



MINUTES

Ordinary Meeting of Council

held at

Council Administration Centre

180 Mort Street, Lithgow

on

Monday 28 September 2020

at 7:00 pm

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The Mayor declared the meeting open at 06:59 pm.

1. Acknowledgement of Country

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.

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

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

Craig Butler, General Manager
Andrew Muir, Director Economic Development and Environment
Ross Gurney, Chief Financial and Information Officer
Daniel Buckens, Director Water and Wastewater
Jonathon Edgecombe, Director Infrastructure Services
Trinity Newton, Minutes Secretary

3. Apologies

All Councillors being present there were nil apologies.

The General Manager gave an apology on behalf of Michael McGrath, Director People and Services.

4. Declaration of Interest

Councillor J Smith declared a non-pecuniary conflict of interest in Item 10.2.4 for the reason that his wife is an employee of the applicant. He undertook to vacate the Chambers.

Councillor C Coleman declared a non-pecuniary conflict of interest in Item 10.2.4 for the reason that her daughter is an employee of the applicant. She undertook to vacate the Chambers.

PROCEDURAL MOTION

THAT Items 10.1.1 and 10.1.2 are moved to this point in the meeting.

MOVED: Councillor S Lesslie

SECONDED: Councillor W McAndrew

CARRIED: Unanimously

Divisions

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

AGAINST: nil

10.1.1. Nominations for and Election for the Position of Mayor 2020-2021

20 -214 RESOLVED

THAT Council proceed with the election of the Mayor and the open voting method be used.

MOVED: Councillor W McAndrew

SECONDED: Councillor S Ring

CARRIED-Carried Unanimously

Divisions

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

AGAINST: nil

The Mayor Vacated the Chair and the General Manager took the role of the Returning Officer.

The Returning officer called for any further nominations then read out the nominations received for the role of Mayor.

- Councillor Ray Thompson
- Councillor Cassandra Coleman

The Returning officer called for any further nominations and read out the nominations received for the role of Deputy Mayor.

- Councillor Wayne McAndrew

All Councillors nominated for the positions accepted their nominations.

The Council voted on the position of Mayor.

Nomination of Councillor Coleman

For: Councillor C Coleman, Councillor S Lesslie

Nomination of Councillor Ray Thompson

For: Councillor W McAndrew, Councillor S Ring, Councillor D Goodsell, Councillor D Goodwin, Councillor M Statham, Councillor J Smith, Councillor R Thompson.

The General Manager announced Councillor Ray Thompson as Mayor for 2020-2021.

10.1.2. Nominations for and Election for the Position of Deputy Mayor for 2020-2021

Councillor McAndrew was announced as the Deputy Mayor due to no other candidates being nominated.

Councillor Ray Thompson took the chair as Mayor of Lithgow City Council and thanked those who supported him in his role as Mayor for another year.

The Mayor welcomed Councillor Wayne McAndrew back into the role of Deputy Mayor and thanked outgoing Deputy Mayor Councillor Steve Ring for his commitment to the role over the past twelve months.

5. Confirmation of Minutes

20 -215 RESOLVED

Confirmation of the Minutes of the Ordinary Meeting of Council held on the 24 August 2020 were taken as read and confirmed.

MOVED: Councillor D Goodsell

SECONDED: Councillor J Smith

CARRIED

Divisions

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

6. Commemorations and Announcements

Councillor J Smith commemorated the passing of Laurie Gunnelson who passed away recently and was a well-known resident of Wallerawang.

Councillor R Thompson acknowledged the Lithgow Panthers Women's Hockey Team who are the winners of the Western Region Premier League Hockey.

7. Public Forum

Due to the Covid-19 pandemic situation, public attendance is not permitted.

The Mayor invited the community registered to speak at Public Forum into the meeting via video or phone conference call.

Kirstie Wulf made a statement in relation to Item 10.2.1 on the agenda.

The Mayor thanked Kirstie for her statement.

Kieron Thompson made a statement in relation to Item 10.2.1 on the agenda.

The Mayor thanked Mr Thompson for his statement.

PROCEDURAL MOTION

THAT Item 10.2.1 be moved to this point in the meeting.

MOVED: Councillor S Lesslie

SECONDED: Councillor R Thompson

CARRIED: Unanimously

Divisions

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

AGAINST: nil

10.2.1. DA114/19 Farm Stay Accommodation, 165 Caloola Halt Road, Megalong Valley

Councillor Ring moved an amendment to have the original Motion put back in place.

Councillor McAndrew called a point of Order as an amendment cannot be the direct opposite of the motion.

The Mayor upheld the Point of Order.

Councillor Ring called a Point of Order on Councillor Lesslie as he did not say that the Land and Environment court would request a third party to do works.

The Mayor upheld the Point of Order.

Councillor Ring called a Point of Order on Councillor Lesslie as the statement made by Councillor Lesslie was a supposition

The Mayor ruled against the Point of Order on the basis this comment was made by way of example.

20 -216 RESOLVED

THAT

1. The Development Application DA114/19 be REJECTED.
2. A report be brought back for Council to determine the reasons for refusal of the development application under Section 4.15 of the Environmental and Assessment Act.

MOVED: Councillor C Coleman

SECONDED: Councillor M Statham

CARRIED

Divisions

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

AGAINST: Councillor S Ring, Councillor D Goodsell, Councillor D Goodwin

8. Mayoral Minutes

No Mayoral Minutes were tabled.

9. Notices of Motion

9.1. Notice of Motion - Lithgow Women's Shed

Report by Councillor Steve Ring

20 -217 RESOLVED

THAT Council review its landholdings within Lithgow to determine if there is a suitable location that could be used for the construction of a purpose built Women's Shed.

MOVED: Councillor S Ring

SECONDED: Councillor J Smith

CARRIED - Unanimously

Divisions

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

AGAINST: nil

9.2. Notice of Motion - Thompsons Creek Road Verge

Report by Councillor Maree Statham

Motion

THAT Lithgow City Council support the induction of interested residents of Thompsons Creek Road in their request to be inducted by Council Officers to assist in the cleaning of debris and mowing the verge / roadside adjacent to the Falnash Forrest.

This will demonstrate a productive working partnership with Lithgow City Council to eradicate excessive vegetation, which will provide less fuel in the event of catastrophic fires and better road vision with local wildlife.

MOVED: Councillor M Statham

SECONDED: Councillor S Ring

AMENDMENT

That a full comprehensive report be brought back to council in relation to all risks associated with the works by the community members.

MOVED: Councillor W McAndrew

SECONDED: Councillor C Coleman

CARRIED - Unanimously

Divisions

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

AGAINST: nil

The Amendment was PUT and became the MOTION.

20 -218 RESOLVED

That a full comprehensive report be brought back to council in relation to all risks associated with the works by the community members.

MOVED: Councillor W McAndrew

SECONDED: Councillor C Coleman

CARRIED - Unanimously

Divisions

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

AGAINST: nil

10. Staff Reports

10.1. General Manager's Reports

10.1.1. Nominations for and Election for the Position of Mayor 2020-2021

This Item was dealt with earlier in the meeting.

10.1.2. Nominations for and Election for the Position of Deputy Mayor for 2020-2021

This Item was dealt with earlier in the meeting.

10.1.3. Delegations to Deputy Mayor

20 -219 RESOLVED

THAT:

1. To supplement the functions outlined in Section 231(3) of the New South Wales Local Government Act 1993, Council delegate the following to the Deputy Mayor of Lithgow City Council:

- a. Function of the Mayor**

The Deputy Mayor may exercise any function of the Mayor at the request of the Mayor or if the Mayor is prevented by illness, absence or otherwise from exercising the function or if there is a casual vacancy in the office of Mayor.

That the Deputy Mayor shall exercise the Delegation of Authority of the Mayor in those cases where the General Manager certifies that the matter is of such an urgent nature that it will not wait until the return of the Mayor.

- b. General Manager's Performance Review**

In the absence of and with authorisation from the Mayor, chair a meeting of all Councillors convened to conduct the performance reviews of the General Manager. The outcome of such reviews are to be reported to Council.

2. These delegations shall remain in force unless otherwise revoked or amended in whole or in part, as Council may from time to time determine.

MOVED: Councillor S Ring

SECONDED: Councillor C Coleman

CARRIED Unanimously

Divisions

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

AGAINST: nil

10.2. Economic Development and Environment Reports

10.2.1. DA114/19 Farm Stay Accommodation, 165 Caloola Halt Road, Megalong Valley

This Item was dealt with earlier in the meeting.

10.2.2. DA094/19 Concept Development Application for Multi Dwelling Housing, Torrens Title Subdivision, Strata Title Subdivision and Stage 1 Works - Tweed Road, Bowenfels

Councillor D Goodwin left the meeting at 08:16 pm.

Councillor D Goodwin returned to the meeting at 08:17 pm.

20 -220 RESOLVED

THAT

1. Development Application DA094/19 be APPROVED subject to conditions on the consent as shown in the attached Planning Assessment Report.
2. A DIVISION be called in accordance with the requirements of Section 375A(3) of the *Local Government Act, 1993*.
3. Council endorse the Draft Voluntary Planning Agreement proposed for DA094/19 being for \$5,000 per dwelling/strata lot to go toward community facilities and infrastructure.
4. The Draft Voluntary Planning Agreement for DA094/19 be placed on public exhibition for a period of 28 days.

MOVED: Councillor S Ring

SECONDED: Councillor M Statham

CARRIED

Divisions

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

AGAINST: Councillor C Coleman, Councillor S Lesslie

10.2.3. DA230/18 81 Lot Residential Subdivision and Draft Planning Agreement, 5 Ikara Street, Lithgow

20 -221 RESOLVED

THAT

1. Development Application DA230/18 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 DA230/18 being for \$6,600 per residential lot (total of \$534,600) to go towards community facilities and infrastructure.
4. The Draft Voluntary Planning Agreement for DA230/18 be placed on public exhibition for a period of 28 days.

MOVED: Councillor M Statham

SECONDED: Councillor D Goodsell

CARRIED Unanimously

Divisions

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

AGAINST: nil

10.2.4. Draft Planning Proposal - Spot Rezoning - Black Gold Motel and adjoining land, Main St Wallerawang

Due to an earlier declaration of interest, Councillor J Smith left the meeting at 08:32 pm and Councillor C Coleman left the meeting at 08:32 pm.

20 -222 RESOLVED

THAT

1. Council supports the preparation of a Planning Proposal for Lot 20 DP 1207089, Lot 1 and Lot 2 DP 213770, Main Street Wallerawang to amend Lithgow Local Environmental Plan 2014 as follows:
 - a. Amend the land use zone of the site from part Primary Production RU1 and Part SP2 Infrastructure (Electricity Generation) to Light Industrial IN2
 - b. Insert a new clause into *Schedule 1 - Additional Permitted Uses* to apply to Lot 20 DP 1207089 and Lot 1 DP 213770 to permit development for the purposes of Hotel or Motel Accommodation.
2. The Planning Proposal documentation once prepared be forwarded to the Western Region office of the Department of Planning, Industry and Environment for a Gateway Determination.
3. Council consults with relevant government agencies as required. Council is to consult with Water NSW prior to the issuing of a Gateway Determination and Rural Fire Service prior to undertaking community consultation.
4. Council advise NSW Department of Planning, Industry and Environment that it proposes to seek approval to use the delegated functions under S.3.36 (2)-(4) to make the plan following compliance with a Gateway Determination.
5. A **DIVISION** be called in accordance with the requirements of Section 375A (3) of the Local Government Act, 1993.

MOVED: Councillor S Ring

SECONDED: Councillor M Statham

CARRIED Unanimously

Divisions

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

AGAINST: nil

Councillor C Coleman returned to the meeting at 08:41 pm.
Councillor J Smith returned to the meeting at 08:41 pm.

10.2.5. DA107/20 - Demolition and Reconstruction of Shed, Lithgow Golf Club

Councillor S Ring left the meeting at 08:41 pm.
Councillor S Ring returned to the meeting at 08:42 pm.

20 -223 RESOLVED

THAT

1. Development Application DA107/20 be APPROVED subject to conditions on the consent as shown in the attached Planning Assessment Report.
2. A DIVISION be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

MOVED: Councillor W McAndrew

SECONDED: Councillor J Smith

CARRIED Unanimously

Divisions

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

AGAINST: nil

10.2.6. 335/05DA- Dedication of Subdivision Roads - South Bowenfels

20 -224 RESOLVED

THAT Council endorse the dedication of two unconstructed roads under Stage A of 335/05DA being an extension of Col Drewe Drive (Three Tree Drive) and Shanny Close as shown on the attached plan.

MOVED: Councillor S Ring

SECONDED: Councillor D Goodsell

CARRIED Carried Unanimously

Divisions

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

AGAINST: nil

10.2.7. 'Call In' of DA143/20- 7 storey mixed use development, 115 Martini Parade Lithgow

20 -225 RESOLVED

THAT

1. The calling in of Development Application DA143/20 for 7 storey mixed use development, Martini Parade Lithgow be noted.
2. A site visit be organised with owners, residents, Councillors and relevant staff.

MOVED: Councillor D Goodsell

SECONDED: Councillor C Coleman

CARRIED

Divisions

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

AGAINST: nil

10.2.8. Proposed Licence Agreement with Lithgow Musical Society Inc.

20 -226 RESOLVED

THAT

1. Council grant preliminary approval to the proposed licence agreement to Lithgow Musical Society Inc.
2. Council provide public notice of the proposed licence agreement and place the licence on public exhibition for at least 28 days.
3. The matter be returned to Council for endorsement of the licence agreement to Lithgow Musical Society Inc. with details of any submissions made during the exhibition period and any consequent recommendations or amendments.

MOVED: Councillor M Statham

SECONDED: Councillor D Goodwin

CARRIED Unanimously

Divisions

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

AGAINST: nil

10.2.9. Nomination of member to Lithgow Local Heritage Advisory Committee

20 -227 RESOLVED

THAT:

1. Council appoints Kathryn Newton as the Lithgow branch of National Trust representative to the Lithgow Local Heritage Advisory Committee.
2. Council and the Committee extend its appreciation to the outgoing member Dr Helen Clements for her time and work on the Committee.

MOVED: Councillor S Lesslie

SECONDED: Councillor S Ring

CARRIED Unanimously

Divisions

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

AGAINST: nil

10.3. Finance and Assets Reports

10.3.1. 2020-2030 Long Term Financial Plan

20 -228 RESOLVED

THAT Council:

1. Endorse the 2020-2030 Long Term Financial Plan (LTFP) to be placed on public exhibition for 28 days. The LTFP will then be returned to Council for consideration of any submissions and for formal adoption as part of Council's Resourcing Strategy.
2. Note the proposed Loan Borrowings Policy statement included in the LTFP.

MOVED: Councillor W McAndrew

SECONDED: Councillor S Ring

CARRIED Unanimously

Divisions

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

AGAINST: nil

10.4. People and Services Reports

10.4.1. Streets as Shared Spaces Project

20 -229 RESOLVED

THAT Council:

1. Note the 'Streets as Shared Spaces' grant application and funding approval.
2. Add the project to the 2020/21 budget and Operational Plan as a Quarter One budget variation.

MOVED: Councillor D Goodsell

SECONDED: Councillor M Statham

CARRIED Unanimously

Divisions

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

AGAINST: nil

11. Council Committee Reports

11.1. Crime Prevention Committee Meeting 15 June 2020

20 -230 RESOLVED

THAT Council note the minutes of the 15 June 2020 Crime Prevention Committee meeting.

MOVED: Councillor C Coleman

SECONDED: Councillor D Goodwin

CARRIED Unanimously

Divisions

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

AGAINST: nil

11.2. Women's Advisory Committee Meeting 4th August 2020

This item was withdrawn as it was dealt with at the previous council meeting.

11.3. Youth Advisory Committee meeting 17 August 2020

20 -231 RESOLVED

THAT Council note the minutes of the Youth Advisory Committee (Youth Council) meeting held 17 August 2020.

MOVED: Councillor S Ring

SECONDED: Councillor M Statham

CARRIED Unanimously

Divisions

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

AGAINST: nil

11.4. Operations Committee Meeting Minutes - 2nd September 2020

20 -232 RESOLVED

THAT Council note the minutes of the Operations Committee Meeting held on 2 September 2020.

MOVED: Councillor D Goodsell

SECONDED: Councillor S Ring

CARRIED Unanimously

Divisions

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

AGAINST: nil

11.5. Community Development Committee Meeting 8 September 2020

20 -233 RESOLVED

THAT Council:

1. Note the minutes of the 8 September 2020 Community Development Committee meeting.
2. Provide \$6,000 Non-Recurrent Financial Assistance to Lithgow Information and Neighbourhood Centre to assist with offsetting their rental payment to Council.
3. Note that representations will be made to Local Member and Minister for Regional Transport and Roads Paul Toole, requesting that signage be installed on the Great Western Highway to alert drivers to the Adventure Playground.

MOVED: Councillor M Statham

SECONDED: Councillor C Coleman

CARRIED Unanimously

Divisions

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

AGAINST: nil

11.6. Finance Committee Meeting 14 September 2020

20 -234 RESOLVED

THAT Council:

1. Adopt the minutes of the Finance Committee meeting held on 14 September 2020 and note the items not requiring a resolution of Council
2. Endorse the recommendations proposed in the Council Investments Report for August 2020.

MOVED: Councillor W McAndrew

SECONDED: Councillor S Ring

CARRIED

Divisions

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

AGAINST: Councillor S Lesslie

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

Councillor Goodsell raised the matter of neighbour notifications not reaching a wide range of people affected by the proposed DAs.

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

20 -235 RESOLVED

THAT:

1. This business be transacted at this meeting, and;
 2. Staff be requested to review the Community Participation Plan and consider including a wider scope for notifications.
-

3. A report be brought back to Council in regard to the review of the Community Participation Plan.

MOVED: Councillor D Goodsell	SECONDED: Councillor W McAndrew
CARRIED Unanimously	

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

Against: nil

Councillor Ring raised the matter of DA 143/20 resident notifications for residents in Martini Parade and Rifle Parade from Main Street to Methven Street.

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

20 -236 RESOLVED

THAT

1. This business be transacted at this meeting, and;
2. DA notifications be sent to all residents in Martini Parade and Rifle Parade from Main Street to Methven Street.

MOVED: Councillor S Ring

SECONDED: Councillor W McAndrew

CARRIED: Unanimously

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

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

Against: nil

Councillor Lesslie raised the issue of a report coming back to Council in relation to the Wallerawang STP caustic Soda spill.

The Mayor declared the matter not to be of great urgency in accordance with Clause 241 of the Local Government (General) Regulations.

Councillor Goodwin raised a matter of land being for sale at Marrangaroo.

The Mayor declared the matter not to be of great urgency in accordance with Clause 241 of the Local Government (General) Regulations.

13. Closed Council

13.0. Closed Council

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 -237 RESOLVED

THAT Council move into Closed Council to consider the confidential reports as listed in the Agenda at 09:52 pm.

MOVED: Councillor J Smith

SECONDED: Councillor D Goodsell

CARRIED

The Mayor informed the Public that the webcasting will be turned off at this point in the meeting and will be reopened at the end of the Closed Council session of the meeting.

At 09:52 pm, the Mayor adjourned the meeting for a period of 5 minutes prior to moving into Closed Council.

20 -243 RESOLVED

THAT Council return to open Council to inform the public of the resolutions of Closed Council at 10:25 pm.

MOVED: Councillor J Smith

SECONDED: Councillor D Goodsell

CARRIED: Unanimously

13.1. Proposed Sale of Surplus Land in Wallerawang

20 -238 RESOLVED

THAT

1. Council list the following parcels of land for sale with LJ Hooker Lithgow, to be sold by way of auction.
 - a. Vacant land - 53 Commens Street, Wallerawang (Lot 2 in DP28230)
 - b. Vacant land - lot 250 Lyons Parade, Wallerawang (Lot 2 in DP26070)
 - c. Vacant land - lots 303 to 306 Lidsdale Street, Wallerawang (Lots 303 to 306 in DP26070)
2. Council authorise the General Manager to determine the reserve to be set for each parcel of land prior to the auction date
3. Council authorise the listing of each parcel of land for sale by private treaty, if it is passed in at auction
4. Council instruct Le Fevre & Co to prepare a contract for sale of land and to facilitate the legal aspects of the sale in respect of each parcel of land

5. Council authorise the General Manager to do and sign all necessary documentation to facilitate the sale of land

MOVED: Councillor J Smith

SECONDED: Councillor S Ring

CARRIED

Divisions

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

AGAINST: nil

13.2. Lithgow Solid Waste Facility Plant Tender

20 -239 RESOLVED

THAT

1. Council accept the submission from Select Civil Pty Ltd for the dry-hire of landfill plant at Lithgow Solid Waste facility.
2. Delegate to the General Manager authority to enter a Contract with Select Civil Pty Ltd in accordance with the Tender for "The Purchase / Hire / Hire to Purchase and Maintenance of Landfill Plant at Lithgow Solid Waste Facility".
3. Delegate to the General Manager authority to extend the Contract for a one-year period on two occasions, subject to meeting performance requirements.

MOVED: Councillor S Ring

SECONDED: Councillor R Thompson

CARRIED

Divisions

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

AGAINST: Councillor C Coleman, Councillor S Lesslie

13.3. Low Pressure Sewerage System Supply Tender

20 -240 RESOLVED

THAT Council engage the Aquatec Fluid Systems Pty Ltd to supply Low Pressure Sewerage Systems and Associated Services for a period of 5 years as per the Low Pressure Sewerage Tender specification and supporting documentation.

MOVED: Councillor S Ring

SECONDED: Councillor J Smith

CARRIED

Divisions

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

AGAINST: nil

13.4. Design and Construction of New Inventory Store

20 -241 RESOLVED

THAT Council:

1. Endorse the project funding proposal included in this report and add the construction of a new Store to the 2020/21 Capital Works Program. A budget variation will be included in a quarterly budget review once tenders have been assessed.
2. Approve the sourcing of a loan of up to \$1.2M for the Store rebuild project from a lending institution approved by the Office of Local Government.
3. In accordance with Clause 178(4) (a) of the *Local Government (General) Regulation 2005*, invite the following organisations to submit tenders for the Design and Construction of the Lithgow City Store Precinct: Ahrens Group; Adaptive Pty Ltd trading as Dezign; Renascent Regional; Structor Projects.

MOVED: Councillor W McAndrew

SECONDED: Councillor S Ring

CARRIED

Divisions

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

AGAINST: nil

13.5. Approval to Engage Vendors due to Remoteness of Locality of Works

20 -242 RESOLVED

THAT due to the remoteness of each location and the resultant unavailability of competitive tenderers, in accordance with Section 55 (3) (i) of the Local Government Act 1993, Council resolve to engage:

1. Clarks Quarry for the provision of road base to the Glen Davis Road sealing project at a rate of \$34.00/tonne delivered; and
2. Metromix Quarry for the provision of road base to the Dark Corner Road sealing project at a rate of \$23.80/tonne delivered.

MOVED: Councillor S Ring

SECONDED: Councillor J Smith

CARRIED

Divisions

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

AGAINST: nil

There being no further business the Mayor declared the meeting closed at 10:33 pm.