



ORDINARY MEETING OF
BATHURST REGIONAL COUNCIL

8 May 2013

Her 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, 15 May 2013 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, 15 MAY 2013

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 - 17 APRIL 2013
- * MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 1 MAY 2013

6. DECLARATION OF INTEREST

To assist the Councillors and committee members in their correct consideration of business before them at the meeting, please give consideration to Section 451 of the Local Government Act, in relation to Declaration of Interest at meetings.

7. MAYORAL MINUTE - Nil

8. RECEIVE AND DEAL WITH DIRECTORS' REPORTS

- * DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT
- * DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT
- * DIRECTOR CULTURAL & COMMUNITY SERVICES' REPORT

9. REPORTS OF OTHER COMMITTEES

- * MINUTES - POLICY COMMITTEE MEETING - 1 MAY 2013

10. NOTICES OF MOTION - Nil

11. RESCISSION MOTIONS - Nil

12. DELEGATES REPORTS

* COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 10 APRIL 2013

* MINUTES - BATHURST REGIONAL YOUTH COUNCIL - 12 MARCH 2013

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 CORPORATE SERVICES & FINANCE'S REPORT

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	NEW RURAL LICENCE AGREEMENT LOT 3 DP1127323 AND PART LOT 1006 DP1129907 AND LOT 1 DP624336 (4040 O'CONNELL 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.
2	RENEWAL OF LICENCE AGREEMENT - LOT 1	10A (2) (d) (i) – contains commercial information of a

	DP995205 AND LOT 1 DP1007963 COMMONWEALTH, MORRISSETT AND PATNA STREETS, BATHURST - TURNBULL	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	TRANSFER OF HANGAR LEASE - LOT 16 DP1096829 - BATHURST AERODROME - FROM SMITH TO MORGAN	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
4	BATHURST 75 FOOTBALL CLUB FINANCIAL POSITION	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	TRACKCORP ADRENALIN PTY LTD	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
6	LEASE OF HANGAR SITE, BATHURST AERODROME TO BURKE	10A (2) (d) (i) – contains commercial information of a confidential nature that would,

		if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
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*** DIRECTOR ENGINEERING SERVICES' REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	TENDER FOR THE RESTORATION OF SLUDGE LAGOON NO: 1 AT BATHURST WATER FILTRATION PLANT	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	TENDER FOR THE ASPHALTIC CONCRETE RESURFACING OF THE MOUNT PANORAMA RACING 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.

14. RESOLVE INTO OPEN COUNCIL

15. ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

16. MEETING CLOSE

MINUTE

1 MEETING COMMENCES

Present: Councillors Morse (Chair), Aubin, Bourke, Hanger, Jennings, North, Rush, Westman.

MINUTE

2 Item 1 PUBLIC QUESTION TIME

B Manning - Ratepayer

Raised concerns from the Minutes at the last meeting and what they recorded. Mrs Manning doesn't believe she made accusations against Senior Staff. Sought for the Minutes to be changed. Then spoke to Court reports and the ICAC about matters the Council has been involved in. Feels Council forum is appropriate place to raise the issues she is concerned about.

G Fry - CBD Car Parking Strategy (DEPBS #8)

Spoke to the report to Council and his submission. Concerned with original draft recommendation, which said if no submission received then plan should be adopted. Raised issues of BMEC parking spaces, Library parking, Aquatic Centre parking and possible timing issues. Has concern at 1 hour parking restriction and licence check technology that may be used. What is the goal of Council?

G Burke - Melrose Drive Raglan - Bathurst Airport Operations

Will Council consider the information provided to them at the recent Aerodrome User Group meeting in regards to fees and charges? Referred to possible sale of hangars and community facility status of the aerodrome. Asked Councillors to consider all matters.

G Crisp - Ratepayer

Made various allegations against various staff of being corrupt. Stated Mayor has pecuniary interest. Spoke to car parking in laneway and noted he saw a car that was illegally parked. Spoke to asbestos issues, illegal parking matters and minutes of previous meetings. Displayed a bag which he said contained dangerous material.

The Mayor requested Mr Crisp to cease his behaviour that was considered to be disorderly conduct.

MINUTE

3 Item 2 ADJOURNMENT - ACT OF DISORDER

The Mayor adjourned the Meeting at 6.20 pm due to acts of disorder created by Mr Crisp who would not cease his actions.

to the Council Meeting 15/05/2013

GENERAL MANAGER

MAYOR
Page 8

MINUTE

4 Item 3 RESUMPTION OF MEETING

In accordance with Clause 257 of the Local Government (General) Regulation 2005, the Mayor asked Councillors whether the business of the meeting should proceed.

The Meeting RECOMMENCED at 6.23 pm.

to the Council Meeting 15/05/2013

GENERAL MANAGER

MAYOR
Page 9

MINUTE

5 Item 4 PUBLIC QUESTION TIME CONTINUED

B Trimming - CBD Car Parking

Advised Council to be aware that number plate recognition system doesn't pick up illegal parking in disability spaces. In regards to parking limits and use of spaces, if people with disability/mobility issues could access shops, businesses would pick up large increases in trade.

B Trimming - Governor General Visit - 14 May 2013

Congratulated everyone on how well this went and thanked Council for making the Civic Reception open to all.

P Dowling - Public Question Time

Council should look at extending the five (5) minutes when important matters are being discussed.

P Dowling - George/Howick Streets

Congratulated Engineers on taking action with shrubbery in this area. Noted it will be an ongoing matter and perhaps suitable trees may be better in this type of location.

P Dowling - George Street Low Level Bridge

Footpath going down to the bridge is potentially dangerous for children. Could a railing be put in? Noted entry into parking area at the low level bridge is possibly a safety issue.

MINUTE

- 6 APOLOGIES
MOVED: Cr I North SECONDED: Cr W Aubin

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

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
MINUTES

MINUTES TO THE ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
MEETING HELD ON 15 MAY 2013

General Manager
Bathurst Regional Council

1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 17 APRIL 2013 (11.00005)

Recommendation: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 17 April 2013 be adopted.

Report: The Minutes of the Ordinary Meeting of Bathurst Regional Council held 17 April 2013, 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

7 Item 1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
- 17 APRIL 2013 (11.00005)

MOVED: Cr B Bourke SECONDED: Cr I North

RESOLVED: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 17 April 2013 be adopted.

This resolution is subject to a Rescission Motion at the 19 June 2013 Ordinary Council Meeting.

2 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 1 MAY 2013 (11.00005)

Recommendation: That the Minutes of the Ordinary Meeting of Bathurst Regional Council following Policy held on 1 May 2013 be adopted.

Report: The Minutes of the Ordinary Meeting of Bathurst Regional Council held 1 May 2013 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

8 Item 2 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
- 1 MAY 2013 (11.00005)

MOVED: Cr I North SECONDED: Cr J Jennings

RESOLVED: That the Minutes of the Ordinary Meeting of Bathurst Regional Council following Policy held on 1 May 2013 be adopted.

**MINUTES OF THE ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
HELD ON 17 APRIL 2013**

MEETING COMMENCES

1 MEETING COMMENCES

Present: Councillors Morse (Chair), Bourke, Coote, Hanger, Jennings, North, Rush, Westman.

PUBLIC QUESTION TIME

2 PUBLIC QUESTION TIME

S Beed - Sheer Indulgence, William St - Car parking strategy DEPBS #9

Expressed concern at proposal in William Street to restrict parking to half-hour. Creates concern for customers. For example, Sheer Indulgence get a number of unwell clients who need to park adjacent to the shop.

B Thomas - Bent Threads Menswear, William St - Car parking strategy DEPBS #9

Expressed concern at proposed limits contained in the strategy. A half-hour limit is not sufficient.

F Miller - Pantano's Bar & Grill, William St - Car parking strategy DEPBS #9

Need greater than half hour parking. Restriction will not allow businesses to operate and will drive customers away. This may lead to closures of hospitality industry in the main street.

B Manning - ratepayer - Procedures for updating staff of changes in legislation

Spoke of processes needed and result of the recent ICAC inquiry issues, and cost to Council. Also referred to Land & Environment Court actions in 2006 that occurred and the result of that matter. The case was based on Yetholme development. Spoke of when should someone's employment be terminated and further, Council should find a better General Manager. Raised a number of accusations against senior staff. Forwarded a letter to Council.

G Crisp - ratepayer - Asbestos matter, Water, TAFE Building

Spoke to meeting of 20 March 2013 and has three independent persons who feel asbestos may be at the site. Noted he did not leave any evidence (he maintains he possesses) with Council to review.

Referred to water charges proposal for 2013/2014 and upgrade of Eglinton water

supply and statements by the Mayor.

Referred to TAFE building site and Council breaching car parking rules on the site and further main Administration building car parking requirements and possible sale of that building.

P Dowling - ratepayer - Council Robbery \$15,000

Has raised this matter before and noted has received a response from the Director Corporate Services & Finance. Could this be advised to the public.

The Director Corporate Services & Finance noted that matter was referred to Police and a person was arrested and prosecuted.

P Dowling - ratepayer

Congratulated Engineering Department for work undertaken in Peel Street.

APOLOGIES

3

APOLOGIES

MOVED Cr I North

and **SECONDED** Cr B Bourke

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

MINUTES

4

Item 1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 20 MARCH 2013 (11.00005)

MOVED Cr J Jennings

and **SECONDED** Cr B Bourke

RESOLVED: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 20 March 2013 be adopted.

DECLARATION OF INTEREST

5

DECLARATION OF INTEREST 11.00002

MOVED Cr G Hanger

and **SECONDED** Cr I North

RESOLVED: That the following Declarations of Interest be noted.

Cr Coote

Item #9 of the Director Environmental Planning & Building Services' report

Item #3 of the Director Engineering Services' report

Cr Westman

Item #3 of the Director Corporate Services & Finance's Confidential report

Cr North

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

Cr Bourke

Item #7 of the Director Corporate Services & Finance's 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 J Jennings

RESOLVED: That the information be noted.

- 7** **Item 2 GENERAL REPORT (03.00053)**
MOVED Cr M Coote and **SECONDED** Cr G Rush

RESOLVED: That the information be noted.

- 8** **Item 3 BUILDING PROFESSIONALS BOARD - CONTRACTS FOR CERTIFICATION WORK (41.00088 & 02.00005)**
MOVED Cr I North and **SECONDED** Cr M Coote

RESOLVED: That Council:

- (a) delegate the authority to the General Manager to enter into written contracts pursuant to Section 73A of the Building Professionals Act;
- (b) note that the General Manager will sub-delegate the powers to respective officers within Council; and
- (c) include the following delegation in the delegations register:
 - 441 To enter into agreements with members of the public for certification works as defined under the Building Professionals Act 2005.

- 9** **Item 4 ROCKLEY SCHOOL OF ARTS HALL CONSERVATION MANAGEMENT PLAN (13.00055)**
MOVED Cr G Westman and **SECONDED** Cr J Jennings

RESOLVED: That Council:

- (a) endorse the Conservation Management Plan for the Rockley School of Arts Hall;
- (b) update the Statement of Significance for the Rockley School of Arts Hall in Council's State Heritage Inventory database;
- (c) distribute copies of the Conservation Management Plan to:
 - i. Rockley & District Community Association Inc
 - ii. The Rockley Mill Museum
 - iii. Bathurst Regional Council Library
 - iv. Bathurst & District Historical Society
 - v. Crown Lands Office (Orange)
 - vi. National Trust (Bathurst Branch)
 - vii. NSW Heritage Branch of the Office of Environment & Heritage.

10 **Item 5 DEVELOPMENT APPLICATION NO. 2013/0039 – DUAL OCCUPANCY (NEW TWO STOREY SECOND DWELLING), DEMOLITION OF EXISTING CARPORT AND CONSTRUCTION OF TWO SEPARATE DOUBLE GARAGES. AT 176 PIPER STREET. APPLICANT: P BAILDON. OWNER: P BAILDON (DA/2013/0039)**
MOVED Cr G Westman and **SECONDED** Cr M Coote

RESOLVED: That Council:

- (a) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2013/0039, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended;
- (b) notify those that made submissions of its decision; and
- (c) call a division.

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

The result of the division was:

In favour of the motion - Cr B Bourke, Cr G Hanger, Cr M Morse, Cr I North, Cr G Westman, Cr J Jennings, Cr M Coote, Cr G Rush,
Against the motion - NIL
Absent - Cr W Aubin,
Abstain - NIL

11 **Item 6 DEVELOPMENT APPLICATION NO. 2013/0110 – TWO LOT RURAL SUBDIVISION (BOUNDARY ADJUSTMENT) AT 448 LIMEKILNS ROAD, KELSO & 548 LIMEKILNS ROAD, FOREST GROVE. APPLICANT: TABLELANDS & BUTTSWORTH SURVEYORS. OWNER: MR P SIEJKA & MR M SIEJKA (DA/2013/0110)**

MOVED Cr I North

and **SECONDED** Cr B Bourke

RESOLVED: That Council:

- (a) support the variation to the 1(a) Inner Rural 200 hectare minimum lot size as prescribed in the Clause 27 (1) of *Bathurst Regional (Interim) Local Environmental Plan 2005* for proposed Lot 20 and proposed Lot 21;
- (b) support the variation to the 1(a) Inner Rural 200 hectare minimum lot size as prescribed in the Clause 28 (1) of *Bathurst Regional (Interim) Local Environmental Plan 2005* for proposed Lot 20 and proposed Lot 21;
- (c) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2013/0110, 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 B Bourke, Cr G Hanger, Cr M Morse, Cr I North, Cr G Westman, Cr J Jennings, Cr M Coote, Cr G Rush,

Against the motion - NIL

Absent - Cr Warren Aubin,

Abstain - NIL

12 **Item 7 BATHURST ORANGE DUBBO ALLIANCE “INSPIRING & INTEGRATING CHANGE”, FINAL PROJECT REPORT (16.00021)**

MOVED Cr G Hanger

and **SECONDED** Cr M Coote

RESOLVED: That the information be noted.

13 **Item 8 CENTRAL WEST RESOURCE EFFICIENCY TOOLKIT (07.00047)**

MOVED Cr G Rush

and **SECONDED** Cr J Jennings

RESOLVED: That the information be noted.

14 **Item 9 BATHURST CBD CARPARKING STRATEGY 2013 (20.00019)**

MOVED Cr G Westman

and **SECONDED** Cr I North

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

Reason: staff have made submission to Council on draft strategy.

RESOLVED: That the information be noted.

Director Corporate Services & Finance's Report

- 15 Item 1 STATEMENT OF INVESTMENTS (16.00001)
MOVED Cr B Bourke and **SECONDED** Cr M Coote

RESOLVED: That the information be noted.

- 16 Item 2 YEAR TO DATE MONTHLY REVIEW - 2012-2016 DELIVERY PLAN AND ANNUAL OPERATING PLAN 2012-2013 (16.00129)
MOVED Cr I North and **SECONDED** Cr G Rush

RESOLVED: That the information be noted.

- 17 Item 3 SUNDRY SECTION 356 DONATIONS, BATHURST MEMORIAL ENTERTAINMENT CENTRE COMMUNITY USE SUBSIDY AND MOUNT PANORAMA FEE SUBSIDY (18.00004)
MOVED Cr B Bourke and **SECONDED** Cr M Coote

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

- 18 Item 4 POWER OF ATTORNEY (11.00007)
MOVED Cr J Jennings and **SECONDED** Cr G Hanger

RESOLVED: That the information be noted.

- 19 Item 5 LOCAL GOVERNMENT FINANCIAL SERVICES (LGFS) (34.00057-06)
MOVED Cr G Westman and **SECONDED** Cr I North

RESOLVED: That the information be noted.

- 20 Item 6 BATHURST CARILLON CITY TENNIS CLUB INC. (04.00013-07)
MOVED Cr I North and **SECONDED** Cr M Coote

RESOLVED: That the information be noted.

Director Engineering Services' Report

- 21 Item 1 TREE REMOVAL - ELIZABETH PARK (04.00109)

MOVED Cr B Bourke and **SECONDED** Cr G Westman

A MOTION was moved

That Council permits the removal of a large Oak Tree (Quercus palustris) within Elizabeth Park, Bathurst with the imposition of conditions as outlined in the Report.

The MOTION was PUT and LOST.

22 Item 2 CHIFLEY DAM PIPELINE - TERRESTRIAL FLORA AND FAUNA STUDY (37.00365)

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

RESOLVED: That the information be noted.

23 Item 3 EASEMENT TO DRAIN WATER 3 WIDE, EASEMENT FOR UNDERGROUND POWERLINES 2 WIDE & EASEMENT FOR MULTI-PURPOSE ELECTRICAL INSTALLATION 4.2 WIDE, LOT 100 DP258041, PUBLIC RESERVE, LANDSEER STREET, RAGLAN (22.05790 & DA2007/0080)

MOVED Cr I North and **SECONDED** Cr J Jennings

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

Reason: Development company owned by father and brother in laws.

RESOLVED: That Council approve the creation of easements for the purpose of infrastructure facilities within Lot 100 DP258041 located at Landseer Street at Raglan, pursuant to Sections 46 and 47 of the Local Government Act 1993, as detailed in the Director Engineering Services' report.

Director Cultural & Community Services' Report

24 Item 1 BATHURST LIBRARY - MOBILE LIBRARY BORROWER REWARDS SYSTEM (21.00054)

MOVED Cr B Bourke and **SECONDED** Cr J Jennings

RESOLVED: That the information be noted.

25 Item 2 BATHURST LIBRARY INTRODUCES E-BOOKS (21.00054)

MOVED Cr G Westman and **SECONDED** Cr M Coote

RESOLVED: That the information be noted.

26 Item 3 2013 INTERNATIONAL WOMEN'S DAY, FRIDAY 8 MARCH 2013 (23.00026)

MOVED Cr M Coote and **SECONDED** Cr G Rush

RESOLVED: That the information be noted.

- 27** **Item 4 HARMONY DAY EVENT, SATURDAY 16 MARCH 2013 (09.00032)**
MOVED Cr G Hanger and **SECONDED** Cr J Jennings

RESOLVED: That the information be noted.

- 28** **Item 5 SENIORS' WEEK 2013, 17-24 MARCH 2013 (07.00016)**
MOVED Cr I North and **SECONDED** Cr B Bourke

RESOLVED: That the information be noted.

REPORTS OF OTHER COMMITTEES

Policy Committee Meeting

- 29** **Item 1 MINUTES - POLICY COMMITTEE MEETING 3 APRIL 2013 (07.00064)**
MOVED Cr G Rush and **SECONDED** Cr M Coote

RESOLVED: That the recommendations of the Policy Committee Meeting held on 3 April 2013 be adopted.

Traffic Committee Meeting

- 30** **Item 1 MINUTES - TRAFFIC COMMITTEE MEETING 2 APRIL 2013 (07.00006)**
MOVED Cr B Bourke and **SECONDED** Cr I North

RESOLVED: That the recommendations of the Traffic Committee Meeting held on 2 April 2013 be adopted.

DELEGATES REPORTS

- 31** **Item 1 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 13 MARCH 2013 (11.00019)**
MOVED Cr G Rush and **SECONDED** Cr I North

RESOLVED: That the information be noted.

- 32** **Item 2 REPORT - CENTROC BOARD MEETING 28 FEBRUARY 2013 (07.00017)**
MOVED Cr G Rush and **SECONDED** Cr G Hanger

RESOLVED: That the report on the CENROC Board meeting 28 February in

Wellington be noted.

- 33** **Item 3 CHAIRMAN'S REPORT - CENTRAL NSW TOURISM (18.00010)**
MOVED Cr I North and **SECONDED** Cr J Jennings

RESOLVED: That the information be noted.

- 34** **Item 4 CR JENNINGS REPORT - LGSA TOURISM CONFERENCE (18.00105)**
MOVED Cr J Jennings and **SECONDED** Cr M Coote

RESOLVED: That the information be noted.

- 35** **Item 5 2015 BICENTENARY CELEBRATIONS COMMITTEE MEETING - 2 APRIL 2013 (20.00153)**
MOVED Cr I North and **SECONDED** Cr G Rush

RESOLVED: That the information be noted.

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

- 36** **RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE TO DEAL WITH CONFIDENTIAL REPORTS**
MOVED Cr G Rush and **SECONDED** Cr J Jennings

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 report provided on the following matter:

Bathurst 75 Football Club Financial Position - Supplementary Report.

Notice of the business has previously been given in writing to Councillors at the Director Corporate Services & Finance Confidential report #5 in this Business Paper, in accordance with Clause 241(2)(a) of the Local Government (General) Regulation 2005.

- (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	EXPRESSION OF INTEREST - LOT 1 DP792363 CHURCH LANE, KELSO	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	EXPRESSION OF INTEREST - LOT 14 AND 15 DP1089380 KNOWN AS 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.
3	EXPRESSION OF INTEREST - CONVEYANCING SERVICES 2013 - 2016	10A (2) (d) (iii) – contains commercial information of a confidential nature that would, if disclosed, reveal a trade secret.
4	BATHURST EISTEDDFOD SOCIETY INC.	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial

		position of the person who supplied it.
5	BATHURST 75 FOOTBALL CLUB FINANCIAL POSITION	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	PROPOSED NEW EVENT AT MOUNT PANORAMA	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	WASTE MANAGEMENT CENTRE FEES	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	VACANT LAND AT 112 BENTINCK STREET	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	BATHURST 75 FOOTBALL CLUB FINANCIAL POSITION - SUPPLEMENTARY REPORT	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	QUOTATION FOR LANDSCAPE DESIGN MID WESTERN HIGHWAY & 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 Corporate Services & Finance's Report

- a** **Item 1 EXPRESSION OF INTEREST - LOT 1 DP792363 CHURCH LANE, KELSO (22.00022)**
MOVED Cr G Hanger and **SECONDED** Cr M Coote

That Council approves entering into a new licence with Ms Amanda Mumberson for Lot 1 in DP792363 in Church Lane, Kelso for horse agistment only for a period of two (2) years at a yearly licence fee of \$600.00 per annum (GST inclusive) plus annual CPI adjustments as detailed in the report.

- b** **Item 2 EXPRESSION OF INTEREST - PART LOT C DP158611 KNOWN AS 519 MITCHELL HIGHWAY, BATHURST (22.05345)**
MOVED Cr G Westman and **SECONDED** Cr M Coote

That Council approves entering into a new licence agreement with Amanda Mumberson for part Lot C in DP158611 known as 519 Mitchell Highway Bathurst for a period of three (3) years at a yearly licence fee of \$1,800 per annum (GST inclusive) plus annual CPI adjustments, as detailed in the report.

- c** **Item 3 EXPRESSION OF INTEREST - CONVEYANCING SERVICES 2013 - 2016 (10.00009)**
MOVED Cr G Rush and **SECONDED** Cr G Hanger

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

Reason: Solicitor acting in business closure is one of the tenderers.

That Council accepts the Expression of Interest for Conveyancing Services submitted by McIntosh McPhillamy & Co, Kenny Spring, Steele & Co and Murdoch Spinks for a period of three (3) years commencing on 17 May 2013 and concluding on 16 May 2016 as detailed in the report.

- d** **Item 4 BATHURST EISTEDDFOD SOCIETY INC. (18.00141)**
MOVED Cr G Hanger and **SECONDED** Cr B Bourke

That Council advise the Bathurst Eisteddfod Society that the following pricing structure will apply for their 2013 event and beyond.

- (a) That the Bathurst Eisteddfod Society be permitted to use the Bathurst Memorial Entertainment Centre (BMEC) Theatres and City Hall for their Eisteddfod
- (b) That Council provide \$30,000 worth of use to be funded by Section 356 Donations
- (c) That all usage in excess of \$30,000 is to be paid by the Bathurst Eisteddfod Society
- (d) That the \$30,000 base fee be indexed annually by CPI.

- e** **Item 5 BATHURST 75 FOOTBALL CLUB FINANCIAL POSITION (18.00175)**
MOVED Cr M Coote and **SECONDED** Cr J Jennings

That the information be noted.

- f** Item 6 PROPOSED NEW EVENT AT MOUNT PANORAMA (04.00136)
MOVED Cr B Bourke and SECONDED Cr J Jennings

That Council act in accordance with the report.

- g** Item 7 WASTE MANAGEMENT CENTRE FEES (18.0004-26)
MOVED Cr M Coote and SECONDED Cr J Jennings

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

Reason: close friendship with Cr Bourke who runs the "Op Shop" and helps him when available at the Op-Shop.

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

Reason: Volunteer/Manager of the Op Shop.

That this matter be referred to Council's Section 356 Working Party to be held on 8 May 2013.

- h** Item 8 VACANT LAND AT 112 BENTINCK STREET (22.00830)
MOVED Cr M Coote and SECONDED Cr G Rush

That Council call for Expressions of Interest for the lease of 112 Bentinck Street.

- i** Item 9 BATHURST 75 FOOTBALL CLUB FINANCIAL POSITION - SUPPLEMENTARY REPORT (18.00175)
MOVED Cr I North and SECONDED Cr G Rush

That Council defer consideration of the Bathurst 75 Football Club Financial position to a future meeting of Council.

Director Engineering Services' Report

- i** Item 1 QUOTATION FOR LANDSCAPE DESIGN MID WESTERN HIGHWAY & MITCHELL HIGHWAY, BATHURST (36.00393)
MOVED Cr B Bourke and SECONDED Cr G Rush

That Council accept the quotation from APS Landscape Architects and Gardenscape Design to design landscape treatments to the Mid Western and Mitchell Highway entrances to Bathurst..

RESOLVE INTO OPEN COUNCIL

- 37** **RESOLVE INTO OPEN COUNCIL**
MOVED Cr G Rush and **SECONDED** Cr G Hanger

RESOLVED: That Council resume Open Council.

ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

- 38** **ADOPT REPORT OF THE COMMITTEE OF THE WHOLE**
MOVED Cr G Westman and **SECONDED** Cr M Coote

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

MEETING CLOSE

- 39** **MEETING CLOSE**

The Meeting closed at 8.16 pm.

CHAIRMAN: _____

Date: _____ **(15 May 2013)**

**MINUTES OF THE ORDINARY MEETING OF COUNCIL FOLLOWING POLICY COMMITTEE
HELD ON 1 MAY 2013**

MEETING COMMENCES

1 MEETING COMMENCES

Present: Councillors Morse (Chair), Aubin, Bourke, Coote, Hanger, Jennings, North, Rush, Westman

APOLOGIES

2 APOLOGIES

Nil.

DECLARATION OF INTEREST

**3 DECLARATION OF INTEREST 11.00002
MOVED Cr G Rush and SECONDED Cr B Bourke**

RESOLVED: That the Declaration of Interest be noted.

RECEIVE AND DEAL WITH DIRECTORS' REPORTS

Director Corporate Services & Finance's Report

**4 Item 1 DRAFT BATHURST 2017 PLAN (4 YEAR DELIVERY PLAN & ANNUAL OPERATING PLAN) (16.00135)
MOVED Cr B Bourke and SECONDED Cr I North**

That Council place the draft Bathurst 2017 Plan (4 Year Delivery Plan and Annual Operating Plan) including the Revenue Policy for 2013/2014, on public exhibition for the statutory 28 day period and receive submissions until 4:00pm Tuesday 4 June 2013, with the budget to be structured on a water rates increase of 5%. Other fees and charges to be as detailed in the Revenue Policy

**5 Item 1 EXTENSION OF TIME (16.00135)
MOVED Cr I North and SECONDED Cr W Aubin**

RESOLVED: That an extension of time be granted to Cr Rush for Minute #4 in accordance with Clause 250(3) of the Local Government (General) Regulation

2005.

- 6** **Item 1 EXTENSION OF TIME (16.00135)**
MOVED Cr G Westman and **SECONDED** Cr B Bourke

RESOLVED: That an extension of time be granted to Cr North for Minute #4 in accordance with Clause 250(3) of the Local Government (General) Regulation 2005.

- 7** **Item 1 DRAFT BATHURST 2017 PLAN (4 YEAR DELIVERY PLAN & ANNUAL OPERATING PLAN) (16.00135)**
MOVED Cr G Hanger and **SECONDED** Cr G Rush

The following AMENDMENT was MOVED

That Council place the draft Bathurst 2017 Plan (4 Year Delivery Plan and Annual Operating Plan) including the Revenue Policy for 2013/2014, on public exhibition for the statutory 28 day period and receive submissions until 4:00pm Tuesday 4 June 2013.

The AMENDMENT was PUT and CARRIED.

The AMENDMENT then became the MOTION.

The MOTION was then PUT and CARRIED.

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

- 8** **RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE TO DEAL WITH CONFIDENTIAL REPORTS**
MOVED Cr M Coote 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 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 Engineering Services**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	TENDER FOR DEBRIS FENCING, PIT STRAIGHT, MOUNT PANORAMA	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	TENDER FOR THE INSTALLATION OF TRACK LIGHTING, PIT STRAIGHT, MOUNT PANORAMA	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

- a** **Item 1 TENDER FOR DEBRIS FENCING, PIT STRAIGHT, MOUNT PANORAMA (36.00480)**
MOVED Cr M Coote and **SECONDED** Cr B Bourke

That Council accept the tender of Lumax Engineering Co Pty Limited in the amount of \$107,250 (incl GST) for the fabrication of debris fencing for Pit Straight, Mount Panorama subject to adjustments and provisional items.

- b** **Item 2 TENDER FOR THE INSTALLATION OF TRACK LIGHTING, PIT STRAIGHT, MOUNT PANORAMA (36.00481)**

MOVED Cr I North

and **SECONDED** Cr W Aubin

That Council accept the tender of Stahl Pty Ltd in the amount of \$67,231 (incl GST) for the installation of track lighting to Pit Straight, Mount Panorama subject to adjustments and provisional items.

RESOLVE INTO OPEN COUNCIL

9 **RESOLVE INTO OPEN COUNCIL**

MOVED Cr J Jennings

and **SECONDED** Cr G Rush

RESOLVED: That Council resume Open Council.

ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

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

MOVED Cr G Westman

and **SECONDED** Cr G Hanger

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

MEETING CLOSE

11 **MEETING CLOSE**

The Meeting closed at 7.18 pm.

CHAIRMAN: _____

Date: _____ **(15 May 2013)**

MINUTE

- 9 DECLARATION OF INTEREST 11.00002
MOVED: Cr I North SECONDED: Cr J Jennings

RESOLVED: That the Declaration of Interest be noted.

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT AND MINUTES
15 MAY 2013

**DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT TO THE
ORDINARY MEETING OF BATHURST REGIONAL COUNCIL MEETING HELD ON 15
MAY 2013**

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

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

MOVED: Cr B Bourke SECONDED: Cr G Rush

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 April 2013 (**attachment 1**)
- (b) Applications refused during April 2013 (**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 April 2013 (**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

- 11 **Item 2 GENERAL REPORT (03.00053)**
MOVED: Cr G Hanger SECONDED: Cr I North

RESOLVED: That the information be noted.

3 NAMING OF PUBLIC ROADS. HAINES LANE (20.00024)

Recommendation: That Council:

- (a) adopt the name Haines Lane for the new road transferred to Council's ownership from the Crown off Rockley Road in Perthville.
- (b) direct the Director, Environmental, Planning & Building Services to undertake procedures pursuant to the requirements of the Roads Act 1993, to have the name gazetted, should no objections be received.

Report: The name Haines has been chosen because Mr Haines was the first mayor of Evans Shire and was born in Perthville in 1913. The proposed road name meets with Council's Guidelines for the Naming of Roads. A location map is provided at **attachment 1**.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 24: To provide and support the provision of accessible, affordable and well planned transport systems. Strategy 24.2
- Objective 32: To ensure Council is supported by an adequate workforce and appropriate governance procedures. Strategy 32.2

MINUTE

12 **Item 3 NAMING OF PUBLIC ROADS. HAINES LANE (20.00024)**
MOVED: Cr B Bourke SECONDED: Cr G Rush

RESOLVED: That Council:

- (a) adopt the name Haines Lane for the new road transferred to Council's ownership from the Crown off Rockley Road in Perthville.
- (b) direct the Director, Environmental, Planning & Building Services to undertake procedures pursuant to the requirements of the Roads Act 1993, to have the name gazetted, should no objections be received.

4 DEVELOPMENT APPLICATION NO. 2013/0138 – DUAL OCCUPANCY (SECOND DWELLING), SEPARATE CARPORT, FRONT FENCE AND TWO LOT RESIDENTIAL SUBDIVISION AT 10 BOYD STREET, KELSO. APPLICANT: MR T GULLIFER. OWNER: BEEHIVE INVESTMENTS PTY LTD AND TONY GULLIFER PTY LTD (DA/2013/0138)

Recommendation: That Council:

- (a) support the variation to the minimum lot size development standard for dual occupancies prescribed in the Bathurst Regional (Interim) Development Control Plan 2011;
- (b) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2013/0138, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended; and
- (c) call a division.

Report: The Site

Council has received a Development Application (DA) for a dual occupancy (second dwelling), separate carport, front fence and two lot residential subdivision at 10 Boyd Street, Kelso, described as Lot 8A, DP 163483. A location plan is provided at **attachment 1**.

The subject site contains a single storey brick dwelling built in the Federation period. The existing dwelling is currently being renovated.

The subject land has frontage to both Boyd Street and Wayside Court.

The proposal

The proposal involves the construction of a single storey three-bedroom dwelling with double garage behind the existing dwelling. The new dwelling will front Wayside Court the existing dwelling will front Boyd Street. A new picket front fence is proposed for the new dwelling.

The proposal also involves the construction of a separate carport for the existing dwelling with access via Boyd Street, and a two lot subdivision. Plans of the proposed development are at **attachment 2**.

Planning Context

Bathurst Regional (Interim) Local Environmental Plan 2005

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

The existing dwelling is not located in a Heritage Conservation Area although appears to date from the Federation period. Its retention is therefore highly desirable.

Clause 11 Tree preservation order

The proposal involves the removal of one substantial tree therefore the provisions of Council's Tree Preservation Order will apply. Numerous shrubs will also be removed

however these fall outside the scope of the Tree Preservation Order. Council's Parks Operations Manager has reviewed the proposed tree removal and has raised no objections. Council's Parks Operations Manager recommends removal of the Eucalypt, regardless of whether or not the dual occupancy proceeds, as it has multiple trunks which may destabilise it as it grows and as it is generally not a suitable species for residential properties.

Clause 15 Bathurst airport environs

While the subject site is within the Bathurst airport environs, the proposed dwelling and carport will not exceed the Obstacle Height Limitation Surface.

Development Control Plan

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

The site is contained within Precinct 2 pursuant to the *Bathurst Regional (Interim) Development Control Plan* (DCP). Dual occupancies are permissible with consent in the precinct. The proposal complies with the objectives of the Precinct and the development standards for dual occupancies except as noted below:

Development Standard	Proposed	Permissible	Compliance
Minimum lot size	822m ²	850m ²	No ¹
Site Coverage	38.1%	50%	Yes
Height	Single storey	Two- storey	Yes
Setbacks <u>Proposed Dwelling</u> Front Rear Side	Total 8.0m 1.1m 1.5m	Total 8.0m In accordance with BCA In accordance with BCA	Yes Yes Yes
Car parking <u>Existing Dwelling</u> Resident Visitor <u>Proposed Dwelling</u> Resident Visitor	1 (carport) 1 stacked 2 (garage) 2 stacked	1 per dwelling 1 per dwelling 1 per dwelling 1 per dwelling	Yes Yes Yes Yes
Accessway Width <u>Existing Dwelling</u> <u>Proposed Dwelling</u>	3.0m 5.0m	3-6m wide 3-6m wide	Yes Yes
Open space area <u>Existing Dwelling</u> <u>Proposed Dwelling</u>	85m ² 61m ²	40m ² 40m ²	Yes Yes
Open space width <u>Existing Dwelling</u> <u>Proposed Dwelling</u>	6.7m 4.3m	4m wide 4m wide	Yes Yes
Battle-axe allotment(P2/P3 only)	Regular lot	Regular allotments only	Yes
Frontage width(P2/P3 only)	45.7m	Minimum 20 metres	Yes
Frequency(P2/P3 only)	Corner lot	Corner allotment	Yes

¹ The minimum lot size for dual occupancies in Residential Precinct 2 is 850m². The subject

lot has an area of 822m². This non-compliance is considered appropriate for the following reasons:

- The non-compliance represents a variation of only 3.3% of the standard;
- The site is a corner lot which allows for each dwelling to have separate and distinct street frontage;
- The location of the existing dwelling allows for the use of a reduced front building setback of 3.3 metres as opposed to the usual 6 metres;
- The site coverage is only 38.1% (therefore significantly less than the prescribed maximum of 50%);
- Private Open Space exceeding the prescribed minimum areas and minimum widths is provided to each dwelling; and
- The proposal sees the retention of the existing Federation dwelling which is desirable from a heritage perspective.

Conclusion

Council has received a Development Application (DA) for a dual occupancy (second dwelling), separate carport and two lot residential subdivision at 10 Boyd Street, Kelso. Dual occupancies are permissible in the 2(a) Residential zone. With the exception of the minimum lot size, the proposal complies with the development standards for dual occupancies in the Bathurst Regional (Interim) Development Control Plan 2011. The variation to the prescribed minimum lot size can be supported for the reasons outlined in this report.

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 4 DEVELOPMENT APPLICATION NO. 2013/0138 – DUAL OCCUPANCY (SECOND DWELLING), SEPARATE CARPORT, FRONT FENCE AND TWO LOT RESIDENTIAL SUBDIVISION AT 10 BOYD STREET, KELSO. APPLICANT: MR T GULLIFER. OWNER: BEEHIVE INVESTMENTS PTY LTD AND TONY GULLIFER PTY LTD (DA/2013/0138)

MOVED: Cr I North SECONDED: Cr G Hanger

RESOLVED: That Council:

- (a) support the variation to the minimum lot size development standard for dual occupancies prescribed in the Bathurst Regional (Interim) Development Control Plan 2011;
- (b) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2013/0138, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended; and
- (c) call a division.

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

The result of the division was:

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr G Hanger, Cr M Morse, Cr I North, Cr G Westman, Cr J Jennings, Cr G Rush.

Against the motion - Nil

Absent - Cr M Coote.

Abstain - Nil

5 DEVELOPMENT APPLICATION NO. 2013/0149 – 8 LOT SUBDIVISION AT 105 STANLEY STREET, LOTS 8, 9, AND 10 IN DP 1089380 AND LOT 12 OF SECTION 49 IN DP 758065, APPLICANT: MR MARGUS RATSEP. OWNER: MR HILTON HENRY BONHAM (DA/2013/0149)

Recommendation: That Council:

- (a) support the variation to the 1(b) Market Garden 20 hectare minimum lot size as prescribed in Clause 27 (1) of *Bathurst Regional (Interim) Local Environmental Plan 2005* for all of the subject allotments.
- (b) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2013/0149, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended.
- (c) call a division.

Report: The Site

Council has received a Development Application (DA) for a subdivision of 105 Stanley Street, described as Lots 8, 9, 10 in DP 1089380 and Lot 12 in DP 758065.

These subject allotments form part of a larger holding of land that extends from Hope to Peel Street. The holding also encompasses Lot 3-7 in DP 1089380 which do not form part of this application. A location plan is provided at **attachment 1**.

The subject allotments affected by the subdivision have the following areas:

Lot 9: 3,277m²
Lot 8: 3,577m²
Lot 10: 2,915m²
Lot 12: 145.4m²

Lot 12 is an unusual allotment of land 0.915m wide that extends from Hope Street and runs in the front of the subject allotments and the adjoining Lots 3-7 in DP1089380. It needs to be removed and consolidated in order to allow legal access onto Stanley Street for the subject allotments.

History of the Site/Proposal (if applicable)

The site is historically agricultural land and has been used as a trotting training track in the past. This track is still evident on site. Lot 8 contains an existing dwelling known as 105 Stanley Street. There are several sheds and rural outbuildings on Lots 9 and 10. The majority of the remaining land is vacant.

Council has also recently approved a Development Application for a Child Care centre on the corner of Stanley and Peel Street although that particular land is not affected by this subdivision.

The proposal

The object of the subdivision is twofold.

Firstly the existing dwelling on Lot 8 is too close to the boundary to comply with current building codes and accordingly the boundary is being adjusted to achieve compliance.

Secondly the narrow strip of land (Lot 12) fronting Stanley Street is being either incorporated into the adjoining allotments or created as a smaller allotment which enables it to be held in conjunction with the adjoining larger allotments. This will mean that each lot will be able to have legal access to Stanley Street.

A plan of the proposed development and the applicant's SEPP 1 objection are at **attachment 2**.

Planning Context

Bathurst Regional (Interim) Local Environmental Plan 2005

The subject site is zoned 1(b) Market Garden under the provisions of the Bathurst Regional (Interim) Local Environmental Plan 2005.

Under Clause 27 of the Bathurst Regional (Interim) Local Environmental Plan 2005 the minimum area for an allotment created for the purposes of agriculture or a dwelling-house in the 1(b) Market Garden zone is 20 hectares.

All the subject allotments are currently below the minimum area specified in Clause 27 of the Bathurst Regional (Interim) Local Environmental Plan 2005.

Although this application will create additional allotments, it will do so in a manner that will enable legal access to a public road and there is no intention to construct any dwelling houses on the resulting allotments.

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

Council has received a development application for an eight lot subdivision. The subdivision is necessary in order to ensure that the external wall of the existing dwelling on Lot 108 complies with setback requirements under the Building Code of Australia. The subdivision of Lot 12 to create 4 separate allotments is necessary in order to give Lots 3-7 legal access onto Stanley Street. Accordingly the SEPP 1 Objection is supportable. No additional dwellings will be permissible on the new lots under the current zoning and minimum lot size requirements under Council's LEP.

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 5 DEVELOPMENT APPLICATION NO. 2013/0149 – 8 LOT SUBDIVISION AT 105 STANLEY STREET, LOTS 8, 9, AND 10 IN DP 1089380 AND LOT 12 OF SECTION 49 IN DP 758065, APPLICANT: MR MARGUS RATSEP. OWNER: MR HILTON HENRY BONHAM (DA/2013/0149)

MOVED: Cr W Aubin SECONDED: Cr G Westman

RESOLVED: That Council:

- (a) support the variation to the 1(b) Market Garden 20 hectare minimum lot size as prescribed in Clause 27 (1) of *Bathurst Regional (Interim) Local Environmental Plan 2005* for all of the subject allotments.
- (b) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2013/0149, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended.
- (c) call a division.

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

The result of the division was:

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr G Hanger, Cr M Morse, Cr I North, Cr G Westman, Cr J Jennings, Cr G Rush

Against the motion - Nil

Absent - Cr M Coote

Abstain - Nil

6 CRIME PREVENTION THROUGH ENVIRONMENTAL DESIGN DEVELOPMENT APPLICATION REFERRAL POLICY (20.00033)

Recommendation: That Council:

- (a) adopt the revised guidelines for referring development applications to the NSW Police for comment under the principles of Crime Prevention Through Environmental Design, and
- (b) commence the procedure for amending the Bathurst Regional (Interim) Development Control Plan 2011 so as to reflect the new guidelines.

Report: Crime Prevention Through Environmental Design (CPTED) is the concept of using the physical environment as a way to minimise crime and criminal behaviour. The aim of CPTED is to reduce opportunities for criminal or anti-social behaviour.

Since 2002 Council has had a protocol in place for the referral of certain types of Development Applications to the Chifley Area Command for comments where there is a risk of crime. This protocol is referred to as the Crime Prevention Through Environmental Design (CPTED) protocol.

Council staff attended crime prevention training with NSW Police and have subsequently developed a revised CPTED protocol in conjunction with the Chifley Local Area Command Crime Prevention Officer. A review and update of Council's current protocol was considered necessary in order to better address the potential crime risk associated with some types of development.

A copy of the reviewed protocol is provided at **attachment 1**.

The revised protocol includes a review of the types of Development Applications being referred to the Police for comment and updating procedures for the timely referral and comment on applications. This protocol has introduced seniors living developments as applications to be referred to the Police in recognition that these developments are designed for an often vulnerable and sensitive sector of the population.

In order to provide for legislative backing for the protocol it will be necessary for Council to undertake a formal amendment to its Comprehensive DCP to reflect the amended protocol.

Conclusion

This protocol has been developed in consultation with the Chiefly Local Area Command. It will update the current protocol and ensure that Council receives comments when appropriate on Development Applications.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 22: To improve community safety. Strategy 22.1
- 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

**15 Item 6 CRIME PREVENTION THROUGH ENVIRONMENTAL DESIGN
DEVELOPMENT APPLICATION REFERRAL POLICY (20.00033)**

MOVED: Cr G Westman SECONDED: Cr I North

RESOLVED: That Council:

- (a) adopt the revised guidelines for referring development applications to the NSW Police for comment under the principles of Crime Prevention Through Environmental Design, and
- (b) commence the procedure for amending the Bathurst Regional (Interim) Development Control Plan 2011 so as to reflect the new guidelines.

7 2013 DOG EXPO (21.00029)

Recommendation: That the information be noted.

Report: Each year Council's Rangers conduct a program of educational activities covering topics such as responsible pet ownership, micro-chipping and registration requirements.

In 2012/13 this program includes the "Dog Expo" which was held on 20 April 2013.

This year's event was held in the forecourt of the Library/Art Gallery complex which is an excellent venue, providing a large grassy area for demonstrations and a central location for members of the public who wish to attend.

The Dog Expo was officially opened by the Mayor of Bathurst, Cr Morse and commenced with an introduction to Steve Austin, an elite dog trainer, who undertook a range of demonstrations throughout the morning.

The Dog Expo also included demonstrations from participants in the "Dogs for Diggers" program run by NSW Corrective Services. This program teaches inmates skills in dog handling and assists in their rehabilitation process. All of the dogs included in the program are rescue dogs, that is dogs from pounds who had not been able to find suitable owners. Once trained, the dogs become pets of ex-service men and women who need companionship or as part of therapy for conditions such as Post-Traumatic Stress Disorder. It was a privilege for Council to have the team from Dogs for Diggers participate in the Dog Expo.

The Denison Dog Club and the Greater Western All Breeds, Obedience and Agility Club Inc were on hand to provide advice to dog owners and participate in the demonstrations.

Almost 200 residents visited the expo, many bringing their dogs to participate in the event. The complimentary sausage sizzle was well received.

A colouring-in competition for local primary school students was judged in early May with prizes awarded to winners in each year. Many of the entries were on display at the Library during the Dog Expo. Many children also took advantage of the free face painting with lots of rainbows, puppies and cats featuring.

The event was a great success and could not have proceeded without the dedication of Council's Senior Ranger, Margaret Gaal and assistance from the team at the Library.

Financial Implications: The Dog Expo was funded by an existing allocation for Companion Animals Education programs.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.1, 23.3
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.4

MINUTE

- 16 **Item 7 2013 DOG EXPO (21.00029)**
MOVED: Cr J Jennings SECONDED: Cr G Rush

RESOLVED: That the information be noted.

8 DRAFT BATHURST CBD CAR PARKING STRATEGY 2013 (20.00090)

Recommendation: That Council:

- (a) adopt the Bathurst CBD Car Parking Strategy and the recommendations contained therein, subject to an amendment to the Strategy to defer implementation of the following recommendations to a future strategy review:
- i. The recommendation to convert the 2 hour parking to 3 hour and extend the area to the end of the Webb Building in George Street between Russell and Keppel Streets;
 - ii. The recommendation to convert the 1 hour parking to 2 or 3 hours and convert the existing 2 hour parking to 3 hours in William Street between Russell and Keppel Streets;
 - iii. The recommendation to reduce the time limit from 1 hour to ½ an hour in the retail core street blocks of:
 1. Howick Street (between William and Bentinck Streets);
 2. William Street (between Durham and Russell Streets);
 - iv. The recommendation to reduce the time limit to 1 hour in Russell Street between Rankin and George Streets in light of the relocation of the Centrelink and Medicare services; and
- (b) notify those who made submissions of its decision.

Report: The Draft Bathurst CBD Car Parking Strategy has been prepared to examine the current supply of, and future demand for, car parking in the Bathurst Central Business District (CBD).

For the purposes of this Strategy the CBD is taken to include the area generally bounded by Rankin, Keppel, George, Piper, Seymour, Howick, Bentinck, Durham and Elizabeth Streets.

The Strategy has been prepared using the following data sources:

- A survey of the nine primary off-street public car parks once a month over a twelve month period (2009/2010);
- A survey of on-street car parks once a month over a twelve month period (2009/2010);
- Council's register of on-street car park configuration and time restriction designation;
- The *Bathurst CBD & Bulky Goods Business Development Strategy 2011* ;
- The findings and recommendations of the *Bathurst CBD Car Parking Strategy 2001*.

Additional surveys were undertaken in November 2012 to validate the earlier recorded data from 2009/10 and to accommodate the significant changes that have occurred in the landuse pattern in some parts of the study area during this period.

Updated data has been included in the Strategy for Rankin Street (between Durham and Howick Streets), in Russell Street (between George and Rankin Streets) and the Rankin Street/IGA car park where land use change had occurred since 2009/2010. Further surveys of Rankin Street (between Durham and Howick Streets) were undertaken in April 2013 and the results of these surveys are included in this report.

Public Exhibition

Council at its Ordinary Meeting held 20 February 2013 resolved to place the Draft Bathurst CBD Car Parking Strategy 2013, on public exhibition.

Public notice of the Strategy was placed in the Western Advocate.

During the public exhibition a total of six (6) submissions and one (1) petition with twenty (20) signatures were received. See submissions and petition at **attachment 1**.

The table below lists the issues raised in the submissions and petition and provides comment where appropriate.

Name	Issues raised	Comments
Mr Justin Enright of Morse Group (submission dated 18/03/2013)	Request for unrestricted parking in Rankin Street between Howick Street and Gallipoli Road be changed to 2 hour time limited parking.	The Strategy did not make specific recommendations to alter the time limits in Rankin Street (between Howick and Russell Streets) given current rates of usage in this area. This matter can therefore be dealt with at any time by the Traffic Committee including consultation with other affected parties.
Ms Melanie Coote-Geyer of WJ Coote & Sons (includes twenty signatures from various William Street businesses) (submission dated 7/03/2013)	Objection to the recommendation to reduce the 1 hour time limited parking to half an hour in William Street between Durham and Russell Streets.	Refer to comments below under heading 1/2 Hour Parking Proposal for the Retail Core.
Mr Gordon Crisp (submission dated 22/03/2013)	Raises matters relating to the use of Courthouse Lane as exclusive car parking for Council's Civic Centre.	No strategic issues raised. No changes recommended to the Car Parking Strategy.
Mr Geoff Fry (submission dated 25/03/2013)	Undue pressure placed on rate-payers to make submissions whereas Councillors should be actively seeking comment from rate-payers.	Subjective comment.
	Querying how Council called for submissions.	Submissions were called via an advertisement in the Western Advocate. This advertisement advised that the Draft CBD Car Parking Strategy was being placed on public exhibition for a period of one month.
	Need for Strategy to be up to date with todays parking trends.	The surveys undertaken for the Strategy are up to date and have been revisited prior to finalising the Strategy.
	Loss of all day parking on the site of the new IGA supermarket.	Refer to comments below in relation to the issue of Rankin Street (between Durham and Howick Streets) adjacent to the new IGA Supermarket.
	Querying what happened to the 90 spaces required for the BMEC redevelopment	In 1999 Council redeveloped the Bathurst Memorial Entertainment Centre. Based on the additional floor space a deficit of 95 car parking spaces existed. In lieu of the provision of car parks for

		BMEC Council paid a contribution in accordance with its Section 94 Contribution Plan Central Car Parking Strategies. Council reached an agreement with the developer of the Bathurst City Centre to provide for an additional 95 spaces over and above those required to serve the proposed development. This was funded by the original contribution paid by Council in 1999.
	Difficulty in finding spaces in Elizabeth Street and Library car parks when adjacent community facilities are open.	As outlined in the Strategy, the Elizabeth Street car park has an average spare capacity of 52 spaces and the Library an average spare capacity of 72 spaces.
	Difficulty in finding spaces in BINC car park.	The Strategy recommends formalisation of the remainder of the BINC car park in order to increase the number of available spaces.
	BINC have previously requested short term on-street parking.	
	BINC staff concerned about "P" sign to advertise all-day parking.	
	If the public park in the Elizabeth Street car park they have to cross Durham Street to access the main shopping precinct.	The Strategy includes recommendations to improve access to this car park in terms particularly of signage and lighting.
	Perception that the proposal to increase time limits in the vicinity of the Council Chambers are to benefit Council staff.	The Strategy recommends increasing time limits in these blocks to compliment a decrease in time limits in the retail core. The blocks are currently under utilised and an increase in time may improve their usage level.
	Objection to the recommendation to reduce the 1 hour time limited parking to half an hour in retail core.	Refer to comments below under heading 1/2 Hour Parking Proposal for the Retail Core.
	The need for Council to provide all day parking for CBD employees into the future.	The Strategy considers options for increasing all day parking and considers issues such as lighting and signposting.
	Employees are often required to walk out of CBD after dark through poorly lit areas.	
	It is not necessary to build multi-level parking when there are many ground level sites available.	Only a very limited number of sites are available in close proximity to the CBD. Multi-level parking may have to be considered to meet future demands for parking.
Mr Peter Wright on behalf of the Keppel Street Committee (submission dated 22/03/2013)	Need to carry out new surveys of Keppel Street and then consider reducing time restrictions.	A reduction in time limits could be considered in the future when vacancy rates for both on and off-street parking decrease.
	Provide "P" sign at the entry of BINC car park.	These comments support the recommendations of the Strategy.
	Provide sign to indicate all-day parking in Library and BINC car parks.	
	Promote use as an all-day car park for Library and BINC car parks.	
	Seal, line mark and light the remaining 1400m ² of the BINC car park.	

	Provide access to BINC car park from Keppel Street (next to printers) via one-way lane including sealing, lighting and signage. Noting there is no access from Library or BINC car parks to Keppel Street.	The 3.0 metre wide lane out to Keppel Street from the BINC car park is Council owned and could potentially be used as an alternate ingress or egress (but not both). Further investigation is required.
	Include railway station parking in the Strategy.	The railway station car park is not Council owned or Council controlled and was therefore not considered in the Strategy.
	Include Council's car park next to "Gazza's" in Bentinck Street in the Strategy with recommendations for sealing, line marking and lighting.	Council has recently called for expressions of interest for the use of this land.
Mrs J Mitchell on behalf of Rankin Cottage Crafts (submission dated 21/03/2013)	Need to time limit parking in front of Rankin Cottage Crafts as the area is currently used for all day parking making it difficult for visitors to park close to Rankin Cottage Crafts.	The Strategy did not make a specific recommendation to alter the time limits or configuration in Rankin Street (between Howick and Russell Streets) given current rates of usage in this area. This matter can therefore be referred to the Traffic Committee for consideration.
	Highlighted points from the Strategy where mention has been made of the high level of on-street parking in Rankin Street between Howick and Russell Streets and in the RSL car park and the subsequent need for more time restricted spaces in the vicinity.	
	Request for "No Parking" designation in front of the Rankin Cottage Crafts' driveway.	
Mrs Natalie Murphy (submission dated 19/03/2013)	Suggestion that Church Street be changed to either a cul-de-sac or a one-way street in order allow for angle parking along Kings Parade therefore increasing the number of available spaces.	A change to the configuration of Church Street was proposed as part of the CBD Beautification Scheme in 1998. At that time it was not supported by the community. A significant change such as this could only be considered with further consultation with the community.
	Endorsement of Elizabeth Street car park as good location for all-day parking provided it is upgraded and such upgrade includes shade trees	Support for the recommendations of the Strategy.
	Parking configuration in Rankin Street between Howick and Durham Streets is confusing and should be reviewed to determine optimum parking configuration.	The Strategy makes no specific recommendations for changes in parking configuration in Rankin Street, Howick Street and George Streets. These matters can therefore be referred to the Traffic Committee for consideration.
	Parallel parking in Howick Street between George and Rankin Streets could be changed to angle parking to increase the number of available spaces.	
	Parking configuration in George Street between Durham and Howick Streets sometimes hinders traffic movement heading towards Kelso due to the traffic lights and Dan Murphy's driveway.	Parking configuration in this block may need to be reconsidered once Council receives the results of the Kelso Traffic Study currently being undertaken by Council with respect to the future expansion of Kelso.
	Support for the reduction of the time restriction in Russell Street near	
		Support for the recommendations of the Strategy.

	Centrelink.	
	Support for the upgrade of the BINC car park.	Support for the recommendations of the Strategy.
Mr Gordon Crisp (submission dated 22/03/2013)	Raises matters relating to parking for the former TAFE Building and the Civic Centre.	In respect of the TAFE and Civic Centre it should be noted that both buildings were constructed prior to Council having in place codes/plans requiring new buildings to provide on-site car parking. As such any future redevelopment of either site that retains the existing buildings/floor space is not required to provide for those spaces. This is the case for many other buildings in the CBD. For example when the former Commonwealth Bank building on the corner of William/Russell Street was converted to retail use on-site parking provision for the existing floor space could not be required. Consequently reuse of the building was achieved.
	Raises matters relating to authorised parking areas and the issue of infringement notices.	The Strategy does not deal with infringement matters.
Ms Liz Osbourne (submission dated 22/03/2013)	Objection to the recommendation to reduce the 1 hour time limited parking to half an hour in retail core.	Refer to comments below under heading 1/2 Hour Parking Proposal for the Retail Core.
Mr Keith Manning (submission dated 23/03/2013)	Objection to the recommendation to reduce the 1 hour time limited parking to half an hour in retail core.	Refer to comments below under heading 1/2 Hour Parking Proposal for the Retail Core.
Mr Chris & Mrs Cathy Bergen (submission dated 23/03/2013)	Objection to the recommendation to reduce the 1 hour time limited parking to half an hour in retail core.	Refer to comments below under heading 1/2 Hour Parking Proposal for the Retail Core.

1/2 Hour Parking Proposal for the Retail Core

The issue of ½ hr parking in the street blocks at the retail core was the subject of most discussion during the public exhibition period.

The Strategy recommends a reduction in the time limit from 1 hour to ½ an hour in the retail core street blocks of:

- Howick Street (between William and Bentinck Streets)
- William Street (between Durham and Russell Streets)

The purpose of this recommendation is to increase the turn-over of car parking spaces in the retail core street blocks and therefore allow greater access to these high demand areas. The survey results indicated that in these 3 blocks the average usage was 96.3% full. The introduction of short term parking in the retail core street blocks is aimed at people making a “one shop stop”. A faster turn-over of parking spaces would allow a greater number of people to filter through these retail core street blocks during business hours.

The reduction of time limits has been successful in Howick Street (the Post Office block) where reduced time limits have increased substantially the turn over of vehicles (average 71% full). A shorter time restriction and regular patrols is considered the most effective way to increase turnover of vehicles.

These retail core blocks are supported by 3 adjacent off-street car parks (Bathurst Chase, Bathurst City Centre and Stockland) that provide longer term parking (3 hours) for those people intending to stay longer and/or visit multiple places in the CBD.

These off-street car parks are currently operating below capacity as noted below:

- The average level of usage for the Stockland car park is 84% with an average spare capacity of 84 spaces.
- The average level of usage for the Bathurst City Centre car park is 62% with an average spare capacity of 236 spaces.
- The average level of usage for the Bathurst Chase car park is 81% with an average spare capacity of 48 spaces.

The submissions and petition received in relation to this recommendation indicate that the business community does not support a reduction in the time limit in the core retail blocks.

As the adjacent off-street car parks are operating below capacity (i.e. they have a relatively high average vacancy rate) the implementation of this recommendation is not critical at this stage. That is, it is not critical now to increase the turnaround of the on-street spaces given the spare capacity in the off street car parks.

Should the off-street car parks reach capacity on a daily basis, Council will need to consider strategies to increase the turnover of vehicles in the CBD to achieve higher vacancy rates, reducing time limits in these retail core street blocks remains one such option in the longer term.

It is therefore recommended that the Strategy be amended to defer implementation of the ½ hour time limit in the retail core until such time as the vacancy level of the adjacent off-street car parks warrants a higher turnaround of spaces. This can be assessed when the Car Parking Strategy is next reviewed.

Time Restrictions Generally

It should be noted that Council is currently investigating the introduction of vehicle licence plate recognition technology for policing time restricted parking. Licence plate recognition technology would replace the traditional chalking of tyres with a vehicle that automatically records the location of vehicles. It is expected that this technology, if adopted, will enable Council to greatly increase the area and frequency of patrols. Correspondingly it is expected that there will be changes in the turnover of vehicles.

It is therefore recommended that all other specific Strategy recommendations relating to the increase or decrease of time restrictions for on-street parking be deferred. If Council opts to proceed with the implementation of vehicle number plate recognition technology it will necessitate a detailed review of, and rationalisation of all on-street parking time restrictions in the CBD. At that time a further report will be submitted to Council for its consideration.

Rankin Street (between Durham & Howick Streets)

Additional surveys of the block between Durham and Howick Streets were undertaken in November 2012 following the reconfiguration in this block as part of the new IGA Supermarket development. These surveys are outlined in the table below.

At present there are 43 spaces available in this area in a mixture of parallel and angled parking and time limited and unlimited spaces.

Survey	Mon 12/11/12 11.30am	Mon 12/11/12 4.30pm	Tue 13/11/12 10.00am	Tue 13/11/12 2.30pm	Wed 14/11/12 9.00am	Wed 14/11/13 3.10pm	Thur 15/11/12 3.55pm	Fri 16/11/13 10.10am	Fri 16/11/12 3.45pm	Average
Number of spaces	43	43	43	43	43	43	43	43	43	43
Level of usage	65%	47%	56%	47%	56%	58%	44%	53%	42%	52%

More recent surveys were undertaken in April 2013 and these surveys are outlined in the table below.

Survey	Fri 05/04 9.00am	Mon 08/04 8.00am	Mon 08/04 9.00am	Mon 08/04 3.00pm	Tue 09/04 5.00pm	Wed 10/04 9.00am	Thur 11/04 1.00pm	Thur 11/04 2.00pm	Thur 11/04 5.00pm	Sat 13/04 9.00am	Mon 15/04 12.30pm	Tue 16/04 4.00pm	Sat 20/04 10.00am	Sun 21/04 11.30am	Average
Number of spaces	43	43	43	43	43	43	43	43	43	43	43	43	43	43	43
Level of usage	49%	14%	37%	49%	40%	44%	47%	49%	70%	21%	60%	60%	40%	7%	42%

As noted above the level of usage of on-street parking spaces in Rankin Street (between Durham and Howick Streets) remains relatively low with significant spare capacity available at all times surveyed.

Whilst the number of unrestricted (all day) parking spaces at this location have been affected by the IGA Supermarket development (reduced from 78 to 42) car parking usage of the IGA car park remains low.

Council's Engineering Services Department sought comment from and has received correspondence from business owners in this block about on-street parking. This correspondence relates specifically to the recent reconfiguration of parking in this block following the IGA development and not the draft Strategy specifically. Nonetheless the figures above indicate that the availability of on-street parking post the reconfiguration is not in fact a major concern at this time. This correspondence has not been included in this report but is available upon request.

No specific changes to this block are therefore recommended by the Strategy at this time.

Key Recommendations - Summary

The following are the key recommendations of the Strategy for off-street and on-street car parks.

Off-Street Car Parks

- Provide a "P" sign at the entry (BINC, Elizabeth Street).
- Provide a sign to indicate all day parking (Library, BINC Elizabeth Street).
- Promote use as an all day car park (Library, Elizabeth Street).
- Seal, line mark and light the remaining 1400m² of the BINC car park as soon as funding

is available.

- Provide lighting in Elizabeth Street car park as a high priority as funding becomes available.
- Encourage the management of the Stockland and Bathurst Chase Shopping Centres to include bicycle parking facilities and amenities for cyclists.
- Encourage the owners of the Scotts Centre and IGA car parks to provide bicycle parking.
- Provide bicycle parking facilities in George Street, Rankin Street and BINC car parks when funding becomes available.
- Encourage the provision of better lighting in the Scotts Centre car park.
- Maintain the existing unrestricted car parking resource at the Library car park if it is redeveloped.
- Encourage the shopping centre management to continue to enforce the time restrictions in the Stockland, Bathurst City Centre, Bathurst Chase and IGA car parks.
- Maintain Elizabeth Street car park in public ownership.
- Install directional “P” signs at the intersections of Durham and William Streets and Durham and George Streets to encourage all day use of the Elizabeth Street car park.

On-Street Car Parks

In George Street between Russell and Keppel Streets, convert the 2 hour parking to 3 hour and extend the area to the end of the Webb Building.

NOTE: As outlined above, it is recommended that Council defer implementation of this particular recommendation pending the consideration of vehicle license plate recognition technology or another future review of the Strategy.

In William Street between Russell and Keppel Streets, convert the 1 hour parking to 2 or 3 hours and convert the existing 2 hour parking to 3 hours.

NOTE: As outlined above, it is recommended that Council defer implementation of this particular recommendation pending the consideration of vehicle license plate recognition technology or another future review of the Strategy.

Reduce the time limit from 1 hour to ½ an hour in the retail core street blocks of:

- Howick Street (between William and Bentinck Streets)
- William Street (between Durham and Russell Streets)

NOTE: As outlined above, it is recommended that Council defer implementation of this particular recommendation pending the consideration of vehicle license plate recognition technology or another future review of the Strategy.

Council to continue to patrol on-street parking to ensure turnover of timed spaces and ensure its Parking Officers maintain a high presence in:

- William Street between Durham and Russell Streets (retail core)
- Howick Street between George and Bentinck Streets (retail core)
- George Street between Durham and Keppel Streets (particularly when the George Street car park is redeveloped).

Council may need to consider a 1 hour time limit in Russell Street in the block between Rankin and George Streets in light of the relocation of the Centrelink and Medicare services.

NOTE: As outlined above, it is recommended that Council defer implementation of

this particular recommendation pending the consideration of vehicle license plate recognition technology or another future review of the Strategy.

Monitor the need to increase the presence of Parking Officers in Rankin Street between Durham and Howick Streets.

Conclusion

The key issue raised as a result of the public exhibition process has been the recommendation to reduce the time limit of the street blocks at the retail core from 1 hr to ½ hr. As outlined earlier it is suggested that implementation of these recommendations be deferred pending:

1. the consideration of vehicle license plate recognition technology; and/or
2. a future review of the Strategy that identifies that usage levels of the supporting off street car parks are at a premium.

Other issues raised have been dealt with by the Strategy or can be appropriately considered by the Traffic Committee.

It is therefore recommended that Council adopt the strategy subject to deferring its recommendations seeking specific alterations to time limits.

Financial Implications: The Strategy has been prepared within existing budgets.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 3: To protect a vibrant CBD and support and grow retail diversity. Strategy 3.1, 3.2, 3.5
- Objective 7: To support Integrated Transport Infrastructure Development. Strategy 7.1
- Objective 24: To provide and support the provision of accessible, affordable and well planned transport systems. Strategy 24.2
- 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
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.2


MINUTE

17 **Item 8 DRAFT BATHURST CBD CAR PARKING STRATEGY 2013 (20.00090)**
MOVED: Cr G Westman SECONDED: Cr W Aubin

RESOLVED: That Council:

- (a) adopt the Bathurst CBD Car Parking Strategy and the recommendations contained therein, subject to an amendment to the Strategy to remove implementation of the following recommendations to a future strategy review:
- i. The recommendation to convert the 2 hour parking to 3 hour and extend the area to the end of the Webb Building in George Street between Russell and Keppel Streets;
 - ii. The recommendation to convert the 1 hour parking to 2 or 3 hours and convert the existing 2 hour parking to 3 hours in William Street between Russell and Keppel Streets;
 - iii. The recommendation to reduce the time limit from 1 hour to ½ an hour in the retail core street blocks of:
 1. Howick Street (between William and Bentinck Streets);
 2. William Street (between Durham and Russell Streets);
 - iv. The recommendation to reduce the time limit to 1 hour in Russell Street between Rankin and George Streets in light of the relocation of the Centrelink and Medicare services; and
- (b) notify those who made submissions of its decision.

Yours faithfully



D R Shaw
DIRECTOR
ENVIRONMENTAL, PLANNING & BUILDING SERVICES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT AND MINUTES
15 MAY 2013

DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT TO THE ORDINARY MEETING OF BATHURST REGIONAL COUNCIL MEETING HELD ON 15 MAY 2013

General Manager
Bathurst Regional Council

1 STATEMENT OF INVESTMENTS (16.00001)

Recommendation: That the information be noted.

Report: \$70,000,000 was invested at 30 April 2013 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			3.00%
AFMA - 90 day Bank Bill Swap Rate (BBSW)			3.37%
Three Year Swap Rate - Commonwealth			3.21%

Short Term 1 – 365 Days

(Comprising Commercial Bills,

Debentures and Certificates of

Deposit:

	<u>Rating</u>		<u>Average Return</u>
Bank of Western Australia Limited	A1+		
Bank of Queensland	A2	\$11,500,000.00	5.04%
Bendigo and Adelaide Bank	A2	\$10,500,000.00	4.85%
IMB	A3	\$10,500,000.00	4.84%
Maritime, Mining & Power Credit Union	ADI	\$3,000,000.00	4.64%
National Australia Bank	A1+	\$13,500,000.00	4.85%
People's Choice Credit Union	ADI	\$1,000,000.00	4.81%
Railways Credit Union	ADI	\$1,000,000.00	4.93%
SGE Credit Union	ADI	<u>\$1,000,000.00</u>	<u>4.68%</u>
		\$52,000,000.00	4.87%

Long Term

(comprising Commercial Bills, Term

Deposits and Bonds):

Committed Rolling Investments

Westpac	AA-	\$2,000,000.00	4.18%
Westpac	AA-	\$2,000,000.00	4.30%
Westpac	AA-	\$2,000,000.00	4.24%
Westpac	AA-	<u>\$2,000,000.00</u>	<u>4.14%</u>
		\$8,000,000.00	4.21%

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

Commonwealth Bank	AA-	\$2,000,000.00	3.94%
Commonwealth Bank	AA-	<u>\$2,000,000.00</u>	<u>4.11%</u>
		\$4,000,000.00	4.03%

Floating Rate Notes

ANZ FRN	AA-		
Barclays Bank PLC – Australia	AA-	\$2,000,000.00	4.66%
Bendigo & Adelaide Bank Retail Bond	A-	\$2,000,000.00	4.50%
The Royal Bank of Scotland – Australia	A+	<u>\$2,000,000.00</u>	<u>5.41%</u>
		\$6,000,000.00	4.86%

Total Investments **70,000,000.00** **4.75%**

These funds were held as follows:

Reserves Total (includes unexpended loan funds)		\$30,294,008.93
Grants held for specific purposes		\$5,792,898.36
Section 94 Funds held for specific purposes		\$22,593,261.62
Unrestricted Investments – All Funds		\$11,319,831.09
General Fund	\$18,889.09	
Water Fund	\$2,154,058.00	
Sewer Fund	\$2,099,332.00	
Waste Fund	<u>\$7,047,552.00</u>	

Total Investments **70,000,000.00**

Total Interest Revenue to 30/04/2013 **2,845,038.08** **4.75%**

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

- 18 **Item 1 STATEMENT OF INVESTMENTS (16.00001)**
MOVED: Cr I North SECONDED: Cr W Aubin

RESOLVED: That the information be noted.

2 YEAR TO DATE REVIEW - QUARTERLY BUDGET REVIEW STATEMENT 2012-2013 (16.00129)

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

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 20 February 2013. 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.

Clause 203(1) of the *Local Government (General) Regulation 2005* (the Regulation) requires a council's responsible accounting officer to prepare and submit a quarterly budget review statement to the governing body of council. The quarterly budget review statement must show, by reference to the estimated income and expenditure that is set out in the management plan or operational plan adopted by council for the relevant year, a revised estimate of income and expenditure for that year. It also requires the budget review statement to include a report by the responsible accounting officer as to whether or not they consider the statement indicates council to be in a satisfactory financial position (with regard to its original budget) and if not, to include recommendations for remedial action.

The Division of Local Government has now set a prescribed format for the Quarterly Budget Review Statement (QBRS). The new statement is in the same format as the requirements for the new Annual Operational Plan that replaced the Management Plan from 1 July 2012. The Report shown at **attachment 2** is in the format of a commercial Income and Expenditure Statement as per the Division of Local Government Guidelines.

At **attachment 3** is an update of the strategies for the 2012/2013 Community Strategic 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 Maritime Services 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 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 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

MINUTE

19 Item 2 YEAR TO DATE REVIEW - QUARTERLY BUDGET REVIEW
STATEMENT 2012-2013 (16.00129)

MOVED: Cr G Rush SECONDED: Cr I North

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

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 30 April 2013.

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:	\$0.00
BMEC Community use:	\$0.00
Mount Panorama :	\$0.00

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

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

MOVED: Cr W Aubin SECONDED: Cr 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.

- Burke G & C - Section 5, Bathurst Aerodrome - Part Lot 37, DP1159302 - In House Licence Agreement.
- Community Radio Station 2MCE, Communication Tower, Reid Park, Mt Panorama - Part Lot 40, DP1056379 - In House Licence Agreement.
- Hotham C - Vale Road - Part Lot 1, DP784476 - In House Licence Agreement.
- Hotham C - Lloyds Road - Lots, 134, 137,138, 144 & 145, DP750357 - In House Licence Agreement.
- Mumberson A - 519 Mitchell Highway - Part Lot C, DP158611 - In House Licence Agreement.
- Bathurst Touch Football Association - Learmonth Park - Lot 5, DP776928 - Licence Agreement.
- Toole G & D - Swanbrooke Street - Lot 904, DP1170287 - Transfer.

Linen Plan Release

- BRC - 3 Lot Industrial Subdivision, 27 Hampden Park Rd, Kelso.
- Buttsworth/BRC/Other Parties - Subdivision for Road Closures and Openings - Freemantle Rd, Freemantle.
- BRC/Condon & Mitchell Rural Investments Pty Ltd - Acquisition for Road Widening, 80 & 81 Wambool Rd, O'Connell.

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

- 21 **Item 4 POWER OF ATTORNEY (11.00007)**
MOVED: Cr J Jennings SECONDED: Cr I North

RESOLVED: That the information be noted.

5 LOCAL GOVERNMENT FINANCIAL SERVICES (LGFS) (34.00057-06)

Recommendation: That the information be noted.

Report: Council has received advice that the Local Government Financial Services (LGFS) matter is being Appealed in the Federal Court of Australia.

Council has been advised that the Chief Justice has informed parties that these Appeals are to be case managed and will conduct a directions hearing in Sydney on 3 May 2013.

The Chief Justice informed parties that the Court anticipates that the hearing of the Appeals will commence on Monday 3 March 2014 with a current hearing estimate of between five to ten days.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3

MINUTE

22 **Item 5 LOCAL GOVERNMENT FINANCIAL SERVICES (LGFS) (34.00057-06)**
MOVED: Cr W Aubin SECONDED: Cr I North

RESOLVED: That the information be noted.

Yours faithfully



R Roach
DIRECTOR
CORPORATE SERVICES & FINANCE

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
DIRECTOR CULTURAL & COMMUNITY SERVICES' REPORT AND MINUTES
15 MAY 2013

**DIRECTOR CULTURAL & COMMUNITY SERVICES' REPORT TO THE ORDINARY
MEETING OF BATHURST REGIONAL COUNCIL MEETING HELD ON 15 MAY 2013**

General Manager
Bathurst Regional Council

**1 SCATTERED BONES PROGRAM - AUSTRALIAN FOSSIL & MINERAL MUSEUM
(21.00106)**

Recommendation: That the information be noted.

Report: The Australian Fossil and Mineral Museum is the home of the internationally renowned Somerville Collection. The lifetime work of Warren Somerville and features some of the finest and rarest examples of minerals and fossils in the world, including a Tyrannosaurus rex (T.rex) skeleton, Australia's largest collection of fossils in amber, fossil dinosaur eggs, a large collection of opalised fossils and spectacular minerals from around the world.

The Australian Fossil and Mineral Museum conducts an award winning innovative program of video broadcasts to schools, Scattered Bones, a national award winning video conference earth science/writing module presented by the Museum's Public Programs Officer and local author and literacy consultant Paul Stafford. The program is a unique combination of palaeontology and literacy skills development that delivers a fun and interactive combination of writing skills and dinosaur-themed workshops.

The modules available include:

- Scattered Bones – a five session creative writing module using the T.rex as inspiration for narrative writing
- T.rex vs the Text Types – a five session module introducing students to 5 different text types (Narrative, persuasive text, recount, procedure and advertising)
- Mum, this T.rex followed me home. Can I keep him? - A three week module building skills in writing persuasive texts
- Script writing – a five week module assisting students to build a script for a short film.
- Dinosaur Tales - a three week narrative writing module for Stage 1 designed to build basic writing skills.

This program adds value to the Museum, with promotion and recognition being ongoing. As well, the program is essential to the Museum remaining relevant in the twenty-first century, with the community expecting virtual experiences.

Program statistics since 2009:

20,300 students, 209 schools, 230 sessions

This year alone:

904 students, 18 sessions, 20 schools

Schools that the program reach include:

Albury Public School	Moree East Public School
Arcadia Public School	Moulamein Public School
Ashford Central School	Mount Colah PS
Bankstown West Public School	Mount Hutton Public School
Baradine Central School	Mullion Creek Public School
Barham Public School	Murringo Public School
Batlow Technology	Naradhan Public School
Beaumont Hills Public School \$100	Narrabri West Public School
Beckom PS	Nimmitabel Public School
Bedgerabong Public School	Numeralla Public School
Beechworth Secondary College	Nyngan Public School
Birrong PS	Oaklands PS
Boronia Park PS	O'Connell PS BCAN
Botany Public School	O'Connell Public School
Brevig, Alaska	OSSA Cluster 4 schools
Briar Rd	Palinyewah PS
Bribbaree Public School	Pamona PS
Brisbane Water Secondary College UMINA	Parramatta North
Broken Hill SOTA	Peak Hill HS
Burke Ward PS	Perthville Public School
Buronga PS	Pitt Town Public School
Cargo Public School	Plattsburg Public School
Carinda PS	Pooncarie Public School
Clergate PS	Quandialla Central School
Coonamble Public School	Quirindi Public School
Crestwood Public School	Railway Town PS
Dareton PS	Reids Flat Public School
Delroy High	Rockley Public School
Distance Ed Cluster	Rugby Public School
Eden PS	Rydalmere East.
Empire Bay Drive Public School	Sackville Street PS
Euabalong West Public School	Savernake PS
Euston PS	School of the Air
Glenorie	Shishmaref, Alaska
Gol Gol	Sofala PS
Greenethorpe PS	South Bathurst PS BCAN
Greenwich Public School	Spring Hill PS
Gresford Public School	St Francis Xavier School
Hampton PS	Taren Point Public School
Hay School of the Air	Tharawal Primary School
Hermidale PS	Thirlmere Public School
Hillsborough Public School	Tooleybuc Central School
Hunters Hill Public School	Tooraweenah PS
Islington PS	Trunkey Creek PS
Ivanhoe PS	Tucabia PS
Jerangle Public School	Tumbarumba Public School
Jerilderie PS	Unalakleet, Alaska
Khancoban Public School	Ungarie Central School
Kirkton Public School	Urana Central School
Kootingal Public School	Urana PS
Ladysmith Public School	Vineyard Public School
Lake Cargelligo Central	Wakool Burraboi Public School
Malabar Public school	Walgett HS
Mallan Public School	Wallendbeen Public School
Marton PS	Weethalee PS
Mathoura Public School \$50	Westdale Public School
Mayrung Primary School	Westport Public School
Meadow Flat PS BCAN	White Cliffs PS
Melrose Park Public school	Windsor Public School
Menindee PS	Wombat Public
Moluamein PS	Wyndam
Monteagle PS	Youth off the Streets Father Chris Riley

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

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 11.6

- 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 20.2

MINUTE

23 Item 1 SCATTERED BONES PROGRAM - AUSTRALIAN FOSSIL & MINERAL MUSEUM (21.00106)

MOVED: Cr W Aubin SECONDED: Cr J Jennings

RESOLVED: That the information be noted.

2 BATHURST REMEMBERS PROJECT - PROGRESS REPORT (21.00054, 23.00042)

Recommendation: That Council continues to support the Bathurst Remembers Project.

Report: The letter, at **Attachment 1**, from Mr Bruce Ryan (AVAMS Productions) provides a progress report on the Bathurst Remembers Project.

The Bathurst Remembers Project is a project to make a visual record of the community of Bathurst; it consists of two collections, a retrospective pool of Education department videos, in superseded formats and a collection of new and retrospective DVDs on events occurring in Bathurst either filmed recently or taped onto DVD format from the Education Department videos.

The project has been developed by Mr Bruce Ryan who organised the transfer of the retrospective Education Department Videos to the library where they may be accessed and conserved and who personally films and edits the DVDs of current Bathurst community events.

The complete collection of DVDs is available for loan at Bathurst Library and is catalogued and listed on the library catalogue on the Bathurst Regional Council website.

To provide an idea of the range of activities that have been covered by Mr Ryan and his filming, titles held by Bathurst Library include:

- Bathurst Bridal Expo 2012;
- Light on the Hill Dinner 2012;
- Boer War Day 2012;
- Australia Day 2013;
- Triple B Ball at BMEC 2004;
- Solar Car Challenge 2005; and
- Bathurst Preparing for the Olympics 2000.

The project has received funding from Council and is supported by the Bathurst Library as a repository for all recordings and by the DVD collection being made accessible through the library catalogue.

This project is a valuable record of the Bathurst community and may be unique in its historical coverage and comprehensiveness.

Financial Implications: Funding for this item is contained within existing budgets, with further funding being sought by Mr Ryan.

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 11.4, 11.6, 11.9
- Objective 17: To encourage living, vibrant and growing villages and rural settlements. Strategy 17.6, 17.9
- 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 20.2

MINUTE

24 Item 2 BATHURST REMEMBERS PROJECT - PROGRESS REPORT (21.00054, 23.00042)

MOVED: Cr I North SECONDED: Cr G Rush

RESOLVED: That Council continues to support the Bathurst Remembers Project.

3 BATHURST'S GOT TALENT - 2013 YOUTH WEEK EVENT (11.00020)

Recommendation: That the information be noted.

Report: National Youth Week was held from 5-14 April. Youth Week celebrates the positive contributions young people aged 12-25 years make to our communities. The theme for National Youth Week this year was "Be Active. Be Happy. Be You."

This year Bathurst celebrated Youth Week with a new event entitled "Bathurst's Got Talent". The event was a collaborative project between Council, Smashed Arts, Bathurst Regional Youth Council, Youth Week and the Bathurst Youth Network.

Young people from the Bathurst region, including Blayney, Oberon and Lithgow, were encouraged to audition for this event. There were nearly 50 acts registered to audition. There was a diverse range of ages and acts represented including singing, dancing, musical, theatrical and physical theatre. Auditions were held on Tuesday 2, Wednesday 3 and Friday 5 April at the Bathurst Memorial Entertainment Centre (BMEC). From the auditions, ten finalists were selected.

The final event was held at BMEC on Sunday, 7 April 2013. The event was successful and there were over 350 people in attendance. The finalists included solo singers, bands, a drumming and didgeridoo artist, aerial acrobatics artist, dance soloist and group and a pianist. The talent displayed was both professional and entertaining. First prize went to Gabrielle Bolt, second prize Brendan Nelson, joint third prize Elanor Nunn and Kurt Taylor and Encouragement awards went to Jamie Hibberson, Bathurst Academy of Dance, Olivia Fisher, Tamara Richards, Sam Small and Meredith Spence. A panel of two local judges Aaron Hopper and Fiona Green and celebrity judge Emmanuel Rodriguez from Justice Crew provided constructive feedback to all finalists. All finalists received a prize.

At the conclusion of the event, there was a DJ and soloist entertaining the crowd, who were invited to mingle upstairs at BMEC. The Party Safe kit was launched with people invited to trial some of the recipes from the Party Safe recipe book. A short film created by headspace volunteers and other young people entitled "The Feelsinator 5000" addressing issues around young people and mental health was also screened. Emmanuel provided autograph and photo opportunities for those in attendance.

There was also a visual art exhibition on display. Young people from Bathurst and the surrounding areas were invited to enter their art works. First prize went to Christina West (Lithgow High School), second prize went to Gabrielle Bolt (Bathurst High School) and third prize went to Taylor McGrath (St Joseph's School, Oberon).

Financial Implications: The event was funded through Youth Week and Smashed Arts funding as well as funds allocated in Council's budget for the event.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3, 23.6
- Objective 27: To encourage youth engagement, participation and achievement across all areas of the Bathurst community. Strategy 27.1, 27.3, 27.4, 27.5, 27.6, 27.9
- Objective 30: To identify the needs of the community and Strategy 30.2, 30.5

encourage and support communication, interaction and support within the community.

- Objective 33: To be and develop good leaders.

Strategy 33.2, 33.3

MINUTE

- 25 **Item 3 BATHURST'S GOT TALENT - 2013 YOUTH WEEK EVENT (11.00020)**
MOVED: Cr G Hanger SECONDED: Cr I North

RESOLVED: That the information be noted.

4 ASSESSMENT AND RATING PROCESS - SCALLYWAGS CHILD CARE CENTRE (09.00007)

Recommendation: That the information be noted.

Report: Scallywags Child Care Centre successfully completed the Assessment and Rating Process for long day care centres and preschools and the final report was received in April 2013.

Scallywags was one of the first centres to be assessed under the National Quality Framework following the introduction of the new regulatory system for education and care services in January 2012.

Under the National Quality Framework, every education and care service will be assessed to determine whether, and at what rating level, the service meets the National Quality Standards and the requirements of the National Regulations. After carrying out a rating assessment of a service, Department of Education and Communities must determine the rating level for each quality area stated in the National Quality Standard and the overall rating for the service.

Step 1. Quality Improvement Plan

All services are required to prepare a Quality improvement Plan (QIP) annually, in consultation with staff and parents of the centre. When a service is advised of an impending visit, the service is required to submit their QIP which is reviewed by DEC prior to the visit. Scallywags was required to submit their Quality improvement Plan in June 2012.

Step 2. Assessment and Compliance Visit

A DEC Assessment and Compliance Officer visited the service (at a pre arranged time) and reviewed the evidence to help assess and rate the service. This was done by observing practices and interactions, discussing programming, children's records, planning and reflection cycles and sighting documentation relating to children's records, programming, policies and procedures, to ensure compliance with the regulations. This occurred at Scallywags in August 2012, with the visit taking one day.

Step 3. Draft Report and Feedback

Following the visit the Assessment and Compliance Officer drafted the report, determining if the elements and regulations were met or not met, and then determined the rating for each standard. Scallywags received the Draft Report in December 2012, and provided feedback on the report to the department in January 2013.

Step 4. Final Report

Scallywags received an overall rating of Meeting National Quality Standard, which is given if a service receives National Quality Standard or Exceeding National Quality Standard for each quality area but does not satisfy the requirements of an overall Exceeding National Quality Standard rating. It is estimated that the centre would be assessed again in 2014.

Scallywags were rated as follows in the seven quality areas:

Quality Area 1—Educational Program and Practice— Rating - Meeting National Quality Standard (M)

The Educational Program and practices developed and implemented by staff were assessed against the two elements in Quality 1. Children across the centre were found to be provided with an opportunity to guide their own learning through the implementation of interest based

curriculum that is reflective of the Early Years Learning Framework (EYLF). Although programming styles were different across the rooms, the learning outcomes are being achieved. Children and Parents have an opportunity to be involved in the development of programs through the initial enrolment process and a cycle of planning and evaluating based on the children's interests. Recommendations for improvement in this area will be incorporated in the service QIP and assessed on a regular basis.

Quality Area 2 – Children's Health and Safety – Rating - Meeting National Quality Standard (M)

Children's health and safety is promoted across all aspects of the service and it was identified that the service has detailed policies and procedures to ensure requirements are being met at all times. Areas identified in the report included; health and hygiene practices, risk assessments of the learning environments, managing each child's health needs, the promotion of healthy eating and physical activity, the protection of children from harm.

Quality Area 3 – Physical environment – Rating – Meeting National Quality Standard (M)

Sallywags physical environments were noted to be appropriate for the operation of the service. The service is proactive in accessing the service environments to ensure they are maintained accordingly. Aspects of both the indoor and outdoor environments were highlighted. The indoor environment provides learning areas that are well organized with interesting materials that allow children to access materials independently. Children can choose to play alone or with others. Natural elements are highlighted in resources provided and the supervision of children is maintained through the layout of the rooms. The Service's commitment to sustainable practices was evident and highlighted in the report. This is also extended to the practices and learning experiences offered to children around this concept.

Quality Area 4 – Staffing Arrangements – Rating – Exceeding National Quality Standards

The professional standards observed through practices and interactions of staff and management of Sallywags, awarded a rating of Exceeding National Quality Standards in QA 4. Educators and staff demonstrated a high level of collaboration and the atmosphere was positive and calm. It was noted educators work efficiently and effectively together. Interactions with children are respectful and equitable. Further areas discussed included the staff's commitment to further professional development, staffing arrangements and staff qualifications.

Quality Area 5 – Relationships with Children – Rating – Exceeding National Quality Standards

"All interactions between children and educators were observed to be warm and responsive creating a sense of confidence and belonging for the children in the service ."

Sallywags was rated Exceeding National Quality Standards in QA 5. Respectful relationships with children were evident throughout the report. Interactions observed promoted children's learning, gave children a sense of belonging and comfort in the care environment and encouraged collaborative learning opportunity with their peers. Staffing practices demonstrated a genuine interest in, understanding of and respect for all children.

Quality Area 6- Collaborative partnerships with families and communities – Rated – Meeting National Quality Standards

The building of positive and consistent relationships was observed through the daily interactions between educators and families. Relationships with educators and families are positive and meaningful. To meet this quality area, Scallywags has built relationships with community organizations and networked with relevant support services that assist in child health and development. The service has involved itself in community events for both family and child involvement.

Quality Area 7 – Leadership and Service Management – Rating – Exceeding National Quality Standards

Exceeding National Standards has been met through the efficient work practices guided by policy, procedure, effective administration systems and a commitment to the service from both Management and Educators. Management and staff have worked collaboratively together in many areas to ensure all legislative requirements have been met, and to ensure quality improvement of the service.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- 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 21.7
- Objective 26: To encourage and support the provision of a range of opportunities for life long education across the Bathurst community. Strategy 26.1, 26.4
- Objective 27: To encourage youth engagement, participation and achievement across all areas of the Bathurst community. Strategy 27.3, 27.8

MINUTE

26 Item 4 ASSESSMENT AND RATING PROCESS - SCALLYWAGS CHILD CARE CENTRE (09.00007)

MOVED: Cr G Westman SECONDED: Cr W Aubin

RESOLVED: That the information be noted.

5 KELSO COMMUNITY CENTRE - KIDS GROUP AND EASTER EVENT (09.00026)

Recommendation: That the information be noted.

Report: The Kelso Community Centre Easter Event on Tuesday 26 March was an initiative developed as part of the funding provided to the Kelso Community Centre "Keeping Our Young People and Community Safe". This initiative has seen the formation of a young leaders group that has been operating from the Kelso Community Centre under guidance of the Community Services Team Leader and the Community Development Officer. The group has been meeting since February 2013, on Tuesday afternoons during school terms. The young people in the group participate in organising activities and events at the Kelso Community Centre for their peers and the local community. The aims of the group are to focus on the strengths and skills of the young people, promote leadership and participation and develop community pride.

The first event that the group have coordinated and promoted was the Easter Event at the Kelso Community Centre. The event consisted of an Easter egg hunt, a raffle, and other activities for children. The young people were involved in coming up with ideas for the activities, designing and distributing the posters in the community and helping out on the day. Approximately 100 children, young people, and families from the Kelso area attended the Easter event. Positive feedback was received from those who attended and the young people who were involved in the organisation.

The group will continue to operate during the year and will be involved in organising more activities at the Kelso Community Centre.

Financial Implications: The event was funded through "Keeping Our Young People and Community Safe" grant.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.6, 23.7
- Objective 27: To encourage youth engagement, participation and achievement across all areas of the Bathurst community. Strategy 27.4, 27.9

MINUTE

27 Item 5 KELSO COMMUNITY CENTRE - KIDS GROUP AND EASTER EVENT
(09.00026)

MOVED: Cr G Westman SECONDED: Cr 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 15 MAY 2013**

General Manager
Bathurst Regional Council

1 MINUTES - POLICY COMMITTEE MEETING - 1 MAY 2013 (07.00064)

Recommendation: That the recommendations of the Policy Committee Meeting held on 1 May 2013 be adopted.

Report: The Minutes of the Policy Committee Meeting held on 1 May 2013, 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

MINUTE

28 **Item 1 MINUTES - POLICY COMMITTEE MEETING - 1 MAY 2013 (07.00064)**
MOVED: Cr W Aubin SECONDED: Cr I North

RESOLVED: That the recommendations of the Policy Committee Meeting held on 1 May 2013 be adopted.

MINUTES OF THE POLICY COMMITTEE
HELD ON 1 MAY 2013

MEETING COMMENCES

1 MEETING COMMENCES

Councillors Morse (Chair), Aubin, Bourke, Coote, Hanger, Jennings, North, Rush, Westman.

APOLOGIES

2 APOLOGIES

Nil.

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - POLICY COMMITTEE MEETING - 3 APRIL 2013 (07.00064)
MOVED Cr G Rush and **SECONDED** Cr B Bourke

RESOLVED: That the Minutes of the Policy Committee Meeting held on 3 April 2013 be adopted.

DECLARATION OF INTEREST

4 DECLARATION OF INTEREST 11.00002
MOVED Cr G Rush and **SECONDED** Cr B Bourke

RESOLVED: That the Declaration of Interest be noted.

RECEIVE AND DEAL WITH DIRECTORS' REPORTS

Director Corporate Services & Finance's Report

5 Item 1 REPORT OF AUDIT AND RISK MANAGEMENT COMMITTEE - 27 MARCH 2013 (07.00096)
MOVED Cr I North and **SECONDED** Cr J Jennings

RESOLVED: That the information be noted.

- 6** **Item 2 AUSTRALIA DAY 2014 (23.00033)**
MOVED Cr G Rush and **SECONDED** Cr W Aubin

RESOLVED: That Council hold a formal function to announce the Citizen and Young Citizen of the Year in December 2013.

- 7** **Item 3 POLICY MANUAL UPDATE - MOBILE DEVICES POLICY (41.00089, 11.00015)**
MOVED Cr G Westman and **SECONDED** Cr M Coote

RESOLVED: That Council adopt the amendments to the Mobile Devices Policy and update the Policy Manual.

GENERAL BUSINESS

- 8** **Item 1 RAILWAY PRECINCT - CNR KEPPEL AND HAVANNAH STREETS (22.00159)**

Cr Bourke - Enquired if there were any further progress in this matter? Could we contact the Local Member on this matter.

The Director of Environmental Planning and Building Services advised Council is awaiting a response from John Holland and then will go to Local Member with response.

- 9** **Item 2 GAS WORKS SITE (22.00052)**

Cr Bourke - Advised there is a lot of graffiti on this site and needs some action. Someone must have seen who did this?

The Director of Environmental Planning and Building Services noted Conservation Management Plan is currently being drafted. When this is received a report will come to Council.

- 10** **Item 3 CAUTIONARY SPEED LIGHTS NEAR SCHOOL AREAS (28.00011)**

Cr North - Understands more cautionary speed signs (lights) near school areas are going up in Orange, is there a plan for Bathurst? Could we follow this up.

11 **Item 4 MUSEUM YEPPOON IN QLD (21.00050)**

Cr North - Advised this museum is closing and items are being auctioned off. Was Council aware of this, as there is some very good motor racing memorabilia?

The Director of Cultural and Community Services advised Council is aware Mr Champion is auctioning off his collection. Bathurst Regional Council expressed some interest, but at this time they are selling the collection in its entirety as one lot. Council does not have the available funds.

12 **Item 5 B2B EVENT (23.00128)**

Cr North - Has received concerns from residents about the late notice of closure of roads. Can this occur earlier so people are aware? Requested Bathurst Regional Council talk to B2B Committee.

13 **Item 6 FUTURE DIRECTIONS - LOCAL GOVERNMENT DOCUMENT (18.00145)**

Cr North - Advised this is a very interesting document and we need to consider the issues raised. Council needs to have a working party and then meet with other Council's so Bathurst Regional Council is on the front foot.

14 **Item 7 WOMENS COMMITTEE (11.00005)**

Cr North - Requests a report on this or a Working Party.

15 **Item 8 LIGHT STANDARDS (28.00014)**

Cr Aubin - Advised it was nice to see painting occurring.

16 **Item 9 BATHURST BASE HOSPITAL - SURGICAL BEDS (22.01047)**

Cr Coote - Advised five (5) beds are to be closed. Other areas appear to be being downgraded. We need to talk to Local Members - State and Federal.

The Mayor noted that the Mayor and General Manager met this week with the new CEO of Western NSW Health Service, as a courtesy meeting. The Health Service will provide information to Council and will be meeting with the Council to discuss various issues in the future.

17 **Item 10 INTERSECTION OF SUTTON, MITRE AND LAMBERT STREETS (25.00095)**

Cr Rush - Congratulated the Director of Engineering Services on the Report prepared for the Working Party to be held 8 May 2013.

18 **Item 11 SUNNY CORNER (20.00050)**

Cr Jennings - Circulated a report to Councillors on first Grand Prix event. Would like to see a sign that maps out race heritage circuits at Sunny Corner and the development of an event next year related to motor racing history at Sunny Corner.

19 **Item 12 COAL SEAM GAS (02.00018)**

Cr Jennings - Was aware that Council put a submission into the Inquiry. This is a complicated issue. Most damage is because people are not aware of the issue. Request a report be put together for Council on the current state of play eg. cover the interim protocol. Perhaps the State member could give some advice on how the application is going.

20 **Item 13 COUNCIL'S GRANT TO LANDHOLDERS (14.00394)**

Cr Jennings - Could we look at linking this into the effluent reuse from the sewerage works eg. case studies to be carried out. Effluent reuse has a dollar value.

21 **Item 14 2015 CELEBRATIONS (20.00153)**

Cr Jennings - Advised a number of issues should be looked at:-

1. Link 2015 into the V8 telecast that year;
2. Web link/Digital link to the telecast screen for 2015;
3. Revamp Victors Walk for 2015;
4. Top Gear had an article on bevelling road so tyres play a tune, perhaps this may be a possibility for Bathurst.

22 **Item 15 ANZAC DAY (23.00076)**

Cr Jennings - Advised a lamp was out next to Carillon. Could we please look at this.

23 **Item 16 GRAFFITI WALLS (20.00045)**

Cr Jennings - Enquired if we have looked at designated areas for graffiti.

The Director of Cultural and Community Services advised that graffiti is covered as part of the Community Safety Plan. There are no plans to develop a graffiti wall, the Safety Plan does not recommend this.

MEETING CLOSE

24 **MEETING CLOSE**

The Meeting closed at 6.30 pm.

CHAIRMAN: _____

Date: _____ **(15 May 2013)**

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
DELEGATES REPORTS AND MINUTES

**DELEGATES REPORTS TO THE ORDINARY MEETING OF BATHURST REGIONAL
COUNCIL MEETING HELD ON 15 MAY 2013**

General Manager
Bathurst Regional Council

**1 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 10
APRIL 2013 (11.00019)**

Recommendation: That the information be noted.

Report: Present: Crs Morse (Chair), Bourke, Hanger, Jennings, North, Rush, Westman.

Apologies: Crs Aubin, Coote.

1. CENTRAL NSW COUNCILS (CENTROC) (07.00017)

Jenny Bennett, Executive Officer from CENTROC attended the meeting to discuss CENTROC's current activities and projects.

Discussion included:

- CENTROC's Prioritisation and Strategy.
- \$550,000 CENTROC Water Security Study.
- Achievements:
 - \$1.3 million Cancer Care West Lodge.
 - Approximately \$2 million on Federal Funding for Sustainability Program.
 - \$2 million in Environmental Trust Funding for Sustainability Program.
- Next CENTROC Board meeting at Parliament House.
- Mentioned various CENTROC groups providing benefits to Councils eg. CENTROC Supply Team, Training Grant.
- Savings across region since December 2009 - \$1.6 million.
- Mentioned Bathurst is trialling on-line training.

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 support within the community. Strategy 30.5
- Objective 32: To ensure Council is supported by an adequate workforce and appropriate governance procedures. Strategy 32.2

MINUTE

**29 Item 1 COUNCILLORS MEETING WITH COMMUNITY
GROUPS/REPRESENTATIVES - 10 APRIL 2013 (11.00019)**

MOVED: Cr W Aubin SECONDED: Cr I North

RESOLVED: That the information be noted.

2 MINUTES - BATHURST REGIONAL YOUTH COUNCIL - 12 MARCH 2013 (11.00020)

Recommendation: That Council:

- (a) Note the information; and
- (b) Adopt the membership for the Bathurst Regional Youth Council for 2013.

Report: MINUTES OF BATHURST REGIONAL YOUTH COUNCIL MEETING HELD IN COUNCIL CHAMBERS ON TUESDAY, 12 MARCH 2013

PRESENT: Emma Farr, Cameron Jones, Jonty Boshier, Sophie Ireland, Nicholas Forbutt, Dom Mjadwesch, Brendan Thorpe, Keegan Bringolf, Erin Brouff, Samantha Lloyd, Khaitlyn Nott, Keira Germech, Jayne Dwyer, Saskia- Jayne Handley, Meghan Daymond, Hugo Newell, Cassie Talbot, Sarah Harvey.

IN ATTENDANCE: Megan Bargwanna (Community Development Officer- Youth), Emily Horton (Trainee Cultural & Community Services).

1. APOLOGIES

RESOLVED that apologies from Cr Aubin be accepted.

2. ADOPTION OF PREVIOUS MINUTES

RESOLVED that the minutes of the meeting held 13 November 2012 be accepted.

Moved: Erin Brouff

Seconded: Samantha Lloyd

3. YOUTH COUNCIL STRUCTURE

RESOLVED that the Youth Council structure be as follows:

- (a) That the following structure apply for 2013:

- Youth Mayor (1 position)
- Youth Deputy Mayor (1 position)
- Youth Secretary (2 positions)
- Public Relations (2 positions)
- Web Master (1 position)

- (b) The positions at item (a) above will be elected by all youth councillors at the first meeting of the full Youth Council.

4. ELECTION OF YOUTH MAYOR AND YOUTH DEPUTY MAYOR

RESOLVED that, by process of secret ballot, Youth Councillor Jonty Boshier be elected as Youth Mayor of Bathurst for 2013 **and further** that Youth Councillor Jayne Dwyer be elected as Youth Deputy Mayor of Bathurst for 2013.

5. NOMINATION AND APPOINTMENT OF YOUTH COUNCIL SECRETARIES, PUBLIC RELATIONS AND WEB MASTER

RESOLVED that, by process of determination through secret ballot, the following representatives hold the following positions on the Bathurst Regional Youth Council for 2013:

Youth Council Secretary - Dom Mjadwesch
Youth Council Secretary - Emma Farr
Youth Council Public Relations - Erin Brouff
Youth Council Public Relations - Keegan Bringolf
Web Master - Sophie Ireland

6. YOUTH COUNCIL MEMBERSHIP

RESOLVED that the Youth Council request the Senior Council to adopt the membership for the Bathurst Regional Youth Council for 2013.

7. YOUTH COUNCIL MEETINGS FOR 2013

RESOLVED that the Youth Council note the following meeting schedule for 2013 and hold working party meetings as required:

<u>MONTH</u>	<u>MEETING DAY & DATE</u>	<u>AGENDA CLOSURES</u>
March	Tuesday 12 March	26 February
May	Tuesday 14 May	30 April
July	Tuesday 23 July	9 July
September	Tuesday 10 September	27 August
November	Tuesday 12 November	29 October

8. YOUTH COUNCIL WORKING PARTIES (3) AND PROJECTS

RESOLVED that the Youth Council:

- (a) Establish a working party and consider the following project ideas during 2013;
 - (i) Dance Party, and
 - (ii) Amazing Race Bathurst
- (b) Note that working party meeting dates be set and emailed to the teams by the Community Development Officer-Youth after Youth Week is held.

9. YOUTH WEEK 2013 – BE ACTIVE. BE HAPPY. BE YOU – 5-14 APRIL 2013. “BATHURST’S GOT TALENT”

- Idea of having a “Bathurst’s Got Talent” event was raised by the 2012 Youth Council and the Youth Network had discussions about it.
- Bathurst’s Got Talent will be held on Sunday 7 April 5.00-8.00pm at BMEC.
- Auditions will be held on Thursday and Friday 4 and 5 April from 4.00-7.00pm.
- The event is a collaborative event between BRC, Smashed Arts, the Youth Council and Youth Week.
- The Youth Council are requested to promote the event within their

- schools/organisations.
- Information was distributed at the meeting as well as to be emailed to the group.

11. GENERAL BUSINESS

- (a) **Sophie Ireland (webmaster)** - Sophie to set up facebook group (closed) for the new Youth Council.
- (b) **Nathan Inwood - NSW YAC:**
- YAC is the state advisory group for young people.
 - Nathan encouraged the Youth Council to forward any feedback to YAC.
 - Nathan is also a newly appointed Young Endeavour Ambassador- information was distributed regarding the program.
 - Nathan recently went on the Young Endeavour and said the experience was life changing. He encouraged others to consider applying.

12. NEXT MEETING

The next meeting will be held on Tuesday, 14 May 2013 at 11.15am.

13. MEETING CLOSURE

There being no further business, the meeting closed at 2.16pm.

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 23.3, 23.6
- Objective 27: To encourage youth engagement, participation and achievement across all areas of the Bathurst community. Strategy 27.1, 27.3, 27.4, 27.5, 27.6, 27.9
- 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
- Objective 33: To be and develop good leaders. Strategy 33.2, 33.3

MINUTE

30 Item 2 MINUTES - BATHURST REGIONAL YOUTH COUNCIL - 12 MARCH 2013 (11.00020)

MOVED: Cr G Rush SECONDED: Cr G Hanger

RESOLVED: That Council:

- (a) Note the information; and
- (b) Adopt the membership for the Bathurst Regional Youth Council for 2013.

MINUTE

31 Item .1 LATE CONFIDENTIAL REPORT
MOVED: Cr I North SECONDED: Cr W Aubin

RESOLVED: That the following late confidential item be transacted at the meeting in accordance with Clause 241(3)(b) of the Local Government (General) Regulation 2005 as the Chairman ruled that the item was of great urgency.

Tender for the Asphaltic Concrete Resurfacing of the Mount Panorama Racing Circuit

to the Council Meeting 15/05/2013

GENERAL MANAGER

MAYOR
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MINUTE

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

MOVED: Cr J Jennings SECONDED: Cr G Rush

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 the late report tabled at the meeting on the following matter:

Tender for the Asphaltic Concrete Resurfacing of the Mount Panorama Racing Circuit
- (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	NEW RURAL LICENCE AGREEMENT LOT 3 DP1127323 AND PART LOT 1006 DP1129907 AND LOT 1 DP624336 (4040 O'CONNELL 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.
2	RENEWAL OF LICENCE AGREEMENT - LOT 1 DP995205 AND LOT 1 DP1007963 COMMONWEALTH, MORRISSETT AND PATNA STREETS, BATHURST - TURNBULL	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

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		balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
3	TRANSFER OF HANGAR LEASE - LOT 16 DP1096829 - BATHURST AERODROME - FROM SMITH TO MORGAN	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
4	BATHURST 75 FOOTBALL CLUB FINANCIAL POSITION	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	TRACKCORP ADRENALIN PTY LTD	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
6	LEASE OF HANGAR SITE, BATHURST AERODROME TO BURKE	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the

to the Council Meeting 15/05/2013

		public interest as it would prejudice the commercial position of the person who supplied it.
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*** DIRECTOR ENGINEERING SERVICES' REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	TENDER FOR THE RESTORATION OF SLUDGE LAGOON NO: 1 AT BATHURST WATER FILTRATION PLANT	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	TENDER FOR THE ASPHALTIC CONCRETE RESURFACING OF THE MOUNT PANORAMA RACING 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.

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
DIRECTOR CORPORATE SERVICES & FINANCE'S CONFIDENTIAL MINUTES
15 MAY 2013

MINUTE

a Item 1 NEW RURAL LICENCE AGREEMENT LOT 3 DP1127323 AND PART LOT 1006 DP1129907 AND LOT 1 DP624336 (4040 O'CONNELL ROAD, BATHURST) (22.05149)
MOVED: Cr J Jennings SECONDED: Cr I North

That Council approves entering into a new licence agreement with Mr Craig Hotham for Lot 3 DP1127323, part Lot 1006 DP1129907 and Lot 1 DP624336 located at 4040 O'Connell Road, Bathurst for a period of three (3) years at a yearly lease fee of \$3,150 per annum (GST inclusive) plus annual CPI adjustments as detailed in the report.

MINUTE

b Item 2 RENEWAL OF LICENCE AGREEMENT - LOT 1 DP995205 AND LOT 1 DP1007963 COMMONWEALTH, MORRISSETT AND PATNA STREETS, BATHURST - TURNBULL (21.00103)

MOVED: Cr G Westman SECONDED: Cr G Rush

That Council approves entering into a new licence agreement for Lot 1 DP995205 and Lot 1 DP1007963 located on Commonwealth, Morrissett and Patna Streets, Bathurst with Mr Scott Turnbull for a period of three (3) years at a licence fee of \$600.37 (GST inclusive) per quarter plus annual CPI adjustments, in lieu of calling for fresh Expressions of Interest, as detailed in the report.

MINUTE

**c Item 3 TRANSFER OF HANGAR LEASE - LOT 16 DP1096829 - BATHURST
AERODROME - FROM SMITH TO MORGAN (21.00103)
MOVED: Cr G Westman SECONDED: Cr I North**

That Council approves the transfer of the hangar lease for Lot 16 DP1096829 at the Bathurst Aerodrome in the name of Michael Smith to B and L Morgan Super Fund as detailed in the report.

MINUTE

- d** **Item 4 BATHURST 75 FOOTBALL CLUB FINANCIAL POSITION (18.00175)**
MOVED: Cr G Westman SECONDED: Cr B Bourke

A MOTION was MOVED.

That Council on receiving all assets back from Bathurst 75 Football Club Inc., Council then write-off all amounts owing to Bathurst Regional Council by Bathurst 75 Football Club Inc.

MINUTE

- e** Item 4 BATHURST 75 FOOTBALL CLUB FINANCIAL POSITION (18.00175)
MOVED: Cr G Hanger SECONDED: Cr G Rush

The following AMENDMENT was MOVED.

That Council provide assistance to the Bathurst 75 Football Club Inc. in the following manner:-

- (a) write off the balance of the outstanding water charges and interest;
- (b) write off the outstanding interest on the loan;
- (c) require Bathurst 75 Football Club Inc. to repay the balance of the principal on the loan (\$43,897.06) over a time period to be determined by Council;
- (d) not charge any further interest on the outstanding loan principal

The AMENDMENT was PUT and CARRIED.

The AMENDMENT then became the MOTION.

The MOTION was then PUT and CARRIED.

Crs Westman and Aubin asked that their negative vote be recorded.

MINUTE

- f **Item 5 TRACKCORP ADRENALIN PTY LTD (34.00065)**
MOVED: Cr W Aubin SECONDED: Cr I North

That the information be noted.

MINUTE

- g** Item 6 LEASE OF HANGAR SITE, BATHURST AERODROME TO BURKE (21.00083)
MOVED: Cr G Westman SECONDED: Cr W Aubin

That Council confirms the lease conditions for Lot 4 DP847356 located at Bathurst Aerodrome with Burke's Transport (Bathurst) Pty Ltd as approved on 21 November 2012.

Yours faithfully

R Roach
DIRECTOR
CORPORATE SERVICES & FINANCE

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
DIRECTOR ENGINEERING SERVICES' CONFIDENTIAL MINUTES
15 MAY 2013

MINUTE

h Item 1 TENDER FOR THE RESTORATION OF SLUDGE LAGOON NO : 1 AT BATHURST WATER FILTRATION PLANT (16.00103)

MOVED: Cr W Aubin SECONDED: Cr G Westman

RESOLVED: That Council accepts the tender from Hibbo Hire Pty Ltd for the restoration of Sludge Lagoon No: 1 at the Bathurst Water Filtration Plant in the amount of \$144,861.20 inclusive of GST, subject to adjustments and provisional items.

MINUTE

i Item 2 TENDER FOR THE ASPHALTIC CONCRETE RESURFACING OF THE MOUNT PANORAMA RACING CIRCUIT (36.00478)

MOVED: Cr I North SECONDED: Cr G Westman

RESOLVED: That Council:

- (a) Decline to accept any tenders for the Asphaltic Concrete Resurfacing of the Mt Panorama Racing Circuit, and
- (b) Invite fresh tenders, in accordance with Clause 167 “Open Tendering” of the Local Government (General Regulation), 2005.

MINUTE

33 RESOLVE INTO OPEN COUNCIL
MOVED: Cr I North SECONDED: Cr W Aubin

RESOLVED: That Council resume Open Council.

MINUTE

- 34 ADOPT REPORT OF THE COMMITTEE OF THE WHOLE
MOVED: Cr G Rush SECONDED: Cr I North

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

MINUTE

35 MEETING CLOSE

The Meeting closed at 8.15 pm.

CHAIRMAN: _____

Date: _____ **(19 June 2013)**