



LITHGOW CITY COUNCIL

A CENTRE OF REGIONAL EXCELLENCE

AGENDA

ORDINARY MEETING OF COUNCIL

TO BE HELD AT

THE ADMINISTRATION CENTRE, LITHGOW

ON

12 JULY 2010

AT 7.00pm

AGENDA

APOLOGIES

PRESENT

CONFIRMATION OF THE MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 21 JUNE 2010

DECLARATION OF INTEREST

PUBLIC FORUM

PRESENTATIONS

MAYORAL MINUTES - NIL

NOTICE OF RECISSIONS - NIL

NOTICES OF MOTION

Councillor W Marshall - Itinerant Traders

Councillor M F Ticehurst - Questions without Notice - Hire of Union Theatre

CORRESPONDENCE AND REPORTS

General Managers Reports

Regional Services Reports

Operation Services Reports

Community and Corporate Services Reports

Internal Services Reports

COMMITTEE MEETINGS

Sports Advisory Committee

Indoor Aquatic Centre Advisory Committee

Tourism Advisory Committee

CLOSED REPORTS

Offer to install additional systems at Lithgow and Wallerawang sewerage treatment plants

REPORTS FROM DELEGATES - NIL

BUSINESS OF GREAT URGENCY

As identified by Clause 241 of the Local Government (General) Regulations 2005

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**ITEM:1 NOTICE OF MOTION - 12/07/2010 - INTINERANT TRADERS -
COUNCILLOR W MARSHALL**

SUMMARY

Intinerant Traders listed by Councillor W Marshall

COMMENTARY

From the 3rd July until 5th July inclusive Council owned premises Namely The Union Theatre was rented to an Itinerant Trader who trades in Merchandise already available in various stores within the LGA .

This no doubt will have a significant effect on these local stores sales performances for some considerable time.

Itinerant Traders have only a detrimental effect on local businesses

RECOMMENDATION

THAT Council not rent the Union Theatre, Civic Ballroom or other public halls to individual operators whose sole purpose is retailing unless this is part of a larger community event.

**ITEM:2 NOTICE OF MOTION - 12/07/10 - COUNCILLOR M F TICEHURST -
QUESTIONS WITHOUT NOTICE**

SUMMARY

Listed by Councillor Martin Ticehurst 2 July 2010

COMMENTARY

Q. 1. Is the Lithgow City Council and Councillors aware that in the week prior to Saturday 3rd July to Monday 5th July 2010, both regional television stations were repeatedly advertising a 'Bras and Things' up to 70% off sale to be held at the "Union Theatre Council Lithgow"?

- Q. 2. Could the Lithgow City Council investigate who or whom authorised the formal hire of the Council owned and operated Union Theatre, Lithgow for the use by an Itinerant Trader to conduct such short-term business as outlined in Q. 1 above and could a copy of the Hire Agreement be immediately provided to all Councillors?
- Q. 3. Could the Lithgow City Council advise Councillors and the Lithgow Business Association on what processes it, the Council has in place, if any to prevent the public hire of Council owned premises for the use by any Itinerant Traders to conduct such similar short-term business as outlined in Q. 1 above?
- Q. 4. Could the Lithgow City Council request urgent advice from the Lithgow Business Association on whether it agrees that the Council should either allow or prevent the public hire of Council owned premises for the use by any Itinerant Traders to conduct such similar short-term business as outlined in Q. 1 above?

RECOMMENDATION

THAT the General Manager provides the Council, Councillors and ratepayers with a written response to the above Question with Notice.

GENERAL MANAGERS REPORTS

ITEM:3 GM - 12/07/10 - AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION - LOCAL GOVERNMENT AND THE AUSTRALIAN CONSTITUTION

REFERENCE

NIL

SUMMARY

Correspondence has been received from the Australian Local Government Association in relation to the Australian Constitution.

COMMENTARY

Correspondence has been received from the Australian Local Government Association advising there can be few more important long term and strategic issues for local government than the reform of the Constitution to include local government. The decision from the High Court last year in "*Pape v Federal Commissioner of Taxation*" clearly indicated that the Australian Government does not have a general power to directly fund local government.

The decision puts at risk the validity of the Roads to Recovery program and undermines the possibility of a future long term community infrastructure program. For this reason the Australian Local Government Association (ALGA) has committed considerable resources in the past two years to developing the case for a referendum to include local government in the Constitution.

A new website was launched at the National General Assembly of Local Government held recently to support councils in their efforts to raise awareness of the issue of constitutional change in their communities to help build the support necessary for a successful referendum.

The Website (www.councilreferendum.com.au) includes a range of materials such as the results of marked research undertaken by ALGA and a number of fact sheets which highlight the importance of local government to local communities.

ALGA is working with State and Territory Local Government Associations on engagement with State Governments and Oppositions over the next few months and we continue to seek commitments from the major parties in the lead up to this year's Federal Election.

Lithgow City Council is encouraged to raise awareness of this issue.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

1. Fact Sheets - highlighting the importance of Local Government to Local Communities.

RECOMMENDATION

THAT Council note the report on the Australian Constitution from the Australian Local Government Association.

ITEM:4 GM - 12/07/10 - APPOINTMENT OF LOCAL EMERGENCY MANAGEMENT OFFICER

REFERENCE

Nil.

SUMMARY

This report recommends appointment of Mr Iain Stewart as the Local Emergency Management Officer (LEMO) to reaffirm the appointment of Ms Leanne Kearney as the Deputy Local Emergency Management Officer (Deputy LEMO) for the Lithgow Local Government Area.

COMMENTARY

The State Emergency and Rescue Management Act 1989 requires the establishment of Local Emergency Management Committees for each local government area. It further provides that a senior representative of the council is to be nominated to be the Chairperson of the Committee.

This person, known as the Local Emergency Management Officer, is to be a person who has the authority of the council to co-ordinate the use of the council's resources in the prevention of, preparation for, response to and recovery from emergencies.

Council's Group Manager of Regional Services has been occupying the role in an acting capacity for some time. However, with the establishment of an Operations Department within Council's organisation structure it is more appropriate for the role to be occupied by the head of that department. Consequently, it is appropriate to appoint the recently appointed Group Manager of Operations, Mr Iain Stewart, to the role.

Ms Leanne Kearney has been performing the duties of Deputy LEMO for some time and it is being recommended that Ms Kearney be reappointed to this role.

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

Nil.

LEGAL IMPLICATIONS

The relevant provisions relating to the issue are contained in Part 2, Division 3 of the State Emergency and Rescue Management Act 1989.

ATTACHMENTS

Nil.

RECOMMENDATION

THAT Council:

1. Appoint:
 - o Mr Iain Stewart to the role of Local Emergency Management Officer for the Lithgow Local Government Area; and
 - o Ms Leanne Kearney to the role of Deputy Local Emergency Management Officer for the Lithgow Local Government Area.

2. Authorise the LEMO, and in their absence the Deputy LEMO, to co-ordinate the use of the Council's resources in the prevention of, preparation for, response to and recovery from emergencies

REGIONAL SERVICES REPORTS

ITEM:5 REG - 12/07/10 - FUNDING AGREEMENT FOR THE UPGRADE OF THE CLARENCE COLLIERY WATER TRANSFER SYSTEM

REPORT BY: GROUP MANAGER REGIONAL SERVICES - ANDREW MUIR

REFERENCE

Ordinary Meeting of 3rd May 2010 - Min No 10-171

SUMMARY

The Funding Agreement for the Clarence Colliery Water Transfer System (CWTS) with the Department of Environment, Water, Heritage and the Arts (DEWHA) has now been executed allowing Council to move into Stage 2 of the Project. This report provides details of the Funding Agreement e.g. Project Milestones, Funding and Payment and Budget

COMMENTARY

Funding for the Upgrade of the CWTS has been provided by the Australian Government acting through DEWHA under the *Sustainable Rural Water Use and Infrastructure Program* which provides funding for key water infrastructure projects that help secure long term sustainable future for all Australians.

The objective of the Project is to improve the security of Lithgow City Council's (LCC) water supply. This will be achieved through an upgrade of the CWTS to allow increased use of surplus water from the Clarence Colliery to supplement the LCC water supply and reduce the reliance on the Fish River Water Supply Scheme (FRWS). The infrastructure upgrade is intended to increase the amount of water that can be drawn from the current 5 ML/day up to a maximum of 14 ML/day.

Project Milestones

Milestone	Date
Milestone 1: Signing of the Funding Agreement	30 May 2010
Milestone 2: Revised Project Plan provided to DEWHA.	4 June 2010
Milestone 3: Meeting with DEWHA Approvals and Wildlife Division to discuss potential EPBC referral	14 July 2010
Milestone 4: Subject to DEWHA's prior written approval, engage consultants for design and environmental assessment	1 September 2010

Milestone 5: Stakeholder and Community Consultation undertaken and a report provided to DEWHA on the issues raised and how these will be addressed. Provision of a revised communication strategy if required. 8 October 2010

Milestone 6: Additional hydrological studies finalised. Draft Environmental Assessment and Preliminary Design provided to DEWHA 2 March 2011

Milestone 7: Pre-referral meeting with DEWHA Approvals and Wildlife Division 2 March 2011

Milestone 8: Formal advice provided to DEWHA outlining the outcome of LCC investigations into the ownership of land through which the pipeline will pass 9 March 2011

Milestone 9: First progress report provided to DEWHA 9 March 2011

Milestone 10: Provision of the Final Design to the Department. This includes provision to DEWHA of; 30 June 2011

- Confirmation that all necessary environmental and other approvals have been obtained, including
 1. land owner consent from Centennial for the pipeline to traverse the coal lease
 2. Occupation certificate from Forest NSW
 3. Approvals under the EPBC Act
 4. Part 5 approval for assessment of works under the EP&A Act; and
 5. Approval of design by the Mine Subsidence Board
- Evidence that necessary arrangements have been put in place with Centennial Coal to ensure ongoing access to water in the event of mine closure.
- Details of LCC's proposed strategy for obtaining State Government approvals to continue to manage the Infrastructure in the event of mine closure
- Confirmation regarding the ownership of assets
- A revised Project Plan
- A final project budget and evidence of additional contributions to the project in the event that revised project cost exceed Funding

- Confirmation of the recipients plans for relinquishing a proportion of their Fish River Water Supply allocation, subject to the outcomes of NSW Government review of the Fish River Supply Scheme

Milestone 11: Second progress report to DEWHA	6 July 2011
Milestone 12: DEWHA prior written approval to proceed to construction phase obtained.	14 July 2011
Milestone 13: Subject to DEWHA'S prior written approval, contractors for construction to be engaged	18 October 2011
Milestone 14: Third progress report provided to DEWHA	1 November 2011
Milestone 15: Construction works completed including: <ul style="list-style-type: none">• Upgrades to power supply if required• Modifications to settling ponds if required• Construction of gravity main from settling ponds to discharge point	6 January 2012
Milestone 16: Fourth progress report provided to DEWHA	12 January 2012
Milestone 17: Construction of new rising main completed	28 February 2012
Milestone 18: Commissioning of the system	13 March 2012
Milestone 19: Final report submitted to DEWHA	Within 30 business days of completion
<p>This should include confirmation that LCC has relinquished a proportion of their Fish River Water Supply Scheme entitlement, subject to the outcomes of the NSW Government review of the Fish River Water Supply Scheme.</p>	
Milestone 20: Audited Financial statements submitted	Within 60 Business days to DEWHA of completion

If following finalisation of design for the project in accordance with Milestone 10, LCC has identified that construction costs exceed remaining Funding available for the Project, then LCC must provide to DEWHA;

1. A revised project budget in accordance with the Funding Agreement, how the funding shortfall will be addressed, including by identifying new contributions to be made by LCC and/or other organisations
2. Written evidence of additional contributions to be made by LCC and/or other organisations

Funding and Payment

The Australian Government made a commitment of \$4,000,000 toward the upgrade of the CWTS. The total Funding for Stage 2 of the project is \$3,895,728 (GST exclusive), which is the remainder of funds after the closure of Stage 1 of the project. The funding will be paid as follows;

Payment Number and Type	Timing for Payment	GST exclusive amount
1. Initial Payment	Completion of Milestone 1	\$280,000
2. Progress	Completion of Milestones 2 to 12 Acceptance of the second progress report	\$1,000,000
3. Progress	Completion of Milestones 13 and 14 Acceptance of the third progress report	\$900,000
4. Progress	Completion of Milestones 15 and 16 Acceptance of the fourth progress report	\$900,000
5. Final	Completion of Milestones 17 to 19 Acceptance of the final report	\$815,728

Project Budget

The budget for the Project is specified in the following table. All figures are GST exclusive

Expenditure Item	Funding	LCC Contributions	Other Contributions	Total Cost
Environmental Assessment and Design	\$280,000	\$0	\$0	\$280,000
Regulatory Approvals	\$7,500	\$0	\$0	\$7,500
Procurement for Professional Services and Construction	\$35,500	\$0	\$0	\$35,500
Construction	\$3,008,511	\$0	\$0	\$3,008,511
Project Management	\$67,500	\$0	\$0	\$67,500
Contingencies	\$496,717	\$0	\$0	\$496,717

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

The project is funded by the Commonwealth Government.

LEGAL IMPLICATIONS

Nil.

RECOMMENDATION

THAT report on progress of the funding agreement for the Clarence Transfer Project be noted.

ITEM:6 REG - 12/07/10 - UPDATE ON ISSUES - INCH STREET, LITHGOW

REPORT BY: GROUP MANAGER REGIONAL SERVICES - ANDREW MUIR

REFERENCE

Min 10.82 – Ordinary Council Meeting 1 March 2010

SUMMARY

To provide Council with an update on issues in Inch Street, Lithgow in relation to Cooke's Metal Industries and Hanson Construction Materials.

COMMENTARY

Council has now received a response from the Department of Environment, Climate Change and Water (DECCW) in relation to their investigation into issues involving industrial type developments in Inch Street, Lithgow and alleged impacts on residential uses.

Cooke's Metal Industries

Firstly the Department has advised in relation to Cooke's Metal Industries that a Draft Prevention Notice has been served on the company under the protection of the Environment Operations Act 1997 (POEO Act). Under the POEO Act prevention notices can be issued if the appropriate regulatory authority reasonably suspects that any activity has been or is being carried on in an environmentally unsatisfactory manner at any premises or by any person. Prevention notices require that action specified in the notice be taken. There is a right of appeal to the Land and Environment Court. The draft notice, which must be responded to by 22 July 2010, proposes to impose the following on the business.

Hours of Operation

- 7am to 5pm Monday to Friday
- 8am to 12noon Saturday; and
- at no time on Sundays or public holidays

Noise Limits

Imposition of certain noise limits on the business as that noise relates to residential premises.

General Operating Conditions

Imposition of requirements in relation to the processing, handling, movement and storage of materials and substances and the maintenance and operation of plant, as well as imposition of a requirement relating to dust emission from the premises.

Noise Management Planning

The draft notice also proposes to impose a requirement that the operator engage a suitably qualified person report on whether noise from the activities associated with the business complies with the limits imposed by DECCW. The preparation of a Noise Management Plan including details of all feasible and reasonable actions that will be implemented by the proprietor of the premises.

Land Contamination Assessment

Imposition of a requirement that the proprietor engage a suitably qualified person to develop and implement a surface soil sampling and analysis program. The purpose of this requirement will determine whether contamination has migrated from the premises to any adjacent land.

Site Water Management

Imposition of a requirement that the proprietor engage a suitably qualified person to design a Stormwater Management Plan for the premises that ensures only uncontaminated stormwater is discharged from the premises.

As indicated above the proprietor of the premises has until 22 July 2010 to respond to this Draft Prevention Notice prior to DECCW's decision to serve a final notice.

Hanson's Construction Materials

DECCW have also advised that they have been undertaking investigations in relation to the operations at Hanson's Construction Materials Pty Ltd. This has determined that there is or has been "offensive noise" created pursuant to the definition in the POEO Act in relation to nearby residential premises. However, DECCW have acknowledged that there is a historical issue that requires the matter to be treated in a practical manner. Consequently DECCW will require that Hanson Construction Materials prepare a Noise Management Plan to be submitted by 30 July 2010 indicating what noise control measures will be undertaken both at the source and during noise transmission (e.g. acoustic or barrier) to reduce the noise impact to an acceptable level.

At the time of writing this report, correspondence was being prepared for residents of the area to provide an update on progress on these matters. It would be proposed that once the formal prevention notice process has been finalised and noise management plans submitted that a further meeting would be undertaken with residents of the area.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

LEGAL IMPLICATIONS

DECCW have undertaken investigations and carried out actions in accordance with their role under the protection of the Environment Operations Act.

ATTACHMENTS

Nil

RECOMMENDATION

THAT the report on issues in Inch Street, Lithgow be received and noted.

ITEM:7 REG - 12/07/10 - TOWN CLOCK

REPORT BY: GROUP MANAGER REGIONAL SERVICES - ANDREW MUIR

REFERENCE

Min 10-233 – Ordinary Meeting – 21 June 2010 – Notice of Motion – Councillor MF Ticehurst.

SUMMARY

To provide a response on issues raised in respect to the replacement of the Town Clock in Main Street, Lithgow

COMMENTARY

In response to a Notice of Motion from Councillor MF Ticehurst to Council's Ordinary Meeting of 21 June 2010 the following was resolved:

10-233 RESOLVED

THAT:

The General Manager provides the Council, Councillors and ratepayers with a written response to the Questions with Notice, that:

- With respect to the above Resolution 09-390, could the General Manager please provide the Council, Councillors, ratepayers and residents with a report on the following information, concerns and questions as raised by the Proprietor of Tower Clock Services Australia, formerly Wellacre Engineering, Wyong.

MOVED: Councillor M F Ticehurst

SECONDED: Councillor R Thompson.

Central to the issue are two questions put forward by the proprietor of Tower Clock Services Australia. These being:

What efforts did council make to secure a second quotation?

Why were the sketches and estimates submitted by us not considered as a viable alternative to the one quote council chose?

In answer to the first question it is first necessary to understand that investigations have revealed that a Council officer was originally undertaking enquiries into the issue. This resulted in the information and costing being provided by Wellcare Engineering for a free standing tower and clock arrangement. The costing appears to relate to the clock component only and a search of Council agenda's and minutes indicates that this was an option that was not ruled out at the time. The officer who was originally making enquiries was subsequently transferred to other duties in an internal re-structure.

The officer that eventually took carriage of the project was unaware of any previous enquiries and a subsequent search has revealed that the documentation was not saved in Council's records system. This officer then undertook the following enquiries:

- A search of the Watch & Clockmakers of Australia Inc web site looking for companies that might perform such specialised works. The company chosen by Council is listed on this site as a member. Neither Wellcare Engineering nor (as at the date this report was written) is Tower Clock Services.
- A mass email of all NSW Council's. A number of responses were received (interestingly from Post Offices as well). All responses advised of the name of the company chosen by Council used.

In answer to the second question, it is evident that the officer charged with completing the project was not aware of the existence of the sketches.

Whilst it is clear that the proposal put forward originally by Wellcare Engineering is distinct from the adopted project, there is little doubt that the company would have had the ability to undertake the work although at what cost is now unknown. The proprietor of Tower Clock Services has been contacted and an apology offered for not being given the opportunity to submit a quotation to place the clock in the original location. The proprietor requested this in writing, which will be recommended.

POLICY IMPLICATIONS

As it will be suggested that a written apology be provided to Tower Clock Services, Policy 9.1 Apologies by Council is relevant.

FINANCIAL IMPLICATIONS

The final cost of the clock was \$21,620.50 which was an increase on the original quotation by \$215.50.

LEGAL IMPLICATIONS

Nil.

ATTACHMENTS

Nil.

RECOMMENDATION

THAT Tower Clock Services (formally Wellcare Engineering) be provided with an apology for not being provided with an opportunity to provide a quotation to install a new town clock at the existing location.

ITEM:8 REG - 12/07/10 - DROUGHT MANAGEMENT

REPORT BY: GROUP MANAGER REGIONAL SERVICES - ANDREW MUIR

REFERENCE

Min No - 10-05:	Ordinary Meeting of 18 January 2010
Min No - 10-33:	Ordinary Meeting of 8 February 2010
Min No - 10-60:	Ordinary Meeting of 1 March 2010
Min No - 10-131:	Ordinary Meeting of 12 April 2010
Min No - 10-175:	Ordinary Meeting of 3 May 2010
Min No - 10 - 239	Ordinary Meeting of 21 June 2010

SUMMARY

This report provides an update on various drought management issues as per Min No 10-03.

COMMENTARY

In relation to drought management issues the following information is provided.

CURRENT DAM LEVELS FOR BOTH FARMERS CREEK AND OBERON

As at 5 July 2010 Farmers Creek Dam was at 91.1% and Oberon Dam was at 10.46%.

CURRENT WATER USAGE FROM EACH SUPPLY

Table 1 below indicates total output from the Oakey Park Water Treatment Plant (consumption) and the volume transferred from the Clarence Transfer system for 2010 up to 30 June 2010.

Month	Oakey Park Water	
	Treatment Plant (ML)	Clarence Transfer (ML)
January	109.99	74.68
February	100.07	19.37
March	120.5	0
April	113.01	63.09
May	125.15	7.12
June	126.42	0
Total 2010	695.14	164.26

Table 1 – Oakey Park Output and Clarence Transfer

Table 2 below indicates consumption from customers of the Fish River Water Supply from 1 July 2009 to 30 June 2010. It also provides the Maximum Annual Quantity (MAQ) of each customer and their annual consumption since 2004/05.

Fish River Water Supply Consumption

2009/10	Water Consumption (ML)					
	Delta	Lithgow	Sydney	Oberon	Minor	Total
	Electricity	Council	Catchment	Council	Consumers	
			Authority			
Jul	179	36	0	44	20	279
Aug	328	49	0	58	20	455
Sep	266	46	0	47	20	379
Oct	304	45	0	47	20	416
Nov	422	61	0	62	20	566
Dec	193	37	0	42	20	292
Jan	107	48	0	32	20	207
Feb	251	40	0	46	20	358
Mar	165	56	0	69	20	310
Apr	117	47	0	33	20	217
May	194	53	0	63	20	330
Jun	282	57	0	50	20	408
Total	2,805	576	-	594	240	4,215
2004/05	4,960	735	1,878	677	162	8,412
2005/06	6,367	959	2,098	725	228	10,378
2006/07	6,590	795	3,115	749	218	11,468
2007/08	4,367	747	1,077	601	150	6,942
2008/09	3,356	699	208	583	240	5,086
MAQ	8,184	2,092	3,650	750	200	14,876

Table 2 - Fish River Water Supply Consumption from 1 July 2009 to 30 June 2010

CURRENT WATER RESTRICTIONS UPDATE

Level 4 Water Restrictions are currently in place for residents of Lithgow and Marrangaroo. Level 5 restrictions apply to consumers on the Fish River Water Supply.

WATER SAVING SCHEMES OR PROCESSES UPDATE

Council's Rainwater Tank and Domestic Appliance Rebate program provides the following rebates for residential premises:

Rainwater Tank - Option 1

- Minimum 5000 litre tank – connected to Garden Tap only - **\$200**

Rainwater Tank - Option 2

- Minimum 5000 litre tank – connected to Garden Tap & Toilet and Washing Machine - **\$800**

Household Appliances – Washing Machines and Dishwashers

- For water efficient Household appliances such as Dishwasher or Washing machine that have a four star WELS rating or AAAAA rating a rebate of **\$150/appliance/Household**.

In June Council received 6 applications for a household appliance rebate and 3 applications for a water tank rebates.

ALTERNATE WATER SOURCES UPDATE

Drought Relief Project

The design for the pipeline is still awaited on this project.

Clarence Transfer System

A separate item is in tonight's business paper on this issue.

Oakey Park Bore

Results on samples taken are still awaited.

ANY OTHER MATTER RELATING TO THE ISSUE THAT SHOULD BE REPORTED TO COUNCIL

Oberon Dam – Deep Water Recovery

The project progressing on time and is expected to be completed by 19 July 2010.

Review of Fish River Water Supply Scheme

Following representations by Oberon Council, Minister for Water, Phillip Costa has asked the NSW Office of Water to undertake a review of the Fish River Water Supply (FRWS) scheme. This review will be led by Commissioner for Water, David Harris although it is understood that some of the work will be outsourced to a consultant. This review is in response to long standing low levels in Oberon Dam and could lead to water sharing plan and/or review of allocations. Consultations have commenced on the review and it is anticipated that a final report will be produced by the end of September.

Spilling Farmers Creek Dam

Advice from the Office of Water has indicated that subject to certain requirements the Clarence Transfer System can be run with the intention of spilling Farmers Creek Dam. Discussions have taken place with Delta Electricity representatives in relation to running costs and at the date of this report an agreement, for at least the short term, was close to being reached.

THAT ALL ITEMS ABOVE BE REPORTED BACK TO THE MEDIA SO THAT LOCAL RESIDENTS ARE AWARE OF THE SITUATION

The media are expected in the gallery this evening.

POLICY IMPLICATIONS

12.2 WATER RESTRICTIONS - This Policy determines Council's response to non-compliance with water restrictions.

FINANCIAL IMPLICATIONS

No specific legal issues arise as a result of this report.

LEGAL IMPLICATIONS

No specific legal issues arise as a result of this report.

RECOMMENDATION

THAT the information in relation to drought management issues be noted.

OPERATION SERVICES REPORTS

**ITEM:9 OPER - 12/07/10 - RTA IMPLEMENTATION OF NEW DRAGONS
TEETH IN 40KPH SCHOOL ZONES - LITHGOW LGA**

REPORT BY: WORKS MANAGER - CHRIS SCHUMACHER

REFERENCE

NIL

SUMMARY

Triangular road markings or 'Dragon's Teeth' will be painted at the start of each school zone in NSW. The 'Dragon's Teeth' will be installed in school zones on a (LGA) basis.

COMMENTARY

'Dragon's Teeth' increase the visibility of school zones for motorists and provide a constant reinforcement to slow down to 40kph around school zones between 8am and 9:30am and from 2:30pm to 4pm.

The innovative initiative was announced by the NSW Government in May 2009, it is already used internationally and will be rolled out at all of NSW's 10,000 school zones by the end of 2010. The Technical Direction standard for Dragon's Teeth has been developed and will be used to ensure consistent application of these road markings across the state.

The RTA will be advising all school principals in writing of the new initiative, and they will be asked to assist in the implementation process by informing their school communities.

It is expected that the painted 'Dragons Teeth' will start appearing in the Lithgow LGA school zones from late August 2010.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

RTA 40km/h school zones community information sheets.

RECOMMENDATION

THAT the new RTA 'Dragon's Teeth' initiative information be received by Council.

COMMUNITY AND CORPORATE SERVICES REPORTS

ITEM:10 COMM - 12/07/10 - TUNNEL 100 YEAR CELEBRATION

REPORT FROM: ACTING MANAGER OF TOURISM - KELLIE BARROW

REFERENCE

Nil.

SUMMARY

This report provides information regarding the proposed activities to recognise the 100 Year Anniversary of the Ten Tunnels through to Lithgow and the west in 1910.

COMMENTARY

Saturday 16 and Sunday 17 October 2010 will be the one hundred years anniversary of the first train from Central Station through to Bathurst using the 'Ten Tunnels' and the closing of the Zig Zag rail line.

The opening of the line and the Ten Tunnels saw a significant reduction of travel time and the expansion of industries west of the Blue Mountains.

In 1910 there was no official opening of the Ten Tunnels entering into the valley.

There has been interest from several groups to stage some activities to mark this milestone of 100 years.

A Task Force Group has been established with Lithgow Tourism co-ordinating the group. The group consists of members from Rail and Mine Heritage, Lachlan Valley Rail, Zig Zag Railway and Lithgow City Council's Cultural Development Officer .

A meeting was held on Monday the 21 June 2010 to discuss potential activities.

Each member of the task force group will be responsible for various activities and the appropriate approvals for such activities. Coordination of the various activities and the single point of contact for the public will be Lithgow Tourism.

Proposed Activities

Note: the following activities are proposed only and to be confirmed closer to the date.

- Invitation to the Premier, Road and Transport Minister, the Local State and Federal Ministers along with Mayor and Councillors to the official unveiling.
- Official unveiling of a plaque to commemorate the opening and the 100 year anniversary.

- Two Steam Train trips each day from Lithgow Station through to Katoomba and return (subject to approval from State Rail)
- Special train rides at Zig Zag Railway
- Photo Exhibition and presentations at Eskbank House
- Family activities at Eskbank House
- Special Rail Documentaries and Movies screening at Lithgow Community Cinema
- Retired Railway Workers dinner.
- Evening Train Trip (subject to approval from State Rail)

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

Costs for various aspects of the celebrations are currently being determined and should there be a cost impact for Council this will be reported to the Council along with confirmed activities.

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

Nil.

RECOMMENDATION

THAT Council notes the proposed activities for the 100 year celebrations for the opening of the ten railway tunnels and the closing of the Zig Zag and that all activities are yet to be confirmed.

**ITEM:11 COMM - 12/07/10 - 200TH ANNIVERSARY OF THE CROSSING OF
THE BLUE MOUNTAINS**

REPORT BY: CULTURAL DEVELOPMENT OFFICER, NAOMI PARRY

REFERENCE

Minute 10-125 Ordinary Meeting of Council 12 April 2010.

SUMMARY

This report updates Councillors on the progress of planning for the celebration of the 200th anniversary of the crossing of the Blue Mountains from 31 May to 1 June 2013.

COMMENTARY

On 12 April 2010 Council resolved that:

Council arrange a public meeting to gauge community interest in the celebration of the 200th anniversary of the crossing of the Blue Mountains, with the two State Members and the Mayor of the Blue Mountains City Council to be invited to the meeting.

Shortly after the Council meeting Duncan Wass, the president of the Hartley District Progress Association, approached Council to discuss calling a preliminary meeting on 26 June 2010 to plan for the Bicentenary.

The meeting was attended by Hartley District Progress Association members; members from other local organisations; Steve Ring from the NPWS Hartley District Historic Site; Professor Ian Jack, President of the Royal Australian Historical Society; Siobhan Lavelle, a historian with expertise in the historical commemoration of the crossing; representatives of the Lithgow Branch of the National Trust; Mayor Neville Castle; Councillor Colin Hunter; Naomi Parry, the Cultural Development Officer and Kellie Barrow, Acting Tourism Manager.

Professor Ian Jack informed the meeting that the Royal Australian Historical Society is holding a meeting in late July or August (date to be confirmed) with the Roads and Traffic Authority and other interested organisations. The Society hopes that the commemorations of the Bicentenary of the Crossing are coordinated. Hartley District Progress Association members and the Cultural Development Officer will attend this event.

Blue Mountains City Council has also formed a committee for the Bicentenary Celebrations although the Committee has not yet met. The Wiradjuri Land Council and Mingaan, as well as the Gundungurra and Darug Tribal Councils will need to be approached to ensure their involvement in the celebrations and that aboriginal heritage issues are fully acknowledged.

Suggestions that emerged from the meeting included developing a schools package; renewing marker trees on property boundaries in the Hartley Valley; capturing oral history; a cavalcade down the Cox's Road; an historical symposium or conference in May 2011 with a bush dance and family activities; developing themes around Wiradjuri knowledge, explorers, gold and pastoralism; working with historical properties and venues in the region, including the 40th anniversary of the Hartley Historic Site in 2012.

The meeting resolved to form a sub-committee to conduct strategic planning for the celebrations and identify tangible outcomes for the region.

A full public meeting will be held on 24 July 2010 which will be open to a range of Aboriginal and community and heritage organisations and the general public. The Cultural Development Officer will ensure that local and federal members are informed of the meeting and work with the Hartley District Progress Association in progressing planning for the bi-centenary.

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

To be determined

LEGAL IMPLICATIONS

Nil.

RECOMMENDATION

THAT Council note the report on the commemorations for the Bicentenary of the Blue Mountains Crossing and that a further meeting will be held on 24 July 2010.

**ITEM:12 COMM - 12/07/10 - ASSESSMENT OF THE GLEN (CHARLIE PINCH)
 MUSEUM**

REPORT BY CULTURAL DEVELOPMENT OFFICER – NAOMI PARRY

REFERENCE

Min 10-193: Ordinary Meeting of Council - 24 May 2010

SUMMARY

At the 24 May 2010 Ordinary Meeting of Council, Council resolved that:

1. That the Lithgow City Council investigate what further Lithgow City Council or Commercial property sites may be available for the future relocation of the Charlie Pinch Museum Collection in Portland, given that the Deputy Premier and Health Minister, Carmel Tebbutt MP has recently indicated that due to Occupational Health & Safety concerns by SWAHS, the Private Collection will not be able to be stored at the old Portland Hospital site?
2. Council seek information on any Grants available in relation to the Collections

The Cultural Development Officer has conducted an initial survey of The Glen Museum (the Charlie Pinch Museum Collection) and sought advice from Museums and Galleries NSW and the Powerhouse Museum as to schemes that may assist the committee of The Glen to support and rehouse the collection.

COMMENTARY

Initial survey

On 1 June 2010 the Cultural Development Officer met with Fay Fulton and conducted an initial survey of The Glen, also known as the Charlie Pinch Collection, which is on private property on the Cullen Bullen Road, Portland. The museum consists of four separate buildings or sheds, laid out in a horseshoe, along with a range of animal enclosures (housing kangaroos, peacocks, a cockatoo, chickens and dogs) and a toilet block.

Each shed forms a gallery. The first of the sheds is custom built and split level, forming three long narrow compartments. It houses stereo equipment, radios, a substantial beer can and coaster collection, many hundreds of bottles (many stored outside) beds and cribs, gramophones, a pedal radio, adding machines, Lithgow City Council's first computer, signage, Masonic regalia, a collection of 1980s and 1990s cricket and Royal Family memorabilia, stuffed birds, a wasp nest, decorated emu eggs (from emus raised on the property) and buttons, many sewn into decorative arrangements on boards.

There is an array of industrial/agricultural equipment on the verandah of the second shed, including a fine Sunshine Harvester and a chaff cutter. The shed itself is of vernacular construction, with hand hewn beams and a corrugated iron roof in two bays. This building admits a lot of water, owing to the condition of the roof, which presents urgent conservation issues. The first bay of the shed houses heating and kitchen equipment, stoves, ice chests and refrigerators, butter churns, meat safes, a cricket bat press, washing machines, wicker ware, chairs, many more hundreds of bottles. The second bay, which has much less water damage, houses sulkies, three carts, two huge wool presses dating from the 1940s and some massive metal lathes and other equipment from the Portland Cement Works which would be extremely difficult to remove.

The third shed was once the Portland Band Hall and is panelled with shiny aluminium, with a weatherboard profile – it is an object in its own right. It contains photos, including some from New Guinea, where Charlie served in the Second World War, a large diorama of the Portland Cement Works and old equipment from Portland Hospital, such as a traction bed, autoclaves and wheelchairs. It also has the instruments from the Portland Brass Band. A collection of certificates and awards presented to Charlie at Portland and Lithgow is displayed here.

The fourth shed contains jewellery, china, domestic items such as lamps, kettles, tobacco kits, sewing implements and lace, including a fine German hand made curtain, collars and pram covers. Much of Fay Fulton's family history, and her mother's crochet and knitting, is here, including unique items such as Fay's grandfather's sock knitting machine.

Time and age have resulted in a fair degree of dust, fading and insect damage across the collection. Weathering and severe water damage is apparent in the shed, with concomitant problems of mildew and mould. These present urgent conservation issues. Council currently has no alternative premises, and, as it currently stands, the collection is too big to rehouse, even if the large industrial machinery is removed.

Funding and other schemes to support the collection

Before any funding can be sought from external agencies to preserve the collection, significance assessments are required. The National Library of Australia sets a fee of \$4,000 for significance assessments and \$5,000 for preservation needs assessments, but these sums are insufficient to attract a consultant to perform an assessment of a collection of the scale of The Glen.

One challenge in establishing the significance of the collection is that Mr Pinch did not keep written records about the objects. He did write the name and address of donors on some items but it is extremely difficult to trace the provenance of the vast majority of the collection. This makes the task of assessing significance much harder and, it must be recognised, reduces the significance and heritage value of the overall collection.

The Cultural Development Officer has contacted Museums and Galleries NSW and Rebecca Pinchin, the Powerhouse Museum's Regional Services Coordinator to ascertain what assistance is available.

Museums and Galleries advise that they provide funding to support regional Museums Advisors. The scheme provides \$6,000 a year for three years to support an Advisor working for 20 days a year within the region. Such funding is provided on the expectation that Council would match that with a further \$6,000 (which can be paid at the end of the year) and that the Advisor work with all collections in the region, over several years. The Museums Advisor could concentrate on The Glen for the first year, providing advice on funding sources and preparing significance assessments. The Museums Advisor could also assist in the task of identifying key items, and preparing items for sale or deaccessioning. Once the first year was complete, the advisor could work with Eskbank House, the Small Arms Factory and State Mine, and private collections (Glen Davis, etc).

The Powerhouse Museum's Professional Advice and Project Support Assistance is available in 2011, and some assistance can be provided in 2010 regarding assessment of the collection, urgent building works and conservation. The Agricultural Machinery Project is currently documenting items in regional collections. The committee of The Glen are eligible to access this scheme.

It is possible that implementing a program of sales of some of the items (for instance, a proportion of the bottles, which are highly collectible) would raise funds to support the maintenance of the rest of the collection and deal with the most urgent building works and conservation issues. Deaccessioning by giving selected items to museums would also enable it to be reduced to a more manageable size. Both sales and deaccessioning require professional advice and support, to ensure the best quality and provenanced items in the collection are retained and that Charlie Pinch's legacy remains intact. The Powerhouse Museum and a Museums Advisor would provide excellent support in this endeavour.

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

Council could apply for a grant of \$6,000 a year for three years. Council or other sources would need to match this grant dollar for dollar.

LEGAL IMPLICATIONS

Nil.

ATTACHMENTS

1. Museums Advisors' Program Information - Dataworks document 606248

RECOMMENDATION

THAT:

1. Council applies to the Museums and Galleries NSW, Museums Advisors' Scheme for a grant of \$6,000 a year for three years and undertakes to supply \$6,000 a year from 2011 to 2014, to assist museums in the Lithgow Local Government Area, including The Glen.
2. Council identify a co-contribution \$6,000 as part of a budget review in this financial year.
3. Council's Cultural Development Officer provides assistance to the committee of The Glen to help them access the Powerhouse Museum's Professional Advice and Project Support Programme.

ITEM:13 COMM - 12/07/10 - FINANCIAL ASSISTANCE REQUEST

REPORT BY: MANAGER COMMUNITY AND CULTURE – MATTHEW JOHNSON

REFERENCE

Min - 10-244 Ordinary meeting of Council 21 June 2010

SUMMARY

Council resolved at the Ordinary Meeting of Council held 21 June 2010 to allocate \$50,812.57 to a number of community organisations which had applied in the first round of 2010/11 Non-Recurrent Financial Assistance. This leaves a further \$45,187.43 for distribution in October 2010 when the second round of Non-Recurrent Financial Assistance applications is determined by Council.

This report details a request from Blue Mountains Lithgow and Oberon Tourism Ltd for Council sponsorship of the Blue Mountains, Lithgow and Oberon Tourism Awards of Excellence 2010.

COMMENTARY

Blue Mountains Tourism Ltd is the official Regional Tourism Organisation covering the areas of Blue Mountains, Lithgow and Oberon with 330 members. The Regional Tourism Awards were re-activated in 2008 and in 2009 there were 15 category winners which were in turn entered in the NSW Tourism Awards. Six of the Blue Mountains region category winners won in their State category and one Blue Mountains finalist won the 2009 Qantas Australian Tourism Award. This provided a great deal of exposure and promotion of the region.

The Blue Mountains Tourism Awards follow the NSW Tourism Awards criteria and best practice.

Sponsorship of the awards is a way of supporting business excellence in the region and in assisting to promote quality products and tourism experiences.

The Lithgow City Council has submitted three nominations to the Regional Tourism Awards this year. They are in the following categories:

The Rod Murdoch Memorial Award for Visitor Information and Services – Lithgow Visitor Information Centre

New Tourism Development – World Heritage Wonder Pass

Eskbank House in the Heritage and Cultural Tourism Section.

The Regional Tourism Awards will be announced on 6 August 2010 at the Fairmont Resort.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

Council has allocated \$96,000 in Non-Recurrent Financial Assistance for distribution throughout the 2010/11 Financial Year of which \$50,812.57 was approved in June 2010 for allocation in July 2010 and \$45,187.43 for distribution in October 2010.

The provision of \$1,000 Financial Assistance to Blue Mountains Lithgow and Oberon Tourism Ltd will reduce the amount available for distribution in October 2010 to \$44,187.43.

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

1. Letter from Blue Mountains Lithgow and Oberon Tourism Ltd Dataworks 608921.

RECOMMENDATION

THAT Council allocate \$1,000 to Blue Mountains Lithgow and Oberon Tourism Ltd towards sponsorship of the Blue Mountains, Lithgow and Oberon Tourism Awards of Excellence 2010.

ITEM:14 COMM - 12/07/10 - YOUTH COUNCIL UPDATE AND NOMINATIONS

REPORT BY: COMMUNITY DEVELOPMENT OFFICER – JASON HOPKINS

REFERENCE

Min – 18-09 Ordinary meeting of Council 27 January 2009
Min – 09-273 Ordinary meeting of Council 22 June 2009

SUMMARY

Council resolved at the Ordinary meeting of Council 27 January 2009 to reform the Lithgow Youth Council. It was further resolved at the Ordinary meeting of Council on the 22nd June 2009 to accept the draft Terms of Reference and for two Councillors to be appointed to the Youth Council.

This report updates Council on the current status the Youth Council, including details of nominations received.

COMMENTARY

During 2009 a number of attempts were made to encourage local youth to participate in the forming of a youth council. These attempts included:

- Press release in late 2009 calling for expressions of interest
- Council Column
- Meeting with local kids at Youth Worx
- Meeting with Manager of Lithgow Community Projects (Youth Worx)
- Raising it as a item at Lithgow Community Interagency
- Meeting with local kids at Lithgow Skate Park to discuss both youth council and skate park committee

Attempts were also made to approach schools however due to exams and other end of year preparations, it proved difficult to engage the schools at this time. The same difficulty applied at the start of the 2010 school year.

Following the publication of the press release, Council received only one written reply. A total of 5 names were put forward by local community members however, of these, only one was contactable.

On the 25th March 2010 a list of 10 possible candidates was provided to Council by Councillor Graham Danaher.

Letters, with follow up phone calls, were sent to these young people as well as to a number of local schools requesting that they submit an expression of interest.

Following is a list of the young people who have expressed interest in being part of the Youth Council.

1. Shannon Matchett - Yr 12 student, La Salle Academy
2. Grady Danaher – Job Search Support Coordinator, Mission Australia Lithgow
3. Gemma King – School Captain, Lithgow High School
4. Daniel Whiteman
5. Hannah Gausden
6. Aleasha Banks
7. Chelsea Day

Despite follow up phone calls, some schools are yet to provide information on any potential students.

It is recommended that Council accept the nominations already received, that Youth Council meetings commence and that future nominations from schools be sought and reported to Council at a later date.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

- 1..Email from Gemma King (Dataworks number 602168)
2. Email from Daniel Whiteman (Dataworks number 608435)
3. Email from Grady Danaher (Dataworks number 608436)
- 4.Email from Hannah Gausden (Dataworks number 603755)
5. Letter from Shannon Matchett (Dataworks number 541988)
6. Email from Chelsea Day (Dataworks number 608434)

RECOMMENDATION

THAT

1. The following nominations be accepted for the Lithgow City Council Youth Council:
 - Gemma King
 - Daniel Whiteman
 - Grady Danaher
 - Hannah Gausden
 - Shannon Matchett
 - Chelsea Day
 - Aleasha Banks

2. Further nominations from schools be sought and reported to Council as they are received.

INTERNAL SERVICE REPORTS

ITEM:15 INTS - 12/07/10 - PROPERTY 22 MAIN STREET LITHGOW

REPORT BY: SALLY HALL - FINANCE OFFICER

REFERENCE

NIL

SUMMARY

This report is seeking authority to affix the seal of Council to a lease agreement for the leasing of the premises for the purposes of Osteopath and Chiropractor rooms.

COMMENTARY

The lease includes:

- Professional rooms for Massage and Natural Therapy Services and associated activities
- Term of Lease, three (3) years from 26/03/2010 – 25/03/2013. A further three (3) year option to renew until 25/03/2016. The Lessor grants a rent free period of 2 weeks 12th March 2010 for purpose of set up and redecoration as agreed.
- Special Conditions sort by Lessee at Lessee expense:
 - Repaint internal walls and ceilings as required
 - Install new signage as required to shop front window
 - Remove and replace existing carpet from property if required
 - Supply and install reverse cycle air condition system to the premises. The provision of this approval is the condenser unit must be located at the rear of the premises and there can be no alterations to the shop front.

POLICY IMPLICATIONS

The Lessee is responsible to insure the premises for public liability in the sum of \$10,000,000.00. A copy of Certificate of Currency is required to be forwarded to Council noting Council interest on relevant policy.

FINANCIAL IMPLICATIONS

- Annual rent for the above premises will be \$9,284.60 per annum paid monthly to Lessor's agent.
- All outgoings (i.e. Electricity/gas, water and sewerage usage charges) are costs of the Lessee.
- Legal costs estimated at \$625.00, Registration fees and filing fees as may be incurred during the execution of the Lease Document are also cost to the Lessee.

LEGAL IMPLICATIONS

Real Property Act 1900
Relevant Lease Act

ATTACHMENTS

Nil

RECOMMENDATION

THAT Council authorise the affixing of the Council seal to the lease agreement for 22 Main Street, Lithgow.

ITEM:16 INTS - 12/07/10 - PROPERTY 164 MORT STREET LITHGOW

REPORT FROM: SALLY HALL - FINANCE OFFICER

REFERENCE

NIL

SUMMARY

This report is seeking authority to affix the seal of Council to a lease agreement for the leasing of 164 Mort Street Lithgow.

COMMENTARY

The lease includes:

- Commercial Lease of rooms for Café operations.
- Term of Lease, four (4) years from 1/07/10 – 30/06/2014. A further four (4) year option to renew until 30/06/2018. The Lessor grants a rent free period of 4 weeks 1st July 2010 for purpose of fit out of café and redecoration as agreed.
- Special Conditions sort by Lessee at Lessee expense:
 - Construction and fit-out of premises for Cafe
 - Install new signage as required to shop front window, following processes required by Council
- Conditions of premise agreed at Lessor's expense
 - Upgrade Electricity board
 - Repair leaking shop awning
 - Replace rotten timber fascia board

POLICY IMPLICATIONS

The Lessee is responsible to insure the premises for public liability in the sum of \$10,000,000. A copy of Certificate of Currency is required to be forwarded to Council noting Lessor's interest on relevant policy.

FINANCIAL IMPLICATIONS

- Annual rent for the above premises will be \$7,800.00 per annum paid monthly to Lessor's agent.
- All outgoings (i.e. Electricity/gas, water and sewerage usage charges) are costs of the Lessee.
- Legal costs estimated at \$625.00, Registration fees and filing fees as may be incurred during the execution of the Lease Document are also cost to the Lessee.

LEGAL IMPLICATIONS

Real Property Act 1900
Relevant Lease Act

RECOMMENDATION

THAT Council authorise the affixing of the Council seal to the lease agreement for the leasing of 164 Mort Street, Lithgow.

COMMITTEE MEETINGS

**ITEM:17 OPER - 12/07/10 - SPORTS ADVISORY COMMITTEE MEETING
MINUTES 28 JUNE 2010**

REPORT BY: PROJECT CO-ORDINATOR – LEANNE KEARNEY

SUMMARY

Details of the Minutes of the Sports Advisory Committee Meeting held on Monday, 28 June 2010 for Council to note.

COMMENTARY

At the Sports Advisory Committee Meeting held on Monday, 28 June 2010, there were ten (10) items discussed by the Committee, with all items being actioned under the Committee's delegated authority, and requiring Council to note the items.

POLICY IMPLICATIONS

Nil.

FINANCIAL IMPLICATIONS

Nil.

LEGAL IMPLICATIONS

Nil.

ATTACHMENTS

1. Minutes of the Sports Advisory Committee Meeting held on Monday, 28 June 2010.

RECOMMENDATION

THAT Council note the minutes of the Sports Advisory Committee meeting held on Monday, 28 June 2010.

**ITEM:18 OPER - 12/07/10 - INDOOR AQUATIC CENTRE ADVISORY
 COMMITTEE MINUTES 17 JUNE 2010**

REPORT BY: OPERATIONS MANAGER - IAIN STEWART

SUMMARY

Details of the Minutes of the Indoor Aquatic Centre Committee Meeting held on Thursday, 17 June 2010, for Council to note.

COMMENTARY

At the Indoor Aquatic Centre Advisory Committee Meeting held on Thursday, 17 June 2010, there were 3 items discussed by the Committee, which requires Council to note the items.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

LEGAL IMPLICATIONS

Nil

ATTACHMENTS

1. Minutes of the Indoor Aquatic Centre Advisory Committee Meeting held on Thursday, 17 June 2010.

RECOMMENDATION

THAT Council note the minutes of the Indoor Aquatic Centre Advisory Committee meeting held on Thursday 17 June 2010.

ITEM:19 COMM - 12/07/10 - TOURISM ADVISORY COMMITTEE MINUTES

REPORT FROM: ACTING TOURISM MANAGER - KELLIE BARROW

REFERENCE

Min No 09-234 - Ordinary Meeting of Council 1 June 2009
Min No 09-338 - Ordinary Meeting of Council 3 August 2009
Min No 09-381 - Ordinary Meeting of Council 14 September 2009
Min No 09-338 - Ordinary Meeting of Council 14 September 2009
Min No 09-463 - Ordinary Meeting of Council 2 November 2009
Min No 09-464 - Ordinary Meeting of Council 2 November 2009
Min No 09-515 - Ordinary Meeting of Council 23 November 2009
Min No 10-21 - Ordinary Meeting of Council 18 January 2010-06-30
Min No 10-74 - Ordinary Meeting of Council 1 March 2010
Min No 10-210 - Ordinary Meeting of Council 24 May 2010

SUMMARY

This report details the Minutes of the Tourism Advisory Committee Meeting held on 8 June 2010.

COMMENTARY

At the Tourism Advisory Committee held on 8 June 2010, there were nine (9) items discussed by the Committee.

1. Present and Apologies.
2. Confirmation of Minutes from the previous meeting.
3. Business arising from previous minutes.
4. Report on major events June 2009-April 2010.
5. Business Network Support.
6. Lithgow Cultural/Creative Industry Cluster.
7. Update on Lithgow Visitors Guide.
8. Tourism Manager's Report.
9. General Business.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

LEGAL IMPLICATIONS

Nil

ATTACHMENTS

1. Minutes from the Tourism Advisory Committee held on 8 June 2010.

RECOMMENDATION

THAT Council notes the minutes of the Tourism Advisory Committee held on 8 June 2010.

CLOSED REPORTS

**ITEM:20 REG - 12/07/10 - CONFIDENTIAL REPORT - OFFER TO INSTALL
 ADDITIONAL SYSTEMS AT LITHGOW AND WALLERAWANG
 SEWERAGE TREATMENT PLANTS**

REPORT BY: GROUP MANAGER REGIONAL SERVICES - ANDREW MUIR

Reason for Confidentiality

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

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

SUMMARY

To advise Council of an offer for the installation of additional systems and equipment at both Lithgow and Wallerawang sewerage treatment plants by a third party and have a possible variation of contract at Lithgow Sewerage Treatment Plant.

BUSINESS OF GREAT URGENCY

In accordance with Clause 241 of the Local Government (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 of:

- 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.*