



BUSINESS PAPER

Ordinary Meeting of Council

to be held at

Council Administration Centre

180 Mort Street, Lithgow

on

Monday 28 June 2021

at 7:00 PM

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1. Acknowledgement of Country

Acknowledgement of Country

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

Declaration of Webcasting

I inform all those in attendance at this meeting, that the meeting is being webcast and that those in attendance should refrain from making any defamatory statements concerning any person, Councillor or employee, and refrain from discussing those matters subject to Closed Council proceedings as indicated in clause 14.1 of the code of meeting practice.

2. Present

3. Apologies

4. Declaration of Interest

5. Confirmation of Minutes

Confirmation of the minutes of the Ordinary Meeting of Council held Monday 24 May 2021.

6. Commemorations and Announcements

7. Public Forum

8. Mayoral Minutes

9. Staff Reports

9.1. Economic Development and Environment Reports

9.1.1. Economic Development & Environment General Reports

9.1.1.1. ECDEV - 28/06/2021 - Draft Mountain Bike Trails Strategy

Prepared by Andrew Powrie - Senior Economic Development and Destination Manager

Department Economic Development

Authorised by Director of Economic Development & Environment

Reference

Min 21-63: Ordinary Meeting of Council 22 March 2021

Summary

At the March 2021 Ordinary Meeting Council received the Draft Hassans Walls Mountain Bike Trails Strategy and resolved that it be placed on public exhibition. That exhibition period was subsequently extended and closed on 14 May 2021. This report provides a summary of submissions and recommends that Council adopts the Strategy “in principle” but not proceed further until the completion of three pieces of work being:

1. A Flora and Fauna Study for Hassans Walls Reserve
2. Recreational Track Audit of Hassans Walls Reserve; and
3. The completion of an Aboriginal Cultural Heritage Assessment.

Commentary

The Lithgow Regional Economic Development Strategy 2018-2022 (REDS) identified that one of Lithgow’s key endowments is an abundance of natural and recreational amenities. A related priority action is the development of recreation infrastructure such as mountain bike trails.

A Draft Mountain Bike Trails Strategy for Hassans Wall Reserve was developed that detailed the infrastructure trails requirements, and the cost to develop 3 purpose-built mountain biking trails at Hassans Walls Reserve.

The development of the trails network in Lithgow City would create strong inwards visitation in the adventure tourism field and significantly enhance the tourism offerings available in the Lithgow destination.

The Draft Strategy was placed on exhibition as per Council's resolution with an extension of the exhibition period subsequently granted. 47 submissions were received. Of the 47, the split on the nature of submissions was relatively even, 53% were in favour and 47% had concerns or were in opposition. A summary of submissions is attached for consideration.

Those in favour of the draft strategy were enthusiastic, with many referring to the need to progress with the project as it provides an opportunity to position Lithgow well and truly in the recreation/adventure tourism space. Several submissions noted that by providing authorised, sanctioned, and well-maintained trails this would limit riders causing damage by constructing and using their own unauthorised trails.

Submissions with concerns, or in opposition the concept, could be split into 2 areas.

1. Firstly, there were community residents who, whilst acknowledging the rationale of the strategy, had a sense of local pride and ownership and had concerns about the potential
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impact on the Reserve's natural environment (the flora and fauna) with references made to the Purple Copper Butterfly, several owl species, native birds, and plant species. This collective advocated for more passive uses of the area being continued.

2. Secondly, more formal committees and organisations were more directly in opposition to the strategy with feedback including, but not limited to:
 - a. Expectation on an early conversation on this matter before the draft strategy was produced.
 - b. Council should prioritize the allocation of resources towards identified high priority actions from the Hassans Walls PoM that have not be addressed.
 - c. Trails seen as incompatible with other current low-impact and family-friendly community uses.
 - d. The potential for trails to destabilize areas that have historically been impacted by mine subsidence.
 - e. Development of a masterplan should be next step.
 - f. Lack of supporting facilities and infrastructure (no toilets and limited parking)
 - g. No evidence of inspection and maintenance of the existing Pony Express track
 - h. Concerns about the ability to maintain the proposed trails in the future.
 - i. Comments about consultant having conflict of interest given they also run mountain biking events as well as having a trail building part of the company.
 - j. Potential damage being caused to bushland during construction requiring an excessive cost to rehabilitate.
 - k. The plan for consultation process with Wiradjuri traditional owners and when Aboriginal Cultural Heritage Assessment will be prepared.
 - l. Strong opposition regarding potential negative impact on Aboriginal heritage and on flora and fauna.

It is noted and correct that there have been challenges in the delivery of actions relative to the Hassans Walls PoM since its adoption due to funding and prioritisation of other initiatives by Council. Many of the points raised are forward looking; toilets, parking, construction impacts, trail maintenance and the like and these can be addressed in the future. These elements are all important and would all be included in deliberations and assessments leading into any potential design, planning approval and construction phase (which would be reported to Council in the future).

The draft strategy has helped to bring some visibility back to the Hassans Walls PoM. In acknowledgement, it is recommended that Council approve the completion of, and receive reports on, three pieces of foundational work for the area prior to the strategy being finally endorsed. These being a Flora and Fauna Study; a Recreational Track Audit; and an Aboriginal Cultural Heritage Assessment. The Flora and Fauna Study and Recreational Track Audit are recommended actions from the PoM and an Aboriginal Cultural Heritage Assessment is important action prior to proceeding with planning for any additional track development. Resources for Regions, Round 8, has been identified as a funding source for this work. A Geotechnical study of the rock formations and escarpments within the Reserve is also a recommended action from the PoM but it is suggested that this only be considered should the audit of recreational tracks identify any specific issues for individual tracks. In order to sanction and convey to the community Council's belief in the project it is recommended however that the Strategy in the meanwhile be adopted in principle.

Policy Implications

Nil

Financial Implications

- Budget approved - \$20,000.
- Cost centre - 700072 7000 6330
- Expended to date - \$20,000.
- Future potential impact - Resources for Regions, Round 8, has been identified as a funding source for a Flora and Fauna Study, Recreational Track Audit and an Aboriginal Cultural

Heritage Assessment. Pending the outcome of these reports, longer term funding would need to be secured for the building of the trails network and associated costs identified in the Strategy.

Legal and Risk Management Implications

Nil

Attachments

1. Submissions Draft Hassans Walls Mountain Bike Strategy June 2021 [9.1.1.1.1 - 3 pages]

Recommendation

THAT The Draft Hassans Walls Mountain Bike Trails Strategy be adopted in principle but prior to proceeding further with further planning and design, the following works be carried out:

- A Flora and Fauna Study for Hassans Walls Reserve;
- Recreational Track Audit of Hassans Walls Reserve; and
- The completion of an Aboriginal Cultural Heritage Assessment in the area where potential future tracks envisaged in the strategy could be constructed.

9.1.1.2. ECDEV - 28/06/2021 - Australian Caravan Club National Muster 2022

Prepared by Andrew Powrie - Senior Economic Development and Destination Manager

Department Economic Development

Authorised by Director of Economic Development & Environment

Summary

This report recommends that Council agrees in principle to the Australian Caravan Club's October 2022 National Muster being held at the Tony Luchetti Sportsground and Showground in Lithgow and authorises the General Manager to negotiate a licence agreement, as per a draft MOU attached, with the licence agreement then being placed on public exhibition.

The report further recommends that Council authorise the General Manager, if no submissions are received during the exhibition period, to enter the licence agreement. If any submissions are received during the exhibition period, the matter will be returned to Council for final determination.

Commentary

After a number of ongoing discussions with the Australian Caravan Club, Lithgow has been chosen as the preferred location for their National Muster to be held in October 2022.

This is an opportunity for Council to host a national event using the Tony Luchetti Sportsground and Showground which offers excellent proximity to the Lithgow City CBD. Lithgow is the preferred destination for 2022 and an Events Attraction Package Application has been submitted.

This is a 7-day once a year event that attracts members from across Australia and the Australian Caravan Club indicates up to 200 RV/Vans could be in attendance. The event rotates between states on a yearly basis, so this is a notable Australian-wide annual event.

From an economic impact perspective, estimating 175 RV/Vans with spend of \$77 (domestic day tripper average) a day per van over a seven-day period, then the direct economic impact would be \$91,875. On top of that would be the marketing and word-of-mouth opportunities around bringing a national event to Lithgow.

The cost to accommodate the National Muster, based on requirements presented by the Australian Caravan Club, is in the vicinity of \$42,000. Staff will confirm the precise cost by 31 January 2022, and the precise cost will constitute the event fee which the Australian Caravan Club will be paying in full before the event is held.

Policy Implications

Nil

Financial Implications

- Budget approved - none at this stage. \$42,000 is forecast to host the event, which will be 100% offset via payment from the Australian Caravan Club.
- Cost centre/s - tbc once costs are finalised and allocated to appropriate Council areas.
- Expended to date - nil.
- Future potential impact - nil as this is a one-off event.

Legal and Risk Management Implications

Nil

Attachments

1. Draft MOU Australian Caravan Club Ltd (updated 09.06.21) [9.1.1.2.1 - 6 pages]

Recommendation

THAT Council

1. Agree in principle to hosting the Australian Caravan Club's October 2022 National Muster at the Tony Luchetti Sportsground and Showground.
2. Authorise the General Manager to negotiate a licence agreement with Australian Caravan Club based upon the draft MOU attached to the business paper.
3. Place the proposed licence agreement on public exhibition for 28 days.
4. if no submissions are received during the exhibition period, authorise the General Manager to do all things necessary to give effect to the licence agreement.
5. if any submissions are received during the exhibition period, the matter be returned to Council for final determination

9.1.1.3. ECDEV - 28/06/2012 - Resources for Regions Round 8

Prepared by Andrew Muir - Director Economic Development and Environment

Department Economic Development & Environment

Authorised by Director of Economic Development & Environment

Summary

This report outlines the process to date in identifying projects, programs and business cases eligible for an application/s under Resources for Regions – Round 8 and proposes a list of priority projects for submission.

Commentary

As councillors are aware, advice has been received on the current round of Resources for Regions which will be Round 8. An amount of \$2,968,393 is available to the Lithgow Local Government Area. This is made up of a base amount of \$1 million, with further weighted funding based on a calculation known as *the mining employment location quotient*.

Under the funding guidelines (attached) councils are encouraged to consult with community groups and in this regard, emails were sent to community groups who were contacted for the earlier round of resources for regions. An expression of interest webpage was set up and groups invited to lodge an expression of interest for eligible projects by 18 June 2021.

The funding categories are broken up into infrastructure projects, programs and business cases with minimum and maximum funding set out below.

Project Type	Minimum grant funding	Maximum grant funding
Infrastructure	\$250,000	The individual Local Government Area's funding Allocation
Program	\$100,000	\$300,000 per program*
Business cases/future project planning	\$50,000	\$200,000

*A maximum of 30 per cent of the Local Governments Areas' total allocation can be used towards programs.

Projects must be for infrastructure or community programs that support the ongoing prosperity of mining communities by providing economic opportunities, improved amenity and positive social outcomes. All projects must deliver public benefit.

The specific scope of works and key milestones of the project must be defined in the application. All applications need to demonstrate the project can commence within six months of the announcement of funding and can be completed within two years.

Funding to support future project planning.

Each eligible Local Government Area can apply for up to \$200,000 from their total funding allocation for projects that will support the planning of future projects that are of strategic importance to the Local Government Area and are identified in the council's Community Strategic Plan. Eligible costs include:

- business case development for specific infrastructure or community programs
- feasibility and other studies to inform future infrastructure projects or community programs.
- master planning to inform future developments.

Infrastructure and programs are not eligible for funding if they:

- are not in an eligible location or do not provide direct benefit to an eligible Local Government Area
- are for the day-to-day delivery of essential or core council services
- are for a privately-owned asset or are on private land unless there is a clear public benefit and the landowner has provided documented consent
- have exclusive private benefits or provide direct commercial and/or exclusive private benefit to an individual or business
- are for marketing, advertising or product promotion are for works that are listed in a council's current year capital works budget.
- costs related to buying or upgrading non-fixed equipment or supplies, unless considered essential to program delivery and are incidental costs to the overall project budget
- financing, including debt financing, insurance or rental costs
- costs relating to depreciation of plant and equipment beyond the life of the project
- non-project related staff training and development costs
- operational expenditure, including but not limited to regular repairs and maintenance
- ongoing/recurrent funding that is required beyond the stated timeframe of the project
- for infrastructure projects, funding for any ongoing staff or operational costs
- for community programs, funding for ongoing staff or operational costs beyond the scope and timeframe of the funded project
- retrospective funding to cover any project component that is already complete before funding is announced.
- costs related to accommodation services, such as tourist parks unless for a common infrastructure such amenities or improvements to public spaces.

Community Group Submissions

Expressions of Interest have been lodged by the following groups. Officer's comments in relation to each proposal are also provided.

Group	Proposal	Amount Sought	Comments
Wallerawang Lidsdale Progress Association	Footpath connection of Wallerawang and Lidsdale via Main Street	\$250,000 - \$300,000	Council's Active Transport Plan identifies a pedestrian link as far St John the Evangelist Church as priority No 14 on a list of 14 for Wallerawang.
Wallerawang Lidsdale Progress Association	New amenities at Lake Wallace	\$300,000	Some consideration had been given to this project by staff prior to this submission and an initial conversation with the landowner has occurred. Given the need for consideration in the overall context of the site and its future; land tenure; the need for architectural design etc, it may be preferable to submit a proposal under the business case criteria. However, further discussion with the landowner needs to occur and a direction agreed on land tenure before it would be advisable to commit any funds.
Wallerawang Lidsdale Progress Association	Upgrade of Lidsdale Tennis Court area	\$100,000	This project does not meet the minimum funding criteria for infrastructure projects. The Wallerawang Lidsdale Progress Association have been sent the details

			on the Stronger Country Communities Program where it might be eligible.
Wallerawang Lidsdale Progress Association	Additional bins throughout Wallerawang and Lidsdale	Unknown	This project does not comply with program criteria as it relates to the day-to-day delivery of essential or core council services. Additionally, the new bins throughout Wallerawang were installed in such a fashion to rationalise the number of locations and reduce the collections required.
Wallerawang Lidsdale Progress Association	Upgrading Cox's River Bridge on Main St Wallerawang (in conjunction with footpath proposal above)	Unknown	This project could only be considered if the footpath project was successful. The likely construction cost has not been investigated.
Rydal Village Association	Rydal for the Future. Planting thousands more daffodils throughout the park and village. Sculptures/Artworks for Pioneers Park. Additional sculptures and assorted works.	\$320,000	On the information provided this project seems to contain many elements which make it harder to value when compared to traditional infrastructure projects. This would no doubt present a challenge in the submission of an application and assessment against program criteria.
Portland-Wallerawang Lifestyle Trail Group (Sub-Committee of Portland Tidy Towns)	Footpath/Cyclepath from Portland to Wallerawang	\$2,500,000	A footpath/cycle path between Wallerawang and Portland is not identified in Council's Active Transport Plan. A priority project in this plan would be a minimum requirement if support was to be considered by Council. Furthermore, whilst the estimated cost has not been verified it would be a considerable proportion of the total Resources for Regions allocation. If Council considered supporting such a proposal, perhaps from another funding source, issues such as ongoing maintenance costs and depreciation would present a challenge.
Glen Alice Community Association Inc	Fencing Glen Alice Hall Area for Child Safety	\$15,000	This project does not meet the minimum funding criteria for infrastructure projects.
Glen Alice Community Association Inc	Infrastructure Repairs to Glen Alice Community Church	\$15,000	This project does not meet the minimum funding criteria for infrastructure projects.

An additional suggestion was also received with no expression of interest lodged.

Community Group	Suggestion	Comments
Portland Cricket Association	Kremer Park Grandstand	This project has previously been identified with a separate application funding made with

		no response to date. As the application was made some time ago it appears as though it may not have been successful. Therefore, including the project in Council's Resources for Regions application is supported by staff.
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Ranked Projects

All potential Projects have been ranked having regard to maximum financial benefit and then compared to the program criteria. The proposals were then reviewed again trying to cater for geographical location.

Rank	Proposed by	Project/Program/Business Case	Estimated Cost*	R4R Contribution
1	Council	Lithgow Library Parapet and Awning Replacement – refurbishment of one of the city's key community infrastructure items	\$ 430,000.00	\$ 430,000.00
2	Council	Hassans Walls Road and Genowlan Road - Tourism supportive capital road works	\$ 500,000.00	\$ 500,000.00
3	Council	Main St revitalisation - if BLERF application unsuccessful	\$ 2,000,000.00	\$ 1,500,000.00
4	Council	Hassans Walls - environmental investigations including flora and fauna study; recreational track audit and masterplan; and aboriginal cultural heritage study; – depending on outcomes this would be with a view to proceeding with future funding applications for mountain biking tracks	\$ 180,000.00	\$ 180,000.00
5	Council - (also suggested by Portland Cricket Association)	Kremer Park grandstand - if existing grant application unsuccessful	\$ 358,000.00	\$ 358,000.00
6	Council	Lithgow Blast Furnace Stage 3 Upgrade - if BLERF application unsuccessful	\$ 992,476.00	\$ 992,476.00
7	Council	Stormwater Drainage - Main St / Cupro St	\$ 1,325,940.00	\$ 1,325,940.00
8	Council	New Amenities Block – Lake Wallace	\$ 800,000.00	\$ 800,000.00

9	Wallerawang Lidsdale Progress Association	New amenities at Lake Wallace	\$ 300,000.00	\$ 300,000.00
10	Wallerawang Lidsdale Progress Association	Footpath connection of Wallerawang and Lidsdale via Main Street	\$ 300,000.00	\$ 300,000.00
11	Rydal Village Association	Rydal for the Future - Planting thousands more daffodils throughout the park and village; Sculptures/Artworks for Pioneers Park; Sculpture on village entrances; and various assorted works.	\$ 320,000.00	\$ 320,000.00
12	Portland-Wallerawang Lifestyle Trail Group (Sub-Committee of Portland Tidy Towns)	Footpath/Cyclepath from Portland to Wallerawang	\$2,500,000	\$2,500,000
13	Wallerawang Lidsdale Progress Association	Upgrading Cox's River Bridge on Main St Wallerawang (in conjunction with footpath proposal above)	Unknown	Unknown
14	Wallerawang Lidsdale Progress Association	Upgrade of Lidsdale Tennis Court area	\$ 100,000.00	\$ 100,000.00
15	Wallerawang Lidsdale Progress Association	Additional bins throughout Wallerawang and Lidsdale	Unknown	Unknown
16	Glen Alice Community Association Inc	Fencing Glen Alice Hall Area For Child Safety	\$15,000	\$15,000.00
17	Glen Alice Community Association Inc	Infrastructure Repairs to Glen Alice Community Church	\$15,000	\$15,000.00

Should Council concur with the top 5 priorities, the total funding would be \$2,968,000 out of \$2,968,393 available. It has been challenging to finalise a recommended list to Council given 2 projects have been submitted under the Bushfire Local Emergency Recovery Fund (BLERF). Funding announcements for BLERF are expected prior to the 12 July deadline for Resources for Regions applications. The BLERF application for Main Street Revitalisation has been premised on a \$1,000,000 contribution from Council. Should the BLERF application be successful it would be proposed to fund this from Resources for Regions rather than Council reserves which have been placed under pressure with ongoing cashflow issues. Discussions with the Department of Regional NSW have indicated that this would be possible. This would then leave \$500,000 to be allocated from Resources for Regions which does not fit neatly with the next priority projects on the list. Should this occur then Council may wish to consider whether it re-convenes by way of extraordinary meeting prior to 12 July 2021 or whether it provides delegated authority, perhaps to the Mayor and General

Manager to decide on the remaining allocation based upon a convergence of the Resources for Regions criteria and Council's identified priorities on behalf of the community.

Policy Implications

No specific policy implications arise.

Financial Implications

- Budget approved - \$2,968,393 will be available
- Cost centre - TBA
- Expended to date - TBA
- Future potential impact - If Council chooses projects that would have otherwise been funded by Council's "own source revenue" it would improve Council's cash position. However, any such projects could not form part of a current adopted capital works program.

Legal and Risk Management Implications

Depending on its nature and scale, each specific project may be subject to a development approval and risk assessment processes.

Attachments

1. Resources for Regions R 8 guidelines [9.1.1.3.1 - 16 pages]

Recommendation

THAT

1. Council apply for the following projects and requested amounts under Resources for Regions, Round 8, in prioritised order.
 - a. Lithgow Library Parapet and Awning Replacement – \$430,000.00
 - b. Hassans Walls Road and Genowlan Road - Tourism related capital road works - \$500,000.00
 - c. Main St revitalisation/footpath reconstruction - \$1,500,000
 - d. Hassans Walls - environmental investigations - \$180,000 - including:
 - Flora and fauna study;
 - Recreational track audit and masterplan;
 - Aboriginal cultural heritage study;
 - e. Kremer Park grandstand - \$358,000.00
2. Should BLERF funding be allocated to Main Street Revitalisation, or any submitted projects are not accepted for Resources for Regions, then authority be delegated to the Mayor and General Manager to determine allocation, re-allocation or redistribution of funds from any of the top 7 ranked projects provided it does not involve any additional expenditure from Council funds (unless otherwise restricted for that purpose).

9.1.1.4. ECDEV - 28/06/2021 - DA196/18 Planning Agreement- Subdivision 1 into 34 Lots, 'Woodlands' 111 Ian Holt Drive, Lidsdale

Prepared by Lauren Stevens: Development Assessment Planner
Department Economic Development & Environment
Authorised by Director of Economic Development & Environment

Reference

Min No. 19-326 – Ordinary Meeting of Council 25 November 2019
Min No. 21-37 – Ordinary Meeting of Council 22 February 2021

Summary

To finalise the Voluntary Planning Agreement (VPA) relating to the subdivision of Lot 2 DP 574754 (111 Ian Holt Drive, Lidsdale) into 34 residential lots as approved by Council in DA 196/18.

Commentary

At the Ordinary Meeting held on 22 February 2021, Council approved the subdivision of Lot 2 DP 574754 (111 Ian Holt Drive, Lidsdale) into 34 residential lots. As part of its approval, Council endorsed a draft VPA that will require the developer to provide a contribution to Council of \$3,000 per new lot (total of \$99,000) for the purpose of providing open space and community facilities and a contribution of \$5,000 per new lot with primary frontage to Maddox Lane (Lots 2 to 6, total of \$25,000) towards future upgrade works on Maddox Lane between the eastern property boundary and Wolgan Road.

The draft VPA was placed on public exhibition for a period of 28 days in accordance with statutory requirements. No submissions were received during the public exhibition period. Consequently, the draft VPA can now be endorsed by the Council. Once endorsed, the VPA can be finalised with the developer and notified to the NSW Department of Planning, Industry and Environment.

Policy Implications

Policy 7.8 – Planning Agreements

A VPA has been negotiated with the applicant/developer in accordance with Section 7.4 of the Environmental Planning & Assessment Act 1979 in relation to DA196/18. The VPA has been advertised as required and is ready for final endorsement by the Council. In accordance with this Policy, the VPA is to be reported to the Council for final endorsement following public exhibition.

Financial Implications

- Budget approved - N/A
- Cost centre - N/A
- Expended to date - N/A
- Future potential impact - The endorsement of the VPA will provide for the payment of contributions by the developer of the land that will assist Council in the provision of community facilities and infrastructure as the development proceeds as well as upgrade works to Maddox Lane.

Legal and Risk Management Implications

The legislative basis for the VPA is provided in the Environmental Planning and Assessment Act 1979 (Sections 7.4 – 7.10) and the Environmental Planning and Assessment Regulation 2000 (clauses 25B – 25H). The VPA has been exhibited for a period of at least 28 days pursuant to Section 7.5 of the Act.

Attachments

1. DA196 18 Final Planning Agreement [9.1.1.4.1 - 8 pages]

Recommendation

THAT:

1. Council endorse the Voluntary Planning Agreement for DA196/18 involving the contribution by the developer of \$3,000 per lot to Council for the purpose of providing open space and community facilities, plus \$5,000 per allotment (Stage 2) to go towards future upgrade works on Maddox Lane.
2. The Voluntary Planning Agreement, upon endorsement by both parties, be forwarded to NSW Department of Planning, Industry and Environment.
3. A DIVISION be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

9.1.1.5. ECDEV- 28/06/2021- Lidsdale Planning Proposal PP 2021-2808 - Update following Gateway Referral

Prepared by Sherilyn Hanrahan - Strategic Land Use Planner
Department Economic Development & Environment
Authorised by Director of Economic Development & Environment

Reference

Min No 18-313 Ordinary Meeting of Council held on 29 October 2018
Min No 18-376 Ordinary Meeting of Council held on 26 November 2018
Min No 21-8 Ordinary Meeting of Council held on 25 January 2021

Summary

The purpose of this report is to:

- Update Council on the progress of Planning Proposal 2021-2808 through the Gateway process.
- Advise that the Planning Proposal in its current form has been withdrawn following detailed discussion with the Western Region office of Department of Planning, Industry and Environment (DPIE).
- Seek a Council resolution to prepare a new Planning Proposal to insert a new additional permitted use clause in Schedule 1 of Lithgow Local Environmental Plan to permit, with development consent, a dwelling-house on Lot 1 DP 914028 retaining the IN2 Light Industrial zone.

Commentary

Background

In accordance with Council resolution 21-8, Council officers prepared a Planning Proposal over Lot 1 DP 914208, Lot DP 914209, Pt EP 327367, Lot 1 DP 1122488, Lot 52DP 1218864, Pt Lot 102 DP 1137972, to amend Lithgow LEP (Local Environmental Plan) as follows:

- a. Amend the land use zone from IN2 Light Industrial to R 5 Large Lot Residential
- b. Amend the minimum lot size (MLS) from 0 to 2000 square metres.

This Planning Proposal was uploaded to the NSW Planning Portal requesting a Gateway Determination on 25 March 2021.

Update

On 26 April 2021, Council received a request for further information in relation to the strategic and site-specific merit of Site 1 (being the land off Castlereagh Highway) of the proposal (Attachment 1). The Department raised concerns that Council has not demonstrated strategic merit to change the current zoning given:

- Council's Local Strategic Planning Statement (LSPS) confirms the land is identified as industrial in the Wallerawang Structure Plan.
- Council indicates that there is 40 years supply of large lot residential land in the Wallerawang/Lidsdale precinct and demand for more large lot residential land at Lidsdale is not demonstrated in the planning proposal.

Further, the Department contended that Council has not adequately identified or addressed the potential for land use conflict between the adjoining and established industrial uses and existing and proposed residential uses. Council officers responded to this request for further information in a letter dated 4 May 2021 (Attachment 2).

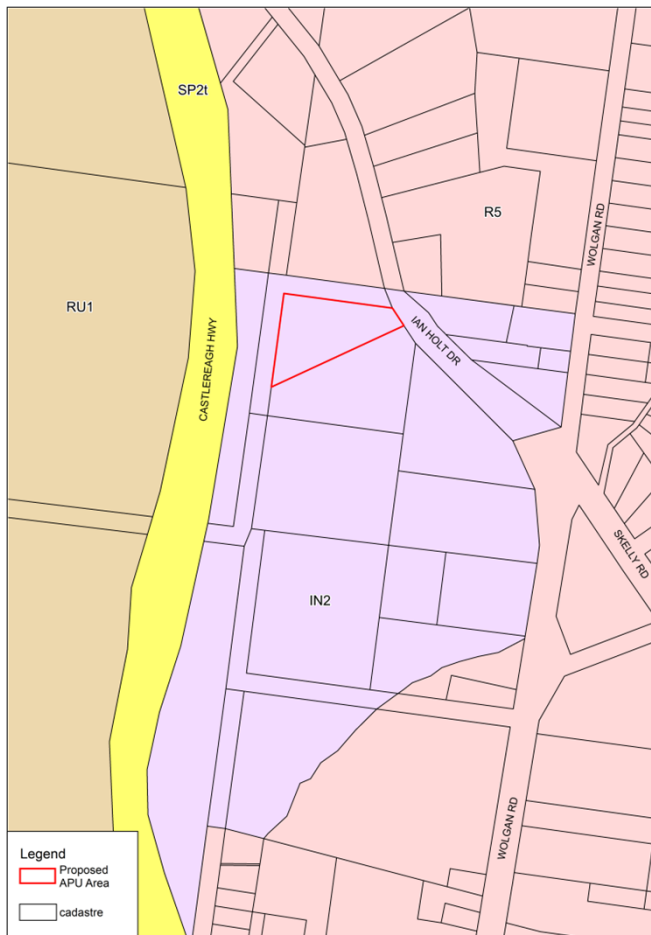
Council officers continued to engage with DPIE making additional representations to address and resolve these concerns without success. Whilst it was made clear that re-zoning Site 1 would not be supported, it was suggested that perhaps a revised proposal (outlined below) would have more likelihood of success.

Council's resolution in relation to the planning proposal was very specific which meant that a new resolution and planning proposal would be required. Consequently, the proposal in its current form was withdrawn to enable the matter to be reported to Council with a resolution for a new proposal to be sought.

Revised Planning Proposal

NSW DPIE have indicated that a new revised Planning Proposal retaining the IN2 zone and seeking an additional permitted use (APU) of only one (1) additional dwelling-house on Lot 1 DP 914028 would be an option for Council to better address the planning concerns of this area.

This option is indicated in the Figure below:



This option has been discussed with the relevant landowner of 32 Ian Holt Drive, Lidsdale who has advised that this option would be an acceptable compromise if the rezoning to R5 Large Lot Residential could not be achieved.

Policy Implications

Nil arising from this report.

Financial Implications

- Budget approved - N/A
- Cost centre - N/A
- Expended to date - N/A
- Future potential impact - Should Council continue to a Planning proposal; Council is committing to the full costs of any technical reports which could be up to \$15,000 (if required by Gateway) and the loss of fees that would normally accompany an owner-initiated planning proposal of this scale of \$15,000. Council should ensure, through Council resolution, that the full costs of any technical reports be charged to the benefitting landowner.

Legal and Risk Management Implications

Nil. The Planning Proposal process is governed by Part 3 of the Environmental Planning and Assessment Act 1979.

Attachments

1. Gateway- Request for further information [9.1.1.5.1 - 2 pages]
2. LCC Response to DPIE - PP 2021-2808 - Further Information [9.1.1.5.2 - 2 pages]

Recommendation

THAT:

1. Council notes that Planning Proposal 2021-2808 as supported by Council Minute 21-8 has been withdrawn.
2. Council supports the preparation of a revised Planning Proposal for Lot DP 914028 to amend Lithgow Local Environmental Plan 2014 as follows:
 - a. Council insert a new clause in Schedule 1 *Additional Permitted Uses* to identify development for the purposes of one dwelling-house as permitted with development consent upon Lot 1 DP 914028 and as shown on an APU Map.
3. The Planning Proposal documentation, once prepared, be forwarded to NSW Department of Planning, Industry and Environment for a Gateway Determination.
4. Council consults with the relevant government agencies as required. Council would consult with Water NSW prior to the issuing of Gateway Determination and Rural Fire Service prior to undertaking community consultation.
5. Council advise NSW Department of Planning, Industry and Environment that is proposes to seek approval to use the delegated functions under S3.36 (2)-(4) to make the plan following compliance with a Gateway Determination.
6. Council advises the relevant owner, in writing, that should any further technical reports be required to support the Planning Proposal that Council will require the landowner to incur the full costs of any such reports. If agreement cannot be reached in this regard the matter be reported back to Council.
7. A DIVISION be called in accordance with the requirements of Section 375A (3) of the Local Government Act, 1993.

9.2. Water and Wastewater Reports

9.2.1. WWW - 28/06/2021 - Water and Wastewater Report

Prepared by Matthew Trapp – Acting Director Water and Wastewater

Department Water and Wastewater

Authorised by Director of Water & Wastewater

Summary

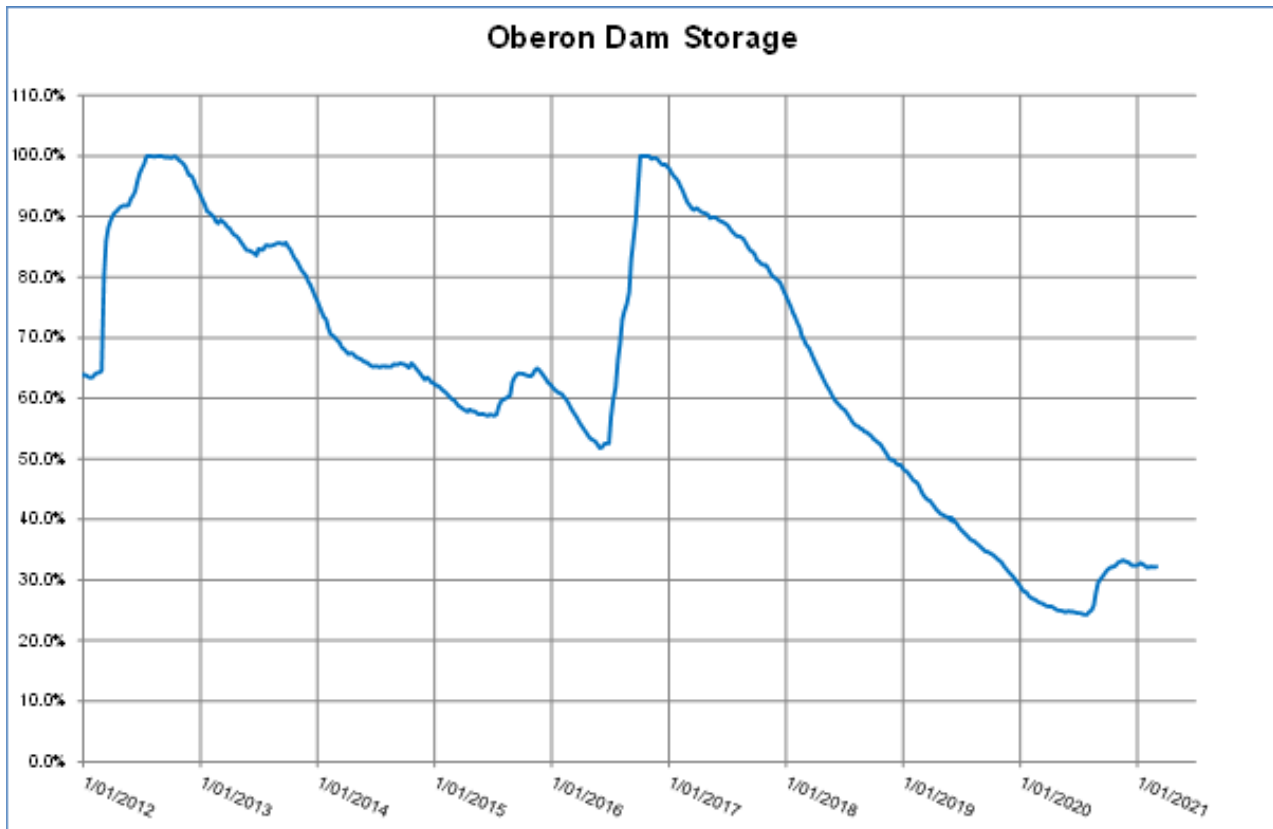
This report provides an update on various water and wastewater management matters between January and June 2021.

Commentary

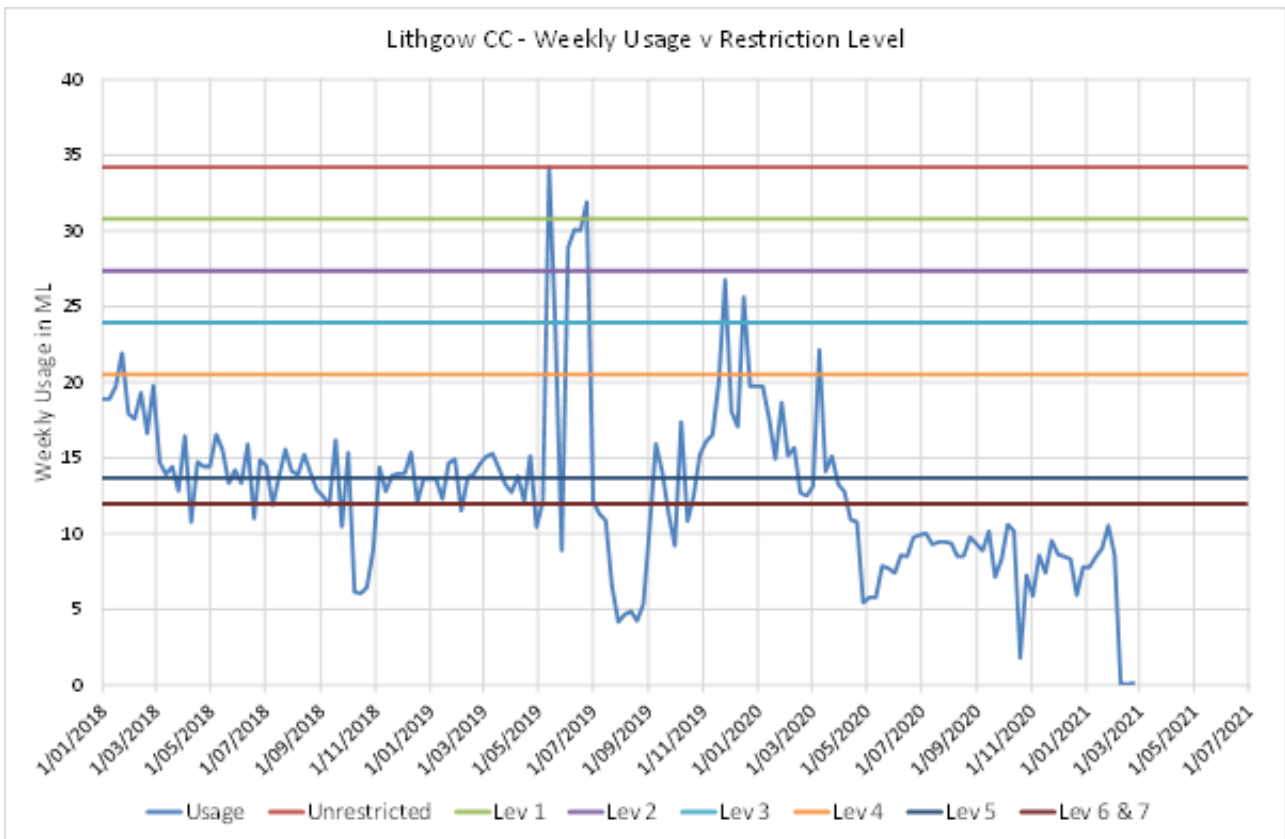
Current Dam Levels for Farmers Creek No.2 Dam and Oberon Dam

Farmers Creek No.2 Dam has a capacity of 450ML. Storage volume on Wednesday 16th June 2021 was 94.83%. Clarence Transfer System remains shut down.

Oberon Dam has a capacity of 45000ML. Storage volume on Monday 7th of June 2021 was 46.4%. Total volume banked is currently approx. 6.6%, so storage adjusted for bank is 39.8%.



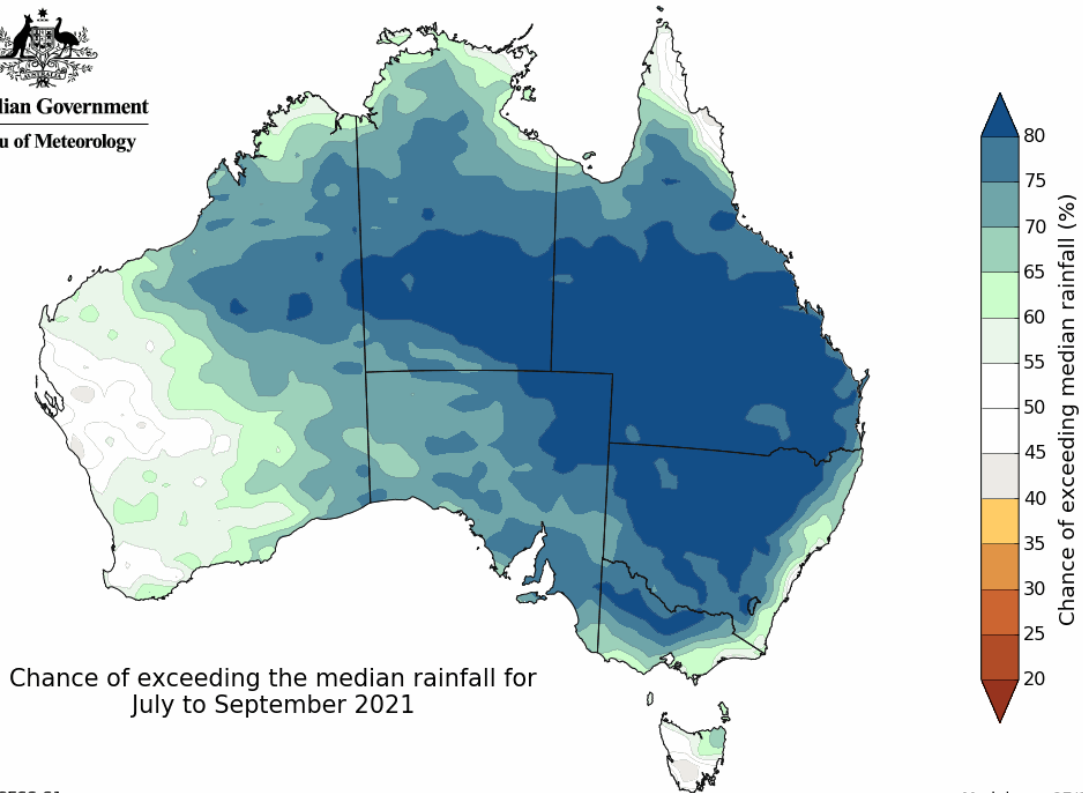
Level 2 restrictions on the FRWS are now in effect. If the adjusted storage rises above 40%, the scheme will move to Level 1 Restricted Allocations for water accounting calculations. Water extracted for supply from Duckmaloi Weir is not subject to the restrictions. As can be seen in the below Usage v Restriction Level graph, the current demands of the Council are on average lower than the current restriction level where Council exceeds the weekly usage allocation, Council's banked water is reduced. Banked water is not subject to restrictions. This means that Council is managing water demand in accordance with the FRWS Drought Management Strategy.



Climatic and Rainfall Outlook

The following climatic and rainfall outlook is taken from the Bureau of Meteorology website.

- Rainfall for July to September is likely to be above average for large areas of northern and south-eastern Australia.
- In July, the drier than average pattern covers northern and western parts of the country.
- Maximum temperatures for July to September are likely to be warmer than average along the south-west coast of WA, east coast New South Wales, large parts of Victoria and south-east South Australia (chance of exceeding the median is greater than 60%).
- Minimum temperatures for July to September are very likely to be above average for most of Australia (greater than 80% chance), though parts of western WA are tending towards a more neutral outlook (chance of exceeding the median is between 60 and 80%).
- The El Niño–Southern Oscillation is neutral, large parts of the eastern Indian Ocean are warmer than average, which can favour above average rainfall for parts of Australia.



Chance of exceeding the median rainfall for July to September 2021

Model: ACCESS-S1
Base period: 1990-2012

Model run: 07/06/2021
Issued: 10/06/2021

Current Water Usage from Each Supply

Table 1 below indicates total output from the Oakey Park Water Treatment Plant (consumption), the volume transferred from the Clarence Water Transfer System (CWTS) and the volume of water purchased from Water NSW (Fish River Scheme) for 2017/18, 2018/19, 2019/20, and a cumulative total by month for 2020/21.

Total for 2017/18	1,388.1	760.2	810.4
Total for 2018/19	1,318.6	318.7	762.4
Total for 2019/20	1,369.4	572.3	734.6
Licence Limit (ML/a)	1,500	1,293	1,778
Month	Oakey Park WTP (ML)	Clarence Transfer (ML)	Fish River Supply (ML)
July	157.514	0.00	38.239
August	149.575	0.00	45.525
September	132.343	0.00	34.506
October	157.151	0.00	-*
November	164.126	0.00	-*
December	155.374	0.00	-*
January	144.090	0.00	-*
February	180.995	0.00	-*
March	182.327	0.00	-*
April			
May			
June			
TOTAL	1,423.495	0.00	118.27

*Data has not been received from WaterNSW.

The information contained in the above chart indicates that Council will likely exceed the Water Access Licence volume on the Farmers Creek Dam/OPWTP of 1500ML/a. The Water Access Licence provides the following condition/s;

From 1 July 2012, the total volume of water taken in any three (3) consecutive water years under this access licence must not exceed a volume which is equal to the lesser of either:

A. the sum of:

- i. water in the account from the available water determinations in those 3 consecutive water years, plus*
- ii. water in the account carried over from the water year prior to those 3 consecutive water years, plus*
- iii. any net amount of water assigned to or from this account under a water allocation assignment in those 3 consecutive water years, plus*
- iv. any water re-credited by the Minister to the account in those 3 consecutive water years,*

or

B. the sum of:

- i. the share component of this licence at the beginning of the first year in those 3 consecutive water years, plus*
- ii. the share component of this licence at the beginning of the second year in those 3 consecutive water years, plus*
- iii. the share component of this licence at the beginning of the third year in those 3 consecutive water years, plus*
- iv. any net amount of water assigned to or from this account under a water allocation assignment in those 3 consecutive water years, plus*
- v. any water re-credited by the Minister to the account in those 3 consecutive water years.*

In simple, water extraction is calculated on a 3-year rolling average.

This is important for future resource planning to ensure Council complies with the conditions of the Water Access Licence.

System Configuration

OPWTP supply has been turned off to allow for maintenance of the plant which has been required for a longer than usual period of time due to the continual operation of the plant during the period in which Oberon Dam and Fish River experienced quality issues. Return to service will be Friday 18 June 2021

Clarence Water Transfer Scheme

Clarence Transfer System was shut down on 9 February 2020 due to the level of the dam and remains off.

Oakey Park Water Quality Summary

There were no exceedances of the health guideline values of the Australian Drinking Water Guidelines (ADWG) for May and June 2021.

During the period, 10 February 2021 to 16 June 2021, there were thirty-four reports of dirty water from water supplied from the OPWTP and Fish River, these occurred in the following areas:

- Bayonet Street, Lithgow 10/02/21
- Lyon Parade, Wallerawang 12/02/21
- King Street, Lithgow 16/02/21
- Enfield Avenue, Lithgow 22/02/21
- Blakett Drive, Wallerawang 08/03/21
- Guy Street, Lithgow 12/03/21
- Lett Street, Lithgow 15/03/21
- Hassans Walls Road, Lithgow 16/03/21
- Amiens Streer, Lithgow 29/03/21

- Atkinson Street, Lithgow 29/03/21
- Busby Street, Lithgow 29/03/21
- Shaft Street, Lithgow 30/03/21 / 07/04/21
- Main Street, Portland 06/04/21
- 13 Shaft Street, LITHGOW 7/04/2021
- 30 High Street, PORTLAND 3/05/2021
- King Street LITHGOW 21/05/2021
- 20 King Street, LITHGOW 24/05/2021
- 39 View Street, BLACKMANS FLAT 24/05/2021
- 85 Ferro Street, LITHGOW 24/05/2021
- 23 Laurence Street, LITHGOW 25/05/2021
- 1 Vale Place, LITHGOW 25/05/2021
- 69 Hartley Valley Road, LITHGOW 26/05/2021
- 39 View Street, BLACKMANS FLAT 27/05/2021
- High Street LITHGOW 27/05/2021
- 31 Pimpala Street, MARRANGAROO 30/05/2021
- 37 Sandford Avenue, LITHGOW 1/06/2021
- 23 Pimpala Street, MARRANGAROO 2/06/2021
- 17 McDonalds Lane, WALLERAWANG 9/06/2021
- 60 Bent Street, LITHGOW 10/06/2021
- 19 Guy Street, LITHGOW 15/06/2021
- 17 William Street, PORTLAND 2/03/2021
- 1 Vale Place, LITHGOW 3/03/2021
- 2 Madle Street, LITHGOW 17/06/2021

Treatment Plant Monitoring Results

Samples are taken monthly at various locations within the Sewage Treatment Plants and Water Treatment Plant, in accordance with the Environment Protection Licence requirements.

There one 90th percentile exceedance at the Portland Sewerage Treatment Plant for Faecal Coliforms for April and no exceedances for May 2021.

Fish River Water Scheme Water Quality Summary

Fish River has been supplying the LGA whilst the Oakey Park Plant undergoes much needed maintenance. There have been issues of pressure and quality in the lines in Marrangaroo due to Fish River system not being able to keep up with full supply to Lithgow.

Water Mains and Service Issues

Council experienced Thirty Seven main breaks during the period, 10 February 2021 to 16 June 2021. The below provides the date and location of the breaks:

- State Mine Gully Road, Lithgow 12/02/21
- Coerwull Road, Lithgow 14/02/21
- Henderson Place, Lithgow 14/02/21
- Lidsdale Street, Wallerawang 16/02/21
- Boundary Street, Lithgow 18/02/21
- Reservoir Street, Portland 22/02/21
- Hartley Valley Road, Lithgow 22/02/21
- Great Western Highway, Bowenfels 23/02/21
- Landa Street, Lithgow 26/02/21
- Ridge Street, Portland 26/02/21 / 16/03/21
- Hume Avenue, Wallerawang 04/03/21
- Reserve Road, Marrangaroo 06/04/21

- Williwa Street, Portland 07/04/21
- Commens Street, Wallerawang 08/04/21
- Hassans Walls Road LITHGOW 14/04/2021
- Oxley Street, WALLERAWANG 14/04/2021
- Castlereagh Highway, CULLEN BULLEN 15/04/2021
- Kiln Street, PORTLAND 20/04/2021
- Corlette Street PORTLAND 21/04/2021
- Main Street, WALLERAWANG 23/04/2021
- Hume Avenue, WALLERAWANG 26/04/2021
- Bells Road, LITHGOW 26/04/2021
- Commens Street, WALLERAWANG 27/04/2021
- Commens Street, WALLERAWANG 10/05/2021
- Hoskins Avenue LITHGOW 12/05/2021
- Main Street, WALLERAWANG 19/05/2021
- Main Street, LITHGOW 19/05/2021
- Eddy Street, LITHGOW 20/05/2021
- Short Street LITHGOW 25/05/2021
- Hutchinson Street, LITHGOW 25/05/2021
- Burnett Street WALLERAWANG 26/05/2021
- Bayonet Street, LITHGOW 31/05/2021
- Roxburgh Street, PORTLAND 2/06/2021
- 3 Montague Street, LITHGOW 2/06/2021
- Junction Street, WALLERAWANG 2/06/2021
- Wolgan Road, LIDSDALE 11/06/2021
- Main Street, WALLERAWANG 15/06/2021

Sewer Mains and Service Issues

Council experienced thirty-nine sewer chokes/blockage during the period, 11 February 2021 to 16 June 2021. The below provides the date and location of the chokes:

- Bragg Street, Lithgow 11/02/21
- Lockyer Street, Lithgow 17/02/21 / 26/03/21
- Main Street, Lithgow 19/02/21
- Burton Street, Portland 19/02/21 / 01/03/21
- Blakett Drive, Wallerawang 22/02/21
- Redgate Street, Lithgow 23/02/21
- Burton Street, Lithgow 08/03/21
- Cullen Street, Portland 08/03/21 / 15/03/21
- Bent Street, Lithgow 10/03/21
- Roy Street, Lithgow 11/03/21
- Geordie Street, Lithgow 16/03/21 / 23/03/21
- Rifle Parade, Lithgow 22/03/21
- Ferro Street, Lithgow 24/03/21
- Hassans Walls Road, Lithgow 25/03/21 / 29/03/21
- Rifle Parade, Lithgow 31/03/21
- Barton Avenue, Wallerawang 06/04/21
- Railway Parade, Lithgow 08/04/21
- Academy Street, Lithgow 08/04/21
- James Parade, Wallerawang 09/04/21
- Piper Street, Portland 09/04/21
- Chifley Road, LITHGOW 23/04/2021
- Padley Street, LITHGOW 24/04/2021
- Finlay Avenue LITHGOW 26/04/2021
- Stewart Street, LITHGOW 27/04/2021
- Macauley Street, LITHGOW 29/04/2021

- Brays Lane WALLERAWANG 3/05/2021
- Andrew Street, LITHGOW 3/05/2021
- Cox Street, PORTLAND 6/05/2021
- Bourke Street, LITHGOW 7/05/2021
- Cox Street, PORTLAND 10/05/2021
- Cox Street, PORTLAND 12/05/2021
- Talia Place, WALLERAWANG 16/05/2021
- Tramway Avenue, PORTLAND 16/05/2021
- Girraween Drive, MARRANGAROO 19/05/2021
- Rabaul Street, LITHGOW 20/05/2021
- Madle Street, LITHGOW 29/05/2021
- Girraween Drive, MARRANGAROO 1/06/2021
- Comara Crescent, LITHGOW 3/06/2021
- Calero Street, LITHGOW 10/06/2021

Policy Implications

Nil.

Financial Implications

- Budget approved - N/A
- Cost centre - N/A
- Expended to date - N/A
- Future potential impact - N/A

Legal and Risk Management Implications

Nil.

Attachments

Nil

Recommendation

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

9.3. People and Services Reports

9.3.2. PS - 28/06/2021 - Delivery Program 2017-2022 and Operational Plan 2021/22

Prepared by Deborah McGrath - Corporate Planning and Communications Officer

Department People and Services

Authorised by Director of People & Services

Reference

Min 21-95 Ordinary Meeting of Council held on 26 April 2021

Summary

This report recommends the adoption of the Delivery Program 2017-2021 and Draft Operational Plan 2021/22 with identified amendments and consideration of submissions received prior to the advertised closing time of midnight on Monday 25 May 2021.

Commentary

Council, at the Ordinary Meeting of 26 April 2021, resolved to place the Combined Delivery Program 2017-2021 and Draft Operational Plan 2021/22 on public exhibition for a period of 28 days from 27 April to 25 May 2021. The attached Community Engagement Strategy Feedback Report details Council's community engagement program including:

- Promotion and advertising of the Operational Plan
- Statistical data from the website and social media
- A summary of community submissions received with Officers Response
- Redacted copies of the original submissions.

Changes to the Draft 2021/22 Operating Budget

Revenue

- **Grant funding:** \$1.6M Local Roads and Community Infrastructure (LRCI) phase 3 grant announced May 2021. The funding will be allocated to operational &/or capital projects already included in the draft 2021/22 budget.
- **Rating adjustment:** \$524K ordinary rates income adjustment added.

Expenditure

- **Employment costs:** \$213K increase due to reinstatement of a number of required vacant FTE's upon further review of existing staffing needs.
- **Materials and contracts:** \$819K increase mainly as a result of 2021/22 multi-year operational projects to the draft 2021/22 budget.

Consolidated Operating Result

- The budget consolidated operating result has improved from **(\$301K) deficit** to **\$704K surplus**.

The budget consolidated operating result is shown in the table below.

	Next Year Budget Ledger
Rates and annual charges	28,868
User charges and fees	8,825
Interest and investment revenue	270
Other revenues	1,385
Grants and contributions provided for operating purposes	10,114
Grants and contributions provided for capital purposes	12,939
Disposal of Assets	340
Revenue Total	62,741
Employee Benefits & On-costs	18,498
Borrowing Costs	515
Materials & Contracts	11,499
Depreciation & Amortisation	12,731
Other Expenses	5,854
Expenses Total	49,097
Operating Result	13,643
Operating Result before Capital	704

Proposed amendments to the Draft 2021/22 Operational Plan – Capital Works Program

There have been a number of changes to the draft 2021/22 Capital Works Program during the Operational Plan exhibition period. Council has received grant funding late in the 2020/21 year for additional projects. There have also been 2020/21 projects which have been phased for completion in the 2021/22 year. The changes to draft 2021/22 Capital Works Program are summarised in the table below:

Original Draft 2021/22 Capital Works Program Total \$ **25,924,975**

Changes to 2021/22 Capital Works Program

Project	Amount	Reason for inclusion
Resource Recovery Centre	\$ 1,900,000	Project phased over 2 financial years
Glen Davis Closure & Transfer Station	\$ 136,722	Project delayed due to resolving land ownership issues with the State of NSW
Clarence to Wallerawang Pipeline	-6,801,783	Project cost amended to Council contribution only
Lithgow Library Parapet and Awning Replacement	-426,800	Project considered for grant funding
Portland Foundations Trunk Infrastructure	\$ 1,485,000	Grant funded project phased over 2 financial years
Smart Meters	\$ 159,944	Multi-year project to be completed in 2021/22
Store Building Rectification Works	\$ 1,038,000	Tender approved by Council at the April 2021 meeting
Installation of Solar Panels - Aquatic Centre	\$ 125,150	2020/21 deferred project
Lithgow Information and Neighbourhood Centre Revitalisation	\$ 451,494	Grant funded project to commence in 2021/22
Rydal Toilet Block	\$ 388,500	Project to be completed early in 2021/22
Wolgan Road Slope Stabilisation	\$ 283,880	2021/22 budget for works, required if grant application unsuccessful
Portland/Sunny Corner Road, Portland - Safety Improvements	\$ 364,929	Grant funded project to commence in 2021/22
Range Road Pipers Flat Intersection, Portland	\$ 200,929	Grant funded project to commence in 2021/23
Updated Total	\$ 25,230,940	

Proposed amendments to the Draft 2021/22 Operational Plan – Operational Budget Program

Additional operational projects have been added to the draft 2021/22 Operational Plan during the exhibition period. Council has received grant funding late in the 2020/21 year for additional projects. There have also been multi-year 2020/21 projects which have been phased for completion in the 2021/22 year. The changes to draft 2021/22 operational projects are summarised in the table below:

Original Draft 2021/22 Operational Projects Total \$ 954,500

Additions to 2021/22 Operational Projects		
Project	Amount	Reason for inclusion
Evacuation plan for the Wolgan Valley	\$ 300,000	2021/22 BCRRF grant funded project
Lithgow Community Power Project	\$ 15,000	Grant funded project to be completed early in 2021/22
IWCM Strategy	\$ 250,000	Completion of strategy in 2021/22, 50% grant funded
Floodplain Risk Management Plan	\$ 67,510	Multi-year project to be completed in 2021/22, partly grant funded
Rural and Rural Residential Strategy	\$ 20,000	Multi-year project to be completed in 2021/22
Marrangaroo Traffic Study	\$ 25,000	Multi-year project to be completed in 2021/22, grant funded
Local Heritage Grant	\$ 10,000	Multi-year project, partly grant funded
Communication Support - Consultancies	\$ 75,000	Required to support community consultation for the update of Integrated Planning and Reporting strategies
Updated Total	\$ 1,717,010	

Proposed amendments to the Draft 2021/22 Operational Plan – Revenue Policy

Upon adoption by Council, the 2021/22 Operational Plan – Revenue Policy tables will be updated to reflect 2021/22 budget changes approved by Council.

The following amendments are proposed to the 2021/22 Operational Plan - Revenue Policy:

- Ordinary Rates: rates adjustment to recover lost 2021/22 ordinary rates income (further details below) and other minor changes which have increased the overall level of Ordinary and Special Rate income.

Coal Mine Revaluations

There has been a change in the valuation methodology for coal mines which caused the Valuer-General to revalue the mines in Lithgow. As a result of the revaluation, some coal mines were valued differently. The Valuer-General significantly increased the value of the large working mines and decreased the value of mines at, or near, the end of their working life.

Part 3 of the Valuation of Land Act 1916 allows for any ratepayer to object to their land value under certain circumstances. A ground for objection can be that the land value, as determined by the Valuer-General, is considered by the landowner to be too high. Council's only role is to levy rates based on the land value.

A mine owner appealed to the Valuer-General against the level of valuation increases for three mines. Upon consideration of this appeal, it was determined that the values were incorrect, and they were lowered by the Valuer-General.

As a result of this correction by the Valuer-General, Council was no longer entitled to claim the rates (as increased as a result of the incorrect valuation) from the landowner.

The Local Government Act 1993 (the Act) permits Councils to recover income that is lost due to changes in valuations in previous years. As the Valuer-General's decision on the mining valuations was received in 24 January 2021 supplementary list, Council may recoup the lost income in the 2021/22 year only.

If Council did not recover the lost rates income, the cumulative loss of income over the next ten years would be approximately **\$6M**.

The mine revaluations and the lost rates income were discussed at the 8 June 2021 Audit Risk & Improvement Committee (ARIC) meeting. All of the independent ARIC members supported Council's plan to recover the lost rate income in the 2021/22 year as permitted under the Act. Council's Finance Committee has also recommended this approach.

The rates recovery has been allocated amongst rating categories on the following basis, taking into account principles of equity and fairness:

Category	No. of Assessments	% of Rates Yield	Allocation	Average per Assessment
Residential	9,711	35.00%	\$183,562	\$18.90
Business	510	15.00%	\$78,669	\$154.25
Farmland	1,275	25.00%	\$131,116	\$102.84
Mining	14	25.00%	\$131,116	\$9,365.39

A Summary of the Coal Mine Revaluations issue

- Council had no part in the valuation process.
- When Council used the increased valuation to calculate this year's rates, the owners of the mines were loaded with significant increased rates.
- Because Council's total revenue from rates is pooled with a capped total amount, this had the effect of reducing the rates paid by all other landowners this year.
- The Valuer General subsequently corrected the valuation.
- As such Council was no longer entitled to recoup the increased amount from the owner of the mines.
- This circumstance is specifically catered for in legislation with Council allowed to recoup the revenue in the next year.
- Council would like to have the prerogative to recoup the lost revenue in a staged way over several years, but this is not permitted by the government's legislation.
- If Council does not recover the money next year, then the capped total amount for the city's rates pool will be **permanently** reduced.
- Over ten years this would result in a shortfall of approximately \$6M of funds, and of course that loss would continue to grow year on year.
- All ratepayers paid less this year because of this issue.
- As such, recovery of the funds does not, on balance, represent an increased cost.
- In light of the above, recovery of the funds would be financially prudent.

Draft 2021/22 Fees and Charges

- The 2021/22 Fees and Charges have been amended following advice from the Office of Local Government as follows:
 - In accordance with section 566(3) of the Act, it has been determined that the maximum rate of interest payable on overdue rates and charges for 2021/22 rating year will be 6.0%.
- The annual CPI increase in Companion Animal Registration Fees for the 2021/22 year has been published by way of the Companion Animals (Adjustable Fee Amounts) Amendment Notice 2021 and relevant fees have been updated.
- There have been minor changes due to GST updates.

Rates and Annual Charges

As per Section 535 of the Local Government Act 1993, Council, once it considers the Draft Operational Plan and Delivery Program, should resolve to make the rates and annual charges as adopted in the Operational Plan 2021/22.

Policy Implications

There are no policy implications as a result of this report

Financial Implications

The financial implications of the combined Delivery Program 2017-2021 and Operational Plan 2021/22 are detailed in the financial plans.

Legal and Risk Management Implications

- Council is required to review and prepare an Integrated Planning and Reporting Framework by 30 June every four years.
- Council is required to prepare a Delivery Program by 30 June every four years.
- Council is required to prepare an Operations Program by 30 June every year.

Attachments

1. Community Engagement Strategy Feedback Report 160621 [9.3.2.1 - 58 pages]
2. Fees And Charges Report 2021-22 [9.3.2.2 - 100 pages]

Recommendation

THAT Council:

1. Note the receipt of 14 submissions received prior to the closing date of the 25 May 2021 included in the Community Engagement Strategy Feedback Report attached.
2. Note that operational issues or general queries from the submissions have been responded to or referred to staff to action.
3. Respond to the community members, providing them with a copy of the Community Engagement Strategy Feedback Report which has been updated with a copy of the report to Council and minute.
4. Adopt the rates and annual charges for the 2021/22 rating year as detailed in the 2021/22 Operational Plan with amendments in relation to:
 - a. Interest payable on overdue rates & charges;
 - b. Minor changes due to GST updates.
5. Approve the proposed amendments to the Draft 2021/22 Operational Plan - Capital Works Program.
6. Approve the proposed amendments to the Draft 2021/22 Operational Plan – Operational Budget Program.
7. Approve the proposed amendments to the Draft 2021/22 Operational Plan – Revenue Policy as detailed in this report.
8. Note the officer's responses to community submissions contained in the attached Community Engagement Strategy Feedback Report and adopt the Lithgow City Council Combined Delivery Program 2017-2021 and Operational Plan 2021/22 with the inclusion of the following reportable amendments:
 - a. The following items will be considered as part of the Lithgow Active Transport Plan Review to be undertaken in 2022/23:
 - i. Upgrade of the Cycle Lane in Railway Parade
 - ii. Lithgow Park Run route.
 - iii. Walking/Cycling link from Intersection of Lithgow Street & Hassans Walls Road to the Vale of Clwydd via Hassans Walls Reserve.
 - b. Continuation of the footpath from Williwa Street rail crossing to the intersection of Railway Avenue & Thompson Street be considered for future external funding opportunities, alongside the identified footpath infrastructure gaps and other assessed priorities within Council's adopted Active Transport Plan.
 - c. Erection of signage at the right turn from Old Western Road to Pikes Lane indicating the turn to the Great Western Highway be referred to the Traffic Advisory Local Committee (TALC) for investigation and the author of the request be advised accordingly of the outcome.
 - d. Installation of signage indicating Coach Road and a Quarry Road Identifier be investigated and required signage installed.

- e. Council to consult with the Portland community and Police to identify suitable locations for CCTV Cameras in Portland and develop a priority program for implementation as part of the annual operational plan.
- f. Upgrade of facilities in Clarence Pirie Park be considered and prioritised with respect to the needs of the broader local government area.
- g. Projects identified in the Capertee Village Town Plan be considered for inclusion as part of future State and Federal government grants alongside the needs of the broader community.
- h. The proposed amendments to the RU1 Primary Production and RU2 Rural Landscape Zones be considered in the development of the Rural Matters Housekeeping LEP.
- i. Council undertakes the following with regard to engaging with the Megalong Valley Community:
 - i. Megalong Valley Community & Landholders Association Inc. be added as a subscriber to the weekly Council Connections eNewsletter.
 - ii. Information regarding Council's Financial Assistance Program be forwarded to the association.
 - iii. Council make representation to Blue Mountains City Council on behalf of the MVCLA Inc. Regarding communication of matters of interest to the Megalong Valley Community.
- j. Ongoing community education, targeted monitoring and enforcement be undertaken in relation to coal fired appliances in Lithgow.
- k. Develop a plan to grow and diversify Lithgow's economy, including consideration of the case for either a city-specific renewable energy jobs strategy or inclusion in a REZ.
- l. Continue to seek funding to convert buildings and facilities to renewable energy.
- m. Renewable Energy and Zero Emission Targets for the Lithgow LGA is proposed to be further considered by the incoming Council.

9.4. Policies and Governance

9.4.1. FIN - 28/06/201 - Local Government Amendment Act 2021

Prepared by Ross Gurney – Chief Financial and Information Officer

Department Finance & Assets

Authorised by Chief Financial & Information Officer

Summary

The Local Government Amendment Act 2021 (Amendment Act) was passed by the NSW Parliament on 13 May 2021 and has come into effect, although some reforms will commence by proclamation.

The Amendment Act includes reforms to ensure a fairer and more flexible rating system for councils and ratepayers, councillor superannuation and minor changes that relate to council elections and the terms of office of chairs of county councils and joint organisations.

Commentary

The Office of Local Government Circular 21-07 provided information on the key reforms in the Amendment Act. The information is summarised below

Rating Reforms Which May Require Rating Change for the Lithgow LGA in the Short Term (commence on assent)

- Councils are able to set different residential rates within a contiguous urban area and can choose to set different rates for farmland based on geographic location.
- The Act will provide any councils that provide water and sewerage services and levy special rates for that purpose with discretion about whether to exempt certain properties from those rates.

Rating Reforms Which May Require Rating Change for the Lithgow LGA in the Long Term (commence on proclamation)

- Councils will be able to set business rates based on whether the land is predominantly used for industrial activities.
- A new rating category for environmental land will be created for land where meaningful development is constrained by geography or regulation that imposes significant restrictions on use, such as conservation agreements. This provision will commence by proclamation, once regulations are made.

Other Rating Reforms to be Implemented in the Short Term (commence on assent)

- The Act now clearly allows for multiple rate pegs to be set, if required, as part of limiting councils' general income each year. This will enable the Government to deliver on its commitment to align councils' general income to population growth in future to help relieve pressure in growing communities. This provision commences on assent. IPART will recommend a proposed rate peg methodology to the Minister.
- Limits will be placed on ratepayers eligible to postpone rates due to a change in the permitted use of their land. This will still allow owner occupiers who would face hardship to apply to council for a postponement of the portion of their rates that have increased due to rezoning.

Other Rating Reforms to be Implemented in the Long Term (commence on proclamation)

- To reduce red tape, the Act will allow councils to levy a new kind of special rate for infrastructure jointly funded with other government entities. These special rates are not limited to funding council functions and resulting income does not form part of councils' general income under the rate peg. This provision will commence by proclamation, once regulations are made.

- The Act also allows for regulations to be made to specify circumstances under which the rating exemption for land subject to a conservation agreement may be removed. This will not commence until regulations are made following consultation with key stakeholders to ensure incentives for land conservation remain in place.

Other Key Changes

- Councils will have the option to make superannuation contribution payments for councillors from 1 July 2022 equivalent in amount to superannuation guarantee payments. The decision to make superannuation contribution payments must be made by resolution at an open meeting.
- Minor amendments have been made to allow the time for the receipt of postal votes to be prescribed by regulation and to allow greater flexibility for the NSW Electoral Commission and other electoral service providers in the administration of countbacks to fill vacancies.
- The term of office of chairpersons of county councils has been extended to two years, aligning it with the terms of office of mayors elected by councillors and chairpersons of joint organisations. Technical amendments have also been made to clarify that the terms of chairpersons of county councils and joint organisations expires on the election day of their member councils.
- Further rating reforms that do not rely on the Amendment Act will be implemented by making changes to regulations and releasing new guidance later this year.
- In part, this includes aligning rating income growth with population growth to help councils provide for growing communities within the rate pegging system while still protecting residents from sudden and excessive rate rises.
- To give effect to this commitment, the Minister has asked IPART to recommend a proposed rate peg methodology that allows the general income of councils to be varied each year in a way that accounts for population growth.
- IPART has been asked to ensure that councils with lower population growth are not disadvantaged, to undertake public consultation and to provide a final report by September.
- There is no change to the requirement for councils to pay an annual Emergency Services Levy (ESL) contribution from within councils' general income.

Policy Implications

Nil.

Financial Implications

- Budget approved - N/A
- Cost centre - N/A
- Expended to date - N/A
- Future potential impact - to be determined.

Legal and Risk Management Implications

The changes are included in the Local Government Amendment Act 2021.

Attachments

1. 21-07 - Circular - Local Government Amendment Act 2021 [9.4.1.1 - 3 pages]

Recommendation

THAT Council:

1. Note the key changes included in the Local Government Amendment Act 2021, and,
2. Take a position on the payment of superannuation contributions to councillors.

9.4.2. FIN - 28/06/21 - Draft Local Procurement Policy

Prepared by Ross Gurney - Chief Financial and Information Officer
Department Finance & Assets
Authorised by Chief Financial & Information Officer

Reference

Min. No. 21-69 Ordinary Meeting of Council held on 22 March 2021.

Summary

The purpose of this report is to present a draft Local Procurement Policy to Council. The policy has been developed to include the provisions endorsed by Council at the 22 March 2021 meeting.

Commentary

At the 22 March 2021 meeting, Council resolved:

21 -69 RESOLVED

THAT:

1. Council note the information provided in the report on the pros and cons of a Local Procurement Policy for purchasing and tendering.
2. Council support the development of a Local Procurement Policy for purchasing and tendering, such a policy be limited to the provisions suggested in this report.
3. That a local business, be defined similar to the Dubbo Regional Council definition but that the requirement for a "permanently staffed address within the boundaries of the LGA" be extended to a minimum period of twelve months
4. That Council monitors the cost and utilisation of the policy over the 12-month period following adoption of a policy by Council and report any material cost increase to Council.
5. Council seek a legal opinion to ensure that the policy does not breach relevant acts or international trade agreements.

Draft Policy Provisions

The draft Local Procurement Policy includes the following provisions:

Procurement up to \$100,000 – one local quote and price concession

Local suppliers will be given up to 5% price concession (i.e. maximum concession of \$5,000). Council must seek at least one quote from a Local Supplier where practical. This may include a schedule of rates provided prior to quotations being sought for a good or service. Pricing from a panel contract may also be used.

Procurement from \$100,000 up to \$250,000 – one local quote and price concession

Local suppliers will be given up to 2.5% price concession (i.e. maximum concession of \$6,250). Council must seek at least one written quote (of 3 quotes required) from a Local Supplier where practical. Pricing from a panel contract may also be used.

Tenders \$250,000 and greater –price concession

Up to 2.5% will be included in the weighted non-price selection criteria score, provided that the supplier meets the local business definition or at least 50% of the total number of any sub-contractors used are qualified local suppliers. The maximum price concession would be set at \$10,000 to ensure that there is no material disadvantage to Council in the case of high value tenders.

Local Business Definition

The draft Local Procurement Policy includes the following definition for a local business:

A business that has a physical presence and operates from a permanently staffed address within the boundaries of the Lithgow City Council Local Government Area (LGA) for a minimum period of twelve (12) months before submitting the quotation or tender. Council reserves the right however to exclude a pop up shop or basic shop front from qualifying as a local supplier.

Monitoring of Cost and Utilisation

The draft Local Procurement Policy includes the following provision:

Council will monitor the cost and utilisation of the policy over the 12-month period following adoption of the policy by Council and report any material cost increase to Council. Council will also monitor any adverse impact on competitiveness as recommended in the ICAC report.

Legal Opinion

A legal opinion was sought to ensure that the draft policy does not breach relevant acts or international trade agreements.

In summary, the legal opinion advised and recommended:

A further paragraph under the present "Objective" heading to the Policy to the effect that the Policy is not applicable to any circumstance where the Council is carrying out a business. Subject to that minor amendment, it will not contravene the relevant anti- competition or fair trading laws.

The additional paragraph has been added to the "Objective" section of the draft policy.

The policy states that Council will be precise about the local preference rule and include it in tender documentation.

Policy Implications

A Local Preference Policy would need to be reflected throughout Council's purchasing policies and procedures.

Financial Implications

A Local Preference Policy may have implications for Council purchasing goods and services at the best price.

Legal and Risk Management Implications

A Local Preference Policy would increase Council's procurement risk profile, as explained in the 2001 ICAC publication 'Taking the Con out of Contracting'. The risks of a Local Preference Policy are also included in the OLG's Tendering Guidelines. There is a risk that Council could be subject to inflated prices to make local purchases.

Attachments

1. Draft Policy 1.7 Local Procurement (V 1) [9.4.2.1 - 4 pages]

Recommendation

THAT Council determine whether to endorse the draft Local Procurement Policy to be placed on public exhibition. Following the public exhibition period of 28 days, the policy would be returned to Council to consider any submissions received and to determine whether the policy be adopted.

9.4.3. IS - 28/06/2021 - Review of Policy 10.8 - Sport and Recreation Facilities - Guiding Principles

Prepared by Jonathon Edgecombe – Director of Infrastructure & Services

Department Infrastructure & Services

Authorised by Director of Infrastructure & Services

Summary

This report details the creation of Policy 10.8 - Sport and Recreation Facilities – Guiding Principles Policy.

Commentary

As part of Lithgow City Council's continuous improvement program, there is an identified gap in Council's current policy framework which links the development of sport and recreational facilities within the Lithgow local government area to an array of strategic objectives and prerequisite responsibilities. While this policy will inform and feed into Council's development of targeted asset management plans, this document aims to address this identified gap from the date of its adoption to the implementation of targeted asset management plans.

By means of summary, this set of guiding principles aims to:

- Set community consultation as the forefront consideration in planning development and improvement of community sport and recreation facilities,
- Prioritise works which support the upgrade of single-use facilities to multi-purpose assets, or the further development of existing multi-purpose facilities,
- Inform the public of Council's obligation to ensure sport and recreation facilities are managed and maintained in accordance with assessed priority of works and Council's limited resources,
- Highlight the importance of links between user pay schemes and Council's ability to actively maintain community assets, within the limits of a user's ability to pay, and
- Encourage a regional approach to infrastructure delivery in the space of public sport and recreation as a first step to improving Council ability to manage these assets.

While Council continues to work towards the development of targeted and specific asset management plans (further information to be presented to Councillors in the coming month), this brief policy aims to bridge the gap and introduce a framework for a more consistent approach to the upgrade of existing, and delivery of new, sporting and recreation assets. This is particularly important in the current environment, where external funding opportunities are prevalent for infrastructure of this nature.

Policy Implications

Potential adoption of updates to Policy 10.8 - Sport and Recreation Facilities – Guiding Principles.

Financial Implications

- Budget approved - N/A
- Cost centre - N/A
- Expended to date - N/A
- Future potential impact – N/A

Legal and Risk Management Implications

Improved delivery of community sport and recreation infrastructure through a guided approach.

Attachments

1. DRAFT Policy 10 8 Sport and Recreation Facilities LGA [9.4.3.1 - 4 pages]

Recommendation

THAT Policy 10.8 - Sport and Recreation Facilities – Guiding Principles be placed on public exhibition for a period of 28 days with the policy being reported back to Council for consideration of final adoption subject to consideration of any submissions received.

9.4.4. ECDEV - 28/06/2021 - Mobile Food Vendor Vehicle Policy

Prepared by Richard Holz – Team Leader Environment & Health

Department Environment

Authorised by Director of Economic Development & Environment

Summary

The purpose of this report is to present a Mobile Food Vendor Vehicle Policy for endorsement prior to public exhibition.

Commentary

The Mobile Food Vendor Vehicle Policy has been developed to regulate Mobile Food Vendor Vehicles within the Council area. The number of such vehicles in the area has increased in the past 12 months mainly due to COVID restrictions on outdoor events. The policy will require vendors to obtain an approval from Council unless considered exempt development. The Policy will allow for approvals under Section 68 of the Local Government Act to be issued to vendors for a period of 12 months.

Under the proposed policy approval will be required when food vehicles are operating on Council owned land or on land under the management of Council. This includes Council road reserves. Approval will not be required when food vehicles are on private property and operating as part of a Development Consent OR within the provisions of the SEPP (Exempt & Complying Development Codes) 2008.

It should be noted that on occasions there is concern about these activities taking some of the market for established businesses. This isn't necessarily the case however because they often occupy a different niche and present a different retail offer to the public beyond the established businesses. Exhibition of the policy will allow for these considerations to be tested with the public.

The Policy will assist Council in ensuring food safety standards are followed and aid in reducing road safety risks on Council roads.

Policy Implications

Primarily the subject of this report. This will be a new

Financial Implications

- Budget approved - Nil
- Cost centre - N/A
- Expended to date - Nil
- Future potential impact - Minor positive impact through collection of fees for applications.

Legal and Risk Management Implications

The policy will mitigate risk by regulating Mobile Food Vendor Vehicles within the Council area.

Attachments

1. Mobile Food Vendor Vehicle Policy Final [9.4.4.1 - 8 pages]

Recommendation

THAT

1. Council endorses the Mobile Food Vendor Vehicle Policy to be placed on public exhibition for a period of 28 days.
 2. The matter be reported back to Council should submissions be received, or any changes are proposed following exhibition.
 3. If no submissions are made or changes proposed, the policy be adopted following exhibition.
-

10. Council Committee Reports

10.1. PS - 26/06/2021 - Community Development Committee Minutes 13 April 2021

Prepared by Matthew Johnson – Community and Culture Manager

Department Community and Culture

Authorised by Director of People & Services

Reference

Min 20-233 Ordinary Meeting of Council held 23 September 2020

Min 21-47 Ordinary Meeting of Council held 22 February 2021

Min 21-75 Ordinary Meeting of Council held 22 March 2021

Summary

The Minutes of the Community Development Committee Meeting held on 13 April 2021 are reported for Council's consideration.

Commentary

At the Community Development Committee Meeting held 13 April 2021 various matters were discussed including:

- An update was provided on activities undertaken through the Community Recovery Project;
- A report on Seniors Week activities and possible grant writing support that Council could provide to community organisations; and
- Streamlining and improving the Australia Day Award nomination process for 2022.

Policy Implications

Nil

Financial Implications

- Budget approved – nil
- Cost centre – N/A
- Expended to date – nil
- Future potential impact – nil

Legal and Risk Management Implications

Nil

Attachments

1. Community Development Committee Minutes 13 April 2021 [**10.1.1** - 5 pages]

Recommendation

THAT Council note the minutes of the Community Development Committee Meeting held on 13 April 2021.

10.2. PS - 28/06/2021 - Crime Prevention Committee Minutes 10 May 2021

Prepared by Matthew Johnson – Community and Culture Manager

Department Community and Culture

Authorised by Director of People & Services

Reference

Min 20-288 of the Ordinary Meeting of Council held 23 November 2020

Min 21-52 of the Ordinary Meeting of Council held 22 February 2021

Summary

The Minutes of the Crime Prevention Committee held on 10 May 2021 are reported for Council's consideration.

Commentary

At the Crime Prevention Committee held 10 May 2021 various matters were discussed including a report from Police representatives on local crime incidents and a Bureau of Crime Statistics Report dated December 2020 on crime incidents for the previous two years.

Policy Implications

Nil

Financial Implications

- Budget approved - nil
- Cost centre - n/a
- Expended to date - nil
- Future potential impact - nil

Legal and Risk Management Implications

Nil

Attachments

1. Crime Prevention Minutes 10 May 2021 [**10.2.1** - 5 pages]

Recommendation

THAT Council note the minutes of the Crime Prevention Committee meeting held on 10 May 2021.

10.3. FIN - 28/06/21 - CTA ARIC - Minutes 8 June 2021

Prepared by Ross Gurney – Chief Financial and Information Officer

Department Finance and Assets

Authorised by Chief Financial & Information Officer

Reference

Min No. 21-100 Ordinary Meeting of Council held on 20 April 2021

Summary

This report summarises the minutes of the Central Tablelands Alliance Audit Risk & Improvement Committee (CTA ARIC) joint meeting held on 8 June 2021 and the Lithgow Council meeting also held on the 8 June 2021 at Lithgow City Council.

Commentary

At the joint Councils CTA ARIC meeting held on 8 June 2021, the following items were presented and discussed:

- **Future Direction of the CTA ARIC - new Council term** - the Committee discussed the future direction of the CTA ARIC which will provide input for each Council on the future structure and functions of the ARIC. The Committee recommended that the Joint Committee be deferred and that each Council retain its separate ARIC with shared independent membership. The Committee's recommendations will provide input for a future report to Council.
- **AO Performance Audit** – no local government performance audit reports have been issued by the Audit Office since the March ARIC meeting.
- **ARIC Self Assessment** – The Committee briefly discussed the ARIC self-assessment but deferred consideration of performance assessments to the individual Council meetings.

At the Lithgow Council CTA ARIC meeting also held on 8 June 2021, the following items were presented and discussed:

- Centium presented the findings of the Records Management Audit to the Committee.
- **Risk Management** – CFIO provided information on current risk management issues and the insurance Continual Improvement Pathway Program for 2020/21.
- **Compliance** – CFIO summarised the improvements completed in the year to date, the current status of compliance actions and information on the management of legal and WHS risks.
- **Fraud Control** – the discussion included the Fraud Risk Assessment document and recent fraud risk workshops held at Council.
- **Financial Management report** – the Committee discussed the key issues and risks identified at the Quarter Three budget review, Council's ongoing cashflow issues and the internal restrictions balance. The Committee also discussed the recent coal mine revaluations and supported the plan to recover the lost income in the 2021/22 year.
- **Governance** – the Committee were provided with information regarding recent policy reviews and election planning.
- **Implementation of strategies** – the Committee discussed management's current focus on strategy development and implementation.
- **External audit** – Council is currently awaiting the interim audit management letter. The Audit Office representative advised that the annual engagement plan is on track.

- **Service reviews** – Proposals have been received from an external provider to move forward with service reviews.
- **Internal audit** – The CFIO provided an update on the internal audit program.
- **Annual ARIC Workplan** – the Committee noted that the 2020/21 Annual ARIC Work Plan actions have completed.
- **Auditor-General's Report on Local Government 2020** – the Committee discussed the report and the areas that could impact Council, including the current industry debate on control and recording of RFS assets.
- **Institute of Internal Auditors ARIC Workshop** – the CFIO provided the committee with information from the recent ARIC workshop and advised that we are awaiting guidance on future regulations.

Policy Implications

Nil.

Financial Implications

Nil.

Legal and Risk Management Implications

The functions of the CTA ARIC assist in the management and mitigation of risk at Council.

Attachments

1. MINUTES - Joint CTA ARIC - 8 June 2021 [**10.3.1** - 7 pages]
2. Minutes - 8 June 2021 - LITHGOW ARIC [**10.3.2** - 14 pages]

Recommendation

THAT Council endorse the:

1. CTA Audit Risk & Improvement Joint Committee 8 June 2021 minutes.
2. Lithgow Council Audit Risk & Improvement Committee 8 June 2021 minutes.

10.4. IS - 28/06/2021 - Operations Committee Meeting Minutes - 2 June 2021

Prepared by Kaitlin Cibulka – Executive Assistant Infrastructure Services

Department Infrastructure Services

Authorised by Director of Infrastructure & Services

Summary

This report provides details the Minutes of the Operations Committee Meeting held on 2 June 2021.

Commentary

At the Operations Committee held on 2nd June 2021, there were numerous items discussed by the Committee including:

1. Water & Sewer Infrastructure Services Update.
2. Cullen Bullen STP Update.
3. Integrated Water Cycle Management Plan.
4. Monthly Project Update.
5. Councillor Requests.

The following items were outside the Committee's delegations and require Council to formally approve the recommendation:

- Item 6.6 - Locking Facilities in LGA Overnight
RECOMMENDATION
THAT Council:
 1. Commence the immediate closure of both Tony Luchetti Sportsground and Blast Furnace Park at 6PM, with reopening at 6AM,
 2. Liase with relevant landowners and service providers to develop an agreed proposal to restrict after-hours access to Hassans Walls Lookout and Lake Pillans,
 3. Subject to agreement of relevant landowners and service providers:
 - a. Develop proposed permanent signage to inform users of closure times,
 - b. Seek quotes from local metal fabricators for the procurement of heavy-duty gates for Lake Pillans and Hassans Walls Lookout; and
 - c. Liase with Council's security contractor to determine the costs for this service.

Policy Implications

Nil.

Financial Implications

- Budget approved - Nil
- Cost centre - N/A
- Expended to date - Nil
- Future potential impact - Nil

Legal and Risk Management Implications

Nil.

Attachments

1. DRAFT Minutes - Operations Committee Meeting - 2 nd June 2021 [**10.4.1** - 9 pages]

Recommendation

THAT Council:

1. Note the minutes of the Operations Committee meeting held on 2 June 2021.
2. Commence the immediate closure of both Tony Luchetti Sportsground and Blast Furnace Park at 6PM, with reopening at 6AM,
3. Liase with relevant landowners and service providers to develop an agreed proposal to restrict after-hours access to Hassans Walls Lookout and Lake Pillans.
4. Subject to agreement of relevant landowners and service providers:
 - a. Develop proposed permanent signage to inform users of closure times,
 - b. Seek quotes from local metal fabricators for the procurement of heavy-duty gates for Lake Pillans and Hassans Walls Lookout; and
 - c. Liase with Council's security contractor to determine the costs for this service.

10.5. IS - 28/06/2021 - Sports Advisory Committee Meeting Minutes - 16th June 2021

Prepared by Kaitlin Cibulka - Executive Assistant Infrastructure Services

Department Infrastructure Services

Authorised by Director of Infrastructure & Services

Summary

This report details the Minutes of the Sports Advisory Committee Meeting held on 16th June 2021.

Commentary

At the Sports Advisory Committee held on 16th June 2021, there were numerous items discussed by the Committee including:

1. Presentation – Good Sports Program
2. 2021 LJ Hooker Reg Cowden Awards
3. Booking Requests

Policy Implications

Nil

Financial Implications

- Budget approved - Nil
- Cost centre - N/A
- Expended to date - Nil
- Future potential impact - Nil

Legal and Risk Management Implications

Nil

Attachments

1. Draft Minutes - Sports Advisory Committee Meeting - 16 June 2021 [**10.5.1** - 9 pages]

Recommendation

THAT Council notes the minutes of the Sports Advisory Committee held on 16 June 2021.

11. Business of Great Urgency

In accordance with Clause 241 of the Local Government Act (General) Regulations 2005 business may be transacted at a meeting of Council even though due notice of the business has not been given to the Councillors. However, this can happen only if:

- a) A motion is passed to have the business transacted at the meeting; and
- b) The business proposed to be brought forward is ruled by the Chairperson to be of great urgency.