



ORDINARY MEETING OF
BATHURST REGIONAL COUNCIL

9 October 2013

His Worship the Mayor & Councillors

Notice of Ordinary Meeting of Bathurst Regional Council - Wednesday, 16 October 2013

I have to advise that an **Ordinary Meeting** of Bathurst Regional Council will be held in the Council Chambers on Wednesday, 16 October 2013 commencing at 6.00 pm.

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

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

D J Sherley
GENERAL MANAGER

BUSINESS AGENDA

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

TO BE HELD ON WEDNESDAY, 16 OCTOBER 2013

1. 6:00 PM - MEETING COMMENCES

2. PUBLIC QUESTION TIME

3. PRAYER

Almighty God, Give wisdom to those in authority and guide all peoples in the way of righteousness and peace, so that we may share with justice the resources of the earth, work together in trust and seek the common good. Amen.

4. APOLOGIES

5. MINUTES

* MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 18 SEPTEMBER 2013

6. DECLARATION OF INTEREST

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

7. MAYORAL MINUTE - Nil

8. RECEIVE AND DEAL WITH DIRECTORS' REPORTS

* DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT

* DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT

* DIRECTOR ENGINEERING SERVICES' REPORT

* DIRECTOR CULTURAL & COMMUNITY SERVICES' REPORT

* GENERAL MANAGER'S REPORT

9. REPORTS OF OTHER COMMITTEES

* MINUTES - TRAFFIC COMMITTEE MEETING 1 OCTOBER 2013

10. NOTICES OF MOTION - Nil

11. RESCISSION MOTIONS - Nil

12. DELEGATES REPORTS

* COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 11 SEPTEMBER 2013

* MALAYSIAN 12 HOUR RACE - SEPANG - 1 SEPTEMBER 2013 - CR AUBIN

* MINUTES - BATHURST REGIONAL YOUTH COUNCIL - 10 SEPTEMBER 2013

* MINUTES - AUSTRALIA DAY WORKING PARTY - 17 SEPTEMBER 2013

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

Recommendation: That:

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

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

- 1. In 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 ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	LAND IMPROVEMENT AWARDS	10A (2) (a) – Deals with personnel matters concerning particular individuals (other than Councillors) disclosure of which would not be in the public interest as it would reveal personal details of the individuals concerned.
2	PROPOSED ESTABLISHMENT OF A MOTOR SPEEDWAY	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial

	position of the person who supplied it.
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*** DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	PRICE ADJUSTMENT - LOT 1 DP1179272 KNOWN AS 449 CONROD STRAIGHT MT PANORAMA	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	PROPOSED NEW LEASE AGREEMENTS WITH NBN CO. LTD - 230 HOWICK STREET, BATHURST (PART LOT 1 DP774489), WATER RESERVOIR, PRINCE STREET, PERTHVILLE (PART LOT 1 DP857402) AND WATER RESERVOIR RAGLAN (PART LOT 211 DP748686).	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
3	SALE OF VACANT BLOCK OF LAND (LOT 2 DP1076805) KNOWN AS 24 RUSSELL STREET, BATHURST	10A (2) (c) – contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. Discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it would prejudice council's position in negotiating commercial and or financial arrangements.
4	PROPOSED NEW SPORTING LICENCE - PART LOT 7013 DP1114435 KNOWN AS BROOKE MOORE OVAL - RUGBY UNION CRICKET CLUB	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in

		open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
5	ALTERATION TO TENANCY - LOT 1 DP786946 KNOWN AS 159 EGLINTON 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.
6	EXPRESSION OF INTEREST - PART LOT 37 DP1159302 - VACANT LAND BATHURST AERODROME	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
7	PROPOSED NEW LEASE - CAFE IN TERMINAL BUILDING (PART LOT 37 DP1159302) - BATHURST AERODROME	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
8	RENEWAL OF LEASE - HOME CARE SERVICE OF NSW - UNIT 1, 55 SEYMOUR STREET, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on

		balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
9	REQUEST FOR FINANCIAL ASSISTANCE - ST PATS JUNIOR CRICKET CLUB	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
10	TENDER FOR PROVISION OF WIDE AREA NETWORK AND DATA SERVICES	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

14. RESOLVE INTO OPEN COUNCIL

15. ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

16. MEETING CLOSE

MINUTE

1 MEETING COMMENCES

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

MINUTE

2 PUBLIC QUESTION TIME

M Hollis – Ratepayer - congratulated Cr Rush on election to Mayoral role and thanked Cr Morse for her work as Mayor. Spoke to Councillors working together and leaving politics aside.

D Austin – Resident/ Ratepayer - spoke to letter distributed to Council last Wednesday concerning the heritage village of Kelso. Referred to proposed Highway upgrade and the impact it will have. Need rejuvenation of area. Has spoken to Roads and Maritime Services (RMS), need Council to declare it as a tourist destination. Issues included three options to consider for the bypass and creation of a scale model of the proposal. Orange is ahead of Bathurst, we need to shout about our heritage. Signage is also an issue. Need to stop buses and trucks in the village.

P Cosgrove – St. Pats Junior Cricket (President) - DCSF Confidential #9 - have moved to Eglinton and are putting in four new cricket nets. Seeking support from Council as requested in the report.

Cr Westman arrived at 6.08pm

J Hollis – Rail Action Bathurst - referred to lobbying for the train service to Sydney and the establishment of a committee. This Monday is one year since the service was established, there have been 25,000 users. There will be a cake cutting ceremony to acknowledge this success, the future of the link seems assured. The eastern gateway is at the rail station, is Council looking to do work down in that area?

The General Manager spoke of Keppel Street discussions with Keppel Street business owners and the review that is occurring.

The Mayor spoke to actions on parking being taken in this area in conjunction with John Holland Transport.

L Lucarno – F1 Vehicles Bathurst - would like to see F1 vehicles at Mount Panorama. Would like Council to pursue funding from other levels of Government and private sponsors for the funding to make this a possibility. Would fit in perfectly with 2015 celebrations and this may help the opportunity for funding. An F1 event would be huge publicity for the region and Australia.

G Crisp – Ratepayer - thanked Council for its reply to his previous questions. Spoke to borrowings of \$12 million by the Council and the rates obtained. Could he get an estimate of the current rate of borrowing? Spoke to getting access to documents and viewing a hard copy of business paper and the minutes at Council.

The Mayor advised Mr Crisp to contact the General Manager's office to arrange a time to view the documents.

P Dowling – Ratepayer - thanked Council for recent support he has received from people

recently. Then spoke to V8 races and feels the City is missing out as the Mount Panorama sign does not show Bathurst on it. It should be a permanent fixture.

The Mayor advised Council will get back to Mr Dowling on this matter.

D Stapleton – Farmers Arms Hotel - spoke to the V8 race event and the problems with the overwhelming police presence. This impacted on his business, had no fines issued, no one was asked to leave, it was atrocious the way police acted. Do not understand why they acted this way. Police stopped bus service hotel provided and told taxis Hotel closed at 6.30pm when it was not. Lost \$4,000 over the weekend.

The Mayor advised has not received any police advice.

MINUTE

3 APOLOGIES

Nil.

MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
TO 16 OCTOBER 2013

1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 18 SEPTEMBER 2013 (11.00005)

Recommendation: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 18 September 2013 be adopted.

Report: The Minutes of the Ordinary Meeting of Bathurst Regional Council held 18 September 2013, are attached.

Financial Implications: N/A

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

4 Item 1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
- 18 SEPTEMBER 2013 (11.00005)

MOVED: Cr I North SECONDED: Cr B Bourke

RESOLVED: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 18 September 2013 be adopted.

**MINUTES OF THE ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
HELD ON 18 SEPTEMBER 2013**

MEETING COMMENCES

1 MEETING COMMENCES 6:00 PM

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

PUBLIC QUESTION TIME

2 PUBLIC QUESTION TIME

B Trimming – Resident - believes Monica Morse has done a good job as Mayor.

Hospital Parking

- believes the aim is to make more parking available for members of the public
- if Council goes to the new mobile parking technology can it be used to patrol parking on footpaths in Howick Street area.

G Crisp – Ratepayer- Financial Statements - raised several questions and Mayor advised Council will provide response.

J Sjollega- Land Sale Ballot System - disappointed about the response received from Council. He believes the procedure for drawing of lots is flawed. Mayor advised to arrange a meeting with the General Manager to discuss the issue.

APOLOGIES

3 APOLOGIES

Nil.

MINUTES

4 Item 1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 21 AUGUST 2013 (11.00005)

MOVED Cr I North

and **SECONDED** Cr M Coote

RESOLVED: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 21 August 2013 be adopted.

ASSESSMENT ACT 1979 (03.00053)**MOVED** Cr W Aubinand **SECONDED** Cr I North**RESOLVED:** That the information be noted.**8** **Item 2 GENERAL REPORT (03.00053)****MOVED** Cr G Westmanand **SECONDED** Cr M Coote**RESOLVED:** That the information be noted.**9** **Item 3 BATHURST COMMUNITY ACCESS AND CYCLING PLAN UPDATE (20.00165)****MOVED** Cr I Northand **SECONDED** Cr W Aubin**RESOLVED:** That the information be noted.**10** **Item 4 CLOSURE OF ETHELTON AVENUE (DA/2012/0416)****MOVED** Cr B Bourkeand **SECONDED** Cr G Westman**RESOLVED:** That Council:

- (a) commence proceedings for the legal closure of Ethelton Avenue near the rail crossing pursuant to the Roads Act;
- (b) advise Bathurst Harness Racing Club that they will be responsible for all legal and survey work and costs associated with the proposed road closure and dedication of new road; and
- (c) refer the issue of potential reconstruction and sealing works to the 2014/15 Management Plan.

11 **Item 5 DEVELOPMENT APPLICATION NO. 2013/0258 – ADDITIONS TO A DWELLING AND 6 LOT RESIDENTIAL SUBDIVISION AT LOTS 1 AND 2, DP741596, LOTS A AND B DP 157675 AND LOT 1 DP 998754, AT 127, 129, 131, 133 AND 135 DURHAM STREET, BATHURST. APPLICANT & OWNER: ANDREW SHUMACK (DA/2013/0258)****MOVED** Cr M Cooteand **SECONDED** Cr I North

RESOLVED: That Council:

- (a) support the variation to the minimum lot size for residential subdivision prescribed in the Bathurst Regional (Interim) Development Control Plan 2011; and
- (b) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2013/0258, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended.
- (c) call a division.

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

The result of the division was:

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

Against the motion - Nil

Absent - Nil

Abstain - Nil

12

Item 6 DEVELOPMENT APPLICATION NO. 2013/0301 – TWO LOT RURAL SUBDIVISION (BOUNDARY ADJUSTMENT) AT 2461 MID WESTERN HIGHWAY, FITZGERALDS MOUNT AND 2537 MID WESTERN HIGHWAY, FITZGERALDS MOUNT. APPLICANT: ANDREWS JOHNS. OWNER: MR M JOHNS, MR A JOHNS, MRS A JOHNS & MRS L JOHNS (DA/2013/0301)

MOVED Cr I North

and **SECONDED** Cr M Coote

RESOLVED: That Council:

- (a) support the variation to the 1(e) Outer Rural 100 hectare minimum lot size as prescribed in the Clause 27 (1) of *Bathurst Regional (Interim) Local Environmental Plan 2005* for proposed Lot 2;
- (b) support the variation to the 1(e) Outer Rural 100 hectare minimum lot size as prescribed in the Clause 28 (1) of *Bathurst Regional (Interim) Local Environmental Plan 2005* for proposed Lot 2;
- (c) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2013/0301, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979; and
- (d) call a division.

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

The result of the division was:

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr G Hanger, Cr M Morse, Cr I

North, Cr G Westman, Cr M Coote, Cr J Jennings, Cr G Rush,
Against the motion - Nil
Absent - Nil
Abstain - Nil

13 Item 7 ENERGY EFFICIENCY AND R&D TAX INCENTIVE WORKSHOPS (11.00009)

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

RESOLVED: That the information be noted.

14 Item 8.1 CAR PARKING LICENCE AGREEMENT WITH WESTERN NSW LOCAL HEALTH DISTRICT (BATHURST HEALTH SERVICE) (22.01047)

MOVED Cr I North and **SECONDED** Cr B Bourke

That Council:

- (a) not agree to enter into a Car Parking Agreement with Western NSW Local Health District to patrol the free parking areas in the Bathurst Health Service car parks for a period of two (2) years.

The MOTION was PUT and LOST

15 Item 8.2 CAR PARKING LICENCE AGREEMENT WITH WESTERN NSW LOCAL HEALTH DISTRICT (BATHURST HEALTH SERVICE) (22.01047)

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

RESOLVED: That Council:

- (a) agree to enter into a Car Parking Agreement with Western NSW Local Health District to patrol the free parking areas in the Bathurst Health Service car parks for a period of two (2) years.
- (b) delegate authority to the General Manager to sign the agreement on behalf of Bathurst Regional Council.

Director Corporate Services & Finance's Report

16 Item 1 STATEMENT OF INVESTMENTS (16.00001)

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

29 Item 1 MINUTES - BATHURST REGIONAL YOUTH COUNCIL - 23 JULY 2013 (11.00020)

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

RESOLVED: That the information be noted.

30 Item 2 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 14 AUGUST 2013 (11.00019)

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

RESOLVED: That the information be noted.

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

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

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

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

There we no representations from the public.

RESOLVED: That:

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

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

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	BATHURST WAR MEMORIAL CARILLON	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	BATHURST GO-KART RACING TRACK	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
3	RENEWAL OF RURAL LICENCE - PART LOT 103 DP1006130, LAND NEAR EGLINTON BRIDGE - MERCIECA	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	RENEWAL OF RURAL LICENCE - PART LOT 7004 DP1002346 - LAND NEAR EGLINTON BRIDGE - MUMBERSON	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 DRILL &	10A (2) (d) (i) – contains

- f **Item 1 SIMPLOT AUSTRALIA PTY LTD (22.01698.04)**
MOVED Cr G Westman and **SECONDED** Cr M Morse

That Council:

- (a) enter into a written agreement with Simplot Australia Pty Ltd for water saving projects that allow for a long term sustainable reduction of water usage and operation costs at the Simplot Bathurst factory;
- (b) that in year one of this agreement, the proposed project be:
- (i) full can washing reuse of water project;
- (ii) rain water capture for utilisation in bathroom and showers;
- (c) in future years, include the water cooling tower water for re-use projects and the UV water treatment for Winburndale raw water processes.

RESOLVE INTO OPEN COUNCIL

- 32** **RESOLVE INTO OPEN COUNCIL**
MOVED Cr W Aubin and **SECONDED** Cr M Coote

RESOLVED: That Council resume Open Council.

ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

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

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

MEETING CLOSE

- 34** **MEETING CLOSE**

The Meeting closed at 7.27 pm.

CHAIRMAN: _____

Date: _____ **(16 October 2013)**

MINUTE

5 DECLARATION OF INTEREST 11.00002
MOVED: Cr I North SECONDED: Cr B Bourke

RESOLVED: That the following Declarations of Interest be noted.

Cr Westman

Item #9 of the Director Corporate Service & Finance Confidential Report

DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT AND MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

16 OCTOBER 2013

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

Recommendation: That the information be noted.

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

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

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

MOVED: Cr B Bourke SECONDED: Cr M Coote

RESOLVED: That the information be noted.

2 GENERAL REPORT (03.00053)

Recommendation: That the information be noted.

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

- (a) Applications determined using authority delegated to the Director Environmental Planning & Building Services during September 2013 (**attachment 1**)
- (b) Applications refused during September 2013 (**attachment 2**)
- (c) Applications under assessment as at the date of compilation of this report (**attachment 3**)
- (d) Applications pending approval for greater than 40 days as at the date of compilation of this report (**attachment 4**)
- (e) Applications with variations to development standards under State Environmental Planning Policy No. 1 approved in September 2013 (**attachment 5**).

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

- 7 **Item 2 GENERAL REPORT (03.00053)**
MOVED: Cr M Coote SECONDED: Cr I North

RESOLVED: That the information be noted.

3 EVOCITIES STEERING COMMITTEE CHANGES (18.00208)

Recommendation: That the information be noted.

Report: The Evocities Steering Committee has elected a new Chairperson, Peter Adams, Director of Commercial & Economic Development, Wagga Wagga City Council. Peter replaces the outgoing Chair, Stephen Sykes, former Director of Enterprise Services at Orange City Council. As one of the seven Evocities, Bathurst Regional Council has endorsed the appointment of Peter Adams. Albury City Council will remain as the Secretariat.

David Shaw, Director of Environmental, Planning & Building Services has been appointed to the Executive Committee of Evocities, in addition to his existing role on the Steering Committee. Gretchen Armitage, Manager Economic Development has been appointed to the Operational Group along with Steven Bowman, Business Development Officer.

Please note that Council will draft a Letter of Appreciation to the outgoing Chair, Stephen Sykes, in recognition of his contribution to the Evocities campaign.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 1: To attract employment, generate investment and attract new economic development opportunities. Strategy 1.2
- Objective 5: To facilitate and foster partnerships, networks and infrastructure to support and attract knowledge, innovation and research. Strategy 5.1

MINUTE

- 8 **Item 3 EVOCITIES STEERING COMMITTEE CHANGES (18.00208)**
MOVED: Cr M Coote SECONDED: Cr I North

RESOLVED: That the information be noted.

Yours faithfully

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

D R Shaw
DIRECTOR
ENVIRONMENTAL, PLANNING & BUILDING SERVICES

DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT AND MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

16 OCTOBER 2013

1 STATEMENT OF INVESTMENTS (16.00001)

Recommendation: That the information be noted.

Report: \$76,500,000 was invested at 30 September 2013 in accordance with Council's investment policies, the Minister's Investment Order dated 12 January 2011, the Local Government Act 1993 and associated regulations. All investments have been reconciled with Council's general ledger and are listed below:

	<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	\$14,000,000.00	4.30%
Bendigo and Adelaide Bank	A2	\$10,000,000.00	4.12%
Commonwealth Bank	AA-	\$3,000,000.00	3.41%
IMB	A3	\$8,000,000.00	4.10%
Maritime, Mining & Power Credit Union	ADI	\$3,000,000.00	4.01%
National Australia Bank	A1+	\$13,500,000.00	4.19%
People's Choice Credit Union	ADI	\$2,000,000.00	3.90%
Railways Credit Union	ADI	\$1,000,000.00	4.25%
SGE Credit Union	ADI	\$1,000,000.00	4.20%
Westpac Banking Corporation	A1+	<u>\$1,000,000.00</u>	
		\$56,500,000.00	4.06%
<u>Long Term > 365 Days</u>			
(comprising Commercial Bills, Term Deposits and Bonds):			
<u>Committed Rolling Investments</u>			
Westpac	AA-	\$2,000,000.00	3.95%
Westpac	AA-	\$2,000,000.00	3.83%
Westpac	AA-	\$2,000,000.00	3.88%
Westpac	AA-	\$2,000,000.00	3.93%
Westpac	AA-	<u>\$2,000,000.00</u>	<u>3.75%</u>
		\$10,000,000.00	3.87%
<u>Fixed, Negotiable & Tradeable Certificates of Deposits</u>			
Commonwealth Bank	AA-	<u>\$2,000,000.00</u>	<u>3.80%</u>
		\$2,000,000.00	3.80%
<u>Floating Rate Notes</u>			
Barclays Bank PLC – Australia	AA-	\$2,000,000.00	4.33%
Bendigo & Adelaide Bank Retail Bond	A-	\$2,000,000.00	4.33%
Bendigo & Adelaide Bank Retail Bond	A-	\$1,000,000.00	3.80%
Members Equity Bank	A-	<u>\$3,000,000.00</u>	<u>3.82%</u>
		\$8,000,000.00	4.07%
Total Investments		<u>\$76,500,000.00</u>	<u>4.03%</u>

These funds were held as follows:

Reserves Total (includes unexpended loan funds)		\$25,294,008.93
Grants held for specific purposes		\$4,592,898.36
Section 94 Funds held for specific purposes		\$24,485,610.92
Unrestricted Investments – All Funds		\$22,127,481.79
General Fund	\$436,923.51	
Water Fund	\$4,010,653.03	
Sewer Fund	\$3,903,677.33	
Waste Fund	<u>\$13,776,227.92</u>	

Total Investments **\$76,500,000.00**

Total Interest Revenue to 31 August 2013 **\$768,156.63** **4.03%**

Year to Date Averages

(as per the CBA & RBA for comparison purposes)

Reserve Bank of Australia - Cash Rate	2.50%
AFMA - 90 day Bank Bill Swap Rate (BBSW)	2.64%
Three Year Swap Rate - Commonwealth	2.90%

	RBA Cash Rate	90 day BBSW	3 Year Bond Rate	Council's Actual Performance
July 2013	2.75%	2.72%	2.87%	4.31%
August 2013	2.50%	2.66%	2.83%	4.17%
September 2013	2.50%	2.64%	2.90%	4.03%

R Roach
Responsible Accounting Officer

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

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

RESOLVED: That the information be noted.

2 YEAR TO DATE MONTHLY REVIEW - 2013-2017 DELIVERY PLAN AND ANNUAL OPERATING PLAN 2013-2014 (16.00135)

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 2013-2017 Delivery Plan and the Annual Operating Plan 2013-2014.

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

Fines or penalty notices this month - Nil.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

10 Item 2 YEAR TO DATE MONTHLY REVIEW - 2013-2017 DELIVERY PLAN AND ANNUAL OPERATING PLAN 2013-2014 (16.00135)

MOVED: Cr M Coote SECONDED: Cr J Jennings

RESOLVED: That the information be noted.

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

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

Report: At **attachment 1** is a list of Sundry Section 356 Donations, Bathurst Memorial Entertainment Centre Community Use Subsidies and Mount Panorama Fee Subsidies granted by Council for the period ending 30 September 2013.

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

Section 356:	\$ 6,967.00
BMEC Community use:	\$ 41,642.23
Mount Panorama :	\$ 23,967.60

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

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

MOVED: Cr J Jennings SECONDED: Cr I North

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

4 POWER OF ATTORNEY (11.00007)

Recommendation: That the information be noted.

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

- Bathurst Harness Racing Club Ltd - College Road, Bathurst - Lot 14, DP787842, Lot 10, DP717095, Lot 6 DP540566 - Lease.
- Bathurst Harness Racing Club Ltd - College Road, Bathurst - Lot 14, DP787842, Lot 10, DP717095, Lot 6 DP540566 - Agreement Lease.
- TG & AM Parker - 75 Swanbrooke Street - Lot 902, DP1170287 - Transfer.
- RC Graham - 9 Irving Place - Lot 711, DP1103019 - Transfer.
- R & L Wood - Vale Road, Orton Park - Lots 1, 2, & 3 DP778506 - In House Rural Licence.
- Vodafone Network Pty Ltd - 250 Howick Street - Lot 1, DP774489 - Lease.

Linen Plan Release

- Ratsep/JA & CP Stait - Lot 100, DP1178351, Residential Subdivision - Marsden Lane, Kelso.
- LLandco Nominees, Lenehan Pty Ltd - Lot 149, DP1165505 - Residential Subdivision, Ophir Road, Llanarth.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

- 12 **Item 4 POWER OF ATTORNEY (11.00007)**
MOVED: Cr W Aubin SECONDED: Cr M Coote

RESOLVED: That the information be noted.

5 LOCAL INFRASTRUCTURE RENEWAL SCHEME (LIRS)- ROUND THREE (16.00020-06)

Recommendation: That Council make an application for a loan under the LIRS to upgrade the sewerage infrastructure at the Mount Panorama precinct.

Report: Council has received advice from the Department of Local Government that round three of the Local Infrastructure Renewal Scheme (LIRS) is now open for applications. Please refer to **attachment 1**.

The scheme provides an interest subsidy to fund Council infrastructure backlog borrowing.

Council has for many years needed to upgrade the sewerage infrastructure at Mount Panorama. Many of the toilet blocks are connected to an old water main allowing disbursement of sewerage from the top of the mount to Council's major infrastructure at the bottom of the mount. Also contained on the mount are many properties that have septic systems which could also be connected to the Council sewer system.

Council's engineering staff are currently in the process of designing and costing a new system which will cater for the crowds that attend the mount for car racing and the many other activities. Councillors will be advised of these costs once known.

This project is not contained within Council's current Operating Plan. Accordingly it will be necessary to include the project with a funding source supported by a subsidised loan through the LIRS scheme. This subsidy is 3% which is paid by the State Government.

As this project will take several months to complete the first loan repayment will be in 2014/15, and these loan repayments will need to be built into the Operating Plan.

Financial Implications: Council will obtain a low interest loan and will increase the operational cost of the sewer fund. This increased cost will be built into the Operating Plan.

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 6.6
- 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 29.6

MINUTE

13 Item 5 LOCAL INFRASTRUCTURE RENEWAL SCHEME (LIRS)- ROUND THREE (16.00020-06)

MOVED: Cr W Aubin SECONDED: Cr I North

RESOLVED: That Council make an application for a loan under the LIRS to upgrade the sewerage infrastructure at the Mount Panorama precinct.

6 REQUEST FOR FINANCIAL ASSISTANCE - TRIUMPH SPORTS OWNERS ASSOCIATION (18.00004, 23.00015)

Recommendation: That Council fund the cost of the closure of Russell Street between William and George Streets on Saturday 31 October 2015 for the Triumph Sports Owners Assoc of NSW, at an approximate cost of \$1,000 and this be funded from the 2015/2016 Section 356 Donations.

Report: Council has received advice that the Triumph Sports Owners Association of NSW will be conducting their National Meeting in Bathurst in 2015. The request is shown at **attachment 1**. The Club are proposing to hold an 8 day program of activities from 30 October 2015 to 7 November 2015. This event will bring approximately 150 delegates to Bathurst.

It is proposed to hold a Concourse and Show and Shine for about 70 vehicles in front of the Court House on Saturday 31 October 2015. The event is scheduled to run between 8.30 am and 3 pm and this will require the closure of Russell Street between George and William Streets. The Triumph Sports Owners Association advised they need an answer at this time - *"due to the number of delegates and distances to be travelled it is important to get dates locked away for our accommodation and events well in advance"*

The Club is seeking Endorsement from the 2015 Bicentenary Celebrations Committee to include this event in the 200th Birthday Celebrations calendar.

Financial Implications: The cost of the road closure (estimated at \$1,000) could be funded from the 2015/2016 Section 356 Donations.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.2

MINUTE

14 Item 6 REQUEST FOR FINANCIAL ASSISTANCE - TRIUMPH SPORTS OWNERS ASSOCIATION (18.00004, 23.00015)

MOVED: Cr B Bourke SECONDED: Cr M Coote

RESOLVED: That Council fund the cost of the closure of Russell Street between William and George Streets on Saturday 31 October 2015 for the Triumph Sports Owners Assoc of NSW, at an approximate cost of \$1,000 and this be funded from the 2015/2016 Section 356 Donations.

7 REQUEST FOR FINANCIAL ASSISTANCE - COMMUNITY TRANSPORT ORGANISATION CONFERENCE 2013 (18.00001-05)

Recommendation: That Council:

- (a) provide 200 Bathurst pens and 200 Bathurst notepads for Conference Bags
- (b) make a donation of \$800 to provide 200 jars of jam for Conference bags, to be funded from Section 356 Donations.

Report: On Tuesday 5 November and Wednesday 6 November 2013 Bathurst will be hosting the 2013 Community Transport Organisation (CTO) Annual State Conference.

Council has received a request from CTO to supply a gift for the delegates of something 'uniquely Bathurst', like a small jar of jam to be included within the delegates' conference bags. Council would be thanked at the Welcome to Conference for their donation. The request is shown at **attachment 1**.

CTO advises that Bathurst will be hosting the CTO NSW Conference and as Bathurst is the birthplace of Community Transport from the 1970s it will be a special occasion. The Community Transport Organisation Inc is the peak body that represents approximately 120 NSW not-for-profit organisations who deliver in excess of two million passenger trips for the frail, aged, disabled and disadvantaged across NSW.

The 2013 Conference theme is 'Into the Future & Beyond' and is a key meeting place for community transport workers, community development workers and Board members, policy makers, managers, coordinators, government and non-government organisations, providing an interactive platform for discussion on the issues and development affecting the community transport sector. Over 200 delegates are expected to attend.

Bathurst Visitor Information Centre (BVIC) have advised CTO that they could supply Bathurst pens and notepads for inclusion within the conference bag. The cost of the pens and notepads (\$150) will be funded from Council's printing and stationery cost centre. BVIC would be able to provide 200 jars of jam at a cost of \$4 per jar, totalling \$800. This could be funded from Council's Section 356 Donations.

Financial Implications: The cost of \$800 for 200 jars of jam could be funded from Council's Section 356 Donations which currently has a balance of \$6,967.00.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 19: To improve equity of access to all members of the community in public and private domains. Strategy 19.7
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.2

MINUTE

15 Item 7 REQUEST FOR FINANCIAL ASSISTANCE - COMMUNITY TRANSPORT ORGANISATION CONFERENCE 2013 (18.00001-05)

MOVED: Cr B Bourke SECONDED: Cr J Jennings

RESOLVED: That Council:

- (a) provide 200 Bathurst pens and 200 Bathurst notepads for Conference Bags
- (b) make a donation of \$800 to provide 200 jars of jam for Conference bags, to be funded from Section 356 Donations.

8 PROPOSED NEW RESIDENTIAL SUBDIVISION - LOT 11 DP1141570 LOCATED ON COX LANE, EGLINTON (22.01826)

Recommendation: That Council

- (a) commence proceedings for the subdivision of the residential land known as Lot 11 DP1141570 located at Cox Lane Eglinton
- (b) approves the commencement of the tender process for construction of the subdivision by Council's Engineering section
- (c) starts construction of the subdivision as soon as possible subject to a satisfactory Development Application approval
- (d) seeks a further report regarding a release date and appropriate lot prices once construction works have commenced

Report: Council at its Ordinary Meeting held on Wednesday 21 August 2013 (refer Confidential DCSF report #10) approved the General Manager to submit an Expression of Interest form in relation to the purchase of Lot 10 DP1141570 known as 128 Duramana Road, Eglinton and Lot 11 DP1141570 located on Cox Lane, Eglinton. See map of proposed development at **attachment 1**.

Council was successful with its Expression of Interest for the land at Duramana Road and Cox Lane at Eglinton. As a result of the successful expression Council is now the owner of 26.2ha of 1(e) Inner Rural zoned land and 4.7 ha of 2(a) Residential land.

Council will now seek to develop the residential zoned section of land. Plans for the proposed subdivision are being developed and will be submitted for Council's Development Application approval process. It is anticipated that the subdivision will create approximately 60 residential allotments.

On completion of the construction process, the subdivision will be sold under Council's adopted Land Sales/Process policy.

The rural zoned land will be retained for future use. Councillors would be aware that the rural land has approval for the construction of a retirement village. At the time of writing this report staff are investigating what physical work needs to be carried out on the site to trigger "physical commencement". Once this trigger is achieved the consent remains active indefinitely.

In addition, Council will seek to derive an income stream through leasing the rural zoned land via an Expression of Interest process similar to other Expressions of Interest for Council land at Laffing Waters, Bathurst Aerodrome and the Windradyne residue land.

For Councillors information, Council continues to receive enquiries for residential land in Bathurst. The latest residential subdivision known as Avonlea Stages 8 and 10 will shortly be released for sale under Council's Land Sale Policy/Process. In early 2014 it is anticipated that Avonlea Stage 9 will be ready for sale. Council's Engineering Section is currently preparing a design for Windradyne 1000.

At the time of writing this report Council holds NO residential lots for sale.

Land in the Bathurst area is at a premium at the present time. Demand for residential

development is still very high. With Council approving the new subdivision Council's Property Section will have a good cross section of residential land in Bathurst and Eglinton to sell.

It is recommended that Council

- (a) commence proceedings for the subdivision of the residential land known as Lot 11 DP1141570 located at Cox Lane Eglinton.
- (b) approves the commencement of the tender process for construction of the subdivision by Council's Engineering section
- (c) starts construction of the subdivision as soon as possible subject to a satisfactory Development Application approval.
- (d) seeks a further report regarding a release date and appropriate lot prices once construction works have commenced.

Financial Implications: If Council approves the above recommendation the design and construction costs will be funded from the Land Development Reserve.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 1: To attract employment, generate investment and attract new economic development opportunities. Strategy 1.8

MINUTE

**16 Item 8 PROPOSED NEW RESIDENTIAL SUBDIVISION - LOT 11 DP1141570
LOCATED ON COX LANE, EGLINTON (22.01826)**

MOVED: Cr G Westman SECONDED: Cr M Morse

RESOLVED: That Council

- (a) commence proceedings for the subdivision of the residential land known as Lot 11 DP1141570 located at Cox Lane Eglinton
- (b) approves the commencement of the tender process for construction of the subdivision by Council's Engineering section
- (c) starts construction of the subdivision as soon as possible subject to a satisfactory Development Application approval
- (d) seeks a further report regarding a release date and appropriate lot prices once construction works have commenced

Yours faithfully



R Roach
**DIRECTOR
CORPORATE SERVICES & FINANCE**

DIRECTOR ENGINEERING SERVICES' REPORT AND MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

16 OCTOBER 2013

1 TIMBER BRIDGE REPLACEMENT (40.00004)

Recommendation: That Council invite tenders for the replacement of the Brewongle Lane and Lachlan Road bridges as per the Director Engineering Services' report.

Report: As Council would be aware, an application was made to the State Government through its Local Infrastructure Renewal Scheme for the replacement of timber bridges within the Bathurst Local Government Area. This Scheme provides a subsidised interest rate upon Council borrowings of up to \$1M for the project.

A review of Council's timber bridge asset management plan reveals that of the 11 timber bridges remaining within Council's rural road network, two bridges have been identified as having a high priority for replacement. These two bridges are located on Brewongle Lane, crossing Salt Water Creek and Lachlan Road, crossing Carrs Creek as shown at **attachment 1**.

Preliminary designs and construction estimates have been prepared for these bridges and road approach works, based upon the bridge construction being of modular precast components where possible, with the following costs determined:

Brewongle Lane	\$350,000 (ex GST)
Lachlan Road	\$650,000

It is proposed that the bridge located on Brewongle Lane will be constructed on the same horizontal alignment due to site constraints, with a slightly raised deck to improve the vertical geometry and hydraulic performance of the structure. This will require that the road be closed for the duration of the construction work and traffic detours via Brewongle Lane to the Great Western Highway to the north of the bridge or via Brewongle Lane, thence Tarana Road and O'Connell Road to the south. The existing bridge is not currently, or proposed to be, listed as a heritage item in Council's Conservation Management Plan.

The proposed bridge on Lachlan Road will be constructed on an alternate alignment which will improve road geometry at the site. This will also allow the bridge to be constructed whilst the existing timber bridge remains trafficable. The existing bridge is listed in Council's Conservation Management Plan, but is not considered a heritage item. A suitable photographic record will be required prior to the existing bridge's demolition, subject to recommendations of the Conservation Management Plan.

Upon Council approving the calling of tenders, a suitably qualified geotechnical consultant will be engaged to perform appropriate ground investigations. This will then be included in design and construction documentation for the two bridges, which will be subsequently reported to Council.

It is recommended that Council approves the calling of tenders for both Brewongle Lane and Lachlan Road bridges.

Financial Implications: Funding is to be provided by the Local Infrastructure Renewal Scheme, with loan repayments to be included in Council's future Management Plans.

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 6.3

- 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 29.8

MINUTE

- 17 **Item 1 TIMBER BRIDGE REPLACEMENT (40.00004)**
MOVED: Cr B Bourke SECONDED: Cr M Coote

RESOLVED: That Council invite tenders for the replacement of the Brewongle Lane and Lachlan Road bridges as per the Director Engineering Services' report.

Yours faithfully



Doug Patterson
DIRECTOR
ENGINEERING SERVICES

DIRECTOR CULTURAL & COMMUNITY SERVICES' REPORT AND MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

16 OCTOBER 2013

1 KELSO COMMUNITY CENTRE SEPTEMBER/OCTOBER 2013 SCHOOL HOLIDAY ACTIVITIES (09.00026)

Recommendation: That the information be noted.

Report: Kelso Community Centre offered a range of activities for the September/October school holidays, which were funded as part of the 'Keeping Our Young People and Community Safe Grant'. Across the two weeks of the school holidays there was six days of activities catering for children, young people, and families within the Kelso community. There was positive feedback from the community in regards to the activities, which had an average attendance of 70 people across all six days.

The following activities were offered for the school holidays:

- 23 September - Carnivale Day featured an exhibition of artwork by children from the Kelso community, a jumping castle, face painting and other activities
- 24 September - Birthday Party Day was based around games, activities, and food that is common at birthday parties
- 25 September - Celebration of Indigenous Culture featured a dance performance and demonstrations by the Waradah Aboriginal Centre. There was also a number of art and craft activities
- 30 September - Sports Day included a range of sporting activities offered by Believe Bootcamp and a rock climbing wall
- 1 October - Animal Day featured a petting zoo, face painting, and animal themed snacks
- 2 October - Smashed Arts offered a range of activities and workshops, including aerial, break dancing, circus skills, and acrobatics

Pictures of the events can be found in **attachment 1**.

Financial Implications: The activities were funded through "Keeping Our Young People and Community Safe" Grant.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

18 Item 1 KELSO COMMUNITY CENTRE SEPTEMBER/OCTOBER 2013 SCHOOL HOLIDAY ACTIVITIES (09.00026)

MOVED: Cr M Coote SECONDED: Cr G Hanger

RESOLVED: That the information be noted.

Yours faithfully



Annabell Miller
**DIRECTOR
CULTURAL & COMMUNITY SERVICES**

GENERAL MANAGER'S REPORT AND MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

16 OCTOBER 2013

**1 DISCLOSURES BY COUNCILLORS AND DESIGNATED PERSONS RETURNS
(11.00002)**

Recommendation: That the completed Disclosure of Interest of Councillors and Designated Persons Returns for Councillors and relevant staff be noted.

Report: In accordance with the provisions of Section 450(A) of the Local Government Act, the Disclosure of Interest of Councillors and Designated Persons Returns for Councillors and relevant staff will be tabled at the 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

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

MINUTE

19 Item 1 DISCLOSURES BY COUNCILLORS AND DESIGNATED PERSONS RETURNS (11.00002)

MOVED: Cr B Bourke SECONDED: Cr M Coote

RESOLVED: That the completed Disclosure of Interest of Councillors and Designated Persons Returns for Councillors and relevant staff be noted.

Yours faithfully



D J Sherley
GENERAL MANAGER

TRAFFIC COMMITTEE MEETING

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MINUTES - TRAFFIC COMMITTEE MEETING 1 OCTOBER 2013 (07.00006)

Recommendation: That the recommendations of the Traffic Committee Meeting held on 1 October 2013 be adopted.

Report: The Minutes of the Traffic Committee Meeting held 1 October 2013, are attached.

Financial Implications: N/A

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

20 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING 1 OCTOBER 2013
(07.00006)

MOVED: Cr G Westman SECONDED: Cr M Coote

RESOLVED: That the recommendations of the Traffic Committee Meeting held on 1 October 2013 be adopted.

MINUTES OF THE TRAFFIC COMMITTEE
HELD ON 1 OCTOBER 2013

MEETING COMMENCES

1 MEETING COMMENCES 2:00 PM

Members: Leading Senior Constable Daniel Cooper (Police), Senior Constable Ian Stibbard (Police), David Veness (MP Representative) and Jackie Barry (Roads and Maritime Services)

Present: Doug Patterson (Director Engineering Services), Paul Kendrick (Traffic and Design Engineer, Iris Dorsett (Local Area Road Safety Officer)

APOLOGIES

2 APOLOGIES

That the apology of Cllr Warren Aubin (Bathurst Regional Council) be accepted.

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 3 SEPTEMBER 2013 (07.00006)

That the Minutes of the Traffic Committee Meeting held on 3 September 2013 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 SEPTEMBER 2013 (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 TRIUMPH SPORTS OWNERS ASSOCIATION 2015 NATIONAL CONCOURSE AND SHOW AND SHINE EVENT – RUSSELL STREET BATHURST (23.00015-07/045)

That Council:

- (a) Classify the Triumph Sports Owners Association Concourse and Show and Shine event to be held on Saturday 31 October 2015 as a Class 2 event, and approve the event subject to conditions as detailed in the Director Engineering Services' report.

- (b) Agree to the closing of Russell Street on Saturday 31 October 2015 for a Concourse and Show and Shine Event.

8 Item 4 PATHWAY TO RECONCILIATION 2013 WALK (23.00143/017)

That Council approve the holding of the Pathway to Reconciliation 2013 Walk on Wednesday 6 November 2013. The Pathway to Reconciliation 2013 Walk is to be classified as a Class 4 event, as detailed in the Director Engineering Services' report.

9 Item 5 KELSO HIGH SCHOOL BUS INTERCHANGE – TRAFFIC ISSUES (22.02067)

That Council:

- (a) Install "No Stopping" signs on Boyd Street/Limekilns Road on both corners between Boyd Street/Limekilns Road and Cambewarra Court
(b) Install edge lines and centre lines on Boyd Street/Limekilns Road between Morang Avenue and Cambewarra Court.

10 Item 6 ADDITIONAL TEMPORARY BUS ZONES FOR 2013 SUPERCHEAP AUTO BATHURST 1000 (28.00022)

That Council approve the request for additional temporary bus zones to be put in place for the duration of the 2013 Supercheap Auto Bathurst 1000 weekend subject to conditions as detailed in the Director Engineering Services' report.

**11 LATE REPORT (23.00026-14)
MOVED D VENESS and SECONDED L/S/C D COOPER**

RESOLVED: That the Committee accept and deal with the Late Report on the Bathurst Wallabies Triathlon Club Events 2013/2014 series at the Traffic Committee Meeting on 1 October 2013.

12 Item 7 BATHURST WALLABIES TRIATHLON CLUB EVENTS 2013/2014 SERIES (23.00026-14)

That Council approve the staging of the Bathurst Wallabies Triathlon Club 2013/2014 Series of events. The events are to be classified as Class 2 events and approved subject to conditions as detailed in the Director Engineering Services' report.

TRAFFIC REGISTER

13 Item 1 TRAFFIC REGISTER (07.00006)

That the information be noted.

MEETING CLOSE

14 MEETING CLOSE

The Meeting closed at 2.20 pm.

DELEGATES REPORTS AND MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

16 OCTOBER 2013

1 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 11 SEPTEMBER 2013 (11.00019)

Recommendation: That the information be noted.

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

Apologies: Crs Bourke, North.

1. WESTERN NSW MEDICARE LOCAL (11.00019)

Leanne McClymont, Community Liaison Officer, attended the meeting to provide Councillors with background on Western NSW Medicare Local (WML).

Discussion included:

- Recent national health reforms saw the creation of 61 Medicare Locals Australia wide.
- Medicare Locals have been established to listen and respond to the health care needs of the regions they serve.
- They are organisations governed by local clinicians and community representatives.
- Medicare Locals are not for profit and regionally based.

Medicare Locals aim to deliver:

- Improved patient journey through the health system.
- Support to clinicians and service providers.
- Identification of health needs of the local area

2. FORESTRY CORPORATION OF NSW (11.00019)

Gavin Jeffries, Strategy & Risk Manager, Softwood Plantations Division and Jason Molkentin, Regional Manager, Region North, Softwood Plantations Division, met with Council to discuss recent structural changes to NSW Forests, now Forestry Corporation of NSW.

Discussion included:

- previous area extended from Orange to Lithgow, new area extends as far as Walcha and Grafton.
- now have approximately 95,000 hectares in Northern Softwoods area.
- Forestry industry generates approximately 6% of Gross Domestic Product in this region.
- currently harvesting 1,000,000 tonnes per annum.
- have concentrated on improving truck safety. All logging vehicles have a 1800 number marked on them to allow the community to report good and bad behaviour.
- still have towers for fire spotting throughout the region.
- have a helicopter on stand-by during the fire season which is available for use outside Forestry land.

3. FOCUS DEVELOPMENT PLANNING - PROPOSED MOTORSPORT SPEEDWAY (20.00252)

Skye Ellacott from Focus Development Planning and the proponents Matt Crowe and Wade Carter attended the meeting to outline their proposal for a Motorsport Speedway in Bathurst.

Discussion included:

- have identified potential location at Bathurst Airport.
- Would need 'in principle' agreement from Council to lease the land for the project.
- Proposal is to build an international standard Speedway . Would be the largest speedway outside any metropolitan area in Australia.

Proposal would include:

- clay based track with spectator banking
- 1500 person grandstand
- carpark
- an area to park 120 transport trucks.

Proposed to hold 16 meetings a year at weekends only and it would cater for up to 10,000 spectators. Would also hold 3-4 night meetings during the Bathurst 1000 race week.

Based on a track in a similar sized city to Bathurst, it is estimated that the flow on benefits from 6 meetings would be between \$2.5 to \$3.5 million for the Bathurst region.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- | | |
|---|---------------|
| ● Objective 23: To encourage a supportive and inclusive community. | Strategy 23.3 |
| ● Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. | Strategy 30.5 |
| ● Objective 32: To ensure Council is supported by an adequate workforce and appropriate governance procedures. | Strategy 32.2 |

MINUTE

**21 Item 1 COUNCILLORS MEETING WITH COMMUNITY
GROUPS/REPRESENTATIVES - 11 SEPTEMBER 2013 (11.00019)**
MOVED: Cr J Jennings SECONDED: Cr G Westman

RESOLVED: That the information be noted.

2 MALAYSIAN 12 HOUR RACE - SEPANG - 1 SEPTEMBER 2013 - CR AUBIN (04.00097)

Recommendation: That the information be noted.

Report: Council, at its Policy Meeting 7 August 2013, resolved to authorise Cr Warren Aubin's attendance at the Malaysian-Sepang 12 Hour Car Race held in September 2013. Provided at **attachment 1** is a summary of the event prepared by Cr Aubin.

Financial Implications: Nil

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 1: To attract employment, generate investment and attract new economic development opportunities. Strategy 1.6
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.6

MINUTE

22 Item 2 MALAYSIAN 12 HOUR RACE - SEPANG - 1 SEPTEMBER 2013 - CR AUBIN (04.00097)

MOVED: Cr B Bourke SECONDED: Cr I North

RESOLVED: That the information be noted.

**3 MINUTES - BATHURST REGIONAL YOUTH COUNCIL - 10 SEPTEMBER 2013
(11.00020)**

Recommendation: That the information be noted.

**Report: MINUTES OF BATHURST REGIONAL YOUTH COUNCIL MEETING HELD IN
COUNCIL CHAMBERS ON TUESDAY, 10 SEPTEMBER 2013**

PRESENT: Erin Brouff, Daniel Hughes, Hosea Luy, Saskia-Jayne Handley, Sophie Ireland, Cassie Talbot, Keegan Bringolf, Sam Lloyd, Sarah Harvey, Dom Mjadwesch, Brendan Thorpe, Gerard O'Shea, Jayne Dwyer, Jonty Boshier, Cameron Jones, Cr Michael Coote

IN ATTENDANCE: Megan Bargwanna (Community Development Officer-Youth), Nick Meumann (BRC), Michaella Booth (BRC), Nathan Inwood (NSW YAC).

1. APOLOGIES

RESOLVED that apologies from Keira Germech, Meg Daymond, Nick Stevens and Nick Forbutt be accepted.

2. ADOPTION OF PREVIOUS MINUTES

RESOLVED that the minutes of the meeting held 23 July 2013 be accepted, with the following amendment: that Sarah Harvey was in attendance, arriving late to the meeting.

Moved: Sam Lloyd

Seconded: Sophie Ireland

3. BUSINESS ARISING FROM PREVIOUS MINUTES

- Keegan Bringolf reported that he did not contact the Fire-Station regarding his proposal.

4. MICHAELLA BOOTH (COUNCIL'S EVENT & CONFERENCE COORDINATOR)

- Michaella confirmed the opportunity for eight Youth Councillors to assist at the Great Race off Track event in Kings Parade on Saturday 12 October.
- Names confirmed include: Meg, Brendan, Sophie, Dom, Keegan, Nick F, Gerard and Cassie.
- The opportunity involves community engagement eg: survey distribution, handing out balloons and evaluation forms.
- It is an opportunity to be involved in a larger scale community event.
- The event begins at 10.00am and concludes at 6.00 pm.
- This will be followed by a new event - a Drive In movie event later in the evening.
- Discussion about the spontaneous flash mob being organised and the chance for Youth Council to participate. Information to be forwarded on by Megan.

5. YOUTH COUNCIL NEXT PROJECT "BATHURST AMAZING RACE"

- Youth Council decided they did not want to proceed with the Bathurst Amazing Race

- concept - decision made to consider a Music Festival concept
- Venue options discussed including: Machattie Park, Peace Park and Kings Parade
- Decision made to hold at Machattie Park - more shade, benches available, power to Rotunda which can be used as a stage
- Agreed letter to be sent to Council requesting use of Machattie Park
- Wet weather option discussed - possibly BMEC
- Performers to be sought by Youth Council members - Expressions of Interest sought. The following Youth Councillors to follow up with their respective schools: Bathurst High- Emma and Cameron, Kelso High- Sarah (Cassie - Circus Surreal), Stannies - Dom, MacKillop - Saskia-Jayne and Jayne, All Saints - Sam, Scots - Jonty and Sophie.
- Possibility of Ryan Sanders (The Voice) performing at the event was discussed. Megan to follow up.
- Discussion regarding the possibility of the drumming group through Stannies performing- Megan to follow up with Rosemary Clifton.
- Discussion regarding possibility of having a separate area set up for young people to participate in an Open Mic set up. Sack music could potentially be involved in this. Sophie to follow up.
- Names for the event discussed and included: Summersault, Summer Music Festival, Summer Youth Festival
- Important to consider the message and not think too much into it
- Agreed for Youth Councillors to forward name suggestions to Megan within the next week.

6. PRESENTATION: NATHAN INWOOD- DEPUTY CHAIR- NSW YOUTH ADVISORY COUNCIL

- NSW YAC is made up of 12 people.
- The NSW YAC are currently looking into engagement with young people.
- They are currently seeking consultation and feedback, particularly regarding research into Youth Councils.
- Consultation was undertaken with the Youth Council.
- YAC believe volunteering for young people is important in creating pride in the community.
- Youth Council was asked who volunteers and how it makes them feel.
- The Youth Council felt it was difficult with busy schedules.
- Incentives to encourage volunteering was discussed.
- The Youth Council considered volunteering as a group or working with existing volunteering bodies.
- The Youth Council acknowledged the need for more information to be distributed through schools.
- The NSW YAC website is also being re-developed with the aim being to be more youth friendly.
- Consultation is currently being undertaken regarding driving courses for learner drivers - feedback was sought. Price is currently mandated and being further considered.

7. GENERAL BUSINESS

7.1 Love Bites resources - Love Bites resources were distributed

7.2 Bathurst Business Tube - The Bathurst Business Tube clip is finalised and will be

released shortly. Waiting on final approval. Megan to advise when it is released.

7.3 Unicef Trivia Night, 21 September- Cassie Talbot - Names of those interested in attending sought. Cassie to set up facebook group with details.

8. NEXT MEETING

The next meeting of the Bathurst Regional Youth Council will be held on Tuesday, 12 November, 2013 at 11.15am.

9. MEETING CLOSURE

There being no further business, the meeting closed at 1.17pm.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3, 23.6
- Objective 27: To encourage youth engagement, participation and achievement across all areas of the Bathurst community. Strategy 27.1, 27.3, 27.4, 27.5, 27.6, 27.9
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.2, 30.5
- Objective 33: To be and develop good leaders. Strategy 33.2, 33.3

MINUTE

**23 Item 3 MINUTES - BATHURST REGIONAL YOUTH COUNCIL - 10
SEPTEMBER 2013 (11.00020)**

MOVED: Cr M Coote SECONDED: Cr J Jennings

RESOLVED: That the information be noted.

4 MINUTES - AUSTRALIA DAY WORKING PARTY - 17 SEPTEMBER 2013 (23.00033)

Recommendation: That the information be noted.

Report: The Minutes of the Australia Day Working Party held on 17 September 2013 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

MINUTE

24 Item 4 MINUTES - AUSTRALIA DAY WORKING PARTY - 17 SEPTEMBER 2013
(23.00033)

MOVED: Cr G Westman SECONDED: Cr M Morse

RESOLVED: That the information be noted.

5 BATHURST INFORMATION & NEIGHBOURHOOD CENTRE AGM - CR MORSE (18.00017)

Recommendation: That the information be noted.

Report: The Annual General Meeting of the Bathurst Information and Neighbourhood Centre (BINC) was held on Thursday 19 September 2013.

Copies of the Annual Report to the Community and the Annual Report to Members 2012-1013 were tabled and are available from Council.

The report included a report from the Treasurer which stated that the financial period ending on 30 June 2013 resulted in a surplus of \$37,835 (up from \$34,585 from the previous year) with an income of \$1,162,512 compared to \$1,086,628 in the previous year.

Over 75 groups used the BINC facilities and services and activities during the year (shown as **attachment 1**).

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

25 Item 5 BATHURST INFORMATION & NEIGHBOURHOOD CENTRE AGM - CR MORSE (18.00017)

MOVED: Cr M Morse SECONDED: Cr I North

RESOLVED: That the information be noted.

MINUTE

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

MOVED: Cr W Aubin SECONDED: Cr M Coote

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

There were no representations from the public.

RESOLVED: That:

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

*** DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	LAND IMPROVEMENT AWARDS	10A (2) (a) – Deals with personnel matters concerning particular individuals (other than Councillors) disclosure of which would not be in the public interest as it would reveal personal details of the individuals concerned.
2	PROPOSED ESTABLISHMENT OF A MOTOR SPEEDWAY	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

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

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	PRICE ADJUSTMENT - LOT 1 DP1179272 KNOWN AS 449 CONROD STRAIGHT MT PANORAMA	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	PROPOSED NEW LEASE AGREEMENTS WITH NBN CO. LTD - 230 HOWICK STREET, BATHURST (PART LOT 1 DP774489), WATER RESERVOIR, PRINCE STREET, PERTHVILLE (PART LOT 1 DP857402) AND WATER RESERVOIR RAGLAN (PART LOT 211 DP748686).	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
3	SALE OF VACANT BLOCK OF LAND (LOT 2 DP1076805) KNOWN AS 24 RUSSELL STREET, BATHURST	10A (2) (c) – contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. Discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it would prejudice council's position in negotiating commercial and or financial arrangements.
4	PROPOSED NEW SPORTING LICENCE - PART LOT 7013 DP1114435 KNOWN AS BROOKE MOORE OVAL - RUGBY UNION CRICKET CLUB	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial

		position of the person who supplied it.
5	ALTERATION TO TENANCY - LOT 1 DP786946 KNOWN AS 159 EGLINTON 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.
6	EXPRESSION OF INTEREST - PART LOT 37 DP1159302 - VACANT LAND BATHURST AERODROME	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
7	PROPOSED NEW LEASE - CAFE IN TERMINAL BUILDING (PART LOT 37 DP1159302) - BATHURST AERODROME	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
8	RENEWAL OF LEASE - HOME CARE SERVICE OF NSW - UNIT 1, 55 SEYMOUR STREET, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who

		supplied it.
9	REQUEST FOR FINANCIAL ASSISTANCE - ST PATS JUNIOR CRICKET CLUB	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
10	TENDER FOR PROVISION OF WIDE AREA NETWORK AND DATA SERVICES	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

**DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' CONFIDENTIAL
MINUTES**

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

16 OCTOBER 2013

MINUTE

a **Item 1 LAND IMPROVEMENT AWARDS (13.00064)**
MOVED: Cr J Jennings SECONDED: Cr W Aubin

That Council:

- a) Award the 2012/13 Land Improvement Award grants to:
 - i) “Riparian Fencing Exclusion and Repair Program” by Amy Gullifer for \$7,000 (ex GST).
 - ii) “Nanena Gully Rehabilitation Project” by John Owens for \$7,000 (ex GST).
 - iii) “Erosion Control of Waterway at Shearer’s Creek” by Aaron Buckley for \$6,000 (ex GST).
- b) Launch the 2013/14 Land Improvement Awards in February 2014, with applications to close in March 2014.
- c) Council nominate Councillor Jennings as a member of the assessment panel for the 2013/14 program.

MINUTE

b Item 2 PROPOSED ESTABLISHMENT OF A MOTOR SPEEDWAY (20.00252)
MOVED: Cr I North SECONDED: Cr W Aubin

That Council:

- a) authorise the lodgment of a development application on the land for the establishment of a motor speedway.
- b) authorise the General Manager to enter into negotiations for a long term lease on the land and report the outcome back to Council for its deliberation and determination.

DIRECTOR CORPORATE SERVICES & FINANCE'S CONFIDENTIAL MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

16 OCTOBER 2013

MINUTE

c Item 1 PRICE ADJUSTMENT - LOT 1 DP1179272 KNOWN AS 449 CONROD STRAIGHT MT PANORAMA (21.01826)

MOVED: Cr I North SECONDED: Cr B Bourke

That Council approves a price adjustment for Lot 1 DP1179272 known as 449 Conrod Straight Mt Panorama, as detailed in the report.

MINUTE

d Item 2 PROPOSED NEW LEASE AGREEMENTS WITH NBN CO. LTD - 230 HOWICK STREET, BATHURST (PART LOT 1 DP774489), WATER RESERVOIR, PRINCE STREET, PERTHVILLE (PART LOT 1 DP857402) AND WATER RESERVOIR RAGLAN (PART LOT 211 DP748686). (22.00041, 32.00001)

MOVED: Cr M Coote SECONDED: Cr M Morse

That Council approves

- (a) entering into a new lease agreement with NBN Co. Ltd for part Lot 1 in DP774489 located on the rooftop of 230 Howick Street, Bathurst for a period of five (5) years with option periods of three (3) x five (5) years at a yearly lease fee of \$29,000 pa (GST inclusive) plus annual CPI adjustments
- (b) entering into a new lease agreement with NBN Co. Ltd for part Lot 1 DP857402 located at the water reservoir Prince Street Perthville for a period of five (5) years with option periods of three (3) x five (5) years at a yearly lease fee of \$12,500 pa (GST inclusive) plus annual CPI adjustments
- (c) entering into a new lease agreement with NBN Co. Ltd for part Lot 211 DP748686 located at the water reservoir at Raglan for a period of five (5) years with option periods of three (3) x five (5) years at a yearly lease fee of \$12,500 pa (GST inclusive) plus annual CPI adjustments

as detailed in the report.

MINUTE

**e Item 3 SALE OF VACANT BLOCK OF LAND (LOT 2 DP1076805) KNOWN AS
24 RUSSELL STREET, BATHURST (22.01140)**

MOVED: Cr W Aubin SECONDED: Cr B Bourke

That Council approves the sale of Lot 2 DP1076805 known as 24 Russell Street, Bathurst to Ms Andrea Szumowski for the purchase price of \$92,000 as detailed in the report.

MINUTE

**f Item 4 PROPOSED NEW SPORTING LICENCE - PART LOT 7013 DP1114435
KNOWN AS BROOKE MOORE OVAL - RUGBY UNION CRICKET CLUB (04.00050)
MOVED: Cr W Aubin SECONDED: Cr M Coote**

That Council approves entering into a new Sporting Licence for part Lot 7013 DP1114435 known as Brooke Moore Oval, Bathurst with the Rugby Union Cricket Club for a period of five (5) years at a yearly licence fee of \$100.00 pa (GST inclusive) subject to adherence with Council's Land Management Guidelines - Leasing and insurance requirements as detailed in the report.

MINUTE

g Item 5 ALTERATION TO TENANCY - LOT 1 DP786946 KNOWN AS 159 EGLINTON ROAD, BATHURST (22.12696)

MOVED: Cr G Westman SECONDED: Cr I North

That Council approves

- (a) deleting Mr Michael Woolley from the Residential Tenancy Agreement for Lot 2 DP749758 known as 159 Eglinton Road, Bathurst
- (b) entering into a new Residential Tenancy Agreement for Lot 2 DP749758 known as 159 Eglinton Road, Bathurst with Ms Jennifer Cummings for the approved twelve (12) month option period.

MINUTE

h Item 6 EXPRESSION OF INTEREST - PART LOT 37 DP1159302 - VACANT LAND BATHURST AERODROME (21.00093)

MOVED: Cr M Coote SECONDED: Cr J Jennings

That Council approves entering into a new licence agreement with Rushlarah Agri Pty Ltd for sections 1, 2, 3 and 4 in part Lot 37 in DP1159302 located at the Bathurst Aerodrome for a period of three (3) years at a yearly lease fee of \$2,000 per annum plus annual CPI adjustments as detailed in the report.

MINUTE

i Item 7 PROPOSED NEW LEASE - CAFE IN TERMINAL BUILDING (PART LOT 37 DP1159302) - BATHURST AERODROME (21.00044)

MOVED: Cr M Coote SECONDED: Cr J Jennings

That Council approves entering into a new Commercial Lease Agreement with Ms Justine Fawcett for part Lot 37 in DP1159302 located in the airport terminal building at the Bathurst Aerodrome for a period of one (1) year with a one (1) year option period (subject to Council formal approval) as detailed in the report.

MINUTE

j Item 8 RENEWAL OF LEASE - HOME CARE SERVICE OF NSW - UNIT 1, 55 SEYMOUR STREET, BATHURST (22.00185)

MOVED: Cr B Bourke SECONDED: Cr M Morse

That Council approves renewing the lease for part Lot 180 DP862410 known as Unit 1 55 Seymour Street, Bathurst with the Home Care Service of NSW for a period of two (2) years with an option period of two (2) years at a monthly lease payment of \$2,130.73 (GST inclusive) plus annual CPI adjustments as detailed in the report.

MINUTE

k Item 9 REQUEST FOR FINANCIAL ASSISTANCE - ST PATS JUNIOR CRICKET CLUB (18.00004)

MOVED: Cr I North SECONDED: Cr B Bourke

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

Reason: Son plays for St Patricks Junior Cricket Club.

That Council:

(a) make a loan of \$3,000 available to the St Pat's Junior Cricket Club to be used to place artificial turf on the Cubis Park Cricket nets.

(b) provide a contribution of \$3,000 to St Pat's Junior Cricket Club for the artificial turf at Cubis Park to be funded from the Parks Reserve.

MINUTE

I Item 10 TENDER FOR PROVISION OF WIDE AREA NETWORK AND DATA SERVICES (36.00496)

MOVED: Cr G Westman SECONDED: Cr M Morse

That Council accept the tender of Soul Pattinson Telecommunications Pty Ltd in the amount of \$656,964.00 (incl GST) for the provision of Wide Area Network and Data Services, subject to adjustments and provisional items.

MINUTE

27 RESOLVE INTO OPEN COUNCIL
MOVED: Cr M Morse SECONDED: Cr M Coote

RESOLVED: That Council resume Open Council.

MINUTE

28 ADOPT REPORT OF THE COMMITTEE OF THE WHOLE
MOVED: Cr W Aubin SECONDED: Cr M Morse

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

MINUTE

29 MEETING CLOSE

The Meeting closed at 7.06 pm.

CHAIRMAN: _____

Date: _____ **(20 November 2013)**