



Extra Ordinary Meeting of Council

held at

Council Administration Centre

180 Mort Street, Lithgow

on

Monday 8 July 2024

at 6:00 PM

Minutes

ORDER OF BUSINESS

1. Notices of Rescission.....	5
1.1. Notice of Rescission - 08/072024 - F&G - Lake Lyell Lease - Proposed Excise of Lot 2 in DP792415 and Related Matters	5
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DRAFT

The Mayor declared the meeting open at 6:00 pm.

Acknowledgement of Country

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

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

Present

Public: 37

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

Also in attendance

Ross Gurney	General Manager
Shaun Elwood	Director People & Places
Sarah Lewis	Minutes Secretary

Apologies

All being present there were no apologies.

Declaration of Interest

The Mayor called for any declarations of interest.

There were no declarations of interest made.

Public Forum

At 6:01 pm members of the public gallery were invited to participate in the Public Forum Session.

PROCEDURAL MOTION

THAT all speakers registered for Public Forum are permitted to speak for 3 minutes with no time extensions.

MOVED: Councillor S Ring

SECONDED: Councillor A Bryce

CARRIED

Rob White made a statement in relation to Item 1.1 on the business paper.

The Mayor thanked Mr White for his statement.

Ray Smith made a statement in relation to Item 1.1 on the business paper.

The Mayor thanked Mr Smith for his statement.

Henry Herron made a statement in relation to Item 1.1 on the business paper.

Councillor A Bryce called a Point of Order on Mr Henry Herron in relation to addressing the whole Council not an individual Councillor.

The Mayor upheld the Point of Order

The Mayor thanked Mr Herron for his statement.

Mike DeVink made a statement in relation to Item 1.1 on the business paper.

The Mayor thanked Mr DeVink for his statement.

Councillor A Bryce called a Point of Order on the Public Gallery in relation to language used in the chamber.

The Mayor upheld the Point of Order

1. Notices of Rescission

1.1. Notice of Rescission - 08/072024 - F&G - Lake Lyell Lease - Proposed Excise of Lot 2 in DP792415 and Related Matters

Report by Councillor Cassandra Coleman
Councillor Stephen Lesslie
Councillor Eric Mahony

MOTION

THAT Motion 24-131 (below) for excise of the Lake Lyell Lot 2 DP 792415 and related matters that was carried at the 24 June 2024 Ordinary Meeting of Council be rescinded.

RESOLVED 24-131

THAT Council:

1. Agree to excise part of Lot 2 (as outlined in this report) from the Lake Lyell lease, in the event that EA proceeds to construct temporary workforce accommodation, should the proposed Lake Lyell Pumped Hydro project be approved.
2. Endorse negotiation of option terms to the Lake Lyell lease between Council and EnergyAustralia NSW Pty Ltd.
3. Endorse an amendment to the restrictive covenant affecting the Council owned land to allow for a commercial use, including but not necessarily limited to being the operation of a primitive camping ground.
4. Authorise the General Manager to negotiate a monetary contribution to the Council as an offset to the public being unable to use the portion of the land that would be excised from the lease for a number of years.
5. Authorise the General Manager to sign all documents and do all things necessary to give effect to the resolutions made.

MOVED: Councillor S Lesslie

SECONDED: Councillor C Coleman

Councillor S Ring proposed an AMENDMENT to the Motion.

Councillor S Lesslie called a Point of Order on Councillor S Ring in relation to that no Amendments can be made on a Rescission Motion .

The Mayor upheld the Point of Order

Councillor S Ring called a Point of Order on Councillor S McGhie in relation to staying on topic for the item.

The Mayor upheld the Point of Order

Councillor A Bryce called a Point of Order on Councillor S Ring in relation to asking a question through the Mayor to Councillor D Goodwin when this wasn't allowed in previous meetings.

The Mayor overruled the Point of Order.

Councillor S Ring called a Point of Order on Councillor M Statham in relation to comments made about Councillor S Lesslie not staying on topic.

The Mayor upheld the Point of Order.

Councillor A Bryce called a Point of Order on Councillor S Lesslie in relation to comments made about the Mayor.

The Mayor did not rule on the Point of Order.

Councillor S Ring called a Point of Order on Councillor M Statham in relation to the relevance of her comment.

The Mayor upheld the Point of Order.

The MOTION was PUT.

24 -150 RESOLVED

THAT Motion 24-131 (below) for excise of the Lake Lyell Lot 2 DP 792415 and related matters that was carried at the 24 June 2024 Ordinary Meeting of Council be rescinded.

RESOLVED 24-131

THAT Council:

1. Agree to excise part of Lot 2 (as outlined in this report) from the Lake Lyell lease, in the event that EA proceeds to construct temporary workforce accommodation, should the proposed Lake Lyell Pumped Hydro project be approved.
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4. Authorise the General Manager to negotiate a monetary contribution to the Council as an offset to the public being unable to use the portion of the land that would be excised from the lease for a number of years.
5. Authorise the General Manager to sign all documents and do all things necessary to give effect to the resolutions made.

MOVED: Councillor S Lesslie

SECONDED: Councillor C Coleman

CARRIED

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

Divisions

FOR: Councillor M Statham, Councillor C Coleman, Councillor A Bryce, Councillor S Lesslie, Councillor E Mahony and Councillor S Ring

AGAINST: Councillor D Goodwin, Councillor S McGhie and Councillor C O'Connor

2. Business of Great Urgency

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

Councillor A Bryce raised a matter from the caretakers of Lake Lyell who has not received any information recently and requested a memo to all Councillors.

There being no further business the Mayor declared the meeting closed at 6:43 pm.