



LITHGOW CITY COUNCIL

MINUTES

EXTRA ORDINARY MEETING OF COUNCIL

HELD ON

27 APRIL 2010

**MINUTES OF THE CITY OF LITHGOW COUNCIL MEETING
HELD AT THE CIVIC CENTRE, LITHGOW ON 27TH APRIL 2010**

Meeting Commenced 7.35pm

Public Gallery: 10

PRESENT

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

10-154 APOLOGIES

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

MOVED: Councillor W McAndrew

SECONDED: Councillor W Marshall.

CARRIED

Also in attendance

Mr Roger Bailey, General Manager
Mr Andrew Muir, Group Manager Regional Services
Mrs Ally Shelton, Acting Group Manager Community and Corporate Services
Mr Iain Stewart, Acting Group Manager Operation Services
Mrs Carol Farnsworth, Internal Services Manager

DECLARATION OF INTEREST

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

NIL

QUESTIONS FROM THE PUBLIC FORUM

At 7.35pm Members of public gallery were invited to participate in the Public Forum Session.

PF - 27/04/10 - MELODY MANDERO

1. Mr Mayor I refer to the general rates increase and given that there are a high percentage of pensioners in this area, is there going to be some type of reduction for them?

The Mayor advised that the maximum pension rebate permitted for pensioners is \$250.00.

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10-155 RESOLVED

THAT Council consider Item 2 at the beginning of the meeting.

MOVED: Councillor W McAndrew

SECONDED: Councillor G Danaher.

REGIONAL SERVICES REPORTS

ITEM:2 REG - 27/04/10 - WATER CHARGES AND ACCEPTANCE OF FNDING CONDITIONS - COUNTRY TOWNS WATER AND SEWERAGE PROGRAM - LITHGOW SEWERAGE SCHEME AUGMENTATION

REPORT BY: GROUP MANAGER REGIONAL SERVICES - ANDREW MUIR

10-156 RESOLVED

THAT

1. Council adopt attached Model 13 for the 2010/2011 financial year as the model to be included in the draft Management Plan 2010/2011 – 2013/2014.
2. Council indicate to the NSW Office of Water that it will agree to the phasing in of Best Practice pricing over a 3 year period commencing in 2010/2011 so that it achieves at least 75% residential revenue generated through usage charges in the 2012/2013 financial year.
3. Council accept the funding conditions for 39% subsidy under the Country Towns Water and Sewerage Program on the basis that the NSW Office of Water formally agrees with the proposal to phase in full Best Practice pricing over 3 financial years with no impact on Council's ability to make claims for the Lithgow Sewerage Treatment Plant under the scheme.
4. The Common seal be authorised to be affixed to the necessary documentation.
5. The Minister be invited to have staff attend a community meeting, if not all Management Plan Consultation meetings held at the Union Theatre in relation to this issue.

MOVED: Councillor W McAndrew

SECONDED: Councillor H K Fisher.

10-157 SUPPLEMENTARY MOTION

THAT Council write to the Minister regarding increases to the revenue risk to Council and the increased burden to residents as a result of the Best Practice Pricing.

MOVED: Councillor G Danaher

SECONDED: Councillor W Marshall.

GENERAL MANAGERS REPORTS

ITEM:1 GM - 27/04/10 - DRAFT MANAGEMENT PLAN 2010-2011 - 2013/2014

10-158 RESOLVED

THAT:

1. The charge for water be included in the Draft Management Plan in accordance with the earlier resolution at this meeting;
2. The Draft management Plan 2010/2011 - 2013/2014 be placed on public exhibition for a minimum period of 28 days; and
3. Closing Date for submissions be Friday 28 May 2010.
4. Council arrange for a meeting to take place to discuss the water issues.

MOVED: Councillor G Danaher

SECONDED: Councillor H K Fisher.

A **DIVISION** was called by Councillors M F Ticehurst and J J McGinnes.

FOR

Councillor N L Castle
Councillor G Danaher
Councillor H K Fisher
Councillor C Hunter
Councillor W Marshall
Councillor W McAndrew

AGAINST

Councillor M F Ticehurst
Councillor J J McGinnes

The Mayor asked if there were any objections from the Public with regards to the confidential report being in Closed Council.

There were **NIL** objections.

10-159 RESOLVED

At 8.00pm the Council resolved to move into Closed Council.

MOVED: Councillor H K Fisher

SECONDED: Councillor W McAndrew

Closed Council started at 8.01pm.

CLOSED REPORTS

**ITEM:3 COMM - 27/04/10 - CONFIDENTIAL REPORT - CONTRACT LITHGOW
LAND USE STRATEGY AND LOCAL ENVIRONMENTAL PLAN
CONFIDENTIAL**

REPORT BY: SHERILYN HANRAHAN, STRATEGIC LAND USE PLANNER

10-160 RESOLVED

THAT:

1. The General Manager be authorised to finalise negotiations between Lithgow City Council and Insite Planning Engineering Environmental for the termination of the contract for the Land Use Issues Paper, Land Use Strategy and Local Environmental Plan.
2. The common seal be affixed to the legal deed of agreement for termination of the contract for the Land Use Issues Paper, Land Use Strategy and Local Environmental Plan between Lithgow City Council and Insite Planning Engineering Environmental.

MOVED: Councillor C Hunter

SECONDED: Councillor W McAndrew.

10-161 RESOLVED

At 8.09pm the Council resolved to refer to open Council and recommend the resolution of Closed Council.

MOVED: Councillor H K Fisher

SECONDED: Councillor W Marshall

The General Manager announced the recommendation of the Closed Council.

10-162 RESOLVED

THAT Council adopt the recommendation of the closed Council.

MOVED: Councillor H K Fisher

SECONDED: Councillor W McAndrew

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.*

UB - 27/04/10 - COUNCILLOR MCANDREW

1. Mr Mayor can Council be more organised as a Council to promote our priorities in relation to industries that have served this area well over years in particular coal mining and Power generation?

10-163 RESOLVED

THAT the matter of Council being more organised in relation to promoting priorities be declared as urgent and dealt with at this meeting.

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

The Mayor declared the matter to be of great urgency in accordance with clause 241 of the Local Government (General) Regulations.

10-164 RESOLVED

THAT Council be more organised as a Council to promote our priorities in relation to industries that have served this area well over the years, in particular coal mining and power generation?

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

The meeting closed at 8.25pm