



ORDINARY MEETING OF
BATHURST REGIONAL COUNCIL

14 March 2012

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, 21 March 2012 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, 21 MARCH 2012

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 - 15 February 2012

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

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

9. REPORTS OF OTHER COMMITTEES

* Minutes - Policy Committee Meeting - 7 March 2012

* Minutes - Traffic Committee Meeting 6 March 2012

10. NOTICES OF MOTION

11. RESCISSION MOTIONS

12. DELEGATES REPORTS

* Councillors Meeting With Community Groups/representatives - 8 February 2012

* 2015 Bicentenary Celebrations Committee Meeting - 7 February 2012minutes

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.

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

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	CULTURAL HERITAGE GARDEN - THE PILLARS OF BATHURST	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 CONFIDENTIALITY
1	NEWTONS NATION	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	LOCAL GOVERNMENT FINANCIAL SERVICES	10A (2) (g) – contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.
3	TRACKCORP ADRENALIN PTY LTD - REQUEST FOR USE OF MOUNT PANORAMA CIRCUIT	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	2015 BICENTENARY CELEBRATIONS PROJECT - GRAHAM LUPP	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	LAND RELEASE - WINDRADYNE STAGE 900 RESIDENTIAL SUBDIVISION - MILLER AND SWANBROOKE STREETS, WINDRADYNE	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.
6	RENEWAL OF RESIDENTIAL LEASE - 519 MITCHELL HIGHWAY, 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.

*** Director Engineering Services' Report**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	PROPOSED ACQUISITION FOR PERTHVILLE LEVEE CONSTRUCTION, PART LOT 1 DP246890, 3 BRIDGE STREET, PERTHVILLE	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 ACQUISITION FOR PERTHVILLE LEVEE CONSTRUCTION, PART LOT 40 DP594451, 8 BRIDGE STREET, PERTHVILLE	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 ACQUISITION FOR PERTHVILLE LEVEE CONSTRUCTION, PART	10A (2) (d) (i) – contains commercial information of a confidential nature that would,

	LOTS 5 AND 7 SECTION 19 DP758840 AND PART B DP399094, 51 BATHURST STREET, PERTHVILLE	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	PROPOSED ACQUISITION FOR PERTHVILLE LEVEE CONSTRUCTION, PART LOTS 297 AND 298 DP750354, 62 NORTH STREET, PERTHVILLE	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	PROPOSED ACQUISITION FOR PERTHVILLE LEVEE CONSTRUCTION, PART LOTS 2 AND 3 SECTION 19 DP758840, 43 BATHURST STREET, PERTHVILLE	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 CONSTRUCTION OF CHANGE ROOMS AT PROCTOR 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.

7	CENTROC TENDER FOR SUPPLY & DELIVERY OF BITUMEN EMULSION TO CENTRAL NSW COUNCILS	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	BATHURST INDOOR SPORTS STADIUM OPERATIONS	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. 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.

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, Thompson, Toole.

MINUTE

2 PUBLIC QUESTION TIME

J Byrne - Ratepayer - Expressed concern at continual flooding of the highway and blocking of traffic. Feels Council needs to say where it stands on this matter. Referred to email he forwarded to General Manager on this matter and read to this document. Matters such as; construction design, costs of traffic control, what is proposed to be put in place to address the problems, use of control vehicles in flood periods, who pays for traffic control were raised. Expressed concerns at what will be done to alleviate traffic problems when highway upgrade occurs. Council needs to push opening Lee Street rail crossing and also need Ashmore Crescent to be opened.

The **Director Engineering Services** responded to questions raised including; costs incurred are funded by Roads & Maritime Services, current proposal for flood channel, traffic control matters actioned.

R Brien - Ratepayer - Raised concerns about flooding in the Hope Street area. Referred to letter she forwarded to Council and the response received from Council. Raised concerns about details in response including; areas such as operation of flood pumps, level of water that was incurred, maintenance and service of pumps, when the pumps were turned on, electrical issues with pump, stormwater issues, fire brigade costs and operations. Tabled a letter of issues raised.

The **Director Engineering Services** will meet with residents on this matter if required. Noted Ms Brien requested a report go to next Council meeting.

A Crane - Morrisett Street - Spoke to flooding concerns and new buildings going up in this area. These buildings are being raised up and so are damming existing residences in. Can Council take into account in the future that new buildings are built on stilts rather than slabs.

I McPherson - National Trust - DEPBS #4 Heritage Management - Met with Mayor and Deputy Mayor and noted Heritage Strategy on website is an old document. What is status? Spoke of establishment of a Heritage committee and community participation.

The **Manager Strategic Planning** spoke of new strategy which was adopted last year by Council. Version on the website is unfortunately the old version.

The **Director Environmental Planning & Building Services** spoke to process of heritage strategy and endorsement by the heritage council of the strategy. General manager noted the heritage strategy was adopted by Council and spoke to Council meeting 15 June 2011. The **Director Environmental Planning & Building Services** noted development of the Council's heritage strategies and processes followed.

B Triming - Ratepayer - Thanked Council for setting up of extra screen in the room to assist residents. Asked if speakers can be activated at back of room so people can hear. Could spare microphone be used by Council officers at the side of the room.

P Dowling - Ratepayer - Raised issue of speed sign near Hereford Street and Gilmour Street intersection roundabout where it is 60kmh and signage that is in place. Can Councillor Aubin raise concerns with the Traffic Committee, have raised this a number of occasions and doesn't appear to be going anywhere.

The **Director Engineering Services** advised of Roads & Maritime Services actions and that State Government priority (speed limits) locations are being dealt with first then the Roads & Maritime Services will address issues such as Gilmour Street. This matter has been regularly raised with Roads & Maritime Services.

MINUTE

3 APOLOGIES

Nil

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
MINUTES

**MINUTES TO THE ORDINARY MEETING OF BATHURST REGIONAL COUNCIL MEETING
HELD ON 21 MARCH 2012**

General Manager
Bathurst Regional Council

**1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 15
FEBRUARY 2012 (11.00005)**

Recommendation: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 15 February 2012 be adopted.

Report: The Minutes of the Ordinary Meeting of Bathurst Regional Council held 15 February 2012, are attached.

Financial Implications: N/A

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 32: To ensure Council is supported by an adequate workforce and appropriate governance procedures. Strategy 32.2

MINUTE

4 Item 1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 15 FEBRUARY 2012 (11.0005)

MOVED: Paul Toole SECONDED: R Thompson

RESOLVED: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 15 February 2012 be adopted.

MINUTES OF THE ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
HELD ON 15 FEBRUARY 2012

MEETING COMMENCES

1 6 PM MEETING COMMENCES

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

PUBLIC QUESTION TIME

2 PUBLIC QUESTION TIME

Mr G Crisp – ratepayer

- congratulated speed of Engineer's Department responding to a footpath problem.
- Congratulated Division of Local Government on the new reporting format introduced, reports are much easier to understand. Queried spelling mistakes in new format. Are they there to confuse the reader? Referred to page 7, note 1 - costs re ICAC Inquiry, legal fees for Inquiry, insurance policy costs, losses on staff superannuations. Spoke to funding of increased legal costs.
- Spoke to Lehman matter and costs of this.

Ms F Thompson - Executive Director, Mitchell Conservatorium (DCSF #7 - request for financial assistance for events)

- thanked Council for renewal of lease for the Machattie Park Cottage.
- spoke to report and requested Council's support for the 2012 season, including events such as the Winter Showcase Concert and Monster Band Day.

Mr B Triming - resident (DES #4 - William Street Pram Ramps)

- has been raising this matter for four (4) years or more. Appears to be only William Street in front of Council Chambers is being done, will the rest be covered?

The **Director Engineering Services** advised all areas required to be addressed will be included in the 2012/2013 budget for consideration.

- Mr Triming then spoke to recent seminars sponsored by NRMA held covering emergency matters related to disability issues - disappointing as BRC was not represented.

Mr M Windsor - Bathurst Cycle Club - spoke to positive progression of the cycle park proposal. This is an important venue and will fill an important gap. Noted history of facility use and availability of suitable facilities. The existing track cannot be upgraded. Referred to facilities at Orange & Wellington. Spoke to productive meetings with Council. Bicycle groups are seeking support from other areas.

Mr P Dowling - ratepayer - spoke to Waste Management Centre operations and assistance provided by staff, and expressed thanks to staff.

APOLOGIES

- 3** **APOLOGIES**
MOVED Cr B Bourke and **SECONDED** Cr I North

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

MINUTES

- 4** **Item 1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 1 FEBRUARY 2012 (11.00005)**
MOVED Cr W Aubin and **SECONDED** Cr T Carpenter

RESOLVED: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 1 February 2012 be adopted.

DECLARATION OF INTEREST

- 5** **DECLARATION OF INTEREST 11.00002**
MOVED Cr I North and **SECONDED** Cr W Aubin

RESOLVED: That the following Declarations of Interest be noted.

Cr Morse

Item #7 of the Director Corporate Services & Finance report

Item #1 of the Director Corporate Services & Finance Confidential report

Cr Thompson

Item #7 of the Director Corporate Services & Finance Confidential report

RECEIVE AND DEAL WITH DIRECTORS' REPORTS**Director Environmental Planning & Building Services' Report**

- 6** **Item 1 SECTION 79C OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 (03.00053)**
MOVED Cr B Bourke and **SECONDED** Cr R Thompson

RESOLVED: That the information be noted.

- 7** **Item 2 GENERAL REPORT (03.00053)**
MOVED Cr R Thompson and **SECONDED** Cr M Morse

RESOLVED: That the information be noted.

- 8** **Item 3 NAMING OF PUBLIC ROADS – COACHWORKS WAY (20.00024)**
MOVED Cr R Thompson and **SECONDED** Cr T Carpenter

RESOLVED: That Council:

- (a) adopt the name Coachworks Way ; 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.

9 Item 4 ABORIGINAL HERITAGE ASSESSMENT - CHIFLEY DAM PIPELINE (20.00159)

MOVED Cr R Thompson and **SECONDED** Cr G Hanger

RESOLVED: That the information be noted.

Director Corporate Services & Finance's Report

10 Item 1 STATEMENT OF INVESTMENTS (16.00001)

MOVED Cr B Bourke and **SECONDED** Cr W Aubin

RESOLVED: That the information be noted.

11 Item 2 QUARTERLY BUDGET REVIEW STATEMENT - DECEMBER 2011 (16.00126)

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

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

12 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 M Morse

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

13 Item 4 POWER OF ATTORNEY (11.00007)

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

RESOLVED: That the information be noted.

14 Item 5 BATHURST BUSINESS CHAMBER BOARD - REQUEST FOR MEMBERS (18.00027)

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

RESOLVED: That Council:

- (a) decline the offer to nominate a Councillor and one other representative from Bathurst Regional Council as a member of the Bathurst Business Chamber Board

- (b) continue to maintain one Councillor delegate, being the Mayor (with Deputy Mayor as alternate delegate) on the Bathurst Business Chamber.

15 Item 6 REQUEST FOR FINANCIAL ASSISTANCE - FLICKERFEST (18.00004)
MOVED Cr T Carpenter and **SECONDED** Cr R Thompson

RESOLVED: That Council provide \$1,000 of financial assistance towards the Flickerfest, International Short Film Festival Organisation event to be held at the Bathurst Memorial Entertainment Centre (BMEC) on Saturday, 3 March 2012, to be funded from Section 356 donations.

16 Item 7 REQUEST FOR FINANCIAL ASSISTANCE - MITCHELL CONSERVATORIUM (18.00023, 18.00004)
MOVED Cr B Bourke and **SECONDED** Cr R Thompson

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

Reason: member of the Bathurst Chamber Orchestra (a Conservatorium affiliated club)

RESOLVED: That Council provide the use of the Theatre and City Hall at the Bathurst Memorial Entertainment Centre for use by the Mitchell Conservatorium for four (4) events during 2012, to be funded by \$1,500 from 2011/2012 Section 356 Donations, \$1,500 from 2011/2012 BMEC Community Use Subsidy and \$900 from 2012/2013 BMEC Community Use Subsidy.

Director Engineering Services' Report

17 Item 1 REQUEST FOR REDUCTION OF FEES - SCOUTS NSW GOLDEN WEST CUB CAMP - CARRINGTON PARK NOVEMBER 2012 (04.00008)
MOVED Cr B Bourke and **SECONDED** Cr R Thompson

RESOLVED: That Council charge the Macquarie District Golden West Scouts Association for the use of Carrington Park in November 2012 in accordance with its standard policy for junior hire of sporting facilities and this charge to be funded from the 2012/2013 Section 356 Donations.

18 Item 2 BUNORA PARK PLAYGROUND (04.00043)
MOVED Cr W Aubin and **SECONDED** Cr T Carpenter

RESOLVED: That Council make allowance in the 2012/2013 Management Plan to fund modifications to the Bunora Park Playground as a means of reducing vandalism at the facility.

19 Item 3 ROAD SAFETY OFFICER PROGRAM UPDATE (16.00018)
MOVED Cr I North and **SECONDED** Cr W Aubin

RESOLVED: That Council continues its commitment to the Road Safety Officer Program and extends the current RSO employment contract to 30 June 2013,

subject to the ongoing support of the Blayney Shire Council and Roads and Maritime Services.

- 20** **Item 4 WILLIAM STREET PRAM RAMPS (25.00002)**
MOVED Cr I North and **SECONDED** Cr B Bourke

RESOLVED: That Council include funding in the 2012/2013 Management Plan for the installation of two new pram ramps as detailed in the report.

Director Cultural & Community Services' Report

- 21** **Item 1 BATHURST SOCIAL AND COMMUNITY PLAN 2011-2016 (20.00056)**
MOVED Cr I North and **SECONDED** Cr R Thompson

RESOLVED: That the annual review of the Bathurst Social & Community Plan 2011-2016 be noted.

- 22** **Item 2 REVITALISING REGIONAL LIBRARIES (21.00054)**
MOVED Cr M Morse and **SECONDED** Cr B Bourke

RESOLVED: That the information be noted.

General Manager's Report

- 23** **Item 1 DRAFT BATHURST 2036 COMMUNITY STRATEGIC PLAN (02.00003)**
MOVED Cr B Bourke and **SECONDED** Cr T Carpenter

RESOLVED: That Council adopt the Bathurst 2036 Community Strategic Plan.

REPORTS OF OTHER COMMITTEES

Policy Committee Meeting

- 24** **Item 1 MINUTES - POLICY COMMITTEE MEETING - 1 FEBRUARY 2012 (07.00064)**
MOVED Cr B Bourke and **SECONDED** Cr G Hanger

RESOLVED: That the recommendations of the Policy Committee Meeting held on 1 February 2012 be adopted.

Traffic Committee Meeting

- 25** **Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 7 FEBRUARY 2012 (07.00006)**
MOVED Cr W Aubin and **SECONDED** Cr T Carpenter

RESOLVED: That the recommendations of the Traffic Committee Meeting held on 7 February 2012 be adopted.

DELEGATES REPORTS

- 26** **Item 1 MINUTES OF THE BATHURST REGIONAL YOUTH COUNCIL MEETING HELD ON 10 NOVEMBER 2011 (11.00020)**
MOVED Cr M Morse and **SECONDED** Cr T Carpenter

RESOLVED: That the information be noted.

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

- 27** **RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE TO DEAL WITH CONFIDENTIAL REPORTS**
MOVED Cr B Bourke and **SECONDED** Cr I North

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 Corporate Services & Finance's Report**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	RENEWAL OF LICENCE AGREEMENT - BATHURST STAMP COIN AND COLLECTABLES CLUB - PARK STREET EGLINTON	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 LEASE - 7 LEE STREET KELSO - UPPER MACQUARIE COUNTY COUNCIL	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	ALTERATION TO TENANCY - 200 COLLEGE ROAD, 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.
4	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.
5	REGIONAL A-LEAGUE GAME IN 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.
6	LOCAL GOVERNMENT FINANCIAL SUPER (LGFS) COURT CASE	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	COMMUNICATIONS TOWER LEASE - MONKEY HILL	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	RENEWAL OF RESIDENTIAL LEASE - 215 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.
9	TRANSFER OF LICENCE	10A (2) (d) (i) – contains

	AGREEMENT - STOCKS AGRICULTURE PTY LTD TO P WILSON - WINDRADYNE RESIDUE LAND	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	CAMS TRACK LICENCE AGREEMENT	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	ENDORSMENT OF TRANSFER OF TITLE, ACQUISITION FOR ROAD WIDENING, LOTS 1 TO 10, AND LOT 14 DP875743, 2435 AND 2630 TURONDALE ROAD, TURONDALE	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	COMPULSORY ACQUISITION OF CROWN LAND, LOTS 1 TO 5 DP1171406,	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed,

	SOFALA WASTE MANAGEMENT CENTRE, SOFALA ROAD, SOFALA	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 Corporate Services & Finance's Report

- a** Item 1 RENEWAL OF LICENCE AGREEMENT - BATHURST STAMP COIN AND COLLECTABLES CLUB - PARK STREET EGLINTON (22.02252)
MOVED Cr B Bourke and SECONDED Cr R Thompson

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

Reason: Patron of Club.

That Council approves entering into a new licence agreement with the Bathurst Stamp, Coin and Collectables Club for part Lot 72 DP755779 known as the Old Bush Fire Shed, Park Street, Eglinton for a period of four (4) years as detailed in the report.

- b** Item 2 RENEWAL OF LEASE - 7 LEE STREET KELSO - UPPER MACQUARIE COUNTY COUNCIL (22.02268)
MOVED Cr B Bourke and SECONDED Cr W Aubin

That Council approves entering into a new licence agreement with Upper Macquarie County Council for office space and the chemical shed located at the former Evans Shire Council building known as 5-7 Lee Street, Kelso (part Lot 1 DP1001027 and part Lot 1 DP1090555) for a period of three (3) years as detailed in the report.

- c** Item 3 ALTERATION TO TENANCY - 200 COLLEGE ROAD, BATHURST (22.05258)
MOVED Cr R Thompson and SECONDED Cr M Morse

That Council approves a change to the Residential Tenancy Agreement and Bond Lodgement for 200 College Road, Bathurst for the remaining period of the residential lease, as detailed in the report.

- d** Item 4 TRACKCORP ADRENALIN PTY LTD (04.00110)
MOVED Cr W Aubin and SECONDED Cr R Thompson

That Council act in accordance with the report.

- e** **Item 5 REGIONAL A-LEAGUE GAME IN BATHURST (04.00008-09)**
MOVED Cr M Morse and **SECONDED** Cr B Bourke

That Council act in accordance with the report.

- f** **Item 6 LOCAL GOVERNMENT FINANCIAL SUPER (LGFS) COURT CASE (34.00057)**
MOVED Cr T Carpenter and **SECONDED** Cr B Bourke

That the information be noted.

- g** **Item 7 COMMUNICATIONS TOWER LEASE - MONKEY HILL (22.09636)**
MOVED Cr T Carpenter and **SECONDED** Cr W Aubin

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

Reason: has commercial transactions (business) with the property owner.

That Council enter into a Lease Agreement with M L, C J, M L and J L Healey for premises located within Lot 2 DP547966 at Monkey Hill for a period of 1 year with an option for a further 5 years in accordance with the report.

- h** **Item 8 RENEWAL OF RESIDENTIAL LEASE - 215 DURHAM STREET, BATHURST (22.01218)**
MOVED Cr I North and **SECONDED** Cr B Bourke

That Council approves entering into a new residential lease agreement for Lot A Section 59 DP158048 known as 215 Durham Street, Bathurst with Ms Tania Paama and Mr Dale Blattman for a further twelve (12) months with a twelve (12) month option period, as detailed in the report.

- i** **Item 9 TRANSFER OF LICENCE AGREEMENT - STOCKS AGRICULTURE PTY LTD TO P WILSON - WINDRADYNE RESIDUE LAND (20.00119)**
MOVED Cr M Morse and **SECONDED** Cr R Thompson

That Council approves, in principle, the transfer of the current licence agreement for Lot 138 and part Lot 136 DP1123180 known as the Windradyne Residue land in the name of Stocks Agriculture Pty Ltd to Mr Peter Wilson, as detailed in the report.

- i** **Item 10 CAMS TRACK LICENCE AGREEMENT (04.00029)**
MOVED Cr I North and **SECONDED** Cr T Carpenter

That Council act in accordance with the Director Corporate Services & Finance report.

Director Engineering Services' Report

- k** **Item 1 ENDORSMENT OF TRANSFER OF TITLE, ACQUISITION FOR ROAD**

**WIDENING, LOTS 1 TO 10, AND LOT 14 DP875743, 2435 AND 2630
TURONDALE ROAD, TURONDALE (25.00340)**

MOVED Cr B Bourke and **SECONDED** Cr W Aubin

That Council approve endorsement by the General Manager of a Transfer form for road widening of Turondale Road, Turondale affecting Lots 1 to 10, and Lot 14 DP875743 being properties at 2435 and 2630 Turondale Road, Turondale, as detailed in the Director Engineering Services report.

**Item 2 COMPULSORY ACQUISITION OF CROWN LAND, LOTS 1 TO 5
DP1171406, SOFALA WASTE MANAGEMENT CENTRE, SOFALA ROAD,
SOFALA (14.00079)**

MOVED Cr M Morse and **SECONDED** Cr B Bourke

That Council approve the application to the Minister and/or Governor to compulsory acquire Lots 1 to 5 DP1171406 to allow construction of the Sofala Waste Management Centre located at Sofala Road, Sofala. The application to follow the provisions of the Local Government Act 1993 and the procedures set out in the Land Acquisition (Just Terms Compensation) Act 1991, as detailed in the Director Engineering Services' report. The acquired parcel of land is to be classified as Operational land.

RESOLVE INTO OPEN COUNCIL

28 RESOLVE INTO OPEN COUNCIL

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

RESOLVED: That Council resume Open Council.

ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

29 ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

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

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

MEETING CLOSE

30 MEETING CLOSE

The Meeting closed at 7.10 pm.

CHAIRMAN: _____

Date: _____ **(21 March 2012)**

MINUTE

5 DECLARATION OF INTEREST 11.00002

MOVED: Tracey Carpenter SECONDED: G Hanger

RESOLVED: That the following Declarations of Interest be noted.

Cr North

Item #9 of the Director Environment Planning & Building Service's report

Cr Toole

Item #9 of the Director Corporate Services & Finance's report

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT & MINUTES
21 MARCH 2012

**DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT TO THE
ORDINARY MEETING OF BATHURST REGIONAL COUNCIL MEETING HELD ON 21
MARCH 2012**

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.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.8

MINUTE

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

MOVED: Paul Toole SECONDED: W Aubin

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 February 2012 (**attachment 1**)
- (b) Applications refused during February 2012 (**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 February 2012 (**attachment 5**).

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.8

MINUTE

7 Item 2 GENERAL REPORT (03.00053)

MOVED: Ross Thompson SECONDED: I North

RESOLVED: That the information be noted.

3 CULTURAL HERITAGE GARDEN - THE PILLARS OF BATHURST (20.00160)

Recommendation: That Council endorse the project.

Report: Council's adopted Heritage Strategy 2011-12 to 2013-14 recommended the development of a new interpretative project to commemorate the lives of past Bathurst citizens. The Strategy suggested that at least 20 lives could be commemorated in a new cultural heritage garden. Council allocated funds for the project in the 2011/12 Management Plan.

Staff have subsequently been developing the project. Council's planners, the Tourism Manager, the Recreation Manager, Heritage Advisor and local historian, Robin McLachlan, have been working together to identify the best location for the project and how the project can best be implemented.

The Project has developed as follows:

Title: The Pillars of Bathurst

Aim: To commemorate the lives of past citizens of the Bathurst region who have contributed in some way to the development of Bathurst or whose story contributes to a wider understanding of the history of the region, particularly history that is otherwise not widely known or recorded.

How: The cultural heritage garden will centre around 20 cast iron pillars. The pillars were originally from the rear of the Royal Hotel. The pillars will be mounted on a square base allowing each pillar to represent 4 persons - with a plaque to be attached to each side of the square base. A total of 80 people will therefore be able to be commemorated when the project is completed. The columns will be laid out to form archways as part of a colonnade (see **attachment 1**).

The plaques attached to the base of the pillars will provide the persons name, date of birth & death and key description word/s eg "War Hero" "Community Leader". Note there is an opportunity to commemorate more than one person per plaque, eg sisters, married couple. The plaques will be supported by a brochure which will provide a brief history of the person/s. This will be further supported by a QR code for scanning on a smart phone linking the user back to a web-site with a more detailed history of the person/s.

Two additional interpretative signs will be installed to explain the project, where the pillars came from and provide the QR code for scanning.

Where: In consultation with Council's Recreation Manager, the garden is proposed to be located in Bicentennial Park to add to the existing "Conversation". A preliminary site plan is provided at **attachment 2**.

Who: The position of the pillars as proposed will enable the lives of 80 persons to be commemorated. To get the project up and running 22 persons will initially be commemorated, allowing the community then to choose say 2 or 3 additional persons each year to add to the garden.

The initial 22 persons have been chosen to cover as wide as possible range of heritage themes including:

- aboriginal/cultural interaction
- creative endeavour
- education
- convict/migration
- exploration
- government and administration
- law and order
- transportation
- commerce and philanthropy
- agriculture and pastoralism
- natural and cultural landscapes
- migration and ethnic influences
- industry and labour
- mining
- health and welfare
- sport and leisure
- military and defence.

The initial 22 persons have also been chosen to ensure a wide representation across a number of historical time periods:

- 1815 to 1865
- 1866 to 1915
- 1916 to 1965
- 1966 to present day.

A separate confidential report has been provided to outline the initial list of persons being considered so that there is no embarrassment should any of those persons not finally be included due to unforeseen circumstances, eg lack of historical information.

When: The project is now at a point where implementation can commence. The initial stages include:

- restoration of the pillars
- installation of paths
- construction of pillar bases
- finalisation of initial list of persons to enable plaques to be ordered and research completed.

It is hoped that the project will be completed by the end of this year.

Conclusion

This project is being developed as a result of the recommendations of Council's adopted Heritage Strategy. The project seeks to enhance the community's knowledge of the people who have made up the history of the Bathurst Region, some well known others less known. The project has been funded in the 2011/12 Management Plan.

This report seeks Council's endorsement of the project as outlined above.

Financial Implications: The project has been funded in the 2011/12 Management Plan.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 11: To protect the region's unique heritage and history. To protect a unique identity. Strategy 11.1, 11.5, 11.6
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.4

MINUTE

8 Item 3 CULTURAL HERITAGE GARDEN - THE PILLARS OF BATHURST
(20.00160)

MOVED: Monica Morse SECONDED: T Carpenter

RESOLVED: That Council:

- (a) Endorse the project.
- (b) A further report be prepared on alternative locations for the pillars.

4 HERITAGE MANAGEMENT (20.00162)

Recommendation: That Council note the report and refer the issue of heritage management to a Council working party.

Report: This report has been prepared to highlight the key actions Council is currently undertaking in relation to heritage management in response to recent community concern about the demolition of buildings in the City of Bathurst.

Council has adopted the Bathurst Regional Council Heritage Strategy for the Bathurst Region 2011/12 – 2013/14. This Strategy sets out the key aims and objectives that Council seeks to achieve under its heritage management program and the actions that Council will implement to achieve those aims and objectives (see **attachment 1**).

The points below deal with the key objectives and the actions of this Strategy that Council has recently or is currently implementing as they relate particularly to engaging the community in heritage management, encouraging the conservation of Bathurst's built heritage, heritage assessment in the DA process and plan making and policy development.

Increasing community participation, awareness, education and appreciation of heritage in the Bathurst Region.

Council continues to actively engage with key heritage community groups and individuals within the Region. The table below outlines key past and present activities:

Groups/Individuals	Council support/engagement
Bathurst Branch of the National Trust	<ul style="list-style-type: none"> ● Specific presentations to Branch meetings on how Council is dealing with heritage issues. ● Support of the former National Trust heritage awards. ● Heritage newsletter. ● Invitations to key education seminars including the Central West Heritage Network seminars. ● Invitation to attend the heritage information workshop in relation to the public exhibition of the recently adopted Bathurst Regional (Interim) DCP 2011. ● Invitation to participate on the working party for the development of the Bathurst Region Heritage Study 2007. ● Access to Council's Heritage Advisor to discuss Council and National Trust policy and program development. ● Notification of DAs relating to properties listed by the National Trust. ● Notification of the availability of local funding opportunities.
Bathurst and District Historical Society	<ul style="list-style-type: none"> ● Heritage newsletter. ● Invitations to key education seminars including the Central West Heritage Network seminars. ● Invitation to attend the heritage information workshop in relation to the public exhibition of the recently adopted Bathurst Regional (Interim) DCP 2011. ● Invitation to participate on the working party for the development of the Bathurst Region Heritage Study 2007. ● Access to Council's Heritage Advisor. ● Notification of the availability of local funding opportunities.
Bathurst Town Square Committee	<ul style="list-style-type: none"> ● Manager Strategic Planning attends all committee meetings and refers matters to the Heritage Advisor where required.

	<ul style="list-style-type: none"> ● Council has provided support in the development of a heritage interpretation strategy, grant applications, preparation of thematic history etc. ● Provision of maps, data and information relating to the Town Square. ● Invitations to key education seminars including the Central West Heritage Network seminars.
Village Progress Associations	<ul style="list-style-type: none"> ● Heritage newsletter. ● Consultation meetings for the development of the Bathurst Region Heritage Study 2007. ● Invitation to attend information workshops in relation to the public exhibition of the recently adopted Bathurst Regional (Interim) DCP 2011. ● Invitation to participate on the working party for the development of the Bathurst Region Heritage Study 2007. ● Access to Council's Heritage Advisor. ● Notification of availability of the Heritage Advisor and local heritage fund opportunities. ● Invitations to key education seminars including the Central West Heritage Network seminars. ● Notification of DAs in Hill End.
Individual owners of heritage listed properties (up to 298 listed properties)	<ul style="list-style-type: none"> ● Heritage newsletter. ● Invitations to key education seminars including the Central West Heritage Network seminars. ● Individual notification of Bathurst Region Heritage Study process and adoption. ● Individual notification of the Bathurst Region Heritage Planning proposal process to list new heritage items and heritage conservation areas. ● Invitation to attend the heritage information workshop in relation to the public exhibition of the recently adopted Bathurst Regional (Interim) DCP 2011. ● Individual notification of the availability of the Heritage Advisor and local heritage fund opportunities. ● Access to Council's heritage advisory service.

Encouraging the conservation of Bathurst's built heritage

The table below outlines Council's key programs to encourage the conservation of Bathurst's built heritage.

Program	Key comments/achievements
Bathurst Region Local Heritage Fund- offers small \$ for \$ grants to property owners and community groups for the physical conservation of building and places	<ul style="list-style-type: none"> ● The first fund attracted 9 applications. This has grown to 102 applications in 2011/12. ● The fund is now generating on average over \$500,000 worth of works on older buildings and places within the Bathurst Region annually. ● The Bathurst fund is the largest in the state. ● Council's current budget for the fund is \$48,000 (incorporates a \$12,000 grant from the NSW Heritage Office). ● With application numbers continuing to increase each year the grant amount offered to worthy projects has decreased. This is now affecting the take up rate and therefore completion of projects. If the funding base is not increased the number of projects funded into the future will have to be reduced so that sufficient grant amounts are offered to ensure completion of projects. ● The fund would also benefit from a greater funding base to enable larger grants to be offered for more major restoration and maintenance projects.
Bathurst Heritage	<ul style="list-style-type: none"> ● On-site restoration, maintenance, and conservation advice to individual

<p>Advisory Service - Council has engaged a heritage advisor since 1996. The Heritage Advisor now visits Council on a fortnightly basis and is available at all times to Council staff for heritage advice.</p>	<p>property owners and Council.</p> <ul style="list-style-type: none"> ● On-site advice on how best to minimise the impact on the heritage significance of buildings by proposed works. ● Development advice to property owners and developers. ● Urban design and DA assessment advice to Council. ● Policy and plan making advice to Council. ● Cultural heritage tourism development (e.g. 100 Lives of Bathurst Cemetery). ● Presentation of education seminars to Council and the community. ● Preparation of studies. ● Identification of heritage items and heritage conservation area boundaries. ● Assist community groups with heritage projects – e.g. judge on the National Trust Heritage awards, attended committee meetings for the Cobb and Co committee.
<p>Bathurst Region Conservation and Interpretation Fund – offers \$ for \$ grants for maintenance studies and projects which seek to interpret and promote the region's heritage.</p>	<ul style="list-style-type: none"> ● This fund is in its first year but is anticipated to grow.
<p>Planning incentives</p>	<ul style="list-style-type: none"> ● Waiving of DA fees for the reinstatement of verandahs and the repainting of buildings in the CBD. ● Waiving of need for DA consent for minor works under clause 23 of the LEP. ● Permitting prohibited development of buildings where the conservation of the building depends upon the granting of consent under clause 24 of the LEP.

Heritage assessment in the DA process

The table below outlines the key elements of the assessment process as it relates to properties of heritage value.

<p>Pre-DA lodgement advice - provided by both Council planners and Council's heritage advisor.</p>	<ul style="list-style-type: none"> ● Outline Council's information requirements for DAs. ● Advice on likelihood of proposals meeting Council's development standards. Other options that could be investigated prior to DA lodgement – e.g. retention of buildings or part of buildings, different façade treatments, appropriate methods for additions etc.
<p>DA Assessment</p>	<ul style="list-style-type: none"> ● Part 4 of the Bathurst Region (Interim) LEP 2005 outlines heritage provisions relevant to the DA assessment process. ● Part 10 of the Bathurst Region (Interim) DCP 2011 outlines heritage provisions relevant to the DA assessment process, including requirements for heritage impact statements. ● Relevant DAs are referred to Council's Heritage Advisor for comment.
<p>Community participation opportunities</p>	<ul style="list-style-type: none"> ● Community participation is available for applications requiring exhibition or notification under Council's DCP, eg applications for demolition. ● Discussion forum meeting held where objections received. ● Application referred to Council for determination where objections not resolved and for demolition applications. ● DAs notified to National Trust for properties on the National Trust register. ● Notification of DAs in Hill End to the community and Office of Environment and Heritage.

Plan making and policy development

The table below highlights the recent new key studies, plans and policies that have been developed in recent years relating to the management of Bathurst's heritage. It also highlights opportunities for community participation in that process.

Plan/Policy	Opportunities for community participation
Bathurst Region Heritage Study 2007	<ul style="list-style-type: none">● Key community organisations (National Trust, Historical Society and Village Progress Associations) invited to join the study working party.● Individual property owners notified of process during preparation and as part of public exhibition of study.● Village meetings held during preparation of the plan.
Bathurst Region Heritage Planning Proposal – implemented recommendations of the Heritage Study with respect to new heritage items and heritage conservation areas.	<ul style="list-style-type: none">● Key community organisations (National Trust, Historical Society and Village Progress Associations) notified of public exhibition of draft plan.● Individual property owners of heritage listed properties notified of public exhibition of draft plan.
Bathurst Regional (Interim) DCP 2011 – chapter 10 and chapter 7 bring together and introduce new provisions relating to heritage management within the local government area.	<ul style="list-style-type: none">● Information workshop held dealing specifically with heritage provisions.● Key community organisations and heritage listed property owners invited to attend.
Conservation Management Plans for Council owned properties	<ul style="list-style-type: none">● Draft plans referred to relevant community organisations, individuals, heritage professionals and government agencies for comment.
Bathurst Regional Archaeological Management Plan	<ul style="list-style-type: none">● Key community organisations notified of exhibition of draft plan.● List of over 200 property owners developed and notified of study process and again of public exhibition of draft plan.
Aboriginal Heritage Study for the Ben Chifley Dam pipeline.	<ul style="list-style-type: none">● Relevant Aboriginal groups notified at commencement of study process and again prior to finalization of the draft plan.

A Heritage Committee or Heritage Reference Group

In relation to the matters raised above, would a heritage committee or heritage reference group add value to the programs and processes outlined above?

In this regard the Bathurst Branch of the National Trust has provided the terms of reference of the Manly Council Heritage Committee as an example for Council.

The key purposes of the Manly Committee are to:

- provide a forum for discussion of heritage issues;
- integrate heritage into the planning process;
- to enable community input; and

- to enable comment on Development Applications.

A table below addresses whether or not a heritage committee or reference group would add value to the Bathurst Region on these types of matters given Council's current practices as outlined earlier in this report.

Objective of a Committee	Would a committee/reference group add value?
Provide a forum for discussions	Whilst a committee may give satisfaction to those on the committee in reality it would largely duplicate the existing opportunities available for discussion including: <ul style="list-style-type: none"> ● presentations/education seminars offered by Council to groups and individuals. ● invitations to participate in the Central West Heritage Network and Council's study process (e.g. Bathurst Region Heritage Study). ● direct advice and discussion available with Council's heritage advisor. ● Council's meetings with the public. ● Council's Heritage Newsletter.
Integrate heritage into the planning process	Council's heritage practices are often used by the Heritage Council as an example of best practice. This suggests that the Bathurst Region is a leader in integrating heritage into the planning process. Whilst a committee may give satisfaction to those on it, it would largely duplicate the existing opportunities for the public to be involved in plan and policy development including: <ul style="list-style-type: none"> ● invitations to participate on the Heritage Study working party. ● invitations to attend workshops in relation to heritage standards within Council's DCP. ● referrals of studies to key community groups and individuals for comment.
To enable community input	A heritage committee would duplicate existing communication and participation processes. See table earlier in this report.
To enable comment on Development Applications	A committee could not fairly represent the views of all persons who currently participate in this process. Community members do not have the technical expertise to assess applications. All interested parties already have the opportunity to participate in the process through the public exhibition of applications such as proposals for demolition.

For these reasons Council's adopted Heritage Strategy does not recommend the need for the establishment of a heritage committee. The Heritage Strategy identifies a variety of ways in which the public can participate in the development of Council's Heritage Management programs and how Council can achieve meaningful communication with a much wider audience of groups and individuals interested in heritage related issues.

It is considered that Council's adopted Heritage Strategy achieves:

- meaningful community participation and engagement; and
- meaningful communication between Council and a broad audience of groups and individuals interested in heritage management.

Demolition of Buildings of Heritage Value

Bathurst is one of the fastest growing regional centres in NSW and the oldest inland settlement in Australia. The challenge for Council and the community is to achieve an improved balance between new development and the maintenance of the region's heritage assets.

Important to the survival of those heritage assets are processes that secure their future use. This means that for the majority of those assets a museum approach will not work. Change, involving alterations and additions to those assets must occur. This will involve some loss but new development in itself can contribute to the city's heritage into the future. A good example is the Knickerbocker Hotel. This building replaced the former Grand Hotel which was of high heritage and streetscape value. Council's Heritage Advisor has recommended that the Knickerbocker Hotel should now be included as a heritage item on Council's LEP.

Council does not have the power under legislation to require minimum maintenance standards for older buildings and places. Of utmost importance then are the incentive programs that Council can provide to encourage property owners to maintain, conserve and restore their buildings. In this regard the local heritage fund and heritage advisory service are invaluable. Evidence of the success of previous incentive programs, since their introduction in the late 1990s, is now able to be seen through the integrity of the regions buildings. Without these incentives the loss of buildings into the future will be far greater than that now being experienced.

On this basis it is recommended that Council place any additional resources into its incentive programs rather than into supporting a committee system.

Conclusion

Council's heritage management program has evolved considerably since its inception in 1996. This is evidenced by:

- The additional funding Council now allocates to its heritage programs (local heritage fund, heritage advisor, interpretative signs, cultural heritage projects and study and plan development).
- The increased opportunities now available for community groups and individuals to be involved in the various programs and to seek funding assistance or direct advice and relevant conservation advice on site from a heritage professional.
- The now obvious physical improvements in the historical building stock of the Bathurst region.

Council staff continue to evaluate existing programs and develop new programs and responses to heritage management issues.

Council previously had what was in effect a "Heritage Committee" and it abolished that committee because it was found that it only expressed the views of a very small section of the community. The process Council now follows gathers input from a much wider cross section of the community (as illustrated in this report). The evidence of this is obvious by the outcomes achieved (in respect of heritage) over the last decade.

Additionally, the fact that Councils heritage practices are used by the Heritage Council (from time to time) as examples of best practice, is evidence that Council's processes are achieving results.

The establishment of a "Heritage Committee" may satisfy a select few but in reality it will only duplicate what is happening now and result in considerable delays in the approval process. It

will also be resource hungry.

By far the most important aspect of heritage management that Council should be placing any additional resources into are its incentive programs and its heritage advisory service. These programs will minimise the number of buildings which will come under threat into the future, not a committee system.

Council's existing processes are working, it has streamlined what was previously a protracted process, it gets input from a wide variety of people and organisations and most importantly it is achieving results.

Financial Implications: Council's heritage management programs are funded under the Management Plan and with financial assistance provided by the NSW Heritage Office, Office of Environment and Heritage.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 11: To protect the region's unique heritage and history. To protect a unique identity. Strategy 11.1, 11.2, 11.3, 11.4, 11.5, 11.6, 11.7, 11.8, 11.9

MINUTE

9 Item 4 HERITAGE MANAGEMENT (20.00162)

MOVED: T Carpenter SECONDED: I North

RESOLVED: That Council note the report and refer the issue of heritage management to a Council working party.

5 NSW ENERGY SAVER PROGRAM – ENERGY AUDITS (13.00065)

Recommendation: That the information be noted.

Report: In accordance with Item 9 of Director Environment Planning and Building Services Report, 20 April 2011, Council registered for the NSW Energy Saver stream of the Sustainability Advantage Program. This program entitled Council to apply for a number of subsidized energy audits at key Council facilities.

As an Energy Saver participant, Bathurst Regional Council committed to:

- Providing all available energy consumption and tariff data for pre-audit analysis.
- Management and operational staff attending key Energy Saver meetings.
- Selecting a representative to be the energy champion within Council. Council's Sustainability Strategy Officer was nominated to fulfil this role.
- Implementing, where practical, cost-effective energy efficiency recommendations that result from the audits.
- Undertaking post-audit reporting to DECCW on implemented energy efficiency projects at 6, 12 and 18 month intervals.

In May 2011, Council applied for Level Two audits to be undertaken at the Water Filtration Plant, the Waste Water Treatment Works and the Library/Art Gallery. Following a competitive quotation process which was managed by the NSW Office of Environment and Heritage, the project was awarded to KMH Environmental.

The audits commenced in August 2011 and the final reports were submitted in February 2012. The audit reports identified that there are significant energy and dollar savings to be made at each of the sites. The reports provide a range of recommendations ranging from short term low cost opportunities to high capital investment options. For each site six of the recommendations were developed into more detailed business cases with in-depth analysis and costs provided where possible. Operational staff were involved throughout the audit process and had direct input into selecting the business cases which were developed in more detail.

Facility managers are now working with Council's environmental staff to implement some of the recommendations of the audits. For higher cost recommendations external funding opportunities are being sought.

The executive summaries of the audit reports are attached to this report (**attachment 1**).

Financial Implications: Council contributed 30% of total audit costs, which equated to \$21,889. This was funded from existing allocations.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 13: To minimise the City's environmental footprint. Strategy 13.9

MINUTE

10 Item 5 NSW ENERGY SAVER PROGRAM – ENERGY AUDITS (13.00065)

MOVED: P Toole SECONDED: I North

RESOLVED: That the information be noted.

6 CENTRAL WEST SALINITY AND WATER QUALITY ALLIANCE (07.00047)

Recommendation: That Council:

- (a) Note the new five year plan for the Central West Salinity and Water Quality Alliance; and
- (b) Continue to support the Alliance financially by providing \$5000 funding per annum to support the ongoing activities of the Alliance in the 2012/13 and 2013/2014 Management Plans.

Report: Bathurst Regional Council is a member of the Central West Salinity and Water Quality Alliance. Over the past five years the Alliance, with the support of the Central West Catchment Management Authority, has achieved significant natural resource management outcomes, both in the form of on-ground works and in the areas of policy development and capacity building within member councils.

Over this time Bathurst Regional Council has specifically benefited from its involvement in the Alliance through the contribution of funds towards a number of projects including:

1. The Sawpit Creek Rehabilitation project;
2. The development of the Urban Waterways Management Plan;
3. The Central West Green team who visited Bathurst six times during its operation, making a significant contribution to the maintenance of a range of natural resource management projects in the Bathurst LGA.

The Alliance also supports Council through the provision of a range of training opportunities and by providing support and advice for policy development in relation to natural resource management.

The achievements of the Alliance have been recognised by the Local Government and Shires Association and the NSW Stormwater Industry Association with awards for excellence in the Environment and Stormwater education.

The Alliance has recently finalised its next Five Year Plan. The strategic goals of the plan include:

- Improve riverine/wetland condition, habitat values, water quality, water quantity & movement across the region.
- Councils & Communities across the Central West continue to be vibrant, sustainable & resilient to climate variability.

A copy of the Salinity and Water Quality Alliance 5 Year Plan is provided as **attachment 1**.

The Central West CMA has committed to continue its support of the Alliance with \$80,000 in funding over the next two years to assist with the implementation of the Five Year Plan. Larger member Councils have been asked to allocate \$5,000 per annum for the next two years to support the implementation of the plan, while smaller Council's have been asked to contribute \$3,000 per annum.

Financial Implications: Requested contribution to be included for consideration in the

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 12: To protect and enhance water quality and riparian ecology. Strategy 12.2, 12.6, 12.7, 12.11

MINUTE

11 Item 6 CENTRAL WEST SALINITY AND WATER QUALITY ALLIANCE (07.00047)

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

RESOLVED: That Council:

- (a) Note the new five year plan for the Central West Salinity and Water Quality Alliance; and
- (b) Continue to support the Alliance financially by providing \$5000 funding per annum to support the ongoing activities of the Alliance in the 2012/13 and 2013/2014 Management Plans.

7 PRODUCTION OF THE BATHURST REGION 'BACKYARDS FOR WILDLIFE BOOKLET' (13.00053)

Recommendation: That the information be noted.

Report: As part of the 2011/12 Management Plan, Council set aside \$3,000 to develop and print a 'Backyards for Wildlife' booklet. This booklet is aimed at increasing the capacity of Bathurst Region residents by providing a range of information on creating habitat and attracting native wildlife to urban and semi urban yards. Subsequent costs have meant that Council only had sufficient funds to complete the design of the booklet, which is now complete.

As part of the Bathurst Orange Dubbo Project, 'Inspiring & Integrating Change', funded through the NSW Environmental Trust, Council has also received an additional \$1,000 in support to produce the document as it is linked to the biodiversity conservation projects currently underway in Bathurst. This includes the Urban Drainage Reserve Vegetation Link and the Biodiversity Management Plan.

Council expects to make the booklet available immediately with the first booklets offered at the upcoming Sustainable Living Expo. Council will sell the booklet for a small fee (\$3.00) to fund reprints. This fee will be part of Council's Revenue Policy.

Financial Implications: The \$5,500 Backyards for Wildlife booklet printing can be funded from Council's Minor Environmental Works Allocation with funds received to be returned to the allocation.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 10: To protect and enhance the region's biodiversity. Strategy 10.6, 10.8
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.4

MINUTE

12 Item 7 PRODUCTION OF THE BATHURST REGION 'BACKYARDS FOR WILDLIFE BOOKLET' (13.00053)

MOVED: I North SECONDED: T Carpenter

RESOLVED: That the information be noted.

8 DEVELOPMENT APPLICATION NO. 2012/0022 – DEMOLITION OF EXISTING DWELLING AND CONSTRUCTION OF NEW SHOP PREMISES AT LOT 13 DP 1087390 132 & 140 DURHAM STREET. APPLICANT: REG MORRIS. OWNER: APSLEY HOLDINGS PTY LTD & S JORDAN (DA/2012/0022)

Recommendation: That Council direct the Director Environmental, Planning & Building Services to approve Development Application No. 2012/0022, 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:

- (a) During the carrying out of any proposed works, if any archaeological remains are discovered, the developer is to stop work 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.
- (b) The submission of a letter or report, rendered drawings, manufacturer's brochures and/or samples sufficient to detail the types and colours of the external materials to be used in the construction.
- (c) A further development Application will be required for any signage used on the site unless such signage is exempt under clause 16 of the Bathurst Regional (Interim) Local Environmental Plan 2005.
- (d) Prior to the issue of a construction certificate the developer is to submit to Council a Construction Management Plan which includes (but is not limited to) the following:
 1. Traffic management, including:
 - i) Loading, unloading area and material storage areas
 - ii) Access to adjoining properties; and
 - iii) Parking areas (for construction workers and surrounding properties)
 2. Noise
 3. Dust
 4. Stabilisation and monitoring of adjoining property owners
 5. Communication with the general public; and
 6. Complaints management
- (e) call a division.

Report: The Site

Council has received a Development Application (DA) for the demolition of one existing residential dwelling and garage and the construction of new shop at 132 and 140 Durham Street, described as Lot 13 in DP 1087390 and Lot 1 in DP 581427 (see location plan at **attachment 1**).

The property is zoned 2 (a) Residential under Bathurst Regional (Interim) Local Environmental Plan 2005 and is located within the Bathurst Heritage Conservation Area.

132 Durham Street has an area of 689.7m².

The site is located on Durham Street, and has direct vehicle access onto Durham Street. To the east the neighbouring property is the Repco building at 130 Durham St and to the west there are 4 residential terraces, 134-140 Durham Street.

The existing dwelling has been significantly affected by a fire that has made it structurally unsafe due to smoke and water damage and ongoing moisture penetration.

The proposal

The applicant is proposing to demolish the existing dwelling at 132 Durham Street and replace it with a new shop that mirrors the existing façade of the adjoining Repco building. A site plan of the proposal that includes an elevation of the premises from the street is provided at **attachment 2**.

The applicant proposes that access to the new shop will be via the Council owned right of carriageway that currently serves 142 Durham and the terraces at 134 – 140 Durham and then by a new driveway along the rear of the terraces at 134 – 140 Durham.

The section of driveway to the rear of the terraces is currently owned by 140 Durham. The applicant proposes, under a separate Development Application, to undertake a boundary adjustment between the two properties such that the laneway becomes part of 132 Durham Street. The existing rights of carriageway in favour of 134 – 140 Durham Street will be retained.

The owner of 140 Durham Street has given their consent to the proposal.

Council at its meeting held 14 December 2011 has resolved to agree to the granting of a right of carriageway over its land in favour of 132 Durham Street.

The net effect of this is that the shop will be accessible by a counter clockwise access arrangement which will allow for one way movement of vehicles through the site without impacting on the accessibility of the adjoining properties.

History of the Site/Proposal (if applicable)

As part of the Development Application a Heritage Impact Statement has been prepared by the applicant (a copy of the report is provided in **attachment 3**). The following history has been sourced from this assessment:

The building at 132 Durham St is an example of the Inter–War Californian Bungalow style, built from Bathurst red brick and cement rendered. The design and detailing are not fine, and the proportions are poor. There have been multiple unsympathetic additions and changes to original detailing.

It appears that all previous buildings built in the 19th century have been demolished. The current building was constructed in the 1930's, and the site would have been comprehensively cleared for the brick foundations and intensive gardening. The entire property is in poor condition, exacerbated by a recent severe fire.

It has a moderate level of association through ownership with Walter Davidson Surveyor General of NSW. Although the site has association with a reasonably important person in NSW history, there is no evidence of occupation.

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*.

Shops and commercial premises are permissible with consent in the 2 (a) Residential zone although shops are noted in the zoning control table as not generally being consistent with the objectives of the zone.

Under the particular circumstances the proposal is consistent with the objectives of the zone for the following reasons:

- The boundary between 130 Durham Street (Repco) and 132 Durham Street represents the boundary between the 3(a) Business Zone and the 2(a) Residential Zone.
- The overall development will appear as a continuation of the existing retail development occurring on Durham Street.

Part 4 Heritage Provisions

Clause 23 Protection of Environmental Heritage

In accordance with Clause 23 of the LEP, development consent is required from Council to demolish a building within the heritage conservation area and erect a new building.

In the assessment of the Development Application in a heritage conservation area, Council must not grant consent to the development of land unless it is satisfied that the impact of the proposed development on the heritage significance of the conservation area is acceptable.

A Statement of Heritage Impact was submitted as part of this development proposal.

The Statement of Heritage Impact concludes that any future redevelopment on site would not materially affect views or shading of adjacent heritage items. The listed heritage items within the vicinity do not have curtilages extending onto the site and would not be detrimentally affected.

Structural condition

A structural assessment has been undertaken by Calare Civil in September 2011. The inspection and subsequent assessment concluded that the structural integrity of the building has been significantly affected alongside non-structural building elements because of the fire that occurred. Some of the structural elements had been damaged previously by reactive clay movements. These elements have been further compromised by weathering and general dilapidation to make the integrity of the building severely compromised. Calare Civil have

recommended demolition of the dwelling as repair would not be viable.

The building was inspected by Council's officers and Council's Heritage Advisor on Wednesday 8th February 2012. It was identified on this inspection that the property had little of its original fabric and the remaining fabric was substantially affected by the fire. As such Council's Heritage Advisor did not object to the demolition of the building.

Clause 26 Advertising of Heritage Applications

The application was advertised and neighbours notified in accordance with this clause. The application was exhibited from 11 February 2012 to 27 February 2012 with no submissions being received.

Bathurst Regional (Interim) Development Control Plan 2011

Although the proposed shop building is located within the 2 (a) Residential zone, requirements under the DCP state that business or industrial development proposed within any other zone under the LEP is to comply with the relevant standards which apply to such development as if it were located within the zone 3 (a) General Business.

Chapter 5 Business and Industrial Development

Development Standard	Proposed	Permissible	Compliance
Setbacks Front Rear Side	0m 22.8m 0m	compliment existing setbacks as per BCA as per BCA	Yes Yes Yes
Floor space ratio	0.3:1	1:1	Yes
Height	1 storey	3 storeys	Yes
Car parking	7	1/100m ²	Yes
Bicycle Parking	0	1/1000m ²	Yes
Accessway Width	3.95m	6m	No
12.5m vehicle manoeuvring	Yes	Yes	Yes*
Appropriate signage	none proposed	Yes	Yes**

*The applicant has provided a turning circle so that service vehicles can enter and exit via the one way circulation system proposed. This is considered sufficient to justify a smaller access way than the usual standard for business and industrial development.

**A further Development Application will be required for any signage used on the site unless such signage is exempt under clause 16 of the Bathurst Regional (Interim) Local Environmental Plan 2005.

Part 10.3 Demolition of buildings

As noted above Council received a Statement of Heritage Impact supporting the development proposal. The assessment and conclusions have been summarised above.

It was concluded within the Statement of Heritage Impact that the entire building is in poor condition with moderate to little heritage significance. While the property has been linked through ownership with Walter Davidson Surveyor General of NSW, the house is currently unoccupied and most of the traditional fabric has been lost.

The structural engineers also suggest demolition as it's repair would not be viable. Council's Heritage Advisor concurs with the recommendations of the assessment.

Part 10.3.4 Bathurst Conservation Area Management Strategy

In accordance with this clause, Council Officers assessed the property in relation to the Bathurst Conservation Area Management Strategy. The following rating was given to this property:

132 Durham Street		
Integrity:	0	Altered unsympathetically-non reversible
Streetscape rating:	1	Neutral
<u>Heritage Significance:</u>	<u>2</u>	Significant in a local context
Total:	3	

In light of this rating being moderate to low in importance, the proposed demolition and commercial redevelopment would not present an adverse impact on the Bathurst Regional Conservation Area.

10.5 Development within the Bathurst and Kelso Heritage Conservation Areas

10.5. 4 Commercial Industrial Development

Building Design

Development Standards

- a) *New infill buildings must meet the requirements of section 10.4- Infill Development of this Plan. Buildings should make their own architectural statement rather than mimic buildings around it.*

The proposed commercial development meets the requirements of Council Infill Development Policy. The proposed infill should in fact improve the overall streetscape as it is consistent in style, bulk and height with neighbouring buildings. Council's Heritage Advisor has reviewed the infill plans and is satisfied with the proposal.

- b) *New shop fronts should be based on the characteristic elements of traditional shop fronts located within the vicinity.*

The new shop front will incorporate elements of the traditional shop by having the entrance open out to the street. This design is the same as the neighbouring shop at 130 Durham Street.

- c) *Monotonous facades with little relief or detail must be avoided*

The proposed commercial development complies as it incorporates a window either side of the front door.

- d) *Weather protection of the footpath is to be provided.*

The design of the commercial development includes a front porch awning.

- e) *Under awning lighting is to be provided*

Will be conditioned as a part of any future use of the site.

- f) *Buildings should be designed to provide passive surveillance to streets or public places.*

The proposed commercial development complies.

Conclusion

The proposal for the demolition of an existing residential dwelling and the construction of a new shop has been assessed in accordance with Section 79C of the Environmental Planning and Assessment Act 1979 NSW.

It has been identified that the dwelling in question lacks any of the original detailing and is generally in poor condition. Furthermore the streetscape along this section of Durham Street and back towards the CBD has already been significantly altered by similar commercial developments to what has been proposed.

The proposed new building would be similar to the commercial building that is currently next door and is considered to complement the streetscape which has frontage to one of the major roads in Bathurst.

Council's Heritage Advisor has reviewed the proposed development and has raised no objections.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.8

MINUTE

13 Item 8 DEVELOPMENT APPLICATION NO. 2012/0022 – DEMOLITION OF EXISTING DWELLING AND CONSTRUCTION OF NEW SHOP PREMISES AT LOT 13 DP 1087390 132 & 140 DURHAM STREET. APPLICANT: REG MORRIS. OWNER: APSLEY HOLDINGS PTY LTD & S JORDAN (DA/2012/0022)

MOVED: B Bourke SECONDED: R Thompson

RESOLVED: That Council direct the Director Environmental, Planning & Building Services to approve Development Application No. 2012/0022, 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:

- (a) During the carrying out of any proposed works, if any archaeological remains are discovered, the developer is to stop work 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.
- (b) The submission of a letter or report, rendered drawings, manufacturer's brochures and/or samples sufficient to detail the types and colours of the external materials to be used in the construction.
- (c) A further development Application will be required for any signage used on the site unless such signage is exempt under clause 16 of the Bathurst Regional (Interim) Local Environmental Plan 2005.
- (d) Prior to the issue of a construction certificate the developer is to submit to Council a Construction Management Plan which includes (but is not limited to) the following:
 1. Traffic management, including:
 - i) Loading, unloading area and material storage areas
 - ii) Access to adjoining properties; and
 - iii) Parking areas (for construction workers and surrounding properties)
 2. Noise
 3. Dust
 4. Stabilisation and monitoring of adjoining property owners
 5. Communication with the general public; and
 6. Complaints management
- (e) 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 G Hanger, Cr M Morse, Cr I North, Cr R Thompson, Cr P Toole, Cr G Westman,

Against the motion - Cr T Carpenter,
Absent - NIL
Abstain - NIL

9 DEVELOPMENT APPLICATION NO. 2012/0050 – TWO LOT SUBDIVISION (BOUNDARY ADJUSTMENT) AT LOTS 447 & 449 CONROD STRAIGHT, MOUNT PANORAMA. APPLICANT: BATHURST REGIONAL COUNCIL. OWNER: BATHURST REGIONAL COUNCIL AND H & P METCALF (DA/2012/0050)

Recommendation: That Council:

- (a) support the variation to the 1(d) Rural Special Purposes 200 hectare minimum lot size as prescribed in Clause 27 (1) of *Bathurst Regional (Interim) Local Environmental Plan 2005* for proposed Lots 1 and 2;
- (b) support the variation to the 1(d) Rural Special Purposes 200 hectare minimum lot size as prescribed in Clause 28 (1) of *Bathurst Regional (Interim) Local Environmental Plan 2005* for proposed Lots 1 and 2;
- (c) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2012/0050, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979; and
- (d) call a division.

Report: The Site

Council has received a Development Application (DA) for a two lot subdivision (boundary adjustment) at 447 & 449 Conrod Straight, Mount Panorama, described as Lot B DP 161789 & Lot G DP 161903. A location plan is provided at **attachment 1**.

447 Conrod Straight (Lot B) is 4167m² and contains an existing dwelling.

449 Conrod Straight (Lot G) is 5969 m² contains an existing dwelling and associated out buildings.

The proposal

The proposal involves a boundary adjustment and creation of a right of carriage way. A plan of the proposed development is at **attachment 2**.

The boundary adjustment is necessary to enable council to continue creating alternative access for properties located on the inside of the Mount Panorama Motor Racing Circuit.

Planning Context

Bathurst Regional (Interim) Local Environmental Plan 2005

The subject site is zoned 1(d) Rural Special Purposes under the provisions of the *Bathurst Regional (Interim) Local Environmental Plan 2005*. A subdivision is permissible with consent in the 1(d) Rural Special Purpose zone. The proposal is consistent with the objectives of the zone.

The minimum area for allotments in the 1(d) Rural Special Purposes zone is 200ha.

The applicant has submitted a SEPP 1 Objection (see SEPP 1 Objection at **attachment 3**) in relation to the creation of proposed Lots 1 and 2 which indicates the nature of the subdivision and their objection to the current standards because:

1. Both 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 are created,
4. No new dwelling entitlements are being created, as both lots contain existing dwellings, and
5. The Mount Panorama Race Circuit will not be compromised.

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 use of the Mount Panorama Motor Racing Circuit. Accordingly the SEPP 1 Objection is supportable.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.8

MINUTE

14 Item 9 DEVELOPMENT APPLICATION NO. 2012/0050 – TWO LOT SUBDIVISION (BOUNDARY ADJUSTMENT) AT LOTS 447 & 449 CONROD STRAIGHT, MOUNT PANORAMA. APPLICANT: BATHURST REGIONAL COUNCIL. OWNER: BATHURST REGIONAL COUNCIL AND H & P METCALF (DA/2012/0050)

MOVED: R Thompson SECONDED: M Morse

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

Reason: Employer leases 449 Conrod Straight

RESOLVED: That Council:

- (a) support the variation to the 1(d) Rural Special Purposes 200 hectare minimum lot size as prescribed in Clause 27 (1) of *Bathurst Regional (Interim) Local Environmental Plan 2005* for proposed Lots 1 and 2;
- (b) support the variation to the 1(d) Rural Special Purposes 200 hectare minimum lot size as prescribed in Clause 28 (1) of *Bathurst Regional (Interim) Local Environmental Plan 2005* for proposed Lots 1 and 2;
- (c) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2012/0050, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979; and
- (d) 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

10 NSW PLANNING SYSTEM REVIEW (02.00018)

Recommendation: That the information be noted.

Report: The NSW Government has released the Issues Paper in relation to the NSW Planning System Review. Submissions were due at the end of February. Council's submission is provided at **attachment 1**. It is expected that the Green paper will be released towards the end of April in relation to proposed new legislation.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 33: To be and develop good leaders. Strategy 33.4

MINUTE

15 **Item 10 NSW PLANNING SYSTEM REVIEW (02.00018)**

MOVED: B Bourke SECONDED: I North

RESOLVED: That the information be noted.

Yours faithfully

D R Shaw
DIRECTOR
ENVIRONMENTAL, PLANNING & BUILDING SERVICES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT & MINUTES
21 MARCH 2012

**DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT TO THE ORDINARY
MEETING OF BATHURST REGIONAL COUNCIL MEETING HELD ON 21 MARCH 2012**

General Manager
Bathurst Regional Council

1 STATEMENT OF INVESTMENTS (16.00001)

Recommendation: That the information be noted.

Report: \$59,521,107.58 was invested at 29 February 2012 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	4.25%
AFMA - 90 day Bank Bill Swap Rate (BBSW)	4.75%
Three Year Swap Rate - Commonwealth	4.52%

Short Term 1 – 365 Days

**(Comprising Commercial Bills,
Debentures and Certificates of**

Deposit:

	<u>Rating</u>		<u>Average Return</u>
Bank of Western Australia Ltd	A1+	\$4,000,000.00	5.88%
Bank of Queensland Limited	A2	\$5,500,000.00	6.02%
Bendigo and Adelaide Bank Ltd	A2	\$5,500,000.00	5.93%
IMB Ltd	A3	\$8,500,000.00	5.90%
Maritime, Mining & Power Credit Union	ADI	\$3,000,000.00	5.83%
National Australia Bank	A1+	\$5,500,000.00	5.99%
People's Choice Credit Union	ADI	\$1,000,000.00	6.00%
Railways Credit Union Limited	ADI	\$1,000,000.00	6.19%
SGE Credit Union	ADI	\$1,000,000.00	5.88%
Westpac Banking Corporation	A1+	<u>\$1,500,000.00</u>	<u>5.89%</u>
		\$36,500,000.00	5.94%

Long Term

**(comprising Commercial Bills, Term
Deposits and Bonds):**

Committed Rolling Investments

Westpac	AA-	\$2,000,000.00	5.56%
---------	-----	----------------	-------

Westpac	AA-	\$2,000,000.00	5.75%
Westpac	AA-	\$2,000,000.00	5.71%
Westpac	AA-	<u>\$2,000,000.00</u>	<u>5.55%</u>
		\$8,000,000.00	5.64%

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)		\$931,107.58	0.00%

Fixed, Negotiable & Tradeable

Certificates of Deposits

Commonwealth Bank	AA	\$2,000,000.00	5.45%
Commonwealth Bank	AA	<u>\$2,000,000.00</u>	<u>5.48%</u>
		\$4,000,000.00	5.46%

Floating Rate Notes

ANZ	AA	\$2,000,000.00	5.59%
Barclays Bank PLC – Australian Branch	AA-	\$2,000,000.00	6.11%
Bendigo Bank 2007	BBB	\$2,000,000.00	5.64%
Bendigo & Adelaide Bank Retail Bond	BBB	\$2,000,000.00	5.95%
Lehman Brothers Treasury Co		\$90,000.00	0.00%
The Royal Bank of Scotland – Australian Branch	A+	<u>\$2,000,000.00</u>	<u>6.90%</u>
		<u>\$10,090,000.00</u>	<u>5.98%</u>

Total Investments		<u>\$59,521,107.58</u>	<u>5.78%</u>
--------------------------	--	-------------------------------	---------------------

These funds were held as follows:

Reserves Total (includes unexpended loan funds)		\$33,784,734.71	
Grants held for specific purposes		\$3,865,705.90	
Section 94 Funds held for specific purposes		\$21,650,921.98	
Unrestricted Investments – All Funds		\$219,744.99	
*General Fund	\$10,771.93		
*Water Fund	\$87,153.36		
*Sewer Fund	\$46,968.00		
*Waste Fund	<u>\$74,851.70</u>		

Total Investments		<u>\$59,521,107.58</u>	
--------------------------	--	-------------------------------	--

<u>Total interest revenue to 29/02/2012 on investments</u>		<u>\$2,571,811.01</u>	<u>5.78%</u>
---	--	------------------------------	---------------------

R Roach

Responsible Accounting Officer

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.6

MINUTE

16 Item 1 STATEMENT OF INVESTMENTS (16.00001)

MOVED: W Aubin SECONDED: B Bourke

RESOLVED: That the information be noted.

**2 YEAR TO DATE REVIEW - 2011/2012 MANAGEMENT PLAN AND BUDGET - 29
FEBRUARY 2012 (16.00126)**

Recommendation: That the information be noted.

Report: Bathurst Regional Council has in place the Bathurst 2036 Community Strategic Plan which aims to inform the community about the major directions and programs Council is undertaking in shaping the future of the Bathurst Region. These directions are summarised as objectives and strategies in Part VI of the Community Strategic Plan which was adopted by Council on 15 February 2012. The Plan is available for viewing at the Council offices at 158 Russell Street or can be downloaded from the Public Documents section of Council's website, www.bathurst.nsw.gov.au. Shown at **attachment 1** is a listing of the Objectives and Strategies from the Bathurst 2036 Community Strategic Plan.

Due to the introduction of the quarterly budget review statement by the Division of Local Government, monthly reporting of financial information will, in the short term, be replaced by quarterly reporting. Quarterly reports will be provided to Council in the months of July, October, February and April.

At **attachment 2** is an update of Strategies for the 2011/2012 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.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 29: To guide the construction and provision of new infrastructure/facilities and services and the management and upgrading of existing assets and service levels. Strategy 29.3
- Objective 33: To be and develop good leaders. Strategy 33.5
- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.6

MINUTE

17 Item 2 YEAR TO DATE REVIEW - 2011/2012 MANAGEMENT PLAN AND BUDGET
- 29 FEBRUARY 2012 (16.00126)

MOVED: R Thompson SECONDED: T Carpenter

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 January 2012.

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:	\$10,324.76
BMEC Community use:	\$0
Mount Panorama:	\$28,527.00

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.6
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5

MINUTE

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

MOVED: I North SECONDED: G Hanger

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.

- Corporation Investments - Watt Drive - Lot 805, DP 1169443 - Transfer
- Bathurst Aero Industries - 17 Windsor Way - Lot 35, DP1159302 - Lease
- Essential Energy - McPhillamy Park - Part Lot 1, DP634401 - Lease
- Grainforce Commodities - Lee Street, Kelso, Part Lee Street Road Reserve - Lease

Linen Plan Release

- Dunstall/Windsor/BRC - Subdivision for Public Road - Lot 267 & Lot 277 Bullocks Flat Road, Wattle Flat.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 32: To ensure Council is supported by an adequate workforce and appropriate governance procedures. Strategy 32.2

MINUTE

19 Item 4 POWER OF ATTORNEY (11.00007)

MOVED: G Hanger SECONDED: P Toole

RESOLVED: That the information be noted.

5 REQUEST FOR FINANCIAL ASSISTANCE - CENTRAL WEST NSW CHAPTER HARLEY OWNERS GROUP (18.00004, 23.00015-07/002)

Recommendation: That Council

- a) Agree to the closing of Russell Street on Sunday 25 March 2012 to allow for the Show and Shine and waive the fees of approximately \$1000 as a Section 356 Donation.
- b) Provide a 20% discount for tickets to the National Motor Racing Museum for up to 500 guests. Approximately \$1,000.

Report: Council has received a request from Central West NSW Chapter Harley Owners Group (HOG) for financial assistance to host their Harley enthusiast and Harley Owners Group Rally from 25-31 March 2012. A copy of the request is provided at **attachment 1**.

They have requested Council provide the area in front of the Council on Russell Street for the Show and Shine on Sunday 25 March. The cost of the road closure would be \$1,000.

They have also requested Council provide tickets for the National Motor Racing Museum for 500 guests and have requested a 50% discount. the cost of the tickets are \$10 per adult.

Financial Implications: The cost of providing this is:

Road Closure: \$1,000
NMRM Subsidy: \$1,000

This request could be funded from Council's Section 356 Donations which currently has a balance of \$10,324.76.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.2, 23.3
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5

MINUTE

20 Item 5 REQUEST FOR FINANCIAL ASSISTANCE - CENTRAL WEST NSW
CHAPTER HARLEY OWNERS GROUP (18.00004, 23.00015-07/002)

MOVED: P Toole SECONDED: B Bourke

RESOLVED: That Council

- a) Agree to the closing of Russell Street on Sunday 25 March 2012 to allow for the Show and Shine and waive the fees of approximately \$1000 as a Section 356 Donation.
- b) Provide a 20% discount for tickets to the National Motor Racing Museum for up to 500 guests. Approximately \$1,000.

6 REQUEST FOR FINANCIAL ASSISTANCE - BATHURST DOMESTIC VIOLENCE LIAISON COMMITTEE (18.00004, 22.00185-06/090)

Recommendation: That Council not waive the fee for utilising the Home and Community Care (HACC) Meeting Room for 1 hour per month.

Report: Council has received a request from the Bathurst Domestic Violence Liaison Committee for the use of the meeting room at the HACC Centre for 1 hour per month. A copy of the request is provided at **attachment 1**.

The cost of hiring the meeting room over the 12 month period is \$120.00.

The Committee point out that they are an interagency group for community service providers and the general public, it would be appreciated if the funds could be retained by the committee to assist in funding community education and awareness campaigns.

Financial Implications: Should Council wish to donate this, the request could be funded from Council's Section 356 Donations which currently has a balance of \$10,324.76.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.2

MINUTE

21 Item 6 REQUEST FOR FINANCIAL ASSISTANCE - BATHURST DOMESTIC VIOLENCE LIAISON COMMITTEE (18.00004, 22.00185-06/090)

MOVED: I North SECONDED: B Bourke

RESOLVED: That Council waive the fee for utilising the Home and Community Care (HACC) Meeting Room for 1 hour per month, from Section 356 Donations.

7 REQUEST FOR FINANCIAL ASSISTANCE - CARILLON THEATRICAL SOCIETY INC (21.00012-07/045)

Recommendation: That Council make available Bathurst Memorial Entertainment Centre on 4th and 7th May 2012 and that the venue hire charge of \$970 be funded from Section 356 Donations.

Report: Council has received a request from Carillon Theatrical Society for use of the Bathurst Memorial Entertainment Centre Theatre on 4th and 7th May 2012 for the presentation of their production Guys and Dolls. A copy of the request is provided at **attachment 1**.

Carillon Theatrical Society point out that their booking of the theatre commences 30 April 2012 and concludes 13 May 2012 during which time there are 2 nights on the 4th and 7th May which they will not be using the theatre.

In accordance with Council's normal charges the Carillon theatrical Society would be responsible for the payment of these costs. The total venue hire for the two dates amount to \$970.

Financial Implications: This request could be funded from Council's Section 356 Donations which currently has a balance of \$10,324.76.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.2
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5

MINUTE

22 Item 7 REQUEST FOR FINANCIAL ASSISTANCE - CARILLON THEATRICAL SOCIETY INC (21.00012-07/045)

MOVED: R Thompson SECONDED: P Toole

RESOLVED: That Council make available Bathurst Memorial Entertainment Centre on 4th and 7th May 2012 and that the venue hire charge of \$970 be funded from Section 356 Donations.

8 FORD THUNDERBIRD OWNERS NATIONAL CONOURS (04.00009)

Recommendation: That Council:

- a) Agree to the closing of Russell Street on Saturday 27 October 2012 to allow for the judging and shows of the Thunderbird cars and waive the fees of approximately \$1000 as a Section 356 Donation.
- b) That Council host a Mayoral Reception on 26 October 2012.

Report: Council has been approached by the Ford Thunderbird Owners National Concours advising that the national conjunction of car owners will be held in Bathurst from 25-27 October 2012.

They propose the following events.

- a) A drive around the circuit on the mornings of 25 and 26 October 2012. they do not require road closure as this is a normal event held in accordance with road rules.
- b) The judging and awarding of prizes to be held in Russell Street between William and George Streets from 9am - 2.30pm.
- c) In discussions with Council, a Mayoral Reception for their members was offered for Friday, 26 October 2012. It was also recommended by Council that the judging and awarding of prizes be held in Russell Street to increase community interaction.

This club is a reasonably small motor vehicle club with approximately 25 cars visiting Bathurst with an estimated 50-60 people accompanying the cars.

Financial Implications:

- a) Ford Thunderbird Owners National Concours have been offered a Mayoral Reception. This will cost approximately \$200.
- b) Road closure of Russell Street which will cost approximately \$1000.

The total cost of this visit can be funded by a Section 356 donation which has a balance of \$10,324.76.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.2

MINUTE

23 Item 8 FORD THUNDERBIRD OWNERS NATIONAL CONOURS (04.00009)

MOVED: B Bourke SECONDED: M Morse

RESOLVED: That Council:

- a) Agree to the closing of Russell Street on Saturday 27 October 2012 to allow for the judging and shows of the Thunderbird cars and waive the fees of approximately \$1000 as a Mount Panorama Section 356 Donation.
- b) That Council host a Mayoral Reception on 26 October 2012.

9 REQUEST FOR FINANCIAL ASSISTANCE - ASSUMPTION SCHOOL (18.00004, 04.00026/047)

Recommendation: That Council waive the charge of \$244 to Assumption School towards the cost of using Sulman Park toilets from Section 356 Donations.

Report: Council has received a request from Assumption School to waive the \$244 charge for the use of Sulman park toilets. A copy of the request is provided at **attachment 1**.

Assumption School will be using Sulman Park for their annual school cross country event.

Financial Implications: This request could be funded from Council's Section 356 Donations which currently has a balance of \$10,324.76.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.2, 23.7
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5

MINUTE

24 Item 9 REQUEST FOR FINANCIAL ASSISTANCE - ASSUMPTION SCHOOL
(18.00004, 04.00026/047)

MOVED: I North SECONDED: B Bourke

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

Reason: Children go to Assumption School

RESOLVED: That Council waive the charge of \$244 to Assumption School towards the cost of using Sulman Park toilets from Section 356 Donations.

10 REQUEST FOR FINANCIAL ASSISTANCE - BATHURST EARLY LEARNING SUPPORT (18.00004)

Recommendation: That Council not donate funds towards the funding of the Bathurst Family Fun Day to be held at Peace Park on Saturday, 19 May 2012.

Report: Council has received a request from Bathurst Early Learning Support for financial support in running the Bathurst Family Fun Day at Peace Park on Saturday, 19 May 2012.

This organisation is funded by Families NSW and is based within Centacare Bathurst.

The organisation has requested Council to donate \$1,000 to go towards funding this event making available various activities including food and drink for the families that attend. Refer to **attachment 1** for further detail.

Financial Implications: Should Council wish to donate this, the request could be funded from Council's Section 356 Donations which currently has a balance of \$10,324.76.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.2
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5

MINUTE

25 Item 10 REQUEST FOR FINANCIAL ASSISTANCE - BATHURST EARLY LEARNING SUPPORT (18.00004)

MOVED: T Carpenter SECONDED: I North

RESOLVED: That Council donate \$250 towards the funding of the Bathurst Family Fun Day to be held at Peace Park on Saturday, 19 May 2012 from Section 356 Donations.

11 REQUEST FOR FINANCIAL ASSISTANCE - PEER SUPPORT AUSTRALIA (18.00195)

Recommendation: That Council not financially support the proposed workshops to be held at the Panthers Club on Wednesday, 30 May 2012 and Thursday, 31 May 2012.

Report: Council has received a request from Peer Support Australia for financial assistance towards workshops being held by this group (see **attachment 1**). The proposed workshops are to be held on Wednesday, 30 May 2012 and Thursday, 31 May 2012 in the Panthers Club, Piper Street, Bathurst.

The Implementation workshop provides an opportunity for teachers from local schools to investigate and develop an effective strategy, enabling young people to increasingly take responsibility for their own well-being and deal positively, proactively and resiliently with their life experiences. Attending the workshop is the first step to the school running the Peer Support Program.

Financial Implications: Should Council wish to donate this, the request could be funded from Council's Section 356 Donations which currently has a balance of \$10,324.76.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.2
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5

MINUTE

26 Item 11 REQUEST FOR FINANCIAL ASSISTANCE - PEER SUPPORT AUSTRALIA
(18.00195)

MOVED: R Thompson SECONDED: B Bourke

RESOLVED: That Council not financially support the proposed workshops to be held at the Panthers Club on Wednesday, 30 May 2012 and Thursday, 31 May 2012.

Yours faithfully



R Roach
DIRECTOR
CORPORATE SERVICES & FINANCE

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
DIRECTOR ENGINEERING SERVICES' REPORT & MINUTES
21 MARCH 2012

**DIRECTOR ENGINEERING SERVICES' REPORT TO THE ORDINARY MEETING OF
BATHURST REGIONAL COUNCIL MEETING HELD ON 21 MARCH 2012**

General Manager
Bathurst Regional Council

1 PROPOSED APPOINTMENT OF TRUST MANAGER, LOT 182 DP 755790, PUBLIC RESERVE 87791, THOMPSON STREET WATTLE FLAT (14.00078)

Recommendation: That Council:

- (a) approve being appointed as Trust Manager of Lot 182 DP 755790 being Public Reserve 87791, Thompson Street at Wattle Flat, and
- (b) assign "*Wattle Flat Landfill Reserve Trust*" as the name of the Trust.

Report: Following the amalgamation of Bathurst City Council and Evans Shire Council, Bathurst Regional Council acquired the responsibility of the former Wattle Flat landfill site. This was closed in April 2007 and the site has been remediated and capped in accordance with EPA requirements.

Since this time, Council has been liaising with the Crown regarding the future management of Lot 182 DP 755790 being land contained in Public Reserve 87791. The Public Reserve was advertised as a Rubbish Depot in the Government Gazette on 29 May 1970.

In correspondence dated 15 December 2011 at **attachment 1**, Council was advised by the Department of Primary Industries of the process to follow to bring the former landfill site under its ongoing care and control by acting as a Trust Manager for the site. This is a better solution for Council than asking to acquire the land.

It is recommended that Council resolve to be appointed as Trust Manager of Lot 182 DP 755790, Public Reserve 87791 located at Thompson Street, Wattle Flat and the Trust be named as "*Wattle Flat Landfill Reserve Trust*".

Bathurst City Council and Evans Shire Council now under the auspices of Bathurst Regional Council have been appointed as Trust Managers in numerous other circumstances, notably Recreation Reserve Number 5086 gazetted 26.10.2001 as a Public Recreation Reserve at Wattle Flat and Building Reserve Number 96380 gazetted 26.10.2001 as a Bush Fire Brigade Building at Wattle Flat.

Financial Implications: Funding for this item is contained within existing budgets.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 16: To encourage sustainable waste management practices, incorporating opportunities for energy generation. Strategy 16.1

MINUTE

27 Item 1 PROPOSED APPOINTMENT OF TRUST MANAGER, LOT 182 DP 755790, PUBLIC RESERVE 87791, THOMPSON STREET WATTLE FLAT (14.00078)

MOVED: T Carpenter SECONDED: W Aubin

RESOLVED: That Council:

- (a) approve being appointed as Trust Manager of Lot 182 DP 755790 being Public Reserve 87791, Thompson Street at Wattle Flat, and
- (b) assign "*Wattle Flat Landfill Reserve Trust*" as the name of the Trust.

2 BATHURST WATER FILTRATION PLANT - UPDATE ON MANGANESE REMOVAL TRIAL (16.00103)

Recommendation: That the information be noted.

Report: Council will recall a previous report to the November 2011 Council meeting, which provided detailed information in regards to the manganese removal trial underway at the Water Filtration Plant.

Council was successful in obtaining Australian Government funding through the Department of Sustainability, Environment, Water, Population and Communities to complete 50% of a Stage 1 and Stage 2 Manganese Removal Trial. Stage 1 involved the construction, operation, monitoring and testing of replica filters that function in the same way as the 14 full size filters at the Water Filtration Plant. Early indications were that the test results were very positive, with a high level of manganese removal achieved and this was reported to the November 2011 Council meeting.

The objective of this pilot trial at Bathurst Water Filtration Plant was to determine the effectiveness and the optimum operating parameters that were required to oxidise the soluble manganese in the settled water. The insoluble manganese oxides formed by chlorination were to be captured in the filter media and removed by filter backwashing.

In accordance with the Australian Drinking Water Guidelines, the aesthetic guideline value for manganese is 0.1 mg/L. Manganese value of greater than 0.1 mg/L will cause taste and staining of fixtures problems. Less than 0.05 mg/L is the desirable value.

A maximum value of 0.02 mg/L manganese was selected as the target value for this plant trial.

The Stage 1 trial commenced in September 2011 and concluded in January 2012, during this time a rigorous testing regime was undertaken which involved samples initially being taken hourly to ensure that a high degree of confidence could be placed in the subsequent results. The testing program was also created to incorporate a number of varying parameters and conditions again so as to ensure that consistent results could be achieved despite potential changes to the feed water over time. The Pilot Plant trial was designed to replicate the conditions experienced at the Water Filtration Plant as well as existing filters and infrastructure as closely as possible. This will ensure that the positive results achieved in Stage 1 and Stage 2 could be applied at a Stage 3 full-scale roll out of the methodology.

Following completion of the Stage 1 trial, Council has now received the final report from New South Wales Public Works which was completed with significant input from Bathurst Regional Council officers. The report covers the complete details from the Stage 1 trial, with a copy of the Executive Summary at **attachment 1**.

The key points coming out of the Stage 1 Final Report:

- The results from the control filter column indicated that without chemical dosing to the settled water, there was no reduction in the Manganese concentration (that is, the filter alone does not remove Manganese).
- The addition of diluted caustic soda solution (to increase pH of the feed water) followed by sodium hypochlorite enabled high levels of Manganese removal to be achieved, and

this was further improved by initial pre-dosing of potassium permanganate as currently occurs at the Water Filtration Plant.

- Testing showed that the Manganese target value was able to be regularly obtained.
- The objectives of the Stage 1 trial were met.
- Stage 2 works should commence in order to confirm the findings of the Stage 1 trial.

The results identified in the points above list a series of results that have been identified through the testing undertaken during Stage 1 and these will be confirmed during Stage 2. All of these results are guiding Council towards the most suitable methodology available to oxidise Manganese in the feed water. At this stage Council has completed all recommendations identified in the report.

Stage 2 of the Manganese Removal trial commenced at the beginning of March 2012 and must be completed by June 2012. The strict timeframe is a result of Commonwealth funding which is covering 50% of the cost of the Stage 2 trial. Stage 2 has commenced based upon formal advice from New South Wales Public Works indicating that the Stage 1 test results indicate strongly that this methodology will be successful in removing manganese from the water ensuring that a maximum value of 0.02mg/L of Manganese is not exceeded. The Stage 2 trial involves using one of the existing fourteen full size sand filters to add chemicals in order to achieve the greatest possible manganese removal.

Stage 2 will supply enough data to enable Council to determine the technical & financial viability of undertaking Stage 3, which would potentially involve setting up dosing at all fourteen sand filters, rolling out the methodology fully to the Water Filtration Plant.

As with Stage 1, there will be detailed monitoring, sampling and testing conducted to ascertain the optimum approach to removing the greatest amount of manganese under a variety of operating conditions that are experienced at the Water Filtration Plant during the year. New South Wales Public Works will manage the process changes and testing requirements, and as for Stage 1, provide Council with a formal report which will include recommendations in regards to Stage 3. Council will continue to liaise with the New South Wales Office of Water to ensure that all required approvals are obtained and that the New South Wales Office of Water remain informed regarding the progress of the project.

A report outlining the results achieved through the Stage 2 trial will be presented to Council at the conclusion of the trial period.

Financial Implications: Funding has been provided for in the current Management Plan.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- | | |
|---|---------------|
| • Objective 12: To protect and enhance water quality and riparian ecology. | Strategy 12.3 |
| • Objective 15: To secure a sustainable water supply and raise awareness on water issues. | Strategy 15.1 |
| • Objective 22: To improve community safety. | Strategy 22.6 |
| • Objective 29: To guide the construction and provision of new infrastructure/facilities and services and the | Strategy 29.7 |

management and upgrading of existing assets and service levels.

- Objective 31: To maintain local public ownership of water and sewer assets.

Strategy 31.2

MINUTE

**28 Item 2 BATHURST WATER FILTRATION PLANT - UPDATE ON MANGANESE
REMOVAL TRIAL (16.00103)**

MOVED: B Bourke SECONDED: I North

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
21 MARCH 2012

**DIRECTOR CULTURAL & COMMUNITY SERVICES' REPORT TO THE ORDINARY
MEETING OF BATHURST REGIONAL COUNCIL MEETING HELD ON 21 MARCH 2012**

General Manager
Bathurst Regional Council

1 VACATION CARE PROGRAM - JANUARY 2012 (09.00005)

Recommendation: That the information be noted.

Report: The recent Council Vacation Care Program operated from Tuesday, 2 January 2012 through to Friday, 27 January 2012, excluding the public holiday on Thursday, 26 January 2012.

A total of 55 children were enrolled in the program with an average of 25 children per day. The impact of the closure of both All Saints and Scots School Vacation Care programs contributed to the increase in the daily average attendance.

The program contained activities that ranged from junior master chef, clay sculptures, games and craft activities through to excursions to the movies, Jumbos Jungle, Art Gallery and walking excursion to Learmonth Park. The children especially enjoyed cooking and egg carton construction being very creative and imaginative.

Councillors will recall Vacation Care was accredited by National Childcare Accreditation on 2 March 2011 receiving high quality assessment in all eight areas.

Council's program continues to provide a valuable service to children and families of the broader Bathurst community, operating within the principles of creating a play based learning environment that is fun and stimulating.

These principles aim to develop a child's:

- Sense of identity;
- Opportunities to connect and contribute to their world;
- Understanding and awareness of well being;
- Ability to become confident and involved learners; and
- Use of effective and appropriate communication.

Vacation Care is scheduled to again be operational in the April 2012 school holiday period.

Financial Implications: Funding for this item is contained within existing budgets.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 6: To support infrastructure development necessary to enhance Bathurst's life-style and industry Strategy 6.3

development.

- Objective 21: To support the provision of community services and facilities to meet the needs of specific community sectors and the community as a whole. Strategy 21.1, 21.2
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.6

MINUTE

29 Item 1 VACATION CARE PROGRAM - JANUARY 2012 (09.00005)

MOVED: T Carpenter SECONDED: P Toole

RESOLVED: That the information be noted.

2 SUNNY CORNER AND DISTRICT PROGRESS ASSOCIATION (18.00202)

Recommendation: That the information be noted.

Report: Council has been informed that the Sunny Corner and District Progress Association (Inc) has been formed. The objectives of the association are:

- Progress and improve the Sunny Corner area and districts
- Provide a point of contact between local, state and federal governments and the residents and landholders.

The inaugural committee includes the following executive members:

President:	Mr Bob Terry
Secretary and Public Officer:	Ms Jenny Grantley

This group is in addition to the Sunny Corner Historical Trust Management Committee and will now be eligible to apply for funding under Council's Village Improvement Program as well as access other significant state and commonwealth funds for projects within the village and surrounds.

The formation of this group has largely been achieved by the community following the community consultation undertaken by Bathurst Regional Council as part of the Village Plan process.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 17: To encourage living, vibrant and growing villages and rural settlements. Strategy 17.3, 17.5
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.5, 23.6
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.2, 30.5, 30.6, 30.8

MINUTE

30 Item 2 SUNNY CORNER AND DISTRICT PROGRESS ASSOCIATION (18.00202)

MOVED: I North SECONDED: M Morse

RESOLVED: That the information be noted.

3 NSW YOUTH ADVISORY COMMITTEE (11.00020)

Recommendation: That the information be noted.

Report: Council has been advised that Nathan Inwood has been appointed to the NSW Youth Advisory Council for the calendar year 2012.

The NSW Youth Advisory Committee 'provides the opportunity for young people from across NSW to get involved and advise the NSW Government on matters of concern to young people and on Government policies and programs which affect young people'.

Nathan has been a representative of the Bathurst Region Youth Council for the last two years, achieving the maximum allowable sitting term. Nathan also most recently completed a one year traineeship within Council's Cultural and Community Services Department.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.8
- Objective 27: To encourage youth engagement, participation and achievement across all areas of the Bathurst community. Strategy 27.4, 27.6, 27.7, 27.8, 27.9

MINUTE

31 **Item 3 NSW YOUTH ADVISORY COMMITTEE (11.00020)**

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

RESOLVED: That the information be noted.

4 BATHURST MEMORIAL ENTERTAINMENT CENTRE (BMEC) FUNDING - 2012/2013 (21.00060)

Recommendation: That the information be noted.

Report: Grant funding of BMEC projects has reached new heights in 2012 / 2013 and comprise a considerable percentage of the BMEC annual budget.

Successful grant applications consist of:

Catapult Festival

Regional Arts Fund, Circus Mob – Local Aboriginal circus and physical theatre engagement	\$28,182
--	----------

Festivals Australia, Merging Emerging Artists Program	\$29,422
---	----------

Program for young People & Families

Arts NSW, ConnectEd	\$15,000
---------------------	----------

Local Stages

Theatre Board of the Australia Council for the Arts triennial funding - Program Presenter Fund	\$150,000 (\$50,000 per year)
--	-------------------------------

Arts NSW annual program funding	\$50,000
---------------------------------	----------

Regional Arts Fund, Aboriginal Event Management mentorship	\$18,000
--	----------

National Binge Drinking Strategy Community Level Initiative, Smashed Arts – in collaboration with Community Services and in partnership with Western NSW Local Area Health	\$495,071 over 24 months
--	--------------------------

This National Binge Drinking Strategy Community Level Initiative, Smashed Arts represents funding for the 2012 / 2013 financial year of **\$435,139.50** for local performing arts based projects. It should be noted that the core BMEC activities, such as the annual Season funded by Council, provide funding bodies with confidence that BMEC can manage these grant funds.

Financial Implications: The grant funding received has no negative financial implications and uses the core funding of BMEC to leverage considerable financial benefit for the development of performing arts in the Bathurst Region.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 20: To provide a range of cultural facilities, programs, activities and events and to support and enhance cultural and social activities across the community. Strategy 20.1, 20.2, 20.3, 20.4, 20.6
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3
- Objective 26: To encourage and support the provision of a range of opportunities for life long education across the Bathurst community. Strategy 26.1, 26.2, 26.4
- Objective 27: To encourage youth engagement, participation and achievement across all areas of the Bathurst community. Strategy 27.4, 27.7, 27.9
- Objective 33: To be and develop good leaders. Strategy 33.4, 33.6

MINUTE

32 Item 4 BATHURST MEMORIAL ENTERTAINMENT CENTRE (BMEC) FUNDING - 2012/2013 (21.00060)

MOVED: P Toole SECONDED: B Bourke

RESOLVED: That the information be noted.

5 BATHURST MEMORIAL ENTERTAINMENT CENTRE (BMEC) - 2012 SEASON LAUNCH AND SUPPORTER NUMBERS (20.00060)

Recommendation: That the information be noted.

Report: The BMEC 2012 Season Launch was held on Tuesday, 29 November 2011. A record number of 420 people attended. There was considerable positive feedback received from patrons about the “Passport” theme for the brochure; the travel theme for the Launch; and the quality of productions for the year.

For many years BMEC offered a Subscription package. This did not involve a fee but by committing to at least five performances a Subscriber received a discount of approximately 15% on tickets plus other benefits.

In 2011 the Subscription was replaced with a Membership program. Members paid an annual fee of \$30. There was no minimum number of shows a Member needed to commit to but they received; the discount on tickets; discounts on non Season shows if BMEC could negotiate this with the producer; free entry to post show suppers plus other benefits.

It became apparent that some patrons really liked the flexibility of the Membership program whereas some preferred the Subscription system. In 2012 patrons have been offered a choice of three options; Subscription; Membership; and VIP Membership.

	Subscription No Charge	Membership \$30	VIP Membership \$40
Sign-up Fee		✓	✓
Minimum Purchase of 5 Shows	✓		✓
Discounts to BMEC Season Shows	✓	✓	✓
Discounts to Independent Shows		✓	✓
Free Access to Supper Club		✓	✓
Priority Booking & Pay-Per-Show	✓	✓	✓
Booking Exchanges (Season Only)	✓	✓	✓
Invitation to a Backstage Event			✓
*Special Discount at Pipers Bistro			✓
Buy tickets to 7 Season Show & receive a complimentary ticket to an 8th Season show	✓	✓	✓

*Present your VIP Membership Card at Pipers Bistro to receive a 10% Discount on your meal (not to be used in conjunction with any another meal offer).
All BMEC supporters will receive a quarterly Members Newsletter with news, updates and exclusive offers.
Top attending patron for the Season will receive complimentary VIP Membership for the 2013 Season.
Top 10 attending patrons will receive a complimentary drink voucher valid for the 2013 Season.
Subscribers are of course welcome to attend the Opening Night Supper clubs but for a small fee as the Supper Clubs are funded by a portion of the Membership Fee.

The choice now being offered has been successful. As of 8 March 2012, 365 supporters have signed up, there are 134 Subscribers, 186 Members and 45 VIP Members.

The total of 365 Supporters is the highest number since 2000 and 2001, the first two years an annual Season and Subscription were offered. As the Centre had only opened in 1999 these were the “honeymoon” years for patron support. There were 414 Subscribers in 2000, 380 in 2001 and 216 in 2002.

Highlights of the 2012 season include: *Namatjira* featuring descendants of Albert Namatjira in the cast and including extensive engagement with the local community; and *Dame Kiri Te Kanawa* in a regional tour that only includes four venues and which was based on negotiation between the BMEC Manager and the producer.

Financial Implications: There are no negative financial implications but an increased supporter base gives an increased level of certainty that a base level of income will be received. Such programs engender loyalty and engaged Supporters are inclined to encourage others to join. Memberships and VIP Memberships bring in \$7,380 revenue in Membership fees.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 20: To provide a range of cultural facilities, programs, activities and events and to support and enhance cultural and social activities across the community. Strategy 20.1, 20.2, 20.3
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3
- Objective 33: To be and develop good leaders. Strategy 33.6

MINUTE

33 Item 5 BATHURST MEMORIAL ENTERTAINMENT CENTRE (BMEC) - 2012 SEASON LAUNCH AND SUPPORTER NUMBERS (20.00060)

MOVED: T Carpenter SECONDED: W Aubin

RESOLVED: That the information be noted.

6 2012 INTERNATIONAL WOMEN'S DAY - THURSDAY, 8 MARCH 2012 (23.00026)

Recommendation: That the information be noted.

Report: Bathurst celebrated International Women's Day on Thursday 8 March at the Walshaw Hall. A free morning tea was provided with a range of community groups and organisations participating in the event. Stalls and displays included Community Health, Breast Screen NSW, Central West Women's Health, Bathurst Information and Neighbourhood Centre, Breastfeeding Association, Country Women's Association, Relationships Australia, Women's Housing, Mary Kay, Curves, Women's Refuge and the Spinners and Weavers group. Entertainment was provided by the Mitchell Conservatorium, the Cultural and Community Services trainee Lyndal Tuckey and the Charles Sturt Ukulele group, CSUKES. 2MCE also provided a live broadcast from the event.

The event was officially opened by the Mayor, Councillor Greg Westman, with Di Riley, Chair of the Bathurst Aboriginal Working Party kindly providing the Welcome to Country. The number of individuals who attended the event was estimated at over two hundred and represented all ages, the diversity of cultures in the community and an extremely broad range of interests and skills.

Feedback from both the participants and the general public was positive and included comments such as:

Thank you for helping 2MCE's involvement in this years excellent festivities for International Women's Day.

Even though the weather forced us indoors, the atmosphere was incredibly vibrant and entertaining. The broadcast by Terry Fatseas and orchestrated by Ross Larsen & Adam Thompson sounded really marvellous. Terry's short interviews with various on-site representatives were skilfully done and added to the rich sound we were able to transmit to our loyal listeners.

It was a pleasure to be involved and we certainly hope to contribute again in 2013!

*Regards
Lisa Hampshire
Production & Programme Coordinator 2MCE*

And

On a wonderful International Women's Day Celebration- and thank you to Council for sponsoring this worthy event! Look forward to it again next year!

Lisa Collins
Women's Health CNS2

Funding for the event was provided by the State Government Family and Community Service Office for Women's Policy and Bathurst Regional Council. International Women's Day provides an opportunity to celebrate all women and their contributions to their communities. International Women's Day celebrations in Bathurst 2012 highlighted the broad range of community groups

and organisations that operate for, and by women within the Bathurst region. A pictorial diary of the event is at **Attachment 1**.

Financial Implications: Funding for this event was provided by a grant from the State Government Family and Community Service Office for Women's Policy and allocation from Bathurst Regional Council Management Plan.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 19: To improve equity of access to all members of the community in public and private domains. Strategy 19.4
- Objective 20: To provide a range of cultural facilities, programs, activities and events and to support and enhance cultural and social activities across the community. Strategy 20.3
- Objective 21: To support the provision of community services and facilities to meet the needs of specific community sectors and the community as a whole. Strategy 21.2
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3, 23.5, 23.6, 23.8
- Objective 33: To be and develop good leaders. Strategy 33.6

MINUTE

34 Item 6 2012 INTERNATIONAL WOMEN'S DAY - THURSDAY, 8 MARCH 2012
(23.00026)

MOVED: P Toole SECONDED: R Thompson

RESOLVED: That the information be noted.

7 KELSO COMMUNITY CENTRE - INDIGENOUS HEALTH CLINIC LAUNCH - THURSDAY, 1 MARCH 2012 (09.00026)

Recommendation: That the information be noted.

Report: On Thursday 1 March 2012 the NSW Central West Division of General Practice launched the Indigenous Chronic Disease (ICD) Diabetes Clinic at the Kelso Community Centre. The clinic, operating on a weekly basis from the Community Centre is designed to support Aboriginal people who have recently been diagnosed or have complex cases of diabetes.

Through the support of clinicians including an endocrinologist, diabetes educator, podiatrist, dietician and psychologist, diabetes patients will be provided with culturally sensitive and holistic services. This care, operating in partnership with an individual local General Practitioner, is designed to assist participants to manage their condition and avoid unplanned hospital admissions. An added advantage of the clinic is that all services are bulk billed.

The clinics are being coordinated by the NSW Central West Division of General Practice through funding from the NSW Rural Doctors Network Association and with the support of Bathurst Regional Council.

During Council's consultation process for the Bathurst Social and Community Plan 2011-2016 the community identified the need to improve all areas of health provision, including preventative programs delivered to areas of Indigenous residency. This program is addressing this concern, specifically addressing Action A2 from the Social and Community Plan.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 25: To support the provision of high quality medical care that meets the needs of the Bathurst community. Strategy 25.1, 25.2
- Objective 19: To improve equity of access to all members of the community in public and private domains. Strategy 19.3, 19.4
- Objective 21: To support the provision of community services and facilities to meet the needs of specific community sectors and the community as a whole. Strategy 21.1, 21.2
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.1, 23.6
- Objective 6: To support infrastructure development necessary to enhance Bathurst's life-style and industry development. Strategy 6.3

MINUTE

35 Item 7 KELSO COMMUNITY CENTRE - INDIGENOUS HEALTH CLINIC LAUNCH - THURSDAY, 1 MARCH 2012 (09.00026)

MOVED: B Bourke SECONDED: I North

RESOLVED: That the information be noted.

Yours faithfully



Annabell Miller
DIRECTOR
CULTURAL & COMMUNITY SERVICES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
POLICY COMMITTEE MEETING

POLICY COMMITTEE MEETING TO THE ORDINARY MEETING OF BATHURST REGIONAL COUNCIL MEETING HELD ON 21 MARCH 2012

General Manager
Bathurst Regional Council

1 MINUTES - POLICY COMMITTEE MEETING - 7 MARCH 2012 (07.00064)

Recommendation: That the recommendations of the Policy Committee Meeting held on 7 March 2012 be adopted.

Report: The Minutes of the Policy Committee Meeting held 7 March 2012, are attached.

Financial Implications: N/A

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.5, 28.8

MINUTE

36 Item 1 MINUTES - POLICY COMMITTEE MEETING - 7 MARCH 2012 (07.00064)

MOVED: I North SECONDED: W Aubin

RESOLVED: That the recommendations of the Policy Committee Meeting held on 7 March 2012 be adopted.

MINUTES OF THE POLICY COMMITTEE
HELD ON 7 MARCH 2012

MEETING COMMENCES

1 MEETING COMMENCES

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

In attendance: General Manager, Director Corporate Services & Finance, Director Cultural & Community Services, Director Engineering Services, Director Environmental Planning & Building Services, Manager Corporate Governance, Manager Technical Services, Manager Recreation.

APOLOGIES

2 APOLOGIES

MOVED Cr B Bourke

and **SECONDED** Cr M Morse

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

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - POLICY COMMITTEE MEETING - 1 FEBRUARY 2012 (07.00064)

MOVED Cr W Aubin

and **SECONDED** Cr I North

RESOLVED: That the Minutes of the Policy Committee Meeting held on 1 February 2012 be adopted.

DECLARATION OF INTEREST

4 DECLARATION OF INTEREST 11.00002

MOVED Cr B Bourke

and **SECONDED** Cr I North

RESOLVED: That the Declaration of Interest be noted.

RECEIVE AND DEAL WITH DIRECTORS' REPORTS

Director Corporate Services & Finance's Report

- 5** **Item 1 BATHURST DOMESTIC VIOLENCE LIAISON COMMITTEE (21.00023)**
MOVED Cr M Morse and **SECONDED** Cr W Aubin

RESOLVED: That Council appoint Councillor Carpenter as a Duty Councillor to the Bathurst Domestic Violence Liaison Committee with Councillor North as an alternate.

- 6** **Item 2 RURAL FIRE SERVICE - RURAL FIRE DISTRICT SERVICE AGREEMENT - CHIFLEY ZONE (13.00020)**
MOVED Cr R Thompson and **SECONDED** Cr I North

RESOLVED: That Council sign the Rural Fire District Service Agreement - Chifley Zone.

Director Engineering Services' Report

- 7** **Item 1 MURRAY DARLING BASIN PLAN (07.00047)**
MOVED Cr I North and **SECONDED** Cr T Carpenter

RESOLVED: That the information be noted.

GENERAL BUSINESS

- 8** **TRAIN PROVISION BATHURST TO RAGLAN DURING FLOOD (13.00031)**

Cr Bourke - congratulated those who put in place the train operations during the recent flood.

The **Manager Corporate Governance** spoke to local emergency management plan in place and that this provision is contained in this plan.

- 9** **RECENT FLOODS (13.00031)**

Cr North - spoke to actions taken and noted we should be out there advertising the processes in place. Staff and other groups put in place an awesome response.

- 10** **MOUNT PANORAMA 50 YEAR CELEBRATIONS (23.00026)**

Cr North - asked where this was at? V8 Supercars will organise something. Council should do something eg. get the old drivers here and have a parade in town, as a one-off. We do not have details on what V8's are going to do. Request report to next meeting.

The **Director Corporate Services & Finance** spoke of current staffing changes at V8 Supercars and discussions on proposed events and parade. Meeting will occur in March.

- 11** **FLOOD - ROAD CONDITIONS (13.00031)**

This is page 2 of Minutes of the Policy Committee held on 7 March 2012.

Cr North - suggested we look at current schedule of priorities and alter where required.

12 BATHURST AIRPORT OPERATIONS (21.00008)

Cr North - asked if a report can come back to Council on this. Spoke to operations by REX, future reseal needs, sewerage needs, air cadet operations.

13 PARK STREET/LAMONT PLACE - EGLINTON ACCESS WALKWAY (25.00107)

Cr North - advised this is still gravel and asked if Council can look at putting a concrete path in here as it has high usage. Perhaps include for consideration in 2012/13 budget.

14 FLOOD DAMAGE - GOVERNMENT FUNDING (13.00031)

Cr Aubin - asked if Council can get access to funding for roadworks.

The **Director Engineering Services** advised that Council is currently applying for relevant status/funding.

15 VEGETATION MANAGEMENT PLAN - PLANTING CITY ENTRANCES (13.00001)

Cr Aubin - would like a policy change to allow entrances eg. near RTA offices to be planted out with non-native species. Requested Council hold a working party on this matter.

16 URBAN DRAINAGE PLANTING (20.00174)

Cr Aubin - expressed concerns at how these look unattractive and queried who is responsible for weeding? This needs to be looked at.

17 BATHURST CITY COUNCIL 150 YEARS CELEBRATIONS (16.00118)

Cr Morse - November 2012 marks 150 years of Bathurst City Council. Requests General Manager to write letter to Bathurst District Historical Society to seek their support in researching the history of Bathurst City Council.

18 WASTE 2 ART (23.00026)

Cr Morse - congratulated Council on being involved again. Spoke to workshops being held at the Art Gallery.

19 FLAG POLES ENTRANCE TO BATHURST (18.00269)

Cr Morse - asked Council to write to Lions Club asking when will the broken pole be replaced.

20 COUNCIL CHAMBERS - SET UP (11.00005)

This is page 3 of Minutes of the Policy Committee held on 7 March 2012.

Cr Morse - requests that the Chamber be prepared for Council meeting 15 minutes before the meeting.

21 **YEAR OF THE FARMER (23.00026)**

Cr Thompson - can we make sure Council promotes this when possible.

22 **FLOODS (13.00031)**

Cr Carpenter - thanked everyone for their efforts.

23 **GREAT WESTERN HIGHWAY UPGRADE (13.00031)**

Cr Carpenter - could the RMS be asked to consider putting in a rail service between Bathurst and Raglan during all occasions the highway is closed due to flooding.

24 **ALTERNATE ENERGY FUNDING - AQUATIC CENTRE (04.00027)**

Cr Carpenter - technology is continually upgrading, can we look at updating our plan for the Aquatic Centre, so we can apply for funding when it becomes available.

The **Director Environmental, Planning & Building Services** advised that Council is already updating the plan.

25 **GREENING BATHURST - ENTRANCES TO CITY (07.00097)**

Cr Carpenter - advised Greening Bathurst agree that a contribution of local and non-local species could be used to the City entrances.

26 **BATHURST SHOW SOCIETY - 150 YEARS CELEBRATIONS (18.00108-03)**

Cr Carpenter - noted that they are celebrating their 150th Anniversary, can Council look at getting involved in this?

Discussion occurred as to whether the anniversary date is 1862 or 1868.

27 **OHKUMA SISTER CITY COMMEMORATION SERVICE - 11 MARCH 2012 (23.00011)**

Cr Carpenter - spoke to issues with Ohkuma and inability to return to the town. There will be a ceremony at the Japanese Gardens on the anniversary of the Tsunami occurring.

28 **FLOODS (13.00031)**

Cr Hanger - congratulated all people involved.

MEETING CLOSE

This is page 4 of Minutes of the Policy Committee held on 7 March 2012.

29 **MEETING CLOSE**

The Meeting closed at 5.34 pm.

CHAIRMAN: _____

Date: _____ **(21 March 2012)**

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
TRAFFIC COMMITTEE MEETING

**TRAFFIC COMMITTEE MEETING TO THE ORDINARY MEETING OF BATHURST
REGIONAL COUNCIL MEETING HELD ON 21 MARCH 2012**

General Manager
Bathurst Regional Council

1 MINUTES - TRAFFIC COMMITTEE MEETING 6 MARCH 2012 (07.00006)

Recommendation: That the recommendations of the Traffic Committee Meeting held on 6 March 2012 be adopted.

Report: The Minutes of the Traffic Committee Meeting held 6 March 2012, are attached.

Financial Implications: N/A

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.5, 28.8

MINUTE

37 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING 6 MARCH 2012 (07.00006)

MOVED: W Aubin SECONDED: P Toole

RESOLVED: That the recommendations of the Traffic Committee Meeting held on 6 March 2012 be adopted.

MINUTES OF THE TRAFFIC COMMITTEE
HELD ON 6 MARCH 2012

MEETING COMMENCES

1 PRESENT

Members: Cr Warren Aubin (Chair), Inspector Mick Aldridge (Police), Prue Britt (Roads and Maritime Services), David Veness (MP Representative)

Present: Manager Technical Services, Road Safety Officer, Civil Design & Project Engineer, Traffic Engineer/Senior Technical Officer

APOLOGIES

2 APOLOGIES

Nil.

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 7 FEBRUARY 2012 (07.00006)

That having received confirmation of items 1 to 5 from Roads and Maritime Services, the Minutes of the Traffic Committee Meeting held on 7 February 2012 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 7 FEBRUARY 2012 (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 RSL CLUB DISABLED PARKING ACCESS RANKIN STREET BATHURST

This is page 1 of Minutes of the Traffic Committee held on 6 March 2012.

(28.00007-04)

That Council approve the addition of two more disabled ramps and centre line marking to delineate the two disabled parking spaces in front of the RSL Club in Rankin Street Bathurst.

8 **Item 4 AUSTRALIAN MOTORSPORT ACTION GROUP INC. PIPEKING SOUTHERN CROSS RALLY SERIES (23.00015-06)**

That Council classify the 2012 Pipeking Southern Cross Rally Series Round 2 to be staged on NSW State Forest roads on Saturday 21 April 2012 as a Class 4 event and approve it subject to conditions detailed in the Director Engineering Services' report.

9 **Item 5 PARK STREET EGLINTON NO PARKING SIGNS (28.00007-04)**

That Council approve the placement of 4 No Parking Signs around the pram ramps connecting the footpaths on either side of Park Street adjacent to the tennis courts of Eglinton Oval.

10 **Item 6 BRADWARDINE ROAD NO PARKING SIGNS (28.00007-04)**

That Council approve the placement of 7 No Parking Signs along Bradwardine Road between Larkin Street and Suttor Street.

11 **Item 7 2012 NSW STATE HOG RALLY "SHOW AND SHINE" BIKE SHOW (23.00015-07/002)**

That Council approve a road closure for the NSW State Harley Owners Group holding a "Show and Shine" bike show in Russell Street, between George and William Street, adjacent to the Civic Centre on Sunday 25 March 2012 between the hours of 6.00am and 6.00pm.

The event is to be classified as a Class 2 event, and the event be approved subject to conditions detailed in the Director Engineering Services' report.

TRAFFIC REGISTER

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

That the information be noted.

MEETING CLOSE

13 **MEETING CLOSE**

The Meeting closed at 2.48 pm.

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
DELEGATES REPORTS

**DELEGATES REPORTS TO THE ORDINARY MEETING OF BATHURST REGIONAL
COUNCIL MEETING HELD ON 21 MARCH 2012**

General Manager
Bathurst Regional Council

**1 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 8
FEBRUARY 2012 (11.00019)**

Recommendation: That the information be noted.

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

In attendance: General Manager, Director Corporate Services & Finance, Director Engineering Services, Director Cultural & Community Services, Acting Director Environmental Planning & Building Services, Manager Corporate Governance, Manager Financial Services.

APOLOGIES: Cr Toole

1. GRAHAM LUPP - 2015 BICENTENARY CELEBRATIONS PROJECT (20.00153)

Graham Lupp attended the meeting and presented his proposal to write a book on the History of Bathurst - "From Settlement to City - the Building of Bathurst, 1815 to 1915" - to be launched during the 2015 Bicentenary Celebrations.

Mr Lupp spoke to his proposal for a Hardbound Book of 200-300 pages and gave an indication of potential pricing.

Mr Lupp asked for Council's support as follows:

- is Council interested in project.
- assistance with seeking funding to publish the book (total cost of about \$100,000)
- financial assistance towards cost of publishing the book.

A report will be prepared for the next Council Meeting on this project.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and Strategy 30.5, 30.6

support within the community.

- Objective 32: To ensure Council is supported by an adequate workforce and appropriate governance procedures.

Strategy 32.2

MINUTE

**38 Item 1 COUNCILLORS MEETING WITH COMMUNITY
GROUPS/REPRESENTATIVES - 8 FEBRUARY 2012 (11.00019)**

MOVED: I North SECONDED: R Thompson

RESOLVED: That the information be noted.

2 2015 BICENTENARY CELEBRATIONS COMMITTEE MEETING - 7 FEBRUARY 2012 MINUTES (20.00153)

Recommendation: That the information be noted.

Report: The Minutes of the 2015 Bicentenary Celebrations Committee held on Tuesday 7 February 2012 are provided at **attachment 1**.

Financial Implications: N/A

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3
- Objective 32: To ensure Council is supported by an adequate workforce and appropriate governance procedures. Strategy 32.2

MINUTE

39 Item 2 2015 BICENTENARY CELEBRATIONS COMMITTEE MEETING - 7
FEBRUARY 2012MINUTES (20.00153)

MOVED: G Hanger SECONDED: M Morse

RESOLVED: That the information be noted.

MINUTE

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

MOVED: T Carpenter SECONDED: M Morse

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 were 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	CULTURAL HERITAGE GARDEN - THE PILLARS OF BATHURST	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 CONFIDENTIALITY
1	NEWTONS NATION	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	LOCAL GOVERNMENT FINANCIAL SERVICES	10A (2) (g) – contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.
3	TRACKCORP ADRENALIN PTY LTD - REQUEST FOR USE OF MOUNT PANORAMA CIRCUIT	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	2015 BICENTENARY CELEBRATIONS PROJECT - GRAHAM LUPP	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	LAND RELEASE - WINDRADYNE STAGE 900 RESIDENTIAL SUBDIVISION - MILLER AND SWANBROOKE STREETS, WINDRADYNE	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.
6	RENEWAL OF RESIDENTIAL LEASE - 519 MITCHELL HIGHWAY, 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.

*** Director Engineering Services' Report**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	PROPOSED ACQUISITION FOR PERTHVILLE LEVEE CONSTRUCTION, PART LOT 1 DP246890, 3 BRIDGE STREET, PERTHVILLE	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 ACQUISITION FOR PERTHVILLE LEVEE CONSTRUCTION, PART LOT 40 DP594451, 8 BRIDGE STREET, PERTHVILLE	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 ACQUISITION FOR PERTHVILLE LEVEE CONSTRUCTION, PART LOTS 5 AND 7 SECTION 19 DP758840 AND PART B	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the

	DP399094, 51 BATHURST STREET, PERTHVILLE	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	PROPOSED ACQUISITION FOR PERTHVILLE LEVEE CONSTRUCTION, PART LOTS 297 AND 298 DP750354, 62 NORTH STREET, PERTHVILLE	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	PROPOSED ACQUISITION FOR PERTHVILLE LEVEE CONSTRUCTION, PART LOTS 2 AND 3 SECTION 19 DP758840, 43 BATHURST STREET, PERTHVILLE	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 CONSTRUCTION OF CHANGE ROOMS AT PROCTOR 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.
7	CENTROC TENDER FOR SUPPLY & DELIVERY OF	10A (2) (d) (i) – contains commercial information of a

	BITUMEN EMULSION TO CENTRAL NSW COUNCILS	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	BATHURST INDOOR SPORTS STADIUM OPERATIONS	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. 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.

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' CONFIDENTIAL MINUTE
21 MARCH 2012

MINUTE

a Item 1 CULTURAL HERITAGE GARDEN - THE PILLARS OF BATHURST
(20.00160)

MOVED: M Morse SECONDED: T Carpenter

That the Report be noted.

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 CONFIDENTIAL MINUTE
21 MARCH 2012

MINUTE

b Item 1 NEWTONS NATION (04.00122)

MOVED: P Toole SECONDED: W Aubin

That Council act in accordance with the report.

MINUTE

c Item 2 LOCAL GOVERNMENT FINANCIAL SERVICES (34.00057-06/013)

MOVED: B Bourke SECONDED: R Thompson

That the information be noted.

MINUTE

d Item 3 TRACKCORP ADRENALIN PTY LTD - REQUEST FOR USE OF MOUNT PANORAMA CIRCUIT (04.00110)

MOVED: W Aubin SECONDED: I North

That Council act in accordance with the report.

MINUTE

e Item 4 2015 BICENTENARY CELEBRATIONS PROJECT - GRAHAM LUPP
(20.00153)

MOVED: Monica Morse SECONDED: I North

That Council refer this matter back to the 2015 Bicentenary Committee for the project to be included in their prioritised list of projects to be referred to Council.

MINUTE

f Item 5 LAND RELEASE - WINDRADYNE STAGE 900 RESIDENTIAL SUBDIVISION - MILLER AND SWANBROOKE STREETS, WINDRADYNE (20.00119)

MOVED: R Thompson SECONDED: W Aubin

That Council approves:

- (a) the release for sale of thirty-eight (38) lots, namely Lots 902 - 939 in a subdivision of Lot 900 DP1166656 located on Miller and Swanbrooke Streets in the new residential subdivision to be known as Windradyne Stage 900, under the ballot system.
- (b) the sale prices as detailed in the report.

MINUTE

g Item 6 RENEWAL OF RESIDENTIAL LEASE - 519 MITCHELL HIGHWAY, BATHURST (22.05345)

MOVED: R Thompson SECONDED: G Hanger

That Council approves entering into a new residential tenancy agreement for part Lot C DP158611 known as 519 Mitchell Highway, Bathurst with Mr Rick Foster for a period of twelve (12) months with an option period of twelve (12) months, as detailed in the report.

Yours faithfully



R Roach
DIRECTOR
CORPORATE SERVICES & FINANCE

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
DIRECTOR ENGINEERING SERVICES' CONFIDENTIAL MINUTE
21 MARCH 2012

MINUTE

h Item 1 PROPOSED ACQUISITION FOR PERTHVILLE LEVEE CONSTRUCTION, PART LOT 1 DP246890, 3 BRIDGE STREET, PERTHVILLE (22.05521 and 31.00001-11)

MOVED: P Toole SECONDED: R Thompson

That Council approve the proposed acquisition of land for construction of the Perthville Levee located at Lot 1 DP246890 being 3 Bridge Street Perthville, subject to the conditions outlined in the Director Engineering Services' report. The acquired land is to be classified as Operational land under the provisions of Section 31(2) of the Local Government Act 1993.

MINUTE

i Item 2 PROPOSED ACQUISITION FOR PERTHVILLE LEVEE CONSTRUCTION, PART LOT 40 DP594451, 8 BRIDGE STREET, PERTHVILLE (22.02358 AND 31.00001-11)

MOVED: Tracey Carpenter SECONDED: G Hanger

That Council approve the proposed acquisition of land for construction of the Perthville Levee located at part Lot 40 DP594451 being 8 Bridge Street, Perthville, subject to the conditions outlined in the Director Engineering Services' report. The acquired land is to be classified as Operational land under the provisions of Section 31(2) of the Local Government Act 1993.

MINUTE

j Item 3 PROPOSED ACQUISITION FOR PERTHVILLE LEVEE CONSTRUCTION, PART LOTS 5 AND 7 SECTION 19 DP758840 AND PART B DP399094, 51 BATHURST STREET, PERTHVILLE (22.11177 AND 31.00001-11)

MOVED: B Bourke SECONDED: I North

That Council approve the proposed acquisition of land for construction of the Perthville Levee located at part Lots 5 and 7 Section 19 DP758840 and Lot B DP399094 being 51 Bathurst Street Perthville, subject to the conditions outlined in the Director Engineering Services' report. The acquired land is to be classified as Operational land under the provisions of Section 31(2) of the Local Government Act 1993.

MINUTE

k Item 4 PROPOSED ACQUISITION FOR PERTHVILLE LEVEE CONSTRUCTION, PART LOTS 297 AND 298 DP750354, 62 NORTH STREET, PERTHVILLE (31.00001-11)

MOVED: R Thompson SECONDED: P Toole

That Council approve the proposed acquisition of land for construction of the Perthville Levee located at part Lots 297 and 298 DP750354 being 62 North Street, Perthville, subject to the conditions outlined in the Director Engineering Services' report. The acquired land is to be classified as Operational land under the provisions of Section 31(2) of the Local Government Act 1993.

MINUTE

I Item 5 PROPOSED ACQUISITION FOR PERTHVILLE LEVEE CONSTRUCTION, PART LOTS 2 AND 3 SECTION 19 DP758840, 43 BATHURST STREET, PERTHVILLE (22.02922 AND 31.00001-11)

MOVED: I North SECONDED: W Aubin

That Council approve the proposed acquisition of land for construction of the Perthville Levee located at parts Lots 2 and 3 Section 19 DP758840 being 43 Bathurst Street, Perthville, subject to the conditions outlined in the Director Engineering Services' report. The acquired land is to be classified as Operational land under the provisions of Section 31(2) of the Local Government Act 1993.

MINUTE

m **Item 6 TENDER FOR CONSTRUCTION OF CHANGE ROOMS AT PROCTOR PARK (36.00447)**

MOVED: Ian North SECONDED: B Bourke

That Council accepts the tender of Tablelands Builders Pty Ltd for the construction of Change Rooms at Proctor Park Bathurst in the amount of \$225,408.70 (incl. GST) subject to adjustments and provisional items.

MINUTE

n **Item 7 CENTROC TENDER FOR SUPPLY & DELIVERY OF BITUMEN EMULSION TO CENTRAL NSW COUNCILS (07.00017)**

MOVED: I North SECONDED: B Bourke

That Council accept the tender from Boral Asphalt for the supply and delivery of Bitumen Emulsion until 28 February 2014.

Yours faithfully



Doug Patterson
**DIRECTOR
ENGINEERING SERVICES**

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
GENERAL MANAGER'S CONFIDENTIAL MINUTE
21 MARCH 2012

MINUTE

o Item 1 BATHURST INDOOR SPORTS STADIUM OPERATIONS (21.00037 & 18.00021)

MOVED: I North SECONDED: T Carpenter

That Council authorise the General Manager to negotiate an agreement with the Bathurst Basketball Association as detailed in the report.

Yours faithfully



D J Sherley
GENERAL MANAGER

MINUTE

41 RESOLVE INTO OPEN COUNCIL

MOVED: B Bourke SECONDED: W Aubin

That Council resume Open Council.

MINUTE

42 ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

MOVED: W Aubin SECONDED: R Thompson

That the Report of the Committee of the Whole, Items (a) to (o) be adopted.

MINUTE

43 MEETING CLOSE

The Meeting closed at 7.38 pm.

CHAIRMAN: _____

Date: _____ **(18 April 2012)**