



MINUTES

Extra Ordinary Meeting of Council

held at

Council Administration Centre

180 Mort Street, Lithgow

on

Monday 9 March 2020

at 6:00 am

ORDER OF BUSINESS

1. Acknowledgement of Country	3
2. Present	3
3. Apologies	3
4. Declaration of Interest	4
5. Mayoral Minutes.....	6
5.1. MAYORAL MINUTE - 09/03/2020 - EPA Proposed Application to Enter into an Enforceable Undertaking.....	6
6. Staff Reports	6
6.1. Infrastructure Services Reports.....	6
6.1.1. IS - 09/03/2020 - Request for Works Woolnough Street Vale of Clwyd.....	6
6.2. Finance and Assets Reports	7
6.2.1. FIN - 090320 - Bushfire Community Resilience & Economic Recovery Fund	7
6.3. People and Services Reports	10
6.3.1. PS - 09/03/2020 - Farmers Creek Shared Pathway.....	10
7. Council Committee Reports.....	11
7.1. PS - 09/03/2020 - Women's Advisory Committee Meeting Minutes - 4 February 2020	11
8. Business of Great Urgency	11

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

1. Acknowledgement of Country

Acknowledgement of Country

I would like to acknowledge the traditional custodians of this land we are on here today, and pay respect to their elders both past, present and emerging.

Declaration of Webcasting

I 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.

2. Present

Public: 20

His Worship the Mayor Councillor R Thompson
Councillor W McAndrew
Councillor C Coleman
Councillor D Goodsell
Councillor D Goodwin
Councillor S Lesslie
Councillor S Ring
Councillor J Smith
Councillor M Statham

Also in attendance

Mr Ross Gurney, Acting General Manager
Mr Andrew Muir, Director Economic Development and Environment
Mr Daniel Buckens, Director Water and Wastewater
Mr Jonathon Edgecombe, Director Infrastructure Services
Mr Michael McGrath, Director People and Services
Mrs Trinity Newton, Minutes Secretary
Mrs Negreeta Nunan, Minutes Secretary

3. Apologies

An apology was received from Graeme Faulkner, General Manager who was absent due to personal reasons.

MOVED: Councillor W McAndrew

SECONDED: Councillor S Ring

CARRIED: Unanimously

Divisions

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

AGAINST: nil

4. Declaration of Interest

The Mayor asked if there were any Declarations of interest.

There were NIL.

PROCEDURAL MOTION

THAT a public forum on the agenda items only be held at this point in the meeting.

MOVED: Councillor W McAndrew

SECONDED: Councillor C Coleman

CARRIED: Unanimously

Divisions

FOR: Councillor R Thompson, Councillor W McAndrew, Councillor C Coleman, Councillor D Goodsell, Councillor S Lesslie, Councillor S Ring, Councillor J Smith, Councillor M Statham

AGAINST: nil

At 06:01 pm members of the public gallery were invited to participate in the Public Forum Session.

Rich Evans of Ironfest made a statement in relation to Item 6.2 on the agenda.

PROCEDURAL MOTION

THAT an extension of time be granted to Rich Evans.

MOVED: Councillor M Statham

SECONDED: Councillor C Coleman

CARRIED: Unanimously

Divisions

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

AGAINST: nil

Rich Evans of Foundations Portland made a statement in relation to Item 6.2 on the agenda.

The Mayor thanked Rich Evans for his statement.

Lee Wiggins on behalf of the Lithgow Show Society made a statement in relation to Item 6.2.1 on the agenda.

The Mayor thanked Lee Wiggins for his statement.

Gaye Mason made a statement in relation to Item 6.2.1 on the agenda.

The Mayor thanked Gaye Mason for her statement.

Jan Saundercock made a statement in relation to Item 6.3.1 on the agenda.

The Mayor thanked Jan Saundercock for her statement.

Leanne Walding made a statement in relation to Item 6.3.1 on the agenda.

The Mayor thanked Leanne Walding for her statement.

Eric Mahony made a statement in relation to Item 6.1.1 on the agenda.

PROCEDURAL MOTION

THAT an extension of time be granted to Eric Mahony.

MOVED: Councillor M Statham

SECONDED: Councillor W McAndrew

CARRIED: Unanimously

Divisions

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

AGAINST: nil

The Mayor thanked Eric Mahony for his statement.

Councillor D Goodwin left the meeting at 06:24 pm.

Martin Ticehurst made a statement in relation to Item 6.1.1 on the agenda.

The Mayor thanked Ticehurst for his statement.

5. Mayoral Minutes

5.1. MAYORAL MINUTE - 09/03/2020 - EPA Proposed Application to Enter into an Enforceable Undertaking.

Report by Mayor – Councillor Ray Thompson

Councillor D Goodwin returned to the meeting at 06:28 pm.

20 -68 RESOLVED

THAT Council submit an application to enter into an Enforceable Undertaking and seek to commence negotiations with the NSW Environment Protection Authority without delay.

MOVED: Councillor R Thompson

SECONDED: Not Required

CARRIED:

Divisions

FOR: Councillor R Thompson, Councillor W McAndrew, Councillor C Coleman, Councillor D Goodsell, Councillor D Goodwin, Councillor S Ring, Councillor J Smith, Councillor M Statham

AGAINST: Councillor S Lesslie

6. Staff Reports

6.1. Infrastructure Services Reports

6.1.1. IS - 09/03/2020 - Request for Works Woolnough Street Vale of Clwyd

Report by Director of Infrastructure Services

AMENDMENT

1. Note the report on damage from the recent rainfall event to the privately owned right-of-carriageway benefiting residences of Woolnough Street, Lithgow.
2. That taking into the consideration the principals of the the bush fire recovery agency, provide material and support to the residents of Woolnough Street, in the Vale of Clywdd, Lithgow to provide for the culvert that is resilient to post bush fire flooding.
3. The funds be allocated from the million dollar payment from the Federal Government which is for the purpose of recovery and renewal within the community.
4. Council engage with the owners above Woolnough Street to control storm water at its source.
5. The creek be cleaned up and flood mitigation be carried out near the bridge.

MOVED: Councillor C Coleman

SECONDED: Councillor M Statham

CARRIED: Unanimously

Divisions

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

AGAINST: nil

The Amendment was PUT and became the MOTION.

20 -69 RESOLVED

1. Note the report on damage from the recent rainfall event to the privately owned right-of-carriageway benefiting residences of Woolnough Street, Lithgow.
2. That taking into the consideration the principles of the the bush fire recovery agency, provide material and support to the residents of Woolnough Street, in the Vale of Clywdd, Lithgow to provide for the culvert that is resilient to post bush fire flooding.
3. The funds be allocated from the million dollar payment from the Federal Government which is for the purpose of recovery and renewal within the community.
4. Council engage with the owners above Woolnough Street to control storm water at its source.
5. The creek be cleaned up and flood mitigation be carried out near the bridge.

MOVED: Councillor C Coleman

SECONDED: Councillor M Statham

CARRIED: Unanimously

Divisions

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

AGAINST: nil

6.2. Finance and Assets Reports

6.2.1. FIN - 090320 - Bushfire Community Resilience & Economic Recovery Fund

Report by Chief Financial & Information Officer

MOTION

THAT Council endorse the following projects and activities for the application for Phase One funding from the Bushfire Community Resilience and Economic Recovery Fund:

1. Lithgow Show Society – up to **\$30,000** for 2020 gate entry for Lithgow Local Government Area residents;
 2. Ironfest - **\$75,000** sponsorship arrangement for discounted gate entry for Lithgow Local Government Area residents;
 3. Lithgow Business Chamber - **\$20,000** for Year 1 funding of the Shop Local gift card program;
 4. Nigel Truslove – Portland community member - **\$20,000** contribution to the thank you breakfast and acknowledge event for RFS volunteers at The Foundations, Portland.
-

5. Bushfire Expo - **\$50,000** budget for a Bushfire Expo;
6. Clarence / Dargan and Wolgan Valley community resilience events and activities - **\$15,000** budget; and
7. Tourism marketing into Western Sydney - **\$40,000** budget.

MOVED: Councillor W McAndrew

SECONDED: Councillor S Ring

AMENDMENT

THAT Council endorse the following projects and activities for the application for Phase One funding from the Bushfire Community Resilience and Economic Recovery Fund:

1. Lithgow Show Society – up to **\$30,000** for 2020 free gate entry for Lithgow Local Government Area residents;
2. Ironfest - **\$75,000** sponsorship arrangement for free gate entry for Lithgow Local Government Area residents;
3. Lithgow Business Chamber - **\$20,000** for Year 1 funding of the Shop Local gift card program;
4. Nigel Truslove – Portland community member - **\$20,000** contribution to the thank you breakfast and acknowledge event for RFS volunteers at The Foundations, Portland;
5. Clarence / Dargan and Wolgan Valley, Capertee, Glen Alice, Glen Davis, Dark Corner Marangaroo, Cullen Bullen, Hartley community resilience events and activities - **\$65,000** budget; and
6. Tourism marketing into Western Sydney - **\$40,000** budget.

MOVED: Councillor M Statham

SECONDED: Councillor S Lesslie

LOST

Divisions

FOR: Councillor S Lesslie

AGAINST: Councillor R Thompson, Councillor W McAndrew, Councillor C Coleman, Councillor D Goodsell, Councillor D Goodwin, Councillor S Ring, Councillor J Smith

Abstained: Councillor M Statham

Councillor Statham 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.

Councillor Ring called a Point of Order on Councillor Statham as she clearly stated that funding be given to the bushfire brigades.

The Mayor ruled on the Point of order and awaited a clarification from Councillor Statham.

The Amendment was PUT and was LOST.

AMENDMENT

THAT Council endorse the following projects and activities for the application for Phase One funding from the Bushfire Community Resilience and Economic Recovery Fund:

1. Lithgow Show Society – up to **\$30,000** for 2020 discounted gate entry for Lithgow Local Government Area residents;
2. Ironfest - **\$30,000** sponsorship arrangement for discounted gate entry for Lithgow Local Government Area residents;
3. Lithgow Business Chamber - **\$10,000** for Year 1 funding of the Shop Local gift card program;
4. Nigel Truslove – Portland community member - **\$20,000** contribution to the thank you breakfast and acknowledge event for RFS volunteers and emergency services at The Foundations, Portland.
5. Bushfire Expo - **\$50,000** budget for a Bushfire Expo;
6. Clarence / Dargan and Wolgan Valley community resilience events and activities - **\$20,000** budget; and
7. Tourism marketing - **\$90,000** budget on professional tourism campaign.

MOVED: Councillor D Goodwin

SECONDED: Councillor J Smith

LOST

Divisions

FOR: Councillor D Goodwin, Councillor J Smith

AGAINST: Councillor R Thompson, Councillor W McAndrew, Councillor C Coleman, Councillor D Goodsell, Councillor S Lesslie, Councillor S Ring, Councillor M Statham

The Amendment was PUT was LOST.

20 -70 RESOLVED

THAT Council endorse the following projects and activities for the application for Phase One funding from the Bushfire Community Resilience and Economic Recovery Fund:

1. Lithgow Show Society – up to **\$30,000** for 2020 gate entry for Lithgow Local Government Area residents;
2. Ironfest - **\$75,000** sponsorship arrangement for discounted gate entry for Lithgow Local Government Area residents;
3. Lithgow Business Chamber - **\$20,000** for Year 1 funding of the Shop Local gift card program;
4. Nigel Truslove – Portland community member - **\$20,000** contribution to the thank you breakfast and acknowledge event for RFS volunteers at The Foundations, Portland.
5. Bushfire Expo - **\$50,000** budget for a Bushfire Expo;
6. Clarence / Dargan and Wolgan Valley community resilience events and activities - **\$15,000** budget; and
7. Tourism marketing into Western Sydney - **\$40,000** budget.

MOVED: Councillor W McAndrew

SECONDED: Councillor S Ring

CARRIED:

Divisions

FOR: Councillor R Thompson, Councillor W McAndrew, Councillor C Coleman, Councillor D Goodsell, Councillor S Lesslie, Councillor S Ring

AGAINST: Councillor D Goodwin, Councillor J Smith, Councillor M Statham

6.3. People and Services Reports

6.3.1. PS - 09/03/2020 - Farmers Creek Shared Pathway

Report by Director of People & Services

20 -71 RESOLVED

THAT Council note the report on the Farmers Creek shared pathway along Burton Street and that a resident site meeting be held as soon as possible.

MOVED: Councillor M Statham

SECONDED: Councillor W McAndrew

CARRIED: Unanimously

Divisions

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

AGAINST: nil

Councillor Ring called a Point of Order against Councillor Statham for her comments in relation to the redaction of names on a public petition as she is confusing it with what had occurred in the past in relation to the John Scott Memorial Hall. Councillor Ring said it can be redacted. The issue is not relevant to this item.

Councillor McAndrew called a Point of Order against Councillor Statham as this was effectively Councillor Statham's right of reply and it should have been restricted to the right of reply. The redaction of petitions is the standard practice for Council and it is a privacy issue therefore Council is required to do so. Councillor McAndrew sought clarification.

The Mayor sought clarification from the Administration.

The Administration gave advice that redaction of names in attachments is standard practice for reasons of privacy.

The Mayor accepted the information and thanked Councillor Statham for her reply to the debate.

7. Council Committee Reports

7.1. PS - 09/03/2020 - Women's Advisory Committee Meeting Minutes - 4 February 2020

Report by Director of People & Services

20 -72 RESOLVED

THAT Council:

2. Notes the minutes of the Womens Advisory Committee meeting held on 4 February 2020.
3. Agrees in principle to support the movement to advocate for a female specific health centre in Lithgow.
4. Supports the establishment and promotion of a "Safe Haven' community space.
5. Notes that financial support of approximately \$500 will be provided for a series of morning tea/ get togethers and activities, funded from an existing 2019/20 community events budget allocation.
6. Notes that Council will collaborate with PCYC to cover PCYC membership costs for individuals in financial hardship at a cost of approximately \$500, funded from an existing 2019/20 community events budget allocation.

MOVED: Councillor S Ring

SECONDED: Councillor C Coleman

CARRIED: Unanimously

Divisions

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

AGAINST: nil

8. 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.

There being no further business the Mayor declared the meeting closed at 07:51 pm.