



ORDINARY MEETING OF
BATHURST REGIONAL COUNCIL

11 March 2015

His Worship the Mayor & Councillors

Notice of Ordinary Meeting of Bathurst Regional Council - Wednesday, 18 March 2015

I have to advise that an **Ordinary Meeting** of Bathurst Regional Council will be held in the Council Chambers on Wednesday, 18 March 2015 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 black 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, 18 MARCH 2015

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 - 18 FEBRUARY 2015

6. DECLARATION OF INTEREST

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

7. MAYORAL MINUTE - Nil

8. RECEIVE AND DEAL WITH DIRECTORS' REPORTS

* DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT

* DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT

* DIRECTOR ENGINEERING SERVICES' REPORT

* DIRECTOR CULTURAL & COMMUNITY SERVICES' REPORT

9. REPORTS OF OTHER COMMITTEES

* MINUTES - POLICY COMMITTEE MEETING - 4 MARCH 2015

* MINUTES - TRAFFIC COMMITTEE MEETING - 3 MARCH 2015

10. NOTICES OF MOTION - Nil

11. RESCISSION MOTIONS - Nil

12. DELEGATES REPORTS

- * MINUTES - AUSTRALIA DAY WORKING PARTY - 17 FEBRUARY 2015
- * COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 11 FEBRUARY 2015
- * CENTROC BOARD MEETING

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 accordance with Section 9(2A) of the Local Government Act 1993, it is the opinion of the General Manager that 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	LAND RELEASE - WINDRADYNE 1000 STAGE 1 RESIDENTIAL SUBDIVISION - MCLEAN STREET, GOVERNORS PARADE, BARR STREET, GRIMES STREET, BARNEY STREET, ADAMS STREET AND TWYNAM AVENUE	10A (2) (d) (ii) – contains commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the council. 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 Council.
2	EXPRESSION OF INTEREST - LOT 231 DP1177478 KNOWN AS 151 LAFFING	10A (2) (d) (i) – contains commercial information of a confidential nature that would,

	WATERS LANE, KELSO	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 - PART LOT 1 DP784476 AND LOTS 134, 137, 138, 144 AND 145 DP750357 LOCATED ON VALE ROAD AND LLOYDS ROAD, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
4	PURCHASE OF LAND AT 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.
5	PROPOSED NEW LEASE AGREEMENT - LOT 12 IN DP1024590 BATHURST AERODROME - ARCAV AIR PTY LTD T/A AERO REFUELLERS	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	SIMPLOT AUSTRALIA	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	MOUNT PANORAMA LAND	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	CAMPERVAN MOTORHOME CLUB OF AUSTRALIA	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	TENDER FOR DESIGN & INSTALLATION OF AN AIR CONDITIONING SYSTEM FOR BATHURST REGIONAL ART GALLERY & BATHURST CITY LIBRARY	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

MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 18 FEBRUARY 2015 (11.00005)

Recommendation: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 18 February 2015 be adopted.

Report: The Minutes of the Ordinary Meeting of Bathurst Regional Council held 18 February 2015, 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

**MINUTES OF THE ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
HELD ON 18 FEBRUARY 2015**

MEETING COMMENCES

1 MEETING COMMENCES 6:00 PM

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

PUBLIC QUESTION TIME

2 PUBLIC QUESTION TIME

B Trimming – resident - DA 10 Daly St - Item #4 DEPBS - raised concerns about footpath and parking problems at last meeting. Has concern about accessibility requirements, these need to be met as the buildings are leased for accommodation. The owners need to take access requirements into account. Proposed footpath needs to join with existing footpaths to Durham Street.

B Trimming – resident - Edinboro Castle Hotel DA - noted same owner has live vines growing on another building he owns. Please take this into consideration.

B Trimming – resident - Banner Poles, William Street - asked could Council allow Aboriginal community to paint these poles and also could Council provide the needed materials.

S Faraway – resident - 2015 Royal Bathurst Show financial request - Item #7 DCSF - spoke to report to Council tonight. Request for fireworks is a 'one-off' request for 2015. Thanked Council for existing support that is provided. Spoke of opportunities with Bathurst media partners that are being developed. Cost of fireworks for Saturday night is what the Show Society is seeking support for, this will cost \$6,000.

B Allen (Jnr) – resident - thanked Council for giving access to the river for Wiradjuri to conduct cultural events. Thanked Council for support in dual naming of Wahluu. Supports Mr Trimming's proposal for the Banner Poles in William Street. The Aboriginal Community are wanting to build bridges.

L Thompson – resident - DA 10 Daly St - Item #4 DEPBS - stated this has been a confusing Development Application, not all information has been provided. Spoke to Boarding House and other issues. The Development Application fails to meet the DCP in 17 locations. Spoke to Regulation clauses which have not been provided to Councillors. The proposal is not suitable for the site. Issues such as heritage, density, private open space, parking, plantings, communal space, building lines, overlooking.

The matter should also be referred to NSW Police based on Council policy/protocol. Has 20 years legal experience, and from this feels voting against the Development Application is the right thing to do.

B Manning – resident - 9 McKell Street - spoke to developer starting the work prior to approval and questions raised at last meeting. Can anyone start work without approval being in place. Why does Council pass consents if do not enforce them. General Manager implied that law does not have to be complied with. Council's senior staff are incompetent. Queried when will receive response to question on pool safety fencing and compliance.

The Mayor spoke to response received and is seeking further information.

G Crisp – resident - noted he is standing for election in the Upper House. About 15 months ago Council lost the Manning case. He then spoke to Judge's determination. The Council has refused repeated requests to comply with the orders of the court. Made allegations against staff and the need to comply with orders of the court. Then spoke to Daly Street DA. Requested General Manager and the Director Environmental Planning & Building Services be sacked. Will be in on Friday to get a letter from the Mayor concerning sacking of these staff members.

K Birch – resident - DA 10 Daly St - Item #4 DEPBS - asked how the General Manager exercises his broad power over staff in the planning processes. How are change processes put in place? Then spoke to Development Application process for Daly Street and need to make notification to 10 residents which did not occur and also non inclusion of applicants name in notification letter. Queried delegations in place and how works.

The General Manager spoke to processes undertaken by Council and Development Application reviews and actions taken by Council. Noted how delegations operate within Council.

APOLOGIES

3 **APOLOGIES**

Nil.

MINUTES

4 **Item 1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 4 FEBRUARY 2015 (11.00005)** **MOVED** Cr M Coote and **SECONDED** Cr B Bourke

RESOLVED: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 4 February 2015 be adopted.

DECLARATION OF INTEREST

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

RESOLVED: That the following Declaration of Interest be noted.

Cr Morse
 Item #10 of the Director Corporate Services & Finance 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 G Westman and **SECONDED** Cr W Aubin

RESOLVED: That the information be noted.

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

RESOLVED: That the information be noted.

- 8** **Item 3 DEVELOPMENT APPLICATION NO. 2014/0481 – ADDITIONS AND ALTERATIONS TO DWELLING AT LOT 2 DP 566691, 62 MITRE STREET BATHURST. APPLICANT: S PURCELL. OWNER: S PURCELL (DA/2014/481)**
MOVED Cr M Coote and **SECONDED** Cr G Westman

RESOLVED: That Council:

- (a) as the consent authority, grant consent pursuant to section 80 of the EP&A Act to Development Application No. 2014/0481 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 W Aubin, Cr B Bourke, Cr M Coote, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr I North, Cr G Rush, Cr G Westman,
Against the motion - Nil

Absent - Nil
Abstain - Nil

- 9** Item 4 DEVELOPMENT APPLICATION NO. 2014/0429 - FOUR X TWO BEDROOM UNITS; DEMOLITION OF EXISTING LAUNDRY AND CONSTRUCTION OF REPLACEMENT LAUNDRY AT LOT 1 DP 510158, 10 DALY STREET, WEST BATHURST. APPLICANT: MR & MRS BURKE. OWNER: MR & MRS BURKE (DA/2014/0429)
MOVED Cr I North and SECONDED Cr M Morse

RESOLVED: That Council:

- (a) defer the matter for further consideration
- (b) call a division.

On being PUT to the VOTE the MOTION was CARRIED

The result of the division was:

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

- 10** Item 5 DEVELOPMENT APPLICATION NO. 2014/0409– RURAL LANDSHARING COMMUNITY – THIRD DWELLING AT: LOT 8 DP 255707, 155 FLEMING DRIVE, LAFFING WATERS. APPLICANT: ALUKA CONSTRUCTIONS. OWNER: MS K BEARD (DA/2014/0409)
MOVED Cr M Coote and SECONDED Cr I North

RESOLVED: That Council:

- (a) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2014/0409, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended and including conditions to the effect that:
 - i. A septic tank is to be installed on the land and the premises connected thereto, in accordance with the provisions of the Local Government (Approvals) Regulation made under the Local Government Act, 1993. A “Local Approval to install, alter and/or operate a system of sewage management” application form must be submitted and approved by Council prior to the issuing of a Construction Certificate in relation to the building.
 - ii. The developer is to obtain from Council an approval to operate a system of sewage management prior to the occupation of buildings;
- (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 W Aubin, Cr B Bourke, Cr M Coote, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr I North, Cr G Rush, Cr G Westman,

Against the motion - Nil

Absent - Nil

Abstain - Nil

- 11** **Item 6 DEVELOPMENT APPLICATION NO. 2015/0002 – 1. DEMOLITION OF EXISTING DWELLING. 2. CONSTRUCTION OF NEW DWELLING WITH ATTACHED GARAGE. 3. TWO LOT SUBDIVISION (BOUNDARY ADJUSTMENT) AT 275-277 BENTINCK STREET, BATHURST. APPLICANT: TABLELANDS BUILDER PTY LTD . OWNER: MR M D MCNEIL (DA/2015/0002)**
MOVED Cr G Westman and **SECONDED** Cr I North

RESOLVED: That Council:

- (a) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2015/0002, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended and including conditions to the effect that:
- i. Demolition is not to commence until a Construction Certificate has been issued for the proposed infill replacement building.
 - ii. Demolition is not to commence until a photographic record has been created of the existing building and submitted to Council; and
- (b) call a division.

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

The result of the division was:

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

Against the motion - Nil

Absent - Nil

Abstain - Nil

- 12** **Item 7 BATHURST REGIONAL LOCAL ENVIRONMENTAL PLAN 2014 AMENDMENT NO 1 - RECLASSIFICATION OF WOODSIDE DRIVE, MOUNT RANKIN (20.00280 & 22.09031)**
MOVED Cr G Westman and **SECONDED** Cr I North

RESOLVED: That Council:

- (a) prepare a Planning Proposal in accordance with the NSW Department of Planning and Environment Guidelines to reclassify Lot 7 DP 263393, 67 Woodside Drive, Mount Rankin from Community to Operational;
- (b) forward the Planning Proposal to the NSW Department of Planning and

Environment requesting a Gateway Determination; and

- (c) accept any delegations from the Department of Planning and Environment in relation to this Planning Proposal.

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

The result of the vote was:

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

Against the motion - Nil

Absent - Nil

Abstain - Nil

13 **Item 8 KELSO TRAFFIC ACCESS STUDY (37.003.75 & 28.00033)**

MOVED Cr G Westman and **SECONDED** Cr W Aubin

RESOLVED: That Council adopt the Kelso Traffic Access Study as a strategic document to inform planning and section 94 processes and decisions.

14 **Item 9 GOOGLE PRESENTATION (20.00071)**

MOVED Cr M Coote and **SECONDED** Cr J Jennings

RESOLVED: That the information be noted.

15 **Item 10 INCREASED PENALTIES FOR PROTECTION OF ENVIRONMENT OPERATIONS ACT 1997 (02.00001)**

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

RESOLVED: That the information be noted.

Director Corporate Services & Finance's Report

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

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

RESOLVED: That the information be noted.

17 **Item 2 YEAR TO DATE REVIEW - QUARTERLY BUDGET REVIEW 2014-2015 (16.00137)**

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

RESOLVED: That the information be noted.

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

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

- 19** **Item 4 POWER OF ATTORNEY (11.00007)**
MOVED Cr G Westman and **SECONDED** Cr B Bourke

RESOLVED: That the information be noted.

- 20** **Item 5 REQUEST FOR FINANCIAL ASSISTANCE - CHARLES STURT UNIVERSITY - SUSTAINABLE ECONOMIC GROWTH FOR REGIONAL AUSTRALIA (SEGRA) CONFERENCE IN 2015 (20.00071)**
MOVED Cr G Hanger and **SECONDED** Cr B Bourke

RESOLVED: That Council provide sponsorship to Charles Sturt University for the Sustainable Economic Growth for Regional Australia (SEGRA) Conference in 2015 as follows:

1. Mayoral Reception, approximate cost to host - \$2,500.
2. Provision of suitable area for function night, such as BMEC - \$2,500
3. Access to Cultural facilities at 50% subsidy, depending upon the number of the 250 delegates who could attend, ranging up to - \$2,500
4. Cost of provision of various miscellaneous tours including cost of transport, hospitality etc - \$2,500

- 21** **Item 6 REQUEST FOR FINANCIAL ASSISTANCE - ROCKLEY RODEO (18.00004)**
MOVED Cr B Bourke and **SECONDED** Cr I North

RESOLVED: It is recommended that Council:

- (a) make available the Rockley Sportsground to the Rockley Rodeo Committee free of charge.
- (b) become a Senior and Novice Event Sponsor at \$1,000 funded from Section 356.

- 22** **Item 7 REQUEST FOR FINANCIAL ASSISTANCE - 2015 ROYAL BATHURST SHOW (18.00108)**
MOVED Cr M Coote and **SECONDED** Cr M Morse

- Mitchell Conservatorium at no charge; and
- (d) Continue to provide Machattie Park and Rotunda free of charge for the Carols by Candlelight event.

The MOTION was PUT and LOST.

- 26** **Item 11 BATHURST 200 BICENTENNIAL CELEBRATIONS UPDATE (20.00153)**
MOVED Cr M Coote and **SECONDED** Cr W Aubin

RESOLVED: That the information be noted.

- 27** **Item 12 BATHURST FLAG (20.00153)**
MOVED Cr G Westman and **SECONDED** Cr W Aubin

RESOLVED: That Council approve the use of the Bathurst Crest in a production of the Bathurst City Flag as detailed in the report.

- 28** **Item 13 BATHURST 200 ENDORSEMENT APPLICATIONS (20.00153)**
MOVED Cr M Morse and **SECONDED** Cr B Bourke

RESOLVED: That Council

- (a) endorse the applications as detailed in the report.
- (b) adopt the new process of assessing endorsement applications as follows.
1. that the application for endorsement be received by Council.
 2. that the Mayor and Councillor Hanger be appointed to assess the applications received for endorsement.
 3. that the endorsed event be referred to the Bathurst 200 Project Officer for inclusion in the Bathurst 200 event program.
 4. that the applicant for the endorsed event be notified of Council's decision relating to this event.

- 29** **Item 14 "FREE CUPPA FOR THE DRIVER" - ROAD SAFETY EDUCATION PROJECT (28.00002)**
MOVED Cr G Westman and **SECONDED** Cr B Bourke

RESOLVED: That Council support the 2014-2015 launch of the 'Free Cuppa for the Driver' – Road Safety Education Project at an estimated cost of \$700 by waiving relevant fees; the waived fees to be funded from Mount Panorama Fee Subsidy.

Director Engineering Services' Report

- 30** **Item 1 TREE REMOVAL - BATHURST LIBRARY CAR PARK (28.00019)**
MOVED Cr W Aubin and **SECONDED** Cr B Bourke

RESOLVED:

That Council:

- (a) undertake the removal of the Paulownia trees within the Bathurst Library car park area;
- (b) restore the road pavement and concrete kerbing that has been damaged by the trees and install a landscape upgrade to all garden bed areas, incorporating new shade tree plantings, associated shrubs and ground covers;
- (c) provide sufficient resources within the 2015/2016 Management Plan for the works to proceed.

Director Cultural & Community Services' Report

- 31** **Item 1 VACATION CARE PROGRAM - DECEMBER 2014/JANUARY 2015 (09.00005)**
MOVED Cr B Bourke and **SECONDED** Cr G Hanger

RESOLVED: That the information be noted.

REPORTS OF OTHER COMMITTEES

Policy Committee Meeting

- 32** **Item 1 MINUTES - POLICY COMMITTEE MEETING - 4 FEBRUARY 2015 (07.00064)**
MOVED Cr M Coote and **SECONDED** Cr B Bourke

That the recommendations of the Policy Committee Meeting held on 4 February 2015 be adopted.

- 33** **Item 1.01 MINUTES - POLICY COMMITTEE MEETING - 4 FEBRUARY 2015 (07.00064)**
MOVED Cr J Jennings

Gave notice of an amendment concerning minute numbers 21 (Item 9) and 22 (Item 10).

The NOTICE OF AMENDMENT was then WITHDRAWN.

**34 Item 1.02 MINUTES - POLICY COMMITTEE MEETING - 4 FEBRUARY 2015
(07.00064)**

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

That the recommendations of the Policy Committee Meeting held on 4 February 2015, with the exception of minute numbers 21 (Item 9) and 22 (Item 10) be adopted.

The AMENDMENT was PUT and LOST.

The original MOTION was then PUT and CARRIED.

**35 Item 1.03 MINUTES - POLICY COMMITTEE MEETING - 4 FEBRUARY 2015
(07.00064)**

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

RESOLVED: That the recommendations of the Policy Committee Meeting held on 4 February 2015 be adopted.

Traffic Committee Meeting

**36 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 3 FEBRUARY 2015
(07.00006)**

MOVED Cr W Aubin and **SECONDED** Cr M Coote

RESOLVED: That the recommendations of the Traffic Committee Meeting held on 3 February 2015 be adopted.

DELEGATES REPORTS

**37 Item 1 MINUTES - AUSTRALIA DAY WORKING PARTY - 20 JANUARY 2015
(23.00033)**

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

RESOLVED: That the information be noted.

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

**38 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 CORPORATE SERVICES & FINANCE'S REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	PROPOSED NEW LICENCE AGREEMENT FOR LOT 283 DP47960 LOCATED ON BOUNDARY ROAD AND HINTON ROAD MT PANORAMA - BATHURST ARCHERS 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.
2	PROPOSED SALE OF COUNCIL LAND - LOT 3 DP32864 AND LOT 4 DP32864 WHITE ROCK ROAD, KELSO.	10A (2) (c) – contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. Discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it would prejudice council's position in negotiating commercial and or financial arrangements.

3	PROPOSED USE OF ADDITIONAL LAND BY THE BATHURST LIGHT CAR CLUB LOCATED ON PART LOT 18 DP609975 COLLEGE ROAD BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
4	CENTROC TENDER - PROVISION OF ELECTION SERVICES - 2016 LOCAL GOVERNMENT ELECTIONS	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	REQUEST FOR USE OF MOUNT PANORAMA RACING CIRCUIT - MERCEDES-BENZ AUSTRALIA/PACIFIC 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.

*** DIRECTOR ENGINEERING SERVICES' REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	ACQUISITION BY AGREEMENT OF LAND - (I) LOTS 11 & 12 DP1205690, 111 STANLEY STREET, AND (II) LOTS 13, 14 & 15 DP1205690, 109	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

	STANLEY STREET	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 PROPOSED NEW LICENCE AGREEMENT FOR LOT 283 DP47960 LOCATED ON BOUNDARY ROAD AND HINTON ROAD MT PANORAMA - BATHURST ARCHERS INC. (04.00031)**
MOVED Cr M Coote and SECONDED Cr G Hanger

That Council approves, as Trustee, entering into a new Licence Agreement with Bathurst Archers Inc. over the land, that is held in trust from the Crown, and known as Lot 283 in DP47960 located at Boundary Road and Hinton Road Mt Panorama for a period of five (5) years as detailed in the report.

- b **Item 2 PROPOSED SALE OF COUNCIL LAND - LOT 3 DP32864 AND LOT 4 DP32864 WHITE ROCK ROAD, KELSO. (22.01717)**
MOVED Cr B Bourke and SECONDED Cr W Aubin

That Council approves the sale of Lots 3 and 4 in DP32864 located on White Rock Road, Kelso, which are located within the flood zone along White Rock Road, Kelso as detailed in the report.

- c **Item 3 PROPOSED USE OF ADDITIONAL LAND BY THE BATHURST LIGHT CAR CLUB LOCATED ON PART LOT 18 DP609975 COLLEGE ROAD BATHURST (22.10083)**
MOVED Cr W Aubin and SECONDED Cr I North

That Council approves the use of up to 2,000m² of land located on Lot 18 in DP609975 College Road Bathurst for use by The Bathurst Light Car Club in conjunction with their current Lease agreement for Lot 2 in DP535178 College Road, Mt Panorama, as detailed in the report.

- d **Item 4 CENTROC TENDER - PROVISION OF ELECTION SERVICES - 2016 LOCAL GOVERNMENT ELECTIONS (12.00010-08)**
MOVED Cr G Westman and SECONDED Cr M Coote

That

- (a) Council advise Centroc that it will not be accepting the tender of the Australian Election Company
- (b) The Bathurst Regional Council (“the Council”) resolves:
1. pursuant to s. 296(2) and (3) of the *Local Government Act 1993* (NSW) (“the Act”) that an election arrangement be entered into by contract for the Electoral Commissioner to administer all elections of the Council.
 2. pursuant to s. 296(2) and (3) of the Act, as applied and modified by s. 18, that a council poll arrangement be entered into by contract for the Electoral Commissioner to administer all council polls of the Council.
 3. pursuant to s. 296(2) and (3) of the Act, as applied and modified by s. 18, that a constitutional referendum arrangement be entered into by contract for the Electoral Commissioner to administer all constitutional referenda of the Council.

e Item 5 REQUEST FOR USE OF MOUNT PANORAMA RACING CIRCUIT - MERCEDES-BENZ AUSTRALIA/PACIFIC PTY LTD (04.00009)
MOVED Cr M Coote and SECONDED Cr W Aubin

That Council act in accordance with the recommendations in the report.

Director Engineering Services' Report

f Item 1 ACQUISITION BY AGREEMENT OF LAND - (I) LOTS 11 & 12 DP1205690, 111 STANLEY STREET, AND (II) LOTS 13, 14 & 15 DP1205690, 109 STANLEY STREET (31.00012)
MOVED Cr B Bourke and SECONDED Cr M Coote

That Council:

- (a) approve the acquisition of proposed Lots 11 and 12 DP1205690 at 111 Stanley Street, Bathurst,
- (b) approve the acquisition of proposed Lots 13, 14 and 15 DP1205690 at 109 Stanley Street, Bathurst, and
- (c) classify the land as operational land under the provisions of Section 31(2) of the Local Government Act 1993, as detailed in the Director Engineering Services' Report.

RESOLVE INTO OPEN COUNCIL

- 39** **RESOLVE INTO OPEN COUNCIL**
MOVED Cr M Coote and **SECONDED** Cr J Jennings

RESOLVED: That Council resume Open Council.

ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

- 40** **ADOPT REPORT OF THE COMMITTEE OF THE WHOLE**
MOVED Cr M Coote and **SECONDED** Cr M Morse

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

MEETING CLOSE

- 41** **MEETING CLOSE**

The Meeting closed at 7.31 pm.

CHAIRMAN: _____

Date: _____ (18 March 2014)

DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

18 MARCH 2015

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

2 GENERAL REPORT (03.00053)

Recommendation: That the information be noted.

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

- (a) Applications determined using authority delegated to the Director Environmental Planning & Building Services during February 2015 (**attachment 1**).
- (b) Applications refused during February 2015 (**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 or Clause 4.6 of Bathurst Regional LEP 2014 approved in February 2015 (**attachment 5**).
- (f) No political disclosure statements have been received in relation to any "planning applications" being considered at this meeting.

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

3 DEVELOPMENT APPLICATION NO. 2015/0045 – TWO LOT RESIDENTIAL SUBDIVISION (BOUNDARY ADJUSTMENT) AT 239 RANKIN STREET AND 194 PIPER STREET, BATHURST. APPLICANT: VOERMAN & RATSEP CONSULTING SURVEYORS. OWNER: MR S & MRS M HOGAN (DA/2015/0045)

Recommendation: That Council:

- (a) support the variation to the minimum lot size standard for subdivision and dwelling houses under Clause 4.1(3) of the Bathurst Regional Local Environmental Plan 2014 and the corresponding Lot Size Map; and
- (b) as the consent authority, grant consent pursuant to section 80 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2015/0045, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979; and
- (c) call a division.

Report: The Site

Council has received a Development Application (DA) for a two lot residential subdivision (boundary adjustment) at 239 Rankin Street and 194 Piper Street, Bathurst, described as Lot 1, DP 744547 and Lot 3, DP 634847. A location plan is provided at **attachment 1**.

Each lot contains an existing dwelling and associated outbuildings.

The proposal

The proposal involves a boundary adjustment between two subject lots to decrease the area of 194 Piper Street from 782m² to 419m² (proposed Lot 12) and increase the area of 239 Rankin Street from 607m² to 970m² (proposed Lot 11). The plan of proposed development is at **attachment 2**.

Each lot will continue to contain a single dwelling.

Planning Context

Bathurst Regional Local Environmental Plan 2014

The subject site is zoned R1 General Residential under the provisions of the *Bathurst Regional Local Environmental Plan 2014*. A subdivision is permissible with consent in the R1 General Residential zone. The proposal is consistent with the objectives of the zone.

Clause 4.1 Minimum subdivision lot size

Clause 4.1 of BRLEP 2014 provides for minimum areas for subdivision purposes.

The objectives of Clause 4.1 that are relevant to the application are as follows:

- *to ensure residential lots are of a suitable shape and size to provide a building envelope, private open space and suitable building setbacks for acoustic and visual privacy,*
- *to control the subdivision of land shown on the Lot Size Map for the purposes of a dwelling house,*
- *to ensure that lot sizes are consistent with the desired settlement density and intensities*

for different localities and reinforce the predominant subdivision pattern of the area.

Clause 4.1(3) specifies that the size of any lot resulting from a subdivision of land is not to be less than the minimum size shown on the Lot Size Map.

The Lot Size Map for the subject lots indicates a minimum lot size of 550m² for the subdivision of land at this location.

Proposed Lot 12, with an area of 419m², will therefore be below the minimum lot size.

Clause 4.6 Exceptions to development standards

Clause 4.6 *Exceptions to development standards* of BRLEP 2014 enables Council to consider and consent to a development that contravenes a Development Standard prescribed by the LEP, provided that Council is satisfied that:

- (i) the applicant's written request has adequately demonstrated that compliance with the development standard is unreasonable or unnecessary in the circumstances of the case and that there are sufficient environmental planning grounds to justify contravening the development standard; and
- (ii) the proposed development will be in the public interest because it is consistent with the objectives of the particular standard and the objectives for development within the zone in which the development is proposed to be carried out, and

The applicant has submitted a request to vary a development standard under Clause 4.6 *Exceptions to development standards* in the Bathurst Regional Local Environmental Plan 2014 for the creation of proposed Lot 12 (**attachment 3**).

This request indicates the nature of the proposal and the applicant's objection to the current standards for the following reasons:

- Each of the existing lots currently contain dwellings;
- Each of the existing lots currently have the potential for a dual occupancy;
- A dual occupancy and two lot subdivision at 194 Piper Street would result in a similar lot size for the existing dwelling;
- Proposed Lot 11 will have the potential for residential units but the density will be equivalent to a dual occupancy on each of the existing lots (i.e. a maximum of two additional dwellings) which is permissible in their current format;
- 194 Piper Street currently benefits from a right of carriageway over the adjoining unit development at 196 Piper Street. This right of carriageway will continue to provide access to the rear of proposed Lot 12 (194 Piper Street) and to the rear of proposed Lot 11 (239 Rankin Street);
- The lot size of proposed Lot 12 is consistent with the surrounding pattern of subdivision, with three lots in the immediate vicinity of the subject site less than 400m²;
- There will be sufficient area on proposed Lot 12 for parking and private open space for the existing dwelling; and
- Proposed Lot 12 with an area of 419m² represents only a 24% variation to the development standard.

It is considered that the proposal is not inconsistent with the objectives of the applicable development standard and is therefore considered supportable in this instance for those reasons outlined in the applicants submission under Clause 4.6 of the LEP.

Concurrence

The variation to the development standard does not require concurrence of the Department of Planning and Environment.

Need for Council Concurrence

In accordance with the Department of Planning and Environment'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 (DA) for a two lot residential subdivision (boundary adjustment) at 239 Rankin Street and 194 Piper Street, Bathurst. The Lot Size Map for the subject lots indicates a minimum lot size of 550m² for subdivision and dwelling houses. Proposed Lot 12, with an area of 419m², will therefore be below the minimum lot size. The applicant has submitted a request to vary a development standard under Clause 4.6 *Exceptions to development standards* in the BRLEP 2014 for the creation of proposed Lot 12. It is recommended that the variation 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

4 RELEASE OF RESTRICTION AS TO USER – LOT 61, DP 835743, 10A LOREN STREET, EGLINTON (22.02014)

Recommendation: That Council authorise the General Manager to sign the document that releases the restriction as to user imposed on Lot 61, DP 835743, 10A Loren Street, Eglinton as detailed in the report.

Report: Council has received a request from a conveyancer acting on behalf of purchasers of Lot 61, DP 835743, 10A Loren Street, Eglinton, to release a restriction as to user imposed on the rear of the property.

A location plan is provided at **attachment 1**.

This restriction as to user was created at the request of Council as part of the subdivision of the land registered in 1993. The purpose of the restriction was to prevent any structures from being erected on the rear 8.5 metres of the lot to facilitate the creation of a future road.

At the time of the subdivision Council's prevailing planning instruments indicated a future road being constructed over this property. The restriction as to user was aimed at facilitating this at some point in the future.

The adoption of the Bathurst Regional (Interim) Development Control Plan (DCP) 2011 and the subsequent Bathurst Regional DCP 2014 saw the removal of these future roads from the relevant DCP maps for Eglinton and Raglan. As Council is no longer seeking to create these roads the restrictions placed on affected lots have become redundant. It is therefore recommended that Council authorise the General Manager to sign the document that releases the restriction as to user.

All costs associated with the release are to be borne by the purchasers.

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

5 DRAFT BATHURST REGIONAL DEVELOPMENT CONTROL PLAN 2014 (AMENDMENT NO 3) (20.00285)

Recommendation: That Council:

- (a) adopt the Bathurst Regional Development Control Plan 2014 (Amendment No 3); and
- (b) give public notice of Council's decision in accordance with the requirements of the Environmental Planning and Assessment Act, and
- (c) notify those who made submissions of the decision of Council, and
- (d) call a division.

Report: Council has undertaken a research project into the potential for archaeological remains from the Bathurst Early Settlement period, 1815 to 1840. As a result of the research a number of significant sites have been identified from that period relating to some of the first buildings and land uses in Bathurst. The identification and significance of these sites are worthy of protection into the future by minimising the potential for the disturbance of archaeological relics that may be located on the sites.

If adopted, the Development Control Plan will be amended by:

	Matter	Details
1	New section 10.9.2 Bathurst Early Government Settlement (1815-1840) Sensitive Lands	Introduces new development controls for sites identified on the new DCP Map No 35 with respect to archaeology.
2	New Map No 35 Bathurst Early Government Settlement (1815-1840) Sensitive Lands Map.	New map which identifies the sensitive sites as a result of the research completed.
3	Update and renumber Section 10.9 Archaeological permits	a) Renumbered the section to allow for the new section 10.9.2 above. b) Added an additional development standard in new section 10.9.1 relating to Construction Heritage Management Plans.

A copy of the Bathurst Regional Development Control Plan 2014 (Amendment No 3) being the DCP Map No 35 - Bathurst Early Government Settlement (1815-1840) Sensitive Lands Map and Section 10.9.2 Bathurst Early Government Settlement (1815-1840) Sensitive Lands as recommended to be adopted is included at **attachment 1**.

Public exhibition

The Bathurst Regional Development Control Plan 2014 (Amendment No 3) was placed on public exhibition from 19 January 2015 to 17 February 2015. Council received 1 submission in relation to the draft Plan. A copy of the submission is located at **attachment 2**.

Attachment 3 to this report summarises the public submission received and the recommended planning response/comment. In this regard it should be noted that Council staff invited Mr & Mrs Wise to meet with them to discuss their concerns. At the time of writing the report, this offer was not taken up. Council staff do not recommend any alterations to the draft Plan as exhibited in response to the submission received for those

reasons outlined in the planning response/comment at **attachment 3**.

Conclusion:

The draft DCP amendment aims to identify sites that are worthy of protection into the future by minimising the potential for the disturbance of archaeological relics that may be located on the sites if and when they are developed into the future. The draft Plan was exhibited and one submission was received. The issues raised in the submission do not warrant any changes to be made to the draft Plan. The final plan is now recommended for adoption.

Financial Implications: Nil.

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 11.5
- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.8

6 DRAFT BATHURST REGIONAL DEVELOPMENT CONTROL PLAN 2014 (AMENDMENT NO 4) (20.00286)

Recommendation: That Council:

- (a) adopt the Bathurst Regional Development Control Plan 2014 (Amendment No 4), including those amendments to the plan as outlined in this report, and
- (b) give public notice of Council's decision in accordance with the requirements of the Environmental Planning and Assessment Act, and
- (c) call a division.

Report: Council has received a request from the landowner (the Catholic Diocese) to remove the 'school' special use from the parcel of land adjacent to the existing Holy Family School at Kelso (Lot 45 DP 1172067). Council has been advised that the land is no longer required by the Catholic Diocese for future school purposes. The landowner's intent is to develop the land for residential purposes, subject to a further development application being submitted. Council has been advised by the landowner that French Smith Place will remain as a cul-de-sac.

As such, a draft Bathurst Regional Development Control Plan 2014 Map No. 4 - Kelso has been prepared to remove the 'school' special use from Lot 45 DP 1172067, French Smith Place to enable the land to be used for residential purposes. A copy of the Bathurst Regional Development Control Plan 2014 (Amendment No 4) being the DCP Map No 4 - Kelso as recommended to be adopted is included at **attachment 1**.

Public exhibition

The Bathurst Regional Development Control Plan 2014 (Amendment No 4) was placed on public exhibition from 19 January 2015 to 17 February 2015 (refer to **attachment 2**). No submissions were received in relation to the draft Plan. Note **attachment 2** highlights the land under consideration.

Conclusion:

The draft DCP amendment aims to remove the 'school' special use from the parcel of land adjacent to the existing Holy Family School at Kelso (Lot 45 DP 1172067). The draft Plan was exhibited and no submissions were received. The land is no longer required by the Catholic Diocese for future school purposes.

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 28.1

7 REVOLVING ENERGY FUND GUIDELINES (13.00061)

Recommendation: That the information be noted.

Report: In the 2010/2011 Management Plan Council committed \$100 000 seed funding to establish a Revolving Energy Fund (REF). The REF which is a financial mechanism whereby a proportion of the savings made as a result of energy saving projects is diverted into a designated fund to allow funding of future energy saving initiatives.

The aim of the REF is to help build the capacity of Council to pursue environmental and operational improvements and reduce its overall greenhouse gas emissions.

The Revolving Energy Fund is managed by the Environmental, Planning & Building Services Department in accordance with the approved guidelines. Proposed projects are assessed for suitability and approved by Council's Internal Environment Committee which is comprised of the Director Environmental Planning & Building Services, Manager Water and Waste, Manager Parks and Recreation and Manager Environment.

Six Projects have been funded or part funded by the REF to date as outlined in the Table below.

Project	Details	Capital funding ex GST & any rebates	Estimated Simple Payback period (years)	Date installed	Approx. electricity savings per annum (kWh)	Tonnes CO₂e avoided Annually
Sulman Park Solar	10kW Solar system. 60c per kWh feed-in tariff	\$46,103	5.2	May 2011	16,425	14.3
NMRM Hi Bay lighting upgrade	Replacement of 18 X 400w Hi Bay & 18 250w Hi-Bay with LED	\$23,761	2.2	June 2011	26,616	23.2
Depot Hi Bay lighting project	Replacement of 23 X 400w Hi Bay with LED	\$11,662	1.6	Sep 2012	19,550	17.0
Depot Solar	27.4kW Solar system	\$38,041	3.3	July 2013	45,000	39.2
Small Animal Pound Solar	5.2kW solar system	\$9,250	4.0	Sep 2013	8,590	7.5
Water Filtration Plant Solar	50kW solar system	\$97,800	6.1	Aug 2014	82,450	71.7
Total		\$226,617			198,631	173

Council's Environmental Staff have proposed that the REF guidelines be revised to remove the maximum dollar limit for individual projects to enable larger projects to be undertaken. The maximum limit is presently \$25,000.00. This change has been agreed to by the Internal Environment Committee and as a result the REF guidelines have been amended as follows:

- 3.7 There will be no dollar limit on funds that can be drawn from the Revolving Energy Fund for any individual project. The amount of funding available at any given time will depend upon:

- The actual balance of the fund at the time of the application; and
- The balance of funds scheduled for reinvestment into the Fund.

A copy of the revised guidelines is included as **attachment 1**.

Financial Implications: This project is funded from existing allocations. The long term financial implications of the REF are that expenditure on energy at various Council facilities will be reduced.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 8: To promote sustainable and energy efficient growth. Strategy 8.2, 8.3
- Objective 13: To minimise the City's environmental footprint. Strategy 13.6, 13.9

Yours faithfully



D R Shaw
DIRECTOR
ENVIRONMENTAL, PLANNING & BUILDING SERVICES

DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

18 MARCH 2015

1 STATEMENT OF INVESTMENTS (16.00001)

Recommendation: That the information be noted.

Report: \$78,300,000 was invested at 28 February 2015 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:

	<u>Rating</u>	<u>Balance</u>	<u>Average Return</u>
<u>Short Term 1 – 365 Days</u>			
(comprising Commercial Bills, Debentures and Certificates of Deposit):			
Bank of Queensland	A2	\$10,500,000.00	3.72%
Bendigo and Adelaide Bank	A2	\$4,500,000.00	3.53%
IMB Limited	A2	\$2,000,000.00	3.50%
ING	A2	\$1,500,000.00	3.62%
CBA	A1+	\$500,000.00	3.07%
Bankwest	A1+	\$500,000.00	3.48%
National Australia Bank Limited	A1+	\$16,500,000.00	3.67%
Westpac Banking Corporation	A1+	\$3,500,000.00	3.64%
Maritime, Mining & Power Credit Union	ADI	\$1,000,000.00	3.57%
People's Choice Credit Union	ADI	\$1,000,000.00	3.53%
Railways Credit Union Limited	ADI	\$3,000,000.00	3.67%
SGE Credit Union Limited	ADI	<u>\$1,000,000.00</u>	<u>3.64%</u>
		\$45,500,000.00	3.64%
<u>Long Term > 365 Days</u>			
(comprising Commercial Bills, Term Deposits and Bonds):			
<u>Committed Rolling Investments</u>			
Westpac	AA-	\$2,000,000.00	3.85%
Westpac	AA-	\$2,000,000.00	4.00%
Westpac	AA-	\$2,000,000.00	3.68%
Westpac	AA-	\$2,000,000.00	3.85%
National Australia Bank Limited	AA-	\$2,000,000.00	3.28%
Maritime Mining & Power Credit Union Ltd	ADI	<u>\$2,800,000.00</u>	<u>2.45%</u>
		\$12,800,000.00	3.45%
<u>Fixed, Negotiable & Tradeable Certificates of Deposits</u>			
Commonwealth Bank	AA-	\$2,000,000.00	3.90%
		\$2,000,000.00	3.90%
<u>Floating Rate Notes</u>			
Barclays Bank PLC – Australia	AA-	\$2,000,000.00	4.07%
Bendigo & Adelaide Bank Retail Bond	A-	\$1,000,000.00	3.52%
Bank of Queensland	A-	\$1,000,000.00	3.76%
Bank of Queensland	A-	\$2,000,000.00	3.88%
Bendigo & Adelaide Bank	A-	\$1,000,000.00	3.68%

Bank of Queensland 2	A-	\$1,000,000.00	3.46%
Credit Union Australia	BBB+	\$3,000,000.00	4.08%
Police Bank Ltd	BBB+	\$1,000,000.00	3.42%
Credit Union Australia	BBB+	\$1,000,000.00	3.98%
Members Equity Bank	BBB+	\$1,000,000.00	3.32%
Members Equity Bank	BBB	\$3,000,000.00	4.00%
Greater Building Society	BBB	<u>\$1,000,000.00</u>	<u>3.62%</u>
		\$18,000,000.00	3.83%

Total Investments **\$78,300,000.00** **3.66%**

These funds were held as follows:

Reserves Total (includes unexpended loan funds)		\$38,163,400.00
Grants held for specific purposes		\$1,925,139.00
Section 94 Funds held for specific purposes		<u>\$30,755,189.00</u>
Unrestricted Investments – All Funds		\$7,456,272.00
General Fund	\$42,729.00	
Water Fund	\$4,410,000.00	
Sewer Fund	\$2,097,822.00	
Waste Fund	<u>\$ 905,721.00</u>	

Total Investments **\$78,300,000.00**

Total Interest Revenue to 28 February 2015 **\$2,084,125.68** **3.66%**

Year to Date Averages

(as per the CBA & RBA for comparison purposes)

Reserve Bank of Australia - Cash Rate	2.25%
AFMA - 90 day Bank Bill Swap Rate (BBSW) Avg Mid	2.66%
Three Year Swap Rate - Commonwealth	2.61%
Five Year Swap Rate - Commonwealth	2.93%
Mofidied Deitz Calculation	3.34%

Attachment 1 shows Council's year to date performance against the benchmarks contained in Council's Investment Policy. Council has outperformed each of the benchmarks required and complied with the Ministers Investment Order.

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

2 YEAR TO DATE MONTHLY REVIEW - 2014-2018 DELIVERY PLAN AND ANNUAL OPERATING PLAN 2014-2015 (16.00137)

Recommendation: That the information be noted.

Report: Bathurst Regional Council has in place the Bathurst 2036 Community Strategic Plan which aims to inform the community about the major directions and programs Council is undertaking in shaping the future of the Bathurst Region. These directions are summarised as objectives and strategies in Part VI of the Community Strategic Plan which was adopted by Council on 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.

At **attachment 2** is an update of Council's progress towards achieving the Strategies and Objectives for the 2014-2018 Delivery Plan and the Annual Operating Plan 2014-2015.

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 - Refer to attachment 2.

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

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 28 February 2015.

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:	\$1,024.17
BMEC Community use:	\$0
Mount Panorama:	\$22,632.19

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

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.

- Bathurst Bicycle Park Inc. - Vale Road, Orton Park - Part Lot 20, DP 1119593 - Licence Agreement
- Grainforce Pty Ltd - Lee Street, Kelso - Land adjacent to Lot 1, DP211174 - Licence Agreement
- Howard, R - Corner Gilmour Street and Church Lane - Part Lot 6, DP 442438 - In-house Licence Agreement
- Master Communications & Electrics - Communication Hut, McPhillamy Park - Part Lot 1, DP 6334401 - Lease

Linen Plan Release

- Trustees Roman Catholic Church Diocese of Bathurst - Residential subdivision, Stage 3 release of 18 lots - Lot 211, DP 1200132 Wentworth Drive, Kelso

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

5 REQUEST FOR FINANCIAL ASSISTANCE - MITCHELL CONSERVATORIUM (18.00023-02/016)

Recommendation: For Council's consideration.

Report: Councillors will recall that at its February Council meeting it received a report on the request for financial assistance from the Mitchell Conservatorium.

Council considered the following recommendation:

That Council:

- "(a) Increase its contribution towards the cost of a conductor/director from \$2,500 to \$5,000;*
- (b) Make available the use of the Bathurst Memorial Entertainment Centre City Hall for public concerts up to an amount of \$7,000 per annum;*
- (c) Continue to provide the Machattie Park Cottage for teaching spaces to the Mitchell Conservatorium at no charge; and*
- (d) Continue to provide Machattie Park and Rotunda free of charge for the Carols by Candlelight event".*

During the debate on this item, Council did not make a decision on the recommendation as detailed in (a) - (d) above.

In order for Council to advise Mitchell Conservatorium of the outcomes of their request, Council is requested to make a determination on what financial assistance, if any, it is going to provide to the Mitchell Conservatorium.

The previous report is reproduced below for the information of Councillors.

"Council has been approached by the Mitchell Conservatorium for financial assistance.

This organisation has been part of the Bathurst community for the past 35 years and currently operates out of the West Wing of the Court House. Council is currently a financial supporter of the Mitchell Conservatorium and provides a \$2,500 contribution to allow the Mitchell Conservatorium to employ a Professional Conductor for the Orchestra. Council also provides the use of the Machattie Park Cottage for teaching spaces which is made available free of charge to the organisation. A further contribution to this organisation is also made with the provision of Machattie Park and Rotunda for the Carols by Candlelight event which occurs each year.

The Mitchell Conservatorium advise that, in the past year, there has been a loss of income from previous sponsors as shown at attachment 1.

The amount of loss is \$35,000 per year, which they are seeking to raise by increasing the sponsorship from organisations such as Council. As the Mitchell Conservatorium is a very important part of the Bathurst community, it is recommended that Council provide the following financial support in the 2015/2016 year as follows:

That Council:

- (a) Increase its contribution towards the cost of a conductor/director from \$2,500 to \$5,000;*
- (b) Make available the use of the Bathurst Memorial Entertainment Centre City Hall for public concerts up to an amount of \$7,000 per annum;*

- (c) *Continue to provide the Machattie Park Cottage for teaching spaces to the Mitchell Conservatorium at no charge; and*
- (d) *Continue to provide Machattie Park and Rotunda free of charge for the Carols by Candlelight event.*

A copy of the financial statements for this organisation are provided under separate cover" .

Since that meeting, the Mitchell Conservatorium has written to Council at **attachment 1** providing further details concerning their request.

Financial Implications: Council already accounts for the use of Machattie Park Cottage and the Carols by Candlelight event within its current budget. Council's financial contribution for the Conductor would increase to \$5,000 and the use of BMEC - City Hall would increase to \$7,000.

These items could be included in the 2015/2016 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
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5

6 REQUEST FOR FINANCIAL ASSISTANCE - NATIONAL JUNIOR HEREFORD SHOW (18.00004)

Recommendation: That Council make available the Windradyne Room to the Central Tablelands Herefords Association with the cost of \$1,000 to be funded from the Mount Panorama fee subsidy.

Report: Council has been advised that Bathurst will be hosting the 31st National Junior Hereford Show from Friday, 2 July to Sunday, 5 July 2015 at the Bathurst Showground as shown at **attachment 1**. The National Show is the biggest event of the year for the Central Tablelands Herefords Association and attracts junior members from all over Australia. Organisers are expecting over 200 youth to compete at the show over the three days. It is the first time the group has won the right to host the national event.

It is proposed to hold a Muster Dinner at the Pit Complex with the Mayor presenting awards, or judging, an element of the competition.

A copy of the organisation's financial statements have been forwarded under separate cover.

The organisation has requested Council to supply the Windradyne Room on the Saturday night, 4 July 2015 at 6.30 pm for the official dinner, as an in-kind donation. It is estimated the cost of hiring this room, plus use of the kitchen will be approximately \$1,000.

It is recommended that Council provide the Windradyne Room to the Central Tablelands Herefords Association, to be funded from the 2015/2016 Mount Panorama fee subsidy.

Financial Implications: The request could be funded from the 2015/2016 Mount Panorama fee subsidy.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

7 RELOCATION OF SEWER MAIN - BATHURST RSL CLUB LTD (2014/0376-02)

Recommendation: That Council assist the Bathurst RSL Club to relocate the sewer main in Rankin Street, Bathurst by contributing \$50,000 towards these works.

Report: On 11 February 2015 Council was advised by the Bathurst RSL Club delegates of a proposed extension to their premises in Rankin Street, Bathurst. The Bathurst RSL Club is undergoing a \$1.3 million renovation, which includes the relocation of the sewer line which currently runs beneath the property from Rankin Street to the car park at the rear. On 26 February 2015 the Bathurst RSL Club wrote to Council refer **attachment 1** providing further details in relation to the extensions.

It should be noted the Club is a not for profit, community based organisation, returning considerable financial and in-kind support to the Bathurst Community each year through their ClubGRANTS program.

Council's Engineering staff have costed this work and have advised the RSL Club that the approximate cost of the work will be \$90,000. Following discussions with Council's Engineer, it would be beneficial for Council to take the initiative of relocating the sewer mains. This can be done by Council contributing \$50,000 towards the work. Funding for this work could be taken from Sewer Reserve funds.

Financial Implications: The \$50,000 could be funded from Council's Sewer Reserve fund.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

8 USE OF CARRINGTON PARK - CITY -V- COUNTRY POLICE RUGBY LEAGUE MATCH (04.00008)

Recommendation: That Council make available the use of Carrington Park for the conduct of the New South Wales City Police -v- New South Wales Country Police Rugby League clash on 20 May 2015 and meet the cost of the Carrington Park hire fees and Mayoral Reception, to be funded from Equity.

Report: Council has received a request for the use of Carrington Park for the annual City Police -v- Country Police Rugby League event. This event is to be held on Wednesday, 20 May 2015 with training to occur on Tuesday, 19 May 2015.

This is an annual event which the Police conduct throughout New South Wales and, on this occasion, the organisers have chosen Bathurst because of the 200 year celebrations and quality of the venue.

The New South Wales Police team representatives inspected the facilities and have asked that Council make available the following:

1. Use of Carrington Park for training on Tuesday, 19 May 2015 and the game on Wednesday, 20 May 2015 at a cost of \$981.
2. Hire of the canteen - \$172.
3. Hire of changerooms - \$187.
4. The Mayor to host a Civic Reception for the City and Country Police teams and officials on Tuesday, 19 May 2015 to be held at the National Motor Racing Museum. The cost of the reception would be approximately \$1,000.

The total cost of this request is \$2,340.

Financial Implications: To be funded from Equity as Section 356 only has a balance of \$1,024.17.

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 21.4
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.7

9 REQUEST FOR FINANCIAL ASSISTANCE - FAMILY VIOLENCE AWARENESS GROUP (18.00004)

Recommendation: That Council make available the Home and Community Care (HACC) Meeting Room for the Family Violence Awareness Group to conduct their monthly meetings at a total yearly cost of \$160, to be funded from Section 356 Donations.

Report: Council has received a request from the Family Violence Awareness Group Inc to hold their monthly meetings at the HACC Meeting Room - 55 Seymour Street. A copy of the request is shown at **attachment 1**.

Council has in the past made available this room by donating the cost of the fee for the venue.

This group will conduct their meetings every 2nd Wednesday in the month from 12 - 1 pm. Meetings are held from February - November.

This can be funded from Section 356 Donations.

Financial Implications: The fee of \$160 can be funded from Section 356 Donations which currently has a balance of \$1,024.17.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.2
- Objective 27: To encourage youth engagement, participation and achievement across all areas of the Bathurst community. Strategy 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

10 SPORTING ASSOCIATION GRANTS PROGRAM YEAR ENDING 30 JUNE 2015 (18.00279)

Recommendation: That Council approve the following sporting grants totalling \$20,000 for the 2014/2015 financial year as follows:

Bathurst Giants Junior Australian Rules Football Club	\$1,850
Bathurst City Croquet Club	\$2,500
Bathurst Archers Inc.	\$4,150
Bathurst BMX Club	\$3,000
Rugby Union Cricket Club	\$3,000
King Cain Wallabies Triathlon Club	\$5,500

Report: Council would be aware of the grant scheme developed to assist local sporting organisations in undertaking specific works or purchasing equipment for the advancement of sport in the region. A total of \$20,000 was allocated to fund this program for the 2014/2015 financial year with sporting organisations that are affiliated with the Bathurst District Sport and Recreation Council being eligible to apply.

A total of six applications from local sporting groups were received prior to the application closing date, with a combined total amount requested of \$23,240.

Applications have been received from the following organisations:

- Bathurst Giants Junior Australian Rules Football Club
- Bathurst City Croquet Club
- Bathurst Archers Inc.
- Bathurst BMX Club
- Rugby Union Cricket Club
- King Cain Wallabies Triathlon Club

All applications were forwarded on to the Bathurst District Sport & Recreation Council (BDSRC) for their recommendation. The BDSRC have reviewed the applications and have made recommendations for the allocation of funding. A copy of their letter and deliberations is shown at **attachment 1**.

Bathurst Archers Inc. included in their application a request for funding to purchase security cameras and safes. It is believed that security camera systems are items that Council grants should not fund, however the remaining request for funding to purchase two safes for the secure storage of equipment has been recommended to a value of \$4,150.

In order to keep within Council's allocated budget for the grant scheme, the BDSRC have also recommended \$5,500 of the \$6,500 requested by Bathurst Wallabies triathlon club be allocated to assist with the purchase of a triathlon timing system.

It is recommended that Council approve the following sporting grants for the 2014/2015 season totally \$20,000 as follows:

Sporting Group	Project Description	Amount Requested	Amount Recommended
Bathurst Giants Junior Australian Rules Football Club	Purchase of safety padding for goal posts.	\$1,850	\$1,850
Bathurst City Croquet	New hot water system,	\$2,500	\$2,500

Club	taps, toilet, power points		
Bathurst Archers Inc.	Purchase of security cameras & secure storage for equipment	\$6,350	\$4,150
Bathurst BMX Club	Install transponder system for timing requirements	\$3,000	\$3,000
Rugby Union Cricket Club	Extension of Brooke Moore cricket nets	\$3,000	\$3,000
King Cain Wallabies Triathlon Club	Automated triathlon timing system.	\$6,500	\$5,500
Total		\$23,240	\$20,000

Financial Implications: Council has included \$20,000 in its 2014/2015 Management Plan for the Sporting Grants program.

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 21.2
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5

11 REQUEST FOR FINANCIAL ASSISTANCE - PRE WAR MG REGISTER RALLY 2015 (23.00015)

Recommendation: That Council close Russell Street between William Street and George Street between 8.30 am and 12.30 pm on 14 November 2015 to enable a display of Pre War MGs, to be funded from the 2015/2016 Operating Plan Section 356 Donations.

Report: Council has received a request from the Event Director Pre War MG Register National Rally for financial support in the hosting of an event in November 2015 for MG cars. Shown at **attachment 1** are details of the proposed Rally.

Council previously supported the 2013 event by providing the following:

- (a) close Russell Street between William Street and George Street between 8.30 am and 12.30 pm on 26 October 2013 to enable a display of Pre War MGs.*
- (b) make available Pit Lane Mt Panorama on Saturday 26 October 2013 from 12 noon to 2.00 pm to enable photography of cars to be funded from the 2013/2014 Operating Plan Section 356 Donations.*

As part of the National Rally 2015, the group is seeking Council support in the closure of Russell Street.

The estimated cost of closure of Russell Street will be approximately \$1,000.

Financial Implications: This amount could be funded from the 2015/2016 Operating Plan Section 356 Donations.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.2
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.2

12 REQUEST FOR FINANCIAL ASSISTANCE - WOMEN IN AVIATION WEEK (18.00004)

Recommendation: That Council not provide free landing charges to the Women in Aviation Event amounting to an estimated \$554.

Report: Council at its meeting held on 21 May 2014 received a report regarding a proposed event called Women in Aviation. At this meeting Council agreed to the following financial support for this event as follows:

"That Council support the Women with Wings event, as part of the Women of Aviation Week, to be held at the Bathurst Aerodrome as follows:

- (a) Provision of crowd control fencing (estimated cost \$500)*
- (b) Provision of groundsmen for security (estimated cost \$800)*

To be funded from Section 356 donations".

Council also agreed to financially support this event to a similar amount in 2015.

Council has received a further request at **attachment 1** for financial support for the event by providing free landing charges for three visiting aircraft owned by private people outside the Bathurst airport. The Central West Flying School have advised that there will be approximately 72 landings by the three aircraft, which will incur fees of approximately \$554.

Council has already committed \$1,300 towards this event and the Central West Flying School have requested Council to consider a further contribution of \$554.

Financial Implications: Council has not allowed any items in the budget for this request.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

Yours faithfully



R Roach
**DIRECTOR
CORPORATE SERVICES & FINANCE**

DIRECTOR ENGINEERING SERVICES' REPORT

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

18 MARCH 2015

1 TREE REMOVAL - CUBIS PARK/EGLINTON OVAL (04.00005-03)

Recommendation: That Council:

- (a) Undertake the removal of nine (9) Radiata Pine (*Pinus radiata*) trees at the eastern boundary of Cubis Park/Eglinton Oval and residential properties.
- (b) Replant the area with appropriate replacement trees species suitable for the Sporting Precinct.
- (c) Allocate sufficient funding and resources within the 2015/16 Management Plan for works to proceed.

Report: Council has received several concerns from a number of property owners in relation to large radiata pine trees that are located on the boundary of the Cubis Park / Eglinton Oval sporting precinct and overhanging into the adjacent properties. Specifically the concerns raised relate to safety issues, the general health of the trees and the number of fallen limbs that are occurring on a regular basis into adjacent properties.

The existing 9 radiata pine trees are mature specimens and are the remains of a larger stand of trees that may have been planted as a wind break when the land was once utilised for farming purposes. A number of radiata pines in the same area have previously been removed due to their poor health and hazardous state and their stumps still remain.

Upon inspection of these trees by Council's qualified staff, it is believed that the remaining 9 radiata pine trees are causing real safety concerns to adjacent property owners and are considered to be inappropriate species for a public park, especially as they are located so close to adjacent properties. A number of failed limbs have caused damage to neighbouring resident's properties and some property owners are concerned for their children as they play in the rear yards. The trees have been assessed to be in poor health and vigour, exhibiting poor extension growth, and show evidence of decline and sparse foliage cover. These trees are also considered to be of very low retention value determined on the basis of the estimated longevity, amenity value and the trees contribution to the visual character of the area. A photo of the pine trees of concern are shown at **attachment 1**.

An option considered was to plant new species in between the existing trees to be removed to allow some growth of the new trees planted to provide some aesthetic value and canopy shade cover before the existing trees are removed. However, this option is not recommended as there is great potential for damage to the new plantings in the removal process of existing trees and new trees will be required to be planted within the dense root system of existing trees. Also, there will be great competition for moisture in the soil, water retention and nutrients from existing trees and it is considered that the existing trees provide a high risk in their current state to members of the public and to structures on adjoining properties. Further, it is considered the existing pine trees are growing too close to the boundary of the adjacent residential properties and as such, tree planting within the same alignment will only create issues in the future as the new trees develop.

It is therefore recommended that the 9 pine trees be removed and new replacement trees, of a species type in keeping with the existing theme within Cubis Park / Eglinton Oval, be planted within the vicinity of the pine trees at an appropriate distance from the property boundary. It is recommended that Eucalyptus scoparia species replace the existing radiata pine trees.

It is proposed that the removal and replanting will incorporate the following works;

- Removal of the nine (9) existing trees by dismantling all branches and trunks in manageable size and weight
- Stump grind the nine (9) stumps and the three (3) stumps that remain from trees previously removed
- Condition the soil where the new trees are to be planted to ensure they are provided with the best possible aesthetic and amenity outcome and ensure a long useful life expectancy
- Plant appropriate species (*Eucalyptus scoparia*) to provide a suitable shade, screening and aesthetic outcome

Stakeholder Correspondence

Council has sent notification of intention of the proposed tree removal and replacement to the four (4) neighbouring properties in the area and to the Eglinton Hall and Park Committee.

One (1) response was received from an adjoining property owner, whose only objection is to the chosen replacement tree species. *Eucalyptus scoparia* trees were selected to complement the existing native plantings at Cubis Park and for their aesthetic attractive bark and contrasting glossy green leaves. *Eucalyptus scoparia* trees are considered great streetscape and avenue plants due to their medium height and they are great for habitat for native fauna and grow well in a variety of soils and conditions in the Bathurst region. It should also be noted that the replacement planting works will be a sufficient distance away from property boundaries to not cause any future concerns to adjacent property owners.

Financial Implications: The cost of the removal and replanting works is estimated at \$16,000. It is recommended that funding for this work be allocated within the 2015/16 Management Plan for the identified works to be undertaken.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 9: To protect and enhance the region's landscapes, views, vistas, open spaces and the Macquarie River. Strategy 9.6

2 CROWN ROADS AT ROCKLEY (25.00575)

Recommendation: That Council approve the transfer of the Crown public road located at the Village of Rockley, as detailed in the Director Engineering Services' report.

Report: Following the amalgamation of Council, it has been found that a number of Crown public roads in the Village of Rockley require higher standard of maintenance than is currently being applied to the roads. The matter of Crown Roads in the Village was also discussed at the last Rockley Village Meeting with Council in December 2014. Council has investigated the Village's roads and has found it necessary to transfer some Crown public roads to its care and control for improved maintenance and access within the Village. The investigation has revealed:

(a) **Hill Street**

- Hill Street is part Council and part Crown public road. Hill Street between Church and Pepper Streets includes a good bitumen sealed road with kerb and gutter on both sides with no kerb returns into adjoining roads;
- Hill Street between Pepper and Churchill Streets has kerb and gutter on its western side along the street frontage of Rockley Public School. There is no kerb and gutter on the eastern side with drainage via a grassed earth drain. In this section, the road merges into a single laned bitumen sealed carriageway in good condition;
- Hill Street north of Budden Street is a Crown public road constructed of gravel serving Stevens Park, a Crown reserve and a single residence.

(b) **Pepper Street (Eastern Section)**

Pepper Street is a Crown public road constructed of bitumen seal and caters for through traffic in both directions. It forms part of the road connection between Lachlan Road, Caloola and the Village of Rockley. Pepper Street between Hill and East Streets, and East Street and Pine Hill Road merges into a single lane road with a good bitumen seal.

(c) **Steel Street**

Steel Street is a Council public road constructed of bitumen seal catering for traffic in both directions and is not affected. However, at places the road surface is too narrow and needs an upgrade.

(d) **Market Street**

- Market Street between Parkes and Steel Streets is a Crown public road which forms part of the road connection between Lachlan Road, Caloola and Village of Rockley. It is constructed of bitumen seal and caters for traffic in both directions. The road surface is narrow in places and needs upgrading. Market Street is a Crown public road. Between River and Hill Streets it consists of two lanes in good condition;
- Market Street between Hill Street and 170 metres east of that intersection opposite 83 Market Street is a single lane road with good bitumen surface. From there the road is a poor standard gravel road one lane wide to East Street. There is evidence of drainage problems near its intersection with East Street;
- Market Street, from its intersection with Parkes Street to Long Street, is a single lane gravel road in poor condition; and
- Market Street from its intersection with East Street to Lot 87 DP1067827 is unformed.

(e) **Parkes Street**

Parkes Street is part Crown and part Council public road. It forms part of the road connection between Lachlan Road, Caloola and Village of Rockley. It is constructed of bitumen seal and caters for traffic in both directions. The road surface is narrow in places and needs upgrading.

(f) **Common Road (Robertson Street)**

Common Road is both a Crown and Council public road recently upgraded to a wide rural bitumen sealed carriageway. The road provides access to the Rockley waste management centre and is a link road from Lachlan Road to Burruga Road by-passing the Village of Rockley.

(g) **Budden Street**

Budden Street is a Crown and Council public road constructed with bitumen seal adjoining the Village of Rockley shopping centre and Stevens Park. The road reserve also includes a single lane vehicular access to the shopping centre which at times causes traffic congestion.

(h) **Phantom Street East**

Phantom Street East is a Council public road which caters for two lanes of traffic on the western half and tapers to a single lane at its eastern end. The road's surface is in a good condition.

(i) **Phantom Street West**

Phantom Street West is an unformed Crown public road and is not included in the road system.

(j) **Pepper Street (Western Section)**

- Each section of Pepper Street is a Crown public road. The section of road between Long and River Streets contains a single laneway with a good bitumen seal;
- Pepper Street is unformed between River and Water Streets;
- Pepper Street between Water and Hill Streets is two lanes of good bitumen seal.

(k) **Long Street**

Long Street is a Crown public road containing 170 metres of gravel road in poor condition at its southern end before becoming a single lane bitumen road in good condition to Pepper Street (70 metres). The small section of Long Street at its northern end is unformed road.

(l) **River Street**

River Street is a Crown public road. The road between Pepper and Market Streets is a single lane bitumen sealed carriageway in good condition. The road between Pepper Street and Phantom Street West is unformed road used as grazing land.

(m) **Water Street**

- Water Street between Market and Steel Streets is a Crown public road containing an unformed grassed section of road;
- Water Street between Market and Lloyds Streets, and Pepper and Peppers Creek is unformed;
- Water Street between Steel and Pepper Streets is good bitumen sealed road of two lanes. This section forms a section of the main route from Lachlan Road to the Village of Rockley.

(n) **East Street**

East Street is a Crown public road. The road is very steep from its intersection with Budden Street (future drainage works may be required) to Pepper Street. The section of road between Pepper and Churchill Streets is a single bitumen lane in good condition. From Churchill Street to East Street the road deteriorates to a poor standard including gravel, shale with large ruts caused by erosion.

(o) **Pine Hill Crescent**

Pine Hill Crescent is a Crown public road containing the Rockley RFS. The road is bitumen with a single lane width in good condition connecting the RFS to Phantom Street East to Burruga and Pepper Street to Caloola and beyond.

(p) **Churchill Street**

Churchill Street between Water and Hill Streets, and Hill and East Streets is a Crown public road consisting of poor quality gravel and shale with large ruts caused by erosion. The road at both its eastern and western ends is unformed.

(q) **Lachlan Street and Lloyd Street**

Both Lachlan and Lloyds Streets are unformed Crown public roads.

As indicated above, many of the roads have had improvement works undertaken on them with most having been sealed most probably by the relevant Council of the day.

Initial consideration of the roads that have had substantial improvement works undertaken resulted in the vast majority of the roads being recommended as being accepted and transferred to Council. Some of these Crown roads are required to provide access links through Rockley between dedicated public roads.

Given that the roads are within the confines of the Village boundaries within the RU5 Village zoning and are required for the functioning of the village road network it will be recommended that the following formed roads are transferred to Council.

The one exception to the roads being within the village is Robertson Street which is a short section of road that links the dedicated Common Road to Triangle Flat Road a distance of approximately 400 metres. The Common Road provides access to the Waste Transfer Station and is used as an alternate route around Rockley for vehicles travelling from the Burruga area through to Lachlan Road which includes many stock transport vehicles heading to the Carcoar stock selling facility.

It is recommended that Council make application to The Crown for the transfer of the following roads (see **attachment 1**) to Council's care and control, including:

- 1 Hill Street between Phantom and Market Streets

- 2 Pepper Street (eastern section) between Water Street and Pine Hill Crescent
- 3 Market Street between Long Street to East Street
- 4 Parkes Street for its entire length
- 5 Common Road (Robertson Street) for its entire length
- 6 Budden Street between Hill Street and East Street
- 7 Pepper Street (western section) between Long and River Street
- 8 Long Street between Market Street and Pepper Street
- 9 River Street between Pepper Street and Market Street
- 10 Water Street between Steel Street and Pepper Street
- 11 East Street between Budden Street and Lachlan Street
- 12 The entire length of Pine Hill Crescent.

Financial Implications: The cost to transfer each road to Council's care and control is estimated to cost \$200 with each application with the funding to come from the Laneway Opening and Closing funds.

Any upgrading of roads within the Village will have to be considered as part of Council's annual Delivery and Operating Plan review.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 6: To support infrastructure development necessary to enhance Bathurst's life-style and industry development. Strategy 6.1

Yours faithfully



Doug Patterson
DIRECTOR
ENGINEERING SERVICES

DIRECTOR CULTURAL & COMMUNITY SERVICES' REPORT

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

18 MARCH 2015

1 BATHURST LIBRARY - ANZAC CENTENARY (21.00029)

Recommendation: That the information be noted.

Report: Bathurst Library is commemorating the centenary of the ANZAC landing with a display in the library of a series of photographs and biographies of WW1 AIF Soldiers who were born or enlisted in the Bathurst Region.

The current Biography is that of Burruga farmer Private Thomas Fulton Wright. Thomas was born at Burruga and enlisted in the army at Bathurst on 9 February 1916. Thomas embarked on the transport Kyarra, as part of the 13th reinforcements to the 17th Battalion. Thomas served in France and was wounded several times, being discharged in Australia in 1919.

The biographies contain details from the individuals' service record accessed through the Australian National Archives and a new biography will appear each month.

The photographic display consists of photographs from the Gregory collection, copies of which are held by the library with the originals held by the Historical Society and features soldiers who enlisted in Bathurst; these individuals have no other details apart from their names. The library plans to retrieve their service records to create a data base of information. These photographs are also being posted at weekly intervals to the library's Facebook page and emailed to Council staff and Councillors.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.2
- Objective 27: To encourage youth engagement, participation and achievement across all areas of the Bathurst community. Strategy 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

Yours faithfully



Alan Cattermole
DIRECTOR
CULTURAL & COMMUNITY SERVICES

POLICY COMMITTEE MEETING

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MINUTES - POLICY COMMITTEE MEETING - 4 MARCH 2015 (07.00064)

Recommendation: That the recommendations of the Policy Committee Meeting held on 4 March 2015 be adopted.

Report: The Minutes of the Policy Committee Meeting held on 4 March 2015, 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

MINUTES OF THE POLICY COMMITTEE
HELD ON 4 MARCH 2015

MEETING COMMENCES

1 MEETING COMMENCES 6:00 PM

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

APOLOGIES

2 APOLOGIES

Nil.

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - POLICY COMMITTEE MEETING - 4 FEBRUARY 2015 (07.00064)

MOVED Cr M Coote

and **SECONDED** Cr W Aubin

RESOLVED: That the Minutes of the Policy Committee Meeting held on 4 February 2015 be adopted.

DECLARATION OF INTEREST

4 DECLARATION OF INTEREST 11.00002

MOVED Cr M Coote

and **SECONDED** Cr B Bourke

RESOLVED: That the Declaration of Interest be noted.

RECEIVE AND DEAL WITH DIRECTORS' REPORTS

Director Environmental Planning & Building Services' Report

5 Item 1 BATHURST REGIONAL DEVELOPMENT CONTROL PLAN 2014 AMENDMENT NO 2 - ADVERTISING AND NOTIFICATION OF DEVELOPMENT APPLICATIONS (20.00284)

MOVED Cr W Aubin

and **SECONDED** Cr I North

RESOLVED: That Council:

- (a) commence an amendment to the Bathurst Regional Development Control Plan 2014 with respect to the advertising and notification of development applications;
- (b) note the amendment will be reported back to Council following the public

This is page 1 of Minutes of the Policy Committee held on 4 March 2015.

exhibition period; 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 M Coote, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr I North, Cr G Rush, Cr G Westman,

Against the motion - Nil

Absent - Nil

Abstain - Nil

GENERAL BUSINESS

6 COMMUNITY GARDEN (22.02574)

Cr Bourke - advised currently 20 people are involved at the garden. There is room for about another 20 gardens and produce is coming along well.

7 Item 2 MT PANORAMA - KANGAROOS (14.00665)

Cr North - spoke to letter that has gone to residents on temporary fencing. What feedback has been received? Noted some products out in market place might be useful.

The Director Engineering Services will be meeting with residents next Tuesday.

The Mayor spoke to research by UTS which is currently occurring, this includes assessment of the use of various plantings to control movements.

8 Item 3 BATHURST AERODROME (21.00024)

Cr North - asked what is feedback on new surface. When will we be talking to operators out there?

The Mayor advised feedback is very positive.

The Director Engineering Services advised users have complemented the standard of the works. Noted grant applications being made by Council, and requests for additional works made by users.

The General Manager advised currently organising a meeting for operators in the 2-5T MTOW category.

9 Item 4 NEW BUSINESSES (20.00071)

Cr North - spoke to process of new businesses coming to town, when we get Development Application do we refer to Manager Economic Development?

The Director Environmental, Planning & Building Services advised that depending on business type, will refer to Manager Economic Development. Staff always work to provide as much information as possible.

10 **Item 5 SPORTS COUNCIL MATTERS (18.00021)**

Cr Coote - thanked Director Engineering Services and Director Corporate Services & Finance for responses received to his questions.

11 **Item 6 BATHURST AGRICULTURAL HORTICULTURAL & PASTORAL ASSOCIATION (18.00108)**

Cr Coote - advised the AH&P Association have conveyed their thanks for Council's support for this year's upcoming Royal Bathurst Show.

12 **Item 7 DEMOUNTABLE HOUSES (20.00123)**

Cr Coote - requested Council look at developing a Policy on no demountables in the heritage conservation area.

13 **Item 8 TOURISM CONFERENCE (18.00074)**

Cr Morse - congratulated the Mayor and staff on the extremely successful conference.

14 **Item 9 OBERON MERGER (11.00001)**

Cr Morse - spoke to newspaper article which said Oberon people would be \$90 million out of pocket. Could advice be provided to Councillors on this matter.

The Mayor noted amount referred to loans held and Schedule 7 asset backlog. Article made no mention of \$1 billion in assets Bathurst Regional Council has.

15 **Item 10 NRL FOOTBALL MATCH (04.00008)**

Cr Morse - understands newspaper says only 850 tickets sold. Could an update report be supplied to Councillors.

The Mayor spoke to current status of ticket sales, over 1,000. Advice from Panthers indicates that this level is normal, with the majority of tickets being sold in

the week leading up to the match.

16 Item 11 MACQUARIE MEDAL (20.00123)

Cr Morse - asked could advice be provided on how this is progressing.

17 Item 12 CONFLICT OF INTEREST (11.00002)

Cr Morse - asked could Councillors get clarification on this matter, particularly, non-pecuniary interest. Could the General Manager provide clarification on what is a significant non-pecuniary interest.

18 Item 13 COLOURBOND FENCES - CONSERVATION AREA (20.00123)

Cr Morse - asked could a report be prepared on approval of cream colourbond fences in the conservation area.

MEETING CLOSE

19 MEETING CLOSE

The Meeting closed at 6.18 pm.

CHAIRMAN: _____

Date: _____ **(18 March 2015)**

TRAFFIC COMMITTEE MEETING

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MINUTES - TRAFFIC COMMITTEE MEETING - 3 MARCH 2015 (07.00006)

Recommendation: That the recommendations of the Traffic Committee Meeting held on 3 March 2015 be adopted.

Report: The Minutes of the Traffic Committee Meeting held 3 March 2015, 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

MINUTES OF THE TRAFFIC COMMITTEE
HELD ON 3 MARCH 2015

MEETING COMMENCES

1 MEETING COMMENCES 2:00 PM

Members: Sergeant Peter Foran (Police), David Vant (Roads and Maritime Services), Deanne Freeman (Roads and Maritime Services), David Veness (MP Representative).

Present: Bernard Drum (Chair/Civil Design & Project Engineer), Paul Kendrick (Traffic & Design Engineer)

APOLOGIES

2 APOLOGIES

That the apology of Councillor Warren Aubin be accepted.

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 3 FEBRUARY 2015 (07.00006)

That the Minutes of the Traffic Committee Meeting held on 3 February 2015 be adopted.

DECLARATION OF INTEREST

4 DECLARATION OF INTEREST 11.00002

That the Declaration of Interest be noted.

RECEIVE AND DEAL WITH DIRECTORS' REPORTS

Director Engineering Services' Report

5 Item 1 MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD 3 FEBRUARY 2015 (07.00006)

That the information be noted and necessary actions be taken.

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

That the information be noted.

7 **Item 3 TRIANGLE FLAT ROAD CURVE SIGNAGE AT CULVERT (28.00007-05/104)**

That Council approve the installation of curve signage at the culvert on Triangle Flat Road near Schumachers Road at Triangle Flat.

8 **Item 4 ST PHILOMENA'S SCHOOL - DROP OFF/PICK UP ZONE UPDATE (25.00022-02/036)**

That Council approve modifications to the School Drop off/Pick up zone at St Philomena's School subject to conditions as detailed in the Director Engineering Services' report.

9 **Item 5 SKATEBOARD RIDERS IN JARRAH COURT KELSO (25.000497)**

That the information be noted.

10 **Item 6 MANILLA STREET BATHURST – “NO TRUCKS BUSES EXCEPTED” SIGNS (28.00012-07)**

That Council approve the installation of 'NO TRUCKS Buses Excepted' signs on the Keppel Street entrance to Manilla Street Bathurst.

11 **Item 7 EGLINTON PUBLIC SCHOOL PEDAL PUSH 2015 (23.00026-18)**

That Council classify the Eglinton Public School Pedal Push to be held on Friday 18 September 2015 as a Class 4 event and approve it subject to conditions detailed in the Director Engineering Services' report.

12 **Item 8 BATHURST CYCLING CLUB COURSE AND CALENDAR AMENDMENTS 2015 (18.00022-05)**

That Council approve the amended Bathurst Cycling Club road racing and training events calendar for 2015. The events are to be classified as Class 2 events and approved subject to conditions detailed in the Director Engineering Services' report.

13 **Item 9 BATHURST BICENTENARY EVENT - RETRACE THE STEPS (23.00076)**

That Council approve the holding of the Bathurst Bicentenary Event – Retrace the Steps on Saturday, 2 May 2015. The Retrace the Steps walk is to be classified as a Class 2 Event, as detailed in the Director Engineering Services' report.

14 **Item 10 LATE REPORT (23.00026)** and **SECONDED** P Foran
MOVED D Veness

That the Committee accept and deal with the Late Report on Bathurst Wallabies Triathlon Club Event Date Change at the Traffic Committee Meeting 3 March 2015.

15 **Item 10.01 BATHURST WALLABIES TRIATHLON CLUB EVENT DATE CHANGE (23.00026)**

That Council approve the change of date for one event in the Bathurst Wallabies Triathlon Club Program from Sunday 5 April to Sunday 22 March 2015.

TRAFFIC REGISTER

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

That the information be noted.

MEETING CLOSE

17 **MEETING CLOSE**

The Meeting closed at 2.32pm

DELEGATES REPORTS

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

18 MARCH 2015

1 MINUTES - AUSTRALIA DAY WORKING PARTY - 17 FEBRUARY 2015 (23.00033)

Recommendation: That the information be noted.

Report: The minutes of the Australia Day Working Party held on 17 February 2015 are shown at **attachment 1**.

Financial Implications: N/A

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

2 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 11 FEBRUARY 2015 (11.00019)

Recommendation: That the information be noted.

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

Apologies: Nil.

1. BATHURST HARNESS RACING CLUB (22.04170)

Danny Dwyer and Mark Collins from the Bathurst Harness Racing Club addressed Council on the new facility at College Road.

Discussion included:

- Comparison of financial returns from October 2014 to January 2015 by comparison with the same period 12 months previous.
 - admissions - increase of 12% overall and 60% increase if include the opening of the track meeting
 - bar turnover - increase of 37% for the same period
 - prize money paid - increase of 12%
 - TAB funding increased by 12% for the period
- The Harness Racing Club advised that they were unsure how the new track would impact on their finances and current trend is showing a significant improvement in all areas.

Training Centre

- The Club would like to establish a training centre similar to Cranbourne in Victoria.
- Expected to cost approximately \$2 million.
- If the plan to construct the training centre goes ahead may ask Council for assistance.
- Training centre could be staged with the first priority being construction of stables.
- Training facility would make it easier to entice young people into the trotting industry - would be more cost effective for them
- Would like to construct the training centre within the next 12 months

Explained that as a result of new 'state of the art' Harness Racing track they have been able to attract a round of the World Trotting Driver's Championship to be held on 25 February 2015 with 4 heats being run at Bathurst on that day.

Asked Council if it would be possible to investigate some directional signage throughout the town area which would help visitors to find the College Road facility.

2. BATHURST RSL CLUB (2014/0376)

Peter Sargent, Marty Roberts and Paul Hennessy from the Bathurst RSL Club met with Council to discuss the renovations currently being undertaken at the Club.

- Major item for renovation is the Auditorium which will have a new ceiling, upgraded flooring and the area of the Auditorium will also be expanded.

- Approximately \$1.3 million will be spent on the Club renovations.

Other matters discussed included:

- 100 Years of Gallipoli will be major focus for the year. The Club is working with the RSL Sub Branch to celebrate this anniversary.
- RSL Club is looking to develop a video covering the history of the Club from the 1930's till today. This will help reassert their presence in the community.
- Parking: grateful to Council for change to four hour parking in the carpark and asked when the four hour signage will be installed.
- Sewer main running under the Club's facilities. As part of the renovations, the Club needs to relocate a sewer main at an approximate cost of \$90,000. Asked could Council make an allocation in its 2015/2016 Budget towards assisting the RSL Club with the cost of this relocation.

3. CSU - SEGRA CONFERENCE SPONSORSHIP (20.00071)

Linda Breen and Kate Esdaile from CSU attended Council to discuss the upcoming Sustainable Economic Growth for Regional Australia (SEGRA) Conference.

Discussion included:

- CSU enjoys a beneficial and positive relationship with Bathurst Regional Council.
- CSU with a number of other organisations submitted an expression of interest to hold the Conference in Bathurst, which they saw as an opportunity to showcase the Bathurst Region. Expect approximately 200 participants to attend being of economic benefit to the region and will connect local people with wider resources from throughout Australia.
- Conference will assist rural and remote Australia to secure and identify techniques, skills and issues they need to achieve economic growth and development.
- Conference is aimed at being interactive. Will provide a list of speakers, workshops, field trips, policy development opportunities, round table discussions and the SEGRA Challenge (this is where participants at the Conference are challenged with the development of a theme for next years conference).

BRC participation

Participation by Council will enable Council to demonstrate its capability, raise its profile, build its reputation on a national level, advance Council's critical issues for the future and will allow Council staff and Councillors to network and engage with keynote speakers, facilitators, Ministerial guests and other intellectuals.

Asked Council for assistance with the sponsorship package, benefits of which would be the promotion of Bathurst Regional Council and Bathurst as a region. The cost of major sponsorship is \$20,000 and can be provided in cash or kind.

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 Strategy 30.5

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

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

Strategy 32.2

3 CENTROC BOARD MEETING (07.00017)

Recommendation: That the report on the CENTROC Board Meeting held 26 February 2015 in Boorowa be noted.

Report: The CENTROC Board Meeting was recently held at the Boorowa Ex Services Club in Boorowa on the 26 February 2015.

Guest speakers - were from Charles Sturt University providing advice on economic modelling of Central NSW. Subsequently the Board resolved to progress the next steps in developing strategy for regional economic development.

Transport Infrastructure -the Board resolved to remove the Centroc Weight of Loads Group. Over the years there has been a steady decline in member support for this program. Wellington Council managed this group and have provided advice that they no longer wish to resource this service. The Board approved an Advocacy Plan for Transport Infrastructure. Discussion regarding a new regional roads group is underway.

Water Security – A Regional Infrastructure Priority Matrix has been developed by Centroc in conjunction with RDA Central West. It builds on the criteria developed by Infrastructure Australia and Infrastructure NSW to semi-quantitatively rank the infrastructure needs of the region. The Board gave consideration to the priorities for water infrastructure of the region from lists of up to 10 projects from each member council.

The Board also approved an Advocacy Plan for Transport Infrastructure.

On Thursday 19 February a delegation led by the Centroc Chair met with The Minister for Natural Resources, Lands and Water Senior Policy Advisor Warwick Pelly in Sydney, amongst the topics discussed was the dam consultation process, reducing the compliance burden for Councils and organising a meeting post the election with the Minister for Water to review the region's water infrastructure priorities.

Health – The Centroc Health Workforce group held a meeting in Forbes on 12 February. Guest speakers included Mr Stephen Jackson, Acting CEO of Western Medicare Local, Dr Ian Cameron, CEO of NSW Rural Doctors' Network and Dr Estrella Lowe, also from NSW Rural Doctors' Network.

Centroc met with the Minister for Local Government to discuss various topics, Health infrastructure, was one of the topics and The Minister for Local Government has offered to provide support to the region in its efforts to have federal funding provided specifically for health infrastructure.

On Thursday 19 February the Chair of Centroc led a delegation to meet with the Minister for Health the Honorable Jillian Skinner. The Minister undertook to provide advocacy support regarding the need for Local Government to be funded to build infrastructure for health, such as doctor's surgeries.

Regional Development – A meeting is being arranged with the advisors to the Honorable Barnaby Joyce seeking to proffer the region's position regarding the need for a more integrated effort regarding agriculture. The work being undertaken in collaboration with the State on the Regional Growth Plan includes the development of strategy around agriculture from a land use perspective.

Planning – The region continues its advocacy with regard to the Audit Standards Board and its resource intensive approach to accounting for residual value. The Planners Group are

well into developing advice for an Issues Paper to help inform the Regional Growth Plan.

Operational Report – Centroc continues to maintain savings for the Region. Since 14 December 2012 a total net savings of \$2,891,935.00 has been achieved for Councils for the operational support program.

Centroc has been very active in writing responses to the Australian Energy Regulator regarding Essential Energy's submissions to increase electricity pricing, particularly for street lighting.

JO Update

Background

Centroc lodged an Expression of Interest (Eoi) to become a Pilot Joint Organisation of Councils (JO) with the Office of Local Government 17 October 2014. To download the Eoi: http://www.centroc.com.au/wp-content/uploads/171014_CENTROC-EOI-for-Pilot-JO.pdf

The Minister for Local Government, The Hon Paul Toole, announced Centroc was one of 5 successful Pilot JOs on 12 November 2014:

<http://www.centroc.com.au/wp-content/uploads/Centroc-JO-media-release.pdf> where 11 regions made application

\$300,000 will be made available by the NSW Government to help fund Pilot JO activities.

On 17 November 2014, representatives of Centroc, including the Chair, met in Sydney to join fellow Joint Organisation representatives (Hunter, Illawarra, Namoi and Riverina regions) to start developing the details of the Pilot program where the advice to the meeting was drawn from the final report by the Independent Local Government Review Panel.

The Central West JO Regional Workshop was held 27 November in the Blayney Community Centre, all Mayors, General Managers, Centroc Staff and key state agencies from the region were in attendance. The workshop progressed the Plan for the JO Pilot.

Outcomes from the Central West JO Regional Workshop with a draft model and a draft action plan are available at:

<http://www.centroc.com.au/wp-content/uploads/Central-West-Pilot-JO-Regional-Workshop-Outcomes-Pack19.pdf>

The Centroc Executive directed the development of a two year Management Plan from January 2015-December 2016 for the Pilot and twelve month transition period. The Management Plan makes the following commentary regarding the Pilot JO:

Centroc has been selected as a Pilot JO to undertake a series of activities, these being:

- *regional strategic planning*
- *inter-governmental collaboration*
- *regional leadership and advocacy*
- *operational support to member Councils*
- *governance, resourcing and administration*
- *evaluation*

The Pilot itself will:

- *enable different approaches to be tested*

- *help understand the best ways for State and Local Government and other partners to work together and build relationships*
- *develop a suite of information, tools and resources that support successful collaboration*
- *help build the enabling legislative model and identify changes needed in other legislation*
- *inform the implementation of JOs across regional NSW from September 2016.*

Recognising the process will be iterative, Centroc has committed to underpinning its work as a Pilot on the following principles:

- *A strong network of Councils working collaboratively across NSW will offer this state competitive advantage;*
- *Frank and fearless advice from experienced practitioners should be proffered to best position the workability of any reforms;*
- *Diversity is critical to regional development and robust decision making;*
- *JO design should be enable Local Government to be nimble and opportunistic;*
- *The process should include significant engagement with and responsiveness to all Pilot JO member Councils; and*
- *The experience of and learnings from the highly successful Centroc Water Utilities' Alliance should be shared across NSW*

Centroc continues to build on relationships with State agencies and regional entities through the JO pilot and is developing advice for a funding agreement with State Government.

Centroc and RDA Central West are working with the Department of Planning and Environment to develop the Regional Growth Plan for the Central West. Various workshops have taken place and an Infrastructure Issues Paper is near completion where at the time most Councils have provided input.

A response to the Rural Councils Workshop Outcomes Paper was submitted to the Office of Local Government 7 January.

General Managers met to discuss risk management for the JO Pilot. This informed the further refinement of the Management Plan and advice to a Communications Plan which is near completion.

Some of the key risks and mitigations identified included:

- The legislative basis for the Joint Organisations may not be suitable for the region. This will be mitigated through the documentation of a recommended model in the pilot process.
- The State may be insufficiently resourced to effectively participate in regional strategic planning. This will be mitigated by working with the State to identify a committed and designated regional planning project team including Department of Premier and Cabinet.
- The direction of the JO may be at odds with individual councils or councillors. This will be mitigated by developing a Communication Plan that has opportunities for elected representatives and staff of councils to directly participate in and inform the activities of the JO.

Key opportunities include:

- The opportunity to use the Communication Plan to promote the model developed in this region as a leading example
- The opportunity to continue to promote the successes that Centroc has already achieved to decision makers
- The opportunity to lead the development of collaborative relationships with the State.

The first phone hookup of Pilot JOs with the OLG was held Wednesday 11 February. Representatives from the Department of Premier and Cabinet were also in attendance. Advice was provided that the funding agreements were in train as was a template for Regional Strategic Priorities.

A meeting of Pilot JOs west of the Blue Mountains and other ROCs able to attend with the Regional Leadership Group was held 18 February, the work at this meeting began a body of advice informing the optimisation of engagement with the State. This continues with good support from the Department of Premier and Cabinet.

The Centroc Board considered advice on progression of the Pilot 26 February and resolved to progress a draft Evaluation Plan through the Executive once the Office of Local Government has provided feedback. Key messages in a Communication Plan have been circulated to members Councils and the plan itself will be circulated for member feedback in due course.

Financial Implications: Council's involvement in CENTROC is provided for within existing budget allocations.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 1: To attract employment, generate investment and attract new economic development opportunities. Strategy 1.1