



Ordinary Meeting of Council

held at

Council Administration Centre

180 Mort Street, Lithgow

on

Tuesday 8 October 2024

at 6:00 PM

ORDER OF BUSINESS

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The General Manager declared the meeting open at 6:00 pm.

The General Manager congratulated all incoming Councillors and thanked them for nominating to represent the local community.

Nominations for Chairperson

The General Manager called for Councillor nominations for a temporary Chairperson for the meeting until the election of a Mayor.

Councillor C Coleman nominated Councillor M Statham as Chairperson for this meeting.

Councillor M Statham declined the nomination.

Councillor C Coleman nominated Councillor E Mahony as Chairperson.

Councillor Mahony accepted the position of Chairperson and took the chair 6.02 pm.

Acknowledgement of Country

The Chair 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 Chair 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: 31

Councillor C Coleman
Councillor T Evangelidis
Councillor E Fredericks
Councillor D Goodwin
Councillor E Mahony
Councillor S Ring
Councillor R Smith
Councillor M Statham
Councillor M Ticehurst

Also in attendance

Ross Gurney
Jonathon Reid
Jonathon Edgecombe
Matthew Trapp
Shaun Elwood
Rhiannan Whiteley

General Manager
A/Director Finance and Governance
Director Infrastructure and Economy
Executive Manager Water, Wastewater and Waste
Director People & Places
Minutes Secretary

Apologies

All being present there were no apologies.

Public Forum

At 6:04 pm members of the public gallery were invited to participate in the Public Forum Session.

No persons asked to speak.

1. Administration Reports

1.1. GM - 08/10/2024 - Oath and Affirmation of Office by Councillors

The General Manager spoke on the requirement for Councillors to take an oath or affirmation of office.

The General Manager invited the Councillors to take the Oath or Affirmation in alphabetical order.

Councillor C Coleman took the Affirmation of Office.
The General Manager thanked Councillor Coleman.

Councillor T Evangelidis took the Oath of Office.
The General Manager thanked Councillor Evangelidis.

Councillor E Fredericks took the Oath of Office.
The General Manager thanked Councillor Fredericks.

Councillor D Goodwin took the Oath of Office.
The General Manager thanked Councillor Goodwin.

Councillor E Mahony took the Oath of Office.
The General Manager thanked Councillor Mahony.

Councillor S Ring took the Affirmation of Office.
The General Manager thanked Councillor Ring.

Councillor R Smith took the Oath of Office.
The General Manager thanked Councillor Smith.

Councillor M Statham took the Oath of Office.
The General Manager thanked Councillor Statham.

Councillor M Ticehurst took the Oath of Office.
The General Manager thanked Councillor Ticehurst.

1.2. GM - 08/10/2024 - Nominations for and Election for the position of Mayor for the period October 2024 to September 2026**24 -194 RESOLVED**

THAT Council proceed with the election of the Mayor for the period to September 2026 and use the open voting method for this election.

MOVED: Councillor S Ring

SECONDED: Councillor M Ticehurst

CARRIED

The Returning Officer / General Manager advised that two valid nominations had been received for the position of Mayor for the two year period to September 2026.

The Returning Officer /General Manager called for further nominations. No further nominations were received.

The Returning Officer / General Manager advised that he had received the following nominations:

- Councillor C Coleman
- Councillor M Ticehurst

The vote for the position of Mayor was held:

The following Councillors voted for Councillor C Coleman for the position of Mayor:

Councillor C Coleman
Councillor T Evangelidis
Councillor E Mahony
Councillor S Ring
Councillor R Smith

The following Councillors voted for Councillor M Ticehurst for the position of Mayor:

Councillor E Fredericks
Councillor D Goodwin
Councillor M Statham
Councillor M Ticehurst

The Returning Officer / General Manager declared Councillor C Coleman as Mayor for the two year period to September 2026.

Councillor C Coleman assumed the chair as Mayor at 6.17pm

Councillor Coleman thanked those who had supported her and made a statement in relation plans as Mayor.

1.3. GM - 08/10/2024 - Nominations for and Election for the Position of Deputy Mayor from 2024 to September 2026**24 -195 RESOLVED**

THAT Council:

1. Note the report on the appointment of, and procedure for, the election of a Deputy Mayor.
2. Hold an election for the position of a Deputy Mayor.

MOVED: Councillor M Statham

SECONDED: Councillor S Ring

CARRIED**MOTION**

THAT:

1. The Deputy Mayor position be elected for a 2 year term.
2. Council use the open method of voting for the election of Deputy Mayor.
3. The fee that is to be paid to the Deputy Mayor, be NIL.

MOVED: Councillor S Ring

SECONDED: Councillor E Mahony

AMENDMENT

THAT:

1. The Deputy Mayor position be elected for a 12 month term.
2. Council use the open method of voting be used for the election of Deputy Mayor.
3. The fee that is to be paid to the Deputy Mayor, be NIL.

MOVED: Councillor D Goodwin

SECONDED: Councillor M Statham

Councillor Ring called a Point of Order on Councillor Goodwin taking offense to his comments.

The Mayor upheld the Point of Order asking Councillor Goodwin to keep on topic.

The AMENDMENT was PUT.

CARRIED

The Amendment became the Motion.

24 -196 RESOLVED

THAT:

1. The Deputy Mayor position be elected for a 12 month term.
2. Council use the open method of voting be used for the election of Deputy Mayor.
3. The fee that is to be paid to the Deputy Mayor, be NIL.

MOVED: Councillor D Goodwin

SECONDED: Councillor M Statham

CARRIED

The Returning Officer / General Manager advised that two valid nominations had been received for the position of Deputy Mayor for the 12 month period to September 2025.

The Returning Officer /General Manager called for further nominations. No further nominations were received.

The Returning Officer / General Manager advised that he had received the following nominations:

- Councillor E Fredericks
- Councillor S Ring

The vote for the position of Deputy Mayor was held:

The following Councillors voted for Councillor E Fredericks for the position of Deputy Mayor:

Councillor E Fredericks
Councillor D Goodwin
Councillor M Statham
Councillor M Ticehurst

The following Councillors voted for Councillor S Ring for the position of Deputy Mayor:

Councillor C Coleman
Councillor T Evangelidis
Councillor E Mahony
Councillor S Ring
Councillor R Smith

The Returning Officer / General Manager declared Councillor S Ring as Deputy Mayor for the 12 month period to September 2025.

1.4. GM - 08/10/2024 - Delegations to the Mayor and Deputy Mayor**MOTION**

THAT Council, in addition to the functions outlined in Section 226 of the New South Wales Local Government Act 1993, delegate the following:

1. To the Mayor of Lithgow City Council:

a. Donations

To approve donations up to the sum of \$250 subject to Council being informed of any such decision, provided that funds are available within the sum voted by Council for donations in the adopted Delivery Program and Operational Plan. Such donations may only be made to community based, not for profit, groups functioning in the Lithgow Local Government Area.

b. Mayoral Reception

To authorise expenditure for minor civic receptions for visitors up to a maximum of \$500 for any one reception provided that funds are available within the sum voted by Council in the adopted Delivery Program and Operational Plan.

c. Temporary General Manager

In accordance with Section 351(1)(a) of the Local Government Act, the Mayor be given the authority to appoint a temporary General Manager, either during the absence of the General Manager on leave or otherwise.

d. General Manager – Leave

Authority to approve applications for holidays and leave of absence to the General Manager.

e. General Manager's Performance Review Panel

Lead the establishment of the General Manager's Performance Review Panel. The panel is comprised of the Mayor, the Deputy Mayor, another Councillor nominated by Council and a Councillor nominated by the General Manager.

2. To the Deputy Mayor of Lithgow City Council:

a. Function of the Mayor

The Deputy Mayor may exercise any function of the Mayor at the request of the Mayor or if the Mayor is prevented by illness, absence or otherwise from exercising the function or if there is a casual vacancy in the office of Mayor.

That the Deputy Mayor shall exercise the Delegation of Authority of the Mayor in those cases where the General Manager certifies that the matter is of such an urgent nature that it will not wait until the return of the Mayor.

b. General Manager's Performance Review Panel

Member of the General Manager's Performance Review Panel. The panel is comprised of the Mayor, the Deputy Mayor, another Councillor nominated by Council and a Councillor nominated by the General Manager.

3. These delegations shall remain in force unless otherwise revoked or amended in whole or in part, as Council may from time to time determine.

MOVED: Councillor S Ring

SECONDED: Councillor E Mahony

AMENDMENT

That the item dealing with the delegation to the Mayor and Deputy Mayor be deferred to the Ordinary Meeting of Council 28 October 2024.

MOVED: Councillor M Ticehurst

SECONDED: Councillor E Mahony

The Amendment was PUT.

CARRIED

The Amendment became the Motion.

24 -197 RESOLVED

That the item dealing with the delegations to the Mayor and Deputy Mayor be deferred to the Ordinary Meeting of Council 28 October 2024.

MOVED: Councillor M Ticehurst

SECONDED: Councillor E Mahony

CARRIED

DRAFT

1.5. GM - 08/10/2024 - Countbacks to fill Casual Councillor Vacancies**24 -198 RESOLVED**

THAT Council, pursuant to section 291A(1)(b) of the Local Government Act 1993 (the Act), declare that casual vacancies occurring in the office of a Councillor within 18 months after the last ordinary election of councillors for the Council on 14 September 2024 are to be filled by a countback of votes cast at that election for the office in accordance with section 291A of the Act and directs the General Manager to notify the NSW Electoral Commissioner of the Council's decision within 7 days.

MOVED: Councillor M Ticehurst

SECONDED: Councillor S Ring

CARRIED

1.6. GM - 08/10/2024 - Councillor Member of ARIC

The Mayor nominated Councillor S Ring for the non-voting Councillor position on the ARIC.

24 -199 RESOLVED

THAT Council appoint Councillor Ring as the non-voting Councillor member to the Audit Risk and Improvement Committee.

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring

CARRIED

2. Business of Great Urgency

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

Councillor S Ring raised the matter for the management to seek clarification from Thales and the Lithgow Small Arms Museum Executive on the delays in approving essential maintenance works.

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

24 -200 RESOLVED

THAT the request put forward by Councillor Ring be declared as business of great urgency:

- The Administration seek clarification from Thales and the Lithgow Small Arms Museum Executive on the delays in approving essential maintenance works.

MOVED: Councillor S Ring	SECONDED: Councillor E Mahony
CARRIED	

There being no further business the Mayor declared the meeting closed at 6:41 pm.

DRAFT