



LITHGOW CITY COUNCIL

MINUTES

EXTRAORDINARY MEETING OF COUNCIL

TO BE HELD AT

THE ADMINISTRATION CENTRE, LITHGOW

ON

4 SEPTEMBER 2006

**MINUTES OF THE LITHGOW CITY COUNCIL MEETING
HELD AT THE CIVIC CENTRE, LITHGOW ON 4 September 2006**

Meeting Commenced 5.34pm

Public Gallery: 6

PRESENT

His Worship the Mayor
Councillor Neville Castle
Councillor B P Morrissey
Councillor W McAndrew (arrived at 5.40pm)
Councillor H K Fisher
Councillor B S Moran
Councillor M M Collins
Councillor M J Wilson

APOLOGIES

An apology was received and accepted from A E Thompson due to being ill
MOVED: Councillor M M Collins **SECONDED:** Councillor H K Fisher.

06- 269 RESOLVED

An apology was received and accepted from M F Ticehurst due to an unexplained absence.

MOVED: Councillor M M Collins **SECONDED:** Councillor H K Fisher.

06-270 RESOVLED

Also in attendance

General Manager, Mr Paul Anderson
Group Manager Regional Services, Mr Andrew Muir
Group Manager Community and Corporate, Ms Kathy Woolley
Minutes Secretary, Ms Casey Clarke
Manager Policy and Planning, Mrs Amanda Muir

DECLARATION OF INTEREST

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

NIL

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To: The General Manager
Lithgow City Council

We the undersigned, Councillor Neville Castle and Councillor Barbara Moran, seek an extraordinary meeting of Council be called to deal with the election of the Mayor, Deputy Mayor, Chairs of Committees and appointment of Councillors to external bodies for the period from September 2006 to September 2007.

N. Castle
Mayor N. Castle

Barbara D. Moran.
Deputy Mayor B. Moran

DATE: 29/8/06

GENERAL MANAGERS REPORTS

ITEM: 1 GM - 04/09/06 - APPOINTMENT OF RETURNING OFFICER FOR THE ELECTION OF MAYOR AND DEPUTY MAYOR

REPORT

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

Schedule 7 of the Local Government (General) Regulation 2005 provides that the General Manager (or a person appointed by the General Manager) is to be the Returning Officer for the election of Mayor or Deputy Mayor of the Council. Consequently, the General Manager will conduct any election required for the position of Mayor and/or Deputy Mayor for the 2006/2007 term.

ATTACHMENTS

NIL

RECOMMENDATION

06- 271 RESOLVED

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

MOVED: Councillor B P Morrissey

SECONDED: Councillor M J Wilson.

CARRIED

**ITEM: 2 GM - 04/09/06 - DETERMINATION OF METHOD OF VOTING FOR THE
ELECTION OF MAYOR AND DEPUTY MAYOR**

REPORT

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

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

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

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

ATTACHMENTS

NIL

06- 272 RESOLVED

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

MOVED: Councillor H K Fisher

SECONDED: Councillor B P Morrissey.

CARRIED

**ITEM: 3 GM - 04/09/06 - NOMINATIONS FOR AND ELECTIONS FOR THE
POSITION OF MAYOR 2006/07**

REPORT

Purpose of this report is to call for and announce nominations received for the position of Mayor for the 12 month period of September 2006 to September 2007.

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

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

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

ATTACHMENTS

1. Nomination Forms

RECOMMENDATION

THAT the Returning Officer call for nominations for the position of Mayor for the 12 month period, starting September 2006 and if two or more nominations are received for the position of Mayor, conduct the election.

The Mayor, Councillor Neville Castle stepped down from the Chair and the General Manager assumed the role as Chairperson.

The Returning Officer called for nominations for the position of Mayor. One (1) nomination was received for Neville Castle.

06- 273 RESOLVED

THAT the Returning Officer declared Councillor Neville Castle elected as Mayor of Lithgow City Council for the 12 month period, starting September 2006.

CARRIED

The Mayor resumed his position of chair.

**ITEM: 4 GM - 04/09/06 - NOMINATIONS FOR AND ELECTIONS FOR THE
POSITION OF DEPUTY MAYOR 2006/07**

REPORT

Purpose of this report is to call for and announce nominations received for the position of Deputy Mayor for the 12 month period beginning September 2006.

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

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

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

ATTACHMENTS

1. Nomination Forms

RECOMMENDATION

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

The Returning Officer called for nominations for the position of Deputy Mayor. One (1) nomination was received for Barbara Moran.

06- 274 RESOLVED

THAT the Returning Officer declared Councillor Barbara Moran elected as Deputy Mayor of Lithgow City Council for the 12 month period, starting September 2006.

CARRIED

ITEM: 5 GM - 04/09/06 - COUNCIL COMMITTEES / EXTERNAL BODIES

REPORT

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

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

Committees	2005/06 Representative	2006/07 Representative
Citizens Access Committee	All Councillors	All Councillors
Community Services Committee	Councillor M F Ticehurst	Councillor Wayne McAndrew
Environmental Advisory Committee	Councillor B P Morrissey	Councillor N L Castle Councillor M J Wilson (alternate)
General Performance Managers Review Committee	Mayor and Deputy Mayor	Mayor and Deputy Mayor
Lithgow Tourism Board	Councillor M M Collins	Councillor M M Collins
Sports Advisory Committee	Councillor N L Castle Councillor A E Thompson	Councillor N L Castle Councillor A E Thompson
Traffic Local Authority Committee	Councillor M F Ticehurst	Councillor H K Fisher General Manager (alternate)
Union Theatre Management Committee	Councillor M J Wilson	Councillor M J Wilson
Wallerawang Tidy Towns	Councillor B S Moran Councillor M M Collins	Councillor B S Moran Councillor M M Collins
Waste Management Committee	All Councillors	All Councillors
Youth Council	Councillor B S Moran	No Councillors

MOVED: Councillor M J Wilson

SECONDED: Councillor M M Collins.

CARRIED

External Bodies

Animal Advisory Committee	Councillor H K Fisher	Councillor H K Fisher
Bells Line of Road Motoring Tri-Partite Working Party	Councillor N L Castle	Councillor N L Castle General Manager (alternate)
Blue Mountains Tourism Limited	Mr Malcolm Wells	Mr Malcolm Wells
Bush Fire Advisory Committee	Councillor N L Castle Councillor B S Moran	Councillor B S Moran General Manager
Central West Group Apprentices	Councillor M F Ticehurst	Councillor M F Ticehurst
Coinda Nursing Homes Management Committee	Councillor B S Moran General Manager	Councillor B S Moran General Manager
Lithgow Business Association	Councillor A E Thompson	Councillor A E Thompson Councillor B S Moran General Manager
Lithgow Information & Neighbourhood Centre Inc (LINC)	Councillor M J Wilson	Councillor M J Wilson
Sydney Road Links Committee	Councillor M M Collins	Councillor A E Thompson
Tanderra Nursing Home Management Committee	Councillor B S Moran Councillor M M Collins	Councillor B S Moran Councillor M M Collins
Coleman House Portland	Councillor N L Castle	Councillor N L Castle
Crystal Theatre Committee	Councillor N L Castle	Councillor N L Castle
Centroc	Councillor N L Castle General Manager	Councillor N L Castle General Manager
Tabulam Management Committee	Councillor N L Castle Councillor M M Collins	Councillor N L Castle Councillor M M Collins
Western Region Institute		Councillor M M Collins

MOVED: Councillor M J Wilson
CARRIED

SECONDED: Councillor B S Moran.

Working Groups

Working Group of Strategic Plan		Councillor B S Moran Councillor M J Wilson Councillor M M Collins Councillor N L Castle Councillor H K Fisher
Marrangaroo Strategic Plan		Councillor B S Moran Councillor M J Wilson Councillor M M Collins Councillor N L Castle Councillor H K Fisher

It may be appropriate for a small working party of Councillors and Senior Officers to be established to review the need for any other committees or perhaps a Special Meeting of Council could be programmed to review the issues.

Public Consultation

NIL

Budget & Financial Aspects

NIL

ATTACHMENTS

NIL

RECOMMENDATION

THAT:

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

06- 275 RESOLVED

THAT:

1. The information be received.
2. Council note the appointments to made to the committees as listed in the report.
3. The Western Region Institute Committee be added to the External Bodies listing.

MOVED: Councillor M J Wilson

SECONDED: Councillor B S Moran.

CARRIED

**ITEM: 6 GM - 04/09/06 - ELECTION OF CHAIRPERSON AND/OR DEPUTY
CHAIRPERSON FOR THE POLICY AND STRATEGY COMMITTEE**

REFERENCE

NIL

SUMMARY

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

COMMENTARY

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

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

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

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

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

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

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

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

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

NIL

RECOMMENDATION

THAT:

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

06- 276 RESOLVED

THAT:

1. The General Manager call for the Council to proceed with an election for the position of Deputy Chair of the Policy and Strategy Committee.
2. Councillor B S Moran, Deputy Mayor be elected to the position of Deputy Chairperson of the Policy and Strategy Committee.

MOVED: Councillor M J Wilson

SECONDED: Councillor W McAndrew.

CARRIED

**ITEM: 7 GM - 04/09/06 - ELECTION OF CHAIRPERSON AND/OR DEPUTY
CHAIRPERSON FOR THE FINANCE AND SERVICES COMMITTEE**

REFERENCE

NIL

SUMMARY

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

COMMENTARY

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

2. The Chairperson of each Committee of Council must be:
 - d) The Mayor, or
 - e) If the Mayor does not wish to be the chairperson of a committee - a member of the committee elected by the Council, or
 - f) If the Council does not elect such a member - a member of the committee elected by the committee

2. A Council may elect a member of a committee of the Council as Deputy Chairperson of the committee. If the Council does not elect a Deputy Chairperson of such a committee, the committee may elect a Deputy Chairperson.

3. If neither the Chairperson nor the Deputy Chairperson of a committee of Council is able or willing to preside at a meeting of the committee, the committee must elect a member of the committee to be acting Chairperson of the committee.

4. The Chairperson is to preside at a meeting of a committee of a Council. If the Chairperson is unable or unwilling to preside, the Deputy Chairperson (if any) is to preside at the meeting, but if neither the Chairperson nor the Deputy Chairperson is able or willing to preside, the acting Chairperson is to preside at the meeting.

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

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

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

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

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

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

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

NIL

RECOMMENDATION

THAT:

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

06- 277 RESOLVED

THAT:

1. The General Manager call for the Council to proceed with an election for the position of Deputy Chair of the Finance and Services Committee.
2. Councillor B S Moran, Deputy Mayor be elected to the position of Deputy Chairperson of the Finance and Services Committee.

MOVED: Councillor M J Wilson

SECONDED: Councillor W McAndrew.

CARRIED

The meeting closed at 5.51pm.