



A CENTRE OF REGIONAL EXCELLENCE

MINUTES

ORDINARY MEETING OF COUNCIL

TO BE HELD AT

THE ADMINISTRATION CENTRE, LITHGOW

ON

16 MAY 2016

AT 7.00pm

**MINUTES OF THE CITY OF LITHGOW COUNCIL MEETING
HELD AT THE CIVIC CENTRE, LITHGOW ON 16 MAY 2016**

Meeting Commenced 7:01pm

ACKNOWLEDGEMENT OF COUNTRY

Public: 27

PRESENT

Her Worship the Mayor
Councillor Maree Statham
Councillor R Thompson
Councillor R Higlett
Councillor C Hunter
Councillor F Inzitari
Councillor W McAndrew
Councillor M Ticehurst
Councillor J McGinnes

APOLOGIES

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

MOVED: Councillor F Inzitari

SECONDED: Councillor R Higlett.

Also in attendance

Mr Roger Bailey, General Manager
Mrs Trinity Newton, Personal Assistant to Mayor and General Manager
Mr Andrew Muir, Group Manager Environment and Development
Mrs Juli-Ann Brozek, Group Manager Corporate and Community
Mr Iain Stewart, Group Manager Operations

CONFIRMATION OF MINUTES

16 – 97 RESOLVED

Confirmation of the Minutes of the Ordinary Meeting of Council held on the 18 April 2016 were taken as read and confirmed by Councillors R Thompson and F Inzitari.

DECLARATION OF INTEREST – NIL

QUESTIONS FROM THE PUBLIC

At 7:02pm Members of the public gallery were invited to participate in the Public Forum Session.

PF – 16/5/16 - Mr Peter Morris

Mr Morris made a statement in relation to Item 18 on the Agenda in relation to the use of Sports fields

PROCEDURAL MOTION

THAT an extension of time be granted to Mr Morris

MOVED: Councillor F Inzitari

SECONDED: Councillor W McAndrew

The Group Manager Operations made a statement regarding this matter.

The Mayor thanked Mr Morris for his comments.

PF – 16/5/16 – Mr Alex Dengate

Mr Dengate made a statement in relation to Item 4 on the Agenda.

PROCEDURAL MOTION

THAT an extension of time be granted to Mr Dengate

MOVED: Councillor W McAndrew

SECONDED: Councillor F Inzitari

Then Mayor thanked Mr Dengate for his comments.

PF – 16/5/16 – Mrs Sue Graves

Mrs Graves made a statement in relation to Item 5 of the Agenda.

The Group Manager of Operations gave advice on the issue.

The General Manager made a statement on the issue.

PF – 16/5/16 – Mrs Sue Graves

Mrs Graves made a statement in relation to Item 8 of the Agenda.

The Group Manager of Operations made a statement on the issue.

The Mayor thanked Mrs Graves

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PROCEDURAL MOTION

THAT Items 18 and 4 be brought forward and considered, in this order, at this point of the meeting.

MOVED: Councillor M Ticehurst

SECONDED: Councillor W McAndrew

ITEM-18 OPER - 16/05/16 - SPORTS ADVISORY COMMITTEE MEETING MINUTES - 26 APRIL 2016

16 – 98 RESOLVED

THAT Council:

1. Note the minutes of the Sports Advisory Committee held on 26th April 2016;
2. Provide Roxsanne Van-Veen with \$350 toward the cost of participating in the NSW Womens Indigenous Cricket Team and the Australian Womens Indigenous Team; and
3. Provide Emily Thompson with \$150 toward the cost of participating in the NSW U15s State Blues Girls Hockey Team.
4. Notes the Sports Advisory Committees endorsement of Policy 10.19 – Lithgow Aquatic Centre Supervision Policy.
5. Accept Ms Cassandra Hawkin as the Sports Advisory Committee representative from the Lithgow Croquet Club.
6. Permit the Storm Junior Rugby League Club to play on Westfund Number 1 field at Tony Luchetti Sports Grounds and for the Storm Junior Rugby League to meet with Council in relation to their game schedules.

MOVED: Councillor W McAndrew

SECONDED: Councillor Thompsen

ITEM-4 OPER - 16/05/16 - ACCESS ISSUES TO PART LOT 202 17 BARTON AVENUE WALLERAWANG

16 – 99 RESOLVED

THAT:

1. Council offer to provide a right of carriageway up to three metres wide extending from the vehicle layback in Barton Avenue approximately 25-30 metres in a northerly direction linking to a small triangular portion, also to be sold to the owners of 17 Barton Avenue, of land under the transmission easement extending from the right of way to the north western boundary of the 17 Barton Avenue (approximate area of land being 850 square metres).
2. Council require the unfenced portion of frontage to 17 Barton Avenue be transferred to Council in order to protect the water main infrastructure located therein.

3. Valuations be obtained by Council for the above land transfers and Right of Carriageway.
4. The applicant being the owner of 17 Barton Avenue, Wallerawang be solely responsible for all costs associated with the acquisition of land from Council inclusive of boundary adjustment and creation of legal access, survey, valuations and legal costs.
5. Council Authorise the affixing of the Council seal to the necessary documentation.
6. Council reimburse the owners of 17 Barton Avenue for the costs of valuation and survey already undertaken.

MOVED: Councillor M F Ticehurst

SECONDED: Councillor C Hunter.

**ITEM-1 GM - 16/05/16 - LOCAL GOVERNMENT AND SHIRES ASSOCIATION
 OF NEW SOUTH WALES - ELECTION OF BOARD OF DIRECTORS**

16 – 100 RESOLVED

THAT Council appoint the Mayor, Deputy Mayor and Councillor Pilbeam as voting delegates for the 2016 election for the vacant positions on the Board of Directors of the Local Government and Shires Association of New South Wales.

MOVED: Councillor R Thompson

SECONDED: Councillor F Inzitari.

**ITEM-2 ENVIRO - 16/05/16 - ROAD NAMING - NEW ROAD FOR DA067/10
 BOWEN VISTA, SOUTH BOWENFELS**

16 – 101 RESOLVED

THAT:

1. Council commence the online road naming process for “Settlers Close” for Stage 3 of 067/10DA, in accordance with Geographical Names Board’s NSW Road Naming Policy. This will include advertising in the local newspaper requesting submissions on the proposed road name.
2. If submissions against the proposal are received, detail of the submissions will be reported back to a Council meeting for determination.
3. If no submissions against the proposal are received, Council proceed with the online road naming process and gazettal of ‘Settlers Close’. This includes notifying emergency services of this outcome.

MOVED: Councillor F Inzitari

SECONDED: Councillor R Thompson.

**ITEM-3 ENVIRO - 16/05/16 - TEN0116 - AWARDING OF TENDER FOR
MARRANGAROO MASTERPLANDCP PROJECT**

16 – 102 RESOLVED

THAT Council not accept any of the tenders and invite fresh tenders as no tenders complied with Council's \$20M Professional Indemnity Insurance required.

MOVED: Councillor M Ticehurst

SECONDED: Councillor J J McGinnes.

**ITEM-4 OPER - 16/05/16 - ACCESS ISSUES TO PART LOT 202 17 BARTON
AVENUE WALLERAWANG**

Item 4 was dealt with earlier.

ITEM-5 OPER - 16/05/16 - WATER REPORT

16 – 103 RESOLVED

THAT Council notes the water report.

MOVED: Councillor W McAndrew

SECONDED: Councillor F Inzitari.

**ITEM-6 OPER - 16/05/16 - VARIATION REPORT - 50 METRE POOL
UPGRADE - STAGE 4**

16 – 104 RESOLVED

THAT Council confirm the variations 1-8 and 13-23 paid in conjunction with contract works on the '50 Metre Pool Upgrade – Stage 4' project totalling \$248,819.96.

MOVED: Councillor R Thompson

SECONDED: Councillor W McAndrew.

**ITEM-7 OPER - 21/04/16 - VARIATION REPORT - CONSTRUCTION OF RAIL
OVERBRIDGE, WALLERAWANG**

16 – 105 RESOLVED

THAT Council confirm the variations 2-5 and 7-10 paid in conjunction with contract works on the 'Construction of Rail Overbridge, Wallerawang' project totalling \$125,687.00.

MOVED: Councillor F Inzitari

SECONDED: Councillor W McAndrew.

**ITEM-8 OPER - 16/05/16 - DRAFT POLICY 10.19 - LITHGOW AQUATIC
CENTRE SUPERVISION POLICY**

16 – 106 RESOLVED

THAT Council Adopt Policy 10.19 - Lithgow Aquatic Centre Supervision Policy with a minimum of two staff members at all time when the centre is open with one being an accredited life saver.

MOVED: Councillor R Thompson

SECONDED: Councillor M F Ticehurst.

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

Division -

FOR

Councillor R Higlett
Councillor F Inzitari
Councillor W McAndrew
Councillor R Thompson
Councillor M F Ticehurst
Councillor J J McGinnes
Councillor C Hunter
Councillor M Statham

**ITEM-9 OPER - 16/05/16 - 201617 ACTIVE TRANSPORT & AUSTRALIAN
GOVERNMENT BLACK SPOT PROGRAM APPROVED PROJECTS**

16 – 107 RESOLVED

THAT Council note the proposed safety works to be undertaken at the Macauley Street/Tank Street/Sandford Avenue intersection at a cost of \$75,000 and Lithgow Street between Bent Street and Proto Avenue at a cost of \$115,000 under the

NSW Government's Active Transport Program and the Australian Government Black Spot Program.

MOVED: Councillor W McAndrew

SECONDED: Councillor F Inzitari.

ITEM-10 OPER - 16/05/16 - JM ROBSON AQUATIC CENTRE MANAGMENT

16 – 108 RESOLVED

THAT Council note the information on the JM Robson Aquatic Centre Management.

MOVED: Councillor M F Ticehurst

SECONDED: Councillor J J McGinnes.

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

Division -

FOR

Councillor R Higlett
Councillor F Inzitari
Councillor W McAndrew
Councillor R Thompson
Councillor M F Ticehurst
Councillor J J McGinnes
Councillor C Hunter
Councillor M Statham

ITEM-11 CORP - 16/05/16 - QUARTERLY PERFORMANCE REPORT ON 2015-2016 OPERATIONAL PLAN FOR THE PERIOD 1 JANUARY TO 31 MARCH 2016

16 – 109 RESOLVED

THAT

1. The surplus of \$9,230 for the 2015-2016 Operational Plan as detailed in the Quarterly Performance Report for the period 1 January to 31 March 2016 be adopted.
2. Council adopt the variations to the Council budget as outlined in the report.
3. The Council notes that the Group Manager of Corporate and Community, as the Responsible Accounting Officer has reviewed the statements and certifies as required by the Local Government (General) Amendment (Planning and Reporting) Regulation 2009, (s203) that Council's 2015-2016

Operational Plan has been reviewed and the financial position of Council is satisfactory.

MOVED: Councillor F Inzitari

SECONDED: Councillor W McAndrew.

ITEM-12 CORP - 16/05/16 - COUNCIL INVESTMENTS HELD TO 31 MARCH 2016

16 – 110 RESOLVED

THAT Investments of \$23,655,267.94 and cash of \$1,682,266.50 for the period ending 31 March 2016 be noted.

MOVED: Councillor F Inzitari

SECONDED: Councillor R Thompson.

ITEM-13 CORP - 16/05/16 - FINANCIAL ASSISTANCE REQUEST FROM COC LTD

16 – 111 RESOLVED

THAT Council allocates \$5,000 to Commonwealth Oil Corporation (COC) Ltd for the development of the Newnes Junction to Wolgan Valley Rail Trail Development and Environmental Plan subject to COC providing evidence of having obtained the remaining funds required for their matching grant contribution.

MOVED: Councillor F Inzitari

SECONDED: Councillor W McAndrew.

ITEM-14 CORP - 16/05/16 - COMMUNITY DEVELOPMENT COMMITTEE MINUTES OF 12 APRIL 2016

16 – 112 RESOLVED

THAT Council note the minutes of the Community Development Committee meeting held 12 April 2016.

MOVED: Councillor W McAndrew

SECONDED: Councillor F Inzitari

**ITEM-15 CORP - 16/05/16 - TOURISM ADVISORY COMMITTEE MEETING - 13
APRIL 2016**

16 – 113 RESOLVED

THAT Council:

1. Note the minutes of the Tourism Advisory Committee held on the 13 April 2016.
2. Appoint Mr Rich Evans to the Tourism Advisory Committee in the position of Lithgow Chamber of Commerce representative.

MOVED: Councillor R Higlett

SECONDED: Councillor F Inzitari.

**ITEM-16 GM - 16/05/16 - MINING TASKFORCE COMMITTEE MINUTES - 20
APRIL 2016**

16 – 114 RESOLVED

THAT Council note the minutes of the Mining Taskforce meeting held on 20 April 2016.

MOVED: Councillor W McAndrew

SECONDED: Councillor R Thompson

**ITEM-17 OPER - 16/05/16 - TRAFFIC ADVISORY LOCAL COMMITTEE - 21ST
APRIL 2016**

16 – 115 RESOLVED

THAT Council note the minutes of the Traffic Advisory Local Committee held on 21 April 2016.

MOVED: Councillor W McAndrew

SECONDED: Councillor F Inzitari.

MATTER ARISING

16 – 116 RESOLVED

That Council send a letter to Laurie Benders Family for his contribution to the running of the walkathon and monies raised for Cancer.

MOVED: Councillor W McAndrew

SECONDED: Councillor F Inzitari.

**ITEM-18 OPER - 16/05/16 - SPORTS ADVISORY COMMITTEE MEETING
MINUTES - 26 APRIL 2016**

Item 18 was dealt with earlier.

**ITEM-19 ENVIRO - 16/05/16 - HOWARD & SONS PYROTECHNICS PTY LTD
COMMUNITY LIAISON COMMITTEE MEETING MINUTES - 27 APRIL
2016**

16 – 117 RESOLVED

THAT the minutes of the Howard & Sons Pyrotechnics Pty Ltd Community Liaison Committee Meeting held on 27 April 2016 be noted.

MOVED: Councillor F Inzitari

SECONDED: Councillor R Higlett

NOTICE OF MOTION

**ITEM-20 NOTICE OF MOTION - 16/05/16 - EXTENSION OF ESKBANK STREET
- COUNCILLOR C HUNTER**

16 – 118 RESOLVED

THAT Council apply to the Geographic Names Board for the following changes;

- Bridge St be terminated at the junction of Pau St. and
- Eskbank St be extended South past the Pau Street junction approximately 50 metres to the end of the carriage way.

MOVED: Councillor C Hunter

SECONDED: Councillor M F Ticehurst.

QUESTION WITH NOTICE

**ITEM-21 QUESTION WITH NOTICE - 16/05/16 - LINE MARKING ON RURAL
ROADS - COUNCILLOR C HUNTER**

QUESTION

16 – 119 RESOLVED

Why have no overtaking opportunities been provided in Line Marking recently installed on rural roads and what is the legal position on crossing these lines to access gateways?

MOVED: Councillor C Hunter

SECONDED: Councillor M F Ticehurst.

The Group Manager Operations provided advice on this issue and will seek further advice from the Police at TALC.

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

There being no further business the meeting closed at 9:35pm

