



MINUTES

Ordinary Meeting of Council

held at

Council Administration Centre

180 Mort Street, Lithgow

on

Monday 22 February 2021

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

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 Negreeta Nunan, Minutes Secretary

3. Apologies

All being present there were no apologies.

4. Declaration of Interest

Councillor M Statham declared a non-pecuniary less than significant conflict of interest in Item 9.2 on the agenda as she is a non-executive member of Tidy Towns Portland Committee and will not vacate the Chambers.

Councillor S Lesslie declared a non-pecuniary conflict of interest in Item 8.3 on the agenda as he is the Chairperson of Lithgow Aged Care and will vacate the Chambers.

5. Confirmation of Minutes

21 -27 RESOLVED

Confirmation of the Minutes of the Ordinary Meeting of Council held on the 25 January 2021 were taken as read and confirmed.

MOVED: Councillor W McAndrew

SECONDED: Councillor D Goodwin

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

6. Commemorations and Announcements

Councillor W McAndrew acknowledged the recipients of all Australian Day Awards and in particular Mr John Kearns of Portland who received the Order of Australia.

Councillor M Statham commemorated the passing of Joan Bellamy who was an active member of the Portland community.

Councillor M Statham commemorated the passing of Pauline Patterson also of Portland.

Councillor M Statham acknowledged the LEAP program which was held at LINC. The program is respected state wide and should be embraced by Lithgow City Council.

Councillor C Coleman acknowledged the Lithgow Theatre Group for their recent show held at the Wallerawang Sport and Recreation Club.

Councillor C Coleman also acknowledge the Kidney Car Rally to be held in 2021.

7. Public Forum

At 07:06 pm the community submissions for Public Forum Session were read by the General Manager.

Jane Canfield submitted a comment in relation to item 10.1.1.3 on the agenda.

The Mayor thanked Jane for her statement.

Gaye Mason submitted a comment in relation to Lake Wallace.

Gaye Mason submitted a comment in relation to Bracey's Lookout.

The Mayor thanked Gaye for her statements.

8. Mayoral Minutes

8.1. Mayoral Minute - 22/02/2021 - Stance on Bullying

Report by Mayor – Councillor Ray Thompson

21 -28 RESOLVED

THAT the Council note this Mayoral Minute.

MOVED: Councillor R Thompson

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

8.2. Mayoral Minute - 22/02/2021 - Acknowledgement of Retirement David Mitchell

Report by Mayor – Councillor Ray Thompson

21 -29 RESOLVED

THAT Council joins me in thanking David for his 43 years of service to Lithgow City Council and wish him well in his retirement.

MOVED: Councillor R Thompson

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

8.3. Mayoral Minute - 22/02/2021 - Lithgow Aged Care

Report by Mayor – Councillor Ray Thompson

Due to an earlier declaration, Councillor S Lesslie left the meeting at 07:16 pm.
Councillor S Lesslie returned to the meeting at 07:24 pm.

21 -30 RESOLVED

THAT Council re-affirm its objectives in this matter as being that:

1. The wellbeing of the residents is at all times safeguarded.
2. The residents are housed close to their established support networks.
3. The employees retain their jobs and employees receive their entitlements.

MOVED: 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 J Smith, Councillor M Statham

AGAINST: nil

9. Notices of Motion

9.1. Notice of Motion - Ruled Unlawful

Report by General Manager – Craig Butler

21 -31 RESOLVED

THAT Council note the decision of the General Manager to determine two notices of motion to be unlawful and on that basis to not include those in this business paper pursuant to Clause 3.20 of Council's Code of Meeting Practice.

MOVED: Councillor D Goodsell

SECONDED: Councillor S Ring

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

9.2. Notice of Motion - Councillor Statham - Portland Tidy Towns Swing Structure

Report by Councillor Maree Statham

MOTION

THAT Lithgow City Council support Portland Tidy Towns request for an area of land adjacent to the Rotunda located at Saville Park Portland. If successful Portland Tidy Towns request for the proposed swings to be included in Lithgow City Council insurance. This land would be used to provide suitable swings for local children and visiting families.

MOVED: Councillor M Statham

SECONDED: Councillor C Coleman

AMENDMENT

THAT Portland Tidy Towns meet with Lithgow City Council to discuss all of the relevant matters in relation to this issue.

MOVED: Councillor W McAndrew

SECONDED: Councillor D Goodsell

CARRIED:

Divisions

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

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

Councillor Ring called a Point of Order on Cr Lesslie as he was discussing the original Motion.

The Mayor upheld the Point of Order.

The General Manager gave advice on the matter.

The Amendment was PUT and became the Motion.

21 -32 RESOLVED

THAT Portland Tidy Towns meet with Lithgow City Council to discuss all of the relevant matters in relation to this issue.

MOVED: Councillor W McAndrew

SECONDED: Councillor D Goodsell

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

AGAINST: Councillor M Statham

9.3. Notice of Motion - Councillor Statham - Bush Fire Recovery - Tip Fees

Report by Councillor Maree Statham

MOTION

THAT Lithgow City Council reimburse Lithgow Local Government residents who can provide written evidence they incurred excessive tip fees from the devastating bush fires 2019/2020. This could be realised from the Bush Fire Recovery funding provided to Councils effected by the 2019/ 2020 fires.

MOVED: Councillor M Statham

SECONDED: Councillor C Coleman

AMENDMENT

THAT Lithgow City Council:

1. Seek advice from residents who can provide written evidence that they incurred excessive tip fees from the devastating bush fires 2019/2020.
2. A report be brought back to Council outlining the potential cost to Council.

MOVED: Councillor W McAndrew

SECONDED: Councillor S Ring

CARRIED:

Divisions

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

AGAINST: Councillor C Coleman, Councillor S Lesslie, Councillor M Statham

The Amendment was PUT and became the MOTION.

21 -33 RESOLVED

THAT Lithgow City Council:

1. Seek advice from residents who can provide written evidence that they incurred excessive tip fees from the devastating bush fires 2019/2020.
2. A report be brought back to Council outlining the potential cost to Council.

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

AGAINST: Councillor S Lesslie, Councillor M Statham

Councillor Ring and Councillor Coleman called a point on Councillor Statham as she quoted a statement by the incorrect Councillor.

Councillor Statham apologised.

9.4. Notice of Motion - Councillor Statham - Bush Telegraph - Megalong Valley

Report by Councillor Maree Statham

21 -34 RESOLVED

THAT Lithgow City Council support the Megalong Valley Community and Land Owners Association with a letter of support for funding from Lithgow City Council to Minister Paul Toole and the Honourable David Elliot, Minister for Emergency Services. The projects are detailed in the Commentary.

MOVED: Councillor M Statham

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. Staff Reports

10.1. Economic Development and Environment Reports

10.1.1. Building and Development

10.1.1.1. ECDEV - 22/02/2021 - DA256/20 - Replacement of Facade and Awning, 157 Main Street Lithgow

Councillor D Goodwin left the meeting at 08:00 pm.

Councillor D Goodwin returned to the meeting at 08:01 pm.

21 -35 RESOLVED

THAT

1. Development Application DA256/20 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 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

10.1.1.2. ECDEV - 22/02/2021 - DA141/19 - Demolition of Existing Service Station and Construction of New Service Station, 1106 Great Western Highway, Bowenfels

21 -36 RESOLVED

THAT

1. The Development Application DA141/19 be **REFUSED** for the following reasons:
 - a. Insufficient information has been submitted in support of the development application to enable a full assessment of the proposal under the requirements of section 4.15 of the *Environmental Planning and Assessment Act 1979* and in accordance with Part 1 of Schedule 1 of the *Environmental Planning and Assessment Regulation 2000*.
 - b. The traffic generating characteristics of the development have been inadequately addressed and the proposed vehicular access arrangements for the development are unacceptable; and
 - c. Transport for NSW (RMS) have not given support to the proposal in accordance with clauses 101 and 104 of *State Environmental Planning Policy (Infrastructure) 2007*; and
 - d. The impact of the development on the amenity of the surrounding locality cannot be determined due to the lack of sufficient information to enable a full assessment and evaluation of potential environmental impacts,
 - e. Insufficient detail has been submitted in support of the development in relation to its design, how negative environmental impacts have been identified, how these will be mitigated and the suitability of the site for the development, and
 - f. Approval of the development due to the deficiencies identified in the application is not in the public interest.
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 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

10.1.1.3. ECDEV - 22/02/2021 - DA196/18 - 34 Lot Residential Subdivision, 111 Ian Holt Drive, Lidsdale

Management gave advice on the matter in relation to the written submission during public forum.

21 -37 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. Development consent be granted subject to approval conditions in any Bushfire Safety Authority issued by the NSW Rural Fire Service.
3. A DIVISION be called in accordance with the requirements of Section 375A(3) of the *Local Government Act, 1993*.
4. Council endorse the attached Draft Voluntary Planning Agreement proposed for DA196/18.
5. The Draft Voluntary Planning Agreement for DA196/18 be placed on public exhibition for a period of 28 days.

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 J Smith, Councillor M Statham

AGAINST: Councillor S Lesslie

10.1.2. Economic Development & Environment General Reports

10.1.2.1. ECDEV - 22/02/2021 - Lithgow Community Participation Plan 2020

MOTION

THAT:

1. Council repeals the Lithgow Community Participation Plan 2019 and adopts the Lithgow Community Participation Plan 2020 as attached to the business paper.
2. The Lithgow Community Participation Plan 2020 be uploaded to the Planning Portal and Council's website.

MOVED: Councillor M Statham

SECONDED: Councillor C Coleman

AMENDMENT

THAT:

1. Council repeals the Lithgow Community Participation Plan 2019 and adopts the Lithgow Community Participation Plan 2020 as attached to the business paper.
2. The Lithgow Community Participation Plan 2020 be uploaded to the Planning Portal and Council's website.

3. The Council notify all adjoining owners of any development or change of usage where the Council is either the owner of the property involved or the Council is the instrumentality undertaking the work either directly or by contract.

MOVED: Councillor S Lesslie

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

The AMENDMENT was PUT and became the MOTION

21 -38 RESOLVED

THAT:

1. Council repeals the Lithgow Community Participation Plan 2019 and adopts the Lithgow Community Participation Plan 2020 as attached to the business paper.
2. The Lithgow Community Participation Plan 2020 be uploaded to the Planning Portal and Council's website.
3. The Council notify all adjoining owners of any development or change of usage where the Council is either the owner of the property involved or the Council is the instrumentality undertaking the work either directly or by contract.

MOVED: Councillor S Lesslie

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. Infrastructure Services Reports

10.2.1. IS - 22/02/2021 - Water Subsidy Portland Pool

21 -39 RESOLVED

THAT Council:

1. Note the information provided on action recently taken to assist the Portland and District Pool Association in relation to water usage and associated costs at Portland Pool.
2. Endorse an increase in the amount of financial assistance to Portland Pool from \$35,000 p.a. to \$40,000 p.a. for inclusion in the draft 2021/22 budget and that a CPI increase be added for the draft budget financial assistance amount in subsequent years.

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

10.2.2. IS - 22/02/2021 - Cleaning Contract Review

MOTION

THAT Council:

1. Maintain the existing contract with SKG Cleaning Services on a month-to-month basis until 1 July 2021 to allow sufficient time for recruitment and fleet lease arrangements, and
2. Immediately commence necessary recruitment and fleet procurement as per the requirements outlined in the above report.
3. Develop options for necessary service reductions to accommodate the estimated increased cost of \$86,656 from the 2021/22 year.

MOVED: Councillor C Coleman

SECONDED: Councillor S Lesslie

AMENDMENT

That Council

1. Maintain the current cleaning services on a month to month basis.
2. Management review the contract specifications for levels of service.
3. Go to tender to test the market for cleaning services with new contract specification.

MOVED: Councillor D Goodsell

SECONDED: Councillor M Statham

Divisions

FOR: Councillor D Goodsell

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

Councillor Ring called a point of order on Councillor Statham questioning the comments in relation to the discussion.

The Mayor upheld the point of order.

The Amendment was PUT and **LOST**.

The original Motion was PUT.

21 -40 RESOLVED

THAT Council:

1. Maintain the existing contract with SKG Cleaning Services on a month-to-month basis until 1 July 2021 to allow sufficient time for recruitment and fleet lease arrangements, and
2. Immediately commence necessary recruitment and fleet procurement as per the requirements outlined in the above report.
3. Develop options for necessary service reductions to accommodate the estimated increased cost of \$86,656 from the 2021/22 year.

MOVED: Councillor C Coleman

SECONDED: Councillor S Lesslie

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. Water and Wastewater Reports

10.3.1. WWW - 22/02/2021 - Development Servicing Plan (Section 64) Charges

MOTION

THAT Council:

1. Receive and note the report on how Development Servicing Plans are determined and enacted, how contribution amounts are calculated and the options available regarding subsidising development and the "phasing-in" options available.
2. Maintain the current charges in the Development Servicing Plan adopted in August 2018.

Amendment

THAT Council:

1. Receive and note the report on how Development Servicing Plans are determined and enacted, how contribution amounts are calculated and the options available regarding subsidising development and the “phasing-in” options available.
2. DSP plans are superseded by the current document and the current fees are reduced by 50%

MOVED: Councillor M Statham

The Amendment lapsed due to the lack of a seconder.

21 -41 RESOLVED

THAT Council:

1. Receive and note the report on how Development Servicing Plans are determined and enacted, how contribution amounts are calculated and the options available regarding subsidising development and the “phasing-in” options available.
2. Maintain the current charges in the Development Servicing Plan adopted in August 2018.

MOVED: Councillor S Ring

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

AGAINST: Councillor M Statham

10.3.2. WWW - 22/02/2021 - Water and Waste Water Report

Councillor J Smith left the meeting at 09:08 pm.

21 -42 RESOLVED

THAT Council note the February 2021 Water Report as an update on water and wastewater management.

MOVED: Councillor C Coleman

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 M Statham

AGAINST: nil

10.4. Finance and Assets Reports

10.4.1. FIN - 22/02/2021 - 2020/21 Quarter Two Budget Review

Councillor S Ring left the meeting at 09:10 pm.

Councillor J Smith returned to the meeting at 09:10 pm.

Councillor S Ring returned to the meeting at 09:11 pm.

21 - 43 RESOLVED

THAT Council:

1. Note the contents of the report and the revised consolidated operating result before capital grants of \$1.791M surplus for the 2020/21 Operational Plan as detailed in the Quarterly Budget Review Report for the period 1 October 2020 to 31 December 2020.
2. Adopt the income, expenditure and capital budget variations to the 2020/21 Council budget as outlined in the attached report.
3. Note the information provided on Council's cashflow issue and the impacts on internally restricted reserves.
4. Endorse the transfer of \$652K from the Land Bank reserve to restore internally restricted reserves to the internal loan balance of -\$2.51M.
5. The proposal to develop a strategy to ensure that sufficient working capital is held in short-term deposits to meet Council's immediate needs (approx. \$750K to \$1M at any time) be noted, and further reported for Council's consideration.

MOVED: Councillor D Goodsell

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

10.5. People and Services Reports

10.5.1. PS - 22/02/2021 - Planet Youth Report

21 -44 RESOLVED

THAT Council note the information provided on the ongoing work of the Local Drug Action Team.

MOVED: Councillor C Coleman

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

10.5.2. PS - 22/02/2021 - Alcohol Free Zones

21 -45 RESOLVED

THAT Council:

1. Consult with the Police, all affected liquor licensees and the general community on the proposal to establish Alcohol Free Zones in the Lithgow, Portland and Wallerawang CBD's for a further 4 years in accordance with Section 644 of the Local Government Act 1993.
2. Publish a notice of the proposed establishment of the Alcohol Free Zones in these areas, calling for comment by 31 March 2021.

MOVED: Councillor J Smith

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

10.5.3. PS - 22/02/2021 - Delivery Program - Six Monthly Progress Report

21 -46 RESOLVED

THAT Council note the July – December Progress Report against the combined 2017-21 Delivery Program and 2020/21 Operational Plan.

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

11. Council Committee Reports

11.1. COMM - 22/02/2021 - Community Development Committee Minutes 10 November 2020

21 -47 RESOLVED

THAT Council notes the minutes of the Community Development Committee meeting held on 10 November 2020.

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

11.2. ENVIR - 22/02/2021 - Environmental Advisory Committee Meeting Minutes 11 November 2020

21 -48 RESOLVED

THAT Council note the minutes of the Environment Advisory Committee meeting held on 11 November 2020.

MOVED: Councillor S Ring

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 J Smith, Councillor M Statham

AGAINST: Councillor S Lesslie

11.3. IS - 22/02/2021 - Operations Committee Meeting Minutes - 18 November 2020

21 -49 RESOLVED

THAT Council note the minutes of the Operations Committee Meeting held on 18 November 2020.

MOVED: Councillor D Goodsell

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

11.4. IS - 22/02/2021 - TALC Committee Meeting Minutes - 26 November 2020

21 -50 RESOLVED

THAT Council:

1. Notes the minutes of the TALC Committee Meeting held on 26 November 2020; and
2. Approves the recommendations of the TALC Committee included in this report (as Items 6.1, 6.2, 6.3, 6.4, 6.5, 6.6, 6.7 and 6.8).

MOVED: Councillor D Goodwin

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

11.5. COMM - 22/02/2021 - Youth Advisory Committee Meeting Minutes - 18 January 2021

21 -51 RESOLVED

THAT Council note the minutes of the Youth Council meeting held on 18 January 2021.

MOVED: Councillor C Coleman

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

11.6. COMM - 22/02/2021 - Crime Prevention Committee Meeting Minutes 8 February 2021

21 -52 RESOLVED

THAT Council notes the minutes of the 8 February 2021 Crime Prevention Committee meeting.

MOVED: Councillor D Goodwin

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

11.7. FIN - 22/02/2021 - Finance Committee Meeting Minutes - 8 February 2021

21 -53 RESOLVED

THAT Council:

1. Adopt the minutes of the Finance Committee meeting held on 8 February 2021 and note the items not requiring a resolution of Council.
2. Endorse the recommendations proposed in the Council Investments Report for January 2021.

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

11.8. COMM - 22/02/2021 - Community Development Committee Meeting Minutes 9 February 2021

21 -54 RESOLVED

THAT:

1. Council note the Minutes of the Community Development Committee meeting held on 9 February 2021.

2. The Mayor be requested to prepare a Mayoral Minute to a meeting of Council stating that Council does not condone racism and vilification and to call for development of a road map for Council to develop a more meaningful partnership with the indigenous community.

MOVED: Councillor M Statham

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

11.9. IS - 22/02/2021 - Sports Advisory Committee Meeting Minutes - 10 February 2021

21 -55 RESOLVED

THAT Council:

1. Note the minutes of the Sport Advisory Committee held on 10 February 2021.
2. Provide Jordan Berry with \$300.00 toward the cost of participating in the National Futsal Competition, funded from the Financial Assistance budget.
3. Thank the Cricket Association and Council staff for organising the event Baggy Blues this weekend.

MOVED: Councillor J Smith

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

11.10. IS - 22/02/2021 - Operations Committee Meeting Minutes - 11 February 2021

21 -56 RESOLVED

THAT:

1. Council note the minutes of the Operations Committee Meeting held on 11th February 2021; and
2. No water main renewals be undertaken as part of a future Main Street Revitalisation Project.
- 3.

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

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 Coleman raised the matter of the Australian Government's intention to cease telehealth appointments. Councillor Coleman requested Council advocate to The Hon. Andrew Gee Federal Member for Calare.

The Mayor ruled this a matter of urgency.

Councillor Smith raised the matter of further updates from Minister Andrew Gee in relation to Lithgow Aged Care.

Councillor Lesslie - Chairperson for Lithgow Aged Care gave advice on the status of the matter.

Councillor Goodwin raised the matter of holding a Town meeting to discuss the Lithgow Aged Care matters.

The Mayor suggested that Council monitor the situation and await an update.

Councillor McAndrew raised the matter of a road works sign on the Great Western Highway at Marrangaroo on the railway over bridge stating that there is road work ahead and reducing the speed to 80km per hour. There is no work happening at the moment.

The Mayor asked the administration to liaise with the Transport for NSW.

Councillor Lesslie raised the matter of the accuracy of committee minutes. The minutes of the Environmental Advisory committee minutes to reflect accurately the commence date of the solar panels being the 20 November 2020.

The Mayor did not declare that this was a matter of urgency however the management will look into the matter.

Councillor Statham raised the matter on behalf of a resident in relation to Lithgow Pool.

The Mayor did not declare that this was a matter of urgency however the management will look into the matter.

13. 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 No objections.

21 -57 RESOLVED

THAT Council resolve to move into Closed Council to consider the confidential report as listed in the Business Paper at 9:49 pm.

MOVED: Councillor J Smith

SECONDED: Councillor W McAndrew

CARRIED: Unanimously

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 confidential Council.

21 -59 RESOLVED

THAT Council resolve to refer to open Council and inform the public of the resolutions of Closed Council at 10:05 pm.

MOVED: Councillor J Smith

SECONDED: Councillor W McAndrew

CARRIED: Unanimously

The Mayor read to the public the resolutions of Closed Council as adopted.

13.1. CONFIDENTIAL - ECDEV - 22/02/2021 - Proposed sale of industrial parcel of land in Inch Street Lithgow

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: -

- (e) information that would, if disclosed, prejudice the maintenance of law.

21 -58 RESOLVED

THAT Council:

1. Approve the sale of Lot 55, as outlined in this report, by competitive process.
2. Grant approval to instruct Le Fevre & Co to prepare a contract for sale of land and to act on Council's behalf in respect of the legal aspects of the sale of Lot 55.
3. Authorise the General Manager to execute all documents necessary to facilitate the sale of Lot 55 and the application of a new certificate of title if required.
4. After legal fees are deducted from the sale proceeds, the remainder goes towards the Council's cleaning costs.

MOVED: Councillor J Smith

SECONDED: Councillor C Coleman

CARRIED:

Divisions

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

AGAINST: Councillor R Thompson, Councillor S Ring

There being no further business the Mayor declared the meeting closed at 10:06 pm.