



POLICY COMMITTEE

27 April 2011

His Worship the Mayor & Councillors

I have to advise that a **Policy Committee Meeting** will be held in the Council Chambers on Wednesday, 4 May 2011 commencing at 5.00 pm.

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

D J Sherley
GENERAL MANAGER

BUSINESS AGENDA

POLICY COMMITTEE

TO BE HELD ON WEDNESDAY, 4 MAY 2011

1. 5PM MEETING COMMENCES
2. APOLOGIES
3. REPORT OF PREVIOUS MEETING
 - * Minutes - Policy Committee Meeting - 6 April 2011
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. RECEIVE AND DEAL WITH DIRECTORS' REPORTS
 - * Director Corporate Services & Finance's Report
 - * General Manager's Report
6. GENERAL BUSINESS
7. DISCUSSION FORUM - DEVELOPMENT APPLICATION SUBMISSIONS - Nil
8. DISCUSSION FORUM OTHER - Nil
9. MEETING CLOSE

MINUTE

1 MEETING COMMENCES

Present: Councillors North (Chair), Aubin, Bourke, Carpenter, Hanger, Morse, Westman

In attendance: General Manager, Director Corporate Services & Finance, Director Engineering Services, Director Cultural & Community Services, Director Environmental Planning & Building Services, Manager Corporate Governance, Manager Financial Services, Management Accountant, Manager Recreation, Manager Environment, Sustainability Strategy Officer, Manager Water & Waste, Parks Operations Manager.

MINUTE

2 APOLOGIES
MOVED: B Bourke SECONDED: W Aubin

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

POLICY COMMITTEE
REPORT OF PREVIOUS MEETING

**REPORT OF PREVIOUS MEETING TO THE POLICY COMMITTEE MEETING HELD ON 4
MAY 2011**

General Manager
Bathurst Regional Council

1 MINUTES - POLICY COMMITTEE MEETING - 6 APRIL 2011 (07.00064)

Recommendation: That the Minutes of the Policy Committee Meeting held on 6 April 2011 be adopted.

Report: The Minutes of the Policy Committee Meeting held 6 April 2011, are attached.

Financial Implications: N/A

MINUTE

3 Item 1 MINUTES - POLICY COMMITTEE MEETING - 6 APRIL 2011 (07.00064)

MOVED: G Westman SECONDED: T Carpenter

RESOLVED: That the Minutes of the Policy Committee Meeting held on 6 April 2011 be adopted.

MINUTES OF THE POLICY COMMITTEE
HELD ON 6 APRIL 2011

5PM MEETING COMMENCES

1 MEETING COMMENCES

Present: Councillors Toole (Chair), Aubin, Bourke, Carpenter, Hanger, North Thomson, Westman.

In attendance: General Manager, Director Corporate Services & Finance, Director Cultural & Community Services, Director Environmental Planning & Building Services, Director Engineering Services, Manager Corporate Governance, Manager Recreation, Manager Water & Waste, Manager Environment, Sustainability Strategy Officer, Environmental Officers (2), Development Control Planners (2).

APOLOGIES

2 APOLOGIES

MOVED Cr B Bourke

and **SECONDED** Cr I North

RESOLVED: That the apology from Cr Morse be accepted and leave of absence granted.

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - POLICY COMMITTEE MEETING - 2 MARCH 2011 (07.00064)

MOVED Cr G Hanger

and **SECONDED** Cr W Aubin

RESOLVED: That the Minutes of the Policy Committee Meeting held on 2 March 2011 be adopted.

DECLARATION OF INTEREST

4 DECLARATION OF INTEREST 11.00002

MOVED Cr R Thompson

and **SECONDED** Cr G Westman

RESOLVED: That the Declaration of Interest be noted.

RECEIVE AND DEAL WITH DIRECTORS' REPORTS

General Manager's Report

5 Item 1 COMMUNITY STRATEGIC PLAN - INTEGRATED PLANNING & REPORTING FRAMEWORK - COMMUNITY ENGAGEMENT STRATEGY (02.00003, 41.00089)

MOVED Cr G Westman

and **SECONDED** Cr I North

This is page 1 of Minutes of the Policy Committee held on 6 April 2011.

General Manager

Page 8
Mayor

RESOLVED: That Council:

(a) Note the report

(b) Adopt:

(1) Policy: Community Engagement Strategy

(2) Draft Community Engagement Strategy.

GENERAL BUSINESS

6 BOLLARDS AT TRINITY HEIGHTS - CAR SALES (25.00031)

Cr Bourke - thanked Council for installing bollards. Spoke to parking of cars for sale, is an issue that needs to be addressed. Spoke of potential site at Edgell Lane which could be used.

7 SOCCER COMPLEX PROPOSAL (04.00044, 18.00175)

Cr North - spoke to meeting held with local representatives and the Football Federation Australia representative and Council to discuss future options. Report will come to Council.

8 VEGETATION ON ROUNDABOUTS (28.00004)

Cr Aubin - asked does Council have a Policy on this.

The Director Engineering Services spoke about sight lines and trimming when excessive growth occurs.

9 BEAUTIFICATION ENTRANCES (20.00168)

Cr Aubin - asked where are we at with this issue. Could we treat weeds on islands and paint the islands.

The Director Environmental Planning & Building Services noted signage will be part of the economic strategy which will come to Council around June/July 2011.

The Director Engineering Services advised Council does not paint traffic islands, due to future costs and maintenance.

10 ADMINISTRATION BUILDING CLOCK (21.00036)

Cr Aubin - asked when is replacement clock due to arrive.

The Director Corporate Services & Finance advised that clock will be here soon.

11 CAR SALES - PRIVATE VEHICLES (28.00021)

Cr Aubin - asked can we have a report on possible locations where private car sales could go.

12 **CORNER KEPPEL/BENTINCK STREETS (25.00039)**

Cr Carpenter - asked where are we at with this matter.

The Director Engineering Services advised has spoken to shop owner. Council awaiting a quote and advice from Essential Energy.

13 **NEW RAILWAY BRIDGE (31.00010)**

Cr Carpenter - asked about concerns re cleaning and repairing of this area. Sought status of discussions with State Rail Authority.

The Director Engineering Services advised ongoing discussions are being held with State Rail Authority.

14 **ABORIGINAL WORKING PARTY (09.00031)**

Cr Carpenter - advised that this new group will be holding a launch session on 7 April 2011 at the Art Gallery.

DISCUSSION FORUM - DEVELOPMENT APPLICATION SUBMISSIONS

15 **Item 1 DEVELOPMENT APPLICATION NO 2010/0945 – RESTORATION OF EXISTING “ALL HALLOWS” BUILDING AND CONSTRUCTION OF STUDENT ACCOMMODATION COMPLEX AT 42 LLOYDS ROAD, SOUTH BATHURST. APPLICANT: DIONYSUS GROUP PTY LTD. OWNER: INDIGENOUS BUSINESS AUSTRALIA) (2010/0945)**

The Director Environmental Planning & Building Services gave an introduction on the proposal received.

Discussion included:

Robert Rawlings (representing 13 people who signed a petition)

Spoke to issues and/or responses by applicant on:

1. Problems that exist, e.g. flooding, stormwater and impact on Willman Place and Lloyds Road. The development will have an adverse impact.
2. Vandalism problems offsite and onsite, and noise problems.
3. Parking is short of what is needed. Up to 90% of students will have cars. There will be over 490 students accommodated. This level is dangerously inadequate.

4. LEP Clause 23 & 24 and s:79C of the Act. Spoke to requirements of the LEP and the Act. Matters included heritage impact, heights (elevation), size, form, scale and architecture issues.
5. Spoke of role of Councillors and the question of what is "temporary" accommodation and linkage to Mount Panorama Act. Feels students are not "temporary" but rather "permanent" tenants.
6. Spoke to 50 decibel restriction and its impact.
7. Referred to previous history of the site and prior proposals.
8. Made allegations of institutional discrimination potentially by Council.

Geoff Fry (2nd Circuit Action Group) - expressed concern at 50 decibel zone that exists. Development may jeopardise future use of the Mount, if noise complaints are received into the future. Concern that area is zoned residential and this may not allow this type of development.

Dion Killiby (Development Manager of the project) - Spoke to development and noted not here on behalf of CSU. Believes this provides opportunity to increase accommodation in an educational precinct. Spoke to vision for the site and maintenance of heritage values. The project is about enhancing the education experience. The development will be staged and behaviours will be managed. All issues can be addressed, that have been raised. Mentioned on site living management, safety issues, vegetation, site layout, apartment styles, off-street car parking. Site is 4 ha and there is a large buffer to residences.

Key areas:

- Addresses student accommodation shortage.
- Ideal location.
- Reduces pressure on tight residential market.
- Complements CSU and education needs.
- Allows maintaining of a heritage item.

Seeks Council support for the development.

MEETING CLOSE

16 MEETING CLOSE

The Meeting closed at 5.52 pm.

CHAIRMAN: _____

Date: _____ **(20 April 2011)**

MINUTE

- 4** **DECLARATION OF INTEREST 11.00002**
MOVED: B Bourke **SECONDED: G Hanger**

RESOLVED: That the Declaration of Interest be noted.

POLICY COMMITTEE
DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT
4 MAY 2011

**DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT TO THE POLICY
COMMITTEE MEETING HELD ON 4 MAY 2011**

General Manager
Bathurst Regional Council

**1 REPORT OF AUDIT AND RISK MANAGEMENT COMMITTEE - 23 MARCH 2011
(07.00096)**

Recommendation: That the information be noted.

Report: The minutes of the Bathurst Regional Council Audit and Risk Management Committee Meeting held on 23 March 2011 are shown at **attachment 1**,

Financial Implications: Nil.

MINUTE

5 Item 1 REPORT OF AUDIT AND RISK MANAGEMENT COMMITTEE - 23
MARCH 2011 (07.00096)

MOVED: B Bourke SECONDED: M Morse

RESOLVED: That the information be noted.

2 GOVERNANCE - PAYMENT OF EXPENSES AND PROVISION OF FACILITIES FOR COUNCILLORS (11.00008, 41.00089)

Recommendation: That:

- (a) Council place the revised Policy on Payment of Expenses and Provision of Facilities for Councillors on public exhibition for a period of 28 days.
- (b) Council forward the revised Policy to the Division of Local Government, Department of Premier & Cabinet
- (c) If no submissions received; adopt the Policy, update the Policy Manual and place on Council's website.
- (d) if submissions received; report back to Council.

Report: Clause 252(1) of the Local Government Act 1993 states "*within five months after the end of each year, a Council must adopt a Policy concerning the payment of expenses incurred or to be incurred by, and the provision of facilities to, the Mayor, the Deputy Mayor (if there is one) and the other Councillors in relation to discharging the functions of civic office*". Council complied this this Clause when it last revised its Policy on Payment of Expenses and Provision of Facilities for Councillors in September 2010.

Council, however, has a process of regular reviews of its Policies. In reviewing the Payment of Expenses and Provision of Facilities for Councillors Policy, consideration has been given to providing Councillors with improved access to Council operated facilities and to Motor Sport Events.

Councillors, as part of their civic responsibilities must be adequately informed on the operations and functions of the Council. In order to provide Councillors with this knowledge, access to Council facilities and events, without imposing any financial hardship on a Councillor, is considered essential.

In considering the above, the following additions are proposed to the Payment of Expenses and Provision of Facilities for Councillors Policy - **Section 8 - Access and use of Facilities/Equipment:**

Access to Council Operated Facilities

To assist Councillors to understand the operations of and to promote the various facilities to the community, Council will provide each Councillor with annual admission (for the use of the Councillor only) to the following Council operated facilities:

- *Australian Fossil and Mineral Museum (Home of the Somerville Collection)*
- *National Motor Racing Museum*
- *Chifley Cottage and Interpretation Centre*

Access to Motor Sport Events

To assist Councillors to promote Bathurst and network with dignitaries, Council will provide four (4) tickets per Councillor to attend all days of each motor racing event (including attendance at mayoral functions) that requires full track closure at Mount Panorama.

At some events, Councillors may be provided with access to a reserved parking allocation

for one vehicle per Councillor.

A copy of the revised Policy is shown at **attachment 1**.

It is therefore recommended that:

- (a) Council place the revised Policy on Payment of Expenses and Provision of Facilities for Councillors on public exhibition for a period of 28 days.
- (b) Council forward the revised Policy to the Division of Local Government, Department of Premier & Cabinet.
- (c) If no submissions received; adopt the Policy, update the Policy Manual and place on Council's website.
- (d) if submissions received; report back to Council.

Financial Implications: Nil. Expenses incurred under this Policy are already provided for in Council's adopted budget.

MINUTE

6 Item 2 GOVERNANCE - PAYMENT OF EXPENSES AND PROVISION OF FACILITIES FOR COUNCILLORS (11.00008, 41.00089)

MOVED: B Bourke SECONDED: G Westman

RESOLVED:That:

- (a) Council place the revised Policy on Payment of Expenses and Provision of Facilities for Councillors on public exhibition for a period of 28 days.
- (b) Council forward the revised Policy to the Division of Local Government, Department of Premier & Cabinet
- (c) If no submissions received; adopt the Policy, update the Policy Manual and place on Council's website.
- (d) if submissions received; report back to Council.

Yours faithfully



R Roach
DIRECTOR
CORPORATE SERVICES & FINANCE

POLICY COMMITTEE
GENERAL MANAGER'S REPORT
4 MAY 2011

**GENERAL MANAGER'S REPORT TO THE POLICY COMMITTEE MEETING HELD ON 4
MAY 2011**

General Manager
Bathurst Regional Council

**1 DEPARTMENT OF LOCAL GOVERNMENT - PROMOTING BETTER PRACTICE
REVIEW REPORT (NOVEMBER 2006) (03.00142)**

Recommendation: That Council note the updated report (as at May 2011) of the Department of Local Government, PBP Review of November 2006.

Report: As Councillors would be aware, in November 2006 the Department of Local Government undertook a Promoting Better Practice Review of the Council. The Review Report and initial responses were presented to Council at its meeting on 16 May 2007 (General Manager's Report No 1). Follow-up reports have been provided to Council at its meetings of 3 September 2008, 1 April 2009, 30 September 2009, 5 May 2010 and 3 November 2010.

The purpose of this item is to provide an ongoing report on how Council is addressing the recommendations contained within the review. At **Attachment 1** is an Action Plan/Status Report which provides a Progress Report on each recommendation. It is considered the results of the Review were extremely pleasing. A number of the recommendations have progressed:

1. Recommendation 1

The State Government has issued guidelines on Long Term Financial Planning. Bathurst Regional Council has been gazetted for inclusion in Group 3, completion date June 2012. Asset Management Plans are now in place. Social and Community Plan adopted 17 November 2010 (DCCS No 2).

2. Recommendation 10

Draft Risk Management Plan to go to Audit & Risk Management Committee (ARMC) 22 June 2011.

3. Recommendations 13 and 16

Development of the new LEP which has been delayed due to, amongst other things, the Government's Rural Land Inquiry (Recommendations 13, 16) and inability of the Department to sign off on various strategies and settle on format for standard template. The Draft LEP has to be continually rewritten. Scheduled completion date is now December 2011. In the meantime, Council has prepared and adopted an Interim Comprehensive DCP (refer to Director Environmental Planning & Building Services Report No 7 of 16 February 2011) which will allow, as far as possible, for the implementation of the Bathurst Urban, Rural and Heritage strategies.

4. Recommendations 24 and 25

Asset Management Plans for Urban and Rural Roads, Footpaths and Cycleways, Bridges and Major Culverts completed (refer Director Engineering Services Report No 1, 21 July 2010). Plans for Water, Sewer, Buildings, Drainage and Parks & Gardens (refer Director Engineering Services No 4, 8 December 2010). A draft Plan for Bathurst Aerodrome is currently on exhibition, refer Director Engineering Services No 4, 16 February 2011.

5. Recommendation 34

Draft workforce plan has been developed; will be referred to the integrated planning process, refer recommendation No 1.

Financial Implications: Actions are being taken within existing budgets.

MINUTE

7 Item 1 DEPARTMENT OF LOCAL GOVERNMENT - PROMOTING BETTER PRACTICE REVIEW REPORT (NOVEMBER 2006) (03.00142)

MOVED: G Westman SECONDED: W Aubin

RESOLVED: That Council note the updated report (as at May 2011) of the Department of Local Government, Promoting Better Practice Review of November 2006.

Yours faithfully



D J Sherley
GENERAL MANAGER

POLICY COMMITTEE
GENERAL BUSINESS

MINUTE

8 PROSTATE CANCER FOUNDATION - TIE CHALLENGE (23.00133)

Cr Hanger - advised latest Prostate Cancer Foundation pamphlet carries an article on the recent Mount Panorama Tie Challenge. The article congratulates all involved.

MINUTE

9 CHERRY BLOSSOM TREES COMMEMORATIVE PLANTING FOR OHKUMA
(23.00011)

Cr Carpenter - requested Council look at a suitable location for such a planting with a relevant plaque.

The Director Engineering Services advised the matter will be reviewed.

MINUTE

10 DRINKING WATER FOUNTAINS (04.00034)

Cr Carpenter - drinking water fountains installed at Adventure Playground & Bicentennial Park are good. Can we look at signage to encourage people to use them to fill water bottles.

The Director Engineering Services advised the matter will be investigated.

MINUTE

11 OHKUMA FUNDRAISING (23.00011)

Cr Morse - advised over \$20,000 has been raised to date. Fundraising is still ongoing, funds are targeted for youth.

MINUTE

12 EASTER - COUNCIL FACILITIES OPENED (04.00034, 21.00106)

Cr Morse - commented on the Council facilities opened over Easter - the Begonia House, Australian Fossil Museum, amongst others, attendances were excellent. Adventure Playground use was high, had some minor feedback on cleaning of toilets.

MINUTE

13 BATHURST MEMORIAL ENTERTAINMENT CENTRE (21.00060)

Cr Morse - would like feedback/report on activities involved at the Bathurst Memorial Entertainment Centre.

The Deputy Mayor advised a report will be prepared.

MINUTE

14 SPORTING FACILITIES (04.00034)

Cr Morse - asked when will report come to Council on cost of these.

The Director Corporate Services & Finance advised report due before end of year.

MINUTE

15 **SHOW SOCIETY DELEGATE (18.00108)**

MOVED: G Westman SECONDED: W Aubin

RESOLVED: That Council appoint Crs Morse and Carpenter as its delegates to the Bathurst AH&P Association Inc.

MINUTE

16 EASTER CAR RACES (04.00125)

Cr Aubin - Easter car event was very successful and well run. Queried numbers that attended.

The Director Corporate Services & Finance will inquire as to numbers and provide these to Cr Aubin.

MINUTE

17 MEETING CLOSE

The Meeting closed at 5.15 pm.

CHAIRMAN: _____

Date: _____ **(18 May 2010)**