

29 January 2014

His Worship the Mayor & Councillors

Notice of Policy Committee Meeting of Bathurst Regional Council - Wednesday, 5 February 2014

I have to advise that a **Policy Committee Meeting** will be held in the Council Chambers on Wednesday, 5 February 2014 following the Ordinary Meeting of Council which commences at 6 pm.



D J Sherley
GENERAL MANAGER

BUSINESS AGENDA

POLICY COMMITTEE

TO BE HELD ON WEDNESDAY, 5 FEBRUARY 2014

1. MEETING COMMENCES

2. APOLOGIES

3. REPORT OF PREVIOUS MEETING

* MINUTES - POLICY COMMITTEE MEETING - 4 DECEMBER 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. RECEIVE AND DEAL WITH DIRECTORS' REPORTS

* DIRECTOR CORPORATE SERVICES & FINANCE'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 Rush (Chair), Aubin, Bourke, Coote, Hanger, Jennings, Morse, North, Westman.

MINUTE

2 APOLOGIES

Nil

REPORT OF PREVIOUS MEETING AND MINUTES

POLICY COMMITTEE

1 MINUTES - POLICY COMMITTEE MEETING - 4 DECEMBER 2013 (07.00064)

Recommendation: That the Minutes of the Policy Committee Meeting held on 4 December 2013 be adopted.

Report: The Minutes of the Policy Committee Meeting held 4 December 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

3 Item 1 MINUTES - POLICY COMMITTEE MEETING - 4 DECEMBER 2013
(07.00064)

MOVED: Cr I North SECONDED: Cr M Coote

RESOLVED: That the Minutes of the Policy Committee Meeting held on 4 December 2013 be adopted.

MINUTES OF THE POLICY COMMITTEE
HELD ON 4 DECEMBER 2013

MEETING COMMENCES

1 MEETING COMMENCES 6:00 PM

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

2 MINUTE SILENCE

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

APOLOGIES

3 APOLOGIES

Nil

REPORT OF PREVIOUS MEETING

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

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

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

DECLARATION OF INTEREST

5 DECLARATION OF INTEREST 11.00002

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

RESOLVED: That the Declaration of Interest be noted.

MAYORAL MINUTE

6 Item 1 BATHURST COMMUNITY HEALTH COMMITTEE (18.00035)

MOVED Cr G Rush

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.

RECEIVE AND DEAL WITH DIRECTORS' REPORTS

Director Corporate Services & Finance's Report

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

MOVED Cr I North and SECONDED Cr B Bourke

RESOLVED: That the information be noted.

General Manager's Report

8 Item 1 SENIOR STAFF CONTRACTS (19.00030)

MOVED Cr J Jennings and SECONDED Cr M Coote

RESOLVED: That the information be noted.

GENERAL BUSINESS

9 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.

10 Item 2 KEPPEL STREET (DA2013/0290)

Cr Bourke - expressed concern at current changes to paper shop building in

This is page 2 of Minutes of the Policy Committee held on 4 December 2013.

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.

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.

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.

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.

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.

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.

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.

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.

18 **Item 10 ROUND-A-BOUNTS (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.

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.

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.

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.

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.

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.

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.

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

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

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.

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.

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.

29 **Item 21 AMALGAMATION REPORT INDEPENDANT LOCAL GOVERNMENT**

This is page 5 of Minutes of the Policy Committee held on 4 December 2013.

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.

MEETING CLOSE

30 **MEETING CLOSE**

The Meeting closed at 7.28 pm.

CHAIRMAN: _____

Date: _____ **(5 February 2014)**

MINUTE

- 4** DECLARATION OF INTEREST 11.00002
 MOVED: Cr M Coote SECONDED: Cr W Aubin

RESOLVED: That the Declaration of Interest be noted.

DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT AND MINUTES

POLICY COMMITTEE

5 FEBRUARY 2014

1 REPORT OF AUDIT AND RISK MANAGEMENT COMMITTEE - 27 NOVEMBER 2013 (07.00096)

Recommendation: That the information be noted.

Report: The minutes of the Bathurst Regional Council Audit and Risk Management Committee Meeting held on 27 November 2013 are shown at **attachment 1**.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.8
- Objective 32: To ensure Council is supported by an adequate workforce and appropriate governance procedures. Strategy 32.2

MINUTE

5 Item 1 REPORT OF AUDIT AND RISK MANAGEMENT COMMITTEE - 27
NOVEMBER 2013 (07.00096)

MOVED: Cr M Coote SECONDED: Cr W Aubin

RESOLVED: That the information be noted.

2 DELEGATIONS REGISTER - LEGISLATION DELEGATIONS (41.00088)

Recommendation: That Council update the Delegations Register in accordance with the report.

Report: Council is governed by numerous pieces of legislation which affect its day to day operations. Occasionally new pieces of legislation are introduced and Council needs to ensure that appropriate delegations are in place to allow Council staff to undertake their responsibilities. Council provides delegations to the General Manager who in turn delegates some activities to relevant staff members. Council's Delegations Register currently provides the following delegation in relation to Acts governing Council's activities:

"17. Be authorised to perform all necessary activities, to serve any notices or orders, undertake inspections, issue or refuse license and permits, to exercise the power of entry, to appoint appropriate staff as an authorised officer, authorised person, authorised Council employee, or impounding officer as the case may be, to exercise the functions of those positions under the following acts and associated regulations and to implement the provisions as relating to the operation of Council of the following Acts and associated regulation, including but not limited to:"

The Delegation then goes on to list a number of Acts related to Local Government. In 2012-2013 the Boarding Houses Act of 2012 came into effect, placing requirements on Council. Council now needs to include the Boarding Houses Act 2012 in this list of legislation. This specific delegation has been dealt with by the Director Environmental Planning & Building Services Report #5, Ordinary Council Meeting of 5 February, 2014.

It is clear from the wording of Delegation 17 that the intention is to allow additional legislation to be added from time to time. To make this intention clearer and to allow this delegation to be used more efficiently, it is suggested to change the two references to "following Acts" by substituting "following" with the word "relevant" and to make Delegation 17 read as follows.

"17. Be authorised to perform all necessary activities, to serve any notices or orders, undertake inspections, issue or refuse license and permits, to exercise the power of entry, to appoint appropriate staff as an authorised officer, authorised person, authorised Council employee, or impounding officer as the case may be, to exercise the functions of those positions under the relevant Acts and associated regulations and to implement the provisions as relating to the operation of Council of the relevant Acts and associated regulation, including but not limited to:"

It is recommended that Council amend Delegation 17 to read as follows

"Be authorised to perform all necessary activities, to serve any notices or orders, undertake inspections, issue or refuse license and permits, to exercise the power of entry, to appoint appropriate staff as an authorised officer, authorised person, authorised Council employee, or impounding officer as the case may be, to exercise the functions of those positions under the relevant Acts and associated regulations and to implement the provisions as relating to the operation of Council of the relevant Acts and associated regulation, including but not limited to:"

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 Strategy 32.2

procedures.

- Objective 22: To improve community safety.

Strategy 22.11

MINUTE

6 Item 2 DELEGATIONS REGISTER - LEGISLATION DELEGATIONS (41.00088)
MOVED: Cr B Bourke SECONDED: Cr W Aubin

RESOLVED: That Council update the Delegations Register in accordance with the report.

Yours faithfully



R Roach
DIRECTOR
CORPORATE SERVICES & FINANCE

GENERAL BUSINESS

POLICY COMMITTEE

MINUTE

7 Item 1 AUSTRALIA DAY COMMITTEE OF NSW (23.00033)

Cr Jennings - noted if you have a significant event e.g. our 2015 Celebrations, you can request the opportunity to choose your ambassador. Could this option be followed up by Council?

MINUTE

8 **Item 2 TOUCH FOOTBALL (04.00034)**

Cr Jennings - grounds are getting hard, can we increase the level of watering.

The Acting Manager Recreation advised he was aware of this matter, there was a problem with the irrigation system which has now been fixed.

MINUTE

9 Item 3 SECURING OUR FOOD FUTURE WORKSHOP (20.00166)

Cr Jennings - advised he attended the Securing Our Food Future Workshop held in Orange last year - was useful. Has Council looked at the possibility of creating a branding program from local food products?

The Director Environmental Planning & Building Services advised he is unaware of this program being implemented in the Bathurst area.

MINUTE

10 **Item 4** **REGIONAL AVIATION REVIEW (21.00008)**

Cr Morse - asked will Council be putting in a submission?

The Director Engineering Services advised Council will be putting in a submission.

MINUTE

11 **Item 5** **FLAGSTAFF - 2015 (20.00153)**

Cr Westman - advised it appears proposed indigenous art trails are missing.

The Mayor advised the model was not meant to depict the story, discussions are being held with Wiradjuri representatives to see how they wish to depict their story in the project.

MINUTE

**12 Item 6 DEVELOPMENT OF SECOND RACING CIRCUIT - MOUNT PANORAMA
(07.00084)**

Cr Coote - asked are we doing anything on this matter?

The Mayor spoke to recent discussions on land acquisition with the landowner in the area, which would facilitate this proposal.

MINUTE

13 Item 7 CAR PARADE - 12 HOUR EVENT 2015 (04.00097)

Cr Coote - asked could we look at holding a parade next year of the racing cars in the event?

The Director Corporate Services & Finance advised the problem is cars are not registered, but will make enquires into this proposal.

MINUTE

14 Item 8 TRAFFIC LIGHTS HOWICK & GEORGE STREET (20.00019, 25.00006)

Cr Coote - asked is this likely to occur in the near future?

The Director Engineering Services advised Council has obtained a quotation for construction of lights from RMS. They are undertaking modelling and are yet to provide final design. When received can be put into budget process for consideration.

MINUTE

15 Item 9 NETBALL COURTS (04.00013, 23.00131)

Cr Coote - advised damage on the courts appears to have occurred from the fireworks, did we rip up the area at New Years?

The Director Corporate Service & Finance advised fireworks did not cause any damage, Council is aware of issues at the Centre and ensured safe procedures were in place.

MINUTE

16 Item 10 ROAD SAFETY PROGRAM WITH KAJULU (28.00002)

Cr Aubin - advised this was completed last year and it is an excellent project. Involved RMS, Council and students from CSU. The advertisements are likely to go on TV. At the Awards night held last year Bathurst received significant recognition and obtained an Award.

MINUTE

17 Item 11 NEW YEARS EVE PARTY TRAFFIC ISSUES (23.00131)

Cr North - asked could we look at traffic management concerns, surrounding the New Years Eve Party event.

MINUTE

18 Item 12 HOSPITAL REVIEW (07.00095)

Cr North - advised discussions with the Mayor have been held with the Hospital Review Committee, they appear to be very capable. Feedback from staff has been positive about the Committee's operations.

MINUTE

19 **Item 13** **TRACKCORP CASE (34.00065)**

Cr North - asked where is this matter up to? Could a report be prepared for Council?

MINUTE

20 Item 14 CENTROC (07.00017)

Cr North - expressed concern at relevance of Council being part of CENTROC. Spoke to size of regional organisation, joint sharing and alliances. When will Council be assessing and reviewing the Local Government Review Panel report?

The Mayor advised a Working Party is scheduled for next week.

MINUTE

21 Item 15 GREAT WESTERN HIGHWAY UPGRADE (25.00018)

Cr North - asked where is RMS at with alternate routes to move traffic?

The Director Engineering Services advised Council hasn't yet received advice, will be meeting with RMS in the future on various matters.

MINUTE

22 **Item 16** **DEPARTMENT STRUCTURES (19.00005)**

Cr North - asked can we look at structure of organisation in the future?

MINUTE

23 **Item 17** **RELAY FOR LIFE (23.00021)**

Cr North - encourage people to enter into the event, and was pleased to see the Mayor is going to be involved.

MINUTE

24 **Item 18** **RAILWAY PRECINCT (22.00159)**

Cr Bourke - advised need to heat this matter up. The heritage buildings seem to be being left with little care. The Institute building is of a concern as to how it is being maintained.

The Director Environmental, Planning & Building Services advised he understands John Holland is preparing a DA for demolition of building near where you enter the station.

MINUTE

25 Item 19 CREMATORIUM (09.00009)

Cr Bourke - spoke to issues raised by Mr Dowling in the Ordinary Meeting, including life of cemetery, gardens, interment areas.

MINUTE

26 Item 20 STANLEY STREET TRAFFIC ISSUES (25.00060)

Cr Bourke - advised the Traffic Committee needs to look at problems, perhaps one-way road should be considered.

MINUTE

27 Item 21 EARL & COUNTESS BATHURST VISIT (23.00025)

Cr Bourke - great to see them visit Bathurst, went very well.

MINUTE

28 MEETING CLOSE

The Meeting closed at 7.27 pm.

CHAIRMAN: _____

Date: _____ **(19 March 2014)**