



LITHGOW CITY COUNCIL

AGENDA

ORDINARY MEETING OF COUNCIL

TO BE HELD AT

THE ADMINISTRATION CENTRE, LITHGOW

ON

15 OCTOBER 2007

AT 7.00pm

AGENDA

PRESENT

QUESTIONS FROM THE PUBLIC GALLERY

PRESENTATIONS - NIL

CONFIRMATION OF THE MINUTES OF THE ORDINARY MEETING OF COUNCIL HELD ON 17th SEPTEMBER 2007

DECLARATION OF INTEREST

NOTICES OF MOTION - Councillor Ticehurst - NSW Supreme Court

NOTICE OF RESCISSION - NIL

MAYORAL MINUTE - NIL

CORRESPONDENCE AND REPORTS

Regional Services Reports

Community and Corporate Services Reports

CLOSED REPORTS - NIL

REPORTS FROM DELEGATES - NIL

COMMITTEE MEETINGS - NIL

QUESTIONS WITHOUT NOTICE

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NOTICE OF MOTION

ITEM:1 NOTICE OF MOTION - 15/10/07 - COUNCILLOR M F TICEHURST - NSW SUPREME COURT

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Lithgow City Council
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NOTICE OF MOTION

- 9 OCT 2007

MOTION TITLE/TOPIC:

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GDA Ref

Request for the Lithgow City Council to indemnify or reimburse the reasonable legal expenses of Councillor Martin Ticehurst to defend a legal action for alleged Defamation by the Council's General Manager, Paul Anderson in the NSW Supreme Court.

Listed by Councillor Martin Ticehurst

Date: 8 October 2007

BACKGROUND

As reported to the Councils P & S Committee Meeting of 5 February 2007, the Mercury of Thursday 19 March 2007 and a recent QWN from Councillor Morrissey, the Council's General Manager, Paul Anderson has issued legal proceedings in the NSW Supreme Court against Channel Seven Sydney Pty Ltd and Councillor Martin Ticehurst for alleged defamation over a report on the Today Tonight show on Monday 4 December 2006.

Statements of Claim by the General Manager, Paul Anderson have on his behalf been issued by his legal representative, Mr Ross Higgins of Higgins and Higgins Lithgow.

The Statements of Claim are currently before the NSW Supreme Court and attempt to seek unspecified damages for alleged defamation with a final Hearing Date not expected until mid or late 2008.

The Supreme Court action by the General Manager, Paul Anderson for alleged defamation relate to his appearance in a report on Today Tonight's on the Lithgow City Council's involvement in the Federally funded Roads to Recovery rural road reconstruction of the Blackheath Creek Road, Little Hartley. (Item 4. LCC Ordinary Meeting 18 December 06)

I am once again requesting that the Lithgow City Council resolve to indemnify or reimburse reasonable legal expenses incurred by me to defend the legal action by the General Manager, Paul Anderson for alleged defamation in the NSW Supreme Court against Lithgow City Councillor Martin Ticehurst over a report on the Today Tonight show on Monday 4 December 2006.

Whilst it is solely up to individual Councillors to personally consider whether they may hold any conflicts of interest in formally determining this matter, I would respectfully submit that it may be appropriate for the Council to seek to resolve to appoint a mutually agreeable independent legal person to formally determine this request.

The matter went before Justice Nicholas in the Supreme Court of NSW on Monday 8 October 2007 where the matter was adjourned to the 10 December 2007 for Mention, waiting for the result of Mediation to be conducted between all parties.

RECOMMENDATION

THAT the request for legal assistance be received and that the Lithgow City Council formally resolves to appoint a mutually agreeable, independent legal person to formally determine this request.

Signed:

MF Ticehurst

REGIONAL SERVICES REPORTS

ITEM:2 REG - 15/10/07 - TENDER FOR THE SUPPLY AND DELIVERY OF ROADBASE, WOLGAN ROAD PROJECT

REPORT FROM: WORKS ENGINEER – CHRIS SCHUMACHER

SUMMARY

To advise Council of the recent 'Tender' for the supply and delivery of approximately 25,000 tonne of Australian Standard (AS) 3501 road base for 14 kilometres of road construction, stage 1 of the Wolgan Road upgrade, Wolgan Valley.

COMMENTARY

Tenders for the supply & delivery of road base for the Wolgan Road upgrade works have now closed.

From assessment, four submissions were received from local quarries for the supply and delivery of approximately 25,000 tonne AS 3501 road base product.

The submissions received were from the following quarries:

1. MetroMix Pty Ltd
2. Oberon Quarries Pty Ltd
3. Hy-Tec Industries Pty Ltd
4. Hyrock Pty Ltd

From the analysis of the four 'Tenders' received it is evident that there is a substantial cost benefit to Council if Council were to accept the submitted 'Tender' from Hy-Tec P/L at \$ 13.10 per tonne supplied and delivered to the Wolgan Road project site.

POLICY IMPLICATIONS

Policy 3.1 'Contracts' – Disclosure on request of information contained in Council contracts which identifies information contained in Council contracts which may be publicly disclosed upon request is potentially applicable should a contract be awarded.

Policy 9.11 'Tenders – canvassing/lobbying of Councillors and staff' was applicable to the process.

FINANCIAL IMPLICATIONS

Funds have been made available in the 2007/08 Management Plan

LEGAL IMPLICATIONS

The Tendering Process has been undertaken pursuant to the provision of Sec 55 Local Government Act 1993 and the Local Government (General) Regulations 2005.

ATTACHMENTS

1. Specific detail provided with each tender (Commercial in confidence - Councillors Only)

RECOMMENDATION

THAT Council accept the Tender from Hy-Tec Industries Pty Ltd for the supply & delivery of approximately 25,000 tonne [AS 3501] road base material in the per/unit rate of \$13.10 per tonne plus GST.

ITEM:3 REG - 15/10/07 - PURCHASE OF CROWN LAND - PORTLAND

REPORT FROM: GROUP MANAGER REGIONAL SERVICES – Andrew Muir

SUMMARY

To advise of an application to purchase a section of Crown Road and to formalise Council's position.

COMMENTARY

Correspondence has been received from Mrs Anne Lualua is seeking the Councils permission to purchase the Crown land next to her property, off Coolamigal Road, Portland. Mrs Lualua has approached the Department of Lands and they have no objections but require Council to indicate its position. Whilst Council is not in a position to give permission to the sale of the Crown road it can indicate that it raises no objection if it believes the Crown road is of no strategic value which appears to be the case in this instance. The land is currently only used for the access to Mrs Lualua's land and leads into a grassed paddock owned by her neighbour, Mrs Hayman. Mrs Hayman has no objections to the sale of the section of Crown land.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

LEGAL IMPLICATIONS

Nil

ATTACHMENTS

1. Plan of location of land in question

RECOMMENDATION

THAT Council raise no objection to the sale of the section of Crown Road.

ITEM:4 REG - 15/10/07 - ROAD NAMING - DA 374/04 - OFF COX'S RIVER ROAD, LITTLE HARTLEY

REPORT BY: GROUP MANAGER REGIONAL SERVICES – ANDREW MUIR

SUMMARY

To advise Council of road naming proposal for a sixteen (16) lot subdivision of Lot 3 DP 609669 Cox's River Road, Little Hartley.

COMMENTARY

Council has received a submission on the naming of two (2) internal roads within a proposed sixteen (16) lot subdivision of Lot 3, DP 609669 off Cox's River Road, Little Hartley. The applicant has requested that Council name these roads "Leathem Place" and "Parkland Close". The name "Leathem Place" is significant to the historical name of the property and "Parkland Close" continues the parkland theme of the area.

POLICY IMPLICATIONS

These roads will be named in accordance with Council's Road Naming Policy.

FINANCIAL IMPLICATIONS

Council will incur some minor advertising costs in accordance with its Road Naming Policy, although the costs of the signs will be borne by the applicant.

LEGAL IMPLICATIONS

Nil

ATTACHMENTS

1. Plan showing the subdivision.

RECOMMENDATION

THAT in accordance with Council's Policy for the naming of roads, Council advertise the road names as indicated on the attached plan in the Lithgow Mercury calling for submissions to be made for the statutory period of twenty-eight (28) days.

COMMUNITY AND CORPORATE SERVICES REPORTS

ITEM:5 COMM - 15/10/07 - GENERAL MANAGERS DEELGATIONS UPDATE

REPORT FROM: GROUP MANAGER – COMMUNITY AND CORPORATE – K. Woolley

REFERENCE

Minute 05-450: Ordinary Council meeting 5 September 2005

Minute 05-473: Special meeting 19 September 2005

Minute 06-363: Policy and Strategy Meeting 6 November 2006

SUMMARY

To provide feedback to Council on the review of the General Manager's delegations recently completed.

COMMENTARY

Clause 380 of the Local Government Act 1993 instructs Council to review the Delegations from Council within 12 months of the election of the council.

While it is not essential to review the General Manager's delegations at this time, Council has determined it will conduct an annual review of all policies to ensure completeness and compliance as a component of the internal auditing processes being implemented across the functional areas of Council.

As such a review of the General Manager's delegations has been conducted with staff in management positions being asked to review the current delegations and make suggested inclusions, deletions or amendments to the current delegations.

It is recommended to Council that the following three amendments be made. These amendments simply seek to ensure these tasks can be sub-delegated in the same manner as other tasks are as they could easily remain subject to the regulatory role the Council must fulfil. An additional part, Part P, would formally give the General Manager the ability to negotiate on Council's behalf in proceedings before the Land and Environment Court without the necessity to report individual matters back to Council and then refer the matter back to the Court. This was an issue recently raised in a seminar with the Chief Judge that greatly assists applicants and respondents in the efficient and cost effective consideration and settlement of matters (particularly Section 34 conferences and mediation).

The additional points are as follow:

Part A – Point 51

The function under Clause 603 of the Local Government Act 1993 to enable to issuing of certificates as to rates and charges applicable to property in the Local Government Area.

Part B – Point 29

The function under Section 149A, C and D of the Act to issue a Building Certificate specifying such matters relating to the land to which the certificate relates as maybe prescribed.

Part P – LAND AND ENVIRONMENT COURT ACT 1979 – ADDITION OF THIS SECTION

- 1. The ability to negotiate and reach agreement with other parties to proceedings under Part 3, Division 1 of the Court's jurisdiction on proposed 'consent orders' to be submitted to the Court for its consideration prior to the making of orders under Section 23.***
- 2. The ability to negotiate on Council's behalf on matters the subject of a conference pursuant to Section 34(1) or (1A).***
- 3. The ability at or after a conference to reach agreement on Council's behalf as to the terms of a decision in the proceedings pursuant to Section 34 (3) (a).***
- 4. The ability to negotiate, agree and settle on Council's behalf matters referred by the Court for mediation or neutral evaluation in accordance with Section 61D.***

The previously numbered section P would be re-named Q but is otherwise unaltered.

POLICY IMPLICATIONS

While not required at this stage, the review of all policies and consequently the General Manager's Delegations is good governance practice.

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

The General Manager's Delegations would be updated in accordance with the recommendations.

CONCLUSION

The proposed additions are recommended to the Council to improve the clarity of the General Manager's delegations.

RECOMMENDATION

THAT the General Manager's delegations be amended with the inclusion of the following:

1. Part A – Point 51 - The function under Clause 603 of the Local Government Act 1993 to enable to issuing of certificates as to rates and charges applicable to property in the Local Government Area.
2. Part B – Point 29 - The function under Section 149A, C and D of the Act to issue a Building Certificate specifying such matters relating to the land to which the certificate relates as maybe prescribed.

3. Part P – LAND AND ENVIRONMENT COURT ACT 1979
 1. The ability to negotiate and reach agreement with other parties to proceedings under Part 3, Division 1 of the Court's jurisdiction on proposed 'consent orders' to be submitted to the Court for its consideration prior to the making of orders under Section 23.
 2. The ability to negotiate on Council's behalf on matters the subject of a conference pursuant to Section 34(1) or (1A).
 3. The ability at or after a conference to reach agreement on Council's behalf as to the terms of a decision in the proceedings pursuant to Section 34 (3)(a).
 4. The ability to negotiate, agree and settle on Council's behalf matters referred by the Court for mediation or neutral evaluation in accordance with Section 61D.
4. That the previously number section marked P for specific issue delegations to Council has given to the General Manager be renamed section Q.

ITEM:6 COMM - 15/10/07 - MAYORAL TERM

REPORT FROM: GROUP MANAGER – COMMUNITY AND CORPORATE – K.WOOLLEY

REFERENCE

Nil

SUMMARY

The Department of Local Government is seeking Councils comments on the terms Mayors are elected for and this report seeks to establish the response the Council wishes to provide.

COMMENTARY

The Department of Local Government has through Circular 07-46 “Term of Appointment of Mayors elected by Councillors and Term of Appointment of Temporary staff” sought comment from Councils in NSW on the one year term period Mayors who are elected by Councillors are allowed to serve.

This report deals with the Mayoral term component of the circular only as the other topic concerning the term of appointment of temporary staff is a staffing matter and hence operational and for the General Manager’s consideration.

Lithgow City Council has traditionally determined the Mayor will be elected by Councillors. The alternative option is to have a popularly elected Mayor.

The Local Government Act 1993 determines the mayoral term for mayors elected by councillors to be for a one year period. Popularly elected Mayors hold the position nominally for four years.

The Council may wish to consider commenting also on the term of the deputy mayor if it wishes to respond to the Department’s call for submissions on the issue.

The recommendation is to make a submission, seeking that the Mayoral term for Mayors elected by fellow councillors be increased to two years and the term for the deputy mayor be similarly increased.

Council has also received a request from the Local Government and Shires Associations on the same issue asking that Councils respond so that the Associations can put in a consolidated response as the peak industry body. It is recommended that the submission to be sent to the Department be provided to the Associations for their information and inclusion in their consolidated response also.

POLICY IMPLICATIONS

NIL

FINANCIAL IMPLICATIONS

NIL

LEGAL IMPLICATIONS

The submission would seek to have an alteration to section 230 of the Local Government Act 1993.

CONCLUSION

It is recommended to Council that a submission to the Department of Local Government be made identifying Council's preference is to extend the Mayor and Deputy Mayoral term to cover a two year period and that a copy of the submission be provided to the Local Government Association.

ATTACHMENTS

1. Department of Local Government Circular number 07-46 25 September 2007 (Doc 372251)

RECOMMENDATION

THAT:

1. Council make a submission to the Department of Local Government indicating support for a two year term for both the Mayor and Deputy Mayors who are elected by Councillors and seek the Local Government Act 1993 be amended accordingly;
2. Council provide a copy of the submission to the Local Government and Shires Association for inclusion in their submission from an industry point of view on the same issue.

ITEM:7 COMM - 15/10/07 - CODE OF CONDUCT AMENDMENT TO PROCESSES

REPORT FROM: GROUP MANAGER – COMMUNITY AND CORPORATE – K. Woolley

REFERENCE

NIL

SUMMARY

In light of an issue raised in the Promoting Better Practice Review by the Department of Local Government with regard to a suggested amendment to Council's Code of Conduct so that there is greater definition of the guidelines for the General Manager to consider when referring a matter to the Conduct Committee, and the processes the committee uses in assessing allegations of breaches of the Code of Conduct, this report proposes amendments to the Code to reflect these better practice suggestions

COMMENTARY

The Promoting Better Practice review of Council by the Department of Local Government, concluded in June 2007, recommended that that Council amend the Code of Conduct to provide better defined criteria for the General Manager, or where an item relates to the General Manager, the Mayor, to use to determine if the Code of Conduct Committee should investigate a matter presented to it.

The following is recommended be added to point 4 of the Appendix attached to the Code of Conduct to provide this clarification. In developing this criteria consideration has been made of the NSW Ombudsman's report of June 2004 "Effective Complaint Handling" in addition to consultation of the Internal Ombudsman's policy documents from Sutherland Shire Council.

It is suggested that the Code of Conduct be amended with the addition of point 4 shown below to the Appendix attached to the Code:

POINT 4: APPENDIX

The General Manager (substitute Mayor if the complaint refers to the General Manager) will refer the complaint to the Conduct Committee having considered the following criteria:

Issue	Response	Possible actions
Is the complaint in writing?	y/n	If not, respond in writing to the complainant advising the issue will only be considered if it is submitted in writing.
Does the complaint identify the clause(s) of the Code of Conduct allegedly breached?	y/n	If yes, check that the clause has been correctly interpreted and determine if there is potential evidence of a breach of Code of Conduct. If no, identify if there is a potential

		<p>breach of the Code of Conduct in an another section of the Code.</p> <p>If the matter is not a breach of the Code of Conduct, consider if the issue relates to a breach of other Council policies or documents.</p> <p>If the matter is not a breach of the Code of Conduct, consider if the content of the complaint requires referral to other organisation (e.g. ICAC, DLG etc). If the General Manager determines this to be the case the referral shall occur in addition to the provision of written advice to the complainant advising them of the referral.</p> <p>If no breach and no reason to refer to other bodies, write back to complainant advising of the decision giving reasons for non-referral.</p>
Is the matter concerning a staff member?	y/n	If yes the General Manager will not refer to the Code of Conduct Committee – refer sheet 1
Is the matter concerning a councillor in their capacity as a councillor?	y/n	<p>If the matter relates to the performance as a councillor (or in the role of General Manager), continue to investigate.</p> <p>If the matter is in a capacity OTHER than the role as a councillor (for example- their employment or involvement in an organisation external to Council or that they have been appointed to other than as a delegate of Council) the matter is not referred to the Code of Conduct Committee and the complainant will be written to advising of the reason for non-referral.</p>
Does the General Manager consider the matter to be vexatious, frivolous, trivial or not made in good faith?	y/n	<p>The General Manager may consider the number of complaints made on the issues and by the same complainant in assessing if there is anything frivolous or vexatious about a complaint.</p> <p>If the answer is yes to any criteria nominated in this section, the General Manager will write to the complainant</p>

		advising of this assessment and indicate that no further investigation will occur. The General Manager may choose to alert the complainant to alternative investigation avenues (Department Local Government or ICAC for example)
Is the General Manager aware that the topic or matter is currently under investigation by any of the following: <ul style="list-style-type: none"> • Department of Local Government • Independent Commission Against Corruption • NSW Ombudsman's office • Federal or State minister of the Crown • Federal or State Police 	y/n	If yes, the General Manager will write back to the complainant advising the matter is being dealt with by other authorities and no investigation will occur until the initial investigation by the external entity is completed.
Is the General Manager aware that the matter is currently being considered by a court, tribunal or coroner?	y/n	<p>If yes, the General Manager will consider the issues raised in the complaint and determine if they include potential breaches of the Code of Conduct to determine if they should be referred to the committee.</p> <p>In some cases the General manager may determine the matter is more appropriately dealt with by the court, tribunal or coroner and would in this case also determine there is no significant breach of the Code of Conduct to warrant the Committee's consideration of the matter in addition to the court, tribunal or coroner's consideration of the matter.</p> <p>The General Manager may determine at the conclusion of the court, tribunal or coroner's consideration of the matter, to present the issue to the Code of Conduct Committee if any part of the matter concerning behaviour that breaches the Code of Conduct has not been dealt with adequately.</p> <p>The determination by the General</p>

		Manager in these cases will be relayed in writing to the complainant.
Does the matter arise from a decision of Council or one of the Council's designated committees?	y/n	If Yes, the matter should be considered by the General Manager and if necessary reported to Council for the Council's reconsideration but is not an item that should be referred to the Code of Conduct Committee. The General Manager will write to the complainant advising the matter will not be considered by the Code of Conduct Committee but will be determined by the General Manager as to the actions to be taken. The General Manager may decide to provide details of the processes the complainant can utilise to ensure councillors are aware of the concerns arising from the Council's decision on a particular matter.
Is there sufficient information to enable a full investigation?	y/n	If the General Manager determines that further information is required to facilitate a thorough review, the complainant will be asked, in writing, to supply further information/evidence pertaining to their complaint. If the complainant declines to provide evidence or additional information, the General Manager may advise the complainant in writing that the matter will not be investigated due to insufficient information.
Has the matter been dealt with previously?	y/n	If yes, the General Manager will ascertain if the matter is a fresh incidence or is a re-submission of a previously resolved or rejected matter. The General Manager will assess if there is substantive new materials to make a further investigation or consideration of the matter by the Committee warranted. The complainant will be advised in writing if the General Manager determines the matter has already been dealt with.
Does the complaint allege inappropriateness of the processes, membership or operation of the Code of	y/n	If Yes, the General Manager may refer the issue to Council as a whole or to a relevant external entity, such as the Department of Local Government, if the

Conduct Committee itself?		matter would be better addressed by a change in legislation for example. A written response advising the complainant will be provided detailing the actions taken.
Is the matter outside the jurisdiction of the Council?	y/n	If yes, the General Manager shall advise the complainant in writing.
Did the matter occur a considerable time ago and would this impact on the ability to gather and assess credible information and witnesses in the matter?	y/n	If Yes the General Manager may determine investigation would be sufficiently hampered to make referral to the Committee ineffectual. The complainant will be advised in writing of the determination.
Is the complaint made despite the determination of a matter by the Code of Conduct Committee, the Council or an independent to whom the matter had previously been referred (regardless if by Council or the complainant or others)?	y/n	If the General Manager can ascertain that with consideration of all reasonableness the matter has been assessed and concluded the matter may be rejected. The complainant will be advised in writing of this outcome.
Does the complaint seek unreasonable outcomes?	y/n	The General Manager may determine demands in the complaint for particular actions to be unreasonable and would assess the need for referral to the Code of Conduct Committee in particular if there are no breaches of the Code of Conduct identified. The complainant would be advised in writing.
Is the material supplied so voluminous that the request for reduction is required? Is some of the material irrelevant to the matter being complained if?	y/n	The General Manager may seek from a complainant a reduction or consolidation of materials if in the General Manager's opinion the information provided is repetitive or of such an extent to offer no value to the establishment of facts. There may be a need to identify also that relevance of materials needs to be established by the complainant in order that consideration of referral to the Code of Conduct Committee would be considered. The complainant would be advised in writing of any assessment of this sort.

The insertion of this table will also give cause for the renumbering of subsequent points in the Appendix of the Code.

POLICY IMPLICATIONS

The proposed changes would alter the Council's Code of Conduct Appendix.

FINANCIAL IMPLICATIONS

Nil

LEGAL IMPLICATIONS

Council may wish to consider the Local Government Act 1993 regarding the need to place on exhibition the proposed changes to the Code of Conduct.

CONCLUSION

The Promoting Better Practice review of Council in June 2007 gave rise to suggestions for improvements to some of Council's policies and procedures and the recommended changes in this report provide Council with enhanced clarity for what items would be considered by the Code of Conduct Committee.

ATTACHMENTS

NIL

RECOMMENDATION

THAT:

1. Council adopt the suggested changes to the Appendix of the Code of Conduct to provide an enhanced framework for referral of items to the Code of Conduct Committee;
2. Council note that the proposed changes satisfy the suggestions made in recommendation 6 of the Promoting Better Practice Review provided to Council in June 2007.

**ITEM:8 COMM - 15/10/07 - WRITE OFF OF EXCESSIVE WATER ACCOUNTS
FOR PROPERTY NUMBER 59370 AND PROPERTY 570**

REPORT FROM: GROUP MANAGER – COMMUNITY AND CORPORATE – K. Woolley

REFERENCE

Nil

SUMMARY

To advise Council of a water breakage on two properties which has caused excessive water accounts to be issued and seeking the requests be considered for the writing off of charges.

COMMENTARY

Council is in receipt of two requests from ratepayers with respect to excessive water accounts caused due to pipe breakage on the properties.

Accounts were issued in the following amounts:

- Property 59370 for the amount of \$1,354.60
- Property 570 for the amount of \$804.60.

Council's policy 8.6 "Excessive Water Usage Allowance for Breakages" should be considered. In the case of property 59370 while no tradesman's account is provided the ratepayer has indicated in the written submission that the works were done by an acquaintance and the leakage has been fixed. A tradesman's account has been supplied for works to Property 570 facilities.

The "Excessive Water Usage Allowance for Breakages" policy provides up to \$200 per property in a one off instance.

However, in both cases the size of the accounts and an indication of hardship which was in the submissions from both ratepayers also prompt consideration under Council's "Hardship Policy".

Council officers have investigated the request and the water used is excessive in both cases in comparison to water consumption over the past 4 accounts.

In accordance with the policies mentioned above it is recommended that Council write off the following amounts on each property's accounts:

- Property 59370 – write off total of \$1,262.80 being \$200 through the allowances in the "Excess Water Usage Allowance for Breakages" and \$1,062.80 under the "Hardship Policy";
- Property 570 - – write off total of \$539.40 being \$200 through the allowances in the "Excess Water Usage Allowance for Breakages" and \$339.40 under the "Hardship Policy".

POLICY IMPLICATIONS

Policy 8.3 “Hardship policy” and Policy 8.6 “Excessive Water Usage Allowances for Breakages” apply.

FINANCIAL IMPLICATIONS

The financial implication would see a write off of \$1,802.20 in total.

LEGAL IMPLICATIONS

Nil

CONCLUSION

In accordance with the policies mentioned above it is recommended that Council write off the following amounts on each property’s accounts:

- Property 59370 – write off total of \$1,262.80 being \$200 through the allowances in the “Excess Water Usage Allowance for Breakages” and \$1,062.80 under the “Hardship Policy”;
- Property 570 - – write off total of \$539.40 being \$200 through the allowances in the “Excess Water Usage Allowance for Breakages” and \$339.40 under the “Hardship Policy”.

ATTACHMENTS

1. Letter (Confidential)

RECOMMENDATION

THAT Council resolves to write off excessive water accounts in the following amounts:

1. Property 59370 – write off total of \$1,262.80 being \$200 through the allowances in the “Excess Water Usage Allowance for Breakages” policy and \$1,062.80 under the “Hardship Policy”;
2. Property 570 – write off total of \$539.40 being \$200 through the allowances in the “Excess Water Usage Allowance for Breakages” policy and \$339.40 under the “Hardship Policy”;

ITEM:9 COMM - 15/10/07 - SEC 356 DONATIONS

REPORT FROM: COMMUNITY AND CULTURE MANAGER – P. HALL

REFERENCE

- Minute 07-258: Extraordinary Meeting 28 June 2007
- Minute 07-289: Council Meeting 16 July 2007
- Minute 07-360: Council Meeting 20 August 2007
- Minute 07-402: Finance and Services Committee Meeting 3rd September 2007
- Minute 07-424: Council meeting 17 September 2007

SUMMARY

To advise Council of the Section 356 donation requests which have been received since the 2007/08 Management Plan has been adopted.

COMMENTARY

At its Extraordinary Meeting of Council on the 28 June 2007 a donations budget of \$25,000 was allocated for donations, comprising of \$17,000 for general donations, \$3,000 for hall hire and \$5,000 to the Portland Pool Association.

In addition to those included in the Management Plan Council adopted on 28 June 2007, as at 4 September 2007 the following payments have or are to be made:

General donations:

Date	Organisation	Assistance	Amount
28.06.07	Various (as per Management Plan)	Sponsorship	\$13,698.99
16.07.07	Kidney Health Kar Rally	Sponsorship- Lithgow team Min 07-289	\$ 100.00
20.08.08	Portland District Motor Sports Club	Sponsorship for a trophy Min 07-360	\$ 60.00
20.08.07	Portland Pool Association	Additional allocation for cost of operations	\$ 5,000.00
03.09.07	Newnes Hotel 100 year celebrations	Sponsorship Min 07 - 402	\$ 385.58
17.09.07	Rydal Show Society	Sponsorship Min 07-424	\$ 1,000.00
17.9.07	Greater Lithgow Regions Event Diary		\$ 300.00
Remaining			\$ 1,455.43

Hire of facilities:

Date	Organisation	Assistance	Amount
16.07.07	Quota – Hire of the Union Theatre	Reimbursement of hall hire fees	\$300.00
Remaining			\$238.00

Resubmissions of all Section 356 applications that have been received after the Management Plan adopted that Council has not approved follows with recommendations:

1. **16.7.07 Council Meeting Lithgow City Brass Band** Requested –Hire of grand piano -\$175, Hire of the Union Theatre \$115.50, Bond of the Union Theatre \$300.00 Bond of the Grand Piano \$525.00 for the Western Region Solo and Party Competition event to be held on 22nd July 2007

Recommendation Nil as Council resolved at its extraordinary meeting of 28 June 2007 a Section 356 donation of \$1,000 for the Lithgow City Band for new music and an additional allocation is contrary to clause (iv) of the “Donations-Section 356 of the Local Government Act” policy of Council.

2. 16.7.07 Council Meeting Country Women’s Association of New South Wales – Lithgow Branch Council rates – General component \$451.87 rates for 2006/07 requested but as rates are paid for 2007/08 General component is \$417.47. The Country Women’s Association – Wallerawang branch general rates were paid as part of the 07/08 Management Plan donation payments. Country Women’s Association -Lithgow branch applied late in July so in light of equity issues the General rate component of the Country Women’s Association – Lithgow branch has now been paid.

3. 20.8.07 Council Meeting Charles Sturt University Requested – Assistance in raising \$30,000 for the ongoing benefit of students through a “Lifetime scholarship” whereby donors commit \$30,000 which can be paid in a lump sum over 5 years. It should be noted that Council has recently developed a Health Scholarship in partnership with Sydney West Area Health Service. **Recommendation Nil**

4. 17.9.07 Council Meeting Rivers SOS – Request financial assistance – Recommendation Nil All Association of Mining Related Council members are being asked to support Rivers SOS in producing a new film covering issues such as damage to bores and aquifers and the various health effects on communities around mines.

5. 17.9.07 Council Meeting Lithgow/Wallerawang Giant Tree Arboretum- Request for any financial support and assistance in applying for funding and grants– Recommendation Nil Delta Electricity is planning on turning a 16 hectare site into a Giant Trees Arboretum at Lake Wallace, Wallerawang. Whilst no financial support is recommended in 2007/08, Council can provide assistance in applying for grants. Council resolved to meet the group to consider other activities for the future.

6. 17.9.07 Council Meeting Board of State Mine Railway Ltd – Recommendation \$1,058.65 – difference between residential and business rates

This property is the registered office of the group and the principle categorisation is therefore business. Request for Council to consider a rate reimbursement of the difference between the current business rates levied on the above property and the amount of rates that would be payable if it was rated as residential is \$1,058.65 as shown in the following table:

	Business Amount	Residential Amount
General rate base	\$310.00	\$215.00
General rate Ad Valorem	\$912.28	\$258.63
Total	\$1532.28	\$473.63
Difference	\$1058.65	

7. 17.9.07 Council Meeting Portland Colts Football Club - Request for Waiver of Fees and Lighting Charges at Kremer Park Portland for the 2007 Football Season – Recommendation Nil

In 2006/07 original charges for lighting were \$2,541.00. After a meeting was held in August 2007 the charges were reviewed and amended to \$1,320.00. However, the charges are still considered as unacceptable by the Club hence this request was submitted.

8. 17.9.07 Council Meeting Portland Colts Football Club Request for financial assistance for 2007/8 for Lighting Charges and ground hire \$2,883 Recommendation: Nil

Summary of recommendations following this review:

Item	Organisation	Amount
1.	Lithgow City Brass Band	Nil
2.	Country Women's Association – Lithgow Branch	\$417.47
3.	Charles Sturt University	Nil
4.	Association of Mining Related Council members (Rivers SOS) financial assistance	Nil
5.	Lithgow/Wallerawang Giant Tree Arboretum financial support and assistance in applying for funding and grants	Nil
6.	Board of the State Mine Railway Ltd the difference between the current business rates and residential rates	\$1,058.65
7.	Portland Colts Football Club – Waiver of Fees and Lighting Charges at Kremer Park 2006/07	Nil change
8.	Portland Colts Football Club Kremer Park 2007/08 charges	Nil change

Therefore the recommendation is for CWA- Lithgow Branch and Board of State Mine Railway Ltd donations to be included. There would be a deficit of \$20.69 and no further funds available for donations

Applications received after 17 September 2007

Tanderra extension erection of a retaining wall to secure an embankment Amount requested \$75,000 including GST **Recommendation: Nil**

Lithgow Show Society Amount requested \$10,000 as a major sponsor for Friday night \$1,000 already allocated in 2007/08 budget **Recommendation: Nil**

Macquarie Philharmonic Foundation Inc. Bronze sponsorship requested Amount requested \$1,000 over four years Total of \$4,000 **Recommendation: Nil**

POLICY IMPLICATIONS

Donation payments are made in line with Council's policies including "Donations – Section 356 of the Local Government Act" and "Request for donation by waiving of fees for council facilities".

FINANCIAL IMPLICATIONS

There are no funds remaining in the general donations fund and \$238 left in the hall hire facilities fund for 2007/08.

LEGAL IMPLICATIONS

Local Government Act 1993 s356 applies.

ATTACHMENTS

1. Lithgow City Brass Band (Doc: 353940)
2. Country Women's Association of NSW- Lithgow Branch Council rates (Doc: 350463)
3. Charles Sturt University (Doc: 360122)
4. Association of Mining Related Councils request dated 26 August 2007 (Doc: 361214)
5. Lithgow/Wallerawang Giant Arboretum request dated 26 August 2007 (Doc: 367173)
6. Lithgow State Mine Railway Ltd request dated 14 August 2007 (Doc: 364014)
7. Portland Colts Football Club Waiver of Fees (Doc: 366410)
8. Financial Assistance Application Portland Colts Football Club 2007/08 (Doc 366599)
9. Tanderra Extension (Doc.371448)
10. Lithgow Show Society sponsorship request (Doc.369867)
11. Macquarie Philharmonic Foundation Inc. Bronze sponsorship request (Doc: 368446)

RECOMMENDATION

THAT:

1. Following the finalisation of the rates amounts, Council note there is a deficit of funds in the Section 356 general donations budget of \$20.69 following the recommended payments to The Lithgow Country Women's Association and Lithgow State Mine Railways Ltd for rates reimbursements as detailed in the report ;
2. Council note \$238.00 remains in the donations vote for the waiving of hire fees for Council facilities;
3. Council write back to all future applicants seeking funding advising that there are no remaining funds in the general donations vote and informing them of the process of making application for consideration in the management planning process to improve their organisation's success in seeking funding in 2007/08;
4. Council write to all organisations who sought Council funding, whether successful or not, who asked for funding from July 2006 to date advising them to supply their request by the middle of November 2007 to have them considered in the 2008/09 Management Plan.

COMMITTEE MEETINGS

Nil.

QUESTIONS WITHOUT NOTICE

Circular No. 07-46
Date 25 September 2007
Doc ID. A113480

Contact Tempe Lees
02 4428 4160
tempe.lees@dlg.nsw.gov.au

TERM OF APPOINTMENT OF MAYORS ELECTED BY COUNCILLORS & TERM OF APPOINTMENT OF TEMPORARY STAFF

Background

The Ministerial Advisory Council was established to advise the Minister for Local Government, the Hon Paul Lynch MP, on current issues relating to local government. The Chair of the Ministerial Advisory Council is the Hon Ernie Page OAM. Members of the Council include Mayors, General Managers, Union representatives and the Presidents of the Local Government and Shires Associations of NSW. Representatives from the Department of Local Government also attend the meetings.

At the July 2007 meeting of the Ministerial Advisory Council the matters that are the subject of this circular were raised for discussion. At that meeting it was recommended that the Department consult with the sector to seek comments and views on the propositions outlined below.

Purpose

The purpose of this circular is to invite comments and submissions on the following propositions:

1. That consideration is given to amending the *Local Government Act 1993* to extend the term of Mayors elected by councillors from one year to two.
2. That consideration is given to amending s351 the *Local Government Act 1993* to allow for temporary appointments of up to 24 months to fill vacancies arising from an employee taking parental leave.

These proposals are discussed in more detail below.

Proposal 1 - Term of Appointment of Mayors Elected By Councillors

The *Local Government Act 1993* currently allows two methods for the election of mayors. Mayors can be elected by:

- councillors post council election, or by
- electors at the council ordinary elections.

Mayors elected by the popular vote of the community are elected for the term of the council, which is four years. By contrast, mayors elected by the councillors are elected for a one-year term. There is no limitation on the number of one-

year terms a councillor elected mayor may serve. Additionally the mechanism by which a mayor is elected does not change the function of the mayor.

The Ministerial Advisory Council considered the advantages and disadvantages of extending the term of mayors elected by the councillors from one year to two, with a view to enhancing consistency in leadership. The Ministerial Advisory Council took into account the current difference in term of mayors depending upon the manner in which they were elected, and the fact that there is no difference between the functions of mayors regardless of how they are elected. The Ministerial Advisory Council recommended that the views of the sector were sought on the proposal.

Submissions invited on Proposal 1

Councils are invited to make submissions on the proposal that the *Local Government Act 1993* should be amended to extend the term of councillor elected mayors from one year to two. Submissions should be sent to the Department of Local Government – see details below.

Proposal 2 - Term of Appointment of Temporary Staff

Currently section 351 of the Local Government Act provides that where a council or general manager directly appoints a person to a vacant position without advertising the position externally, the person may not continue in that position for a period of more than 12 months.

The Local Government (State) Award 2004 allows staff to be granted parental leave for a period of up to 24 months.

It has been suggested that the provisions of the Act be amended to allow for persons to be directly appointed to a position without advertisement for a period of up to 24 months, where the appointment is to fill a vacancy arising from the granting of parental leave.

The Ministerial Advisory Council considered the suggestion, taking into account matters such as skills shortages, the difficulty some councils have in attracting staff, career development opportunities for staff and the costs associated with external recruitment. The Advisory Council recommended that the sector be given the opportunity to comment on the proposal.

Submissions invited on Proposal 2

Local councils are invited to make submissions on the proposal that the Act be amended to allow for temporary appointments for a period of up to 24 months, where the appointment is to fill a vacancy arising from the granting of parental leave. Submissions should be sent to the Department of Local Government – see details below.

Submissions

Comments on these proposals should be marked "**MAC Proposals**" and sent to:

Deputy Director General
Department of Local Government
Locked Bag 3015
NOWRA NSW 2541

Or by email to: dlg@dlg.nsw.gov.au.

The closing date for submissions is **30 November 2007**.



Garry Payne AM
Director General



Lithgow City Council

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**Lithgow City Brass Band
Wylde Street Lithgow**

- 3 JUN 2007

27/06/07

Doc. No.
GDA Ref.
Years

Mayor

Councillor Neville Castle
3 Ridge Street
PORTLAND NSW 2847

Dear Sir

I am writing to you on behalf of the **Lithgow City Brass Band**.

LCBB supports the community by performing at such events as ANZAC Day ceremonies, Australia Day ceremonies, the Lithgow Show, Hartley Big Back Yard, Hoskins Fete, Carols by Candlelight, Portland Fete, Rydal Show, St Pats School Fete, Union Theatre Annual Concert etc.

This year Lithgow has been selected to hold the 'Western Region Solo & Party Competition' with **LCBB** being happy to accept the responsibility of hosting this event. The competition has not been held in the region for several years but has been known to draw interest from as far west as Wellington and Parkes and from as far east as Sydney.

The event is to be held on the 22nd July 2007. Entrants are expected to range in age from 8 years old and up.

We would like this day to be one to remember and for that we really need the support of our local Council.

We would be extremely grateful if you would consider sponsorship of the venue for the competition for the day. Rates are as follows:-

- Hire of Grand Piano - \$165
- Hire of Union Theatre - \$165
- Bond of Union Theatre - \$100
- Bond of Grand Piano - \$500

We ask that you consider sponsoring all or part-of the hire charges for the venue and piano.

I have enclosed a copy of our Insurance Certificate and Authority to Fundraise certificates
Thank you for your consideration.

Yours faithfully

Julie Hooper
Fundraising Coordinator
Lithgow City Brass Band
Mobile: 0400 295 478

Jh/rg

enc



Country Women's Association of N.S.W.

Incorporated in 1931 by an Act of NSW Parliament

All Communications to be addressed to the "Secretary"
ABN: 82 318 909 926

Lithgow
Branch/Group
Lithgow City Council
Scanned

19 JUN 2007

Doc. No
GDA Ref.
Years

Town Clerk,
Lithgow Council,
Near St.

I write on behalf Lithgow Branch
of Country Women's Association.
Previous years Lithgow Council have donated
a refund of one three months of the C.W.A.
rates back to the Lithgow branch.
The branch would appreciate it if ^{Council} they would
grant us a refund again this year.

Thanking you. Mrs Joan Garraway,
Branch President.

Panorama Avenue
Bathurst NSW 2795
AustraliaTel: +61 (02) 6338 4832
Fax: +61 (02) 6338 4833
ABN 23 002 557 459
Web: www.csu.edu.au/foundation**Lithgow City Council**Scanned

31 July 2007

01 AUG 2007

Councillor Neville Castle
Mayor
Lithgow City Council
180 Mort Street
Lithgow NSW 2790Doc. No
GDA Ref.
Years

Dear Councillor Castle

Each year, some 182 students from the Lithgow City Council region undertake fulltime study at one of Charles Sturt University's (CSU) five Campuses located at Albury-Wodonga, Bathurst, Dubbo, Orange or Wagga Wagga.

These students and their families are faced with the annual challenge of finding funds to pay for the many and varied costs associated with tertiary education, such as travel, accommodation, textbooks and HECS fees. Many more talented Lithgow students with the potential for tertiary education may miss out each year because the costs are simply beyond their reach.

I believe there is an opportunity for the Lithgow City Council to lead a community and business initiative to assist local students to realise their education ambitions by relieving some of this financial burden. This initiative will also provide great promotional benefits to the Council, but at little or no cost.

The Charles Sturt Foundation was established with the sole purpose of providing a fabric of support for the University, its students, and their educational activities. The Foundation administers and funds scholarships at all of the University's main campuses. Through generous donations from organisations and individuals it has assisted more than 2,000 students with in excess of \$5 million in scholarships over the past 23 years.

In 2007 the Foundation provided 235 students with an excellent start and on-going support for their University studies, however, there is still a great need for more scholarships with just 2% of CSU's internal students receiving financial assistance, demonstrating that a large number of deserving students miss out each year.

The Foundation has recently introduced a 'Lifetime' scholarship, whereby donors commit \$30,000 which can be paid in a lump sum or over five years. These funds are invested by the Foundation for the purpose of funding projects that assist the University, its students and their educational activities. The performance of the fund during the year ended 31 December, 2006 was impressive with an 18.2% return achieved, and follows a 16.6% return on the previous year. These results were achieved through the commitment of a dedicated and enthusiastic Investment Committee.

By working with staff in our Office, I believe there is an opportunity for Lithgow City Council to launch a campaign locally to motivate local businesses, community groups and individuals to donate towards a Lithgow Community Scholarship Appeal to raise the required \$30,000, for the ongoing benefit of local students.



Just 30 businesses, Rotary and other service Clubs and generous individuals willing to commit \$1,000 each would be needed to create a scholarship that would provide a lifetime of benefits to local students. I believe some of your major businesses would give more. All donations to the appeal would also be tax deductible, providing additional benefits and incentives for support.

All of the ongoing administration and promotion to students would be conducted by the Charles Sturt Foundation once the scholarship was established, so there would be no ongoing strain on Council resources.

Scholarships are awarded at scholarship presentation ceremonies held on each campus in May each year to which we invite sponsors or their representatives so they might meet the scholars and their families. These are special occasions and present an opportunity for photographs and media coverage as well as the chance to meet other donors who represent a broad cross-section of the business community, both local and national, thereby creating a significant business networking opportunity.

I have included a sample letter that Lithgow City Council might consider using as a basis for approaches to local businesses to seek support, but would be happy to discuss how my office can assist you with this process. We can also work with you to launch the Appeal to the local media through publicity and I have included a sample media release for consideration. Please also find enclosed the 2007 Scholarship Presentation Ceremony booklet as well as some frequently asked questions.

If you would be interested in discussing this opportunity in more detail, please do not hesitate to contact me at hhogan@csu.edu.au or on 6338 4832.

Yours sincerely,



Hannah Hogan
Donor Relations Officer
Charles Sturt Foundation



Association of
Mining Related Councils Inc

August 1 2007

Mr Paul Anderson
General Manager
Lithgow City Council
PO Box 19
LITHGOW NSW 2790

Lithgow City Council
Scanned

06 AUG 2007

Doc. No
GDA Ref
Years

Dear Paul

Enclosed is a self explanatory letter from Rivers SOS and an accompanying DVD requesting financial support. The author has requested me to forward this to all of the Association's member councils for individual consideration. A previous version with stark, significant mine subsidence in Pennsylvania, was shown to the delegates attending the Association's Mid Year General meeting in Narrabri. It was not part of the agenda and no formal discussion took place. In contrast, the latest DVD is specific to areas in New South Wales and appears relatively factual.

The DVD will be shown at the August meeting in Mudgee and listed as an agenda item for discussion.

If you have any comments in relation to the request or the context of the DVD, I would be pleased to hear from you.

Yours faithfully


Margaret MacDonald-Hill
EXECUTIVE OFFICER

PO Box 273
BELMONT NSW 2280
Telephone: (02) 4971 6104
Facsimile: (02) 4971 6105

PO Box 6170
Lithgow NSW 2790
Tel: (02) 4971 6100
Fax: (02) 4971 6105

Email info@miningrelatedcouncils.asn.au



Rivers SOS

PO Box 73
Douglas Park
NSW 2569
riverssos@riverssos.com
www.riverssos.com

Maurice Blackwood
310 Moreton Park Road,
Douglas Park. 2569
E mozzieb@ispdr.net.au

July 18, 2007.

Dear Councillor,

I represent Rivers SOS, an alliance of thirty-five community groups spread across NSW. We formed specifically to lobby the NSW government to mandate a safety zone around rivers in NSW, to protect them from the effects of mining. Since then we have sought not to stop mining, but to rein in the number of mining approvals that impact on all our water resources, affecting everyone from farmers, to irrigators, to grape growers, to horse studs as well as the city dweller's catchments.

We are non-political. We aim to continue to be a credible lobby group and recently we were rewarded with the "Most Outstanding New Environmental Movement in 2006" by the Nature Conservation Council of NSW.

While we do appreciate the positive economic effects of mining, there has been continual and well-documented damage to water supplies and we recognise the urgent need to lobby for their protection more effectively.

Enclosed is a DVD with a copy of our 2006 film, "Rivers of Shame", which is specifically about the damage caused to rivers and creeks. It was shown widely across NSW, at universities, Lions clubs, film launches and community meetings. Also on the same DVD is a copy of "NSW Coal Rush", which is about the Mudgee community, produced by Stuart O'Rourke, a freelance journalist, which won an award at UWS, recently.

I write to you seeking financial assistance to help produce a new film covering other important issues, such as the damage to bores and aquifers and the various health effects on the communities around the mines. These subjects along with the previous film material provide a

● *Rivers SOS is a coalition of environment/community groups; formed as a result of the wrecking of rivers in NSW by mining operations. We campaign for a safety zone of at least 1k round all rivers to protect them from ongoing damage. Groups supporting this campaign are:* ● The Wilderness Society ● Nature Conservation Council of NSW ● Total Environment Centre ● Colong Foundation for Wilderness ● Blue Mountains Conservation Society ● Mineral Policy Institute ● Minewatch NSW ● Sutherland Shire Environment Centre ● Macarthur & Illawarra National Parks Association ● Gloucester Environment Group ● Nepean Action Group ● Georges River Environmental Action Team ● Hunter Environment Lobby ● Greens NSW ● Waterkeepers Australia ● Central West Environment Council ● OnlyOne Planet Australia ● Mudgee District Environment Group ● Mountain Dragon Bushwalkers ● Lithgow Environment Group ● Pages River and Tributaries Water Users' Association ● Clarence Residents' Association ● Johnsons Creek Conservation Committee ● Save Barrington Tops Committee ● NSW Canoeists Inc. ● River Canoe Club ● Caroon Coal Action Group ● Australian Coal Alliance ● Upper Hunter Waterkeepers Alliance ● Wollondilly Bass Club ● Robertson Environment Protection Society ● Save Water Alliance ● Inland Rivers Network ● Australian Democrats ● Water First

2.

compelling viewpoint that will give a voice to the problems affecting our communities and the states water resources. The complete history and its implications need to be told.

As you know, there is an apparent lack of concern regarding these issues by both State and Federal governments, and combined with the mining companies drive to expand their businesses, the water supply damage is being ignored. Even many of the government department's objections are ignored. Without this view being aired the damage will continue to go unnoticed.

With Stuart O'Rourke's professional assistance, this will be a factual and telling film. Would you please consider approaching your Council on our behalf, for some funding assistance? We are budgeting on a cost of \$23,000 to produce and manufacture this DVD.

Any support your council can offer to help put this community story would be gratefully received.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'Maurice Blackwood', with a stylized, cursive script.

Maurice Blackwood.
DVD Coordinator.
Ph 0417 218 462.

30 AUG 2007

Doc. No
GDA Ref.
Years



8/26/2007
58 Tank Street Lithgow
NSW 2790.

To The Mayor Alderman Neville Castle

Dear Neville,

Further to our recent discussion and viewing of the site at Lake Wallace Wallerawang. Our Committee have applied for and gained approval from Delta Electricity to turn this beautiful 16 hectare (40 acre) site in to a Giant Trees Arboretum. The long term lease is being worked out as is the committee constitution and incorporation.

We have been looking for a site for some time as you know and were all delighted with the positive response from Delta. The site is basically the eastern foreshores of Lake Wallace.

We have divided the park into three botanic collections, the southern end of the area is designed as an endemic plants collection, the central area is to be an Australian Trees collection and the northern area will be dedicated to Giant Trees of the World. The northern area contains the remains of the old Barton Park (some foundations) and importantly four trees estimated to be 80 to 90 years of age, each is of real botanic interest.

We are seeking council support of the project, any financial support available would be gratefully received and assistance in applying for funding and grants would be most helpful. The way we hope council will be most able to assist would be with the creation of a car park and the entrance road and with the some slashing and or the availability of mulch (wood chip). The area is very large and each new planted area will be heavily mulched to save on the maintenance costs.

In the first 18 months the project will not be open to the public, while the road and fences are put in place, though some private planting and screen planting, will start as soon as this spring. In the Giant Trees Area, only advanced trees will be planted and will have protectors and an optional plaque for the donor. The committee will select and purchase all plants and all endemic species will be purchased from the Lithgow Community Nursery.

We know that when toilets are needed we will need to talk to council but it is hoped that the (deep pit) National Park style toilets will be able to be constructed though if enough funding were available we would envisage putting in an "envirocycle" style of toilet.

Much latter in the project if funding becomes available a visitor centre is planned but this will be well in the future.

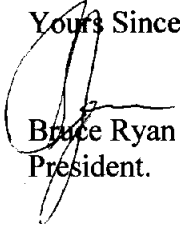
The name of the park and committee is still to be decided as this site now may make Barton Park Giant Trees Arboretum a more appropriate name. We are still looking at the name and the Barton family will be contacted if that name is selected. Other names have been as above, Lithgow GTA, Wallerawang GTA and Lake Wallace GTA.

Delta Electricity, have agreed that the Arboretum will be their major financial community support program for 2008 / 09. We have also looked at the Federal Government "Envirofund" to assist with the fencing.

Until the leases are finally signed we are not going to press with the project, but this should happen in the next few weeks.

We hope that council will see the benefits of the project and look forward to any assistance you may be able to offer.

Yours Sincerely



Bruce Ryan
President.

Lithgow State Mine Railway Limited

Corporate Office:

Lithgow State Mine Railway Limited
6 Railway Parade
Lithgow N.S.W 2790

Phone: (02) 6352 4280
Fax: (02) 6352 4201
Mobile: 0427455580

ACN: 119 090 256

All Correspondence To:

The Secretary
P.O. Box 350
Lithgow N.S.W. 2790

Email: mail@stateminerailway.com.au
Web: <http://www.stateminerailway.com.au>

ABN: 56 119 090 256

Mr. Paul Anderson
General Manager
City of Lithgow Council
PO Box 19
Lithgow NSW 2790

Lithgow City Council

Scanned

17 AUG 2007

14th August 2007

Doc. No
GDA Ref.
Years

Re: Council Rates on Property No. 104436
Station Masters Residence
6 Railway Parade Lithgow

Dear Mr. Anderson

Further to our recent discussion, the Board of Lithgow State Mine Railway Ltd (LSMR) wishes to request the Council to consider a rate reimbursement of the difference between the current business rates levied on the above property and the amount of rates that would be payable if it was rated as residential. The property is used for residential purposes and having it rated as business, in addition to the water, sewerage, stormwater and garbage being rated as business connections, imposes an extremely heavy burden upon LSMR.

Our organisation is a local, not for profit company, with the aim of restoration and returning to public use, several railway properties that have significant historical links to earlier periods of our local community life.

All income generated by the subleasing of the above property is being reinvested in the restoration and maintenance of it with the view to adding to the quality of Lithgow's preserved historical buildings. As you can no doubt appreciate, paying business rates on this residential property reduces the amount of funds available to carry out the stated intentions.

Further information if required can be discussed with myself on 6352 2458.

Yours faithfully



Ron McNair
Finance Officer LSMR

From: Kearns, Malcolm

Sent: Tuesday, 28 August 2007 10:23:33 AM

To: Council

Subject: REQUEST FOR WAVER OF FEES & LIGHTING CHARGES AT KREMER PART PORTLAND

ATT: Community & Culture Manager, Penny Hall.

CC: all councillors, CEO & Mayor.

Item of Concern: Unacceptable Lighting Charges. (Invoice No -- IVN157183)

Request:

The PCRLFC would like the Council to Waiver the charges for Lighting at Kremer Park Portland for the 2007 Football season.

Reason for Request:

- Original charges were \$2541.00
- Charges are still considered to be unacceptable after the review carried out by council in August 2007.
- After the review, \$1,320.00 for power is still considered to be way too high & miscalculated.

Supporting Info:

- We have supplied Council with 2 letters of concern. 1 letter was stating the reasons for not being happy with the charges.

The second letter stated the Income & expenditure of the Footfall Club for 2007. I will forward these letters again.

- We had a meeting with council regarding the fees & lighting charges.
- We only have 1 team that trains & plays at Kremer Park.
- We mark the football fields & clean out the sheds. Council supplies the stone dust & line marker.
- Council has mowed the ground 3 times during 2007 season
- Council has cleared the garbage 8 times for us in 2007.
- We are Non Profit organisation.
- The lighting fee of \$33.00 p/hour is not a metered reading of Kremer Park lighting, load demand.

The Problem as we see it:

The lighting charge hourly rate is calculated to be \$33.00 per hour.

This figure is a stated figure for lighting power costs at Lithgow Sports Ground. (2006/2007 Management Plan)

It may cost \$33.00 per hour to light up the Luchetti Sports Ground as there are probably 50 or more lights at the

ground.

To charge \$33.00 per hour for Power at Kremer Park is way too high.
There are only 15 lights at Kremer Park & only 11 of these are serviceable.

If there was a metered hourly rate for the Power / Lighting at Kremer Park it would probably only come in at around

\$10.00 per hour.

To charge the \$33.00 per hour for using Kremer Park Lights is not acceptable & is not a clear metered assessment of what an organisation should pay for electricity usage at the facility.

The 2 fees for hire for matches & hire for training, also seem to be high when we only have 1 football side in the

Portland Community. 2 invoices @ \$786.50. Total = \$1573.00

\$786.50 to play 7 games at ground. This means that we have to take \$112.00 out of each gate we have & give it to council.

\$786.50 to have approx 17 people train at the ground for 20 weeks.

Conclusion:

The Portland Colts Football Club would like this request to be put to a full council meeting for consideration.

We would request the councillors to show some compassion regarding the Lighting Costs.

We consider that the costs should be wavered until there is a proper metered hourly rate calculated for the

15 lights at Kremer Park Portland. Over.

Yours sincerely
Mal Kearns
Sec. PCRLFC

This e-mail may be confidential and only the intended recipient may access or use it. If you are not the intended recipient, please delete this e-mail and notify the sender immediately.

The contents of this e-mail are the writer's opinion and are not necessarily endorsed by Delta Electricity unless expressly stated.

We use virus scanning software but exclude all liability for viruses or similar in any attachment.



ATT: Penny Hale



CITY OF LITHGOW COUNCIL

Lithgow City Council

180 Mort Street, Lithgow NSW 2790
Phone: 02 63521077
FAX 02 63514259
Email: glcc@lithgow.nsw.gov.au

Scanned



29 AUG 2007

Doc. No
GDA Ref.
Years

FINANCIAL ASSISTANCE APPLICATION

APPLICATION FOR FUNDING BY COUNCIL UNDER SECTION 356 OF THE LOCAL GOVERNMENT ACT 1993

In order to apply for financial assistance from Council the following information must be provided to allow your application to be processed. Individual sporting persons or sporting groups must make application through their local governing body. Financial Assistance is only available to individuals or community groups residing within Council's local government area.

- Organisation and purpose
• Funds required (cash or in kind)
• Projects to be undertaken, detailing community benefits
• Budget documents (projected expenditure and income for the current period)
• Financial position (copy of last audited financial result)

Applicant / Recipient Organisation:

POORANS BOYS FOOTBALL CLUB

Contact:

MAL KEANE

Phone: 0439 789641

Fax: 63528647

Email: Malcolm.KEANE@PC.com.au

Address:

21 DANBY ST POORANS

ABN :

Is your organisation registered for GST? Yes [checked] No (Refer Note)

Amount of funding requested: \$2893.00 (Including GST / Excluding GST)

IMPORTANT PLEASE NOTE:

If your organisation has an ABN & is registered for GST then Council MUST RECEIVE A TAX INVOICE PRIOR TO PAYMENT being made. The invoice must be for the grossed up amount inclusive of the GST component.



CITY OF LITHGOW COUNCIL

180 Mort Street, Lithgow NSW 2790

Phone: 02 63521077

FAX 02 63514259

Email: glcc@lithgow.nsw.gov.au

1. PURPOSE FOR COUNCIL ASSISTANCE:

Kecoma Park

<i>Cooper</i>	<i>LIGHTING CHANGES</i>	<i>-</i>	<i>\$1320.00</i>
<i>u</i>	<i>GROUND MAINT (PLANTING)</i>	<i>-</i>	<i>\$ 786.50</i>
<i>u</i>	<i>" " (MAINTENANCE x 7)</i>	<i>-</i>	<i>\$ 786.50</i>

2. FINANCIAL DETAILS

a) of the Event/Activity/Purpose for which the Financial Assistance will apply:

\$


BUDGET:

EXPENSES:

SEE INFORMATION
SENT TO PENNY HALL
ON 28/8/07
SENT BY M. WATSON

INCOME:

INCOME / EXPENDITURE
DEVELOP
SUBSIDIO

	<p align="center">CITY OF LITHGOW COUNCIL 180 Mort Street, Lithgow NSW 2790 Phone: 02 63521077 FAX 02 63514259 Email: glcc@lithgow.nsw.gov.au</p>
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b) of the **Individual / Organisation:**
 (NOTE: Audited Balance Sheets and Profit and Loss Statements must be attached for the past financial year. If a new organisation please supply a copy of the budget for the ensuring year, together with a statement from the organisations bank showing bank account details.

Failure to submit financial information may result in the rejection of this application.

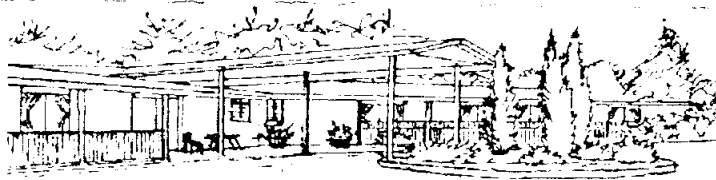
		\$
ASSETS:		
PHYSICAL	<u>FOOTBALLS</u>	<u>\$ 200</u>
	<u>TRAINING GEAR</u>	<u>\$ 2000</u>
	<u>TRACING BARS</u>	<u>\$ 1500</u>
LIQUID	<u>\$</u>	
	<u> </u>	
	<u> </u>	
LIABILITIES	<u> </u>	
	<u> </u>	
	<u> </u>	

3. DETAILS OF OFFICER BEARERS ETC
 (President, Secretary, Treasurer, Committee Members)

MAL WARD - PRESIDENT

u y - SECRETARY

CHRISTINE Mc GUINNESS - TREASURER



Lithgow City Council

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21 SEP 2007

Doc. No

GDA Ref

Telephone: 6352 2788

Fax: 6352 3260

Short Street
(P.O. Box 402)
Lithgow N.S.W. 2790

TANDERRA

Tanderra Lithgow Incorporated

17 September 2007

Paul Anderson
General Manager
Lithgow City Council

Dear Paul

As you are aware Tanderra Lithgow Incorporated is a "not for profit" community based High Care Residential Aged Care Facility who provide services to our infirm and disabled residents.

Some years ago Tanderra Lithgow Incorporated were planning to extend the facility at the rear of our building. This land was excavated and now we are left with an embankment in a very bad state with erosion which is a huge safety issue.

We do experience a lot of water "run off" due to the height or grade of the embankment with the TAFE and other land & buildings behind us and the erosion has deteriorated rapidly with the dry seasons.

In addition there are several large drains on top of the embankment which facilitates drainage from properties above this area and they are also at risk of impairment being so close to the edge of the embankment with erosion.

We have obtained several quotes to erect a retaining wall to secure the embankment with all quotes coming in around a similar cost of \$75,000.00. (Includes GST)

With Aged Care funding received by the Government barely covering the costs of day to day running expenses we have very little left to spend on the provision of extra comforts to our infirm and disabled residents.

Since Tanderra inception I believe we have been financially self funded and have not requested financial assistance from Council.

I am therefore applying to Council to assist us financially with this project. I would great appreciate your prompt consideration in this matter.

Yours Sincerely

Dale Moody
Director of Nursing

Lithgow Show Society Inc. Lithgow City Council

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P.O. Box 348.
Lithgow N.S.W. 2790.
Ph/Fax (02) 6353 1775
A.B.N. 27 948 237 420
Email: lss@bigpond.com

13 SEP 2007

Doc. No
GDA Ref.
Years

General Manager,
Mr. Paul Anderson
Lithgow City Council
Mort Street
Lithgow N.S.W. 2790
30th August 2007

Lithgow Show Society is seeking a partnership with Lithgow City Council to assist in the staging of the 2008 Lithgow Show.

A festive occasion Lithgow Show is a community based event that celebrates the best of our region and provides a form of entertainment that appeals to a broad range of people.

The tradition of the Lithgow Show is experiencing a great resurgence of enthusiasm and support across the State and the Lithgow Show is no exception to this, experiencing its best show in years during 2007 following the start of its successful reinvention.

This year it is estimated that more than 10,000 people will attend the 2008 Lithgow Show on 14th 15th March. There is no other event in the Lithgow area that attracts such large local crowds or plays such a significant role in building a sense of pride and identity for our community.

This year the show will be bigger and better than ever, with plans to introduce new entertainment and promotions to attract even more people, plans for more agricultural exhibitions and competitions, and expectations of more commercial exhibits.

With more than 10,000 visitors expected to attend the 2008 Lithgow Show there is no better place to promote your business or organisation.

For two days your business will receive exposure to all demographics of the regional community maximising the opportunity for the profile of your business to grow beyond your regular customer base.

The Lithgow Show Society sees many mutual benefits to be gained from Lithgow City Council support of the Show and as such is looking for sponsorship from Lithgow City Council. The Lithgow Show Society would like to welcome Lithgow City Council, to be part of our show.. We see Lithgow City Council being able to promote themselves as being a council with the future of the ratepayers as their main concern.

If you decide to give sponsorship again, we will give you space inside or outside depending on you, to have a stall promoting the Council, and what council is doing for the area, you will also raise the profile of the your business while educating the Lithgow Community at the same time.

We would like to invite Lithgow Council to again be the major sponsor for the Friday night

Entertainment programme, at a cost of \$7000. Then to sponsor the Supreme Animal and the Supreme Pavillon Award for \$1000 then \$2000 for all the incidentals to pay back to Council. Being a total of \$10000 and it will truly be appreciated by the Show Society.

In keeping with the Lithgow Show Society's aim of ensuring Lithgow City Council gains maximum exposure for its sponsorship dollar, the show committee can offer the following promotional opportunities.

- Naming rights for what you chose to sponsor
- Editorial opportunities in the lead up to the show
- Radio mentions as naming rights sponsor

Lithgow City Councils logo featured in show schedule

Lithgow City Councils signage, as supplied by you, placed at the site of the event [or as close as possible for public safety.

Additional signage, as supplied by the Lithgow Show Society, placed around the showground and at the site of the event acknowledging your support.

Also to have an advertisement in our schedule we need to have the ad or information to make up the advertisement No later than the 1st November 2007.

Other benefits that are a little less tangible include;

Raised positive awareness of your business

Brand and logo recognition

Sense of corporate goodwill

Contact with target audiences and the broader community.

Should you require further information or have any questions please contact me on 0263523636 or Vanetta Renshaw on 63531775.

Regards,



Heather Younger
President, Lithgow Show Society.

Camplin Group

RON CAMPLIN OAM. HonDA CSturt
Chairman

Bathurst Broadcasters Pty Limited
Camplin Broadcasters Pty Limited
Camplin Holdings Pty Limited
Camplin Broadcast Services Pty Limited

109 George Street Bathurst 2795 (Bus) 02 6331 7777 (Fax) 02 6332 2710
PO Box 310 Bathurst 2795 (Mobile) 0428 288 606
Email: rcamplin@2bs.com.au (Direct) 02 6332 2911



Lithgow City Council

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- 6 SEP 2007

Doc. No

GDA Ref.

Years

September 7, 2007

**Mrs Penny Hall
Community and Culture Manager
Lithgow City Council
P.O. Box 19
Lithgow, NSW 2790**

Dear Penny,

LITHGOW CITY COUNCIL GRANTS PROGRAM APPLICATION

As promised, here is a much more detailed application for the consideration of your Councillors to support the Macquarie Philharmonia Foundation Inc. I have actually used a previous successful application to another Council as a template as this is very detailed and I hope it is more in line with your Council's requirements.

You will note I have requested an amount of only \$1000 representing a fully paid bronze donation. Other levels – silver \$5000 and gold \$10,000 are also available and may be paid over a four-year period, if preferred.

As I mentioned to you on the phone, it is not so much the amount we receive from our local councils, but their imprimatur by some level of financial support.

I will call you in a couple of days to see if there is there is any other information you require..

Sincerely,
Macquarie Philharmonia Foundation Inc

**Ron Camplin, OAM.
Chair – Finance & Investment Committee.**

PS. Should you wish, my wife and I would be happy to visit Lithgow to talk with you further.

LITHGOW CITY COUNCIL GRANTS PROGRAM APPLICATION

SECTION 1: APPLICANT'S DETAILS – all applicants complete this section

Name of Organisation:	Macquarie Philharmonia Foundation Inc.
Address:	C/- Mitchell Conservatorium Inc. West Wing Court House Building, Russell Street Bathurst NSW 2795
Contact Person & Position:	Ron Camplin OAM (Chair – Finance & Investment Committee)
Phone number(s)	Telephone: (bh) (ah) 02 6331 7777 02 6332 2911
	Fax: 02 6332 1503 02 6332 2710
	Mobile: 0428 288 606
	Email: rcamplin@2bs.com.au scamplin@2bs.com.au sconlon@macquariephilharmonia.org Web Site: www.macquariephilharmonia.org
What legal status does your organisation have? (eg Incorporated, Association, Non-profit, etc)	Incorporated Note: Date of effect of DGR status (Deductible Gift Recipient): 9 November 2005
Australian Business Number (ABN)*	64 926 949 225
General Description of your Organisation.	Pro/Am Symphony Orchestra
Is your insurance, including a minimum of \$5M for public liability insurance, current? Please state policy numbers. (Council may request a copy of certificates of currency.)	Please list policies, insurer and policy number. \$10M Broadform Liability Insurance: QBE Insurance (Aust) Ltd. Policy # 18A1934475 PLB 18/6/2007 – 18/6/2008 Workers Comp Insurance: NSW Workcover Insurance Policy # W/C 370 347 157
What is the time frame of your Project?	Start Date: 14/9/2007 End Date: 16/9/2007 Note: 2007 Concert Series
Amount of money requested: (must agree with amount stated in this application's budget in section 5 (amount exclusive of GST))	\$1000.00

LITHGOW CITY COUNCIL GRANTS PROGRAM APPLICATION

SECTION 2: PROJECT/PROGRAM DESCRIPTION

Category 1 — PLEASE tick one of the following boxes within Category 1 funding options. A maximum in this category is 1000 p.a. per application. Applications are assessed on a quarterly basis and applications are due by 1 February, 1 May, 1 August or 1 November each year to enable them to be assessed prior to their presentation to Council for determination.

Please tick one box only – your application may be re-classified if better suited to another description.

Regional/State representation – Maximum funding for Individual \$100 and for Group \$200

National or International representation – Maximum funding for Individual \$250 Group \$750

New projects of demonstrated broad community benefit—the applicant must demonstrate the uniqueness of the project and show how it will benefit the community in a broad sense. Max. \$1000

Prize giving – Maximum \$100

New element in existing project (with demonstrated broad community benefit) Maximum \$500

To supplement other funding from State or Federal sources for a project of community wide significance. Maximum \$500

Applications from a **business** for a new development. Maximum \$500.

OTHER – Maximum \$1000

SECTION 2: PROJECT/PROGRAM DESCRIPTION

Category 1 – PLEASE tick one of the following boxes within Category 1 funding options. A maximum in this category is 1000 p.a. per application. Applications are assessed on a quarterly basis and applications are due by 1 February, 1 May, 1 August or 1 November each year to enable them to be assessed prior to their presentation to Council for determination.

Please tick one box only – your application may be re-classified if better suited to another description.

Regional/State representation – Maximum funding for Individual \$100 and for Group \$200

National or International representation – Maximum funding for Individual \$250 Group \$750

New projects of demonstrated broad community benefit–the applicant must demonstrate the uniqueness of the project and show how it will benefit the community in a broad sense. Max. \$1000

Prize giving – Maximum \$100

New element in existing project (with demonstrated broad community benefit) Maximum \$500

To supplement other funding from State or Federal sources for a project of community wide significance. Maximum \$500

Applications from a **business** for a new development. Maximum \$500.

OTHER – Maximum \$1000

LITHGOW CITY COUNCIL GRANTS PROGRAM APPLICATION

**SECTION 3: TYPE OF FUNDING – refer to the guidelines for details of the definitions.
All Applicants complete this section.**

Is your request:

REPRESENTATION/PRIZE GIVING

A PROJECT

OR for CAPITAL ASSISTANCE

Please enclose 2 quotes

TIP

All Capital assistance funding requires **2 independent quotations** be submitted
With the application and funding will be considered for 50% of the capital costs
only on one project

SECTION 4: APPLICATION / PROJECT DETAILS – all applicants to continue (including representation/prize giving).

Briefly describe your request/project. If required, attach additional details.

To co-opt the support of the Lithgow City Council to finance, to participate in the development and establishment of a fully functional Symphony Orchestra in the Central and Western Regions of NSW, in particular, the formation of a local committee to support performances in the region and identify potential symphony orchestra musicians, including outstanding young students who may, otherwise, never have the opportunity to perform at Symphony Orchestra level.

Is your project new? Select one YES NO N/A

If you answered no, please provide some information that illustrates the new part of an existing project that you are seeking funding for.

NO. The orchestra's first concerts, held in 2004 at St Stanislaus College Bathurst and the Prince of Wales Opera House Gulgong, featured internationally renowned pianist "local

LITHGOW CITY COUNCIL GRANTS PROGRAM APPLICATION

boy” Michael Clark and more than sixty Musicians, drawn from Bathurst, Orange, Lithgow, Katoomba, Dubbo, Parkes, Mudgee, Cowra and all points in between.

2005 performances of Tchaikovsky’s “Romeo and Juliet”, Prokofiev’s “Peter and the Wolf” and Dvorak’s “New World Symphony”, were held at the Bathurst Memorial Entertainment Centre and the Orange Civic Theatre.

In September last year the Macquarie Philharmonia concluded its third annual concert series to celebrate Mozart’s 250th anniversary featuring guest conductor Canada’s Maestro Leonard Camplin CD with performances in the Bathurst Memorial Entertainment Centre and the Union Theatre Lithgow.

“I was astounded at the quality and musical expertise I experienced conducting your Inland Regional Orchestra, the Macquarie Philharmonia” Leonard Camplin said “The two concerts I was honored to conduct were of a very high standard – a standard of which the founders, donors, volunteers and musicians can be justly proud and the Orchestra’s Music Director, Fiona Thompson, is an excellent musician who possesses personnel skills necessary for forming such a group of fine musicians.”

This year’s performances will celebrate the 30th anniversary of the opening of the Western Plains Zoo when the orchestra presents Saint Saen’s Carnival of the Animals, the Lion King, excerpts from Swan Lake and a special indigenous piece, written by Australian composer, Peter Winkler, “The Man Who Stole The Moon” This year’s concert series will be held over three days the 13th, 14th, and 15th of September 2007 at Dubbo, Cowra and Bathurst. Canada’s Maestro Leonard Camplin will return to Australia to conduct these performances.

2008 plans are already being discussed, one such consideration is a celebration of “Music in the Vines” with actual performances being conducted in selected vineyards in our major wine producing areas, i.e. Mudgee, Cowra, Orange and Bathurst.

Note: The above is subject to a decision to be taken by Concert Performance Committee, chaired by Fiona Thompson, when it meets following the conclusion of the 2007 concert series and is likely to depend on the success of the Macquarie Philharmonia’s Chamber Orchestra’s trial performance at this year’s National Cool Climate Wine Show.

What are the aims of the request/project? How will your project assist members of the community?

Community - regional and rural Australians will have the opportunity to benefit from Concert participation and potential to enhance their musical talent and skills through Orchestra involvement.

Identify how your request/project supports social, environmental and/or economical aspects and development in the community.

The Macquarie Philharmonia is providing an exciting new opportunity for New South Wales country people to experience fine classical music presented by their own home-grown

LITHGOW CITY COUNCIL GRANTS PROGRAM APPLICATION

musicians and will continue to give local regional musicians the opportunity to take their art to another level and outstanding music student in Central & Western NSW will be given the opportunity to play beside the best the region has to offer.

What community confirmation has confirmed the need for this program?

The most obvious beneficiaries will be the communities throughout central New South Wales and the musicians, professional, semi-professional and outstanding students from the region the orchestra draws its participants. To illustrate the orchestra's composition here is a list (incomplete) of musicians who participated in the first two concert series held in 2004 (Bathurst & Gulgong) and 2005 (Bathurst & Orange).

No.	Name	Location	P'Code	Instrument
1	Philip Braithwaite	KATOOMBA	2780	Flute
2	Prem Love	KATOOMBA	2780	Flute
3	Samantha Scholer-Jones	KATOOMBA	2780	Flute
4	Jamie Britton	KATOOMBA	2780	Percussion
5	Volker Schoelert	KATOOMBA	2780	Trombone
6	Henry Bialowas	OBERON	2787	Bass
7	Sarah Coglean	OBERON	2787	Violin
8	Michelle Higgs	LITHGOW	2790	
9	Kerry Davies	WALLERAWAG	2790	Viola
10	Helen Mulligan	KELSO	2795	Bassoon
11	Colin Thompson	KELSO	2795	Brass
12	Susan Capilli	BATHURST	2795	Cello
13	Ella Jamieson	BATHURST	2795	Cello
14	Bronwin Stone	BATHURST	2795	Cello
15	Wendy Zylstra	BATHURST	2795	Cello
16	Holy Campbell	BATHURST	2795	Clarinet/Oboe
17	Olivia Coe	BATHURST	2795	Flute
18	Noela Louis	BATHURST	2795	French Horne
19	Mathias Rogala-Koczorowski	GLANMIRE	2795	French Horne
20	Karen Evans	BATHURST	2795	Oboe
21	Elissa Jones	BATHURST	2795	Trombone
22	Ian Jones	BATHURST	2795	Trombone
23	Maria Dunn	BATHURST	2795	Viola
24	Emily Killey	BATHURST	2795	Viola
25	Monica Morse	BATHURST	2795	Viola
26	Fiona Thompson	KELSO	2795	Viola/Violin
27	Jessica Anderson	BATHURST	2795	Violin
28	Jane Cameron	KELSO	2795	Violin
29	Natalie Chan	BATHURST	2795	Violin
30	Kerrin Cox	BREWONGLE	2795	Violin
31	Donna Delaney	BATHURST	2795	Violin
32	Kay Gordon	BATHURST	2795	Violin
33	Claire Jones	BATHURST	2795	Violin
34	Melissa MacLean	BATHURST	2795	Violin

LITHGOW CITY COUNCIL GRANTS PROGRAM APPLICATION

35	<i>Bruce McGarity</i>	<i>BATHURST</i>	2795	<i>Violin</i>
36	<i>Kate Oakley</i>	<i>BATHURST</i>	2795	<i>Violin</i>
37	<i>Gillian Pettengell</i>	<i>BATHURST</i>	2795	<i>Violin</i>
38	<i>Elise Rowe</i>	<i>BATHURST</i>	2795	<i>Violin</i>
39	<i>Michelle Stockwell</i>	<i>BATHURST</i>	2795	<i>Violin</i>
40	<i>Claire Thompson</i>	<i>KELSO</i>	2795	<i>Violin</i>
41	<i>Ben Tonkin</i>	<i>MOUNT RANKIN</i>	2795	<i>Violin</i>
42	<i>Joyce Voerman</i>	<i>BATHURST</i>	2795	<i>Violin</i>
43	<i>Daniel Cories</i>	<i>PERTHVILLE 2795</i>		<i>Viola/Violin</i>
44	<i>Nicholas Newell</i>	<i>BATHURST</i>	2795	<i>Viola/Violin</i>
45	<i>Frances Nicholls</i>	<i>BATHURST</i>	2795	<i>Viola/Violin</i>
46	<i>Kate Austen</i>	<i>BATHURST</i>	2795	<i>Viola/Violin</i>
47	<i>Karen Evans</i>	<i>BATHURST</i>	2795	<i>Viola/Violin</i>
48	<i>Michelle Grffin</i>	<i>BATHURST</i>	2795	<i>Viola/Violin</i>
49	<i>Joel Killey</i>	<i>BATHURST</i>	2795	<i>Violin</i>
50	<i>Miriam Killey</i>	<i>BATHURST</i>	2795	<i>Violin</i>
51	<i>Kate Proctor</i>	<i>BATHURST</i>	2795	
52	<i>Birgit Loecker</i>	<i>ORANGE</i>	2800	
53	<i>Matilda Davies</i>	<i>ORANGE</i>	2800	<i>French Horne</i>
54	<i>Virginia Di Santis</i>	<i>MILTHORPE</i>	2800	<i>Bass</i>
55	<i>Alexander Johnson</i>	<i>ORANGE</i>	2800	<i>Bass</i>
56	<i>Ann Perrin</i>	<i>ORANGE</i>	2800	<i>Bass</i>
57	<i>Sue Langbein</i>	<i>ORANGE</i>	2800	<i>Cello</i>
58	<i>Rachel Pogson</i>	<i>ORANGE</i>	2800	<i>Cello</i>
59	<i>Bev Simpson</i>	<i>ORANGE</i>	2800	<i>Cello</i>
60	<i>Laith Ismali</i>	<i>ORANGE</i>	2800	<i>Oboe</i>
61	<i>Sophie Rouse</i>	<i>ORANGE</i>	2800	<i>Oboe</i>
62	<i>Graham Sattler</i>	<i>ORANGE</i>	2800	<i>Trombone</i>
63	<i>Philip Snitch</i>	<i>ORANGE</i>	2800	<i>Trumpet</i>
64	<i>Anne Stevens</i>	<i>ORANGE</i>	2800	<i>Viola</i>
65	<i>Lorraine Moxey</i>	<i>ORANGE</i>	2800	<i>Violin</i>
66	<i>Kerrie Ngyen</i>	<i>ORANGE</i>	2800	<i>Violin</i>
67	<i>Lyndall Scott</i>	<i>BORONORE</i>	2800	<i>Violin</i>
68	<i>Keely Alchin</i>	<i>ORANGE</i>	2800	
69	<i>Ros Keep</i>	<i>ORANGE</i>	2800	
70	<i>Chris Perrin</i>	<i>ORANGE</i>	2800	<i>Trumpet</i>
71	<i>Campbell Barnes</i>	<i>RUNNING STREAM 2850</i>		<i>French Horne</i>
72	<i>Mary Mitchell</i>	<i>GULGONG</i>	2850	<i>Violin.</i>

In summary, five (5) musicians came from Katoomba, = 7.0%, two (2) from Oberon = 3% two (2) from Lithgow = 3%, forty-one (42) from Bathurst = 58%, eighteen (19) from Orange = 26% and two (2) from Mudgee-Gulgong = 3%. However, as with last year's concert in Lithgow, this year's concerts in Dubbo and Cowra, leading musicians from these areas will also be part of the orchestra future growth and development.

LITHGOW CITY COUNCIL GRANTS PROGRAM APPLICATION

List the organisations actively involved in the project/program.

Since launching its Fund-raising program in 2004 (up to and including the date of this submission) a total of sixty-three (63) donors have joined the Foundation at various levels. They include:

- Major Benefactor: (1) The Vincent Fairfax Family Foundation*
- Regional Councils: (4): Bathurst Regional Council, Blayney Shire Council, Cowra Shire Council and Dubbo City Council*
- Media Donors: (4) Bathurst Broadcasters, Rural Press, Prime TV, Metro Cinema*
- Club Donors: (2) Bathurst RSL, Lion's Club of Bathurst, Golden West Race Club*
- National Donors: (3): Commonwealth Bank of Australia, Mars Petcare Australia, Country Energy*
- Bathurst Donors: (34): Central Tablelands Commercial Industries, Reliance Credit Union, McIntosh McPhillamy & Co, John Mathews Chemists, Hallstrom Family, Peter Rogers Real Estate, Renshaw's Funeral Service, Advance Hearing Clinic, Bathurst Concrete Products, Stewart Street Veterinary Clinic, Alan Morse & Co, Bathurst Finer Cars, Bowman's Dental Surgery, Town & Country Rural Supplies, Bathurst RSL Club, Central West Blinds & Awnings, Bishops Court Accommodation, Cityfit, Trinity Heights Shopping, Vale Creek Wines, Tablelands Builders, Foodworks Bathurst, W.J.Coote & Sons, Bathurst Holden, Panorama Windows, Coleman's Retravision, Elders Nicoll & Ireland, the Oxford, Aquatel Telephone & Cabling, Raine & Horne Bathurst, Travelworld Bathurst, Winburndale Vineyard & Winery, Waratah Bar & Grill, White Rock Vineyard.*
- Individual Donors: (5) Christine & Bob Hill, Warwick & Dorothy Holcroft, Peter & Lim Hodgson, Ian & Jenny McIntosh, Bruce & Rose Bolam*
- Orange Donors (5): Brangayne Wines, Hansen Optometrists, Landers Music, Thermalair, Spectrum Homemaker Centre,*
- Dubbo Donors (1): Lexus of Dubbo*
- Lithgow Donors (1): Delta Electricity*
- Educational Donors (1): Charles Sturt University*

LITHGOW CITY COUNCIL GRANTS PROGRAM APPLICATION

Fund-raising activities will be maintained at their current level until the Corpus target of \$700,000.00 has been reached. Donations to date total approximately \$300,000.00, including a Federal Government grant from Festivals Australia. State Government support is also being sought through the Member for Bathurst, Mr. Gerard Martin.

While we have not provided contact names and telephone details of all donors (which can be provided if required) we are pleased to submit the following names and contact details of persons who have agreed to act as referees.

*Mr. Ian Macintosh AM
Deputy Chancellor
Charles Sturt University
135 Mountain Straight
BATHURST NSW 2795
T: 02 6331 8747
M: 0429 326 473
E: imacintosh@ix.net.au*

*Mayor Norm Mann
Bathurst Regional Council
Civic Centre, Russell Street
BATHURST NSW 2795
T: 02 6333 6205
F: 02 6332 5377
E: norm.mann@bathurst.nsw.gov.au*

*Professor Ian Goulter
Vice-Chancellor
Charles Sturt University
The Grange – Panorama Avenue
BATHURST NSW 2795
T: 02 6338 4202
F: 02 6338 4209
E: igoulter@csu.edu.au
E jhudson@csu.edu.au*

Governance, the names, affiliations and qualifications of the Board of Directors.

Chair: Mrs. Fiona Thompson, Director of the Mitchell Conservatorium of Music
Co. Secretary: Mrs. Stephanie Janet Camplin, Managing Director, Bathurst Broadcasters Pty Limited, Director, Camplin Broadcasters Pty Limited, and Director, Camplin Holdings Pty Limited.
Committee: Mr. Tony Hatch, Ms Sarah Conolan,
Funding Chair: Mr. Ronald Barry Camplin, OAM HonDA CSturt, Chair, Camplin Broadcasters Pty Limited, Bathurst Broadcasters Pty Limited, Camplin Holdings Pty Limited, Director, Ballarat Sports Radio.
Committee: Mr. John May, CEO, Reliance Credit Union, Mr. Mark Worthington, Partner, McIntosh McPhillamy & Co, Mr Stuart Cole, Partner, Alan Morse & Co and Mr. Ian Macintosh, former Mayor of Bathurst..
Auditor: Mr Philip Burgett, Managing Partner, Morse Group.

LITHGOW CITY COUNCIL GRANTS PROGRAM APPLICATION

SECTION 5: BUDGET – IMPORTANT – all applicants must complete this section.

You should include estimates of the cash and in-kind contribution you are making to the project and any other income you are applying for/expecting to receive from other grant sources.

You may submit your budget as a separate attachment if you prefer.

MACQUARIE PHILHARMONIA INC	Audited	Audited	Draft A/c	Budgets			
INCOME	2004-2005	2005-2006	2006-2007	2007-2008	2008-2009	2009-2010	2010-2011
Income c'fwd	0		4551.00	28939	81539	168484	252657
MPF: Foundation Donor Receipts	9254	9011.00	40000.00	44000	90000	90000	90000
MPF Interest & Investments	1	1.00	4800.00	6100	14043	16642	29654
Transfer VFFF from Public Fund	500	17658.00		18000	18000	18000	18000
Concert Door Receipts	2334	1272.00	2500.00	13650	5000	6000	7000
Memberships			300.00	400	500	600	700
Other Income		47.00	55.00	5400	600	700	800
TOTAL INCOME	12089	27989.00	52206.00	116469	209682	300426	398811
Expenses					5%	6%	7%
Accounting & Audit		1298.00	1358.50	1400	1470	1558	1667
Advertising & Promotion	0.00	715.00	739.75	2265	2378	2521	2697
Bank Fees	40.00	0.00		0	0	0	0
Concert manager fee	525.00	598.00	380.00		0	0	0
Conductor's fees	500.00	1000.00	620.00	1000	1050	1113	1191
Entertaining (suppers a'noon teas etc)		257.00	226.73	1850	1943	2059	2203
Insurance - Public Risk		1635.00	1379.88	1380	1449	1536	1643
Insurance - Worker Comp GIO	242.00		369.72	379	398	422	451
Insturment hire	0.00	100.00	437.00		0	0	0
Music hire & purchase	0.00	1130.00	531.53	500	525	557	595
Part-time assistants			1070.00	1300	1365	1447	1548
Piano Tuning	121.00			0	0	0	0
Postage	157.00	221.00		88	92	98	105
Printing & Stationary			60.15		0	0	0
Professional musicians fees	4860.00	14480.00	14770.00	10000	15000	20000	30000
Solarist Fees	1800.00	500.00		0	0	0	0
Statutory fees	94.00		203.00	70	74	78	83
Travel - attendees/Zoo re-imburse	770.00			1300	1890	2003	2144
Travel & Accomodation - musicians	590.00			6118	6424	6809	7286
Venue Hire & Setting up	925.00	1244.00	440.00	6000	6300	6678	7145
Video recording costs	800.00	260.00	681.00	800	840	890	953
Total Expenses	11424.00	23438.00	23267.26	34950	41198	47769	59713
Surplus (deficit for the year)	665.00	4551.00	28938.74	81539	168484	252657	339098
Bank Balances 30 June	<u>Actual</u>	<u>Actual</u>	<u>Actual</u>	<u>Budget</u>	<u>Budget</u>	<u>Budget</u>	<u>Budget</u>
Public Fund	19753	28130.71	120000.00	201539	280023	442680	781778
Working Account	665	5215.99	2000	18000	18000	18000	18000
Total Corpus Funds	20418.00	33346.70	122000.00	175539	208023	370680	709778

LITHGOW CITY COUNCIL GRANTS PROGRAM APPLICATION

SECTION 6: implementation schedule – Category 3 applicants must complete this section and provide a project plan complete with dates and specific milestones of key events in the project identified.

NB: Because of time restraints we have used a similar table to that submitted in a previous application and may be subject to change.

Outcomes sought	Planned Concerts	Steps to be take to achieve outcome	Timeline for steps
Development of Orchestra Next 4 years Year 1 - 2007	3 concerts 1 each in Dubbo & Bathurst and Cowra	Continue to build a strong financial base. Seek additional funds to relieve Corpus Festival funding approved for Cowra Concert Add Directors, Dubbo Arts & Conservatorium of Music.	Current concert dates confirmed as from 13 th to 15 th September 2007.
Development of Orchestra Year 2 - 2008	3/4 concerts (subject to costs) 1 each Bathurst, Perhaps "Music in the Vines" Orange, Cowra and possibly Mudgee	Add at least \$100,000 to Foundation Corpus. Form Mudgee Committee Seek Festival funding for Mudgee/Cowra Concert	October 2007 to September 2008
Development of Orchestra Year 3 - 2009	2/3 concerts (subject to costs) Bathurst, Dubbo (Theatre Opening) And one other Depending on local support	Add at least \$100,000 to Foundation Corpus. Seek matching Federal & State Government grants	October 2008 to September 2009
Development of Orchestra Year 4 - 2010	2/3 concerts (subject to costs) E.G. Bathurst, Lithgow, Orange, depending on Council's involvement	Add at Least \$100,000 to Foundation Funds	October 2009 to September 2010
Orchestra permanently established in Regional NSW as Australia's Inland Symphony – the Macquarie Philharmonia	4 concerts per year held on consecutive W'ends Bathurst, Blayney, Lithgow, Parkes/Forbes, etc. TBC	Foundation Corpus established - \$700,000 Generating sufficient funds for 4 concerts. Estimated \$50,000.00 per annum.	October 2010 to September 2011
To produce and develop outstanding new professional musicians from within Regional NSW by providing opportunities previously available only in major Capital Cities	4/6 concerts per year subject to return on investments	Establish strong local committees in all major centers – i.e. Bathurst Orange Dubbo, Lithgow, Mudgee-Gulgong, Parkes-Forbes, Blayney, Oberon and Cowra.	2011 -----

NB. Concert venues from 2008 subject to confirmation

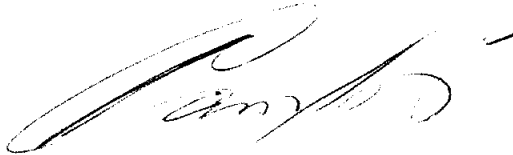
LITHGOW CITY COUNCIL GRANTS PROGRAM APPLICATION

SECTION 7: DECLARATION – ALL applicants to complete this section.

On behalf of: *Macquarie Philharmonia Foundation Inc.*

I declare that the information provided above is complete and correct.

Signed:



Print Name: *Ronald Barry Camplin*

Position in Organisation: *Chair, Finance & Investment Committee*

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BATHURST, NSW, 2795*

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Email Address: *rcamplin@2bs.com.au*

Date: *September 7, 2007*

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