



LITHGOW CITY COUNCIL

A CENTRE OF REGIONAL EXCELLENCE

MINUTES

ORDINARY MEETING OF COUNCIL

HELD ON

25 JUNE 2012

AT 7.00pm

**MINUTES OF THE CITY OF LITHGOW COUNCIL MEETING
HELD AT THE CIVIC CENTRE, LITHGOW ON 25 JUNE 2012**

Meeting Commenced 7.00pm

Public: 34

PRESENT

His Worship the Mayor
Councillor Neville Castle
Councillor H K Fisher
Councillor R Thompson
Councillor J J McGinnes
Councillor C Hunter
Councillor M F Ticehurst

APOLOGIES

12-208 RESOLVED

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

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

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson.

Also in attendance

Mr Roger Bailey, General Manager
Miss Rhiannan Pace, Minutes Secretary
Mr Andrew Muir, Group Manager Environment and Development
Mrs Ally Shelton, Acting Group Manager Community and Strategy
Mr Chris Schumacher, Acting Group Manager Operation
Mrs Carol Farnsworth, Finance Manager

CONFIRMATION OF MINUTES

12-209 RESOLVED

Confirmation of the Minutes of the Ordinary Meeting of Council held on the 4 June 2012 were taken as read and confirmed by Councillors H K Fisher and R Thompson

Confirmation of the Minutes of the Extraordinary Meeting of Council held on the 20 June 2012 were taken as read and confirmed by Councillors H K Fisher and R Thompson

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

**Division-
FOR**

Councillor N L Castle
Councillor H K Fisher
Councillor R Thompson
Councillor C Hunter

AGAINST

Councillor M F Ticehurst
Councillor J J McGinnes

DECLARATION OF INTEREST

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

NIL

QUESTIONS FROM THE PUBLIC

At 7:01pm Members of public gallery were invited to participate in the Public Forum Session.

1. PF – 25/06/12 – DONNA UPTON

Mrs Upton made a statement in regards to Item 7 of the Agenda and queried the intention of the funding by Destination NSW which she claimed was initially intended for the Gateway signage and is now is being used for an Information bay at Capertee.

The Mayor advised that the information regarding the funding was provided at the recent Capertee Valley.

2. PF – 25/06/12 – LEE MITCHELL

Mr Mitchell asked the Council, in particular Councillors Ticehurst and McGinnes, when they are going to allow the remainder of the community to have membership to the Greater Lithgow Ratepayers Association.

Mr Mitchell made a statement with regards to the sporting groups in Lithgow who also serve alcohol and why the Golf Course is continually blasted by the GLRA.

The Mayor advised Mr Mitchell that neither Councillors Ticehurst nor McGinnes had to respond to his query. The Mayor thanked Mr Mitchell for his statement.

3. PF – 25/06-12 – MARIE STATHAM

Mrs Statham thanked Council for the installation of the new disabled parking spot outside the Wallerawang Pharmacy, stating that whilst it is beneficial, due to the location of a street bin it does not allow sufficient room for a disabled person to exit a vehicle.

Mrs Statham also requested that railings be erected on the steps leading up to the Pharmacy similar to the shop fronts on Williwa Street, Portland.

The Mayor advised that he would get Council's Acting Group Manager Operations to investigate both matters.

4. PF – 25/06/12 – CHRIS BIRD

Mr Bird advised Council that he had been in contact with Councillor Hunter with regards to road issues.

Councillor Hunter advised he had spoken to Council officer – Chris Schumacher.

Mr Bird raised the speed issue on Hartley Road advising that the number of people coming off the highway is increasing. Can Council investigate the option of reducing the speed?

Mr Bird also Hartley is looking like a garbage tip as a result of the illegal dumping. Can Council erect 'no dumping' signs.

The Mayor advised that the speed issue be referred to the next meeting of TALC. Councillor Fisher advised that TALC are waiting on information from the RMS. The Mayor would ask Council staff to look into erecting signage.

5. PF – 25/06/12 – LEE MITCHELL

Mr Mitchell asked whether a garbage bin in the vicinity of 53 Main Street could be moved closer to the adjoining Take Away shop.

Mr Mitchell also asked whether Council look into independent seating in the Council chambers to make members of the public gallery more comfortable and easier to access.

The Mayor thanked Mr Mitchell for his comments and advised that Council would investigate whether the bin could be relocated. He advised that whilst changing the seating in the public gallery may be costly, they could consider option in the 2013/14 budget.

6. PF – 25/06/12 – DONNA UPTON

Mrs Upton thanked Council for the recent reseal on the Glen Alice Road near Mount Marsden and enquired as to when the remainder of the works would be completed.

Acting Group Manager Operations advised that when the wet weather clears up and road works dry, they will be back out to complete the job. In the meantime there is appropriate signage in this location.

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ITEM-1 NOTICE OF MOTION - 25/06/12 - SNAP SEND SOLVE APP FOR LOCAL COUNCILS - COUNCILLOR M F TICEHURST

12-210 RESOLVED

THAT Council's IT Manager review this application and report back to Council as to whether this is viable.

MOVED: Councillor H K Fisher

SECONDED: Councillor M F Ticehurst.

ITEM-2 ENVIRO - 25/06/12 - STATUS OF SLOGGETS LANE, PORTLAND

MOTION

THAT

1. Council accept dedication of the Crown Road known as Sloggets Lane, Portland as a Council Public Road.
2. The relevant documentation be completed to allow dedication of the road and if necessary the Council Seal be approved to be applied to any such documentation.
3. Owners of allotments of land gaining access to Sloggets Lane be advised that whilst Council will be accepting dedication of the laneway as a public road, it has no plans for the upgrade of the road and will only be carrying out minor maintenance to the road as required.

MOVED: Councillor R Thompson

SECONDED: Councillor H K Fisher.

This motion was **WITHDRAWN**

MOTION

THAT Council investigate whether there are any prior resolutions that Council not take over Crown roads

MOVED: Councillor R Thompson

SECONDED: Councillor C Hunter

This motion was **WITHDRAWN**

12-211 RESOLVED

THAT the matter be deferred until the end of the meeting so that investigation on prior resolution can occur.

MOVED: Councillor M F Ticehurst

SECONDED: Councillor J J McGinnes.

ITEM-3 OPER - 25/06/12 - WATER REPORT JUNE 2012

12-212 RESOLVED

THAT the information in relation to water management issues be noted.

MOVED: Councillor R Thompson

SECONDED: Councillor H K Fisher.

ITEM-4 OPER - 25/06/12 – TENDER 04/12 SUPPLY OF BITUMEN SEALING SERVICES (3 YR CONTRACT)

12-213 RESOLVED

THAT:

1. Council accept the tender received from Fulton Hogan Industries Pty Ltd at an estimate of \$282,448.74 based on an estimated pavement area of 75,000m² for the supply of Bitumen Sealing Services for the period 1st July 2012 to 30 June 2015.
2. Council authorise the affixing of the 'Common Seal' to contract documents as required.

MOVED: Councillor R Thompson

SECONDED: Councillor H K Fisher

ITEM-5 OPER - 25/06/12 – TENDER 05/12 SUPPLY OF ROAD BASE EX BIN (3 YR CONTRACT)

12-214 RESOLVED

THAT:

1. Council accept the tenders received from Metro-mix Quarries Pty Ltd. (Supply of RMS Spec 3051 Ex. Pit \$17.50/Tonne), Hy-Tec Quarries Pty Ltd. (Supply RMS Spec. 3051 Ex. Pit \$16.00/Tonne) and Sibelco Quarries Pty Ltd. (Supply RMS Spec. 3051 Ex. Pit \$16.00/Tonne) for the supply of road base (RTA Specification 3051) for the period 1st July 2012 to 30 June 2015.
2. The source of supply of road base for various projects will be determined on the proximity of the put to the project and associated transport costs.

3. Council authorise the affixing of the 'Common Seal' to contract documents as required.

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson.

ITEM-6 COMM - 25/06/12 - ENDORSEMENT OF LITHGOW LAND USE STRATEGY 2010-2030

12-215 RESOLVED

THAT Council note that the Council's Land Use Strategy has been endorsed by the Director General of the Department of Planning.

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson.

ITEM-7 COMM - 25/06/12 - CAPERTEE VILLAGE IMPROVEMENTS PLAN

12-216 RESOLVED

THAT

1. Council notes the community issues and staff comments provided as part of the Capertee Village Improvements Plan meeting held on Tuesday 12 June 2012.
2. The following actions be undertaken with respect to Clarence Pirie Park and Rest Area:
 - a. Representation is made to the RMS regarding the emptying of bins at the rest area.
 - b. Council investigate the feasibility of a) acquiring ownership of Clarence Pirie Park and the adjoining land or b) negotiate a long-term lease with Railcorp and/or other land owners.
 - c. Following resolution of ownership/control a concept plan be developed for Clarence Pirie Park and Rest Area.
 - d. Funding be considered as part of any future Voluntary Planning Agreements for the acquisition and development of Clarence Pirie Park and Rest Area.
3. The Capertee Valley Alliance be advised
 - a. to obtain quotations for the purchase and installation of the signage in the Glen Alice Sports Reserve and seek funding through the Financial Assistance Program; And

- b. Subject to funds being approved the Capertee Valley Alliance liaises with Council regarding the required approvals for the erection of Community Information Signage on the Glen Alice Sports Reserve.
4. The road safety issues identified on the Castlereagh Highway and Glen Davis Road be referred to TALC for investigation and recommendation.
5. The Member for Bathurst, Paul Toole be requested to attend an onsite meeting at Pearsons Lookout to discuss the re-opening of the lookout.
6. Note the concerns raised by the President of the Capertee Valley Progress Association and take these concerns into consideration.

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson.

ITEM-8 COMM - 25/06/12 - SECTION 94A DEVELOPMENT CONTRIBUTIONS PLAN

12-217 RESOLVED

THAT:

1. Council adopts the Section 94A Development Contributions Plan for Lithgow City Council.
2. Council gives public notice of its decision in the local newspaper within 28 days of its resolution, the date of which will become the commencement date of the new plan.

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson.

ITEM-9 FINAN - 25/06/12 - NSW GOVT GRANTS COMMISSION ADVICE 201213 FINANCIAL ASSISTANCE GRANT - ADVANCE PAYMENT

12-218 RESOLVED

THAT Council note the receipt of the advance payment of \$2,315,197 representing one half of the 2012-13 financial assistance grant.

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson.

**ITEM-10 FINAN - 25/06/12 - SEPTEMBER 2012 LOCAL GOVERNMENT
ELECTION BUDGET ESTIMATES**

12-219 RESOLVED

THAT the information from the NSW Electoral Commission relating to the budget for the 2012 Local Government Election on 8 September 2012 be noted.

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson.

ITEM-11 FINAN - 25/06/12 - COUNCIL INVESTMENTS HELD 31 MAY 2012

12-220 RESOLVED

THAT Investments of \$16,819,002.05 for the period ending 31 May 2012 be noted.

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson.

**ITEM-12 FINAN - 25/06/12- REQUEST TO WRITE OFF SUNDRY DEBTS
UNABLE TO BE RECOVERED**

12-221 RESOLVED

THAT Council:

1. Note the write of debts to the value of \$967.10 by the General Manager under Policy 8.1 Debt Recovery using his delegate authority
2. Endorse the write off of three debts which total \$7,945.18 as follows:

Original Date	Inv No:	Address	Amount	Reason for Write Off
09.12.10	162607 162623	Main St Lithgow	1,915.80	All attempts to recover amounts due have failed by external recovery agent & Courts. Company in liquidation
22.02.07	156176	Comara Cres Lithgow	2,729,38	External & court recovery action has failed. Since 2008 the location of the debtor is unknown.
23.04.08	158264	Scarborough Cres Bligh Park	3,300.00	External & court recovery action has failed. Since 2008 the location of the debtor is unknown.
		TOTAL	7,945.18	

MOVED: Councillor H K Fisher

SECONDED: Councillor C Hunter.

**ITEM-13 COMM - 25/06/12 - YOUTH COUNCIL COMMITTEE MEETING
MINUTES - 29 MAY 2012**

12-222 RESOLVED

THAT Council notes the minutes of the Youth Council meeting held 29 May 2012.

MOVED: Councillor H K Fisher

SECONDED: Councillor C Hunter.

**ITEM-14 FINAN - 25/06/12 - ECONOMIC DEVELOPMENT SHOPFRONT
COMMITTEE MINUTES 30 MAY 2012**

12-223 RESOLVED

THAT Council note the minutes of the Economic Development Shopfront Committee meeting held on Wednesday 30 May 2012.

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson.

**ITEM-15 COMM - 25/06/12 - DISABILITY ACCESS COMMITTEE MINUTES - 28
MAY 2012**

12-224 RESOLVED**THAT:**

1. Council notes the minutes of the Disability Access Committee meeting held 28 May 2012.
2. An occupational therapist or social worker from Lithgow Health Service be invited onto the committee.
3. Daniel Smith, Janine Smith and Peter Lee be endorsed as the three community representatives on the Committee.
4. Councillor Howard Fisher be nominated Chairperson of the Committee
5. Levente Boda be nominated as Deputy Chairperson of the Committee.
6. The Committee conduct an inspection of the Lithgow CBD Footpath Paving.

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson.

**ITEM-16 COMM - 25/06/12 - COMMEMORATION OF THE BLUE MOUNTAINS
CROSSING BICENTENARY COMMITTEE MEETING MINUTES - 6
JUNE 2012**

12-225 RESOLVED

THAT Council noted the Commemoration of the Blue Mountains Crossing Bicentenary Committee Meeting Minutes of 6 June 2012.

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson.

**ITEM-17 COMM - 25/06/12 - SOUTH LITTLETON HALL RENOVATION
SECTION 355 COMMITTEE MEETING - 5 JUNE 2012**

12-226 RESOLVED

THAT Council notes the minutes of the South Littleton Hall Renovation Committee meeting of 5 June 2012.

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson.

**ITEM-18 ENVIRO - 25/06/12 - ENVIRONMENTAL ADVISORY COMMITTEE
MINUTES - 11 APRIL 2012**

12-227 RESOLVED

THAT:

1. Council note the minutes of the Environmental Advisory Committee Meeting held on 11 April 2012.
2. Dr Richard Stiles and Kathleen Compton be accepted as alternate delegates to the Environmental Advisory Committee representing the Lithgow Environment Group and Lithgow Tidy Towns respectively.
3. Additional signage be investigated advising of penalties for dumping and vandalism within the Hassans Walls Reserve.

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson.

**ITEM-19 OPER - 25/06/12 - LITHGOW INDOOR AQUATIC CENTRE ADVISORY
COMMITTEE MINUTES - 31 MAY 2012**

12-228 RESOLVED

THAT Council:

1. Note the minutes of the Aquatic Centre Working Party meeting held on 31 May 2012;
2. Approve the quotation from Links Management Systems for \$9,620.00 (ex GST) for the entry / turnstile software, to be funded from Council's allocation for contingencies; and
3. Install a commemorative plaque or bench seat at the Lithgow War Memorial Olympic Swimming Pool to acknowledge the contribution to local swimming by Mrs Meg Blowes.

MOVED: Councillor R Thompson

SECONDED: Councillor H K Fisher.

**ITEM-20 DELEGATES REPORT - 25/06/12 - CENTROC MEETING HELD ON 11
MAY 2012**

12-229 RESOLVED

THAT Council note the report on the CENTROC meeting held on 24th May 2012.

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson

12-230 RESOLVED

THAT Council receives the Late Report – Lithgow CBD Footpath Paving Report.

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson

ITEM 22 LATE REPORT - 25/06/12 – LITHGOW CBD FOOTPATH PAVING REPORT

12-231 RESOLVED**THAT** Council:

1. Conduct another 'Slip Assessment' to determine the compliance with current standards;
2. Until the slip assessment is completed continue in accordance with current maintenance practices in relation to the application of anti slip agents;
3. Conduct an inspection with the Access Committee of the paved footpaths in the Lithgow CBD for trip fall concerns and report back to Council; and
4. Develop an additional policy document to better manage utility authorities' works in Council footpaths. i.e. 'Footpath Management Plan – CBD Lithgow'.

MOVED: Councillor H K Fisher**SECONDED:** Councillor R Thompson.A **DIVISION** was called by Councillor H K Fisher and Councillor R Thompson**Division -****FOR**

Councillor N L Castle
 Councillor H K Fisher
 Councillor C Hunter
 Councillor R Thompson
 Councillor M F Ticehurst

AGAINST

Councillor J J McGinnes

Following receipt of further advice from Group Manager Environment and Development on prior resolutions by Council Item 2 was continued for discussion

ITEM-2 ENVIRO - 25/06/12 - STATUS OF SLOGGETS LANE, PORTLAND

MOTION**THAT**

1. Council accept dedication of the Crown Road known as Sloggets Lane, Portland as a Council Public Road.
2. The relevant documentation be completed to allow dedication of the road and if necessary the Council Seal be approved to be applied to any such documentation.
3. Owners of allotments of land gaining access to Sloggets Lane be advised that whilst Council will be accepting dedication of the laneway as a public road, it has no plans for the upgrade of the road and will only be carrying out minor maintenance to the road as required.

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson.

The matter was **PUT** and **LOST**

MATTER ARISING

12-232 RESOLVED

THAT a report be prepared for Council on the Status of Wattle Mount Road and Crown Roads at Dargan and Clarence and Hughes Lane, Marrangaroo.

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson.

MATTER ARISING

12-233 RESOLVED

THAT Council makes representations to the State Government with regards to funding for maintenance of Crown Roads.

MOVED: Councillor C Hunter

SECONDED: Councillor H K Fisher.

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.*

NIL

**ITEM-21 ENVIRO - 250612 - CONFIDENTIAL REPORT - LOAN FOR
 INSTALLATION OF NEW SEPTIC TANK, PORTLAND**

12-235 RESOLVED

THAT Council consider the report in closed Council pursuant to Section 10(A)(2)(b) of the Local Government Act 1993.

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson

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

There were NIL objections.

12-236 RESOLVED

THAT Council move into Closed Council to consider the confidential report.

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson

At 8.01pm the Council moved into Closed Council.

12-237 RESOLVED

THAT Council note the report on the necessary loan to the occupants of a property in Portland which was the appropriate course of action at the time.

MOVED: Councillor H K Fisher

SECONDED: Councillor C Hunter.

12-238 RESOLVED

THAT Council return to open Council.

MOVED: Councillor H K Fisher

SECONDED: Councillor R Thompson.

The Mayor announced the recommendations of the Closed Council.

There being no further business the meeting concluded at 8:07pm.