



POLICY COMMITTEE

27 November 2013

His Worship the Mayor & Councillors

**Notice of Policy Committee Meeting of Bathurst Regional Council - Wednesday, 4 December 2013**

I have to advise that a **Policy Committee Meeting** will be held in the Council Chambers on Wednesday, 4 December 2013 commencing at 6.00 pm.

A handwritten signature in blue ink, appearing to read 'DJS', is positioned above the typed name.

D J Sherley  
**GENERAL MANAGER**

# **BUSINESS AGENDA**

## **POLICY COMMITTEE**

**TO BE HELD ON WEDNESDAY, 4 DECEMBER 2013**

**1. 6:00 PM - MEETING COMMENCES**

**2. APOLOGIES**

**3. REPORT OF PREVIOUS MEETING**

\* MINUTES - POLICY COMMITTEE MEETING - 6 NOVEMBER 2013

**4. 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.

**5. MAYORAL MINUTE**

\* BATHURST COMMUNITY HEALTH COMMITTEE

**6. RECEIVE AND DEAL WITH DIRECTORS' REPORTS**

\* DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT

\* GENERAL MANAGER'S REPORT

**7. GENERAL BUSINESS**

**8. DISCUSSION FORUM - DEVELOPMENT APPLICATION SUBMISSIONS - Nil**

**9. DISCUSSION FORUM OTHER - Nil**

**10. MEETING CLOSE**

## MINUTE

### 1 MEETING COMMENCES

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

**MINUTE**

**2 MINUTE SILENCE**

**The Mayor** observed a minute silence to honour the passing of former Mayor and long term Councillor, Mr Les Wardman.

**MINUTE**

**3     APOLOGIES**

Nil

**REPORT OF PREVIOUS MEETING**

POLICY COMMITTEE

**1 MINUTES - POLICY COMMITTEE MEETING - 6 NOVEMBER 2013 (07.00064)**

**Recommendation:** That the Minutes of the Policy Committee Meeting held on 6 November 2013 be adopted.

**Report:** The Minutes of the Policy Committee Meeting held 6 November 2013, are attached.

**Financial Implications:** N/A

**Bathurst 2036 Community Strategic Plan - Objectives and Strategies**

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

**MINUTE**

**4**     Item 1   MINUTES - POLICY COMMITTEE MEETING - 6 NOVEMBER 2013  
(07.00064)

**MOVED: Cr I North SECONDED: Cr W Aubin**

**RESOLVED:** That the Minutes of the Policy Committee Meeting held on 6 November 2013 be adopted.



**MINUTES OF THE POLICY COMMITTEE**  
**HELD ON 6 NOVEMBER 2013**

**MEETING COMMENCES**

**1 MEETING COMMENCES 6:00 PM**

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

**APOLOGIES**

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

**RESOLVED:** That the apologies from Crs Aubin, Hanger, Morse be accepted and leave of absence granted.

**REPORT OF PREVIOUS MEETING**

**3 Item 1 MINUTES - POLICY COMMITTEE MEETING - 9 OCTOBER 2013**  
**(07.00064)**  
**MOVED** Cr G Westman and **SECONDED** Cr I North

**RESOLVED:** That the Minutes of the Policy Committee Meeting held on 9 October 2013 be adopted.

**DECLARATION OF INTEREST**

**4 DECLARATION OF INTEREST 11.00002**  
**MOVED** Cr G Westman and **SECONDED** Cr I North

**RESOLVED:** That the Declaration of Interest be noted.

**RECEIVE AND DEAL WITH DIRECTORS' REPORTS**

**Director Environmental Planning & Building Services' Report**

- 5** **Item 1 OPERATION OF TOURIST AND VISITOR ACCOMMODATION ESTABLISHMENTS (11.00003)**  
**MOVED** Cr I North and **SECONDED** Cr M Coote

**RESOLVED:** That Council:

- (a) place the Operation of Tourist and Visitor Accommodation Establishments Policy, including: backpackers' accommodation, bed and breakfast accommodation, eco-tourist facilities, farm stay accommodation and serviced apartments on public exhibition for a period of 28 days,
- (b) if no submissions are received, adopt the Policy; and
- (c) note that the Policy will not come into effect until the gazettal of the Bathurst Regional Local Environmental Plan 2013.

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

- 6** **Item 1 WHITE ROCK PROGRESS ASSOCIATION - APPOINTMENT OF DUTY COUNCILLOR (18.00292)**  
**MOVED** Cr M Coote and **SECONDED** Cr J Jennings

**RESOLVED:** That Council appoint Cr North as Duty Councillor, with Cr Bourke as alternate, to the White Rock Progress Association.

- 7** **Item 2 REPORT OF AUDIT AND RISK MANAGEMENT COMMITTEE - 2 OCTOBER 2013 (07.00096)**  
**MOVED** Cr M Coote and **SECONDED** Cr J Jennings

**RESOLVED:** That the information be noted.

#### **General Manager's Report**

- 8** **Item 1 CODE OF CONDUCT COMPLAINTS - OCTOBER 2012 TO 30 SEPTEMBER 2013 (07.00088)**  
**MOVED** Cr G Westman and **SECONDED** Cr J Jennings

**RESOLVED:** That the information be noted.

## GENERAL BUSINESS

### 9 BATHURST BASE HOSPITAL (07.00095, 22.01047)

**Cr Jennings** - asked could Council make approaches to the State Government with regard to proposed cuts to Bathurst Health Services. Understands Bathurst Hospital's front line staff will be reduced, has been told over 15 positions will go.

**The Mayor** referred to the meeting the Mayor and Deputy Mayor held with the Health Regions CEO and Bathurst Hospital General Manager this week concerning services provided and future directions.

The Mayor advised that the discussions included the following:

- level of quality of Bathurst Health Services is excellent
- sought assurances that there would be no decrease in service levels, no decrease in full time staff and that the quality of health cover currently provided will remain
- there will be ongoing discussions with administration and the Medical Staff Council of Bathurst Hospital
- three anaesthetists, 1 orthopaedic surgeon and 1 physician are in the process of being appointed to Bathurst
- potentially may achieve better service levels than currently exist

**The Deputy Mayor** also spoke to issues discussed at the meeting.

### 10 Item 2 WI-FI CBD AREAS (08.00005)

**Cr Jennings** - enquired about Wi-Fi being made available in CBD, could consideration be given to this?

**The Mayor** advised that at the Strategy Workshop it was agreed that this would not be pursued, but the option to visit or review this or any other issue is always open to Councillors.

### 11 Item 3 LIVE STREAMING OF COUNCIL MEETINGS (11.00005)

**Cr Jennings** - asked could this be investigated for our Council meetings?

**The Mayor** noted that this could be investigated.

**12**      **Item 4 SNAP, SEND, SOLVE APP (08.00005)**

**Cr Jennings** - asked could an investigation be made into the use of this App, as will help with customer requests of Council. Allows GPS location to be provided to Council.

**The Mayor** spoke of the potential benefits of the App and that an investigation would be undertaken.

**13**      **Item 5 ORANGE ROAD TRUCKS USING AIRBRAKES AT ROUNDABOUT (13.00021)**

**Cr Coote** - asked can signage be put up to request trucks not to use airbrakes at this roundabout.

**The Director Engineering Services** will investigate this matter with Roads & Maritime Services (RMS).

**14**      **Item 6 GEORGE ST STREETLIGHTS (25.00007)**

**Cr Coote** - noted these have not been working for the last couple of nights.

**The Director Engineering Services** requested details of section involved to be able to investigate the matter.

**15**      **Item 7 CYCLEWAYS FUNDING (28.00003)**

**Cr Coote** - asked do we do 50:50 funding with State Government on cycleways.

**The Director Engineering Services** advised that Council is involved in this program.

**16**      **Item 8 ROUNDABOUTS (28.00004)**

**Cr Coote** - advised plant growth is very high in some locations, could Council look at trimming this growth.

**17**      **Item 9 F1 EVENT AT MOUNT PANORAMA (04.00009)**

**Cr Coote** - asked can Council look at getting F1 here for a promotional event, like the former previously held Vodafone event.

**The Mayor** advised that the 2015 Committee is pursuing this possibility.

**18**      **Item 10 BUSINESS CLOSURES (18.00027)**

**Cr North** - asked could we look at getting various businesses to come to Council when problems are occurring. We need to ensure interaction occurs to keep open dialogue, because at times we may be able to help.

**The Mayor** spoke of Council's Strategic Workshop and the proposed "Getting to Know You" program and the Business Workshops currently being held.

**19**      **Item 11 ROUNDABOUTS (28.00004)**

**Cr North** - advised that because of the volume of traffic coming from the highway down Piper Street the corner of Rankin Street/Piper Street has a number of near misses. Could a roundabout be looked at for this corner?

**20**      **Item 12 RAILWAY PRECINCT (22.00159)**

**Cr Bourke** - asked is there an update on this area, particularly with the old half burnt building.

**The Director Environmental, Planning & Building Services** spoke to meetings with Railway group, they are investigating the status of the building and its retention or demolition.

**21**      **Item 13 BERRY PARK (04.00065)**

**Cr Bourke** - advised this area is becoming a haven for groups having wild parties. This is causing problems, can something be done? Perhaps Council should look at putting in an alcohol free zone. Damage to the park is occurring.

**The Director Cultural & Community Services** spoke to process of putting in an alcohol free area. At this time Police have not raised an issue for this area. Can be pursued and the matter could be investigated as to viability of alcohol free area.

**22**      **Item 14 BUSHFIRE APPEAL (18.00004)**

**Cr Bourke** - thanked Council for its assistance with the Appeal process. Target is around \$10,000 - \$12,000 after the auction. The people of Bathurst deserve a pat on the back for their work over recent years in raising funds for various causes.

**MEETING CLOSE**

**23**      **MEETING CLOSE**

The Meeting closed at 6.43 pm.

**CHAIRMAN:** \_\_\_\_\_

**Date:** \_\_\_\_\_ **(20 November 2013)**

**MINUTE**

- 5     **DECLARATION OF INTEREST 11.00002**  
      **MOVED: Cr M Coote SECONDED: Cr B Bourke**

**RESOLVED:** That the Declaration of Interest be noted.

**MAYORAL MINUTE AND MINUTES**

POLICY COMMITTEE  
4 DECEMBER 2013



## **1 BATHURST COMMUNITY HEALTH COMMITTEE (18.00035)**

**Recommendation:** That Council:

- (a) Establish the Bathurst Community Health Committee as a Section: 355 Committee of Council in accordance with the report.
- (b) Enact the resolution immediately.

**Report:** Councillors will be aware of the ongoing discussion concerning the operations of Bathurst Base Hospital and the provision of Health Services to the region.

On Monday a Health Forum was held to discuss issues of concern to the community. The meeting was constructive and highlighted the benefit of a collaborative approach to achieving the best outcomes for the Bathurst Region and surrounding areas.

To maintain the momentum generated through recent discussions, it is proposed that Bathurst Regional Council create a Bathurst Community Health Committee. The Committee's role would be:

*"To make representation on behalf of the community, with respect to health services provided in the Bathurst Region. This includes working in partnership with others to promote and improve the health of the community".*

This Committee will facilitate all stakeholders, including hospital staff, the Western New South Wales Local Health District (WNSWLHD) and the community in working towards a common goal. The Committee will provide an alternative voice on health issues of concern.

It is proposed that the Committee will consist of the following membership structure:-

Mayor Bathurst Regional Council (Chair)  
Deputy Mayor Bathurst Regional Council  
Bathurst Health Council x 2  
Bathurst Business Chamber x 1  
Daffodil Cottage x 1  
Combined Pensioners and Superannuants Association x 2  
NSW Nurses and Midwives x 2  
Health Services Union x 2  
Medicare Local x 2  
Local Member (State Parliament) x 1  
WNSWLHD x 1  
Bathurst Medical Staff Council x 2  
Bathurst Hospital Executive x 1  
Charles Sturt University

The CEO WNSWLHD will be invited to attend meetings of the Committee, but will not be a member of the Committee.

The Committee will initially meet to discuss the terms of reference of the Independent Review and make recommendations accordingly.

**Financial Implications:** Costs of administering the Committee will be contained within existing governance budgets.

### **Bathurst 2036 Community Strategic Plan - Objectives and Strategies**

- Objective 25: To support the provision of high quality medical care that meets the needs of the Bathurst community. Strategy 25.3, 25.4
- Objective 21: To support the provision of community services and facilities to meet the needs of specific community sectors and the community as a whole. Strategy 21.3
- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.7

Yours faithfully

A handwritten signature in black ink, appearing to read 'Gary Rush', with a long horizontal flourish extending to the right.

Gary Rush  
**MAYOR OF BATHURST**

## MINUTE

**6     Item 1   BATHURST COMMUNITY HEALTH COMMITTEE (18.00035)**  
**MOVED: Cr G Rush SECONDED: Nil**

**RESOLVED:** That:

- (a) Council establish the Bathurst Community Health Committee as a Section 355 Committee of Council in accordance with the report.
- (b) The Committee's Role be defined as; *"To make representation on behalf of the community with respect to health services provided in the Bathurst Region. This includes working in partnerships with others to promote and improve the health service provided to the community."*
- (c) Council enact the resolution immediately.

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

POLICY COMMITTEE

4 DECEMBER 2013

## **1 ICAC INVESTIGATION REPORT - OPERATION JAREK (46.00075, 46.00117)**

**Recommendation:** That the information be noted.

**Report:** As Councillors are aware, the ICAC Investigation (Operation Jarek) was concluded in late 2010 with a number of recommendations resulting.

Council has reviewed the recommendations and shown at **attachment 1** is an update on Council's implementation of these recommendations.

**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 33: To be and develop good leaders. Strategy 33.5

**MINUTE**

**7 Item 1 ICAC INVESTIGATION REPORT - OPERATION JAREK (46.00075, 46.00117)**

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

**RESOLVED:** That the information be noted.

Yours faithfully



R Roach  
**DIRECTOR**  
**CORPORATE SERVICES & FINANCE**

**GENERAL MANAGER'S REPORT AND MINUTES**

POLICY COMMITTEE

4 DECEMBER 2013

## **1 SENIOR STAFF CONTRACTS (19.00030)**

**Recommendation:** That the information be noted.

**Report:** The provisions of Section 339 of the Local Government Act (1993), requires that, "The General Manager must, at least once annually, report to the Council on the contractual conditions of senior staff."

The only staff position that is appointed by the governing body of Council is that of the General Manager. The position of General Manager is a senior staff position under Section 334(1) of the Local Government Act (1993).

The General Manager is responsible for the appointment of all other staff (including senior staff) in accordance with the organisation structure and resources approved by the Council's governing body.

The following staff are employed as senior staff:

- General Manager
- Director Corporate Services & Finance
- Director Engineering Services
- Director Environmental Planning & Building Services, and,
- Director Cultural & Community Services

Each senior staff member is employed on a five year fixed term performance based contract. Employment Contracts are in accordance with the Department of Local Government's Standard contracts for General Managers and Senior Staff.

Performance of senior staff is reviewed annually by the General Manager. A sub-committee of Council undertakes the performance review of the General Manager, which is reported to the full Council.

All contracts have the same conditions, which include four (4) weeks annual leave (cumulative), three (3) weeks sick leave (cumulative), long service leave in accordance with the Local Government Award, public holidays as gazetted and motor vehicle included in the salary package.

**Financial Implications:** Staff costs are provided for in the Council's adopted budget.

### **Bathurst 2036 Community Strategic Plan - Objectives and Strategies**

- Objective 33: To be and develop good leaders. Strategy 33.5
- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.6



**MINUTE**

- 8 **Item 1 SENIOR STAFF CONTRACTS (19.00030)**  
**MOVED: Cr J Jennings SECONDED: Cr M Coote**

**RESOLVED:** That the information be noted.

Yours faithfully



D J Sherley  
**GENERAL MANAGER**

**GENERAL BUSINESS MINUTES**

POLICY COMMITTEE

## MINUTE

### 9 Item 1 RAILWAY PRECINCT (22.00159)

**Cr Bourke** - asked is there a possibility that Council could organise a meeting with the Railway group to discuss various issues, particularly the heritage buildings on the site.

**MINUTE**

**10     Item 2     KEPPEL STREET (DA2013/0290)**

**Cr Bourke** - expressed concern at current changes to paper shop building in Keppel Street. Feels the work is inappropriate for the area. Also queried about the staging of the works and the timing that occurred.

**The Acting Director Environmental Planning & Building Services** advised that the Heritage Advisor is consulted on these proposed developments. Spoke to processes in place and standards in DCP that are set.

**MINUTE**

**11    Item 3    OMBUDSMAN LETTER - LAND BALLOT (20.00009)**

**Cr North** - referred to matter of land ballot and processes in place. Noted Ombudsman not taking any further action.

**MINUTE**

**12 Item 4 DIRTY WATER & MANGANESE ISSUE - 4 DECEMBER 2013 (32.00119)**

**Cr North** - asked for information to be provided to Councillors more promptly than has occurred. Thanked Engineering staff for their efforts.

**The Director Engineering Services** provided advice on the current dirty water problem in terms of pumping and reservoir operations. Staff have been out all day flushing the system. Manganese is in Council's water supply, and in high demand periods causes problems. Noted manganese removal program currently in place and capital funding provided.

**MINUTE**

**13    Item 5    HOSPITAL COMMUNITY MEETING (22.01047)**

**Cr North** - spoke to meeting on Monday night and issue of closing beds. Asked could a letter be sent to the Premier and Health Minister asking for closure of beds to be put on hold.

**MINUTE**

**14    Item 6    ELECTRICITY COSTS (16.00007)**

**Cr North** - asked when will Council get a report on electricity consumption and possible energy sourcing directions.

**The General Manager** advised this will be part of the budget process. Spoke to initiatives already put in place.



**MINUTE**

**15    Item 7    SONY DEAL - MOUNT PANORAMA (04.00003)**

**Cr Aubin** - spoke of this fantastic opportunity for Mount Panorama. Need upgrade of Marketing Plan for Mount Panorama as the last plan was done 10 years ago.

**MINUTE**

**16    Item 8    DIRTY WATER MANGANESE PROBLEM (32.00119)**

**Cr Coote** - spoke to concerns with manganese problem and has had a local plumber suggest high flow filters can be put in place.

**The Director Engineering Services** spoke to manganese removal process being implemented.

**MINUTE**

**17    Item 9    TREES IN DURHAM STREET (25.00089)**

**Cr Coote** - asked as Council has refused removal of the tree, what is the next step.

**The Director Engineering Services** advised Council will remove existing footpath and try to make it the best that technically can be implemented.

**MINUTE**

**18    Item 10    ROUND-A-BOUTS (28.00004)**

**Cr Coote** - advised people have continued to express concerns at sight distances around round-a-bouts.

**Cr Aubin** spoke of processes in place and reasoning for plantings to slow traffic down .

**The Director Engineering Services** noted standards in place and reviews that are occurring into these standards.

**MINUTE**

**19 Item 11 MOUNT PANORAMA SIGN (04.00019)**

**Cr Coote** - enquired what the cost of putting a "Bathurst" sign under the Mount Panorama sign would be.

**The Director Engineering Services** advised prices vary whether temporary or permanent signage is installed, for example a temporary sign would cost around \$5,000, but would need to be redone for each event.

**MINUTE**

**20 Item 12 SPONSORSHIPS PRECINCTS/ROADS AT MOUNT PANORAMA  
(20.00020)**

**Cr Coote** - noted he would like to see the Marketing Plan updated to include additional commercial opportunities at Mount Panorama, for example naming of roads.

**MINUTE**

**21    Item 13    NOTIFICATIONS ON DEVELOPMENT APPLICATIONS (20.00003)**

**Cr Westman** - asked did Council get any feedback on this.

**The Acting Director Environmental Planning & Building Services** spoke to LEP/DCP meeting due 16 December 2013. The report will deal with any submissions on notification processes. Main requests were from Hill End.

**MINUTE**

**22    Item 14    GRAND TURISMO LAUNCH (04.00003)**

**Cr Westman** - queried how discussions and negotiations went on this launch.

**The Mayor** spoke to the negotiations that occurred, copies of games, exposure of Mount Panorama, Shane Jacobson's attendance, future economic opportunities at Mount Panorama, consoles made available.



**MINUTE**

**23    Item 15    DEVELOPMENT APPLICATION - MR HACKETT (DA2013/0323)**

**Cr Morse** - advised has received approaches concerning this DA, asked what is occurring on this.

**The Deputy Mayor** noted a report is coming to the next meeting of Council.

**MINUTE**

**24    Item 16    COUNCIL MEETINGS - BINS IN FOYER (11.00005)**

**Cr Morse** - asked could bins be removed from the foyer on Council meeting nights.

**The General Manager** advised process will be put in place. Also noted prices on replacing carpet in the foyer area are currently being sought.

**MINUTE**

**25    Item 17    KEPPEL STREET NEWSAGENT DEVELOPMENT APPLICATION**  
**(DA2013/0290)**

**Cr Jennings** - expressed concern at the process and would like further information.

**MINUTE**

**26    Item 18    ENERGY BILLS (16.00007)**

**Cr Jennings** - would be interested in looking at current position and then future options over, for example a 30 year time frame. Noted The Rocks renewable energy program in place in Sydney. We should look at self-supply and other options.

**MINUTE**

**27    Item 19    MARKETING STRATEGY MOUNT PANORAMA (20.00020)**

**Cr Jennings** - spoke to the need for the plan to be reviewed, Sony game and YouTube links and other commercial opportunities.

**MINUTE**

**28    Item 20    AUSSIE DISPOSAL SIGN - WILLIAM STREET (22.14962)**

**Cr Hanger** - asked where the matter is at.

**The Acting Director Environmental Planning & Building Services** spoke to process in place and letters sent.

**MINUTE**

**29 Item 21 AMALGAMATION REPORT INDEPENDANT LOCAL GOVERNMENT  
REVIEW PANEL (18.00145)**

**Cr Hanger** - asked where is the report up to.

**The General Manager** noted the report is with the Minister, timing of release is not yet known.

**MINUTE**

**30     MEETING CLOSE**

The Meeting closed at 7.28 pm.

**CHAIRMAN:** \_\_\_\_\_

**Date:** \_\_\_\_\_ **(5 February 2014)**