



Ordinary Meeting of Council

held at

Council Administration Centre

180 Mort Street, Lithgow

on

Monday 22 September 2025

at 6:30 PM

Minutes

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DRAFT

The Mayor declared the meeting open at 6:30 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: 10

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

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 at this meeting.

Confirmation of Minutes

25 -221 RESOLVED

The Minutes of the Ordinary Meeting of Council held on the 25 August 2025 were taken as read and confirmed.

MOVED: Councillor E Fredericks

SECONDED: Councillor S Ring

CARRIED

Commemorations and Announcements

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.

Public Forum

At 6:31 pm members of the public gallery were invited to participate in the Public Forum Session.

Mr Bernard O'Regan made a statement in relation to Item 2.2 on the business paper.

The Mayor thanked Mr O'Regan for his statement.

The Mayor called for any further speakers.

There were no further speakers.

1. Mayoral Minutes

No Mayoral Minutes were tabled.

PROCEDURAL MOTION

THAT the following items brought forward to this point in the meeting and moved by exception:
2.5, 2.6, 2.7, 3.1, 3.2 and 3.3

The items are to be adopted as recommended in the business paper.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodwin

CARRIED

2. Administration Reports

2.1. GM - 22/09/2025 - Nominations for and Election for the Position of Deputy Mayor from September 2025 to September 2026

25 -228 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 Deputy Mayor for a term to September 2026.
3. Use the open method of voting for the election of a Deputy Mayor.
4. The fee that is to be paid to the Deputy Mayor, be NIL.

MOVED: Councillor C Coleman

SECONDED: Councillor D Goodwin

CARRIED

The General Manager took the Chair as the Returning Officer.

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

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

Councillor S Ring - nominated by Councillor C Coleman and Councillor S Ring.

Councillor E Fredericks - nominated by Councillor M Ticehurst and Councillor E Fredericks.

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 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
Councillor D Goodwin

The Returning Officer / General Manager declared Councillor S Ring as Deputy Mayor for the period to September 2026.

The Returning Officer vacated the Chair.

The Mayor took the Chair and resumed the meeting.

2.2. P&P - 22/09/2025 - DA123/24, Subdivision 54 Residential Allotments, 14 Claret Ash Avenue, South Bowenfels**25 -229 RESOLVED**

THAT:

1. Development application DA123/24 be APPROVED subject to conditions of consent as detailed in the attached planning assessment report.
2. Council endorse the draft Voluntary Planning Agreement proposed for DA123/24 being for \$6,800 per residential lot to go towards public open space and recreational needs.
3. The draft Voluntary Planning Agreement for DA123/24 be placed on public exhibition for a period of 28 days.
4. If no submissions are received during the public exhibition period for the draft Voluntary Planning Agreement, the agreement be endorsed by the General Manager under delegated authority.
5. \$200,000 be allocated to the amplification of stormwater infrastructure adjacent to 981 and 983 Great Western Highway, Lithgow, sourced from the 2025/26 SRV-funded stormwater improvements budget (100884).
6. \$10,000 be allocated to the development of a Local Area Traffic Management Plan for the neighbourhood of Littleton, sourced from the 2025/26 Transport Management budget (800193), depending on the outcome of negotiations with the developer.
7. 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 M Statham

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 M Ticehurst and Councillor S Ring

AGAINST: Councillor E Mahony, Councillor R Smith and Councillor M Statham

2.3. P&P - 22/09/2025 - Determination of modification application MODDA017/25 - 17G Great Western Highway, Marrangaroo

Councillor E Fredericks left the meeting at 7:18 pm.

Councillor E Fredericks returned to the meeting at 7:20 pm.

25 -230 RESOLVED

THAT:

1. Modification Application MODDA017/25 be REFUSED.
2. 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 C Coleman

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

2.4. P&P - 22/09/2025 - DA051/25 - 81 Martini Parade Lithgow - 4 x 3 bedroom dwellings**25 -231 RESOLVED**

THAT:

1. Development application DA051/25 be APPROVED with conditions as detailed in the attached planning assessment report.
2. A DIVISION be called in accordance with the requirements of Section 375A(3) of the *Local Government Act 1993*.

MOVED: Councillor M Ticehurst

SECONDED: Councillor E Fredericks

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 E Fredericks, Councillor D Goodwin, Councillor E Mahony, Councillor S Ring, Councillor M Statham and Councillor M Ticehurst

AGAINST: Councillor T Evangelidis and Councillor R Smith

2.5. F&G - 22/09/2025 - Referral of Financial Statements for External Audit for Year Ended 30 June 2025**25 -223 RESOLVED**

THAT Council:

1. Refer the 2024/25 financial statements for audit (in accordance with S.413 of the Local Government Act 1993) and note the proposed process and timeline for the audit of the financial statements.
2. Authorise the signing of the statement on the 2024/25 General Purpose Financial Statements.
3. Authorise the signing of the statement on the 2024/25 Special Purpose Financial Statements.
4. Note that a representative of the Audit Office of NSW will be invited to present a report to Council on the 2024/25 Financial Statements at a Council meeting within one month of the receipt of the Auditor's reports.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodwin

CARRIED

2.6. F&G - 25/08/2025 - Investment Report August 2025**25 -222 RESOLVED**

THAT:

1. Investments of \$54,200,000 and cash of \$1,393,047 (which is mostly restricted for specific purposes) for the period ending 31 August 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 S Ring

SECONDED: Councillor D Goodwin

CARRIED

2.7. F&G - 22/09/2025 - Supply & Delivery of Bulk Fuel Tender**25 -224 RESOLVED**

THAT Council:

1. Accept and authorise the General Manager to sign a contract with the following organisations for the supply and delivery of bulk fuel:
 - a. Castlyn Pty Ltd. T/A Inland Petroleum;
 - b. Ocwen Energy Pty Ltd. T/A Lowes Petroleum Service; and
 - c. Petro National Pty Ltd. P/A Oilsplus; and
2. Advise the Central NSW Joint Organisation of its decision.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodwin

CARRIED

2.8. F&G - 22/09/2025 - Line-marking Services Tender**25 -232 RESOLVED**

THAT Council:

1. Accept and authorise the General Manager to sign a contract with the following organisations for line-marking services:
 - a. ACT Line-marking Pty Ltd;
 - b. Gumbay Holdings Pty Ltd t/as Avante Line-marking; and
 - c. Central West Line-marking Pty Ltd; and
2. Advise the Central NSW Joint Organisation of its decision.

MOVED: Councillor E Mahony

SECONDED: Councillor D Goodwin

CARRIED

2.9. I&PD - 22/09/2025 - TEN09/25 – Wolgan Road (Old) – Wolgan Valley Road Repair Works**25 -233 RESOLVED**

THAT Council:

1. Note the tender evaluation for the Wolgan Road (Old) - Wolgan Valley Road Repair Works,
2. In accordance with Clause 178 (1)(a) of the Local Government (General) Regulation 2021, accept the tender submission from Gracey & Son Earthmoving for the tendered amount of \$270,960 (ex GST).
3. Authorise the General Manager to execute the contract on behalf of Council under delegated authority.

MOVED: Councillor E Mahony

SECONDED: Councillor M Statham

CARRIED

2.10. I&PD - 22/09/2025 - TEN10/25 – Road Works Package 1 (2025-2026)**25 -234 RESOLVED**

THAT Council:

1. Note the tender evaluation for the Road Works Package 1 (2025–2026).
2. In accordance with Clause 178 (1)(a) of the Local Government (General) Regulation 2021, accept the tender submission from Dukes Earthmoving Pty Ltd for the tendered amount of \$250,680.00 (ex GST).
3. Authorise the General Manager to execute the contract on behalf of Council under delegated authority.

MOVED: Councillor E Mahony

SECONDED: Councillor D Goodwin

CARRIED

2.11. I&PD - 22/09/2025 - Proposed Crown Road Transfers

Councillor T Evangelidis left the meeting at 7:54 pm.

Councillor T Evangelidis returned to the meeting at 7:57 pm.

Councillor M Statham declared a conflict of interest in this item and left the meeting at 7:57 pm stating that her brother owned earthmoving equipment.

25 -235 RESOLVED

THAT Council:

1. Strongly reject the recent proposals made by the NSW Government's Department of Planning, Housing and Infrastructure – Crown Lands to transfer Crown roads to Council.
2. Urgently writes to the Hon. Stephen Kamper MP (Minister for Lands and Property), the Hon. Stephen Lawrence, MLC (Duty MLC for Lithgow), the Hon. Paul Toole, MP (Local Member for Lithgow), the Hon. Ron Hoenig MP (Minister for Local Government), and the Hon. Jenny Aitchison MP (Minister for Roads and Regional Transport) seeking their support for a more equitable and financially sustainable position to be taken regarding the transfer of Crown roads to Council, this correspondence to include advocacy on a resolution in relation to Honeysuckle Falls Road.
3. Seek the support of the Central NSW Joint Organisation in similarly advocating for the outcomes described in Point 2 above.
4. Discuss the item regarding Honeysuckle Falls Road funding at an Infrastructure Committee meeting.

MOVED: Councillor T Evangelidis

SECONDED: Councillor D Goodwin

CARRIED

Councillor M Statham returned to the meeting at 8:04 pm.

2.12. I&PD - 22/09/2025 - Review of Policy 10.15 & New Draft Policy - ENM & VENM**25 -236 RESOLVED**

THAT Council:

1. Adopt and implement revised Policy 10.15 Footpath Reservation and Nature Strip Maintenance with immediate effect; and
2. Adopt and implement the new policy – ENM (Excavated Natural Materials) & VENM (Virgin Excavated Natural Materials) Management with immediate effect.

MOVED: Councillor E Mahony

SECONDED: Councillor S Ring

CARRIED

2.13. I&PD - 22/09/2025 - Professional Services Tender

Councillor E Fredericks left the meeting at 8:06 pm.

25 -237 RESOLVED

THAT Council:

1. Note the tender evaluation and the attached Confidential Evaluation Report for the Professional Engineering Support Services Tender (25/26 - 27/28).
2. In accordance with Clause 178 (1)(a) of the Local Government (General) Regulation 2021, accept the tender submission from Shepherd Services Pty Ltd for the total tendered amount of \$1,609,464 (ex GST).
3. Authorise the General Manager to execute the contract on behalf of Council under delegated authority.

MOVED: Councillor S Ring

SECONDED: Councillor E Mahony

CARRIED

3. Council Committee Reports**3.1. P&P - 22/09/2025 - Seven Valleys Tourism Committee Meeting Minutes - 20 August 2025****25 -227 RESOLVED**

THAT:

1. Council note the minutes of the Seven Valleys Tourism Committee meeting held on 20 August 2025.
2. Endorse Trevor Evans (Secret Creek) and Lucie Novakova (Six Foot Track Eco Lodge) as additional members of the Seven Valleys Tourism Committee.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodwin

CARRIED

3.2. P&P - 22/09/2025 - Environmental Advisory Committee Minutes - 3 September 2025**25 -226 RESOLVED**

THAT Council note the minutes of the Environmental Advisory Committee held on 3 September 2025.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodwin

CARRIED

3.3. I&PD - 22/09/2025 - TALC Minutes - 21 August 2025**25 -225 RESOLVED**

THAT Council:

1. Note the minutes of the TALC Committee Meeting held on 21 August 2025; and
2. Adopt the reforms to Transport for NSW delegations to Council, including the reforms to Local Traffic Committees (item 8.1); and
3. Note that the TfNSW template Terms of Reference for Council's Local Transport Forum (formerly Traffic Advisory Local Committee) will be presented to the Committee (when available) for discussion and review, with any amendments to reflect the new delegations and reforms (item 8.1); and
4. Approve "No Parking" zones to be installed on both sides of High Street, between Mort Street and Johnson Street, Lithgow (item 8.2); and
5. Approve a "No Parking" zone to be installed on the continuous side of Stewart Street / Page Street intersection, for a total of 35 metres (lining up with the 10 metre No Parking zones on the opposite side of the street) (item 8.3); and
6. Reiterate the existing restriction of not parking within 10 metres of any intersection by installing "No Parking" signs in Stewart Street, either side of the Page Street intersection (currently not signposted) (item 8.3); and
7. Approve the current parallel parking in Blanchard Lane to remain as is (item 9.1); and
8. Approve a second accessible parking space in Blanchard Lane, Lithgow (upon discussion with Red Cross) (item 9.1); and
9. Approve Bus Zone signage to be installed to reflect the restriction on parking 20 metres before and 10 metres after both bus stops in Williwa Street, Portland (between Lett Street and Wolgan Street) (item 9.2); and
10. Forward correspondence to the resident / businesses in Williwa Street, between Lett Street and Wolgan Street, Portland advising of the restrictions and requirement for valuable public transport usage (item 9.2); and
11. Approve the Blue Mountains Grammar School Charity Walk event scheduled for Saturday 11 October 2025 as submitted (item 9.3).

MOVED: Councillor S Ring

SECONDED: Councillor D Goodwin

CARRIED

3.4. F&G - 22/09/2025 - Audit Risk Improvement Committee (ARIC) Minutes and Annual Report

Councillor E Fredericks returned to the meeting at 8:08 pm.

25 -238 RESOLVED

THAT Council:

1. Note the Minutes of the 9 September 2025 ARIC Meeting; and
2. Endorse the ARIC Annual Report which is included as an attachment.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodwin

CARRIED

4. Notices of Rescission

4.1. NOM - 22/09/2025 - Notice to Rescind Resolution - Code of Meeting Practice

25 -239 RESOLVED

THAT

1. The newly released draft Model Code of Meeting Practice be placed on public exhibition for a period of 28 days and members of the community be allowed 42 days in which to comment on the draft code.
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.
4. Council endorse the other proposed non-mandatory provisions included in the draft Model Code which meet best practice as set by the Office of Local Government.
5. Council fix the general order of business included as Appendix 1 of the draft Model Code.

MOVED: Councillor S Ring

SECONDED: Councillor E Mahony

CARRIED

5. Questions with Notice

5.1. QWN - 22/09/2025 - Councillor M Ticehurst - 2024/2025 Financial Year Claims

The Question with Notice was tabled.

5.2. QWN - 22/09/2025 - Councillor M Ticehurst - On Lithgow City Council Resolution 25 -164 made on the 30 June 2025.

The Question with Notice was tabled.

6. Business of Great Urgency

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

Cr Evangelidis asked when the laser etching was to be carried out on Main Street.

Cr Fredericks asked about Bayonet Street repairs, seeking a response to when the works will be finalised.

Cr Statham asked what is happening at the Waste Transfer Station regarding staff, hours of operation and the processes occurring.

The Mayor declared the matters not to be of great urgency in accordance with Clause 241 of the Local Government (General) Regulations. The Administration will respond to the matters as questions on notice.

7. Closed Council

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.

Councillor S Ring left the meeting at 8:18 pm.

Councillor S Ring returned to the meeting at 8:27 pm.

There were Nil objections.

25 -240 RESOLVED

THAT Council resolve to move into Closed Council to consider the confidential reports as listed in the business paper at 8:18 pm after a 10 minutes recess.

MOVED: Councillor E Fredericks

SECONDED: Councillor E Mahony

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.

7.1. CONFIDENTIAL - P&P - 22/09/2025 - Variation of Access License Deed - Proposed Water Pipeline to McPhillamy's Gold Project**25 -241 RESOLVED**

THAT Council:

1. Approve the Deed of Variation of Access Licence Deed, and
2. Delegate authority to the General Manager to sign all documents and do all things necessary to give effect to the Deed of Variation of Access Licence Deed.

MOVED: Councillor M Statham

SECONDED: Councillor S Ring

CARRIED

Councillor Ticehurst called a Point of Order stating that the next item should be read by the Mayor as the item was regarding the General Manager.

The Mayor upheld the Point of Order.

7.2. CONFIDENTIAL - Mayoral Minute - 22/09/2025 - General Manager Performance Review**25 -242 RESOLVED**

THAT Council:

1. Note the information provided on the General Manager's 2024/25 performance review and 2025/26 Performance Agreement.
2. Confirm membership of the General Manager's performance review panel, comprised of the Mayor, Deputy Mayor and Cr Mahony (GM's nominee).

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring

CARRIED

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

Divisions

FOR: Councillor C Coleman, Councillor T Evangelidis, Councillor D Goodwin, Councillor E Mahony, Councillor S Ring and Councillor R Smith

AGAINST: Councillor E Fredericks, Councillor M Statham and Councillor M Ticehurst

25 -243 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 8:32pm.

MOVED: Councillor S Ring

SECONDED: Councillor E Mahony

CARRIED

Councillor M Ticehurst called a Matter Arising stating that another Councillor will need to be delegated to the General Managers Performance Panel to replace him.

25 -244 RESOLVED

That Councillor Evangelidis is appointed to the General Manager's Performance Review Panel.

MOVED: Councillor C Coleman

SECONDED: Councillor D Goodwin

CARRIED

There being no further business the Mayor declared the meeting closed at 8:43 pm.

DRAFT