



MINUTES

Ordinary Meeting of Council

held at

Council Administration Centre

180 Mort Street, Lithgow

on

Monday 24 June 2019

at 7:00 pm

ORDER OF BUSINESS

1. Acknowledgement of Country	3
2. Present	3
3. Apologies	3
4. Confirmation of Minutes.....	4
8.0.1. GM - 24/06/19 - Order of Business and Public Forum at Ordinary Meetings of Council	6
5. Declaration of Interest	8
6. Commemorations and Announcements	8
7. Public Forum.....	8
8. Staff Reports	8
8.0. General Manager's Reports	8
8.0.1. GM - 24/06/19 - Order of Business and Public Forum at Ordinary Meetings of Council	8
8.1. Economic Development and Environment Reports.....	9
8.1.1. ECDEV - 24/06/19 - Proposed Road Naming	9
8.1.2. ECDEV - 24/06/19 - Proposed New Policy - Alternate Fuel Rebates	9
8.1.3. ECDEV - 24/06/19 - Mount Piper Power Station Mod 8 - Water Storage Pond.....	10
8.2. Infrastructure Services Reports.....	11
8.2.1. IS - 24/06/19 - Infrastructure Services Policy Review	11
8.3. Water and Wastewater Reports.....	11
8.3.1. WW - 24/06/19 - Water Report.....	11
8.4. Finance and Assets Reports	12
8.4.1. FIN - 24/06/19 - Smart Water Meters - Residential Usage Tiers	12
8.4.2. FIN - 24/06/19 - Tender Delegations Report.....	12
8.4.3. FIN - 24/06/19 - Costs of ALGWA Activities.....	13
8.4.4. FIN - 24/06/19 - Investment Report May 2019.....	14
8.4.5. FIN - 24/06/19 - Write-off of Inventory.....	14
8.5. People and Services Reports	15
8.5.1. FIN - 24/06/19 - Delivery Program 2017-2021 and Operational Plan 2019/20.....	15
8.5.2. PS - 24/06/19 - Financial Assistance Recommendations	21
9. Council Committee Reports.....	24
9.1. PS - 24/06/19 - Community Development Committee Minutes.....	24
10. Notices of Motion.....	24
10.1. NOTICE OF MOTION - 24/06/19 - Plastic Free Morning Tea.....	24
11. Business of Great Urgency.....	25
12. Closed Council.....	25
12.1. WWW - 24/06/19 - Confidential Report - Tarana Water Supply.....	24

The Deputy Mayor declared the meeting open at 06:59 pm. – The Deputy Mayor acted as Chairperson given the leave of absence granted the Mayor.

1. Acknowledgement of Country

The Deputy Mayor acknowledged the traditional custodians of this land we are on here today, and paid respect to their elders both past, present and emerging.

The Chairperson informed all those in attendance at the 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.

2. Present

Public: 15

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

Also in attendance

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
Ms Kaitlin Cibulka, Minutes Secretary

3. Apologies

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

An apology was received from and leave of absence granted to Councillor J Smith who is unable to attend due to personal business.

19-160 - RESOLVED

THAT leave of absence be granted to Councillor R Thompson and Councillor J Smith.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodwin

CARRIED: Unanimously

Divisions

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

AGAINST: nil

4. Confirmation of Minutes

Confirmation of the Minutes of the Ordinary Meeting of Council held on the 27 May 2019 and the Reconvened Meeting held on 11 June 2019 were taken as read and confirmed.

MOVED: Councillor D Goodwin

SECONDED: Councillor S Ring

AMENDMENT

Clr Lesslie requested the minutes be amended in relation to advice given by the General Manager in regards to notice of motion made by Clr Lesslie to page 20 of the minutes of the Ordinary Meeting of Council held on 27th May 2019 (Reconvened 11th June 2019).

AMENDMENT

Clr Coleman requested to remove commentary after the point of order on page 30 of the minutes of the Ordinary Meeting of Council held on 27th May 2019 (Reconvened 11th June 2019).

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring

Divisions

FOR: Councillor W McAndrew, Councillor C Coleman, Councillor D Goodsell, Councillor D Goodwin, Councillor S Ring, Councillor M Statham

AGAINST: Councillor S Lesslie

19-161 RESOLVED

Confirmation of the Minutes of the Council held on the 27 May 2019 and the Reconvened Meeting held on 11 June 2019 were taken as read and confirmed with Amendments.

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring

CARRIED

Divisions

FOR: Councillor W McAndrew, Councillor C Coleman, Councillor D Goodsell, Councillor D Goodwin, Councillor S Ring, Councillor M Statham

AGAINST: Councillor S Lesslie

Councillor Lesslie questioned the chairperson on the need to record voting given the adoption of the new code of meeting practice.

The Chairperson advised that there was a standing resolution of Council requiring the recording of Councillor voting and ruled accordingly.

Councillor Lesslie moved a motion of dissent.

The motion of dissent was PUT and LOST.

Divisions

FOR: Councillor S Lesslie, Councillor S Ring, Councillor M Statham

AGAINST: Councillor W McAndrew, Councillor C Coleman, Councillor D Goodsell, Councillor D Goodwin

PROCEDURAL MOTION

THAT Item 8 on the agenda be moved to this point in the meeting due to the urgency of the item.

MOVED: Councillor W McAndrew

CARRIED: Unanimously

Divisions

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

AGAINST: nil

8.0. General Manager's Reports

8.0.1. GM - 24/06/19 - Order of Business and Public Forum at Ordinary Meetings of Council

Report by General Manager

MOTION

THAT Council

1. Adopts the Order of Business as set out hereunder for the conduct of its meetings (note Extraordinary Meetings do not have Public Forum provisions because of time frames).

"The general order of business at Council meetings shall be as follows:

1. Acknowledgment of Country

2. Chairpersons Statement. 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.

3. Apologies

4. Confirmation of Minutes of Previous Meetings

5. Declaration of Interests - Pecuniary and Non-Pecuniary

6. Acknowledgements and Commemorations

7. Public Forum

8. Presentations

9. Mayoral Minutes

10. Staff Reports
 11. Council Committee Minutes
 12. Delegates Reports
 13. Notices of Motions
 14. Questions with Notice (from Councillors)
 15. Notices of Rescission
 16. Business of Great Urgency (as identified by Clause 241 of the Local Government (General) Regulations 2005)
 17. Closed Council"
-
2. Notes that SWP 5.8 attached to this paper sets out the process for which members of the Public can register to speak at a Public Forum.
 3. That a report be brought to Council to consider bringing forward Closed Council and Notice of Motion in the Order Of Business for a Council meeting
 4. That point 6 and point 7 be removed from the addressing Council letter of the SWP 5.8

MOVED: Councillor S Ring

SECONDED: Councillor M Statham

AMENDMENT

That the Chairperson statement in the order of business be amended to exclude all words after the word webcasting in the second sentence.

THAT Council

1. Adopts the Order of Business as set out hereunder for the conduct of its meetings (note Extraordinary Meetings do not have Public Forum provisions because of time frames).

"The general order of business at Council meetings shall be as follows:
 1. Acknowledgment of Country
 2. Chairpersons Statement. Inform all those in attendance at this meeting, that the meeting is being webcast.
 3. Apologies
 4. Confirmation of Minutes of Previous Meetings
 5. Declaration of Interests - Pecuniary and Non-Pecuniary
 6. Acknowledgements and Commemorations
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2. Notes that SWP 5.8 attached to this paper sets out the process for which members of the Public can register to speak at a Public Forum.

3. That a report be brought to Council to consider bringing forward Closed Council and Notice of Motion in the Order Of Business for a Council meeting
4. That point 6 and point 7 be removed from the addressing Council letter of the SWP 5.8

MOVED: Councillor S Lesslie

The Chairperson ruled the Amendment Out Of Order as Clause 5.21 of the adopted Code of Meeting Practice is a mandatory requirement under the model code of meeting practice and as required by the office of local government.

The Motion was PUT

19-162 RESOLVED

THAT Council

1. Adopts the Order of Business as set out hereunder for the conduct of its meetings (note Extraordinary Meetings do not have Public Forum provisions because of time frames).

"The general order of business at Council meetings shall be as follows:

1. Acknowledgment of Country
2. Chairpersons Statement. 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.
3. Apologies
4. Confirmation of Minutes of Previous Meetings
5. Declaration of Interests - Pecuniary and Non-Pecuniary
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17. Closed Council"
2. Notes that SWP 5.8 attached to this paper sets out the process for which members of the Public can register to speak at a Public Forum.
3. That a report be brought to Council to consider bringing forward Closed Council and Notice of Motion in the Order Of Business for a Council meeting
4. That point 6 and point 7 be removed from the addressing Council letter of the SWP 5.8

MOVED: Councillor S Ring

SECONDED: Councillor M Statham

CARRIED: Unanimously

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

AGAINST: nil

5. Declaration of Interest

There were Nil declarations of interest.

6. Commemorations and Announcements

Councillor S Ring left the meeting at 7:36pm

Councillor S Ring returned to the meeting at 7:37pm

Councillor W McAndrew commemorated the passing of Margaret Buckley who passed away recently and was an active member of the community.

Councillor S Lesslie commemorated the passing of Mr Bradley Barber who passed away recently and was an active member of the community.

Councillor M Statham commemorated the passing of Mr Leslie Senior who passed away recently and was an active member of the community.

Councillor M Statham commemorated the passing of Mrs Freda Ohlsen who passed away recently and was an active member of the community.

7. Public Forum

At 07:41 pm members of the public gallery were invited to participate in the Public Forum Session.

Mr Robert Green made a statement in relation to Weed Control in the Palmers Oakey / Upper Turon locality.

The Deputy Mayor thanked Mr Green for his statement.

Mr Ticehurst made a statement in relation to Item 8.1.1 on the agenda.

The Deputy Mayor thanked Mr Ticehurst for his statement.

8. Staff Reports

8.0. General Manager's Reports

8.0.1. GM - 24/06/19 - Order of Business and Public Forum at Ordinary Meetings of Council

Report by General Manager

This Item was dealt with earlier in the meeting.

8.1. Economic Development and Environment Reports

8.1.1. ECDEV - 24/06/19 - Proposed Road Naming "QE Park Lane" Lithgow to "Blanchard Lane" Lithgow

Report by Director of Economic Development & Environment

19-163 RESOLVED

THAT

1. Council proceed with the online road naming process and gazette the road name of "Blanchard Lane" for the laneway that adjoins the western side of Queen Elizabeth Park and the eastern boundary of residential properties located off Hassan's Walls Road, Lithgow.
2. Adjoining landowners and relevant authorities be notified of the new road name

MOVED: Councillor C Coleman

SECONDED: Councillor M Statham

CARRIED: Unanimously

Divisions

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

AGAINST: nil

8.1.2. ECDEV - 24/06/19 - Proposed New Policy - Alternate Fuel Rebates

Report by Director of Economic Development & Environment

MOTION

THAT

1. Draft Policy 5.7 - Alternate Fuel Rebates, be placed on public exhibition for a period of 28 days and be reported back to Council following the exhibition process having regard to any submissions received.
2. Change the last sentence of page 3 ITEM 6 - Receipt of disposal of the coal burning appliance for metal recycling is to be provided by the owner or authorized installer to Council.

MOVED: Councillor D Goodsell

SECONDED: Councillor S Ring

AMENDMENT

THAT the draft Policy 5.7 - Alternate Fuel Rebates, be placed on public exhibition for a period of 28 days and be reported back to Council following the exhibition process having regard to any submissions received.

MOVED: Councillor S Lesslie

SECONDED: Councillor C Coleman

The AMENDMENT was PUT and LOST

Divisions

FOR: Councillor C Coleman, Councillor S Lesslie

AGAINST: Councillor W McAndrew, Councillor D Goodsell, Councillor D Goodwin, Councillor M Statham, Councillor S Ring,

19-164 RESOLVED

THAT

1. Draft Policy 5.7 - Alternate Fuel Rebates, be placed on public exhibition for a period of 28 days and be reported back to Council following the exhibition process having regard to any submissions received.
2. Change the last sentence of page 3 ITEM 6 - Receipt of disposal of the coal burning appliance for metal recycling is to be provided by the owner or authorized installer to Council.

MOVED: Councillor D Goodsell

SECONDED: Councillor S Ring

CARRIED:

Divisions

FOR: Councillor C Coleman, Councillor D Goodsell, Councillor D Goodwin, Councillor M Statham, Councillor S Ring, Councillor W McAndrew

AGAINST: Councillor S Lesslie

Councillor 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.

8.1.3. ECDEV - 24/06/19 - Mount Piper Power Station Mod 8 - Water Storage Pond

Report by Director of Economic Development & Environment

19-165 RESOLVED

THAT the information in the report for the Mount Piper Power Station Mod 8 - water storage pond be NOTED.

MOVED: Councillor M Statham

SECONDED: Councillor C Coleman

CARRIED:

Divisions

FOR: Councillor W McAndrew, Councillor C Coleman, Councillor D Goodsell, Councillor D Goodwin, Councillor S Ring, Councillor M Statham

AGAINST: Councillor S Lesslie

Councillor 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.

8.2. Infrastructure Services Reports

8.2.1. IS - 24/06/19 - Infrastructure Services Policy Review

Report by Director of Infrastructure & Services

19-166 RESOLVED

THAT

1. Revised Policy 10.6 - Kerb and Gutter Construction - Contributions be placed on public exhibition for a period of 28 days with the policy being reported back to Council for consideration for final adoption subject to consideration of any submissions received; and
2. Revised Policy 10.7 - Public Gates and Grids on Local Roads be placed on public exhibition for a period of 28 days with the policy being reported back to Council for consideration for final adoption subject to consideration of any submissions received.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodsell

CARRIED:

Divisions

FOR: Councillor W McAndrew, Councillor C Coleman, Councillor D Goodsell, Councillor D Goodwin, Councillor S Ring, Councillor M Statham

AGAINST: Councillor S Lesslie

Councillor 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.

8.3. Water and Wastewater Reports

8.3.1. WW - 24/06/19 - Water Report

Report by Director of Water & Wastewater

19-167 RESOLVED

THAT the June 2019 Water Report be noted.

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring

CARRIED:

Divisions

FOR: Councillor W McAndrew, Councillor C Coleman, Councillor D Goodsell, Councillor D Goodwin, Councillor S Ring, Councillor M Statham

AGAINST: Councillor S Lesslie

Councillor 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.

8.4. Finance and Assets Reports

8.4.1. FIN - 24/06/19 - Smart Water Meters - Residential Usage Tiers

Report by Chief Financial & Information Officer

19-168 RESOLVED

THAT Council:

1. Vote an extra \$470,000 to be allocated to the 2018/19 Smart Meters project budget due to the faster than expected progress of the project. The draft 2019/20 smart water meters budget would be reduced by the same amount.
2. Increase the residential water usage tier 1 from 0-250kl to 0-400kl for the period 1 July 2019 to 30 June 2020 in the 2019/20 Operational Plan.
3. Note that no change will be made to the water fund budgets included in the draft 2019/20 Operational Plan. Water fund income will be closely monitored as the smart meters are installed and as readings commence.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodwin

CARRIED: Unanimously

Divisions

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

AGAINST: nil

8.4.2. FIN - 24/06/19 - Tender Delegations Report

Report by Chief Financial & Information Officer

19-169 RESOLVED

THAT Council note that the exercise of the General Manager's delegation to approve the Wallerawang Skatepark tender in May 2019.

MOVED: Councillor M Statham

SECONDED: Councillor C Coleman

CARRIED: Unanimously

Divisions

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

AGAINST: nil

8.4.3. FIN - 24/06/19 - Costs of ALGWA Activities

Report by Chief Financial & Information Officer

MOTION

THAT Council:

1. Note the information provided in this report on the estimated costs of Cr Coleman's attendance at ALGWA activities for the 2019/20 year.
2. Reallocate \$3,000 from the 2019/20 Governance advertising budget to supplement the 2019/20 Councillor travel expenses budget for the estimated costs of Cr Coleman's attendance at ALGWA activities.

MOVED: Councillor C Coleman

SECONDED: Councillor D Goodsell

CARRIED:

POINT OF ORDER

Clr Goodwin raised a possible conflict of interest - Clr Coleman

Deputy Mayor indicated that it was not a point of order but that Clr Coleman should indicate if it is a conflict or not.

Clr Coleman declared a conflict of interest and removed herself as the mover of the motion and remained in the Chambers.

19-170 RESOLVED

THAT Council:

1. Note the information provided in this report on the estimated costs of Cr Coleman's attendance at ALGWA activities for the 2019/20 year.
2. Reallocate \$3,000 from the 2019/20 Governance advertising budget to supplement the 2019/20 Councillor travel expenses budget for the estimated costs of Cr Coleman's attendance at ALGWA activities.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodsell

CARRIED: Unanimously

Divisions

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

AGAINST: nil

8.4.4. FIN - 24/06/19 - Investment Report May 2019

Chief Financial & Information Officer

19-171 RESOLVED

THAT

1. Investments of \$28,280,000 and cash of \$1,546,550.02 for the period ending 31 May 2019 be noted.
2. The enclosed certificate of the Responsible Accounting Officer be noted.

MOVED: Councillor C Coleman

SECONDED: Councillor D Goodwin

CARRIED: Unanimously

Divisions

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

AGAINST: nil

8.4.5. FIN - 24/06/19 - Write-off of Inventory

Report by Chief Financial & Information Officer

19-172 RESOLVED

THAT Council write-off \$66,219.77 of inventory due to stocktake adjustments at 30 June 2019 in accordance with AASB1049 - Whole of Government and General Government Sector Financial Reporting.

MOVED: Councillor M Statham

SECONDED: Councillor D Goodsell

CARRIED:

Divisions

FOR: Councillor W McAndrew, Councillor C Coleman, Councillor D Goodsell, Councillor D Goodwin, Councillor S Ring, 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.

8.5. People and Services Reports

8.5.1. FIN - 24/06/19 - Delivery Program 2017-2021 and Operational Plan 2019/20

Report by Director of People & Services

MOTION

THAT

1. Council notes the receipt of 10 submissions received prior to the closing date of the 27 May 2019.
2. Council notes that operational issues or general queries from the submissions have been responded to or referred to staff to action.
3. Council respond to the community members advising them of action taken.
4. Council make the rates and annual charges for the 2019-2020 rating year as detailed in the 2019-2020 Operational Plan.
5. Council notes the officer's responses to community submissions and adopts the Lithgow City Council combined Delivery Program 2017-2021 and Operational Plan 2019-2020 with the following amendments where appropriate:
 - a. The following programs be considered in the development of the 2020/21 Draft Operational Plan capital works programs:
 - i. Renewal of Old Western Road from Pikes Lane through to Plain Street.
 - ii. Upgrade of Mutton Falls Road subject to assessment of regional priorities such as renewal of condition 5 assets.
 - iii. Renewal of Scheidel Lane (between Wolgan & Cullen Streets, Portland).
 - iv. Renewal of the footpath from Long Street to Railway Avenue, East Portland.
 - v. A Access improvements at Portland Cemetery
 - b. Sealing of High Street Lane between Lidsdale Street and Roxburgh Street Lane be considered in Council's 10 Year Roads Renewal Program.
 - c. Council notes the proposed amendments to the Draft 2019/20 Operational Plan - Operational Budget Program which were resolved at the Council meeting held on 27 May 2019 (reconvened on 17 June 2019).
 - d. Council notes the proposed amendments to the Draft 2019/20 Operational Plan related to the Special Rate Variation which were resolved at the Council meeting held on 27 May 2019 (reconvened on 17 June 2019).
 - e. Council endorses the proposed amendments to the Draft 2019/20 Operational Plan - Revenue Policy as detailed in this report.
6. Council determine whether projects will be removed from the draft 2019/20 Capital Works Program to add any of the following projects which have been considered at meetings of the Operations Committee:
 - a. Improvements to the intersection of Railway Avenue and Thompson Street, Portland (budget to be determined).
 - b. Portland garden bed improvements - Wolgan and Williwa Streets (estimated cost \$30,000 or \$15,000 for concreting works only).
 - c. Portland Golf Club stormwater drainage improvements (estimated cost \$5,000).If the above projects are not included in the 2019/20 program, the projects will be considered in the development of the 2020/21 Draft Operational Plan capital works program.
7. Council notes the officer's responses to community submissions and adopts the Lithgow City Council Fees and Charges 2019-2020 with the following amendments where appropriate:
 - a. The amendments in the Fees and Charges in relation to the following fees and charges be noted:
 - i. Interest payable on overdue rates & charges;
 - ii. Annual CPI increase in Companion Animal Registration Fees

- iii. Addition of an application fee for gate or grid over public road (Policy 10.7) - \$95.00 (no GST)
- b. The revised fees and charges for Waste & Recycling be adopted as per the table below.

Fee Name	2019/20 (revised)
Asbestos (or other supervised burial)	\$179.00
Mixed waste (commercial/building waste)	\$97.00
Soil	\$49.00
Cover Material with ENM/VENM Report	Free
Mattresses - Commercial (each)	\$27.50
Mattresses - Non-commercial (each)	\$10.00
Car/Motorcycle Tyre (each)	\$5.00
Truck/tractor tyre (each)	\$25.00
Greenwaste	\$75.00

- c. The proposed fees and charges for Parking and Cemeteries be placed on exhibition for a minimum of 28 days:

Fee Name	2019/20 (Proposed)
Parking	
Application for parking during construction in residential areas (per square metre, per week , details to be provided, min. 2 weeks' notice)	\$7
Prepare, Review or Approve Traffic Control Plan	At cost + 20%
Cemeteries	
Cemetery flower attachment / vase for columbarium (per unit)	\$85.00

- d. The wording for Entry Fee - Commercial Learn to Swim Participant is updated with the addition of "*Includes Pool entry fee for child (under 12 years) plus 1 supervising parent or guardian*"
 - e. Blast Furnace Park Hire Fees for not-for-profit groups be amended to "hire of the facility by Not for Profit Groups is negotiable up to 50% of the commercial hire fees listed".
 - f. The General Manager will negotiate an exemption with Walk N Talk for Life - Lithgow for all hire costs at Council facilities upon application.
 - g. The Fees and Charges listed in the table below be placed on exhibition for a period of 28 day
- 8. That the administration prepare a business case with the costings for works to the intersection of Thompson Street and Railway Parade and that the business case assesses the benefit of closing the intersection. That the project is considered in the 20/21 draft operational plan.
 - 9. That both the cementing of the garden beds in Wolgan Street Portland as a matter (estimated cost \$15,000.00) and drainage works to the Portland Golf Club are placed on a reserve list for 2019/20 and are funded from savings in the Capital works projects.

MOVED: Councillor S Ring

SECONDED: Councillor C Coleman

AMENDMENT

THAT

1. Council notes the receipt of 10 submissions received prior to the closing date of the 27 May 2019.
2. Council notes that operational issues or general queries from the submissions have been responded to or referred to staff to action.
3. Council respond to the community members advising them of action taken.
4. Council make the rates and annual charges for the 2019-2020 rating year as detailed in the 2019-2020 Operational Plan.
5. Council notes the officer's responses to community submissions and adopts the Lithgow City Council combined Delivery Program 2017-2021 and Operational Plan 2019-2020 with the following amendments where appropriate:
 - a. The following programs be considered in the development of the 2020/21 Draft Operational Plan capital works programs:
 - i. Renewal of Old Western Road from Pikes Lane through to Plain Street.
 - ii. Upgrade of Mutton Falls Road subject to assessment of regional priorities such as renewal of condition 5 assets.
 - iii. Renewal of Scheidel Lane (between Wolgan & Cullen Streets, Portland).
 - iv. Renewal of the footpath from Long Street to Railway Avenue, East Portland.
 - v. Access improvements at Portland Cemetery
 - b. Sealing of High Street Lane between Lidsdale Street and Roxburgh Street Lane be considered in Council's 10 Year Roads Renewal Program.
 - c. Council notes the proposed amendments to the Draft 2019/20 Operational Plan - Operational Budget Program which were resolved at the Council meeting held on 27 May 2019 (reconvened on 17 June 2019).
 - d. Council notes the proposed amendments to the Draft 2019/20 Operational Plan related to the Special Rate Variation which were resolved at the Council meeting held on 27 May 2019 (reconvened on 17 June 2019).
 - e. Council endorses the proposed amendments to the Draft 2019/20 Operational Plan - Revenue Policy as detailed in this report.
6. Council determine whether projects will be removed from the draft 2019/20 Capital Works Program to add any of the following projects which have been considered at meetings of the Operations Committee:
 - a. Improvements to the intersection of Railway Avenue and Thompson Street, Portland (budget to be determined).
 - b. Portland garden bed improvements - Wolgan and Williwa Streets (estimated cost \$30,000 or \$15,000 for concreting works only).
 - c. Portland Golf Club stormwater drainage improvements (estimated cost \$5,000).If the above projects are not included in the 2019/20 program, the projects will be considered in the development of the 2020/21 Draft Operational Plan capital works program.
7. Council notes the officer's responses to community submissions and adopts the Lithgow City Council Fees and Charges 2019-2020 with the following amendments where appropriate:
 - a. The amendments in the Fees and Charges in relation to the following fees and charges be noted:
 - i. Interest payable on overdue rates & charges;
 - ii. Annual CPI increase in Companion Animal Registration Fees
 - iii. Addition of an application fee for gate or grid over public road (Policy 10.7) - \$95.00 (no GST)
 - b. The revised fees and charges for Waste & Recycling be adopted as per the table below.

Fee Name	2019/20 (revised)
Asbestos (or other supervised burial)	\$179.00
Mixed waste (commercial/building waste)	\$97.00
Soil	\$49.00
Cover Material with ENM/VENM Report	Free
Mattresses - Commercial (each)	\$27.50
Mattresses - Non-commercial (each)	\$10.00
Car/Motorcycle Tyre (each)	\$5.00
Truck/tractor tyre (each)	\$25.00
Greenwaste	\$75.00

- c. The proposed fees and charges for Parking and Cemeteries be placed on exhibition for a minimum of 28 days:

Fee Name	2019/20 (Proposed)
Parking	
Application for parking during construction in residential areas (per square metre, per week , details to be provided, min. 2 weeks' notice)	\$7
Prepare, Review or Approve Traffic Control Plan	At cost + 20%
Cemeteries	
Cemetery flower attachment / vase for columbarium (per unit)	\$85.00

- d. The wording for Entry Fee - Commercial Learn to Swim Participant is updated with the addition of "*Includes Pool entry fee for child (under 12 years) plus 1 supervising parent or guardian*"
- e. Blast Furnace Park Hire Fees for not-for-profit groups be amended to "hire of the facility by Not for Profit Groups is negotiable up to 50% of the commercial hire fees listed".
- f. The General Manager will negotiate an exemption with Walk N Talk for Life - Lithgow for all hire costs at Council facilities upon application.
- g. The Fees and Charges listed in the table below be placed on exhibition for a period of 28 day
8. That the administration prepare a business case with the costings for works to the intersection of Thompson Street and Railway Parade and that the business case assesses the benefit of closing the intersection. That the project is considered in the 20/21 draft operational plan.
9. That the Portland Garden project be considered as a matter of priority.
10. The charges indicated on page 31 in relation to "Private Lane Hire – Commercial Hire – Private Learn to Swim Contractor" to be raised by only 5%.

MOVED: Councillor M Statham

SECONDED: Councillor S Lesslie

CARRIED:

The AMENDMENT was PUT and became the MOTION

Divisions

FOR: Councillor D Goodsell, Councillor D Goodwin, Councillor M Statham, Councillor S Lesslie
AGAINST: Councillor C Coleman, Councillor S Ring

19-173 RESOLVED

THAT

1. Council notes the receipt of 10 submissions received prior to the closing date of the 27 May 2019.
2. Council notes that operational issues or general queries from the submissions have been responded to or referred to staff to action.
3. Council respond to the community members advising them of action taken.
4. Council make the rates and annual charges for the 2019-2020 rating year as detailed in the 2019-2020 Operational Plan.
5. Council notes the officer's responses to community submissions and adopts the Lithgow City Council combined Delivery Program 2017-2021 and Operational Plan 2019-2020 with the following amendments where appropriate:
 - a. The following programs be considered in the development of the 2020/21 Draft Operational Plan capital works programs:
 - i. Renewal of Old Western Road from Pikes Lane through to Plain Street.
 - ii. Upgrade of Mutton Falls Road subject to assessment of regional priorities such as renewal of condition 5 assets.
 - iii. Renewal of Scheidel Lane (between Wolgan & Cullen Streets, Portland).
 - iv. Renewal of the footpath from Long Street to Railway Avenue, East Portland.
 - v. Access improvements at Portland Cemetery
 - b. Sealing of High Street Lane between Lidsdale Street and Roxburgh Street Lane be considered in Council's 10 Year Roads Renewal Program.
 - c. Council notes the proposed amendments to the Draft 2019/20 Operational Plan - Operational Budget Program which were resolved at the Council meeting held on 27 May 2019 (reconvened on 17 June 2019).
 - d. Council notes the proposed amendments to the Draft 2019/20 Operational Plan related to the Special Rate Variation which were resolved at the Council meeting held on 27 May 2019 (reconvened on 17 June 2019).
 - e. Council endorses the proposed amendments to the Draft 2019/20 Operational Plan - Revenue Policy as detailed in this report.
6. Council determine whether projects will be removed from the draft 2019/20 Capital Works Program to add any of the following projects which have been considered at meetings of the Operations Committee:
 - d. Improvements to the intersection of Railway Avenue and Thompson Street, Portland (budget to be determined).
 - e. Portland garden bed improvements - Wolgan and Williwa Streets (estimated cost \$30,000 or \$15,000 for concreting works only).
 - f. Portland Golf Club stormwater drainage improvements (estimated cost \$5,000).If the above projects are not included in the 2019/20 program, the projects will be considered in the development of the 2020/21 Draft Operational Plan capital works program.
7. Council notes the officer's responses to community submissions and adopts the Lithgow City Council Fees and Charges 2019-2020 with the following amendments where appropriate:
 - a. The amendments in the Fees and Charges in relation to the following fees and charges be noted:
 - i. Interest payable on overdue rates & charges;
 - ii. Annual CPI increase in Companion Animal Registration Fees
 - iii. Addition of an application fee for gate or grid over public road (Policy 10.7) - \$95.00 (no GST)

- c. The revised fees and charges for Waste & Recycling be adopted as per the table below.

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Greenwaste	\$75.00

- d. The proposed fees and charges for Parking and Cemeteries be placed on exhibition for a minimum of 28 days:

Fee Name	2019/20 (Proposed)
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Prepare, Review or Approve Traffic Control Plan	At cost + 20%
Cemeteries	
Cemetery flower attachment / vase for columbarium (per unit)	\$85.00

- h. The wording for Entry Fee - Commercial Learn to Swim Participant is updated with the addition of "*Includes Pool entry fee for child (under 12 years) plus 1 supervising parent or guardian*"
- i. Blast Furnace Park Hire Fees for not-for-profit groups be amended to "hire of the facility by Not for Profit Groups is negotiable up to 50% of the commercial hire fees listed".
- j. The General Manager will negotiate an exemption with Walk N Talk for Life - Lithgow for all hire costs at Council facilities upon application.
- k. The Fees and Charges listed in the table below be placed on exhibition for a period of 28 day
8. That the administration prepare a business case with the costings for works to the intersection of Thompson Street and Railway Parade and that the business case assesses the benefit of closing the intersection. That the project is considered in the 20/21 draft operational plan.
9. That the Portland Garden project be considered as a matter of priority.
10. The charges indicated on page 31 in relation to "Private Lane Hire – Commercial Hire – Private Learn to Swim Contractor" to be raised by only 5%.

MOVED: Councillor M Statham

SECONDED: Councillor S Lesslie

CARRIED:

Divisions

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

AGAINST: nil

8.5.2. PS - 24/06/19 - Financial Assistance Recommendations

Report by Director of People & Services

19-174 RESOLVED

THAT Council

1. Note the two (2) small fee waiver requests approved by the General Manager in 2018/19 under delegation.
2. Approve the following Financial Assistance allocations in 2019/20:
 - \$1,000 for the approval by the General Manager of small fee waiver requests up to \$500 each
 - \$5,000 for two (2) Tony Luchetti/Civic Ballroom Event fee waiver packages of up to \$2,500 each
 - \$2,500 for Sporting Related Financial Assistance
 - \$750 to schools in the Lithgow Local Government Area for end of year academic prizes of \$50 per school
 - \$38,704 Round 1 Non-Recurrent Financial Assistance to the following sixteen (16) projects.

Organisation and Project	Amount Recommended
Rydal Village Association	
Daffodils at Rydal 2019	\$1,500
Lithgow Theatre Group	
Transport and materials to attend One Act Play Festival in Port Macquarie	\$1,000
Rydal AH & P Society	
Sponsorship for heavy horse section and yard dog section of 2020 Rydal Show.	\$1,000
Arts OutWest	
Arts OutWest core services. Providing support for arts and cultural development, and promotion of Lithgow events	\$4,000
Aftercare Lithgow	
Weaving for Mindfulness - One day workshop learning weaving as a mindfulness activity.	\$1,000
Lithgow Information and Neighbourhood Centre	

Rent Assistance	\$7,500
Lithgow District Car Club	
Yvonne Martyn Memorial Motor Sport Park Rate reimbursement	\$800
Tarana Tanker Trailers Inc.	
Annual registration of 13 trailers, used for fighting fires.	\$1,000
Lithgow Community Projects Lithgow Cares	
Family and Community Fun Day and Information Sessions	\$3,000
Western Region Academy of Sport Inc.	
Annual operation of the Western Region Academy of Sport.	\$1,244
Mingaan Wiradjuri Aboriginal Corporation	
Lithgow NAIDOC Week Celebrations on 19 and 20 October 2019	\$3,000
Wallerawang Lidsdale Progress Association	
New Year's Eve Fireworks and Community Fun Day	\$3,000
Cullen Bullen Tidy Towns	
Purchase and install carport/weather cover over existing table & seating at Skip Line Memorial	\$1,050
Cullen Bullen Progress Association	
General Rate reimbursement	\$610
Greater City of Lithgow Arts Council	
Arts Council Awards	\$1,500
Lithgow Show Society	
2020 Lithgow Show	\$7,500
TOTAL	\$38,704

3. Note that there will be no remaining Financial Assistance funds for Round 2 in 2019/20.
4. That the administration provide a report on the membership of Arts Outwest inclusive a new three year MOU to the next Council Meeting
5. Move the allocation of \$4,000 from Arts Outwest to the Lithgow Show Society.

MOVED: Councillor C Coleman

SECONDED: Councillor S Ring

CARRIED: Unanimously

Divisions

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

AGAINST: nil

9. Council Committee Reports

9.1. PS - 24/06/19 - Community Development Committee Minutes

Report by Director of People & Services

19-175 RESOLVED

THAT Council note the minutes of the Community Development Committee meeting held 11 June 2019.

MOVED: Councillor C Coleman

SECONDED: Councillor S Lesslie

CARRIED: Unanimously

Divisions

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

AGAINST: nil

10. Notices of Motion

10.1. NOTICE OF MOTION - 24/06/19 - Plastic Free Morning Tea

Report by Councillor Cassandra Coleman

19-176 RESOLVED

THAT Lithgow City Council:

1. Host a Plastic Free Morning Tea during the month of July which would be a fun way to encourage, not only Council, but the wider community to sign up, or to give up one of the 'Top 4' offending plastic products - plastic shopping bags, plastic straws, disposable plastic water bottles and disposable coffee cups.
2. Conduct an internal "bin audit", for educational purposes, to discover how much plastic is disposed of in Council's offices.

MOVED: Councillor C Coleman

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 M Statham

AGAINST: nil

11. Business of Great Urgency

In accordance with Clause 241 of the Local Government Act (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 if:

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

19-177 RESOLVED

THAT the request that Round Three of the NSW Government's Stronger Country Communities Fund (SCCF) be declared as business of great urgency.

MOVED: Councillor M Statham

SECONDED: Councillor S Lesslie

CARRIED: Unanimously

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

19-178 RESOLVED

THAT the administration commence consultation with the community on Projects for the NSW Government Stronger Country Communities Fund and assist preparations of applications.

MOVED: Councillor M Statham

SECONDED: Councillor S Lesslie

CARRIED: Unanimously

Divisions

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

AGAINST: nil

12. Closed Council

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.

19-179 RESOLVED

THAT Council Resolve to move into Closed Council to consider the confidential reports as listed in the Agenda at 09:36 pm.

MOVED: Councillor M Statham

SECONDED: Councillor D Goodwin

CARRIED

The Deputy Mayor called for a 5 minute adjournment at 9:36pm

Council reconvened into Closed Council at 9:42pm

12.1. WWW - 24/06/19 - Confidential Report - Tarana Water Supply

Report by Director of Water & Wastewater

Reason for Confidentiality

This report is **CONFIDENTIAL** in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (a) personnel matters concerning particular individuals (other than councillors)
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

19-180 RESOLVED

THAT

1. Council give notice of not less than one (1) month of the termination of contract between B.A and F.L Webb for services provided in operating and maintaining the Tarana Water Supply System.
2. Council resolve to pay the outstanding invoice of \$9000.00 including GST
3. Council resolve to pay an amount of \$1500.00 including GST for the 2018/19 Financial year

MOVED: Councillor M Statham

SECONDED: Councillor C Coleman

CARRIED: Unanimously

Divisions

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

AGAINST: nil

19-181 RESOLVED

THAT Council resolved to refer to open Council and recommend the resolutions of Closed Council at 9:53pm.

MOVED: Councillor M Statham

SECONDED: Councillor C Coleman

CARRIED: Unanimously

The General Manager read the resolution of the Closed Council to the Public.

THAT

1. Council give notice of not less than one (1) month of the termination of contract between B.A and F.L Webb for services provided in operating and maintaining the Tarana Water Supply System.
2. Council resolve to pay the outstanding invoice of \$9000.00 including GST
3. Council resolve to pay an amount of \$1500.00 including GST for the 2018/19 Financial year

MOVED: Councillor M Statham

SECONDED: Councillor C Coleman

CARRIED: Unanimously

Divisions

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

AGAINST: nil

There being no further business the Deputy Mayor declared the meeting closed at 9:58pm.