



A CENTRE OF REGIONAL EXCELLENCE

AGENDA

ORDINARY MEETING OF COUNCIL

TO BE HELD AT

THE ADMINISTRATION CENTRE, LITHGOW

ON

20 APRIL 2015

AT 7.00pm

AGENDA

ACKNOWLEDGEMENT OF COUNTRY

APOLOGIES

PRESENT

CONFIRMATION OF THE MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 23 MARCH 2015

DECLARATION OF INTEREST

PUBLIC FORUM

PRESENTATIONS - NIL

MAYORAL MINUTES - NIL

CORRESPONDENCE AND REPORTS

General Managers Reports
Environment and Development Reports
Operation Reports
Corporate and Community Reports

COUNCIL COMMITTEE MINUTES

Union Theatre Management Committee Minutes - 12 March 2015
Lithgow CBD Revitalisation Action Plan Steering Committee – 19 March 2015
Youth Council Minutes - 20 March 2015
Aquatic Centre Committee Meeting Minutes - 30 March 2015
Sports Advisory Committee Meeting Minutes - 31 March 2015
Sports Advisory Committee Meeting Minutes - 27 January 2015
Community Development Committee Minutes - 31 March 2015

DELEGATES REPORTS - NIL

NOTICES OF MOTION - NIL

QUESTIONS WITH NOTICE - NIL

NOTICE OF RECISSIONS - NIL

BUSINESS OF GREAT URGENCY

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

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GENERAL MANAGERS REPORTS

ITEM-1 GM - 20/04/15 - NATIONAL STRONGER REGIONS FUND APPLICATION

REPORT BY: R BAILEY - GENERAL MANAGER

SUMMARY

Applications under Round Two of the Australian Government's \$1 billion National Stronger Regions fund are to open shortly.

In the last funding round councils and incorporated not-for-profit organisations were eligible to apply for grants of between \$20,000 and \$10 million.

Applications for Round One closed Friday 28 November 2014 and the successful applications are expected to be announced during May 2015. Round Two applications will open on 1 May 2015 and close on 31 July 2015 and are expected to be under the same criteria as Round One.

COMMENTARY

The National Stronger Regions Fund is a Federal Government initiative to boost social and economic development in Australia's regions by funding priority infrastructure projects in local communities. The *National Strong Regions Fund* (NSRF) will provide \$1 billion in funding over five years commencing from 2015/16.

The Government's focus by introducing this funding opportunity is on strengthening economies in regions by improving productivity, economic opportunity, employment and workforce skills.

The objective of the NSRF is to fund projects for capital projects that involve construction of new infrastructure, or the upgrade, extension or enhancement of existing infrastructure. The projects should support economic growth beyond the period of construction.

It is expected that councils will be eligible to apply for grants between \$20,000 and \$10 million. Funding must be **matched**, in cash, on at least a dollar for dollar basis and the funded part of the project must be completed on or before Tuesday 31 December 2019. In addition to this:

- Funding will be provided for capital projects which involve construction of new infrastructure, or the upgrade, extension or enhancement of existing infrastructure.
- The project must deliver an economic benefit to the region beyond the period of construction.
- Projects should support disadvantaged regions or areas of disadvantage within a region.

The desired outcomes of the funding scheme are:

- Improved level of economic activity in regions
- Increased productivity in the regions
- Increased employment and more skilled workforce in the regions
- Increased capacity and improved capability of regions to deliver major projects, and to secure and manage investment funding
- Improved partnerships between Local, State and Territory governments, the private sector and community groups
- More stable and viable communities, where people choose to live.

Projects seeking funding will be considered in consultation with the Australian Government's National Infrastructure Committee.

In Round One of the funding the following resolution was made:

14-413 RESOLVED

THAT Council:

1. Endorse the National Stronger Regions Fund application for the CBD Revitalisation project.
2. Provide support for the funding application by Three Tree Lodge

The funding for Round One has not yet been announced. During that round councillors were invited to submit suggestions for applications with the following being received;

- CBD Revitalisation
- Union Theatre

On that occasion Council submitted an application for funding for the CBD Revitalisation to go towards the upgrade and improvements to the CBD. Here it was considered that Main St is the primary focus for business, transport, governance and community activity within the Lithgow CBD. In addition to being a hub for employment, service delivery and retail spend, Main St also contributes strongly to Lithgow's sense of place, liveability and visitor experience.

It was believed that an application for the Union Theatre would not have adequately met the criteria.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

This program will provide funding of \$1 billion over 5 years, commencing in 2015-16, to fund priority infrastructure in regional communities.

- Grants must be between \$20,000 and \$10 million.
- Local government and incorporated not-for-profit organisations are eligible to apply.
- Grant funding must be matched in cash on at least a dollar for dollar basis.

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

1. Guidance material is available for:

- Round One Programme Guidelines –
http://investment.infrastructure.gov.au/publications/administration/pdf/NSRF_Guidelines_FINAL_OCT_2014.pdf
- Round One Frequently Asked Questions –
http://investment.infrastructure.gov.au/publications/administration/pdf/NSRF_FAQ_11_November_2014.pdf

RECOMMENDATION

THAT Council:

1. Note that Round Two of the National Stronger Regions Fund will open on 1 May 2015
2. Select a preferred application at a future meeting of Council

**ITEM-2 GM - 20/04/15 – COUNCIL COMMITTEES - COUNCILLOR
MCGINNES' FAILURE TO ATTEND COMMITTEE MEETINGS**

REPORT BY: R BAILEY – GENERAL MANAGER

SUMMARY

To assist with managing its work, Council maintains a number of Committees. Councillor Joe McGinnes is a member of several committees however has not attended the required number of meetings to remain an active member of those committees. Under the terms of reference for these committees Clr McGinnes' term on these committees has effectively ceased.

COMMENTARY

Larger organisations, including Councils, often establish committees to deal with more complex or specialised issues and to use councillors' time more efficiently. Unless delegated authority is provided these committees then typically make recommendations for action to the Council.

Councils typically establish committees to:

- Inquire into matters and report to, and if required, make recommendations to the council on matters within the council's responsibilities;
- Carry out a specific project or task on behalf of the council;
- Manage or administer property, facilities or activities, on behalf of the council;
- Oversee works on behalf of the council; and
- Exercise, perform or discharge delegated powers, functions or duties. These committees are sometimes referred to as 'regulatory committees' and may have delegated authority, which means the council has delegated to the committee the authority to act on behalf of the council in specific circumstances.

By utilising committees Council can better manage its work. It is also appropriate for this workload to be shared amongst all councillors.

Lithgow Council maintains a number of Council Committees to assist it with managing its work. Councillor Joe McGinnes is a member of several committees. Clr McGinnes, however, has not attended the required number of meetings for each of these committees. As Clr McGinnes has not complied with the Terms of Reference for these committees his term on these committees has effectively ceased.

Clr McGinnes has been a member of the following committees:

- Community Development Committee
- Disability Access Committee
- Union Theatre Committee

He has also been a member of the Golf Course Working Party Committee.

Clr McGinnes is not appointed to and does not participate in any other committees of Council.

The Terms of Reference for the Community Development Committee provide for the following:

Appointment

All members of the Committee will be appointed by a resolution of the Council.

A member ceases to be a member of a Committee if the member (other than the Mayor)

- (a) Has been absent from 3 consecutive meetings of the committee without having given reasons acceptable to the committee for the members absences; or
- (b) Has been absent from at least half of the meetings of the Committee held during the immediately preceding year without having given to the Committee acceptable reasons for the member's absence.

The following meetings of the Community Development Committee have been held and Clr McGinnes' record of attendance, has been:

Meeting Date	Attendance
4 February 2014	Present
1 April 2014	Present
3 June 2014	Present
5 August 2014	Not present – No apology
14 November 2014	Not present – No apology
2 December 2014	Not present – No apology
22 December 2014	Not present – No apology
3 February 2015	Not present – Apology provided

The following meetings of the Disability Access Committee have been held and Clr McGinnes' record of attendance has been:

Meeting Date	Attendance
18 March 2014	Not present – no apology. Meeting not held due to a lack of a quorum
6 May 2014	Not present – no apology. Meeting not held due to a lack of a quorum
2 July 2014	Present
3 September 2014	Not present – no apology
5 November 2014	Not present – Apology provided
2 April 2015	Not present – Apology provided

The following meetings of the Union Theatre Committee have been held and Clr McGinnes' record of attendance is:

Meeting Date	Attendance
9 May 2014	Not present – No apology
21 August 2014	Not present – No apology
12 March 2015	Apology

As was also reported previously Clr McGinnes attended only one of the three Golf Course Working Party meetings and did not provide apologies for his non-attendance at the two meetings missed.

POLICY IMPLICATIONS

As outlined above.

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

Under its general powers as a body politic (s.220 of the Act), a council may (by resolution) change the composition of its committees whenever it chooses. This can be done by removing a councillor from a committee and appointing another councillor as a member, or by changing the total number of councillors on the committee. Changes in committee composition can come directly from the council or be recommended by the committee to the council.

Further to this Councillor McGinnes has failed to meet the requirements under the Terms of Reference for each of the committees. The Terms of Reference then provide that the Committee member's appointment ceases.

ATTACHMENTS

Terms of Reference for:

- Community Development Committee
- Disability Access Committee
- Union Theatre Committee

RECOMMENDATION

THAT Council:

1. Note that Clr McGinnes has not attended the required number of meetings of the Community Development Committee or provided apologies to the Committee
2. Note that Clr McGinnes has not attended the required number of meetings of the Disability Access Committee or provided apologies to the Committee
3. Note that Clr McGinnes has not attended the required number of meetings of the Union Theatre Committee or provided apologies to the Committee

4. Confirm that Clr McGinnes is now no longer a member of the Community Development Committee, Disability Access Committee and Union Theatre Committee
5. Appoint a Councillor representative to each of the following committees:
 - Community Development Committee;
 - Disability Access Committee; and
 - Union Theatre Committee.

ENVIRONMENT AND DEVELOPMENT REPORTS

ITEM-3 ENVIRO - 20/04/15 - DA24814 PROPOSED SUBDIVISION 1 LOT INTO 12, TWEED ROAD LITHGOW NSW 2790

REPORT BY: A MUIR – GROUP MANAGER ENVIRONMENT AND DEVELOPMENT

REFERENCE

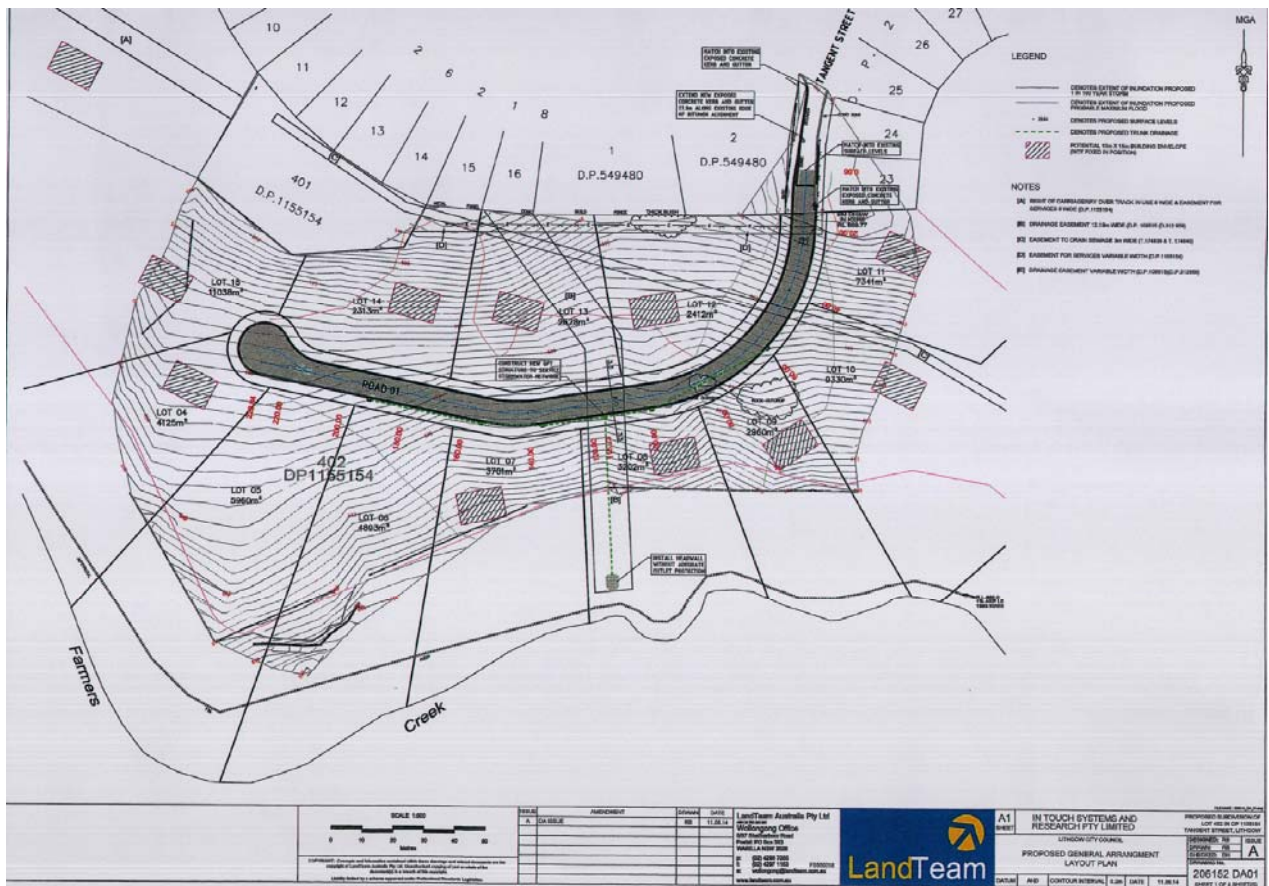
Min No 14-489: Ordinary Meeting of Council held on 15 December 2014

SUMMARY

To assess and recommend determination of DA248/14, with the recommendation being for refusal.

COMMENTARY

Council is in receipt of a Development Application DA248/14 for a 1 lot into 12 lot subdivision on land known as Lot 402 DP 1155154, Tweed Road Lithgow NSW 2790 as shown below:



The proposal is for 12 residential allotments with access from a new road extension to Tangent Street, Lithgow with the following lot sizes:

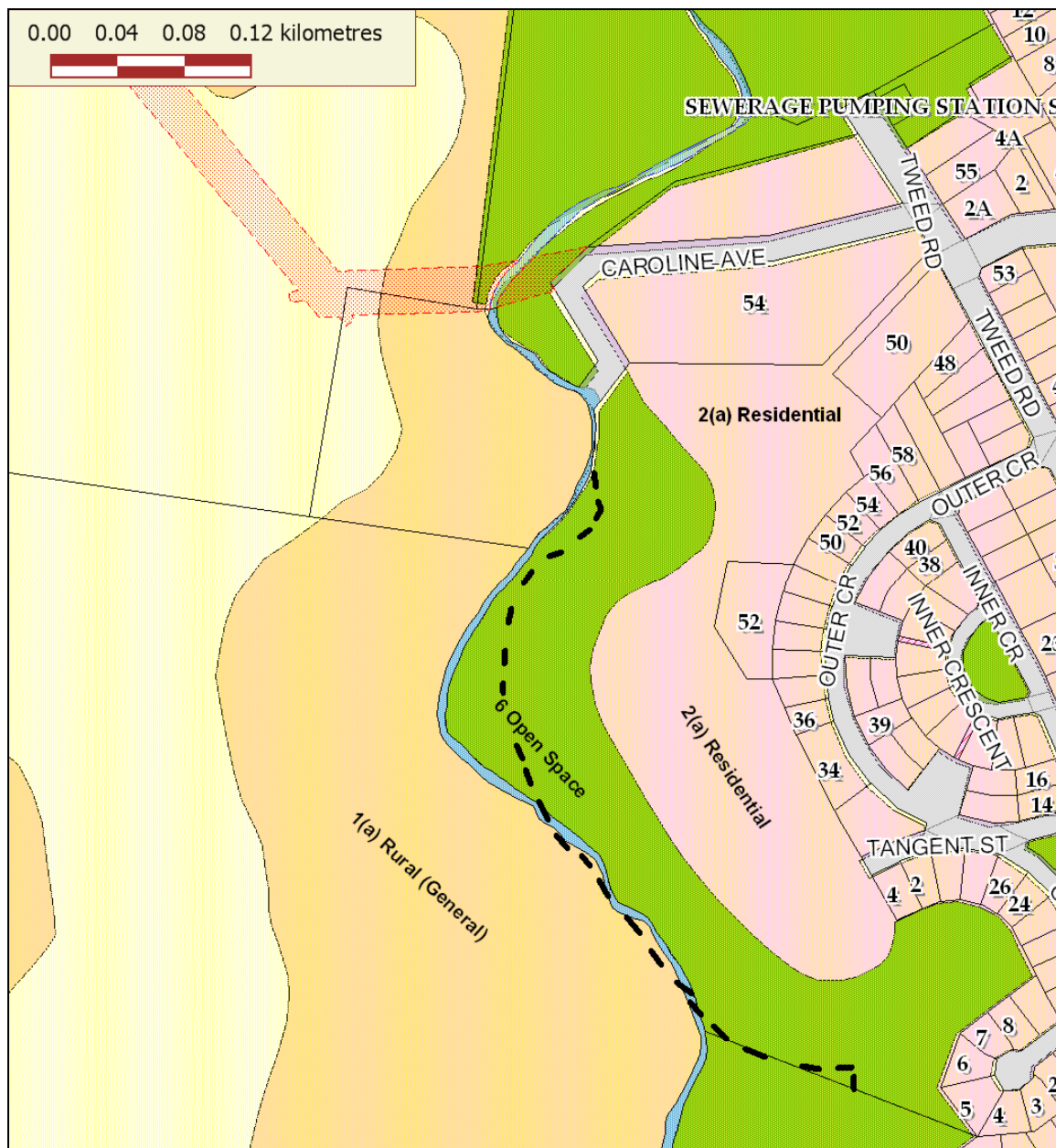
Lot 4 - 4125 m²
Lot 5 - 5960 m²
Lot 6 - 4893 m²
Lot 7 - 3701 m²
Lot 8 - 3202 m²
Lot 9 - 2960 m²

Lot 10 - 9330 m²
Lot 11 - 7341 m²
Lot 12 - 2412 m²
Lot 13 - 2628 m²
Lot 14 - 2313 m²
Lot 15 - 11038 m²

PERMISSIBILITY: The application was lodged prior to the adoption of Lithgow Local Environmental Plan 2014 (LEP2014) and therefore the application is to be assessed under Lithgow City Local Environmental Plan 1994 (LEP1994) and having regard to Draft Lithgow Local Environmental Plan 2013 (dLEP2013) in accordance with the *Environmental Planning & Assessment Act 1979* (EP&A Act 1979).

The development being a subdivision is permissible under LEP1994 zone 2(a), subject to development consent. The land is also zoned 6 Open Space, however Clause 31- Minor Variation to Zoning Boundaries is being relied upon to allow for the subdivision permissibility within this zone.

Below is the LEP1994 zoning map for Lot 402 DP1155154:



Council has requested the applicant on a number of occasions to submit the following additional information to allow proper assessment of the application:

1. *Provide an indicative sewerage design showing:*
 - Longitudinal sections along the centreline of all sewer mains at scales of 1:500 horizontal and 1:100 vertical. The following details should be included on longitudinal sections for each main:*
 - (i) *Invert, natural surface, and proposed ground surface levels;*
 - (ii) *Depth from invert to proposed ground surface level;*
 - (iii) *Chainage along pipe;*
 - (iv) *Pipe gradient, class, diameter, and material;*
 - (v) *Sewer main and manhole numbers;*
 - (vi) *Grades should be shown as percentage figures to two decimal places (e.g. 1.25%).*

2. *Stormwater drainage Line B design information. This includes the longitudinal grade of the pipeline and the design velocity of the stormwater drainage. Council guidelines state that pipes must have a minimum grade of 1% to permit self-cleansing and that flow rates must be a minimum of 0.6m/s and a maximum of 6m/s to prevent cavitation and scouring.*
3. *Similarly, it is also stated that concrete bulkheads must be constructed for all drainage lines exceeding a grade of 16% at intervals not exceeding 15m in accordance with Council's standard drawing EN 1025. If there are any lines exceeding this maximum grade, this design feature must be noted.*

The application was lodged on 28 October 2014 and over the past 6 months Council has written to the applicant (letters dated 17/11/14 and 20/2/15) seeking to address these issues and these matters are yet to be satisfied.

As the requested information has not been provided, the applicant has not been able to demonstrate that the development would not have adverse environmental impacts on both the natural and built environments, social and economic impacts in the locality, or that the site is suitable for the development as required by the EP&A Act 1979. Complete assessments under LEP1994, dLEP2013 and the South Bowenfels Development Control Plan were unable to be completed and it is recommended that the development be refused.

OTHER MATTERS

The proposal was sent to Water NSW, Council's Engineers, Council's Water & Sewer Officer and NSW Office of Water for comment with NSW Office of Water and Water NSW providing no objection subject to conditions of consent. A full assessment could not be undertaken by Council's Engineers or Council's Water & Sewer Officer given additional details were not provided, in particular for sewer and stormwater to be assessed. The proposal was also sent to adjoining landowners, placed on public display in Councils Administration Building and advertised for a period of 30 days with seven (7) submissions received. These submissions are discussed in the 79C assessment report in Attachment 1.

POLICY IMPLICATIONS

Council's Policy 14.1 Refusal of Development Applications applies to this determination, with the following clause of the policy that applies:

3.1 Situations where Development Application cannot be Recommended

Should refusal of a development application be proposed or otherwise necessary the following circumstances and determination pathway shall apply:

4. *Where the applicant has been requested in writing on at least 2 occasions to provide additional information to allow the application to be assessed and has failed to provide such information.*

Application may be determined by – Group Manager- Environment & Development, Development Manager

However, this application has been called in pursuant to Policy 7.7 "Calling in of Applications by Councillors" Item 3 that states:

Should written notice, signed by a minimum of one (1) Councillor, be received by the General Manager prior to determination of a development application or development application/construction certificate, the application shall not be determined under delegated authority but shall be:

- *Reported to the next Ordinary Meeting for the information of Council that the development application or development application/construction certificate has been “called in”; and*
- *Reported to an Ordinary Meeting of Council for determination.*

This application was reported under the first dot point on 15 December 2014 with the following resolved:

MIN NO 14-489

THAT:

1. *The calling in of Development Application No 248/14 be noted.*
2. *An onsite meeting be held.*

It is considered that given Policy 7.7 and the above resolution, the application is required to be determined at an Ordinary Meeting of Council and not determined as stated in Policy 14.1 by the Group Manager Environment & Development or the Development Manager.

It is noted that an onsite meeting has NOT been held as the final documentation to allow assessment of the application was not provided.

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

The application must be assessed in accordance with the heads of consideration of Section 79C of the *Environmental Planning & Assessment Act 1979*. A full assessment is reported in the attached Section 79C assessment report.

ATTACHMENTS

1. Complete 79C Assessment report under separate cover.

RECOMMENDATION

THAT:

1. The Development Application DA248/14 be REFUSED.
2. A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

ITEM-4 ENVIRO - 20/04/15 - WALLERAWANG POULTRY FARM UPDATE

REPORT BY: A MUIR- GROUP MANAGER ENVIRONMENT & DEVELOPMENT

REFERENCE

Min No 14-483: Ordinary Meeting of Council held on 15 December 2014
 Min No 15-07: Ordinary Meeting of Council held on 9 February 2015
 Min No 15-41: Ordinary Meeting of Council held on 2 March 2015
 Min No 15-55: Ordinary Meeting of Council held on 23 March 2015

SUMMARY

This report details complaints and current actions undertaken by Council relating to the Wallerawang Poultry Farm as resolved on 15 December 2014 below:

THAT Council officer's provide a report at the next Council meeting and every meeting thereafter in respect of complaints received by Council and actions taken by Council in relation to the Wallerawang Chicken Farm operations.

COMMENTARY

The following table details all complaints received for the Wallerawang Poultry Farm over the period 10 March 2015 to 7 April 2015:

Complaint Received		Problem Location			Complaint
Date	Time	Date	Time	Location of Detected Smell	
19 March 2015	10:27am	18 March 2015	5:00pm to 10:00pm	<u>South-East</u> of poultry farm	Putrid, feathery, manure smell. Had to move away/inside to find breathable air. The farm may be increasing numbers or requires another clean out.
20 March 2015	9:46am	20 March 2015	9:45am	<u>South-West</u> of poultry farm	Bad smell lingering under a haze.

Over this time the following actions have been undertaken:

- Regular odour surveys (detailed below) undertaken by Certified Officer. Refer to attachments 1 and 2 for the associated Site Map and Odour Intensity Scale
- The farm proprietor has been contacted seeking information on what operational issues were occurring on the days the complaints were received.

Location on Site Map	Date	Time	Odour Intensity Detected (Refer to Attachment 2)		Comments/Odour Characterised
			Maximum Level	Minimum Level	
1	Wednesday 11 March 2015	7:54am to 7:59am	0	0	No comment.
2		7:48am to 7:53am	0	0	No comment.
3		8:02am to 8:07am	0	0	No comment.
4		8:08am to 8:13am	0	0	No comment.

5		8:14am to 8:19am	0	0	No comment.
1	Monday 16 March 2015	2:20pm to 2:25pm	0	0	No comment.
2		2:26pm to 2:31pm	0	0	No comment.
3		2:32pm to 2:37pm	0	0	No comment.
4		2:38pm to 2:43pm	0	0	No comment.
5		2:44pm to 2:49pm	0	0	No comment.
1	Wednesday 18 March 2015	7:56am to 8:01am	0	0	No comment.
2		7:50am to 7:55am	0	0	No comment.
3		8:02am to 8:07am	1	0	A Level 1 Odour Intensity was detected for the majority of the 5 minute period; as such the reading was referred to the owner for an explanation. The owner has advised that normal operations were taking place on this day.
4		8:08am to 8:13am	0	0	No comment.
5		8:14am to 8:19am	0	0	No comment.
1	Tuesday 24 March 2015	5:10pm to 5:15pm	0	0	No comment.
2		5:16pm to 5:21pm	0	0	No comment.
3		5:22pm to 5:27pm	0	0	No comment.
4		5:28pm to 5:33pm	0	0	No comment.
5		5:34pm to 5:39pm	0	0	No comment.
1	Thursday 26 March 2015	8:23am to 8:28am	0	0	No comment.
2		8:17am to 8:22am	0	0	No comment.
3		8:00am to 8:05am	0	0	No comment.
4		8:06am to 8:11am	1	1	A level 1 odour Intensity was detected for the whole 5 minute period; as such the reading was referred to the owner for an explanation. The owner has advised that normal operations were taking place on this day.
5		8:11am to 8:16am	0	0	No comment.
1	Monday 30 March 2015	8:19am to 8:24am	0	0	No comment.
2		8:13am to 8:18am	1	0	A Level 1 Odour Intensity was detected 8 times during the 5 minute period. The owner has been contacted requesting information on what operations were being carried at this time.
3		7:55am to 8:00am	0	0	No comment.
4		8:01am to 8:06am	0	0	No comment.
5		8:06am to 8:11am	0	0	No comment.

1	Thursday 2 April 2015	4:39pm to 4:44pm	0	0	No comment.
2		4:33pm to 4:38pm	1	0	A Level 1 Odour Intensity was detected within the last 3 minutes of the 5 minute period. The owner has been contacted requesting information on what operations were being carried at this time.
3		4:15pm to 4:20pm	1	0	A Level 1 Odour Intensity was detected for the majority of the 5 minute period. The owner has been contacted requesting information on what operations were being carried at this time.
4		4:21pm to 4:26pm	0	0	No comment.
5		4:27pm to 4:32pm	0	0	No comment.
1	Tuesday 7 April 2015	8:01am to 8:06am	0	0	No comment.
2		8:07am to 8:12am	0	0	No comment.
3		8:13am to 8:18am	1	0	A Level 1 Odour Intensity was detected for the majority of the 5 minute period. The owner has been contacted requesting information on what operations were being carried at this time.
4		8:24am to 8:49am	0	0	No comment.
5		8:30am to 8:35am	0	0	No comment.

Proposed actions for next reporting period:

- Certified officer to continue regular odour checks at targeted times weekdays.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

To ensure that the development complies with the *Environmental Planning & Assessment Act 1979* in relation to compliance with conditions of consent.

ATTACHMENTS

1. Site Map of Chicken Farm and Odour Investigation Area
2. Odour Intensity Scale

RECOMMENDATION

THAT the information regarding complaints received and Council actions for the Wallerawang Poultry Farm for the period over the 10 March 2015 to 7 April 2015 be noted.

**ITEM-5 ENVIRO - 20/04/15 - CALLING IN OF DEVELOPMENT APPLICATION
DA22814 - PROPOSED SUBDIVISION - 5 LOTS INTO 25 - Lot 5 DP
136719 - EURELLA 602 UPPER NILE ROAD GLEN ALICE NSW 2849**

REPORT BY: A MUIR – GROUP MANAGER ENVIRONMENT AND DEVELOPMENT

SUMMARY

To inform Council of the ‘call in’ of a Development Application pursuant to Council policy.

COMMENTARY

A Development Application has been received for a subdivision - 5 lots into 25 lots on land known as Lot 5 DP 136719, ‘Eurella’ 602 Upper Nile Road, Glen Alice NSW 2849. This application is currently under assessment and the applicant has been requested to supply additional information in relation to a number of aspects for the assessment by Council. The application has been called in for determination by Councillor Inzitari.

DA249/14 for a proposed consolidation of 19 lots into 7 lots at Lot 16 DP 1126982, Glen Alice Road, Glen Davis NSW 2856 was also called in by Councillor Inzitari. It is to be noted that this application was approved through delegation by Council Officers on 17 March 2015 under Lithgow Local Environmental Plan 1994.

POLICY IMPLICATIONS

This application has been called in pursuant to Policy 7.7 “Calling in of Applications by Councillors” Item 3 that states:

Should written notice, signed by a minimum of one (1) Councillor, be received by the General Manager prior to determination of a development application or development application/construction certificate, the application shall not be determined under delegated authority but shall be:

- *Reported to the next Ordinary Meeting for the information of Council that the development application or development application/construction certificate has been “called in”; and*
- *Reported to an Ordinary Meeting of Council for determination.*

This application is reported pursuant to the first dot point.

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

No specific implications at this point of the process.

RECOMMENDATION

THAT the calling in of Development Application No 228/14 be noted.

**ITEM-6 ENVIRO - 20/04/15 - DA03315 PROPOSED TWO ILLUMINATED
 SIGNS - BRIDGE STREET LITHGOW NSW 2790**

REPORT BY: A MUIR – GROUP MANAGER ENVIRONMENT AND DEVELOPMENT

SUMMARY

To determine Development Application DA033/15 for two illuminated signs on land known as Lot 3 DP 1077295, University of Western Sydney, (Charles Hoskins Memorial Building) Bridge Street, Lithgow.

COMMENTARY

The proposal is for the installation of two illuminated display signs on the building facade fronting Mort Street and Bridge Street. The signs are proposed to be approximately 960mm in height and 960mm in width with flat panelling. They are proposed to be fixed directly onto the external brick wall to provide information about the activities at the University with short length text messages.

The proposal is not required to be referred to the Roads and Maritime Services (RMS) under the *State Environmental Planning Policy 64 Advertising and Signage*; however clarification was sought from the RMS and whose comments are found below. The development was not referred to adjoining neighbours or placed on public display as it is classed as being exempt under Council's Policy 7.5 – *Notification of Development Applications*.

ROADS AND MARITIME SERVICES (RMS)

The information submitted in support of the proposal has been reviewed by the Roads and Maritime Services who provide the following recommendations for Council's consideration:

1. The content of the sign is to be consistent with the *Department of Planning's Transport Corridor Outdoor Advertising and Signage Guidelines 2007*, Table 5 "RTA Road Safety Advisory Guidelines for Sign Content".
2. Signage is not to flash, move or be objectionably glaring or luminous and be in accordance with Table 4 of *Transport Corridor Outdoor Advertising and Signage Guidelines*.
3. Advertising signage is to be contained wholly within the subject land.

Council comment: it is to be noted in relation to condition 3 above, that the proposed signs would slightly shine onto Council's pedestrian footpath. This is satisfactory for the development.

POLICY IMPLICATIONS

Council's *Policy 7.6 – Development Applications on Council owned land* requires Development Applications on Council land to be referred to the elected Council for consideration and determination and that no aspect of the development is dealt with under delegated authority. Given Council's ownership of this land the proposal is reported to Council for determination.

Council's Policy 7.5 – Notification of Development Applications

Signs are classed as exempt development under the above Policy.

FINANCIAL IMPLICATIONS

The University of Western Sydney will bear the cost of the proposed development. No contributions are required as a result of this Development Application.

LEGAL IMPLICATIONS

The application must be assessed in accordance with the heads of consideration of Section 79C of the Environmental Planning & Assessment Act 1979. A full assessment is reported in the attached Section 79C assessment report.

ATTACHMENTS

1. Complete 79C Planning Report under separate cover.

RECOMMENDATION

THAT:

1. The Development Application DA033/15 be APPROVED subject to conditions on the consent.
2. A **DIVISION** be called in accordance with the provisions of Section 375(3) of the Local Government Act 1993

**ITEM-7 ENVIRO - 20/04/15 - DA18414 - 2 INTO 3 LOT SUBDIVISION AT
COOLAMI - GENOWLAN RD GLEN ALICE - AGRICULTURAL
CLASSIFICATION**

REPORT BY: A MUIR – GROUP MANAGER ENVIRONMENT AND DEVELOPMENT

REFERENCE

Min No 14-484: Ordinary Meeting of Council held on 15 December 2014

SUMMARY

To advise Council that the applicant has submitted additional information undertaken by two independent agronomists, for Council to review the prime crop and pasture land issue (being the prohibition for subdivision in the Rylstone LEP 1996).

The applicant has requested that Council considers an agronomist report and a soil classification report as being acceptable to change the agricultural land classification from Class 3 to Class 4 for the proposed subdivision development.

COMMENTARY

Council is in receipt of DA184/14 which seeks to subdivide two (2) lots into three (3) at 'Coolami', Genowlan Road, Glen Alice. The Development Application is seeking a variation to the agricultural classification contained within the Rylstone Local Environmental Plan 1996 (Rylstone LEP).

At its Meeting of 15 December 2014 the Council resolved:

“THAT the report on DA184/14 be deferred until the next meeting of Council so that all of the information can be provided in a full report including the information (SOE) from the applicant.”

All Councillors were sent a memorandum dated 4 February 2015 advising that the applicants had advised they wished to procure additional information and also that it was considered reasonable to allow the applicant additional time.

The applicant has submitted additional information undertaken by an independent agronomist for Council to review the prime crop and pasture land issue (being the prohibition for subdivision in the Rylstone LEP 1996). As determination of this issue was central to whether the application could otherwise proceed to determination, the application was accepted without **other** supporting information such as geotechnical or bushfire reports. The intention of doing so was to save the applicant the expense of these reports if the Council was of a mind to refuse the application on this basis alone.

Subdivision in the Rylstone LEP is limited by a provision that none of the land comprises 'prime crop and pasture land'. The land subject to this application does comprise such a category.

The site is subject to assessment under the Rylstone LEP which states:

13 Subdivision for the purposes of dwellings within Zone No 1(a)

- (1) *The Council may consent to the subdivision of land within Zone No 1(a) if the Council is satisfied that each of the allotments to be created by the subdivision is intended to be used for the purpose of a dwelling, but only if each allotment:*
- (a) *Has an area of not less than 40 hectares, and*
 - (b) *Is unlikely adversely to affect the existing and potential capability of the land and adjacent land to produce food or fibre or to be used for other agricultural purposes, and*
 - (c) *Does not comprise prime crop and pasture land.*

This report relates to the above Clause 13(1)(c) specifically in relation to the land not comprising prime crop or pasture land which is defined below:

Prime Crop or pasture land means land within an area identified, on a map dated May 1982, prepared by or on behalf of the Department Agriculture, and which is deposited in the office of the Council, as Class 1, Class 2 or Class 3, but does not include land which the Council has from time to time determined by resolution as not being prime crop or pasture land for the purposes of this plan (after consideration of the guidelines within the Rural Land Evaluation Manual prepared by the Department of Urban Affairs and Planning).

This property is mapped as 'Class 3' land and a small part 'Class 4' on the agricultural land classification map. Class 3 land is defined as Prime Crop or Pasture Land and cannot be subdivided unless a resolution from Council is in place.

The Rural Land Evaluation Manual describes Class 3 as being:

Class 3

Grazing land or land well suited to pasture improvements. It may be cultivated or cropped in rotation with pasture. The overall production level is moderate because of edaphic or environmental constraints. Erosion hazard, soil structural breakdown or other factors including climate may limit the capacity for cultivation and soil conservation or drainage works may be required.

The matter was referred to the Department of Primary Industries (Agriculture) last year for advice. The following comments were received in reply:

"Our advice to the Lithgow City Council and also the Mid Western Regional Council (in the past 7 years) when it also had to deal with such applications has been that the Department of Primary Industries sees no case for reviewing land currently mapped as prime agricultural land in the former Rylstone area. It would set a precedent and if it was to occur the Department would need to be satisfied that reclassification of small localised parts of the map would not contribute to significant risk of conflict with adjoining land

use. In this case we would consider it to be appropriate for this continue unless detailed and informed land assessments take place to be considered otherwise.”

Following the submission of the additional reports, these were referred to the Department on 18 February for additional assessment. No response has been received. It is considered that the Department will not change their view based on various telephone conversations with the Department over the past two months.

The agronomist and soil classification reports received in February conclude that the property is Class 4 under the agricultural classification rather than Class 3. This is due to the soil type being sandy loam and rock content that is consistent across the majority of the property. Investigations of the soil type were undertaken across 6 locations on the property with the results stated within the reports. The property also contains moderate to steep slopes. The appointed agronomist recommend that due to the slope of the land, the shallow top soil, shallow root depth and rock content, the property is not suited to any cultivation as currently defined under the Class 3 agricultural land definition. It was stated in one of the agronomist reports that if cultivation was implemented as part of farm management then erosion would become an issue.

Council officers inspected the site on 31 March 2015. In attendance were the Group Manager Environment and Development, the Team Leader Development Planning, a Development Assessment Planner and one of the land owners – Mr D Larsen. The inspection allowed the findings of the additional reports, mentioned above, to be confirmed. The land in question does not contain the characteristics of Class 3. The provision of these reports has been the main reason the recommendation to Council has varied since the previous report of 15 December 2014.

Section 79C of the Environmental Planning and Assessment Act requires the matter to be assessed under the current Rylstone LEP 1996 with consideration being given to the Draft Local Environmental Plan 2013 (Draft LEP) in its ‘exhibited’ form. The Draft LEP applies to this development and has to be assessed with any current application under the EP&A Act given it is an exhibited Draft. The Draft LEP proposed to map these properties within ‘Area 1’ of the Lot Size Map in which they ‘*may not be further subdivided*’.

Council has generally been allocating ‘determinative weight’ to the LEP in force when development applications were lodged. This application was lodged on 12 August 2014 and has been assessed under Rylstone LEP 1996 to determine permissibility – hence the need to seek a Council resolution that the subject land is not prime crop and pasture land for the purposes of the Rylstone LEP.

The application is not accompanied by geotechnical or bushfire reports as mentioned previously. A merits assessment of the application will occur should Council adopt the Recommendation. These reports will be required as part of the merits based assessment.

Strategically, it is necessary to consider the impacts such a resolution would have upon the area. The Recommendation is to allow the consideration of a development application for a 2 into 3 lot subdivision. An additional lot would bring additional demand on services. Bushfire fighting and the treatment of effluent on site should be reasonably

easily accommodated. Additional traffic for developments such as dual occupancy, bed and breakfast accommodation or those otherwise permitted within the RU1 - Primary Production zone should be considered as possibly occurring. One additional lot would generally be of no significant impact upon the unsealed road.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

The application has been placed on 'Stop the Clock' under Clause 109 of the Environmental Planning and Assessment Regulation 2000.

ATTACHMENTS

1. Agronomist Report prepared by Olivia McInnes Consultant Agronomist – February 2015
2. Soil Classification Report prepared by PB Ag Consulting Pty Ltd – 6 February 2015
3. Statement of Environmental Effects – August 2014
4. Statement of Environmental Effects Addendum – August 2014

RECOMMENDATION

THAT:

1. Council resolve that Lot 3 DP 860674 and Lot 9 DP 869406 is NOT prime crop or pasture land for the purposes of the Rylstone Local Environmental Plan 1996.
2. A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

**ITEM-8 ENVIRO - 20/04/15 - DEVELOPMENT APPLICATION - DA00615
 INSTALLATION OF TOILET BLOCK LAKE LYELL RECREATION
 AREA**

REPORT BY: A MUIR - GROUP MANAGER ENVIRONMENT AND DEVELOPMENT

SUMMARY

To advise Council of the submission of Development Application 006/15 for Lithgow City Council for the installation of a new toilet block on Lot 62 DP791927 Magpie Hollow Road South Bowenfels (Lake Lyell Area 2). The application is recommended for approval subject to conditions.

COMMENTARY

The proposal involves the installation of a Landmark “Custom” Twin Unisex Accessible toilet block. There are no existing toilet facilities in this location. The new structure will meet all current BCA requirements for accessibility. It includes an 11,500 litre collection tank for wastewater that will be pumped out by Council on a regular basis, a 6,700 litre water tank that will provide water to the handbasin and solar lighting as power is not available to the site.

POLICY IMPLICATIONS

Council’s Policy 7.6 – Development Applications on Council owned land are required to be referred to Council for consideration and determination and that no aspect of the development be dealt with under delegated authority. Given Council’s ownership of this land the proposal is reported to Council for determination.

FINANCIAL IMPLICATIONS

Nil in relation to the consideration of the development application.

LEGAL IMPLICATIONS

All matters of relevance under Section 79C of the Environmental Planning and Assessment Act 1979 have been taken into consideration.

ATTACHMENTS

1. A Section 79C report pursuant to the Environmental Planning and Assessment Act 1979.
2. Floor Plan of the proposal.

RECOMMENDATION

THAT:

1. Development Application 006/15DA be APPROVED subject to conditions specified in the attached Section 79C assessment.

2. A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

**ITEM-9 ENVIRO - 20/04/15 - DEVELOPMENT APPLICATION - DA03915
 INSTALLATION OF TOILET BLOCK CLARENCE PIRIE PARK
 CAPERTEE**

REPORT BY: A MUIR - GROUP MANAGER ENVIRONMENT AND DEVELOPMENT

SUMMARY

To advise Council of the submission of Development Application 039/15 for Lithgow City Council for the installation of a new toilet block on Lot 2 Section 4 DP758222 Clarence Pirie Park Castlereagh Highway Capertee. The application is recommended for approval subject to conditions.

COMMENTARY

The proposal involves the installation of an Landmark “Caretaker” Twin Unisex Accessible toilet block. The existing toilet facility is substandard and the new structure meets all current BCA requirements for accessibility. It includes a baby change table and solar power for lights and water pump operation.

POLICY IMPLICATIONS

Council’s Policy 7.6 – Development Applications on Council owned land are required to be referred to Council for consideration and determination and that no aspect of the development be dealt with under delegated authority. Given Council’s ownership of this land the proposal is reported to Council for determination.

FINANCIAL IMPLICATIONS

Nil in relation to the consideration of the development application.

LEGAL IMPLICATIONS

All matters of relevance under Section 79C of the Environmental Planning and Assessment Act 1979 have been taken into consideration.

ATTACHMENTS

1. A Section 79C report pursuant to the Environmental Planning and Assessment Act 1979.
2. Floor Plan of the proposal.

RECOMMENDATION

THAT:

1. Development Application 039/15DA be APPROVED subject to conditions specified in the attached Section 79C assessment.
2. A **DIVISION** be called in accordance with the requirements of Section 375A(3) of the Local Government Act, 1993.

**ITEM-10 ENVIRO - 20/04/15 - PROPOSED RE-NAMING OF PARK AVENUE
AND-OR PARK STREET PORTLAND**

REPORT BY: A MUIR- GROUP MANAGER ENVIRONMENT & DEVELOPMENT

REFERENCE

Min No 10-526:	Ordinary Meeting of Council held on 13 December 2010
Min No 11-372:	Ordinary Meeting of Council held on 12 September 2011
Min No 12-19:	Ordinary Meeting of Council held on 23 January 2012
Min No 12-360:	Ordinary Meeting of Council held on 15 October 2012
Min No 12-400:	Ordinary Meeting of Council held on 5 November 2012
Min No 12-401:	Ordinary Meeting of Council held on 5 November 2012
Min No 12-491:	Ordinary Meeting of Council held on 17 December 2012
Min No 14-237:	Ordinary Meeting of Council held on 2 June 2014

SUMMARY

This report is to advise Council of the results from the investigation into changing the name of Park Avenue or Park Street Portland.

COMMENTARY

Background

At Council's Ordinary Meeting of **13 December 2010** information on duplicate named roads, similar road names and problem road names was reported and the following was resolved:

3. *Comments from residents of Park Avenue & Park View Avenue be sought;*

At Council's Ordinary Meeting **12 September 2011** a report was provided to update on Council's Recognition Committee consideration of the above resolutions. The following was resolved:

1. *That comment seeking alternative names for Edye Street, Hassans Street, Reservoir Street, Park Avenue & Park View Avenue*

At Council's Ordinary Meeting **23 January 2012** information on submissions for Park Avenue were put forward with the following resolutions:

2. *Council seek further justification of names for Park Avenue and Hassans Street of 'Pinch Avenue' and 'Sutton Close' then advertise and notify calling for submissions.*

At Council's Ordinary Meeting of **5 November 2012** information from submissions was advised for Park Avenue with the following resolved:

1. *That in accordance with Council Policy for the naming of roads, Council advertise the road names 'Charlie Pinch Avenue' and Vincent McManus Road' in the Lithgow Mercury, notify affected residents and authorities calling for submissions to be made.*
2. *If the road names suggested and listed above receive no submissions, Council is to proceed with the Government Gazette and advise Emergency Services and land owners of these road names.*

3. *If submissions for any of these suggested road names are received, a report advising Council of the preferred action is to be submitted for the decision of these road names.*

At Council's Ordinary Meeting of **2 June 2014** information from submissions were advised for Park Avenue to change to 'Charlie Pinch Avenue' with the following resolved separately to other resolutions:

1. *Council further investigate changing the name of Park Avenue or Park Street, Portland and be presented with a report at a future meeting.*

As a result of this resolution, notification to land owners of both Park Street (28) and Park Avenue (19) properties was undertaken from 4 June 2014 to 4 July 2014 with 12 submissions received and summarised below:

Park Avenue Land Owners- 8 Objections

- No one has ever mistaken Park Avenue for Park Street
- Signage and houses are clearly identified with no issues or confusion with deliveries or emergency services.
- More appropriate to change Park View Avenue as it is the most recent road.
- Suggest that Park Street be renamed as they may find it more favourable.
- Proposed Bellamy Street if it has to change.
- Park Street is nowhere near a park and Park Avenue is next to one.
- Majority of residents are against the change and Park Avenue was named in 1928.

Park Street Land Owners- 2 objectors & 1 objecting petition with 37 signatures

- Park Street has been known as such for over 35 years, with no issues over this time.
- If the name has to change suggest 'State Street' as the original owner/builder of 27 Park Street was John State and family of John State owned most of Park Street in early 1900's.
- More properties on Park Street and Park Avenue has less affected properties.
- Park Street was one of the original streets when Portland was settled and up to only 50 years ago Park Avenue was a dirt track named 'Saville Park'.
- Many people lived in Park Street all their lives with no issues.

It is clear that landowners within Park Avenue and Park Street are against any name change. Therefore, advice was sought from the Geographical Names Board (GNB) on a way forward with this current issue. GNB's response is summarised below:

"The Board supports Council's efforts to replace one of these names so that the duplication is removed. However as Council are the roads naming authority the Board cannot advise as to which road name Park Avenue or Park Street should be renamed."

Both streets have been named for many years with little support among residents to change, as residents advise that no issues have occurred in the past. Under the circumstances it is suggested no further action be taken.

POLICY IMPLICATIONS

The Geographical Names Board Addressing Policy applies.

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

RECOMMENDATION

THAT NO further action be undertaken to re-name Park Street or Park Avenue, Portland.

OPERATION REPORTS

ITEM-11 OPER - 20/04/15 - WATER REPORT

REPORT BY: I STEWART – GROUP MANAGER OPERATIONS

REFERENCE

Min No 15-62: Ordinary Meeting of Council held on 23 March 2015

SUMMARY

This report provides an update on various water management issues as per Minute Number 15-62.

COMMENTARY

Current Dam Levels for both Farmers Creek and Oberon

Farmers Creek Dam # 2 capacity on Monday, 6 April 2015 was 100%. Oberon Dam capacity on Monday, 6 April 2015 was 58%.

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 Fish River for 2014/2015. Table 2 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 Fish River for 2012/2013 & 2013/2014.

Table 1 - Oakey Park Monthly Output and Clarence Transfer 2014/2015

Month	Oakey Park WTP (ML)	Clarence Transfer (ML)	Fish River Supply (ML)
July 2014	80	0	63
August 2014	145	0	45
September 2014	105	0	66
October 2014	112	0	61
November 2014	120	0	65
December 2014	84	0	36
January 2015	89	0	100

February 2015	95	0	66
March 2015	143	0	67
TOTAL	973	0	569

Table 2 - Oakey Park Monthly Output and Clarence Transfer 2012/2014 & 2013/2014

Month	2012/13			2013/14		
	Oakey Park WTP (ML)	Clarence Transfer (ML)	Fish River Supply (ML)	Oakey Park WTP (ML)	Clarence Transfer (ML)	Fish River Supply (ML)
July	107	0	53	93	0	44
August	106	0	49	96	0	67
September	115	0	55	102	0	73
October	140	0	65	130	0	58
November	140	5	62	106	0	61
December	135	81	76	100	0	47
January	146	73	68	111	0	109
February	92	0	66	93	0	73
March	114	0	81	62	0	68
April	109	0	106	105	0	61
May	123	0	62	118	0	59
June	154	0	70	101	0	67
TOTAL	1,481	159	813	1,217	0	787

Oakey Park Water Quality Summary

Oakey Park Water Treatment Plant supplied water to Lithgow, Marrangaroo, Wallerawang, Lidsdale, Portland, Cullen Bullen, Glen Davis and Rydal from 13/03/2015 to 20/03/2015 after Fish River had a mains burst on 13/3/2015. OPWTP is currently supplying water to Lithgow. No health-based ADWG values were exceeded for the period 14/03/2015 to 10/04/2015.

Monitoring results for the licence to operate the water treatment plant have been published on the Lithgow City Council website as required by the *Protection of the Environment Operations Act 1997*.

Fish River Water Scheme Water Quality Summary

Fish River Water Supply is currently supplying water to Marrangaroo, Wallerawang, Lidsdale, Portland, Cullen Bullen, Glen Davis and Rydal. No health-based ADWG values were exceeded for the period 14/03/2015 to 10/04/2015.

Current Water Restrictions Update

Level 1 restrictions are effective from Monday, 17 March 2014.

Water Saving Schemes or Processes Update

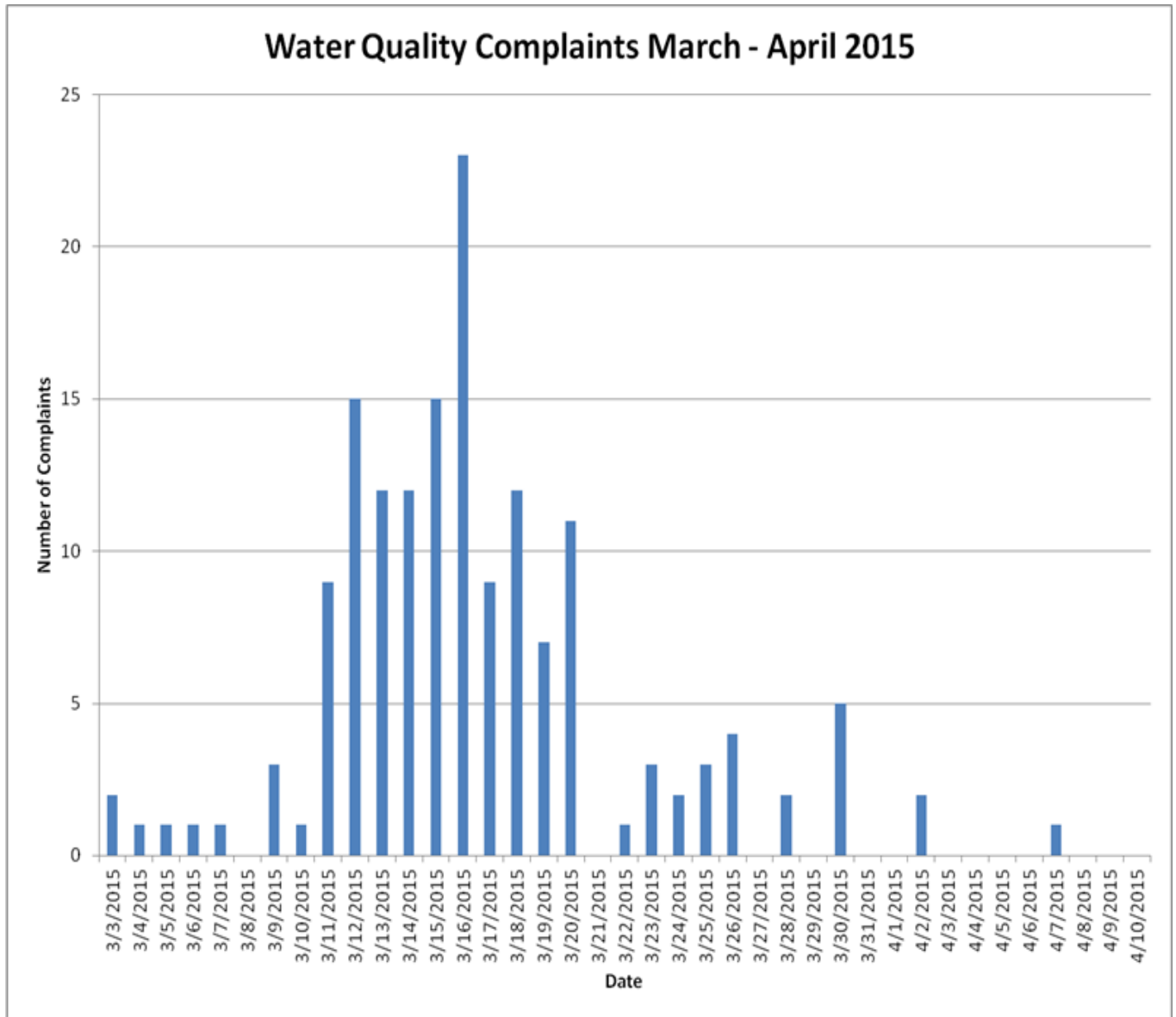
Council's Rainwater Tank and Domestic Appliance Rebate Program continued with Council approving seven (7) applications for household appliance rebates and four (4) applications for water tank rebates for the period 14/03/2015 to 10/04/2015.

Water Reticulation Complaints

As reported to Council on 23 March 2015, high levels of dissolved iron were experienced in the raw water entering the Plant from the Farmers Creek Dam source, resulting in discoloured water in the Lithgow reticulation network. Following consultation with the NSW Office of Water, the water treatment process at Oakey Park Water Treatment Plant was temporarily modified in order to remove the iron prior to it reaching the reticulation network.

A total of 112 water quality complaints were received in the period 14 March to 10 April 2015, 79% of these complaints occurred during the discoloured water spike, which continued until 20 March.

The treatment process at the Oakey Park Water Treatment Plant was modified on 16 March, however it took a few days for the water treated to pass through and flush out the reservoirs and reticulation network.



POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

RECOMMENDATION

THAT Council note the water report.

CORPORATE AND COMMUNITY REPORTS

ITEM-12 CORP - 20/04/15 - COMBINED DELIVERY PROGRAM 2013-2017 & DRAFT OPERATIONAL PLAN 2015-2016

REPORT BY: J BROZEK – GROUP MANAGER CORPORATE AND COMMUNITY

REFERENCE

Min 14- 245: Ordinary Meeting of Council held on 2 June 2014

SUMMARY

The Council's Combined Delivery Program 2013/14-2016/17 and Draft Operational Plan 2015/16 and Draft Fees and Charges 2015/16 have been prepared and are provided for the consideration of Council to place on public exhibition.

The Delivery Program 2013/14 – 2016/17 was adopted at the Ordinary Meeting of Council held on 6 May 2013 by Council for its four-year term of office.

The Draft Operational Plan 2015/16 details the operational (recurrent or annual) activities, capital works and new initiatives to be undertaken in the 2015/16 financial year. The Operational Plan implements the Delivery Program 2013-2017 and is provided to Council for adoption.

COMMENTARY

Background

In October 2009, NSW Parliament passed the Local Government Amendment (Planning and Reporting) Bill 2009 requiring all NSW local Councils to develop a 4 year Delivery Program and Annual Operational Plan as part of an overall Integrated Planning and Reporting Framework.

Lithgow City Council plays an important role in the community by undertaking a wide range of activities and works on behalf of residents and visitors. To inform the community of these planned activities and works, the Council prepares a combined four year Delivery Program and annual Operational Plan. The Plan provides details of how Council will fund proposed activities and how Council will measure its performance.

Following a series of internal workshops with Councillors, the draft Operational Plan 2015/16 has been prepared and details Council's activities and Revenue Policy for 2015/16. It incorporates the strategies of the Community Strategic Plan 2026 for the four year period including those activities which are operational (recurrent or annual) activities or capital works and new initiatives to be undertaken.

An overview of some of the key features contained in the Council's combined Delivery Program 2013/14-2016/17 and Draft Operational Plan 2015/16 is provided below. The

aim of the Plan is to provide a solid financial framework to ensure infrastructure and Council services can be provided to meet the requirements of residents and ratepayers as far as is practicably possible.

The 2015/16 Draft Operational Plan has been prepared predicting an increase of 2.7% in wages and 2.925% material costs.

General Rates

In 2010, changes were made to the Local Government Act 1993 to delegate the task of setting the annual rate peg away from the Minister of Local Government and passed it on to the Independent Pricing and Regulatory Authority (IPART).

In December 2014, IPART announced that the 2015/16 Rate Peg Determination would be 2.40%. The rate pegging limit has been reflected in the Draft Operational Plan 2015/16.

Following a general revaluation of the Lithgow Local Government Area by the Valuer General of New South Wales, the valuations as at 1 July 2013 will be applied again for the pending 2015/16 annual rate levy.

Fees and Charges

The Council has reviewed its fees and charges to ensure that they contribute to a balanced budget. Some fees and charges are set by legislation which may result in some increases not being in line with the general Council index. Council controlled fees and charges were generally increased by 3.5%.

Interest Income

The interest income earned on Council's investments is impacted by the average level of funds invested and the interest rates available. Whilst it is extremely difficult to forecast future interest rates, the budget includes a slight reduction in rates from the current 3.25% to 2.85%.

Parking Rates

The Special Parking Rate will be levied on 153 CBD business properties within the designated area of Lithgow. This rate is to fund the maintenance of parking facilities within the designated area. Council will apply the ad valorem rate for 2015/16, 0.9406 which will be applied to the valuations of applicable properties. This will generate income of \$243,341.69 (GST exclusive).

Special Rate Variation – Infrastructure Levy

Council resolved in 2009 to apply to the Minister for Local Government for a special rate variation for infrastructure improvements in the local government area. The variation was approved for a 10 year period. Funds raised by this special rate are being used to improve many of the local roads and community buildings.

Council continues to apply for grants to both the State and Federal Governments and for corporate sponsorship in addition to the special rate to progress improvements as quickly as possible.

The works funded by the Special Rate Variation in the following table are included in the combined Delivery Program 2013/14 – 2016/17 and Draft Operational Plan 2015/16:

Proposed Infrastructure Levy: Special Rate Variation s508 (2) of the Local Government Act 1993		
	2015/16	2016/17
Roads		
Browns Gap Road	126,500	115,000
Hampton Road	126,500	115,000
Reseals - 10mm		122,366
Back Wallerawang Rydal Road	75,000	
Lithgow/ Portland Lanes	90,000	90,000
Total Road Improvements	418,000	442,366
Buildings		
General Asset Building Maintenance	13,500	31,000
Eskbank House Improvements	20,000	
Wallerawang Oval Public Toilets	50,000	
Lithgow Library	20,000	
Endeavour Park Toilets		50,000
Lake Lyell Amenities		30,000
Total Building Improvements	103,500	111,000
TOTAL EXPENDITURE SPECIAL RATE	521,500	553,366

Section 94A Levy Contributions

Council has undertaken a review of its Development Contributions Framework and has proceeded with the introduction of a Section 94A Levy Plan that will apply across the LGA.

Note: The table below identifies the Section 94A Levy Contribution portion only for each project.

Proposed 3 Year Works Program – Section 94A Levy Contributions		
	2015/16	2016/17
Roads		
Rural Roads Rehabilitation	150,000	150,000
Buildings		
Aquatic Centre Stage 4	100,000	100,000
CCTV	10,000	10,000
Village Improvement Program	30,000	30,000
CBD Revitalisation	100,000	100,000
Total Expenditure Section 94A	390,000	390,000

Waste Charges

Due to further planning for development of the waste disposal facility at Blackman’s Flat, works at the Lithgow Solid Waste Facility and the closure and rehabilitation of rural landfills during 2015/16 it is recommended that the residential and business garbage charge be increased by \$14.05 per property from \$400.55 to \$414.60.

Waste Charges		
Type of Service	Charge (\$ (GST ex)	Estimated Yield (\$) (GST ex)
Residential	414.60	3,454,033
Business	414.60	259,540
Non Rateable	414.60	53,483
Unoccupied Urban	153.75	83,333
Rural	99.10	231,498
Total Estimated Yield		4,081,887

Stormwater Charges

It is proposed that the following stormwater charges will be levied on all residential and business properties within identified urban areas (except those which are vacant land) and remain unchanged from the 2014/15 stormwater charges.

Stormwater Charges		
Type	Charge (\$)	Estimated Yield (\$)
Residential	25.00	152,900
Strata Unit (Residential)	12.50	1,263
Business	25.00 per 350sq metres (\$1,500 Cap)	88,050
Total Estimated Yield		242,213

Grant Funding and Corporate Sponsorship

The Council is continuing to apply for funding from the State and Federal Government and other sources. Council is planning for a significant upgrade of the Portland Sewerage Treatment Plant and will receive a total of \$10.05 million in grant funding in 2015/16 from the Resources from Regions program.

Council has also secured \$300,000 in grant funding from NSW Trade and Investment for improvement works to be undertaken at the Blast Furnace Heritage Park with a spend of \$600,000 over a two year period.

Best Practice Water and Sewer Pricing

In 2010/11 Council was required as part of the funding conditions from the NSW State Government for the upgrade of the Lithgow Sewerage Treatment Plant to introduce major changes to its Water and Sewer Pricing which would see best practice in line with industry standards.

The 2015/16 water pricing structure ensures the Lithgow local government area maintains water charges in compliance with the NSW Best Practice Guidelines a minimum of 75% of residential income from usage and 25% of revenue from access charges.

Council has reviewed in detail the water consumption pattern of the last 15 years and has resolved to continue using the two tier structure that is currently in place.

Sewerage Charges

Over recent years Council has spent approximately \$30 million in the upgrade of the Lithgow and Wallerawang Sewerage Treatment Plants. Work has commenced on the upgrade of the Portland Sewerage Treatment Plant which Council has allocated \$15 million to the project.

In 2015/16 the following residential or business sewer access charges will be levied on all rateable and non rateable properties which are connected to or within 75 metres of Council's reticulated sewerage system:

The following sewerage usage charges will be levied to all properties using Council's reticulated sewerage system:

Sewerage Charges		
Sewerage Access Charge		
Type	Charge (\$)	Estimated Yield (\$)
Residential	877.80	6,262,225.20
Less write-off pension rebate		(170,187.50)
Business (main size):		
200mm	1139.25	683.55
100mm	1139.25	23,320.45
50mm	1001.70	58,549.37
20mm	756.00	268,833.60
Total Estimated Yield		6,443,424.67
Sewerage Business Usage Charges		
Type	Charge (\$)	
Business (most commonly 95% of water usage)	1.63	

Water Charges

The residential or business water availability charge will be levied on all rateable and non rateable properties which are connected to or within 225 metres of Council's reticulated water supply system. Water usage charges will be levied to all properties using Council's reticulated water supply system.

The average residential water consumption for 2013/14 was 172kl with 82% of residential properties consuming less than 250kl in the year.

Water Charges		
Water Availability Charges		
Type	Charge (\$)	Estimated Yield (\$)
Residential	160.00	1,232,960.00
Less write-off pension rebate		(172,987.50)
Business (main size):		
200mm	1020.00	1020.00
100mm	1020.00	27,505.00
50mm	895.00	68,121.00
20mm	675.00	281,605.00
Total Estimated Yield		1,438,223.50
Water Charges		
Water Usage Charges		
Kilolitres Used	Charge (\$)	
0 – 250 Residential	3.11 / kl	
250+ Residential	4.67 / kl	
All business – Flat rate	3.11 / kl	

Interest charges on outstanding property balances

Interest to be charged on rate and charges arrears has been determined by the Division of Local Government which is to be 8.5% in 2014/15. This rate is an indicative as the determination of the 2015/16 interest rate was not available at the time of writing this report.

Capital projects and discretionary expenditure

To highlight major capital projects and discretionary expenditure in the combined Delivery Program and Draft Operations Plan they may be summarised as:

Capital Projects & Discretionary Expenditure: Summary of Major Projects			
	Expenditure	Income	2015/16
General Fund			
Executive			
LG Election (Future years to Reserve)	35,000		35,000
Operations			
Bridge Improvements	100,000		100,000
Urban Resealing	200,000		200,000
Footpath Construction	60,000		60,000
Rural Roads Improvements	255,000		255,000
Urban Drainage Improvements	100,000		100,000
Roads to Recovery	560,000	560,000	0
Infrastructure Levy Program (2009/10 DLG Application 4.77% Special Rate Variation)			
Infrastructure Levy Program (5% Special Rate: Income in Operating)			
Browns Gap Road	126,500		126,500
Hampton Road	126,500		126,500
Back Wallerawang Rydal Road	75,000		75,000

Capital Projects & Discretionary Expenditure: Summary of Major Projects			
	Expenditure	Income	2015/16
Lithgow/ Portland Lanes	90,000		90,000
Eskbank House Improvements	20,000		20,000
Wallerawang Oval Public Toilets	50,000		50,000
Lithgow Library	20,000		20,000
General Building Maintenance	13,500		13,500
Sec 94/94A Plan			
Rural Roads Rehabilitation	150,000		150,000
Aquatic Centre Stage 4	100,000		100,000
CCTV	10,000		10,000
Village Improvement Program	30,000		30,000
CBD Revitalisation	100,000		100,000
Operations Miscellaneous			
CBD Revitalisation	300,000		300,000
Guardrail Installation	31,000		31,000
Line Marking	35,000		35,000
Tree Removal Contract	20,000		20,000
Bus Shelters	15,000		15,000
Recreation			
Streetscape Improvements	20,000		20,000
Tony Luchetti Improvements	47,000		47,000
Great Western Highway Gardens	25,000		25,000
Noxious Weed Control and Removal	20,000		20,000
Farmers Creek Environmental Improvement	35,000		35,000
Farmers Creek Vegetation	10,000		10,000
Cemetery Improvements	50,000		50,000
Plant			
Light/Heavy Vehicles	1,531,000	431,000	1,100,000
Buildings			
Administration Building Improvements	200,000		200,000
Union Theatre Improvements	800,000	400,000	400,000
Depot Improvements	50,000		50,000
Lithgow Pound Improvements	30,000		30,000
Planning			
Marrangaroo DCP Masterplan	150,000		150,000
Corporate			
Lithglo	29,775		29,775
Halloween	90,000		90,000
Economic Promotions	14,888		14,888
Main Street Façades Program	20,000		20,000
Business Continuity Plan	24,000		24,000
Regional Marketing	40,000		40,000
Business Support Program	39,701		39,701

Capital Projects & Discretionary Expenditure: Summary of Major Projects			
	Expenditure	Income	2015/16
Information Technology			
IT Reserve as Programmed	365,000	200,000	155,000
Library			
Resources	56,060		56,060
E-Book Service	10,000		10,000
Community & Culture			
Youth Day Activities	3,500	1,500	2,000
Youth Program	5,000		5,000
Seniors Week	5,000	1,500	3,000
Lithgow Laneway Project	10,000	5,000	5,000

Borrowings

In 2015/16 Council intends to borrow up to \$5,000,000 for the Sewerage Fund to upgrade the Portland Sewerage Treatment Plant.

Fees and Charges

Council's Fees and Charges have been reviewed and are presented to Council for adoption. A full review of all hall hire fees has been undertaken to introduce consistency across all halls and encourage increased usage. These fees have been presented to Council's Section 355 Hall Management Committees and the following has been put forward for consideration:

Changes to Fees & Charges Proposed by Management Committees					
Description		Proposed 2015/2016 Fee (inc GST)	Committee's Requested 2015/2016 Fee	Staff comment	
Union Theatre					
Refundable Functions	Deposit-	489	245.00		
Commercial Hire Function		700.00	400.00		
Commercial Hire 2 nd day		280.00	140.00		
Commercial Hire 3 rd day		140.00	70.00		

Community Function	350.00	175.00	Council's proposal is for all Charity/Community/ Resident Functions to be 50% of commercial hire to encourage greater use of halls.
Community Function 2 nd day	140.00	70.00	
Community Function 3 rd day	70.00	35.00	
Small Community Performance < 2 hours	70.00	50.00	It should be noted that a function of less <2hours still requires setting up and pulling down with the hirer using the hall for longer than 2 hours.
Bump-in/Bump-out per day	175.00	175.00	Rehearsal fees have been introduced to: <ul style="list-style-type: none"> • Encourage applicants to only book for the required days; and • To allow bookings for major functions on Friday/weekends, reduced rates for rehearsals Monday-Thursday, however not limited to Monday-Thursday.
Rehearsal per day	175.00	175.00	
Rehearsal Monday to Thursday per day	131.00	131.00	
Sound System Commercial Hire	471.44	Delete	
Sound System	107.12	Delete	
Meadow Flat			
Refundable Deposit	489.00	150.00	Proposed changes to fees as adopted by Council on 23 March 2015. It should be
Refundable Deposit (Community Groups & Members)		75.00	

Commercial Hire per day	230.00	150.00	noted that as per Council's recommendation Meadow Flat School is now charged a flat rate of \$10 per hire.
Charity/Community/Resident hire per day	50% of commercial hire	75.00	
Meadow Flat School – Set up and first 3 hours	0.00	10.00	
Meadow Flat School – Use after 3 hours	20.00		
Community Uses (e.g. meetings) per day	20.00	20.00	
Crystal Theatre			
Refundable Deposit-Community Functions	489.00	245.00	
Charity/Community/Resident Function	50% of commercial hire.	50% of commercial hire.	
Function – Commercial hire per day	320.00	320.00	
Rehearsal for function per day	103.50	103.50	
Upstairs meeting room per day	15.00	15.00	
Movie Screenings	65.00	65.00	

A further review of the interim fees and charges for the Indoor Pool has been undertaken and it is recommended by the Aquatic Centre Committee that:

Lithgow Aquatic Centre			
Description	Proposed 2015/2016 Fee (inc GST)	Committee's Requested 2015/2016 Fee	Staff comment
Hire of lane by Commercial Operator – 30 minutes	New Fee	20.00	

Community Engagement

The Draft Delivery Program 2013-2017 and Draft Operational Plan 2015-2016 is provided for Council's consideration to place on public exhibition for a minimum period of 28 days. Closing date for public submissions will be Friday 22 May 2015. This will allow the document to be put to the Council on 2 June for adoption.

Should the Council endorse the Combined Delivery Program 2013/14 – 2016/17 and Draft Operational Plan 2015/16, community briefing sessions will be held on the following days and times:

- Wednesday 22 April, 6.30 - 7.30pm - Rydal Union Church
- Wednesday 29 April, 6.00 – 7.00pm – Glen Alice Community Hall
- Tuesday 5 May, 6.30 – 7.30pm – Wallerawang Bowling Club
- Wednesday 6 May, 6.30 – 7.30pm – Old Hartley School

Council's Corporate Strategy and Communications Officer will be available by appointment for interested members of the community wishing to discuss the Draft Operational Plan 2015/16.

POLICY IMPLICATIONS

Nil arising from the report.

FINANCIAL IMPLICATIONS

The financial implications of the combined Delivery Program 2013/14 – 2016/17 and Draft Operational Plan 2015/16 are detailed in the financial plans provided.

LEGAL IMPLICATIONS

The Local Government Act 1993 and Local Government (General) Regulation 2005 outlines requirements for the preparation, exhibition and adoption of the management plans. The Draft Operational Plan must be exhibited for a minimum period of 28 days.

ATTACHMENTS

1. The combined Delivery Program 2013/14 – 2016/17 and Draft Operational Plan 2015/16.
2. Draft Fees and Charges 2015/16.

RECOMMENDATION

THAT:

1. The combined Delivery Program 2013-2017 and Draft Operational Plan 2015-2016 be placed on public exhibition for a minimum of 28 days. This will include the following documents:
 - a. The combined Delivery Program 2013/14 – 2016/17 and Draft Operational Plan 2015/16.
 - b. Draft Fees and Charges 2015/16.
2. The closing date for submissions is Friday 22 May 2015.

ITEM-13 CORP - 20/04/15 - COUNCIL INVESTMENTS HELD TO 31 MARCH 2015

REPORT BY: J BROZEK - GROUP MANAGER CORPORATE AND COMMUNITY

REFERENCE

Min No 14-491: Ordinary meeting of Council held on 15 December 2014
 Min No 15-18: Ordinary meeting of Council held on 9 February 2015
 Min No 15-45: Ordinary meeting of Council held on 2 March 2015
 Min No 15-63: Ordinary meeting of Council held on 23 March 2015

SUMMARY

To advise Council of investments held as at 31 March 2015 in the 2014/15 financial year.

COMMENTARY

Council's total investment portfolio, as at 31 March 2015 when compared to 28 February 2015, has decreased by \$1,228,763.79 from \$20,424,377.31 to \$19,195,613.52.

There is an overall decrease in cash and investments of \$763,301.00.

INVESTMENT REGISTER 2014/15								
INSTITUTION	INV TYPE	DATE LODGED	DATE DUE	DAYS	INT	VALUE 28.02.15	VALUE 31.03.15	% OF TOTAL
AMP	On Call	26.08.14			2.9	1,013,798.71	1,016,109.62	5.29%
CBA	On Call				2.2	2,004,814.65	2,259,012.69	11.77%
IMBS	TD	16.02.15	18.05.15	91	3.05	1,025,899.87	1,025,899.87	5.35%
	TD	23.03.15	02.07.15	101	3.0	1,000,000.00	1,008,476.71	5.25%
NAB	TD	23.02.15	25.05.15	91	3.15	1,035,901.56	1,035,901.56	5.40%
	TD	21.01.15	21.04.15	90	3.5	1,000,000.00	1,000,000.00	5.21%
	TD	07.01.15	07.04.15	90	3.5	504,703.67	504,703.67	2.63%
	TD	17.03.15	15.06.15	90	3.12	1,026,837.93	1,035,896.61	5.40%
	TD	27.02.15	01.07.15	124	3.1	1,000,000.00	1,000,000.00	5.21%
WESTPAC	TD	05.01.15	06.04.15	91	3.25	1,308,337.59	1,308,337.59	6.82%
	TD	08.12.14	09.03.15	91	3.22	1,008,551.51	0.00	0.00%
ST GEORGE	TD	19.03.15	19.06.15	92	2.95	952,743.32	963,455.81	5.02%
	TD	31.03.15	01.07.15	91	2.95	1,513,421.92	1,000,000.00	5.21%
ME BANK	TD	23.02.15	24.08.15	182	3.0	504,300.68	504,300.68	2.63%
	TD	27.02.15	24.06.15	117	2.97	2,000,000.00	2,000,000.00	10.40%
NEWCASTLE PERMANENT	TD	23.02.15	25.05.15	91	3.0	1,016,805.63	1,016,805.63	5.30%
FAMILY FIRST CREDIT UNION	TD	08.03.15	07.05.15	60	2.85	1,008,260.27	1,016,713.08	5.30%
BANK OF QUEENSLAND	TD	27.02.15	01.07.15	124	3.02	1,500,000.00	1,500,000.00	7.81%

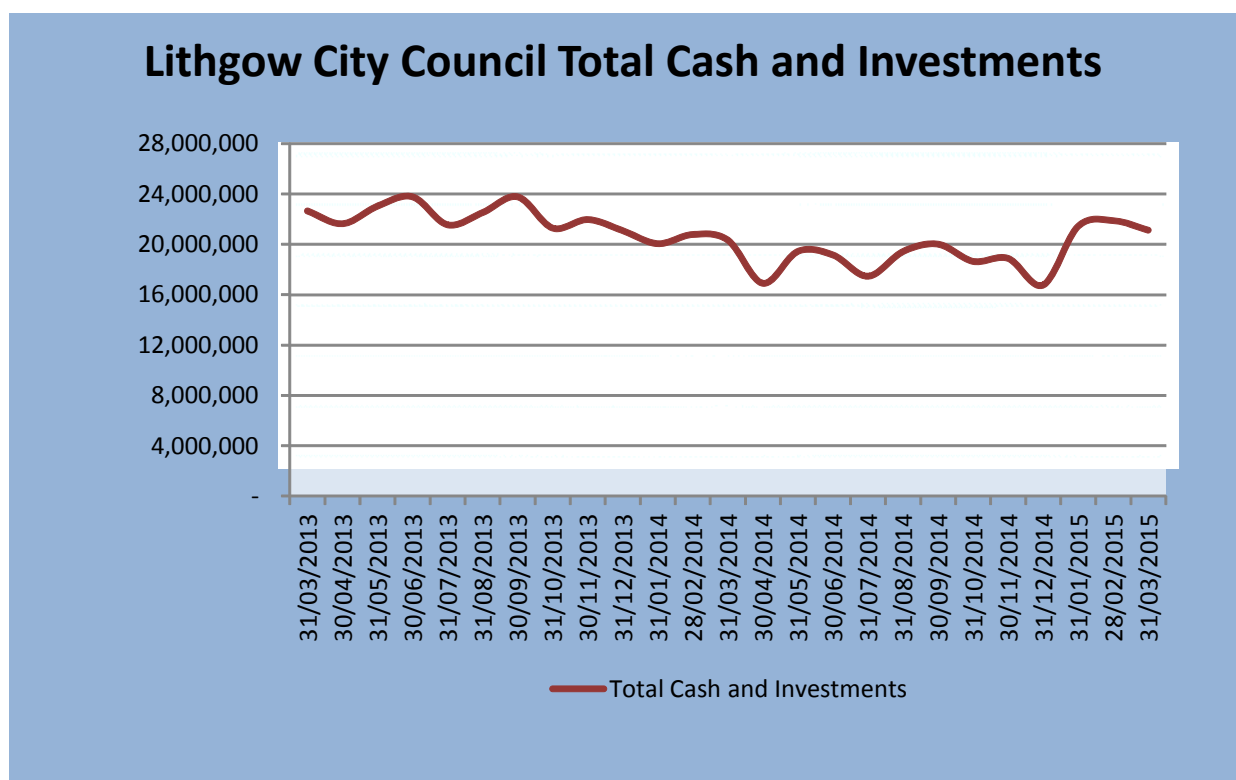
TOTAL						20,424,377.31	19,195,613.52	
I, Juli-Ann Brozek, Lithgow City Council's Manager Corporate & Community certify as required under Local Government (General) Regulations 2005, that Council's investments have been made in accordance with the Local Government Act 1993, Regulations and Lithgow City Council's Investment Policy.								

The movement in cash and Investments for the month of March 2015 were as follows:

Opening Balance of cash and investments as at 28 February 2015	\$21,890,944.97
Plus New Investments – March 2015	\$784,104.94
Less Investments redeemed – March 2015	\$1,547,405.94
Closing Balance of cash and investments as at 31 March 2015	\$21,127,643.97

If the movement in the bank account is negative, this is shown as a net redemption. If the movement in the bank account is positive this is shown as a net new investment.

On the graph below historical and current investments to 31 March 2015 are shown.



A large proportion of Council's investments are held as restricted assets for specific purposes. Restricted assets may consist of externally restricted assets which must be spent for the purpose for which they have been received e.g. Water, Wastewater, Stormwater, Domestic Waste, Parking, or internally restricted assets which have been set aside by Council resolution. Some internal restrictions are held to fund specific liabilities such as employee leave entitlements and bonds and deposits.

POLICY IMPLICATIONS

Investments are held in accordance with the Lithgow City Council's Investment Policy at the date of investing funds. On 27 October 2014 Council adopted a draft of the Investment Policy as Policy 8.7 which includes the Minsters Investment Order of 12 January 2011.

FINANCIAL IMPLICATIONS

Interest earned to 31 March 2015 is \$414,403.81 Interest is paid on the maturity date of the investment, however an entry is performed at month end to account for interest earned but not yet received. The budget for interest income is determined by the average level of funds held and the rate of return. Adjustments to the budget estimate are processed through Council's Quarterly Budget Review process. Interest Returns are determined by average funds invested and the rate of interest return.

LEGAL IMPLICATIONS

Investments are held in accordance with the Lithgow City Council's Investment Policy at the date of investing the funds. On 27 October 2014 Council adopted a draft of the Investment Policy as Policy 8.7 and investments will comply with this Policy which includes the following:

- Local Government Act 1993 - Section 625
- Local Government Act 1993 - Order dated 12 January 2011
- Local Government (General) Regulation 2005
- Trustee Amendment (Discretionary Investments) Act 1997 Section 14A (2), 14c(1) & (2)

RECOMMENDATION

THAT Investments of \$19,195,613.52 and cash of \$1,932,030.45 for the period ending 31 March be noted.

COMMITTEE MEETINGS

**ITEM-14 ENVIRO - 20/04/15 - UNION THEATRE MANAGEMENT COMMITTEE
 MINUTES - 12 MARCH 2015**

REPORT BY: A MUIR - GROUP MANAGER ENVIRONMENT AND DEVELOPMENT

SUMMARY

This report presents the minutes of the Union Theatre Management Committee Meeting held on 12 March 2015.

COMMENTARY

At the Union Theatre Management Committee Meeting held on 12 March 2015, there were a number of items discussed which are outlined in the attached minutes.

The only matter requiring Council approval is the recommendation from the committee that a number of the proposed fees and charges for the Union Theatre be reduced to encourage increased community and commercial use. The impacted fees are shown in the table:

Description	Proposed 2015/2016 Fee (inc GST)	Committees Requested 2015/2016 Fee
Refundable Deposit- Community Functions	\$489	\$245
Commercial Hire Function	\$700	\$400
Commercial Hire 2 nd day	\$280	\$140
Commercial Hire 3 rd day	\$140	\$70
Community Function	\$350	\$175
Community Function 2 nd day	\$140	\$70
Community Function 3 rd day	\$70	\$35
Small Community Performance < 2 hours	\$70	\$50
Sound System Commercial Hire	\$471.44	Delete
Sound System	\$107.12	Delete

It is suggested that the fees could be reviewed prior to final determination of the Operational Plan/Budget.

ATTACHMENTS

1. Minutes of the Union Theatre Management Committee Meeting held on 12 March 2015.

RECOMMENDATION

THAT Council note the minutes of the Union Theatre Management Committee Meeting held on 12 March 2015.

**ITEM-15 GM - 20/04/15 - LITHGOW CBD REVITALISATION ACTION PLAN
STEERING COMMITTEE - 19/03/15**

REPORT BY: R BAILEY – GENERAL MANAGER

REFERENCE

Min No 14-395: Ordinary Meeting of Council held on 29 September 2014
Min No 14-396: Ordinary Meeting of Council held on 29 September 2014

SUMMARY

This report details the Minutes of the Lithgow CBD Revitalisation Action Plan Steering Committee Meeting held on 19 March 2015.

COMMENTARY

At the Lithgow CBD Revitalisation Action Plan Steering Committee held on 19 March 2015, there were numerous items discussed by the Committee that requires action from Council including;

1. Project Update
2. National Stronger Regions Program
3. CBD Public Toilets
4. Proposed Pioneer Park Urban Community Garden

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

1. Minutes from the Lithgow CBD Revitalisation Action Plan Steering Committee meeting of 19 March 2015

RECOMMENDATION

THAT Council:

1. Notes the minutes of the Lithgow CBD Revitalisation Action Plan Steering Committee held on the 19 March 2015.
2. Hold an in-house Councillor Information Session on the proposal.

2. Following the information session, approves that the draft Lithgow CBD Revitalisation Action Plan be placed on public exhibition for a period of 3 weeks.
3. Notes the Application made to the Stronger Regions Program.
4. Notes the progress being made with the installation of new public toilets in the CBD.
5. Supports the creation of the Pioneer Park Urban Community Garden in principle subject to further investigations and consultations with key stakeholders.

ITEM-16 CORP - 20/04/15 - YOUTH COUNCIL MINUTES 20 MARCH 2015

REPORT BY: M JONES - COMMUNITY DEVELOPMENT OFFICER

REFERENCE

Min No 14-99:	Ordinary Meeting of Council held on 3 March 2014
Min No 14-169:	Ordinary Meeting of Council held on 14 April 2014
Min No 14-215:	Ordinary Meeting of Council held on 12 May 2014
Min No 14-290:	Ordinary Meeting of Council held on 30 June 2014
Min No 14-341:	Ordinary Meeting of Council held on 18 August 2014
Min No 14-368:	Ordinary Meeting of Council held on 8 September 2014
Min No 14-492:	Ordinary Meeting of Council held on 15 December 2014

SUMMARY

This report details the minutes of the Youth Council meeting held 24 March 2015, the nominations of five new people to join Youth Council and a recommendation to amend the Terms of Reference.

COMMENTARY

At the 24 March 2015 Youth Council meeting, various items were discussed including:

1. The Youth Council PCYC Scholarship Program.
2. Planning for Youth Week 2015.
3. Nominations received from Zachary Palmer, Jamaica Enoke, Benjawan Bansuntiah, Lara McNair and Thomas Bond to join Youth Council. Nominations were called for on Council's website and Facebook page and by a presentation from the Community Development Officers at the Lithgow High School assembly.
4. Review of the Youth Council Terms of Reference. With the addition of five (5) new Youth Council members there will be a total of sixteen (16) voting members including eleven (11) young people (currently six (6)), two (2) Councillors, the General Manager or his nominee and two (2) youth work professionals. The Terms of Reference set the quorum at 50% plus one (1) which will be nine (9) voting members. Youth Council recommends to Council that the quorum be reduced from the current 50% plus one (1) due to the difficulty of achieving a quorum at some meetings. It is recommended by Council staff that the quorum be reduced to a fixed six (6) voting members.

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

Local Government Act NSW 1993

ATTACHMENTS

1. Minutes of the Youth Council meeting held 24 March 2015.

RECOMMENDATIONS

THAT Council:

1. Notes the minutes from the Youth Council meeting held 24 March 2015.
2. Appoints Zachary Palmer, Jamaica Enoke, Benjawan Bansuntiah, Lara McNair and Thomas Bond to Youth Council.
3. Amends the Youth Council Terms of Reference to establish a quorum of six (6) voting members.

**ITEM-17 OPER - 20/04/15 - AQUATIC CENTRE COMMITTEE MEETING
MINUTES - 30 MARCH 2015**

REPORT BY: I STEWART – GROUP MANAGER OPERATIONS

SUMMARY

This report details the Minutes of the Aquatic Centre Committee Meeting held on 30 March 2015.

COMMENTARY

At the Aquatic Centre Committee meeting held on 30 March 2015, there were a number of items discussed by the Committee including:

- Purpose of the Meeting
- Presentations & Submissions By Learn To Swim & Aqua Aerobics Operators
- Operations at other Facilities
- Comparison of Fees

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

- Private Lane Hire
- Hours of Operation
- Aqua Aerobics
- Learn To Swim Class Charges

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

1. Minutes from the Aquatic Centre Committee meeting of 30 March 2015.

RECOMMENDATION

THAT Council:

1. Note the Minutes of the Aquatic Centre Committee held on 30 March 2015.
2. Make a maximum of one lane available for private swimming operators; and

3. Charge private swimming operators in minimums of 30 minute slots and that these be \$20 for each 30 minutes.
4. Operates the facility for the following hours:

Monday to Thursday	6am to 11am, 1pm to 7pm
Friday	6am to 7pm
Weekends	8am to 4pm

5. Applies the following fee structure for its aquarobics classes:
 - \$350 season pass for aqua aerobics
 - \$10 per session plus casual entry
6. Applies the following charges for learn to swim:

- i)

Learn to Swim (30 minute lessons once per week, 10 week term payable up front)	
First Child	\$140 per term
Second Child	\$130 per term
Additional Child	\$120 per term

- ii) Supervising parents (non-swimming) – free.

**ITEM-18 OPER - 20/04/15 - SPORTS ADVISORY COMMITTEE MEETING
MINUTES – 31 MARCH 2015**

REPORT BY: I STEWART – GROUP MANAGER OPERATIONS

REFERENCE

Min No 15-23: Ordinary Meeting of Council held on 9 February 2015

SUMMARY

This report details the Minutes of the Sports Advisory Committee Meeting held on 31 March 2015.

COMMENTARY

At the Sports Advisory Committee held on 31 March 2015, there were numerous items discussed by the Committee, including:

- Financial Assistance Requests
- 2015 LJ Hooker Reg Cowden Sports Star of the Year Awards
- Booking Requests
- Submissions to 2015/16 Operational Plan/Budget

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

- Lithgow Croquet Club – New Member

ATTACHMENTS

1. Minutes of the Sports Advisory Committee meeting held on 31 March 2015.

RECOMMENDATION

THAT Council:

1. Note the minutes of the Sports Advisory Committee held on 27 January 2015;
2. Accepts Ms. Cindy Walker & Ms Alma Magus as the Sports Advisory Committee representatives from the Lithgow Croquet Club.

**ITEM-19 OPER - 20/04/15 - SPORTS ADVISORY COMMITTEE MEETING
MINUTES - 27 JANUARY 2015**

REPORT BY: I STEWART – GROUP MANAGER OPERATIONS

REFERENCE

Min No 15-23: Ordinary Meeting of Council held on 9 February 2015

SUMMARY

This report details the Minutes of the Sports Advisory Committee Meeting held on 27 January 2015.

COMMENTARY

At the Sports Advisory Committee held on 27 January 2015, there were numerous items discussed by the Committee, including:

- Financial Assistance Requests
- Booking Requests

ATTACHMENTS

1. Minutes of the Sports Advisory Committee meeting held on 27 January 2015.

RECOMMENDATION

THAT Council note the minutes of the Sports Advisory Committee held on 27 January 2015.

**ITEM-20 CORP - 20/04/15 - COMMUNITY DEVELOPMENT COMMITTEE
MINUTES - 31 MARCH 2015**

REPORT BY: M JOHNSON - MANAGER COMMUNITY AND CULTURE

REFERENCE

Min No 14-495: Ordinary Meeting of Council held on 15 December 2014
Min No 15-20: Ordinary Meeting of Council held on 9 February 2015
Min No 15-25: Ordinary Meeting of Council held on 9 February 2015
Min No 15-47: Ordinary Meeting of Council held on 2 March 2015

SUMMARY

This report details the minutes of the Community Development Committee meeting held on 31 March 2015.

COMMENTARY

At the Community Development Committee meeting held 31 March 2015 various items were discussed by the committee, including:

- Item 3: Business Arising in relation to Sister City relationships.
- Item 4: An update on planning for ANZAC Centenary events in Lithgow.
- Item 5: An update on the development of Blast Furnace Park.
- Item 6: An update on works at Lake Pillans and the Lithgow Gun Emplacement.

In relation to Item 3, the Community Development Committee discussed Sister Cities relationships as Council referred the matter to the Community Development Committee in a decision on the 14/04/14 Council meeting *“That Council review it’s Sister City and Friendship City relationships”* – Item 1 Mayoral Minute 14/04/14 – Min 14-155.

The Committee has discussed the matter and reviewed previous arrangements at several meetings. Council previously had a Sister City arrangement with Huainan City in the People’s Republic of China however this arrangement is currently inactive. Following a request made by Mr Guo and other members of a Chinese trade mission seeking to develop and enhance economic and investment links with Lithgow, the Committee decided to refer this matter to Council’s Economic Development and Tourism Committees.

Sister City relationships can require considerable resourcing and do not necessarily deliver benefits to Council, local business or the community. It is recommended therefore that Council not pursue formal Sister City relationships with other cities but instead consider any individual requests for events and visits as they arise.

POLICY IMPLICATIONS

In accordance with the terms of reference of S355 Committees of Council.

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

Local Government Act NSW 1993

ATTACHMENTS

1. Minutes of the Community Development Committee meeting held on 31 March 2015.

RECOMMENDATIONS

THAT Council

1. Notes the minutes of the Community Development Committee meeting held 31 March 2015.
2. Does not pursue formal Sister City relationships with other cities but instead consider any individual requests for events and visits as they arise.

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.*