

4th NOVEMBER 2008

MINUTES - POLICY AND STRATEGY COMMITTEE MEETING OF COUNCIL



LITHGOW CITY COUNCIL

"A Centre of Regional Excellence"

MINUTES

**POLICY AND STRATEGY COMMITTEE
MEETING OF COUNCIL**

HELD ON

04 NOVEMBER 2008

**MINUTES OF THE LITHGOW CITY COUNCIL MEETING
HELD AT THE CIVIC CENTRE, LITHGOW ON 4TH NOVEMBER 2008**

Meeting Commenced 6.00pm

Public Gallery: 22

PRESENT

His Worship the Mayor
Councillor Neville Castle
Councillor M F Ticehurst
Councillor W McAndrew
Councillor H K Fisher
Councillor J J McGinnes
Councillor G Danaher
Councillor W Marshall
Councillor C Hunter

APOLOGIES

An apology was received and leave of absence granted for Councillor R Thompson who was out of the City on personal business.

P08-117 MOVED: Councillor H K Fisher

SECONDED: Councillor W McAndrew.

CARRIED

Also in attendance

General Manager, Mr Roger Bailey
Group Manager Regional Services, Mr Andrew Muir
Group Manager Community and Corporate Services, Ms Suzanne Lollback
Minutes Secretary, Miss Casey Clarke

CONFIRMATION OF MINUTES

Confirmation of the Minutes of the Policy and Strategy Committee Meeting of Council held on the 7th October 2008 were taken as read and confirmed.

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

P08-118 RESOLVED

CARRIED

DECLARATION OF INTEREST

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

NIL

QUESTIONS FROM THE PUBLIC GALLERY

At 6.00pm members of public gallery were invited to address questions through the Mayor to Councillors and Staff: -

NIL questions were received.

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MAYORAL MINUTES

LATE MAYORAL MINUTE - 04/11/08 - CONSTITUTIONAL RECOGNITION OF LOCAL GOVERNMENT

COMMENTARY

Invitations have been received regarding the Constitutional Recognition of Local Government.

One of those is for a Local Government Constitutional Summit, a special National General Assembly from the 8th - 11th December in Melbourne. The other event is an invitation from the Prime Minister, The Hon Kevin Rudd MP, who has established the Australian Council of Local Government and that organisation will be having its inaugural meeting on the 18th November 2008 in Canberra (the same day as the November Council meeting).

It would be unreasonable to expect a Council to have their Mayor represented at both functions, especially when both functions are looking to have the same result, which is the Constitutional Recognition of Local Government. It is my belief that the greatest benefit would be for the Mayor to attend the single day conference in Canberra on the 18th November 2008.

The idea of this constitutional recognition was mentioned by the Premier Nathan Rees as part of his speech at the recent Local Government Conference in Broken Hill and has been a long standing position taken by the Local Government and Shires Association, which needs to be supported as strongly as possible.

The costs of the event in Canberra will be met by the Government with attendees only needing to be meeting the cost of their travel and accommodation. The accommodation would be required for one night in Canberra, as on the Monday evening the winners of the 2008 National Awards for Local Government will be presented, of which an invitation of which is seen to be part of the overall function.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

Travel and Accommodation

LEGAL IMPLICATIONS

NIL

P08-119 RESOLVED

THAT:

1. Council note that the Mayor will be attending the conference in Canberra for the Australian Council of Local Government on November 18th 2008 and the National Awards for Local Government on the 17th November 2008.
2. A delegates report will be presented back to Council after the event.

MOVED: Councillor N L Castle

SECONDED: Councillor H K Fisher.

CARRIED

NOTICES OF MOTION**ITEM:1 NOTICE OF MOTION - 04/11/08 - COUNCILOR J J MCGINNES - VARIOUS QUESTIONS WITHOUT NOTICE**

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NOTICE OF MOTION**MOTION**

Questions to the Lithgow City Council Committee Meetings on 4 November 2008 by Councillor J.J. McGinnes.

QUESTIONS


1. Could the Council report back on the current situation facing the residents of the Pottery Estate where it seems that they will lose their homes to the Landlord Company even though the Council was involved in brokering an agreement in 2001?
2. Could the Council call a Citizens Access Meeting when it receives a written request from a resident or community group for Councillors to make an inspection of a building or land site?
3. Could the Council request from the RTA, statistics on traffic crashes on the Bells Line of Road and the facts on which they base the new speed limit restrictions being placed on this route?
 - 3a. Could the Council also enquire if the crash rate fatalities and casualties include the section of road between Windsor and Kurrajong Heights.
 - 3b. Could the Council prepare a submission to the RTA to have the new speed restrictions to be linked more closely to the accident statistics locations as public concerns has been raised about the extensive use of 60kph zones?

ATTACHMENTS

1. Copy of Pottery Estate Agreement.
2. Copy of letter from Vale Ladies Club at the Vale Hall, Lithgow.

RECOMMENDATION

That the Council provide written reports or responses to the Questions above.


Councillor Joe McGinnes
28 October 2008

Lithgow City Council
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28 OCT 2008

Doc. No.
GDA Ref.
Year by Cr.

P08-120 RESOLVED

THAT:

1. Council report back on the current situation facing the resident of the Pottery Estate where it seems that the residents will lose their homes to the Landlord Company.

MOVED: Councillor J J McGinnes
CARRIED

SECONDED: Councillor H K Fisher.

P08-121 RESOLVED

THAT:

2. Council develop a policy for the holding of Citizens Access meetings.

MOVED: Councillor J J McGinnes
CARRIED

SECONDED: Councillor H K Fisher.

P08-122 RESOLVED

THAT:

3. Council request from the RTA, statistics on traffic crashes on the Bells Line of Road and the facts on which they base the new speed limit restrictions being placed on this route.
 - 3a) Council also enquire if the crash rate fatalities and casualties include the section of road between Windsor and Kurrajong Heights.
 - 3b) Council prepare a submission to the RTA to have the new speed restrictions to be linked more closely to the accident statistics locations as public concerns has been raised about the extensive use of 60kph zones?

MOVED: Councillor J J McGinnes

SECONDED: Councillor W McAndrew.

**ITEM:2 NOTICE OF MOTION - 04/11/08 - COUNCILLOR J J MCGINNES -
COMMONWEALTH BANK OF AUSTRALIA**

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NOTICE OF MOTION

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MOTION

28 OCT 2008

Doc. No

- That all Councillors be provided as soon as possible with all documents involving:
1. Councils invested Commonwealth Bank of Australia Ethical Note of 6 November 2006.
2. Councils invested TD Shield Commonwealth Bank of Australia of 21 November 2007.

BACKGROUND

Further to this Council's Agenda Item 11 of the last Ordinary Meeting of Council on the 21st October 2008 where Councillors raised concerns over the status of this Council's current Investment Portfolio, I would like that all Councillors be provided as soon as possible with all documents involving:-

1. Councils invested Commonwealth Bank of Australia Ethical Note of 6 November 2006.
2. Councils invested TD Shield Commonwealth Bank of Australia of 21 November 2007.

It was reported to the last Ordinary Meeting of Council that the Councils currently invested \$500,000 Ethical Note, also now called a CDO held with the Commonwealth Bank had been written down to \$220,000, a financial loss of \$280,000.

However it has come to light that in two prior reports to the previous Council, it was reported strenuously that this Council held no investments that may be exposed to the US sub-prime market and that this Council did not hold any CDO's.

Also of concern is that the brief General Purpose Financial Reports that have been provided to all Councillors indicates in its Income/Balance Sheet dated 30th June 2008 that at Note 6a, CDO's are listed in 2008 as actual current at \$220,000, however there is no entry for the initial \$500,000 as listed in 2007 as actual current?

This loss of a very substantial financial investment will be of some concern to our ratepayers particularly as the Prime Minister Mr Rudd declared on the Sunrise Program on Monday 27th October 2008 that the Federal Government will not guarantee any market linked investments because they are at the mercy of movements in the share market and mortgage securities.

Once the requested documents have been made available to all Councillors, it may be appropriate for Councillors to re-visit the current policies on Councils Investments.

ATTACHMENTS

Agenda Item 11 of the Ordinary Meeting of Council on the 21st October 2008.
Council Minutes of the 5 November 2007 and 7 April 2008.
Note 6a Lithgow City Council Financial Report.

RECOMMENDATION

- That all Councillors be provided as soon as possible with all documents involving:-
1. Councils invested Commonwealth Bank of Australia Ethical Note of 6 November 2006.
 2. Councils invested TD Shield Commonwealth Bank of Australia of 21 November 2007.

Councillor Joe McGinnes
28 October 2008

P08-123 RESOLVED

THAT:

1. All Councillors be provided as soon as possible with all documents involving:
 - a) Councils invested Commonwealth Bank of Australia Ethical Note of 6 November 2006;
 - b) Councils invested TD Shield Commonwealth Bank of Australia of 21 November 2007
 - c) Councils investment with Alliance
2. Council hold an Extra Ordinary Council Meeting with an investment advisor to review all current investments held by Lithgow City Council

MOVED: Councillor J J McGinnes

SECONDED: Councillor M F Ticehurst.

CARRIED

ITEM: 3 NOTICE OF MOTION - 04/11/08 - COUNCILLOR M F TICEHURST - REQUEST FOR FINANCIAL ASSISTANCE UNDER COUNCIL POLICY 4.4 BY TARANA TANKER TRAILERS INC

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NOTICE OF MOTION

28 OCT 2008

MOTION TITLE/TOPIC:

Request for financial assistance under Council Policy 4.4. by Tarana Tanker Trailers Inc.

Doc. No

GDA Ref.

Years

Listed by: Councillor Martin Ticehurst

Date: 27 October 2008.

BACKGROUND

As a result of a recent decision by the NSW Rural Fire Service to discontinue the use of Tanker Trailers in the Lithgow LGA, members of the Tarana Rural Fire Service Brigade formed the community organisation, Tarana Tanker Trailers Incorporated.

The Tarana Rural Fire Service members highly valued the usefulness of its thirteen Tanker Trailers which were positioned around the Tarana District so that a trailer was located within 10 minutes of any fire to ensure any outbreak of fire was contained or extinguished pending the arrival of further Tanker Trailers or larger Rural Fire Service vehicles.

The new Tarana Tanker Trailers Inc. community organisation was successful in tendering \$2,400 for the purchase of their previously owned thirteen Tanker Trailers. However, with the current Bush Fire Season now upon us, the Tanker Trailers require formal registration which is expected to cost up to \$2,000.

Whilst the Tarana community has been very active in its fund raising activities for this project, Councillors would appreciate that for any new community organisation, this is a substantial expense that previously would have been met by either the RFS or the Council.

The Tanker Trailers are clearly a vital part of ensuring the immediate safety of residents in the Tarana District and it is to the credit of local RFS members that they have embraced this community initiative and accordingly, I believe it appropriate that Council provide up to \$2,000 to the Tarana Tanker Trailers Incorporated to provide for the immediate registration establishment of the thirteen Tanker Trailers.

After this original registration process, future registrations will collectively be less than \$1,000 each year.

RECOMMENDATION

THAT Council provide the Tarana Tanker Trailers Incorporated with an immediate financial donation of up to \$2,000 under it's Policy 4.4 – Donations under Section 356 of the Local Government Act and that Tarana Tanker Trailers Incorporated be invited to make a further application for financial assistance in the upcoming 2009/2010 Council Budget.

Signed: MF Ticehurst

P08-124 RESOLVED

THAT:

1. Council, subject to confirmation from the NSW Rural Fire Service that Tanker Trailers are permitted to be used on fire grounds, provide the Tarana Tanker Trailers Incorporated with an immediate financial donation of up to \$2000 under its Policy 4.4 - Donations under Section 356 of the Local Government Act
2. A report be provided to Council on the use of Tarana Tanker Trailers to be reported back to the new Council in the near future.

MOVED: Councillor M F Ticehurst

SECONDED: Councillor H K Fisher.

CARRIED

ITEM:4 NOTICE OF MOTION - 04/11/08 - COUNCILLOR M F TICEHURST - QUESTIONS WITHOUT NOTICE

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NOTICE OF MOTION

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MOTION TITLE/TOPIC:

Questions with Notice submitted by Councillor Martin Ticehurst to the Lithgow City Council Committee Meetings on Tuesday 4 November 2008.

Doc. No
GDA Ref.
Years

Listed by: Councillor Martin Ticehurst

Date: 27 October 2008.

BACKGROUND

1. Could the General Manager and his Officers provide all Councillors and the Council with a report on various options for the erection of a new Town Clock in the Lithgow Central Business District?
2. Could the General Manager and his Officers provide all Councillors and the Council with a report on recent rock falls that have occurred on the Wolgan Gap – Wolgan Road which leads to and from the new Emirates Resort in the Wolgan Valley?
3. Could the General Manager and his Officers provide all Councillors and the Council with report on a recent submission to the State Parliament by Mr Jim Glasson, the Director-General of the Ministry of Transport, that it is currently conducting a study into funding options for new commuter car parks which may apply to transport interchanges such as the Lithgow Rail Interchange?

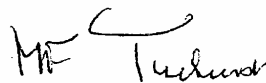
Additionally, could the Council resolve to have our State Member, Gerard Martin to make representations to the Minister for Transport for the Lithgow Rail Interchange to be seriously considered for a new commuter car parking area on the western side of the Lithgow Railway Station Interchange?

4. Could the General Manager and his Officers provide all Councillors and the Council with report on the recent pollution incident which occurred over the October long-weekend at the Lithgow Sewerage Plant involving the discharge of water from sewerage ponds into the Farmers Creek?
5. Could the General Manager and his Officers provide all Councillors and the Council with updated report on the EPA Court Order made on the 26 October 2007 for the Lithgow Council to complete repairs to its Water Treatment Plant by 9 June 2008?

RECOMMENDATION

THAT Council provides appropriate written reports or responses to the above Questions with Notice.

Signed: _____



P08-125 RESOLVED**THAT:**

1. The General Manager and his Officers provide all Councillors and the Council with a report on various options for the erection of a new Town Clock in the Lithgow Central Business District.

MOVED: Councillor M F Ticehurst
CARRIED

SECONDED: Councillor H K Fisher.

P08-126 RESOLVED**THAT:**

2. The General Manager and his Officers provide all Councillors and the Council with a report on recent rock falls that have occurred on the Wolgan Gap - Wolgan Road which leads to and from the new Emirates Resort in the Wolgan Valley. The report is also to include information on increased usage.

MOVED: Councillor J J McGinnes
CARRIED

SECONDED: Councillor W McAndrew.

P08-127 RESOLVED**THAT:**

3. The General Manager and his Officers provide all Councillors and the Council with a report on a recent submission to the State Parliament by Mr Jim Glasson, the Director General of the Ministry of Transport, that it is currently conducting a study into funding options for new commuter car parks which may apply to transport interchanges such as the Lithgow Rail Interchange. Additionally, could the Council resolve to have our State Member, Gerard Martin to make representations to the Minister for Transport for the Lithgow Rail Interchange to be seriously considered for a new commuter car parking area on the western side of the Lithgow Railway Station Interchange.

MOVED: Councillor M F Ticehurst

SECONDED: Councillor J J McGinnes.

SUBSEQUENT MOTION**P08-128 RESOLVED****THAT:**

1. Council hold discussions with the owner of the old TAFE building and request that repairs be carried out to the building as well as asking if it can be acquired to allow it to be knocked down and made into a car park.
2. A report to come back to Council on the new taxi rank in Eskbank Street and as to how many car parking spaces will be lost.

MOVED: Councillor H K Fisher
CARRIED

SECONDED: Councillor J J McGinnes

P08-129 RESOLVED

THAT Council move **SUSPENSION OF STANDING ORDERS** to continue with the Policy and Strategy Committee Meeting.

Moved: Councillor H K Fisher

Seconded: Councillor M F Ticehurst

CARRIED

P08-130 RESOLVED

THAT the General Manager and his Officers provide all Councillors and the Council with a report on the recent pollution incident which occurred over the October long weekend at the Lithgow Sewerage Plant involving the discharge of water from sewerage ponds into the Farmers Creek.

Moved: Councillor M F Ticehurst

Seconded: Councillor H K Fisher

CARRIED

Question 5 of the Notice of Motion was withdrawn by Councillor Ticehurst.

ITEM:5 NOTICE OF MOTION - 04/11/08 - COUNCILLOR M F TICEHURST - MORE QUESTIONS WITHOUT NOTICE

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MOTION TITLE/TOPIC:

Questions with Notice submitted by Councillor Martin Ticehurst to the Lithgow City Council Committee Meetings on Tuesday 4 November 2008.

Doc. No
Lithgow City Council
Years

Listed by: Councillor Martin Ticehurst

Date: 27 October 2008.

BACKGROUND

1. Could the General Manager and his Officers indicate if they are aware of the DLG Circular 08-67 which indicates that State Government Grants are currently available to apply for the upgrade of NSW Local Government Playgrounds and if so, will the Lithgow City Council be making an application? If so, what will be the priority for Playgrounds in the Lithgow LGA, particularly the one in Andrew Street, Lithgow?
2. Could the General Manager and his Officers provide all Councillors and the Council with a report on all of the urban and rural road patching, road maintenance and road upgrades to be carried out by Lithgow City Council in the current 08/09 budget?
3. Could the General Manager and his Officers provide all Councillors and the Council with a report on establishing a Lithgow City Council Internal Audit and Compliance Committee to satisfy DLG Circular 08-64 'Internal Audit Guidelines for Councils' and Recommendations 8 and 9 arising out of the ICAC Wollongong Council Inquiry?

Recommendation 8 - That Wollongong City Council's internal audit or administrative staff be given responsibility for monitoring compliance with Council resolutions and reporting on non-compliance.

Recommendation 9 - That Wollongong City Council receives regular reports on compliance with its resolutions and that the Council have regard to these reports when evaluating the performance of the General Manager.
4. Could the General Manager and his Officers provide all Councillors and the Council with a detailed report on any currently outstanding resolutions that were made prior to the 13 September 2008 by the Lithgow City Council?

RECOMMENDATION

THAT Council provides appropriate written reports or responses to the above Questions with Notice.

Signed: _____

MF Ticehurst

P08-131 RESOLVED**THAT:**

1. The General Manager and his Officers indicate if they are aware of the DLG Circular 08-67 which indicates that State Government Grants are currently available to apply for the upgrade of NSW Local Government Playgrounds.

MOVED: Councillor M F Ticehurst
CARRIED

SECONDED: Councillor J J McGinnes

P08-132 RESOLVED**THAT:**

2. The General Manager and his Officers provide all Councillors and the Council with a report on all of the urban and rural road patching, road maintenance and road upgrades that will be carried out by Lithgow City Council in the 2008/09 budget.

MOVED: Councillor M F Ticehurst
CARRIED

SECONDED: Councillor H K Fisher.

P08-133 RESOLVED**THAT:**

3. The General Manager and his Officers provide all Councillors and the Council with a report on establishing a Lithgow City Council Internal Audit and Compliance Committee to satisfy DLG Circular 08/64.

MOVED: Councillor M F Ticehurst

SECONDED: Councillor W Marshall.

P08-134 RESOLVED**THAT:**

4. The General Manager and his Officers provide all Councillors and the Council with a detailed report on the resolutions that are outstanding prior to the 13th September 2008 election.

MOVED: Councillor M F Ticehurst
CARRIED

SECONDED: Councillor H K Fisher

ITEM:6 NOTICE OF MOTION - 04/11/08 - COUNCILLOR M F TICEHURST - VARIOUS QUESTIONS WITHOUT NOTICE

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NOTICE OF MOTION

28 OCT 2008

MOTION TITLE/TOPIC:

Doc. No

GDA Ref:

Year

Questions with Notice submitted by Councillor Martin Ticehurst to the Lithgow City Council Committee Meetings on Tuesday 4 November 2008.

Listed by: Councillor Martin Ticehurst Date: 27 October 2008.

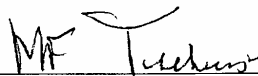
BACKGROUND

1. Could the General Manager and his Officers provide all Councillors and the Council with an updated report on the current status of considerations by the Lithgow City Council for the upgrading or establishment of a new Skate/Bike Park in Lithgow?
2. Further to 1. above, could the General Manager and his Officers as a matter of urgency seek additional information from other Australian Local Governments, including plans, photographs and videos of existing Skate/Bike Parks to assist in the consideration by the Council and Councillors towards firming up a proposal for inclusion in the Lithgow Councils 2009/2010 budget and Management Plan?
3. Further to 1. and 2. above, could the General Manager and his Officers advise the Councillors and Council what, if any additional Federal, State or community funding (i.e. CDSE) may be available?

RECOMMENDATION

THAT Council provides appropriate written reports or responses to the above Questions with Notice.

Signed: _____



P08-135 RESOLVED**THAT:**

1. The General Manager and his Officers provide all Councillors and the Council with an updated report on the current status of considerations by the Lithgow City Council for the upgrading or establishment of a new Skate/Bike Park in Lithgow.
2. The General Manager and his Officer seek additional information from other Australian Local Governments, including plans, photographs and video's of existing Skate/Bike Parks to assist in the consideration by the Council and the Councillors towards firming up a proposal for inclusion in the Lithgow Councils 2009/10 budget and Management Plan.
3. The General Manager and his Officers advise the Councillors and Council what if any, additional Federal, State or community funding may be available.

MOVED: Councillor M F Ticehurst
CARRIED

SECONDED: Councillor H K Fisher.

CORPORATE SERVICES REPORTS

ITEM:7 COMM - 04/11/08 - REVIEW OF COUNCILS POLICY MANUAL

REPORT FROM: GROUP MANAGER COMMUNITY AND CORPORATE – SUZANNE LOLLBACK

REFERENCE

Min 07-501 - Ordinary Meeting of Council - 19 November 2007

Min O08-165 - Ordinary Meeting of Council – 21 October 2008

SUMMARY

The Council as per its Standard Working Procedure has determined that all policies will be reviewed within 12 months of a Council election. It is proposed that Council's policies will be submitted to the Council for consideration over a staged period of time. This report provides a review of policies in the Council's Policy Manual of:

- Section 1: Acquisition and Disposal of Assets
- Section 3: Contracting
- Section 4: Community Liaison.

COMMENTARY

All policies have been reviewed for their content as well as been reformatted for consistency of layout and style.

Where minor changes have occurred such as grammatical corrections and formatting, and where the context of the policy has not changed, it is considered that the changes are not substantial and thus do not require public exhibition.

Where a policy is required to be changed due to a change in legislation or a direction of the Director General of the Department of Local Government, it is considered that the changes do not require public exhibition.

For those policies that have substantial changes, or where the context of a policy has changed, the policy shall be exhibited for 28 days after the date on which the draft policy is placed on public exhibition during which submissions may be made to the Council.

The following existing policies are considered to have minor changes, or changes that are a result of legislative changes, and thus do not require public exhibition.

POLICY NUMBER	COMMENTS
Policy 1.1 Land (Council) – Leases – Legal Costs	Small wording correction. No change in context. Reformatted.
Policy 1.3 Asset Disposal	Small wording correction. No change in context. Reformatted.
Policy 1.4 Tendering	Small wording correction. No change in context. Reformatted.
Policy 3.1 Contracts – Disclosure on Request of Information Contained in Council Contracts	Small wording correction. No change in context. Reformatted.
Policy 4.1 Community Representatives – Appointment of to Committees or Working Groups	Small wording correction. No change in context. Reformatted.
Policy 4.2 Voluntary Work – Community Volunteers	Small wording correction. No change in context. Reformatted.
Policy 4.3 Donations – GST treatment for Grants and Contributions	Reformatted.
Policy 4.6 Request for Donation by Waiving of Fees for Council Facilities	Small wording correction. No change in context. Reformatted.
Policy 4.7 Halls – Senior Citizens Week	Reformatted.
Policy 4.8 Union Theatre/Civic Ballroom – Functions by Charitable Organisations	Reformatted. 3. Replace the amount '\$1000' with 'funding' to allow the Council to set the amount as part of the annual budget process.
Policy 4.9 Lithgow City Council Art/Painting Collection	Small wording correction. No change in context. Reformatted.
Policy 4.10 Loans from Council's Art Collection	Small wording correction. No change in context. Reformatted.
Policy 4.11 Complaints – Disclosure of Identity – Freedom of Information Act 1989	Small wording correction. No change in context. Reformatted. Note wording removed from Objective as repeated in Policy.
Policy 4.12 Complaints and procedures	Small wording correction. No change in context. Reformatted.
Policy 4.13 Customer Service Policy	Small wording correction. No change in context. Reformatted.
Policy 2.14 Lithgow Library Learning Centre Child Protection Policy	Reformatted.

The following existing policies have a change of a substantial nature and thus will be placed on public exhibition for a period of 28 days. Following public exhibition, comments from the public will be reported to the Council, along with a recommendation for adoption of the policy.

POLICY NUMBER	EXISTING POLICY	PROPOSED CHANGES
Policy 1.2 Asset Acquisition	Requires the inclusion of two points under 1.	<p>Include as points 3 and 4 under 1.</p> <ul style="list-style-type: none"> • <i>Whether the land is suitable for its intended use in accordance with the strategy in the Council's Strategic Plan 'ensuring Council land is suitable for its intended use'.</i> • <i>Whether the land is suitable for its intended use in terms of levels of contamination.</i>
Policy 4.4 Donations – Section 356 of the Local Government Act	<p>Amend in response to Res: F08-88 Finance and Services 1 July 2008 which reads:</p> <p><i>4. Council report back on the Donations – Section 356 Local Government Act Policy so it be reviewed to consider donations to schools.</i></p>	<p>Insert the new point (viii) <i>(viii) Council will support local projects and activities of schools within Council's area where those projects demonstrate partnerships with and benefit to the wider community.</i></p>
Policy 4.5 Financial Assistance to Community Groups and Organisations – Interest Free Loans	<p>Rewording of Objective (ii) required to clarify meaning.</p> <p>Currently reads:</p> <p><i>To limit the availability the aggregate of interest free loans available to community groups and organisations up to a maximum of \$200,000.</i></p> <p>Additional point to be inserted as point 3.</p>	<p>Objective (ii) to read:</p> <p><i>ii) To set a combined limit of \$200,000 for all interest free loans to community groups</i></p> <p>Additional point to read:</p> <p><i>3. Council has included the loan in its Management Plan.</i></p>

POLICY IMPLICATIONS

As per the above changes

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

Many of the policies respond to the requirements of the Local Government Act 1993, the Local Government (General) Regulations and various other acts.

RECOMMENDATION

THAT the Council:

1. Reaffirm the following policies with the identified minor changes:
 - Policy 1.1 Land (Council) – Leases – Legal Costs
 - Policy 1.3 Asset Disposal
 - Policy 1.4 Tendering
 - Policy 3.1 Contracts – Disclosure on Request of Information Contained in Council Contracts
 - Policy 4.1 Community Representatives – Appointment of to Committees or Working Groups
 - Policy 4.2 Voluntary Works – Community Volunteers
 - Policy 4.3 Donations – GST Treatment for Grants and Contributions
 - Policy 4.6 Request for Donations by Waiving of Fees for Council Facilities
 - Policy 4.7 Halls – Senior Citizens Week
 - Policy 4.8 Union Theatre/Civic Ballroom – Functions by Charitable Organisations
 - Policy 4.9 Lithgow City Council Art/Painting
 - Policy 4.10 Loans from Council's Art Collection
 - Policy 4.11 Complaints – Disclosure of Identity – Freedom of Information Act 1989
 - Policy 4.12 Complaints and Procedures
 - Policy 4.13 Customer Service Policy
 - Policy 4.14 Lithgow Library Learning Centre Child Protection Policy
2. Place the following policies on public exhibition for a period of 28 days and call for public comment through advertisements in the Lithgow Mercury and report back to the Council for final adoption:
 - Policy 1.2 Asset Acquisitions
 - Policy 4.4 Donations – Section 356 of the Local Government Act
 - Policy 4.5 Financial Assistance to Community Groups and Organisations – Interest Free Loans

P08-136 RESOLVED**THAT** the Council:

1. Reaffirm the following policies with the identified minor changes:
 - Policy 1.1 Land (Council) – Leases – Legal Costs
 - Policy 1.3 Asset Disposals
 - Policy 1.4 Tendering
 - Policy 3.1 Contracts – Disclosure on Request of Information Contained in Council Contracts
 - Policy 4.1 Community Representatives – Appointment of to Committees or Working Groups
 - Policy 4.2 Voluntary Works – Community Volunteers
 - Policy 4.3 Donations – GST Treatment for Grants and Contributions
 - Policy 4.6 Request for Donations by Waiving of Fees for Council Facilities
 - Policy 4.7 Halls – Senior Citizens Week
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 - Policy 4.11 Complaints – Disclosure of Identity – Freedom of Information Act 1989
 - Policy 4.12 Complaints and Procedures
 - Policy 4.13 Customer Service Policy
 - Policy 4.14 Lithgow Library Learning Centre Child Protection Policy

2. Place the following policies on public exhibition for a period of 28 days and call for public comment through advertisements in the Lithgow Mercury and report back to the Council for final adoption:
 - Policy 1.2 Asset Acquisitions
 - Policy 4.4 Donations – Section 356 of the Local Government Act
 - Policy 4.5 Financial Assistance to Community Groups and Organisations – Interest Free Loans - with the reference to a \$200,000 limit being removed from the policy.

MOVED: Councillor M F Ticehurst
CARRIED**SECONDED:** Councillor H K Fisher.

QUESTIONS WITHOUT NOTICE

QWN - 04/11/08 - COUNCILLOR H K FISHER

1. Mr Mayor can the Council please look at the signage located across the road from the old Food for Less Building in Railway Parade, as these notifications on these signs are no longer required due to the parking spots not being used?

P08-137 The Council **RESOVLED** that this matter be declared urgent and dealt with.

MOVED: Councillor H K Fisher

SECONDED: Councillor W McAndrew.

CARRIED

The Mayor declared the matter to be of great urgency.

P08-138 RESOLVED that the matter of signage located across the road from the old Food for Less building be referred to the TALC for their information and action.

MOVED: Councillor H K Fisher

SECONDED: Councillor W McAndrew.

CARRIED

2. Mr Mayor I refer to manner that Council is currently reporting questions by the way of a Notice of Motion. Can Council please advise if all questions from Councillors must be reported in this format?

The Mayor advised that a report on this matter will be forthcoming to the Ordinary Meeting to be held on 18th November 2008.

QWN - 04/11/08 - W MCANDREW

1. Mr Mayor I refer to the Mining Related Councils Annual General Meeting which is being held in Lithgow on Friday 14th November 2008 and ask for all Councillors to attend this meeting.
2. Mr Mayor I refer to the Mount Victoria Deviation and ask Council if you are aware of further options for these works, which are separate from the 5 options that were previously reported? Can Council please invite the RTA to attend a meeting to advise the Council on these new options?

P-08-139 The Council **RESOVLED** that this matter be declared urgent and dealt with.

MOVED: Councillor W McAndrew

SECONDED: Councillor H K Fisher.

CARRIED

The Mayor declared the matter to be of great urgency.

P08-140 RESOLVED that Council seek a meeting with the RTA in the proposed options for the Mount Victoria Deviation.

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

CARRIED

3. Mr Mayor I refer to the memo from the General Manager concerning Mount Piper Power Station and ask if a meeting has yet be scheduled with the Premier?

The General Manager advised that no date had yet been made.

QWN - 04/11/08 - COUNCILLOR W MARSHALL

1. Mr Mayor I refer to the new school bus subsidy and ask Council to write to the Local Member, Gerard Martin and seek advice as to what impact this subsidy will have on our local government area and on our local bus company.

P08-141 The Council **RESOVLED** that this matter be declared urgent and dealt with.

MOVED: Councillor W Marshall **SECONDED:** Councillor W McAndrew.

CARRIED

The Mayor declared the matter to be of great urgency.

P08-142 The Mayor **RESOLVED** that Council write to the Local Member, Gerard Martin and seek advice as to what impact this subsidy will have on our local government area and on our local bus company.

MOVED: Councillor W Marshall **SECONDED:** Councillor W McAndrew.

CARRIED

2. Mr Mayor can Council please advise if the minimum security gaol will be coming to Lithgow or if it is a private enterprise?

P08-143 The Council **RESOVLED** that this matter be declared urgent and dealt with.

MOVED: Councillor W Marshall **SECONDED:** Councillor W McAndrew.

CARRIED

The Mayor declared the matter to be of great urgency.

P08-144 The Mayor **RESOLVED** that Council write to the Local Member, Gerard Martin and seek advice as to where the minimum security gaol is up to in relation to being located in Lithgow and whether or not it is a private enterprise.

MOVED: Councillor W Marshall **SECONDED:** Councillor W McAndrew.

CARRIED

The meeting closed at 7.11 pm.