



LITHGOW CITY COUNCIL

AGENDA

ORDINARY MEETING OF COUNCIL

TO BE HELD AT

THE ADMINISTRATION CENTRE, LITHGOW

ON

15 JULY 2008

AT 6.00pm

AGENDA

PRESENT

QUESTIONS FROM THE PUBLIC GALLERY

PRESENTATIONS

CONFIRMATION OF THE MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 17TH JUNE 2008

DECLARATION OF INTEREST

NOTICES OF MOTION - Questions Without Notice - Councillor M F Ticehurst

NOTICE OF RESCISSION - NIL

MAYORAL MINUTE - NIL

CORRESPONDENCE AND REPORTS

General Managers Reports

Regional Services Reports

Community and Corporate Services Reports

CLOSED REPORTS - Sale of 10 Residential Allotments at Cary Avenue

REPORTS FROM DELEGATES - NIL

COMMITTEE MEETINGS - NIL

QUESTIONS OF AN URGENT NATURE

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NOTICE OF MOTION**ITEM:1 NOTICE OF MOTION - 15/07/08 - QUESTIONS WITHOUT NOTICE - COUNCILLOR M F TICEHURST**

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NOTICE OF MOTION**MOTION TITLE/TOPIC:**

Questions with Notice submitted by Councillor Martin Ticehurst.

Listed by: Councillor Martin TicehurstDate: 7 July 2008.**BACKGROUND**

1. Could the General Manager provide an updated report to the Council on Council Resolution 07-459 in respect of a proposed Rock Crushing Plant at Lidsdale?
2. Could the General Manager provide the Council, Councillor and ratepayers with advice if relatives of the late Thomas Hope Knox, the previous owner of the land valued at \$85,000 upon which the Meadow Flat Hall is located and which Council recently acquired, have lodged a claim for compensation?
3. Following the recent Federal Government's announcement that the Lithgow Golf Club is to receive a very large substantial grant of some \$350,000 for a water re-use scheme for it's 18-hole Golf Course, could the General Manager provide the Council with an itemised list of the direct and indirect financial assistance, including any direct or indirect inkind financial assistance provided to the Lithgow Golf Club, it's management and the members and to their Lithgow Golf Course on Eskroy Park at Marrangaroo?
4. With respect to the Lithgow City Council's Footpath Maintenance and Repair Policy, could the Lithgow City Council confirm that ratepayers and landowners still remain legally responsible for the condition of and for any of the past, present and future maintenance of nature strips and footpaths adjacent to their properties?
5. Could the General Manager advise if any claims have been received seeking to recover any personal or motor vehicle expenses for damages incurred by numerous overhanging trees in Maple Crescent, (near Cooinda Aged Homes) Lithgow?

RECOMMENDATION**THAT** Council provide appropriate written responses to the Questions without Notice.

Signed: _____



GENERAL MANAGER REPORTS

ITEM:2 GM - 15/07/08 - QUESTIONS WITHOUT NOTICE - COUNCILLORS A E THOMPSON - CHAMBER MAGISTRATE - LITHGOW COURT HOUSE

REFERENCE

QWN - 06/05/08 - Councillor A E Thompson

SUMMARY

At the Policy and Strategy Committee Meeting of Council held on 6th May 2008, Councillor A E Thompson asked the following question:

"Mr Mayor I refer to Lithgow being without a Chamber Magistrate for the past two months. Can Council make representations to the Local Member to see when they will be replaced?"

The Council resolved that a letter would be written to the Member for Bathurst, Gerard Martin MP seeking an investigation into this matter.

COMMENTARY

Correspondence has been received from the Member for Bathurst, Gerard Martin MP on behalf of the Attorney General Minister Hatzistergos with the advice that the Magistrate position referred to by Council is in fact the position of Registrar.

The Registrar at Lithgow was promoted to another court house on 25th March 2008.

The position is currently filled on a full time temporary basis while recruitment action is underway to find a permanent replacement.

The position will be filled as soon as possible as a suitable new candidate is identified through the current recruitment process.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

RECOMMENDATION

THAT the information be noted.

ITEM:3 GM - 15/07/08 - STATE OF RAIL INFRASTRUCTURE

REFERENCE

NIL

SUMMARY

Correspondence has been received from the Association of Mining Related Council Inc in relation to the state of the rail infrastructure.

COMMENTARY

Correspondence has been received from the Association of Mining Related Councils in relation to the concerns on the state of the rail infrastructure and its apparent inability to adequately meet the increasing freight demands of coal and grain and not disrupt regular passenger services.

Specific trouble spots were mentioned and the view asserted that with the current wealth from the mining boom and with several new projects approved, the Government should focus more on improving the rail system. Similar concerns were raised at the recent Shires Association Conference.

In the May budget, the Federal Government has allocated funding for a pre-feasibility study on the completion of the Maldon - Dombarton Rail Link in the Southern Coalfield. In the Northern Coalfield, the study into the Liverpool Ranges has been completed.

Whilst ARTC, the Government and the industry are in discussion, there is no time frame to progress this study any further. However it is unfair to say no work on the rail system is occurring. In the Central West, a \$5.7 million project to improve the capacity of the freight rail corridor has just been completed between Parkes and Crystal Brook in South Australia and various upgrades are planned or happening in the Hunter and other areas.

The discussion on the abovementioned topic followed on from an information report on mining royalties; the 2006/07 NSW State mineral production was valued at \$12.3 billion (coal \$8.1 billion), with royalties totalling \$503 million (coal \$447 million) paid direct into the State Treasury.

With the huge number of exploration titles across the State, it is reasonable to expect royalties to substantially increase. At the Shires Association Conference similar discussion on mining royalties also took place with Narrabri's motion for 3% of mining royalties to come back to the area from where they are mined and Bogan Councils more ambitious request for 10% of mining royalties.

The Association is pursuing both matters with the State Government but the other part of these resolutions was that each member council embark on a lobby campaign to raise their concerns with their respective members of Parliament.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

NIL

RECOMMENDATION

THAT the information be noted.

ITEM:4 GM - 15/07/08 - 2008 NSW VOLUNTEER OF THE YEAR AWARD

REFERENCE

NIL

SUMMARY

Correspondence has been received in relation to the 2008 NSW Volunteer of the Year Awards.

COMMENTARY

Correspondence has been received from the Minister for Volunteering in relation to the 2008 NSW Volunteer of the Year Awards.

In 2007 the inaugural NSW Volunteer of the Year Award attracted more than 170 nominations and initiated one of the first formal opportunities for recognising the remarkable contribution volunteers make to this State.

The Minister thanked Lithgow City Council for helping to make these inaugural awards such a success and encouraged Council to help build on that strong foundation by promoting the 2008 Volunteer of the Year Award in our local government area.

Volunteering is a precious part of the Australian way of life. There are 1.7 million volunteers who generously give more than 235 million work hours each year in NSW, contributing an extraordinary \$5 billion to the State's economy.

The Minister for Volunteering is humbled by the enormous commitment of volunteers to our communities and our environment and recognises a great deal of this voluntary work takes place through the support of local government.

The NSW Volunteer of the Year award is conducted by the NSW Centre of Volunteering. The 2008 Award covers 16 regions (five of them in Sydney) and that includes, in each region, categories for general, youth and senior awards. There is also a state-wide corporate award.

Regional winners will go forward to the 2008 Volunteer of the Year, with overall winners in each category announced on December 5th, International Volunteer Day.

The Minister advises that there would be many generous volunteers hard at work in our Council area and Council is encouraged to support the 2008 NSW Volunteer of the Year Award within our Council and the wide community by promotion in the local media and via Councils website.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

NIL

RECOMMENDATION

THAT:

1. The Information be noted.
2. Council support the 2008 NSW Volunteer of the Year Award
3. Council advertise the 2008 NSW Volunteer of the Year Awards on the Council website and via Press Release in the local media.

**ITEM:5 GM - 15/07/08 - INQUIRY INTO ELECTORAL AND POLITICAL PARTY
 FUNDING IN NEW SOUTH WALES**

REFERENCE

NIL

COMMENTARY

Correspondence has been received from the Select Committee on Electoral and Political Party Funding, Legislative Council in relation to the announcement of the first report of the Select Committee on Electoral and Political Party Funding titled "Electoral and Political Party Funding in NSW South Wales". This report was tabled in the Legislative Council on 19 June 2008.

The report is available via the website www.parliament.nsw.gov.au/partyfunding along with submissions, transcripts of evidence and other documents associated with the inquiry.

The report and its 47 recommendations are now with the Government for consideration. The Government is required to respond to the recommendations within six months. Council will be advised of the Government response when it has been received.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

NIL

RECOMMENDATION

THAT the information be noted.

ITEM:6 GM - 15/07/08 - LACHLAN REGIONAL TRANSPORT COMMITTEE - COUNTRYLNK SERVICES

REFERENCE

NIL

COMMENTARY

Correspondence has been received from the Lachlan Regional Transport Committee Inc in relation to proposed new Country link Services.

It is hoped that Council will be able to support the concept prepared by Lachlan Regional Transport Committee Inc as a response to the increasing national transport crisis. The document was prepared originally as a draft and presented at the 17th May 2008 meeting of the LRTC held at Neville and hosted by Blayney Council.

The "incorporation frenzy" of the 1990s, it is well known, destroyed much of the rail freight, passenger and infrastructure network, not only in NSW but also nation wide. This was done under the guise of having to comply with National Competition Policy and was justified on the bases of economic argument.

The crisis in transport, land and air, now being experienced as a result of the rising cost and falling availability of petroleum makes the reestablishment of rail infrastructure imperative. The restoration of rail freight and passenger services can only occur after rail infrastructure is pit back into working order, not only of existing usable railway lines but also of those which are "closed". It should be noted that passenger rail services cannot be classed as active in the form of the tourist trains e.g. The Ghan and Indian Pacific.

It is acknowledged that rail services, including passenger and freight, can be operated by private enterprise and must be allowed open access, the original aim of National Competition Policy. However rail infrastructure must be publicly owned, funded and operated, not for profit, as is the road network.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

NIL

RECOMMENDATION

THAT Council give "support in principle" to the Lachlan Regional Transport Committee Inc.

ITEM:7 GM - 15/07/08 - COUNCIL PUBLIC FORUM - LOCAL GOVERNMENT ELECTIONS

COMMENTARY

The Local Government Elections will be held on 13th September 2008.

Lithgow City Council will be hosting a public forum on Monday 4th August 2008 at 7pm in the Council Chambers for interested persons wishing to become a Councillor in the upcoming Local Government Elections.

Nominations to become a Councillor open from Monday 4th August 2008 until Noon Wednesday 13th August 2008. All nominations must be handed to the returning officer with a \$125.00 fee.

For further information on this forum, please contact the Personal Assistant to the General Manager and Mayor.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NII

ATTACHMENTS

NIL

RECOMMENDATION

THAT the information be noted.

REGIONAL SERVICES REPORTS

ITEM:8 REG - 15/07/08 - UPPER MAQUARIE COUNTY COUNCIL - CHIEF WEEDS OFFICERS REPORT JUNE 2008

REPORT BY: OPERATIONS MANAGER - STEVE DARLINGTON

SUMMARY

To advise of the most recent Upper Macquarie County Council Weeds Report.

COMMENTARY

Attached is the report from the Upper Macquarie County Council Chief Weeds Officer Report for June 2008.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

LEGAL IMPLICATIONS

Nil

ATTACHMENTS

1. Upper Macquarie County Council Chief Weeds Officer's Report June 2008 (Doc: 430835).

RECOMMENDATION

THAT the information be received.

ITEM:9 REG - 15/07/08 - REGIONAL ROADS REPAIR PROGRAM

REPORT BY: OPERATIONS MANAGER – STEVE DARLINGTON

REFERENCE

NIL

SUMMARY

This report seeks Council's acceptance of funding of \$220,000 from the Roads and Traffic Authority for projects under the Regional Roads Repair Program.

COMMENTARY

Council has received advice from the Roads and Traffic Authority of the annual allocation of funds under the Regional Roads Repair Program for 2008/09. The amount of grant allocated for 2008/09 is \$220,000. The Repair Program must be matched \$ for \$ by Council. Council achieves this by utilising funds from the Block Grant, making a programme total of \$440,000

The components of the allocation for 2008/09 are:

1. MR531 widen shoulders, provide gravel overlay and seal 0.45km to 1.13km from GWH towards Wallerawang (Barton Ave) \$60,000. Total project cost \$120,000.
2. MR531 widen shoulders, provide gravel overlay and seal 00km to 1.2km west of Cullen Bullen towards Portland. \$90,000. Total project cost \$180,000.
3. MR531 widen shoulders, provide gravel overlay and seal 3.87km to 4.69km west of Cullen Bullen towards Portland. \$70,000. Total project cost \$140,000.

It is recommended that Council accept the offer for funding and advise the RTA accordingly.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

The grant of \$220,000 is included in the 2008/09 budget

LEGAL IMPLICATIONS

NIL

RECOMMENDATION

THAT Council accept the grant from the RTA in the sum of \$220,000 for the 2008/09 Regional Roads Repair Program.

ITEM:10 REG - 15/07/08 - RECEIPT OF COMMUNITY WATER GRANT

REPORT FROM: ASSETS MANAGER- YOGARAJAH AJITKUMAR

SUMMARY

To inform Council of receipt of a community water grant from the Commonwealth Department of Environment, Water, Heritage and the Arts.

COMMENTARY

Council, in conjunction with Lithgow Golf Club, applied for a \$50,000 Community Water Grant to recycle Sewerage treatment plant effluent from Lithgow Sewerage plant to Lithgow Golf Club.

Whilst it has been understood for some time that the application was successful, the funds have now been provided and will be used in conjunction with other Federal funding to undertake the project which is also intended to irrigate the golf course.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

The subject of this report.

LEGAL IMPLICATIONS

NIL

RECOMMENDATION

THAT the information be noted.

ITEM:11 REG - 15/07/08 - REGIONAL ROADS BLOCK GRANT

REPORT BY: OPERATIONS MANAGER – STEVE DARLINGTON

REFERENCE

NIL

SUMMARY

This report seeks Council's acceptance of funding of \$452,000 from the Roads and Traffic Authority for the Regional Roads Block Grant.

COMMENTARY

Council has received advice from the Roads and Traffic Authority of the annual allocation of funds under the Regional Roads Block Grant for 2008/09. The amount of grant allocated for 2008/09 is \$452,000 and compares with the 2007/08 allocation of \$443,000.

The components of the allocation for 2008/09 are:

1. Roads Component	\$269,000
2. Traffic Facilities	\$ 84,000
3. Supplementary 3x3	\$ 99,000

TOTAL	<u>\$452,000</u>
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Council's Regional Roads schedule is:

- MR 531 West of Marrangaroo to Cullen Bullen (Wallerawang – Portland – Cullen Bullen)
- MR 557 Meadow Flat to Pipers Flat (Range Rd)
- MR 255 Oberon to GWH at Diamond Swamp (Hazelgrove Rd)

It is recommended that Council accept the offer for funding and advise the RTA accordingly.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

The grant of \$452,000 is included in the 2008/09 budget

LEGAL IMPLICATIONS

NIL

RECOMMENDATION

THAT Council accept the grant from the RTA in the sum of \$452,000 for the 2008/09 Regional Roads Block Grant

COMMUNITY AND CORPORATE SERVICES REPORTS

ITEM:12 **COMM - 15/07/08 - CONFIDENTIAL REPORT - SALE OF 10 RESIDENTIAL ALLOTMENTS AT CARY AVNUE, WALLERAWANG**

REPORT BY: GROUP MANAGER COMMUNITY AND CORPORATE – SUZANNE LOLLBACK

Reason for Confidentiality

In accordance with the Local Government Act 1993 and the Local Government (General) Regulation 2005, in the opinion of the General Manager, the following business is of a kind as referred to in section 10A(2) of the Act, and should be dealt with in a part of the meeting closed to the media and public.

Set out below is section 10A(2) of the *Local Government Act 1993* in relation to matters which can be dealt with in the closed part of a meeting.

The matters and information are the following:

- (a) personnel matters concerning particular individuals (other than councillors)
- (b) the personal hardship of any resident or ratepayer
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business
- (d) commercial information of a confidential nature that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or
 - (ii) confer a commercial advantage on a competitor of the council, or
 - (iii) reveal a trade secret
- (e) information that would, if disclosed, prejudice the maintenance of law
- (f) matters affecting the security of the council, councillors, council staff or council property
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege
- (h) information concerning the nature and location of a place or an item of Aboriginal significance on community land.

This report is **CONFIDENTIAL** in accordance with Section 10A(2)(c) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following: -

- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business

It is not in the public interest to reveal all details of the sale price of the land. The practice of publication of sensitive information regarding the sale could result in the Council not receiving the best possible purchase price on the land sales.

REFERENCE

Min 05-238: Council Meeting 16 May 2005
Min 05-654: Council Meeting 19 December 2005
Min 05-655: Council Meeting 19 December 2005
Min 06-81: Council Meeting 20 March 2006
Min P08-15: Policy and Strategy Committee 3 March 2008
Min O08-20: Council Meeting 17 March 2008

SUMMARY

This report proposed placing 10 residential allotments at Cary Avenue, Wallerawang, on the open market. The report recommends the listed sale price and minimum sale price.

RECOMMENDATION

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

ITEM:13 COMM - 15/07/08 - TENDERING POLICY

REPORT FROM: GROUP MANAGER COMMUNITY & CORPORATE, SUZANNE LOLLBACK

REFERENCE

Min No: 07-547: Council Meeting 17 December 2007
Min No: PO08 -19: Policy and Strategy Committee Meeting 3 March 2008
Min No: P08-63: Policy and Strategy Committee Meeting 3 June 2008

SUMMARY

The attached Tendering Policy is provided to Council with a recommendation that it be adopted.

COMMENTARY

The Draft policy was placed on exhibition for public comment. Amendments made to the policy allow for e-tendering to be used for the submission of tenders.

There were no public submissions on the Draft Tendering Policy.

It is proposed that the Council will establish an e-tendering portal that will accept submitted tenders electronically with security assured.

POLICY IMPLICATIONS

The adoption of the policy will allow for electronic tendering.

FINANCIAL IMPLICATIONS

In the first instance a 90 day free trial of e-tendering with a selected portal will be conducted in which time the process will be tested. Upon full implementation, a one off setup fee of \$2,000 will be incurred with a ‘pay-as-you-go’ rental fee of \$150 per notice.

Fees will be costed to relevant projects.

LEGAL IMPLICATIONS

Nil

ATTACHMENTS

1. Final Tendering Policy

RECOMMENDATION

THAT the final Tendering Policy be adopted.

ITEM:14 COMM - 15/07/08 - COUNCIL INVESTMENTS TO 30 JUNE 2008**REPORT FROM - INTERNAL SERVICES MANAGER - C FARNSWORTH****REFERENCE**

Min 07-401: Finance & Services Committee Meeting 3 September 2007 (July 2007)
 Min 07-425: Council Meeting 17 September 2007 (August 2007)
 Min 07-480: Finance & Services Committee Meeting 5 November 2007 (15 Oct 2007)
 Min 07-528: Finance & Services Committee Meeting 3 December 2007 (31 Oct 2007)
 Min 07-554: Finance & Services Committee Meeting 17 Dec 2007 (30 Nov 2007)
 Min O08-09: Finance & Services Committee Meeting 4 Feb 2008 (31 Dec 2007)
 Min F08-18: Finance & Services Committee Meeting 3 March 2008 (31 Jan 2008)
 Min F08-38: Finance & Services Committee Meeting 7 April 2008 (29 Feb 2008)
 Min F08-39: Finance & Services Committee Meeting 7 April 2008 (31 Mar 2008)
 Min F08-75: Finance & Services Committee Meeting 17 June 2008 (30 Apr 2008)
 Min O08-83: Finance & Services Committee Meeting 17 May 2008 (31 May 2008)

SUMMARY

To advise Council of 2007/08 investments held for the period ending 30 June 2008.

COMMENTARY

The amount invested as at 30 June 2008 when compared to 31 May 2008 has increased by \$432,586.45.

INVESTMENT REGISTER 2007/08								
INSTITUTION	INV TYPE	DATE LODGED	DATE DUE	DAYS	INT	VALUE 31.05.08	VALUE 30.06.08	% OF TOTAL
ANZ	TD	02.06.08	02.07.08	30	7.49	613,732.48	609,977.36	4.15%
BANKWEST	TD	30.05.08	29.08.08	91	8.08	519,066.48	519,066.48	3.53%
	TD	02.06.08	02.09.08	92	8.09	509,061.64	519,228.93	3.53%
	TD	04.06.08	04.09.08	92	8.14	0.00	500,000.00	3.40%
CBA	CMS Nt	20.06.06	20.06.11	1,825	7.31	500,000.00	500,000.00	3.40%
	On Call				7.20	1,373,411.53	728,081.82	4.96%
	Ethical	06.11.06	06.11.11	1,825	9.25	500,000.00	500,000.00	3.40%
	TD	11.06.08	11.07.08	30	7.72	535,838.17	539,158.90	3.67%
	TD	21.11.07	05.06.09	547	16.0	750,000.00	750,000.00	5.11%
CITIBANK	TD	12.05.08	12.08.08	90	7.96	560,603.10	560,603.10	3.82%
	TD	05.06.08	05.08.08	61	8.04	0.00	500,000.00	3.40%
LG FINANCIAL	On Call				8.10	275,148.64	275,148.64	1.87%
	TD	06.11.07	06.11.08	365	7.55	306,524.05	306,524.05	2.09%
	On Call				7.15	4,714.43	4,714.43	0.03%
IMBS	On Call				7.25	27,923.48	27,923.48	0.19%
	TD	06.05.08	06.08.08	92	8.02	1,135,522.75	1,135,522.75	7.73%
	TD	22.05.08	22.08.08	92	8.10	510,116.46	510,116.46	3.47%
	TD	03.06.08	03.09.08	92	7.90	815,810.89	832,104.76	5.66%
MACQUARIE	TD	28.03.08	30.06.08	92	7.95	2,500,000.00	2,549,551.37	17.36%
ALLIANCE	Managed	28.02.08	28.02.09	365		1,000,000.00	982,365.42	6.69%
ST GEORGE	TD	02.06.08	02.07.08	30	7.62	1,000,000.00	1,019,972.60	6.94%
	TD	15.04.08	14.07.08	90	7.95	820,196.17	820,196.17	5.58%
			TOTAL			14,257,670.27	14,690,256.72	100.00%

I, Carol G Farnsworth, Lithgow City Council Internal Services Manager (Responsible Accounting Officer) certify as required under Local Government (General) Regulations 2005, that Council's investments have been made in accordance with the Local Government Act 1993, Regulations and Lithgow City Council's Investment Policy.

POLICY IMPLICATIONS

All Council's investments are held in accordance with Lithgow City Council's Investment Policy.

FINANCIAL IMPLICATIONS

Interest received to 30 June 2008 is \$991,021.32. Interest is paid on the maturity date of the investment and earnings derived from managed funds are reported quarterly. For end of year reporting purposes accrued interest to 30 June will be brought to account.

LEGAL IMPLICATIONS

Investments are held in accordance with the Lithgow City Council's Investment Policy which accords with the requirements of the:

- Local Government Act 1993 - Section 625
- Local Government Act 1993 - Order dated 17 March 2000
- Local Government (General) Regulation 2005
- Trustee Amendment (Discretionary Investments) Act 1997- Section 14A(2), 14c(1) & (2)

RECOMMENDATION

THAT Council's 2007/08 investments for the period ending 30 June 2008 be received.

QUESTIONS WITHOUT NOTICE

CHIEF WEEDS OFFICERS REPORT

Upper Macquarie County Council

Chief Weeds Officer's Report Submitted to the Ordinary Meeting of the Upper Macquarie County Council to be held at the Council Chambers, Kelso, on Friday 4th July, 2008.

CHIEF WEEDS OFFICER D.F. BALDWIN –JUNE, 2008:

INSPECTIONS:

1. **24 Lachlan Road, Rockley – 1.273ha.**
Scattered light blackberry bushes on property. Inspectors report to be sent to owner.
2. **653 Lachlan Road, Rockley – 513ha.**
Scattered tussock plants in paddock on the northern side of the property. Owner will spot spray during the winter months.
3. **678 Lachlan Road, Caloola – 796.75ha.**
Aerial spraying has been carried out on both tussock and blackberry infestations previously. Owner will join Council's helicopter spraying program again in September.
4. **1076 Lachlan Road, Caloola – 180ha.**
Scattered tussock plants on some cultivation paddocks. Owner continues to control the infestations as they appear.
5. **1078 Lachlan Road, Caloola – 860ha.**
Owner has a satisfactory weed control program in place.
6. **4110 Trunkey Road, Arkell – 171ha.**
Scattered to medium patches of tussock on the eastern side of the property. Medium patches of blackberry on some creeks and gullies. Contacted owner to spray this season.
7. **4474 Trunkey Road, Arkell – 122.3ha.**
Scattered to small patches of tussock in some paddocks. Owner will organize contractor to spray the infestations before seeding in November.
8. **4274 Trunkey Road, Arkell – 244ha.**
Light scattered tussock and blackberry infestations. Contacted owner who will spray the infestations this season.

Certificate

This is page 1 of 4 pages of the Chief Weeds Officers report to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4th July, 2008.

Chairman..... General Manager

Upper Macquarie County Council

Chief Weeds Officer's Report Submitted to the Ordinary Meeting of the Upper Macquarie County Council to be held at the Council Chambers, Kelso, on Friday 4th July, 2008.

- 9. **314 Williamsons Road, Rock Forest – 109.86ha.**
Scattered to medium tussock. Heavier areas on the western side of the property. Isolated small patches on other parts of the property. Owner employed a contractor to spray the heaviest infestations last February and is spot spraying isolated infestations at present. Satisfactory weed control program in place.
- 10. **414 Williamsons Road, Rock Forest – 109.23ha.**
Isolated small infestations of tussock on clear country. Previous work has been carried out but further work is required. To contact owner.
- 11. **2396 Ophir Road, Rock Forest – 160.3ha.**
Scattered isolated tussock plants on hillside joining Williamsons Road. Have contacted owner to dig or spray the infestation.
- 12. **2473 Ophir Road, Rock Forest – 173ha.**
Light infestation of blackberry and serrated tussock has previously been sprayed. Owner has a satisfactory weed control program in place.
- 13. **468 Bathampton Road, Bathampton – 23.81ha.**
Scattered to small patches of true scotch thistle. Owner will spray the plants while in the rosette stage as soon as possible.
- 14. **388 Bathampton Road, Bathampton – 31.16ha.**
Scattered tussock in front paddock. Inspectors report to be sent to owner.
- 15. **1248 Trunkey Road, Georges Plains – 734ha.**
Scattered to light tussock with some small patches and isolated blackberry and briar infestations. Owner has a noxious weed control program in place.
- 16. **134 Sutherland Drive, Georges Plains – 10.45ha.**
Odd scattered tussock plants in one paddock. Small blackberry along fence lines. To contact owner.
- 17. **136 Sutherland Drive, Georges Plains – 5.048ha.**
No noxious weeds found.

Certificate

This is page 2 of 4 pages of the Chief Weeds Officers report to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4th July, 2008.

Chairman..... General Manager

Upper Macquarie County Council

Chief Weeds Officer's Report Submitted to the Ordinary Meeting of the Upper Macquarie County Council to be held at the Council Chambers, Kelso, on Friday 4th July, 2008.

- 18. **104 Sutherland Drive, Georges Plains – 10.14ha.**
True scotch thistle found in one area. Contacted owner – to dig plants.
- 19. **88 Sutherland Drive, Georges Plains – 10.60ha.**
Scattered light blackberry, owner continues to control the infestations. Satisfactory weed control program in place.
- 20. **68 Sutherland Drive, Georges Plains – 13.62ha.**
Scattered blackberry and small infestation of St Johns wort. To contact owner to spray this coming season before flowering.
- 21. **1718 Trunkey Road, Georges Plains – 23ha.**
Inspection of the property at owners request. Scattered small patches of true scotch thistle. Owner will spot spray rosettes as soon as possible.

Private Property Inspections Program Statistics

Bathurst Regional Council & Lithgow Shire	Total
Total Ground Inspections	21
Actual Properties Inspected	21
Properties Surveyed from Air	
Nurseries Inspected	
Other Businesses Inspected	
Section 18 Notices issued	
Section 20 Entries	
Successful Prosecutions	
Unsuccessful Prosecutions	
Penalty Notices Issued	
Programmed Surveys	
Resolution to Prosecute	
Roadside Inspections	

WORK REPORT:

Time spent on administration, chemical stores duties, reports, etc .

Three days spent spraying noxious weeds on roadsides in Lithgow and Bathurst Regional Council areas.

Certificate

This is page 3 of 4 pages of the Chief Weeds Officers report to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4th July, 2008.

Chairman..... General Manager.....

Upper Macquarie County Council

Chief Weeds Officer's Report Submitted to the Ordinary Meeting of the Upper Macquarie County Council to be held at the Council Chambers, Kelso, on Friday 4th July, 2008.

One day spent noxious weed spraying on Crown Lands at Trunkey Creek with Inspector Willott.

Three days sick leave.

MONTHLY INSPECTION PROGRAMS FOR JULY, 2008:

Chief Weeds Officer – D. F. Baldwin

Administration and property inspections where required.

C R Austen – Lithgow Council

Property inspections in the Portland, Ben Bullen and Meadow Flat areas.

C.K. Roweth – Blayney Shire

Two weeks annual leave.

Property inspections in the Burnt Yards, Browns Creek and Mandurama areas.

L. Willott – Bathurst Regional Council

Property inspections in the Bridle Track, Freemantle and Gowan areas.

D J Hotham – Oberon Council

Property inspections in the Arkstone, Burruga and Porters Retreat areas.

Toyota Speedo = 23,804 Travelled = 2,287km

D.F. Baldwin

Certificate

This is page 4 of 4 pages of the Chief Weeds Officers report to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4th July, 2008.

Chairman..... General Manager

INSPECTORS REPORTS

Upper Macquarie County Council

Inspectors Report submitted to the Ordinary Meeting of the Upper Macquarie County Council to be held at the Council Chambers, Kelso, on Friday, 4th July, 2008

INSPECTOR C R AUSTEN – LITHGOW COUNCIL – JUNE,

INSPECTIONS:

1. **MacAuley Street, Lithgow – 10ha.**
Scattered medium and some heavy areas of English Broom. Owner has been mechanically removing. Work may be carried out as part of broom project in spring 2008.
2. **Atkinson Street, Lithgow.**
Scattered and some medium areas of English Broom and blackberry. Manager contacted and work may be carried out as part of broom project in spring 2008.
3. **14 Wills Street, Lithgow.**
No noxious weeds.
4. **120 Lander Street, Lithgow.**
No noxious weeds.
5. **96 Lander Street, Lithgow – 13.58ha.**
Scattered and some medium areas of blackberry. Work has been carried out in past seasons which needs to be followed up and continued in the coming season. Inspectors report sent to owner.
6. **13 Chivers Close, Lithgow.**
No noxious weeds.
7. **P/N 9000 Chivers Close, Lithgow –2.46ha.**
Scattered blackberry and English Broom. Inspectors report sent to Council.
8. **Pinta Street, Wallerawang – 8ha.**
Scattered and medium blackberry and serrated tussock. Serrated tussock has been treated as part of Pipers Flat Project. Blackberry and broom to be treated in the coming season by owner.
9. **P/N 100874 Main Street, Wallerawang – 10ha.**
Scattered blackberry and English Broom was treated last season by contractor.

Certificate

This is page 1 of 9 pages of the Inspectors Reports to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4th July, 2008.

Chairman... .. General Manager

Upper Macquarie County Council

Inspectors Report submitted to the Ordinary Meeting of the Upper Macquarie County Council to be held at the Council Chambers, Kelso, on Friday, 4th July, 2008

- 10. **P/N 113574 Sunny Corner Road, Portland – 95ha.**
Scattered blackberry treated annually by owner. Scattered and some patches of serrated tussock in one area. Chemical supplied as part of Pipers Flat Project, work to be carried out during winter 2008.
- 11. **110 Thompsons Creek Road, Pipers Flat – 40.47ha.**
Inspection with owner. Scattered and some small patches of serrated tussock. Owner has been working in recent seasons. Chemical supplied as part of Pipers Flat Project.
- 12. **P/N 113023 Portland Road, Pipers Flat – 47.29ha.**
Light scattered and a couple of small patches of serrated tussock. Chemical supplied as part of Pipers Flat Project for control.
- 13. **69 Irondale Road, Pipers Flat – 47.65ha.**
Second inspection of area where scattered and some small patches of serrated tussock found. Owner to be contacted.
- 14. **P/N 102163 Irondale Road, Pipers Flat – 39.71ha.**
Second inspection found scattered and a couple of small patches of serrated tussock. Owner has now been supplied with chemical for control as part of Pipers Flat Project.
- 15. **1582 Thomas Mitchell Drive, South Bowenfels.**
Inspection with owner. Scattered and some medium blackberry and English Broom plus odd gorse plants along farmers creek to be treated by owner in the spring/summer of 2008/09. Scattered serrated tussock has been well controlled in recent seasons by owner. Work is continuing.

Certificate
 This is page 2 of 9 pages of the Inspectors Reports to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4th July, 2008.

Chairman General Manager

Upper Macquarie County Council

Inspectors Report submitted to the Ordinary Meeting of the Upper Macquarie County Council to be held at the Council Chambers, Kelso, on Friday, 4th July, 2008

Private Property Inspections Program Statistics

LITHGOW COUNCIL	Total
Total Ground Inspections	15
Actual Properties Inspected	15
Properties Surveyed from Air	
Acquaria/Pet Shops Inspected	
Nurseries Inspected	
Other Businesses Inspected	
Section 18 Notices issued	
Section 20 Entries	
Successful Prosecutions	
Unsuccessful Prosecutions	
Penalty Notices Issued	
Programmed Surveys	
Resolution to Prosecute	
Roadside Inspections	

OTHER TIME SPENT:

One week annual leave.

One day roadside spraying of serrated tussock in Lithgow area with Inspectors Baldwin, Willott and Hotham.

One day spraying Pipers Flat Project.

Ford Speedo = 59,900

Travelled = 2,200km

Certificate

This is page 3 of 9 pages of the Inspectors Reports to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4th July, 2008.

Chairman..... General Manager

Upper Macquarie County Council

Inspectors Report submitted to the Ordinary Meeting of the Upper Macquarie County Council to be held at the Council Chambers, Kelso, on Friday, 4th July, 2008

INSPECTOR D J HOTHAM – OBERON COUNCIL – JUNE:

INSPECTIONS:

- 16. **1378 Sewells Creek Road, Rockley – 48ha.**
Scattered to heavy patches of serrated tussock. Inspectors report sent to owner requesting work be carried out.
- 17. **25 Hopes Road, Rockley – 42ha.**
Work has been carried out on serrated tussock this season with good results.
- 18. **59 Hopes Road, Rockley – 38ha.**
Heavy patches of serrated tussock and blackberry have been sprayed by contractor this season with good results.
- 19. **60 Hopes Road, Rockley – 25ha.**
Work to be carried out this season on scattered tussock and blackberry by contractor.
- 20. **1070 Carlwood Road, O’Connell – 62ha.**
Scattered patches of serrated tussock. Inspectors report sent to owner requesting work be carried out.
- 21. **1498 Sewells Creek Road, Rockley – 40ha.**
Scattered to heavy patches of serrated tussock. Owner aerial sprayed 15 hectares last season with good results. Further aerial spraying will be carried out this season.
- 22. **1534 Sewells Creek Road, Rockley – 350ha.**
Scattered to heavy patches of serrated tussock on western boundary. Owner aerial sprayed last season with good results. Further aerial spraying will be carried out this season.
- 23. **1443 Sewells Creek Road, Rockley – 35ha.**
Scattered patches of serrated tussock and blackberry have been sprayed by contractor with good results.
- 24. **58 Scotia Avenue, Oberon.**
Privet tree on right hand side of boundary of property. Inspectors report sent to owner request work be carried out.

Certificate
 This is page 4 of 9 pages of the Inspectors Reports to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4th July, 2008.
 Chairman General Manager

Upper Macquarie County Council

Inspectors Report submitted to the Ordinary Meeting of the Upper Macquarie County Council to be held at the Council Chambers, Kelso, on Friday, 4th July, 2008

25. 425 Mt Olive Road, Hazelgrove – 92ha.

Scattered patches of serrated tussock and blackberry. Owner to spray tussock this season and blackberry in the coming season. Inspection carried out with owner.

26. 869 Arkstone Road, Burruga – 240ha.

Scattered to heavy patches of serrated tussock. Owner to aerial spray 200 hectares of serrated tussock this season. Inspection carried out with owner.

REINSPECTIONS:

27. 909 Campbells River Road, Black Springs – 41ha.

Scattered patches of serrated tussock have been sprayed since last inspection with good results.

28. 121 Wilsons Drive, Oberon – 15ha.

Work has been carried out on serrated tussock and nodding thistle since last inspection with good results.

29. 80 Wilsons Drive, Oberon – 23ha.

Work has been carried out on nodding thistle since last inspection with good results. Follow up work will be carried out this season.

30. 119 Queens Street, Oberon.

Medium infestation of privet trees have been removed from boundary with good results.

31. 2003 Beaconsfield Road, Wisemans Creek – 43ha.

Scattered to heavy patches of serrated tussock have been sprayed since last inspection with good results. Follow up work will be carried out this season.

32. 1896 Abercrombie Road, Black Springs – 90ha.

Scattered to heavy patches of blackberry have been sprayed this season by contractor with good results. Follow up work will be carried out next season.

Certificate

This is page 5 of 9 pages of the Inspectors Reports to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4th July, 2008.

Chairman General Manager

Upper Macquarie County Council

Inspectors Report submitted to the Ordinary Meeting of the Upper Macquarie County Council to be held at the Council Chambers, Kelso, on Friday, 4th July, 2008

Private Property Inspections Program Statistics

OBERON COUNCIL		Total
Total Ground Inspections		17
Actual Properties Inspected		17
Properties Surveyed from Air		
Nurseries Inspected		
Other Businesses Inspected		
Section 18 Notices issued		
Section 20 Entries		
Successful Prosecutions		
Unsuccessful Prosecutions		
Penalty Notices Issued		
Programmed Surveys		
Resolution to Prosecute		
Roadside Inspections		

OTHER TIME SPENT:

One day roadside spraying in Lithgow Shire.

Three days annual leave.

Ford Speedo = 81,948

km Travelled = 2,540

INSPECTOR L A WILLOTT – BATHURST REGIONAL COUNCIL
 – JUNE, 2008:

PRIVET INSPECTIONS:

33. 123 Sewart Street, Bathurst.

Inspectors report sent to owner requesting removal of small privet trees.

Certificate

This is page 6 of 9 pages of the Inspectors Reports to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4th July, 2008.

Chairman General Manager

Upper Macquarie County Council

Inspectors Report submitted to the Ordinary Meeting of the Upper Macquarie County Council to be held at the Council Chambers, Kelso, on Friday, 4th July, 2008

34. 28 Patna Street, Bathurst.

Owner will prune large privet hedge and remove large privet tree.

PROPERTY INSPECTIONS:

35. Bullocks Flat Road, Upper Turon – 123ha.

Work required on heavy infestations of serrated tussock. Inspectors report sent to owner requesting work be carried out.

36. 19 Palings Yards Road, Wattle Flat – 167ha.

Owner working on medium to scattered serrated tussock with good results.

37. Bullocks Flat Road, Wattle Flat – 70ha.

Owner will have contractor spray medium to heavy serrated tussock.

38. 2200 Mitchell Highway, Vittoria – 16.67ha.

Work required on medium infestation of serrated tussock. Inspectors report sent to owner requesting work be carried out.

39. 1205 Bald Ridge Road, Burruga – 247ha.

Work required on scattered to heavy infestations of serrated tussock. Inspectors report sent to owner requesting work be carried out.

40. 154 Forge Road, Duramana – 119ha.

Work carried out on scattered serrated tussock with good results.

41. 2231 The Bridle Track Road, The Bridle Track – 43ha.

Work carried out on heavy areas of serrated tussock with good results.

42. 2201 The Bridle Track Road, The Bridle Track – 41ha.

Owner removes scattered serrated tussock by digging.

43. 1735 The Bridle Track Road, Duramana – 38ha.

Owner will aerial spray medium infestation of serrated tussock next spraying program.

44. 1620 The Bridle Track Road, Duramana – 490ha.

Owner working on medium serrated tussock and scattered blackberry with good results.

Certificate

This is page 7 of 9 pages of the Inspectors Reports to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4th July, 2008.

Chairman... .. General Manager... ..

Upper Macquarie County Council

Inspectors Report submitted to the Ordinary Meeting of the Upper Macquarie County Council to be held at the Council Chambers, Kelso, on Friday, 4th July, 2008

- 45. **1729 The Bridle Track Road, Duramana – 340ha.**
Owner will aerial spray medium infestation of serrated tussock next spraying program.
- 46. **53 Killongbutta Road, Killongbutta – 40ha.**
Work required on medium infestation of serrated tussock. Inspectors report sent to owner requesting work be carried out.
- 47. **3786 Limekilns Road, Wattle Flat – 102ha.**
Work carried out on medium serrated tussock with good results.
- 48. **207 Mt Horrible Road, Mt Horrible – 48ha.**
Work carried out on medium infestations of serrated tussock with good results.
- 49. **428 Messners Road, Fosters Valley – 240ha.**
Inspection of property with owner in response to an Inspectors Report. Owner will spray medium to scattered areas of serrated tussock.

Private Property Inspections Program Statistics

BATHURST REGIONAL COUNCIL		Total
Total Ground Inspections		26
Actual Properties Inspected		17
Properties Surveyed from Air		
Nurseries Inspected		
Other Businesses Inspected		
Section 18 Notices issued		
Section 20 Entries		
Successful Prosecutions		
Unsuccessful Prosecutions		
Penalty Notices Issued		
Programmed Surveys		
Resolution to Prosecute		
Roadside Inspections		9

Certificate

This is page 8 of 9 pages of the Inspectors Reports to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4th July, 2008.

Chairman General Manager

Upper Macquarie County Council

Inspectors Report submitted to the Ordinary Meeting of the Upper Macquarie County Council to be held at the Council Chambers, Kelso, on Friday, 4th July, 2008

ROADS INSPECTED FOR SERRATED TUSSOCK SPRAYING:

Mitchell Highway, Vittoria, Triangle Flat Road, Carlton Road, Lachlan Road, Cow Flat Road. Lagoon Road, Gestingthorpe Road, Montavella Road.

OTHER TIME SPENT:

One day roadside spraying Lithgow Shire with Inspector Austen.

One day spraying serrated tussock Bathurst Regional Council roads.

One day Crown Land spraying at Trunkey Creek with Chief Weeds Officer.

One day serrated tussock spraying Curragh Road, Trunkey Road, with Chief Weeds Officer.

One days careers leave.

Ford Speedo = 59,400

km Travelled = 2,652

Certificate

This is page 9 of 9 pages of the Inspectors Reports to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4th July, 2008.

Chairman..... General Manager.....

Upper Macquarie County Council

General Manager's report to the **Ordinary Meeting** of the Council to be held at the Council Chambers, Kelso, on **Friday, 4 July 2008**

Item A

Meeting dates

Councillors are reminded that the scheduled meeting dates for forthcoming Ordinary Meetings of the Council are –

- 1 August 2008
- 5 September 2008

No meeting is scheduled for October.

These dates have been advertised as required by Section 9 of the *Local Government Act 1993*.

In accordance with Council's Code of Meeting Practice the Ordinary Meetings of the Council are scheduled to commence at 2.30 pm.

For the information of Council.

Item B

Future funding of Upper Macquarie County Council

The current position of Bathurst Regional Council, Lithgow City Council and Oberon Council on the continuation of voluntary contributions to the County Council in 2008/2009 remains as set out in my report to the June Ordinary Meeting of the Council.

On 10 June 2008 a facsimile letter was received from Blayney Shire Council. A copy of the letter is attached.

This letter followed Councillor Kingham's attempts on that day to arrange the meeting with the Mayor and General Manager of Blayney Shire Council as was agreed at the June Ordinary Meeting of the Council and as recorded in the minutes.

The Chairman and I met with the General Manager of Blayney Shire Council on 19 June.

Certificate

This is page 1 of 7 pages of the General Manager's report to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4 July 2008.

Chairman..... General Manager.....

The General Manager confirmed the advice in the letter to the effect that Blayney Shire Council now accepts the funding formula proposed by the County Council and accepted by the other three constituent councils.

The General Manager also raised the concerns of some of the Councillors of the Blayney Shire Council that weeds on roadsides were not being controlled to the satisfaction of some landholders. This was acknowledged as a justified concern and it was explained that the Spring/Summer season just past had been a particularly difficult one for the control of weeds generally, and especially on roadsides. Attention was drawn to the provision in the County Council's estimates for 2008/2009 for increased expenditure on roadside weed control but it was pointed out that in the absence of adequate funding of the County Council, either by the State Government or by the Constituent Councils, the funds that could be allocated to this work would never be sufficient to achieve a satisfactory level of weed control.

With regard to the funding of additional staff for the County Council, the General Manager of Blayney Shire Council said that largely as a result of the funding requirements of the community hall the Council had no spare financial capacity and would be unable to fund the employment of any additional staff by the County Council in the coming financial year. He explained that the Council would reconsider the matter for the 2009/2010 financial year.

Conclusion

Assuming that –

- the three other constituent councils agree to fund their proportion of the cost of employing an additional Weeds Officer, notwithstanding Blayney Shire Council's inability to do so; and
- the Upper Macquarie County Council agrees to employ an additional Weeds Officer on the basis that the shortfall in funding will need to be found by the County Council from existing resources

the funding position of the Constituent Councils in 2008/2009 vis-à-vis the County Council will be as follows –

Constituent Council contributions 2007/2008	\$369128
Permitted increase of general income 2008/2009	3.2%
Constituent Council contributions 2008/2009	\$380940
Plus estimated cost of employment of additional Weeds Officer	\$68424
Constituent Council contributions required 2008/2009	\$449364
Contributions from Constituent Councils on basis of agreed funding formula –	
Bathurst Regional Council (38.46%)	\$172825
Lithgow City Council (31.50%)	\$141550

Certificate

This is page 2 of 7 pages of the General Manager's report to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4 July 2008.

Chairman..... General Manager.....

Oberon Council (17.72%)	\$79627
Blayney Shire Council (12.32%)	\$55362
Total	\$449364
Actual contribution from Blayney Shire Council (12.32% of \$380940)	\$46932
Deficit resulting from Blayney Shire Council inability to fund additional Weeds Officer	\$8430

The contribution of Blayney Shire Council to the Upper Macquarie County Council will reduce from \$63061 in 2007/2008 to \$46932 in 2008/2009, a reduction of \$16129.

The deficit of \$8430 would need to be funded by the County Council from existing resources.

This might be done, for example, by increasing the proportion of roads to be sprayed in the *Roadside Spraying Program (Contract)* to only 53% of the total, rather than 60% of the total as proposed in the Management Plan for 2008/2009. (The proportion in 2007/2008 was 50%). This would mean that the estimated expenditure on this program would decrease from \$76558 in 2008/2009 to \$67626. The saving of \$8932 would be sufficient to fund the anticipated deficit resulting from the employment of an additional Weeds Officer.

If the Council is minded to proceed with the employment of an additional Weeds Officer in 2008/2009, and the Bathurst Regional Council, Lithgow City Council and Oberon Council agree notwithstanding the position of Blayney Shire Council, I will bring forward a detailed report recommending the increase in the staff establishment and dealing with the funding of the resulting deficit at a subsequent meeting.

Recommendation

That –

- the Council note the contents of the General Manager’s report, and
- the General Manager write to the General Managers of Bathurst Regional Council, Lithgow City Council and Oberon Council enclosing a copy of the General Manager’s report and asking whether their Councils will fund their proportion (based on the agreed funding formula) of the cost of the County Council employing an additional Weeds Officer notwithstanding the inability of Blayney Shire Council to contribute to the additional cost.

Certificate

This is page 3 of 7 pages of the General Manager’s report to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4 July 2008.

Chairman..... General Manager.....

Item C

Funding for National Pilot Program from Australian Government

Councilors will recall that I reported verbally to the Council at the October 2007 Ordinary Meeting on the possibility of funding being made available from the Australian Government, as a result of representations made on the Council's behalf by Mr. Kerry Bartlett MP, the then Federal Member for Macquarie, for weed control initiatives through the Australian Government's *Defeating the Weeds Menace* programme.

At the November 2007 Ordinary Meeting I reported that funding of \$113,000 had been approved on 12 October 2007. I also reported that although no formal notification of the approval of the grant has been received Mr. Bartlett had issued a Media Release. I also met with Senator the Hon. Eric Abetz, the then Minister for Fisheries, Forestry and Conservation, who confirmed the grant and there was appropriate media coverage of the announcement.

When nothing was heard from the appropriate Commonwealth Government Department regarding payment of the grant following the Federal election, the Chairman raised the matter with The Hon. Bob Debus MP, Member for Macquarie and Minister for Home Affairs, and on 6 February 2008 I wrote to Mr Debus forwarding information about the grant and seeking his assistance to expedite its payment.

Since that time both the Chairman and I have been in contact with Mr Debus and his office and the expectation until as late as Wednesday, 18 June 2008 was that the Commonwealth's commitment to the grant would be met and the grant would be paid from existing program funds that were available until 30 June 2008.

On Thursday, 19 June 2008 I spoke by telephone to officers of the Department of Agriculture, Fisheries and Forestry and was told that no funds were available under the "old" program and that the only possibility was that the County Council could apply under the *Caring for our Country* program for which applications would be invited "shortly". The officers offered to assist in preparing a new application, but made it clear that this would be assessed in accordance with the guidelines for the new program and in competition with other applications that may be received.

It appears that miscommunication between the Department and the Minister's office is the only explanation for why the view of the Department appears to have been different to the information communicated to Mr Debus, and from him to the Chairman and I.

<p>Certificate This is page 4 of 7 pages of the General Manager's report to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4 July 2008.</p> <p>Chairman..... General Manager.....</p>
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Whatever the reason, however, it now seems clear that the Commonwealth Government does not intend to honour the commitment to the grant.

Applications under the *Caring for our Country* "initiative" were invited by advertisement in the Press on Saturday, 21 June 2008 and a copy of the advertisement is included in Councillor's envelopes. I will investigate the funding opportunities under this program prior to the Council meeting and will report further orally at the meeting.

Even if a weed control program that can be made the subject of an application by the County Council under the *Caring for our Country* funding guidelines can be devised, and a credible application for funding prepared within the available time, it must be said that for the County Council to have to commit the resources to do this, again, is extremely frustrating. The whole sorry saga of this grant illustrates only too well what I have said over the past year regarding how demanding of scarce resources is the process of applying for, and administering, grant funds.

For the information of Council.

Item D

Councillors' annual fee and Chairman's additional fee

Section 248 of the *Local Government Act 1993* provides that a council must pay each councillor an annual fee and that a council may fix the annual fee and, if it does so, it must fix the annual fee in accordance with the appropriate determination of the Remuneration Tribunal.

The Section further provides that the annual fee so fixed must be the same for each councillor and that if a council does not fix the annual fee the fee must be the appropriate minimum fee determined by the Remuneration Tribunal.

Section 249 provides that a council must pay the mayor an annual fee which must be paid in addition to the fee paid to the mayor as a councillor.

The section also provides that a council may fix the annual fee and, if it does so, it must fix the annual fee in accordance with the appropriate determination of the Remuneration Tribunal and that if a council that does not fix the annual fee it must pay the appropriate minimum fee determined by the Remuneration Tribunal.

These provisions apply to a County Council and to the Chairman of a County Council.

The Local Government Remuneration Tribunal on 30 April 2008 made a Determination which applies from 1 July 2008.

Certificate

This is page 5 of 7 pages of the General Manager's report to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4 July 2008.

Chairman..... General Manager.....

Under this determination the Upper Macquarie County Council is categorised as a Category S3 council.

The determination provides that effective from 1 July 2008 the annual fees payable by a Category S3 council to its Councillors and Chairman are as follows –

Category	Councillor		Chairman	
	Minimum	Maximum	Minimum	Maximum
S3	\$1370	\$4530	\$2930	\$8250

These amounts represent increases of 4% (rounded) on the previous Determination.

I have a full copy of the Tribunal determination available should any Councillor wish to view it.

At its Ordinary Meeting on 6 July 2007 the Council resolved –

That –

1. *the allowance of Councillors be fixed at the amount of \$1428 per annum with effect from 1 July 2007, and*
2. *the additional allowance of the Chairman be fixed at \$5424 per annum with effect from 1 July 2007.*

Since both the Councillors' allowance and the Chairman's additional allowance determined by the Council on 6 July 2007 are higher than the minimum and lower than the maximum determination of the Tribunal no change in the allowances is required unless the Council considers that it is appropriate.

In making the following recommendations I have assumed that the Council would wish the allowances which it pays to maintain relativity with the Tribunal determination. The recommendation is therefore that the allowances determined on 6 July 2007 be increased by 4%, with a further, minor, increase so that the amount is equally divisible by 12 (for simplicity in payment).

Councillors might note that "an interest relating to the payment of fees to councillors (including the mayor and deputy mayor)" is not a pecuniary interest that must be disclosed for the purposes of Chapter 14 of the *Local Government Act 1993*.

Certificate

This is page 6 of 7 pages of the General Manager's report to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4 July 2008.

Chairman..... General Manager.....

Recommendation

That

1. the allowance of Councillors be fixed at the amount of \$1488 per annum with effect from 1 July 2008, and
2. the additional allowance of the Chairman be fixed at \$5652 per annum with effect from 1 July 2008.

Item E

Investments and available funds

I list for Council's information the amount standing to the Council's credit in the following Westpac accounts as at the close of business on 24 June 2008.

Westpac Max-i Direct account 24 June 2008			
Rate	Amount	Term	Due Date
6.5%	\$254741.21	No set term	No due date
TOTAL		\$254741.21	

Westpac Business Max-i Bonus account 24 June 2008			
Rate	Amount	Term	Due Date
7.7%	\$308079.29	No set term	No due date
TOTAL		\$308079.29	

Councillors should note that the report does not include the amount in the Council's cheque account, which is the operating account, but the amount in this account is kept to the minimum necessary for the short term operation of the Council in order to maximise the interest earned on the available funds.

For the information of Council.

Item F

Correspondence

Roy Jennison
General Manager

Certificate

This is page 7 of 7 pages of the General Manager's report to the Ordinary Meeting of the Upper Macquarie County Council held at the Council Chambers, Kelso on Friday, 4 July 2008.

Chairman..... General Manager.....

Blayney Shire Council



10th June 2008

Ref: 188177

General Manager
Upper Macquarie County Council
PO Box 703
BATHURST NSW 2795

Dear Sir

FUNDING OF UPPER MACQUARIE COUNTY COUNCIL – 2008/2009

I refer to your facsimile received 6 May 2008 and advise that the General Manager, under Council's delegation, has agreed to apply the formula as proposed by the Upper Macquarie County Council for the determination of Council's contribution.

With regards to your request for Council's support to proportionally match the offer by Bathurst Regional Council to fund the employment of additional staff, Council's General Manager would like to meet with you to discuss this matter together with other items concerning administration costs, roadside services and future funding.

Accordingly, Council's General Manager invites you to meet with him at 3:00pm on Thursday 19th June 2008 in the Blayney Shire Council Offices. To confirm your attendance, or to arrange a more convenient time, could you please contact Council's Executive Assistant, Miss Anne Garraway, on (02) 6368 9605?

Yours faithfully

DIRECTOR CORPORATE SERVICES
for General Manager

COUNCIL CHAMBERS
91 ADELAIDE STREET,
BLAYNEY NSW 2799

TELEPHONE (02) 6368 2104
FAX: (02) 6368 3290

ALL COMMUNICATIONS TO GENERAL MANAGER
BE ADDRESSED TO: BLAYNEY SHIRE COUNCIL
PO BOX 62
BLAYNEY NSW 2799

Email: council@blayney.nsw.gov.au



LITHGOW CITY COUNCIL

Policy 1.4

TENDERING

Version 1

1.4 ACQUISITION AND DISPOSAL OF ASSETS - TENDERING

OBJECTIVE: Provision of tendering framework for Council to follow for all purchases of goods with a value in excess of \$150,000 or where Council determines a tender process is to be followed.

POLICY:

GENERAL

- All goods to be purchased with an apparent value of greater than \$150,000 shall be undertaken through a tender process;
- Unless specifically altered by the General Manager, the "appropriate person" who shall be responsible for the management of tender documents in accordance with the Local Government Act 1993 and its associated regulation(s) is the senior officer in the Records section of the Council, or in their absence, their immediate supervisor or the General Manager;
- All tenders will be conducted using principles of transparency, equity and probity;
- Council may determine to charge a fee for the provision of tender documents;
- Council will endeavour to provide the same information to all interested parties where ever possible
- The General Manager shall appoint designated staff to be responsible for opening, processing and assessing tenders;
- The General Manager will appoint a Manager or another member of staff to take leadership of the tender assessment group;
- A set of criteria shall be developed for the assessment of tenders.

ADVERTISING

- All Tenders and Expressions of Interest shall be advertised in the Sydney Morning Herald and Lithgow Mercury.
- Other local newspapers may be utilised in addition if required to advertise tenders and expressions of interest at the tender team leader's discretion;
- Advertisements shall be placed in the local newspaper Council column in the format prescribed in the Standard Working Procedure for advertising;
- Advertisements in the Sydney Morning Herald shall be in the format in the Standard Working Procedure Advertising.

RELEVANT MANAGERS

- Relevant Managers will be responsible for managing tendering and purchasing processes for goods up to the value of \$150,000 within their divisions;
- The General Manager shall determine the appropriate manager to facilitate a tender process.

DETERMINATION OF TENDER APPROACH

- The tender approach shall be determined by a resolution of Council;
- Tender approach decision made by Council shall determine the approach to be either by Open Tender or Selective Tender and will be made by a resolution of Council;
- If a selective tendering process is resolved by Council. Expressions of interest shall result in the determination of potential tenderers for the project who will be invited to submit tender submissions;
- Alternatively, Council may determine to create a list of potential tenderers for works where multiple projects may call for services;
- Council will, by resolution, determine its acceptance or rejection of tender(s).

OPEN TENDER PROCESSES

- All open tenders shall be advertised for a period of 21 days minimum from the date of the first publication of the advertisement in accordance with the Local Government Act and its associated regulations;

- Council may consider the particular exceptions circumstances clauses in the Local Government Act and its regulations where the advertised period may be shortened;
- Open tenders shall be managed in accordance with the Local Government Act 1993 and its regulation(s).

SELECTIVE TENDER PROCESSES

- All Selective tenders shall be advertised for a period of 21 days minimum from the date of the first publication of the advertisement in accordance with the Local Government Act and its associated regulations;
- Council may consider the particular exceptions circumstances clauses in the Local Government Act and its regulations where the advertised period may be shortened;
- Selective tenders shall be managed in accordance with the Local Government Act 1993 and its regulation(s).

SUBMISSION OF TENDERS AND EXPRESSIONS OF INTEREST WHERE SELECTIVE TENDERS WILL BE CALLED

- All tenders must be submitted in writing;
- Facsimile submissions will be accepted;
- Electronic submission of tenders will be accepted only via Council's approved e-tendering portal which will be determined by the General Manager;
- Electronic submissions of tenders by standard email will not be accepted;
- Tenders received after the closing time and date as advertised will not be considered;
- Unless delivered via facsimile or e-tendering, tenders should be submitted in a sealed envelope;
- Price will be one, but not the sole determinant, of the recommended tenderer;
- Council may determine to reject all tenders;
- All who submit submissions will be advised in writing of the ultimate outcome of the tender consideration following Council's determination of the submissions.

CONTRACTS

- All contracts are to be in writing;
- All contracts for tendered projects must be executed by or on behalf of the Council.

LOBBYING OF COUNCILLORS AND COUNCIL STAFF

- Contacting Councillors or Council staff other than the designated contact person directly will automatically disqualify an interested party from all tender or expression of interest processes.

Maintained by Department:	Policy and Planning	Approved by:	Council		
Reference:	Policy Register	Council Policy No:	1.4	Effective Date:	July 2008
Min No:		Version No:		Review Date:	Oct 2008
Attachments:					

COUNCILLORS ONLY





MEMORANDUM

TO: COUNCILLORS
FROM: ACTING GENERAL MANAGER
SUBJECT: DEVELOPMENT APPLICATIONS


-
- LIST OF NEW APPLICATIONS RECEIVED BY COUNCIL
 - LIST OF APPROVED APPLICATIONS
-

21 JUNE 2008 TO 7 JULY 2008

Scott Greensill
ACTING GENERAL MANAGER

 (02) 6354 9999
 (02) 6351 4259

 www.lithgow.nsw.gov.au
council@lithgow.nsw.gov.au

 ADDRESS CORRESPONDENCE
TO GENERAL MANAGER
PO BOX 19, LITHGOW NSW 2790

APPLICATIONS RECEIVED 21/06/08 TO 07/07/08

Appl/Proc ID	Date Received	Description	Property Address	NN	Target Date
010/08CC	26-Jun-08	ROAD CONSTRUCTION	LITTLETON JENOLAN CAVES ROAD HARTLEY NSW 2790	N	14/07/2008
031/08DA	25-Jun-08	BOUNDARY ADJUSTMENT & DWELLING	KERAL 431 BACK CULLEN BULLEN RD PORTLAND NSW 2847	N	14/07/2008
032/08DA	2-Jul-08	PATIO AND CARPORT	233 BRAYS LANE WALLERAWANG NSW 2845	N	14/07/2008
033/08DA	3-Jul-08	CHANGE OF USE FROM RESIDENTIAL TO BED AND BREAKFAST	ORDNANCE AVENUE LITHGOW NSW 2790	N	3/08/2008
118/08DACC	24-Jun-08	DWELLING	MID HARTLEY ROAD HARTLEY NSW 2790	N	24/08/2008
119/08DACC	25-Jun-08	DWELLING	SUNNY CORNER ROAD MEADOW FLAT NSW 2795	N	25/08/2008
120/08DACC	26-Jun-08	DEMOLITION AND GARAGE	50 MAGPIE HOLLOW ROAD SOUTH BOWENFELS NSW 2790	N	10/07/2008
121/08DACC	27-Jun-08	GARAGE	38 RIFLE PARADE LITHGOW NSW 2790	N	11/07/2008
122/08DACC	27-Jun-08	SHED	CARTWRIGHT STREET RYDAL NSW 2790	N	27/07/2008
123/08DACC	30-Jun-08	DWELLING ADDITION - DEMOLISH & REPLACE	8 CALERO STREET LITHGOW NSW 2790	Y	14/07/2008
124/08DACC	30-Jun-08	GARAGE-STORAGE	FOREST RIDGE DRIVE WALLERAWANG NSW 2845	N	14/07/2008
125/08DACC	4-Jul-08	DWELLING ALTERATION	8 SUVLA STREET LITHGOW NSW 2790	N	18/07/2008
126/08DACC	4-Jul-08	DWELLING	1 ALLISON CLOSE WALLERAWANG NSW 2845	N	18/07/2008
127/08DACC	7-Jul-08	DISABLED RAMP TO MUSEUM	METHVEN STREET LITHGOW NSW 2790	N	30/07/2008

DEVELOPMENT & CONSTRUCTION APPROVALS 21/06/2008 TO 07/07/2008

Appl/Proc ID	Property Address	Property Owners	Appl/Proc ID	Description	Estimated Cost	Clock Days	NN
109/08DACC	16 HILL STREET LITHGOW NSW 2790	MR B AUSTEN & MRS A AUSTEN	109/08DACC	GARAGE	11821	4	N
071/08DACC	12 MUSKET PARADE LITHGOW NSW 2790	MR KJ MCKINNEY & MRS JA MCKINNEY	071/08DACC	GARAGE	12000	42	Y
102/08DACC	LIMESTONE CREEK ROAD PORTLAND NSW	MR PT SHEEHAN & MRS KA SHEEHAN	102/08DACC	GARAGE	12655	6	Y
113/08DACC	8 BELL STREET PORTLAND NSW 2847	MR DJ COOTE & MRS JC COOTE	113/08DACC	GARAGE	7900	19	N
112/08DACC	11 PURCHASE STREET PORTLAND NSW 2847	MR CD CUTTING & MRS NL CUTTING	112/08DACC	GARAGE	6419	21	N
032/08DA	233 BRAYS LANE WALLERAWANG NSW	MR RM BARKER & MRS WD BARKER	032/08DA	PATIO AND CARPORT	16000	1	N
103/08DACC	19 LYON PARADE WALLERAWANG NSW	MR NW BELL & MRS FM BELL	103/08DACC	GARAGE	11000	6	N
020/08DA	2371 GLEN DAVIS ROAD GLEN DAVIS NSW 2846	MR MK RADECKI & MS J MIHALOVIC	020/08DA	DWELLING ALTERATIONS-	30000	63	N
063/08DACC	BONNIE BLINK DRIVE LITTLE HARTLEY NSW	MR WM WADICK & MRS RS WADICK	063/08DACC	GARAGE	1000	20	Y
062/08DACC	30 OSCAR PARADE PORTLAND NSW 2847	MR A MORRISSEY	062/08DACC	GARAGE	24490	23	Y
010/08CC	LITTLETON JENOLAN CAVES ROAD HARTLEY	HARTLEY PASTORAL CO P/L	010/08CC	ROAD CONSTRUCTION	42000	3	N

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APPLICATIONS

19 DAYS