



Ordinary Meeting of Council

held at

Council Administration Centre

180 Mort Street, Lithgow

on

Monday 25 August 2025

at 6:30 PM

Minutes

# ORDER OF BUSINESS

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The Mayor declared the meeting open at 6:30 pm.

## Acknowledgement of Country

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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

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Public: 14

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        | General Manager                              |
| Vanessa Browning   | Director Finance and Governance              |
| Jonathon Edgecombe | Director Infrastructure and Project Delivery |
| Matthew Trapp      | Director Water, Wastewater and Waste         |
| Shaun Elwood       | Director People and Places                   |
| Trinity Newton     | Minutes Secretary                            |

## Apologies

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All being present there were no apologies.

## Declaration of Interest

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The Mayor called for any declarations of interest.

Councillor D Goodwin declared a significant non-pecuniary conflict of interest in Item 8.2 on the confidential session of the meeting. Councillor D Goodwin undertook to vacate the Chambers when the item is discussed.

Councillor M Ticehurst declared a pecuniary conflict of interest in confidential Item 8.3. Councillor M Ticehurst undertook to vacate the Chambers when the item is discussed.

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## Confirmation of Minutes

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### 25 -196 RESOLVED

The Minutes of the Ordinary Meeting of Council held on the 28 July 2025 were taken as read and confirmed.

**MOVED:** Councillor S Ring

**SECONDED:** Councillor D Goodwin

**CARRIED**

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## Commemorations and Announcements

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On behalf of Lithgow City Council the Mayor expressed sincere sympathy and condolences to families who had lost loved ones since the last council meeting.

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## Public Forum

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At 6:32 pm members of the public gallery were invited to participate in the Public Forum Session.

Louise Umm Laith made a statement in relation to Item 6.4 on the business paper.

PROCEDURAL MOTION

THAT an extension of time be granted to Louise.

**MOVED:** Councillor E Fredericks

**SECONDED:** Councillor M Statham

**CARRIED**

The Mayor thanked Louise for her statement.

Stevan Pejic made a statement in relation to Item 2.6 on the business paper.

PROCEDURAL MOTION

THAT an extension of time be granted to Stevan Pejic.

**MOVED:** Councillor M Statham

**SECONDED:** Councillor D Goodwin

**CARRIED**

The Mayor thanked Stevan for his statement.

Michael Wellfare made a brief statement in relation to Sunny Corner wind turbine industry on the business paper.

The Mayor thanked Michael for his statement.

## 1. Mayoral Minutes

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No Mayoral Minutes were tabled.

### PROCEDURAL MOTION

THAT in accordance with section 13.1 of the Code of Meeting Practice, Items 2.3, 2.7, 3.3 and 3.4 be PUT as a block and carried.

**MOVED:** Councillor E Fredericks

**SECONDED:** Councillor T Evangelidis

**CARRIED**

## 2. Administration Reports

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### 2.1. F&G - 25/08/2025 - Investment Report July 2025

#### 25 -201 RESOLVED

THAT:

1. Investments of \$51,801,705 and cash of \$570,581 (which is mostly restricted for specific purposes) for the period ending 31 July 2025 be noted.
2. The enclosed certificate of the Responsible Accounting Officer be noted.
3. The commentary on cashflow and funding requirements for restricted reserves be noted.

**MOVED:** Councillor E Mahony

**SECONDED:** Councillor S Ring

**CARRIED**

### 2.2. F&G - 25/08/2025 - Review of Code of Meeting Practice

#### 25 -202 RESOLVED

THAT:

1. The draft Code of Meeting Practice be placed on public exhibition for a period of 28 days.
2. If no submissions are received during the public submission period or in the General Manager's view the submissions do not warrant referral to Council, the Code of Meeting Practice be adopted.
3. Council endorse Section 18 Time Limits on Council Meetings with a conclusion timeframe for meetings being: meetings to conclude no later than 10:30 pm plus a half hour buffer.

**MOVED:** Councillor D Goodwin

**SECONDED:** Councillor S Ring

**CARRIED**

**2.3. F&G - 25/08/2025 - Review of Code of Conduct****25 -197 RESOLVED**

THAT Council adopts the Code of Conduct and Procedures for the Administration of the Code of Conduct for Lithgow Council with only minor changes, as outlined within this report.

**MOVED:** Councillor E Fredericks

**SECONDED:** Councillor T Evangelidis

**CARRIED**

**2.4. I&PD - 25/08/2025 - Variation Report - Wolgan Road Reconstruction Project – Concept Design and Environmental Assessment Services****25 -203 RESOLVED**

THAT Council note the report detailing approved variations relating to the relating to WSP's engagement under the Concept Design and Environmental Assessment (CD&EA) contract.

**MOVED:** Councillor S Ring

**SECONDED:** Councillor D Goodwin

**CARRIED**

**2.5. P&P - 25/08/2025 - MODDA024/23, Modification- Subdivision into 98 lots, 74 Hillcrest Avenue Bowenfels****25 -204 RESOLVED**

THAT

1. Modification of Development Consent MODDA024/23 of DA021/18 be APPROVED subject to conditions of consent as detailed in the attached planning assessment report.
2. Council endorse the amended Draft Voluntary Planning Agreement proposed for MODDA024/23 of DA021/18 being for a contribution of \$6,000 per residential allotment for community facilities, \$200 per residential allotment for public open space, and \$3,200 per residential allotment as a contribution towards Council's provision a link road between James O'Donnell Drive and Col Drewe Drive Bowenfels.
3. The amended Draft Voluntary Planning Agreement for MODDA024/23 of DA021/18 be placed on public exhibition for a period of 28 days.
4. Should no submissions be received during the public exhibition period, the Voluntary Planning Agreement be endorsed by Council's General Manager under delegated authority.
5. 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 E Mahony

**CARRIED**

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

### Divisions

**FOR:** Councillor C Coleman, Councillor T Evangelidis, Councillor E Fredericks, Councillor D Goodwin, Councillor E Mahony, Councillor S Ring, Councillor R Smith, Councillor M Statham and Councillor M Ticehurst

**AGAINST:** Nil

## 2.6. P&P - 25/08/2025 - Lithgow Local Environmental Plan 2014 Housekeeping Amendments - Public Exhibition

### MOTION

THAT:

1. Council place the *Lithgow Local Environmental Plan 2014: Housekeeping Amendments March 2025* on public exhibition for a period of 42 days (subject to legislation) upon the satisfaction of all pre-exhibition Gateway Determination Conditions.
2. Council place the amendments to the *Lithgow Development Control Plan 2021* on public exhibition concurrently with the Housekeeping Planning Proposal for a period of 42 days (subject to legislation).
3. Council conduct a public hearing for the four (4) lands proposed to be re-classified from community to operational, in accordance with Chapter 6, Part 2, Division 1 of the *Local Government Act 1993*.
4. Authorise the General Manager to make minor amendments prior to the public exhibition of the *Lithgow Local Environmental Plan 2014: Housekeeping Amendments March 2025 and Lithgow Development Control Plan 2021* to address written advice made by either the Minister of Planning and Public Spaces or by the NSW Rural Fire Service.
5. A report on the Planning Proposal, Development Control Plan, and outcomes of the public hearing be provided to Council following the conclusion of the public consultation period.
6. A **DIVISION** be called in accordance with the requirements of Section 375A (3) of the *Local Government Act, 1993*.
7. Council withdraws the proposed amendment of Clause 4.2(c) from the *Lithgow Local Environmental Plan 2014: Housekeeping Amendments March 2025*.
8. Council include a review of Clause 4.2(c) of the *Lithgow Local Environmental Plan 2014* in the Growth Management Strategy.
9. The Administration present this matter to a Councillor Information Session.

**MOVED:** Councillor S Ring

**SECONDED:** Councillor E Mahony

### Amendment

THAT the matter of the *Lithgow Local Environmental Plan 2014 Housekeeping Amendments* be deferred to a Councillor Information Session.

**MOVED:** Councillor R Smith

**SECONDED:** Councillor E Fredericks

The Amendment was withdrawn.

**25 -205 RESOLVED**

THAT:

1. Council place the *Lithgow Local Environmental Plan 2014: Housekeeping Amendments March 2025* on public exhibition for a period of 42 days (subject to legislation) upon the satisfaction of all pre-exhibition Gateway Determination Conditions.
2. Council place the amendments to the *Lithgow Development Control Plan 2021* on public exhibition concurrently with the Housekeeping Planning Proposal for a period of 42 days (subject to legislation).
3. Council conduct a public hearing for the four (4) lands proposed to be re-classified from community to operational, in accordance with Chapter 6, Part 2, Division 1 of the *Local Government Act 1993*.
4. Authorise the General Manager to make minor amendments prior to the public exhibition of the *Lithgow Local Environmental Plan 2014: Housekeeping Amendments March 2025* and *Lithgow Development Control Plan 2021* to address written advice made by either the Minister of Planning and Public Spaces or by the NSW Rural Fire Service.
5. A report on the Planning Proposal, Development Control Plan, and outcomes of the public hearing be provided to Council following the conclusion of the public consultation period.
6. A **DIVISION** be called in accordance with the requirements of Section 375A (3) of the *Local Government Act, 1993*.
7. Council withdraws the proposed amendment of Clause 4.2(c) from the *Lithgow Local Environmental Plan 2014: Housekeeping Amendments March 2025*.
8. Council include a review of Clause 4.2(c) of the *Lithgow Local Environmental Plan 2014* in the Growth Management Strategy.
9. The Administration present this matter to a Councillor Information Session.

**MOVED:** Councillor S Ring**SECONDED:** Councillor E Mahony**CARRIED**

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

**Divisions**

**FOR:** Councillor C Coleman, Councillor T Evangelidis, Councillor E Fredericks, Councillor D Goodwin, Councillor E Mahony, Councillor S Ring, Councillor R Smith, Councillor M Statham and Councillor M Ticehurst

**AGAINST:** Nil**2.7. P&P - 25/08/2025 - Six Month Progress Report****25 -198 RESOLVED**

THAT Council note the following documents:

- 2022-2026 January - June Delivery Program Progress Report; and
- 2024/2025 January - June Operational Plan Progress Report.

**MOVED:** Councillor E Fredericks**SECONDED:** Councillor T Evangelidis**CARRIED**

**2.8. WWW - 25/08/2025 - Waste Collection Services Contract Community Consultation****25 -206 RESOLVED**

THAT Council:

1. Note the community consultation process undertaken for kerbside waste services under the new Waste Collection Services Contract (new Contract) commencing 4 November 2026;
2. Endorse the option of continuing weekly red-bin collections under the new Contract;
3. Endorse the option of continuing Collection Area A (same as existing) and decline the option of Collection Area B (extending to include Capertee, Glen Davis, Glen Alice, Rydal, Tarana and Sodwalls) under the new Contract;
4. Note the intention to review the provision of a transfer station at Glen Davis;
5. Note that a review of all waste infrastructure will occur as part of the next Waste Strategy to be developed from 2026; and
6. Refer the results of the waste survey to the Infrastructure Committee to workshop rural options as part of the Waste Strategy to be developed from 2026.

**MOVED:** Councillor S Ring

**SECONDED:** Councillor E Mahony

**CARRIED**

**2.9. WWW - 25/08/2025 - Development Servicing Plans - Mapping and Service Area Amendments****25 -207 RESOLVED**

THAT

1. Council endorse the proposed mapping changes for the Water and Wastewater Development Servicing Plan to be placed on exhibition for twenty-eight (28) days.
2. If no submissions are received during the public submission period or in the General Manager's view the submissions do not warrant referral to Council, the DSP mapping changes be adopted.

**MOVED:** Councillor C Coleman

**SECONDED:** Councillor T Evangelidis

**CARRIED**

**2.10. WWW - 25/08/2025 - Draft Water Services Restriction Policy****25 -208 RESOLVED**

THAT

1. Council endorse the draft Water Services Restriction Policy for public exhibition and comment for 28 days.
2. The draft Water Services Restriction Policy return to Council for final adoption following public exhibition.

**MOVED:** Councillor M Ticehurst

**SECONDED:** Councillor E Fredericks

**CARRIED**

### 3. Council Committee Reports

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#### 3.1. GM - 25/08/2025 - Emerging Economy Committee Meeting Minutes - 9 July 2025

##### 25 -209 RESOLVED

THAT Council:

1. Note the minutes of the 9 July 2025 Emerging Economy Committee Meeting.
2. Adopt Version 1.4 of the Emerging Economy Committee Terms of Reference.
3. Request the Administration to prepare draft policy framing documents to support Council's advocacy for improvements to the Bells Line of Road, the Great Western Highway, and Marangaroo Intersection.

**MOVED:** Councillor S Ring

**SECONDED:** Councillor E Fredericks

**CARRIED**

#### 3.2. I&PD - 25/08/2025 - Infrastructure Committee Meeting Minutes - 5 August 2025

##### 25 -210 RESOLVED

THAT

1. Council notes the minutes of the Infrastructure Committee meeting held on 5<sup>th</sup> August 2025; and
2. For Item 7.2 - Claret Ash Subdivision – Stormwater Impacts, the Administration organises community consultation to discuss options with the residents to proceed.

**MOVED:** Councillor S Ring

**SECONDED:** Councillor C Coleman

**CARRIED**

#### 3.3. GM - 25/08/2025 - Emerging Economy Committee Meeting Minutes - 6 August 2025

##### 25 -200 RESOLVED

THAT Council note the minutes of the 6 August 2025 Emerging Economy Committee Meeting.

**MOVED:** Councillor E Fredericks

**SECONDED:** Councillor T Evangelidis

**CARRIED**

**3.4. F&G - 25/08/2025 - Finance Committee Meeting Minutes - 11 August 2025****25 -199 RESOLVED**

THAT Council note the minutes of the Finance Committee meeting held 11 August 2025, and the business paper recommendations endorsed by the Committee.

**MOVED:** Councillor E Fredericks

**SECONDED:** Councillor T Evangelidis

**CARRIED**

**3.5. I&PD - 25/08/2025 - Sports Advisory Committee Meeting Minutes - 13 August 2025****25 -211 RESOLVED**

THAT Council:

1. Note the minutes of the Sports Advisory Committee meeting held 13<sup>th</sup> August 2025;
2. Provides Lyndall Peychers with \$300.00 toward the cost of participating in the 2025 NSW PSSA Swim Team; and
3. Provides Adeline Hemmy with \$300.00 toward the cost of participating in the 2025 PSSA NSW Hockey Team.

**MOVED:** Councillor E Mahony

**SECONDED:** Councillor E Fredericks

**CARRIED**

**4. Delegates Reports****4.1. GM - 25/08/205 - CNSWJO Report****25 -212 RESOLVED**

That Council note the report from the General Manager on the Central NSW Joint Organisation (CNSWJO) Board meeting on 31 July 2025 held in Parkes.

**MOVED:** Councillor M Ticehurst

**SECONDED:** Councillor E Fredericks

**CARRIED**

## 5. Questions with Notice

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### 5.1. QWN - 25/08/2025 - Councillor M Ticehurst - Model Code of Conduct Enquiry

The Question with Notice was tabled.

### 5.2. QWN - 25/08/2025 - Councillor E Fredericks - Progress on Resolution from 28 January 2025 Regarding Local Health Services

The Question with Notice was tabled.

### 5.3. QWN - 25/08/2025 - Councillor M Ticehurst - Lithgow City Council's Seven Valley Visitors Information Centre

The Question with Notice was tabled.

## 6. Notices of Motion

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### 6.1. NOM - Councillor M Ticehurst - 25/08/2025 - \$385m Funding for restoring road access into the Wolgan Valley

#### MOTION

THAT Council, given the future scale and \$385m cost of the project of restoring road access into the Wolgan Valley, request that Premier Chris Minns and his NSW State Government, appoint as soon as possible, NSW for Transport as the Project Managers.

**MOVED:** Councillor M Ticehurst

**SECONDED:** Councillor E Fredericks

#### LOST

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

#### Divisions

**FOR:** Councillor E Fredericks and Councillor M Ticehurst

**AGAINST:** Councillor C Coleman, Councillor T Evangelidis, Councillor D Goodwin, Councillor E Mahony, Councillor S Ring, Councillor R Smith and Councillor M Statham

#### PROCEDURAL MOTION

THAT Council have a ten minute recess at 8:15 pm

**MOVED:** Councillor E Fredericks

**SECONDED:** Councillor S Ring

#### CARRIED

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## PROCEDURAL

THAT Council resolve to return to open Council at 8:25 pm.

**MOVED:** Councillor D Goodwin

**SECONDED:** Councillor E Fredericks

**CARRIED**

**6.2. NOM - Councillor E Mahony - 25/08/2025 - Progress Report Local Road Network**

**25 -213 RESOLVED**

THAT a report be provided to the Infrastructure and Finance Committees detailing current proposed works programs to address the condition of our local road network. With particular emphasis on collector and link roads between our rural communities.

**MOVED:** Councillor E Mahony

**SECONDED:** Councillor E Fredericks

**CARRIED**

**6.3. NOM - Councillor E Mahony - 25/08/2025 - 2025 NSW Local Government Conference - Development of State Assistance Grants to support the delivery of essential infrastructure across regional NSW**

**25 -214 RESOLVED**

THAT:

1. Council support the Notice of motion - Development of State Assistance Grants to support the delivery of essential infrastructure across regional NSW and the Notice of Motion be submitted to 2025 NSW Local Government Conference.
2. the Mayor, Deputy Mayor and the General Manager seek support from regional organisations such as The Central NSW Joint Organisation and The Country Mayors Association (CMA) of New South Wales for the Notice of Motion.

**MOVED:** Councillor E Mahony

**SECONDED:** Councillor C Coleman

**CARRIED**

**6.4. NOM - Councillor S Ring - State Significant Developments**

**25 -215 RESOLVED**

THAT the Council endorse the motion on State Significant Development for consideration at the 2025 Annual LGNSW Conference.

**MOVED:** Councillor S Ring

**SECONDED:** Councillor E Fredericks

**CARRIED**

## 7. Business of Great Urgency

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

Councillor T Evangelidis made an apology for matters associated with a code of conduct complaint.

The Mayor thanked Councillor T Evangelidis for his statement and declared the matter not to be of great urgency in accordance with Clause 241 of the Local Government (General) Regulations.

Councillor E Mahony raised a matter of water supply in the Portland area in the last twelve months.

The Mayor declared the matter not to be of great urgency in accordance with Clause 241 of the Local Government (General) Regulations and referred the matter to the Infrastructure Strategic Review Committee.

Councillor M Statham raised the matter of a 28/1/25 resolution (Min. No.25-34) on the condition of the Old Portland Hospital and grounds.

The Mayor declared the matter not to be of great urgency in accordance with Clause 241 of the Local Government (General) Regulations and referred the matter to the Infrastructure Strategic Review Committee.

## 8. Closed Council

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The Mayor asked if there were any objections from the public with regards to the listed reports being in a session of the meeting that is closed to the public.

There were Nil objections.

### 25 -216 RESOLVED

THAT Council resolve to move into Closed Council to consider the confidential reports as listed in the business paper at 8:34 pm.

**MOVED:** Councillor S Ring

**SECONDED:** Councillor D Goodwin

**CARRIED**

The Mayor informed the Public that the webcasting will be turned off at this point in the meeting and will be reopened at the end of the session of the meeting that is closed to the public.

### 8.1. CONFIDENTIAL - P&P - 25/08/2025 Lithgow's Growth Management Strategy Awarding of Contract

### 25 -217 RESOLVED

THAT Council award the contract for services for the Growth Management Strategy Project to Mecone NSW Pty Ltd with an upper limiting fee of \$700,880 (excluding GST).

**MOVED:** Councillor S Ring

**SECONDED:** Councillor E Mahony

**CARRIED****8.2. CONFIDENTIAL - P&P - 25/08/2025 - Proposed closure of part of Tank Union Lane and transfer to Lithgow and District Workmens Club Ltd**

Due to an earlier declaration, Councillor D Goodwin left the chambers.

**25 -218 RESOLVED**

THAT Council defer the report and bring it back to the next feasible Ordinary Meeting of Council.

**MOVED:** Councillor M Ticehurst

**SECONDED:** Councillor C Coleman

**CARRIED**

Councillor D Goodwin returned to the meeting at 9:19pm.

Due to an earlier declaration of interest, Councillor M Ticehurst left the meeting at 9:20 pm and did not return.

**8.3. CONFIDENTIAL - GM - 25/08/2025 - Lithgow Locomotive Workshop Site****25 -219 RESOLVED**

THAT Council formally resolve not to submit an Expression of Interest (EOI) in its own right for the Pacific National Lithgow sites, and instead adopt a clear advocacy role by:

1. Continuing to request urgent State and Federal Government intervention to acquire the site through the National Reconstruction Fund (NRF) or related precinct and infrastructure programs.
2. Providing data and precinct planning support to assist Ministers, the National Rail Advocate, and the Office of National Rail Industry Coordination (ONRIC) in developing a government-led acquisition pathway.
3. Continuing to advance Council's precinct planning and stakeholder engagement, ensuring that the site's future use aligns with Lithgow's Emerging Economy Plan, regional freight and logistics reform, and national rail/defence transition objectives.
4. Writes to the Minister for Transport (NSW) and the Minister for Industry and Innovation (Commonwealth) formally advising of Council's position, and seeking urgent confirmation of intergovernmental negotiations to secure the site.

**MOVED:** Councillor S Ring

**SECONDED:** Councillor E Fredericks

**CARRIED**

**25 -220 RESOLVED**

THAT Council resolve to return to open Council and inform the public of the resolutions of the session of the meeting that is closed to the public at 9:28 pm.

**MOVED:** Councillor E Fredericks

**SECONDED:** Councillor S Ring

**CARRIED**

There being no further business the Mayor declared the meeting closed at 9:31 pm.

DRAFT