



LITHGOW CITY COUNCIL

AGENDA

EXTRAORDINARY MEETING OF COUNCIL

TO BE HELD AT

THE ADMINISTRATION CENTRE, LITHGOW

ON

4 SEPTEMBER 2006

AT 5.30pm

# AGENDA

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**PRESENT**

**QUESTIONS FROM THE PUBLIC GALLERY**

**PRESENTATIONS**

**DECLARATION OF INTEREST**

**NOTICES OF MOTION - NIL**

**NOTICES OF RESCISSION - NIL**

**CORRESPONDENCE AND REPORTS**

General Manager Reports

**REPORTS FROM DELEGATES - NIL**

**COMMITTEE MEETINGS - NIL**

**QUESTIONS WITHOUT NOTICE**

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To: The General Manager  
Lithgow City Council

We the undersigned, Councillor Neville Castle and Councillor Barbara Moran, seek an extraordinary meeting of Council be called to deal with the election of the Mayor, Deputy Mayor, Chairs of Committees and appointment of Councillors to external bodies for the period from September 2006 to September 2007.

N. Castle  
Mayor N. Castle

Barbara D. Moran.  
Deputy Mayor B. Moran

DATE: 29/8/06

## **GENERAL MANAGERS REPORTS**

### **ITEM: 1 GM - 04/09/06 - APPOINTMENT OF RETURNING OFFICER FOR THE ELECTION OF MAYOR AND DEPUTY MAYOR**

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#### **REPORT**

The purpose of this report is to inform Council of the provisions of Schedule 7 of the Local Government (General) Regulation 2005 and confirm that the General Manager will act as Returning Officer for the election required to elect the Mayor and/or Deputy Mayor, to exercise the function on behalf of Council.

Schedule 7 of the Local Government (General) Regulation 2005 provides that the General Manager (or a person appointed by the General Manager) is to be the Returning Officer for the election of Mayor or Deputy Mayor of the Council. Consequently, the General Manager will conduct any election required for the position of Mayor and/or Deputy Mayor for the 2005/2006 term.

#### **ATTACHMENTS**

NIL

#### **RECOMMENDATION**

**THAT** the advice in relation to the role of the Returning Office for the election required for the position of the Mayor and/or Deputy Mayor be received and noted.

**ITEM: 2 GM - 04/09/06 - DETERMINATION OF METHOD OF VOTING FOR THE  
ELECTION OF MAYOR AND DEPUTY MAYOR**

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**REPORT**

The purpose of this report is for the Council to determine the method of voting to be used in the election of Mayor and/or Deputy Mayor for the ensuing term.

Schedule 7 of the Local Government (General) Regulation 2005 provides that if only one (1) Councillor is nominated for the position of Mayor or Deputy Mayor, that Councillor is duly elected.

If more than one Councillor is nominated, the Council must resolve whether an election is to be proceeded by preferential ballot, by ordinary ballot or by open voting.

**BALLOT** has its normal meaning of a secret ballot and **OPEN VOTING** means voting by a show of hands or similar means.

**ATTACHMENTS**

NIL

**RECOMMENDATION**

**THAT** Council elect the Mayor and Deputy Mayor as necessary for the ensuing term by open voting.

**ITEM: 3 GM - 04/09/06 - NOMINATIONS FOR AND ELECTIONS FOR THE  
POSITION OF MAYOR 2006/07**

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**REPORT**

Purpose of this report is to call for and announce nominations received for the position of Mayor for the 12 month period of September 2006 to September 2007.

Nomination forms for the position of Mayor are coloured BLUE and are enclosed with the business paper and will also be available at the ExtraOrdinary Meeting of Council.

The returning officer will call for the final lodgement of nominations at the meeting. After the final call for nominations the Returning Officer will announce the names of the nominee (s). If necessary, an election will then be conducted as per the decision made on the previous report.

Section 209 (b) of the Local Government Act requires Council to hold the election for the position of Mayor by the Councillors during the month of September. By virtue of this report and the recommendation is contained therein, Council will have satisfied its requirements under the Local Government Act.

**ATTACHMENTS**

1. Nomination Forms

**RECOMMENDATION**

**THAT** the Returning Officer call for nominations for the position of Mayor for the 12 month period, starting September 2006 and if two or more nominations are received for the position of Mayor, conduct the election.

**ITEM: 4 GM - 04/09/06 - NOMINATIONS FOR AND ELECTIONS FOR THE  
POSITION OF DEPUTY MAYOR 2006/07**

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**REPORT**

Purpose of this report is to call for and announce nominations received for the position of Deputy Mayor for the 12 month period beginning September 2006.

Nominations forms for the position of Deputy Mayor are coloured GREEN and are enclosed with the business paper and will also be available at the ExtraOrdinary Meeting of Council.

The Returning Officer will call for final lodgement of nominations at this meeting. After the final call for nominations, the Returning Officer will announce the names of nominee(s). If necessary an election will then be conducted.

Section 231 of the Local Government Act 1993 provides that the Councillors may elect a person from among their number to be the Deputy Mayor. The term may be for the Mayoral term or a shorter term. It has been common practice at Lithgow City Council for the position of Deputy Mayor to be exactly the same length of time as the position of Mayor as determined in Section 290 (b) of the Local Government Act 1993.

**ATTACHMENTS**

1. Nomination Forms

**RECOMMENDATION**

**THAT** the Returning Officer call for nominations for the position of Deputy Mayor for the mayoral term and if two or more nominations are received conduct an election.



**ITEM: 5            GM - 04/09/06 - COUNCIL COMMITTEES / EXTERNAL BODIES**

**REPORT**

The purpose of this report is for Council to consider the appointment of delegates to external (Non Principle) Committees, organisations and other working groups.

Due to a number of these Committees no longer functioning and the extensive level of representation on other organisations, it is time to review the efficiency and effectiveness of the previous system. Appointment could be made to the following committees and external bodies.

<b>Committees</b>	<b>2005/06 Representative</b>	<b>2006/07 Representative</b>
Citizens Access Committee	All Councillors	
Community Services Committee	Councillor M F Ticehurst	
Environmental Advisory Committee	Councillor B P Morrissey	
General Managers Performance Review Committee	Mayor and Deputy Mayor	
Lithgow Tourism Board	Councillor M M Collins	
Policy, Planning and Development Committee	All Councillors	
Sports Advisory Committee	Councillor N L Castle Councillor A E Thompson	
Traffic Local Authority Committee	Councillor M F Ticehurst	
Union Theatre Management Committee	Councillor M J Wilson	
Wallerawang Tidy Towns	Councillor B S Moran Councillor M M Collins	
Waste Management Committee	All Councillors	
Youth Council	Councillor B S Moran	

**External Bodies**

Animal Advisory Committee	Councillor H K Fisher	
Bells Line of Road Motoring Tri-Partite Working Party	Councillor N L Castle	
Blue Mountains Tourism Limited	Mr Malcolm Wells	
Bush Fire Advisory Committee	Councillor N L Castle Councillor B S Moran	
Central West Group Apprentices	Councillor M F Ticehurst	
Cooinda Nursing Homes	Councillor B S Moran	

Management Committee	General Manager	
Lithgow Business Association	Councillor A E Thompson	
Lithgow Information & Neighbourhood Centre Inc (LINC)	Councillor M J Wilson	
Sydney Road Links Committee	Councillor M M Collins	
Tanderra Nursing Home Management Committee	Councillor B S Moran Councillor M M Collins	
Coleman House Portland	Councillor N L Castle	
Crystal Theatre Committee	Councillor N L Castle	
Centroc	Councillor N L Castle General Manager	
Tabulam Management Committee	Councillor N L Castle Councillor M M Collins	

### **Working Groups**

Working Group of Strategic Plan		
Marrangaroo Strategic Plan		

It may be appropriate for a small working party of Councillors and Senior Officers to be established to review the need for any other committees or perhaps a Special Meeting of Council could be programmed to review the issues.

### **Public Consultation**

NIL

### **Budget & Financial Aspects**

NIL

### **ATTACHMENTS**

NIL

### **RECOMMENDATION**

#### **THAT:**

1. The information be received.
2. Council determine the appointments to be made to the Committees as listed in the report

**ITEM: 6 GM - 04/09/06 - ELECTION OF CHAIRPERSON AND/OR DEPUTY  
CHAIRPERSON FOR THE POLICY AND STRATEGY COMMITTEE**

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**REFERENCE**

NIL

**SUMMARY**

The purpose of this report is for Council to consider the position of Chairperson and Deputy Chairperson for Policy and Strategy Committee.

**COMMENTARY**

Clause 267 of the Local Government (General) Regulations 2005 indicates that:

1. The Chairperson of each Committee of Council must be:
  - a) The Mayor, or
  - b) If the Mayor does not wish to be the chairperson of a committee - a member of the committee elected by the Council, or
  - c) If the Council does not elect such a member - a member of the committee elected by the committee
2. A Council may elect a member of a committee of the Council as Deputy Chairperson of the committee. If the Council does not elect a Deputy Chairperson of such a committee, the committee may elect a Deputy Chairperson.
3. If neither the Chairperson nor the Deputy Chairperson of a committee of Council is able or willing to preside at a meeting of the committee, the committee must elect a member of the committee to be acting Chairperson of the committee.
4. The Chairperson is to preside at a meeting of a committee of a Council. If the Chairperson is unable or unwilling to preside, the Deputy Chairperson (if any) is to preside at the meeting, but if neither the Chairperson nor the Deputy Chairperson is able or willing to preside, the acting Chairperson is to preside at the meeting.

From my discussions with the Mayor he has indicated that he wishes to be the Chairperson of the Policy and Strategy Committee, as result and in accordance with the provisions of Clause 267, the Mayor shall be the Chairperson of the Policy and Strategy Committee.

Council will need to decide and elect a person to act as Deputy Chairperson of the Policy and Strategy Committee.

Under Council's Code of Meeting Practice, Council may determine the method of voting for the position of Deputy Chairperson of the Policy and Strategy Committee. If more than one Councillor is nominated, Council must resolve whether a election is to be preceded by a preferential ballot, ordinary ballot or by open voting.

**BALLOT:** Has a normal meaning of secret ballot and **OPEN VOTING** - Means voting by a show of hands or similar means.

Council has in previous times opted for the use of open voting method for such elections.

In accordance with Councils adopted Code of Meeting Practice the General Manager (or other employee designated by the General Manager) shall be the returning Officer for any such elections.

**POLICY IMPLICATIONS**

NIL

**FINANCIAL IMPLICATIONS**

NIL

**LEGAL IMPLICATIONS**

NIL

**ATTACHMENTS**

NIL

**RECOMMENDATION**

**THAT:**

1. Council decide on the method to be used for the election of Deputy Chairperson of the Policy and Strategy Committee
2. The General Manager call for nominations for the Deputy Chairperson of the Policy and Strategy Committee
3. Conduct the election for the position of Deputy Chairperson of the Policy and Strategy Committee as per the resolution in Item 1, if required.

**ITEM: 7 GM - 04/09/06 - ELECTION OF CHAIRPERSON AND/OR DEPUTY  
CHAIRPERSON FOR THE FINANCE AND SERVICES COMMITTEE**

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**REFERENCE**

NIL

**SUMMARY**

The purpose of this report is for Council to consider the position of Chairperson and Deputy Chairperson for Finance and Services Committee.

**COMMENTARY**

Clause 267 of the Local Government (General) Regulations 2005 indicates that:

2. The Chairperson of each Committee of Council must be:
  - d) The Mayor, or
  - e) If the Mayor does not wish to be the chairperson of a committee - a member of the committee elected by the Council, or
  - f) If the Council does not elect such a member - a member of the committee elected by the committee
  
2. A Council may elect a member of a committee of the Council as Deputy Chairperson of the committee. If the Council does not elect a Deputy Chairperson of such a committee, the committee may elect a Deputy Chairperson.
  
3. If neither the Chairperson nor the Deputy Chairperson of a committee of Council is able or willing to preside at a meeting of the committee, the committee must elect a member of the committee to be acting Chairperson of the committee.
  
4. The Chairperson is to preside at a meeting of a committee of a Council. If the Chairperson is unable or unwilling to preside, the Deputy Chairperson (if any) is to preside at the meeting, but if neither the Chairperson nor the Deputy Chairperson is able or willing to preside, the acting Chairperson is to preside at the meeting.

From my discussions with the Mayor he has indicated that he wishes to be the Chairperson of the Finance and Services Committee, as result and in accordance with the provisions of Clause 267, the Mayor shall be the Chairperson of the Policy and Strategy Committee.

Council will need to decide and elect a person to act as Deputy Chairperson of the Finance and Services Committee.

Under Council's Code of Meeting Practice, Council may determine the method of voting for the position of Deputy Chairperson of the Finance and Services Committee. If more than one Councillor is nominated, Council must resolve whether an election is to be preceded by a preferential ballot, ordinary ballot or by open voting.

**BALLOT** - Has a normal meaning of secret ballot and **OPEN VOTING** - Means voting by a show of hands or similar means.

Council has in previous times opted for the use of open voting method for such elections.

In accordance with Councils adopted Code of Meeting Practice the General Manager (or other employee designated by the General Manager) shall be the returning Officer for any such elections.

**POLICY IMPLICATIONS**

NIL

**FINANCIAL IMPLICATIONS**

NIL

**LEGAL IMPLICATIONS**

NIL

**ATTACHMENTS**

NIL

**RECOMMENDATION**

**THAT:**

1. Council decide on the method to be used for the election of Deputy Chairperson of the Finance and Services Committee
2. The General Manager call for nominations for the Deputy Chairperson of the Finance and Services Committee
3. Conduct the election for the position of Deputy Chairperson of the Finance and Services Committee as per the resolution in Item 1, if required.

**QUESTIONS WITHOUT NOTICE**

Nil.