



ORDINARY MEETING OF  
BATHURST REGIONAL COUNCIL

7 December 2011

His Worship the Mayor & Councillors

I have to advise that an **Ordinary Meeting** of Bathurst Regional Council will be held in the Council Chambers on Wednesday, 14 December 2011 commencing at 6.00 pm.

From 6.00 pm to 6.15 pm there will be an opportunity for members of the public to raise matters with Council and staff.

A handwritten signature in blue ink, appearing to read "D J Sherley".

D J Sherley  
**GENERAL MANAGER**

# **BUSINESS AGENDA**

## **ORDINARY MEETING OF BATHURST REGIONAL COUNCIL**

**TO BE HELD ON WEDNESDAY, 14 DECEMBER 2011**

1. 6:00 PM - MEETING COMMENCES
2. PUBLIC QUESTION TIME
3. PRAYER  
Almighty God, Give wisdom to those in authority and guide all peoples in the way of righteousness and peace, so that we may share with justice the resources of the earth, work together in trust and seek the common good. Amen.
4. APOLOGIES
5. MINUTES  
  - \* Minutes - Ordinary Meeting Of Bathurst Regional Council - 16 November 2011
6. DECLARATION OF INTEREST  
To assist the Councillors and committee members in their correct consideration of business before them at the meeting, please give consideration to Section 451 of the Local Government Act, in relation to Declaration of Interest at meetings.
7. MAYORAL MINUTE - Nil
8. RECEIVE AND DEAL WITH DIRECTORS' REPORTS  
  - \* Director Environmental Planning & Building Services' Report
  - \* Director Corporate Services & Finance's Report
  - \* Director Engineering Services' Report
  - \* Director Cultural & Community Services' Report
  - \* General Manager's Report
9. REPORTS OF OTHER COMMITTEES  
  - \* Minutes - Traffic Committee Meeting - 6 December 2011
10. NOTICES OF MOTION - Nil
11. RESCISSION MOTIONS - Nil

12. DELEGATES REPORTS

- \* Councillors Meeting With Community Groups/representatives - 23 November 2011
- \* Councillors Meeting With Community Groups/representatives - 30 November 2011

13. RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE TO DEAL WITH CONFIDENTIAL REPORTS

**Recommendation:** That:

- (a) Council resolve into closed Council to consider business identified, together with any late reports tabled at the meeting.
- (b) Pursuant to section 10A(1)-(3) of the Local Government Act 1993, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A(2) as outlined above.
- (c) Correspondence and reports relevant to the subject business be withheld from access.

In accordance with the Local Government Act 1993 and the Local Government (General) Regulation 2005,:

- 1. In the opinion of the General Manager, the following business is of a kind as referred to in section 10A(2) of the Act, and should be dealt with in a part of the meeting closed to the media and public
- 2. In accordance with Section 10A(4) members of the public are invited to make representations to the Council as to whether the matters should or should not be dealt with in Confidential Committee.

**\* Mayoral Minute**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	GENERAL MANAGER'S APPRAISAL	10A (2) (a) – Deals with personnel matters concerning particular individuals (other than Councillors) disclosure of which would not be in the public interest as it would reveal personal details of the individuals concerned.

**\* Director Corporate Services & Finance's Report**

ITEM	SUBJECT	REASON FOR
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		CONFIDENTIALITY
1	PROPOSED NEW COMMUNICATION LICENCE AGREEMENT - MCPHILLAMY PARK, MT PANORAMA - TAXI CABS OF BATHURST COOPERATIVE SOCIETY LTD	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	RIGHT OF CARRIAGEWAY - DURHAM STREET, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
3	PROPOSAL TO BUILD A MULTI DISCIPLINE MOTOR SPORT FACILITY IN THE BATHURST AREA - MOTORCYCLING NSW LIMITED	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
4	BATHURST HARNESS RACING CLUB	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

5	BATHURST CITY COMMUNITY CLUB	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
6	ELECTRICITY SUPPLY	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
7	TRACKCORP ADRENALIN PTY LTD	10A (2) (c) – contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. Discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it would prejudice council's position in negotiating commercial and or financial arrangements. 10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

**\* Director Engineering Services' Report**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	ANNUAL TENDER FOR STORMWATER DRAINAGE PIPES	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	ANNUAL TENDER FOR SAND	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
3	ANNUAL TENDER FOR TOP SOIL	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
4	ANNUAL TENDER FOR ROAD BASE MATERIAL	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the

		public interest as it would prejudice the commercial position of the person who supplied it.
5	TENDER FOR HIRE OF TRUCKS	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
6	TENDER FOR HIRE OF PLANT	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
7	PROPOSED COMPULSORY ACQUISITION OF LOT 23 DP1169512 PANORAMA AVENUE, MITCHELL (TECHNOLOGY PARK)	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
8	PROPOSED COMPULSORY ACQUISITION OF LOTS 37 AND 38 DP1163423 (CARLINGFORD LEVEE) PYE STREET BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would

		prejudice the commercial position of the person who supplied it.
9	COMPULSORY ACQUISITION FOR LEVEE CONSTRUCTION, LOT 31 DP1163423 CARLINGFORD STREET AND LOT 32 DP1163423 BERESFORD STREET, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
10	COMPULSORY ACQUISITION FOR LEVEE CONSTRUCTION, LOT 33 DP1163423, BERESFORD STREET, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
11	PROPOSED RELOCATION OF CROWN PUBLIC ROAD - LOTS 276 AND 277 DP755790 BULLOCKS FLAT ROAD, WATTLE FLAT	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
12	PROPOSED COMPULSORY ACQUISITION OF LAND FOR DEDICATION AS ROAD - LOT 34 BERESFORD STREET, LOT 35 LEA STREET AND LOT 36 CARLINGFORD STREET (DP1163423) BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial



		position of the person who supplied it.
13	CENTROC JOINT TENDER FOR THE SUPPLY AND DELIVERY OF ROAD SIGNS	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

**\* General Manager's Report**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	PROPERTY WARK PARADE - INLAND DEVELOPMENTS	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

14. RESOLVE INTO OPEN COUNCIL

15. ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

16. MEETING CLOSE

## MINUTE

### 1 MEETING COMMENCES

**Present:** Councillors Westman (Chair), Aubin, Bourke, Carpenter, Hanger, Morse, North, Toole

## MINUTE

### 2 PUBLIC QUESTION TIME

**T Short – Resident, Mt Rankin** - Advised does a lot of recycling, currently have to go to the tip. Will Council look at putting in a more convenient service.

**The Director Engineering Services** gave history of recycling system and noted no intention at this time to expand the service.

**G Crisp - Ratepayer** - Spoke to minutes from November 2011 and the submissions to the financial statements. Spoke to allegations about "dodgy investments". Accused General Manager and Director Corporate Services & Finance of losing funds and asked will staff reimburse losses. Made accusations of ICAC investigations, stated General Manager had broken the law and requested General Manager and Director Corporate Services & Finance be sacked.

**L Pearce - BINC - Volunteering Central West - DCSF Confidential #5 - Bathurst City Community Club** - Spoke to proposal to create Bathurst City Community Club and the item listed for tonight. Referred to Futsal proposal and income generation opportunities. Asked Council to provide a loan to assist the Club. Have provided a business plan to Council.

**P Dowling - Ratepayer** - Spoke about 133 George Street next to Duggans Hotel, was write-off of rates allowed?

**The Director Corporate Services & Finance** advised this was a confidential matter and involved individual hardship.

**B Triming - Ratepayer** -

- Spoke to recent International Day for People with Disabilities Forum and Cr North's assistance.
- Raised issues with the sustainability house and access problems.
- Spoke to the use of the term 'disabled' and its derogatory connotations.
- Criticised Director Cultural & Community Services about comments made and spoke to disabled access funds and that she provided mis-advice. Feels last proposal to Access Committee was rushed through by Council.

**The General Manager** raised his concern at this session being misused to attack staff. This is inappropriate. If Mr Triming has a problem with staff the Code of Conduct is available for his use. If Mr Triming has any issues re the sustainable house please provide these in writing.

- Raised concerns about Development Applications for phone towers and processes followed and use of delegated authorities.

**MINUTE**

**3     APOLOGIES**

**MOVED: G Hanger SECONDED: P Toole**

**RESOLVED:** That the apology from Cr Thompson be accepted and leave of absence granted.

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
MINUTES

**MINUTES TO THE ORDINARY MEETING OF BATHURST REGIONAL COUNCIL**  
**MEETING HELD ON 14 DECEMBER 2011**

General Manager  
Bathurst Regional Council

**1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 16**  
**NOVEMBER 2011 (11.00005)**

**Recommendation:** That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 16 November 2011 be adopted.

**Report:** The Minutes of the Ordinary Meeting of Bathurst Regional Council held 16 November 2011, are attached.

**Financial Implications:** N/A

**MINUTE**

**4 Item 1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL**  
**- 16 NOVEMBER 2011 (11.00005)**

**MOVED:** T Carpenter **SECONDED:** I North

**RESOLVED:** That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 16 November 2011 be adopted.

**MINUTES OF THE ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
HELD ON 16 NOVEMBER 2011**

**MEETING COMMENCES**

**1 MEETING COMMENCES**

**Present:** Councillors Westman (Chair), Aubin, Bourke, Carpenter, Hanger, Morse, North, Thompson, Toole

**PUBLIC QUESTION TIME**

**2 PUBLIC QUESTION TIME**

**M Knockles – ratepayer - DEPBS Item #12 - DA Walmer Park:**

- Concerned at what is happening at Walmer Park.
- Developments are occurring without community consultation.
- Need Council to stop this, asks Council to save their park.
- Referred to other towers on the site.

**J Taylor - ratepayer- DEPBS Item #12 - DA Walmer Park:**

- Spoke to the DA matter and advised purchased property in 2004 - solicitors Kenny Spring.
- Noted history of buying the property and seeks DA be approved.
- Did not know he needed an approval for residing in the building.
- Did not get approval and will lose tens of thousands of dollars.
- Would like someone from Council to come out and look at the home.
- Need permission to put the house on the market - before reject please look at this site.

**R Collins - ratepayer - DEPBS Item #12 - DA Walmer Park:**

- Disappointed Councillors have been put in a conflict with residents.
- Spoke of Councillors viewing the site and future potential for Walmer Park.
- The Park belongs to the people and short-term gain should not override long-term planning.
- Walmer Park is not Vodafone land - Council should negotiate the best deal for the residents.
- Has Council investigated other sites e.g. Industrial estate etc.?
- Has Council undertaken cell phone site investigations - what about health issues?

**Abbey - ratepayer - DEPBS Item #12 - DA Walmer Park:**

- Against the tower.
- Everyone loves the park and does not like all the towers being erected.
- If tower goes up will this effect the park?
- Please think about proposal.

**L Burton - ratepayer - DEPBS Item #12 - DA Walmer Park:**



- Lives near the park.
- Spoke of visual impact of the towers.
- Asked if Councillors went to the site and examined the proposal.
- Issues raised; views, privacy, visual impact and overshadowing.
- Have provided evidence why the DA should be refused.
- Council should fight this matter and use rates to pay legal.
- Spoke of other sites that could be looked at.
- Already have 2 towers - do not need more buildings and blockages.

**D Cosgrove - ratepayer - DEPBS Item #12 - DA Walmer Park:**

- Feels should look at placing towers out in country areas.

**G Crisp - ratepayer:**

- Spoke of questions raised at October meeting by him - Why has he not received a reply?

**Mayor** spoke to Mr Crisp raising his concerns with the appropriate authorities.

- Submissions on Financial Statements - when will they be presented to Council?

**Mayor** advised December meeting.

- Made accusations of negligence against senior officers and against the auditors.
- Queried when General Manager and Director Corporate Services & Finance would resign or be sacked.

**M Gooley - ratepayer - DEPBS Item #12 - DA Walmer Park:**

- Spoke of communication towers and issue at Ilumba Way.
- Spoke to health concerns that exist and the concerns with communication towers.
- Spoke against Council giving consent orders for proposal at Ilumba Way.

**B Trimming - ratepayer:**

- Understands Walmer Park is designated for sport and recreation - not aware has been re-categorised as business land.
- Congratulated Councillor North on his position on this matter.
- Small Business Disabled Access Fund - advised he was the person who suggested that Council should use excess funds on Council facilities.
- Disappointed at \$4,000 proposed for Art Gallery/Library toilets - this is a maintenance item and money should not be spent on this.
- Footpath Sydney Road - Lee Street to Bunnings - Congratulations Council on doing these works, annoyed it took a year to fix.
- Speed of scooters on footpaths - needs to look at how this can be managed - police can't enforce limits, can Council and the Local Members take this matter up?
- Sustainability House - noted it is on the business paper - the report is wrong, it is a public building - referred to taking this matter to the Human Rights Commission - noted building does not have flat floors at front and back.

**P Dowling** - ratepayer - DEPBS Item #12 - DA Walmer Park:

- Noted the prayer says "seek the common good" so in relation to the towers, please refuse.

**M Johnson** - ratepayer - DEPBS Item #12 - DA Walmer Park:

- The proposal is wrong.

**APOLOGIES****3** **APOLOGIES**

Nil

**MINUTES****4** **Item 1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 19 OCTOBER 2011 (11.00005)**

**MOVED** Cr B Bourke

and **SECONDED** Cr P Toole

**RESOLVED:** That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 19 October 2011 be adopted.

**5** **Item 2 MINUTES - EXTRAORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 2 NOVEMBER 2011 (11.00005)**

**MOVED** Cr R Thompson

and **SECONDED** Cr T Carpenter

**RESOLVED:** That the Minutes of the Extraordinary Meeting of Bathurst Regional Council held on 2 November 2011 be adopted.

**DECLARATION OF INTEREST****6** **DECLARATION OF INTEREST 11.00002**

**MOVED** Cr W Aubin

and **SECONDED** Cr P Toole

**RESOLVED:** That the following Declarations of Interest be noted.

Cr Thompson

Item Confidential #2 of the Director Engineering Services report

Cr North

Item Confidential #4 of the Director Corporate Services & Finance's report

**RECEIVE AND DEAL WITH DIRECTORS' REPORTS****Director Environmental Planning & Building Services' Report****7** **Item 1 SECTION 79C OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 (03.00053)**

**MOVED** Cr P Toole

and **SECONDED** Cr B Bourke

**RESOLVED:** That the information be noted.

- 8** **SUSPENSION OF STANDING ORDERS (03.00053)**  
**MOVED** Cr P Toole and **SECONDED** Cr I North

**RESOLVE:** That Standing Orders be suspended to allow Council to deal with Item 12 of the Director Environmental, Planning & Building Services report - Development Application No 2011/0273 - Telecommunications Base Station at Lot 2, DP 1140980, Walmer Park, Bradwardine Road, Windradyne after Item #2 General Report.

- 9** **Item 2 GENERAL REPORT (03.00053)**  
**MOVED** Cr P Toole and **SECONDED** Cr R Thompson

**RESOLVED:** That the information be noted.

- 10** **Item 12 DEVELOPMENT APPLICATION NO 2011/0273 - TELECOMMUNICATION BASE STATION AT LOT 2, DP 1140980, WALMER PARK, BRADWARDINE ROAD, WINDRADYNE. APPLICANT: TCI PTY LTD OWNER: BATHURST REGIONAL COUNCIL (03.00053)**  
**MOVED** Cr B Bourke and **SECONDED** Cr I North

**RESOLVED:** That Council:

- (a) Direct the Director Environmental Planning & Building Services to refuse Development Application No 2011/0273, on the grounds of visual amenity issues and health concerns.
- (b) notify those who lodged a submission of its decision.
- (c) call a division.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

**The result of the division was:**

In favour of the motion - Cr B Bourke, Cr G Hanger, Cr I North, Cr P Toole, Cr G Westman,  
Against the motion - Cr W Aubin, Cr T Carpenter, Cr M Morse, Cr R Thompson,  
Absent - NIL  
Abstain - NIL

- 11** **EXTENSION OF TIME (03.00053)**  
**MOVED** Cr R Thompson and **SECONDED** Cr P Toole

**RESOLVED:** That an extension of time be granted to Cr North for Minute #10 in accordance with Clause 250(3) of the Local Government (General) Regulation 2005.

- 12** **RESUMPTION OF STANDING ORDERS (03.00053)**  
**MOVED** Cr P Toole and **SECONDED** Cr I North

That Council resume Standing Orders.

- 13** **Item 3 DEVELOPMENT APPLICATION 2010/0937 – USE OF EXISTING SHED AS DWELLING AT 2 ROBERTSON STREET, ROCKLEY. APPLICANT & OWNER: J**

**TAYLOR (DA/2010/0937)****MOVED** Cr P Tooleand **SECONDED** Cr R Thompson**RESOLVED:** That Council:

- (a) having undertaken a review of Development Application 2010/0937 reaffirm its decision to refuse the application for the reasons outlined in its Notice of Determination dated 7 February 2011; and
- (b) call a division.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED****The result of the division was:**In favour of the motion - Cr W Aubin, Cr B Bourke, Cr T Carpenter, Cr G Hanger, Cr M Morse, Cr I North, Cr R Thompson, Cr P Toole, Cr G Westman,Against the motion - NILAbsent - NILAbstain - NIL**14** **Item 4 BATHURST REGIONAL (INTERIM) DEVELOPMENT CONTROL PLAN 2011 - AMENDMENT NO. 1 (20.00180)****MOVED** Cr P Tooleand **SECONDED** Cr R Thompson**RESOLVED:** That Council:

- (a) adopt the Bathurst Regional (Interim) Development Control Plan 2011 (Amendment No. 1);
- (b) give notice of the adoption of the Bathurst Regional (Interim) Development Control Plan 2011 (Amendment No.1) in accordance with the requirements of the Environmental Planning and Assessment Act (1979), and note that the DCP does not become effective until notice is given in the Western Advocate; and
- (c) call a division.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED****The result of the division was:**In favour of the motion - Cr W Aubin, Cr B Bourke, Cr T Carpenter, Cr G Hanger, Cr M Morse, Cr I North, Cr R Thompson, Cr P Toole, Cr G Westman,Against the motion - NILAbsent - NILAbstain - NIL**15** **Item 5 BATHURST REGIONAL (INTERIM) DEVELOPMENT CONTROL PLAN 2011 (AMENDMENT NO. 2) (20.00181)****MOVED** Cr P Tooleand **SECONDED** Cr R Thompson**RESOLVED:** That Council:

- (a) adopt the Bathurst Regional (Interim) Development Control Plan 2011 (Amendment No. 2);

- (b) give notice of the adoption of the Bathurst Regional (Interim) Development Control Plan 2011 (Amendment No.2) in accordance with the requirements of the Environmental Planning and Assessment Act (1979), and note that the DCP does not become effective until notice is given in the Western Advocate; and
- (c) call a division.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr T Carpenter, Cr G Hanger, Cr M Morse, Cr I North, Cr R Thompson, Cr P Toole, Cr G Westman,

Against the motion - NIL

Absent - NIL

Abstain - NIL

**16 Item 6 BATHURST REGIONAL (INTERIM) LOCAL ENVIRONMENTAL PLAN 2005 – AMENDMENT NO'S 5 & 6 (20.00162 & 20.00176)**

**MOVED** Cr R Thompson and **SECONDED** Cr B Bourke

**RESOLVED:** That the information be noted.

**17 Item 7 GREATER CENTRAL WEST REGIONAL STATE OF ENVIRONMENT REPORT (13.00004)**

**MOVED** Cr R Thompson and **SECONDED** Cr T Carpenter

**RESOLVED:** That Council:

- (a) note that the 2011 Supplementary Regional State of the Environment Report has been completed;
- (b) note that a copy of the 2011 Supplementary Regional State of the Environment Report will be forwarded to the Minister for Local Government in accordance with Council's statutory obligations; and
- (c) note that the 2011 Supplementary Regional State of the Environment Report will be placed on Bathurst Regional Council's Website.

**18 Item 8 STATE OF THE ENVIRONMENT REPORT (13.00004)**

**MOVED** Cr B Bourke and **SECONDED** Cr R Thompson

**RESOLVED:** That Council:

- (a) note that the 2011 Supplementary State of the Environment Report has been completed;
- (b) forward a copy of the 2011 Supplementary State of the Environment Report to the Minister for Local Government; and
- (c) make electronic copies of the 2011 Supplementary State of the Environment Report available on Bathurst Regional Council's Website.

- 19** **Item 9 EVOCITIES INITIATIVE - 'REINVENT YOUR CAREER' EXPO (18.00208)**  
MOVED Cr R Thompson and SECONDED Cr G Hanger

**RESOLVED:** That the information be noted.

- 20** **Item 10 DEVELOPMENT APPLICATION NO. 2011/0296 DEMOLITION OF EXISTING DWELLING AND CONSTRUCTION OF SINGLE STOREY DWELLING WITH ATTACHED GARAGE – LOT 3 DP 1089373 – 66 RAILWAY PARADE, BATHURST. APPLICANT: ANDREW CHILD. OWNER: ANDREW CHILD (DA/2011/0296)**  
MOVED Cr M Morse and SECONDED Cr B Bourke

**RESOLVED:** That Council:

- (a) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2011/0296, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended and including conditions to the effect that:
- (i) The external materials are to be consistent with those used within the local streetscape.
  - (ii) Prior to the issue of a Construction Certificate, the developer is to submit a photographic archival report in accordance with Council Guidelines.
  - (iii) The original timber joinery (inc. double hung windows and doors) is to be assessed by a joiner for future reuse in the new building. The report detailing what can be reused is to be submitted to Council for consideration and approval prior to issue of Construction Certificate.
  - (iv) A schedule of materials and finishes is to be provided to Council prior to the issue of Construction Certificate.
- (b) call a division.

On being PUT to the VOTE the MOTION was CARRIED

**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr T Carpenter, Cr G Hanger, Cr M Morse, Cr I North, Cr R Thompson, Cr P Toole, Cr G Westman,

Against the motion - NIL

Absent - NIL

Abstain - NIL

- 21** **Item 11 NAMING OF PUBLIC ROADS - BULLOCK HOLLOW ROAD & WARAI LANE (20.00024)**  
MOVED Cr P Toole and SECONDED Cr B Bourke

**RESOLVED:** That Council:

- (a) adopt the names Bullock Hollow Road and Warai Lane; and
- (b) direct the Director Environmental Planning & Building Services Department to undertake procedures pursuant to the requirements of the Roads Act 1993, to

have the name gazetted, should no objections be received.

**22 Item 12 DEVELOPMENT APPLICATION NO 2011/0273 - TELECOMMUNICATION BASE STATION AT LOT 2, DP 1140980, WALMER PARK, BRADWARDINE ROAD, WINDRADYNE. APPLICANT: TCI PTY LTD OWNER: BATHURST REGIONAL COUNCIL (DA2011/0273)**

This item was dealt with at Minute #10

**23 Item 13 INSPIRING AND INTEGRATING CHANGE GRANT PROJECT (16.00021)  
MOVED Cr G Hanger and SECONDED Cr T Carpenter**

**RESOLVED:** That Council note the progress of the "Inspiring and Integrating Change" project being undertaken by the Bathurst Orange Dubbo Alliance.

**Director Corporate Services & Finance's Report**

**24 Item 1 STATEMENT OF INVESTMENTS (16.00001)  
MOVED Cr B Bourke and SECONDED Cr W Aubin**

**RESOLVED:** That the information be noted.

**25 Item 2 QUARTERLY BUDGET REVIEW STATEMENT, SEPTEMBER 2011 (16.00126)  
MOVED Cr W Aubin and SECONDED Cr R Thompson**

**RESOLVED:** That the information be noted and any variations to income and expenditure be voted.

**26 Item 3 SUNDRY SECTION 356 DONATIONS, BATHURST MEMORIAL ENTERTAINMENT CENTRE COMMUNITY USE SUBSIDY AND MOUNT PANORAMA FEE SUBSIDY (18.00004)  
MOVED Cr I North and SECONDED Cr W Aubin**

**RESOLVED:** That the information be noted and any additional expenditure be voted.

**27 Item 4 POWER OF ATTORNEY (11.00007)  
MOVED Cr R Thompson and SECONDED Cr T Carpenter**

**RESOLVED:** That the information be noted.

**28 Item 5 BICENTENARY CROSSING COMMEMORATIONS (20.00153)  
MOVED Cr R Thompson and SECONDED Cr P Toole**

**RESOLVED:** That Council

- (a) agree to join the Bicentenary of the Crossings of the Blue Mountains Alliance 2013-2015.
- (b) sign the Memorandum of Understanding to formalise the arrangement to work cooperatively in the planning and scheduling of events.
- (c) nominate Councillor Morse as the Bathurst Regional Council delegate to the

alliance.

### Director Engineering Services' Report

**29 Item 1 BATHURST WATER FILTRATION PLANT - MANGANESE PILOT PLANT TRIAL (16.00103)**

**MOVED** Cr M Morse and **SECONDED** Cr I North

**RESOLVED:** That the information be noted.

**30 Item 2 SUSTAINABLE LIFESTYLE HOUSE ACCESS (21.00109)**

**MOVED** Cr I North and **SECONDED** Cr W Aubin

**RESOLVED:** That Council proceed with modification to the driveways and roll-over kerb to the Sustainable Lifestyle House, located at 17 McGirr Street, Bathurst at an estimated cost of \$3,674 (inc GST), to be funded from equity.

**Cr Morse & Cr Thompson asked that their negative votes be recorded.**

**31 Item 3 PRODUCTIVITY COMMISSION DRAFT REPORT: AUSTRALIA'S URBAN WATER SECTOR – FINAL REPORT (32.00026)**

**MOVED** Cr B Bourke and **SECONDED** Cr P Toole

**RESOLVED:** That the information be noted.

### Director Cultural & Community Services' Report

**32 Item 1 UNITED NATIONS DAY 2011 - MONDAY, 24 OCTOBER 2011 (09.00032)**

**MOVED** Cr G Hanger and **SECONDED** Cr T Carpenter

**RESOLVED:** That the information be noted.

**33 Item 2 LITTLE SCALLYWAGS CHILD CARE CENTRE - OUTDOOR PLAY AREA UPGRADE (22.00579)**

**MOVED** Cr T Carpenter and **SECONDED** Cr M Morse

**RESOLVED:** That the information be noted.

**34 Item 3 SMALL BUSINESS AND NON-PROFIT ORGANISATIONS DISABLED ACCESS FUND (16.00107)**

**MOVED** Cr T Carpenter and **SECONDED** Cr M Morse

**RESOLVED:** That Council undertake the following works to be funded from the reserve balance allocated to the Bathurst Small Business and Non-Profit Organisations Disabled Fund:

- (a) Bathurst Memorial Entertainment Centre - replace tiles on front steps to non-slip contrast tiles on the step nosings to increase visibility; replace hand rails at front steps to stainless steel; install Braille signage in and out of the lift car and other locations.
- (b) Australian Fossil & Mineral Museum - install handles on outside wall of male and female toilets to assist with step into toilet; erect signage



- (c) Library/Art Gallery toilets - lift existing vinyl to ensure flush with metal lip to remove any trip hazard.
- (d) Adventure Playground (Durham Street) - install pathway to link old and new sections of playground.

**35 Item 4 KELSO COMMUNITY CENTRE - CHRONIC DISEASE CARE AND MANAGEMENT PROGRAM - CLOSING THE GAP (09.00026)**  
**MOVED** Cr B Bourke and **SECONDED** Cr I North

**RESOLVED:** That the information be noted.

**36 Item 5 BATHURST COMMUNITY SAFETY PLAN 2011-2014 (20.00179)**  
**MOVED** Cr I North and **SECONDED** Cr G Hanger

**RESOLVED:** That the Bathurst Regional Council Community Safety Plan 2011–2014 be adopted with minor amendments as outlined in the report.

**37 Item 6 VACATION CARE PROGRAM - SEPTEMBER/OCTOBER 2011 (09.00005)**  
**MOVED** Cr B Bourke and **SECONDED** Cr W Aubin

**RESOLVED:** That the information be noted.

**38 Item 7 CHIFLEY HOME AND EDUCATION CENTRE - ROUND TABLE CONFERENCE, AUSTRALIAN PRIME MINISTERIAL RESEARCH AND COLLECTING AGENCIES - THURSDAY, 22 SEPTEMBER 2011 (21.00112)**  
**MOVED** Cr W Aubin and **SECONDED** Cr M Morse

**RESOLVED:** That the information be noted.

## **REPORTS OF OTHER COMMITTEES**

### **Policy Committee Meeting**

**39 Item 1 MINUTES - POLICY COMMITTEE MEETING - 2 NOVEMBER 2011 (07.00064)**  
**MOVED** Cr W Aubin and **SECONDED** Cr R Thompson

**RESOLVED:** That the recommendations of the Policy Committee Meeting held on 2 November 2011 be adopted.

### **Traffic Committee Meeting**

**40 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING 1 NOVEMBER 2011 (07.00006)**  
**MOVED** Cr I North and **SECONDED** Cr W Aubin

**RESOLVED:** That the recommendations of the Traffic Committee Meeting held on 1 November 2011 be adopted.

## **DELEGATES REPORTS**

**41 Item 1 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 12 OCTOBER 2011 (11.00019)**

**MOVED** Cr B Bourke and **SECONDED** Cr R Thompson

**RESOLVED:** That the information be noted.

**42**

**Item 2 COUNCILLORS MEETING WITH COMMUNITY  
GROUPS/REPRESENTATIVES - 26 OCTOBER 2011 (11.00019)**

**MOVED** Cr R Thompson and **SECONDED** Cr W Aubin

**RESOLVED:** That the information be noted.

**RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE TO DEAL WITH  
CONFIDENTIAL REPORTS**

**43**

**RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE TO DEAL WITH  
CONFIDENTIAL REPORTS**

**MOVED** Cr P Toole and **SECONDED** Cr W Aubin

The Mayor invited members of the public to make submissions on whether the matter should or should not be dealt with in Confidential Committee.

**There we no representations from the public.**

**RESOLVED:** That:

(a) Council resolve into closed Council to consider business identified, together with any late reports tabled at the meeting.

(b) Pursuant to section 10A(1)-(3) of the Local Government Act 1993, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A(2) as outlined above.

(c) Correspondence and reports relevant to the subject business be withheld from access.

**\* Director Environmental Planning & Building Services' Report**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	REQUEST TO ACCEPT BOND FOR OUTSTANDING WORKS APPROVED UNDER DEVELOPMENT APPLICATION 2009/0009	10A (2) (b) – contains advice concerning hardship of a resident or ratepayer, disclosure of which would not be in the public interest as it would prejudice the personal position of the individual concerned.

**\* Director Corporate Services & Finance's Report**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
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1	BATHURST EISTEDDFOD SOCIETY	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	RENEWAL OF LICENCE AGREEMENT - BATHURST HISTORICAL SOCIETY - OLD GOVERNMENT COTTAGE AND MITRE STREET ANNEX	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
3	PROPOSED SALE OF VACANT LAND - 24 RUSSELL STREET, BATHURST	10A (2) (c) – contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. Discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it would prejudice council's position in negotiating commercial and or financial arrangements.
4	PROPOSED SALE OF PROPERTY, 449 CONROD STRAIGHT, MT PANORAMA	10A (2) (c) – contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. Discussion of the matter in an open

		meeting would, on balance, be contrary to the public interest as it would prejudice council's position in negotiating commercial and or financial arrangements.
5	RENEWAL OF AGREEMENT - TRACKCORP ADRENALIN PTY LTD	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
6	2012 ARMOR ALL BATHURST 12 HOUR	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
7	BATHURST MOTOR FESTIVAL - EASTER EVENT	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

**\* Director Engineering Services' Report**

ITEM	SUBJECT	REASON FOR
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		CONFIDENTIALITY
1	TENDER FOR SUPPLY AND DELIVERY OF 2 X 10500 GVM CAB TIPPERS	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	PROPOSED ROAD DEDICATION AND CLOSURE OF UNNECESSARY ROAD - LOT 1 DP225172, 946 TURONDALE ROAD, DURAMANA	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
3	AVELING & PORTER STEAM ROLLER RESTORATION	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

**Director Environmental Planning & Building Services' Report**

- a** **Item 1 REQUEST TO ACCEPT BOND FOR OUTSTANDING WORKS APPROVED UNDER DEVELOPMENT APPLICATION 2009/0009 (DA/2009/0009)**  
**MOVED** Cr R Thompson and **SECONDED** Cr B Bourke

**That Council:**

- (a) agree to accept a bond/bank guarantee for twice the value of the outstanding works approved under Development Application 2009/0009;
- (b) commence procedures to complete the outstanding works after six months of the date of receipt of the bond/bank guarantee should the works not be completed by the developer; and
- (c) call a division.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr T Carpenter, Cr G Hanger, Cr M Morse, Cr I North, Cr R Thompson, Cr P Toole, Cr G Westman

Against the motion - Nil

Absent - Nil

Abstain - Nil

### **Director Corporate Services & Finance's Report**

- b** **Item 1 BATHURST EISTEDDFOD SOCIETY (18.00141)**  
**MOVED** Cr R Thompson and **SECONDED** Cr M Morse

That the information be noted.

- c** **Item 2 RENEWAL OF LICENCE AGREEMENT - BATHURST HISTORICAL SOCIETY - OLD GOVERNMENT COTTAGE AND MITRE STREET ANNEX (22.08584 and 22.00862)**  
**MOVED** Cr R Thompson and **SECONDED** Cr M Morse

That Council approves entering into a new licence agreement with the Bathurst Historical Society for Lot 1 DP88005 known as 16 Stanley Street, Bathurst (Old Government Cottage) and Lot 57 DP 613544 Mitre Street known as the Mitre Street Annex for a period of five (5) years as detailed in the report.

- d** **Item 3 PROPOSED SALE OF VACANT LAND - 24 RUSSELL STREET, BATHURST (22.01140)**  
**MOVED** Cr B Bourke and **SECONDED** Cr P Toole

That Council approves the listing for sale of Lot 2 DP1076805 known as 24 Russell Street, Bathurst, and direct the General Manager to negotiate the sale of the vacant land.

- e** **Item 4 PROPOSED SALE OF PROPERTY, 449 CONROD STRAIGHT, MT PANORAMA (22.04682)**  
**MOVED** Cr R Thompson and **SECONDED** Cr P Toole

Cr North declared a pecuniary interest in this item, left the Chamber and took no part in discussion or voting.

Reason: Employed by the person who is leasing 449 Conrod Straight Mount Panorama.

That Council approves the listing for sale of Lot G DP161903 known as 449 Conrod Straight, Mount Panorama, and direct the General Manager to negotiate the sale of the property, pending the completion of required access road works.

- f** **Item 5 RENEWAL OF AGREEMENT - TRACKCORP ADRENALIN PTY LTD (04.00110, 34.00065)**  
MOVED Cr P Toole and SECONDED Cr W Aubin

That the information be noted.

- g** **Item 6 2012 ARMOR ALL BATHURST 12 HOUR (04.00097)**  
MOVED Cr B Bourke and SECONDED Cr R Thompson

That Council provide one three day entry pass per permanent employee to attend the 2012 Armor All Bathurst 12 Hour.

- h** **Item 7 BATHURST MOTOR FESTIVAL - EASTER EVENT (04.00001, 04.00125)**  
MOVED Cr G Hanger and SECONDED Cr P Toole

That the information be noted.

#### Director Engineering Services' Report

- i** **Item 1 TENDER FOR SUPPLY AND DELIVERY OF 2 X 10500 GVM CAB TIPPERS (36.00436)**  
MOVED Cr P Toole and SECONDED Cr W Aubin

That Council:

- (a) accept the tender from Trackserv Trucks (Option 2) for 2 Isuzu FRR500 Crew Cab tippers, fitted with body and toolbox lockers supplied by Obieco Industries;
- (b) accept the trade offered by Tracserv Trucks for Fleet 641 and Fleet 759.

- i** **Item 2 PROPOSED ROAD DEDICATION AND CLOSURE OF UNNECESSARY ROAD - LOT 1 DP225172, 946 TURONDALE ROAD DURAMANA (25.00340)**  
MOVED Cr P Toole and SECONDED Cr W Aubin

Cr Thompson declared a non-pecuniary interest in this item.

**Reason: Commercial tenant of the land to which the parcels of land will be co-joined.**

That Council approve the preparation of a plan of subdivision for the dedication as public road the constructed section of Turondale Road Duramana within Lot 1 DP225172 and close the adjoining former unnecessary road, as detailed in the Director Engineering Services' report. The acquired parcels of land are to be classified as Operational land.

- k** **Item 3 AVELING & PORTER STEAM ROLLER RESTORATION (36.00435)**  
MOVED Cr B Bourke and SECONDED Cr W Aubin

That no further action be taken by the Council on this matter.

**RESOLVE INTO OPEN COUNCIL**

- 44**      **RESOLVE INTO OPEN COUNCIL**  
**MOVED** Cr W Aubin                      and **SECONDED** Cr T Carpenter

**RESOLVED:** That Council resume Open Council.

**ADOPT REPORT OF THE COMMITTEE OF THE WHOLE**

- 45**      **ADOPT REPORT OF THE COMMITTEE OF THE WHOLE**  
**MOVED** Cr R Thompson                      and **SECONDED** Cr T Carpenter

**RESOLVED:** That the Report of the Committee of the Whole, Items (a) to (k) be adopted.

**MEETING CLOSE**

- 46**      **MEETING CLOSE**

The Meeting closed at 8.25 pm.

**CHAIRMAN:** \_\_\_\_\_

**Date:** \_\_\_\_\_ **(14 December 2011)**



**MINUTE**

**5     DECLARATION OF INTEREST 11.00002**

**MOVED: P Toole SECONDED: B Bourke**

**RESOLVED:** That the following Declarations of Interest be noted.

Cr Westman

Minute 14, Item 10 of the Director Engineering Services Report to the Traffic Committee of 6 December 2011

General Manager

Item #1 of the Confidential Mayoral Minute

Cr Bourke

Item #4 of the Director Corporate Services & Finance Confidential Report  
Item #5 of the Director Corporate Services & Finance Confidential Report

Cr Toole

Item #1 of the Director Engineering Services Report  
Item #4 of the Director Corporate Services & Finance Confidential Report

Cr Hanger

Minute 12, Item 8 of the Director Engineering Services Report to the Traffic Committee of 6 December 2011

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT & MINUTES  
14 DECEMBER 2011

**DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT TO THE  
ORDINARY MEETING OF BATHURST REGIONAL COUNCIL MEETING HELD ON 14  
DECEMBER 2011**

General Manager  
Bathurst Regional Council

**1 SECTION 79C OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT  
1979 (03.00053)**

**Recommendation:** That the information be noted.

**Report:** A copy of Section 79C of the Environmental Planning and Assessment Act 1979 is provided at **attachment 1** to assist Council in the assessment of Development Applications.

**Financial Implications:** Nil.

**MINUTE**

**6 Item 1 SECTION 79C OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 (03.00053)**

**MOVED: B Bourke SECONDED: I North**

**RESOLVED:** That the information be noted.

## **2 GENERAL REPORT (03.00053)**

**Recommendation:** That the information be noted.

**Report:** The following reports are provided for Council's information.

- (a) Applications determined using authority delegated to the Director Environmental Planning & Building Services during November 2011 (**attachment 1**)
- (b) Applications refused during November 2011 (**attachment 2**)
- (c) Applications under assessment as at the date of compilation of this report (**attachment 3**)
- (d) Applications pending approval for greater than 40 days as at the date of compilation of this report (**attachment 4**)
- (e) Applications with variations to development standards under State Environmental Planning Policy No. 1 approved in November 2011 (**attachment 5**).

**Financial Implications:** Nil.

**MINUTE**

**7     Item 2   GENERAL REPORT (03.00053)**

**MOVED: P Toole SECONDED: W Aubin**

**RESOLVED:** That the information be noted.

**3 MODIFICATION TO DEVELOPMENT APPLICATION NO. 2008/0249 – FOURTEEN SELF CARE SENIORS UNITS (10X3 BEDROOM & 4X2 BEDROOM) AT 57 ROSEMONT AVENUE, KELSO. APPLICANT: WMN DEVELOPMENTS PTY LTD. OWNER: WMN DEVELOPMENTS PTY LTD (DA/2008/0249)**

**Recommendation:** That Council:

- (a) support the variation to the density development standard prescribed in the Bathurst Regional (Interim) Development Control Plan 2011;
- (b) direct the Director Environmental, Planning & Building Services to approve the modification to Development Application No. 2008/0249, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended; and
- (c) call a division.

**Report:** The Site

Council has received an application to modify a Development Application (DA) for fourteen self care seniors units at 57 Rosemont Avenue, Kelso, originally described as Lot 3 in DP 1049232 but now described as Lots 1-7 in SP 82878 (see location plan at **attachment 1**).

**History of the Proposal**

On 19 December 2007 Council, under delegated authority, approved Development Application 2008/0249 for fourteen self care seniors units on the subject land. The development was permissible under and complied with the State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004.

The original proposal comprised 10 x 3 bedroom units and 4 x 2 bedroom units. A condition was imposed on the consent to limit occupation of the proposed units to seniors or people with a disability in accordance with the requirement of State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004.

It should be noted that the State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004 prevails over any Local Environmental Plan or Development Control Plan that would otherwise govern (and in some cases prohibit) such development.

Council's Development Control Plan – Residential Housing, which applied at the time the original application was assessed, did not permit residential units on the subject site.

With the adoption of the Bathurst Regional (Interim) Development Control Plan 2011 residential units have become permissible in the suburbs subject to various location criteria and a maximum density of 60 persons per site hectare.

**The proposal**

The proposed modification is twofold namely to change the development from being exclusively for seniors and people with a disability to a conventional residential unit development open to any occupants and change the configuration of the units from 10 x 3 bedroom units and 4 x 2 bedroom units to 7 x 3 bedroom units and 7 x 2 bedroom units (see plan of modified proposal at **attachment 2**).

On the whole there is a reduction in the site density.

The external appearance of the development remains for the most part unaffected.

### Planning Context

#### *Bathurst Regional (Interim) Local Environmental Plan 2005*

The subject site is zoned 2(a) Residential under the provisions of the *Bathurst Regional (Interim) Local Environmental Plan 2005*. Residential units are permissible with consent in the 2(a) Residential zone. The proposal is consistent with the objectives of the 2(a) Residential zone.

#### *Development Control Plan*

As the proposed modification is to change the approved development from being exclusively for seniors and people with a disability to a conventional residential unit development open to any occupants, it must now be assessed under the Bathurst Regional (Interim) Development Control Plan 2011.

#### ***Bathurst Regional (Interim) Development Control Plan 2011 – Chapter 4 Residential Development***

The site is located within Precinct 2 pursuant to the *Residential Housing Development Control Plan (DCP)*. Residential units are permissible with consent in the precinct. The proposal complies with the objectives of the Precinct and generally complies with the development standards for residential units (see table below).

<b>Development Standard</b>	<b>Proposed</b>	<b>Permissible</b>	<b>Compliance</b>
Minimum lot size	6089m <sup>2</sup>	1300m <sup>2</sup>	<b>Yes</b>
Density	63.23 pax/ha	60 pax/ha	<b>No<sup>1</sup></b>
Height	Single storey	Two storey	<b>Yes</b>
Setbacks			
Front (corner allotment)	8m (Marsden) 5m (Rosemont) Total 13m	Combined total minimum of 8m	<b>Yes</b>
Rear	Minimum 1m	In accordance with BCA	<b>Yes</b>
Side	Minimum 1m	In accordance with BCA	<b>Yes</b>
Car parking			
Resident	1 per unit (min)	1 per unit required	<b>Yes</b>
Visitor	13	9 required	<b>Yes</b>
Accessway Width	4m minimum	3-6m wide	<b>Yes</b>
Open space area	Greater than 30m <sup>2</sup> Greater than 40m <sup>2</sup>	30m <sup>2</sup> minimum(2 bed unit) 40m <sup>2</sup> minimum(3 bed unit)	<b>Yes</b>
Open space width	4m minimum	4m wide	<b>Yes</b>
Battle-axe allotment	Regular	Regular allotments only	<b>Yes</b>
Proximity to public open space	Approx. 100m	500m maximum	<b>Yes</b>
Cul-de-sac	Not in cul-de-sac	Not in cul-de-sac	<b>Yes</b>
Frontage width	62.5m (Marsden) 86.2m (Rosemont)	Minimum 20 metres	<b>Yes</b>

<sup>1</sup> *Density non-compliance*

Based on a site area of 6,089m<sup>2</sup> a total of 36.53 persons are permissible on the subject site.



The proposed development consisting of 7 x 3 bedroom units and 7 x 2 bedroom units, equates to 38.5 persons. This variation of 2 persons is approximately the equivalent of 2 bedrooms (2.2 persons) and represents a variation of 5.4%. It is considered that the variation can be supported for the following reasons:

- The original development resulted in a density of 41.8 persons or 68.65 persons per site hectare;
- The proposed density is significantly less than that approved with the original proposal under the State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004; and
- The appearance and footprint of the units remain the same as that approved with the original proposal.

### Submissions

The modified proposal was advertised and notified to adjoining property owners from 14 November 2011 to 28 November 2011. **No submissions were received during the advertising and notification period.**

### Conclusion

Council has received an application to modify a Development Application for fourteen self care seniors units at 57 Rosemont Avenue, Kelso. The original proposal comprised 10 x 3 bedroom units and 4 x 2 bedroom units. A condition was imposed on the consent to limit occupation of the proposed units to seniors or people with a disability in accordance with the requirement of State Environmental Planning Policy (Housing for Seniors or People with a Disability) 2004. The proposed modification is twofold namely to change the development from being exclusively for seniors and people with a disability to a conventional residential unit development open to any occupants and change the configuration of the units from 10 x 3 bedroom units and 4 x 2 bedroom units to 7 x 3 bedroom units and 7 x 2 bedroom units. On the whole there is a reduction in the site density and the external appearance of the development remains for the most part unaffected.

**Financial Implications:** Nil

## MINUTE

**8 Item 3 MODIFICATION TO DEVELOPMENT APPLICATION NO. 2008/0249 – FOURTEEN SELF CARE SENIORS UNITS (10X3 BEDROOM & 4X2 BEDROOM) AT 57 ROSEMONT AVENUE, KELSO. APPLICANT: WMN DEVELOPMENTS PTY LTD. OWNER: WMN DEVELOPMENTS PTY LTD (DA/2008/0249)**

**MOVED: B Bourke SECONDED: I North**

**RESOLVED:** That Council:

- (a) support the variation to the density development standard prescribed in the Bathurst Regional (Interim) Development Control Plan 2011;
- (b) direct the Director Environmental, Planning & Building Services to approve the modification to Development Application No. 2008/0249, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended; and
- (c) call a division.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr T Carpenter, Cr G Hanger, Cr M Morse, Cr I North, Cr I Toole, Cr G Westman,

Against the motion - NIL

Absent - Cr R Thompson,

Abstain - NIL

**4 DEVELOPMENT APPLICATION NO. 2011/0398 – TWO LOT SUBDIVISION (BOUNDARY ADJUSTMENT) LIMEKILNS ROAD, FOREST GROVE. APPLICANT: MR L MERTON, HERITAGE PARK PTY LTD. OWNER: MR R & MRS C PICKARD & ZAIT PTY LTD (DA/2011/0398)**

**Recommendation:** That Council:

- (a) support the variation to the 1(a) Inner Rural 200 hectare minimum lot size as prescribed in Clause 27 (3) of *Bathurst Regional (Interim) Local Environmental Plan 2005* for proposed Lots 251 and 252;
- (b) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2011/0398, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979; and
- (c) call a division.

**Report:** The Site

Council has received a Development Application (DA) for a two lot subdivision (boundary adjustment) on Limekilns Road, Forest Grove, described as Lot 33 and Lot 34 in DP 1012860 (see location plan at **attachment 1**).

Lot 33 contains a dwelling and associated outbuildings and is commonly known as the Bathurst Observatory. Lot 34 contains a dwelling and numerous buildings associated with the Bathurst Sheep & Cattle Drome (now known as Heritage Park) and golf course.

**The proposal**

The proposal involves a boundary adjustment between the Observatory and the Sheep and Cattle Drome (see plan of proposed development at **attachment 2**).

The result will be that the Observatory (and dwelling) will now be incorporated into the Sheep and Cattle Drome on an allotment of 20.4 ha. The existing Sheep and Cattle Drome managers residence will now be incorporated onto an allotment of 114.3 ha containing the golf course.

**Planning Context**

*Bathurst Regional (Interim) Local Environmental Plan 2005* (BRLEP 2005)

The subject site is zoned 1(a) Inner Rural under the provisions of the Bathurst Regional (Interim) Local Environmental Plan 2005.

Under Clause 27(1) of the Bathurst Regional (Interim) Local Environmental Plan 2005 the minimum area for an allotment created for the purposes of agriculture in the 1(a) Inner Rural zone is 200 hectares.

Clause 27(3) of the Bathurst Regional (Interim) Local Environmental Plan 2005 provides that Council may grant consent to subdivide land to create allotments less than the minimum area where it is satisfied that each such lot is intended for use other than agriculture or a dwelling house. In this particular case the ongoing use of each allotment is for purposes other than agriculture (ie the current land uses) but each of the allotments will contain a

dwelling house (albeit an existing one).

Proposed Lots 340 and 341 are therefore contrary to Clause 27 and 28 of the Bathurst Regional (Interim) Local Environmental Plan 2005, in that they will have areas of 20.4 hectares and 114.3 hectares respectively.

The applicant has submitted a SEPP 1 Objection (see **attachment 3**) in relation to the creation of proposed Lots 340 and 341 which indicates the nature of the subdivision and their objection to the current standards because:

1. Both existing lots are already well below the minimum lot size of 200 hectares;
2. The proposed lot sizes are consistent with the surrounding pattern of subdivision;
3. No new lots or dwelling entitlements are being created; and
4. The agricultural use of the lots will not be compromised as the primary use will remain for recreation purposes.

The intention behind the development standards is to limit new dwelling entitlements on allotments less than the minimum area. Both proposed lots already contain dwellings and the agricultural potential of the land is unlikely to be compromised by the proposed boundary adjustment.

#### Concurrence

The variation to the development standard does not require concurrence of the Department of Planning as it does not seek any additional entitlement.

#### Need for Council Concurrence

In accordance with the Department of Planning's circular PS08-014 "Reporting Variations to Development Standards", all Development Applications where there is a variation to a development standard of greater than 10% must be determined by Council.

Accordingly this is not a matter that may be dealt with under delegated authority.

#### Conclusion

The subdivision between the lots will not create any dwelling entitlements nor compromise the agricultural potential of the land. Accordingly the SEPP 1 Objection is supportable.

**Financial Implications:** Nil

**MINUTE**

**9 Item 4 DEVELOPMENT APPLICATION NO. 2011/0398 – TWO LOT SUBDIVISION (BOUNDARY ADJUSTMENT) LIMEKILNS ROAD, FOREST GROVE. APPLICANT: MR L MERTON, HERITAGE PARK PTY LTD. OWNER: MR R & MRS C PICKARD & ZAIT PTY LTD (DA/2011/0398)**

**MOVED: B Bourke SECONDED: M Morse**

**RESOLVED:** That Council:

- (a) support the variation to the 1(a) Inner Rural 200 hectare minimum lot size as prescribed in Clause 27 (3) of *Bathurst Regional (Interim) Local Environmental Plan 2005* for proposed Lots 251 and 252;
- (b) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2011/0398, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979; and
- (c) call a division.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr T Carpenter, Cr G Hanger, Cr M Morse, Cr I North, Cr P Toole, Cr G Westman,

Against the motion - NIL

Absent - Cr R Thompson,

Abstain - NIL

**5 DEVELOPMENT APPLICATION NO. 2011/0382 – ADDITIONS AND ALTERATIONS TO EXISTING DWELLING, 1X1 BEDROOM, 2X2 BEDROOM UNITS AND THREE LOT RESIDENTIAL SUBDIVISION AT 67 MORRISSET STREET, BATHURST. APPLICANT: MS A BALCOMB. OWNER: MS A BALCOMB (DA/2011/0382)**

**Recommendation:** That Council:

- (a) support the variation to the density development standards prescribed in the Bathurst Regional (Interim) Development Control Plan 2011; and
- (b) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2011.382, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended and including conditions to the effect that:
  - (i) **During the carrying out of the proposed works, if any archaeological remains are discovered, the developer is to stop works immediately and notify the Heritage Branch, Office of Environment and Heritage and Council. Any such find is to be dealt with appropriately and in accordance with the Heritage Act 1977, recorded, and details given to Council prior to the continuing of works.**

**NOTE: A Section 140 Permit will need to be obtained to disturb archaeological relics. This permit is to be obtained from the Heritage Branch, Office of Environment and Heritage, prior to the disturbance of the archaeological relics; and**

- (c) call a division.

**Report:** The Site

Council has received a Development Application (DA) for additions and alterations to an existing dwelling, conversion of an existing outbuilding into a 1 bedroom unit, construction of 2 new 2 bedroom units and a three lot residential subdivision at 67 Morrisset Street, Bathurst, described as Lot 1, DP 21721 (see location plan at **attachment 1**).

The subject site currently contains a small masonry cottage with loft and a separate single room masonry outbuilding.

**History of the Site/Proposal**

An Historical Assessment undertaken by the Bathurst & District Historical Society indicates that the existing cottage was constructed in 1851 and was constructed in association with a tannery which continued to operate on the site until around 1870 whereupon it is assumed the building was converted to residential use.

**The proposal**

The proposal involves:

- Additions and alterations to the existing cottage;
- Conversion of the separate (former kitchen) building to a 1 bedroom unit;
- The construction of two new two bedroom units behind the existing cottage; and

- A three lot residential subdivision.

(see plan of proposed development at **attachment 2**).

### Planning Context

#### Bathurst Regional (Interim) Local Environmental Plan 2005

The subject site is zoned 2(a) Residential under the provisions of the *Bathurst Regional (Interim) Local Environmental Plan 2005*. Residential units are permissible with consent in the 2(a) Residential zone. The proposal is consistent with the objectives of the zone.

#### *Clause 23 Protection of environmental heritage*

The subject site is not an individually listed heritage item but is however within the Bathurst Heritage Conservation Area. A statement of heritage impact which includes an historical assessment is provided at **attachment 3**.

Clauses 23(4) and 23(6) of the Bathurst Regional (Interim) Local Environmental Plan 2005 provide that:

- (4) *The consent authority must not grant consent to development of land on which a heritage item is located, within the vicinity of a heritage item, or within a heritage conservation area, unless it is satisfied that the impact of the proposed development on the heritage significance of the relevant heritage item or of the heritage conservation area is acceptable to the consent authority.*
- (6) *In the case of proposed development in a heritage conservation area that requires consent under this clause, the assessment in subclause (4) must include consideration of a heritage impact statement that addresses the following:*
  - (a) *the heritage significance of the heritage conservation area and the contribution that any building, work, relic or place affected by the proposed development makes to that heritage significance,*
  - (b) *the impact that the proposed development will have on the heritage significance of the heritage conservation area,*
  - (c) *the compatibility of the proposed development with nearby original buildings and the character of the heritage conservation area, taking into account the size, form, scale, orientation, setbacks, materials and detailing of the proposed development,*
  - (d) *the measures proposed to conserve the heritage significance of the heritage conservation area and its setting,*
  - (e) *whether any landscape or horticultural features will be affected by the proposed development,*
  - (f) *the extent to which the carrying out of the proposed development in accordance with the consent will affect any historic subdivision pattern.*

The existing cottage makes a notable contribution to the overall significance of the Bathurst Heritage Conservation Area as it is one of the earliest buildings still standing, is relatively intact and forms part of the diverse Morrisset Street streetscape.

The proposed development ensures that the existing cottage and separate kitchen building are restored and reused. The new building elements (additions and new units) are sympathetic to the existing cottage. The impact of the proposed development on the

heritage significance of the heritage conservation area is therefore considered to be positive.

The design, bulk, scale and materials used on the original buildings have been incorporated into the proposed additions and into the proposed new units. All new elements are therefore considered to be compatible with the existing buildings and other surrounding buildings.

In order to protect the Morrisset Street streetscape and in turn protect the significance of the overall heritage conservation area, all new elements with the proposed development have been located behind the existing front building alignment.

The subject site has a number of existing trees which will be retained where possible. The proposed development will not necessitate the removal of the large Plane tree on Council's footpath. A landscape plan has been submitted with the Development Application which indicates traditional cottage garden elements befitting of the age and style of the original buildings.

While the proposed development does include a three lot residential subdivision, the subdivision of the lot will not affect the historical subdivision pattern as it will sit within the original grid pattern of Bathurst and will be easily recognisable as being formerly a larger lot.

The applicant was referred to Council's Heritage Advisor. Council's Heritage Advisor has reviewed the proposal and supports the development as the scale of the new buildings compliments the scale and size of the original dwelling. Council's Heritage Advisor suspects that the original dwelling may be older than that indicated by the Historical Society making it a very significant and rare building within the City of Bathurst. Its current restoration is supported by the Heritage Advisor.

*Bathurst Regional (Interim) Development Control Plan 2011*

***Bathurst Regional (Interim) Development Control Plan 2011 – Chapter 4 Residential Development***

The site is contained within Precinct 1 pursuant to the *Residential Housing Development Control Plan* (DCP). Residential units are permissible with consent in the precinct. The proposal complies with the objectives of the Precinct and the development standards for residential units:

<b>Development Standard</b>	<b>Proposed</b>	<b>Permissible</b>	<b>Compliance</b>
Minimum lot size	983.9m <sup>2</sup>	900m <sup>2</sup>	<b>Yes</b>
Density	93.5persons/ha	88persons/ha	<b>No<sup>1</sup></b>
Height	Two storey	Two storey	<b>Yes</b>
Setbacks			
Front	Complement existing	Complement existing	<b>Yes</b>
Rear	1.3m	In accordance with BCA	<b>Yes</b>
Side	0.0m	In accordance with BCA	<b>Yes</b>
Car parking			
Resident	1 per dwelling	1 per dwelling	<b>Yes</b>
Visitor	2 stacked	2 required	<b>Yes</b>
Accessway Width	3.0m	3-6m wide	<b>Yes</b>
Open space area			
Existing Building(3 bed)	64.0m <sup>2</sup>	40m <sup>2</sup>	<b>Yes</b>
Existing Building(1 bed)	39m <sup>2</sup>	20m <sup>2</sup>	<b>Yes</b>



Proposed Unit 1 (2 bed)	68m <sup>2</sup>	30m <sup>2</sup>	Yes
Proposed Unit 2 (3 bed)	96m <sup>2</sup>	30m <sup>2</sup>	Yes
Open space width	Minimum 4.0m	4m wide	Yes

<sup>1</sup>*Density non-compliance*

Based on a site area of 983.9m<sup>2</sup> a total of 8.66 persons are permissible on the subject site. The proposed development comprising 1x1 bedroom dwelling, 2x2 bedroom dwellings and 1x3 bedroom dwelling equates to 9.20 persons. This variation of 0.54 persons is less than the equivalent of one bedroom (1.5 persons). It is considered that the variation can be supported for the following reasons:

- The proposed development ensures that the existing cottage and separate kitchen building are restored and reused;
- The compact footprint of the existing and proposed buildings ensures that ample private open space is provided for each dwelling and that the park-like setting is maintained; and
- Had the proposal not included the conversion of the separate kitchen building into a one bedroom self contained dwelling and instead sought its demolition the development would have been below the maximum permissible density.

Also as indicated above Council's Heritage Advisor supports the application.

Submissions

The Development Application was advertised and notified to adjoining property owners from 31 October 2011 to 14 November 2011. No submissions were received during the advertising and notification period.

Conclusion

Council has received a Development Application (DA) for additions and alterations to an existing dwelling, conversion of existing building into 1X1 bedroom unit, construction of 2X2 bedroom units and three lot residential subdivision at 67 Morrisset Street, Bathurst. The subject site currently contains a small masonry cottage with loft of considerable heritage significance and a separate single room masonry building. The proposed development is 0.54 persons over density. The variation to the density standard can be supported for the reasons outlined in this report.

**Financial Implications:** Nil

## MINUTE

**10 Item 5 DEVELOPMENT APPLICATION NO. 2011/0382 – ADDITIONS AND ALTERATIONS TO EXISTING DWELLING, 1X1 BEDROOM, 2X2 BEDROOM UNITS AND THREE LOT RESIDENTIAL SUBDIVISION AT 67 MORRISSET STREET, BATHURST. APPLICANT: MS A BALCOMB. OWNER: MS A BALCOMB (DA/2011/0382)**

**MOVED: P Toole SECONDED: M Morse**

**RESOLVED:** That Council:

- (a) support the variation to the density development standards prescribed in the Bathurst Regional (Interim) Development Control Plan 2011; and
- (b) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2011/382, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended and including conditions to the effect that:
  - (i) **During the carrying out of the proposed works, if any archaeological remains are discovered, the developer is to stop works immediately and notify the Heritage Branch, Office of Environment and Heritage and Council. Any such find is to be dealt with appropriately and in accordance with the Heritage Act 1977, recorded, and details given to Council prior to the continuing of works.**

**NOTE: A Section 140 Permit will need to be obtained to disturb archaeological relics. This permit is to be obtained from the Heritage Branch, Office of Environment and Heritage, prior to the disturbance of the archaeological relics; and**

- (c) call a division.

On being **PUT** to the **VOTE** the **MOTION** was **CARRIED**

**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr T Carpenter, Cr G Hanger, Cr M Morse, Cr I North, Cr P Toole, Cr G Westman,

Against the motion - NIL

Absent - Cr R Thompson,

Abstain - NIL

## **6 PEEL SCHOOL (FORMER) CONSERVATION MANAGEMENT PLAN (13.00054)**

**Recommendation:** That Council:

- (a) endorse the Conservation Management Plan for the Peel School (former);
- (b) update the Statement of Significance for the Peel School (former) in Council's State Heritage Inventory database; and
- (c) distribute copies of the Conservation Management Plan to:
  - Peel Recreation Reserve Trust,
  - Crown Lands Office, (Orange),
  - Bathurst and District Historical Society,
  - National Trust, (Bathurst Branch),
  - Bathurst Regional Council Library, and
  - NSW Heritage Office.

**Report:** A Conservation Management Plan, (CMP), was prepared by Council staff for the Peel School (former), Dempsey Street, Peel. This report outlines the Summary and Recommendations of the CMP.

The Peel School (former) CMP was prepared because of its heritage significance and to inform its future management.

The method used for the CMP is based on the Australia ICOMOS 1988 Charter for the Conservation of Cultural Significance (The Burra Charter), Conservation Management Guidelines and Heritage Assessment by the NSW Heritage Office and Department of Planning 1996, NSW Heritage Manual and James Semple Kerr's "The Conservation Management Plan".

A full copy of the CMP is available from Council's Environmental, Planning & Building Services Department.

### **Summary of Statement of Significance**

Below is the summary of the statement of significance, as defined in the CMP.

*The Peel School (former) is a significant educational building given that it was originally purpose built using the standard designs by the Architect for the Board of Education, Mr Henry Robertson. It was the first school in the county of Roxburgh, and has had a continued use as a school for a period of 113 years. It has a strong association with the history of the Peel village.*

*The Peel School (former) is the only remaining indicator of the educational, communal and social life at Peel and continues as a significant community building for community events within the village.*

*The building is a typical 19<sup>th</sup> Century country school and a rare example of Henry Robertson's architectural style in the Bathurst Regional Local Government Area and retains a high level of original integrity.*

### **Summary and Recommendations**

Below is the summary and recommendations made by the CMP for the Peel School (former).

### Maintenance Works

- a) Repoint the external brickwork.
- b) Repair the random rubble and slate damp course and ensure there are no materials bridging the damp course.
- c) Repair the gutters on the building.
- d) Install a dish drain, or similar, on the southern side of the building to stop the damp accumulating against the building.
- e) Install a carpark to improve access to the property (potentially on the western side in the road reserve).
- f) Remove some of the dirt on the southern side of the building to reduce moisture transfer.
- g) Investigate the relocation of the tanks away from the building.
- h) Repair the windows including the replacement of wood as required, replacement of the sash cords and repainting.
- i) Replacement of architrave, skirting board and doorway wood which has rotted or has pest damage.
- j) Construct an additional building (adjacent, but not attached to the Peel School (former)) for storage.
- k) Repaint the roof.
- l) Repaint the interior to add life to the existing fabric of the building.
- m) Annual checks of the guttering, including the box gutters.
- n) Replaster the walls with a lime mortar, where required.

### Works to Enable Future Use

- a) The building does not have emergency lighting. A suitably qualified contractor should check to see if emergency lighting is required to ensure compliance with the Building Code. The type of lighting and appropriate location would need to be determined by a suitably qualified contractor (moderate priority).
- b) Exit signs and fire extinguishers are provided in the building. These would need to be assessed and certified by a suitably qualified contractor to ensure compliance with the relevant standards (moderate priority).
- c) The side entrance/exit in the centre of the building requires work on the landing and threshold to ensure compliance with the Building Code (moderate priority).
- d) The main entrance/exit requires work on the landing and threshold to ensure compliance with the Building Code and in doing so provide access for persons with a disability (moderate priority).
- e) The sanitary facilities in the amenities building need to be checked to ensure compliance with AS 1428.1 (low priority).
- f) Removal of the excess furniture and building materials from the building to improve the useability of the building.

### Referral of the Draft CMP and Community Consultation

Council has consulted with the Peel Reserve Recreation Trust in the development of the CMP.

### Conclusion

The CMP for the Peel School (former) sets out defined criteria for its ongoing use, management and maintenance. If adopted, this plan will set out a clear management plan for the ongoing use of the building to ensure that its heritage significance is recognised and

maintained, while allowing for continued use.

**Financial Implications:** Nil.

**MINUTE**

**11 Item 6 PEEL SCHOOL (FORMER) CONSERVATION MANAGEMENT PLAN (13.00054)**

**MOVED: P Toole SECONDED: T Carpenter**

**RESOLVED:** That Council:

- (a) endorse the Conservation Management Plan for the Peel School (former);
- (b) update the Statement of Significance for the Peel School (former) in Council's State Heritage Inventory database; and
- (c) distribute copies of the Conservation Management Plan to:
  - Peel Recreation Reserve Trust,
  - Crown Lands Office, (Orange),
  - Bathurst and District Historical Society,
  - National Trust, (Bathurst Branch),
  - Bathurst Regional Council Library, and
  - NSW Heritage Office.

**7 BATHURST CBD & BULKY GOODS BUSINESS DEVELOPMENT STRATEGY (20.00161)**

**Recommendation:** That Council:

- (a) adopt the Bathurst CBD & Bulky Goods Business Development Strategy with the amendment to allow for the Trinity Height Supermarket to expand to a maximum floor area of 2,500 m<sup>2</sup>;
- (b) amend the Bathurst Region Rural Strategy 2008 and Bathurst Region Urban Strategy 2007 to designate lot 1 DP746589, lot C DP158611 and part lot 1 DP536650, Mitchell Highway for service business growth rather than rural residential growth; and
- (c) notify those who made submissions of its decision.

**Report:** Council at its Ordinary Meeting on 16 August 2011 resolved to place the recently completed draft Bathurst CBD & Bulky Goods Business Development Strategy on public exhibition for a period of one month. The Strategy was placed on public exhibition between 27 August 2011 and 27 September 2011.

A full copy of the Bathurst CBD & Bulky Goods Business Development Strategy has previously been provided to Councillors.

During the exhibition period Dr Jeff Wolinski (from Renaissance Planning) made two presentations, one presentation to the Business Chamber and one to the general community. The aim of these presentations was to present the recommended policy framework for the future retailing system and to answer questions from the audience. Both presentations were well attended.

During the public exhibition period a total of 7 submissions were received. See report to the Discussion Forum held on 2 November 2011.

Details of the submissions are outlined and addressed in the table below.

<b>Name</b>	<b>Issues Raised</b>	<b>Comment</b>
Ms P Moppett, Barnson	Does not support the designation of Trinity Heights Shopping Centre as "small neighbourhood activity centre".  Seeks a gross leasable area (GLA) limitation of 2500m <sup>2</sup> for a new supermarket at Trinity Heights.	See comments below in relation to the Trinity Heights shopping centre.
Ms G Davies, Resident	Overall values not clearly outlined. Public transport and pedestrian linkages (paths & cycleways).  Green space buffers.	The <i>Bathurst Community Access and Bicycle Plan 2011</i> addresses pedestrian/cycle linkages.  The provision of green space buffers has been addressed in the Urban and Rural

	<p>Bulk, scale and design of commercial buildings (particularly the Bathurst Trade Centre).</p> <p>Landscaping at the Bathurst Trade Centre.</p> <p>Need for pedestrian mall (closed street).</p>	<p>Strategies.</p> <p>Standards for bulk, scale and design of commercial buildings detailed in Council's DCP with provisions for the Service Trade Centre recently reinstated.</p> <p>The <i>Bathurst CBD &amp; Bulky Goods Business Development Strategy</i> makes specific recommendations in relation to a Town Square which would provide a similar outcome to a pedestrian mall.</p>
Mr N Winberg, Scott Carver Architects	Seeks a gross leasable area (GLA) limitation of 2500m <sup>2</sup> for a new supermarket at Trinity Heights.	See comments below in relation to the Trinity Heights shopping centre.
Mr H Zochling, Hadley Green Asset Management	<p>Does not support the designation of Trinity Heights Shopping Centre as "small neighbourhood activity centre".</p> <p>Seeks a gross leasable area (GLA) limitation of 2500m<sup>2</sup> for a new supermarket at Trinity Heights.</p> <p>There has been a lack of consideration of passing trade at Trinity Heights Shopping Centre</p>	See comments below in relation to the Trinity Heights shopping centre.
Mr D Nicoll, Elders Real Estate Bathurst	<p>Does not support the designation of Trinity Heights Shopping Centre as "small neighbourhood activity centre".</p> <p>Seeks a gross leasable area (GLA) limitation of 2500m<sup>2</sup> for a new supermarket at Trinity Heights.</p>	See comments below in relation to the Trinity Heights shopping centre.
Mr W Artis, Resident	<p>Lack of short term recommendations, need for cost-effective short term projects</p> <p>Traffic congestion created around ingress/egress to Bathurst City Centre.</p>	The aim of Strategy is to provide guidance for retail development for the next 20 years and therefore its recommendations were always intended to be long term.



	<p>Shopping centre design reducing flow of pedestrians onto surrounding streets.</p> <p>Lack of improvement to city's gateways.</p> <p>Need for advertising sign restrictions.</p>	<p>CBD traffic flow is outside the scope of the Strategy and would be more appropriately addressed in a separate study.</p> <p>Pedestrian linkages to surrounding streets have been provided at all three major shopping centres through CBD infrastructure improvements. The Strategy highlights the interaction between centres and strip shops in the core CBD streets.</p> <p>Gateway improvements have been outlined in the Bathurst Vegetation Management Plan and are subject to funding allocation and negotiations with various stakeholders.</p> <p>Council's DCP provides development standards relating to advertising signage.</p>
<p>GSA Planning on Behalf of the Gateway Land Corporation Pty Ltd (Intermodal Transport Terminal)</p>	<p>Concerned about the recommended B5 Business Development zoning under the Standard Instrument for the Intermodal Transport Terminal and the fact that industrial uses are not permissible in this proposed zone.</p> <p>Seeks the inclusion of specific industrial uses on this site in conjunction with a future B5 zoning.</p>	<p>The Strategy identifies this land as being primarily suited as the City's regional bulky goods precinct. This reinforces Council's adopted Urban Strategy which also identified this land for bulky goods purposes. The range of permissible uses that should ultimately be permitted in the precinct are therefore those similar to the current 3(b) Service Business zone under the current LEP. This zone does not include the industrial uses outlined in the submission. On this basis then, the adoption of the Strategy is unlikely to see the range of landuses available to this site as requested by the owner.</p> <p>Notwithstanding this it is a matter for the future LEP to consider the range of appropriate landuses within a</p>

		<p>zone and on a particular site. At this stage this is not a Strategy consideration.</p> <p>The landowner is able to request Council's consideration of this matter when a rezoning for the site is exhibited.</p>
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### Trinity Heights Shopping Centre

Council staff contacted Renaissance Planning in relation to the submission regarding supermarket floor area size at Trinity Heights. The response from the consultants is at **attachment 1**.

Essentially the consultants indicate that if Council wants to encourage growth of the Trinity Heights neighbourhood centre this could be supported. It would only potentially impact on the size of the future neighbourhood centre recommended by the Strategy in the vicinity of Laffing Waters (subject to future expansion of the Kelso area). The establishment of this future centre is at least a decade away (if not longer) and therefore its appropriate size can be reassessed by a future retail strategy taking into consideration actual growth that occurs at the Trinity Heights centre.

Thus Council can adopt the Strategy but implement the larger floor area size of 2500m<sup>2</sup> for supermarkets at the Trinity Heights shopping centre. This approach will be recommended.

### Service Trade Centre

The Strategy highlights the strengths and success of the Service Trade Centre on the Mitchell Highway. It identifies land (immediately west of the existing centre) for its future expansion to ensure that service trades can continue to be co-located well into the future. The land identified was designated for future use as rural residential land by the Urban and Rural Strategies. Council staff concur with the findings of the CBD and Bulky Goods Business Development Strategy that this land should be designated for service trade area growth and therefore recommend that Council amend its urban and rural strategies accordingly in relation to the subject land being lot 1 DP746589, lot C DP158611 and part lot 1 DP536650, Mitchell Highway, Bathurst (refer **attachment 2**).

### Conclusion

Council engaged Renaissance Planning Pty Ltd to prepare the draft Bathurst CBD & Bulky Goods Business Development Strategy. The key aim of the Strategy is to address the appropriateness of Bathurst's existing retail hierarchy and make recommendations for the future retailing system for the City.

The Strategy provides a sound basis to guide retailing growth in the City for the next decade. Its adoption is therefore strongly recommended to Council.

**Financial Implications:** The Strategy has been funded from within existing budgets and from a grant from the former NSW Department of Trade & Investment

## MINUTE

### **12 Item 7 BATHURST CBD & BULKY GOODS BUSINESS DEVELOPMENT STRATEGY (20.00161)**

**MOVED: T Carpenter SECONDED: P Toole**

**RESOLVED:** That Council:

- (a) adopt the Bathurst CBD & Bulky Goods Business Development Strategy with the amendment to allow for the Trinity Height Supermarket to expand to a maximum floor area of 2,500 m<sup>2</sup>;
- (b) amend the Bathurst Region Rural Strategy 2008 and Bathurst Region Urban Strategy 2007 to designate Lot 1 DP746589, Lot C DP158611 and part Lot 1 DP536650, Mitchell Highway for service business growth rather than rural residential growth; and
- (c) notify those who made submissions of its decision.

## **8 BATHURST REGIONAL COUNCIL ARCHAEOLOGICAL MANAGEMENT PLAN (20.00164)**

**Recommendation:** That Council adopt the Bathurst Regional Council Archaeological Management Plan.

**Report:** Council, at its meeting held 19 October 2011, resolved to place the draft Bathurst Regional Council Archaeological Management Plan (AMP) on public exhibition for one month.

The draft plan was placed on public exhibition for a period of one month from 22 October 2011 to 22 November 2011. The draft Plan was notified to relevant government agencies (Office of Environment and Heritage and Land and Property Management), the National Trust and the Bathurst and District Historical Society. The exhibition period was also notified to nearly 100 property owners who were contacted by Council during the plans preparation.

No submissions were received.

The aim of the AMP is to promote the heritage and archaeology of the region. It identifies opportunities for conservation, research, archaeological investigation, interpretation and display as well as education and cultural tourism.

The AMP makes a series of recommendations for individual sites and/or areas within the LGA to be listed. Council staff are meeting with the steering committee for this project in early December to discuss further how this matter might best be progressed. A further report will be presented to Council when this matter has been fully considered.

The AMP makes recommendations for further more detailed investigations to be made for specific sites/themes (e.g. penal settlement, mining sites etc). Expressions of Interest have been lodged with the Office of Environment and Heritage for funding to prepare detailed AMPs for the penal settlement of Bathurst and the Cox's Road river crossing as these projects offer significant benefits for 2015 celebrations.

It is now recommended that Council adopt the AMP for future use in its landuse planning and in particular for future interpretation and education projects.

**Financial Implications:** The AMP has been prepared from existing Council budgets and with assistance from the Office of Environment and Heritage (NSW Heritage Office).

**MINUTE**

**13 Item 8 BATHURST REGIONAL COUNCIL ARCHAEOLOGICAL MANAGEMENT PLAN (20.00164)**

**MOVED: T Carpenter SECONDED: G Hanger**

**RESOLVED:** That Council adopt the Bathurst Regional Council Archaeological Management Plan.

## **9 KEEP AUSTRALIA BEAUTIFUL WASTE WATCHERS PRIMARY SCHOOL PROGRAM (18.00034)**

**Recommendation:** That the information be noted.

**Report:** Keep Australia Beautiful (KAB) has been delivering a range of environmental education services to primary schools since 1994 with the support of local government. The Waste Watchers Program was delivered by Keep Australia Beautiful staff to primary school students in the Bathurst region for the first time in 2007. During September 2011 KAB presented the popular “Sustainability Sleuths” and “Water Welfare” modules again.

Eleven primary schools throughout the Bathurst Region were visited over a 13 day period, with 1187 students from kindergarten to year 6, learning about water and sustainability issues. Four schools chose the “Sustainability Sleuths” module with seven schools choosing the “Water Welfare” module. Unfortunately, due to the teachers strike and illness, two schools missed out on the program this year.

The modules described by KAB are as follows.

### **Sustainability Sleuths**

Students discover the limited resources available on Earth and ways that they can help look after them. Renewable and non-renewable resources are explored before students consider the impact of their actions on the environment. A fun ‘footprint’ game and role plays allow participants to identify simple changes they can make at home and school to be more sustainable.

### **Water Welfare**

Activities conducted in this environmental education module help students understand the natural processes of the water cycle, how we use and allocate water, and the need to use it wisely. The importance of caring for and conserving our water is highlighted. Water is a universal need and sharing strategies are investigated. Students have fun examining and assessing appropriate strategies and behaviours. The module provides a thought provoking challenge as students investigate just how precious and limited our water is.

Council continues to receive positive feedback from both teachers and students regarding the Waste Watchers program. It is proposed that the KAB program be delivered again during third term 2012, subject to the availability of funding.

The KAB program has been relaunched and from January 2012 will be known as EnviroMentors. At this time more modules will be on offer. From the teacher evaluations, the most popular modules teachers expressed interest in were Compost Critters and Let’s Do it Now!, which is a sustainability module. The new modules described by KAB are as follows.

### **Let’s Do it Now!**

Exploring the concept of sustainability, students work in groups to identify sustainable actions they can do in their daily lives at home and school to consume less and become more sustainable.

### **Compost Critters**

Students explore composting as an environmentally sound alternative to reduce waste going to landfill. Also, a fun interactive game of catch-the-critter enables students to have fun while

delving into this ecosystem.

**Financial Implications:** The Waste Watchers program has been funded through an existing budget allocation for environmental education.

**MINUTE**

**14 Item 9 KEEP AUSTRALIA BEAUTIFUL WASTE WATCHERS PRIMARY SCHOOL PROGRAM (18.00034)**

**MOVED: T Carpenter SECONDED: I North**

**RESOLVED:** That the information be noted.



## **10 GRANT FUNDING FOR THE HOME POWER SAVINGS PROGRAM (16.00128)**

**Recommendation:** That the information be noted.

**Report:** The Home Power Savings Program (HPSP), under the NSW Government Office of Environment and Heritage (OEH) Energy Efficiency Strategy, provides energy assessments to 220,000 low income households with the aim of saving on energy bills and reducing carbon pollution.

Under this program, households receive a free energy assessment service, a Power Savings Kit worth around \$200 and a Personal Action Plan.

Council has been successful in receiving \$5,610 of grant funding to help promote this program. The funding will be used to promote the program in the media and to create an information and brochure board which will be displayed at community centres and a variety of events such as the 2012 Sustainable Living Expo and Senior Citizens Week.

**Financial Implications:** The promotion of the HPSP has been funded through an OEH grant.

**MINUTE**

**15    Item 10    GRANT FUNDING FOR THE HOME POWER SAVINGS PROGRAM**  
**(16.00128)**

**MOVED: P Toole SECONDED: G Hanger**

**RESOLVED:** That the information be noted.

**11 BATHURST REGION ECONOMIC DEVELOPMENT STRATEGY 2011 – 2016**  
**(20.00168)**

**Recommendation:** That the information be noted.

**Report:** As Councillors would be aware a Discussion Forum for the Economic Development Strategy is to be held on 7 December 2011. Due to time constraints it is not possible to provide a report to Council in this business paper. As a result this report is to advise Council that a late report will be provided to Councillors once the Discussion Forum issues have been included, if appropriate.

**Financial Implications:** Nil

**MINUTE**

**16 Item 11 BATHURST REGION ECONOMIC DEVELOPMENT STRATEGY 2011 – 2016 (20.00168)**

**MOVED: I North SECONDED: W Aubin**

**RESOLVED:** That Council:

- (a) adopt the Economic Development Strategy for the period 2011 – 2016 (as amended);  
and
- (b) advise those who lodged a submission of its decision.

## **12 BATHURST REGION ECONOMIC DEVELOPMENT STRATEGY 2011 – 2016 LATE REPORT (20.00168)**

**Recommendation:** That Council:

- (a) adopt the Economic Development Strategy for the period 2011 – 2016 (as amended); and
- (b) advise those who lodged a submission of its decision.

**Report:** The Economic Development Strategy provides a strategic framework for Bathurst Regional Council for a short to medium timeframe, 2011-2016. The Strategy represents a new focused direction for Council, community and the private sector to drive growth in the Region. The Strategy is provided at **attachment 1**.

The Strategy's development required consideration and articulation of values and priorities by key stakeholders and the community. To gather a range of inputs Council hosted six forums and an online survey which was marketed to the local community through the media. Council representatives also made presentations at various external forums including the Bathurst Business Chamber, Bathurst Superannuants and Pensioners meeting (attended by over 170 Bathurst residents) and Sustainable Bathurst Network to gather feedback and suggestions as key inputs into the development of the Strategy.

Council at its September Ordinary meeting resolved that the draft Economic Development Strategy be placed on public exhibition for a period of 28 days. The public exhibition period closed on 24 October 2011.

The full Draft Economic Development Strategy and supporting Executive Summary was placed on Council's website, advertised in the Western Advocate and a series of stories following in the Western Advocate calling for comment. Notification was also given to stakeholders including the Bathurst Business Chamber, for distribution to their members and through the Sustainable Bathurst Network (over 27 groups and individuals).

A total of five submissions were received from the following:

- Mr John Hollis (Chair of Rail Action Group)
- Mr Geoff Fry (Resident Ratepayer, member of Bathurst Business Chamber Executive)
- Sustainable Bathurst Network – Jess Jennings
- Mr John Kellett
- Ms Tracey Carpenter (Councillor)

The submissions have been reviewed and a discussion forum was held on 7 December. It is noted that many of the submission comments have been considered and included in the Economic Development Strategy. The table below details the submissions received, comments and Council's response.

<b>Submission</b>	<b>Comment</b>	<b>Response</b>
John Hollis Chair Rail Action Group	Inclusion of daily return CityRail Rail service	Included as 1.1.3 in Action Plan (Page 38), also included in situation analysis - weaknesses and opportunities (Page 18).
Geoff Fry Resident, Ratepayer &	Support Tourism project being put forward by the Sustainable Bathurst Group	A formal submission has not yet been received from Sustainable Bathurst Network. To be assessed once received

Executive of Bathurst Business Chamber		by Council.
	Link Mount Panorama with activities into the business centre	To be developed as recommendation in Action Plan (Page 46) - to develop a tourism plan and as part of the Business Retention and Expansion Program proposed (Page 40).
	Construction of New National Motor Racing Circuit	The "Feasibility Study into a Second Circuit at Mount Panorama" reported to Council in March 2011, demonstrated that the construction of the circuit is not feasible. When the study is reviewed consideration will be given with regards to the Strategy.
	Reappoint Director of Economic, Business Development	Council's corporate structure is reviewed as part of its annual Management Plan.
Sustainable Bathurst Network	Conduct discussion regarding a submission for a coordinator role/position proposal for adoption in 2012/2013 financial year	A formal submission has not yet been received from Sustainable Bathurst Network. To be assessed once received by Council.
	Document Structure	The structure of the Economic Development Strategy was determined and refined with consultation with the General Manager and feedback from Directors. The Vision has now been included as a 'pull out' on page two in the Mayors comment.
	Title of section "Why do we need Economic Development should be renamed "Why do we need an Economic Development Strategy"	Included in heading and paragraph outlining why we need a Strategy has been made within this section (Page 3).
	Vision: Agree but would like to see " <i>enhance cultural characteristics or restoring lost environmental services</i> ."	Enhancing has been placed within the Vision to reinforce Bathurst's unique characteristics. A paragraph has also been included noting positive reinforcement between the economic dimension and the lifestyle, cultural and environmental characteristics of the Region (Page 2 and 19).
	Suggestion Vision should be early in document	The Vision has now been noted in the Mayoral Comment (Page 2) and also as a "pull-out" within the page.
	Situation Analysis: Inclusion of economic data Define Central NSW Region	As noted within the "The Planning Context" Section of the Strategy (Page 8), the Strategy has been developed with a series of inputs including forums, review of documents etc. Due to the absence of a complete data set, a full Economic Profile (Population, gross regional product, labour market etc) was developed as a prelude to the Strategy. Council's Community and Social Plan also contains comprehensive data in relation to health, youth, travel etc data sets and strategies relating to these.  Key points have been used and analysed in the document. The Economic Profile can be easily

	<p>accessed from Councils website etc. Due to over 35 key documents and strategies (all containing various data sets) it is advised not to attach one document as an annexure.</p> <p>The Central NSW Region is now defined on page 11 – “The Central NSW Region is defined as the 12 local Government areas that form the Central West Regional Development Australia region including Bathurst, Bland, Blayney, Cabonne, Cowra, Forbes, Lachlan, Lithgow, Oberon, Orange, Parkes, Upper Lachlan, Weddin, Wellington and Young.”</p>
Property – Residential Comments note the development trend and need to develop strategies “to direct this substantial investment in a desirable direction”	A paragraph to reinforce this has now been included within the Property – Residential section (page 13) noting the importance of strategic land use policies for the Region. Also notes the current key planning instruments - Rural Strategy and Heritage Plan.
Situation Analysis: Trends Inclusion of rising oil prices suggesting impacted areas be identified and elements of dialogue to be set out	Included as a specific project in Action Plan under Collaboration (item 4.1.6) “Investigate the opportunities on hosting a forum to discuss rising oil prices (impacted areas be identified and elements of dialogue to be set out)”.
Situation Analysis: An ageing and Growing Population: Lacks mention of aged care	Addressed specifically as part of Council’s Community and Social Plan and Council’s Access Plan. Infrastructure development for an ageing population is addressed within the Economic Development Strategy.
Strategic Positioning Analysis: Include Vision elements of lifestyles, culture and environment	The following paragraph has been included within the Strategic Positioning Analysis, “The analysis applies the principles of SWOT (strengths, weaknesses, opportunities, and threats) to assess the position of the Bathurst Region for establishing an environment conducive and receptive to economic growth and enhancing lifestyles, cultural and environmental dimensions.” (Page 17).
Threats: List Population growth will stress the capacity of infrastructure (esp. water and roads). Rising Oil Prices Ageing population listed as opportunity	<p>Uncontrolled growth has been changed to “Uncontrolled growth and subsequent stress on infrastructure (eg. water and roads)” (Page 18).</p> <p>These are also specifically included under threats as:</p> <ul style="list-style-type: none"> <li>● “Environmental degradations due to increased population</li> <li>● Quality of lifestyle may decline if recreation, health, cultural,</li> </ul>

		<p>restaurant and other service sectors do not keep pace with growth". (Page 18).</p> <p>Ageing population listed as an opportunity (Page 18).</p>
	<p>Advanced Manufacturing: Due to rising oil prices the Network noted that the support of Bells Line of Road upgrade may be considered a high risk project and support efforts better directed to upgrading the rail line between Bathurst and Lithgow</p>	<p>Bathurst Regional Council's formal position is to support the infrastructure upgrade of the Bells Line of Road. However an infrastructure upgrade of the Rail line between Lithgow and Bathurst has been included as 1.1.3 in Action Plan (Page 38), and included in situation analysis - weaknesses and opportunities (Page 18).</p>
John Kellett	<p>Strategy needs to give greater consideration to sustainable economic development; that is move from an economic growth model to one that ensures sustainable economic growth (definitions given in submission). Suggest the need for well-resourced workshops to better understand the implications for sustainable economic and strategic development.</p>	<p>Subjective view of Sustainable Economic Development and principles. As ESD is difficult to define and evolving as trends and issues emerge, it is felt Council operates generally within ESD principles. Ongoing consideration occurs as part of Council making informed strategic decisions in terms of:</p> <ul style="list-style-type: none"> <li>● Land use policy decisions (Urban, Rural Strategy and Heritage Plan)</li> <li>● Transport infrastructure considered as part of Annual Management Plan and Council 4 year Strategic Plan and Traffic Studies</li> <li>● Sustainable Natural Resource Management (Considered as part of State of Environment Report)</li> <li>● Local food production and marketing (addressed in Economic development strategy etc).</li> <li>● Community Strategic Plan 2036</li> </ul>
Tracey Carpenter	<p>More focus on agricultural sector including carbon farming and improving fertility and productivity Renewable Energy Daily CityRail Return Services</p>	<p>Carbon Constrained future is highlighted under Trends on page 15. A paragraph has also been inserted on the importance of alternative sources of renewable energy.</p> <p>A section has also been included under Eco-Innovation (page 35) noting the importance of the agricultural industry in terms of the Eco-innovation value chain and knowledge management in best practice techniques. It is envisaged that the Business Retention and Expansion program once developed would identify opportunities across all industry sectors including agriculture.</p> <p>A further action has been included under business support (Page 40. 3.1.13) -Investigate ways to strengthen and support the Agrirural sector in terms of carbon farming, improving fertility and</p>



		<p>productivity.</p> <p>Action 1.1.10 - "Actively monitor and plan for water security and potential impacts of climate change and increasing population (Page 38).</p> <p>The inclusion of a Daily Return CityRail service has been included as 1.1.3 in Action Plan (Page 38), and in situation analysis - weaknesses and opportunities (Page 18).</p>
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Many of the comments/suggestions have been incorporated in to the Economic Development Strategy as reflected in the table above. Although the submission by John Kellett suggests further consultation in relation to Sustainable Economic Development, it is recommended that Council adopt the Strategy with the changes as indicated. Many of the specific actions are included in other Council Plans and Strategies specifically relating to the area in question.

It is the intention that the Economic Development Strategy be reviewed on an annual basis following the hosting of Mayoral Forums to look at current industry issues, the release of new data sets and research and as issues and opportunities arise. These reviews will be presented to Council.

**Financial Implications:** Council provides funding for economic development in its annual Management Plan according to project deliverables.

**MINUTE**

**17 Item 12 BATHURST REGION ECONOMIC DEVELOPMENT STRATEGY 2011 – 2016 LATE REPORT (20.00168)**

This item was dealt with at Item 11.

Yours faithfully

A handwritten signature in black ink, appearing to read 'D R Shaw', with a large, stylized flourish at the end.

**D R Shaw  
DIRECTOR  
ENVIRONMENTAL, PLANNING & BUILDING SERVICES**

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT & MINUTES  
14 DECEMBER 2011

**DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT TO THE ORDINARY  
MEETING OF BATHURST REGIONAL COUNCIL MEETING HELD ON 14 DECEMBER  
2011**

General Manager  
Bathurst Regional Council

**1 STATEMENT OF INVESTMENTS (16.00001)**

**Recommendation:** That the information be noted.

**Report:** \$64,021,107.58 was invested at 30 November 2011 in accordance with Council's investment policies, the Minister's Investment Order dated 12 January 2011, the Local Government Act 1993 and associated regulations. All investments have been reconciled with Council's general ledger and are listed below:

**Year to Date Averages**

(as per the CBA & RBA for comparison purposes)

Reserve Bank of Australia - Cash Rate	4.50%
AFMA - 90 day Bank Bill Swap Rate (BBSW)	4.89%
Three Year Swap Rate - Commonwealth	4.85%

**Short Term 1 – 365 Days**

**(Comprising Commercial Bills,**

**Debentures and Certificates of**

**Deposit:**

	<b><u>Rating</u></b>		<b><u>Average Return</u></b>
ANZ Banking Group Ltd	A-1+	\$2,000,000.00	5.77%
Bank of Western Australia Ltd	A-1+	\$4,000,000.00	5.94%
Bank of Queensland Limited	A-2	\$5,000,000.00	6.09%
Bendigo and Adelaide Bank Ltd	A-2	\$7,000,000.00	6.04%
IMB Ltd	A-3	\$9,000,000.00	5.99%
Maritime, Mining & Power Credit Union	ADI	\$3,000,000.00	5.91%
National Australia Bank	A-1+	\$4,500,000.00	6.09%
Peoples Choice Credit Union	ADI	\$1,000,000.00	6.01%
Railways Credit Union Limited	ADI	\$2,000,000.00	6.21%
SGE Credit Union	ADI	\$1,000,000.00	5.95%
Westpac Banking Corporation	A-1+	<u>\$2,500,000.00</u>	<u>5.96%</u>
		\$41,000,000.00	6.01%

**Long Term**

**(comprising Commercial Bills, Term**

**Deposits and Bonds):**

**Committed Rolling Investments**

Westpac	AA	\$2,000,000.00	5.80%
Westpac	AA	\$2,000,000.00	6.12%
Westpac	AA	\$2,000,000.00	5.96%

Westpac	AA	<u>\$2,000,000.00</u>	<u>5.94%</u>
		<u>\$8,000,000.00</u>	<u>5.96%</u>

**Community Income Note**

*Rembrandt Australia Trust		<u>\$931,107.58</u>	<u>0.00%</u>
(refer to DCSF C#1 report of 19/3/2008)		<u>\$931,107.58</u>	<u>0.00%</u>

**Fixed, Negotiable & Tradeable  
Certificates of Deposits**

Commonwealth Bank	AA	<u>\$2,000,000.00</u>	<u>5.76%</u>
Commonwealth Bank	AA	<u>\$2,000,000.00</u>	<u>5.79%</u>
		<u>\$4,000,000.00</u>	<u>5.78%</u>

**Floating Rate Notes**

ANZ	AA	<u>\$2,000,000.00</u>	<u>5.96%</u>
Barclays Bank PLC – Australian Branch	AA-	<u>\$2,000,000.00</u>	<u>6.34%</u>
Bendigo Bank 2007	BBB	<u>\$2,000,000.00</u>	<u>5.95%</u>
Bendigo & Adelaide Bank Retail Bond	BBB	<u>\$2,000,000.00</u>	<u>6.27%</u>
Lehman Brothers Treasury Co		<u>\$90,000.00</u>	<u>0.00%</u>
Mackay Permanent Building Society	BBB-	<u>\$0.00</u>	<u>0.00%</u>
The Royal Bank of Scotland – Australian Branch	A+	<u>\$2,000,000.00</u>	<u>7.08%</u>
		<u>\$10,090,000.00</u>	<u>6.26%</u>

**Total Investments** **\$64,021,107.58** **5.94%**

***These funds were held as follows:***

Reserves Total (includes unexpended loan funds)		\$33,984,884.10
Grants held for specific purposes		\$3,865,705.90
Section 94 Funds held for specific purposes		\$21,785,487.72
Unrestricted Investments – All Funds		\$4,385,029.86
*General Fund	\$2,362.79	
*Water Fund	\$1,827,815.27	
*Sewer Fund	\$985,031.91	
*Waste Fund	<u>\$1,569,819.89</u>	

**Total Investments** **\$64,021,107.58**

**Total interest revenue to 30/11/2011  
on investments** **\$1,641,561.82** **5.94%**

**R Roach**  
**Responsible Accounting Officer**

**Financial Implications:** Interest received on investments has been included in the current budget.

**MINUTE**

**18    Item 1    STATEMENT OF INVESTMENTS (16.00001)**

**MOVED: G Hanger SECONDED: M Morse**

**RESOLVED:** That the information be noted.

## **2 YEAR TO DATE REVIEW - 2010/2011 MANAGEMENT PLAN (16.00126)**

**Recommendation:** That the information be noted.

**Report:** Due to the introduction of the quarterly budget review statement by the Division of Local Government, monthly reporting of financial information will be replaced by quarterly reporting.

At **attachment 1** is an update of Strategies for the 2010/2011 Management Plan

The Local Government (General) Regulation 2005 has been amended by inserting clause 413A to make it the duty of the General Manager to give timely information to Councillors about any fines or penalty notices from agencies such as the Australian Taxation Office, the Roads and Traffic Authority or the Environment Protection Authority, or where a court or tribunal makes a costs order against a council.

Fines or penalty notices this month - Nil.

**Financial Implications:** Nil.

**MINUTE**

**19     Item 2   YEAR TO DATE REVIEW - 2010/2011 MANAGEMENT PLAN (16.00126)**

**MOVED: M Morse SECONDED: P Toole**

**RESOLVED:**That the information be noted.



**3 SUNDRY SECTION 356 DONATIONS, BATHURST MEMORIAL ENTERTAINMENT CENTRE COMMUNITY USE SUBSIDY AND MOUNT PANORAMA FEE SUBSIDY (18.00004)**

**Recommendation:** That the information be noted and any additional expenditure be voted.

**Report:** At **attachment 1** is a list of Sundry Section 356 Donations, Bathurst Memorial Entertainment Centre Community Use Subsidies and Mount Panorama Fee Subsidies granted by Council for the period ending 31 October 2011.

**Financial Implications:** Council's Sundry Section 356 Donations and Bathurst Memorial Entertainment Centre Community Use Subsidies and Mount Panorama Fee Subsidies are included in the current budget, which currently have a balance as follows:

Section 356:	\$24,870.32
BMEC Community use:	\$0.00
Mount Panorama:	\$28,527.00

**MINUTE**

**20    Item 3    SUNDRY SECTION 356 DONATIONS, BATHURST MEMORIAL ENTERTAINMENT CENTRE COMMUNITY USE SUBSIDY AND MOUNT PANORAMA FEE SUBSIDY (18.00004)**

**MOVED: T Carpenter    SECONDED: P Toole**

**RESOLVED:** That the information be noted and any additional expenditure be voted.

#### **4 POWER OF ATTORNEY (11.00007)**

**Recommendation:** That the information be noted.

**Report:** That the General Manager's action in affixing the Power of Attorney to the following be noted.

- Mumberson, L - Eglinton - Part Lot 7004 DP1002346 - Licence Agreement
- Mercieca, P & M - Eglinton - Part Lot 103 DP1006130 - Licence Agreement
- Jeffers, K & H - Church Lane - Lot 1 DP792363 - Licence Agreement
- Johnson & Holdings - Bathurst Aerodrome - Counter Space - Licence Agreement

#### **Linen Plan Release**

- S Hine of Voerman/Ratsep Surveyors - Easement to Drain Water - 116 Howick Street, Bathurst

**Financial Implications:** Nil.

**MINUTE**

21 **Item 4 POWER OF ATTORNEY (11.00007)**

**MOVED: P Toole SECONDED: G Hanger**

**RESOLVED:** That the information be noted.

Yours faithfully

A handwritten signature in black ink, appearing to read 'R Roach', written in a cursive style.

R Roach  
**DIRECTOR**  
**CORPORATE SERVICES & FINANCE**

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
DIRECTOR ENGINEERING SERVICES' REPORT & MINUTES  
14 DECEMBER 2011

**DIRECTOR ENGINEERING SERVICES' REPORT TO THE ORDINARY MEETING OF  
BATHURST REGIONAL COUNCIL MEETING HELD ON 14 DECEMBER 2011**

General Manager  
Bathurst Regional Council

**1 PROPOSED TRANSFER OF PYMONTS LANE, PEEL (25.00289)**

**Recommendation:** That Council resolve to approach the Department of Primary Industries with the proposal to finalise the dedication as Crown public road of Pymonts Lane, Peel and then apply to transfer the Crown road to Council's care and control, as detailed in the Director Engineering Services report.

**Report:** Following correspondence from the owner of Lot 1 DP228269 , as at **attachment 1**, being 285 Pymonts Lane, Peel, Council engaged Sydney conveyancers to carry out an extensive property search regarding dedication of the road alignment between the western and eastern boundaries of that property and beyond.

The search has revealed that the road is a private road and is constructed upon land in the private ownership of the Trustees of the late James Thomas Walker since 6 March 1888. No dedication as a public road of Pymonts Lane was found.

A Government Gazette by the Department of Lands dated 7 October 1903, as at **attachment 2**, advertised the notification of proposed opening of roads affecting Portion 3 in the County of Roxburgh, Parish of Winburn (DP228269 is a subdivision of Portion 3).

Searching of the Government Gazette after that date has not revealed a notification of the dedication of Pymonts Lane as a Crown public road.

An engineering survey of Pymonts Lane of the road 100 links wide defined in DP228269 has revealed it is constructed within the road boundaries and there are no apparent encroachments of the road upon Lot 1.

It is recommended that Council liaise with the Department of Primary Industries, Crown Lands Division to determine the finalisation of the dedication of the Crown public road, and after the Crown advertises the road's dedication, Council will make application to the Crown to transfer the road to its care and control.

**Financial Implications:** Nil.

**MINUTE**

**22     Item 1     PROPOSED TRANSFER OF PYMONTS LANE, PEEL (25.00289)**

**MOVED: T Carpenter   SECONDED: M Morse**

**Cr Toole declared a non pecuniary interest in this item and remained in the Chamber.**

**Reason: relatives live along Pymonts Lane.**

**RESOLVED:** That Council resolve to approach the Department of Primary Industries with the proposal to finalise the dedication as Crown public road of Pymonts Lane, Peel and then apply to transfer the Crown road to Council's care and control, as detailed in the Director Engineering Services report.

## **2 PROPOSED TRANSFER OF CROWN ROAD - MCMANUS ROAD AT SUNNY CORNER (25.00542)**

**Recommendation:** That Council approve the transfer of the section of Crown Road at the northern end of McManus Road Sunny Corner to its care and control, as detailed in the Director Engineering Services' report.

**Report:** The northern section of McManus Road at Sunny Corner has been the subject of a disagreement between neighbours which has been resolved by a Land Board hearing. Part of the disagreement resulted from the apparent uncertainty of the road's ownership.

The Department of Primary Industries has indicated the section of road is a Crown public road.

The Crown and Council's information indicates that as McManus Road leaves the Great Western Highway it is a Council public road until it reaches the north western boundary of Lot 27 DP755764. From here, the Crown's information indicates McManus Road is a Crown public road, as at **attachment 1** until it reaches its northern end at Lot 64 DP755764.

Council's information is McManus Road from the Great Western Highway to its northern end, adjacent to Lot 236, DP 755764, and is included in Council's rural maintenance program.

To resolve the doubt in the ownership of the road, Council has received a request from the Department of Primary Industries for Council to take control of the road, as at **attachment 2**.

For this to occur, the Department will pay all associated costs regarding the transfer of the road to Council's care and control.

It is recommended that Council approve the transfer of the section of Crown Road at the northern end of McManus Road, Sunny Corner to its care and control.

**Financial Implications:** All associated costs for the transfer of the Crown public road to Council will be paid by the Department of Primary Industries.



**MINUTE**

**23 Item 2 PROPOSED TRANSFER OF CROWN ROAD - MCMANUS ROAD AT SUNNY CORNER (25.00542)**

**MOVED: I North SECONDED: B Bourke**

**RESOLVED:** That Council approve the transfer of the section of Crown Road at the northern end of McManus Road Sunny Corner to its care and control, as detailed in the Director Engineering Services' report.

### **3 SOLID WASTE ASSETS MANAGEMENT PLAN (13.00007)**

**Recommendation:** That Council place the Asset Management Plan for the Solid Waste Assets on public exhibition for 28 days, inviting comments.

**Report:** Council will recall the report to the October 2010 meeting in which asset management plans for Urban Roads, Rural Roads, Bridges and Culverts and Footpaths and Cycleways were adopted. This report also identified that an asset management plan for the Solid Waste Assets would be forthcoming.

Asset Management Planning is one of the key elements of the Resourcing Strategy to support the Community Strategic Plan under integrated planning requirements.

In brief, an Asset Management Plan is one developed for the management of one or more infrastructure assets that combines multi-disciplinary management techniques (including technical and financial) over the life cycle of the asset in the most cost-effective manner to provide a specified level of service. A significant component of the plan is a long-term cash flow projection for the activities.

Following on from the previous report Bathurst Regional Council has completed the asset management plan for the Solid Waste Assets, a copy of which is at **attachment 1.**

The overall asset planning and financial planning is an essential part of managing the community assets and providing sustainable infrastructure, moving from annual financial planning to a long term financial plan and strategy.

The Asset Management Plans are now submitted for Council's consideration.

**Financial Implications:** Funding will need to be incorporated into annual Management Plans.

**MINUTE**

**24     Item 3     SOLID WASTE ASSETS MANAGEMENT PLAN (13.00007)**

**MOVED: T Carpenter   SECONDED: G Hanger**

**RESOLVED:** That Council place the Asset Management Plan for the Solid Waste Assets on public exhibition for 28 days, inviting comments.

#### **4 CONTRIBUTION TO UNDERGROUND POWER CONVERSION (25.00067)**

**Recommendation:** That Council approve the contribution of \$228,025 (excluding GST) to Essential Energy for part cost of converting the overhead power to underground in Bentinck Street, between Russell and Keppel Streets, as per quotation 2.

**Report:** Following a report to Council at its meeting on 20 October 2010 proposing to convert overhead power lines in Howick Street to underground, it was resolved to approve in principle the contribution to Country Energy of \$200,000 for the upgrade of power and that further options be explored.

Funding of \$200,000 was allocated in the 2010 / 2011 Management Plan for a part contribution to extending the underground power throughout the centre of Bathurst and has been carried over to progress the proposal.

As previously advised initial discussion with Country Energy highlighted that although they have carried out a considerable amount of conversion of overhead power to underground they could no longer justify extension of this program on benefit cost grounds.

Further discussion with Country Energy resulted in agreement that with a contribution from Council that further investment from them in extension of the network would be appropriate.

Following input from Council Country Energy subsequently investigated in detail the potential to place power underground on Bentinck Street between Russell and Keppel Street.

This site is particularly difficult given the extent of existing services, width and construction of existing footpaths and existing power supply requirements of the system which restricted Country Energy now Essential Energy's detailed preliminary design.

Council has subsequently received 2 different quotations for the work with different scope of works as follows:

##### **Quotation 1.**

*Replace existing overhead substation 95-247 with a pad substation located in the Family Hotel car park.*

*Install new high voltage 500mm 3 core cable to pole 22579 located on the southern side of Keppel Street and remove existing high voltage conductor from sub 95-247 to pole 6852.*

*Install new low voltage 240mm 4 core cable to pole 6855 located near Mugridge Lane and remove low voltage conductor from sub 95-247 to pole 6855.*

*Note: Poles will be cut down but left in situ for existing overhead services and street lighting that will not be able to be removed as part of this project.*

*Council contribution \$200,000 (including GST)*

##### **Quotation 2.**

*Replace existing overhead substation 95-247 with a 500kVA pad substation located in the Family Hotel car park..*

*Install new high voltage 500mm 3 core underground cable from the new substation to pole 22579 located on the southern side of Keppel Street and remove existing overhead high voltage conductor from sub 95-247 to pole 6852.*

*Install new circuits of low voltage 240mm 4 core underground cable.*

*Circuit 1 from the new pad substation to existing pole 6852 including replacement of the first span down Mugridge Lane.*

*Circuit 2 from the new pad substation to existing pole 24676 023 down Heaths Lane.*

*Convert OH services to premises along Bentinck Street between Russell Street and Mugridge Lane to underground.*

**Note:**

- *All road surface and footpath reestablishment will be by Bathurst Regional Council*
- *Existing street light poles to remain as part of these works (top part of poles cut off).*
- *Project depends on sign off of easement documentation with Family Hotel. Verbal agreement at this stage.*

*Council contribution \$250,827.51 (including GST)*

Quotation 1 results in a number of overhead services remaining including all the services into properties and across the road. Similarly the overhead lines from Keppel Street to Mugridge lane would remain as low voltage only as opposed to the existing high voltage.

Quotation 2 results in all these placed underground but there would be footpath restoration on both sides of the road for the length of the block and one road crossing to restore as additional work and cost for Council.

Given the objective of the original proposal acceptance of quotation 1 would not be an appropriate way to proceed however funding for the works was only \$200,000 and the additional works would cost approximately an additional \$28,000 plus the cost of civil works for the restoration works.

The replacement of many sections of this footpath would be opportune and given the timing of the works which will be in the latter part of the current financial year funding for the restoration could be sourced from current years maintenance budgets and further included in the 2012 / 2013 financial years Management Plan.

Essential Energy have put a considerable amount of investigation and effort into the project and these works include a considerable investment on their behalf which may not be forthcoming with further delay given the current state of flux and level of activity in the industry.

**Financial Implications:** Funding of \$228,025 (excluding GST) from carry over funding has been provided.

**MINUTE**

**25    Item 4    CONTRIBUTION TO UNDERGROUND POWER CONVERSION**  
**(25.00067)**

**MOVED: P Toole SECONDED: T Carpenter**

**RESOLVED:** That Council approve the contribution of \$228,025 (excluding GST) to Essential Energy for part cost of converting the overhead power to underground in Bentinck Street, between Russell and Keppel Streets, as per quotation 2.

## **5 RAGLAN CREEK DIVERSION CHANNEL (22.05868)**

**Recommendation:** That the information be noted.

**Report:** Storm events in November and December 2010 resulted in extensive flooding of the Great Western Highway between the Evans Bridge and Stockland Drive and major traffic delays and inconvenience to highway traffic on 4 separate occasions. Similarly there have also been many occasions over the years since reconstruction of the highway when water has closed one west bound lane of the highway.

The capacity of the existing culverts crossing the highway provides for approximately a 10% AEP prior to water affecting the highway carriageway. The length of the highway that is subsequently inundated is in excess of 200 metres.

Following these events Council has carried out preliminary design work proposing the construction of a diversion channel upstream of the culvert crossing the highway.

This course of action is supported and recommended by Council's "Bathurst Urban Waterways Management Plan" prepared for Council by Cenwest Environmental Services and adopted in February 2010.

The design proposes that Raglan Creek will continue to carry minor flows up to the 10% AEP event at which point a side spillway located on the western bank of the creek will be overtopped and the diversion channel will operate taking flows up to the 5% event. For events above the 5% AEP, Raglan Creek will overflow onto the Bathurst Floodplain as is currently the case.

Given the large volume of water needed to be catered for during these peak events and the very low grades available, the design requires substantial earthworks. This material will need to be removed from the floodplain to avoid adverse impact on flood levels during the Macquarie River major flood events.

Following the completion of the preliminary design, Council also wrote to a number of state government departments that have an authorisation role requesting their approval for completion of the works.

Subsequent detailed correspondence has been exchanged between Council and the NSW Office of Water whose approval is essential prior to any work being undertaken.

The prime involvement that Council has with the resolution of this flooding problem of the Great Western Highway is due to the fact that Council is the agency on site that has immediate response to the emergencies when they occur. Major traffic disruptions occur on the highway with traffic backed up many kilometres on each side of the flooding point and damage is occasioned to the road surface during these periods.

The road is a Classified Main Road and therefore owned and under the responsibility of the Roads and Maritime Services (RMS - formerly Roads and Traffic Authority).

To date Council has already carried out survey, preliminary design and review of environmental factors for the channel. Also, as a major part of the land required for the channel's construction was for sale, Council subsequently purchased this property following the resolution of Council on 16 February 2011.

Following on from that land purchase, Council has also been negotiating with the remaining

property owners affected to purchase the additional sections of land required to complete the project.

Council's engineering department has been in regular liaison with the relevant RMS staff to progress this proposal given the disruption is on an RMS road.

Following this liaison and negotiation Council has now received a letter from the RMS dated 7 November 2011 (see **attachment 1**) where it is agreed that Council will continue with the acquisition of the properties involved together with relevant liaison work and preliminary geotechnical work, while the RMS will:

- Upon receipt of all necessary documentation, review and complete the design of the project including the finalisation of the REF and/or other environmental studies
- Proceed with the final approved design for the project
- Project manage the project to completion
- Liaise with and keep Bathurst Regional Council informed at all times regarding the process of the project.

This process of delivering the project is considered the most appropriate result given the responsibilities of the organisations involved and should be supported by Council.

It needs to be noted that the resolution of this matter is not a simple fix, and involves substantial capital works to adequately address whilst also considering and reporting on broad environmental issues to obtain approval and support from the appropriate government departments.

**Financial Implications:** Land purchases are funded from the Land Development Reserve.



**MINUTE**

26 Item 5 RAGLAN CREEK DIVERSION CHANNEL (22.05868)

**MOVED:** P Toole **SECONDED:** B Bourke

**RESOLVED:** That the information be noted.

Yours faithfully



Doug Patterson  
**DIRECTOR**  
**ENGINEERING SERVICES**

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
DIRECTOR CULTURAL & COMMUNITY SERVICES' REPORT & MINUTES  
14 DECEMBER 2011

**DIRECTOR CULTURAL & COMMUNITY SERVICES' REPORT TO THE ORDINARY  
MEETING OF BATHURST REGIONAL COUNCIL MEETING HELD ON 14 DECEMBER  
2011**

General Manager  
Bathurst Regional Council

**1 MAYS - THE MAY LANE STREET ART PROJECT (21.00002)**

**Recommendation:** That the information be noted.

**Report:** *MAY'S: The May Lane Street Art Project* is a survey of the artworks created at May Lane in the inner Sydney suburb of St Peters between 2005 and 2010 by celebrated Australian and international street artists.

Planning for the exhibition commenced in March 2008 and the exhibition opened at Bathurst Regional Art Gallery in October 2010. So far the exhibition has toured to four venues in 2011. Currently the exhibition is on display on Cockatoo Island as part of the *Outpost: Art from the Street Festival*, in its first ten days over 20,000 visitors have seen the exhibition. Additionally Bathurst Regional Council's logo has been included in all festival publicity including the J C Decaux street posters.

*The May Lane Street Art Project* is a partnership project between Bathurst Regional Art Gallery and the May Lane Arts Association Inc., an incorporated not for profit organisation, the exhibition was curated by Tugi Balog.

The May's Lane Project is an outdoor gallery space located in St Peters in Sydney's inner west. Tugi Balog, a local businessman has turned the exterior walls of his business premises into a site-specific gallery for street artists, and has been documenting the May Lane Street Art Project since its inception in 2004. As a result, May's has a collection of over 100 panels spanning the life of the project and incorporating all the artists who have created work in May Lane.

*MAY'S: The May Lane Street Art Project* exhibition features a selection of twenty five (25) works by Australian and international artists from the May's collection. It is the first comprehensive exhibition of street art to tour nationally.

The exhibition opened in Bathurst in October 2010 (15 October – 28 November 2010).

In 2011 and 2012 the exhibition started its extensive tour to seven (7) venues in four (4) states and one (1) territory:

Artspace Mackay, Queensland  
11 March -1 May 2011

Samstag Museum of Art, South Australia  
13 May - Friday 1 July 2011

Lake Macquarie City Art Gallery, New South Wales  
29 July -11 September 2011

Cockatoo Island, New South Wales  
as part of the OUTPOST: art from the streets project ([www.outpostproject.com.au](http://www.outpostproject.com.au))  
4 November – 11 December 2011

Gosford Regional Gallery, New South Wales  
4 February -1 April 2012

Latrobe Regional Gallery, Victoria  
28 April – 24 June 2012

Belconnen Arts Centre, ACT  
6 July – 12 August 2012

Cairns Regional Gallery, Queensland  
24 August – 21 October 2012

The exhibition explores the history and evolution of the international and Australian street art movement. The exhibition questions the relationship between high art and street art and explores issues that arise from this juncture.

In recent years street art has gained ground as a legitimate contemporary art form, and many street artists now exhibit in major galleries around the world.

The exhibition also examines the paradox of bringing street art into a museum/gallery space in that it takes the artwork away from its intended context, however by this action it also serves to educate and inform by making it accessible to wide variety of audiences. The exhibition and tour is helping to demystify some of the issues surrounding street art and provide an important educational resource for galleries and the general public.

The exhibition has a strong focus on education and public programs. A comprehensive catalogue and a DVD featuring interviews with artists and experts has been produced to accompany the tour. Both the catalogue and DVD have provided tour venues with excellent tools to enter into a dialogue with their audiences about street artists, street art, and its position in contemporary culture.

The exhibition focuses on the artistic merit of the work, and the high calibre of the artists. The artists represented in the exhibition are Adam Hill; B.U.G.A.U.P; Chor Boogie (USA); Deb; Die Laughing Collective; DLUX!; Dmote; Cultural Urge; Jumbo; Kenji Nakayama (US/Japan); Kamion (UK); Luna; Mare; Mini Graff; Nails; Numskull; Otis; Peque (Mexico); Peru; Peter Burgess; Phibs; Scram; Spice; Taring Padi (Indonesia); Zap and Zombe.

Bathurst Regional Art Gallery has managed the development of the exhibition and the Gallery has overseen its subsequent tour. The development and the tour of the exhibition received generous funding from Visions of Australia (\$28,800 for exhibition development and \$74,375 for the exhibition tour) as well as catalogue funding support from the Gordon Darling Foundation (\$14,500). Total funding for the exhibition was \$117,675.

Attendances and the reception by visitors to the exhibition have been excellent. Many of the tour venues have undertaken innovative public outreach programs and have attracted a broader audience than they have previously seen. The exhibition also has been particularly attractive to youth audiences usually one of the most difficult to attract.

Audience attendance figures to date have been:

Bathurst	2,628
Mackay	4,558
Adelaide	5,194
Lake Macquarie	4,979
Cockatoo Island Event	1,200
Cockatoo Island (10 days to 13 November)	20,000*
<b>Total</b>	<b>38,559</b>

\*There are four more weeks for the exhibition to run at Cockatoo Island, it is expected attendances there will exceed 50,000.

**Financial Implications:** There are no financial implications resulting from this report.

**MINUTE**

27 **Item 1 MAYS - THE MAY LANE STREET ART PROJECT (21.00002)**

**MOVED:** T Carpenter **SECONDED:** M Morse

**RESOLVED:** That the information be noted.

## **2 NEW SCULPTURE INSTALLED IN FORECOURT TO ART GALLERY/LIBRARY (21.00002)**

**Recommendation:** That the information be noted.

**Report:** On Thursday, 25 November 2011 a major sculpture was installed in the forecourt to the Art Gallery/Library. The work, *Big Rose Pink Bowl*, is a sculpture by Anne Ferguson, one of Australia's most senior artists who has built her reputation mainly in the area of public art. Some of her most important public commissions include works at St Patrick's Cathedral in Parramatta, the Australian War Memorial, the Australian National University and the New Parliament House in Canberra.

The sculpture, carved in 1998 from a single block of South Australian Angaston marble, represents a river flowing between two mountains that terminates in a waterfall.

The work is part of the Gallery's permanent collection and was given as a gift by the artist under the Commonwealth Government's Cultural Gifts Program in memory of her parents, Sir Robert and Lady Eve Cotton. The work valued at \$45,000 represents a major acquisition for the Art Gallery.

Anne also has strong connections to the Bathurst region, and the BRAG collection, through the Cotton family. Based in Oberon for many years, the Cotton family has strong links to the Central West.

Anne's sister, Judy Cotton undertook a residency in 2001 as part of Bathurst Regional Art Gallery's Hill End Artists in Residence Program and subsequently donated work to the collection. Similarly, Anne's daughter, Jo Bertini, also undertook a Hill End residency in 2003 and has donated work to the collection. Anne Ferguson participated in the Hill End Artists in Residence Program in October 2009.

BRAG hopes that the *Big Pink Rose Bowl* will become the centrepiece of a proposed sculpture park in the Gallery/Library forecourt scheduled for future development.

**Financial Implications:** There are no financial implications resulting from this report.

**MINUTE**

**28 Item 2 NEW SCULPTURE INSTALLED IN FORECOURT TO ART GALLERY/LIBRARY (21.00002)**

**MOVED: M Morse SECONDED: T Carpenter**

**RESOLVED:** That the information be noted.



### **3 STRATEGIC DIRECTIONS FOR THE BATHURST REGION CULTURAL FACILITIES (20.00056)**

**Recommendation:** That Council refer consideration of \$150,000 for the preparation and implementation of a Cultural Plan for the Bathurst Region local government area to the 2012/2013 management plan and budget.

**Report:** The Cultural Planning Guidelines for NSW Local Government identifies culture as being 'about what matters to people and communities ... relationships, shared memories and experiences ... identity, history and a sense of place ... different cultural and religious backgrounds ... the things we consider valuable for passing to future generations ... a way of connecting the present with the past and the future'.

The cultural profile of the Bathurst Region has been developing for many years. This profile has many contributors, not least the six cultural facilities and numerous festivals and events provided by Bathurst Regional Council. Together, these facilities, activities and the many community based cultural facilities and activities contribute to the lifestyle enjoyed by Bathurst residents. However, in reality, each of these facilities makes much larger and more valuable contributions to the Bathurst Region.

The Western Research Institutes 2010 report 'Value Added! The economic and social contribution of cultural facilities and activities in Central NSW' identified that performing arts venues, public art galleries and museums in Orange, Bathurst and Dubbo collectively:

- creates an additional 8.5 jobs outside the cultural sector across the region for each 10 full time positions within the cultural sector.
- adds over \$14 million to the local economy across the region.
- creates almost \$9 million in household income across the region.
- engages a large sector of the community through volunteer opportunities. Volunteers generate \$1.3 million in economic activity, over half a million dollars of household income and 14 additional full time equivalent jobs across the region.
- contributes positively to social capital by helping people to think differently, enhance connections and trust between people and develop a sense of place.
- are valued by the community with households across the region willing to pay over \$1.1 million per annum to maintain current levels of service.

The study identified that the combined outcomes for the Australian Fossil and Mineral Museum, Bathurst Memorial Entertainment Centre, Bathurst Regional Art Galley, Chifley Home and Education Centre and the National Motor Racing Museum, in 2007/2008, generated:

- \$7.9 million in output
- \$3 million in value added (gross regional Product);
- \$2.1 million in household income and 42 full-time equivalent jobs.

In addition to these contributions, approximately 80,000 people from outside the Bathurst Regional Council local government area visited the facilities. It is estimated that these visitors generated:

- \$3.5 million in output;
- \$1.5 million in value added (gross regional product);
- \$0.8 million in household income; and
- 19 full time equivalent jobs.

These statistics are supported, and strengthened by the Western Research Institute's 'Central West Creative Industries Survey 2008' where the economic significance of cultural services was estimated to generate \$196 million in output, \$62.3 million in value added (gross regional product), almost \$42 million in household income and 891 full-time equivalent jobs. (These figures exclude the estimated, very high volunteer contributions). This equates to 0.77% of the gross regional product of the Central West Region in 2006/2007. For comparative purposes the three motor racing events held in Bathurst in 2000 generated 0.56% of the Central West gross regional product for that year.

Interestingly the residents of Bathurst Region local government area were willing to pay \$75 to maintain current levels of access and service quality at cultural facilities, in comparison to Dubbo at \$59 and Orange at \$40. These statistics clearly identify in monetary terms the value of the Bathurst Region facilities to its residents.

Impressive economic statistics detailing the contribution to the region are one measure of the importance of culture to any community; however the areas of social inclusion, social responsibility, cultural development, active community membership and custodianship of future needs are areas that are not easily measured. Numerous studies and many research projects have identified the positive effects the engagement in cultural activities has on an individual's health and well-being and the consequential improvements within a community that is engaged in cultural activities.

In 2011 the NSW State Government has actively recognised the importance of cultural activities, events and facilities to the community through the 'NSW 2021 A Plan to make NSW Number One' State Plan. The goals within this plan indicate the preferences for the oncoming ten year period of the government, and quite likely the sources and areas where funding will be available.

Councillors will recall the workshop presentation on 26 October 2011 addressing the current strategic directions of Council's cultural facilities. The Bathurst Region is readily recognised as a leader for the provision of services and facilities relating to culture across the State. The reputations of Council's facilities, those facilities of the community and opportunities presented within the region hold the area in high esteem. To continue in this vein and to build on the economic, social and cultural capital already in place it is vital that a strategic direction is formulated in conjunction with community providers and individuals to chart the future of cultural development in the Bathurst Region.

A Cultural Plan for the Bathurst Region will allow these opportunities and others to develop in a coordinated, systematic and integrated manner. Charting Culture, a Canadian consultancy company, defines the benefits of a cultural plan as:

- **asking** the community to look into a 'mirror' and assess its cultural identity in all its aspects: arts, heritage, cultural industries, settlement patterns, cultural landscapes, ethnicity, and aboriginal communities, as well as the facilities and services that deliver culture;
- **gives** the community and a region a chance to chart its future course as a cultural force for all community members: youth, seniors, families, businesses, cultural organisations and workers, multicultural contributors, and all visitors;
- **provides** a capacity road map and strategies for enhancing cultural resources by making cultural organizations sustainable and turning the community into a cultural force locally and on the global stage;

- **contributes** to the local economy by becoming a crucial component of a vibrant and future oriented economic development strategy;
- **plays** a key role in identifying and evaluating the community's cultural resources and ensuring that they become market ready economic assets;
- **supports** cultural tourism, the fastest growing segment of tourism in the global economy; and
- **endows** community people with a strong community pride and sense of identity.

The preparation of a Cultural Plan for the Bathurst Region will also enable a fully developed cultural sector making the Bathurst Region more attractive to investors; helps build community pride, retain youth, and build partnerships.

**Financial Implications:** This amount is to be provided for in the 2012/2013 Management Plan.

**MINUTE**

**29 Item 3 STRATEGIC DIRECTIONS FOR THE BATHURST REGION CULTURAL FACILITIES (20.00056)**

**MOVED: T Carpenter SECONDED: I North**

**RESOLVED:** That Council refer consideration of \$150,000 for the preparation and implementation of a Cultural Plan for the Bathurst Region local government area to the 2012/2013 management plan and budget.

#### **4 NATIONAL HONOUR FOR THE AUSTRALIAN FOSSIL AND MINERAL MUSEUM (20.00060)**

**Recommendation:** That the receipt of the prestigious MAGNA award, in Public Programs to the AFMM, be recognised.

**Report:** Bathurst's Australian Fossil and Mineral Museum has received national recognition for one of its education initiatives, with the *Scattered Bones* program earning the Museum a prestigious MAGNA award at the first-ever National Awards for Australia's museums and galleries, last week in Perth.

The MAGNA's (Museums and Galleries National Awards) aim to inspire and recognise best practice and innovation, encourage the continuous improvement and development of Australian museums and galleries, and enhance their profile.

The *Scattered Bones* program earned the Australian Fossil and Mineral Museum (AFMM) top prize in the Public Program category, beating out a host of high-profile competition from around the country, including the Art Gallery of NSW, the National Gallery of Australia, the National Film and Sound Archive, and the Powerhouse Museum.

*Scattered Bones* is a video conferencing education program that turns the AFMM into a live, virtual classroom that can be accessed by students in remote parts of Australia and overseas. The innovative workshops specifically target the development of literacy skills in remote and regional NSW and have been developed with the support of the NSW Department of Education and Training's Connections program.

It is a fun and interactive combination of palaeontology and creative narrative hosted by author and literacy consultant, Paul Stafford and the AFMM's Public Programs Officer. The workshops enable isolated schools to meet and work together writing stories inspired by the spectacular Somerville Collection.

The MAGNA judges praised *Scattered Bones*, offering the following comments about the winning entry:

"This program is remarkable in its capacity to 'turn lives around' by building skills, opening windows onto the world of Science, Research and Creative Writing. Its exponential growth throughout the country, ability to attract and keep students enthusiastically participating in the program is outstanding."

13,700 students from 200 schools across NSW, as well as students in isolated schools in Alaska and the NSW School of the Air have paid a virtual visit to the Australian Fossil and Mineral Museum from connected classrooms using video conference technology since the program began in 2008.

**Financial Implications:** There are no financial implications resulting from this report.

**MINUTE**

**30 Item 4 NATIONAL HONOUR FOR THE AUSTRALIAN FOSSIL AND MINERAL MUSEUM (20.00060)**

**MOVED: T Carpenter SECONDED: G Hanger**

**RESOLVED:** That the receipt of the prestigious MAGNA award, in Public Programs to the AFMM, be recognised.

Yours faithfully



Annabell Miller  
**DIRECTOR**  
**CULTURAL & COMMUNITY SERVICES**

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
GENERAL MANAGER'S REPORT & MINUTES  
14 DECEMBER 2011

**GENERAL MANAGER'S REPORT TO THE ORDINARY MEETING OF BATHURST  
REGIONAL COUNCIL MEETING HELD ON 14 DECEMBER 2011**

General Manager  
Bathurst Regional Council

**1 SENIOR STAFF CONTRACTS (19.00030)**

**Recommendation:** That the information be noted.

**Report:** The provisions of Section 339 of the Local Government Act (1993), requires that,

"The General Manager must, at least once annually, report to the Council on the contractual conditions of senior staff."

The only staff position that is appointed by the governing body of Council is that of the General Manager. The position of General Manager is a senior staff position under Section 334(1) of the Local Government Act (1993).

The General Manager is responsible for the appointment of all other staff (including senior staff) in accordance with the organisation structure and resources approved by the Council's governing body.

The following staff are employed as senior staff:

- General Manager
- Director Corporate Services & Finance
- Director Engineering Services
- Director Environmental Planning & Building Services, and,
- Director Cultural & Community Services

Each senior staff member is employed on a five year fixed term performance based contract. Employment Contracts are in accordance with the Department of Local Government's Standard contracts for General Managers and Senior Staff.

Performance of senior staff is reviewed annually by the General Manager. A sub-committee of Council undertakes the performance review of the General Manager, which is reported to the full Council.

All contracts have the same conditions, which include four (4) weeks annual leave (cumulative), three (3) weeks sick leave (cumulative), long service leave in accordance with the Local Government Award, public holidays as gazetted and motor vehicle included in the salary package.

**Financial Implications:** Staff costs are provided for in the Council's adopted budget.



**MINUTE**

**31     Item 1    SENIOR STAFF CONTRACTS (19.00030)**

**MOVED: P Toole SECONDED: I North**

**RESOLVED:** That the information be noted.

## **2 DRAFT BATHURST 2036 COMMUNITY STRATEGIC PLAN (02.00003)**

**Recommendation:** That Council seek community input by placing the draft Bathurst 2036 Community Strategic Plan on public exhibition for a minimum 28 days.

**Report:** Council at its meeting held 21 September 2011 resolved to:

- a) commence Stage 2 of the Community Engagement Strategy for the development of the Community Strategic Plan
- b) note the timeline for the development and adoption of the Community Strategic Plan.

Stage 2 of the engagement process for the development of the first Community Strategic Plan for the Bathurst Region commenced immediately thereafter. Note that stage 1 engagement was earlier consultation that Council had undertaken on a variety of plans and studies that it had already completed (e.g. landuse studies, environmental studies, social and community plan etc). Following completion of the engagement process a draft Bathurst 2036 Plan has been prepared which should now be considered for public exhibition.

### **The Community Engagement Strategy**

In November 2010 Council began a review of its community engagement practices together with a look at the requirements of the Integrated Planning Reform (IP&R) framework. In April 2011 Council adopted its Community Engagement Policy and its Community Engagement Strategy. The Community Engagement Strategy has guided the community engagement process in the formation of the Community Strategic Plan.

Essentially the engagement process has incorporated:

- stage 1 – identifying a vision (this stage is completed)
- stage 2 – discussing a vision and strategies for the future (this stage is completed)
- stage 3 – public exhibition of a draft Community Strategic Plan (recommended by this report)

### **A Draft Community Strategic Plan (CSP)**

The draft Bathurst 2036 Plan is the first Community Strategic Plan (CSP) for the Bathurst Region. It is an integral part of the new IP&R framework now required under the Local Government Act 1993. **Attachment 1** provides a summary of Council's progress under the IP&R framework.

Following the completion of the stage 1 and 2 engagement processes, a draft Bathurst 2036 Community Strategic Plan has been prepared (see **attachment 2**). The draft plan is based on the Discussion Paper that was developed at the end of the Stage 1 engagement process and used to inform the stage 2 process. Ideas/issues/visions/priorities raised during the stage 2 engagement process have been incorporated into the draft plan as appropriate. These inclusions are detailed in sections below.

It is important that the draft Bathurst 2036 plan be considered in light of other supporting documentation. This includes Council's:

- Asset Management Plans
- Workforce Plan

- Environmental Studies that detail natural asset management
- Community Engagement Strategy

A list of all key related plans and studies are provided in appendix 1 of the draft Bathurst 2036 Plan (**see pages 76 to 82 of attachment 2**). These can be accessed via the Bathurst Region website ([www.bathurstregion.com.au/2036](http://www.bathurstregion.com.au/2036)).

The draft Bathurst 2036 Plan has been developed around 4 key theme areas (as required by legislation):

- Economic prosperity
- Environmental sustainability
- Liveable communities
- Sound leadership.

The key principles underlying the plan are:

- Good custodianship
- Enhancing prosperity
- Conserving our place
- Valuing diversity
- Empowering people
- Shared responsibility.

The draft Plan includes:

- A basic profile of the region
- The engagement process undertaken to develop the plan
- The community vision for the future (overall vision statement for Council)
- Objectives to achieve that vision under each theme (key directions for the Council)
- Strategies to achieve those objectives for each theme (the strategic plan)
- Related studies and plans
- The relationship between the Bathurst 2036 Plan and the NSW State Plan and the Central West Catchment Action Plan
- Key infrastructure projects to 2036

## **Stage Two Engagement**

The key consultation/engagement activities undertaken as part of the stage 2 engagement process for the development of the draft Bathurst 2036 Plan were:

- Staff afternoon tea to gain feedback from staff held on Friday 28 October 2011.
- 2036 People's Convention on Wednesday 9 November 2011 to gain feedback from the general community.
- Bathurst 2036 website
- Bathurst 2036 Survey to gain feedback from the general community (available online or in hard copy).

Note that the 2011 Community Survey is now underway. The results from this survey will also be considered as the draft plan is finalised, following public exhibition.

The engagement activities and the CSP process were promoted to a wide range of community groups and individuals via a specific letter and also at various committee meetings as outlined in the table below.

<b>Committee Group Meetings</b>	<b>Approx no. of attendees</b>
Councillors Working Party	Councillors and Department Heads
Bathurst Regional Access Committee	3
BCCAN	7
International Friendship Group of Bathurst	100
Lions Club	20
Rahamin	2 (information to be passed onto others at green drinks and open garden events)
Rotary	15
Rotary Daybreak	20
Historical Society	20
Town Square Committee	7
National Trust	10
Local Focus Group for Schools Business Community Partnership (Centacare) – held after the convention	15

In addition radio and newspaper ads as well as Twitter and Facebook were used to promote the development of the plan, the survey and convention. This was the first time Council had used Twitter and Facebook as a medium to promote Council's decision making processes. At the end of the stage 2 engagement Council had 75 Twitter and 50 Facebook followers.

### **Staff Afternoon Tea – 28 October 2011**

The staff afternoon tea was held in the Bathurst Memorial Entertainment Centre (BMEC) hall on Friday 28 October 2011. Over 100 staff attended the event. Also in attendance were the Mayor Councillor Westman and other Councillors.

Within the hall 4 stations were set up outlining the key vision summaries already established in the Draft Bathurst 2036 Plan – Discussion Paper in terms of how to achieve:

- Economic prosperity
- Environmental sustainability
- A liveable community
- Overall vision statement

Staff were asked to visit each station and using sticky dots determine which if any or all of those visions they supported. They also had an opportunity to provide additional comments/suggestions that they might have in relation to other visions, priorities or activities that Council should consider.

Staff were not specifically consulted in relation to the theme of sound leadership as staff feedback on this issue was obtained through the employee opinion survey completed in June 2011.

The results of these activities were as follows.

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Theme	Relative importance of vision to staff (number of dots placed next to each vision)
<b>Economic Prosperity</b>	
Attract employment and investment	31
Support infrastructure development and well planned transport systems	29
Create a vibrant CBD	23
Promote Bathurst as a place to live, work, study, invest and play	34
<b>Environmental Sustainability</b>	
Secure a sustainable water supply	44
Protect heritage and history	22
Protect a natural environment	23
Encourage less car dependency	13
<b>Liveable Community</b>	
Support a community that nurtures and values its future generations	24
Encourage a safe community	27
Ensure equity of access for all and encourage an inclusive community	9
Encourage the provision of community and cultural facilities and services	25

A secure water supply was rated the most important issue for staff which perhaps reflects the current threat to remove water from Council's responsibility. Generally all visions/priorities rated of similar importance.

In terms of the proposed overall vision statements prepared for comment the relative support for each proposed statement was as follows.

Proposed Vision Statement	Relative support of vision statement by staff (number of dots placed next to each vision)	Relative overall ranking
To enhance the lifestyle and environment through effective leadership, community involvement and commitment to service (note, this is Council's current vision).	9	3
To enhance the prosperity of the Bathurst Region, conserve our place, value our diversity, empower our people and share responsibility.	4	4
To create a vibrant regional centre with all the benefits of a rural lifestyle, by strengthening economic opportunities, planning for sustainable growth, protecting and enhancing our assets and encouraging a supportive and inclusive community.	34	1
To make the Bathurst region a great place to live, work, study, invest and play, through	29	2

sustainable growth, infrastructure and service provision, good custodianship of the region's assets and life long community achievement.		
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The last two statements were the most popular choices of staff.

No specific additional comments/suggestions were made by staff in relation to each theme area and the visions proposed and the proposed overall vision statements.

Staff were given the opportunity to provide "any other comments" and these are summarised below. The table below summarises the key issues identified and highlights those areas where the proposed strategies in the Discussion Paper do or do not cover the issues sufficiently. It also indicates, in italics, the inclusion of new objectives and strategies in the draft Plan where required.

<b>Other Comments Made by Staff</b>	<b>Proposed Strategy that addresses the comment.</b>
Need multi-level shopping centres (Westfield)	Strategy 3.1 would determine if and when such shopping centres can be supported in Bathurst.
Need high rise buildings	Strategy 13.1 promotes medium density forms of housing and Strategies. Strategies 18.1 and 18.2 seek to achieve quality housing design and choice.
More (age appropriate night clubs)	Strategy 6.3 seeks to continue to support and develop community, recreational and cultural infrastructure. Strategy 1.4 seeks to facilitate new investment attraction.
More culturally diverse restaurants (e.g. Sushi train)	Strategy 6.3 seeks to continue to support and develop community, recreational and cultural infrastructure. Strategy 1.4 seeks to facilitate new investment attraction.
Need a performing arts residency at the Ben Chifley Dam	Strategy 20.1 and 20.3 seek to continue Council's involvement to operate a range of cultural facilities across the Region.
Improve aged care	Strategy 18.2 seeks to promote housing choice. Strategy 25.5 seeks to support ageing population initiatives.
Plan for an integrated transport system	Strategies 24.1 to 24.7 seek to provide and support well planned transport systems. <i>New Objective 7: Support integrated transport infrastructure development.</i>
Undertake anti-litter campaigns and roadside/cycleway litter patrols	<i>New Strategy 18.2: to continue litter enforcement and education activities.</i>
Provide for multi-storey parking	Strategy 3.5 seeks to ensure adequate car parking is provided to service new developments.

## Peoples Convention and the 2036 Bathurst Survey

The Peoples Convention was held on 9 November 2011 in the Bathurst Memorial Entertainment Centre hall. Five sessions were held as follows:

Session Time	Who attended	No. of persons who attended
9-11am	General Community	33
11am-1pm	Primary School Children	120
1.30-3pm	Secondary School Children	15
3-5pm	General Community	15
5-8pm	General Community (including community debate)	48

Within the hall, 5 stations were set up outlining the key vision summaries highlighted in the Draft Bathurst 2036 Plan – Discussion Paper in terms of how to achieve:

- Economic prosperity
- Environmental sustainability
- A liveable community
- Sound Leadership
- Overall vision statement

The public were asked to visit each station. In conjunction with Council staff each theme was discussed specifically considering: what is missing, what are good things that are happening now, what are barriers to the theme and who should collaborate with Council in respect of implementing the theme.

The list of total outputs from the convention are available at **attachment 3**. The unedited convention outputs have previously been emailed to all Councillors and to members of the public who participated in the Bathurst 2036 Convention and indicated an interest in the follow-up data.

The Bathurst 2036 Survey has been available on the Bathurst Region website up until mid November and in hard copy at the Bathurst Visitor Information Centre, Bathurst Library and Bathurst Memorial Entertainment Centre. Around 150 surveys were also distributed via a number of community groups during the stage 2 engagement period. The survey sought to identify which of the key vision summaries for each theme were important to members of the community and sought suggested activities to address each theme area.

In relation to each theme area the tables below summarise the key issues identified through the Convention and the Survey and highlights those areas where the proposed strategies in the Discussion Paper do or do not cover the issues sufficiently. It also indicates, in italics, the inclusion of new objectives and strategies in the draft Plan where required. Note some issues belong in more than one theme area but have not been duplicated and are dealt with only in one theme area.

<b>ECONOMIC PROSPERITY</b>	
<b>Summary of key issues identified at the Convention/Bathurst 2036 Survey</b>	<b>Proposed Strategy that addresses the comment.</b>
Improved communication, NBN, high speed	Strategy 6.5 – seeks to identify opportunities to

internet	improve mobile telecommunications and broadband access. Strategy 5.5 seeks to support broadband infrastructure into existing and new areas.
External marketing	Strategies 4.1 to 4.9 seek to market Bathurst.
Retain retail/business mix in CBD	Strategies 3.1 to 3.8 seek to protect and grow the Bathurst CBD.
Maximise use of Mount Panorama	<i>Strategy 1.6: added "diversification of use of Mount Panorama".</i>
Plan for loss of growth	Not included as no data presented to Council suggests that the Bathurst region is going to face a loss of growth in the planning period.
Diversity of employment and services	Strategies 1.1 to 1.11 and 5.2 seek to attract and diversify employment and business opportunities.
Encourage, diversify tourism, tourism for children	Strategies 4.3, 4.6 and 4.8 seek to improve tourism opportunities for the region.
Promote Bathurst (e.g. as oldest inland settlement, heritage and history, great place to live etc)	Strategies 4.1 to 4.9 seek to market Bathurst.
Encourage high technology industries	Strategy 1.10 seeks to encourage innovative industry, particularly in renewable energy. Strategy 5.4 seeks to promote innovative practices from local industry.
Attract Dept Store into CBD	Strategies 1.1 to 1.4 provide opportunities to facilitate new business attraction to the City.
Encourage cooperatives, self sufficiency and local 'grass roots' industry	<i>New strategy 5.8: Encourage local cooperatives and local self sufficiency.</i>
Protect agricultural lands	Strategies 2.1 to 2.5 seek to protect agricultural lands.
Bathurst lottery and bank	Strategies 1.1 to 1.4 provide opportunities to facilitate new business attraction to the City.
Fill empty shops	Strategies 1.1 to 1.4 provide opportunities to facilitate new business attraction to the City.
Provide for expansion of schools, provide for new education facilities (e.g. preschools)	Strategy 21.6 seeks to ensure land is identified for future location and expansion of community needs. <i>Strategy amended to specifically include education and health needs.</i> Strategies 26.1 to 26.7 seek to encourage life long education.
Encourage longer shopping hours	Strategies 1.1 to 1.4 provide opportunities to facilitate business growth in the City.
Careful management of growth	Addressed by a variety of strategies in all theme areas.
Business incubators	Strategy 9.5 seeks the sustainable development of the Australian Centre for Science and Emerging Industries. Appendix 6 (Key Infrastructure Projects) includes the Australian Centre for Science and Emerging Industries.
Encourage new shops, restaurants	Strategies 1.1 to 1.4 provide opportunities to facilitate new business attraction to the Region.



Encourage development of historical sites (TAFE, dairy farmers)	Strategies 1.1 to 1.4 provide opportunities to facilitate new business attraction to the City.
City bypass	<i>New Strategy 7.4: Pursue investigations and support for a major ring road route.</i> Appendix 6 (Key Infrastructure Projects) includes construction of a Ring Road around the city.

<b>ENVIRONMENTAL SUSTAINABILITY</b>	
<b>Summary of key issues identified at the Convention/Bathurst 2036 Survey</b>	<b>Proposed Strategy that addresses the comment.</b>
Protect heritage and history	Strategies 11.1 to 11.8 seek to protect the region's history and heritage.
Improve gateways and protect key vistas	<i>New strategy 4.9: Facilitate an improvement to the gateways for the region and the City of Bathurst.</i> Strategies 9.4 and 9.7 seek implementation of the Vegetation Management Plan as it relates to the city's gateways and vistas and to pursue revegetation programs.
Increase greening of Bathurst (e.g. greenbelts, more open space, streetscapes)	Strategy 9.7 seeks to pursue revegetation programs. Strategies 10.1 to 10.8 seek to protect and enhance the region's biodiversity. <i>New Strategy 10.10 added to continue street tree audits and street tree replacement programs.</i>
Energy security, self sufficiency in energy generation	<i>New objective 18: to encourage sustainable waste management practices, including opportunities for energy generation.</i> Strategy 13.6 seeks to encourage new renewable energy projects. Strategy 1.10 seeks to support new industry. Strategy 9.7 seeks to investigate opportunities for sustainable energy industries.
More litter programs	<i>New Strategy 18.2: to continue litter enforcement and education activities.</i>
Green waste recycling	<i>New Strategy 18.1: to continue to identify opportunities for waste recycling including green waste.</i>
Better traffic management, including parking	Strategy 3.5 seeks adequate car parking to be provided to new commercial developments. <i>New Strategy 8.5: seeks to investigate and implement appropriate traffic management measures.</i>
Avoid urban sprawl	Strategies 13.1 to 13.9 seek to minimise the City's environmental footprint.
Sensitive higher density living in city and villages	Strategy 13.1 seeks to permit and promote more medium density housing in the City of Bathurst.
Recycled water, stormwater harvesting	Strategies 15.1 to 16.8 seek to secure a sustainable water supply including water reuse.
Underground telephone wires	<i>New Strategy 9.11: Advocate for the undergrounding of electricity and communication services.</i>

Sustainable subdivision design	Strategy 9.1 seeks sustainable building and subdivision design through Council's planning standards.
Better urban/rural interface	Strategy 2.1 seeks implementation of the Rural Strategy which provides for better buffers between urban and rural lands.
Electric charge points for cars	Strategy 14.7 seeks to identify opportunities to promote sustainable transport options (e.g. electric recharge points).

<b>LIVEABLE COMMUNITIES</b>	
<b>Summary of key issues identified at the Convention/Bathurst 2036 Survey</b>	<b>Proposed Strategy that addresses the comment.</b>
Intergrated transport system – public and private – inter and intra city (light rail, public transport information)	Strategies 24.1 to 24.7 seek to provide and support well planned transport systems. <i>New Objective 7: Support integrated transport infrastructure development.</i>
Town square, pedestrian mall, community hub (TAFE building)	<i>New Strategy 3.8: Encourage community activities, markets and social spaces within activity centres.</i>
Cultural diversity	Strategies 23.1 to 23.7 seek to encourage a supportive and inclusive community and implement the Social and Community Plan.
More community events and celebrations	Strategy 23.3 seeks to support the provision of a range of community events and activities and where appropriate coordinate those events.
Higher police presence in CBD	Strategies 22.1 to 22.4 seek to improve community safety in public places including advocating for resources such as the Police to improve community safety.
Attract GPs and health specialists	Strategies 25.1 to 25.5 seek to support the provision of high quality medical services for the community including implementation of the Social and Community Plan.
Youth centre/space	<i>New Strategy 27.5: Identify and develop opportunities for safe youth friendly spaces across the community.</i>
Graffiti wall	<i>New Strategy 27.5: Identify and develop opportunities for safe youth friendly spaces across the community.</i>
Community centre (meetings, resources, training)	Strategy 21.1 provides for a range of community facilities and venues for community use.
Healthy lifestyle	Addressed by a variety of strategies in all theme areas.
Cultural centre	Strategies 20.1 and 20.2 seek to support a range of public and private cultural venues. Strategy 20.1 provides for a range of community facilities and venues for community use.
Recognition of disadvantaged persons,	Strategies 19.1 to 19.7 seek to improve access

adequate access for persons with a disability	particularly for those with a disability. A number of Strategies recommend implementation of the Social and Community plan with various actions to improve the quality of life for the range of people that may be regarded as disadvantaged.
Support to villages and village events and services	Strategy 23.3 seeks to support the provision of a range of community events and activities and where appropriate coordinate those events.
Completion of cycleways and footpaths	Strategy 19.1 recommends implementation and ongoing review of the Access and Cycling Plan.
More recreational and sporting facilities	Strategy 21.4 seeks to provide park, open space, recreational and sporting facilities.
Affordable housing	Strategy 13.1 seeks to promote opportunities for medium density housing thus improving housing choice and housing affordability.
Facilities for bicycles	Strategy 19.1 recommends implementation and ongoing review of the Access and Cycling Plan. Strategy 19.4 seeks to provide park, open space, recreational and sporting facilities.
More lighting for public safety. CCTV in the CBD	Strategies 22.1 and 22.2 provide for implementation of the community safety plan and ongoing work of the community safety committee.
Cater for older children at parks	Strategy 21.4 seeks to provide park, open space, recreational and sporting facilities.
Junior service clubs	Strategies 27.1 to 27.8 seek to encourage youth achievement and participation.
Promote local history information	Strategy 20.1 seeks to continue the operation of the library.
More open space (Botanical gardens)	Strategy 21.4 seeks to provide park, open space, recreational and sporting facilities.
More active public use of open/public spaces	<i>New Strategy 23.7: encourage the use of public spaces for active community use.</i>
Public art	Strategy 20.5 seeks to maintain and provide new public art and monuments of cultural significance.
Safe walking to school	Strategy 24.6 seeks to continue implementation of a road safety program.

## **SOUND LEADERSHIP**

<b>Summary of key issues identified at the Convention/Bathurst 2036 Survey</b>	<b>Proposed Strategy that addresses the comment.</b>
Encourage volunteers	<i>New Strategy 30.8: To honour community advocates, encourage volunteers and community input and support in service/program development and delivery.</i>
Better communication – awareness, engagement, feedback, community oversight of plans, plain English	<i>Objective 30 altered to include “community interaction and support”.</i> Strategies 30.1 to 30.8 seek to encourage

	communication with the community. <i>A number of minor amendments have been incorporated into those strategies to include young people, to encourage community involvement in the implementation of programs and services and to develop new ways of seeking community feedback.</i>
Plan for water security	Strategies 31.1 to 31.5 seek to ensure Council plans for water security and retain ownership of water assets.
Regional cooperation and collaboration, resource sharing – a regional community	<i>New objective 33: To be and develop good leaders. This objectives seeks to incorporate the identification of regional cooperation and collaboration.</i>
Incorporate new technologies in infrastructure development	<i>New Strategy 29.7: to incorporate new technologies, as may be appropriate, in new or retrofitted assets and infrastructure.</i>
Grow capacity of city not just people/economy	Addressed by a variety of strategies in all theme areas.
Develop political relationships with bureacrats	<i>New objective 33: To be and develop good leaders. This objective includes the development and maintenance of relationships with state and federal governments and agencies.</i>
Involve youth in leadership development	<i>New objective 33: To be and develop good leaders. This objective includes support for the youth council and staff involvement in school curriculum.</i>
Provide for Council staff development and training	Strategy 32.1 seeks to implement the Workforce Plan which includes staff development and training.
Retain Council services	Strategies under the theme sound leadership seek to retain services and service delivery within Council.
Maintain assets and infrastructure	Strategies 29.1 to 29.8 guide the provision and maintenance of assets and infrastructure.
Develop indicators of success	<i>New objective 33: To be and develop good leaders. This objective includes the development of performance indicators of success.</i>
Build environmental policy	Strategies under the theme environmental sustainability enable ongoing development of environmental policy.
School principals forum	<i>New objective 33: To be and develop good leaders. This objective includes Council involvement in school curriculum.</i>
Involve kids more in planning projects, expand local government week with interactive children participation	<i>New objective 33: To be and develop good leaders. This objective includes support for the youth council and Council involvement in school curriculum.</i>
Need more Councillors, a full time Mayor and better age representation on Council	<i>New Strategy 33.8: To monitor and respond to Councillor/Mayor commitments and provide training/information sessions to those seeking</i>

At the convention primary school children were asked to undertake different activities including:

- Writing a postcard from the future
- Contributing to the map mural of what Bathurst might look like in 2036
- Cracking a code
- Find a word
- Being Mayor for a moment.

A full list of outputs from the postcard to the future, the map mural and Mayor for a moment are available as part of **attachment 3**. The key ideas raised from these exercises are outlined in the table below. The table also references the proposed strategies in the “Draft Bathurst 2036 Plan – Discussion Paper” that address these comments or outlines new strategies, in italics, that have been included in the draft plan.

<b>Key ideas raised from primary schools at convention</b>	<b>Proposed Strategy that addresses the idea</b>
more recreational, cultural and sporting facilities, playgrounds and open space	Strategy 6.3 seeks to support the development of community, recreational and lifestyle infrastructure. Strategy 9.6 seeks to provide quality open space and recreation areas. Strategy 10.2 seeks to provide regional and local open space that encompasses remnant vegetation.
more cycleways and footpaths	Strategy 19.1 seeks the implementation of the Community Access and Cycling Plan.
retain the city’s historic buildings and parks	Strategies 11.1 to 11.8 seek to protect the region’s unique heritage and history.
provide better transport systems	Strategies 24.1 to 24.7 seek to provide and support well planned transport systems. <i>New Objective 7: Support integrated transport infrastructure development.</i>
retain the rural lifestyle	Strategy 2.1 seeks implementation of the Rural Strategy that protects the rural environment.
maintain clean water ways, provide wetland areas	Strategies 9.1, 9.5, 9.6 and 12.1 to 12.11 seek to protect the Macquarie River and enhance water quality and riparian ecology.
reduce littering	<i>New Strategy 18.2: to continue litter enforcement and education activities.</i>
encourage opportunities for renewable energy	Strategies 1.10 and 8.7 provide support for the development of new renewable energy industries.
reduce urban sprawl	Strategies 13.1 to 13.11 seek to minimise the City’s environmental footprint.
provide more flora and fauna	Strategies 8.4, 9.4, 9.7 and 10.1 to 10.8 seek to protect and enhance the region’s biodiversity.
encourage sustainable housing	Strategies 8.1 and 18.1 to 18.4 seek to

	encourage sustainable building and subdivision design.
provide more shops	Strategy 3.2 seeks to provide a regional level CBD. Strategy 1.3 seeks to facilitate contact with new business.
provide new educational facilities	Strategy 21.6 seeks to ensure land is identified for future location and expansion of community needs. <i>Strategy amended to specifically include education and health needs.</i>
provide broadband services	Strategy 6.5 – seeks to identify opportunities to improve mobile telecommunications and broadband access. Strategy 5.5 seeks to support broadband infrastructure into existing and new areas.
provide a city bypass	<i>New Strategy 7.4: Pursue investigations and support for a major ring road route.</i> Appendix 6 (Key Infrastructure Projects) includes construction of a Ring Road.
provide better hospital facilities	Strategies 25.1 to 25.5 seek to support the provision of high quality medical services for the community including implementation of the Social and Community Plan.
more car parking	Strategy 3.5 seeks adequate car parking to be provided to new commercial developments. <i>New Strategy 7.5: seeks to investigate and implement appropriate traffic management measures.</i>
encourage recycling, including green waste	<i>New Strategy 18.1: to continue to identify opportunities for waste recycling including green waste.</i>

In the evening session of the People's Convention the community were also given the opportunity to visit each station and using sticky dots determine which if any or all of the visions identified in the Discussion Paper they supported. The Bathurst 2036 Survey also provided an opportunity to identify the relative importance of each theme vision. The results of this activity from the convention and the survey were as follows.

Theme	Relative importance of visions - Convention	Relative importance of visions - Survey	Total number
<b>Economic Prosperity</b>			
Attract employment and investment	11	28	39
Support infrastructure development and well planned transport systems	17	31	48
Create a vibrant CBD	5	23	28
Promote Bathurst as a place to live, work, study, invest and play	18	29	47
<b>Environmental Sustainability</b>			
Secure a sustainable water supply	10	32	42

Protect heritage and history	17	33	50
Protect a natural environment	14	30	44
Encourage less car dependency	7	18	25
<b>A Liveable Community</b>			
Support a community that nurtures and values its future generations	15	26	41
Encourage a safe community	4	31	35
Ensure equity of access for all and encourage an inclusive community	19	22	41
Encourage the provision of community and cultural facilities and services	15	24	39
<b>Sound Leadership</b>			
Protect community and environmental assets	20	25	45
Ensure Council is supported by an adequate workforce	7	21	29
Plan for sustainable growth	16	28	44
Support effective communication in the community	11	21	32

Generally all visions/priorities rated of similar importance. This suggests that the overall visions identified in the Discussion Paper continue to reflect current community views.

In terms of the proposed overall vision statements prepared for comment the relative support for each proposed statement (Convention and separate survey) was as follows.

<b>Proposed Vision Statement</b>	<b>Relative support of vision statement convention and separate survey</b>	<b>Relative overall ranking</b>
To enhance the lifestyle and environment through effective leadership, community involvement and commitment to service (note, this is Council's current vision).	2	3
To enhance the prosperity of the Bathurst Region, conserve our place, value our diversity, empower our people and share responsibility.	1	4
To create a vibrant regional centre with all the benefits of a rural lifestyle, by strengthening economic opportunities, planning for sustainable growth, protecting and enhancing our assets and encouraging a supportive and inclusive community.	13	2
To make the Bathurst region a great place to live, work, study, invest and play, through sustainable growth, infrastructure and service provision, good custodianship of the region's assets and life long community achievement.	16	1

Again similar to the staff results, the last two vision statements were preferred.

At the convention, the following words/phrases were strongly identified as being relevant to the development of an overall vision statement:

- Sense of identify
- Sustainable
- Self sufficient
- Community spirit
- Inclusive
- Sharing
- Safe
- Healthy
- Shared prosperity
- Vibrant
- Rural feel
- Well-being

To this end a new vision and directions have been established in the Community Strategic Plan (see section 5 – Community Vision of the draft Bathurst 2036 Plan at **attachment 2**). The vision statement is a description of the desired outcome that helps create a mental picture of the future of the Bathurst Region at 2036. It seeks to describe the best possible outcome. The vision is not the measuring stick for the success or otherwise of the plan that is the role of the plans objectives and strategies. The vision seeks to motivate success. The vision included in the plan seeks to reflect, as best as possible, the words/phrases and preferences raised during the engagement process.

### **Youth Council**

At the Youth Council meeting on Thursday 10 November 2011 the themes relevant to the Community Strategic Plan were discussed.

The relative importance of each of the visions identified in the discussion paper are summarised below. Note that the Youth Council did not consider the liveable community theme in this exercise.

<b>Theme</b>	<b>Relative importance of vision to the Youth</b>
<b>Economic Prosperity</b>	
Attract employment and investment	3
Support infrastructure development and well planned transport systems	4
Create a vibrant CBD	0
Promote Bathurst as a place to live, work, study, invest and play	11
<b>Environmental Sustainability</b>	
Secure a sustainable water supply	6
Protect heritage and history	11
Protect a natural environment	13
Encourage less car dependency	5
<b>Sound Leadership</b>	
Protect community and environmental assets	11
Ensure Council is supported by an adequate workforce	10
Plan for sustainable growth	14
Support effective communication in the community	13



The key outputs from the Youth Council are summarised below. The table also references the proposed strategies in the “Draft Bathurst 2036 Plan – Discussion Paper” that addresses these comments.

<b>Key Ideas raised from Youth Council</b>	<b>Proposed Strategy that addresses the idea</b>
<b>Economic Prosperity</b>	
Attract people to CSU	Strategies 26.1 to 26.7 seek to encourage and support the provision of educational facilities.
Keep heritage as well as allow for growth	Strategies 11.1 to 11.8 seek to protect the region’s unique heritage and history.
Improve public transport to/from Sydney	Strategies 24.1 to 24.7 seek to provide and support well planned transport systems. <i>New Objective 7: Support integrated transport infrastructure development.</i>
Attract new jobs	Strategies 1.1 to 1.12 seek to attract employment.
<b>Environmental Sustainability</b>	
Maintain a rural lifestyle	Strategy 2.1 seeks implementation of the Rural Strategy that protects the rural environment.
Encourage renewable energy	Strategies 1.10 and 8.7 provide support for the development of new renewable energy industries.
<b>Liveable Communities</b>	
Youth Council to support creation of a youth centre	<i>New Strategy 27.5: Identify and develop opportunities for safe youth friendly spaces across the community.</i>
Encourage activities for young people	Strategies 27.1 to 27.7 encourage youth achievement and participation.
Support and upgrade cultural facilities	Strategies 20.1 to 20.5 seek to provide a range of cultural facilities.
Support amateur creative arts	Strategies 20.1 to 20.5 seek to provide a range of cultural facilities.
Retain an interest in education	Strategies 26.1 to 26.7 seek to encourage the provision of a range of educational opportunities.
Encourage more nightclubs	Strategy 1.3 seeks to facilitate new business contacts.
Resolve parking and traffic issues	Strategy 3.5 seeks adequate car parking to be provided to new commercial developments. <i>New Strategy 8.5: seeks to investigate and implement appropriate traffic management measures.</i>
<b>Sound Leadership</b>	
Use Youth Council as a valid means of working with the youth of Bathurst	Strategy 27.1 seeks to support and promote the Youth Council.

## **Conclusion**

The draft Bathurst 2036 Plan is the first Community Strategic Plan for the Bathurst Region. It is an integral part of the new Integrated Planning and Reporting reforms now required under the Local Government Act 1993. The plan represents the blueprint for the future by describing the focus of Council's activities. Following an extensive consultation and engagement process it is considered that the draft plan identifies and responds to the community's visions and priorities for the future.

It is now appropriate for the draft Plan to be placed on public exhibition to enable final community input before Council considers its adoption (this will represent stage 3 of the engagement process in the development of the plan). Under the Local Government Act a minimum 28 days exhibition period is required. Due to the Christmas and New Year period the actual exhibition period will be extended beyond the minimum 28 days.

It is recommended that Council place the draft Bathurst 2036 Plan on public exhibition.

**Financial Implications:** The draft Plan has been prepared within existing budgets.

**MINUTE**

**32     Item 2    DRAFT BATHURST 2036 COMMUNITY STRATEGIC PLAN (02.00003)**

**MOVED: T Carpenter   SECONDED: M Morse**

**RESOLVED:** That Council seek community input by placing the draft Bathurst 2036 Community Strategic Plan on public exhibition for a minimum 28 days.

Yours faithfully



D J Sherley  
**GENERAL MANAGER**

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
TRAFFIC COMMITTEE MEETING

**TRAFFIC COMMITTEE MEETING TO THE ORDINARY MEETING OF BATHURST  
REGIONAL COUNCIL MEETING HELD ON 14 DECEMBER 2011**

General Manager  
Bathurst Regional Council

**1 MINUTES - TRAFFIC COMMITTEE MEETING - 6 DECEMBER 2011 (07.00006)**

**Recommendation:** That the recommendations of the Traffic Committee Meeting held on 6 December 2011 be adopted.

**Report:** The Minutes of the Traffic Committee Meeting held on 6 December 2011, are attached.

**Financial Implications:** N/A

**MINUTE**

**33 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 6 DECEMBER 2011**  
**(07.00006)**

**MOVED: W Aubin SECONDED: T Carpenter**

**Cr Hanger declared a non pecuniary interest in Minute 12, Item #8 of this item and remained in the Chamber.**

**Reason: relative living in Bradwardine Road.**

**RESOLVED:** That the recommendations of the Traffic Committee Meeting held on 6 December 2011 be adopted excluding Minute 14, Item #10.

**MINUTE**

**34 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 6 DECEMBER 2011**  
**(07.00006)**

**MOVED: P Toole SECONDED: W Aubin**

**Cr Westman declared a pecuniary interest in Minute 14, Item #10 of the Traffic Committee Minutes of 6 December 2011 and left the Chamber for this item.**

**Reason: owns a bicycle shop.**

**Cr Carpenter took the Chair for this item.**

**RESOLVED:** That the recommendation of Minute 14, Item #10 of the Traffic Committee Meeting held on 6 December 2011 be adopted.

**MINUTES OF THE TRAFFIC COMMITTEE**  
**HELD ON 6 DECEMBER 2011**

**MEETING COMMENCES**

**1 PRESENT**

**Members:** Cr Warren Aubin (BRC), Sgt Luke Cole (Police), Jackie Barry (RMS) and David Veness (MP Representative).

**Present:** Manager Technical Services, Senior Technical Officer/Traffic Engineer.

**APOLOGIES**

**2 APOLOGIES**

Paul Toole MP.

**REPORT OF PREVIOUS MEETING**

**3 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 1 NOVEMBER 2011 (07.00006)**

That the Minutes of the Traffic Committee Meeting held on 1 November 2011 be adopted.

**DECLARATION OF INTEREST**

**4 DECLARATION OF INTEREST 11.00002**

That the Declaration of Interest be noted.

**RECEIVE AND DEAL WITH DIRECTORS' REPORTS**

**Director Engineering Services' Report**

**5 Item 1 MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD 1 NOVEMBER 2011 (07.00006)**

That the information be noted and necessary actions be taken.

**6 Item 2 MONTHLY REPORT FOR LOCAL GOVERNMENT ROAD SAFETY PROGRAM (28.00002)**

That the information be noted.

**7** **Item 3 TEMPORARY PARKING – TRANSPORT & DISABILITY EXPO 2011 (28.00026-02/055)**

That Council approve the temporary implementation of an area for the parking of display vehicles for the Expo in the Council off street car park at the rear of the Bathurst RSL Club between 10 am and 1 pm on Tuesday 15 November 2011.

**8** **Item 4 TEMPORARY 1 HOUR PARKING FOR THE MCDONALDS BATHURST MCHAPPY DAY (22.01869/026)**

That Council approve the temporary implementation of 1 hour parking at the McDonalds Restaurant rear car park from 8.00 am until 4.00 pm on 12 November 2011 for the purpose of McHappy Day patrons.

**9** **Item 5 RIBBON GANG LANE BATHURST (25.00021/048)**

That Council approve the installation of a No Entry sign (r2-4) and a Give Way to Pedestrians (r2-10) sign at the exit of Ribbon Gang Lane on William Street.

**10** **Item 6 RAY DAY 2011 FUNDRAISING EVENT (04.00012-05/073)**

That Council approve the reservation of 5 car parking spaces in Keppel Street adjacent to Machattie Park for the RAY DAY fundraising event to be held on Saturday 19 November 2011 in Machattie Park, Bathurst.

**11** **Item 7 LINE MARKING – SAINT JOHN'S ROAD, GEORGES PLAINS (25.00540/001)**

That Council approve the installation of double barrier lines for the eastern side of the crest on Saint John's Road, Georges Plains.

**12** **Item 8 LIGHT TRAFFIC THOROUGHFARE - BRADWARDINE ROAD (28.00012)**

That Council approve a 12 tonne Light Traffic Thoroughfare for the section of Bradwardine Road from the Mitchell Highway to Larkin Street with buses to be exempt.

**13** **Item 9 309 STEWART STREET BATHURST (25.00036-05/094)**

That Council note the information regarding 309 Stewart Street Bathurst and refer the matter to the Roads and Maritime Services for consideration.



**14      Item 10 BATHURST CYCLING CLUB ROAD RACING AND TRAINING EVENTS 2012 (18.00022-04)**

That Council approve the Bathurst Cycling Club road racing and training events for 2012. The events are to be classified as Class 2 events and approved subject to conditions detailed in the Director Engineering Services' report.

**15      Item 11 TEMPORARY ROAD CLOSURE DURHAM STREET FOR 'A LEAGUE FOOTBALL' CARRINGTON PARK 2012 (04.00008)**

That Council approve the temporary road closure of Durham Street between the Bathurst Information Centre and Havannah Street for the A League football event to be held on Wednesday 25 January 2012.

**16      Item 12 B-DOUBLE ROUTE – DELAWARE CRESCENT (28.00012)**

That Council approve the B Double Route Application for Delaware Crescent.

**TRAFFIC REGISTER**

**17      Item 1 TRAFFIC REGISTER (07.00006)**

That the information be noted.

**MEETING CLOSE**

**18      MEETING CLOSE**

The Meeting closed at 2.40 pm.

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
DELEGATES REPORTS & MINUTES

**DELEGATES REPORTS TO THE ORDINARY MEETING OF BATHURST REGIONAL  
COUNCIL MEETING HELD ON 14 DECEMBER 2011**

General Manager  
Bathurst Regional Council

**1 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 23  
NOVEMBER 2011 (11.00019)**

**Recommendation:** That the information be noted.

**Report:** **Present:** Crs Westman (Chair), Aubin, Carpenter, Hanger, Morse, North.

**In attendance:** Director Corporate Services & Finance, Director Environmental Planning and Building Services, Director Engineering Services, Director Cultural & Community Services, Manager Corporate Governance, Manager Water & Waste

**APOLOGIES:** Crs Bourke, Thompson, and Toole, General Manager.

**1. CENTROC (07.00017)**

Jenny Bennett, Executive Officer of CENTROC attended the meeting to give Councillors an update on the role of CENTROC and a number of projects that are currently being undertaken.

Discussion included:

ADVOCACY PRIORITIES - for the next 12 months

- Bells Line Expressway Group (BLEG)
- Infrastructure
- Environmental Sustainability
- Health
- Telecommunication
- Regional Economic Development
- Emerging Priorities eg. Tourism

TEAMS - looking at implementing cost savings

- Info sharing and cost saving initiatives
- OHS Risk Management Team
- Regional HR Training
- Supply
- "That's a Good Idea" Project Team
- Compliance and Cost Saving
- IT
- Screen Central

Net Saving over \$1million

What's Happening:

- Destination 2036
- Beyond the range - Melinda Parry in Orange 15 December 2011 - Health
- Priority Regional Infrastructure Plan
- Contracts Signs and Electricity

## **2. LINDSAY COTTEE FOUNDATION (11.00019)**

Charlie Biddle and Lindsay Cottee of the Lindsay Cottee Foundation attended the meeting to give Council a presentation on the Lindsay Cottee Foundation and upcoming projects.

- The Foundation aims to help people with disabilities to perform incredible feats and achieve what would otherwise be considered impossible.
- Lindsay Cottee plans to be the first person to accomplish such a feat by being the first person in history to cross Australia from Sydney to Perth in a wheelchair.
- Seeking financial backing to complete the adventure. The cost is \$500,000 to complete the adventure with the wheelchair to cost approx. \$100,000.
- The Adventure is planned for April 2012.

**Financial Implications:** Nil

**MINUTE**

**35 Item 1 COUNCILLORS MEETING WITH COMMUNITY  
GROUPS/REPRESENTATIVES - 23 NOVEMBER 2011 (11.00019)**

**MOVED: P Toole SECONDED: W Aubin**

**RESOLVED:** That the information be noted.

**2 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 30 NOVEMBER 2011 (11.00019)**

**Recommendation:** That the information be noted.

**Report: Present:** Crs Westman (Chair), Aubin, Bourke, Carpenter, Morse, North, Thompson, Toole

**In attendance:** Director Corporate Services & Finance, Director Engineering Services, Director Cultural & Community Services, Manager Development Assessment, Manager Water & Waste

**APOLOGIES:** Cr Hanger, General Manager.

**1. BATHURST HARNESS RACING CLUB (18.00107)**

Council met with Bathurst Harness Racing Club and Executives of Harness Racing NSW to discuss the development of a new trotting facility in the Bathurst area.

Harness Racing NSW gave a presentation in relation to the preferred positions of both organisations and requested Council to consider the option to either lease or purchase the appropriate land in Ethelton Avenue.

Council gave an undertaking that it would consider their application at Council's Ordinary Meeting to be held on 14 December 2011 to determine Council's position in this matter.

**Financial Implications:** Nil.

**MINUTE**

**36 Item 2 COUNCILLORS MEETING WITH COMMUNITY  
GROUPS/REPRESENTATIVES - 30 NOVEMBER 2011 (11.00019)**

**MOVED: T Carpenter SECONDED: B Bourke**

**RESOLVED:** That the information be noted.

**MINUTE**

**37 Item .1 LATE CONFIDENTIAL REPORT**

**MOVED: P Toole SECONDED: M Morse**

**RESOLVED:** That the following late confidential item be transacted at the meeting in accordance with Clause 241(3)(b) of the Local Government (General) Regulation 2005 as the Chairman ruled that the item was of great urgency.

Trackcorp Adrenalin Pty Ltd - DCSF Confidential #7.

**MINUTE**

**38 Item .1 RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE TO DEAL WITH CONFIDENTIAL REPORTS**

**MOVED: M Morse SECONDED: P Toole**

**RESOLVED:** The Mayor invited members of the public to make submissions on whether the matter should or should not be dealt with in Confidential Committee.

**There we no representations from the public.**

**RESOLVED:** That:

- (a) Council resolve into closed Council to consider business identified, together with any late reports tabled at the meeting.
- (b) Pursuant to section 10A(1)-(3) of the Local Government Act 1993, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A(2) as outlined above.
- (c) Correspondence and reports relevant to the subject business be withheld from access.

**\* Mayoral Minute**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	GENERAL MANAGER'S APPRAISAL	10A (2) (a) – Deals with personnel matters concerning particular individuals (other than Councillors) disclosure of which would not be in the public interest as it would reveal personal details of the individuals concerned.

to the Council Meeting 14/12/2011

GENERAL MANAGER

MAYOR  
Page 144



**\* Director Corporate Services & Finance's Report**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	PROPOSED NEW COMMUNICATION LICENCE AGREEMENT - MCPHILLAMY PARK, MT PANORAMA - TAXI CABS OF BATHURST COOPERATIVE SOCIETY LTD	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	RIGHT OF CARRIAGEWAY - DURHAM STREET, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
3	PROPOSAL TO BUILD A MULTI DISCIPLINE MOTOR SPORT FACILITY IN THE BATHURST AREA - MOTORCYCLING NSW LIMITED	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
4	BATHURST HARNESS RACING CLUB	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the

to the Council Meeting 14/12/2011

GENERAL MANAGER

MAYOR  
Page 145

		public interest as it would prejudice the commercial position of the person who supplied it.
5	BATHURST CITY COMMUNITY CLUB	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
6	ELECTRICITY SUPPLY	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
7	TRACKCORP ADRENALIN PTY LTD	10A (2) (c) – contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. Discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it would prejudice council's position in negotiating commercial and or financial arrangements. 10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the

to the Council Meeting 14/12/2011

	public interest as it would prejudice the commercial position of the person who supplied it.
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**\* Director Engineering Services' Report**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	ANNUAL TENDER FOR STORMWATER DRAINAGE PIPES	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	ANNUAL TENDER FOR SAND	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
3	ANNUAL TENDER FOR TOP SOIL	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
4	ANNUAL TENDER FOR ROAD BASE MATERIAL	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the

to the Council Meeting 14/12/2011

GENERAL MANAGER

MAYOR  
Page 147

		commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
5	TENDER FOR HIRE OF TRUCKS	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
6	TENDER FOR HIRE OF PLANT	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
7	PROPOSED COMPULSORY ACQUISITION OF LOT 23 DP1169512 PANORAMA AVENUE, MITCHELL (TECHNOLOGY PARK)	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
8	PROPOSED COMPULSORY ACQUISITION OF LOTS 37 AND 38 DP1163423 (CARLINGFORD LEVEE) PYE STREET BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the

to the Council Meeting 14/12/2011

		<p>person who supplied it.  Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.</p>
9	<p>COMPULSORY ACQUISITION FOR LEVEE CONSTRUCTION, LOT 31 DP1163423 CARLINGFORD STREET AND LOT 32 DP1163423 BERESFORD STREET, BATHURST</p>	<p>10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.  Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.</p>
10	<p>COMPULSORY ACQUISITION FOR LEVEE CONSTRUCTION, LOT 33 DP1163423, BERESFORD STREET, BATHURST</p>	<p>10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.  Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.</p>
11	<p>PROPOSED RELOCATION OF CROWN PUBLIC ROAD - LOTS 276 AND 277 DP755790 BULLOCKS FLAT ROAD, WATTLE FLAT</p>	<p>10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.  Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.</p>
12	<p>PROPOSED COMPULSORY ACQUISITION OF LAND FOR DEDICATION AS ROAD - LOT 34 BERESFORD STREET, LOT 35 LEA STREET AND LOT 36</p>	<p>10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.</p>

to the Council Meeting 14/12/2011

	CARLINGFORD STREET (DP1163423) BATHURST	Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
13	CENTROC JOINT TENDER FOR THE SUPPLY AND DELIVERY OF ROAD SIGNS	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

**\* General Manager's Report**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	PROPERTY WARK PARADE - INLAND DEVELOPMENTS	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

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to the Council Meeting 14/12/2011

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GENERAL MANAGER

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MAYOR  
Page 150

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
MAYORAL MINUTE

**MINUTE**

**a Item 1 GENERAL MANAGER'S APPRAISAL (35.01136)**

**MOVED: G Westman SECONDED: T Carpenter**

**The General Manager declared a pecuniary interest and left the Chamber.**

**Reason: Refers to General Manager's Contract of employment.**

**That Council note:**

- (1) the performance review of the General Manager, which was rated as better than satisfactory;
- (2) that the General Manager's employment package has been set at \$281,177.



ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
DIRECTOR CORPORATE SERVICES & FINANCE'S CONFIDENTIAL MINUTES  
14 DECEMBER 2011

**MINUTE**

**b Item 1 PROPOSED NEW COMMUNICATION LICENCE AGREEMENT -  
MCPHILLAMY PARK, MT PANORAMA - TAXI CABS OF BATHURST COOPERATIVE  
SOCIETY LTD (08.00007)**

**MOVED: P Toole SECONDED: T Carpenter**

**That** Council approves entering into a new licence agreement with Taxi Cabs of Bathurst Cooperative Society Ltd for part usage of the Council owned communications hut located on Lot 1 DP6334401 McPhillamy Park, Mt Panorama for five (5) years with a five (5) year option period as detailed in the report.

**MINUTE**

**c     Item 2   RIGHT OF CARRIAGEWAY - DURHAM STREET, BATHURST (22.08029)**

**MOVED: T Carpenter SECONDED: G Hanger**

**A MOTION was moved**

**That Council:**

- (a) not approve, in principle, the sale of the addition of a Right of Carriageway onto Lot 1 DP995189 as detailed in the report.
- (b) a further report be prepared for Council.

**The MOTION was PUT and LOST.MINUTE**

**MINUTE**

**d     Item 2   RIGHT OF CARRIAGEWAY - DURHAM STREET, BATHURST (22.08029)**

**MOVED: P Toole SECONDED: B Bourke**

**That Council approves, in principle, the sale of the addition of a Right of Carriageway onto Lot 1 DP995189 as detailed in the report.**

**MINUTE**

**e Item 3 PROPOSAL TO BUILD A MULTI DISCIPLINE MOTOR SPORT FACILITY  
IN THE BATHURST AREA - MOTORCYCLING NSW LIMITED (20.00010)**

**MOVED: I North SECONDED: W Aubin**

**That** Council act in accordance with the Director Corporate Services & Finance report.

**MINUTE**

f **Item 4 BATHURST HARNESS RACING CLUB (18.00107, 22.04170)**

**MOVED: B Bourke SECONDED: W Aubin**

**Cr Bourke declared a non pecuniary interest in this item and remained in the Chamber.**

**Reason: Part owner of a trotter.**

**Cr Toole declared a non pecuniary interest in this item and remained in the Chamber.**

**Reason: Part owner of a trotter.**

**A MOTION was moved**

**That** Council act in accordance with the recommendations of the report and advise the Bathurst Harness Racing Club that in regards to land ownership, Council is willing to include an option to purchase in 20 years time.

**MINUTE**

g **Item 4 BATHURST HARNESS RACING CLUB (18.00107, 22.04170)**

**MOVED: M Morse SECONDED: T Carpenter**

**The following AMENDMENT was MOVED**

**That** Council act in accordance with the recommendations of the report.

**The AMENDMENT was PUT and LOST.**

**MINUTE**

h **Item 4 BATHURST HARNESS RACING CLUB (18.00107, 22.04170)**

**MOVED: I North SECONDED: B Bourke**

**The following AMENDMENT was MOVED**

**That:**

- (a) Council act in accordance with the recommendations of the report
- (b) Advise the Bathurst Harness Racing Club that in regards to land ownership, Council is willing, in principle, to consider an option to purchase in the future.

**The AMENDMENT was PUT and CARRIED**

**The AMENDMENT then became the MOTION.**

**The MOTION was PUT and CARRIED.**

**Crs Carpenter and Hanger asked that their negative vote be recorded.**

**MINUTE**

**i Item 5 BATHURST CITY COMMUNITY CLUB (22.01429)**

**MOVED: T Carpenter SECONDED: G Hanger**

**Cr Bourke declared a non pecuniary interest in this item, and remained in the Chamber.**

**Reason: Member of the Panthers Bowling Club**

**That**

- (a) Council act in accordance with the Director Corporate Services & Finance report with the subsidy level to be reviewed in 3 years.
- (b) Defer decision on the loan to the Bathurst City Community Club to develop the Futsal facility for consideration in the 2012/2013 Management Plan process.

**MINUTE**

**j     Item 6   ELECTRICITY SUPPLY (07.00017)**

**MOVED: B Bourke SECONDED: W Aubin**

**That** Council advise CENTROC that it wishes to participate in the Electricity Supply Contract process.



**MINUTE**

k **Item 7 TRACKCORP ADRENALIN PTY LTD (04.00110)**

**MOVED: B Bourke SECONDED: I North**

**That** Council act in accordance with the report.

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
DIRECTOR ENGINEERING SERVICES' CONFIDENTIAL MINUTES  
14 DECEMBER 2011

**MINUTE**

I Item 1 ANNUAL TENDER FOR STORMWATER DRAINAGE PIPES (36.00437)

MOVED: P Toole SECONDED: W Aubin

**That** Council accept the tender from Rocla Pipeline Products for the supply of stormwater drainage pipes, headwalls and lintels for 2012

**MINUTE**

m **Item 2 ANNUAL TENDER FOR SAND (36.00438)**

**MOVED: P Toole SECONDED: W Aubin**

**That** Council accept the tender from Australian Native Landscapes for the supply of filling sand for 2012.

**MINUTE**

n **Item 3 ANNUAL TENDER FOR TOP SOIL (36.00439)**

**MOVED: W Aubin SECONDED: M Morse**

**That** Council accept the tender from Australian Native Landscapes for the supply of top soil for 2012.

## MINUTE

- o **Item 4 ANNUAL TENDER FOR ROAD BASE MATERIAL (36.00443)**

**MOVED: T Carpenter SECONDED: P Toole**

**That** Council accept the tender from Oberon Quarries Pty Ltd for supply of road base material (DGB20) for 2012.

**MINUTE**

p **Item 5 TENDER FOR HIRE OF TRUCKS (36.00440)**

**MOVED: G Hanger SECONDED: B Bourke**

**That** Council accept the Tenders for Hire of Trucks, as listed in the Director Engineering Services' report, subject to the submission of complete particulars required by the documents, and in accordance with the General Conditions for the Hire of Trucks for casual hire of tip trucks during 2012.

**MINUTE**

q **Item 6 TENDER FOR HIRE OF PLANT (36.00441)**

**MOVED: M Morse SECONDED: W Aubin**

**That** Council accept the tenders for the hire of plant for 2012, as listed in the report, subject to submission of complete information being supplied for casual hire, and in accordance with the General Condition for the Hire of Plant.



**MINUTE**

**r Item 7 PROPOSED COMPULSORY ACQUISITION OF LOT 23 DP1169512  
PANORAMA AVENUE, MITCHELL (TECHNOLOGY PARK) (20.00105-03)**

**MOVED: T Carpenter SECONDED: B Bourke**

**That** Council make application to the Minister and Governor to compulsory acquire Lot 23 DP1169512 for the construction of the Technology Park in Panorama Avenue at Mitchell. The application is to follow the provisions of the Local Government Act 1993, the procedures set out in the Land Acquisition (Just Terms Compensation) Act 1991 and does not include mineral rights. The acquired land is to be classified as operational land.

**MINUTE**

**s Item 8 PROPOSED COMPULSORY ACQUISITION OF LOTS 37 AND 38 DP1163423 (CARLINGFORD LEVEE) PYE STREET BATHURST (31.00001-07)**

**MOVED: B Bourke SECONDED: G Hanger**

**That** Council make application to the Minister and/or Governor to compulsory acquire Lots 37 and 38 DP1163423 Pye Street, Bathurst through the provisions of the Local Government Act 1993, Section 188 (2) (a) and the procedures set out in the Land Acquisition (Just Terms Compensation) Act 1991 for construction of the Carlingford levee, apply for a notice period of 60 days and the minerals to be exempted from the application, as set out in the Director Engineering Services' report. The acquired land is to be classified as Operational land.

**MINUTE**

t **Item 9 COMPULSORY ACQUISITION FOR LEVEE CONSTRUCTION, LOT 31 DP1163423 CARLINGFORD STREET AND LOT 32 DP1163423 BERESFORD STREET, BATHURST (31.00001-10)**

**MOVED: W Aubin SECONDED: P Toole**

**That** Council approve the application to the Minister/Governor for the compulsory acquisition of Lots 31 and 32 DP1163423 through the provision of the Local Government Act 1993 section 188 (2)(a) and the procedures set out in the Land Acquisition (Just Terms Compensation) Act 1991. The application is minerals exempt and the acquired land is to be classified as Operational land, as detailed in the Director Engineering Services' report.

**MINUTE**

**u Item 10 COMPULSORY ACQUISITION FOR LEVEE CONSTRUCTION, LOT 33 DP1163423, BERESFORD STREET, BATHURST (31.00001-10)**

**MOVED: T Carpenter SECONDED: M Morse**

**That** Council approve the application to the Minister/Governor for the compulsory acquisition of Lot 33 DP1163423 through the provision of the Local Government Act 1993 Section 188(2)(a) and the procedures set out in the Land Acquisition (Just Terms Compensation) Act 1991. The application is minerals exempt and the acquired land is to be classified as Operational land, as detailed in the Director Engineering Services' report.

**MINUTE**

v Item 11 PROPOSED RELOCATION OF CROWN PUBLIC ROAD - LOTS 276 AND 277 DP755790 BULLOCKS FLAT ROAD, WATTLE FLAT (25.00541)

**MOVED: I North SECONDED: M Morse**

**That** Council approve the endorsement by the General Manager of a plan of subdivision of Lots 276 and 277 DP 755790 which will create a new Crown public road through Lots 276 and 277 and amend the alignment of Bullocks Flat Road at Wattle Flat.

**MINUTE**

w Item 12 PROPOSED COMPULSORY ACQUISITION OF LAND FOR DEDICATION AS ROAD - LOT 34 BERESFORD STREET, LOT 35 LEA STREET AND LOT 36 CARLINGFORD STREET (DP1163423) BATHURST (31.00001-10)

**MOVED: G Hanger SECONDED: T Carpenter**

**That** Council approve the application to the Minister/Governor for the compulsory acquisition of Lots 34, 35 and 36 DP1163423 through the provision of the Roads Act 1993 and the procedures set out in the Land Acquisition (Just Terms Compensation) Act 1991. The application is minerals exempt and the acquired land is to be classified as Operational land, as detailed in the Director Engineering Services report.

**MINUTE**

x **Item 13 CENTROC JOINT TENDER FOR THE SUPPLY AND DELIVERY OF ROAD SIGNS (07.00017)**

**MOVED: P Toole SECONDED: B Bourke**

**That** Council endorse the selection of Artcraft and Road Management Solutions (RMS) as the 2 preferred providers on the panel for Council's road signs provider.

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
GENERAL MANAGER'S CONFIDENTIAL MINUTES  
14 DECEMBER 2011



**MINUTE**

y Item 1 PROPERTY WARK PARADE - INLAND DEVELOPMENTS (34.0051 & 22.02583)

**MOVED: B Bourke SECONDED: W Aubin**

**That:**

- (1) Council note the settlement of this matter.
- (2) Council note the transfer of Lots 8 and 9, DP 1165068 to Inland Developments Pty Ltd.

**MINUTE**

**39     RESOLVE INTO OPEN COUNCIL**

**MOVED: B Bourke SECONDED: I North**

**RESOLVED:** That Council resume Open Council.

**MINUTE**

**40     ADOPT REPORT OF THE COMMITTEE OF THE WHOLE**

**MOVED: M Morse SECONDED: W Aubin**

**RESOLVED:** That the Report of the Committee of the Whole, Items (a) to (y) be adopted.

**MINUTE**

**41     MEETING CLOSE**

The Meeting closed at 8.44 pm.

**CHAIRMAN:** \_\_\_\_\_

**Date:** \_\_\_\_\_ **(1 February 2011)**