



# MINUTES

Ordinary Meeting of Council

held at

Council Administration Centre

180 Mort Street, Lithgow

on

Monday 25 May 2020

at 6:00 pm

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The Mayor declared the meeting open at 05:59 pm.

## **1. Acknowledgement of Country**

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

## **Notification of Webcasting**

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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.

## **2. Present**

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The Mayor welcomed the new General Manager to his first meeting.

Public: Nil

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 Craig Butler, 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  
Mrs Trinity Newton, Minutes Secretary  
Mrs Ally Shelton, IT Manager

## **3. Apologies**

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All being present there were Nil apologies.

## **4. Declaration of Interest**

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The Mayor called for any declarations of interest.

There were Nil declarations of interest.

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## **5. Confirmation of Minutes**

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### **20 -114 RESOLVED**

The Minutes of the Ordinary Meeting of Council held on the 20 April 2020, Extra Ordinary Meeting of Council held 27 April 2020 Adjourned from 20 April 2020 and Extra Ordinary Meeting of Council held 5 May 2020 were taken as read and confirmed.

**MOVED:** Councillor W McAndrew

**SECONDED:** Councillor C Coleman

### **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 (Cr Lesslie was against the minutes of the 20 April 2020)

## **6. Commemorations and Announcements**

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Councillor W McAndrew welcomed the new General Manager, Craig Butler to Lithgow City Council and his first Council meeting.

Councillor W McAndrew acknowledged the work that the previous General Manager, Graeme Faulkner achieved during his time at Lithgow City Council which included but not limited to unifying the staff and joining WSROC and wished Graeme and his wife, Trish all the best in their retirement.

Councillor M Statham commemorated the passing of Mr Fraser Bowen who passed away recently in a tragic accident in the Kanimbla Valley and was a well-respected member of the community.

Councillor M Statham commemorated the passing of Shirley Addison who passed away recently and was an active member of the community including Bee Hive.

Councillor C Coleman acknowledged the commencement of Reconciliation Week and the anniversary of the MABO decision.

Councillor M Statham acknowledged the work of all front line essential staff during the Covid 19 Pandemic.

Councillor M Statham thanked and acknowledged the work of the Ex-General Manager.

Councillor J Smith acknowledged Howard (Howie) Fisher for his extensive work on the CC Committee and contribution upon his retirement from the Committee.

## **7. Mayoral Minutes**

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There were Nil Mayoral Minutes.

## **8. Staff Reports**

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### **8.1. General Manager's Reports**

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#### **8.1.1. GM - 25/05/2020 - Mayor's Exercise of Policy-Making Functions April 2020**

**Report by** General Manager

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#### **20 -115 RESOLVED**

THAT Council note the use of the Mayor's authority under S226 of the Local Government Act in April 2020 to reduce the sewer usage charge to nil for Club Lithgow until such time as clubs are permitted to reopen.

**MOVED:** Councillor J Smith

**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

### **8.2. Economic Development and Environment Reports**

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#### **8.2.1. ECDEV - 25/05/2020 - DA182/19 Proposed 19 Lot Subdivision-Draft Planning Agreement, Pipers Flat Road, Pipers Fat**

**Report by** Director of Economic Development & Environment

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#### **20 -116 RESOLVED**

##### **THAT**

1. Development Application DA196/18 be APPROVED subject to conditions on the consent as shown in the attached Section 4.15 report.
2. A DIVISION be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.
3. Council endorse the Draft Voluntary Planning Agreement proposed for DA182/19 being for \$3,300 per residential lot to go toward community facilities and infrastructure.

4. The Draft Voluntary Planning Agreement for DA182/19 be placed on public exhibition for a period of 28 days.

**MOVED:** Councillor M Statham

**SECONDED:** Councillor C Coleman

**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

**8.2.2. ECDEV - 25/05/2020 Proposed Modification to Wallerawang Quarry Modification 3, Great Western Highway Wallerawang-Consolidated Conditions of Consent**

**Report by** Director of Economic Development & Environment

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**20 -117 RESOLVED**

THAT the information in the report on the Wallerawang/Walker Quarry Pty Ltd Modification 3 (DA 344-11-2001), notice of determination be NOTED.

**MOVED:** Councillor W McAndrew

**SECONDED:** Councillor J Smith

**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

**8.2.3. ECDEV - 25/05/2020 - Lidsdale Siding Coal Rail Loader Modification 3 - Removal of the Trigger Action Response Plan (TARP), Development Consent 08\_0223**

**Report by** Director of Economic Development & Environment

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**20 -118 RESOLVED**

THAT the information in the report on the Lidsdale Siding Coal Rail Loader Modification 3 - Removal of the Trigger Action Response Plan (TARP), Development Consent 08\_0223, be noted.

**MOVED:** Councillor J Smith

**SECONDED:** Councillor M Statham

**CARRIED:** Unanimously

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**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

**8.2.4. ECDEV - 25/05/2020 - Road Renaming - Anarel Road Sodwalls**

**Report by** Director of Economic Development & Environment

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**20 -119 RESOLVED**

THAT Council write to NSW Geographical Names Board in support of renaming the western section of Anarel Road, Sodwalls to 'Charltons Lane'. If accepted by the NSW Geographical Names Board, Council proceed with the gazettal of the name, implementation of appropriate signage and associated notification to landowners, submitters and authorities.

**MOVED:** Councillor M Statham

**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

**8.2.5. ECDEV - 25/05/2020 - Road Naming- New Road DA269/17- Bowen Vista Subdivision**

**Report by** Director of Economic Development & Environment

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**20 -120 RESOLVED**

THAT Council advertise the road name 'Heritage Close' for the new road off Bowen Chase South Bowenfels, in the local media; notify emergency authorities and residents in the area requesting submissions to be made for a period of twenty- eight (28) days after which:

- a. If no submissions against the proposal are submitted, Council proceed with the gazettal process of the name and notify all residents and emergency authorities accordingly.
- b. If submissions against the proposal are submitted, a report be furnished to a meeting of Council for determination.

**MOVED:** Councillor S Ring

**SECONDED:** Councillor D Goodsell

**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

**8.2.6. ECDEV - 25/05/2020 - Portland Touch Football Association - Request for a Waive of Council's Development Fee's**

**Report by** Director of Economic Development & Environment

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**20 -121 RESOLVED**

THAT

1. Council approve the fee waiver of a Development Application, Construction Certificate and Section 68 Application for the Portland Touch Football Association proposed clubhouse and amenities building.
2. A full assessment report be reported to Council for final determination once a development application has been submitted.
3. Details of the lease agreement be reported to Council at the appropriate time.

**MOVED:** Councillor J Smith

**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

**8.2.7. ECDEV - 25/05/2020 - Lithgow Floodplain Risk Management Committee**

**Report by** Director of Economic Development & Environment

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**20 -122 RESOLVED**

THAT

1. Council establishes the Lithgow Floodplain Risk Management Committee as per the attached Terms of Reference.
  2. Council calls for Expressions of Interest to fill two (2) community member positions for the Lithgow Floodplain Risk Management Committee.
  3. Expressions of interest be publicly advertised for 14 days with community nominees to be appointed by the General Manager.
  4. Council appoints two (2) Councillors to the committee being one delegate and an alternate should the main delegate be unable to attend: Councillor Goodsell was nominated as delegate and Councillor Goodwin as alternate.
-

**MOVED:** Councillor C Coleman

**SECONDED:** Councillor D Goodwin

**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

## 8.3. Infrastructure Services Reports

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### 8.3.1. IS - 25/05/2020 - Fee Waiver Request - Rugby League - Hire of Sporting Fields

**Report by** Director of Infrastructure & Services

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#### 20 -123 RESOLVED

THAT

1. The item Fee Waiver Request - Rugby League - Hire of Sporting Fields be deferred until the 22 June 2020 Ordinary Meeting of Council.
2. A report be presented to Council detailing how all sporting codes will abide by the constraints imposed by the public health order.

**MOVED:** Councillor J Smith

**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

## 8.4. Water and Wastewater Reports

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### 8.4.1. WWW - 25/05/2020 - Water Report

**Report by** Director of Water & Wastewater

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#### 20 -124 RESOLVED

THAT Council note the information provided in the May 2020 water report.

**MOVED:** Councillor C Coleman

**SECONDED:** Councillor D Goodwin

**CARRIED:** Unanimously

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**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

**8.5. Finance and Assets Reports**

**8.5.1. FIN - 25/05/2020 - Bushfire Recovery Grants - Tree Removal Costs**

**Report by** Chief Financial & Information Officer

**20 -125 RESOLVED**

THAT Council:

1. Endorse the amended funding allocations listed in the table below for the \$1,416,667 bushfire recovery grant:

**Category C NDRA Program of Works**

Project	Budget	Actuals Ledger	Project Commitments	Variance
Bushfire Recovery Events	\$10,000	\$ 5,607	\$ -	\$ 4,393
Bushfire Recovery Coordinator	\$8,366	\$ 2,537	\$ -	\$ 5,829
Bushfire Recovery Community Support	\$65,000	\$ 35,273	\$ 26,442	\$ 3,285
Make safe - on-site sewer systems	\$0	\$ -	\$ -	\$ -
Removal of burnt out vehicles	\$0	\$ -	\$ -	\$ -
Clean-up Petra Ave Playgroup Facility, Clarence	\$16,210	\$ -	\$ -	\$ 16,210
Tree Removal - Private Property	\$900,249	\$ 855,945	\$ 44,304	\$ -
Stormwater clean-up	\$175	\$ 175	\$ -	\$ -
<b>Total Expenses</b>	<b>\$ 1,000,000</b>	<b>899,537</b>	<b>70,746</b>	<b>29,717</b>

Project	Budget
Tree Removal - Private Property	\$366,667
Tourism projects	\$25,000
Bushfire Recovery Community Initiatives	\$25,000
<b>Total Expenses</b>	<b>\$ 416,667</b>

2. Note that the Mayor has written to the local Federal MP, Andrew Gee, and the Coordinator of the National Bushfire Recovery Agency, Andrew Colvin, to request an additional grant payment for the unfunded costs of tree removal on private property and for \$150K to remove the remaining dangerous trees at Zig Zag Railway.

**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

### 8.5.2. FIN - 25/05/2020 - Bushfire Community Resilience & Economic Recovery Fund - Variation

**Report by** Chief Financial & Information Officer

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## 20 -126 RESOLVED

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

- Ironfest - \$15,000 for payment of final 2020 invoices on the condition that half price gate entry be provided for Lithgow LGA residents at the next Ironfest Event;
- Lithgow Business Chamber - \$20,000 for Year 1 funding of the Shop Local gift card program – project has proceeded, no change required;
- Nigel Truslove – Portland community member - \$2,000 to cover funds expended on merchandise for the postponed event;
- Bushfire Expo - \$50,000 budget for a Bushfire Expo – extension of time required, activity currently planned late 2020;
- Clarence / Dargan and Wolgan Valley community resilience events and activities - \$15,000 budget, extension of time required;
- Tourism marketing into Sydney – increase budget to \$50,000, extension of time required; and a budget proposal be brought back to the next Council meeting.
- Light up/decorate Lithgow for Christmas - \$20,000, to add to \$10K in the draft 2020/21 budget;
- 110,000l rainwater tank – \$10,000 - Tarana Fire Shed;
- 14,500l water tank – \$2,289 - Yvonne Martyn Motorsport Park; and
- Removal of trees assessed as high risk and dangerous to life and property within private property - \$65,711.

Should any of the above projects and activities be deemed ineligible for funding, an alternative project is weed eradication and removal along Farmers Creek.

**MOVED:** Councillor D Goodwin

**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

## 8.6. People and Services Reports

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### 8.6.1. PS - 25/05/2020 - Delivery Program 2017/21 and Operational Plan 2020/21

Report by Director of People & Services

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#### 20 -127 RESOLVED

THAT

1. The combined Delivery Program 2017/2021 and Draft Operational Plan 2020/21 be placed on public exhibition for 28 days. This will include the following documents:
  - a. The combined Delivery Program 2017– 2021 and Draft Operational Plan 2020-2021
  - b. Draft Fees and Charges 2020/221.
2. The closing date for submissions be Tuesday 23 June 2020.
3. Council note the outcome of the review of Union Theatre fees and charges and the proposed changes to the fee structure for the Union Theatre.

**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

### 8.6.2. PS - 25/05/2020 - Policy 4.7 Lithgow Library Learning Centre Child Protection Policy

Report by Director of People & Services

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#### 20 -128 RESOLVED

THAT Policy 4.7 Lithgow Library and Learning Centre Child Protection Policy as attached to the business paper be adopted and implemented following the 28 day public exhibition period.

**MOVED:** Councillor D Goodwin

**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

**8.6.3. PS - 25/05/2020 - Drought Affected Communities Extension Program**

**Report by** Director of People & Services

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**20 -129 RESOLVED**

THAT Council

1. Note that Council's Drought Communities Extension Program grant application was submitted on 8 May 2020.
2. Endorse the installation of one single Exeloo toilet unit at Wallerawang skatepark and one twin Exeloo toilet unit at Portland skatepark together with shade structures as part of the Drought Communities Extension Program.

**MOVED:** Councillor J Smith

**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

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**9. Council Committee Reports**

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**9.1. FIN - 25/05/2020 - Audit Committee Minutes - March / April 2020**

**Report by** Chief Financial & Information Officer

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**20 -130 RESOLVED**

THAT Council:

1. Endorse the CTA Audit Risk & Improvement Committee March / April meeting minutes.
2. Endorse the draft amended CTA ARIC Charter included as an attachment to the report.
3. Appoint Dr Philip Ross as an independent member of the CTA Audit Risk & Improvement Committee.

**MOVED:** Councillor S Ring

**SECONDED:** Councillor D Goodwin

**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

**9.2. PS - 25/05/2020 - Youth Advisory Council Committee Meeting 20 April 2020**

**Report by** Director People and Services

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**20 -131 RESOLVED**

THAT Council note the changes to Youth week events program as a result of Covid-19.

**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

**9.3. FIN - 25/05/2020 - Finance Committee Meeting Minutes 11 May 2020**

**Report by** Chief Financial & Information Officer

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**20 -132 RESOLVED**

THAT Council:

1. Adopt the minutes of the Finance Committee meeting held on 11 May 2020 and note the items not requiring a resolution of Council.
2. Endorse the recommendations proposed in the Council Investments Report for April 2020.

**MOVED:** Councillor S Ring

**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



## 10. Business of Great Urgency

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

Councillor Statham raised the matter of an alleged dog attack and the return of the animal to its owner. Councillor Statham requested a meeting with the relevant staff and residents be held in the morning.

The Mayor deemed the matter to be urgent.

The Administration gave advice on the matter and undertook that a telephone conference will be organised for the morning.

Councillor Ring and Councillor Goodwin left the Chambers at 7:37 pm.

## 11. Closed Council

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The Mayor asked if there were any objections from the Public with regards to the confidential reports being in closed Council.

There were Nil objections.

### 20 -133 RESOLVED

THAT Council Resolve to move into Closed Council to consider the confidential reports as listed in the Agenda with a short adjournment at 7:38 pm.

**MOVED:** Councillor W McAndrew

**SECONDED:** Councillor J Smith

### **CARRIED**

Councillor Ring and Councillor Goodwin returned to the Chambers at 7:39 pm.

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 closed session of Council.

**11.1. CONFIDENTIAL - ECDEV - 25/05/2020 - Rent Relief for Impacted Tenants (COVID-19)**

**Report by** Director of Economic Development & Environment

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**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: -

- (b) the personal hardship of any resident or ratepayer

**20 -134 RESOLVED**

THAT

In addition to Council's Min. No. 20-102 of 27 April 2020 immediately put in place the following:

1. Council approve the rent relief procedure outlined in this report to facilitate a timely response to tenants who are financially impacted by COVID-19.
2. Council authorise the General Manager to consider and approve or reject a request for rent relief from the tenants listed on the Rent Relief Table (whether Category A, B or C tenants), having regard to the tenant's circumstances and the leasing principles set out in the Code.

**MOVED:** Councillor S Ring

**SECONDED:** Councillor D Goodsell

**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

**11.2. CONFIDENTIAL - FIN - 25/05/20 - Submission - Rating Structure Review**

**Report by** Chief Financial & Information Officer

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**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: -

- (d) commercial information of a confidential nature that would, if disclosed
  - (i) prejudice the commercial position of the person who supplied it, or
  - (ii) confer a commercial advantage on a competitor of the council, or
  - (iii) reveal a trade secret,

**20 -135 RESOLVED**

That Council introduce a Power Generation Business Rating Sub category from 1 July 2020 for Mt Piper Power Station.

**MOVED:** Councillor W McAndrew

**SECONDED:** Councillor J Smith

**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

**11.3. CONFIDENTIAL - ECDEV - 25/05/2020 - Waste Services Contract Recycling Processor**

**Report by** Director of Economic Development & Environment

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**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: -

- (d) commercial information of a confidential nature that would, if disclosed
  - (i) prejudice the commercial position of the person who supplied it, or
  - (ii) confer a commercial advantage on a competitor of the council, or
  - (iii) reveal a trade secret,

**20 -136 RESOLVED**

THAT

1. Council agree to vary the Waste Services Contract between JR & EG Richards (NSW) Pty Ltd (JR Richards) and Lithgow Council to include a new recyclables Supply Agreement with Visy Recycling commencing 1 July 2020 and ending 30 June 2021;
2. Council delegate authority to the General Manager to vary the Waste Services Contract to include an extension of the recyclables Supply Agreement for a further 1 year ending 30 June 2022; and
3. An addendum be added to the Waste Services Contract between JR Richards and Lithgow Council referencing the Supply Agreement with Visy Recycling

**MOVED:** Councillor J Smith

**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

**11.4. CONFIDENTIAL - ECDEV - 25/05/2020 - 45 Petra Avenue, Clarence**

**Report by** Director of Economic Development & Environment

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**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: -

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

**20 -137 RESOLVED**

THAT Council

1. Defer the decision regarding future use of the property until the Ordinary Council meeting in November 2020.
2. Invite the Clarence Dargan Community Association (as referred to in the recent expressions of interest) to submit a report to Council by 31 October 2020, as outlined in this report.
3. Write to the National Bushfire Agency Coordinator Andrew Colvin to pursue grant funding for a building on the site.

**MOVED:** Councillor W McAndrew

**SECONDED:** Councillor J Smith

**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

**20 -138 RESOLVED**

THAT Council move back into Open Council and inform the public of the resolutions of Closed Council at 8.26 pm.

**MOVED:** Councillor J Smith

**SECONDED:** Councillor M Statham

**CARRIED:** Unanimously

The CFIO read the resolutions of the closed council to the public.

There being no further business the Mayor declared the meeting closed at 08:29 pm.

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