



LITHGOW CITY COUNCIL

AGENDA

ORDINARY MEETING OF COUNCIL

TO BE HELD AT

THE ADMINISTRATION CENTRE, LITHGOW

ON

18 DECEMBER 2006

AT 7.00pm

AGENDA

PRESENT

QUESTIONS FROM THE PUBLIC GALLERY

PRESENTATIONS - Smith Family

CONFIRMATION OF THE MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 20 NOVEMBER 2006

DECLARATION OF INTEREST - NIL

NOTICES OF MOTION

1. Careflight Service

NOTICE OF RESCISSION - NIL

CORRESPONDENCE AND REPORTS

General Manager Reports
Regional Services Reports
Community and Corporate Services Reports

REPORTS FROM DELEGATES

1. CENTROC
2. Associated Mining Related Councils

COMMITTEE MEETINGS

Sports Advisory Committee

QUESTIONS WITHOUT NOTICE

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**ITEM:1 NOTICE OF MOTION - CAREFLIGHT HELICOPTER SERVICE -
LISTED BY COUNCILLOR M M COLLINS**

CAREFLIGHT HELICOPTER SERVICE

Listed by Councillor M. Collins

BACKGROUND:

Council should consider the implications of the State Government's decision to award the emergency helicopter to a body other than Careflight, and the impacts this decision may have upon our local community.

Local fund raising for the Careflight services have provided the back bone for the service over many years building an essential service that is then made available to our community.

Media coverage of the risk to the service if the State Government is unable to retain the services of the doctors currently working with Careflight is particularly concerning.

RECOMMENDATION:

That Council advise the Minister for Health and the local member of the concerns the Council has for the ongoing provision of a high quality emergency helicopter service for the Lithgow community.

GENERAL MANAGER REPORTS

ITEM:2 GM - 18/12/06 - FUEL PRICE DIFFERENCES BETWEEN LITHGOW AND THE BLUE MOUNTAINS

REFERENCE

Question Without Notice from Councillor B P Morrissey at the Ordinary Meeting held on 16 October 2006.

SUMMARY

This report outlines correspondence received from Perter Andren, Federal Member for Calare in regards to fuel price differences between Lithgow and the Blue Mountains.

COMMENTARY

Correspondence from Peter Andren was received in relation to fuel price differences and he has sought assistance from the Parliamentary Library and they have provided the link listed: <http://www.aaa.asn.au/issues.petrol.htm>

However they are not able to explain differentials between locations, apart from the "market competition" argument that is outlined in the paper on City-Country price differentials.

The presence of Supermarket docket petrol in places like Bathurst has an obvious downward pressure on prices. He is unsure how this explains any cheaper fuel in Mudgee vis-à-vis Lithgow.

He has been informed by several independent service station operators over the past decade that excess fuel from refineries is often distributed to selected service stations in the metropolitan area at discounted rates to make room for new shipments of oil arriving in port. That "arrangement" has extended to his knowledge as far as Mt Victoria, but no further. It may be worth checking with local outlets to see what explanation they have for differential pricing regimes from their suppliers.

The research library has agreed to make further inquiries to see if it can establish any further grounds for the Lithgow-Blue Mountains price differential and he will also write to the ACCC to see if they have any data on the questions our Council have raised.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

RECOMMENDATION

THAT the information be noted.

ITEM:3 GM - QUESTION WITHOUT NOTICE - COUNCILLOR W MCANDREW

REFERENCE

NIL

SUMMARY

Council will recall the question from Councillor McAndrew regarding the censure motion formally moved by Council for misbehaviour of Councillor M F Ticehurst.

COMMENTARY

Council will recall the 4 part motion passed by Council at its Ordinary meeting held on 16 October 2006. The resolution of Council was:

1. Council formerly censure Councillor Martin Ticehurst for misbehaviour due to breaches of the Code of Conduct relating to the publication of confidential materials and behaviour which does not illustrate leadership in accordance with the key principles in Council's Code of Conduct;
2. Council advise Councillor Ticehurst that he must ensure the removal within 7 days of this resolution of all confidential material from the website of which he is the registrant;
3. Council advise Councillor Ticehurst that within 28 days of this resolution he is to ensure that the subject website is closed;
4. Councillor Ticehurst apologise to the Council, in writing, for his actions which amount to misbehaviour under Council's Code of Conduct and that this apology be published in full in the local media within 7 days.

At the time of preparing this report for inclusion in the business paper, Items 2, 3 and 4 of the above resolution remained outstanding.

The Department of Local Government was contacted regarding the matter, seeking advice with respect to the non compliance with Councils resolution. The Departments advised:

"The Department has taken the view that, if a Councillor refuses to comply with recommendations of council on a conduct matter that requires some positive act on the councillors part (such as giving an apology or undergoing counselling), then it is open to the council to revisit the issue, note the non-compliance and impose some other sanction. This may include a sanction that does not require any action on the part of the Councillor (such as censuring the councillor).

Note that the alternative sanction must be in respect of the original conduct, and not constitute or purport to be a sanction for failing to comply with the original sanction. Further, any alternative sanction must still be appropriate and reasonable having regard to the original breach.

It is also open for a new complaint to be made against the councillor for breaching the code of conduct by failing to comply with original sanction. This could be considered a breach of a council administrative requirement. In this case the matter would need to go through the normal complaints process".

Council will now need to consider what action, if any it wishes to take.

POLICY IMPLICATIONS

There are no policy implications arising from this report.

FINANCIAL IMPLICATIONS

This report itself raises no financial issues, however, the ongoing reporting and investigations do incur a financial impost.

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

NIL

CONCLUSION

This report provides an answer to Councillor W McAndrew's question regarding the actions (or lack of) from Councillor M F Ticehurst with respect to the censure motion and resolution of Council on 16 October 2006.

RECOMMENDATION

THAT this report be submitted for Council's determination.

ITEM:4 GM - 18/12/06 - BLACKHEATH CREEK ROAD

REFERENCE

NIL

SUMMARY

This report is submitted to Council as way of clarification to the real and factual issues that have occurred on the "Blackheath Creek Road Sealing project" and the actions taken in investigating the matter both prior and post my annual leave as reported to Daydream Island. This report will also recommend Council adopt a Policy to provide guidance on such matters in the future.

COMMENTARY

As Council is aware from the September Finance and Services Committee Meeting of Council, this project was to be funded from the Federal Governments Roads to Recovery Program (R2R) and would involve the sealing of 1.35km of Blackheath Creek Road.

The project commenced on 19 September 2006 and was completed on 23 October 2006 and is in the final costing stage to determine the final actual costs in preparation of the R2R audit. As General Manager I was unaware of any issues with respect to the project prior to being provided with an unsigned letter and video which was posted to my wife's residential premises.

The mail package was received on or about the 9 November 2006, to which I immediately responded to the person known by me providing the "voice over" on the tape requesting that they make the "complaint" formally and to the Council not my wife's residential premises. To date I am yet to receive anything further.

A number of days latter I resumed viewing the video with other staff. During this time I also sought clarification from staff as to procedures that have traditionally been employed where Council has carried out major construction in areas remote from Lithgow, Wallerawang or Portland.

From my preliminary investigation (albeit not totally completed before my annual leave) I was satisfied that whilst the process may need some strengthening to provide greater transparency and community awareness, no improper behaviour had occurred. I based the findings on:

- In road construction projects it is common practice to offer neighbouring property owners spoil which is unsuitable for re use in the construction program
- The property owner agree to accept the spoil material
- Approx 20 x 7 tonne truck loads of spoil were tale to the site.
- Approx 50T of road base were stock piled on site and later removed for construction of the roadway
- The material was of no value to Council given into condition, quality (or lack there of) and "rubbish" located within it.
- No Council plant was used to spread the material; this was confirmed by the property owner.
- The time taken to transport the material to the Lithgow Waste Management facility would be approx 23 hours based on a 1.25hr turnaround trip.
- The time taken to dispose of the soil on a adjoining property was 3.33hrs.
- Considerable cost savings were achieved by utilising this disposal rather than transporting to Lithgow, hence saving the job additional expense.

- The spoil material was material removed from; the road surface due to being unsuitable for compaction due to a lack of clay; tabled drains; culverts and in a location where some minor widening took place.

As indicated this practice of disposal is common placed with Local Government and contractor experience in NSW. It is further acknowledged that the "procedure" could be "tightened" with the formalities and adoption of a Council policy to provide greater guidance to staff in the future.

With the attached policy has been drafted for Council consideration and adoption so it maybe placed on public exhibition, the policy is intended to formalise past informal actions and provide the staff with some guidance in any future scenarios which may arise as Council continues upon the adopted and future capital works programs.

As inspection of the road surface by Council's engineering staff on 8 December 2006 indicate that the road surface has not failed as indicated except where some malicious damage has been caused. The attached photo illustrates this.

This matter has been reported to ICAC as required under Sec 11 of the ICAC Act at the time of preparing this report no response had been received.

POLICY IMPLICATIONS

This report recommends Council adopt a policy (in draft form) and place it on public exhibition.

FINANCIAL IMPLICATIONS

There are no direct financial implication arising from this report other than the time and cost incurred in carrying out the investigations.

LEGAL IMPLICATIONS

NIL

CONCLUSION

This report clarifies the actual occurrences that occurred on the Blackheath Creek Road sealing project and provides Council with details of what occurred, contrary to recent media stories and adverts.

This report has also provided Council with a draft policy which if adopted can be placed on public exhibition.

ATTACHMENTS

1. Photo of Blackheath Creek Road - Damaged.

RECOMMENDATION

THAT:

1. The report be submitted for clarification
2. Council adopt the draft policy and place it on public exhibition to enable a final report to be submitted to the February 2007 council Meeting.

ITEM:5 GM - 18/12/06 - SISTER CITY RELATIONSHIPS

REFERENCE

Minute Number: 06-218 - Ordinary meeting of Council held 17 July 2006.

SUMMARY

Council will recall the resolution of the Ordinary Meeting to follow up on a Sister City relationship with the Council of Shrewsbury Atcham following our connections via Charles Darwin.

COMMENTARY

Following the resolution Council formally wrote to the Mayor of Shrewsbury / Atcham to determine this level of support.

On Friday 8 December 2006, the General Manager and Councillor M M Collins travelled to Manly and met with the former Mayor of Shrewsbury, Councillor Eileen Sandford. Councillor Sandford was Mayor in 2003 / 04. Councillor Sandford was in Australia on annual leave and took the opportunity to meeting Council on behalf of the mayor to advance the idea of "Twinning" the two Local Government areas.

The discussions were very much focused about the concepts of advantages for the community in exchanges with students, teachers, scholarships and exchanges with other professionals who might be able to gain insights into methods utilised in England for many similar activities carried out in Australia and Lithgow.

Councillor Sandford will upon her return to England advise the mayor of our meeting and confirm the Council's willingness to become a Sister City or "twin" as referred to in England. Council on our behalf will need to set some priorities of the arrangements and hold discussions with people like the Department of Education to determine the potential of such exchanges. EOI should also be sought from the community as to people interested in doing a exchange to the area.

Another concept was a scholarship for a local student to study, either locally or with Shrewsbury/Atcham, some matter of benefits to the local government authorities. It was felt this scholarship could be named after the late John Wellings recognising the enormous effort he put in to promote and make linkages with Charles Darwin.

POLICY IMPLICATIONS

This report requires Council to consider a policy stance with respect to the creating of a scholarship and exchanges with a Sister City if we are to proceed.

FINANCIAL IMPLICATIONS

There will be financial implications if Council chooses a scholarship proposal. The actual costs are unknown at this stage but Council may wish to consider a suitable amount.

LEGAL IMPLICATIONS

NIL

CONCLUSION

This report highlights the discussion between Lithgow City Council and the Council of Shrewsbury / Atcham in England with respect to a Sister City Relationship.

ATTACHMENTS

NIL

RECOMMENDATION

THAT:

1. Council consider a scholarship in the name of the late John Wellings for a local student to study a subject of benefit to the Sister City Councils.
2. Council approach the DET to determine their position on teachers / student exchanges between the 2 local government areas.
3. Council seek EOI from the community on exchanges between members of the community for the benefit of both local government areas.

ITEM:6 GM - 18/12/06 - CHARLES DARWIN MEMORIAL

REFERENCE

NIL

SUMMARY

This report will recommend to Council that no objection be raised to the inclusion of a plaque and small sculpture to the existing Charles Darwin Memorial at Wallerawang to commemorate the efforts of the late John Wellings in securing the monument.

COMMENTARY

Council will recall the magnificent event in September which saw Her Excellency, The Governor NSW, Marie Bashir unveil a monument to record and remember the contribution made by Charles Darwin and to commemorate Darwin's visit to Australia and especially Wallerawang. Council will also remember the tireless and unselfish efforts of the later John Wellings in securing the monument for our local government area, along with assisting preparations and the visit of Her Excellency.

With the very untimely passing of Mr Wellings, the National Trust has been deliberating on a suitable memorial feature/action as a commemoration to John Wellings life. The Trust has now written to Council seeking Council concurrence to the affixing of a plaque and small sculpture of a platypus to the Charles Darwin Memorial. The plaque will be an edited view of Mr Wellings speech (delivered by his wife on the day) and will recognise Mr Wellings role in securing the feature.

As Council is aware the site is owned by Delta Electricity and Council will need to negotiate with this body regarding the location and securing of this added feature.

Given the significant impact Mr Wellings had to the local government area, his monumental involvement in this project, the inclusion of a plaque illustrating Mr Wellings involvement would not seem to be a un reasonable request in these circumstances.

POLICY IMPLICATIONS

There are no policy implications arising from this report.

FINANCIAL IMPLICATIONS

There are no financial implications arising from this report.

LEGAL IMPLICATIONS

There are no legal implications arising from this report.

CONCLUSION

This report recommends Council raise no objection to the National Trust affixing of a plaque and a sculpture to the Charles Darwin Memorial at Wallerawang.

ATTACHMENTS

NIL

RECOMMENDATION

THAT:

1. Council raise no objection to the affixing of a plaque and small sculpture to the Charles Darwin Memorial commemorating the efforts of John Wellings.
2. Council seek the concurrence of Delta Electricity

ITEM:7 GM - 18/12/06 - LITHGOW CITY LOGO

REPORT FROM: JODIE RAYNER AND ALLY SHELTON

REFERENCE

NIL

SUMMARY

Lithgow City Council called for submissions in relation to the new corporate brand currently being considered. The following reports on the community feedback in regards to the corporate branding.

COMMENTARY

Lithgow City Council Current Logo

The Lithgow City Council current logo features:

- Brush Tailed Rock Wallaby
- Pagoda Rock formations
- Native endemic flora – *Macrocarpum Leptosperm*
- Rail cog – the wheel of industry
- Mountain backdrop
- Sandstone viaducts



New Logo Concept

Lithgow City Council proposed the logo as part of the corporate branding that is to be developed.



following branding

As part of the implementation Council called for the branding documentation to be placed on Exhibition. The exhibition phase was completed on the 29th November with 205 responses recorded.

process,

Public

Community Petition

A community Petition in the form of a standard pre-written letter makes up the majority of the community responses. The form letter states the following:

“As a member of the Lithgow community that contributes to the rates charged by the Council, I would like to register my objection to the introduction of a new logo.

I do not think the new logo represents anything locally. The logo “Surrounded by Nature, Steeped in History” is a very satisfactory representation of our area. Please do not waste “Ratepayers” money on this unnecessary change.

Yours faithfully,”

187 standard form letters were received, with 20 containing additional comments that included:

- Money should be expended on:
- Indoor heated pool
- Cleanliness of Council facilities
- Footpath upgrades

- Replacement of Main Street pavers
- Road maintenance at Inner and Outer Crescent
- Paint on roadsides for traffic direction
- Mowing of grass on road at Maddox Lane
- Maintain the strapline “Surrounded by Nature, Steeped in History”
- Requests for costings to date including consultancy fees.
- Job creation is more important.
- A school competition with a small prize would be more suitable than spending \$33,000 on a logo.
- Donate the money to the Family History Society.
- Wollemi Pine should be used as the logo.

One comment on a standard letter did not actually object to the new logo, however felt that the money should be spent on roads.

Other Public Submissions

There were 18 other submissions received from the public.

Two of these submissions were supportive of Council's moves to implement a new brand in line with the management restructure. Comments included:

“We have a bright new management team at the Council and we should support them.”

Supportive of the General Manager's report in the Lithgow Mercury 28th November 2006, on the proviso that Lithgow Tourism retains the Miners Lamp emblem and the community retains the use of the Wallaby logo with restrictions on its use.

Of the other submissions received public comment included:

- Content with current logo.
- The Zig Zag Railway needed to be included.
- Rates could be reduced rather than the implementing a new logo.
- Money could be spent on advertising to encourage new business.
- Free land giveaway to encourage new businesses.
- New logo bland and uninteresting.
- Money could be better spent on :
 - Additional Library staff
 - Roads
 - Health
 - Law and order
 - Security
 - Hospital or Care Flight donation
 - Increased signage

A request for further information on alternative designs, design origins and initiation of project.

Submissions – Letters to the Editor, Lithgow Mercury





Several responses on the logo were also submitted to the Lithgow Mercury. Comments included:

- The inclusion of “Regional Excellence” was encouraging
- Money would be better spent in other essential areas eg roads, facilities
- Logo is bland and uninteresting
- Concerns with money expenditure

Responses to public submissions comments
Initial Concepts for Council's branding

Lithgow City Council staff internally designed a range of concepts for Council's corporate branding. No consultancy fees were paid during the development of the brand. The project was initiated in response to the restructure currently occurring within Council in an attempt to modernise and unite all Council operations.

The following concepts were presented to Council management by staff during the development process.

Initial Concept	Comments on concept
	<p>Represents the sandstone arches that dominate the Lithgow Valley. The logo also features Aboriginal dot markings.</p> <p><i>Strengths:</i> Heritage, Tradition, Vibrancy, Future <i>Weaknesses:</i> Reminds people of McDonalds or the Three Sisters</p>
	<p>Represents the letters from Lithgow City Council – LCC.</p> <p><i>Strengths:</i> Environment, social inclusion, community leadership, sustainability <i>Weaknesses:</i> Letters already used by Lithgow Correctional Centre</p>
	<p>Represents a Wollemi Pine leaf, discovered in the World Heritage listed Wollemi National Park that constitutes a large section of the Lithgow LGA</p> <p><i>Strengths:</i> Nature, heritage, diversity, sustainability, Gondwanan, community leadership <i>Weaknesses:</i> Not suited to greyscale/two tone printing, Wollemi Pine image already in use for Lithgow/Hawkesbury project and Emirates logo is a Wollemi pine tree</p>
	<p>Represents geological layers of Lithgow: Green = trees Gold = sandstone plateau Black = coal seam</p> <p><i>Strengths:</i> Diversity, community, heritage and Clean, simple design, adaptable <i>Weaknesses:</i> Missing the water element</p> <p>This logo was further developed following consultation with Council management into the proposed logo.</p>

Logo Budget Expenditure

Proposed budget estimates for expenditure on the implementation of the logo totalling \$33,000 are for the following items:

- o Signage
- o Staff uniforms
- o Branding of vehicles
- o Corporate branding

It should be noted that these items are annually expended budget items and are not additional capital expenditure. Street signage and branding on cars are allocated annual expenses and staff are allocated uniforms also on an annual basis. Capital expenditure on improvements to roads, donations to charities, additional staff customer service staff and maintenance of facilities would not be impacted upon by the implantation of branding activities. The branding activity would in fact strengthen the public image of Council through the modernisation of branding. It is also worthy of noting that not all Council departments are using the Wallaby logo, with approximately 6 different logos currently in use by Council.

Lithgow City Council Logo

Two options are available for the logo for Lithgow City Council.

1. Council can continue to utilise the current Wallaby logo
- or
2. One of the alternative concepts proposed be utilised as a suitable logo.

Several submissions on the logo thought that the inclusion of the Zig Zag arches ensured that the uniqueness of the Lithgow region personified the area. One respondent further stated that the Wollemi Pine would also be a suitable alternative. Both of these options were proposed as part of the original logo concepts. However, considering the considerable community support for the current logo it is considered Council should maintain this logo. With this process Council may also wish to consider whether the current logo can be modified slightly with respect to the colours used, so as to create a logo which is easier and more cost effective to reproduce.

The reconfirmation/adoption of this logo (with the minor alterations as identified) will enable Council to effectively apply this logo consistently to all vehicles, buildings, signs letterheads and other stationary.

POLICY IMPLICATIONS

Establishes Lithgow City Council Corporate Identity with a brand policy to be completed.

FINANCIAL IMPLICATIONS

Financial implications for the introduction of a new corporate brand have already been reported to Council, with a recommendation

LEGAL IMPLICATIONS

NIL

CONCLUSION

This report has provided Council with the responses from the public exhibition of the corporate logo program and recommends that Council reconfirmation/adoption of this logo (with the minor alterations as identified) will enable Council to effectively apply this logo consistently to all vehicles, buildings, signs letterheads and other stationary.

RECOMMENDATION

THAT Council reconfirm the adoption of the current logo (with the minor alterations as identified) to enable Council to effectively apply this logo consistently to all vehicles, buildings, signs letterheads and other stationary.

ITEM:8 GM - 18/12/06 - ATDP GRANT FUND - ZIG ZAG RAILWAY

REPORT FROM - JODIE RAYNER

REFERENCE

NIL

SUMMARY

This report provides Council with an update on the successful grant application lodged on behalf of the Zig Zag Railway under the Federal Governments ADTP funding program.

COMMENTARY

Australian Tourism Development Program (ATDP)

The Australian Tourism Development Program (ATDP) is a highly competitive merit-based grants program that aims to assist in the development of a continuous tourism experience across Australia.

It does this by supporting initiatives that will:

- promote tourism development in regional and rural Australia
- contribute to long term economic growth
- increase visitation and yield throughout Australia
- enhance visitor dispersal and tourism expenditure throughout Australia;
- increase Australia's competitiveness as a tourism destination.

Local Programmes Applying for ATDP Funding

On behalf of the Zig Zag Railway, Lithgow Tourism applied for a grant funding from the ATDP programme for the restoration of a hospital train. The Zig Zag Railway has successfully been granted \$85,000 for the project.

Restoration Project

The Zig Zag Railway, the Blue Mountain's premier tourist railway, plans to restore and return to service a disused World War II Queensland Ambulance Car and three carriages. The train is set to operate on the Zig Zag line and become a permanent interpretive centre, when not in use, dedicated to acknowledging a culturally and socially significant era in Australia's history.

The Zig Zag Railway Co-operative, with over 30 years of operation, has sought to preserve Australia's rolling stock and successfully operate a tourist railway. Attracting over 50,000 visitors annually, the Zig Zag Railway provides an authentic visitor experience that is an iconic Blue Mountains product.

The attraction effectively markets the region strengthening and appreciating the areas cultural heritage, whilst integrating with other visitor experiences in order to further promote the region.

The Zig Zag Railway has acquired an Ambulance Car 218A engine and three carriages including SEK491, FBS1238 and BL774 for restoration. The Trains were utilised on the Queensland lines during World War II and were the main means of shipping sick and injured service personnel. Imported from the United States, the trains were to be decommissioned just five years after starting service. The Hospital Car played a significant role in Australia's war history. No Ambulance Cars are in use or have been preserved in Australia and restoration of this train would enhance the product currently offered at the Zig Zag Railway.

The desired outcomes of the restoration project would:

- Restore the Hospital Car forming part of the interpretation of Australia's war history
- Preserve and utilise the Hospital car on the Zig Zag Railway line
- Acknowledge the cultural and social significance of Australia's war effort through interpretation
- Increase visitor engagement at the Zig Zag Railway
- Create a niche marketing tool

The restoration of the Hospital Car would be handled onsite at the Zig Zag Railway, utilising the skilled staff in the process. The engine would be restored in working order, with the carriages fit out to enable passengers to be transported. Part of the project would see a carriage fitted out with interpretive information highlighting the following characteristics:

- Stories of our war heroes, in particular injured soldiers, doctors, nurses and railway staff
- Rail infrastructure of late 1930's
- Social history of the war time period
- Australian employment during the war years
- Allies integration with industrial processes during the war
- The role of rail in Australia's cultural heritage.
- Linkages to other key interpretation eg Lithgow Small Arms Factory Museum, War Memorial, Canberra

The restoration of the Hospital Train will provide the Zig Zag Railway with an engine and three restored carriages. The train will form an integral part of the rolling stock at the Zig Zag Railway. The train will be restored to its original exterior condition, complete with a Red Cross indicating its capacity to be utilised as a Hospital train.

The Hospital Train will form part of an interpretive display of rolling stock at the Zig Zag Railway, indicating its uses throughout Australia's war history. The train will be stored at Clarence station, available for visitors to tour prior to their departure on train rides. The train will operate as part of a special event for VP Day, in August annually. The train will also be available for charter.

The restoration of the Hospital Car will be project managed by the Zig Zag Railway Co-operative.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

CONCLUSION

The restoration project of the Hospital Train will commence at the Zig Zag Railway early next year. It is anticipated that the project will be completed in 2007.

ATTACHMENTS

1. Feasibility Study – Zig Zag Railway – Restoration of the Hospital Train

RECOMMENDATION

THAT letter of congratulations be forwarded to both the Zig Zag Railway and Lithgow Tourism for the receipt of the ATDP grant funding for the Hospital Train project.

REGIONAL SERVICES REPORTS

ITEM:9 REG- 18/12/2006 - UPPER MACQUARIE COUNTY COUNCIL -
WEEDS REPORT - NOVEMBER 2006

REPORT FROM: GROUP MANAGER REGIONAL SERVICES – ANDREW MUIR

SUMMARY

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

COMMENTARY

Attached are the reports from the Chief Weeds Officer of Upper Macquarie County Council for November 2006

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

LEGAL IMPLICATIONS

Nil

ATTACHMENTS

1. The Chief Weeds Officer's Reports for November 2006

RECOMMENDATION

THAT the information be received.

ITEM:10 REG - 18/12/06 - XSTRATA COAL - RATIONALISATION OF LAND HOLDINGS

REPORT BY: ANDREW MUIR – GROUP MANAGER REGIONAL SERVICES

SUMMARY

This report is to inform Council of a process being undertaken by Xstrata Coal to rationalise its landholdings.

COMMENTARY

Correspondence has been received by Xstrata Coal advising that the company is in the process of rationalising its landholdings and in this regard it has identified eight parcels of land in the Lithgow Local Government Area that are surplus to its needs. These are lands situated in Lithgow at Stephenson Street, off Wirraway Street, Ivatt Street, Crane road and certain 'escarpment lands'. Should Council consider any lands of a strategic nature then it would be able to lodge an expression of interest. Plans, showing the location of the lands are attached to the business paper. Upon examination, it is considered that the only land that may be of some interest is the old 'rail/tram line' at the rear of property in Stephenson Street which is used as a 'de-facto' laneway. However, the difficulty in Council contemplating acquisition would be the significant costs incurred to bring it to an acceptable standard. For this reason, it is suggested that no action be taken at this time.

POLICY IMPLICATIONS

The recently adopted policy on asset acquisition will apply if Council is contemplating acquiring any of the lands. The Policy follows:

OBJECTIVE: To ensure Council considers the full life cost of all asset acquisitions prior to entering into any process to acquire/develop future assets.

POLICY:

When considering the acquisition and/or development of assets, Council will take into consideration;

- *The comparative long term ownership costs of the asset;*
- *Evidence of community demand for the provision or retention of the asset;*
- *The strategic worth of the asset and its community benefit;*
- *Whether the asset provides Council as positive return on the investment, and*
- *The extent to which the asset is subsidised by the community, through the use of general rate revenue.*

The long term ownership costs of asset acquisition and/or development must take into account;

- *Acquisition or Development costs;*
- *The cost of providing finance (i.e. opportunity costs and interest charges);*
- *Any warranty period applicable;*
- *The length, value and cost of any applicable maintenance agreements;*

- *The lifetime maintenance profile and costs;*
- *Energy consumption and projected costs;*
- *Any residual value (where applicable);*
- *An investigation of alternative acquisition arrangements, eg. Purchase, lease, rent, public partnership or resource sharing;*
- *An investigation as to alternative financing arrangements, eg. User pay, grants, loan funds or private sector, and*
- *Taxation issues under competition policy;*

Reports to Council on the acquisition and/or development of assets must include commentary on the above points as well as including details of;

- *Community demand;*
- *Strategic Worth to the Community;*
- *Asset return, and*
- *A comparison of long term ownership costs.*

FINANCIAL IMPLICATIONS

There are no financial implications should Council adopt the recommendation.

LEGAL IMPLICATIONS

There are no legal implications.

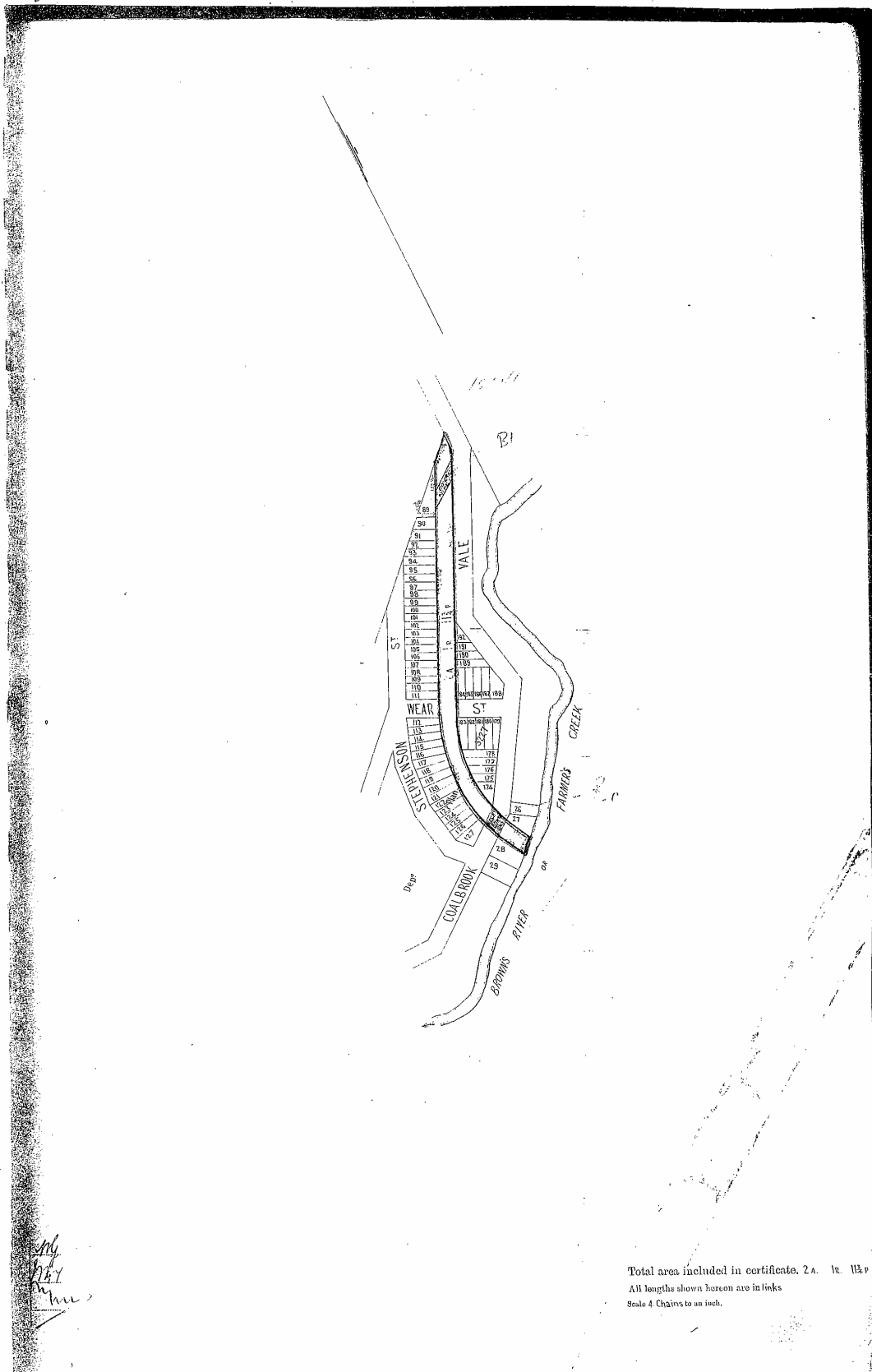
ATTACHMENTS

1. Plans showing the lands of interest provided by Xstrata Coal.

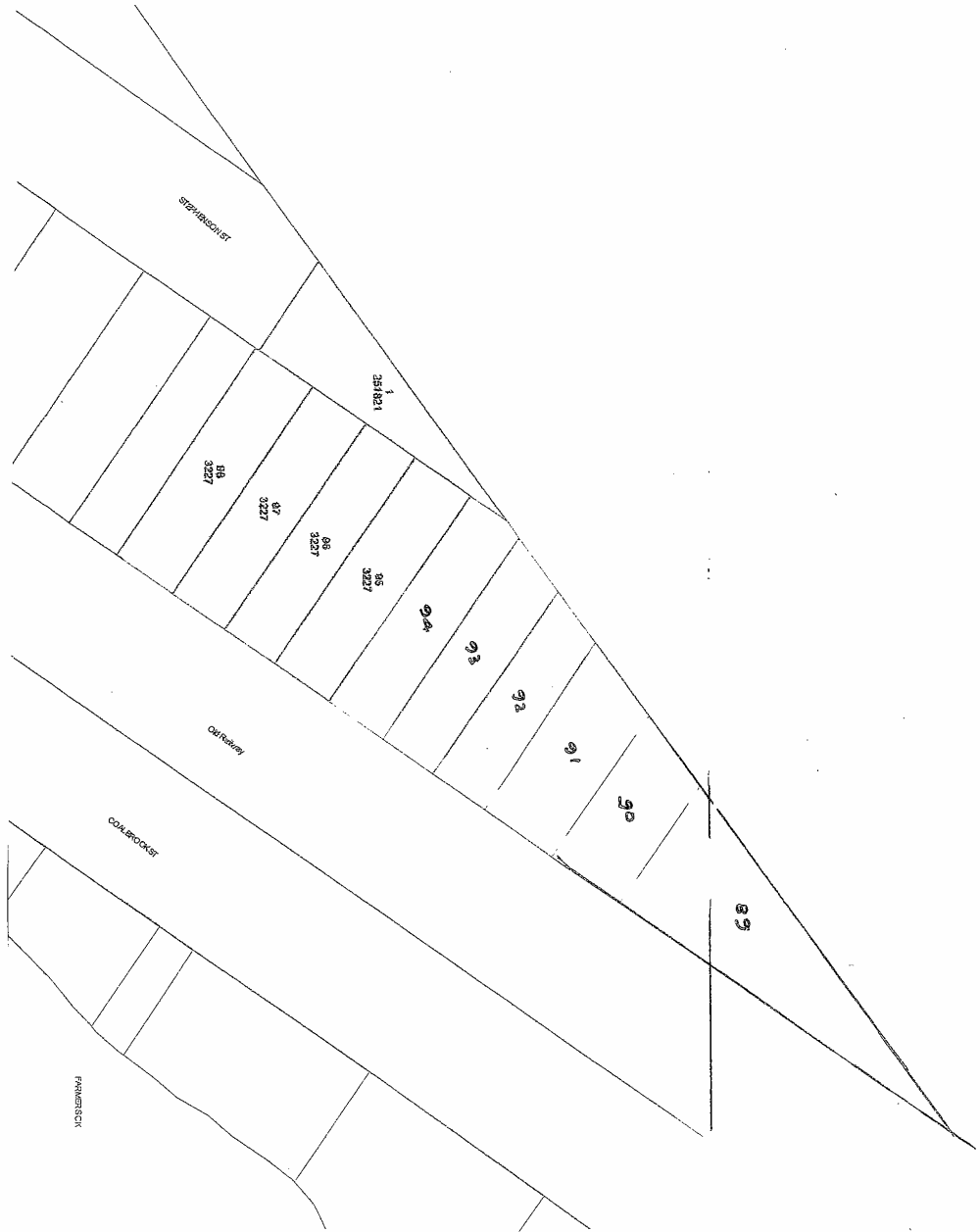
RECOMMENDATION

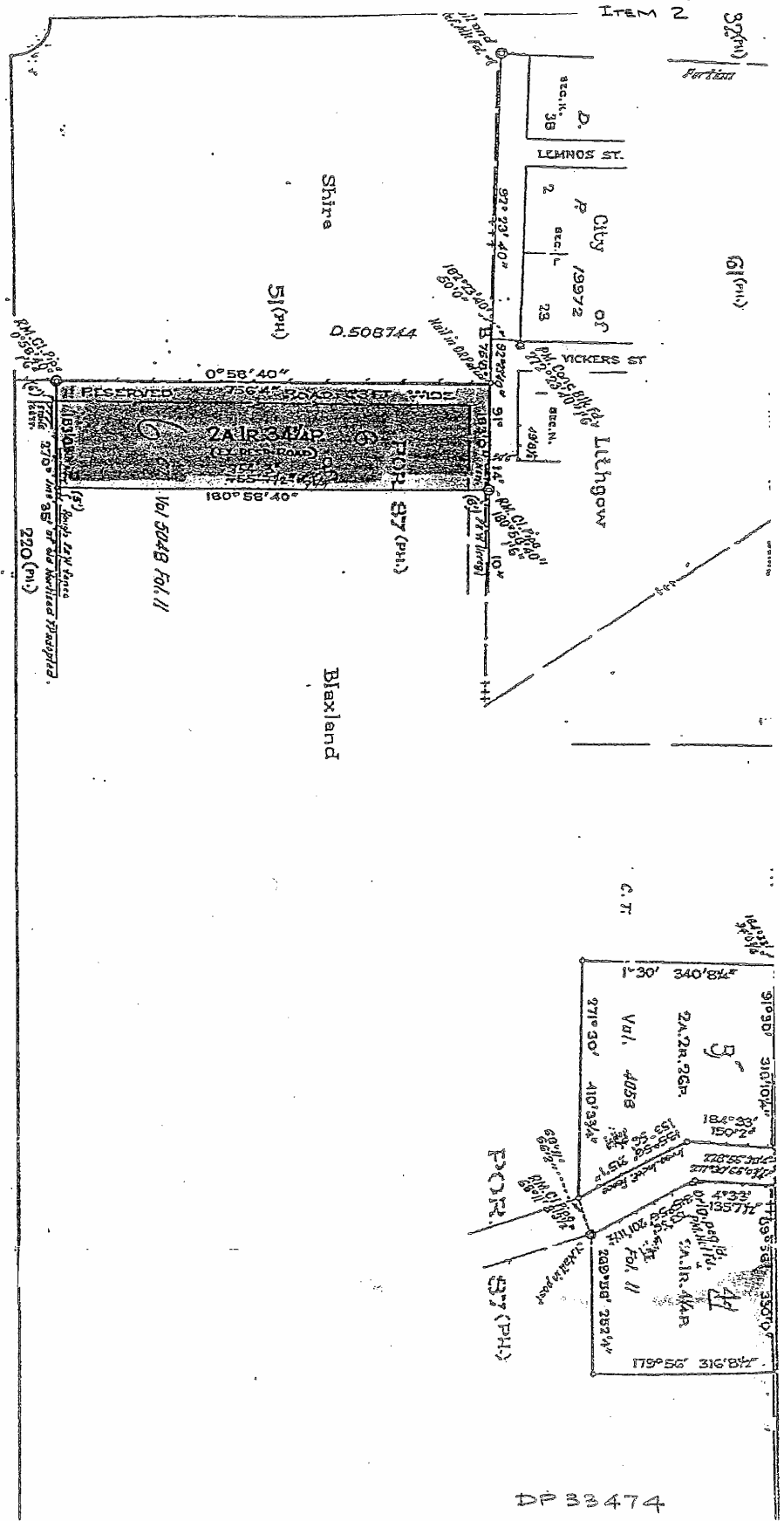
THAT the information be received and no action be taken at this stage.

ITEM 10



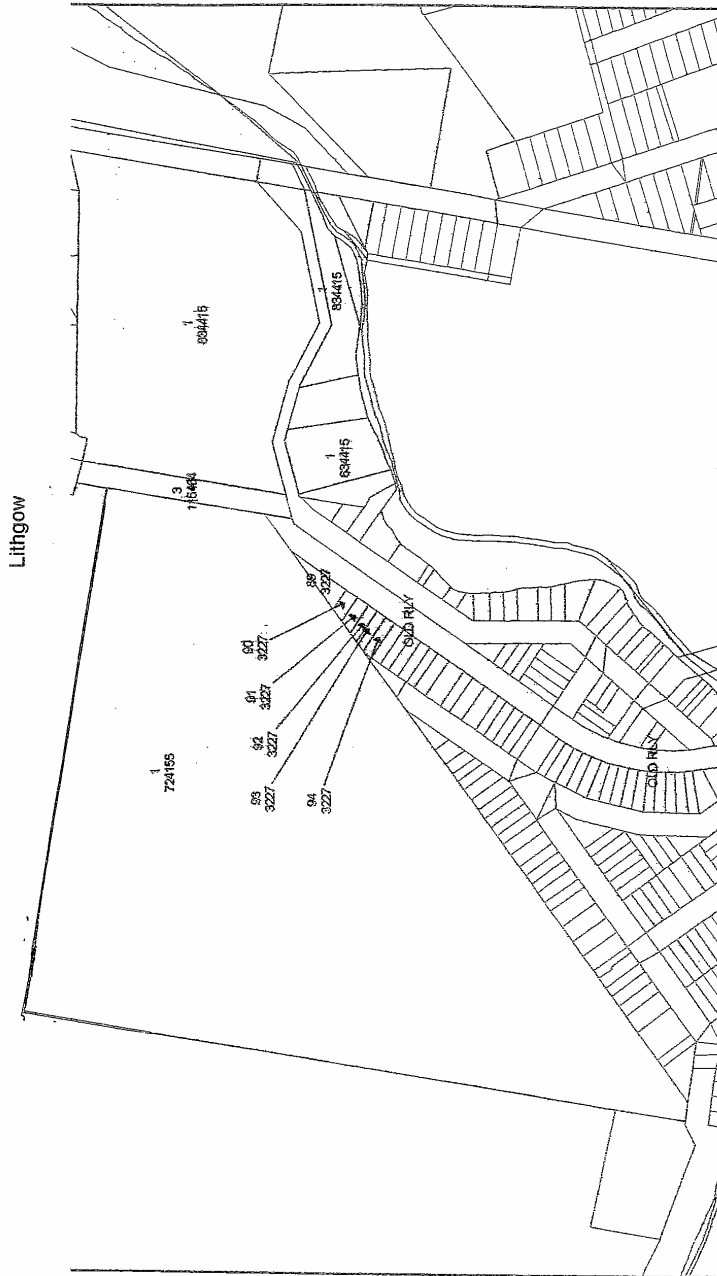
Items 1 b-e





D 474

ITEM 10



NEW SOUTH WALES

CERTIFICATE OF TITLE
 REAL PROPERTY ACT, 1900

TORRENS TITLE
 Register

First Titles Vol. 895 Fol.192
 Vol. 1891 Fol.217

Vol. 15108 Fol. 169

Prior Title : Vol. 7131 Fol.210

EDITION
 ISSUED 26 8 1983

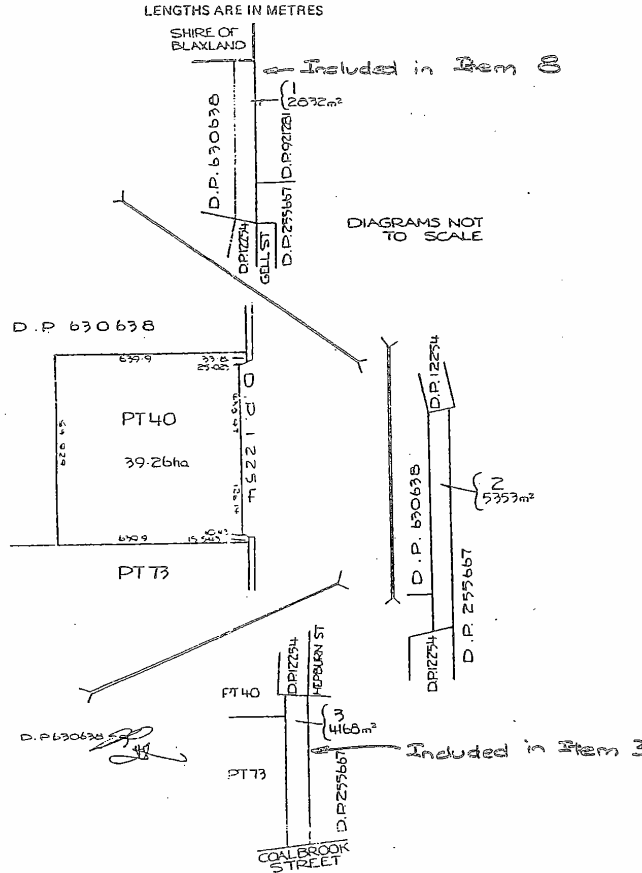


I certify that the person named in the First Schedule is the registered proprietor of an estate in fee simple (or such other estate or interest as is set out below) in the land described subject to the recordings appearing in the Second Schedule and to the provisions of the Real Property Act, 1900.

[Signature]
 Registrar General.



PLAN SHOWING LOCATION OF LAND



NOTE: ENTRIES RULED THROUGH AND AUTHENTICATED BY THE SEAL OF THE REGISTRAR GENERAL ARE CANCELLED

LAND REFERRED TO

Part of Portion 40 and Lots 1, 2 and 3 in Deposited Plan 115464 at Lithgow in the City of Greater Lithgow Parish of Marangaroo and County of Cook.

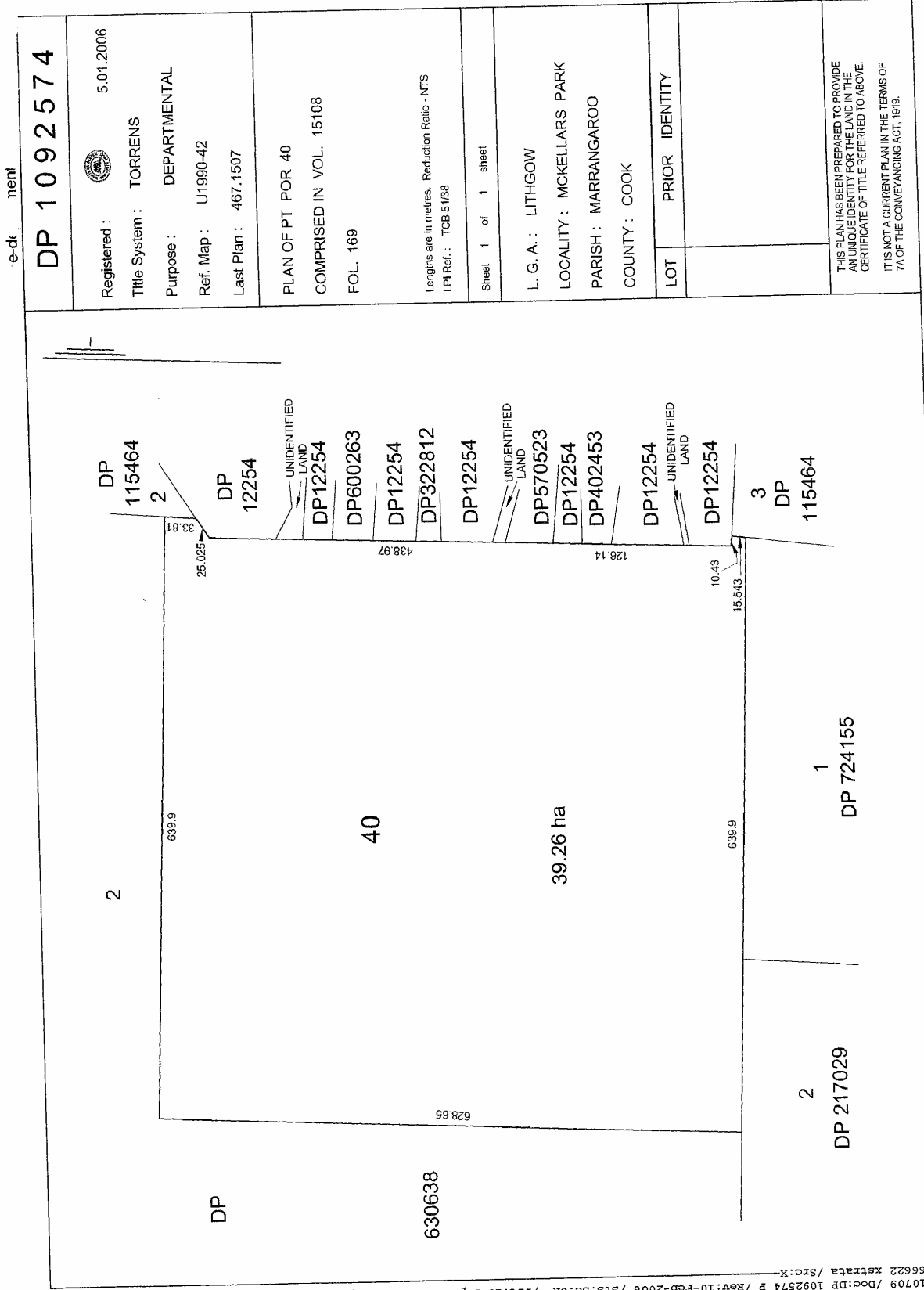
FIRST SCHEDULE

LITHGOW VALLEY COLLIERY COMPANY LIMITED

SECOND SCHEDULE

1. Reservations and conditions contained in the Crown Grant.
2. Land excludes the minerals within Lots 1, 2 and 3 in Deposited Plan 115464.

NOTE: THE ESTATE OR INTEREST REFERRED TO HEREIN IS SUBJECT TO ANY ADDITIONAL RECORDING MADE IN THE FOLIO OF THE REGISTER



610709 /Doc:DP 1092574 P /Rev:10-Feb-2006 /Sts:SC.OK /Prt:18-Sep-2006 15:40 /Pgs:ALL /Seq:1 of 1
 066622 xstrata /Src:X

ITEM 4

A.984431. 28-8-73 (2 Sheets - Sheet 1.)

Municipality of Lithgow

PLAN

showing subdivision of part of land in Certs. of Title Vol. 1362/120

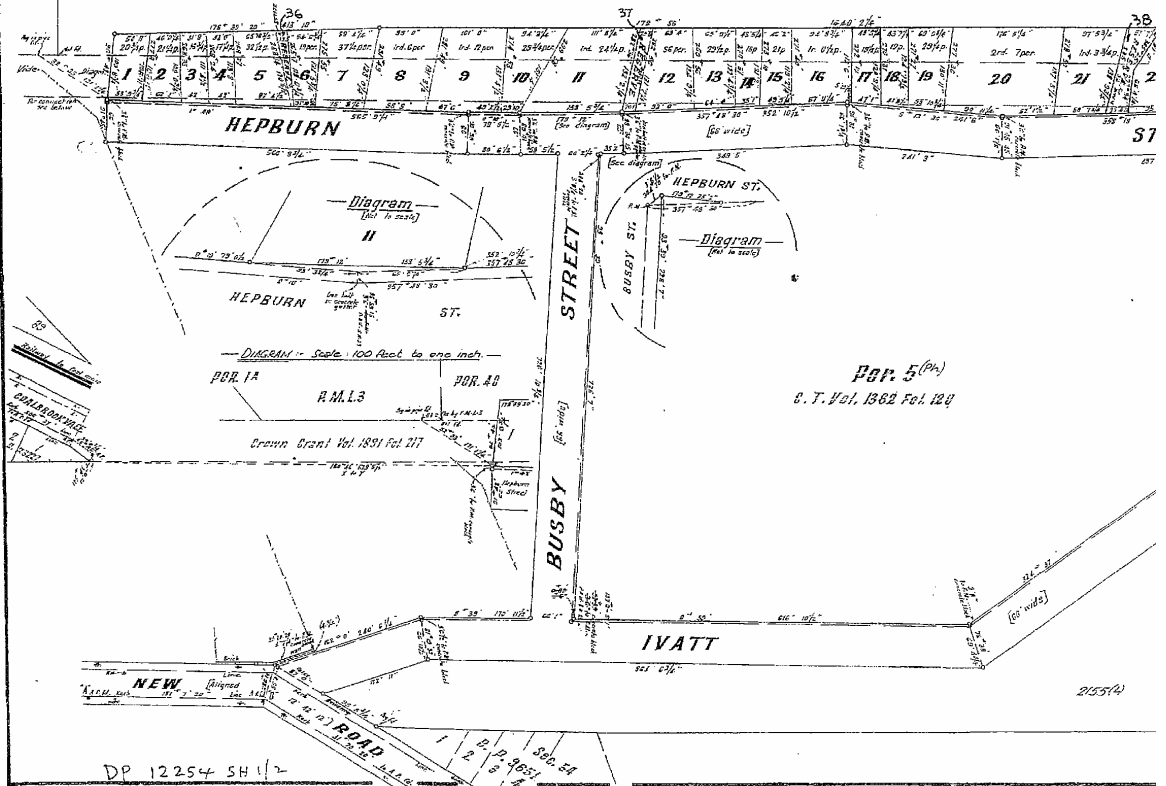
PH. OF MARANCAROD COUNTY OF COO.

Scale 100' = 1 inch

P.M.
L.3

Page 40
C.T. Vol. 895 Fol. 192

Page 5 (Pt.)
C.T. Vol. 1362 Fol. 129



LOT NUMBERS ADDED IN REGISTRAR GENERAL'S OFFICE.

I, Bruce Richard Davies, Registrar General for New South Wales, certify that this negative is a photograph made as a permanent record of a document in my custody this 10th day of October, 1975.

FEET INCHES	METRES
0 1/2	0.12
0 3/4	0.19
1 0	0.30
1 1/4	0.38
1 1/2	0.46
1 3/4	0.53
2 0	0.61
2 1/4	0.69
2 1/2	0.76
2 3/4	0.84
3 0	0.91
3 1/4	0.99
3 1/2	1.07
3 3/4	1.14
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DP 12254 SH 1/2



RS7367 / Doc:DP 001254 P / Rev:17-Jul-1992 / Sfs:OK / OK / P / R:11-Sep-2006 08:18 / Pgs:ALL / Seq:1 of 4

PLAN FORM 2
 SIGNATURE AND SEALS ONLY.

Registered DP1029892
 C.A. SEE CERTIFICATE
 Title System: TORRENS
 Purpose: SUBDIVISION
 Ref. Map: U1990-1, 42
 Last Plan: DP 834415
 PLAN OF SUBDIVISION OF LOT 1
 OF DP 834415

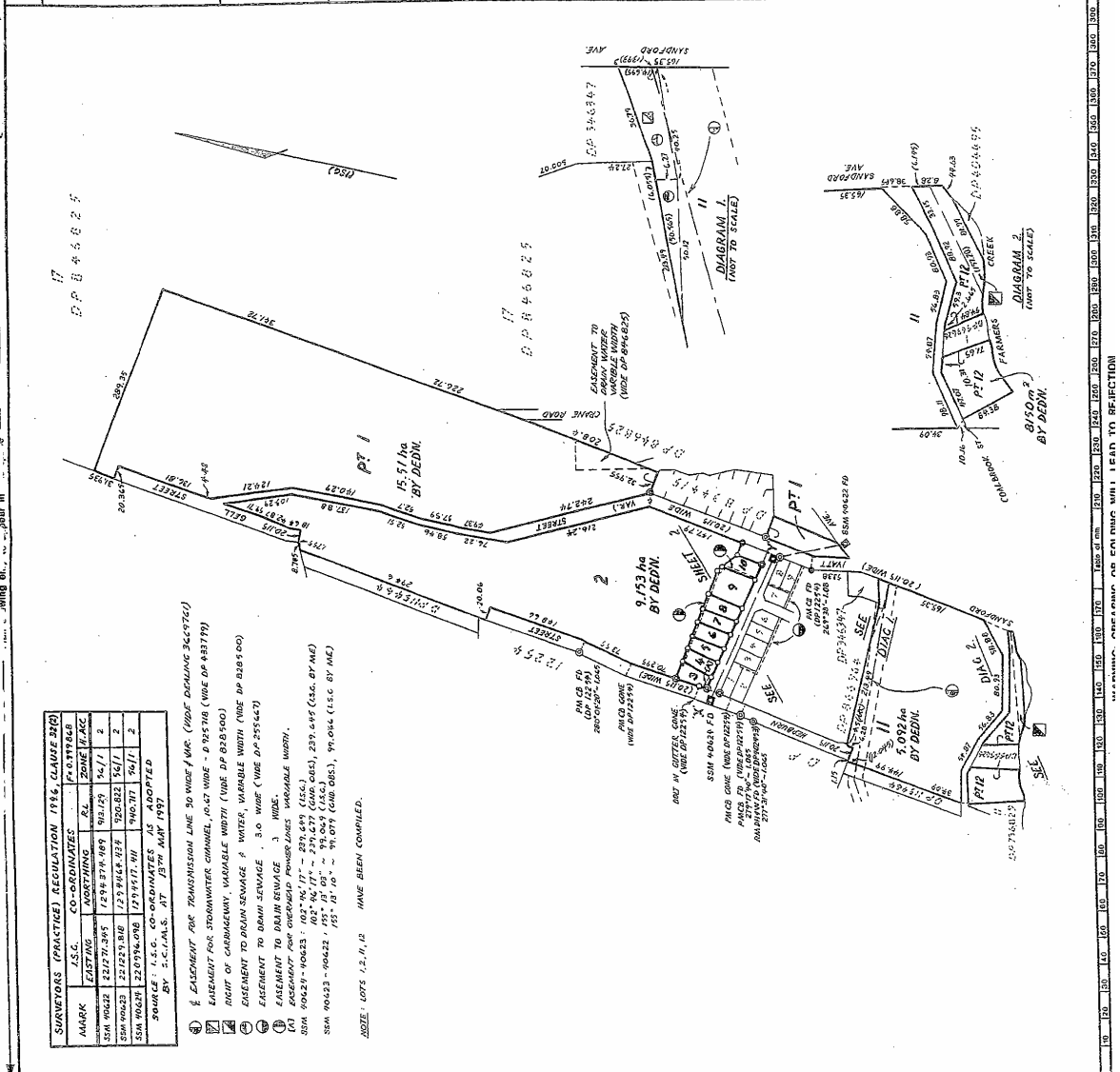
Lengths are in metres. Retaining Walls 1:7000
 LGA: LITTLING
 Parish: MARRAMBAROO
 County: COOK

This is sheet 1 of my plan in 2 sheets.
 (Do not if applicable)
 Survey Certificate or other Professional Regulation must
 be attached to this plan.

L. THOMAS ELLETON
 (GENERAL ELLINGTON) (LITTLING) PL
 A competent registered professional surveyor under the Survey Act 1988, having duly taken into account the provisions of the Survey Act 1988, the Survey Regulations 1993 and the Survey (Professional Regulation) Act 2003, has surveyed the land shown on this plan and certifies that the boundaries, areas, bearings and distances are as shown on this plan.

Please refer to the preparation of survey/compilation.
 DP 255602, DP 834415, DP 12256
 DP 902492, DP 200444, DP 420404

NOTE FOR THE OWNER: The boundaries of lots shown on this plan are subject to the provisions of the Survey Act 1988, the Survey Regulations 1993 and the Survey (Professional Regulation) Act 2003. The owner is advised that the boundaries of lots shown on this plan are subject to the provisions of the Survey Act 1988, the Survey Regulations 1993 and the Survey (Professional Regulation) Act 2003. The owner is advised that the boundaries of lots shown on this plan are subject to the provisions of the Survey Act 1988, the Survey Regulations 1993 and the Survey (Professional Regulation) Act 2003.



PLAN FORM 2
 SIGNATURE AND SEALS ONLY.

Surveyors (Practice) Regulation 1986, Clause 2(1)

MARK	I.S.C.	CO-ORDINATES	PL	ZONE
EA	12127.395	1294.374	489	98.12
SA	90423	21229.800	123	94.4
SA	90423	22096.096	123	94.1

BY 2 C.L.M.S. AT 12TH MAY 1987

① EASEMENT FOR TRANSMISSION LINE 30 WIDE (W.C. (WIDE DRAINAGE 366776))
 ② EASEMENT FOR STORMWATER CHANNEL 1.07 WIDE - 0.75716 (WIDE DP 837179)
 ③ DITCH OF CARBONATE, VARIABLE WIDTH (WIDE DP 820500)
 ④ DITCH OF CARBONATE, VARIABLE WIDTH (WIDE DP 838900)
 ⑤ EASEMENT TO DRAIN SEWAGE 3.0 M WIDE (WIDE DP 255647)
 ⑥ EASEMENT TO DRAIN SEWAGE 3.0 M WIDE (WIDE DP 255647)
 ⑦ EASEMENT TO DRAIN SEWAGE 3.0 M WIDE (WIDE DP 255647)
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 ㊶ EASEMENT TO DRAIN SEWAGE 3.0 M WIDE (WIDE DP 255647)
 ㊷ EASEMENT TO DRAIN SEWAGE 3.0 M WIDE (WIDE DP 255647)
 ㊸ EASEMENT TO DRAIN SEWAGE 3.0 M WIDE (WIDE DP 255647)
 ㊹ EASEMENT TO DRAIN SEWAGE 3.0 M WIDE (WIDE DP 255647)
 ㊺ EASEMENT TO DRAIN SEWAGE 3.0 M WIDE (WIDE DP 255647)

NOTE: LOTS 1, 2, 3, 4 HAVE BEEN COMPAILED.

Director
 [Signature]
 DIRECTOR

Council's Certificate
 I hereby certify that the plan of subdivision shown on this plan complies with the provisions of the Survey Act 1988, the Survey Regulations 1993 and the Survey (Professional Regulation) Act 2003. The plan of subdivision is shown on this plan and the boundaries of lots shown on this plan are subject to the provisions of the Survey Act 1988, the Survey Regulations 1993 and the Survey (Professional Regulation) Act 2003.

Council's Office Approval
 Lead Officer: [Signature]
 Deputy Lead Officer: [Signature]
 Council Clerk: [Signature]

ITEM 7

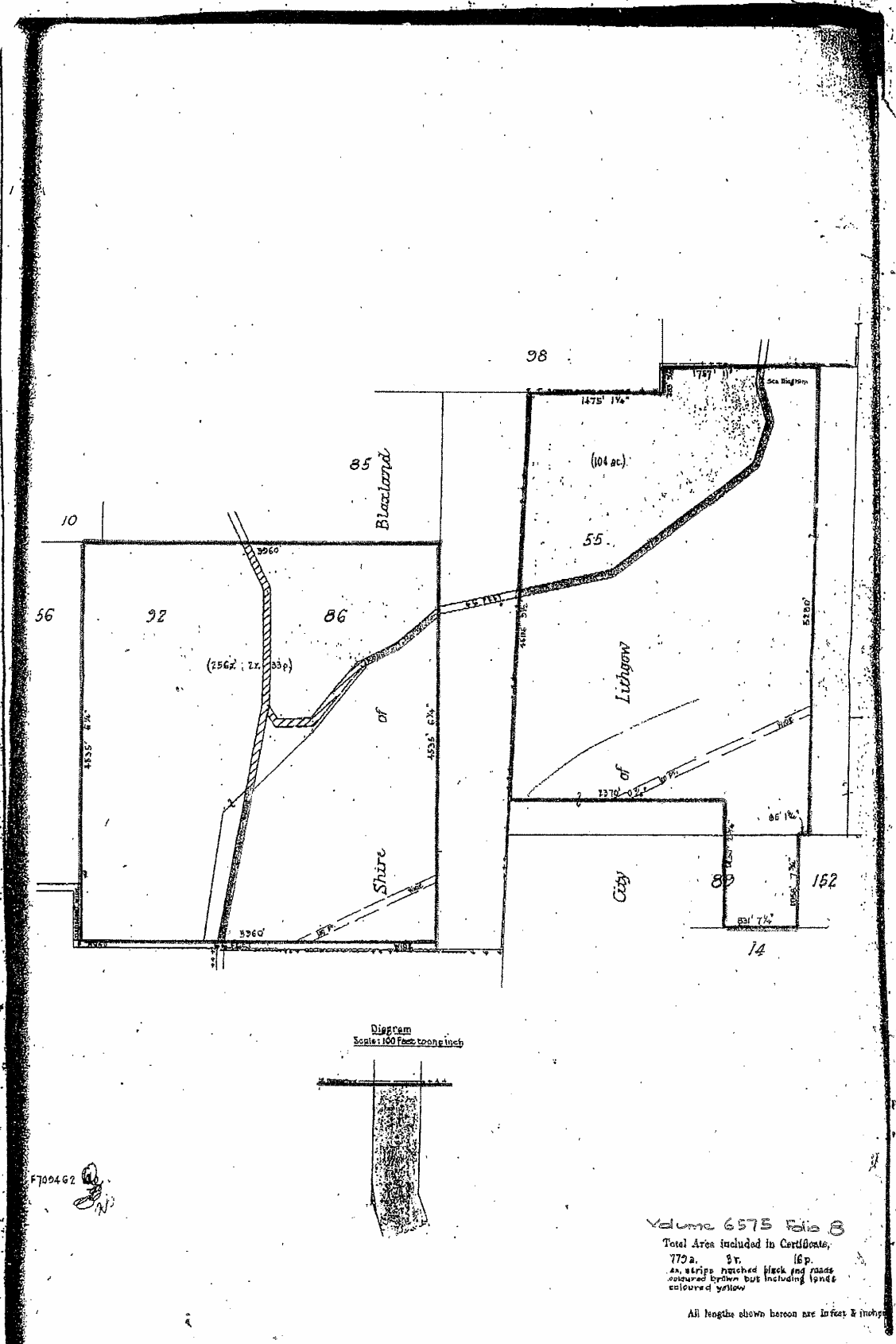
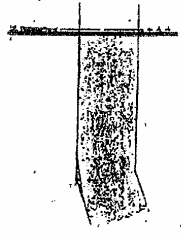


Diagram
 Scale: 100 Feet to an inch



F7004 G2

Volume 6575 Folio B

Total Area included in Certificate,
 770a. 3r. 16p.
 An. strips hatched black and roads
 coloured brown but including lands
 coloured yellow

All lengths shown hereon are in feet & inches

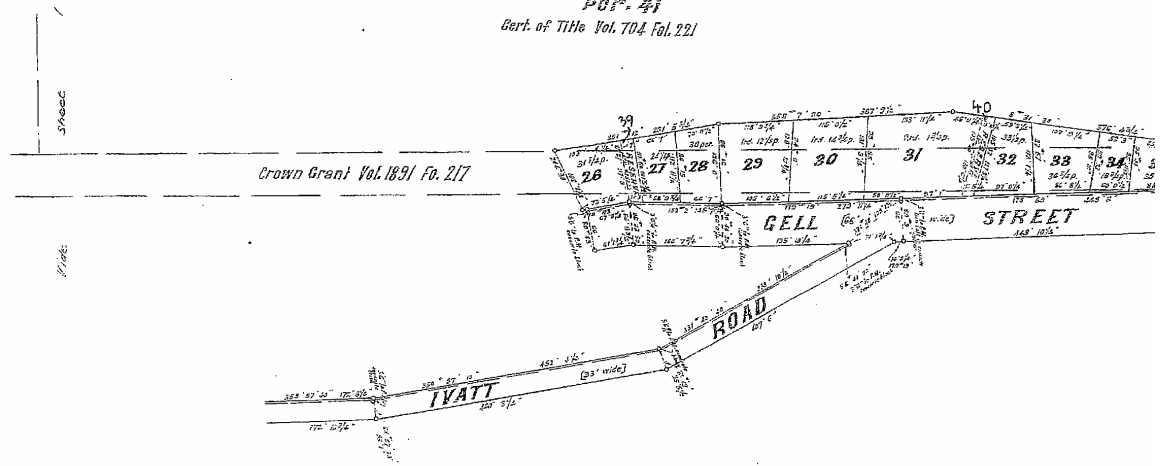
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A. 984431. 18-3.
 (2 Sheets - Sheet 2)

Handwritten notes:
 No 46 date 23rd July 1973
 Certificate
 Mayor



Page 4
 Cert. of Title Vol. 704 Fol. 221



Page 5 (cont.)
 Cert. of Title Vol. 1362, Po. 120

DP 12254 SH 21

TOP NUMBERS ASSIGNED IN REGISTRAR GENERAL'S OFFICE.

I, Bruce Richard Davies, Registrar General for New South Wales, certify that this engraving is a photograph made as a permanent record of a document in my custody this 16th day of October, 1975.

DP 12254 SH 21	HECTARES	REMARKS
1	7.174	94.180
2	10.570	0.265
3	8.176	1.475
4	5.172	4.000
5	10.172	5.785
6	5.174	3.925
7	6.17	6.17
8	-	10.000
9	5.172	10.2
10	11.176	18.215
11	11.172	17.977
12	11.172	18.098
13	11.172	18.635
14	11.172	20.215
15	11.172	20.205
16	11.172	20.602
17	11.172	21.725
18	11.172	22.848
19	11.172	24.969
20	11.172	26.092
21	11.172	27.215
22	11.172	28.338
23	11.172	29.461
24	11.172	30.584
25	11.172	31.707
26	11.172	32.830
27	11.172	33.953
28	11.172	35.076
29	11.172	36.199
30	11.172	37.322
31	11.172	38.445
32	11.172	39.568
33	11.172	40.691
34	11.172	41.814
35	11.172	42.937
36	11.172	44.060
37	11.172	45.183
38	11.172	46.306
39	11.172	47.429
40	11.172	48.552
41	11.172	49.675
42	11.172	50.798
43	11.172	51.921
44	11.172	53.044
45	11.172	54.167
46	11.172	55.290
47	11.172	56.413
48	11.172	57.536
49	11.172	58.659
50	11.172	59.782
51	11.172	60.905
52	11.172	62.028
53	11.172	63.151
54	11.172	64.274
55	11.172	65.397
56	11.172	66.520
57	11.172	67.643
58	11.172	68.766
59	11.172	69.889
60	11.172	71.012
61	11.172	72.135
62	11.172	73.258
63	11.172	74.381
64	11.172	75.504
65	11.172	76.627
66	11.172	77.750
67	11.172	78.873
68	11.172	79.996
69	11.172	81.119
70	11.172	82.242
71	11.172	83.365
72	11.172	84.488
73	11.172	85.611
74	11.172	86.734
75	11.172	87.857
76	11.172	88.980
77	11.172	90.103
78	11.172	91.226
79	11.172	92.349
80	11.172	93.472
81	11.172	94.595
82	11.172	95.718
83	11.172	96.841
84	11.172	97.964
85	11.172	99.087
86	11.172	100.210
87	11.172	101.333
88	11.172	102.456
89	11.172	103.579
90	11.172	104.702
91	11.172	105.825
92	11.172	106.948
93	11.172	108.071
94	11.172	109.194
95	11.172	110.317
96	11.172	111.440
97	11.172	112.563
98	11.172	113.686
99	11.172	114.809
100	11.172	115.932

DP 12254 SH 21	HECTARES	REMARKS
101	11.172	117.055
102	11.172	118.178
103	11.172	119.301
104	11.172	120.424
105	11.172	121.547
106	11.172	122.670
107	11.172	123.793
108	11.172	124.916
109	11.172	126.039
110	11.172	127.162
111	11.172	128.285
112	11.172	129.408
113	11.172	130.531
114	11.172	131.654
115	11.172	132.777
116	11.172	133.900
117	11.172	135.023
118	11.172	136.146
119	11.172	137.269
120	11.172	138.392
121	11.172	139.515
122	11.172	140.638
123	11.172	141.761
124	11.172	142.884
125	11.172	144.007
126	11.172	145.130
127	11.172	146.253
128	11.172	147.376
129	11.172	148.499
130	11.172	149.622
131	11.172	150.745
132	11.172	151.868
133	11.172	152.991
134	11.172	154.114
135	11.172	155.237
136	11.172	156.360
137	11.172	157.483
138	11.172	158.606
139	11.172	159.729
140	11.172	160.852
141	11.172	161.975
142	11.172	163.098
143	11.172	164.221
144	11.172	165.344
145	11.172	166.467



NOTES
1. For detail of items 2 & 5, see land information document.

**Lithgow Land
Cadastral Information**

**ITEM:11 REG - 18/12/06 - CONFIDENTIAL REPORT - REQUEST COUNCIL TO
PAY COSTS - MR G AND MRS W DUKES**

REPORT BY: GROUP MANAGER REGIONAL SERVICES - ANDREW MUIR

Reason for Confidentiality

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

- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege

SUMMARY

To advise of a submission from Mr G & Mrs W Dukes requesting Council meet all costs awarded against them in recent Land and Environment Court proceedings.

RECOMMENDATION

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

ITEM:12 REG - 18/12/06 - DA 203-06 SUBDIVISION IN 5 ALLOTMENTS 140 CUTHILL ROAD

REPORT BY: ANDREW MUIR – GROUP MANAGER REGIONAL SERVICES

SUMMARY

This report is to inform Council of the withdrawal of a modification of consent application for a 5 allotment subdivision on land described as Part Portion 78, being 140 Cuthill Road.

COMMENTARY

Previously Council was in receipt of a modification of consent application from Midsummer Developments Pty Ltd, seeking to modify a previous condition imposed on the original consent which indicated that:

The entrance shall have minimum sight distance of no less than 160m either side of the entrance to be constructed.

The modification sought to have the condition of consent reworded to read;

The entrance shall have minimum sight distance of no less than 160m either side of the entrance to be constructed or such other sight distance as shall be specified by Council's Development and Traffic Engineer

Council is now in receipt of a survey plan from a registered surveyor that indicates the sight distances required are in accordance with the original consent and as such no modification is required. This has concluded in the original development approval being finalised and the linen plan released.

POLICY IMPLICATIONS

There are no policy implications as the modification has now been withdrawn.

FINANCIAL IMPLICATIONS

There are no financial implications.

LEGAL IMPLICATIONS

There are no legal implications.

ATTACHMENTS

Nil

RECOMMENDATION

THAT the information be received.

ITEM:13 REG - 18/12/06 - PLANNING AGREEMENT

REPORT FROM: GROUP MANAGER REGIONAL SERVICES - ANDREW MUIR

SUMMARY

To recommend the endorsement of Planning Agreements prepared as part of a development application in Wallerawang in relation to contributions and/or works for open space and community facilities.

COMMENTARY

A planning agreement is a negotiated voluntary agreement or other arrangement between a planning authority and a developer under which the developer is required to dedicate land free of cost, pay a monetary contribution, or provide any other material public benefit, or any combination of them, to be used for or applied towards a public purpose.

An explanatory note shall be prepared for each agreement which includes detail regarding the proposed planning agreement. The explanatory note accompanies the planning agreement and is exhibited and registered with the planning agreement.

Council has considered a number of agreements to date, and carried out the appropriate notification process with no submissions being received. Currently one agreement is ready for endorsement by Council, as follows:

DA NO.	DESCRIPTION	NAMES OF PARTIES	LAND
429/05	For open space and community facilities in a residential subdivision	Lithgow City Council & PK & CA Van der Velden	Lots 119, 120 & 121 in the subdivision of Lot 406 DP 26070, known as Sidey Place, Wallerawang.

POLICY IMPLICATIONS

No specific policy implications arise as a result of this report. The Planning Agreement has been compiled in accordance with the Draft Planning Agreement Policy through negotiation with Council. Normally negotiation would occur prior to issue of development consent. However, Council has the opportunity to process the agreements post consent as long as an offer has been made by the applicant during the DA assessment process. In this instance the consent has been issued and the agreements advertised. It is now due for endorsement by Council and the developer.

FINANCIAL IMPLICATIONS

The financial implications for Council are the receipt by Council of a development contribution being a monetary contribution, the dedication of land free of cost, or the provision of a material public benefit in the form of infrastructure, facilities, amenities and services.

LEGAL IMPLICATIONS

The Planning Agreement is subject to the requirements of the Environmental Planning & Assessment Act 1979, and the provisions of Council's Draft Planning Agreement Policy.

ATTACHMENTS

1. Planning Agreement and Explanatory Note - DA 429/05 – PK & CA Van der Velden

RECOMMENDATION

THAT Council endorse the Planning Agreement as presented and proceed to issue of the final document, notification to the Minister and registration in Council's Public Register.

ITEM:14 REG - 18/12/06 - LITHGOW LOCAL GOVERNMENT WATER USAGE

REPORT FROM: Strategic Engineer – L. Kearney

REFERENCE

Nil

SUMMARY

Comparison of figures for 2005 and 2006 for water usage within the Lithgow Local Government area.

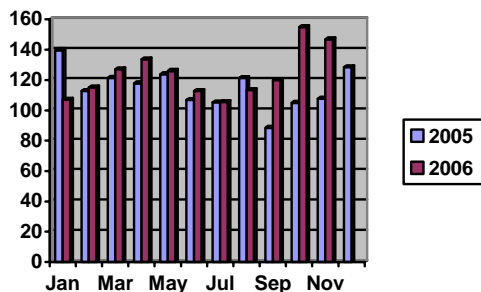
COMMENTARY

Lithgow Local Government Area Water Usage, including use from Farmers Creek Dam and Fish River Water Supply as at 30 November 2006. It should be noted that Council's maximum annual allocation of water from the Fish River Water Supply is 2,092 megalitres, and to date, Council has utilised 864 megalitres of water from this supply, equating to approximately 41% of its annual allocation.

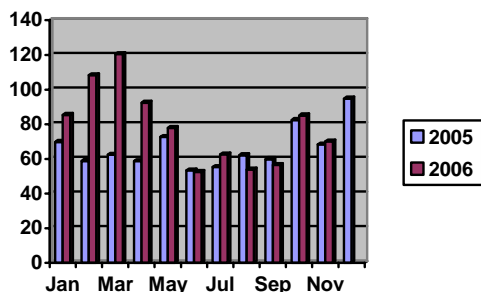
	2005			2006		
	Farmers Creek Dam (ML)	Fish River Water Supply (ML)	Total (ML)	Farmers Creek Dam (ML)	Fish River Water Supply (ML)	Total (ML)
January	139.745	69.753	209.498	107.086	85.456	192.542
February	112.835	58.864	171.699	115.126	108.236	223.362
March	121.438	62.414	183.852	127.115	120.423	247.538
April	117.836	58.763	176.599	133.557	92.345	225.902
May	123.884	72.694	196.578	125.966	77.810	203.776
June	106.872	53.392	160.264	112.814	52.381	165.195
July	105.235	55.289	160.524	105.382	62.530	167.912
August	121.397	62.105	183.484	113.398	53.792	167.19
September	88.470	59.817	148.287	119.937	56.443	176.38
October	104.953	82.421	187.374	154.882	85	239.882
November	107.772	68.302	176.074	146.773	70	216.773
December	128.566	94.874	223.440			
TOTAL (ML)	1,379.003	798.688	2,177.691	1,362.036	864.416	2,226.452

Exact usage from State Water was not available as of 11 December 2006, and the figures presented in the table above are to the closest megalitre of water used.

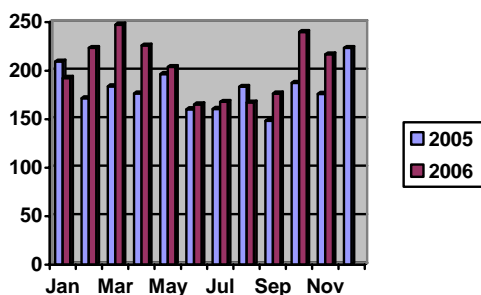
Farmers Creek Dam Usage (ML)



Fish River Water Supply Usage (ML)



Total Water Consumption in Lithgow LGA (ML)



Farmers Creek Dam is currently at 73.2% of its full capacity and Oberon Dam is currently at 28% of its full capacity.

In recent months, with reduced rainfall experienced during 2006 in the catchment area, Council has been reliant upon water mainly from the Clarence Transfer System, however, water supplied from the Clarence Transfer System has not been sufficient to effectively replenish Farmers Creek Dam. One of the reasons that is thought to be responsible is the current water restrictions that allow unfettered fixed hose and sprinkler usage between 4.00pm and 8.00am. In light of the above information, it is considered prudent for Council to review the current water restrictions to protect the Farmers Creek supply over the summer period.

To ensure adequate water supply during the summer months, it is suggested that Council amend the current water restrictions to allow the use of fixed hoses and sprinklers between the hours of 6.00am and 10.00am and 6.00pm and 10.00pm seven (7) days per week. This could be reviewed in March 2007.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

LEGAL IMPLICATIONS

Nil

ATTACHMENTS

Nil

RECOMMENDATION

THAT:

1. Council amend the current water restrictions to allow the use of fixed hoses and sprinklers between the hours of 6.00am and 10.00am and 6.00pm and 10.00pm seven (7) days per week.
2. The amended restrictions be advertised appropriately.
3. The amended restrictions be reviewed in March 2007.

LEGAL IMPLICATIONS

Nil

ATTACHMENTS

1. Amended Liquid Trade Waste Approvals Policy.

RECOMMENDATION

THAT Council adopt the amended Liquid Trade Waste Approvals Policy and advertise the details of the amended policy in its regular column in the Lithgow Mercury.

ITEM:16 REG - 18/12/06 - CONFIDENTIAL REPORT - THREAT TO CLOSE A SECTION OF RYDAL/HAMPTON ROAD

REPORT FROM: GROUP MANAGER REGIONAL SERVICES – ANDREW MUIR

Reason for Confidentiality

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

- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege

SUMMARY

This report summarises the current situation and seeks the necessary resolution to allow compulsory acquisition.

RECOMMENDATION

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

COMMUNITY AND CORPORATE SERVICES REPORTS

ITEM:17 **COMM - 18/12/06 - RENEWAL LEASE GALLOPING GUMNUT PART CHILD CARE SITE PROTO AVE LITHGOW**

REPORT FROM: INTERNAL SERVICES MANAGER C FARNSWORTH

REFERENCE

Nil

SUMMARY

To advise Council of an application from Galloping Gumnut for the lease of rooms in Proto Ave Lithgow and recommendation for its approval.

COMMENTARY

Council entered into a lease with Galloping Gumnut Mobile Children's Service Van Inc on the 3 June 1997 for the lease of Rooms G1 and G2 and designated parking space adjacent to such rooms in Gumnut House, Proto Ave Lithgow. Rent was determined at \$10.00 per annum for a period of three years expiring on the 2 June 2000. The lease contained options to renew though no further leases were executed after 2 June 2000.

Council was advised by our Solicitors Le Fevre & Co on the 11 May 2006 that the lessee has decided that they can no longer operate in the premises and they have located to alternative premises which will allow for all equipment and vehicles to be held in one location.

Galloping Gumnut had erected a new storage shed on Council's Proto Ave land some years ago at a cost of approx \$15,000. Le Fevre advised that the lessee is aware that Council may not be in a position to reimburse them for its expenditure on the storage shed and in these circumstances subletting the premises would create an opportunity for the lessee to recover some of its \$15,000 expenditure. Galloping Gumnut advised a subtenant was found being a Public Benevolent Institution that supports disadvantaged Australian Children and their families.

Council advised Galloping Gumnut through the respective Solicitors that Council is not in favour of approving a sublease of the premises to a third party but would be happy to talk to any organisation with an interest in the property. They were further advised that should the matter of the fixture (shed) on the land be an issue we would be please to treat this as a separate matter.

Council and Galloping Gumnut representatives meet on the 2 November 2006 to discuss the matter and as a result Galloping Gumnut requested on the 14 November 2006 to enter into a new lease for all areas detailed in the previous lease i.e. Rooms G1 and G2 and designated parking space adjacent to such room. They advise they still utilise the premises and wish to continue with a new lease.

The site requested does not have direct access to amenities and should Council resolve to enter into a new lease it would need to specifically identify that no amenities are available as a part of the lease terms.

PROPOSED LEASE DETAILS:

COMMENCING DATE	1 December 2006
TERMINATING DATE	29 November 2007
ANNUAL RENT	Annual - \$11.00 Inc GST + all outgoings
LEASE PREPARATION	Costs to be met by Lessee
LEASE TO SPECIFY	No amenities available
OPTION TO RENEW	N/A

POLICY IMPLICATIONS

No policy implications as a result of this report

FINANCIAL IMPLICATIONS

Nil

LEGAL IMPLICATIONS

A lease prepared under the Real Property Act 1900.

RECOMMENDATION

THAT:

1. Council affix the Common Seal to the lease with Galloping Gumnut for Rooms G1 and G2 and designated parking area adjacent to Rooms G1 and G2 and the storage shed Proto Ave, Lithgow for a period of 12 months from 19 December 2006 to 18 December 2007 for \$11.00 (GST Inc) plus all outgoings per annum with the lease noting that no amenities are available on the site.
2. All legal costs associated with the preparation of the lease to be met by the lessee.

**ITEM:18 COMM - 18/12/06 - SUBMISSION RECEIVED 2005/06 GENERAL
PURPOSE FINANCIAL REPORTS**

REPORT FROM: INTERNAL SERVICES MANAGER - C FARNSWORTH

REFERENCE

Min 06-350: 19.10.06 Presentation of the Draft 2005/06 General Purpose Financial Reports
Min : 04.12.06 Audit Presentation of the 2005/06 General Purpose Financial Reports by
Council Auditors Alan Morse & Co.

SUMMARY

To advise Council of a submission received in relation to the 2005/06 General Purpose Financial Reports.

COMMENTARY

On the 11 December 2006 Council received one (1) submission in relation to the 2005/06 General Purpose Financial Reports.

The Local Government Act specifies:

420 Submissions on financial reports and auditor's reports

- (1) Any person may make submissions to the council with respect to the council's audited financial reports or with respect to the auditor's reports.
- (2) A submission must be in writing and must be lodged with the council within 7 days after the date on which those reports are presented to the public.
- (3) The council must ensure that copies of all submissions received by it are referred to the auditor.
- (4) The council may take such action as it considers appropriate with respect to any such submission, including the giving of notice to the Director-General of any matter that appears to require amendment of the council's financial reports.

In compliance with Section 420(3) of the Local Government Act, the submission was forwarded to Council's auditors on the 11 December 2006 for comment and their response will be provided to Council upon receipt.

POLICY IMPLICATIONS

No policy implications as a result of this report

FINANCIAL IMPLICATIONS

No financial implications as a result of this report

LEGAL IMPLICATIONS

No Legal implications as a result of this report

RECOMMENDATION

THAT the information be received and noted.

**ITEM:19 COMM - 18/12/06 - REQUEST FOR INTEREST FREE LOAN FROM
LITHGOW AND DISTRICT VOLUNTEER RESCUE SQUAD**

**REPORT FROM: GROUP MANAGER COMMUNITY AND CORPORATE SERVICES: K
WOOLLEY**

REFERENCE

NIL

SUMMARY

Council has received a request from the Lithgow and District Volunteer Rescue Squad Incorporated to provide an interest free loan of \$11,000 to enable the completion of a program of works and this report provides Council with the background to the project to enable a determination from Council if the loan will be provided.

COMMENTARY

The Lithgow and District Volunteer Rescue Squad (the Squad) have advised that they have received a grant from the Federal Government Attorney-General's Department - Emergency Management Division however while the majority of the grant has been paid, the Department will not release the remaining funds until the project is completed.

Advice from the Squad has indicated the project will be completed in early 2007 and the final report which is required as part of the acquittal of the loan is already being attended to.

In the attached correspondence, the Federal Government confirms this situation.

The Squad has requested a neat amount of \$11,000 while it would appear that the outstanding grant monies total \$10,560.

The project has already delivered the majority of its components including the information sessions "Taking the Safety message to Local Youth", "Taking the Safety Message to Local Businesses" and "Taking the Safety Message to the Local Community". The last chapter of the project was impacted by the attendance of Emergency Services personnel at the bushfires around the time the Squad had planned display and information sessions at Celebrate Lithgow and they have determined they will hold a further information day in early 2007.

A key feature of the event is that the Squad have advised that where possible moneys spent were spent locally thus providing Council with confidence of the benefit of not only the information sessions held but of the benefit to the business community.

POLICY IMPLICATIONS

The Council's policy for interest free loans to community organisations can be used to assess this application. It would seem prudent to put a short time frame on full repayment of the loan.

FINANCIAL IMPLICATIONS

There is a minimal impact of providing this loan as the amount will be repaid in full in a short period of time.

LEGAL IMPLICATIONS

NIL

CONCLUSION

The Lithgow and District Volunteer Rescue Squad request for an interest free loan to enable them to complete their project is recommended to Council.

ATTACHMENTS

1. Letter from Lithgow and District Volunteer Rescue Squad
2. Letter from the Federal Attorney-General's department

RECOMMENDATION

THAT Council approve an interest free loan to the Lithgow and District Volunteer Rescue Squad for a total of \$11,000 to be fully repaid by the Squad with terms for the loan to include that the moneys will be fully repaid to Council no later than 31 March 2007.

REPORTS FROM DELEGATES

**ITEM:20 DEL - 18/12/06 - MINUTES OF THE NSW ASSOCIATION OF MINING
RELATED COUNCILS INC - ANNUAL GENERAL MEETING HELD ON
10 NOVEMBER 2006**

REFERENCE

NIL

SUMMARY

This report outlines the Minutes of the NSW Association of Mining Related Councils Inc, Annual General Meeting held on 10 November 2006.

COMMENTARY

The Annual General Meeting of the NSW Association of Mining Related Councils Inc was held on 10 November 2006 at Lachlan Shire Council.

The Minutes are attached for the information of Council.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

1. Minutes of the AGM held on 10 November 2006.

RECOMMENDATION

THAT the minutes be noted.

ITEM:21 DEL - 18/12/06 - CENTROC

REFERENCE

NIL

SUMMARY

This report outlines the most recent meeting of Centroc.

COMMENTARY

At the most recent meeting of Centroc, there was a presentation from Jo Lewis From the NSW Premiers Department, who gave an overview of the Governments State Plan "A New Direction fro NSW". The plan looks at fairness and opportunity and growing prosperity across all of NSW. The Government is planning to deliver better services and more infrastructures in NSW.

Centroc is putting a submission to the Federal Government regarding the possibility of all parts of the Centroc Councils to be able ot have Broadband connections. This is a major step forward by Centroc as there is only one other group of Councils in Australia putting in such a submission at this time.

I am pleased that at this meeting, Centroc gave unanimous support to Lithgow city Council as we try to further our idea of attracting a branch of engineering to our area with our recent discussions with Wollongong University.

The Centroc meeting was also the AGM at which Councillor John Davis was again elected as Chairman and Councillor Neville Castle was Deputy Chairperson with the other 2 executive positions being filed by Councillor Norm Mann from Bathurst and Councillor Bruce Miller from Cowra. In a change to the constitution the General Managers of these respective Councils are also on the executive.

Centroc as part of their yearly management plan are going to continue to lobby for the building of the Bells Line Expressway. The Centroc Executive will be meeting with the BLEG group in the up coming weeks to look at a combine strategy to accomplish this outcome.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

NIL

ATTACHMENTS

NIL

RECOMMENDATION

THAT this report be noted.

COMMITTEE MEETINGS

ITEM:22 REG - 18/12/06 - SPORTS ADVISORY COMMITTEE - MINUTES 11
DECEMBER 2006

REPORT FROM: Strategic Engineer – L. Kearney

SUMMARY

Details of the Minutes of the Sports Advisory Committee Meeting held on Monday, 11 December 2006 for Council adoption.

COMMENTARY

At the Sports Advisory Committee Meeting held on Monday, 11 December 2006, there were fourteen (14) items discussed by the Committee, and it is considered that all these items be adopted by Council as per the Committee's recommendations.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

LEGAL IMPLICATIONS

Nil

ATTACHMENTS

1. Minutes of the Sports Advisory Committee Meeting held on Monday, 11 December 2006.

RECOMMENDATION

THAT Council adopt the recommendations of the Sports Advisory Committee for the meeting held on Monday, 11 December 2006.

QUESTIONS WITHOUT NOTICE

Nil.

ATTACHMENTS

**ITEM:22 REG - 18/12/06 - SPORTS ADVISORY COMMITTEE - MINUTES 11
 DECEMBER 2006**

PRESENT

Councillor Neville Castle (Chairman), Mr Neil Gambrill, Mr Glenn Ryan, Mr Mark Cronin, Mrs Vicky Hourigan, Mr Barry Dorrrough, Mr Michael Rushworth, Mr Bob Martin, Mr Danny Whitty, Mrs Robyn Whitty, Mr Eric Arnold, Mr Ray Field, Mr Ray Stoneley, Mrs Deb Martin, Mr Andrew Muir (Group Manager Regional Services), Mr Maurie Weekes (Acting Recreation Supervisor) and Miss Leanne Kearney (Strategic Engineer).

APOLOGIES

Nil

REPORT

ITEM 1 - DECLARATION OF INTEREST

There were no Declarations of Interest.

ITEM 2 - MINUTES OF THE PREVIOUS MEETING

The Minutes of the Sports Advisory Committee Meeting held on Monday, 30 October 2006 were read and confirmed.

The Committee recommends that the Minutes be taken as read and confirmed.

MOVED: Mr Danny Whitty

SECONDED: Mrs Robyn Whitty

ITEM 3 - BUSINESS ARISING FROM THE MINUTES

Nil.

ITEM 4 – FINANCIAL ASSISTANCE REQUESTS

Financial assistance applications have been approved for the following applicants:

- Cassandra Ford (Lawn Bowls) - \$300.00 after being selected in the NSW Under 18 Lawn Bowls team to tour New Zealand;
- Tai Denicaucau (Shot Put) - \$300.00 after being selected in the NSW PSSA Athletics Team to compete in shot put at the National Games in Cairns.

The Committee recommends that the information be received.

MOVED: Mr Neil Gambrill

SECONDED: Mr Mark Cronin

ITEM 5 – 2006 REG COWDEN MEMORIAL SPORTS STAR AWARDS

Junior Nominations for the month of October 2006 were received from the following:

- Cassandra Ford (Lawn Bowls) – Cassandra is a junior member of the Portland Bowling Club, and was selected in the Western Region Academy of Sport Lawn Bowls Team in 2006 as well as for 2007. Whilst a member of WRAS, Cassandra has excelled at the game, and has become an excellent bowler. Cassandra has played in many tournaments throughout NSW with WRAS, and has been selected as a team member in

the 2006 City versus Country series, as well as being selected in the NSW Under 18 Lawn Bowls Team to tour New Zealand in January 2007;

- Claire Rodgers (Swimming) – Claire competed as a member of the Central Tablelands Swimming Team at the Winter Development meet in Homebush, achieving 1st in the 13 years 50 metre breaststroke and 3rd in the 13 years 50 metre freestyle, as well as swimming 4 personal bests and being selected as the Central Tablelands Swimmer of the meet;
- Matthew Writer (Hockey) – Matthew was a member of the NSW Under 15 Hockey Team which won the Australian National Title in Melbourne;

Junior Nominations for the month of November 2006 were received from the following:

- Tai Denicaucau (Shot Put) – Tai competed at the Western Region PSSA Athletics Carnival, and came 1st in Shot Put, earning her a place in the NSW PSSA Team to compete at the National Championships in Cairns, Tai then came 2nd in the State Shot Put, and then came 2nd at the National Championships. Tai has set new records at Glenbrook in Zone Athletics Shot Put (previously standing for 15 years) and Discus (previously standing for 23 years), along with setting new records for both Discus and Shot Put at Lithgow District Athletic events.;
- Jon Cronin (Cricket) – Jon was named as the captain of the Mitchell Cricket Council's under 12 representative team, including areas of Mudgee, Bathurst, Orange, Blue Mountains and Lithgow. In the first game against Lachlan Cricket Club, Jon had bowling figures of 4 for 8 off 5 overs, and opened the batting with a score of 14. In the second game against Macquarie Cricket Council, Jon opened the batting scoring 45 runs, was named man of the match, and presented with the match ball. During November, Jon also played in the PSSA Cricket team in the State Carnival at Nowra, as a member of the Western Region PSSA Boys Cricket Team.

The Committee selected Cassandra Ford (Lawn Bowls) to be the Junior Sports Star winner for the month of October 2006, and Tai Denicaucau (Shot Put) to be the Junior Sports Star winner for the month of November 2006.

MONTH	RECIPIENT
January	Matthew Writer
February	Tamika Bostock & Samuel Hourigan
March	Tom Brodie
April	Megan Embleton
May	Michael Cox
June	Chrissie West and Brandon Cluff
July	Keely Hunter and Amie Sharp
August	Emma Statham
September	Jack Quinn
October	Cassandra Ford
November	Tai Denicaucau

Senior Nominations for the month of October 2006 were received from the following:

- Robert Luland (Lawn Bowls) – Robert represented the Portland Bowling Club and won the Central Tablelands District Club Champion of Champions Singles event at Mudgee, won the Zone 5 Club Champion of Champion Singles Event at Canowindra, and will now play at the State Club Champion of Champion Singles event at the Entrance Bowling Club in November 2006.

Senior Nominations for the month of November 2006 were received from the following:

- Brad De Losa (Wood Chopping) – Brad was selected as the Manager of the NSW Axemens team which competed at the Christchurch Show in New Zealand in November 2006.

The Committee selected Robert Luland (Lawn Bowls) to be the Senior Sports Star winner for the month of October 2006, and Brad De Losa (Wood Chopping) to be the Senior Sports Star winner for the month of November 2006.

MONTH	RECIPIENT
January	Nil
February	Nil
March	David Palmer
April	Dale Ryan
May	Cheryl Rutherford
June	Robert Redding and Alan Mostyn
July	John Shepley
August	Nil
September	Nil
October	Robert Luland
November	Brad De Losa

The Committee recommends that the

1. Junior Sports Star Award be awarded to Cassandra Ford (Lawn Bowls) for the month of October 2006;
2. Junior Sports Star Award be awarded to Tai Denicaucau (Shot Put) for the month of November 2006;
3. Senior Sports Star Award be awarded to Robert Luland (Lawn Bowls) for the month of October 2006;
4. Senior Sports Star Award be awarded to Brad De Losa (Wood Chopping) for the month of November 2006; and
5. Merit certificates to be awarded to the other nominees.

MOVED: Mr Danny Whitty

SECONDED: Mr Ray Stoneley

ITEM 6 – BOOKING REQUEST – JIM MONAGHAN ATHLETICS OVAL, LITHGOW – LA SALLE ACADEMY

Correspondence has been received from La Salle Academy requesting permission to use Jim Monaghan Athletics Oval, Lithgow on Friday, 4 May 2007 to conduct their Annual Athletics Carnival.

An alternative date of Tuesday, 8 May 2007 has also been requested, should the weather be inclement on Friday, 4 May 2007.

Both of these dates do not conflict with any other approved bookings.

The Committee recommends that permission be granted to La Salle Academy to use Jim Monaghan Athletics Oval, Lithgow on Friday, 4 May 2007 to conduct their Annual Athletics Carnival, with an alternative date of Tuesday, 8 May 2007.

MOVED: Mr Eric Arnold

SECONDED: Mr Ray Stoneley

ITEM 7 – BOOKING REQUEST – TONY LUCHETTI SPORTSGROUND, LITHGOW – AUSTRALIAN AIR LEAGUE

Correspondence has been received from the Lithgow based Australian Air League, requesting permission to conduct an “Air League” State Drill, at Tony Luchetti Sportsground, Lithgow on 29 and 30 September 2007.

The Australian Air League is a national youth organisation for boys and girls aged eight (8) years and older. Its aim is to foster and develop a spirit of aviation in the youth of Australia, promote good citizenship, teamwork and develop ingenuity and resourcefulness of its members. Cadets of the Australian Air League take part in a wide range of interesting and exciting activities such as Drill, camping, the Duke of Edinburgh's Award, building and flying model aircraft and physical sports and athletics.

The Lithgow Air League has lodged a bid to host the 2007 NSW Air League Drill Competition, which would incorporate Air League cadets participating in various types of Ceremonial Drill for Field Competitions and Parades. Drill encompasses Ceremonial Parade work, discipline and competitive field competitions and it teaches the cadets the principles of leadership and community service.

The Lithgow Air League would require the use of the sportsground and the Civic Ballroom for use on the Friday and Saturday, finishing on the Sunday of the October long weekend. It is anticipated that the Civic Ballroom would be utilised as a camping and food hall for the weekend, and the showground would be utilised as the staging area for the Drill Competition, which would be completed at approximately 9.00pm under lights.

Local residents will be invited to view the drill competition throughout the day and an information tent for the Australian Air League would also be available on site.

It is anticipated that whilst the cadets will be camping onsite at Tony Luchetti Sportsground, parents will be utilising local accommodation. The Lithgow Visitor Information Centre will ensure that information on accommodation packages and attractions in the Lithgow area is provided to all participants prior to the event.

It is noted that the weekend requested falls between the end of the rugby league season and the beginning of the cricket season, and therefore, does not conflict with any approved booking.

The Committee recommends that permission be granted to the Lithgow based Australian Air League to conduct an “Air League” State Drill, at Tony Luchetti Sportsground, Lithgow on 29 and 30 September 2007.

MOVED: Mr Mark Cronin

SECONDED: Mr Neil Gambrill

ITEM 8 – SPORTSGROUND MANAGEMENT IN NEW SOUTH WALES – LEGISLATIVE ASSEMBLY (STANDING COMMITTEE ON PUBLIC WORKS)

Correspondence has been received from the Legislative Assembly's Standing Committee on Public Works, advising that the Inquiry into Sportsground Management in New South Wales was tabled on 16 November 2006.

The Committee's list of recommendations are detailed below:

- That each Council, in conjunction with sporting clubs/associations in its area, should develop a strategic plan of management, demonstrating partnership arrangements with other clubs to manage increasing demands on facilities and acknowledge shifting sporting requirements across the community. In addition, the Committee recommends that Councils, when conducting negotiations with sporting organisations in relation to hiring sportsgrounds, adopt consistent and transparent hiring policies reflecting current and projected demand based on sporting category.
- That the Department of Education and training develops a Memorandum of Understanding (MOU) with local government, to facilitate joint arrangements between

school principals and local Councils in relation to the use of school grounds for community sporting organisations. Such arrangements would have to take account of practical issues related to shared maintenance costs, security, safety and public liability. In addition, the MOU should stipulate that school principals ensure that grounds are made available for community use to the greatest extent possible, without detrimental impacts on the grounds themselves.

- That Councils, as part of their strategic plan of management and in consultation with sporting organisations, investigate options to increase the availability of sportsgrounds by negotiating with private schools and other educational institutions.
- That local Council strategic management plans take account of specific requirements of groups with special needs, including disability and socially disadvantaged groups in determining access to sportsgrounds in their local area. This policy should be developed in consultation with community and sporting groups and based on available demographic and sporting activity data, reflecting current and future demand.
- The Committee does not consider current levels of funding provided by the Department of Sport and Recreation under the Capital Assistance and Regional Sports Facilities Programs to be adequate for meeting the program's objectives. For this reason, the Committee recommends that funding for the Capital Assistance Program be increased to \$8 million per annum over the next two (2) years and that funding for the Regional Sports Facilities Program be increased to reach \$16 million per annum over the next four (4) years. The Committee recommends that the Federal Government make available annual funding of \$150 million, based on a maximum of \$1 million per Federal electorate, for sporting facilities applications to develop new grounds or to improve existing facilities for groups and organisations with unmet needs.
- Given the expressed support for alternative sources of irrigation and the current investigations undertaken as part of the NSW Water Savings Action Plans, the Committee recommends that the NSW Government examine, as a matter of priority, the potential for alternative irrigation methods and optimal watering time cycles to improve surface conditions at sportsgrounds.
- That the NSW Government, as part of its water savings strategies, provide funding to investigate alternative turf grass options for sportsgrounds in order to optimise playing conditions and potentially reduce watering and maintenance costs.
- That Councils, as a condition of hire of sportsgrounds and facilities, require sporting organisations to agree to schedule their seasonal use of grounds so as to enable grounds to be rested for a minimum of two (2) weeks.
- That grounds designated by Councils as requiring lighting and used for club competition and match practice should be lit to a minimum of 100 lux, as mandated in Australian Standard: AS 2560.2.3 – 2002. In addition standards should include ratings for maximum glare to minimise residential impact and horizontal illumination to encourage even use of the playing surface of the sportsground.
- That the Department of Planning examine the feasibility of purchasing and allocating land for redevelopment for the exclusive use of community sportsgrounds, in areas where there is a documented shortage of such grounds. Such land should be sufficient space for two (2) playing fields and should take precedence over the development of smaller parcels of land adding to the currently fragmented supply of pocket parks in local neighbourhood areas.
- That the Department of Planning, as part of its process of determining land use in new release areas, should ensure that active sportsground are provided to meet documented and projected levels of demand. Such sportsgrounds should be situated in suitable areas with access to transport services, taking account of residential amenity considerations and environmental issues, including water retention and sustainable environmental factors.
- The NSW Regional Council of Parks and Leisure Australia has established a working group to improve sporting industry co-ordination at State Level. This is supported as a useful mechanism to further enhance collaboration and create partnerships between

sporting stakeholders in relation to sportsgrounds. The Committee recommends that the Department of Sport and Recreation provide seed funding of \$30,000 per year for two (2) years to enable Parks and Leisure NSW to represent its membership in a professional manner and to provide useful input to government as part of a co-ordinated strategy for the improved management of sportsgrounds in NSW.

- There is a need to establish a permanent structure to address broader sportsground access and availability issues. For this reason, the Committee recommends that the Department of Sport and Recreation establish a network of regional planning forums involving relevant State Government agencies, local Councils, industry groups and peak sporting bodies to gather data and devise strategic plans for the management of sportsgrounds at State Level. This network would assist in the determination of appropriate standards for use of grounds and facilities in NSW.
- At the Federal level, the Committee recommends that the Sport and Recreation Minister's Council convene a working group to address issues raised in this Report, and specifically examine the need for consistent data collection across Australia about current trends in sporting and leisure activity. This should complement current Federal initiatives in relation to obesity and health issues and acknowledge that education campaigns and programs designed to increase physical fitness must link to the provision of adequate resources to meet increased demand for open space and sporting facilities. It should also include consideration for the special needs of an aging population and people with limited mobility, in order to ensure access and equity across communities.

The full report is available at www.parliament.nsw.gov.au, should anyone be interested in perusing the report.

The Committee recommends that the information be received.

MOVED: Mr Neil Gambrill

SECONDED: Mr Mark Cronin

ITEM 9 – BOOKING REQUEST – TONY LUCHETTI SPORTSGROUND, LITHGOW – LITHGOW WORKMEN'S CLUB RLFC

Correspondence has been received from Lithgow Workmen's Club RLFC, requesting permission to conduct preseason training at Tony Luchetti Sportsground, Lithgow, on Tuesday and Thursday evenings (between 6.00pm and 8.00pm) from 12 December 2006, and to conduct competition games on Sundays between 9.00am and 5.30pm from late March 2007 until approximately 10 September 2007.

The Club have advised that they are aware of the commitment to the Cricket Association, and advise that their training sessions will not interfere with this booking, and they will also adhere to the conditions of usage at all times.

The Committee recommends that

1. Permission be granted to Lithgow Workmen's Club RLFC to use Tony Luchetti Sportsground, Lithgow to conduct preseason training on Tuesday and Thursdays between 6.00pm and 8.00pm, from 12 December 2006, subject to the following conditions:

- a) Field Number 1 and the three (3) cricket pitches not being trained on under any circumstance;
- b) Successful liaison with the Lithgow District Cricket Association; and
- c) Successful liaison with the Lithgow Workmen's Club RLFC; and

2. Permission be granted to Lithgow Workmen's Club RLFC to use Tony Luchetti Sportsground, Lithgow to conduct competition games on Sundays between 9.00am and 5.30pm from late March 2007 until approximately 10 September 2007.

MOVED: Mr Danny Whitty

SECONDED: Mrs Deb Martin

ITEM 10 – 2007 SPORTS ADVISORY COMMITTEE MEETING DATES

As conducted during 2006, it is again proposed to hold Sports Advisory Committee meetings on the last Monday of each month with the exception of the November meeting being held on the Second Monday in December 2007, with the proposed dates for 2007 listed below:

- 28 January
- 25 February
- 31 March
- 28 April
- 26 May
- 30 June
- 28 July
- 25 August
- 29 September
- 27 October and
- 8 December

The Committee recommends that the 2007 meeting for the Sports Advisory Committee be held on 28 January, 25 February, 31 March, 28 April, 26 May, 30 June, 28 July, 25 August, 29 September, 27 October and 8 December 2007.

MOVED: Mr Neil Gambrill

SECONDED: Mr Mark Cronin

ITEM 11 – BOOKING REQUEST – TONY LUCHETTI SPORTSGROUND, LITHGOW – LITHGOW BEARS RLFC

Correspondence has been received from Lithgow Bears RLFC requesting permission to use Tony Luchetti Sportsground, Lithgow on Tuesdays and Thursdays between 6.00pm and 7.00pm to conduct training.

Permission is further sought to use the grounds on weekends from 1 April 2007 to 31 August 2007 to conduct games associated with the 2007 Mid West Rugby League competition.

The Club look forward to the co-operation they were afforded last season from other users including Lithgow Workmen's Club RLFC and Lithgow Storm Junior RLFC, as well as from Council and Council's staff, particularly in relation to organising home ground games to suit all users.

The Committee recommends that

1. Permission be granted to Lithgow Bears RLFC to use Tony Luchetti Sportsground, Lithgow to conduct preseason training on Tuesday and Thursdays between 6.00pm and 7.00pm, from 12 December 2006, subject to the following conditions:

- d) Field Number 1 and the three (3) cricket pitches not being trained on under any circumstance;
- e) Successful liaison with the Lithgow District Cricket Association; and
- f) Successful liaison with the Lithgow Workmen's Club RLFC.

2. Permission be granted to Lithgow Bears RLFC to use Tony Luchetti Sportsground, Lithgow to conduct competition games on weekends from 1 April 2007 until 31 August 2007.

MOVED: Mrs Deb Martin

SECONDED: Mr Neil Gambrill

ITEM 12 – BOOKING REQUEST – JIM MONAGHAN ATHLETICS OVAL, LITHGOW – ST PATRICK'S SCHOOL

Correspondence has been received from St Patrick's School requesting permission to use Jim Monaghan Athletics Oval, Lithgow on Thursday, 22 March 2007 to conduct an athletics skill development day.

This booking does not conflict with any other approved booking.

The Committee recommends that permission be granted to St Patrick's School to use Jim Monaghan Athletics Oval, Lithgow on Thursday, 22 March 2007 to conduct an athletics skill development day.

MOVED: Mr Bob Martin

SECONDED: Mr Eric Arnold

ITEM 13 – BOOKING REQUEST – JIM MONAGHAN ATHLETICS OVAL, LITHGOW – WESTERN REGION CHS ATHLETICS CARNIVAL

Council has been advised by Mr Ray Stoneley (Lithgow Athletics Club) that Lithgow will host the 2007 Western Region CHS Athletics Championships, and has therefore requested permission to use Jim Monaghan Athletics Oval, Lithgow on Friday, 27 July 2007, with an alternative date of Tuesday, 31 July 2007.

This will again require use the main oval for the marking of 400 metre running track and for the utilisation of this area for the high jump and javelin events, with the Jim Monaghan field being utilised for the remaining field events, as conducted during the 2006 event, along with use of the canteen area underneath the grandstand and to the main speaker system.

Permission is also sought to commence marking and setting up for this event from Wednesday, 25 July 2007, which will not conflict with any approved users.

The Committee recommends that permission be granted to Lithgow Athletics Club to use Jim Monaghan Athletics Oval, Lithgow on Friday, 27 July 2007, with an alternative date of Tuesday, 31 July 2007 to conduct the 2007 Western Region CHS Athletics Championships, with setting up and marking approved from Wednesday, 25 July 2007.

MOVED: Mr Eric Arnold

SECONDED: Mr Ray Stoneley

ITEM 14 - GENERAL BUSINESS

- Mr Bob Martin enquired who was the responsible authority for determining grounds used for Senior Cricket. Unfortunately, Mr Russell Jeffery was not in attendance to reply, however, Mr Mark Cronin (Junior Cricket Representative) advised that it is the Cricket Association that determines fields to be used by teams. Mr Bob Martin advised that a few weeks ago, a game was to be conducted at Marjorie Jackson Oval, however, the outfield was extremely dry, and the team was unsure if they were able to relocate the game to another venue not being used (ie a second turf at Glanmire Oval), and enquired of the protocols for relocating games. Mr Mark Cronin advised that if both captains agree to a change of venue, they should contact an Executive Member of the Cricket Association to get approval for relocation to another venue, noting that there are standby grounds in case of inclement weather.
- Mr Neil Gambrill thanked Mr Andrew Muir for providing a memorandum from Council's General Manager in regard to the Council's Rangers roles and responsibilities, this clears up a lot of confusion, and was appreciated.
- Miss Leanne Kearney introduced Mrs Vicky Hourigan from the Swimming Club, who will now be a member of the Committee in lieu of Mr Richard Wilson who is now unable to attend due to work commitments. The Committee welcomed Vicky to her first meeting.
- The Committee resolved to conduct the voting for the 2006 Reg Cowden Memorial Sport Star Awards on Monday, 8 January 2007, at 5.15pm in the Council Chambers. Miss Leanne Kearney also advised that nominations will be accepted for Junior and Senior Teams, Volunteer, Official and International Sportstar of the Year until 8 January 2007, as there has not been sufficient nominations prior to the closing date. All organisations are encouraged to nominate suitable candidates for these awards. Mr Danny Whitty enquired if nominations could still be submitted from the Committee, and Miss Leanne Kearney enquired this could occur.

- Mr Ray Field enquired if Mr Danny Whitty had provided Council with the previous Reg Cowden Awards information, and Mr Danny Whitty advised that he had all the records in a box, and will drop them in to Council.
- Councillor Neville Castle thanked the Committee members for their contribution to the Committee during 2006, and wished all members and their families and happy and safe christmas.

MOVED: Mr Mark Cronin

SECONDED: Mr Neil Gambrill

The meeting closed at 5.35pm.

RECOMMENDATION

THAT the minutes of the Sports Advisory Committee be adopted.