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Date of submission: Tuesday, 12 March 2019

Submission: OBJECTION IS LODGED on the Lithgow City Council SRV Application.

Attached is the relevant Minutes of the Lithgow City Council's Formal Resolution of the 29 January 2019 to make their Special Rate Variation Application to IPART.

Also attached is the relevant Minutes of the Lithgow City Council's Formal Resolution on the 25 February 2019 to Confirm their Minutes of their Resolution for a Special Rate Variation Application to IPART on the 29 January 2019.

The Minutes confirm by way of a Division that the Resolution for a Special Rate Variation Application to IPART on the 29 January 2019 was not Unanimous but was supported by only 7 of 9 Councillors present.

The Minutes confirm by way of a Division that the remaining 2 Councillors who voted against the Resolution for a Special Rate Variation Application to IPART on the 29 January 2019 were in fact both the 2 Immediate Past Former Mayors of Lithgow City Council.



## MINUTES

Ordinary Meeting of Council

held at

Council Administration Centre

180 Mort Street, Lithgow

on

Tuesday 29 January 2019

at 7:00 pm

**19 - 03 RESOLVED**

**THAT Council:**

1. Acknowledge the feedback received from the community during the community engagement and public exhibition process and provide this to the NSW Independent Regulatory and Pricing Tribunal (IPART) as part of the Special Rate Variation application by Lithgow City Council.
2. Adopt the following Integrated Planning and Reporting Framework documents that include the permanent Special Rate Variation Scenario - Maintain the current SRV + rate peg + one-off (permanent) 4.23% SRV:
  - a. Supplementary Combined 2017-21 Delivery Program and 2018/19 Operational Plan
  - b. Supplementary 2017-21 Workforce Plan
  - c. 2019-2029 Long Term Financial Plan
  - d. 2019-2019 Asset Management Strategy
3. Make application to the NSW Independent Regulatory and Independent Pricing Tribunal for the Scenario - Maintain the current SRV + rate peg + one-off (permanent) 4.23% SRV under section 508 (2) of the NSW Local Government Act – being an increase in a single year commencing in 2019/20 for the specific purposes of:
  - a. Maintaining existing services
  - b. Enhancing financial sustainability
  - c. Infrastructure maintenance/renewal
  - d. Reduce infrastructure backlogs.

**MOVED:** Councillor R Thompson

**SECONDED:** Councillor S Ring

**CARRIED:**

**Divisions**

**FOR:**

Councillor R Thompson,  
Councillor W McAndrew,  
Councillor C Coleman,  
Councillor D Goodsell,  
Councillor D Goodwin,  
Councillor S Ring,  
Councillor J Smith,  
Councillor R Thompson

**AGAINST:**

Councillor S Lesslie,  
Councillor M Statham

**CARRIED:** Unanimously

## **POINT OF ORDER**

Cr Ring called a point of order as he felt that the issue of counting votes which Cr Lesslie was addressing was not an issue relevant to the topic at hand.

Cr McAndrew sought clarification on the point of order the as the item tonight is to appoint the Electoral Commission as Lithgow City Council election.

The Mayor did not rule upon the point of order but indicated that correspondence would be provided to the Electoral Commission in relation to this issue.

## **Divisions**

### **FOR:**

Councillor R Thompson,  
Councillor W McAndrew,  
Councillor C Coleman,  
Councillor D Goodsell,  
Councillor D Goodwin,  
Councillor S Lesslie,  
Councillor S Ring,  
Councillor J Smith, Councillor M Statham,

**AGAINST:** nil

## **7.2. Finance and Assets Reports**

### **7.2.1. FIN - 29/1/19 - Special Rate Variation Application**

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## **POINT OF ORDER**

Cr McAndrew requested an apology from Cr Statham regarding her statement implying Cr McAndrew was proud of Council low staff numbers.

Cr Statham apologised to Cr McAndrew for her statement.

## **POINT OF ORDER**

Cr McAndrew called a point of order regarding Cr Statham's claim of alleged comments made by Cr McAndrew during public forum.

Mayor ruled on the Point of Order and advised Cr Statham to remain focused on the agenda topic.



## MINUTES

Ordinary Meeting of Council

held at

Council Administration Centre

180 Mort Street, Lithgow

on

Monday 25 February 2019

at 7:00 pm

The Chairperson declared the meeting open at 07:00 pm.

## **1. Acknowledgement of Country**

The Mayor acknowledged the traditional custodians of this land we are on here today, and paid respect to their elders both past and present.

## **2. Present**

Public: 56

His Worship the Mayor Councillor R Thompson  
Councillor W McAndrew  
Councillor C Coleman  
Councillor D Goodsell  
Councillor S Lesslie  
Councillor S Ring  
Councillor J Smith  
Councillor M Statham

Also in attendance

Mr Graeme Faulkner, General Manager  
Mr Andrew Muir, Director Economic Development and Environment  
Mr Ross Gurney, Chief Financial and Information Officer  
Mr Daniel Buckens, Director Water and Wastewater  
Mr Jonathon Edgecombe, Director Infrastructure Services  
Mr Michael McGrath, Director People and Services  
Mrs Trinity Newton, Minutes Secretary  
Ms Kaitlin Cibulka, Assistant Minutes Secretary  
Mr Matthew Trapp, Water/Wastewater Works & Project Officer

## **3. Apologies**

An apology was received from and leave of absence granted to Councillor D Goodwin who is unable to attend due to work commitments.

**MOVED:** Councillor W McAndrew

**SECONDED:** Councillor S Lesslie

**CARRIED:** Unanimously

### **Divisions**

**FOR:** Councillor R Thompson, Councillor W McAndrew, Councillor C Coleman,  
Councillor D Goodsell, Councillor S Lesslie, Councillor S Ring, Councillor J Smith,  
Councillor M Statham,

**AGAINST:** nil

## **4. Confirmation of Minutes**

**19-08 RESOLVED**

Confirmation of the Minutes of the Extra Ordinary Meeting of Council held on the 29th January 2019 were taken as read and confirmed.

**MOVED:** Councillor S Ring

**SECONDED:** Councillor C Coleman

**CARRIED**

**Divisions**

**FOR:** Councillor R Thompson, Councillor W McAndrew, Councillor C Coleman, Councillor D Goodsell, Councillor S Ring, Councillor J Smith, Councillor M Statham,

**AGAINST:** Councillor S Lesslie

**5. Declaration of Interest**

Andrew Muir - Director of Economic Development Environment declared a non-pecuniary interest in Item 8.1.3 and 8.1.4 for the reason that he has a conflict of duties as he is a member of the Western Joint Regional Planning Panel that will eventually sit to consider and determine these applications. He will not vacate the Chambers so that he is able to be of assistance in relation to any questions of process only that may be raised.

Daniel Buckens - Director of Water and Wastewater declared a non-pecuniary interest in Confidential Item 12.6 for the reason that one of the properties identified as a potential site for the project is owned by a relative. Although he has removed himself from all dealing related to the land acquisition other than to be a reviewer to ensure correct procedure is followed including the review of the Council report and preparation of the Probity Plan he will the Chambers.

Councillor S Lesslie declared a non-pecuniary interest in Item 8.1.3 and 8.1. 4 for the reason that as he is a member of the Western Joint Regional and will vacate the Chambers.

**6. Commemorations and Announcements**

Councillor C Coleman wished to convey her deepest concerns to Rich Evans and his family and wished him a speedy recovery, he is currently in Orange Hospital after he had a motorcycle accident on Saturday morning in Portland.

Councillor C Coleman offered congratulations to Ironfest committee for holding an amazing photo shoot which was held a couple of weekend ago. The "Ironfest does Lithgow" had 50 volunteers local and non local in costume plus at least 15 professional and non-professional photographers to take some breath taking photos. Cr Coleman acknowledged and thanked Mac Gregor Ross responsible for booking the venues, Rich Evans arranging the luncheon and Vicki Hartley who arranges the main characters, locations, photographers.

Councillor M Statham commemorated the passing of Daphne Bennett (formerly of Lean & Bennett Toyota) who passed away recently and was a prominent business owner in the community.

Councillor R Thompson acknowledged and congratulated the organisers and Staff for the recent Swimming Carnival which was a Regional event.

**7. Public Forum**

At 07:05 pm members of the public gallery were invited to participate in the Public Forum Session.

PF - MS RAQUEL OLIVOS made a statement in relation to a request for funding for Village Voice to be delivered around Lithgow Region and in relation to getting a water pipe from Lithgow to the Gosford area.