	<u>CONFIDENTIAL - CLOSED REPORT - FIN - 26/11/18 - WEED CONTROL SERVICES</u>	<u>46</u>

MAYORAL MINUTE

ITEM-1 MAYORAL MINUTE - 26/11/18 - SAVE OUR RECYCLING CAMPAIGN

REPORT BY: MAYOR – COUNCILLOR RAY THOMPSON

18 – 327 RESOLVED

THAT Council:

1. Endorse Local Government NSW's campaign, *Save Our Recycling*, to realise the reinvestment of a 100% of the Waste Levy collected each year by the NSW Government in waste minimisation, recycling and resource recovery.
2. Make representation to the local State Member, Paul Toole MP, in support of this campaign objective - for the NSW Government to commit to reinvest 100% of the Waste Levy in waste minimisation, recycling and resource recovery.
3. Write to the Premier, the Hon Gladys Berejiklian MP, the Opposition Leader, the Hon Michael Daley MP, the Minister for Local Government and the Minister for the Environment, the Hon Gabrielle Upton MP, and the Shadow Minister for the Environment and Heritage, Penny Sharpe MLC, seeking bipartisan support for the 100% reinvestment of the Waste Levy collected each year into waste minimisation, recycling and resource recovery.
4. Take a lead role in activating the Local Government NSW *Save Our Recycling* campaign locally.
5. Endorse the distribution and display of the Local Government NSW *Save Our Recycling* information on Council premises, as well as involvement in any actions arising from the initiative.
6. Formally advise Local Government NSW that Council has endorsed the *Save Our Recycling* advocacy initiative.
7. That council liaise with Penrith City Council through WSROC, on how they manage their waste disposal program.

MOVED: Councillor W McAndrew

SECONDED: Councillor C Coleman

CARRIED – Unanimously

FOR

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

AGAINST

NIL

GENERAL MANAGERS REPORTS

ITEM-2 GM - 26/11/18 - COUNTRY MAYORS ASSOCIATION MINUTES

18 - 328 RESOLVED

THAT Council notes the Minutes of the Annual General Meeting and the General Meeting of the Country Mayor's Association held on 2 November 2018.

MOVED: Councillor S Ring

SECONDED: Councillor J Smith

CARRIED – Unanimously

FOR

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

AGAINST

NIL

ITEM-3 GM - 26/11/18 - GOVERNANCE POLICY REVIEWS

18 - 329 RESOLVED

THAT Council:

1. Adopt and implement the revised Policy 10.1 Council - Closure of Council Facilities over the Christmas/New Year Period immediately as there are minimal changes.
2. Delete Policy 9.4 Gifts and Benefits - Councillors and Staff as all requirements are contained in the Code of Conduct and are binding.

MOVED: Councillor J Smith

SECONDED: Councillor D Goodwin

CARRIED – Unanimously

FOR

Councillor W McAndrew
Councillor C Coleman
Councillor D Goodsell

Councillor D Goodwin
Councillor S Lesslie
Councillor S Ring
Councillor J Smith
Councillor M Statham

AGAINST
NIL

ITEM-4 GM - 26/11/18 - PROPOSED COUNCIL MEETING DATES FOR 2019

18 – 330 RESOLVED

THAT Council:

1. Note the Extra-Ordinary Meeting of Council for the Special Rate Variation on Monday, 29 January 2019, as previously resolved.
2. Hold the Ordinary Meetings of Council for 2019 on the following dates:
 - 25 February
 - 25 March
 - 29 April (due to Easter Monday being 22/4/19)
 - 27 May
 - 24 June
 - 22 July
 - 26 August
 - 23 September
 - 28 October
 - 25 November
3. Hold the meetings of the Economic Development Committee on the first Mondays of March, June and September 2019.

MOVED: Councillor J Smith

SECONDED: Councillor C Coleman

CARRIED – Unanimously

FOR

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

AGAINST
NIL

ECONOMIC DEVELOPMENT AND ENVIRONMENT REPORTS

ITEM-5 ECDEV - 26/11/18 - DA114/18 - PROPOSED 3 LOT SUBDIVISION, BARTON AVENUE WALLERAWANG

Management gave further advice to Council.

18 – 331 RESOLVED

THAT

1. The Development Application DA114/18 be **APPROVED** subject to conditions on the consent as shown in the attached Section 4.15 report.
2. An additional condition be added that “an easement for sewer shall be created over the existing sewerage main traversing proposed Lot 1”.
3. A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

MOVED: Councillor S Ring

SECONDED: Councillor J Smith

CARRIED

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

Divisions

FOR

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

AGAINST

Councillor S Lesslie

ITEM-6 **ECDEV - 26/11/18 - DA149/18 - PROPOSED REMOVAL OF OLD SKATE PARK AND CONSTRUCTION OF NEW SKATE PARK, TWEEDIE STREET WALLERAWANG**

18 – 332 RESOLVED

THAT

1. The Development Application DA149/18 be **APPROVED** subject to conditions on the consent as shown in the attached Section 4.15 report.
2. A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

MOVED: Councillor J Smith

SECONDED: Councillor S Ring

CARRIED

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

Divisions – Unanimously

FOR

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

AGAINST

NIL

ITEM-7 **ECDEV - 26/11/18 - DA171/18 - PROPOSED CONSTRUCTION OF 12 APARTMENTS AND 3 TOWNHOUSES**

18 – 333 RESOLVED

THAT

1. The Development Application DA171/18 be **APPROVED** subject to **DEFERRED COMMENCEMENT CONDITIONS** being satisfied on the consent as shown in the attached Section 4.15 report.
2. The General Manager be delegated authority to issue an Operational Development Consent upon receipt of information required in the deferred commencement conditions, subject to their adequacy being assessed by Council Officers.

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

MOVED: Councillor S Ring

SECONDED: Councillor D Goodsell

CARRIED – Unanimously

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

Divisions -

FOR

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

AGAINST

NIL

**ITEM-8 ECDEV - 26/11/18 - DA201/18 - PROPOSED STORAGE SHED OUTSIDE
 THE BUILDING ENVELOPE - 2 CYPRESS PLACE WALLERWANG**

18 – 334 RESOLVED

THAT

1. Council agree to allow the shed to be situated on the site partially outside the nominated building envelope for Lot 19, DP 874020.
2. The Development Application DA201/18 be **APPROVED** subject to conditions on the consent as shown in the attached Schedule A – Conditions of Consent.
3. A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

MOVED: Councillor S Ring

SECONDED: Councillor J Smith

CARRIED – Unanimously

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

Divisions -

FOR

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

AGAINST

NIL

**ITEM-9 ECDEV - 26/11/18 - WALKER QUARRY MODIFICATION 2 (DA344-11-2001),
963 GREAT WESTERN HIGHWAY WALLERAWANG**

18 – 335 RESOLVED

THAT The information in the report on the Wallerawang/Walker Quarry Pty Ltd
Modification 2 (DA 344-11-2001), be noted.

MOVED: Councillor J Smith

SECONDED: Councillor C Coleman

CARRIED – Unanimously

FOR

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

AGAINST

NIL

**ITEM-10 ECDEV - 26/11/18 - WALLERAWANG MEMORIAL HALL - PROPOSED
LICENCE AND AMENDMENT TO PLAN OF MANAGEMENT**

18 – 336 RESOLVED

THAT

1. Council grant preliminary approval to the proposed licence to the Anglican Parish of Lithgow.
2. Council resolve to give public notice of the proposed licence and place the licence on public exhibition for at least 28 days.
3. Council grant preliminary approval to amend the Plan of Management by adding Wallerawang Memorial Hall as general community use in 8.9 of the Plan of Management.
4. Council resolve to give public notice of the proposed amended Plan of Management and place it on public exhibition and conduct a public hearing.
5. Following completion of the requirements outlined in 2 and 4 above, the matter be returned to Council for adoption of the amended Plan of Management and endorsement of the licence to Anglican Parish of Lithgow, with details of any submissions made during the exhibition periods and any consequent recommendations or amendments.

MOVED: Councillor J Smith

SECONDED: Councillor S Ring

CARRIED – Unanimously

FOR

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

AGAINST

NIL

**ITEM-11 ECDEV - 26/11/18 - CONTAINER DEPOSIT SCHEME REFUND SHARING
AGREEMENT**

18 – 337 RESOLVED

THAT

1. Council delegate authority to the General Manager for signing of the Refund Sharing Agreement between PolyTrade Pty Ltd (PolyTrade Recycling) and Lithgow Council, and
2. An addendum be added to the Waste Services Contract between JR & EG Richards (NSW) Pty Ltd (JR Richards) and Lithgow Council referencing the Refund Sharing Agreement.

MOVED: Councillor C Coleman

SECONDED: Councillor D Goodwin

CARRIED – Unanimously

FOR

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

AGAINST

NIL

**ITEM-12 ECDEV - 26/11/18 - REPRESENTATION ON WESTERN JOINT REGIONAL
 PLANNING PANEL**

18 – 338 RESOLVED

THAT Council nominate the Mayor as the alternate representative to the Western Joint Regional Planning Panel for the requisite term.

MOVED: Councillor S Lesslie

SECONDED: Councillor C Coleman

CARRIED – Unanimously

FOR

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

AGAINST

NIL

ITEM-13 ECDEV - 26/11/18 - REQUEST FOR ALCOHOL PROHIBITED AREA - LAKE WALLACE NEW YEARS EVE FIREWORKS

18 – 339 RESOLVED

THAT

1. Council declare the area within the perimeter of the baseball field situated at Lake Wallace, Wallerawang to be an alcohol prohibited area within the meaning of Section 632A of the Local Government Act 1993 for the duration of the New Year's Eve fireworks celebration to be held on 31 December 2018 through to 1 January 2019.
2. Approval be sought from the Police Area Commander for the declaration of the alcohol prohibited area.
3. Signage be provided to the Wallerawang Lidsdale Progress Association, for installation at the event, reflecting that the area within the perimeter of the baseball field is an alcohol prohibited area.

MOVED: Councillor J Smith

SECONDED: Councillor D Goodsell

CARRIED – Unanimously

FOR

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

AGAINST

NIL

INFRASTRUCTURE SERVICES REPORTS

ITEM-14 IS - 26/11/18 - INFRASTRUCTURE SERVICES POLICY REVIEW

18 – 340 RESOLVED

THAT

1. Revised Policy 2.1 – Cemetery Operations be adopted and implemented immediately;
2. Revised Policy 10.4 – Bus Shelters / Street Seating be placed on public exhibition for a period of 21 days with the policy being reported back to Council for consideration for final adoption subject to consideration of any submissions received;
3. Revised Policy 10.5 – Footpath Reservations – Works Requirements be placed on public exhibition for a period of 21 days with the policy being reported back to Council for consideration for final adoption subject to consideration of any submissions received; and

4. Revised Policy 10.18 – Specification for the Construction of Driveways, Footpath / Gutter Crossings and Footpaving be adopted and implemented immediately.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodwin

CARRIED – Unanimously

FOR

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

AGAINST

NIL

ITEM-15 IS - 26/11/18 - OPERATIONS (WORKS) COMMITTEE - TERMS OF REFERENCE

18 – 341 RESOLVED

THAT Council amend the Terms of Reference for the Operations (Works) Committee as described to reflect:

1. The appointment of 4 Councillors to the Committee (previously 3);
2. The Executive Officer to be the Director Infrastructure Services (previously Group Manager Operations); and
3. Correction of minor grammatical and spelling errors.

MOVED: Councillor S Lesslie

SECONDED: Councillor C Coleman

CARRIED – Unanimously

FOR

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

AGAINST

NIL

WATER AND WASTE WATER REPORTS

ITEM-16 WWW - 26/11/18 - CLARENCE TRANSFER SYSTEM

18 – 342 RESOLVED

THAT Council accept the report as an update to the status of the Clarence Colliery Water Transfer System with regard to the potential impacts of the introduction of the Pollution Reduction Program on Clarence Collieries Environment Protection Licence.

MOVED: Councillor D Goodsell

SECONDED: Councillor D Goodwin

CARRIED

FOR

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

AGAINST

Councillor S Lesslie

ITEM-17 WWW - 26/11/18 - CULLEN BULLEN SEWERAGE SCHEME UPDATE AND COST OF CONNECTION

18 – 343 RESOLVED

THAT

1. Council make application for funding under the Safe and Secure Water Program, and
2. A survey be undertaken to determine which, if any, owners wish to undertake their own connection if funding is unsuccessful, and
3. A report be brought back to Council on the outcome of the funding application and survey to determine the most appropriate option to undertake connections and funding option.
4. A public meeting be held for the residents of Cullen Bullen after 4pm.

MOVED: Councillor C Coleman

SECONDED: Councillor J Smith

CARRIED – Unanimously

FOR

Councillor W McAndrew
Councillor C Coleman
Councillor D Goodsell

Councillor D Goodwin
Councillor S Lesslie
Councillor S Ring
Councillor J Smith
Councillor M Statham

AGAINST
NIL

ITEM-18 WWW - 26/11/18 - EXEMPTION FROM WATER CHARGES

18 – 344 RESOLVED

THAT Council accept the report and that Policy No. 8.10 Exemption from Water Supply and Sewerage Special Rates be put on public exhibition for 28 days and upon closure of this period the results of the public exhibition be reported to Council for consideration.

MOVED: Councillor D Goodwin

SECONDED: Councillor J Smith

CARRIED – Unanimously

FOR

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

AGAINST
NIL

ITEM-19 WWW - 26/11/18 - WATER REPORT

18 – 345 RESOLVED

THAT Council accept the information contained in the water report.

MOVED: Councillor M Statham

SECONDED: Councillor S Ring

CARRIED – Unanimously

FOR

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

AGAINST

NIL

FINANCE AND ASSETS REPORTS

**ITEM-20 FIN - 26/11/18 - FINANCIAL STATEMENTS FOR THE YEAR ENDED 30
JUNE 2018**

Item 21 was dealt with earlier in the meeting.

ITEM-21 FIN - 26/11/18 - QUARTER 1 BUDGET REVIEW 2018-2019

18 – 346 RESOLVED

THAT Council:

1. Notes the content of the report and the revised budget deficit of (\$364K) for the 2018/19 Operational Plan as detailed in the Quarterly Performance Report for the period 1 July 2018 to 30 September 2018.
2. Council adopts the variations to the Council budget as outlined in the attached report.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodsell

CARRIED – Unanimously

Divisions -

FOR

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

AGAINST

NIL

ITEM-22 FIN - 26/11/18 - BANKING SERVICES TO COUNCIL

18 – 347 RESOLVED

THAT Council:

1. Note the response to the Council resolution (Minute No. 18-314) on banking services.
2. Endorse the proposal to call for Expressions of Interest (EOI) for transactional banking services in the 2019/20 financial year with the EOI criteria to be determined by the administration as is usual practice.

MOVED: Councillor M Statham

SECONDED: Councillor S Ring

CARRIED – Unanimously

FOR

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

AGAINST

NIL

ITEM-23 FIN - 26/11/18 - DROUGHT ASSISTANCE MEASURES

18 – 348 RESOLVED

THAT Council note:

1. The minimal uptake of Council's drought assistance measures to date.
2. That a report will be prepared for the February 2019 meeting to further review the Council's drought assistance measures.

MOVED: Councillor C Coleman

SECONDED: Councillor D Goodwin

CARRIED – Unanimously

FOR

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

AGAINST
NIL

ITEM-24 FIN - 26/11/18 - PARKING SPECIAL RATE

RECOMMENDATION

THAT Council take the following action from the 2019/20 financial year:

1. Utilise the parking special rate for Lithgow CBD capital works and maintenance.
2. Determine a specific program of works which will be funded from the parking special rate for inclusion in each year's Operational Plan.
3. Any parking special rate funds not utilised in a financial year be placed in an internally restricted reserve for future Lithgow CBD capital works and maintenance.

MOTION

THAT Council take the following action from the 2019/20 financial year:

1. Utilise the parking special rate for Lithgow CBD capital works and maintenance.
2. Determine a specific program of works and activities which will be funded from the parking special rate for inclusion in each year's Operational Plan.
3. Any parking special rate funds not utilised in a financial year be placed in an internally restricted reserve for future Lithgow CBD capital works and maintenance.
4. That the outcome of the program is reported to Council annually and that the program is reviewed in 5 years.

MOVED: Councillor S Ring

SECONDED: Councillor J Smith

AMENDMENT

THAT Council take the following action from the 2019/20 financial year:

1. Utilise the parking special rate for Lithgow CBD capital works and maintenance.
2. Determine a specific program of works which will be funded from the parking special rate for inclusion in each year's Operational Plan.
3. Any parking special rate funds not utilised in a financial year be placed in an internally restricted reserve for future Lithgow CBD capital works and maintenance.
4. That the Special rate be pegged at the 2018/19 level, that the outcome of the program is reported to Council annually and that the program is reviewed in 5 years.

MOVED: Councillor S Lesslie

SECONDED:

The Amendment lapsed due to a want of a seconder.

AMENDMENT

THAT Council take the following action from the 2019/20 financial year:

1. Utilise the parking special rate for Lithgow CBD capital works and maintenance.
2. Determine a specific program of works and activities which will be funded from the parking special rate for inclusion in each year's Operational Plan.
3. Any parking special rate funds not utilised in a financial year be placed in an internally restricted reserve for future Lithgow CBD capital works and maintenance.

MOVED: Councillor S Lesslie

SECONDED: Councillor C Coleman

The Amendment was PUT and LOST.

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

Divisions -

FOR

Councillor C Coleman
Councillor S Lesslie
Councillor W McAndrew

AGAINST

Councillor S Ring
Councillor D Goodsell
Councillor D Goodwin
Councillor J Smith
Councillor M Statham

18 – 349 RESOLVED

THAT Council take the following action from the 2019/20 financial year:

1. Utilise the parking special rate for Lithgow CBD capital works and maintenance.
2. Determine a specific program of works and activities which will be funded from the parking special rate for inclusion in each year's Operational Plan.
3. Any parking special rate funds not utilised in a financial year be placed in an internally restricted reserve for future Lithgow CBD capital works and maintenance.
4. That the outcome of the program is reported to Council annually and that the program is reviewed in 5 years.

MOVED: Councillor S Ring

SECONDED: Councillor J Smith

CARRIED

FOR

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

AGAINST

Councillor C Coleman
Councillor S Lesslie

ITEM-25 FIN - 26/11/18 - WRITE OFF SECTION 94A

18 – 350 RESOLVED

THAT Council write off \$54,705.30 of Section 94 debtor invoices which should not have been included in Council's contributions income from 2013 to 2016.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodsell

CARRIED

FOR

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

AGAINST

Councillor M Statham

PEOPLE AND SERVICES

ITEM-26 P&S - 26/11/18 - ANNUAL REPORT

18 – 351 RESOLVED

THAT Council adopt the 2017/18 Annual Report.

MOVED: Councillor C Coleman

SECONDED: Councillor S Lesslie

CARRIED – Unanimously

FOR

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

AGAINST

NIL

ITEM-27 P&S - 26/11/18 - SPECIAL RATE VARIATION NOTIFICATION OF INTENTION TO IPART

MOTION

THAT

1. Council notify the NSW Independent Regulatory and Pricing Tribunal of its intention to lodge an application under Section 508(2) of the NSW Local Government Act for a permanent 9% increase in 2019/20 (to replace the expiring 4.77% Special Rate Variation in 2019/20) for the primary purposes (based on IPART categories) of:
 - a. Improvements in financial sustainability; and
 - b. Reduction in backlogs for asset maintenance and renewal.
2. The following documents be placed on public exhibition for a minimum of 28 days. This will include the following documents:
 - a. Supplementary combined Delivery Program 2017– 2021 and Operational Plan 2018/19.
 - b. 2019-2029 Long Term Financial Plan
 - c. Supplementary 2017-2021 Workforce Plan
 - d. 2018-2028 Strategic Asset Management Plan
3. The closing date for submissions is Friday 11 January 2019.

MOVED: Councillor C Coleman

SECONDED: Councillor D Goodsell

AMENDMENT

THAT

1. The following documents be placed on public exhibition for a minimum of 28 days. This will include the following documents:
 - a. Supplementary combined Delivery Program 2017– 2021 and Operational Plan 2018/19.
 - b. 2019-2029 Long Term Financial Plan
 - c. Supplementary 2017-2021 Workforce Plan
 - d. 2018-2028 Strategic Asset Management Plan
2. The closing date for submissions is Friday 11 January 2019.

MOVED: Councillor S Lesslie

SECONDED: Councillor

The Amendment was withdrawn by Councillor Lesslie.

18 – 352 RESOLVED

THAT

1. Council notify the NSW Independent Regulatory and Pricing Tribunal of its intention to lodge an application under Section 508(2) of the NSW Local Government Act for a permanent 9% increase in 2019/20 (to replace the expiring 4.77% Special Rate Variation in 2019/20) for the primary purposes (based on IPART categories) of:
 - a. Improvements in financial sustainability; and
 - b. Reduction in backlogs for asset maintenance and renewal.

2. The following documents be placed on public exhibition for a minimum of 28 days. This will include the following documents:
 - a. Supplementary combined Delivery Program 2017– 2021 and Operational Plan 2018/19.
 - b. 2019-2029 Long Term Financial Plan
 - c. Supplementary 2017-2021 Workforce Plan
 - d. 2018-2028 Strategic Asset Management Plan
3. The closing date for submissions is Friday 11 January 2019.

MOVED: Councillor C Coleman

SECONDED: Councillor D Goodsell

CARRIED – Unanimously

FOR

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

AGAINST

NIL

ITEM-28 P&S - 26/11/18 - PORTLAND AND WALLERAWANG SKATEPARKS

18 – 353 RESOLVED

THAT

Council:

1. Note the progress on development of skatepark in Wallerawang.
2. Grant preliminary approval to amend the Plan of Management by adding Tweedie Park as General Community Use category in 8.9 of the Plan of Management.
3. Resolve to give public notice of the proposed amended Plan of Management and place it on public exhibition and conduct a public hearing.
4. Following completion of the requirements outlined in 2 and 3 above, the matter be returned to Council for adoption of the amended Plan of Management, with details of any submissions made during the exhibition periods and any consequent recommendations or amendments.
5. Defer the decision on Portland Skatepark until a meeting can be held with all stakeholders concerned.

MOVED: Councillor J Smith

SECONDED: Councillor S Ring

CARRIED

FOR

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

AGAINST

Councillor M Statham

**MATTER ARISING
18 – 354 RESOLVED**

THAT Council

1. Seek advice from the Federal Member Mr Andrew Gee MP regarding Native Title and where Council stands in relation to the existing sporting fields.
2. Seek advice on the impact to Council's public liability regarding use of Kremer Park Skatepark.

MOVED: Councillor J Smith

SECONDED: Councillor M Statham

CARRIED - Unanimously

Divisions -

FOR

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

AGAINST

Nil

ITEM-29 P&S - 26/11/18 - WOMEN'S ADVISORY COMMITTEE

18 – 355 RESOLVED

THAT Council:

1. Notes the report on the costs and benefits associated with establishing a Lithgow City Council Women's Advisory Committee.

2. Establish a Women’s Advisory section 355 Committee In early 2019 by calling for an Expression of interest from a diverse range of female volunteers from the community.
3. Work with the volunteers in the makeup of the committee, provide a venue, work on the terms of reference for submission to Council.

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring

CARRIED - Unanimously

FOR

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

AGAINST

NIL

**ITEM-30 P&S - 26/11/18 - ASSISTANCE IN RELOCATION OF THE LITHGOW
INFORMATION AND NEIGHBOURHOOD SERVICES (LINC)**

18 – 356 RESOLVED

THAT Council authorise the General Manager and Management to assist LINC in their efforts to improve existing facilities and/or explore other more appropriate and suitable premises and report back to Council.

MOVED: Councillor C Coleman

SECONDED: Councillor D Goodwin

CARRIED – Unanimously

FOR

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

AGAINST

NIL

ITEM-31 P&S - 26/1118 - REVIEW OF COUNCIL POLICIES

RECOMMENDATION

THAT Council Adopt revised Policy 4.8 Consultation with Aboriginal People and Policy 4.5 Art Painting Collection.

MOTION

THAT the Item be deferred until the February 2019 meeting of Council.

MOVED: Councillor S Ring

SECONDED: Councillor J Smith

18 – 357 RESOLVED

THAT the Item be deferred until the February 2019 meeting of Council.

MOVED: Councillor S Ring

SECONDED: Councillor J Smith

CARRIED – Unanimously

FOR

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

AGAINST

NIL

COUNCIL COMMITTEE MINUTES

ITEM-32 P&S - 26/11/18 - YOUTH COUNCIL MINUTES - 16 OCTOBER 2018

18 - 358 RESOLVED

THAT Council adopt the minutes and endorses the recommendations of the Youth Council meeting held on 16 October 2018.

MOVED: Councillor C Coleman

SECONDED: Councillor D Goodsell

CARRIED – Unanimously

FOR

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

AGAINST

NIL

**ITEM-33 FIN - 26/11/18 - AUDIT COMMITTEE MEETING MINUTES 19 OCTOBER
2018**

18 - 359 RESOLVED

THAT Council endorses the CTA Audit Committee October meeting minutes.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodwin

CARRIED – Unanimously

FOR

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

AGAINST

NIL

ITEM-34 **FIN - 26/11/18 - FINANCE COMMITTEE MEETING MINUTES 12 NOVEMBER 2018**

18 - 360 RESOLVED

THAT Council:

1. Adopt the minutes of the Finance Committee held on 12 November 2018 and the items not requiring a resolution of Council;
2. Adopt the Committee's endorsement of recommendations proposed in the Finance and Assets business papers to be put to the November Council meeting.
3. Endorse the recommendations proposed in the Council Investments Report October 2018.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodwin

CARRIED

FOR

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

AGAINST

Councillor S Lesslie – by abstaining

Cr Lesslie failed to vote on this matter and by virtue of Clause 251(1) of the Local Government (General) Regulation 2005 is taken to have voted against the motion.

Cr Ring left the chambers at 9:45 pm.

Cr Ring returned to the chambers at 9:46 pm.

ITEM-35 **P&S - 26/11/18 - COMMUNITY DEVELOPMENT COMMITTEE MINUTES AND FINANCIAL ASSISTANCE**

18 – 361 RESOLVED

THAT Council:

1. Notes the Minutes of the Community Development Committee held on 13 November 2018.

2. Provides \$26,985 Round 2 Non-Recurrent Financial Assistance to the following 7 projects:

	Organisation	Project Outline	Amount requested	Amount Recommended	Comment
1.	Mitchell Conservatorium 2019 Scholarship Project	To support local young people to develop their musical skills, and enable them to perform at local events.	\$2,000	\$2,000	
2.	Aftercare Lithgow Random Weaving Workshop	A mindfulness workshop for Aftercare clients teaching weaving with natural fibres. Encourages focus, improved cognitive function, and the learning of new skills. An inclusive workshop - will also be open to community members	\$1,285	\$1,285	
3.	Lithgow Show 2019 Lithgow Show	Funding to help run the 2019 Lithgow Show.	\$12,000	\$12,000	
4.	Lithgow City Orchestra Scholarship Program	Offer two scholarships to local music students learning an orchestral instrument as an incentive to join the orchestra.	\$2,700	\$2,700	
5.	CWA – Wallerawang Lidsdale Branch Rate Reimbursement	2017/18 Rate Reimbursement	\$400	Deferred Council policy is that Financial assistance will not be provided retrospectively other than for Council fee waiver requests within the current financial year. Once the applicant has paid the equivalent of \$400 General Rate component of 2018/19, the matter will be brought back to Council.	
6.	Capertee Progress Association Hall Improvement and Repairs	Repair to ceiling in storeroom, weatherproof storage shed, maintenance of stairs, maintenance to the ceiling of the main part of the hall.	\$3,000	Deferred	This application to be deferred until quotes are provided

	Organisation	Project Outline	Amount requested	Amount Recommended	Comment
7.	LINC Community Suicide Prevention Training	An education program to strengthen our local suicide prevention knowledge. To educate more community members in suicide prevention and have more gatekeepers in the community.	\$3,000	\$3,000	
8.	One Mob Deadly Dance & Didge Days	Host a minimum of three sessions for the wider Aboriginal and Torres Strait Islander community to learn skills such as Aboriginal contemporary dance and Didgeridoo playing.	\$3,000	Deferred	Deferred until further information is obtained from applicant.
9.	Wallerawang Kids Club Rent waiver	The waiving of rent for the use of the rear of Wallerawang community hall.	\$900	Deferred	Deferred until further information is obtained from applicant.
10.	Lithgow Area Women's Shed Women's shed training and development	Provide practical and professional tool-based workshops and training to further develop the skills of the members and encourage others to participate more fully in the life of the community.	\$3,000	\$0	Deferred until further information can be obtained on possible premises and alternative training opportunities
11.	Portland Golf Club 2018 Open	Hold the Portland Open Golf tournament	\$3,000	\$3,000	Previously received recurrent funding
12.	Lithgow Bible Church Playground equipment upgrade	New play equipment and softfall in church playground that is also used by general public.	\$7,520	\$0	The project is based in church grounds so not open to general public other than church user groups.
	TOTAL		\$41,805	\$26,985	

3. Notes that Financial Assistance Requests from Wallerawang Kids Club, Wallerawang/Lidsdale CWA, Lithgow Area Women’s Shed and Capertee Progress Association will be brought back to a future Council meeting for consideration.

MOVED: Councillor C Coleman

SECONDED: Councillor J Smith

CARRIED – Unanimously

FOR

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

AGAINST

NIL

NOTICE OF MOTION

ITEM-36 NOTICE OF MOTION - 26/11/18 - INVITATION TO SMALL BUSINESS COMMISSIONER

REPORT BY: COUNCILLOR STEVE RING

RECOMMENDATION

THAT Lithgow Council write to the Small Business Commissioner with the intent of establishing a working relationship with the Commissioner through an invitation to the Economic Development Committee and appropriate staff.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodwin

AMENDMENT

THAT the item be deferred to the Economic Development Committee for further discussion.

MOVED: Councillor C Coleman

SECONDED: Councillor S Lesslie

The Amendment was withdrawn by Cr Coleman.

18 – 362 RESOLVED

THAT Lithgow Council write to the Small Business Commissioner with the intent of establishing a working relationship with the Commissioner through an invitation to the Economic Development Committee and appropriate staff.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodwin

CARRIED – Unanimously

FOR

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

AGAINST

NIL

ITEM-37 **NOTICE OF MOTION - 26/11/18 - SCHOOL BASED APPRENTICESHIPS AND TRAINEESHIPS**

REPORT BY: COUNCILLOR CASSANDRA COLEMAN

18 – 363 RESOLVED

THAT The General Manager provide a report to Council on the benefits of championing the School-based Apprenticeship and Traineeship scheme at Lithgow City Council in as wide a range of professions as possible.

MOVED: Councillor C Coleman

SECONDED: Councillor S Lesslie

CARRIED – Unanimously

FOR

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

AGAINST

NIL

ITEM-38 NOTICE OF MOTION - 26/11/18 - ALGWA CONFERENCE 2019

REPORT BY: COUNCILLOR CASSANDRA COLEMAN

18 – 364 RESOLVED

THAT Lithgow City Council:

1. Support the attendance of the current female Councillors at the ALGWA NSW Conference 2019.
2. Take advantage of the early bird registration fee which is available until 20 January 2019.

MOVED: Councillor C Coleman

SECONDED: Councillor J Smith

CARRIED – Unanimously

FOR

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

AGAINST

NIL

BUSINESS OF GREAT URGENCY

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

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

UB - CR STATHAM - RYDAL TOILETS

Councillor Statham spoke in relation to the Rydal Toilets and the speaker in the Public Forum earlier in the meeting.

Deputy Mayor declared that this item is not urgent business as this item is being dealt with by Management.

UB – CR STATHAM – KANIMBLA BLACKSPOT PROGRAM.

Councillor Statham spoke in relation to the Kanimbla Blackspot Program and the time restraints in relation to the correspondence required.

PROCEDURAL MOTION

THAT the matter of Kanimbla Blackspot Program be declared as business of great urgency.

MOVED: Councillor M Statham

SECONDED: Councillor J Smith

CARRIED – Unanimously

FOR

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

AGAINST

NIL

The Deputy Mayor declared the matter to be of great urgency in accordance with clause 241 of the Local Government (General) Regulations.

POINT OF ORDER

Cr Lesslie called point of order in relation to the following:

- 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.*

The Deputy Mayor accepted the Point of Order.

18 - 365 RESOLVED

THAT a letter be sent to Andrew Gee MP and the CEO of Telstra in relation to the Kanimbla Blackspot Program.

MOVED: Councillor M Statham

SECONDED: Councillor J Smith

CARRIED - Unanimously

FOR

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

AGAINST
NIL

UB – CR STATHAM – PARKING RATES PAID BY BUSINESS

Councillor Statham raised the issue of the businesses in Main Street Lithgow paying parking rates whilst the CBD revitalisation was being carried out.

The Deputy Mayor declared that the matter is not urgent business.

UB – CR RING – NBN PROCESS AFFECTING PACEMAKER FUNCTION

Councillor Ring raised the issue of a Biotronic Pacemaker in a 94 year old lady in the Lithgow Council area not being picked by the required medical facilities due to the NBN process interfering with the technology.

PROCEDURAL MOTION

THAT the matter of NBN Process Affecting Pacemaker function be declared a matter of great urgency.

MOVED: Councillor S Ring

SECONDED: Councillor J Smith

CARRIED – Unanimously

FOR

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

AGAINST
NIL

The Deputy Mayor declared the matter to be of great urgency in accordance with clause 241 of the Local Government (General) Regulations.

18 – 366 RESOLVED

THAT Council write to the Federal Communications Minister and the Local Federal Member to seek clarification on the matter.

MOVED: Councillor S Ring

SECONDED: Councillor J Smith

CARRIED - Unanimously

FOR

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

AGAINST

NIL

CLOSED COUNCIL

**ITEM-39 CONFIDENTIAL - CLOSED COUNCIL - ECDEV - 26/11/18 - 32 IAN HOLT
DRIVE LIDSDALE ZONING ISSUES**

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

There were NIL objections.

18 – 367 RESOLVED

THAT Council consider the information in relation to the zoning issues pertaining to the property 32 Ian Holt Drive Lidsdale in Confidential Council in accordance with Section 10A(2)(g) of the Local Government Act 1993.

MOVED: Councillor D Goodsell

SECONDED: Councillor J Smith

CARRIED

FOR

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

AGAINST

Councillor S Ring

ITEM-40 CONFIDENTIAL - CLOSED COUNCIL - ECDEV - 26/11/18 - 21 PROTO AVENUE, LITHGOW

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

There were NIL objections.

18 – 368 RESOLVED

THAT Council consider the report in relation to 21 Proto Avenue, Lithgow, in accordance with section 10A(2)(d)(i) and 10A(2)(g) of the Local Government Act, 1993.

MOVED: Councillor S Lesslie

SECONDED: Councillor C Coleman

CARRIED – Unanimously

FOR

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

AGAINST

NIL

ITEM-41 CONFIDENTIAL - CLOSED COUNCIL - ECDEV - 26/11/18 - EROSION ADJACENT TO 2 BELLS ROAD LITHGOW

MOTION

THAT this Item be dealt with open Council.

MOVED: Councillor S Lesslie

SECONDED:

The MOTION lapsed due to a want of a seconder

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

There were NIL objections.

18 – 369 RESOLVED

THAT Council consider the report Erosion Adjacent to 2 Bells Road, Lithgow in accordance with section 10A (2)(d)(i) of the Local Government Act 1993.

MOVED: Councillor D Goodsell

SECONDED: Councillor D Goodwin

CARRIED

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

Divisions -

FOR

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

AGAINST

Councillor S Lesslie

ITEM-42 **CONFIDENTIAL - CLOSED COUNCIL - IS - 26/11/18 - ACTIVE TRANSPORT PLAN**

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

There were NIL objections.

MOTION

THAT the item be dealt with in open Council.

MOVED: Councillor S Lesslie

SECONDED:

The MOTION lapsed due to the want of a seconder.

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

Divisions -

FOR

Councillor W McAndrew
Councillor C Coleman
Councillor D Goodsell
Councillor D Goodwin

Councillor S Ring
Councillor J Smith
Councillor M Statham

AGAINST

Councillor S Lesslie

18 – 370 RESOLVED

THAT Council consider the report Active Transport Plan in closed Council in accordance with Section 10A (2) (c) and (d) of the Local Government Act 1993.

MOVED: Councillor D Goodsell

SECONDED: Councillor D Goodwin

CARRIED

FOR

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

AGAINST

Councillor S Lesslie

**ITEM-43 CONFIDENTIAL - CLOSED COUNCIL - IS - 26/11/18 - MAIN STREET
REVITALISATION STAGE 2**

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

There were two objections for this item to be considered in closed Council.

Gaye Mason objected to the item going into Closed Council due to the controversy with the Main Street Revitalisation and the Strategic Planning.

The General Manager gave advice to Mrs Mason.

Susan Gregory objected to the item being considered into Closed Council due to strategic planning nature of the item.

The General Manager gave advice to Ms Gregory.

MOTION

THAT this item be dealt with in open Council.

MOVED: Councillor S Lesslie

SECONDED: Councillor

The motion lapsed due to a want of a seconder.

18 – 371 RESOLVED

THAT Council consider the report Main Street Revitalisation Stage 2 in closed Council in accordance with Section 10A (2) (c) and (d) of the Local Government Act 1993.

MOVED: Councillor D Goodwin

SECONDED: Councillor J Smith

CARRIED

FOR

Councillor W McAndrew

Councillor D Goodsell

Councillor C Coleman

Councillor S Ring

Councillor J Smith

Councillor M Statham

Councillor D Goodwin

AGAINST

Councillor S Lesslie

ITEM-44 **CONFIDENTIAL - CLOSED COUNCIL - IS - 26/11/18 - PROPOSED ELECTRIC VEHICLE CHARGING STATION**

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

There were NIL objections.

18 – 372 RESOLVED

THAT Council consider the report Proposed Electric Vehicle Charging Station in closed Council in accordance with Section 10A (2) (d) of the Local Government Act 1993.

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring

CARRIED – Unanimously

FOR

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

AGAINST

NIL

**ITEM-45 CONFIDENTIAL - CLOSED COUNCIL - IS - 26/11/18 - SEALED ROAD
REPAIR AND IMPROVEMENT PROGRAM**

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

There were NIL objections.

Due to a previous declaration of interest Cr Smith vacated the chambers at 10:41 pm.

18 – 373 RESOLVED

THAT Council consider the report Sealed Road Repair and Improvement Program in closed Council in accordance with Section 10A (2) (d) of the Local Government Act 1993.

MOVED: Councillor S Lesslie

SECONDED: Councillor D Goodsell

CARRIED – Unanimously

FOR

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

AGAINST

NIL

Councillor Smith returned to the chambers at 10:42 pm.

ITEM-46 CONFIDENTIAL - CLOSED COUNCIL - FIN - 26/11/18 - WEED CONTROL SERVICES

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

There were NIL objections.

18 – 374 RESOLVED

THAT Council consider the report in relation to the awarding of Tender 06/18, the Provision of Weed Control Services, to a panel of providers in Closed Council in accordance with Section 10A (2) (d) of the Local Government Act 1993.

MOVED: Councillor S Lesslie

SECONDED: Councillor C Coleman

CARRIED – Unanimously

FOR

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

AGAINST

NIL

18 – 375 RESOLVED

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

MOVED: Councillor C Coleman

SECONDED: Councillor D Goodsell

CARRIED – Unanimously

FOR

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

AGAINST

NIL

At 10:51 pm the Council resolved to move into Closed Council.

The Deputy Mayor declared a short recess.

Councillor Statham gave her apologies as she had to leave to drive to Sydney. Councillor Statham left the chambers at 10:47 pm.

MOVED: Councillor J Smith

SECONDED: Councillor S Ring

CARRIED - Unanimously

FOR

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

AGAINST

NIL

Closed Council started at 10:47 pm.

CONFIDENTIAL REPORTS

ITEM-39 ECDEV - 26/11/18 - 32 IAN HOLT DRIVE LIDSDALE ZONING ISSUES

PROCEDURAL MOTION

THAT Council move into a committee of the whole.

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring

CARRIED – Unanimously

FOR

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

AGAINST

NIL

18 – 376 RESOLVED

THAT:

1. The information in relation to the zoning issues pertaining to the property 32 Ian Holt Drive Lidsdale be noted.
2. The owners of No 32 Ian Holt Drive Lidsdale be advised in writing of their options as outlined on page 110 of the confidential report.

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring

CARRIED – Unanimously

FOR

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

AGAINST

NIL

ITEM-40 CONFIDENTIAL - CLOSED REPORT - ECDEV - 26/11/18 - 21 PROTO AVENUE, LITHGOW

18 – 377 RESOLVED

THAT Council note the actions taken to date and authorise the General Manager to take actions as outlined in the legal advice provided.

MOVED: Councillor S Ring

SECONDED: Councillor J Smith

CARRIED – Unanimously

FOR

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

AGAINST

NIL

**ITEM-41 CONFIDENTIAL - CLOSED REPORT - ECDEV - 26/11/18 - EROSION
ADJACENT TO 2 BELLS ROAD LITHGOW**

18 – 378 RESOLVED

THAT Council:

1. Delegate Authority to the General Manager to carry out further negotiations with Austen & Butta and depending on the results of the risk assessment process, finalise any settlement which could include transfer of the land as outlined in the report.
2. Proceed with the restoration of the land as soon as practicable if the offer is accepted.

MOVED: Councillor J Smith

SECONDED: Councillor D Goodsell

CARRIED – Unanimously

FOR

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

AGAINST

NIL

**ITEM-42 CONFIDENTIAL - CLOSED REPORT - IS - 26/11/18 - ACTIVE TRANSPORT
PLAN**

MOTION

THAT Council Reallocate \$25,000 from PJ100377 – Rural Sealed Roads Renewal – Glen Alice Road to PJ100441 - Active Transport Plan.

MOVED: Councillor D Goodwin

SECONDED: Councillor J Smith

AMENDMENT

THAT the Item be deferred until to the February 2019 Council meeting.

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring

The Amendment was PUT and LOST.

FOR

Councillor S Ring
Councillor W McAndrew
Councillor C Coleman

AGAINST

Councillor D Goodsell
Councillor D Goodwin
Councillor S Lesslie
Councillor J Smith

18 – 379 RESOLVED

THAT Council Reallocate \$25,000 from PJ100377 – Rural Sealed Roads Renewal – Glen Alice Road to PJ100441 - Active Transport Plan.

MOVED: Councillor D Goodwin

SECONDED: Councillor J Smith

CARRIED

FOR

Councillor W McAndrew
Councillor D Goodsell
Councillor D Goodwin
Councillor J Smith

AGAINST

Councillor S Lesslie
Councillor S Ring
Councillor C Coleman

**ITEM-43 CONFIDENTIAL - CLOSED REPORT - IS - 26/11/18 - MAIN STREET
REVITALISATION STAGE 2**

MOTION

THAT Council Note the update on the Stage 2 Grant Application.

MOVED: Councillor J Smith

SECONDED: Councillor S Ring

AMENDMENT

THAT council provide a copy of the minute that authorise the expenditure on Stage 2 of the Main Street Revitalisation project.

MOVED: Councillor S Lesslie

SECONDED: Councillor C Coleman

The Amendment was PUT and became the MOTION

18 – 380 RESOLVED

THAT council provide a copy of the minute that authorises the expenditure on Stage 2 of the Main Street Revitalisation project.

MOVED: Councillor S Lesslie

SECONDED: Councillor C Coleman

CARRIED – Unanimously

FOR

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

AGAINST

NIL

MATTER ARISING

THAT the General Manager writes to the Federal Member, Andrew Gee and the Australian Labor Party Duty Senator Kristina Keneally and ask for their party's policy in regards to the Building Better Regions Funds by April 2019 at the latest.

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring

18 – 381 RESOLVED

THAT the General Manager writes to the Federal Member, Andrew Gee and the Australian Labor Party Duty Senator Kristina Keneally and ask for their party's policy in regards to the Building Better Regions Funds by April 2019 at the latest.

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring

CARRIED – Unanimously

FOR

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

AGAINST
NIL

**ITEM-44 CONFIDENTIAL - CLOSED REPORT - IS - 26/11/18 - PROPOSED
ELECTRIC VEHICLE CHARGING STATION**

18 – 382 RESOLVED

THAT Council:

1. Support the potential installation of EV charging infrastructure within the bounds of the Eskbank Street carpark; and
2. Authorise the signing of the non-binding Letter of Intent subject to the completion of due process requirements required for infrastructure installation within community lands and a final report being presented to Council on the outcome of this process.

MOVED: Councillor S Ring

SECONDED: Councillor C Coleman

CARRIED – Unanimously

FOR

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

AGAINST
NIL

**ITEM-45 CONFIDENTIAL - CLOSED REPORT - IS - 26/11/18 - SEALED ROAD
REPAIR AND IMPROVEMENT PROGRAM**

Due to a previous declaration Cr Smith vacated the chambers at 11:40 pm.

18 – 383 RESOLVED

THAT

1. Council, in accordance with Clause 178(1) (a) of the *Local Government (General) Regulation 2005*, accept the tender submission from Dukes Earthmoving for Council's Road Repair & Improvement Program for the amount of \$624,363.00 (including GST).

2. Council's General Manager be authorised to execute the contract on behalf of Council under delegated authority.

MOVED: Councillor S Ring

SECONDED: Councillor S Lesslie

CARRIED – Unanimously

FOR

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

AGAINST

NIL

Councillor Smith returned to the Chambers at 11:45 pm.

ITEM-46 CONFIDENTIAL - CLOSED REPORT - FIN - 26/11/18 - WEED CONTROL SERVICES

18 – 384 RESOLVED

THAT

1. Council, in accordance with Clause 178(1) (a) of the *Local Government (General) Regulation 2005*, accept the tender submissions from Centrogen, Aslplundh Tree Expert and Blue Tongue Ecosystems and form a supply panel for the provision of Weed Control Services.
2. Council's General Manager be authorised to execute the formal agreements on behalf of Council under delegated authority.

MOVED: Councillor S Ring **SECONDED:** Councillor C Coleman

CARRIED – Unanimously

FOR

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

AGAINST

NIL

PROCEDURAL MOTION

THAT Council move back into full Council.

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring

CARRIED - Unanimously

FOR

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

AGAINST

NIL

At 11:49 pm the Council resolved to refer to open Council and recommend the resolutions of Closed Council.

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring

CARRIED

CARRIED - Unanimously

FOR

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

AGAINST

NIL

Cr Ring left the chambers at 11:49 pm.

Cr Ring returned to the Chambers at 11:52 pm.

The General Manager announced the recommendations of the Closed Council.

**ITEM-39 CONFIDENTIAL – CLOSED REPORT - ECDEV - 32 IAN HOLT DRIVE
LIDSDALE ZONING ISSUES**

THAT:

1. The information in relation to the zoning issues pertaining to the property 32 Ian Holt Drive Lidsdale be noted.
2. The owners of No 32 Ian Holt Drive Lidsdale be advised in writing of their options as outlined on page 110 of the confidential report.

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring

CARRIED - Unanimously

**ITEM-40 CONFIDENTIAL – CLOSED REPORT – ECDEV – 21 PROTO AVENEUE,
LITHGOW**

THAT Council note the actions taken to date and authorise the General Manager to take actions as outlined in the legal advice provided.

MOVED: Councillor S Ring

SECONDED: Councillor J Smith

CARRIED – Unanimously

**ITEM-41 CONFIDENTIAL – CLOSED REPORT – ECDEV – EROSION ADJACENT TO 2
BELLS ROAD LITHGOW**

THAT Council:

1. Delegate Authority to the General Manager to carry out further negotiations with Austen & Butta and depending on the results of the risk assessment process, finalise any settlement which could include transfer of the land as outlined in the report.
2. Proceed with the restoration of the land as soon as practicable if the offer is accepted.

MOVED: Councillor J Smith

SECONDED: Councillor D Goodsell

CARRIED - Unanimously

ITEM-42 CONFIDENTIAL – CLOSED REPORT – IS – ACTIVE TRANSPORT PLAN

THAT Council Reallocate \$25,000 from PJ100377 – Rural Sealed Roads Renewal – Glen Alice Road to PJ100441 - Active Transport Plan.

MOVED: Councillor D Goodwin

SECONDED: Councillor J Smith

CARRIED - Unanimously

**ITEM-43 CONFIDENTIAL – CLOSED REPORT – IS – MAIN STREET REVITALISATION
STAGE 2**

THAT council provide a copy of the minute that authorises the expenditure on Stage 2 of the Main Street Revitalisation project.

MOVED: Councillor S Lesslie

SECONDED: Councillor C Coleman

CARRIED - Unanimously

**ITEM-44 CONFIDENTIAL – CLOSED REPORT – IS – PROPOSED ELECTRIC VEHICLE
CHARGING STATION**

THAT Council:

1. Support the potential installation of EV charging infrastructure within the bounds of the Eskbank Street carpark; and
2. Authorise the signing of the non-binding Letter of Intent subject to the completion of due process requirements required for infrastructure installation within community lands and a final report being presented to Council on the outcome of this process.

MOVED: Councillor S Ring

SECONDED: Councillor C Coleman

CARRIED - Unanimously

**ITEM-45 CONFIDENTIAL – CLOSED REPORT – IS – SEALED ROAD REPAIR AND
IMPROVEMENT PROGRAM**

THAT

1. Council, in accordance with Clause 178(1) (a) of the *Local Government (General) Regulation 2005*, accept the tender submission from Dukes Earthmoving for Council's Road Repair & Improvement Program for the amount of \$624,363.00 (including GST).
2. Council's General Manager be authorised to execute the contract on behalf of Council under delegated authority.

MOVED: Councillor S Ring

SECONDED: Councillor S Lesslie

CARRIED - Unanimously

ITEM-46 CONFIDENTIAL – CLOSED REPORT – FIN – WEED CONTROL SERVICES

THAT

1. Council, in accordance with Clause 178(1) (a) of the *Local Government (General) Regulation 2005*, accept the tender submissions from Centrogen, Asplundh Tree Expert and Blue Tongue Ecosystems and form a supply panel for the provision of Weed Control Services.
2. Council's General Manager be authorised to execute the formal agreements on behalf of Council under delegated authority.

MOVED: Councillor S Ring

SECONDED: Councillor C Coleman

CARRIED - Unanimously

There being no further business the meeting closed at 11:56 pm.