



LITHGOW CITY COUNCIL

MINUTES

FINANCE AND SERVICES COMMITTEE  
MEETING OF COUNCIL

TO BE HELD AT

THE ADMINISTRATION CENTRE, LITHGOW

ON

02 APRIL 2007

**MINUTES OF THE LITHGOW CITY COUNCIL MEETING  
HELD AT THE CIVIC CENTRE, LITHGOW ON 2 APRIL 2007**

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Meeting Commenced - 7.00pm

Public Gallery: 9

**PRESENT**

His Worship the Mayor  
Councillor Neville Castle  
Councillor B P Morrissey  
Councillor M F Ticehurst  
Councillor W McAndrew  
Councillor H K Fisher  
Councillor B S Moran  
Councillor M M Collins  
Councillor A E Thompson  
Councillor M J Wilson

**APOLOGIES**

NIL

**Also in attendance**

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

**CONFIRMATION OF MINUTES**

Confirmation of the Minutes of the Finance and Services Committee Meeting of Council held on the 5 March 2007 were taken as read and confirmed by Councillors M J Wilson and W McAndrew

**07- 118 RESOLVED**

**CARRIED**

**DECLARATION OF INTEREST**

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

NIL

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## QUESTIONS FROM THE PUBLIC GALLERY

At 7.00pm members of public gallery were invited to address questions through the Mayor to Councillors and Staff: -

### QPG - 02/04/07 - SUE GRAVES

1. Mr Mayor could ivy be removed from climbing a gum tree on the bank of Farmers Creek near Hermitage Flat Hall please?

*The works to remove the ivy are programmed for Tuesday 3 April 2007.*

*The Mayor advised the community such work requests can be submitted via the Council's Customer Services System at any time and does not require the community to wait for a formal Council or Committee meeting to raise such matters.*

## REGIONAL SERVICES REPORTS

ITEM:1            REG - 02/04/2007 - UPPER MACQUARIE COUNTY COUNCIL -  
WEEDS REPORT - FEBRUARY 2007

**REPORT FROM: GROUP MANAGER REGIONAL SERVICES – ANDREW MUIR**

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### **SUMMARY**

To advise of the most recent Upper Macquarie County Council Weeds Report.

### **COMMENTARY**

Attached are the reports from the Chief Weeds Officer of Upper Macquarie County Council for February 2007.

### **POLICY IMPLICATIONS**

Nil

### **FINANCIAL IMPLICATIONS**

Nil

### **LEGAL IMPLICATIONS**

NIL

## **ATTACHMENTS**

1. The Chief Weeds Officer's Report for February 2007.

## **07-119 RESOLVED**

**THAT** the information be received.

**MOVED:** Councillor H K Fisher

**SECONDED:** Councillor M J Wilson.

**CARRIED**

**ITEM:2            REG - 02/04/07 - DA 320/06 CHANGE OF USE - EXEMPT DEVELOPMENT SHED TO ANIMAL BOARDING AND TRAINING KENNEL**

**REPORTED BY: ANDREW MUIR – GROUP MANAGER REGIONAL SERVICES**

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## **REFERENCE**

Min 07-95: Finance and Services Committee 5 March 2007 (DA 320-06) – calling in the development application.

## **SUMMARY**

To assess and recommend determination of Development Application 320/06. Recommendation will be for approval subject to conditions.

## **COMMENTARY**

Council is in receipt of Development Application 320/06 for a change of use from a rural exempt shed to housing for approved dog kennels in association with DA 49/01. A rural shed has been previously erected on the property in accordance with the provisions of State Environmental Planning Policy No 60 – Exempt and Complying Development. The application seeks to change the use of the existing shed, to ultimately minimise noise amenity of the existing Council approved operation. The application proposes no change to the existing conditions imposed as part of DA 49/01 which approved the use of the site for animal boarding and training.

## **LOCATION OF THE PROPOSAL**

The land is located at Lot 1 DP 564056 and is known as 970 Range Road, Pipers Flat.

**ZONING:** The land is currently zoned General Rural 1(a) in accordance with Council's Local Planning Instrument, LEP 1994.

**PERMISSIBILITY:** The change of use is permissible in the zone as the development is not prohibited under Clause 9(1)(4) of Council's Local Environmental Plan 1994.

## **POLICY IMPLICATIONS**

The policy applicable to the application currently is Council's Animal Boarding and Training DCP. The application complies with the Policy and whilst originally erected as a rural shed exempt from approval, also satisfies the requirements of Condition 2 of the DA 49/01 approval, which indicates that:

*The applicant shall relocate the boarding kennel shed to another site on the northern side of the existing dwelling. An amended site plan and geotechnical investigation shall be submitted for approval of Council and the SCA.*

The applicant has lodged a separate septic tank application in accordance with the required condition. Council has received information from the SCA concurring with the proposal.

## **FINANCIAL IMPLICATIONS**

The only financial implication pertaining to this matter would occur should the application be refused and the applicant lodges an appeal in the Land and Environment Court. However this would not be a relevant consideration in determining the development application.

## LEGAL IMPLICATIONS

In determining a development application, a consent authority is required to take into consideration the matters of relevance under Section 79C of the Environmental Planning and Assessment Act 1979. These matters for consideration are as follows:

### **Any Environmental Planning Instrument**

The change of use is permissible in the zone as the development is not prohibited under Clause 9(1)(4) of Council's LEP.

### **Any draft environmental planning instrument that is or has been placed on public exhibition and details of which have been notified to the consent authority**

Nil

### **Any Development Control Plan**

The policy applicable to the application is Council's Animal Boarding and Training DCP. The application complies with the Policy and has been erected in a location compatible with Condition 2 of the DA 49/01 approval.

### **Any planning agreement that has been entered into under Section 93F, or any draft planning agreement that a developer has offered to enter into under Section 93F?**

Nil

### **Any matters prescribed by the regulations that apply to the land**

N/A

### **The likely impacts of that development, including environmental impacts on both the natural and built environments, and social and economic impacts in the locality**

The proposal minimises the impact of the development on the site as it will house the dogs for animal boarding and training in an insulated shed minimising the noise of the development on adjoining properties. The shed for housing of the dogs will be insulated in accordance with the acoustic report submitted in accordance with the conditions of consent (DA 49/01) thus minimising the noise on the site. This was the issue of greatest concern to adjoining neighbours with the original application (DA 49/01).

### **The Suitability of the site for the development**

The development for animal boarding and training has previously been approved. The current application simply seeks to incorporate an existing shed constructed for rural purposes to be used for housing of dogs in association with the existing approval. With no additional development being sought it is considered that the development is suitable for the site.

### **Any submissions made in accordance with this Act or the Regulations**

During the notification period Council received two submissions both objecting on the following grounds with comments in italics:

- This development will affect a number of people's lives. Comment – *the change of use of the shed will allow the dogs to be housed in closed quarters minimising noise levels on the site.*
- The applicant walks dogs in the morning unmuzzled. If he was allowed to kennel more dogs to potential for harm could be a problem. Comment – *the application seeks no modification to the number of dogs permitted under DA 49-01.*

- Only a small number of residents were notified of the application. Comment – *Council forwarded letters to each of the property owners previously associated with DA 49-01. As part of any application submissions are not restricted to those who receive correspondence.*
- Greyhounds are known to be a very vocal breed of dog. Comment – *The proposal seeks to house these animals in an enclosed shed to minimise this concern.*
- Sufficient fencing currently does not exist. Comment – *as part of DA 49-01 no fencing provisions were required. Should dogs escape the property Council Rangers would respond. The issue does not affect the proposed development.*

### **The public interest**

The application entails a simple change of use from the existing exempt development rural shed (able to be erected without development consent) to be used as a shelter for greyhounds in compatible with the approved development application (49-01) for an animal boarding and training establishment. The proposal does not seek to increase numbers of dogs to be trained and boarded on site nor does the application seek to modify any development previously approved by Council. It is considered that the change of use will minimise noise emanating from the site as the shed is to be lined to help with minimising acoustic levels.

### **DISCUSSION AND CONCLUSIONS**

It is considered that the application seeks to minimise a potential noise concern from the property and should be approved subject to conditions.

### **RECOMMENDATION**

**THAT** the change of use application for an exempt development shed to be used as an animal boarding and training kennel be approved and carried out in accordance with the application and plans submitted with the application or otherwise amended by the following conditions.

1. That a landscaping plan be submitted to Council for approval outlining potential natural landscaping that can be used to screen the shed from the boundary fronting Range Road. This landscaping plan is to be submitted and approved by Council prior to the use of the shed for animal boarding.
2. That the shed be acoustically lined in accordance with the acoustic report submitted by Indigo Acoustics dated 6 October 2006.
3. Any construction is to be in accordance with the Building Code of Australia.

**This item was deferred to the next Ordinary meeting of Council due to the Group Manager Regional Services having examined questions from a member of the Public, believes that a couple of issues required further examination prior to presentation for final determination.**

### **07-120 RESOLVED**

**THAT** this matter be deferred to the April Ordinary Meeting of Council,

**MOVED:** Councillor B P Morrissey  
**CARRIED**

**SECONDED:** Councillor W McAndrew.



**ITEM:3            REG - 02/04/07 - DEVELOPMENT AND CONSTRUCTIONS APPROVALS**

**REPORT FROM: GROUP MANAGER REGIONAL SERVICES – ANDREW MUIR**

**SUMMARY**

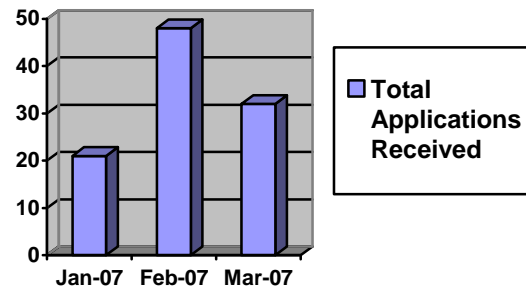
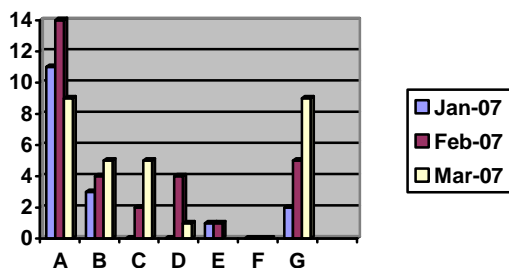
To provide statistical information on Development Applications and Construction Certificates processed.

**COMMENTARY**

Following installation of a new electronic registration system the traditional reports on Development Applications and Construction Certificates have been replaced with a report detailing the types of applications processed in each month. Over time this will evolve into useful statistical information. A full list of individual applications will be made available to Councillors and the press.

	Minor Development Approvals (including carports, garages and patios) A	Dwelling Approvals B	Dwelling Addition Approvals C	Other Residential Applications (including Dual Occupancies, Flats) D	Rural Subdivision Approvals E	Residential Subdivision Approvals F	Commercial /Industrial Approvals G	Total Applications Received
<b>Jan 2007</b>	11	3	0	0	1	0	2	21
<b>Feb 2007 *</b>	14	4	2	4	1	0	5	47
<b>Mar 2007</b>	9	5	5	1	0	0	9	32

\* includes Approvals from 27/02/2007 TO 26/03/2007



<b>Total Estimated Cost:</b>	<b>\$4,213,088</b>
<b>Average Approval Time</b>	<b>22 days</b>
<b>Total Cost of Approvals from 1/01/2007</b>	<b>\$2,363,899</b>
<b>No. of Applications from 1/01/2007</b>	<b>100</b>

**07-121 RESOLVED**

**THAT** the information be received  
**MOVED:** Councillor B P Morrissey  
**CARRIED**

**SECONDED:** Councillor B S Moran.

**ITEM:4            REG - 02/04/07 - LITHGOW LOCAL GOVERNMENT WATER USAGE**

**REPORT FROM: Strategic Engineer – L. Kearney**

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**REFERENCE**

Nil

**SUMMARY**

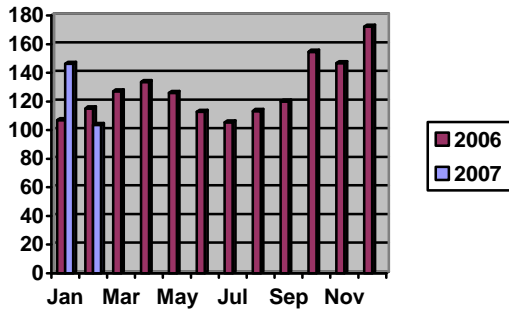
Comparison of figures for 2006 and 2007 for water usage within the Lithgow Local Government area.

**COMMENTARY**

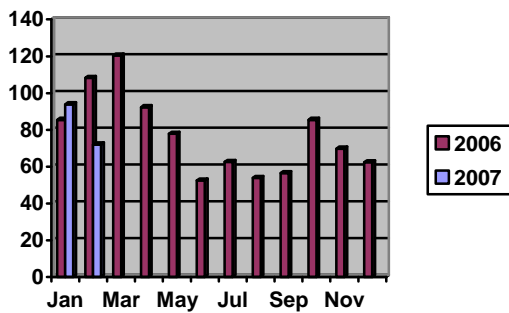
Lithgow Local Government Area Water Usage, including use from Farmers Creek Dam and Fish River Water Supply as at 26 March 2007. It should be noted that Council's maximum annual allocation of water from the Fish River Water Supply is 2,092 megalitres, and to date, Council has utilised 649 megalitres of water from this supply, equating to approximately 31% of its annual allocation (allocation issued per financial year, not calendar year).

	2006			2007		
	Farmers Creek Dam (ML)	Fish River Water Supply (ML)	Total (ML)	Farmers Creek Dam (ML)	Fish River Water Supply (ML)	Total (ML)
January	107.086	85.456	<b>192.542</b>	146.283	93.943	<b>240.226</b>
February	115.126	108.236	<b>223.362</b>	103.612	72.054	<b>155.666</b>
March	127.115	120.423	<b>247.538</b>			
April	133.557	92.345	<b>225.902</b>			
May	125.966	77.810	<b>203.776</b>			
June	112.814	52.381	<b>165.195</b>			
July	105.382	62.530	<b>167.912</b>			
August	113.398	53.792	<b>167.19</b>			
September	119.937	56.443	<b>176.38</b>			
October	154.694	85.386	<b>240.08</b>			
November	146.773	69.673	<b>216.446</b>			
December	172.212	62.376	<b>234.588</b>			
<b>TOTAL (ML)</b>	<b>1,534.06</b>	<b>926.851</b>	<b>2,460.911</b>	<b>249.895</b>	<b>165.997</b>	<b>395.892</b>

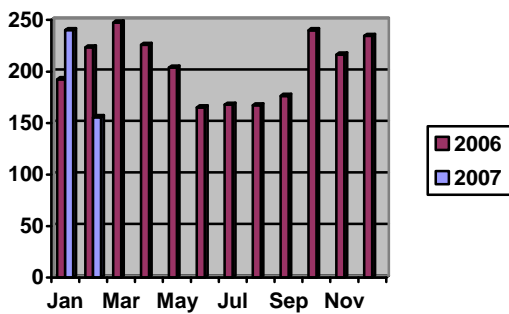
Farmers Creek Dam Usage (ML)



Fish River Water Supply Usage (ML)



Total Water Consumption in Lithgow LGA (ML)



Farmers Creek Dam is currently at 92.2% of its full capacity and Oberon Dam is currently at 20.19% of its full capacity.

**POLICY IMPLICATIONS**

Nil

**FINANCIAL IMPLICATIONS**

Nil

**LEGAL IMPLICATIONS**

Nil

## ATTACHMENTS

Nil

## 07-122 RESOLVED

**THAT** the information be received.

**MOVED:** Councillor W McAndrew

**SECONDED:** Councillor M M Collins.

**CARRIED**

## ITEM:5            **REG - 02/04/2007 - LITHGOW SEWER MODELLING ASSESSMENT OF TENDERS**

**REPORT BY: STRATEGIC ENGINEER - LEANNE KEARNEY**

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### SUMMARY

To advise on the assessment of tenders received for the Lithgow Sewer Modelling project.

### COMMENTARY

At Council's Finance and Services Committee meeting held on Monday, 20 November 2006, Council resolved to award the Lithgow Sewer Flow Gauging Tender to ADS Environmental Services, as stage 1 of Council's requirements to meet its Pollution Reduction Programme for the Lithgow Sewerage Treatment Plant Environment Protection Licence.

The process involves two (2) separate components, the first is to measure sewer flows at a number selected sites within the collection and transport system under both dry and wet weather conditions for a continuous nominal period of thirteen (13) weeks during a period of expected rainfall events, whilst secondly, a number of continuously recording rainfall gauges are also deployed to establish relationships between rainfall and sewer flow for use in the modelling component of the process. This project is currently being undertaken by ADS Environmental Services, as per their initial tender for this work.

The second component of this process is the construction, calibration, and validation of hydraulic and hydrologic models of the trunk collection and transport system, establishment of system performance characteristics including overflow risks, development of management options and negotiation of an operating licence based on an agreed least cost management strategy.

The estimated cost of this work, based on the data from the number of flow gauges involved that need to be incorporated into the model ranged between \$90,000 and \$100,000 (excluding GST).

Tenders were advertised in Local Government Tender Section of the Sydney Morning Herald and the Lithgow Mercury. Tenders closed on 2 February 2007, and complying tenders were received from six (6) companies:

Patterson Britton  
 Connell Wagner  
 Kellogg Brown and Root  
 Montgomery Watson Harza  
 AWT (Australia)  
 Halcrow Pacific

### **TENDER ASSESSMENT PROCESS**

Assessment of the six (6) tenders has been undertaken. Each tender has been reviewed independently by each member of a panel without discussion and marked on a spreadsheet that reflected the assessment criteria as contained in the contract documents. The tenders were first checked for compliance with the mandatory criteria, and then the tendered price was noted to allow culling of any tender where the price was outside a reasonable range that could allow it to be competitive on technical merit. The tenders were then assessed for technical merit and value for money, consistent with the price tendered.

Only conforming tenders were considered to ensure that all were assessed equally on their merits. Any non conforming alternatives were considered later as possible value added proposals.

### **Mandatory Criteria**

The purpose of the mandatory criteria is to ensure that all tenders conform and are acceptable for further evaluation and to ensure that they contain the required material to allow objective assessments to be undertaken.

### **Culling Process**

Tendered prices ranged between \$89,595 and \$196,000 (excluding GST), with the mean price being \$132,527 (excluding GST), and a decision was made to cull any tender received to the value greater than the mean value, therefore reducing the tenders to three (3).

### **Technical Merit**

Each tender was assessed individually and marked on each of the criteria based on the individual assessment of how the tender met the requirements as expected by each individual member of the panel. Tendered price was not a consideration.

### **Relevant Experience**

The three (3) remaining tenders rated extremely high in this area, as all are long established experts in this field, and can be regarded as equal in experience.

### **Technical Skills**

The three (3) remaining tenders indicated that all contractors have a very broad depth of experience and technical expertise, and can be regarded as equal in the skills available to undertake the work to the required quality standard.

<b>Company</b>	<b>Relevant Experience</b>	<b>Technical Skills</b>	<b>Methodology</b>	<b>Tendered Price</b>	<b>Total Score</b>	<b>Ranking</b>
AWT	14	22.5	25	20	81.5	3
MWH	10	20	22	15	67	2
Connell Wagner	18	22.5	25	30	95.5	1

It is recommended that the conforming tender received from Connell Wagner for Contract No WW/002/06 – Sewer Flow Modelling and Assessment for \$98,549.00 (including GST) be accepted and a contract to undertake the work be offered to Connell Wagner.

It is also recommended that Council accept the option to provide a bureau service to assist Council in the application of this model to other aspects of the Council's operations such as Asset Management, Developer Policy and Planning, after the completion of this contract as outlined in Connell Wagner's tender submission, at an annual cost of \$2,000.00.

### **POLICY IMPLICATIONS**

Nil

### **FINANCIAL IMPLICATIONS**

Council has received a grant of \$107,500.00 from the Sydney Catchment Authority, which represents a 50% contribution toward the flow gauging and modelling project, and Council has an allocation of \$107,500.00 in the 2006/2007 budget for this project.

### **LEGAL IMPLICATIONS**

Nil

### **RECOMMENDATION**

#### **THAT:**

1. The conforming tender received from Connell Wagner for Contract No WW/002/06 – Sewer Flow Modelling and Assessment for \$98,549.00 (including GST) be accepted and a contract to undertake the work be offered to Connell Wagner;
2. Council accept the option to provide a bureau service to assist Council in the application of this model to other aspects of the Council's operations such as Asset Management, Developer Policy and Planning, after the completion of this contract as outlined in Connell Wagner's tender submission, at an annual cost of \$2,000.00. and
3. Council resolves to affix the common seal to Contract WWW/001/06 – Sewer Flow Gauging.

### **07-123 RESOLVED**

#### **THAT:**

1. The Finance and Services Committee recommend this matter to Council as per the staff recommendation.
2. The conforming tender received from Connell Wagner for Contract No WW/002/06 – Sewer Flow Modelling and Assessment for \$98,549.00 (including GST) be accepted and a contract to undertake the work be offered to Connell Wagner;
3. Council accept the option to provide a bureau service to assist Council in the application of this model to other aspects of the Council's operations such as Asset Management, Developer Policy and Planning, after the completion of this contract as outlined in Connell Wagner's tender submission, at an annual cost of \$2,000.00 and
4. Council resolves to affix the common seal to Contract WWW/001/06 – Sewer Flow Gauging.

**MOVED:** Councillor B P Morrissey

**SECONDED:** Councillor W McAndrew.

**CARRIED**

**COMMUNITY AND CORPORATE SERVICES REPORTS**

**ITEM:6            COMM - 02/04/07 - COUNCIL INVESTMENTS FEBRUARY 2007**

**REPORT FROM - INTERNAL SERVICES MANAGER - C FARNSWORTH**

**REFERENCE**

- Min 06-237: Finance and Services Committee 7 August 2006 (July 2006)
- Min 06-330: Finance and Services Committee 3 October 2006 (August 2006)
- Min 06-378 Finance and Services Committee 6 November 2006 (September 2006)
- Min 06-436 Finance and Services Committee 4 December 2006 (October 2006)
- Min 07-35 Finance and Services Committee 5 February 2007 (November 2006)
- Min 07-36 Finance and Services Committee 5 February 2007 (December 2006)
- Min 07-92 Finance and Services Committee 5 March 2007 (January 2006)

**SUMMARY**

To advise Council of 2006/07 investments held for the period ending 28 February 2007.

**COMMENTARY**

The amount invested as at 28 February 2007 when compared to 31 January 2007 has increased by \$792,221.46. The additional income may be attributed to payment of the third rate instalment of the 2006/07 rate levy which was due for payment on 28 February 2007 as well as the third instalment of the 06/07 Financial Assistance Grant.

INVESTMENT REGISTER 2006/07								
INSTITUTION	INV TYPE	DATE LODGED	DATE DUE	DAYS	INT	VALUE 31.01.07	VALUE 28.02.07	% OF TOTAL
ANZ	TD	28.02.07	30.03.07	30	6.30	553,945.38	560,024.21	4.64%
CBA	CMS Nt	06.11.11	06.11.16	1,825	9.25	500,000.00	500,000.00	4.14%
	On Call				6.20	412,651.21	412,651.21	3.42%
	Ethical	20.06.06	20.06.11	1825	7.12	500,000.00	500,000.00	4.14%
CITIBANK	TD	05.02.07	11.04.07	60	6.41	508,401.79	514,000.34	4.26%
LG FINANCIAL	On Call				6.15	1,184,714.43	1,184,714.43	9.82%
	TD	06.12.06	06.03.07	90	6.44	785,644.82	785,644.82	6.51%
	TD	05.02.07	05.03.07	63	6.35	508,224.66	513,882.66	4.26%
	TD	05.01.07	06.03.07	60	6.47	500,000.00	500,000.00	4.14%
IMBS	On Call				5.75	5,013.49	5,013.49	0.04%
	TD	05.02.07	05.03.07	30	6.42	1,025,386.89	1,042,419.55	8.64%
	TD	28.06.06	29.06.07	364	6.41	450,000.00	450,000.00	3.73%
	TD	22.01.07	23.04.07	90	6.54	256,631.12	253,871.23	2.13%
	TD		06.03.07	92	6.47	750,000.00	750,000.00	6.22%
	TD	20.02.07	21.05.07	91	6.47	0.00	750,000.00	6.22%
ALLIANCE	Managed	01.04.02	28.02.08	365		1,000,000.00	1,000,000.00	8.29%
ST GEORGE	TD	10.01.07	07.05.07	122	6.30	256,298.15	256,298.15	2.12%
	TD	16.01.07	16.03.07	60	6.44	1,327,420.37	1,327,420.37	11.00%
	TD	06.02.07	06.03.07	30	6.35	750,000.00	757,853.42	6.28%
			<b>TOTAL</b>			<b>11,274,332.31</b>	<b>12,066,553.77</b>	<b>100.00%</b>

I, Carol G Farnsworth, Lithgow City Council Internal Services Manager (Responsible Accounting Officer) 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.

### **POLICY IMPLICATIONS**

All Council's investments are held in accordance with Lithgow City Council's Investment Policy.

### **FINANCIAL IMPLICATIONS**

Investment income to date, 28 February 2007 totals \$491,283.67 with interest paid on the maturity date of the investment and managed funds report earnings quarterly.

### **LEGAL IMPLICATIONS**

Investments are held in accordance with the Lithgow City Council's Investment Policy which accords with the requirements of the:

- Local Government Act 1993 - Section 625
- Local Government Act 1993 - Order dated 17 March 2000
- Local Government (General) Regulation 2005
- Trustee Amendment (Discretionary Investments) Act 1997- Section 14A(2), 14c(1) & (2)

### **07-124 RESOLVED**

**THAT** Council's 2006/07 investments for the period ending 28 February 2007 be received.

**MOVED:** Councillor M M Collins

**SECONDED:** Councillor A E Thompson.

**CARRIED**



## COMMITTEE MEETINGS

ITEM:7            REG - 02/04/07 - SPORTS ADVISORY COMMITTEE MEETING  
                         MINUTES OF 26 MARCH 2007

**REPORT BY: STRATEGIC ENGINEER – LEANNE KEARNEY**

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### SUMMARY

Details of the Minutes of the Sports Advisory Committee Meeting held on Monday, 26 March 2007 for Council adoption.

### COMMENTARY

At the Sports Advisory Committee Meeting held on Monday, 26 March 2007, there were eleven (11) items discussed by the Committee, and it is considered that all these items be adopted by Council as per the Committee's recommendations.

### POLICY IMPLICATIONS

Nil

### FINANCIAL IMPLICATIONS

Nil

### LEGAL IMPLICATIONS

Nil

### ATTACHMENTS

1. Minutes of the Sports Advisory Committee Meeting held on Monday, 26 March 2007.

### 07-125 RESOLVED

**THAT** Council note the recommendations of the Sports Advisory Committee for the meeting held on Monday, 26 March 2007.

**Moved:** Councillor H K Fisher

**Seconded:** Councillor M J Wilson.

**CARRIED**

## QUESTIONS WITHOUT NOTICE

### QWN - 02/04/07 - COUNCILLOR M F TICEHURST

2. With respect to the current DA for the Helicopter Joyrides Helipad at Capertee, could the Council advise if as publicly stated, the proponent has taken legal action in the Land and Environment Court and if not, when it is expected that the matter will finally come before the Council for determination?

*The Court advises as at 12.35pm 2 April 2007 that no appeal has been lodged. The matter is still in the assessment phase. The applicants comments on submissions are awaited as are General Terms of Approval from the Department of Environment and Conservation. Therefore, as previously advised, no indication can be given as to when the application will be reported for determination.*

3. Given the current spate of serious and fatal road accidents in Central West NSW, could the Lithgow TALC Committee at its Meeting on Thursday 5 April 2007 consider implementing the successful "Headlights on in the Daytime" program on the Great Western and Castlereagh Highways in the Lithgow LGA?

*The matter can be referred to TALC should this be the resolution of the Committee.*

### 07- 126 RESOLVED

**MOVED:** Councillor M F Ticehurst  
**CARRIED**

**SECONDED:** Councillor H K Fisher.

4. Could the Council provide a full list of all of the community organisation's who are in receipt of or who will receive any financial or financial 'in-kind' assistance from the Lithgow City Council in the current financial year 2006/2007?

Council resolved the following donations/contributions in the 2006/07 Management Plan:

- Senior Citizen's Week - \$1000
- Smith Family - \$10,000
- Arts Out West - \$9,933
- White Ribbon Day - \$1,000
- Domestic Liaison Group - \$200
- Lithgow Families Xmas Party - \$500
- Youth Week - \$3,000
- Youth Council - \$1,000
- Scholarship – Radiology/Physio - \$2,000 (matched by SWAHS)
- Gumnut House - \$2,000
- Ironfest - \$10,000 (note a further \$2,840 allocated by Council – Minute 06-378)
- Josephite Foundation - \$2,000
- Lithgow City Band - \$2,000
- Highland Pipe Band - \$2,000
- LINC – Bowenfels Cottage - \$1,000

- Lithgow Community Orchestra - \$1,500
- Early Intervention Program - \$5,000
- Lithgow Mental Health - \$3,000
- SES Lithgow - \$3,000
- SES Portland - \$3,000
- State Mining Museum - \$5,000
- Tidy Towns – Lithgow -\$4,000
- Tidy Towns – Portland - \$2,000
- Wallerawang Kids Club - \$2,000
- Waste to Art - \$700
- Lithgow Croquet Club - \$1,500
- Lake Lyell Caretaker - \$20,000
- Lithgow Business Association/Celebrate Lithgow - \$10,000
- Lifeline - \$2,000
- LINC Contribution - \$1,000
- LINC offset rent - \$15,000

In addition to these items specifically included in the Management Plan, Council resolved in adopting the 2006/07 Management Plan to include an allocation of \$20,000 as the Donations budget to be managed in accordance with s 356 of the Local Government Act 1993.

This allocation enables Council to consider applications as they arise.

The monthly reports included in the Business Papers include the full list of those who have benefited from the Council's allocation of these funds. At the 19 March 2007 Council meeting, the allocations up to 19 February 2007 (where it was noted that the annual allocation had been) and added an allocation of \$220 to waive the fees for the hire of council's Civic Ballroom for the purpose of producing a film by a local film maker.

The Donations budget is allocated as Council is therefore as follows:

DATE	ORGANISATION	ASSISTANCE	AMOUNT
<b>Management Plan Allocation 2006/07</b>			<b>\$20,000.00</b>
24.07.06	GLATSIC Naidoc Week	Cont :Min 06-162 05.06.06	500.00
04.08.06	Lithgow High School	Presentation Day : as per Policy	50.00
07.08.06	Bicentennial National Trail	Refund DA Fees: Min 06-229	261.95
04.09.06	Lithgow Country Women's Assoc	General Rate Component Min 06-292	417.21
04.09.06	Wallerawang Country Women's Assoc	General Rate Component Min 06-292	408.69
04.09.06	Portland Dist Motor Sports	Sponsorship (Following Advertising) Min 06-292	60.00
04.09.06	Lithgow & District Poultry Club	Sponsorship Min 06-292	300.00
04.09.06	Lithgow Golf	Sponsorship (Following Advertising) Min 06-292	1,000.00
04.09.06	Crystal Theatre Com Cinema	Sponsorship (Following Advertising) Min 06-292	500.00
04.09.06	Lithgow Greyhound Club	Sponsorship (Following Advertising) Min 06-292	4,350.00
03.10.06	Mitchell Conservatorium Inc	Scholarships for local students Min 06-332	275.00

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03.10.06	Pied Piper Preschool	Assistance with equipment purchase Min 06-332	50.00
06.11.06	Blinky Bill Child Care	Assistance with Fundraising Min 06-378	50.00
06.11.06	Portland Golf Club	Sponsorship Min 06-378	750.00
06.11.06	Portland Central School	Annual Presentation Min 06-378	50.00
06.11.06	Ironfest	Assistance with rental 2005/06 Min 06-378	2,840.00
04.12.06	Cullen Bullen Progress Assoc	Rates assistance Min 06-439	\$313.21
04.12.06	Lithgow Small Arms Rifle Club	Open championship prize Min 06-439	\$50.00
04.12.06	Lithgow Workmen's Valley Women's Bowling Club	Assistance with Versatility Sixes Min 06-439	\$50.00
04.12.06	Rydal A H & P Society	Cash and in-kind – Heavy horses display Min 06-439	\$300.00
04.12.06	Xmas and Beyond	Xmas for disadvantaged Min 06-439	\$100.00
04.12.06	Cullen Bullen Public School	Annual Presentation Min 06-439	\$50.00
04.12.06	Zig Zag Public School	Annual Presentation Min 06-439	\$50.00
04.12.06	Cooerwull Public School	Annual Presentation Min 06-439	\$50.00
19.02.07	First Portland Scout Group	Donation Min 07-51	\$50.00
19.02.07	Western Academy of Sport	Reimbursement of pool entry fees Min 07-51	\$138.60
19.02.07	Lithgow Show Society	Sponsorship of the main event Min 07-51	\$8,000.00
19.02.07	Lithgow Enterprise Development Agency Inc.	Final audit fees Min 07-51	\$869.00
19.03.07	Joel White – Film	Waive fees for Civic Ballroom Min 07-103	\$220.00
<b>Total: Sec 356 Donations to 19.03.07</b>			<b>\$22,153.66</b>
<b>2006/07 Allocation Remaining - NIL – over expended</b>			<b><u>-\$2,153.66</u></b>

7. I am in receipt of a letter from Ms Sandra Allan of Mort Street Lithgow regarding traffic issues in Mort Street Lithgow arising out of last weeks Truck accident at Mount Victoria that caused the Great Western Highway to be closed for some 10 hours. Could I table her concerns and request that as a matter of urgency, the information go before the TALC Meeting this Thursday 5 April 2007?

*Should the letter from the resident be provided, it can be determined if the issues raised are matters for TALC.*

- A. Mr Mayor did Council receive a letter from St Josephs School in Portland in relation to traffic issues in this area? Can this letter be referred to TALC?

**07-127 RESOLVED**

**MOVED:** Councillor M F Ticehurst    **SECONDED:** Councillor M J Wilson.

**CARRIED**

- B. Mr Mayor did Council receive a letter from Blinky Bill in Portland and can a report be brought back on this?

*A report will be brought back on the 16 April 2007.*

**QWN - 02/04/07 - COUNCILLOR A E THOMPSON**

1. Mr Mayor can a report be brought back on the Trade Waste issues?

*The General Manager advised that a report is being completed and will be reported in due course.*

**QWN - 02/04/07 - COUNCILLOR M M COLLINS**

1. Mr Mayor can Council please have a look at the water in Lidsdale as it has been discoloured for about a week?

*The Group Manager Regional Services advised that Council is aware of this and at present believes that the problem has been fixed.*

The meeting closed at 7.20pm.