



ORDINARY MEETING OF
BATHURST REGIONAL COUNCIL

13 April 2016

His Worship the Mayor & Councillors

**Notice of Ordinary Meeting of Bathurst Regional Council - Wednesday,
20 April 2016**

I have to advise that an **Ordinary Meeting** of Bathurst Regional Council will be held in the Council Chambers on Wednesday, 20 April 2016 commencing at 6.00 pm.

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

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

D J Sherley
GENERAL MANAGER

BUSINESS AGENDA

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

TO BE HELD ON WEDNESDAY, 20 APRIL 2016

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 - 16 MARCH 2016

6. DECLARATION OF INTEREST

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

7. MAYORAL MINUTE

8. RECEIVE AND DEAL WITH DIRECTORS' REPORTS

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

9. REPORTS OF OTHER COMMITTEES

- * MINUTES - POLICY COMMITTEE MEETING - 6 APRIL 2016
- * MINUTES - TRAFFIC COMMITTEE MEETING - 5 APRIL 2016

10. NOTICES OF MOTION - Nil

11. RESCISSION MOTIONS - Nil

12. DELEGATES REPORTS

* MINUTES - SISTER CITY WORKING PARTY - 29 FEBRUARY 2016

* COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 9 MARCH 2016

* MINUTES - BATHURST REGIONAL YOUTH COUNCIL - 8 MARCH 2016

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

Recommendation: That:

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

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

- 1. In accordance with Section 9(2A) of the Local Government Act 1993, it is the opinion of the General Manager that the following business is of a kind as referred to in section 10A(2) of the Act and should be dealt with in a part of the meeting closed to the media and public.
- 2. In accordance with Section 10A(4) members of the public are invited to make representations to the Council as to whether the matters should or should not be dealt with in Confidential Committee.

* DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	BATHURST 1000	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	EXPRESSION OF INTEREST - CONVEYANCING SERVICES 2016 - 2019	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.
3	EXPRESSION OF INTEREST RURAL LICENCE AGREEMENT - PART LOT C IN DP158611 LOCATED AT 519 MITCHELL HIGHWAY, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
4	EXPRESSION OF INTEREST RURAL LICENCE AGREEMENT - LOT 6 IN DP1184118 KNOWN AS 2 NORTH STREET PERTHVILLE	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
5	EXPRESSION OF INTEREST RURAL LICENCE AGREEMENT - PART LOT 103 IN DP 1006130 - LAND NEAR EGLINTON BRIDGE	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
6	EXPRESSION OF INTEREST RURAL LICENCE AGREEMENT - PART LOT 7004 DP1002346 - LAND LOCATED OFF HOBSON CLOSE, EGLINTON	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial

		position of the person who supplied it.
7	RENEWAL OF RURAL LICENCE AGREEMENT - LOT 23 IN DP701345 AND LOT 24 IN DP 811166 LOCATED ON UPFOLD STREET, GORMANS HILL - BATHURST GREYHOUND RACING CLUB	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
8	PROPOSED RENEWAL OF EXISTING TELECOMMUNICATIONS LEASE - PART LOT 2 IN DP1140980 WALMER PARK, BRADWARDINE ROAD, BATHURST - TELSTRA CORPORATION 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.
9	NEW RESIDENTIAL TENANCY AGREEMENT - LOT 2 IN DP1179272 LOCATED 447 CONROD STRAIGHT, MT PANORAMA	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
10	SPORTSMARKETING AUSTRALIA PTY LTD - SPORTING EVENT	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

*** DIRECTOR ENGINEERING SERVICES' REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	TENDER FOR CONSTRUCTION OF THE ADVENTURE PLAYGROUND STAGE 2	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	TENDER FOR THE CONSTRUCTION OF TWO RUGBY LEAGUE FIELDS	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	TENDER FOR THE CONSTRUCTION OF TWO AMENITIES BUILDINGS	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

14. RESOLVE INTO OPEN COUNCIL

15. ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

16. MEETING CLOSE

MINUTE

1 MEETING COMMENCES

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

MINUTE

2 PUBLIC QUESTION TIME

G Crisp – ratepayer

- Asked does the General Manager deny the Local Government Act in every State has an equivalent section to that of S:560 of the Local Government Act NSW?
- Does the General Manager deny that all Councils in NSW have polices on recovery of rates in NSW?

The General Manager noted he is unaware of the legislation in other states, and also not aware of polices of other Councils.

- Spoke further to matter of payment of rates and water rates by people in Bathurst and collection of amounts outstanding. Does the Mayor deny that 561 complaints have been received about recovery of rates concerning monies owed. The number of complaints could add up to over 1,000.

The Mayor noted a number of complaints have been received, did not discuss further as there are privacy issues involved.

- Asked does the Mayor deny the cost could be around \$3 million in dealing with these complaints, based on recent Oberon costs. Further spoke to Council rejection of offer to settle matters to save Council money.

The Mayor spoke to proposal to go to mediation and also relevant letter about General Manager and Director Corporate Services & Finance's role.

T Carpenter – BCAN - DEPBS Item #6 & Item #3

Congratulated Council on the report on Climate Change in the business paper. Noted matters such as divestment from fossil fuels by investors. Would like Council to take this matter further. Raised the issue of tree cover and urges this Council to increase the tree cover in the city to help mitigate impact on built area. Expressed concern at protecting waterways and rivers. Noted report on Riparian Corridor in the business paper (DEPBS Item #3). Requests Council does not reduce the corridor which was put in place to protect environmental and community interests.

A Beech – 1503 2BS Gold - Ohkuma Delegation

Thanking Council for ongoing relationship with Ohkuma. Spoke to ongoing relationship, has attended the last 2 visits to Japan. This is about a connected community. It was an honour this year to visit the effected town. The relationship with Bathurst is very strong.

P Dowling – ratepayer

- Noted at the 12 Hour race, at Hells Corner, there was only one toilet, which was damaged. Had approaches from a family who left the race due to the state of the toilet.

The Director Corporate Services & Finance spoke to toilet block, behind hill at Hell Corner, has received no report of damaged toilets.

- Surfacing of streets in Bathurst (Peel & Durham and also Howick & Durham). Many people were not made aware that the works were to occur. Also has concerns as to placement of signs warning people of road works at Peel/Durham Streets, these blocked drivers vision.

The Acting Director Engineering Services noted has not received any complaints about signage. In regards to advising people, this is a responsibility of the contractor.

- Proposed sale of treated effluent to Regis Resources - when this matter was considered, two councillors were away. Could this matter have been held over till all Councillors were present? Also there was no DA, were Councillors aware of this?

The Mayor spoke to meeting procedures and also noted Councillors were aware there was no DA.

- Mount Panorama sign - requests the word Bathurst be put there permanently.

Noted by Councillors that it has been placed there.

MINUTE

- 3 **APOLOGIES**
MOVED: Cr M Coote SECONDED: Cr I North

Nil.

MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 16 MARCH 2016 (11.00005)

Recommendation: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 16 March 2016 be adopted.

Report: The Minutes of the Ordinary Meeting of Bathurst Regional Council held 16 March 2016, 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 - 16 MARCH 2016 (11.00005)

MOVED: Cr I North SECONDED: Cr G Westman

RESOLVED: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 16 March 2016 be adopted.

MINUTES OF THE ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
HELD ON 16 MARCH 2016

MEETING COMMENCES

1 MEETING COMMENCES 6:00 PM

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

PUBLIC QUESTION TIME

2 PUBLIC QUESTION TIME

B Trimming – resident

- Tree Planting - Living Legends - advised there was a letter to the editor about people buying trees and then planting them amongst the Living Legend trees. Notes he is against this proposal. Perhaps reinstate old program where trees could be purchased and then be planted by Council in various locations.
- Women's Week - as Chair of Access Committee pleased to note location was changed to make the Event more accessible.
- Community Strategic Plan - Director Corporate Services & Finance Item #2 - the Access Committee supports Bathurst Taxis on its submission concerning point to point transport. Taxis have to have a number of accessible taxis, Uber does not have that requirement.

The Mayor advised Council has written to the local member to support the local taxis and will raise the matter with the relevant Minister.

G Crisp - ratepayer

- Code of Conduct - has lodged 210 complaints, noted he quoted the wrong section in a number of these complaints. Advised he will re-lodge these quoting the correct section.
- Women's Week - inspired to seek redress from Council by a group of women. Referred to court action taken by a local woman against Council and the Margaret Cuneen matter.
- Minutes 17 February 2016 - believes minutes do not fully reflect the offer he made, (refer Folio 12199) and the relevant savings. The minutes should be amended.
- Correspondence to Council 11 March 2016 - this referred to many complaints made and what was to be done. Notes Council officers are still here, concerned there is a prejudgement made. Concerned this will cause problems down the way.

R Wilson - on behalf of Elders Group - Evans Statue - asked does the Mayor

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

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

RESOLVED: That the information be noted.

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

RESOLVED: That the information be noted.

- 8** **Item 3 DEVELOPMENT APPLICATION NO. 2015/0450 – DEMOLITION OF EXISTING GARAGE, CARPORT, GARDEN SHED AND SUNROOM; CONSTRUCTION OF REPLACEMENT GARAGE AND GARDEN SHED; REPLACEMENT OF EXISTING SLATE ROOFING WITH SHEET METAL ROOFING AND RETAINING WALLS AT 219 WILLIAM STREET, BATHURST. APPLICANT: MR F & MRS M O'CONNOR. OWNER: MR F & MRS M O'CONNOR (DA/2015/0450)**
MOVED Cr I North and **SECONDED** Cr W Aubin

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. 2015/0450, 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. During the carrying out of the proposed works, if any archaeological remains are discovered, the developer is to stop works immediately and notify the Heritage Division, NSW Office of Environment & Heritage. Any such find is to be dealt with appropriately and in accordance with the Heritage Act 1977, recorded, and details given to Council prior to the continuing of works.
 - ii. No demolition shall cause damage to, or adversely affect, the structural integrity of a building or those portions that are to be retained (clause 1.7.3.1 – AS2001-2001). The applicant is to ensure that when undertaking the proposed partial demolition every precaution is taken to protect the structural integrity of the remaining walls and roof. This may necessitate the removal of materials by hand, particularly where materials are bonded in or 'toothed' in (such as brickwork) or have a shared foundation or shared timber plate.
 - iii. The existing slate is to be removed in a careful manner so that it may be reused where possible for another purpose in the future.

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

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

The result of the division was:

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

Against the motion - Nil

Absent - Cr M Coote,

Abstain - Nil

- 9** **Item 4 DEVELOPMENT APPLICATION NO. 2015/0393 – CONSTRUCTION OF DUAL OCCUPANCY (SECOND DWELLING) AND TWO LOT SUBDIVISION AT 18 ALBERT STREET, BATHURST. APPLICANT: FEARNLEY BUILDING. OWNER: M & VL CAMPIAO (DA/2015/0393)**
MOVED Cr G Westman and **SECONDED** Cr W Aubin

The Acting Director Environmental, Planning & Building Services declared a non-pecuniary interest in this item and left the Chamber.

Reason: Member of Bathurst After School Care Committee with owner of property (18 Albert Street) - Virginia Campino.

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. 2015/0393, 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 side fence between 16 Albert Street and 18 Albert Street is to be extended to be a height of 1.8 metres for the full length of the fence. This fence is to be installed prior to the issuing of an Occupation Certificate.
- (b) notify those who made a submission of its decision; and
- (c) call a division.

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

The result of the division was:

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

Against the motion - Nil

Absent - Cr M Coote,

Abstain - Nil

- 10** **Item 5 ECONOMIC DEVELOPMENT END-OF-YEAR REPORT 2015 (20.00071)**
MOVED Cr I North and **SECONDED** Cr G Westman

RESOLVED: That the information be noted.

- 11** **Item 6 NAMING OF ROADS – HOUGH LANE, BATHURST (20.00024)**
MOVED Cr G Hanger and **SECONDED** Cr B Bourke

RESOLVED: That Council:

- (a) adopt the name Hough Lane; and
- (b) direct the Acting Director Environmental, Planning & Building Services to undertake procedures pursuant to the requirements of the Roads Act 1993, to have the name gazetted, should no objections be received.

- 12** **Item 7 TOWN SQUARE - WISH UPON A SQUARE CAMPAIGN (20.00107)**
MOVED Cr J Jennings and **SECONDED** Cr M Morse

RESOLVED: That the information be noted.

- 13** **Item 8 BATHURST BACKYARD BIRD COUNT – RESULTS OF 2015 PROGRAM (13.00081)**
MOVED Cr J Jennings and **SECONDED** Cr M Morse

RESOLVED: That the information be noted and Council support ongoing participation in the Aussie Backyard Bird count.

Director Corporate Services & Finance's Report

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

RESOLVED: That the information be noted.

- 15** **Item 2 YEAR TO DATE MONTHLY REVIEW - 2015-2019 DELIVERY PLAN AND ANNUAL OPERATING PLAN 2015-2016 (16.00140)**
MOVED Cr B Bourke and **SECONDED** Cr I North

RESOLVED: That the information be noted.

- 16** **Item 3 SUNDRY SECTION 356 DONATIONS, BATHURST MEMORIAL ENTERTAINMENT CENTRE COMMUNITY USE SUBSIDY AND MOUNT PANORAMA FEE SUBSIDY (18.00004)**
MOVED Cr G Westman and **SECONDED** Cr M Morse

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

- 17** **Item 4 POWER OF ATTORNEY (11.00007)**

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

RESOLVED: That the information be noted.

18 **Item 5 REQUEST FOR FINANCIAL ASSISTANCE - RENAULT 4CV REGISTER OF AUSTRALIA EVENT (18.00004, 23.00026-19)**

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

RESOLVED: That Council donate the cost of the closure of Russell Street (between William and George Streets) to a maximum of \$800, for the Renault 4CV Register of Australia event to be held Saturday 17 September 2016, to be funded from Council's 2016/17 Section 356 Donations.

19 **Item 6 REQUEST FOR FINANCIAL ASSISTANCE - BATHURST & DISTRICT VIETNAM VETERAN'S ASSOCIATION INC (04.00031)**

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

RESOLVED: That Council donate the amount of \$500 to the Bathurst & District Vietnam Veteran's Association Inc to assist with the payment of their yearly rental of the Bathurst and District Vietnam Veterans Memorial Park at the corner of Boundary Road and the Mid Western Highway, Bathurst to be funded from leasing income.

20 **Item 7 BATHURST REGIONAL COUNCIL PICNIC DAY (07.00046)**

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

RESOLVED: That Council designate Friday, 4 November 2016 as the Picnic Day holiday.

21 **Item 8 REQUEST FOR FINANCIAL ASSISTANCE - WATTLE TREE HOUSE (18.00004)**

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

RESOLVED: That Council not provide general refuse vouchers to Wattle Tree House for their clients to place material at the Bathurst Waste Management Centre and they be advised to contact Housing Plus.

22 **Item 9 REQUEST FOR FINANCIAL ASSISTANCE - BATHURST ROTARY YOUTH DRIVER AWARENESS ROAD SAFETY EDUCATION PROGRAM (23.00012)**

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

That Council support the 2017-2019 Bathurst Rotary Youth Driver Awareness, Road Safety Education Program (RYDA) at an estimated cost of \$6,500 per annum by waiving relevant fees; the waived fees to be funded from Mount Panorama Fee Subsidy - Section 356.

The MOTION was PUT and LOST

23 **Item 10 LATE REPORT (23.00011)**

MOVED Cr I North and **SECONDED** Cr G Westman

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

Sister City Delegation to Ohkuma - 2016

24 **Item 10.1 SISTER CITY DELEGATION TO OHKUMA - 2016 (23.00011)**
MOVED Cr W Aubin and **SECONDED** Cr I North

RESOLVED: That Council authorise Cr Aubin to attend as a Council delegate on the Ohkuma Delegation 2016.

Director Engineering Services' Report

25 **Item 1 26M B-DOUBLE ROUTE BETWEEN ROCKET STREET AND UPFOLD STREET (28.00012-08)**
MOVED Cr B Bourke and **SECONDED** Cr I North

That Council approve the application for a 26m B-Double route between Rocket Street and Upfold Street.

The MOTION was PUT and LOST

26 **Item 1.01 26M B-DOUBLE ROUTE BETWEEN ROCKET STREET AND UPFOLD STREET (28.00012-08)**
MOVED Cr G Westman and **SECONDED** Cr M Morse

RESOLVED: That Council not approve the application for a 26m B-Double route between Rocket Street and Upfold Street.

27 **Item 2 CROWN ROADS AT HILL END (25.00440)**
MOVED Cr J Jennings and **SECONDED** Cr G Westman

RESOLVED: That Council approve the transfer of the following Crown public roads located at the Village of Hill End, as detailed in the Director Engineering Services' report:

- (a) Warrys Road – From Clarke Street to existing Council owned section of Warrys Road
- (b) German Town Road – From Warrys Road to end of sealed section
- (c) Lees Lane – From Hill End Road to Andersons Road
- (d) Andersons Road – From Lees Lane to Hill End Common.

Director Cultural & Community Services' Report

- 28** **Item 1 PROPOSED FIRST HOUSE PUBLIC ART PROJECT (21.00015)**
MOVED Cr I North and **SECONDED** Cr G Westman

RESOLVED: That Council:

- (a) note the Bathurst and District Branch of the National Trust of Australia (NSW) financial commitment to support the First House Public Art Project to an amount of \$100,000 of a total budget of \$250,000.
- (b) refers funding of \$150,000 to the 2016/2017 budget process towards the First House Public Art Project.

- 29** **Item 2 BATHURST VISITOR INFORMATION CENTRE - NEWCASTLE CARAVAN, CAMPING & HOLIDAY EXPO - 5-7 FEBRUARY 2016 (21.00041)**
MOVED Cr B Bourke and **SECONDED** Cr G Hanger

RESOLVED: That the information be noted.

REPORTS OF OTHER COMMITTEES

Policy Committee Meeting

- 30** **Item 1 MINUTES - POLICY COMMITTEE MEETING - 2 MARCH 2016 (07.00064)**
MOVED Cr I North and **SECONDED** Cr W Aubin

RESOLVED: That the recommendations of the Policy Committee Meeting held on 2 March 2016 be adopted.

Traffic Committee Meeting

- 31** **Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 1 MARCH 2016 (07.00006)**
MOVED Cr W Aubin and **SECONDED** Cr I North

RESOLVED: That the recommendations of the Traffic Committee Meeting held on 1 March 2016 be adopted.

DELEGATES REPORTS

- 32** **Item 1 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 10 FEBRUARY 2016 (11.00019)**
MOVED Cr I North and **SECONDED** Cr G Westman

RESOLVED: That the information be noted.

- 33** **Item 2 MINUTES - AUSTRALIA DAY WORKING PARTY - 16 FEBRUARY 2016 (23.00033)**
MOVED Cr G Westman and **SECONDED** Cr I North

RESOLVED: That the information be noted.

34 **Item 3 CENTROC BOARD MEETING - 25 FEBRUARY 2016 (07.00017)**
MOVED Cr B Bourke and **SECONDED** Cr G Westman

RESOLVED: That the report on the CENTROC Board Meeting held 25 February 2016 in Blayney be noted.

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

35 **RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE TO DEAL WITH CONFIDENTIAL REPORTS**
MOVED Cr I North and **SECONDED** Cr J Jennings

The Mayor advised that Item #1 of the Director Corporate Services & Finance's Confidential report has been withdrawn.

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	WASTEWATER TREATMENT WORKS 100KW SOLAR ARRAY	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public

	interest as it would prejudice the commercial position of the person who supplied it.
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DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	TRANSFER OF HANGAR LEASE - BAILEY TO DRUMMOND AND WILKINS- LOT 12 IN DP1041715 KNOWN AS 16 WINDSOCK WAY 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.
2	TRANSFER OF LEASE - ARCAV AIR PTY LTD T/A AERO REFUELLERS TO K&S GROUP - LOT 12 IN DP1024590 - 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.
3	RENEWAL OF RESIDENTIAL LEASE - LOT C IN DP158611 KNOWN AS 519 MITCHELL HIGHWAY - FOSTER	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
4	RENEWAL OF LICENCE AGREEMENT - PART LOT	10A (2) (d) (i) – contains commercial information of a

	72 IN DP1136842 PARK STREET EGLINTON - BATHURST STAMP, COIN, COLLECTABLES AND LAPIDARY CLUB INC.	confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
5	PROPOSED SUBDIVISION AND SALE OF LAND - WATT DRIVE, BATHURST TRADE CENTRE	10A (2) (d) (ii) – contains commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the council. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the Council.
6	MOTORSPORT EVENT AT MOUNT PANORAMA	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
7	CLAIM FOR DAMAGES - JOUBERT DRIVE	10A (2) (g) – contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.
8	PURCHASE OF LAND, WEST BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council

		would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
9	POST OFFICE BUILDING LEASE	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

DIRECTOR ENGINEERING SERVICES' REPORT

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	TENDER FOR CONSTRUCTION OF UPGRADE TO WATER SUPPLY FOR EGLINTON – HAMILTON STREET	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	TENDER FOR NEW WATER RESERVOIR AND ASSOCIATED INFRASTRUCTURE FOR NEW KELSO RESIDENTIAL AREA	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	PROVISION OF LABOUR	10A (2) (d) (i) – contains

	& EQUIPMENT - MOWING MAINTENANCE CONTRACT	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	TENDER FOR BATHURST POST OFFICE BUILDING - SECOND FLOOR REFURBISHMENT WORKS	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	TENDER FOR CONSTRUCTION OF STORMWATER DRAINAGE - LEE STREET, 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.

GENERAL MANAGER'S REPORT

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	HONORARY CITIZENSHIP 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.
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Director Environmental Planning & Building Services' Report

- a** Item 1 WASTEWATER TREATMENT WORKS 100KW SOLAR ARRAY (36.00579)
MOVED Cr W Aubin and SECONDED Cr I North

That Council accepts the tender of ePho Pty Ltd, for the installation of the 100kW solar array for the Wastewater Treatment Works.

Director Corporate Services & Finance's Report

- b** Item 1 TRANSFER OF HANGAR LEASE - BAILEY TO DRUMMOND AND WILKINS- LOT 12 IN DP1041715 KNOWN AS 16 WINDSOCK WAY BATHURST AERODROME - (21.00082)

The item was WITHDRAWN.

- c** Item 2 TRANSFER OF LEASE - ARCAV AIR PTY LTD T/A AERO REFUELLERS TO K&S GROUP - LOT 12 IN DP1024590 - BATHURST AERODROME (21.00077)
MOVED Cr G Westman and SECONDED Cr I North

That Council approves the transfer of the Lease Agreement for Lot 12 in DP1024590 located at the Bathurst Aerodrome in the name of Arcav Air Pty Ltd t/a Aero Refuellers to K&S Freighters, a division of the K&S Corporation Ltd. as detailed in the report.

- d** Item 3 RENEWAL OF RESIDENTIAL LEASE - LOT C IN DP158611 KNOWN AS 519 MITCHELL HIGHWAY - FOSTER (22.05345)
MOVED Cr I North and SECONDED Cr G Westman

That Council approves the renewal of the Residential Tenancy Agreement for Lot C in DP158611 known as 519 Mitchell Highway, Bathurst as detailed in the report.

- e** Item 4 RENEWAL OF LICENCE AGREEMENT - PART LOT 72 IN DP1136842 PARK STREET EGLINTON - BATHURST STAMP, COIN, COLLECTABLES AND LAPIDARY CLUB INC. (22.02252)
MOVED Cr M Morse and SECONDED Cr B Bourke

That Council approves entering into a new Licence Agreement with the Bathurst Stamp, Coin, Collectables and Lapidary Club Inc. for part Lot 72 in DP1136842 known as the Old Bush Fire Shed located on Park Street Eglinton for a period of four (4) years detailed in the report.

- f** **Item 5 PROPOSED SUBDIVISION AND SALE OF LAND - WATT DRIVE, BATHURST TRADE CENTRE (22.13775)**
MOVED Cr W Aubin and SECONDED Cr G Hanger

That Council approves

- (a) the proposed seventeen (17) lot subdivision of Lot 806 in DP116944 located on Corporation Avenue, Bradwardine Road and Watt Drive, Bathurst Trade Centre and
- (b) the subsequent sale of land to Distinctive Wardrobe Solutions in Watt Drive, Bathurst Trade Centre

as detailed in the report.

- g** **Item 6 MOTORSPORT EVENT AT MOUNT PANORAMA (04.00136)**
MOVED Cr I North and SECONDED Cr W Aubin

That the information be noted.

- h** **Item 7 CLAIM FOR DAMAGES - JOUBERT DRIVE (34.00076)**
MOVED Cr B Bourke and SECONDED Cr G Westman

That the information be noted.

- i** **Item 8 PURCHASE OF LAND, WEST BATHURST (22.07480)**
MOVED Cr B Bourke and SECONDED Cr G Hanger

That Council delegate to the Mayor and General Manager the negotiation of a settlement in this matter subject to a final Council report being prepared for Council to make the determination.

- j** **Item 9 POST OFFICE BUILDING LEASE (22.00041)**
MOVED Cr I North and SECONDED Cr W Aubin

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

Director Engineering Services' Report

- k** **Item 1 TENDER FOR CONSTRUCTION OF UPGRADE TO WATER SUPPLY FOR EGLINTON – HAMILTON STREET (36.00580)**
MOVED Cr I North and SECONDED Cr G Westman

That Council accepts the tender of Webber Concrete Constructions Pty Ltd, for the construction of the Upgrade to Eglinton Water Supply – Hamilton Street for the sum of \$339,447.90 inclusive GST, subject to adjustments and provisional items.

- l** **Item 2 TENDER FOR NEW WATER RESERVOIR AND ASSOCIATED INFRASTRUCTURE FOR NEW KELSO RESIDENTIAL AREA (22.06857)**
MOVED Cr I North and **SECONDED** Cr G Westman

That Council accept the tender from Eodo Pty Ltd for the Construction of a Reservoir, Water Pump Station and pipelines for the sum of \$7,286,168.64 including GST subject to adjustments and provisional items.

- m** **Item 3 PROVISION OF LABOUR & EQUIPMENT - MOWING MAINTENANCE CONTRACT (36.00415)**
MOVED Cr W Aubin and **SECONDED** Cr B Bourke

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

Reason: One of the tenderers is a partner of my partners niece.

The Mayor vacated the Chair.

The Deputy Mayor, Cr North took the Chair for the item.

That Council accept the tender of Glenray Industries Pty Ltd in the amount of \$716,457 (GST inclusive), subject to adjustments and provisional sums, for a **three year contract** to provide labour and equipment - mowing maintenance.

- n** **Item 4 TENDER FOR BATHURST POST OFFICE BUILDING - SECOND FLOOR REFURBISHMENT WORKS (36.00581)**
MOVED Cr I North and **SECONDED** Cr B Bourke

That Council accepts the tender of Hines Constructions, for the refurbishment of the second floor of the Bathurst Post Office Building, in the amount of \$709,728.70 Inc. GST subject to adjustments and provisional items.

- o** **Item 5 TENDER FOR CONSTRUCTION OF STORMWATER DRAINAGE - LEE STREET, KELSO (36.00583)**
MOVED Cr B Bourke and **SECONDED** Cr G Hanger

That Council accept the tender of Stahl Pty Ltd in the amount of \$207,937.36 (incl. GST) for the installation of stormwater drainage to Lee Street, subject to adjustments and provisional items.

General Manager's Report

- p** **Item 1 HONORARY CITIZENSHIP OF BATHURST (23.00132)**
MOVED Cr M Morse and **SECONDED** Cr B Bourke

That Council act in accordance with the report.

RESOLVE INTO OPEN COUNCIL

MINUTE

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

RESOLVED: That the following Declarations of Interest be noted.

Cr Coote

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

Cr Aubin

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

Cr Rush

Item # 2 of the Director Engineering Services' Confidential report.

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

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

20 APRIL 2016

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

Recommendation: That the information be noted.

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

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

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

MOVED: Cr G Westman SECONDED: Cr J Jennings

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 March 2016 (**attachment 1**).
- (b) Applications refused during March 2016 (**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 March 2016 (**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

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

RESOLVED: That the information be noted.

3 DRAFT BATHURST REGIONAL DEVELOPMENT CONTROL PLAN 2014 – RAGLAN CREEK RIPARIAN CORRIDOR (20.00294)

Recommendation: That Council:

- (a) not amend Map No. 8 - Gateway Enterprise Park of Bathurst Regional DCP 2014 to reduce the riparian zone from 30 metres to 20 metres along Raglan Creek
- (b) notify the landowner and those who lodged submissions of its decision; and
- (c) call a division.

Report: Background:

Council received a request from a landowner to reduce the riparian corridor along Raglan Creek identified on the Bathurst Regional Development Control Plan 2014 Map No 8 Gateway Enterprise Park, Sydney Road, Kelso. Council, at its Ordinary meeting held 19 August 2015, resolved to prepare an amendment to the Bathurst Regional DCP 2014 to reduce the riparian corridor width of Raglan Creek. The previous report to Council and the public exhibition explanatory documentation is provided at **attachment 1**.

The Gateway Enterprise Park is the new bulky goods precinct to be located on the southern side of the Great Western Highway, Kelso, opposite the Gold Panner. A location map is provided at **attachment 2**.

The request seeks a reduction in width of the inner and outer riparian corridor from 30 metres, measured from the top of bank on either side of Raglan Creek, to 20 metres on the basis that Raglan Creek is classified as a 2nd order stream.

The 30 metre inner and outer riparian corridor width adopted for Map No 8 was originally determined by Council, not only on the classification of Raglan Creek, but also Council's experiences in protecting and enhancing urban waterways, the City's gateways and vistas and providing for an appropriate cycling and footpath accessway.

The applicant's position is that the inner and outer riparian corridor of 30 metres is considered excessive. The applicant seeks a reduction of the inner and outer riparian corridor to 20 metres.

Public exhibition:

Council exhibited the draft Development Control Plan Amendment from 9 November 2015 until 7 December 2015.

Council received a total of four (4) submissions during the formal exhibition period. Further submissions were received after the formal exhibition period. All submissions are provided at **attachment 3**.

Discussion forum

A discussion forum was held on 2 March 2016. Six members of the public, including the landowner, attended the meeting. The report and the minutes of the discussion forum are at **attachment 4**.

Matters raised in submissions and at the Discussion Forum

Attachment 5 to this report summarises the public submissions received and those matters raised at the discussion forum and the recommended planning response/comment.

Development Control Plan Amendment for Council adoption

The matters raised in the submissions received during public exhibition or representations at the discussion forum (with the exception of the owner) support the retention of the wider riparian corridor and supports Council's adopted Planning and Environmental Strategies which seek to enhance the entrance gateways to the City.

Notwithstanding the classification of Raglan Creek, Council staff are of the opinion that the DCP requirements as adopted will achieve appropriate urban development on land previously not zoned for urban purposes. This takes into consideration a variety of planning outcomes, protection of the riparian corridor is only one.

This approach is consistent with the Urban Waterways Management Plan and Urban Strategy both of which have been adopted by Council. These documents have been incorporated into the planning standards as they currently exist.

Conclusion

Council has received a request to reduce the adopted riparian corridor for Raglan Creek as it passes through the Gateway Enterprise Park (the City's next bulky goods precinct). The request seeks a reduction from 30 metres, measured from the top of bank on either side of Raglan Creek to 20 metres on the basis that Raglan Creek is classified as a 2nd order stream. Council's position has long been that the corridor width has been determined, not only on the classification of Raglan Creek, but also Council's experiences in protecting and enhancing urban waterways, the City's gateways and vistas and providing for an appropriate cycling and footpath accessway.

The clear message that was contained in the submissions received from the public and community groups and the representations made at the discussion forum was that the wider (30 metres) riparian corridor provided a greater opportunity for the provision of access routes, mature trees and enhancement of this section of Raglan Creek. The submissions also made reference to Council's adopted Strategies which seek to retain and enhance the eastern City gateway and vista.

A reduction in the corridor width is **not** supported by Council's adopted Planning and Environmental Strategies.

On this basis, it is strongly recommended that Council maintain its adopted standard and not support the draft Bathurst Regional Development Control Plan Amendment in this instance.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 9: To protect and enhance the region's landscapes, views, vistas, open spaces and the Macquarie River. Strategy 9.4, 9.6

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

Strategy 28.8

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

Strategy 30.3, 30.7

MINUTE

8 Item 3 DRAFT BATHURST REGIONAL DEVELOPMENT CONTROL PLAN 2014
– RAGLAN CREEK RIPARIAN CORRIDOR (20.00294)
MOVED: Cr I North SECONDED: Cr W Aubin

That Council:

- (a) amend Map No. 8 - Gateway Enterprise Park of Bathurst Regional DCP 2014 to reduce the riparian zone from 30 metres to 20 metres along Raglan Creek
- (b) notify the landowner and those who lodged submissions of its decision
- (c) the plan for corridor riparian zone to be jointly coordinated between the developer and Council; and
- (d) call a division.

MINUTE

9 **Item 3.01 EXTENSION OF TIME (11.00005)**
MOVED: Cr J Jennings SECONDED: Cr G Hanger

RESOLVED: That an extension of time be granted to Cr Morse for Item #3 of the Acting Director Environmental, Planning & Building Services' Report in accordance with Clause 250 (3) of the Local Government (General) Regulation 2005.

MINUTE

10 **Item 3.02 EXTENSION OF TIME (11.00005)**
MOVED: Cr G Hanger SECONDED: Cr J Jennings

RESOLVED: That an extension of time be granted to Cr North for Item #3 of the Acting Director Environmental, Planning & Building Services' Report in accordance with Clause 250 (3) of the Local Government (General) Regulation 2005.

MINUTE

11 Item 3.03 DRAFT BATHURST REGIONAL DEVELOPMENT CONTROL PLAN 2014 – RAGLAN CREEK RIPARIAN CORRIDOR (20.00294)

MOVED: Cr I North SECONDED: Cr W Aubin

RESOLVED: That Council:

- (a) amend Map No. 8 - Gateway Enterprise Park of Bathurst Regional DCP 2014 to reduce the riparian zone from 30 metres to 20 metres along Raglan Creek
- (b) notify the landowner and those who lodged submissions of its decision
- (c) the plan for corridor riparian zone to be jointly coordinated between the developer and Council; and
- (d) call a division.

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

The result of the division was:

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr M Coote, Cr I North, Cr G Rush,

Against the motion - Cr G Hanger, Cr J Jennings, Cr M Morse, Cr G Westman,

Absent - Nil

Abstain - Nil

4 CENTRAL WEST COUNCILS ENVIRONMENT & WATERWAYS ALLIANCE UPDATE (13.00082)

Recommendation: That the information be noted.

Report: The Central West Council's Environment & Waterways Alliance (Alliance) is a partnership of 19 councils across the Central West of NSW, encompassing both the Central Tablelands and Central West Local Land Services regions. The Alliance exists to improve environmental outcomes across the region. Bathurst Regional Council is an existing member of the Alliance.

To facilitate the operation of the Alliance a Project Support Officer is employed to assist councils with on-ground works, grant funding opportunities, project development and management and the organisation of Alliance meetings and capacity building events. This role is supported and complimented by relevant staff from both participating Local Land Services regions.

In 2015 the Alliance experienced a significant period of change and growth. The name of the Alliance was changed to the Environment & Waterways Alliance (formerly the Salinity & Water Quality Alliance) to better represent the priorities and outcomes of the partnership. This recognises that much of the focus of the group surrounds issues along waterways and rivers – Coxes, Fish, Macquarie, Castlereagh, Bogan, Lachlan, Cudgegong Rivers and their many tributaries, as well as the surrounding terrestrial catchments.

As well as a new name the Alliance has adopted a new 5 Year Plan to guide works into the future. This 5 Year Plan was developed in consultation with member councils and took into account priorities and objectives from each member council's Community Strategic Plan and Operational Plan as well as the Local Land Services State Strategic Plan. The 5 Year Plan features a range of Strategies and Actions designed to deliver on the six priorities identified within the plan being:

- Land
- Biodiversity
- Water & Waterways
- People & Communities
- Towards Sustainability
- Council Capacity

These six strategies align with the existing Regional State of the Environment Reporting which Bathurst Regional Council is also involved in. A copy of the new five-year plan is provided at **attachment 1**.

To improve communications within the Alliance, as well as with external parties, a new Alliance website and associated Facebook page were developed during 2015. The website, in particular, is an important resource for Council staff as it is a repository for many documents and materials, news, case studies and grant funding and award information. Both the website and Facebook pages are available to be utilised by councils to promote relevant environmental events or achievements, news items and employment opportunities. The website can be viewed at: cwcewa.com.au

A major benefit of Alliance membership for Council is the capacity building events held across the year to upskill Council staff. In 2015 registered training in the form of Sediment and Erosion Control training was held at various locations across the region at no cost to member councils. Additionally, the Alliance partnered with the Central West and Orana

branches of the Institute of Public Works Engineering Australasia to host a Stormwater Best Management Practice Conference in Dubbo. These training and capacity building events are funded by Local Land Services as a means of investing in positive, long-term environmental outcomes for the region.

Grant funding specifically for Alliance member councils was awarded on a competitive basis by both the Central Tablelands and Central West Local Land Services regions with a total of \$90,000 being distributed to Local Government in this manner in the 2015/16 financial year. This funding is contributing towards various projects including the development of management plans, river restoration works, community events, litter capture projects and training events. Bathurst Regional Council received \$10,000 in funding through this program to deliver the 'Hey Tossler' project which will see the installation of two litter collection baskets in the existing stormwater pits on Howick Street.

In 2016, the Alliance continues to deliver for its member councils through the delivery of registered training and capacity building events within our region. 'Manage a Local Government Project' training was hosted in partnership with Institute of Public Works Engineers in March at a heavily subsidised rate for Alliance member councils. Additionally, the Alliance is planning to host a 'Hollows for Habitat' seminar in April to upskill participants as well as to provide exposure to industry experts and best management practice habitat augmentation for native fauna.

In order to fund the operational costs of the Alliance, financial contributions are made by each member council representing 50% of the total Alliance funding. The remaining 50% of funding is contributed equally by Central Tablelands and Central West Local Land Services who utilise the existing and functional Alliance format as their primary means of engagement with Local Government across their respective regions.

Financial Implications: Bathurst Regional Council's contribution to the Central West Environment and Waterways Alliance is funded from existing allocations.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- | | |
|--|---------------|
| ● Objective 8: To promote sustainable and energy efficient growth. | Strategy 8.4 |
| ● Objective 9: To protect and enhance the region's landscapes, views, vistas, open spaces and the Macquarie River. | Strategy 9.7 |
| ● Objective 10: To protect and enhance the region's biodiversity. | Strategy 10.8 |
| ● Objective 12: To protect and enhance water quality and riparian ecology. | Strategy 12.6 |
| ● Objective 33: To be and develop good leaders. | Strategy 33.1 |

MINUTE

12 Item 4 CENTRAL WEST COUNCILS ENVIRONMENT & WATERWAYS ALLIANCE UPDATE (13.00082)

MOVED: Cr M Morse SECONDED: Cr I North

RESOLVED: That the information be noted.

5 2016 LAND IMPROVEMENT AWARDS PROGRAM (13.00064-04)

Recommendation: That Council award the 2016 Land Improvement Award grants to:

- (a) “Bellamy’s Creek Restoration” by Stuart McKibbin for \$10,000; and
- (b) “Eusdale Creek Water Quality Improvement” by Gordon Stamp for \$10,000

Report: Council included a budget of \$20,000 in the 2015/16 Operating Plan for the Land Improvement Awards. Grants of up to \$10,000 are made available to landholders who commit to undertaking activities on their property which ensure the maintenance or enhancement of the land’s ecological values, or the improvement and sustainability of their agricultural enterprises. Particular importance was placed upon landholders who conducted works that had the potential to improve water quality in the drinking water catchment area.

Council advertised for applications to the 2016 Land Improvement Awards program in January 2016 as well as directly contacting around 150 landholders in the drinking water catchment. Applications closed on 22 February 2016.

Council received 13 submissions. Two submissions were non-complying; one being located outside of the Bathurst Region Local Government Area and another project had already commenced. Council environmental staff reviewed the submissions and provided a shortlist of four properties on the basis of:

- Overall project benefits
- Riparian and remnant vegetation management
- Soil and land management
- Ongoing management capacity
- Water quality outcomes

On 23 March 2016, site inspections of the four highest ranked projects were undertaken by the judging panel which was made up of Councillor Jess Jennings; Manager Strategic Planning, Janet Bingham; and Central Tablelands Local Land Services Team Leader, Clayton Miller. All projects are listed below in order of their rank following the initial assessment and onsite inspections. The full project assessment is at **attachment 1**.

Rank / (Score)	Project Title	Brief Project Summary	Benefits of Project	Funding sought	Total Cost
1 (20.83)	Bellamys Creek Rehabilitation Blacks Mill Lane, O'Connell	Fencing off a 200m section of Bellamy's Creek O'Connell and fencing and rehabilitating 1.5 hectares of degraded box-gum woodland	Prevents further erosion of the land and allows a section of creek above the Fish River to be stabilised through stock exclusion, weed control and assisted regeneration.	\$10,000	\$22,496.00
2 (19.83)	Eusdale Creek water quality improvement Eusdale Road,	Fencing off two spring fed dams and providing 4 alternative stock watering points to maintain water quality and wildlife	Reduces need for stock to access onsite dams, allowing these to continue to regenerate with native vegetate.	\$10,000	\$20,700.00

	Yetholme	habitat. Creating a stable creek crossing to reduce erosion in Eusdale Creek.	Reduces impacts of stock and vehicle traffic on creek crossings. This will improve water quality in the upper Eusdale Creek catchment and increase wildlife habitat next to the important 'Bird Block' reserve.		
3 (15.50)	Macquarie River Boundary Fence Gormans Hill	Construct a 1.85km boundary fence along the entire eastern boundary of the property which is marked by the Macquarie river, and prevent cattle from accessing the river.	Reduces cattle access from one side of the Macquarie River.	\$10,000	\$11,310.00
4 (14.50)	Macquarie River Restoration Montavella Road, Gormans Hill	Stablise Macquarie River bank erosion, remove weeds and revegetate affected land to improve water quality and protect the waterway. Works to be conducted on public land.	Project will reduce some localised erosion issues along the Macquarie River and control regenerating invasive Poplar and Willow regrowth which reduces aquatic habitat. Revegetation will increase native riparian habitat.	\$10,000	\$20,000.00
5 (11.0)	Environmentally improved water for cattle Gormans Hill	Installation of alternate water points for stock.	Removing the need to maintain dams, reducing but not restricting stock access to river.	\$3,519.90	\$3,519.90
6 (11.0)	Tarana Rd Conservation Site	Fence out 800m of eroded gully and address adjacent erosion problems, detention dam construction, regeneration to improve water quality.	Alleviate current erosion problems, reduce sediment into Fish River. Will remove stock from creek line. Install new dam for stock water.	\$10,000	\$15,695.00
7 (10.0)	The Grange Wetlands and Bird sanctuary Brewongle	Rehabilitate and expand bird sanctuary and wetlands area and return part of area to arable agricultural land.	Exists on historic swampy meadow and contains old bird wetland which would be rehabilitated. Some drainage lines would be reclaimed for agricultural purposes.	\$10,000	\$25,000.00
	Riverbend Land &	Installation of solar	Creating a wildlife		

8 (9.0)	Water Improvement Project White Rock	pump and dripper system to establish revegetation zone leading to gully	corridor link with river. Using low impact drip irrigation to water seedlings. Using solar power to pump water.	\$8,940	\$13,940.00
9 (9.0)	Macquarie River and land improvement Gormans Hill	Using heavy machinery to remove dense weed infestation along river and create contour banks to reduce erosion	Reduced weed infestation along river and reduce erosion into waterways. Allows for natural regeneration of native grass.	\$10,000	\$16,000.00
10 (7.5)	Campbells River pump, tank and trough system Charlton	To install a pump tank and two water troughs to reduce cattle traffic to Campbells River.	The Campbells River is currently used by cattle to source water. By installing alternate water points, it may reduce the amount of time cattle access river and reduce erosion.	\$9,855.99	\$11,455.99
11 (4.5)	1. Fencing Davey's Creek, 2. Fencing Campbell's River Lagoon Road	Two project supplied for: Preparing fence lines and fencing Davey's Creek and Campbell's River	Keeping Stock from Davey's Creek and Campbell's River. 3km of fencing, weed management and revegetation.	\$20,000	\$20,000.00
12 (0.0)	Campbells River Improved water reticulation system The Lagoon	Non-complying	Non-complying as project has already commenced. Grant cannot be used for retrospective project costs.	-	-
13 (0.0)	Improve riparian forest to enhance water quality and biodiversity Newbridge	Non-complying	Non-complying as outside local government area	-	-

Due to the positive benefits achieved on site and the benefits to water quality offsite, the judging panel has recommended that Council award the funding to the "Bellamy's Creek Restoration" and "Eusdale Creek Water Quality Improvement" projects in the amount of \$10,000 each.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 8: To promote sustainable and energy efficient growth. Strategy 8.4
- Objective 9: To protect and enhance the region's landscapes, views, vistas, open spaces and the Macquarie River. Strategy 9.7
- Objective 10: To protect and enhance the region's biodiversity. Strategy 10.8
- Objective 12: To protect and enhance water quality and riparian ecology. Strategy 12.6
- Objective 33: To be and develop good leaders. Strategy 33.6

MINUTE

13 Item 5 2016 LAND IMPROVEMENT AWARDS PROGRAM (13.00064-04)
MOVED: Cr J Jennings SECONDED: Cr I North

RESOLVED: That Council award the 2016 Land Improvement Award grants to:

- (a) "Bellamy's Creek Restoration" by Stuart McKibbin for \$10,000; and
- (b) "Eusdale Creek Water Quality Improvement" by Gordon Stamp for \$10,000

6 CLIMATE CHANGE IMPACTS TO CENTRAL TABLELANDS: AN UPDATE (07.00093)

Recommendation: That the information be noted.

Report: On 8 March 2016, Council's Environmental Officer attended a workshop on Climate Change impacts and adaption options for the Central Tablelands. This was presented as an update based upon recent advances in knowledge for the local area. Presenters included scientists from Charles Sturt University and representatives from NSW Office of Environment, NSW Department of Primary Industries and NSW Department of Planning and Environment.

Overview of workshop

Climate change has been a topic of interest for several decades. Over recent years, the understanding of the processes driving climate change and the resulting impacts has become more certain. The main influences on climate change are greenhouse gas emissions, dominated by carbon dioxide, which are released primarily through the burning of fossil fuels, cement production, removal of vegetation cover and livestock production. It is recognised that historically carbon emissions have been directly tied to economic growth and therefore it is perceived by some that reducing carbon emissions may reduce capacity for growth. Recent evidence has shown that carbon emissions can be decoupled from economic growth.

The impact of Climate Change on the Central Tablelands farming, residential and local government was a focus of the workshop discussion. Worst-case forecasts for the end of the century are expecting a 4-6°C increase. As a comparison, the temperatures during the last ice age, which resulted in a vast majority of the Earth's land surface covered in kilometres thick ice fields, was on average 4-6°C less than today. Current predictions result in temperature increase of at least 0.7°C by 2030 and 2.1°C by the end of the century. The last decade has broken many records for maximum and minimum temperatures and average temperatures. Therefore, on current trends, there is likely to be a substantial change to landscapes, natural processes and farming systems if the rate of change continues.

Local change

The Bathurst Region is expected to experience 'mid-range' impacts in the short to medium term. It is expected that the central tablelands will experience:

- More varied rainfall events without much change in overall annual rainfall. This means that short intensive rainfall events followed by extended dry periods are more likely.
- Summer and autumn rainfall is increasing whilst winter and spring rains are decreasing.
- There is expected to be a slight increase in the number of days classed as having a severe or greater fire weather danger.
- There is expected to be 8 more days per year experiencing temperatures greater than 35°C (heat waves).
- By 2030, there are expected to be 12 fewer nights below 2°C and this will decrease by 35 nights by 2070.

Local impacts

The farming industry, water resources and biodiversity are all predicted to be negatively impacted by the expected change in local climate:

- The Bathurst farming industry is worth \$56 million dollars (2010-11) and has strong links to local industry as well as freight transport. Impacts on agriculture would be experienced across the wider community.
- Winter cropping and irrigated agriculture are the most at risk due to changes in temperature and rainfall events.
- Due to longer dry periods soil moisture levels will drop and increased erosion may occur from short high intensity rain events.
- Farmers may need to modify farming operations to those more common in western NSW such as wheat cropping and natural pasture grazing.
- Pest weed and animal species may increase as climate conditions become more favourable.
- Native plants and animals that are found in small fragmented habitats without potential for migration may become locally extinct. This includes some eucalypts, frog and bird species and the Purple Copper Butterfly.
- Natural and artificial water resources may be less reliable and be more likely to be impacted by low flows and algal blooms.
- There will be increased pressure to develop farmland for residential and rural residential as the local region receives an increased number of people moving away from hotter environments (both western NSW and western Sydney).
- Heat island impacts (areas of elevated temperature around built up area with little natural shade) will increase, placing more pressure on the built environment and public space management.
- More frequent hot days or extreme weather events may impact upon some Council services through increased maintenance of road and stormwater infrastructure.

Local mitigation and adaptation

It has been recognised that reducing greenhouse gas emissions at the local scale assists in the overall push to reduce global climate change impacts. This includes contributions from energy emissions, vehicle emissions, land use change and investments in high emission industries or activities.

The NSW Government has several agencies developing resources that can be used by farmers and local governments so as to better identify and protect critical agricultural lands and to plan for future pressures of climate change and increased urbanisation. It has been identified that certain local landscapes and minimum size properties are crucial for the maintenance of the \$56 million dollar local agriculture industry. The Adapt NSW website, Regional Vulnerability Assessments and new local area mapping will be made available soon.

The pressures placed upon public buildings, urban landscapes and water resources can be reduced or alleviated by building resilience into planning and design systems. Council has undertaken significant work to reduce energy demand through efficiency upgrades and renewable energy installations. This process can be expanded to increase efficiency in the area of building design and construction (thermal efficiency, increased shading, passive design and minimum efficiency standard for electrical goods from lighting through to air heating and cooling systems and for water infrastructure such as toilets, taps and irrigation systems). Urban public space can also be made more 'comfortable' by increasing urban green cover using trees and other plants – an initiative now supported by the Federal Government.

Council operations may need to be more flexible to adapt to increased hot weather days and extreme weather events which could reduce the number of activities in the field during these periods. Water resources may need to be more adaptable or diverse to capture a range of water supplies including stormwater reuse or groundwater. Other adaptations may include

ensuring standards for road, stormwater and public buildings are rigorous enough to cope with higher temperatures and an increased frequency of storm events. Increased frequency of storm events are also likely to have impacts in the area of insurance and liability; something which occurred after the 2011 Brisbane flood event. Council may need to update flood modelling based upon expected flood frequencies at the local scale.

Biodiversity is under similar pressures to agriculture. Therefore, providing avenues for plants and animals to migrate along corridors has been identified as an important action. River and other similar corridors are considered crucial and the ongoing maintenance and enhancement of these landscapes will allow some species to move to cooler or higher altitudes. The development of linkages between other habitat islands is also important and therefore ongoing partnerships between Council, private landholders, NSW Forestry and NSW National Parks & Wildlife Service will be increasingly important.

Key message

The most common message from the workshop was that local and state authorities and farming communities need to become more resilient as well as more adaptable in the face of a changing climate. There are increased resources available to such authorities and the science and knowledge it is based on is sound. Planning for a range of scenarios to protect high value agricultural and biodiversity landscapes is critical, as is reviewing, adapting or modifying existing Council, infrastructure, standards and operations into the future.

Financial Implications: There are no specific actions identified and therefore there are no financial implications at this stage.

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 2: To encourage the dynamic and innovative development and growth of the region's primary resources. Strategy 2.2
- Objective 6: To support infrastructure development necessary to enhance Bathurst's life-style and industry development. Strategy 6.6
- Objective 8: To promote sustainable and energy efficient growth. Strategy 8.3
- Objective 9: To protect and enhance the region's landscapes, views, vistas, open spaces and the Macquarie River. Strategy 9.7

MINUTE

14 Item 6 CLIMATE CHANGE IMPACTS TO CENTRAL TABLELANDS: AN UPDATE (07.00093)

MOVED: Cr J Jennings SECONDED: Cr M Morse

RESOLVED: That the information be noted.

7 BATHURST REGION HERITAGE REFERENCE GROUP (20.00123)

Recommendation: That the information be noted.

Report: The Bathurst Region Heritage Reference Group met on 21 March 2016. The minutes of that group's meeting are provided at **attachment 1**.

The group will meet next in early June 2016.

Attachment 2 provides an update of Council's achievements to date with respect to the implementation of its Heritage Strategy and includes:

- Ongoing management of the 2015-16 Bathurst Region Local Heritage Fund and the Bathurst Region Conservation and Interpretation Fund 2015-16. Applications are now open for the 2016-2017 Bathurst Region Local Heritage Fund.
- Ongoing Management of Council's Heritage Advisory Service – 101 site inspections undertaken to date this financial year.
- Aboriginal Heritage Study nearing completion, consultation for feedback with Aboriginal Community groups undertaken early March.
- Hill End Archaeological investigation being finalised.
- 2016 Pillars of Bathurst to be announced on Proclamation Day.
- Completion of age and significance mapping of buildings in the Bathurst Heritage Conservation Area. Mapping to be made publicly available.
- Public exhibition of the TAFE CMP as part of the Town Square Exhibition at the Australian Fossil and Mineral Museum completed. Ninety nine submissions received during the 'Wish Upon a Square' campaign. Report on the campaign to Council meeting 16 March 2016.
- Liaise with NSW Institution of Surveyors in commencing Bathurst Surveyors History Heritage Trail.
- Rephotograph buildings included in the William and George Street Main Street Study completed.
- Commenced Town Square Main Street Review.

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

- 15 Item 7 BATHURST REGION HERITAGE REFERENCE GROUP (20.00123)
MOVED: Cr I North SECONDED: Cr M Coote

RESOLVED: That the information be noted.

8 NAMING OF PUBLIC ROADS – CROFT CLOSE, FRASER DRIVE, TEMPLER WAY, LEW AVENUE, CARROL AVENUE AND AUSTIN PLACE (20.00024)

Recommendation: That Council:

- (a) adopt the names Croft Close, Fraser Drive, Templer Way, Lew Avenue, Carrol Avenue and Austin Place; and
- (b) direct the Acting 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.

Report: Croft Close

Croft Close has been proposed for the new road off George Thomas Close at Apsley Views Estate, The Lagoon. A location map is provided at **attachment 1** and plan of subdivision at **attachment 2**.

The Conservation Management Plan for the Lagoon School of Arts Hall, The Lagoon, was reviewed to identify names of local relevance. The World War I Honour Roll, originally located within the School of Arts Hall, contains several names of local men who served for King and Country. Croft is listed on the Honour Roll as a local man who served in WWI.

Templer Way, Fraser Drive, Austin Place, Carrol Avenue and Lew Avenue

Templer Way, Fraser Drive, Austin Place, Carrol Avenue and Lew Avenue have been proposed for the road names for the subdivision of Lot 2 DP 795012, Lot 12 DP 1067214 and Lot 11 DP 1141570, Eglinton. A location map is at **attachment 3** and plan of subdivision at **attachment 4**.

Fraser Drive is proposed to be the road linking Duramana Road and Cox Lane. All other roads are accessed off Fraser Drive.

Templer, Fraser, Austin and Carrol were all land holders in the Eglinton area, which have been identified on the Plan for the Village of Eglinton (DP 983884). This map is from 1977.

Mr Jack Lew was a resident of Eglinton area from 1916. He resided at 'Keloshiel' from the age of 16. Later he built his own house in the Eglinton area known as 'Storrac' which is located on the Duramana Road. Mr Lew was an active member of the Eglinton community especially in the local Catholic Church. He offered his house as a place of worship until the Church was built in 1954.

Mr Jack Lew died at the age of 78.

The names generally comply with Bathurst Regional Council's *Guidelines for the Naming of Roads*.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 24: To provide and support the provision of accessible, affordable and well planned transport systems. Strategy 24.2

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

Strategy 32.2

MINUTE

16 Item 8 NAMING OF PUBLIC ROADS – CROFT CLOSE, FRASER DRIVE, TEMPLER WAY, LEW AVENUE, CARROL AVENUE AND AUSTIN PLACE (20.00024)
MOVED: Cr B Bourke SECONDED: Cr I North

RESOLVED: That Council:

- (a) adopt the names Croft Close, Fraser Drive, Templer Way, Lew Avenue, Carrol Avenue and Austin Place; and
- (b) direct the Acting 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.

Yours faithfully



R Denyer
ACTING DIRECTOR
ENVIRONMENTAL, PLANNING & BUILDING SERVICES

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

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

20 APRIL 2016

1 STATEMENT OF INVESTMENTS (16.00001)

Recommendation: That the information be noted.

Report: \$72,100,000 was invested at 31 March 2016 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 Deposits, Debentures and Certificates of Deposits):			
Bank of Queensland	A2	\$3,000,000.00	2.98%
Bendigo and Adelaide Bank Limited	A2	\$500,000.00	2.85%
Commonwealth Bank	A1+	\$1,500,000.00	2.97%
Bankwest	A1+	\$3,000,000.00	2.98%
National Australia Bank Limited	A1+	\$23,000,000.00	3.00%
St George	A1+	\$3,000,000.00	2.96%
Maritime, Mining & Power Credit Union Ltd	ADI	\$500,000.00	2.87%
People's Choice Credit Union	ADI	\$1,500,000.00	2.94%
Railways Credit Union Limited	ADI	\$1,000,000.00	3.06%
SGE Credit Union Limited	ADI	<u>\$1,500,000.00</u>	<u>2.90%</u>
		\$38,500,000.00	2.99%
<u>Long Term > 365 Days</u> (comprising Commercial Bills, Term Deposits, Debentures and Bonds):			
<u>Committed Rolling Investments</u>			
Westpac	AA-	\$2,000,000.00	3.47%
CBA Deposit Plus	AA-	\$1,500,000.00	3.13%
CBA Deposit Plus 1	AA-	\$1,500,000.00	3.32%
WBC Coupon Select	AA-	\$2,000,000.00	3.00%
Maritime Mining & Power Credit Union Ltd	ADI	<u>\$2,800,000.00</u>	<u>2.20%</u>
		\$9,800,000.00	2.93%
<u>Fixed, Negotiable & Tradeable Certificates of Deposits</u>			
Commonwealth Bank	AA-	<u>\$2,000,000.00</u>	<u>3.45%</u>
		\$2,000,000.00	3.45%
<u>Floating Rate Notes</u>			
Commonwealth Bank of Aust.	AA-	\$1,000,000.00	3.19%
AMP	AA-	\$800,000.00	3.43%
Suncorp Metway	A+	\$1,000,000.00	3.53%
Rabobank	A+	\$1,000,000.00	3.82%
Macquarie Bank	A	\$1,000,000.00	3.41%
Bendigo & Adelaide Bank Retail Bond	A-	\$1,000,000.00	3.49%
Bank of Queensland	A-	\$1,000,000.00	3.34%

Bank of Queensland 1	A-	\$2,000,000.00	3.40%
Bendigo & Adelaide Bank 2	A-	\$1,000,000.00	3.25%
Bendigo & Adelaide Bank 3	A-	\$1,000,000.00	3.39%
Bank of Queensland 2	A-	\$1,000,000.00	3.35%
Credit Union Australia	BBB+	\$3,000,000.00	3.62%
Police Bank Ltd	BBB+	\$1,000,000.00	3.38%
Police Bank Ltd 2	BBB+	\$1,000,000.00	3.39%
Credit Union Australia	BBB+	\$1,000,000.00	3.51%
Newcastle Permanent	BBB+	\$1,000,000.00	3.67%
Newcastle Permanent 2	BBB+	\$1,000,000.00	3.91%
Members Equity Bank 2	BBB+	\$1,000,000.00	3.29%
Greater Building Society	BBB	<u>\$1,000,000.00</u>	<u>3.58%</u>
		\$21,800,000.00	3.48%
Total Investments		<u>\$72,100,000.00</u>	<u>3.14%</u>
<i>These funds were held as follows:</i>			
Reserves Total (includes unexpended loan funds)		\$34,157,425.00	
Grants held for specific purposes		\$2,494,303.00	
Section 94 Funds held for specific purposes		\$32,881,696.00	
Unrestricted Investments – All Funds		\$2,566,576.00	
Total Investments		<u>\$72,100,000.00</u>	
<u>Total Interest Revenue to 31 March 2016</u>		<u>\$1,660,966.03</u>	<u>3.14%</u>

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 I North SECONDED: Cr B Bourke

RESOLVED: That the information be noted.

2 YEAR TO DATE MONTHLY REVIEW - 2015-2019 DELIVERY PLAN AND ANNUAL OPERATING PLAN 2015-2016 (16.00140)

Recommendation: That the information be noted.

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

At **attachment 2** is an update of Council's progress towards achieving the Strategies and Objectives for the 2015-2019 Delivery Plan and the Annual Operating Plan 2015-2016.

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

Fines or penalty notices this month - Refer to attachment 2.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

18 Item 2 YEAR TO DATE MONTHLY REVIEW - 2015-2019 DELIVERY PLAN AND ANNUAL OPERATING PLAN 2015-2016 (16.00140)

MOVED: Cr W Aubin SECONDED: Cr G Westman

RESOLVED: That the information be noted.

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

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

Report: At **attachment 1** is a list of Sundry Section 356 Donations, Bathurst Memorial Entertainment Centre Community Use Subsidies and Mount Panorama Fee Subsidies granted by Council for the period ending 31 March 2016.

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:	Nil
BMEC Community use:	Nil
Mount Panorama:	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 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 B Bourke SECONDED: Cr G Westman

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.

- AJ & LM Brace - 10 Barney Street - Lot 1039, DP 1212670 - Transfer
- C Fitzsimmons - Bathurst Aerodrome - Lot 14, DP 1089964 - Deed of Assignment of Lease
- Bathurst City Amateur Swimming Club - 8 Stanley Street - Lot 291, DP 863083 - Licence Agreement
- Bathurst Wallabies Triathlon Club - 8 Stanley Street - Lot 291, DP 863083 - Licence Agreement
- Macquarie Lions Club of Bathurst - 8 Stanley Street - Lot 291, DP 863083 - Licence Agreement
- Western NSW Local Health District - Level 1, 230 Howick Street - Part Lot 1, DP 774489 - Lease
- M Cauchi - 30 Barr Street - Lot 1076, DP1215618 - Transfer
- Adam Hart Constructions Pty Ltd and NC & NM Hart - 14 Barr Street - Lot 1006, DP 1212670 - Transfer
- BW & KM Jones - 11 Twynam Avenue - Lot 1064, DP 1215618 - Transfer
- PR Spice - 9 Twynam Avenue - Lot 1065, DP 1215618 - Transfer
- Yeehah Events - "Challenge Bathurst" Agreement
- Kenwood Homes Pty Ltd - 20 Barr Street - Lot 1071 - DP 1215618 - Transfer
- MW Anderson - 19 Barr Street - Lot 1080 - DP 1215618 - Transfer
- MG Stanford - 15 Twynam Avenue - Lot 1062 - DP 1215618 - Transfer
- NJ & RA Slattery - 7 Adams Street - Lot 1028 - DP 1212670 - Transfer
- Kenwood Homes Pty Ltd - 25 Barr Street - Lot 1083, DP 1215618 - Transfer

Linen Plan Release

- TJ & RG Fish - Boundary Adjustment - Lot 1, DP 811656 - 212 Mountain Straight, Mount Panorama
- C & TS Idiaghe - Minor realignment of boundary - Lot 107, DP 1189576 - 18 Parer Road, Abercrombie
- JA & CP Stait - Release of Stage 5, 43 lots - Lot 600, DP 1213561 - Graham Drive, Kelso

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

- 20 Item 4 POWER OF ATTORNEY (11.00007)
MOVED: Cr B Bourke SECONDED: Cr M Coote

RESOLVED: That the information be noted.

5 REQUEST FOR FINANCIAL ASSISTANCE - BATHURST MOTORCYCLE SHOW 2017-2021 (23.00026)

Recommendation: That Council:

- (a) Support the Bathurst Street and Custom Motorcycle Shows for the years 2017-2021;
- (b) Enter into a partnership agreement with Greg Hirst Enterprises for the development of this event;
- (c) Close Russell Street, between William and George Streets, for the motorcycle event for the years 2017-2021.
- (d) Assist by providing in-kind support only by providing access to Council's media facilities, together with the provision of the cost of road closures, traffic control and some assistance from Council's Event Staff.

Report: Council has received a request from Greg Hirst Enterprises at **attachment 1** for financial support for the Bathurst Street and Custom Motorcycle Shows for the period 2017-2021. This event has been held since 2007 and has continued to grow to the extent where, in 2015, 225 motorcycles were on display which attracted a large number of visitors to the city.

Mr Hirst advised that he is again holding the event in future years but wants to establish a partnership agreement between Council and Greg Hirst Enterprises for the development of this show for the period 2017-2021.

As part of this partnership agreement, Mr Hirst has asked Council to provide support which could either be in cash, kind or assistance with external sponsorship. Mr Hirst has supplied a draft budget which has been distributed to Councillors under separate cover.

Mr Hirst has advised that the benefits to Council would be as follows:

1. Popularise Bathurst as a motorcycle venue.
2. Allow free admission to the general public.
3. Allow Bathurst to obtain major motorcycling publicity.
4. By entering into a six year agreement, a positive long-term development of the event would occur.
5. Because of the motorcycling event, local motorcycling clubs would be encouraged to be part of this event.

It is recommended that Council:

- (a) Support the Bathurst Street and Custom Motorcycle Shows for the years 2017-2021;
- (b) Enter into a partnership agreement with Greg Hirst Enterprises for the development of this event;
- (c) Close Russell Street, between William and George Streets, for the motorcycle event for the years 2017-2021.

- (d) Assist by providing in-kind support only by providing access to Council's media facilities, together with the provision of the cost of road closures, traffic control and some assistance from Council's Event Staff.

Financial Implications: Council would forego the income associated with the road closures as well as providing access to Council's Media and Events Staff.

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 30.1

MINUTE

21 Item 5 REQUEST FOR FINANCIAL ASSISTANCE - BATHURST MOTORCYCLE SHOW 2017-2021 (23.00026)

MOVED: Cr B Bourke SECONDED: Cr J Jennings

RESOLVED: That Council:

- (a) Support the Bathurst Street and Custom Motorcycle Shows for the years 2017-2021;
- (b) Enter into a partnership agreement with Greg Hirst Enterprises for the development of this event;
- (c) Close Russell Street, between William and George Streets, for the motorcycle event for the years 2017-2021.
- (d) Assist by providing in-kind support only by providing access to Council's media facilities, together with the provision of the cost of road closures, traffic control and some assistance from Council's Event Staff.

6 REQUEST FOR FINANCIAL ASSISTANCE - BATHURST CITY COMMUNITY CLUB (INC) (18.00303/014)

Recommendation: That Council:

- (a) Continue to provide the General Rates for the Bathurst City Community Club amounting to \$8,500 per annum;
- (b) Not provide any funds for the plumbing and drainage repairs; and
- (c) Make available staff from Council's Environmental Section to provide advice on the provision of solar panels.

Report: Council has received a request from the Bathurst City Community Club (Inc) for financial assistance as follows:

- (a) A discount on the General Rates for 2016/2017;
- (b) Plumbing and drainage repairs;
- (c) Purchase of solar panels to significantly reduce electricity costs

Council met with the Club's Manager, Ms Rebecca Pierce and Ms Toni-Lee Scott on Monday, 21 March 2016 to discuss the operations of the Club. Following this meeting, details were provided see **attachment 1** on their request, together with information regarding efforts to reduce expenditure within operational areas.

Council has received a copy of the financial statements for the Club to 30 June 2015. These have been forwarded to Councillors under separate cover.

Council has, in the past, supported the Bathurst City Community Club financially by:

- (a) Making payment of the General Rates;
- (b) Paying the Crown Lands lease rental of approximately \$3,000 per annum on the land and
- (c) Providing a water cost structure that allows the Community Club to have reduced water costs for the operation of the facility (currently this subsidy is around \$5,000 - \$6,000 per annum).

As Council has previously supported the Bathurst City Community Club with the General Rates, it is recommended that no additional financial support be given and that the cost of plumbing and drainage repairs, together with the purchase of solar panels, need to be funded by the Club itself.

Councillors will need to read the Independent Auditor's report, on page 13 of the financial statements, to understand the financial situation of the organisation.

Financial Implications: There are no increased financial contributions as Council already provides for the payment of General Rates and other subsidies outlined in the report.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

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

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

Strategy 23.1

MINUTE

22 Item 6 REQUEST FOR FINANCIAL ASSISTANCE - BATHURST CITY COMMUNITY CLUB (INC) (18.00303/014)

MOVED: Cr J Jennings SECONDED: Cr M Morse

RESOLVED: That Council:

- (a) Continue to provide the General Rates for the Bathurst City Community Club amounting to \$8,500 per annum;
- (b) Not provide any funds for the plumbing and drainage repairs; and
- (c) Make available staff from Council's Environmental Section to provide advice on the provision of solar panels.

7 REQUEST FOR FINANCIAL ASSISTANCE - ACCESSIBLE LIVING OPTIONS (21.00012)

Recommendation: That Council:

- (a) Fund the use of Bathurst Memorial Entertainment Centre (BMEC) for the Accessible Living Options (ALO) organisation to conduct a Debutante Ball for people with disabilities to be held on 15 October 2016 at a total cost of \$829 from 2016/2017 BMEC Community Use Subsidy.
- (b) Fund the cost of security, up to \$500, should security be required for the Debutante Ball.

Report: Council has received a request from Accessible Living Options at **attachment 1** to use the Bathurst Memorial Entertainment Centre on 15 October 2016 to conduct a Debutante Ball for people with disabilities. The debutantes will be presented to The Hon. Paul Toole, MP Member for Bathurst and Minister for Local Government.

Council has been requested to support this event and the groups is seeking a reduction in the cost of hiring BMEC. Accessible Living Options (ALO) is a not for profit community organisation partnering with VIVAbility (Interchange Bathurst), Glenray Industries (all based in Bathurst) and Cowra Special Needs.

Depending upon the expected attendance at the event and whether alcohol will be served, it may be necessary for Accessible Living Options (ALO) to engage security for the event. This could involve a cost of up to \$500. Should this be necessary, Council may need to provide this assistance by way of a donation.

At **attachment 2** is a copy of a brochure outlining the work this group undertakes in the community.

Financial Implications: This request could be funded from Council's 2016/2017 BMEC Community Use Subsidy

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

23 Item 7 REQUEST FOR FINANCIAL ASSISTANCE - ACCESSIBLE LIVING OPTIONS (21.00012)

MOVED: Cr B Bourke SECONDED: Cr G Hanger

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

Reason: Works with this business.

RESOLVED: That Council:

- (a) Fund the use of Bathurst Memorial Entertainment Centre (BMEC) for the Accessible Living Options (ALO) organisation to conduct a Debutante Ball for people with disabilities to be held on 15 October 2016 at a total cost of \$829 from 2016/2017 BMEC Community Use Subsidy.
- (b) Fund the cost of security, up to \$500, should security be required for the Debutante Ball.

8 REQUEST FOR FINANCIAL ASSISTANCE - AUSTRALIA REMEMBERS ANZAC & VETERANS JOURNALS PROJECT (18.00004)

Recommendation: That:

- (a) Council not support the annual funding of the Australia Remembers Anzac & Veterans Journals Project.
- (b) Council provide a council contact/liaison with whom they can communicate regularly. The person would provide contact details and assistance in liaising with community groups such as Historical and Genealogical Societies, Schools, Colleges, RSL Sub Branches, Rotary and Lions Clubs and Media outlets.
- (c) The Council contact/liaison officer assist in promoting the Australia Remembers Anzac & Veterans Journals Project across our communities and from time to time distribute promotional material to key community groups and outlets.

Report: Council has received a request from Australia Remembers at **attachment 1** for Council to financially support the production of Australia Remembers Anzac & Veterans Journals.

Council has been requested the production of this publication by providing:

- (a) Funding on an annual basis at a cost of (4,254 journals x \$1.00) \$4,254.00
- (b) Australia Remembers with a council contact/liaison with whom they can communicate regularly. The person would provide contact details and assistance in liaising with community groups such as Historical and Genealogical Societies, Schools, Colleges, RSL Sub Branches, Rotary and Lions Clubs and Media outlets.
- (c) The council liaison would assist in promoting the Australia Remembers Anzac & Veterans Journals Project across our communities and from time to time distribute promotional material to key community groups and outlets.

Council acknowledges that the Australia Remembers project is attempting to preserve the heritage/history and culture of various periods of Australia's history.

Council's budgets have been fully expended for the 2015/2016 financial year and, accordingly, no funds are available to support this project.

Financial Implications: Nil if the recommendation is adopted.

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 30.1

MINUTE

24 Item 8 REQUEST FOR FINANCIAL ASSISTANCE - AUSTRALIA REMEMBERS ANZAC & VETERANS JOURNALS PROJECT (18.00004)

MOVED: Cr M Coote SECONDED: Cr G Westman

RESOLVED: That:

- (a) Council not support the annual funding of the Australia Remembers Anzac & Veterans Journals Project.
- (b) Council provide a council contact/liaison with whom they can communicate regularly. The person would provide contact details and assistance in liaising with community groups such as Historical and Genealogical Societies, Schools, Colleges, RSL Sub Branches, Rotary and Lions Clubs and Media outlets.
- (c) The Council contact/liaison officer assist in promoting the Australia Remembers Anzac & Veterans Journals Project across our communities and from time to time distribute promotional material to key community groups and outlets.

9 REQUEST FOR FINANCIAL ASSISTANCE - GALLOPING GUMNUTS PLAYGROUP (18.00004)

Recommendation: That Council waive the fees of \$680 for the use of the Kelso Community Centre, to the Bathurst Health Service for the supported playgroup Galloping Gumnuts, to be funded from Equity.

Report: Council has received a request from the Building Strong Foundations (BSF) a Child and Family Health service from Bathurst Health Service at **attachment 1** for Council to consider waiving the hall hire fee at the Kelso Community Centre for the Galloping Gumnuts Playgroup.

The organisation is partnering with a supported playgroup Galloping Gumnuts to recommence a playgroup at the Kelso Community Centre. The purpose of this playgroup is to enhance relationships and to empower families to support young children's development through provision and participation in a variety of developmentally appropriate play experiences and activities.

Health Western NSW Local Health District have advised they plan to hold the playgroup every second Wednesday from 10 am - 12 noon during school terms and have requested Council to provide the hall hire fee of \$680

Financial Implications: The cost of \$680 could be funded from Equity.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.1
- 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 - GALLOPING GUMNUTS PLAYGROUP (18.00004)

MOVED: Cr B Bourke SECONDED: Cr M Morse

RESOLVED: That Council waive the fees of \$680 for the use of the Kelso Community Centre, to the Bathurst Health Service for the supported playgroup Galloping Gumnuts, to be funded from Equity.

Yours faithfully



R Roach
**DIRECTOR
CORPORATE SERVICES & FINANCE**

DIRECTOR ENGINEERING SERVICES' REPORT AND MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

20 APRIL 2016

1 APPLICATION TO CONDUCT ADVENTURE JOY FLIGHTS - PAUL BENNET AIRSHOWS - LIFELINE SOAR RIDE & SHINE EVENT (21.00008)

Recommendation: That Council approve the request from Paul Bennet Airshows to conduct adventure joy flights from Bathurst Aerodrome on 14 and 15 May 2016, subject to conditions outlined in the Director of Engineer Services' report.

Report: Council will recall that at its meeting of 3 February 2016, it resolved to:-

"Approve the use of the Bathurst Aerodrome for the purposes of conducting an air show on 14 and 15 May 2016."

In addition, Council at its meeting dated 17 February 2016 resolved to:-

"Provide in-kind support, up to \$10,000, for the staging of the Lifeline air and motorbike/car show and shine known as Soar, Ride and Shine to be held at the Bathurst Airport over the weekend of 14 and 15 May 2016, to be funded by a Section 356 donation."

Lifeline Central West, the organiser of the Airshow, has contracted Paul Bennet Airshows to provide the flying element of the event, since they have the appropriate expertise to do so.

Council has received an application from Paul Bennet Airshows, to operate adventure joy flights from Bathurst Aerodrome, during the Airshow event on 14–15 May 2016, utilising 3 of their aircraft, namely a Yak 52, Grumman Avenger, and a Wirraway aircraft. Please refer to **attachment 1** for details.

The Air Navigation (Aircraft Noise) Regulation (1984) requires that aircraft operators seeking to conduct adventure joy flights using either propeller aircraft with a maximum take-off weight of 1500kg, or jet aircraft, must apply to the Department of Infrastructure and Transport (the Department) for an Operating Permit.

To obtain a permit, aircraft operators are required to liaise with both the local Council responsible for the aerodrome and the aerodrome owner (if owned separately) to obtain a letter in support of the permit application. The letter of support is required to contain information regarding relevant operating conditions for the adventure joy flights. Once a letter of support is provided by the Council, it is the Council's responsibility and not that of the Department, to monitor and respond to complaints regarding aircraft noise from adventure flight operations. The Operating Permit will be withdrawn by the Department if the Council no longer provides its support.

Aircraft Information

Yak 52

The Yak 52 is a Russian propeller driven training aircraft and dates from the 1970's. It is a small aircraft of approximately 1100 kg maximum take-off weight, 400 horsepower and has a top speed of 360km/h. It is anticipated that there will be up to 6 joy flights with this aircraft.

Grumman Avenger

The Grumman Avenger is an American torpedo bomber that was used in World War 2. It has a maximum take-off weight of 8,115kg, a top speed of approximately 440km/h and is fitted with a 1,900 horsepower radial engine. It is anticipated that there will be up to 2 joy flights with this aircraft.

Wirraway

The Wirraway is an Australian training and general purpose aircraft that was utilised in World War 2. It has a maximum take-off weight of approximately 2,900kg, a top speed of 440km/h and has a 600hp radial engine. It is anticipated that there will be up to 2 joy flights with this aircraft.

Bathurst Aerodrome has been operating from the current site since the early 1940's and currently has, on average, 1800 aircraft landings per month.

Conditions that have been applied to previously approved applications for adventure joy flights are as follows:-

- (a) No circuits, aerobatics or over flights are permitted within the Bathurst area.
- (b) Jet operations to be restricted to between the hours of 08:00 and 19:00.
- (c) Noise abatement procedures are to be practised during take-off and landing.
- (d) Landing charges are to be paid in accordance with Council Fees and Charges.

However, since the flying component of the Airshow will take place over the aerodrome site and based upon landing fees for participating aircraft being waived by Council, it is considered appropriate that joy flight operations are restricted to between the hours of 08:00 and 18:00.

It is recommended that Council approve the request for adventure flights from Paul Bennet Airshows, for the period 14-15 May 2016, in accordance with the above condition.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 1: To attract employment, generate investment and attract new economic development opportunities. Strategy 1.9
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3

MINUTE

26 Item 1 APPLICATION TO CONDUCT ADVENTURE JOY FLIGHTS - PAUL BENNET AIRSHOWS - LIFELINE SOAR RIDE & SHINE EVENT (21.00008)
MOVED: Cr J Jennings SECONDED: Cr M Coote

RESOLVED: That Council approve the request from Paul Bennet Airshows to conduct adventure joy flights from Bathurst Aerodrome on 14 and 15 May 2016, subject to conditions outlined in the Director of Engineer Services' report.

2 APPLICATION TO CONDUCT JOY FLIGHTS – FASTJET ADVENTURE FLIGHTS PTY LTD (LIFELINE SOAR RIDE & SHINE EVENT) (21.00008)

Recommendation: That Council approve the request from Fastjet Adventure Flights Pty Ltd to conduct joy flights from Bathurst Aerodrome on 14 and 15 May 2016, subject to conditions outlined in the Director of Engineering Services' report.

Report: Council will recall that at its meeting of 3 February 2016, it resolved to:-

"Approve the use of the Bathurst Aerodrome for the purposes of conducting an air show on 14 and 15 May 2016."

In addition, Council at its meeting dated 17 February 2016 resolved to:-

"Provide in-kind support, up to \$10,000, for the staging of the Lifeline air and motorbike/car show and shine known as Soar, Ride and Shine to be held at the Bathurst Airport over the weekend of 14 and 15 May 2016, to be funded by a Section 356 donation."

Council has received an application from Fastjet Adventure Flights Pty Ltd, to operate jet adventure joy flights from Bathurst Aerodrome, during the Airshow event on 14–15 May 2016, using an L-39 Albatros Jet Aircraft. This involvement has been confirmed by the event organiser, Lifeline Central West.

The Air Navigation (Aircraft Noise) Regulation (1984) requires that aircraft operators seeking to conduct adventure joy flights using either propeller aircraft with a maximum take-off weight of 1500kg, or jet aircraft, must apply to the Department of Infrastructure and Transport (the Department) for an Operating Permit.

Council at its meeting dated 10 December 2014 resolved to provide a permit to Fastjet Adventure Flights Pty Ltd to operate adventure joy flights at Bathurst Aerodrome, with the current permit valid until December 2019.

However, the permit conditions are as follows:-

- (a) No circuits, aerobatics or over flights are permitted within the Bathurst area.
- (b) Jet operations to be restricted to between the hours of 08:00 and 19:00.
- (c) Noise abatement procedures are to be practised during take-off and landing.
- (d) Landing charges are to be paid in accordance with Council Fees and Charges.

Since the flying component of the Airshow will take place over the aerodrome site and based upon landing fees for participating aircraft being waived by Council, it is considered appropriate that in this instance Fastjet Adventure joy flight operations are restricted to between the hours of 08:00 and 18:00.

It is recommended that Council approve the request for adventure flights by Fastjet Adventure Flights Pty Ltd, for the period of 14-15 May 2016, with Jet Flight Operations being restricted to occur between 08:00 and 18:00 only.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 1: To attract employment, generate investment and attract new economic development opportunities.
- Objective 23: To encourage a supportive and inclusive community.

Strategy 1.9

Strategy 23.3

MINUTE

27 Item 2 APPLICATION TO CONDUCT JOY FLIGHTS – FASTJET ADVENTURE FLIGHTS PTY LTD (LIFELINE SOAR RIDE & SHINE EVENT) (21.00008)
MOVED: Cr B Bourke SECONDED: Cr J Jennings

RESOLVED: That Council approve the request from Fastjet Adventure Flights Pty Ltd to conduct joy flights from Bathurst Aerodrome on 14 and 15 May 2016, subject to conditions outlined in the Director of Engineering Services' report.

3 PROPOSED APPOINTMENT AS TRUST MANAGER PART LOT 2 DP1107301 AT WATTLE FLAT (22.00270)

Recommendation: That Council:

- (a) agree to being appointed as Trust Manager of Part Lot 2 DP1107301 being Reserve 11705 for Public Buildings notified 28 June 1890 and Part Reserve 755790 for Future Public Requirements notified 29 June 2007, Thompson Street at Wattle Flat;
- (b) request Part Lot 2 DP1107301 be dedicated as "Reserved for Public Recreation" and;
- (c) request that "*Bathurst Regional Council Recreation Reserve Trust*" be the name of the Trust that will manage the Reserve.

Report: Bathurst Regional Council has been approached by Department of Primary Industries - Lands ("DPI-Lands") requesting that Council consider becoming the Reserve Trust Manager for Lot 2 DP1107301 ("Lot 2"). The total area of Lot 2 is approximately 1 Ha.

The whole of Lot 2 is currently contained within: -

- (a) Reserve 11705 for Public Buildings notified 28 June 1890 (no Trust Manager)
- (b) Part Reserve 755790 for Future Public Requirements notified 29 June 2007 (no Trust Manager)

Council maintains the following infrastructure on part of Lot 2:

- 1 Public toilet block
- 2 Picnic tables.

An aerial image showing the location of the Council maintained infrastructure and the anticipated reserve is found at **attachment 1**.

Council is only seeking to become Manager of the area immediately surrounding the toilet block and picnic tables, approximately 140 square metres, not the whole area. The area is located in the south east corner of Lot 2 and measures approximately 14 metres by 11 metres in area.

In order to protect Council maintained infrastructure, it is recommended that Council resolve to be appointed as Trust Manager of Part Lot 2, approve Part Lot 2 for dedication as "Reserved for Public Recreation" and assign "*Bathurst Regional Council Recreation Reserve Trust*" as the name of the Trust.

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

MINUTE

28 Item 3 PROPOSED APPOINTMENT AS TRUST MANAGER PART LOT 2 DP1107301 AT WATTLE FLAT (22.00270)

MOVED: Cr I North SECONDED: Cr B Bourke

RESOLVED: That Council:

- (a) agree to being appointed as Trust Manager of Part Lot 2 DP1107301 being Reserve 11705 for Public Buildings notified 28 June 1890 and Part Reserve 755790 for Future Public Requirements notified 29 June 2007, Thompson Street at Wattle Flat;
- (b) request Part Lot 2 DP1107301 be dedicated as "Reserved for Public Recreation" and;
- (c) request that "*Bathurst Regional Council Recreation Reserve Trust*" be the name of the Trust that will manage the Reserve.

4 RELEASE OF EASEMENT TO DRAIN WATER 3 WIDE - LOT 16 DP1183595 (2014/0508)

Recommendation: That Council authorise the General Manager to sign the documentation that releases the Easement to Drain Water 3 Wide imposed on Lot 16 DP1183595, 202 Sydney Road, Kelso.

Report: Council has received a request from the owners of Lot 16 DP1183595, 202 Sydney Road, Kelso to remove the "Easement to Drain Water 3 Wide (Vide DP1124644)" imposed on the eastern boundary of the property.

A location plan is provided at **attachment 1** with the easement highlighted in black.

The Easement to Drain Water 3 Wide (Vide DP1124644) was created at the request of Council as part of the subdivision of the land registered on 31 March 2008. The purpose of the Easement was to drain water from the culvert that was located beneath the road surface to drain water to Boyd Creek. The Highway upgrade works undertaken by the Roads and Maritime Services (RMS) has made the easement redundant as the RMS has installed a pipeline along the highway that drains the water directly to Boyd Creek.

The RMS has confirmed with Council that the RMS will not be using the Easement for any drainage services on the Great Western Highway Upgrade Project in the email found at **attachment 2**.

It is therefore recommended that Council authorise the General Manager to sign the documentation that releases the Easement to Drain Water 3 Wide imposed on Lot 16 DP1183595, 202 Sydney Road, Kelso.

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

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

29 Item 4 RELEASE OF EASEMENT TO DRAIN WATER 3 WIDE - LOT 16
DP1183595 (2014/0508)

MOVED: Cr I North SECONDED: Cr M Coote

RESOLVED: That Council authorise the General Manager to sign the documentation that releases the Easement to Drain Water 3 Wide imposed on Lot 16 DP1183595, 202 Sydney Road, Kelso.

Yours faithfully



Doug Patterson
DIRECTOR
ENGINEERING SERVICES

**DIRECTOR CULTURAL & COMMUNITY SERVICES' REPORT AND
MINUTES**

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

20 APRIL 2016

1 CCTV FUNDING PROGRAM FOR CENTRAL BUSINESS DISTRICT (CBD) PREMISES ROUND TWO (16.00145)

Recommendation: That Council:

- (a) Provide \$7,219 under the 2015/2016 CCTV Funding Program (Round Two) as follows;

Business	Amount of Funding
Frank & Angela Panzanno Pty Ltd – Centrepont Arcade	\$500 which is the maximum amount approved for funding.
Eve Creations	\$250 which is 50% of the project cost.
J & J Bookeeping & Office Services Pty Ltd	\$498.10 which is 50% of the project cost.
Sheer Indulgence Lingerie	\$500 which is the maximum amount approved for funding.
Panorama Air Conditioning Pty Ltd	\$500 which is the maximum amount approved for funding.
Richardson & Wrench Real Estate	\$500 which is the maximum amount approved for funding.
Bathurst Electrical	\$500 which is the maximum amount approved for funding.
Cain Kensit Messenger Solicitors	\$500 which is the maximum amount approved for funding.
Storage King Bathurst	\$500 which is the maximum amount approved for funding.
Bathurst Auto Parts	\$375.10 which is 50% of the project cost.
Ray Morcoms Auto Body Repairs	\$468.80 which is 50% of the project cost.
Bathurst Local Aboriginal Lands Council – The Barracks	\$500 which is the maximum amount approved for funding.
MRG Electrical	\$500 which is the maximum amount approved for funding.
Bathurst Broadcasters Pty Ltd	\$127 which is balance between previous approval of \$373 to increase funding to the maximum \$500.
Forbutt's Keppel Street Pharmacy	\$500 which is the maximum amount approved for funding.
South Bathurst Storage Sheds	\$500 which is the maximum amount approved for funding.

- (b) Provide an additional \$967 to fully fund the above businesses to procure CCTV at their premises, to be funded from Council's Equity.

Report: Council allocated \$10,000 in its 2015/2016 Delivery Plan and Annual Operating Plan for a CCTV Funding Program for Central Business District (CBD) Premises. The first round of funding allocated a total of \$3,748 to businesses in the CBD, which Council adopted on 18 November 2015, leaving a balance of \$6,252 to allow for an extension of the program to businesses located across the LGA during a second round of funding.

The applications were required to meet the following criteria, with Council providing funding on a dollar for dollar basis up to a maximum amount of \$500 for each successful application:

1. Specifications, quality and source of equipment.
2. Surveillance equipment registered with Bathurst Police.
3. Completion of installation within 90 days of approval.
4. Information supporting and addressing the need for CCTV in the business location.
5. Potential for coverage of the public space adjacent to the premises.

The CCTV Funding Program for the CBD Premises Assessment Group included representatives from the following organisations:

- (a) Councillor Delegate - Councillor Ian North
- (b) Police Representative
- (c) Bathurst Business Chamber Representative
- (d) Council Staff Delegate

Round 2 applications were received up to Friday 11 March 2016. The Assessment Group met Friday 18 March 2016 to scrutinise the applications and make recommendations to Council.

The Assessment Group have recommended that Council provide \$7,219 under the 2015/2016 CCTV Funding Program to finalise the 2015/2016 CCTV Funding Program and provide assistance to the following applicants:

(a)	Frank & Angela Panzanno Pty Ltd – Centrepoint Arcade	\$500 which is the maximum amount approved for funding
(b)	Eve Creations	\$250 which is 50% of the project cost
(c)	J & J Bookkeeping & Office Services Pty Ltd	\$498.10 which is 50% of the project cost.
(d)	Sheer Indulgence Lingerie	\$500 which is the maximum amount approved for funding
(e)	Panorama Air Conditioning Pty Ltd	\$500 which is the maximum amount approved for funding
(f)	Richardson & Wrench Real Estate	\$500 which is the maximum amount approved for funding
(g)	Bathurst Electrical	\$500 which is the maximum amount approved for funding.
(h)	Cain Kensit Messenger Solicitors	\$500 which is the maximum amount approved for funding
(i)	Storage King Bathurst	\$500 which is the maximum amount approved for funding.
(j)	Bathurst Auto Parts	\$375.10 which is 50% of the project cost.
(k)	Ray Morcoms Auto Body Repairs	\$468.80 which is 50% of the project cost
(l)	Bathurst Local Aboriginal Lands Council – The Barracks	\$500 which is the maximum amount approved for funding.
(m)	MRG Electrical	\$500 which is the maximum amount approved for funding.
(n)	Bathurst Broadcasters Pty Ltd	\$127 which is balance between previous approval of \$373 to increase

		funding to the maximum \$500
(o)	Forbutt's Keppel Street Pharmacy	\$500 which is the maximum amount approved for funding
(p)	South Bathurst Storage Sheds	\$500 which is the maximum amount approved for funding

Financial Implications: Council has provided \$10,000 in the Annual Operating Plan 2015/2016 for CCTV Funding Program for CBD Premises. A balance of \$6,252 remained available following round one of applications. The current round of applications totals \$7,219. The difference of \$967 could be funded from Council's Equity.

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 19.2, 19.3, 19.4

MINUTE

30 Item 1 CCTV FUNDING PROGRAM FOR CENTRAL BUSINESS DISTRICT (CBD) PREMISES ROUND TWO (16.00145)

MOVED: Cr I North SECONDED: Cr J Jennings

RESOLVED: That Council:

- (a) Provide \$7,219 under the 2015/2016 CCTV Funding Program (Round Two) as follows;

Business	Amount of Funding
Frank & Angela Panzanno Pty Ltd – Centrepont Arcade	\$500 which is the maximum amount approved for funding.
Eve Creations	\$250 which is 50% of the project cost.
J & J Bookkeeping & Office Services Pty Ltd	\$498.10 which is 50% of the project cost.
Sheer Indulgence Lingerie	\$500 which is the maximum amount approved for funding.
Panorama Air Conditioning Pty Ltd	\$500 which is the maximum amount approved for funding.
Richardson & Wrench Real Estate	\$500 which is the maximum amount approved for funding.
Bathurst Electrical	\$500 which is the maximum amount approved for funding.
Cain Kensit Messenger Solicitors	\$500 which is the maximum amount approved for funding.
Storage King Bathurst	\$500 which is the maximum amount approved for funding.
Bathurst Auto Parts	\$375.10 which is 50% of the project cost.
Ray Morcoms Auto Body Repairs	\$468.80 which is 50% of the project cost.
Bathurst Local Aboriginal Lands Council – The Barracks	\$500 which is the maximum amount approved for funding.
MRG Electrical	\$500 which is the maximum amount approved for funding.
Bathurst Broadcasters Pty Ltd	\$127 which is balance between previous approval of \$373 to increase funding to the maximum \$500.
Forbutt's Keppel Street Pharmacy	\$500 which is the maximum amount approved for funding.
South Bathurst Storage Sheds	\$500 which is the maximum amount approved for funding.

- (b) Provide an additional \$967 to fully fund the above businesses to procure CCTV at their premises, to be funded from Council's Equity.

2 2016 INTERNATIONAL WOMEN'S DAY - WEEK OF CELEBRATION (23.00026)

Recommendation: That the information be noted.

Report: International Women's Day provides an opportunity to acknowledge and celebrate the achievements of women throughout the world.

International Women's Day was commemorated in Bathurst with a week of celebrations held Monday 7 March 2016 to Sunday 13 March 2016. Several diverse events were held across the city, to enable access by women from many walks of life. Activities available during the week included: Car Maintenance Workshop, a walking group, poetry morning tea, International Women's Day lunch, DIY Home Maintenance Workshops, Women with Wings event, App Development Workshop and other events specifically targeted to women's interests.

The keynote event, coordinated by Council, was held Tuesday 8 March 2016 in Bathurst Memorial Entertainment Centre (BMEC). The event theme was "success...like a girl". The event featured over thirty stalls from a broad section of community and industry with a focus of organisations which provide services to and for women and raise opportunities for women both professionally and personally.

Aunty Gloria Rogers, a local Wiradyuri Elder, presented the Warming to Country. The event was MC'd by Kate O'Bree from Bathurst Broadcasters.

The event was well-attended with approximately three hundred and fifty attending in total; including over one hundred and thirty students from local high schools and TAFE in attendance, as well as many community members.

A feature of the event was a Forum in the form of a Hypothetical, guided by Councillor Monica Morse, which showcased five local successful women from diverse backgrounds and life experience: Shona Kennedy, Sue Rose, Gerarda Mader, Laura Cole and Irene Hancock.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3, 23.5, 23.6, 23.8

MINUTE

31 Item 2 2016 INTERNATIONAL WOMEN'S DAY - WEEK OF CELEBRATION
(23.00026)

MOVED: Cr M Morse SECONDED: Cr J Jennings

RESOLVED: That the information be noted.

3 HARMONY DAY EVENT - SATURDAY 19 MARCH 2016 (09.00032)

Recommendation: That the information be noted.

Report: Bathurst Regional Council coordinated a free community event at the Bathurst Library/Art Gallery forecourt on Saturday 19 March, 10am to 12pm to celebrate Harmony Day 2016. The event featured food, live acts and entertainment. Over 200 people from a range of cultural backgrounds celebrated the rich diversity of different cultures in the Bathurst Region and the importance of inclusiveness, respect and acceptance.

A Warming to Country was provided by Gloria Rogers, a local Wirayuri Elder. Councillor Gary Rush addressed the gathering and welcomed the community to the Harmony Day celebration.

Participants were entertained by the live band 12 Feet Deep, Singer/Songwriters Tony & Jude, Enigma Breakdancing crew, interactive Community Drumming Circle, Bagpipes and Didgeridoo, whilst enjoying a free barbecue and multicultural food.

The Harmony Day Theme for 2016 'Everyone Belongs' was reflected in the celebrations by providing local and international foods at the event and diverse local performers.

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

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 20.3, 20.1
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3, 23.6, 23.1, 23.5

MINUTE

- 32 Item 3 HARMONY DAY EVENT - SATURDAY 19 MARCH 2016 (09.00032)
MOVED: Cr M Morse SECONDED: Cr B Bourke

RESOLVED: That the information be noted.

4 BATHURST REGION TOURISM REFERENCE GROUP (07.00016)

Recommendation: That the information be noted.

Report: As part of the Destination Management Plan, which was adopted by Council on 20 May 2015, the establishment of a Tourism Reference Group has been undertaken, with the membership of the Group endorsed by Council on 9 December 2015.

The role of the Group is to provide strategic advice, review plans and provide recommendations to Council for the implementation of the Destination Management Plan.

The first meeting of the Bathurst Region Tourism Reference Group was held on 7 March 2016. The minutes of the Group's meeting are provided at **attachment 1**. The Terms of Reference for the Group has been prepared and a copy of the draft document is provided at **attachment 2**.

At the meeting held on 7 March 2016 the Group established the following actions to be undertaken:

- Prioritise the actions within the Destination Management Plan.
- Development of a Destination Brand
- Development of a communications template and plan
- Discuss social media policy
- Meetings to be held on a regular basis, monthly on the first Monday of each month.

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

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, 4.2, 4.3, 4.4, 4.5, 4.6, 4.7, 4.8, 4.9
- Objective 11: To protect the region's unique heritage and history. To protect a unique identity. Strategy 11.6

MINUTE

- 33** Item 4 BATHURST REGION TOURISM REFERENCE GROUP (07.00016)
MOVED: Cr B Bourke SECONDED: Cr G Westman

RESOLVED: That the information be noted.

Yours faithfully



Alan Cattermole
DIRECTOR
CULTURAL & COMMUNITY SERVICES

POLICY COMMITTEE MEETING

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MINUTES - POLICY COMMITTEE MEETING - 6 APRIL 2016 (07.00064)

Recommendation: That the recommendations of the Policy Committee Meeting held on 6 April 2016 be adopted.

Report: The Minutes of the Policy Committee Meeting held 6 April 2016, 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

- 34 Item 1 MINUTES - POLICY COMMITTEE MEETING - 6 APRIL 2016 (07.00064)
MOVED: Cr G Westman SECONDED: Cr B Bourke

RESOLVED: That the recommendations of the Policy Committee Meeting held on 6 April 2016 be adopted.

MINUTES OF THE POLICY COMMITTEE
HELD ON 6 APRIL 2016

MEETING COMMENCES

1 MEETING COMMENCES 6:00 PM

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

APOLOGIES

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

RESOLVED: That the apology from Crs Jennings and Hanger be accepted and leave of absence granted.

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - POLICY COMMITTEE MEETING - 2 MARCH 2016 (07.00064)
MOVED Cr G Westman and **SECONDED** Cr I North

RESOLVED: That the Minutes of the Policy Committee Meeting held on 2 March 2016 be adopted.

DECLARATION OF INTEREST

4 DECLARATION OF INTEREST 11.00002
MOVED Cr I North and **SECONDED** Cr B Bourke

RESOLVED: That the following Declaration of Interest be noted.

Cr Morse

Item #1 of the Discussion Forum Other - Draft Bathurst Regional Local Environmental Plan 2014 - Windradayne & Llanarth Open Space Adjustment.

RECEIVE AND DEAL WITH DIRECTORS' REPORTS

Director Cultural & Community Services' Report

- 5** **Item 1 POLICY - BATHURST MEMORIAL ENTERTAINMENT CENTRE PROGRAMMING (41.00089, 21.00060)**
MOVED Cr I North and **SECONDED** Cr M Morse

RESOLVED: That Council adopt the Policy Bathurst Memorial Entertainment Centre Programming.

GENERAL BUSINESS

- 6** **Item 1 APPLETON ORCHARD LAND (22.04165)**

Cr North - spoke of the land with sheds on left hand side as you travel out to Waste Management Centre, what are we doing with the old sheds? Suggests prioritise removal of sheds before trees.

The Director Corporate Services & Finance advised the old sheds are scheduled for removal in the near future.

- 7** **Item 2 PERTHVILLE CHURCH LAND (22.13487)**

Cr North - asked can we look at cleaning this land if we now own the property?

The Director Corporate Service & Finance advised of current negotiations on the land. Council does not at this stage own the land.

- 8** **Item 3 PETER BROCK 10 YEAR ANNIVERSARY (23.00122)**

Cr North - asked could Council organise an event in September to commemorate the 10 year anniversary of Peter Brock's death. Also it is 40 years since Peter Brock and his brother stood on the podium at Bathurst. Could Council also investigate an acknowledgement/event each year for those who have important links to the racetrack.

- 9** **Item 4 PROPOSED SALE OF TREATED EFFLUENT TO REGIS RESOURCES (21.00137)**

Cr North - spoke to submissions made by the public and advice received from the "Don't Mine the Macquarie Group". Could we record details of those opposing the sale as follows; 395 proforma letters and 2,488 signed petitions; 689 signatures on the hard copy petition plus 1,799 signatures with 509 written comment on the electronic petition.

- 10** **Item 5 WASTE BIN NUMBERS (14.00053)**

23 **Item 15 BMX NATIONAL CHAMPIONSHIPS (23.00148)**

Cr Westman - thanked people who went above and beyond what was required; the Mayor, Director Corporate Services & Finance, Events and Engineering Teams. The event was fantastic and so was the efforts of people at the council to ensure the event went ahead. There are some little things to be worked on into the future, but it was fantastic what was put in place given the time-frames etc.

MEETING CLOSE

24 **MEETING CLOSE**

The Meeting closed at 6.30 pm.

CHAIRMAN: _____

TRAFFIC COMMITTEE MEETING

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MINUTES - TRAFFIC COMMITTEE MEETING - 5 APRIL 2016 (07.00006)

Recommendation: That the recommendations of the Traffic Committee Meeting held on 5 April 2016 be adopted.

Report: The Minutes of the Traffic Committee Meeting held 5 April 2016, 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

- 35 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 5 APRIL 2016 (07.00006)
MOVED: Cr W Aubin SECONDED: Cr M Coote

RESOLVED: That the recommendations of the Traffic Committee Meeting held on 5 April 2016 be adopted.

MINUTES OF THE TRAFFIC COMMITTEE
HELD ON 5 APRIL 2016

MEETING COMMENCES

1 MEETING COMMENCES 2:00 PM

Members: Cr Warren Aubin (Chair), David Vant (Roads & Maritime Services).

Present: Darren Sturgiss (Manager Technical Services), Paul Kendrick (Traffic & Design Engineer), Iris Dorsett (Tablelands Area Road Safety Officer).

APOLOGIES

2 APOLOGIES

That the apologies from Sergeant Peter Foran (Police) and David Veness (MP Representative) be accepted.

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 1 MARCH 2016 (07.00006)

That the Minutes of the Traffic Committee Meeting held on 1 March 2016 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 1 MARCH 2016 (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 SAFETY REVIEW OF ROCKET STREET BETWEEN HENDERSON

This is page 1 of Minutes of the Traffic Committee held on 5 April 2016

STREET AND PEEL STREET BATHURST (25.00095)

That Council:

- (a) Install centrelines and edge lines on Rocket Street between Henderson Street and Peel Street; and
- (b) Report back to the Traffic Committee on the effectiveness of the line marking, 12 months thereafter.

8 Item 4 PROPOSED TEMPORARY ROAD CLOSURE DURHAM STREET BETWEEN KENDALL AVENUE AND HAVANNAH STREET - NATIONAL RUGBY LEAGUE EVENTS (04.00045-04)

That Council endorse the traffic management for the temporary road closure of Durham Street between Kendall Avenue and Havannah Street, on Tuesday 24 May 2016. The event is to be classified as a Class 2 event as detailed in the Director Engineering Services' report.

9 Item 5 PROPOSED DIRECTIONAL SIGNAGE TO NAPOLEON REEF ROAD B&B (28.00007-06/007)

That Council approve the installation of directional signage to the B&B, 53 Littles Access Road, at the western intersection of Napoleon Reef Road and Walang Drive at Napoleon Reef.

10 Item 6 NO PARKING SIGNS – BATHURST KFC ACCESS ONTO GEORGE STREET (25.00007-05)

That Council approve an extension of the existing “No Parking” zone on George Street at KFC for a trial period of 3 months, then for report back to the Traffic Committee, in accordance with the Director Engineering Services' report.

11 Item 7 BATHURST PUBLIC SCHOOL - DROP OFF/PICK UP ZONE EXTENSION (25.00022-02/036)

That Council approve modifications to the Bathurst Public School morning Drop off/Pick up zone subject to conditions as detailed in the Director Engineering Services' report.

12 Item 8 BATHURST FAMILY FUN DAY (04.00017-04/082)

That Council endorse a Drop off/Pick up zone on William Street for the Bathurst Family Fun Day in Peace Park on Saturday 21 May 2016 from 11am to 2pm.

The event is to be an unclassified event and approved subject to conditions as detailed in the Director Engineering Services' report.

13 Item 9 2016 WINTER FESTIVAL (23.00152)

That Council endorse the traffic management for the staging of the 2016 Winter

Festival to be held in Kings Parade – Russell Street from July 2 - 15.

The event is to be classified as a Class 2 event subject to conditions decided by the Traffic Committee.

14 **Item 10 2016 RENAULT 4CV REGISTER STATIC DISPLAY IN KINGS PARADE (23.00026-19/097)**

That Council endorse the proposal to hold the 2016 Renault 4CV Register Static Display in Russell Street, adjacent to the Civic Centre and Courthouse on Saturday 17 September 2016. The event is to be classified as a Class 2 event subject to conditions as detailed in the Director Engineering Services' report.

15 **Item 11 1/2P PARKING 132 DURHAM STREET (25.00089-02)**

That the existing unrestricted parking outside the business at 132 Durham Street be replaced with 1/2P "8.30am-6.00pm" parking.

16 **Item 12 NO PARKING SIGNS – BATHURST GARDENS COLVILLE STREET (25.00138/024)**

That Council approve the placement of a "No Parking" zone 30m long from 3m past the perambulator ramp toward the premises driveway at the front of 50 Colville Street, Windradyne.

17 **Item 13 LIFELINE CENTRAL WEST NSW AIR SHOW (21.00008)**

That Council endorse the traffic management for the Lifeline Central West Air Show planned for Saturday 14 and Sunday 15 May 2016 to be classified as a class 1 event, subject to conditions as detailed in the Director Engineering Services' report.

TRAFFIC REGISTER

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

That the information be noted.

MEETING CLOSE

19 **MEETING CLOSE**

The Meeting closed at 3.15pm.

DELEGATES REPORTS AND MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

20 APRIL 2016

1 MINUTES - SISTER CITY WORKING PARTY - 29 FEBRUARY 2016 (23.00011)

Recommendation: That the information be noted.

Report: The minutes of the Sister City Working Party held on 29 February 2016 are shown at **attachment 1**.

Financial Implications: N/A

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

36 Item 1 MINUTES - SISTER CITY WORKING PARTY - 29 FEBRUARY 2016
(23.00011)

MOVED: Cr M Coote SECONDED: Cr B Bourke

RESOLVED: That the information be noted.

2 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 9 MARCH 2016 (11.00019)

Recommendation: That the information be noted.

Report: **Present:** Ian North (Chair), Aubin, Coote, Hanger, Morse, Westman

Apologies: Councillors Rush, Bourke and Jennings

1. MITCHELL CONSERVATORIUM (18.00023)

Graham Sattler (Executive Director) and Ben Gelin attended to update Council on the activities of the Conservatorium.

Discussion included:

- Conservatorium operates in 4 Local Government areas - Bathurst is home base.
- Originally requested meeting to discuss purchase of locally crafted instruments. These have now been purchased as a result of a donation received.
- Have recently spoken about seeking increased financial assistance from Council.
- Budget is getting tighter, expected surplus this year is quite small and grant funding is decreasing. Have reduced staff by 1.
- Increase in resources provided to schools is a strain on funding.
- Appreciate current levels of support.
- Would like to investigate potential means for increased financial support - \$10,000 to \$20,000 over 3 years for operational assistance.
- Tabled 2015 Profit & Loss Budget Overview.

2. NSW RURAL FIRE SERVICE CHARGES (18.00023)

Assistant Commissioner and Director Regional Services, Jason Heffernan met with Council to discuss the Volunteer and Support Services (VASS) charge calculation and its effect on Council's contribution to the Rural Fire Fighting Fund (RFFF).

Discussion included:

- Apologised for Commissioner Fitzsimmons being unable to attend.
- Wish to discuss RFFF allocations and funding.
- Asked what are the key issues.

Cr North advised variation to VASS based on Capital equipment

- Spoke to legislative background of RFFF.
- VASS not directly attributable to specific areas.
- No way to identify costs specific to a Council area.
- Based on a mathematical formula - capital items is one variable.
- VASS is weighted towards supporting country areas.
- Local Government NSW undertook a review and decided current situation is best option.
- State budget processes do not line up with Local Government timetables.
- LGNSW has papers on RFFF calculation.

3. DB (BATHURST) ENTERPRISES LTD - KELSO COMMUNITY CENTRE FOOD DISTRIBUTION (21.00101)

David Buckby met with Council to discuss reduction in rent for the use of the Kelso Community Centre kitchen for the purpose of distributing food to the community.

Discussion included:

- Interested in using Kelso Community Centre kitchen for food distribution.
- Used to use Tucker Van - ran out of funding.
- Hoping Council able to reduce rent from \$20 per hour to something more reasonable - say \$5 - \$10 per hour.
- Food will be cooked in town and Kelso Community Centre used for distribution.
- Were distributing 300 meals per week, 40% were children under 12 years of age.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5
- Objective 20: To provide a range of cultural facilities, programs, activities and events and to support and enhance cultural and social activities across the community. Strategy 20.2

MINUTE

**37 Item 2 COUNCILLORS MEETING WITH COMMUNITY
GROUPS/REPRESENTATIVES - 9 MARCH 2016 (11.00019)
MOVED: Cr M Coote SECONDED: Cr B Bourke**

RESOLVED: That the information be noted.

3 MINUTES - BATHURST REGIONAL YOUTH COUNCIL - 8 MARCH 2016 (11.00020)

Recommendation: That Council:

- (a) Note the information; and
- (b) Adopt the membership of the Bathurst Regional Council for 2016, including Benjamin Clayton as Youth Mayor and Lachlan Smith as Deputy Youth Mayor.

Report: The 2016 Youth Council held their first training day and meeting on Tuesday 8 March 2016. The Youth Council elected their new leaders for 2016, Benjamin Clayton was elected as Youth Mayor and Lachlan Smith, Deputy Youth Mayor. The Youth Council considered a number of items at their first meeting including the FREE screening of Disney's "The Jungle Book" for Youth Week, future projects and events as well as nominating six Youth Councillors to undertake a Teen Mental Health First Aid training with members of the headspace Youth Reference group. It is anticipated that this will assist the direction for a collaborative project between the two groups during the year. The Youth Council addressed the following items at their meeting held on 8 March 2016:

- Election of Youth Mayor, Deputy Youth Mayor and Secretaries
- Working Party meetings and project/event ideas for 2016
- Youth Week 2016
- Teen Mental Health First Aid training
- Youth Council facebook page
- Harmony Day 2016

A copy of the minutes from the meeting are provided at **attachment 1**.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

38 Item 3 MINUTES - BATHURST REGIONAL YOUTH COUNCIL - 8 MARCH 2016 **(11.00020)**

MOVED: Cr M Coote SECONDED: Cr W Aubin

RESOLVED: That Council:

- (a) Note the information; and
- (b) Adopt the membership of the Bathurst Regional Council for 2016, including Benjamin Clayton as Youth Mayor and Lachlan Smith as Deputy Youth Mayor.

MINUTE

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

MOVED: Cr I North SECONDED: Cr M Coote

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

There were no representations from the public.

RESOLVED: That:

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

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

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	BATHURST 1000	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	EXPRESSION OF INTEREST - CONVEYANCING SERVICES 2016 - 2019	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.
3	EXPRESSION OF INTEREST RURAL LICENCE AGREEMENT - PART LOT C IN DP158611 LOCATED AT 519 MITCHELL HIGHWAY,	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the

	BATHURST	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	EXPRESSION OF INTEREST RURAL LICENCE AGREEMENT - LOT 6 IN DP1184118 KNOWN AS 2 NORTH STREET PERTHVILLE	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
5	EXPRESSION OF INTEREST RURAL LICENCE AGREEMENT - PART LOT 103 IN DP 1006130 - LAND NEAR EGLINTON BRIDGE	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
6	EXPRESSION OF INTEREST RURAL LICENCE AGREEMENT - PART LOT 7004 DP1002346 - LAND LOCATED OFF HOBSON CLOSE, EGLINTON	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
7	RENEWAL OF RURAL LICENCE AGREEMENT - LOT 23 IN DP701345 AND LOT 24 IN DP 811166 LOCATED ON UPFOLD STREET, GORMANS HILL - BATHURST GREYHOUND	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

	RACING CLUB	open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
8	PROPOSED RENEWAL OF EXISTING TELECOMMUNICATIONS LEASE - PART LOT 2 IN DP1140980 WALMER PARK, BRADWARDINE ROAD, BATHURST - TELSTRA CORPORATION 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.
9	NEW RESIDENTIAL TENANCY AGREEMENT - LOT 2 IN DP1179272 LOCATED 447 CONROD STRAIGHT, MT PANORAMA	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
10	SPORTSMARKETING AUSTRALIA PTY LTD - SPORTING EVENT	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

*** DIRECTOR ENGINEERING SERVICES' REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	TENDER FOR CONSTRUCTION OF THE ADVENTURE PLAYGROUND STAGE 2	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the

		commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	TENDER FOR THE CONSTRUCTION OF TWO RUGBY LEAGUE FIELDS	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	TENDER FOR THE CONSTRUCTION OF TWO AMENITIES BUILDINGS	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 CONFIDENTIAL
MINUTES**

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

20 APRIL 2016

MINUTE

- (a) Item 1 BATHURST 1000 (04.00001)
MOVED: Cr B Bourke SECONDED: Cr M Coote

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

Reason: The V8 Race Experience Group sponsored his 12 Hour Race Car.

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

MINUTE

**(b) Item 2 EXPRESSION OF INTEREST - CONVEYANCING SERVICES 2016
- 2019 (10.00009)**

MOVED: Cr G Westman SECONDED: Cr B Bourke

That Council accepts the Expression of Interest for Conveyancing Services submitted by McIntosh McPhillamy & Co Legal Services, King Cain Solicitors, Cunninghams - The Law Practice and Kenny Spring Solicitors for a period of three (3) years commencing on 17 May 2016 and concluding on 16 May 2019 as detailed in the report.

MINUTE

(c) Item 3 EXPRESSION OF INTEREST RURAL LICENCE AGREEMENT - PART LOT C IN DP158611 LOCATED AT 519 MITCHELL HIGHWAY, BATHURST (22.05345)

MOVED: Cr M Coote SECONDED: Cr J Jennings

That Council approves entering into a new Rural Licence Agreement with Ms Rebecca Fletcher for Lot C in DP158611 located at 519 Mitchell Highway Bathurst for a period of three (3) years as detailed in the report.

MINUTE

**(d) Item 4 EXPRESSION OF INTEREST RURAL LICENCE AGREEMENT -
LOT 6 IN DP1184118 KNOWN AS 2 NORTH STREET PERTHVILLE (22.05810)
MOVED: Cr I North SECONDED: Cr M Coote**

That Council approves entering into a new Rural Licence Agreement with Mr Terrence Renshaw for Lot 6 in DP1184118 located at 2 North Street Perthville for a period of three (3) years as detailed in the report.

MINUTE

**(e) Item 5 EXPRESSION OF INTEREST RURAL LICENCE AGREEMENT -
PART LOT 103 IN DP 1006130 - LAND NEAR EGLINTON BRIDGE (21.00022)**

MOVED: Cr I North SECONDED: Cr M Coote

That Council approves entering into a new Rural Licence Agreement with Paul and Michelle Mercieca for part Lot 103 in DP1006130 located near the Eglinton Bridge for a period of three (3) years as detailed in the report.

MINUTE

(f) Item 6 EXPRESSION OF INTEREST RURAL LICENCE AGREEMENT - PART LOT 7004 DP1002346 - LAND LOCATED OFF HOBSON CLOSE, EGLINTON (22.01170)

MOVED: Cr I North SECONDED: Cr M Coote

That Council approves entering into a new Rural Licence Agreement with Ms Cheree Maloney for part Lot 7004 in DP1002346 located off Hobson Close Eglinton for a period of three (3) years as detailed in the report.

MINUTE

(g) Item 7 RENEWAL OF RURAL LICENCE AGREEMENT - LOT 23 IN DP701345 AND LOT 24 IN DP 811166 LOCATED ON UPFOLD STREET, GORMANS HILL - BATHURST GREYHOUND RACING CLUB (22.09990)
MOVED: Cr B Bourke SECONDED: Cr W Aubin

That Council approves entering into a new Rural Licence Agreement with the Bathurst Greyhound Racing Club for Lot 23 in DP 701345 and Lot 24 in DP811166 located on Upfold Street, Gormans Hill for a period of five (5) years as detailed in the report.

MINUTE

(h) Item 8 PROPOSED RENEWAL OF EXISTING TELECOMMUNICATIONS LEASE - PART LOT 2 IN DP1140980 WALMER PARK, BRADWARDINE ROAD, BATHURST - TELSTRA CORPORATION LIMITED (04.00068)

MOVED: Cr W Aubin SECONDED: Cr M Coote

That Council approves entering into a new Lease agreement with Telstra Corporation Limited (through their agent Infrastructure Acquisition Services Pty Limited) for part Lot 2 in DP1140980 known as Walmer Park for a period of five (5) years with three consecutive five (5) year options as detailed in the report.

MINUTE

**(i) Item 9 NEW RESIDENTIAL TENANCY AGREEMENT - LOT 2 IN
DP1179272 LOCATED 447 CONROD STRAIGHT, MT PANORAMA (22.06279)
MOVED: Cr I North SECONDED: Cr M Coote**

That Council approve entering into a new Residential Tenancy Agreement for Lot 2 in DP1179272 known as 447 Conrod Straight, Mt Panorama for a period of six (6) months as detailed in the report.

MINUTE

**(i) Item 10 SPORTSMARKETING AUSTRALIA PTY LTD - SPORTING
EVENT (10.00001)**

MOVED: Cr M Coote SECONDED: Cr W Aubin

That Council not enter into an agreement with Sportsmarketing Australia Pty Ltd for Council to host the 2016 School Sport Australia Combined Touch Championships for under 12 boys and girls and under 15 boys and girls.

DIRECTOR ENGINEERING SERVICES' CONFIDENTIAL MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

20 APRIL 2016

MINUTE

(k) Item 1 TENDER FOR CONSTRUCTION OF THE ADVENTURE PLAYGROUND STAGE 2 (36.00584)

MOVED: Cr G Westman SECONDED: Cr M Coote

That Council, in accordance with the Director Engineering Services' report:

- (a) decline to accept any of the submitted tenders, and
- (b) invite fresh tenders in accordance with clause 167 of the Local Government (General) Regulation, based on modified specification details.

MINUTE

(I) Item 2 TENDER FOR THE CONSTRUCTION OF TWO RUGBY LEAGUE FIELDS (36.00586)

MOVED: Cr B Bourke SECONDED: Cr J Jennings

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

Reason: One of the tenderers is a relation of partner.

The Mayor, Cr Rush vacated the Chair.

The Deputy Mayor, Cr North took the Chair.

That Council accept the tender of Central West Civil Pty Ltd in the amount of \$1,195,280.50 (incl. GST) for the construction of two rugby league fields at Hereford Street, Bathurst, subject to adjustments and provisional items.

MINUTE

(m) Item 3 TENDER FOR THE CONSTRUCTION OF TWO AMENITIES BUILDINGS (36.00587)

MOVED: Cr I North SECONDED: Cr G Westman

That Council accept the tenders of -

- (a) Tablelands Builders Pty Ltd for Separable Portion A in the amount of \$476,115.20 (incl. GST) for the construction of an amenities building, a pedestrian footbridge and a water storage facility for an irrigation system at Ralph Cameron Oval, Raglan, subject to adjustments and provisional items.
- (b) Tablelands Builders Pty Ltd for Separable Portion B in the amount of \$303,583.50 (incl. GST) for the construction of an amenities building at Carrington Park, Bathurst, subject to adjustments and provisional items.

MINUTE

40 **RESOLVE INTO OPEN COUNCIL**
MOVED: Cr I North SECONDED: Cr M Coote

RESOLVED: That Council resume Open Council.

MINUTE

41 ADOPT REPORT OF THE COMMITTEE OF THE WHOLE
MOVED: Cr W Aubin SECONDED: Cr I North

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

MINUTE

42 MEETING CLOSE

The Meeting closed at 8.08 pm.

CHAIRMAN: _____