

13 May 2015

His Worship the Mayor & Councillors

Notice of Ordinary Meeting of Bathurst Regional Council - Wednesday, 20 May 2015

I have to advise that an **Ordinary Meeting** of Bathurst Regional Council will be held in the Council Chambers on Wednesday, 20 May 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.



D J Sherley
GENERAL MANAGER

BUSINESS AGENDA

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

TO BE HELD ON WEDNESDAY, 20 MAY 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 - 15 APRIL 2015

* MINUTES - EXTRAORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 5 MAY 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

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 - 5 MAY 2015

10. NOTICES OF MOTION

11. RESCISSION MOTIONS

12. DELEGATES REPORTS

* COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 8 APRIL 2015

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	DEED OF ASSIGNMENT OF DEED OF COVENANT FOR CAR PARKING	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. 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.
2	CAR PARKING LICENCE AGREEMENT WITH NOVION RE LIMITED	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

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

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	PROPOSED PURCHASE OF PROPERTY - LOT 2 DP532310 KNOWN AS 180 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.
2	PROPOSED PURCHASE OF PROPERTY - LOT 15 DP744672 LOCATED AT 21 GORMANS HILL 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. 10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would

		prejudice the commercial position of the person who supplied it.
3	EXPRESSION OF INTEREST - PART LOT 2 IN DP749758 LOCATED AT 200 COLLEGE ROAD, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
4	PURCHASE OF COMMERCIAL SITE IN HOWICK 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.
5	EXPRESSION OF INTEREST - LOT 231 IN DP1177478 LOCATED AT 151 LAFFING WATERS LANE, KELSO	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
6	NEW RESIDENTIAL TENANCY AGREEMENT FOR THE WINBURNDALE DAM RANGER'S COTTAGE LOCATED ON LOT 1 DP914785	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	RECLASSIFICATION OF COUNCIL LAND - LOT 7 DP620655 ALEC LAMBERTON PARK, LEE STREET, 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.

*** DIRECTOR ENGINEERING SERVICES' REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	TENDER FOR THE CONSTRUCTION OF A BMX TRACK AT BATHURST BIKE PARK	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

14. RESOLVE INTO OPEN COUNCIL

15. ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

16. MEETING CLOSE

MINUTE

1 Item 1 MEETING COMMENCES

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

MINUTE

2 Item 1 PUBLIC QUESTION TIME

P Dowling – resident -

- Front Parking - believes has more flaws than positives. Reverse parking is a better option.
- Mount Panorama Sign on Mount - feels Council should put "Bathurst" under the Mount Panorama sign on the Mount.
- Trees side of roadways - these are becoming more of a problem with kangaroos. Feels need to be addressed for safety reasons. Noted people used to be able to take old branches from roadsides. Should look at opportunity to use the branches, problem is not an overnight fix. Removal of roadside timber will help to reduce problems with kangaroos, as they will be more easily seen.

G Crisp – ratepayer - raised a number of issues including, Laws of State should be enforced equally. 26 March at 4 pm lodged a written complaint about Mr P Toole concerning signage for the state election. He then spoke to his experiences with signage and discussions he had held with Mr Shaw.

The General Manager provided advice on actions taken with respect to the sign put up by Mr Toole at the election. Noted signage approved is a matter for State Electoral Office and that the sign was removed by Mr Toole when requested.

L Thompson – resident -

- Bathurst heritage - feels Council's commitment to heritage is being challenged by the carport built at the corner of Mitre and Keppel Streets.
- Daly Street - there are two shipping containers now on the site. Have any attempts been made to contact owners solicitors.

The Acting Director Environmental, Planning & Building Services gave details of contact made and use for temporary storage.

- Donations from public - spoke to proposed railway museum and cost of over \$1 million in the budget and cost of gift. Was due diligence undertaken in this matter?

The Mayor spoke to process undertaken in assessing the proposal.

B Triming – resident -

- Bathurst 200 Events - congratulated Councillors and staff on the events conducted for the bicentenary celebrations. Noted excellent access arrangements in place. This has all been well done. Portraits in time was excellent, with great access available.

The Mayor spoke to the events held and that staff did a great job.

- Mr Triming thanked the Director Engineering Services for new layback at Hope and Russell Streets, a well designed access way.

MINUTE

3 Item 1 APOLOGIES

MOVED: Cr M Coote SECONDED: Cr J Jennings

RESOLVED: That the apologies from Crs Bourke & North be accepted and leave of absence granted.

MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 15 APRIL 2015 (11.00005)

Recommendation: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 15 April 2015 be adopted.

Report: The Minutes of the Ordinary Meeting of Bathurst Regional Council held 15 April 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

MINUTE

4 Item 1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
- 15 APRIL 2015 (11.00005)

MOVED: Cr G Westman SECONDED: Cr W Aubin

RESOLVED: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 15 April 2015 be adopted.

2 MINUTES - EXTRAORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 5 MAY 2015 (11.00005)

Recommendation: That the Minutes of the Extraordinary Meeting of Bathurst Regional Council held on 5 May 2015 be adopted.

Report: The Minutes of the Extraordinary Meeting of Bathurst Regional Council held on 5 May 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

MINUTE

5 Item 2 MINUTES - EXTRAORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 5 MAY 2015 (11.00005)

MOVED: Cr M Coote SECONDED: Cr G Westman

RESOLVED: That the Minutes of the Extraordinary Meeting of Bathurst Regional Council held on 5 May 2015 be adopted.

**MINUTES OF THE ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
HELD ON 15 APRIL 2015**

MEETING COMMENCES

1 MEETING COMMENCES 6:00 PM

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

PUBLIC QUESTION TIME

2 PUBLIC QUESTION TIME

M Hollis – Domain Car Park

Thanked Council for the carpark that has recently been built near the river.

B Trimming

Domain Car Park

Thanked Council for carpark, footpaths and layback. Feels should be two disabled access spaces, and if second put in could it go near flag staff end. The path up to top of pool is good, but can can parking spot at end of path be removed to allow access.

Street Trees, Durham Street

Noted plans to replace trees, but no plan to replace footpath along this strip. Could this be done?

Pylons, William Street

Support proposal to put artwork onto the poles. Asks councillors to support this idea. Could Wiradyuri pole be the one closest to Council Chambers?

Council Staff

Congratulated staff on efforts being made. Particularly with special events, access issues etc.

L Thompson – DA 2014/0429 - 10 Daly Street - DEPBS Item #4

The DA process has been flawed from day one. The process is ridiculous and various figures have been varied in the DA. The plans for transportable units show greater areas (m²) than what can physically fit. The DA is not to provide additional health service accommodation. Asks Council not to approve the DA.

APOLOGIES

- 3** **APOLOGIES**
MOVED Cr B Bourke and **SECONDED** Cr M Coote

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

MINUTES

- 4** **Item 1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 18 MARCH 2015 (11.00005)**
MOVED Cr M Coote and **SECONDED** Cr G Westman

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

- 5** **Item 2 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL FOLLOWING POLICY - 1 APRIL 2015 (11.00005)**
MOVED Cr M Coote and **SECONDED** Cr M Morse

RESOLVED: That the Minutes of the Ordinary Meeting of Bathurst Regional Council following Policy held on 1 April 2015 be adopted.

DECLARATION OF INTEREST

- 6** **DECLARATION OF INTEREST 11.00002**
MOVED Cr B Bourke and **SECONDED** Cr J Jennings

RESOLVED: That the following Declarations of Interest be noted.

Cr Coote

Item #4 of the Director Corporate Service and Finance's Confidential report.

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

- 7** **Item 1 SECTION 79C OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 (03.00053)**
MOVED Cr G Westman and **SECONDED** Cr J Jennings

RESOLVED: That the information be noted.

- 8** **Item 2 GENERAL REPORT (03.00053)**
MOVED Cr B Bourke and **SECONDED** Cr M Coote

RESOLVED: That the information be noted.

- 9** **Item 3 DEVELOPMENT APPLICATION NO. 2015/0033 – DEMOLITION OF EXISTING DWELLING, CONSTRUCTION OF DUAL OCCUPANCY AND TWO LOT SUBDIVISION AT 275 BENTINCK STREET, BATHURST. APPLICANT: TABLELANDS BUILDER PTY LTD. OWNER: MR M D MCNEIL (DA/2015/0033)**
MOVED Cr M Coote and **SECONDED** Cr J Jennings

RESOLVED: That Council:

- (a) as the consent authority, grant consent pursuant to section 80 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2015/0033, 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.
- (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 B Bourke, Cr M Coote, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr G Rush, Cr G Westman.

Against the motion - Nil

Absent - Cr W Aubin, Cr I North.

Abstain - Nil

- 10** **Item 4 DEVELOPMENT APPLICATION NO. 2014/0429 - FOUR X TWO BEDROOM RESIDENTIAL 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 M Morse and **SECONDED** Cr B Bourke

RESOLVED: That Council:

- (a) as the consent authority, not grant consent pursuant to section 80 of the Environmental Planning & Assessment Act 1979 to Development Application

No. 2014/0429, due to:

Council is not satisfied that the impact of the proposed development on the heritage significance of the Bathurst Heritage Conservation Area is acceptable.

- (b) notify those that made submissions of its decision; and
- (c) call a division.

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

The result of the division was:

In favour of the motion - Cr B Bourke, Cr G Hanger, Cr M Morse, Cr G Rush.

Against the motion - Cr M Coote, Cr J Jennings, Cr G Westman.

Absent - Cr W Aubin, Cr I North.

Abstain - Nil

11 Item 5 NAMING OF PUBLIC ROADS – CUSICK STREET, DARLING STREET, MAXWELL DRIVE, POOLE STREET (20.00024)

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

RESOLVED: That Council:

- (a) adopt the names Cusick Street, Darling Street, Maxwell Drive and Poole Street; and
- (b) direct the Director Environmental, Planning & Building Services to undertake procedures pursuant to the requirements of the Roads Act 1993, to have the names gazetted, should no objections be received.

12 Item 6 EVOCITIES 2015-2019 MEMORANDUM OF UNDERSTANDING (18.00208)

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

RESOLVED: That:

- (a) Council continues to participate in the Evocities program until 30 June 2019; and
- (b) the Mayor and General Manager negotiate and sign the Memorandum of Understanding between the Evocities for the period 2015 - 2019; and
- (c) Council continue the existing allocation of \$60,000 in the 2015/16 Management Plan and note the subsequent years increases.

13 Item 7 GREEN ARMY ROUND 3 APPLICATION (13.00053)

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

RESOLVED: That the information be noted.

- 28** **Item 2 BANNER POLES, WILLIAM STREET, BATHURST (23.00006)**
MOVED Cr B Bourke and **SECONDED** Cr M Morse

RESOLVED: That Council refer the proposal for the Banner Poles in William Street to a Working Party of Council for consideration.

- 29** **Item 3 2015 INTERNATIONAL WOMEN'S DAY EVENT - FRIDAY 6 MARCH 2015 (23.00026)**
MOVED Cr M Morse and **SECONDED** Cr J Jennings

RESOLVED: That the information be noted.

- 30** **Item 4 SENIORS' WEEK 2015 - 14-22 MARCH 2015 (07.00016)**
MOVED Cr B Bourke and **SECONDED** Cr M Coote

RESOLVED: That the information be noted.

- 31** **Item 5 HARMONY DAY EVENT - SATURDAY 21 MARCH 2015 (09.00032)**
MOVED Cr M Morse and **SECONDED** Cr B Bourke

RESOLVED: That the information be noted.

- 32** **Item 6 AUSTRALIAN FOSSIL AND MINERAL MUSEUM - CAMERA ON GALLIPOLI EXHIBITION (21.00107)**
MOVED Cr G Westman and **SECONDED** Cr M Coote

RESOLVED: That the information be noted.

- 33** **Item 7 HILL END & TAMBAROORA PROGRESS ASSOCIATION - VILLAGE IMPROVEMENT PROGRAM 2014/2015 (16.00104)**
MOVED Cr B Bourke and **SECONDED** Cr M Coote

RESOLVED: That Council approve a variation to the funding of \$2,850, allocated under the 2014/2015 Village Improvement Program for Hill End & Tambaroora Association, for the repair of the theatre screen with the remainder funds to be used to purchase outdoor seating for the village.

REPORTS OF OTHER COMMITTEES

Policy Committee Meeting

- 34** **Item 1 MINUTES - POLICY COMMITTEE MEETING - 1 APRIL 2015 (07.00064)**
MOVED Cr M Coote and **SECONDED** Cr G Westman

RESOLVED: That the recommendations of the Policy Committee Meeting held on 1 April 2015 be adopted.

Traffic Committee Meeting

- 35** **Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 7 APRIL 2015 (07.00006)**
MOVED Cr B Bourke and **SECONDED** Cr M Morse

RESOLVED: That the recommendations of the Traffic Committee Meeting held on 7 April 2015 be adopted excepting minute number 10 (Item 6) - Proposed Pedestrian Crossing at Browning Street, which is to be referred to a Working Party of Council for further consideration.

DELEGATES REPORTS

- 36** **Item 1 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 11 MARCH 2015 (11.00019)**
MOVED Cr G Westman and **SECONDED** Cr M Coote

RESOLVED: That the information be noted.

- 37** **Item 2 MINUTES - BATHURST REGIONAL YOUTH COUNCIL - 10 MARCH 2015 (11.00020)**
MOVED Cr B Bourke and **SECONDED** Cr M Coote

RESOLVED: That Council:

- (a) Note the information: and
- (b) Adopt the membership for the Bathurst Regional Youth Council for 2015.

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 J Jennings

The Mayor invited members of the public to make submissions on whether the

matter should or should not be dealt with in Confidential Committee.

The following representations were made.

M Nicholls, Western Advocate - See no reason why DCSF Item #4 - Mount Panorama Land - cannot be partly discussed in open Council, in the public interest.

The Mayor spoke to confidentiality requirements of the matter.

RESOLVED: That:

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

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

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	RENEWAL OF RURAL LICENCE AGREEMENT - SECTION 5 PART LOT 304 DP1187714 - 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. 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	RENEWAL OF LICENCE AGREEMENT - PART LOT 101 AND PART LOT 103 DP1204847 KNOWN AS 5-7 LEE STREET KELSO -	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial

	UPPER MACQUARIE COUNTY COUNCIL	position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
3	PROPOSED PURCHASE OF LAND AT PERTHVILLE - LOTS 1, 2, 3, 4, 7, 8, 9 AND 10 IN SECTION 16 DP758840 - CATHOLIC DIOCESE OF 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	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.
5	SALE OF LOT 402 DP1150519 LOCATED AT 17 MCGIRR STREET, BATHURST AND KNOWN AS THE BATHURST SUSTAINABLE LIFESTYLE HOUSE PROJECT	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	SIGNAGE AT MOUNT PANORAMA - LEASE TO MARS PETCARE	10A (2) (d) (i) – contains commercial information of a confidential nature that

(22.13487)

MOVED Cr B Bourke

and **SECONDED** Cr M Coote

That Council acts in accordance with the report.

d **Item 4 MOUNT PANORAMA LAND (22.07536, 20.00278)**

MOVED Cr B Bourke

and **SECONDED** Cr M Morse

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

Reason: Mother dating Mr Rayner.

That Council:

(a) act in accordance with the recommendations in the report.

(b) all lots purchased be classified as Operational Land under Section 31(2) of the Local Government Act 1993.

e **Item 5 SALE OF LOT 402 DP1150519 LOCATED AT 17 MCGIRR STREET, BATHURST AND KNOWN AS THE BATHURST SUSTAINABLE LIFESTYLE HOUSE PROJECT (22.14003, 21.00109)**

MOVED Cr M Coote

and **SECONDED** Cr M Morse

That Council authorise the sale of Lot 402 DP1150519 located at 17 McGirr Street Bathurst known as The Bathurst Sustainable Lifestyle House Project as detailed in the report.

f **Item 6 SIGNAGE AT MOUNT PANORAMA - LEASE TO MARS PETCARE (04.00028)**

MOVED Cr G Westman

and **SECONDED** Cr M Coote

That Council authorise the General Manager to execute the Lease Agreement as detailed in this report.

g **Item 7 PROPOSED NEW LEASE - LOT 193 DP821845 CHRISTIE STREET RAGLAN - KNOWN AS THE OLD RAGLAN SCHOOL HALL (22.00876)**

MOVED Cr M Morse

and **SECONDED** Cr J Jennings

That Council approves entering into a new Residential Tenancy Agreement for Lot 193 DP821845 known as the Old Raglan School Hall, Christie Street, Raglan with the Bathurst Wiradyuri and Aboriginal Community Elders for a period of twelve (12) months with a twelve (12) month option period at a payment of \$20.00 per annum (GST inclusive), as detailed in the report.

**MINUTES OF THE EXTRAORDINARY MEETING OF BATHURST REGIONAL COUNCIL
HELD ON 5 MAY 2015**

MEETING COMMENCES

1 MEETING COMMENCES 5:30 PM

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

APOLOGIES

2 APOLOGIES

Nil

DECLARATION OF INTEREST

3 DECLARATION OF INTEREST 11.00002

MOVED Cr M Coote and **SECONDED** Cr M Morse

RESOLVED: That the Declaration of Interest be noted.

RECEIVE AND DEAL WITH DIRECTORS' REPORTS

Director Corporate Services & Finance's Report

**4 Item 1 DRAFT BATHURST DELIVERY PLAN 2015-2019 & ANNUAL
OPERATING PLAN 2015/2016 (16.00140)**

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

RESOLVED: That Council place the draft Bathurst Delivery Plan 2015-2019 and Annual Operating Plan 2015/2016 including the Revenue Policy for 2015/2016, on public exhibition for the statutory 28 day period and receive submissions until 5 June 2015.

MEETING CLOSE

5 MEETING CLOSE

The Meeting closed at 5.50 pm.

CHAIRMAN: _____

Date: _____ **(20 May 2015)**

MINUTE

6 Item 1 DECLARATION OF INTEREST 11.00002
MOVED: Cr W Aubin SECONDED: Cr J Jennings

RESOLVED: That the following Declarations of Interest be noted.

Cr Coote

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

Cr Rush

Item #1 of the Director Engineering Services Confidential report

Cr Westman

Item #1 of the Director Engineering Services Confidential report

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

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

20 MAY 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

MINUTE

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

MOVED: Cr G Westman 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 April 2015 (**attachment 1**).
- (b) Applications refused during April 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 April 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

MINUTE

- 8** **Item 2 GENERAL REPORT (03.00053)**
MOVED: Cr M Coote SECONDED: Cr W Aubin

RESOLVED: That the information be noted.

3 DEVELOPMENT APPLICATION NO. 2015/0077 – DEMOLITION OF EXISTING DWELLING, CONSTRUCTION OF SINGLE STOREY REPLACEMENT DWELLING AND ATTACHED CARPORT AT 72 ROCKET STREET, BATHURST. APPLICANT: MR JC SHERMAN. OWNER: MR JC AND MRS JL SHERMAN (DA/2015/077)

Recommendation: That Council:

- (a) as the consent authority, grant consent pursuant to section 80 of the EP&A Act to Development Application 2015/0077, 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 photographic record has been created of the existing building and submitted to Council;
 - ii. The applicant is to submit to Council for approval a schedule of materials, colours and finishes (including details of original materials being reused); and
- (b) call a division.

Report: Council has received a Development Application (DA) for the demolition of an existing dwelling and construction of a single storey replacement dwelling and attached carport at 72 Rocket Street, Bathurst, described as Lot B, DP 175728. A location plan is provided at **attachment 1**.

The Site

The site currently contains a single storey dwelling which has been partially demolished pursuant to an existing development consent for the property.

The original component of the dwelling is believed to have been constructed circa 1860-1880 with later additions to the rear (note the applicant suggests a later construction date circa 1900).

Previous Development Consent

Council has previously granted development consent (DA2014/0135) to the demolition of the additions at the rear and several outbuildings. That particular proposal included the retention and restoration of the front section of the existing dwelling (generally consisting of the 4 front rooms).

The previous consent has been partially enacted with the demolition of the rear of the building occurring but work has since ceased pending determination of this application.

Further investigation of the remaining structure by Barnson Pty Ltd during works identified that the remaining front elements of the building are structurally inadequate and have recommended that the whole of the front of the building will need to be re-built. As such the demolition and re-building of the dwelling is the subject of this application.

The proposal

The proposal involves:

- Demolition of the existing dwelling;
- Construction of a single storey replacement dwelling; and

- Construction of a separate single attached carport.

Plans of the proposed development are at **attachment 2**.

Advertising and Notification

In accordance with the Chapter 2 - Exhibition & Notification of Development Applications of the Bathurst Regional Development Control Plan 2014, the application was advertised between 16 March 2015 and 30 March 2015 and 2 adjoining residents were notified.

No submissions were received.

Planning Context

Bathurst Regional Local Environmental Plan 2014

The subject site is zoned R1 General Residential under the provisions of the Planning Instrument. The proposal is defined as a *dwelling* and is permissible with consent in the R1 General Residential zone. The proposal complies with the objectives of the zone.

5.10 Heritage Conservation

The site is located within the Bathurst Heritage Conservation Area. The existing dwelling is not individually listed as a heritage item.

Clause 5.10(4) of Bathurst Regional Local Environmental Plan 2014 requires Council to consider the effect of the proposed development on the heritage significance of the heritage conservation area.

The size and style of the building shows that it is typical of dwellings in the mid Victorian period of Bathurst. The property has undergone significant changes to the original fabric of the cottage including painting of the face brick work and additions at the rear. It has not been well maintained over a long period of time and is subsequently suffering significant structural damage.

The current application now proposes the demolition of all of the original dwelling and its reconstruction rather than the retention and repair of the front portions as originally approved under DA 2014/0135. The structural report indicates that the existing footing system and the majority of the remaining walls and the roof are not suitable for retention and repair and would essentially require total reconstruction in any case. That is the solution to the existing structural issues is to demolish and rebuild the vast majority of the remaining fabric of the building.

Inspections of the property by Council's officers and Heritage Advisor confirms that given the current state of the building, retention and repair is not an option without complete reconstruction. Reconstruction using as much of the original material as possible is therefore considered the best way forward.

The proposed re-building of the dwelling will result in a structurally sound building that reflects the fabric and character of the existing dwelling. The building in its current state will require significant reconstruction work which will ultimately alter the original fabric. The proposed development is a positive outcome on the site that will ensure the character and streetscape of the dwelling is maintained.

In the assessment of the current development application, amended plans were sought to

ensure the reconstruction of the building would retain more of the existing fabric and important elements of the building. The amended plans proposed a design that reflects the current features of the dwelling including:

- Raising the front rooms and verandah to match the existing height above ground.
- The framing and re-use of the timber floor boards from the existing house in the front floor.
- Retention of the bullnose verandah timber framing, verandah plate, timber brackets and post set out, wrought iron railing and gate.
- Redesign of the front roof pitch to match the existing and incorporating a 22.5 degree roof pitch in the rear additions.
- Face brick on the external skin and reconstruction of a chimney towards the front facade.

It is noted that Council's usual practice would be to require the approval of the Construction Certificate prior to the demolition of the building. It is noted that due to the precarious state of the building, the works currently being undertaken on the adjoining site and the proximity of the wall to the boundary that this requirement will be dispensed with. The applicant will however be required to submit a photographic record of the building prior to its demolition.

Bathurst Regional Development Control Plan 2014 – Chapter 4 Residential Development

The site is contained within Precinct 1 pursuant to the *Bathurst Regional Development Control Plan* (DCP) 2014. The following development standards are applicable to the development:

Chapter 4 Residential Development

Development Standard	Proposed	Permissible	Compliance
Setbacks Front Carport Rear Side	0m 3.2m As per BCA As per BCA	Complement existing Behind building As per BCA As per BCA	Yes Yes Yes Yes
Carparking Resident	1 space	1 space	Yes
Height	Single storey	Two storey	Yes
Open space area	>50m ²	50m ²	Yes
Open space width	>4.0m	Minimum 4.0m	Yes

Chapter 10 Urban Design & Heritage Conservation

10.3.3 Statement of Heritage Impact

A Heritage Impact Statement (**attachment 3**) has been prepared in accordance with Section 10.3.3 of the Bathurst Regional Development Control Plan 2014.

A Structural Assessment (**attachment 4**) has been carried out by Barnson Pty Ltd and noted the following essential repairs (to ensure structural soundness and safety of the building and to extend its life):

1. *Footing stiffening with reinforced concrete strip footing tied to the existing;*
2. *Removal of all internal floors to allow access to underpinning for all walls;*

3. *It is estimated at least 50% of the existing walls will be required to be reconstructed;*
4. *Installation of new floors with new footings, new windows and major repairs to the roof structure; and*
5. *Replacement of the front verandah slab.*

Barnson have estimated that the cost of these repairs would be in the vicinity of \$150,000.00.

10.3.4 Bathurst Conservation Area Management Strategy (BCAMS)

In order to assess the conservation significance of the dwelling proposed for demolition an assessment under the *Bathurst Conservation Area Management Strategy* (BCAMS) was undertaken in consultation with Council's Heritage Advisor.

The following table provides a summary of the assessment.

Date of construction	Mid Victorian 1860-1880
BCAMS results:	
Integrity	Altered Unsympathetically – Reversible
Streetscape rating	Contributory
Heritage significance	Historically significant in a regional context
Overall rating (out of 10)	7

Despite the high BCAMS rating, the very poor condition of the building and the extent of reconstruction required means that repair and retention of it is not feasible. As the rating remains high the best outcome is considered to be demolition and reconstruction using as much of the original fabric as possible.

Conclusion

Council has received a Development Application (DA) for demolition of an existing dwelling and construction of a single storey replacement dwelling and attached carport at 72 Rocket Street, Bathurst. A Heritage Impact Statement which includes a Structural Assessment has been submitted with the Development Application.

The proposed demolition of the dwelling at 72 Rocket Street, Bathurst is supported given the reconstruction retains as much of the existing fabric as possible and important elements of the building. The building in its current state will require significant reconstruction work which will ultimately alter the original fabric in any case. The proposed development is a positive outcome on the site that will ensure the character of the streetscape is maintained.

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

9 Item 3 DEVELOPMENT APPLICATION NO. 2015/0077 – DEMOLITION OF EXISTING DWELLING, CONSTRUCTION OF SINGLE STOREY REPLACEMENT DWELLING AND ATTACHED CARPORT AT 72 ROCKET STREET, BATHURST. APPLICANT: MR JC SHERMAN. OWNER: MR JC AND MRS JL SHERMAN (DA/2015/077)

MOVED: Cr M Coote 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 2015/0077, 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 photographic record has been created of the existing building and submitted to Council;
 - ii. The applicant is to submit to Council for approval a schedule of materials, colours and finishes (including details of original materials being reused); 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 M Coote, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr G Rush, Cr G Westman,

Against the motion - Nil

Absent - Cr B Bourke, Cr I North,

Abstain - Nil

4 DEVELOPMENT APPLICATION NO. 2015/0145 – ERECTION OF SHED AND USE AS TEMPORARY DWELLING AT 342 GORMANS HILL ROAD, GORMANS HILL. APPLICANT: MS M MILLER. OWNER: MS M MILLER (DA/2015/0145)

Recommendation: That Council:

- (a) support the variation to the 200 hectare minimum lot size development standard for the erection of a dwelling house as prescribed in the Bathurst Regional Local Environmental Plan 2014 and the corresponding Lot Size Map; and
- (b) seek concurrence from the NSW Department of Planning and Environment for the variation to the 200 hectare minimum lot size development standard for the erection of a dwelling house as prescribed in the Bathurst Regional Local Environmental Plan 2014 and the corresponding Lot Size Map; and
- (c) subject to the NSW Department of Planning and Environment granting concurrence, grant consent pursuant to section 80 of the EP&A Act to Development Application No. 2015/0145, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended and including conditions to the effect that:
 - i. The shed building may be used for temporary residential occupation for a period of 24 months from the date of the consent.

NOTE: The applicant is to remove the kitchen and laundry facilities at the end of the 24 month period. The applicant is also required to cap off all redundant plumbing in accordance with AS/NZS 3500 and NSW Code of Practice, Plumbing and Drainage; and

- (d) call a division.

Report: The Site

Council has received a Development Application (DA) for the erection of a shed and use of part of the shed as a temporary dwelling at 342 Gormans Hill Road, Gormans Hill, described as Lot 1, DP 1041532. A location plan is provided at **attachment 1**.

The subject land currently contains a rural shed but is otherwise vacant.

The subject lot has a total area of 31.18 hectares. Approximately half of the lot is within the RU1 Primary Production zone, while the other half is within the RU4 Primary Production Small Lots zone.

The proposal

The proposal is for the erection of a shed and for the use of part of the shed as a temporary dwelling (for a maximum period of two years).

Plans of the proposed development are at **attachment 2**.

The shed/dwelling is to be located on the part of the property which is zoned RU1 Primary Production. The shed/dwelling will be located adjoining the proposed dwelling discussed below.

History of the Site/Proposal

Council has previously considered and granted consent to the erection of a dwelling on the land as discussed below. That particular development application was considered under the provisions of Bathurst (Regional) Interim Local Environmental Plan 2005.

In September 2013 Council approved a Development Application for the erection of a dwelling house and carport on part of the lot zoned as the 1(b) Market Garden zone (now RU4 Primary Production Small Lots).

The minimum lot size for the erection of a dwelling house in the 1(b) Market Garden zone was 20 hectares. The total land area is 31.18 hectares however that section of the property zoned Market Garden was less than the required 20 hectares.

The Development Application was supported by legal advice to the effect that:

“Where the dwelling house is proposed to be erected on the portion of the land zoned 1(b) Market Garden, the whole of the lot area must be more than the minimum area requirement which is 20 ha under the LEP. On this point cl 28 is satisfied. However, if the dwelling is proposed to be erected on the portion zoned 1(a), the minimum lot size requirements are not met.

The applicant’s legal advice was reviewed and confirmed by Council’s own legal advisers. Accordingly the erection of a dwelling on the 1(b) Market Garden zone land was permissible with consent and was subsequently granted.

Council has recently approved a modification to this Development Application to resite the proposed dwelling from the portion of the lot zoned RU4 Primary Production Small Lots (formerly 1(b) Market Garden) to the portion zoned RU1 Primary Production (formerly 1(a) Inner Rural). The minimum lot size for the erection of a dwelling in the RU1/1(a) Inner Rural zone is 200 hectares.

The applicant’s legal advice in relation to the modification confirmed that the proposed dwelling could be resited on the subject lot without the need to further address the 200 hectares minimum on the proviso that the dwelling remains “substantially the same”. Given that the dwelling itself remained the same but in a new location it was considered to be substantially the same.

Planning Context

Bathurst Regional Local Environmental Plan 2014

The subject site is zoned RU1 Primary Production and RU4 Primary Production Small Lots under the provisions of the *Bathurst Regional Local Environmental Plan 2014 (BRLEP 2014)*.

A dwelling house is permissible with consent in both the RU1 Primary Production zone and the RU4 Primary Production Small Lots zone subject to compliance with *Clause 4.2B Erection of dwelling houses on land in certain rural zones* discussed below. The proposal is not inconsistent with the objectives of either zone.

Clause 4.2B Erection of dwelling houses on land in certain rural zones

Clause 4.2B of BRLEP 2014 provides circumstances under which dwelling houses may be erected on lots in certain rural zones.

The objective of Clause 4.2B relevant to the application is as follows:

- (a) *to minimise unplanned rural residential development*

Clause 4.2B(3) provides that:

- (3) *Development consent must not be granted for the erection of a dwelling house on land to which this clause applies unless the land does not have a dwelling house erected on it and the land:*

- (a) *is a lot that is at least the minimum lot size shown on the Lot Size Map in relation to that land,*

...

The subject lot has a total area of 31.18 hectares. Approximately half of the lot is within the RU1 Primary Production zone where the minimum lot size for a dwelling house is 200 hectares, while the other half is within the RU4 Primary Production Small Lots zone where the minimum lot size for a dwelling house is now 40 hectares.

The proposed temporary dwelling is to be erected on the portion of the lot zoned RU1 Primary Production.

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 written request to vary the 200 hectare minimum lot size for the erection of a dwelling house in the RU1 Primary Production under Clause 4.6 *Exceptions to development standards* in the Bathurst Regional Local Environmental Plan 2014. A copy of the applicant's request is provided at **attachment 3**.

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

- The applicant already has consent to erect a permanent dwelling in a similar location to the proposed shed/temporary dwelling;
- It would be nonsensical to permit a permanent dwelling in this location but not a temporary dwelling for use while it is being constructed;
- The proposed use as a dwelling is temporary only. Upon completion of the approved permanent dwelling the temporary dwelling will be decommissioned and that section

- of the shed returned to storage purposes; and
- The proposal is unlikely to set a precedent given that the circumstances of the case are unique and are unlikely to reoccur elsewhere.

The proposal is not considered to be inconsistent with the objectives of the applicable development standard and is therefore considered supportable.

Concurrence

Due to the extent of the variation to the development standard the concurrence of the Department of Planning and Environment is required. The concurrence of the Department of Planning and Environment will be sought if Council chooses to support the variation to the minimum lot size.

Need for Council Concurrence

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

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

Conclusion

Council has received a Development Application (DA) for erection of a shed and its use as a temporary dwelling at 342 Gormans Hill Road, Gormans Hill, described as Lot 1, DP 1041532. Approximately half of the lot is within the RU1 Primary Production zone where the minimum lot size for a dwelling house is 200 hectares, while the other half is within the RU4 Primary Production Small Lots zone where the minimum lot size for a dwelling house is 40 hectares. The proposed temporary dwelling is to be erected on the section of the lot zoned RU1 Primary Production. The subject lot has a total area of 31.18 hectares and therefore does not meet the 200 hectare minimum lot size. A variation to the minimum lot size is considered appropriate for the reasons outlined in this report.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

**10 Item 4 DEVELOPMENT APPLICATION NO. 2015/0145 – ERECTION OF SHED AND USE AS TEMPORARY DWELLING AT 342 GORMANS HILL ROAD, GORMANS HILL. APPLICANT: MS M MILLER. OWNER: MS M MILLER (DA/2015/0145)
MOVED: Cr G Westman SECONDED: Cr J Jennings**

RESOLVED: That Council:

- (a) support the variation to the 200 hectare minimum lot size development standard for the erection of a dwelling house as prescribed in the Bathurst Regional Local Environmental Plan 2014 and the corresponding Lot Size Map; and
- (b) seek concurrence from the NSW Department of Planning and Environment for the variation to the 200 hectare minimum lot size development standard for the erection of a dwelling house as prescribed in the Bathurst Regional Local Environmental Plan 2014 and the corresponding Lot Size Map; and
- (c) subject to the NSW Department of Planning and Environment granting concurrence, grant consent pursuant to section 80 of the EP&A Act to Development Application No. 2015/0145, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended and including conditions to the effect that:
 - i. The shed building may be used for temporary residential occupation for a period of 24 months from the date of the consent.

NOTE: The applicant is to remove the kitchen and laundry facilities at the end of the 24 month period. The applicant is also required to cap off all redundant plumbing in accordance with AS/NZS 3500 and NSW Code of Practice, Plumbing and Drainage; 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 M Coote, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr G Rush, Cr G Westman,

Against the motion - Nil

Absent - Cr B Bourke, Cr I North,

Abstain - Nil

5 STATE LISTING OF COX'S ROAD AND EARLY DEVIATIONS (20.00047)

Recommendation: That the information be noted.

Report: The Heritage Council of New South Wales has recently advised Council of the State Heritage listing of Cox's Road and Early Deviations. Please find a copy of the correspondence **attachment 1** from the Heritage Council for your information.

The listings are not located within the Bathurst Regional Local Government Area. However, Council supported the listings and the Statement of Significance given the importance of the road in the settlement of Bathurst.

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 11.1

MINUTE

- 11 **Item 5 STATE LISTING OF COX'S ROAD AND EARLY DEVIATIONS (20.00047)**
MOVED: Cr M Coote SECONDED: Cr M Morse

RESOLVED: That the information be noted.

6 BATHURST REGION HERITAGE REFERENCE GROUP (20.00123)

Recommendation: That the report be noted.

Report: The Bathurst Region Heritage Reference Group met on 19 March 2015. The minutes of that group's meeting are provided at **attachment 1**.

The group will meet next in June 2015.

Attachment 2 provides an update of Council's achievements to date with respect to the implementation of its Heritage Strategy. Key achievements for the period October 2014 to March 2015 include:

- Ongoing management of the 2014-15 Bathurst Region Local Heritage Fund and the Bathurst Region Conservation and Interpretation Fund 2014-15.
- Installation of the Delightful Spot heritage trail of the early government settlement of Bathurst.
- Construction of the Pillars of Bathurst Cultural Heritage Garden.
- Employment of Senior Heritage Planner.
- Called Expressions of Interest for Aboriginal Heritage Study and Hill End Archaeological investigations.
- Implementation of the new/updated heritage provisions within Bathurst Regional LEP 2014 and Bathurst Regional DCP 2014.
- Exhibition of DCP amendment in respect of archaeology within the early government settlement area of the city.
- Release of 2015 Autumn Colours Program.
- Hosted NSW Local Government Tourism Conference.

Financial Implications: Administrative costs of the meeting are met within Council's existing budgets.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 11: To protect the region's unique heritage and history. To protect a unique identity. Strategy 11.1
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.3, 30.5, 30.6

MINUTE

- 12 **Item 6 BATHURST REGION HERITAGE REFERENCE GROUP (20.00123)**
MOVED: Cr M Morse SECONDED: Cr J Jennings

RESOLVED: That the report be noted.

7 DESTINATION MANAGEMENT PLAN (37.00421)

Recommendation: That Council adopt the Bathurst Region Destination Management Plan.

Report: Bathurst Regional Council has received the final draft of the Bathurst Region Destination Management Plan (DMP) completed by Seed Business Solutions (SBS). A copy of the final draft plan is at **attachment 1**.

The purpose of the plan is to provide recommendations aimed at developing the destination of the Bathurst Region over an extended period of five years. The recommended actions (part 7 of the DMP) list projects, actions and programs which should be commenced during 2015-2020. The actions listed have been formulated from feedback from the community, business, council, direct market research and visitors to the region. The actions have been grouped under 5 keys themes:

1. Be Known: Develop and improve brand awareness and preferences through targeted marketing activities.
2. Think like a visitor: Increase the level of development of sustainable product that delivers the Bathurst (region) destination experience.
3. Local Love: Improved access, dispersal and participation in the Bathurst (region) destination tourism experience.
4. Community Commitment: Through improved communication and coordination we will work together to grow our industry.
5. Leading Success: Council will enable growth by leveraging its assets.

The DMP was delivered to Councillors at a workshop on 8 April where the process and outcomes were presented.

Conclusion

Seed Business Solutions undertook an extensive public consultation process in developing the Bathurst Region Destination Management Plan (2015-2020). The draft Destination Management Plan identifies a number of projects for implementation during 2015-2020 in order to engage local tourism operators, develop tourism development and create marketing campaigns.

Financial Implications: Funding to undertake any of the recommendations for this item has been assigned in Council's draft Annual Operating Plan 2015/16.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 4: To market Bathurst as a great place to live, work, study, invest and play. Strategy 4.1, 4.3, 4.4, 4.6, 4.7, 4.8
- Objective 11: To protect the region's unique heritage and history. To protect a unique identity. Strategy 11.6
- Objective 33: To be and develop good leaders. Strategy 33.1, 33.4, 33.6

MINUTE

- 13 **Item 7 DESTINATION MANAGEMENT PLAN (37.00421)**
MOVED: Cr M Coote SECONDED: Cr G Westman

RESOLVED: That Council adopt the Bathurst Region Destination Management Plan.

8 2015 LOCAL GOVERNMENT NSW TOURISM CONFERENCE (18.00074)

Recommendation: That the information be noted.

Report: Bathurst hosted the 2015 Local Government (LG) NSW Tourism Conference held at the Pit Complex Mount Panorama on 2-4 March 2015.

The conference was well attended with people from all over the state. The following table summarises the registrations.

Type	Number	Activity
Conference	187	Full registrations
	84	AVIC Summit registrations
Site visits	31	1 – Bicentenary walking tour
	47	2 – History Mystery bus tour
	21	3 – Art trail walking tour
	29	4 – Historic Homes Bus tour
Social program	155	Welcome Function
	170	Conference Dinner
Pit Tours	59	5.30pm Monday 2 March
	36	Tuesday 3 March
	7	1pm Wednesday 4 March

Break down of the 187 full registrations:

Delegates	121
Sponsors	22
Speakers	24
Guests	7
Conference staff	13

A conference wrap up meeting was held on 24 March with some very positive comments for Bathurst as hosts. The minutes from that meeting provide very constructive feedback for the venues.

As stated in the letter from Local Government NSW dated 18 August 2014, Council at the end of the conference and once all costs were paid were to receive 33% of any profit. In a letter to Council dated 21 April, it was reported that Council would receive their hosting fee of \$10,962.51 inclusive of GST.

Financial Implications: Council will receive \$10,962.51 for hosting the conference.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 4: To market Bathurst as a great place to live, work, study, invest and play. Strategy 4.1, 4.7
- Objective 33: To be and develop good leaders. Strategy 33.1, 33.4, 33.6

MINUTE

- 14 **Item 8 2015 LOCAL GOVERNMENT NSW TOURISM CONFERENCE (18.00074)**
MOVED: Cr J Jennings SECONDED: Cr M Coote

RESOLVED: That the information be noted.

9 BATHURST BUY LOCAL GIFT CARD (20.00071)

Recommendation: That the information be noted.

Report: On the 29 April, Bathurst Regional Council launched the Bathurst Buy Local Gift Card at the Mayoral Business Leaders Lunch. The Gift Card is a Council initiative that encourages people to shop locally and demonstrates Council's support for local business, economic prosperity and jobs growth. The Gift Card is part of a broader campaign called the Bathurst Buy Local Campaign, which is a series of initiatives to support and grow local business.

The Bathurst Buy Local Gift Card is an EFTPOS based system aimed at keeping money within the local Bathurst community. The Bathurst Buy Local Gift Card works like any other gift card or voucher based system; however the money can only be spent in Bathurst at participating stores. People can purchase a gift card from one of the 11 Load-Up stores listed below:

- News on William
- WJ Coote & Sons
- Fifty8 George
- John Matthews Chemist
- Al Dente
- Cheeki Kidz Boutique
- Bathurst Visitor Information Centre
- Bathurst 200 Pop Up store
- Westpoint News, Toys & Gifts
- Macquarie Medi Spa
- Books Plus & ABC Centre

More than 100 local businesses have joined the program to date.

Any business that has an EFTPOS machine can be a part of the program. The program is also not just limited to traditional retail stores and there is no charge for businesses for this program with Council covering all of the associated costs.

The Bathurst Buy Local Gift Card also provides participating businesses with the opportunity to increase sales and gain greater awareness in the local community through numerous advertising opportunities.

A comprehensive marketing campaign will run over a 6 week period, including:

- Advertisement on the Bathurst Regional Council website which links to the Bathurst Buy Local promotional website;
- Ads in Council's Staff News and Ratepayers Newsletter;
- **Attachment 1** shows posters displayed at participating stores;
- TV commercial to air more than 800 times on both WIN and Prime stations collectively from 30 April to 30 June;
- Print and online advertising in the Western Advocate from 30 April to 12 June. Print ad shown at **attachment 2**;
- Flyer drop to various residential properties around Bathurst;
- A social media campaign with participating businesses promoting the Bathurst Buy Local Gift card on their individual Facebook pages. Ongoing posts on Council's Facebook page and the new Business Hub Facebook page; and
- 2BS/B-Rock radio ad to air more than 450 times from 30 April to 13 June.

Council will receive ongoing monthly reports outlining the total amount of cash loaded onto the cards and the total amount spent. This will enable Council to effectively track the success of the Bathurst Buy Local Gift Card and ultimately its contribution to the Bathurst economy.

Conclusion:

The Bathurst Buy Local Gift Card encourages Bathurst residents to shop locally and support their local businesses. The Gift Card demonstrates Council's continued support for Bathurst businesses, economic prosperity and jobs growth. Additionally, the Gift Card has further improved Council's relationship with local business.

The Gift Card is part of a broader Buy Local Campaign, which will include a series of initiatives to support and grow local business.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 1: To attract employment, generate investment and attract new economic development opportunities. Strategy 1.3
- Objective 5: To facilitate and foster partnerships, networks and infrastructure to support and attract knowledge, innovation and research. Strategy 5.2, 5.4, 5.8

MINUTE

- 15 **Item 9 BATHURST BUY LOCAL GIFT CARD (20.00071)**
MOVED: Cr W Aubin SECONDED: Cr J Jennings

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

Reason: Business is participating in Buy Local Program

RESOLVED: That the information be noted.

10 MAYORAL BUSINESS LEADERS LUNCH (20.00071)

Recommendation: That the information be noted.

Report: The Economic Development section recently hosted a Mayoral Business Leaders Lunch at Rydges Mount Panorama on the 29 April 2015 to launch the Bathurst Buy Local Gift Card. Approximately fifty prominent business owners attended including Council's Investment Attraction Sponsors and representatives of Gift Card participating stores.

Guests included the Vice Chancellor of Charles Sturt University, the President of the Business Chamber and senior staff from Devro, Skillset, Hines Constructions, Bathurst City Centre, Stockland, Grainforce, Glenray Industries, Crowe Horwath, The Scots School and a number of local retail businesses.

The objective of the Mayoral Business Leaders Lunch was to launch Council's new Bathurst Buy Local Gift Card and to also advise leading business owners of Council's current and future Economic Development projects. The Mayoral Business Leaders Lunch is an annual event which is now well recognised in the Bathurst business community.

Conclusion

The Mayoral Business Leaders Lunch was highly successful and allowed Council to officially launch the Gift Card in front of an audience of prominent business leaders and members of the media. The Lunch also effectively reinforces Council's commitment to supporting and growing local business and the broader economy. Additionally, the Lunch also strengthens Council's relationship with local businesses.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies


- Objective 1: To attract employment, generate investment and attract new economic development opportunities. Strategy 1.3, 1.4
- Objective 4: To market Bathurst as a great place to live, work, study, invest and play. Strategy 4.1
- Objective 5: To facilitate and foster partnerships, networks and infrastructure to support and attract knowledge, innovation and research. Strategy 5.1, 5.2

MINUTE

- 16 **Item 10 MAYORAL BUSINESS LEADERS LUNCH (20.00071)**
MOVED: Cr M Coote SECONDED: Cr W Aubin

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

20 MAY 2015

1 STATEMENT OF INVESTMENTS (16.00001)

Recommendation: That the information be noted.

Report: \$74,300,000 was invested at 30 April 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, Term Deposit Debentures and Certificates of Deposit):			
Bank of Queensland	A2	\$7,500,000.00	3.68%
Bendigo and Adelaide Bank	A2	\$4,000,000.00	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	3.45%
National Australia Bank Limited	A1+	\$14,500,000.00	3.63%
Westpac Banking Corporation	A1+	\$3,500,000.00	3.63%
Maritime, Mining & Power Credit Union	ADI	\$1,000,000.00	3.49%
People's Choice Credit Union	ADI	\$1,000,000.00	3.52%
Railways Credit Union Limited	ADI	\$2,000,000.00	3.65%
SGE Credit Union Limited	ADI	<u>\$1,500,000.00</u>	<u>3.50%</u>
		\$39,500,000.00	3.60%
<u>Long Term > 365 Days</u> (comprising Commercial Bills, Term Deposits and Bonds):			
<u>Committed Rolling Investments</u>			
Westpac	AA-	\$2,000,000.00	3.26%
Westpac	AA-	\$2,000,000.00	3.57%
Westpac	AA-	\$2,000,000.00	3.68%
Westpac	AA-	\$2,000,000.00	3.45%
National Australia Bank Limited	AA-	\$2,000,000.00	3.18 %
Maritime Mining & Power Credit Union Ltd	ADI	<u>\$2,800,000.00</u>	<u>2.45%</u>
		\$12,800,000.00	3.21%
<u>Fixed, Negotiable & Tradeable Certificates of Deposits</u>			
Commonwealth Bank	AA-	\$2,000,000.00	3.56%
		\$2,000,000.00	3.56%
<u>Floating Rate Notes</u>			
Barclays Bank PLC – Australia	AA-	\$2,000,000.00	4.07%
Macquarie Bank	A	\$1,000,000.00	3.39%
Bendigo & Adelaide Bank Retail Bond	A-	\$1,000,000.00	3.52%
Bank of Queensland	A-	\$1,000,000.00	3.33%
Bank of Queensland	A-	\$2,000,000.00	3.36%

Bendigo & Adelaide Bank	A-	\$1,000,000.00	3.25%
Bank of Queensland 2	A-	\$1,000,000.00	3.46%
Credit Union Australia	BBB+	\$3,000,000.00	3.58%
Police Bank Ltd	BBB+	\$1,000,000.00	3.42%
Credit Union Australia	BBB+	\$1,000,000.00	3.47%
Newcastle Permanent	BBB+	\$1,000,000.00	3.50%
Members Equity Bank 2	BBB+	\$1,000,000.00	3.32%
Members Equity Bank	BBB	\$3,000,000.00	3.53%
Greater Building Society	BBB	<u>\$1,000,000.00</u>	<u>3.62%</u>
		\$20,000,000.00	3.52%

Total Investments **\$74,300,000.00** **3.51%**

These funds were held as follows:

Reserves Total (includes unexpended loan funds)		\$34,113,400.00
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		\$7,506,272.00
General Fund	\$92,729.00	
Water Fund	\$4,410,000.00	
Sewer Fund	\$2,097,822.00	
Waste Fund	<u>\$ 905,721.00</u>	

Total Investments **\$74,300,000.00**

Total Interest Revenue to 30 April 2015 **\$2,538,222.61** **3.51%**

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	2.57%
Three Year Swap Rate - Commonwealth	2.51%
Five Year Swap Rate - Commonwealth	2.83%
Mofidied Deitz Calculation	3.51%

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

MINUTE

- 17 **Item 1 STATEMENT OF INVESTMENTS (16.00001)**
MOVED: Cr W Aubin SECONDED: Cr M Morse

RESOLVED: That the information be noted.

2 YEAR TO DATE REVIEW - QUARTERLY BUDGET REVIEW STATEMENT 2014-2015 (16.00137)

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

Report: Bathurst Regional Council has in place the Bathurst 2036 Community Strategic Plan which aims to inform the community about the major directions and programs Council is undertaking in shaping the future of the Bathurst Region. These directions are summarised as objectives and strategies in Part VI of the Community Strategic Plan which was adopted by Council on 20 February 2013. The Plan is available for viewing at the council offices at 158 Russell Street or can be downloaded from the Public Documents section of Council's website, www.bathurst.nsw.gov.au. Shown at **attachment 1** is a listing of the Objectives and Strategies from the Bathurst 2036 Community Strategic Plan.

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

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

At **attachment 3** is an update of the strategies for the 2014/2015 Community Strategic Plan.

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

Fines or penalty notices this month - Refer to attachment 3.

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

18 Item 2 YEAR TO DATE REVIEW - QUARTERLY BUDGET REVIEW
STATEMENT 2014-2015 (16.00137)

MOVED: Cr M Coote SECONDED: Cr W Aubin

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

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

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

Report: At **attachment 1** is a list of Sundry Section 356 Donations, Bathurst Memorial Entertainment Centre Community Use Subsidies and Mount Panorama Fee Subsidies granted by Council for the period ending 30 April 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:	\$ 479.17
BMEC Community use:	Nil
Mount Panorama:	\$14,319.32

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

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

MOVED: Cr W Aubin SECONDED: Cr M Coote

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.

- Meck, T - Windradyne Residue Land - Lot 138, DP1123180 - In-house Rural Licence
- Mars Petcare - Advertising signage agreement - Mount Panorama Motor Racing Circuit
- Minister Crown Lands - Crown Lands Licence No RI541901 - Lot 7034 & 7035, DP1114692; Lot 7032, DP1114695 - Round-a-bout Mount Panorama
- Hotham, C - Vale Road & Lloyds Road - Lots 134, 137, 138, 144, 145, DP750357 and Part Lot 1 DP784476 - In-house Rural Licence
- Mercieca, PH & MS - 4 Rankens Bridge Road, Eglinton - Lot 201, DP1061137 - Extinguishment of easement
- Burke G & C - Vacant land at Bathurst Aerodrome - Part Lot 304, DP1187714 - In-house Rural Licence

Linen Plan Release

- Apsley Holdings Pty Ltd - four lot subdivision and easements - Lot 13, DP1087390 - 132 Durham Street, Bathurst
- Hynash Pty Ltd - 92 lot residential subdivision, release of Stage 1, 36 lots - Lot 11, DP1158528 - 546 Eleven Mile Drive, Eglinton

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

20 **Item 4 POWER OF ATTORNEY (11.00007)**
MOVED: Cr M Coote SECONDED: Cr J Jennings

RESOLVED: That the information be noted.

5 2016 LOCAL GOVERNMENT NSW WATER MANAGEMENT CONFERENCE (29.00009)

Recommendation: That Council submit an Expression of Interest to host the 2016 Local Government NSW Water Management Conference.

Report: Local Government NSW (LGNSW)'s Water Management Conference is an annual event providing Local Government with a broad range of information on water management and issues primarily associated with water utilities. The Conference presents an opportunity for councillors, council staff, water managers, government representatives and the broader industry to tackle key water management issues and discuss ways to achieve a sustainable future.

The event is usually a 2.5 day Conference held in August/September with an attendance of approximately 200 persons inclusive of delegates, sponsors, speakers and staff.

Council's Event team have now reached a professional level where they are able to host conference programs of this nature using Council's facilities located at Mount Panorama, Bathurst Memorial Entertainment Centre and other suitable venues.

It is recommended that Council submit a written Expression of Interest to be received by Local Government NSW no later than Monday, 25 May 2015, making an application to host the 2016 LGNSW Water Management Conference in August/September 2016.

Financial Implications: LGNSW guarantees and takes on the financial risk of the Conference. Council will receive a profit share of 33% of income once all expenses are paid.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 4: To market Bathurst as a great place to live, work, study, invest and play. Strategy 4.1
- Objective 20: To provide a range of cultural facilities, programs, activities and events and to support and enhance cultural and social activities across the community. Strategy 20.1
- Objective 33: To be and develop good leaders. Strategy 33.1

MINUTE

**21 Item 5 2016 LOCAL GOVERNMENT NSW WATER MANAGEMENT
CONFERENCE (29.00009)**

MOVED: Cr M Coote SECONDED: Cr J Jennings

RESOLVED: That Council submit an Expression of Interest to host the 2016 Local Government NSW Water Management Conference.

6 COUNCIL'S SPORTING ASSOCIATION GRANTS PROGRAM (18.00279)

Recommendation: That:

- (a) Council maintain its previous grant funding arrangements of providing only one yearly application process for its \$20,000 Sporting Grants Program.
- (b) Advertising for Council's annual sporting grants commence in July.

Report: Council would be aware of its Sporting Grants program that has been developed to assist local sporting organisations in undertaking upgrade works or purchasing equipment for the advancement of sport in the Bathurst Region. A total of \$20,000 is allocated each year to fund this program, which provides sport development opportunities for amateur sporting bodies that are affiliated with the Bathurst District Sport and Recreation Council.

At its General Meeting held 10 December 2014, Council resolved to maintain the current Sporting Association Grants Program for the 2015/2016 Management Plan Period at \$20,000 per annum. During the meeting Council also requested that the Grants program be split into two rounds, one for the winter sports season and another for the summer, offering \$10,000 per round.

In order to determine the best date to commence each season's grant application process, Council consulted with the Bathurst District Sport & Recreation Council (BDSRC) requesting their comment and consideration on the preferred dates that their associated sporting members would prefer regarding the most appropriate timing.

The BDSRC have responded by advising Council of their preference that the funding arrangement be left the same as the previous arrangements of \$20,000 offered on an annual basis. The reasons provided for retaining the one annual application includes limiting the additional administrative issues for the group and Council and the desire to have all winning grant applications formally presented by the Mayor at the annual Sports Awards Dinner in March each year. A copy of the Bathurst District Sport & Recreation Council's letter is shown at **attachment 1**.

The BDSRC have also recommended changes be made to the timing of the grant's advertising period. To assist in streamlining the grant process, making it more accessible for all seasonal sporting groups and providing a longer period for the Grant Program to be open, the BDSRC have advised that preference be given to advertising grant funding submissions from July to September each year.

The assessment period would then be undertaken in October and reported to Council for approval in November or December. It is believed that this recommendation would provide a reasonable timeframe for all sporting organisations to submit an application. The recommendation presented by the BDSRC is considered to be achievable to administer in respect to Council's administrative processes.

It is therefore recommended that Council maintain its previous grant funding arrangements of providing only one yearly application process for its \$20,000 Sporting Grants Program, with grant applications to be advertised annually from July.

Financial Implications: Council has included \$20,000 in its 2015/2016 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

MINUTE

22 Item 6 COUNCIL'S SPORTING ASSOCIATION GRANTS PROGRAM (18.00279)
MOVED: Cr G Westman SECONDED: Cr M Coote

RESOLVED: That:

- (a) Council maintain its previous grant funding arrangements of providing only one yearly application process for its \$20,000 Sporting Grants Program.
- (b) Advertising for Council's annual sporting grants commence in July.

7 REQUEST FOR FINANCIAL ASSISTANCE - RANKIN COTTAGE CRAFTS INC (22.12110)

Recommendation: That Council support Rankin Cottage Crafts Inc. by waiving the fee of \$110, to be funded from Section 356 donations.

Report: Council has received a request from Rankin Cottage Crafts Inc. at **attachment 1** for for their organisation to be allowed to place seating in front of the Cottage in Rankin Street as the group will be celebrating its 30th birthday on 14 June 2016. This organisation would be required to submit an application to have tables and seats placed on the footpath. The application attracts a fee of \$110 in accordance with Council's Revenue Policy.

It is recommended that Council support Rankin Cottage Crafts Inc. by waiving the fee of \$110.

Financial Implications: This request could be funded from Council's Section 356 Donations which currently has a balance of \$479.17.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 22: To improve community safety. Strategy 22.3
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.5, 23.7
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.4

MINUTE

23 Item 7 REQUEST FOR FINANCIAL ASSISTANCE - RANKIN COTTAGE CRAFTS INC (22.12110)

MOVED: Cr M Morse SECONDED: Cr G Hanger

RESOLVED: That Council support Rankin Cottage Crafts Inc. by waiving the fee of \$110, to be funded from Section 356 donations.

8 REQUEST FOR FINANCIAL ASSISTANCE - AUSTRALIAN DENTAL ASSOCIATION WESTERN DIVISION (21.00012-07/099, 04.00041-10)

Recommendation: That Council make available the Windradyne Room and kitchen, Mount Panorama Pit Complex, to the Australian Dental Association (NSW Branch) Western Division to host the Convention dinner to be held on 20 November 2017 with the estimated cost of \$983 to be funded from the Mount Panorama Fee Subsidy for the 2017/2018 financial year.

Report: Council has received a request from the Australian Dental Association (NSW Branch) Western Division at **attachment 1** advising Bathurst has been chosen to host the biennial Convention from 17 to 20 November 2017.

The Association has requested Council to host the conference dinner venue at the Windradyne Room, Mount Panorama Pit Complex on 20 November 2017. The ADA have requested Council's financial support for the hire of this room and kitchen which is estimated for the 2017/2018 financial year at \$983.

As this is another major convention coming to the City, with over 300 delegates attending and as the Association will also be using the Bathurst Memorial Entertainment Centre as the Convention venue, Council should support the organisation by making available the use of the Windradyne Room and kitchen, Mount Panorama Pit Complex, with the cost of \$983 to be funded from the Mount Panorama Fee Subsidy.

Financial Implications: This request could be funded from Council's Mount Panorama Fee Subsidy for the 2017/2018 financial year.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

24 Item 8 REQUEST FOR FINANCIAL ASSISTANCE - AUSTRALIAN DENTAL ASSOCIATION WESTERN DIVISION (21.00012-07/099, 04.00041-10)

MOVED: Cr G Hanger SECONDED: Cr J Jennings

RESOLVED: That Council make available the Windradyne Room and kitchen, Mount Panorama Pit Complex, to the Australian Dental Association (NSW Branch) Western Division to host the Convention dinner to be held on 20 November 2016 with the estimated cost of \$983 to be funded from the Mount Panorama Fee Subsidy for the 2016/2017 financial year.

9 REQUEST FOR FINANCIAL ASSISTANCE - SOCIETY OF BATHURST BELL RINGERS (18.00195)

Recommendation: That Council provide an amount of \$1,000 to assist The Society of Bathurst Bell Ringers in hosting a ringing festival in March 2016, to be funded from 2015/2016 Section 356 Donations.

Report: Council has received an application from The Society of Bathurst Bell Ringers for financial assistance in hosting a ringing festival in March 2016.

The Society of Bathurst Bell Ringers who are organising this event are twelve Bathurst residents who have come together to ring the bells at the All Saints Cathedral on a regular basis to celebrate various activities. This is an organisation that has been elected to host a ringing festival in March 2016. The Society have indicated that they hope to attract a large number of ringers and their partners to the City.

The organisation is a self-funded Society who raise funds internally for the purpose of structural improvements to correct lingering acoustic problems and for ongoing maintenance of the bells and their towers. Currently they have a balance, held with the Newcastle Permanent Building Society, of \$1,600. The Society does not have audited financial accounts as they are a small Society established for a specific purpose with the only financial accounts being a fixed deposit account with the Newcastle Permanent Building Society.

A copy of the Society's request is at **attachment 1.**

Financial Implications: This request could be funded from Council's 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
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.6

MINUTE

25 Item 9 REQUEST FOR FINANCIAL ASSISTANCE - SOCIETY OF BATHURST BELL RINGERS (18.00195)

MOVED: Cr M Morse SECONDED: Cr G Hanger

RESOLVED: That Council provide an amount of \$1,000 to assist The Society of Bathurst Bell Ringers in hosting a ringing festival in March 2016, to be funded from the Mount Panorama Fee Subsidy 2014/2015.

**10 REQUEST FOR FINANCIAL ASSISTANCE - CATHEDRAL RESTORATION APPEAL
ART UNION - PARKING PERMIT (28.00006)**

Recommendation: That Council refund the parking permit fee of \$331.20 to the Cathedral of St Michael & St John Restoration Committee, to be funded from Revenue Fees and Charges account.

Report: Council has received a request from the Cathedral of St Michael & St John Restoration Committee at **attachment 1** for a refund of the parking permit fee of \$331.20. Application was made for an allocated street parking space in William Street to display the first prize being offered in the Art Union and to sell tickets as part of the fundraising appeal for the Cathedral Restoration Project.

The Restoration Committee have paid the \$331.20 and are seeking a refund in order to assist the Art Union in raising funds for the restoration of the St Michael & St John Cathedral.

It is recommended that Council refund the fee of \$331.20.

It should be noted Council has previously supported the Cathedral of St Michael & St John Restoration Appeal as per recommendation contained in Item 1, Director, Corporate Services & Finance Confidential report as presented to Council on 19 November 2014 and Item 3, Director Corporate Services & Finance Confidential Report of 18 April 2012.

Financial Implications: If recommendation is adopted, Council's revenue will be reduced by \$331.20.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.5
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5

MINUTE

26 Item 10 REQUEST FOR FINANCIAL ASSISTANCE - CATHEDRAL RESTORATION APPEAL ART UNION - PARKING PERMIT (28.00006)

MOVED: Cr M Coote SECONDED: Cr J Jennings

RESOLVED: That Council refund the parking permit fee of \$331.20 to the Cathedral of St Michael & St John Restoration Committee, to be funded from Revenue Fees and Charges account.

Yours faithfully



R Roach
**DIRECTOR
CORPORATE SERVICES & FINANCE**

DIRECTOR ENGINEERING SERVICES' REPORT AND MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

20 MAY 2015

1 LOVE FOOD HATE WASTE COMMUNITY WORKSHOPS - HEALTHY MEALS THAT DON'T COST THE EARTH (14.00007)

Recommendation: That the information be noted.

Report: On behalf of Bathurst Regional Council and Dubbo City Council in December 2014, Netwaste submitted an application to the NSW Environmental Trust for funding under the Round 2 Love Food Hate Waste - Food Waste Avoidance Education Grants Program. This application for funding was one of only eight successful applications across NSW and the funding amount received for both Councils was \$17,000 which will be utilised to run a series of eight cooking workshops.

Bathurst Regional Council will invite Centrelink Health Care Card holders to participate in the four Bathurst workshops which will be run by Kate Bracks who was the winner of Masterchef in 2011. The workshops are designed to engage participants around food waste issues such as planning meals, shopping only for what is needed and storing food correctly.

The Workshops will take place at the Kelso Community Centre in July/August and November 2015.

Liaison with the relevant Community and Cultural Services staff has occurred and will continue, to ensure the workshops are successful. Flyers and other promotional materials have been developed, approved by the EPA and will be used to ensure that the workshops are advertised and participation rates are maximised.

Financial Implications: The Program has been funded by a NSW Environmental Trust Grant.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 16: To encourage sustainable waste management practices, incorporating opportunities for energy generation. Strategy 16.3, 16.6
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.4

MINUTE

27 Item 1 LOVE FOOD HATE WASTE COMMUNITY WORKSHOPS - HEALTHY MEALS THAT DON'T COST THE EARTH (14.00007)

MOVED: Cr G Westman SECONDED: Cr W Aubin

RESOLVED: That the information be noted.

2 ADVENTURE PLAYGROUND STAGE 2 (04.00121)

Recommendation: For Council's information.

Report: Council would be aware that Stage 1 of the Bathurst Adventure Playground has been in operation since late 2009 and has been very well patronised from the first day it opened. This facility has been designed as an all abilities playspace and is considered to be one of the City's great attractions for Bathurst residents and its visitors. For information, the Bathurst Adventure Playground was chosen by the Daily Telegraph to be the number 1 playground attraction in NSW in one of its 2010 publications. In addition, the adventure playground facility received a highly commended award in the Kidsafe National Playspace Design Awards in 2010.

Due to the popularity and ongoing high visitation rate at the Bathurst Adventure Playground, in 2011 Council engaged the designer of the playground facility, Ric McConaghy Pty Ltd, to undertake design works to extend the existing facility within Victoria Park. The design of Stage 2 was presented to a Councillors Working Party in March 2011 and was supported as the Stage 2 works at the Bathurst Adventure Playground to be implemented as funding became available.

Essentially, the Stage 2 works has been designed to incorporate a water playspace area as well as a play area for older children, incorporating the same theme as the existing site to ensure continuity. The Stage 2 design will also continue to be classified as all abilities access playspace and incorporate features representative of Bathurst's heritage. For example, play elements are to include a parkour area in the form of Chifley Cottage, continuation of the dinosaur theme in water play areas and landscape play gardens. The design of Stage 2 will also incorporate a car park area that will reduce the congestion experienced on the Hope Street side of Victoria Park.

Council has provided \$1.45M in its Draft 2015/2016 Management Plan to construct Stage 2 of the Bathurst Adventure Playground, which would complete the overall development of the Victoria Park site. Upon adoption of the 2015/2016 Budget, Council plans to commence with the development of full technical specification of the Stage 2 design in preparation for going to tender for the construction of the works.

Due to the complexity and intricacy of such a playspace, especially in relation to the artistic flair within design elements, as well as landscape construction aspects that may require careful placement or modification during the construction phase, it is considered necessary that Council engage Ric McConaghy Pty Ltd to complete the technical drawings and specification documents, as well as provide consultation and assistance to Council during the construction phase, once a Construction contract has been awarded.

A copy of the Bathurst Adventure Playground Stage 2 design "Bathurst Water Play & Youth Precinct" is shown at **attachment 1**. The technical design works including the development of tender specification documents will soon commence so that Council can call for tenders early in the new financial year

Financial Implications: Council has allocated funding within its Draft 2015/2016 Management Plan to undertake Stage 2 works at the Bathurst Adventure Playground, Victoria Park

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 21: To support the provision of community Strategy 21.4, 21.6

services and facilities to meet the needs of specific community sectors and the community as a whole.

- Objective 6: To support infrastructure development necessary to enhance Bathurst's life-style and industry development. Strategy 6.3
- Objective 20: To provide a range of cultural facilities, programs, activities and events and to support and enhance cultural and social activities across the community. Strategy 20.5
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3
- Objective 27: To encourage youth engagement, participation and achievement across all areas of the Bathurst community. Strategy 27.5

MINUTE

- 28 **Item 2 ADVENTURE PLAYGROUND STAGE 2 (04.00121)**
MOVED: Cr J Jennings SECONDED: Cr M Coote

RESOLVED: For Council's information.

3 CLASSIFICATION OF LAND - WINBURNDALE DAM ROAD (32.00014)

Recommendation: That Council approve the classification of Lots 1, 2 and 3 DP1206557 being constructed access roads to Winburndale Dam as Operational Land, subject to the information contained in the Director Engineering Services' report.

Report: Council at its ordinary meeting on 21 May 2014 approved the classification of Lots 1 and 2 DP914784 and Lot 1 DP914785 being property containing the Winburndale Dam as Operational land.

Following the continual upgrade of Council's information, Council has since carried out the necessary procedures to have the Minister of Public Works' name removed from the constructed roads that access Winburndale Dam. These constructed roads known as Lots 1, 2 and 3 DP1206557 are now owned by Bathurst Regional Council. A plan showing the land to be classified as operational is at **attachment 1**.

It is recommended that Council approve the classification of Lots 1, 2 and 3 DP1206557 as Operational Land.

Financial Implications: Nil.

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, 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 29.1

MINUTE

29 **Item 3 CLASSIFICATION OF LAND - WINBURNDALE DAM ROAD (32.00014)**
MOVED: Cr M Coote SECONDED: Cr G Westman

RESOLVED: That Council approve the classification of Lots 1, 2 and 3 DP1206557 being constructed access roads to Winburndale Dam as Operational Land, subject to the information contained in 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

20 MAY 2015

**1 SOFALA PROGRESS ASSOCIATION - VILLAGE IMPROVEMENT PROGRAM
2014/2015 (16.00104)**

Recommendation: That Council approve a variation to the funding of \$1,425, allocated under the 2014/2015 Village Improvement Program for the Sofala Progress Association, for the purchase of a complete new oven.

Report: Under the 2014/2015 Village Improvement Program (Council meeting held 19 November 2014, Director Cultural & Community Services Report #4) the Sofala Progress Association requested funding for a new wall oven for the kitchen and a new fridge to compliment the current fridge using the funds of \$1,425.

Council has received advice from the Progress Association that, following investigations to purchase a new wall oven, it has since discovered that the current cook top has begun to deteriorate and requires repairs. Therefore, the Progress Association has requested that the funding be used to purchase a a complete new oven, which incorporates an oven and stove top and will no longer require to purchase a new fridge with the funds.

A copy of the correspondence is at **attachment 1**.

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

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 17: To encourage living, vibrant and growing villages and rural settlements. Strategy 17.3, 17.4, 17.9

MINUTE

30 Item 1 SOFALA PROGRESS ASSOCIATION - VILLAGE IMPROVEMENT PROGRAM 2014/2015 (16.00104)

MOVED: Cr G Westman SECONDED: Cr J Jennings

RESOLVED: That Council approve a variation to the funding of \$1,425, allocated under the 2014/2015 Village Improvement Program for the Sofala Progress Association, for the purchase of a complete new oven.

2 BATHURST REGIONAL ART GALLERY - GRENFELL ART GALLERY VOLUNTEERS DEVELOPMENT WORKSHOPS (21.00002)

Recommendation: That Council note the ongoing support provided by the Bathurst Regional Art Gallery to cultural facilities in the region.

Report: Supporting the operations of a range of facilities and programs across the region is an important strategy in Council's Community Strategic Plan 2036.

Bathurst Regional Art Gallery (BRAG) has a strong commitment to the professional development of artists and facilities in the region through the project exhibitions workshop programs. To this end, BRAG has developed an ongoing relationship with the Grenfell Art Gallery (GAG) in the Weddin Shire.

Recent examples of BRAG's assistance to regional facilities include curating an exhibition especially for GAG entitled: *A Passion for Art: works from the Gwen Frolich Bequest* in August 2009, in June 2010 BRAG's Director judged Grenfell's Henry Lawson Festival Art Prize and in August 2014 BRAG curated for Gulgong the exhibition *Gulgong Gold: historic photographs from the Holterman Collection from Bathurst Regional Art Gallery*.

In late 2014 Weddin Shire Council (Grenfell), with funds provided by the State Government's Country Arts Support Program (CASP), approached BRAG to design and deliver a series of professional development workshops for GAG's volunteer workforce.

GAG is a relatively new community gallery that opened in March 2009. It is open five days a week and is completely staffed by volunteers. Their volunteers come from a variety of backgrounds and have diverse arts experiences. The volunteers contribution to the gallery is significant, as they cover many roles including front of house, sales, gallery guiding and in some cases exhibition installation. Although the gallery had provided procedural training for their volunteers, no dedicated professional development had been offered until these workshops.

BRAG's Education and Public Programs Officer developed a program of two workshops, one in Grenfell and the second at Bathurst. The aim of the workshops were to provide GAG volunteers with skills that would make them more confident in welcoming and informing visitors to their art gallery. The workshops were facilitated through a series of team building exercises.

The workshops were held at the Grenfell Community Hub Building on 2 and 16 March 2015. 31 GAG volunteers and four BRAG volunteer guides were in attendance.

Topics covered in the workshops included:

- Review of basic art forms and genres commonly exhibited by community galleries.
- Discussions around the different types of practicing artists.
- An introduction on how to talk about artworks and exhibitions with visitors to a gallery.
- Curatorial approaches.
- Basic principles of guiding individuals and groups, including school children.
- Customer service delivery.
- A guided tour of three exhibitions: Lola Greeno: *Cultural Jewels*, Juz Kitson: *Changing Skin* and Sandra Nyberg: *Heritage* – each delivered by a different BRAG Volunteer Gallery Guide.

- Exhibition case study – approaches to exhibition research in preparation for guiding.
- A practical object based critical viewing exercise.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 11: To protect the region’s unique heritage and history. To protect a unique identity. Strategy 11.6, 11.9
- Objective 20: To provide a range of cultural facilities, programs, activities and events and to support and enhance cultural and social activities across the community. Strategy 20.1, 20.2, 20.6
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.5

MINUTE

**31 Item 2 BATHURST REGIONAL ART GALLERY - GRENFELL ART GALLERY
VOLUNTEERS DEVELOPMENT WORKSHOPS (21.00002)
MOVED: Cr J Jennings SECONDED: Cr M Coote**

RESOLVED: That Council note the ongoing support provided by the Bathurst Regional Art Gallery to cultural facilities in the region.

3 NATIONAL YOUTH WEEK 10-19 APRIL 2015 "IT STARTS WITH US" (23.00047)

Recommendation: That the information be noted.

Report: National Youth Week was held from 10-19 April. The theme for National Youth Week this year was "It Starts With Us".

Youth Week celebrates the positive contributions young people aged 12-25 years make to our communities. Youth Week is the largest celebration of young people in Australia. Thousands of young people aged 12-25 from across Australia are involved each year.

The Cultural & Community Services Trainee attended the NSW Youth Week Connecting Culture and Communities Forum in Sydney at Parliament House on 8 April. The Forum brought together 120 young people between the ages of 15-25 years from across NSW. Youth Week in NSW partnered with Multicultural NSW to stage the Forum. The Forum provided an opportunity for young people to network with a range of policy makers and service providers and to participate in activities, discussions and workshops to build knowledge, skills and confidence to participate in their communities.

This year Bathurst celebrated Youth Week with the following events/workshops:

What: Bicentenary Illuminate Bathurst Paper Lantern Workshop

When: Monday 13 April 3.00pm-5.00pm

Where: Bathurst Library lawn

This workshop allowed young people to get involved in creating a paper lantern to be included in the Bicentenary Illuminate Bathurst opening parade in May. Those who participated in the workshop enjoyed the opportunity. There were 18 participants in attendance. The participants have been invited to carry their own lanterns as part of the night parade on Saturday 9 May for the Illuminate Bathurst Bicentenary celebrations.

What: Kooky Talents & Wicked Trivia

When: Wednesday 15 April 3.00pm-5.30pm

Where: Bathurst Library meeting room

This event saw 26 young people in attendance. There were eight rounds of trivia with some very interesting Kooky Talents on hand. B Rock supported the event with Leilani Vakaahi offering her time to MC and judge the talents. The event was made possible with the support of staff from the Bathurst Library.

What: Chill Tunes at Time 4 Kids

When: Thursday 16 April 10.00am-6.00pm

Where: Bathurst City Centre

The event was a collaborative event between Bathurst Regional Council, Bathurst Regional Youth Council, the Bathurst PCYC, Headspace, Veritas House, NSW Health, Central West Women's Health Centre and Lifeline.

The PCYC had a successful day raising money for their youth development and youth crime prevention programs. Local "celebrities" were voluntarily locked up in a mock jail cell for up to an hour while "bail" was raised in order to have them released.

The event was funded through National Youth Week and funds allocated in Council's budget to support Youth Week.

Local service providers were set up in the “Chill-out” zone located at the old Harris Farm site providing information and activities for young people. A highlight of the event was the music performances of six talented young musicians who created a relaxed atmosphere and had the opportunity to showcase their amazing talents. It is estimated that 100 people participated in the activities, stopped to listen to the musicians or talk with service providers throughout the event.

Financial Implications: The event was funded through National Youth Week and funds allocated in Council’s budget to support Youth Week

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

**32 Item 3 NATIONAL YOUTH WEEK 10-19 APRIL 2015 "IT STARTS WITH US"
(23.00047)**

MOVED: Cr M Coote SECONDED: Cr G Westman

RESOLVED: That the information be noted.

4 BATHURST LIBRARY - APRIL SCHOOL HOLIDAY ACTIVITIES (21.00029)

Recommendation: That the information be noted.

Report: To continue to promote and utilise the Library as a hub for community participation and activity, the following activities were held during the April school holiday period and were attended by over 100 people:

Chess Tournament

The Library, in partnership with the Bathurst Chess Club, held a chess tournament for children under 18 years of age. The activity was part of the Library's school holiday program extending the scope of the program, reaching out to a wide age group of 5-18 year olds. Both boys and girls entered with a total of 22 entries received and some 40 family members also in attendance. The competition was conducted by the Bathurst Chess Club who provided advice and adjudication. Trophies were awarded and all entrants played against at least four opponents giving them a good breadth of experience.

Youth Week Event

The Library has run a Kooky Talents & Wicked Trivia Youth Week event in partnership with Bathurst Regional Youth Council and B-Rock FM radio station. This event was part of the school holiday program and open to young adults aged 12-24 years. Participants were formed into teams and then played rounds of trivia with a talent show or games held between each round. Leilani from B-Rock FM was the MC, reading the trivia and helping to judge and award prizes to the teams. There were 26 participants at this event.

Activity Workshops

The Library also conducted four craft activity workshops as part of the school holiday program. Activities included; Clay Creatures, String Easter Eggs, Light Bulb Air Balloons and Wizard Staffs. The Outreach Team supervised these activities, with Fiona Howle as a tutor for the Light Bulbs and Wizard workshops. There were a total of 59 participants in attendance at these workshops.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 20: To provide a range of cultural facilities, programs, activities and events and to support and enhance cultural and social activities across the community. Strategy 20.1
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3, 23.7
- Objective 26: To encourage and support the provision of a range of opportunities for life long education across the Bathurst community. Strategy 26.1, 26.4, 26.6
- Objective 27: To encourage youth engagement, participation and achievement across all areas of the Bathurst community. Strategy 27.4, 27.5, 27.8

MINUTE

33 Item 4 BATHURST LIBRARY - APRIL SCHOOL HOLIDAY ACTIVITIES
(21.00029)

MOVED: Cr G Westman SECONDED: Cr W Aubin

RESOLVED: That the information be noted.

5 AUSTRALIAN FOSSIL AND MINERAL MUSEUM - HOME OF THE SOMERVILLE COLLECTION - APRIL SCHOOL HOLIDAY ACTIVITIES AND VISITATION LEVELS (20.00060)

Recommendation: That the information be noted.

Report: The Australian Fossil and Mineral Museum runs a variety of public programs for children during each school holiday period in addition to the general public visitation.

An engaging and accessible range of public programs and services are designed each year to foster awareness and understanding of the Somerville Collection, earth science, cultural and social history in response to the needs of our visitors. Specific programs are a vital part of the Museum's engagement with different audiences.

During April 2015, the Museum ran a tour and holiday activity program for a variety of groups. The torchlight tour, always a family favourite, was booked out with 38 people attending not only from the Bathurst community, but travelling from Sydney, Boorowa and the Blue Mountains. The torchlight tour is a unique way to see the Museum collection and enables visitors to focus on specific specimens and to see calcite, apatite, ruby spinel fluoresce under UV light and to explore the triboluminescence of quartz crystals which emit light when struck together.

Community groups such as the Bathurst Women's Refuge and Bathurst Interchange have attended the science based school holiday workshops along with young visitors from the Bathurst community, and general public visitors young and old participated in our museum scavenger hunt, which is designed to encourage visitors to explore the Museum as they search for mystery objects from the Somerville Collection.

The April school holiday period from 3 April to 20 April 2015 had a visitation of 1,934 general public coming from Bathurst, NSW, interstate and overseas. Over the two week period, our visitor's book had 60 enthusiastic comments from every state in Australia as well as New Zealand, Hong Kong, Switzerland, France, Korea, Japan and Denmark. A couple from Cheshire, England commented "Best displayed crystal and mineral we have ever seen", a similar comment from a New Zealand family was "best fossil collection I have visited" and a visitor from Perth wrote "my second visit and still a great outing".

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 20: To provide a range of cultural facilities, programs, activities and events and to support and enhance cultural and social activities across the community. Strategy 20.1
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.2, 23.3
- Objective 26: To encourage and support the provision of a range of opportunities for life long education across the Bathurst community. Strategy 26.1

MINUTE

34 Item 5 AUSTRALIAN FOSSIL AND MINERAL MUSEUM - HOME OF THE SOMERVILLE COLLECTION - APRIL SCHOOL HOLIDAY ACTIVITIES AND VISITATION LEVELS (20.00060)

MOVED: Cr W Aubin SECONDED: Cr M Coote

RESOLVED: That the information be noted.

6 KELSO COMMUNITY CENTRE - APRIL SCHOOL HOLIDAY ACTIVITIES (09.00026)

Recommendation: That the information be noted.

Report: Kelso Community Centre offered two days of activities during the April school holidays. The activities catered for children, young people, and families within the Kelso community.

There was positive feedback from the community in regards to the activities, which had a total attendance of 44 people across the two days.

The following activities were offered for the school holidays:

- 8 April – A Waste to Art creative workshop was run by Bathurst Regional Art Gallery. This gave the opportunity for young people to create jewellery and mobiles from recycled materials.
- 13 April – An activities day, featuring face painting and sumo wrestling in an inflatable sumo suit, was organised. A barbecue lunch was provided on the day for participants.

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

MINUTE

35 Item 6 KELSO COMMUNITY CENTRE - APRIL SCHOOL HOLIDAY ACTIVITIES
(09.00026)

MOVED: Cr G Westman SECONDED: Cr W Aubin

RESOLVED: That the information be noted.

7 VACATION CARE PROGRAM - APRIL SCHOOL HOLIDAY ACTIVITIES (09.00005)

Recommendation: That the information be noted.

Report: The autumn holiday program for April 2015 operated from Tuesday 7 April through to Friday 17 April. Sixty two (62) children were booked in over the holiday period, with an average of 28.2 children attending per day. The holiday program ran at 82.94% capacity.

Vacation Care's educational program is reflective of the My Time, Our Place – Framework for School age children. The program included activities and excursions to Metro Cinema where the children enjoyed watching Cinderella and Sponge-Bob Sponge out of Water, participated in the Bathurst 200 lantern making workshop conducted at the Bathurst Regional Art Gallery by Angela Prior, had a Mad Hatters tea party and dressed up as Celebrities or Super Heroes.

The Vacation Care Program continues to provide a valuable service for Children and their Families of the broader Bathurst Community, operating within the principals of creating a play based learning environment that is fun and stimulating.

Vacation Care is scheduled to again be operational in the June/ July 2015 School holiday period

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 21: To support the provision of community services and facilities to meet the needs of specific community sectors and the community as a whole. Strategy 21.7
- Objective 27: To encourage youth engagement, participation and achievement across all areas of the Bathurst community. Strategy 27.5, 27.9

MINUTE

36 Item 7 VACATION CARE PROGRAM - APRIL SCHOOL HOLIDAY ACTIVITIES
(09.00005)

MOVED: Cr G Westman SECONDED: Cr J Jennings

RESOLVED: That the information be noted.

Yours faithfully

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

Alan Cattermole
DIRECTOR
CULTURAL & COMMUNITY SERVICES

GENERAL MANAGER'S REPORT AND MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

20 MAY 2015

1 RECONCILIATION ACTION PLAN 2015-2017 (09.00031)

Recommendation: That Council adopt the Reconciliation Action Plan 2015-2017

Report: Following a meeting held on 9 May 2014 between Mr Simon Gordon, Deputy CEO of Reconciliation Australia, the Mayor and General Manager, it was agreed that Council would commence preparations for the development of its first Reconciliation Action Plan (RAP). Such development is consistent with Council's Social & Community Plan 2011-2016 and the Community Strategic Plan 2036. Reconciliation Action Plans are about creating respectful relationships between Aboriginal and Torres Strait Islander peoples and other Australians. Reconciliation Action Plans focus on three areas; relationships, respect and opportunities.

The proposal was discussed with local Aboriginal Elders and they were invited to participate in the process.

During October 2014, staff were invited to join a Working Party. The group comprised of Aboriginal and Torres Strait Islander peoples and other Australians who represented various work functions across Council. During the process of developing a draft RAP, Council engaged with Policy Research & Consulting via Reconciliation Australia to undertake a 'Workplace Reconciliation Barometer Survey'. The survey results will be used as a benchmark to measure the effectiveness of Council's RAP on changing perceptions and attitudes in the workplace.

During February 2015, a copy of the draft RAP was circulated to local Aboriginal Elders groups for their information and comment.

After several rounds of feedback from Reconciliation Australia, Council received advice on 13 April 2015 that its RAP was formally endorsed. A copy of the document is at **attachment 1**. A final copy of the RAP will also be circulated to local Aboriginal Elders for their information.

It is proposed to officially launch the RAP on 6 July 2015 during NAIDOC Week.

Financial Implications: Costs have been contained within existing budget allocations.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 19: To improve equity of access to all members of the community in public and private domains. Strategy 19.4
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.5
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.6

MINUTE

- 37 **Item 1 RECONCILIATION ACTION PLAN 2015-2017 (09.00031)**
MOVED: Cr J Jennings SECONDED: Cr M Morse

RESOLVED: That Council adopt the Reconciliation Action Plan 2015-2017

Yours faithfully



D J Sherley
GENERAL MANAGER

TRAFFIC COMMITTEE MEETING

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MINUTES - TRAFFIC COMMITTEE MEETING - 5 MAY 2015 (07.00006)

Recommendation: That the recommendations of the Traffic Committee Meeting held on 5 May 2015 be adopted.

Report: The Minutes of the Traffic Committee Meeting held 5 May 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

MINUTE

38 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 5 MAY 2015 (07.00006)
MOVED: Cr W Aubin SECONDED: Cr G Westman

RESOLVED: That the recommendations of the Traffic Committee Meeting held on 5 May 2015 be adopted.

MINUTES OF THE TRAFFIC COMMITTEE
HELD ON 5 MAY 2015

MEETING COMMENCES

1 MEETING COMMENCES 2:00 PM

Members: Cr Warren Aubin (Chair), Sergeant Peter Foran (Police), Senior Constable Jason Marks (Police), David Vant (Roads and Maritime Services), Deanne Freeman (Roads and Maritime Services).

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

APOLOGIES

2 APOLOGIES

That the apology of David Veness (MP Representative) be accepted.

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 7 APRIL 2015 (07.00006)

That the Minutes of the Traffic Committee Meeting held on 7 April 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 7 APRIL 2015

This is page 1 of Minutes of the Traffic Committee held on 5 May 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 PROPOSED DIRECTIONAL SIGNAGE TO THE HARNESS RACING CLUB (18.00107-02/063)**

That Council approve the installation of directional signage to the Harness Racing Club from the Great Western Highway eastern and western approaches to Bathurst.

8 **Item 4 CLASSIC RALLY CLUB INC – 2015 ALPINE CLASSIC EVENT (23.00015-07/101)**

That Council classify the Classic Rally Club Inc. 2015 Alpine Classic to be held on Saturday 24 October and Sunday 25 October 2015 as a Class 2 event, and approve the event subject to conditions as detailed in the Director Engineering Services' report.

9 **Item 5 BENTINCK STREET PEDESTRIAN REFUGE HOLD RAILS (28.00010-02/043)**

That:

(a) The Traffic Committee review the safety of pedestrians crossing Bentinck Street near the roundabout intersection with Russell Street between the Family Hotel and the medical centre in consideration of the lack of pedestrian refuge hold rails.

(b) Any recommendations of the Traffic Committee be forwarded for consideration by the Roads and Maritime Services.

10 **Item 6 PRE WAR MG DISPLAY 2015 – RUSSELL STREET (23.00015-07/103)**

That Council:

(a) Classify the Pre War MG Display to be held on Saturday 14 November 2015 as a Class 2 event, and approve the event subject to conditions as detailed in the Director Engineering Services' report.

11 Item 7 2015 ROCK & ROAD CYCLING EVENT (23.00026-18/061)

That Council approve the Wild Horizons, 2015 Rock & Road Cycling Event from Rydal to O'Connell and Return. This event is to be classified as Class 1 and approved subject to conditions as detailed in the Director Engineering Services' Report.

12 Item 8 BARKLY STREET SOFALA – "NO TRUCKS" SIGNS (25.00571)

That Council approve the installation of 'NO TRUCKS' signs between the Bowen Street entrance to Barkly Street Sofala and the Davis Street entry to Barkly Street.

TRAFFIC REGISTER

13 Item 1 TRAFFIC REGISTER (07.00006)

That the information be noted.

MEETING CLOSE

14 MEETING CLOSE

The Meeting closed at 2.42pm.

DELEGATES REPORTS AND MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

20 MAY 2015

1 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 8 APRIL 2015 (11.00019)

Recommendation: That the information be noted.

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

1. BATHURST MENS SHED INC (11.00019, 18.00260)

Ross McCourt and Neville Colligan met with Council to advise of the recent restructure of the Men's Shed, and to give an update on the projects, member numbers and future directions, including possible extensions to the building.

Discussion included:

- inadequacy of current building
- limited funds available
- currently costs \$537 per month to run the Mens' Shed
- current membership is 48 and growing
- open Monday, Wednesday and Friday
- would like to extend facilities and be open more days
- larger facility would allow metal working area and areas for other activities
- land is owned by Lands Department
- have lodged DA for extension but will look at re-lodging for larger extension
- asked if Council has any buildings that may be available for the Mens' Shed

2. SPORTS MARKETING AUSTRALIA PTY LTD (11.00019, 16.00135)

Rick Sleeman of Sports Marketing Australia Pty Ltd met with Council to give an update on the Sports Decentralisation Program.

Discussion included:

- pursuing relationship with Bathurst Regional Council
- spoke to background of Company
- have 41 regional partners
- Benefits of program:
 1. Economic benefit to a region (competitors and partners)
 2. Tourism
 3. Branding benefits
 4. introduce youth of community to stars
- In 14 years over \$1 billion to regional Australia
- Central West is a popular region
- Bathurst is ideally situated for this program
- Sports people spend \$243 per day
- 3 Stage Process to enter program:

Stage 1

- Capacity and Capability Assessment
- Assesses infrastructure - Council and private

Stage 2

- Hold meeting with all local sporting bodies to establish what support available from clubs
- Look at accommodation in area, transport links
- Create a document that can be provided to specific representatives that will place events
- Have expanded into other areas, eg ticketing, sports administration data base

Stage 3

- Secure events to come to Bathurst

Cost:

- Capacity Assessment \$27,500
- Document owned by Council
- Each event - Council has option to accept or reject
- Each accepted event \$2000
- MOU - supporting local business/Council facilities would be created for each event accepted by Council.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3, 23.1, 23.5
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5

MINUTE

**39 Item 1 COUNCILLORS MEETING WITH COMMUNITY
GROUPS/REPRESENTATIVES - 8 APRIL 2015 (11.00019)**

MOVED: Cr M Coote SECONDED: Cr G Westman

RESOLVED: That the information be noted.

MINUTE

40 Item 1 RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE TO DEAL WITH CONFIDENTIAL REPORTS

MOVED: Cr M Coote SECONDED: Cr W Aubin

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

There 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	DEED OF ASSIGNMENT OF DEED OF COVENANT FOR CAR PARKING	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. 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.
2	CAR PARKING LICENCE AGREEMENT WITH NOVION RE LIMITED	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

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

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	PROPOSED PURCHASE OF PROPERTY - LOT 2 DP532310 KNOWN AS 180 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.
2	PROPOSED PURCHASE OF PROPERTY - LOT 15 DP744672 LOCATED AT 21 GORMANS HILL 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. 10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would

		prejudice the commercial position of the person who supplied it.
3	EXPRESSION OF INTEREST - PART LOT 2 IN DP749758 LOCATED AT 200 COLLEGE ROAD, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
4	PURCHASE OF COMMERCIAL SITE IN HOWICK 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.
5	EXPRESSION OF INTEREST - LOT 231 IN DP1177478 LOCATED AT 151 LAFFING WATERS LANE, KELSO	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
6	NEW RESIDENTIAL TENANCY AGREEMENT FOR THE WINBURNDALE DAM RANGER'S COTTAGE LOCATED ON LOT 1 DP914785	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	RECLASSIFICATION OF COUNCIL LAND - LOT 7 DP620655 ALEC LAMBERTON PARK, LEE STREET, 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.

*** DIRECTOR ENGINEERING SERVICES' REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	TENDER FOR THE CONSTRUCTION OF A BMX TRACK AT BATHURST BIKE PARK	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

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

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

20 MAY 2015

MINUTE

a Item 1 DEED OF ASSIGNMENT OF DEED OF COVENANT FOR CAR PARKING (22.00553)

MOVED: Cr M Coote SECONDED: Cr G Westman

That Council:

- (a) agree to enter into the Deed of Assignment of Deed of Covenant for Car Parking with Perpetual Limited; and
- (b) delegate authority to the General Manager to sign the deed of agreement on behalf of Bathurst Regional Council.

MINUTE

**b Item 2 CAR PARKING LICENCE AGREEMENT WITH NOVION RE LIMITED
(22.01006)**

MOVED: Cr M Coote SECONDED: Cr G Westman

That Council:

- (a) agree to enter into a Car Parking License Agreement with Novion RE Limited for a period of two (2) years; and
- (b) delegate authority to the General Manager to sign the agreement on behalf of Bathurst Regional Council.

DIRECTOR CORPORATE SERVICES & FINANCE'S CONFIDENTIAL MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

20 MAY 2015

MINUTE

c Item 1 PROPOSED PURCHASE OF PROPERTY - LOT 2 DP532310 KNOWN AS 180 COLLEGE ROAD, BATHURST (22.02563)

MOVED: Cr G Westman SECONDED: Cr M Coote

That Council approves the purchase of Lot 2 DP532310 known as 180 College Road, Bathurst as detailed in the report.

MINUTE

d Item 2 PROPOSED PURCHASE OF PROPERTY - LOT 15 DP744672 LOCATED AT 21 GORMANS HILL ROAD, BATHURST (22.09834)
MOVED: Cr W Aubin SECONDED: Cr M Coote

That Council approves the purchase of Lot 15 DP744672 located at 21 Gormans Hill Road, Bathurst as detailed in the report.

MINUTE

e Item 3 EXPRESSION OF INTEREST - PART LOT 2 IN DP749758 LOCATED AT 200 COLLEGE ROAD, BATHURST (22.05258)

MOVED: Cr J Jennings SECONDED: Cr W Aubin

That Council approves entering into a new Rural Licence agreement with Ms Crystal Guntley for part Lot 2 in DP749758 located at 200 College Road, Bathurst for a period of one (1) year with an option period of one (1) year as detailed in the report.

MINUTE

**f Item 4 PURCHASE OF COMMERCIAL SITE IN HOWICK STREET BATHURST
(22.04853)**

MOVED: Cr M Coote SECONDED: Cr G Westman

That Council not proceed to make an offer at the present time.

MINUTE

g Item 5 EXPRESSION OF INTEREST - LOT 231 IN DP1177478 LOCATED AT 151 LAFFING WATERS LANE, KELSO (22.00677)

MOVED: Cr G Westman SECONDED: Cr M Coote

That Council approves entering into a new Rural Licence Agreement with Mr Matt Press for Lot 231 in DP1177478 located at 151 Laffing Waters Lane, Kelso for a period of three (3) years as detailed in the report.

MINUTE

**h Item 6 NEW RESIDENTIAL TENANCY AGREEMENT FOR THE
WINBURNDALE DAM RANGER'S COTTAGE LOCATED ON LOT 1 DP914785 (21.00124)
MOVED: Cr M Coote SECONDED: Cr J Jennings**

That Council approves entering into a new Residential Tenancy Agreement for the Winburndale Dam Ranger's Cottage located on Lot 1 DP914785 at Winburndale Dam for a period of five (5) years as detailed in the report.

MINUTE

**i Item 7 RECLASSIFICATION OF COUNCIL LAND - LOT 7 DP620655 ALEC
LAMBERTON PARK, LEE STREET, KELSO (04.00018)
MOVED: Cr G Westman SECONDED: Cr W Aubin**

That Council reclassify Lot 7 DP620655 located on Lee Street Kelso known as the Alec Lamberton Park as detailed in the report.

DIRECTOR ENGINEERING SERVICES' CONFIDENTIAL MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

20 MAY 2015

MINUTE

j Item 1 TENDER FOR THE CONSTRUCTION OF A BMX TRACK AT BATHURST BIKE PARK (36.00547)

MOVED: Cr M Coote SECONDED: Cr M Morse

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

Reason: one of the tenderers is a relative of partner

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

Reason: BMX Club Secretary

That Cr Aubin take the Chair for this item in accordance with Section 369 of the Local Government Act.

MINUTE

**k Item 1.01 TENDER FOR THE CONSTRUCTION OF A BMX TRACK AT
BATHURST BIKE PARK (36.00547)**

MOVED: Cr M Coote SECONDED: Cr J Jennings

That Council accept Central West Civil's total tendered project price of \$1,087,839.91 (GST incl.) subject to provisional items and variations.

The Mayor returned to the meeting and took the Chair.

MINUTE

41 Item 1 RESOLVE INTO OPEN COUNCIL
MOVED: Cr M Coote SECONDED: Cr W Aubin

RESOLVED: That Council resume Open Council.

MINUTE

42 Item 1 ADOPT REPORT OF THE COMMITTEE OF THE WHOLE
MOVED: Cr M Coote SECONDED: Cr M Morse

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

MINUTE

43 Item 1 MEETING CLOSE

The Meeting closed at 7.26 pm.

CHAIRMAN: _____.

Date: _____ **(17 June 2015)**