



LITHGOW CITY COUNCIL

MINUTES

EXTRAORDINARY MEETING OF COUNCIL

TO BE HELD AT

THE ADMINISTRATION CENTRE, LITHGOW

ON

17 SEPTEMBER 2007

**MINUTES OF THE LITHGOW CITY COUNCIL MEETING
HELD AT THE CIVIC CENTRE, LITHGOW ON 17 SEPTEMBER 2007**

Meeting Commenced 6.15PM

Public Gallery:3

PRESENT

His Worship the Mayor
Councillor Neville Castle
Councillor B P Morrissey
Councillor H K Fisher
Councillor B S Moran
Councillor M M Collins
Councillor M J Wilson
Councillor A E Thompson (non attendance)

APOLOGIES

An apology was received and accepted from M F Ticehurst who was out of the City on personal business

An apology was received and accepted from W McAndrew who was out of the City on personal business.

MOVED: Councillor H K Fisher **SECONDED:** Councillor W McAndrew.

07-405 RESOLVED

CARRIED

Also in attendance

General Manager, Mr Paul Anderson
Group Manager Regional Services, Mr Andrew Muir
Group manager Community and Corporate Services, Ms Kathy Woolley
Minutes Secretary, Miss Casey Clarke
Executive Assistant, Miss Cortney Wood

DECLARATION OF INTEREST

His Worship the Mayor called for Declarations of Interest on any matter before the Meeting.

NIL

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ITEM:1 17/09/07 - EXTRAORDINARY MEETING REQUEST

7 September 2007

To the General Manager
Lithgow City Council

We the undersigned, Councillor Neville Castle and Councillor Barbara Moran, seek an Extraordinary Meeting of Council be called to deal with the election of the Mayor, Deputy Mayor, Chairs of Committees and appointment of Council to external bodies for the period of September 2007 to September 2008.

N. Castle

Mayor - Neville Castle

Barbara A Moran

Deputy Mayor - Barbara Moran

GENERAL MANAGER REPORTS

ITEM:2 GM - 17/09/07 - APPOINTMENT OF RETURNING OFFICER FOR THE ELECTION OF MAYOR AND DEPUTY MAYOR

COMMENTARY

The purpose of this report is to inform Council of the provisions of Schedule 7 of the Local Government (General) Regulation 2005 and confirm that the General Manager will act as Returning Officer for the election required to elect the Mayor and/or Deputy Mayor, to exercise the function on behalf of Council.

Schedule 7 of the Local Government (General) Regulation 2005 provides that the General Manager (or a person appointed by the General Manager) is to be the Returning Officer for the election of Mayor or Deputy Mayor of the Council. Consequently, the General Manager will conduct any election required for the position of Mayor and/or Deputy Mayor for the 2007/2008 term.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

NIL

07-406 RESOLVED

THAT the advice in relation to the role of the Returning Office for the election required for the position of the Mayor and/or Deputy Mayor be received and noted.

MOVED: Councillor B P Morrissey

SECONDED: Councillor M J Wilson.

CARRIED

ITEM:3 GM - 17/09/07 - DETERMINATION OF METHOD OF VOTING FOR THE ELECTION OF MAYOR AND DEPUTY MAYOR

COMMENTARY

The purpose of this report is for the Council to determine the method of voting to be used in the election of Mayor and/or Deputy Mayor for the ensuing term.

Schedule 7 of the Local Government (General) Regulation 2005 provides that if only one (1) Councillor is nominated for the position of Mayor or Deputy Mayor, that Councillor is duly elected.

If more than one Councillor is nominated, the Council must resolve whether an election is to be proceeded by preferential ballot, by ordinary ballot or by open voting.

BALLOT has its normal meaning of a secret ballot and **OPEN VOTING** means voting by a show of hands or similar means.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

NIL

07-407 RESOLVED

THAT Council elect the Mayor and Deputy Mayor as necessary for the ensuing term by open voting.

MOVED: Councillor H K Fisher

SECONDED: Councillor B P Morrissey.

CARRIED

ITEM:4 GM - 17/09/07 - NOMINATIONS FOR AND ELECTIONS FOR THE POSITION OF MAYOR 2007/2008

COMMENTARY

Purpose of this report is to call for and announce nominations received for the position of Mayor for the 12 month period of September 2007 to September 2008.

Nomination forms for the position of Mayor are coloured **BLUE** and are enclosed with the business paper and will also be available at the ExtraOrdinary Meeting of Council.

The returning officer will call for the final lodgement of nominations at the meeting. After the final call for nominations the Returning Officer will announce the names of the nominee (s). If necessary, an election will then be conducted as per the decision made on the previous report.

Section 209 (b) of the Local Government Act requires Council to hold the election for the position of Mayor by the Councillors during the month of September. By virtue of this report and the recommendation is contained therein, Council will have satisfied its requirements under the Local Government Act.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

07-408 RESOLVED

THAT the Returning Officer call for nominations for the position of Mayor for the 12 month period, starting September 2007 and if two or more nominations are received for the position of Mayor, conduct the election.

The General Manager advised that a single nomination for Councillor N L Castle from Councillors B S Moran and M J Wilson. The General Manager called for any further nominations, none were received therefore the General Manager declared Councillor N Castle as Mayor for the period of September 2007 - September 2008.

MOVED: Councillor B S Moran

SECONDED: Councillor M J Wilson.

CARRIED

ITEM:5 GM - 17/09/07 - NOMINATIONS FOR AND ELECTIONS FOR THE POSITION OF DEPUTY MAYOR

COMMENTARY

Purpose of this report is to call for and announce nominations received for the position of Deputy Mayor for the 12 month period beginning September 2007.

Nominations forms for the position of Deputy Mayor are coloured **GREEN** and are enclosed with the business paper and will also be available at the ExtraOrdinary Meeting of Council.

The Returning Officer will call for final lodgement of nominations at this meeting. After the final call for nominations, the Returning Officer will announce the names of nominee(s). If necessary an election will then be conducted.

Section 231 of the Local Government Act 1993 provides that the Councillors may elect a person from among their number to be the Deputy Mayor. The term may be for the Mayoral term or a shorter term. It has been common practice at Lithgow City Council for the position of Deputy Mayor to be exactly the same length of time as the position of Mayor as determined in Section 290 (b) of the Local Government Act 1993.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

07-409 RESOLVED

THAT the Returning Officer call for nominations for the position of Deputy Mayor for the mayoral term and if two or more nominations are received conduct an election.

The General Manager advised that a single nomination for Councillor B S Moran from Councillors N L Castle and M J Wilson. The General Manager called for any further nominations, none were received therefore the General Manager declared Councillor B S Moran as Deputy Mayor for the period of September 2007 - September 2008.

MOVED: Councillor Neville Castle

SECONDED: Councillor M J Wilson.

CARRIED

ITEM:6 GM - 17/09/07 - COUNCIL COMMITTEES / EXTERNAL BODIES

COMMENTARY

The purpose of this report is for Council to consider the appointment of delegates to external (Non Principle) Committees, organisations and other working groups.

Due to a number of these Committees no longer functioning and the extensive level of representation on other organisations, it is time to review the efficiency and effectiveness of the previous system. Appointment could be made to the following committees and external bodies.

Committees	2006/07 Representative	2007/08 Representative
Citizens Access Committee	All Councillors	All Councillors
Community Services Committee	Councillor Wayne McAndrew	Councillor Wayne McAndrew
Environmental Advisory Committee	Councillor N L Castle Councillor M J Wilson (alternate)	Councillor B S Moran Councillor H K Fisher
General Performance Managers Review Committee	Mayor and Deputy Mayor	Mayor and Deputy Mayor
Lithgow Tourism Board	Councillor M M Collins	Councillor M M Collins
Sports Advisory Committee	Councillor N L Castle Councillor A E Thompson	Councillor N L Castle Councillor B S Moran
Traffic Local Authority Committee	Councillor H K Fisher General Manager (alternate)	Councillor H K Fisher General Manager (alternate)
Union Theatre Management Committee	Councillor M J Wilson	Councillor M J Wilson
Wallerawang Tidy Towns	Councillor B S Moran Councillor M M Collins	Councillor B S Moran Councillor M M Collins
Waste Management Committee	All Councillors	All Councillors
Youth Council	No Councillors	Councillor A E Thompson Councillor B S Moran (alternate)

External Bodies

Animal Advisory Committee	Councillor H K Fisher	Councillor H K Fisher
Bells Line of Road Motoring Tri-Partite Working Party	Councillor N L Castle General Manager (alternate)	Councillor N L Castle General Manager (alternate)
Blue Mountains Tourism Limited	Mr Malcolm Wells	Mr Malcolm Wells
Bush Fire Advisory Committee	Councillor B S Moran General Manager	Councillor B S Moran General Manager
Central West Group Apprentices	Councillor M F Ticehurst	Councillor M J Wilson
Coinda Nursing Homes Management Committee	Councillor B S Moran General Manager	Councillor B S Moran General Manager

Lithgow Business Association	Councillor A E Thompson Councillor B S Moran General Manager	Councillor B S Moran The Mayor The General Manager
Lithgow Information & Neighbourhood Centre Inc (LINC)	Councillor M J Wilson	Councillor M J Wilson
Tanderra Nursing Home Management Committee	Councillor B S Moran Councillor M M Collins	Councillor B S Moran Councillor M M Collins
Coleman House Portland	Councillor N L Castle	Councillor N L Castle
Crystal Theatre Committee	Councillor N L Castle	Councillor N L Castle
Centroc	Councillor N L Castle General Manager	Councillor N L Castle General Manager
Tabulam Management Committee	Councillor N L Castle Councillor M M Collins	Councillor N L Castle Councillor M M Collins
Western Region Institute	Councillor M M Collins	Councillor M M Collins

Working Groups

Working Group of Strategic Plan	Councillor B S Moran Councillor M J Wilson Councillor M M Collins Councillor N L Castle Councillor H K Fisher	Councillor B S Moran Councillor M J Wilson Councillor M M Collins Councillor N L Castle Councillor H K Fisher
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It may be appropriate for a small working party of Councillors and Senior Officers to be established to review the need for any other committees or perhaps a Special Meeting of Council could be programmed to review the issues.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

RECOMMENDATION

THAT:

1. The information be received.
2. Council determine the appointments to be made to the Committees as listed in the report

07-410 RESOLVED

THAT:

1. The information be received
2. Council resolved the appointments made to the Committees as listed in the report.

MOVED: Councillor Neville Castle

SECONDED: Councillor M J Wilson.

CARRIED

ITEM:7 GM - 17/09/07 - ELECTION OF CHAIRPERSON AND/OR DEPUTY CHAIRPERSON FOR THE POLICY AND STRATEGY COMMITTEE

SUMMARY

The purpose of this report is for Council to consider the position of Chairperson and Deputy Chairperson for Policy and Strategy Committee.

COMMENTARY

Clause 267 of the Local Government (General) Regulations 2005 indicates that:

1. The Chairperson of each Committee of Council must be:
 - a) The Mayor, or
 - b) If the Mayor does not wish to be the chairperson of a committee - a member of the committee elected by the Council, or
 - c) If the Council does not elect such a member - a member of the committee elected by the committee
2. A Council may elect a member of a committee of the Council as Deputy Chairperson of the committee. If the Council does not elect a Deputy Chairperson of such a committee, the committee may elect a Deputy Chairperson.
3. If neither the Chairperson nor the Deputy Chairperson of a committee of Council is able or willing to preside at a meeting of the committee, the committee must elect a member of the committee to be acting Chairperson of the committee.
4. The Chairperson is to preside at a meeting of a committee of a Council. If the Chairperson is unable or unwilling to preside, the Deputy Chairperson (if any) is to preside at the meeting, but if neither the Chairperson nor the Deputy Chairperson is able or willing to preside, the acting Chairperson is to preside at the meeting.

From my discussions with the Mayor he has indicated that he wishes to be the Chairperson of the Policy and Strategy Committee, as result and in accordance with the provisions of Clause 267, the Mayor shall be the Chairperson of the Policy and Strategy Committee.

Council will need to decide and elect a person to act as Deputy Chairperson of the Policy and Strategy Committee.

Under Council's Code of Meeting Practice, Council may determine the method of voting for the position of Deputy Chairperson of the Policy and Strategy Committee. If more than one Councillor is nominated, Council must resolve whether an election is to be preceded by a preferential ballot, ordinary ballot or by open voting.

BALLOT: Has a normal meaning of secret ballot and **OPEN VOTING** - Means voting by a show of hands or similar means.

Council has in previous times opted for the use of open voting method for such elections.

In accordance with Council's adopted Code of Meeting Practice the General Manager (or other employee designated by the General Manager) shall be the returning Officer for any such elections.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

07-411 RESOLVED

THAT:

1. Council decide on the method to be used for the election of Deputy Chairperson of the Policy and Strategy Committee
2. The General Manager call for nominations for the Deputy Chairperson of the Policy and Strategy Committee
3. Conduct the election for the position of Deputy Chairperson of the Policy and Strategy Committee as per the resolution in Item 1, if required.

The Mayor indicated his desire to act as Chair of the Policy and Strategy Committee. The General Manager called for nominations for Deputy Chair. One (1) single nomination was provided from Councillor B S Moran, as a result Councillor B S Moran was declared the Deputy Chair.

MOVED: Councillor Neville Castle

SECONDED: Councillor M J Wilson.

CARRIED

ITEM:8 GM - 17/09/07 - ELECTION OF CHAIRPERSON AND/OR DEPUTY CHAIRPERSON FOR THE FINANCE AND SERVICES COMMITTEE

REFERENCE

NIL

SUMMARY

The purpose of this report is for Council to consider the position of Chairperson and Deputy Chairperson for Finance and Services Committee.

COMMENTARY

Clause 267 of the Local Government (General) Regulations 2005 indicates that:

1. The Chairperson of each Committee of Council must be:
 - a) The Mayor, or
 - b) If the Mayor does not wish to be the chairperson of a committee - a member of the committee elected by the Council, or
 - c) If the Council does not elect such a member - a member of the committee elected by the committee
2. A Council may elect a member of a committee of the Council as Deputy Chairperson of the committee. If the Council does not elect a Deputy Chairperson of such a committee, the committee may elect a Deputy Chairperson.
3. If neither the Chairperson nor the Deputy Chairperson of a committee of Council is able or willing to preside at a meeting of the committee, the committee must elect a member of the committee to be acting Chairperson of the committee.
4. The Chairperson is to preside at a meeting of a committee of a Council. If the Chairperson is unable or unwilling to preside, the Deputy Chairperson (if any) is to preside at the meeting, but if neither the Chairperson nor the Deputy Chairperson is able or willing to preside, the acting Chairperson is to preside at the meeting.

From my discussions with the Mayor he has indicated that he wishes to be the Chairperson of the Finance and Services Committee, as result and in accordance with the provisions of Clause 267, the Mayor shall be the Chairperson of the Finance and Services Committee.

Council will need to decide and elect a person to act as Deputy Chairperson of the Finance and Services Committee.

Under Council's Code of Meeting Practice, Council may determine the method of voting for the position of Deputy Chairperson of the Finance and Services Committee.

If more than one Councillor is nominated, Council must resolve whether an election is to be preceded by a preferential ballot, ordinary ballot or by open voting.

BALLOT - Has a normal meaning of secret ballot and **OPEN VOTING** - Means voting by a show of hands or similar means.

Council has in previous times opted for the use of open voting method for such elections.

In accordance with Council's adopted Code of Meeting Practice the General Manager (or other employee designated by the General Manager) shall be the returning Officer for any such elections.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

07-412 RESOLVED

THAT:

1. Council decide on the method to be used for the election of Deputy Chairperson of the Finance and Services Committee
2. The General Manager call for nominations for the Deputy Chairperson of the Finance and Services Committee
3. Conduct the election for the position of Deputy Chairperson of the Finance and Services Committee as per the resolution in Item 1, if required.

The Mayor indicated his desire to act as Chair of the Finance and Services Committee. The General Manager called for nominations for Deputy Chair. One (1) single nomination was provided from Councillor B S Moran, as a result Councillor B S Moran was declared the Deputy Chair.

MOVED: Councillor Neville Castle

SECONDED: Councillor M J Wilson.

CARRIED

The meeting closed at 6.35pm.