



ORDINARY MEETING OF  
BATHURST REGIONAL COUNCIL

14 April 2010

His Worship the Mayor & Councillors

I have to advise that an **Ordinary Meeting** of Bathurst Regional Council will be held in the Council Chambers on Wednesday, 21 April 2010 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 blue 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, 21 APRIL 2010**

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 of The Ordinary Meeting of Bathurst Regional Council held 17 March 2010
  - \* Minutes of The Ordinary Meeting of Council Following Policy Committee held 7 April 2010
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 - Nil
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 of The Policy Committee Meeting held 7 April 2010
  - \* Minutes of The Traffic Committee Meeting held 6 April 2010
10. NOTICES OF MOTION - Nil
11. RESCISSION MOTIONS - Nil

12. DELEGATES REPORTS

\* Councillors Meeting With Community Groups/representatives held 10 March 2010

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 the opinion of the General Manager, 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.

**\* Mayoral Minute**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	RON CAMPLIN AWARD	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

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

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	COMPREHENSIVE ARCHAEOLOGICAL	10A (2) (d) (i) – contains commercial information of a

	MANAGEMENT PLAN FOR THE BATHURST REGIONAL LOCAL GOVERNMENT AREA – EXPRESSIONS OF INTEREST	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	RURAL LEASE AGREEMENT - 4040 O'CONNELL ROAD, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	PROPOSED RENEWAL OF RESIDENTIAL LEASE - 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.
3	EXPRESSION OF INTEREST - CONVEYANCING SERVICES	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	12 MONTH EXTENSION - MOWING MAINTENANCE CONTRACT	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	PROPOSED ROAD WIDENING - LOT 2 DP1111173 AND PART LOT 27 DP1121812 - LACHLAN ROAD, CALOOLA	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	PROPOSED ROAD WIDENING - LOT 16 DP1047248 AND LOT 160 DP750357 - HEN AND CHICKEN LANE 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.
4	TENDER FOR SOCCER FIELD LIGHTING, PROCTOR PARK	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on

		balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
5	TENDER FOR THE SUPPLY AND DELIVERY OF FOUR LIGHT TRUCKS	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	ACQUISITION OF LAND, GEORGE STREET CAR PARK, LOT 28 DP550388 AND LOT 67 DP550389, RANKIN STREET, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

**\* General Manager's Report**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	BATHURST REGIONAL COUNCIL ATS TRACKCORP ADRENALIN	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.

14. RESOLVE INTO OPEN COUNCIL

15. ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

16. MEETING CLOSE

## MINUTE

### 1 6.00 PM - MEETING COMMENCES

Councillors Toole (Chair), Aubin, Bourke, Carpenter, Hanger, Morse, North, Thompson, Westman.

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to the Council Meeting 21/04/2010

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GENERAL MANAGER

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MAYOR  
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## MINUTE

### 2 PUBLIC QUESTION TIME

#### J Clague – West Bathurst Preschool DCSF #8

Requested Council waive the fees as required by Council. The proposed development costs will eat into their resources. The additions will provide extra childcare places for the city. The preschool is a non-profit organisation. The expansion allows for disadvantaged children to access childcare services. If Council does not waive fees would request a meeting with Council for the deferment of fees.

#### G Crisp – Ratepayer

1. Waste - What time are refuse collectors supposed to start collections?  
The **Director Engineering Services** advised they generally start at 5.00 am and go until completed.
2. Roundabouts - Why is a new roundabout at Eglinton still uncompleted?  
The **Director Engineering Services** advised there was a problems including the supply of asphalt and substantial rain and issues with utilities.
3. Councillors time with the community - Mayor quoted as saying Councillors work 40 hours per week. Is this right? Does this 40 hours take into account just meetings. Mr Crisp spoke of an analysis in 2007 of the hours he worked.  
The **Mayor** noted his comments and responded.
4. Superannuation Funds - made allegations of corruptly stealing superannuation funds from him.

#### B Trimming – Bathurst Access Committee

1. Small Business Grants DCCS #5 - Requests Council to roll over unused access grant funds to next years budget. Spoke to brochure "Missed Business" which has been distributed by the BRA Committee. Proper equal access is required by law.
2. Anzac Day - Spoke to sale of badges for Anzac Day and thanked Mayor for purchase of a badge.



**MINUTE**

**3     APOLOGIES**

Nil.

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
MINUTES

**MINUTES TO THE ORDINARY MEETING OF BATHURST REGIONAL COUNCIL**  
**MEETING HELD ON 21 APRIL 2010**

General Manager  
Bathurst Regional Council

**1 MINUTES OF THE ORDINARY MEETING OF BATHURST REGIONAL COUNCIL**  
**HELD 17 MARCH 2010 (11.00005)**

**Recommendation:** That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 17 March 2010 be adopted.

**Report:** The Minutes of the Ordinary Meeting of Bathurst Regional Council held 17 March 2010 are attached.

**Financial Implications:** N/A

**MINUTE**

**4     Item 1   MINUTES OF THE ORDINARY MEETING OF BATHURST REGIONAL COUNCIL HELD 17 MARCH 2010 (11.00005)**

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

**RESOLVED:** That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 17 March 2010 be adopted.

**2 MINUTES OF THE ORDINARY MEETING OF COUNCIL FOLLOWING POLICY COMMITTEE HELD 7 APRIL 2010 (11.00005)**

**Recommendation:** That the Minutes of the Ordinary Meeting of Council following Policy Committee held on 7 April 2010 be adopted.

**Report:** The Minutes of the Ordinary Meeting of Council following Policy Committee held on 7 April 2010, are attached.

**Financial Implications:** N/A

**MINUTE**

**5 Item 2 MINUTES OF THE ORDINARY MEETING OF COUNCIL FOLLOWING  
POLICY COMMITTEE HELD 7 APRIL 2010 (11.00005)**

**MOVED: G Westman SECONDED: G Hanger**

**RESOLVED:** That the Minutes of the Ordinary Meeting of Council following Policy Committee held on 7 April 2010 be adopted.

**MINUTES OF THE ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
HELD ON 17 MARCH 2010**

**6.00 PM - MEETING COMMENCES**

**1 MEETING COMMENCES**

**PRESENT:** Councillors Toole (Chair), Aubin, Bourke, Carpenter, Hanger, Morse, North, Thompson, Westman.

**PUBLIC QUESTION TIME**

**2 PUBLIC QUESTION TIME**

**G Crisp - Ratepayer** - Statement of Investments (DCSF#1)

1. Spoke to issues in 2007 and loss of Lehman Bros investments.
2. Meeting in 2007 re: DCSF Statements and Investments.
3. Meeting in December 2007 re: questions of staff/investments.
4. Stated he has better qualifications than staff so understands things better than staff.
5. Does the Mayor deny he did not follow expert advice from Mr Crisp.

Tabled document for Council.

**The Mayor**, during Mr Crisp's address, requested he maintain the decorum of the Chamber due to the unsubstantiated allegations he continued to make and the way he addressed Councillors.

**B Trimming - Chairman Access Committee & Resident**: Spoke on a number of of issues including:

1. Show Society Access - parking issues.
2. Thanked Council for response to Access Committee letters that have been well received.
3. Advised Bathurst Taxi service provide excellent service to disabled people.

**APOLOGIES**

**3 APOLOGIES**

Nil.

**MINUTES**

**4 Item 1 MINUTES OF THE ORDINARY MEETING OF BATHURST REGIONAL COUNCIL HELD 17 FEBRUARY 2010 (11.00005)**  
**MOVED** Cr R Thompson and **SECONDED** Cr B Bourke

**RESOLVED:** That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 17 February 2010 be adopted.

**DECLARATION OF INTEREST**

**5      DECLARATION OF INTEREST****MOVED** Cr I Northand **SECONDED** Cr W Aubin

That the Declaration of Interest be noted.

**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 B Bourkeand **SECONDED** Cr G Westman**RESOLVED:** That the information be noted.**7      Item 2 GENERAL REPORT (03.00053)****MOVED** Cr R Thompsonand **SECONDED** Cr M Morse**RESOLVED:** That the information be noted.**8      Item 3 DEMOLITION OF BUILT ENVIRONMENT POLICY AND THE BATHURST CONSERVATION AREA MANAGEMENT STRATEGY (BCAMS) (10.00004 & 13.00035)****MOVED** Cr I Northand **SECONDED** Cr M Morse**RESOLVED:** That Council:

1. Amend the Objective of Council's *Demolition of Built Environment* Policy to the following:

To ensure the applicant commissions an historical assessment and structural report as part of the preparation for the Statement of Heritage Impact for Development Applications to demolish a building of heritage significance.

2. Amend Council's *Demolition of Built Environment Policy* to the following:

That Council authorise the Director, Environmental Planning and Building Services to require the applicant to submit a Statement of Heritage Impact, in accordance with Clause 23(5) of the Bathurst Regional (Interim) Local Environmental Plan 2005, where a Development Application has been made for demolition where, in the opinion of the Director, Environmental Planning and Building Services, the building is of heritage significance.

In addition to the matters required by Clause 23(5) of the Bathurst Regional (Interim) Local Environmental Plan 2005, the applicant is to satisfy the Director, Environmental Planning and Building Services that the Statement of Heritage Impact includes the following:

- (a) A thorough search of historical material to identify the heritage significance of the subject building.
- (b) Engagement of a suitably qualified Engineer to undertake a structural



- assessment to determine the structural soundness of the building.
- (c) The Statement of Heritage Impact is prepared in accordance with the Department of Planning, Heritage Branch, Guidelines for *Statements of Heritage Impact*.

The recommendations of the Statement of Heritage Impact are to be guided by the findings of requirements (a) and (b) above.

3. Note the proposed amendment to the BCAMS assessment process.

- 9** **Item 4 BATHURST COMMUNITY ACCESS & CYCLING PLAN 2020 (20.00165)**  
MOVED Cr I North and SECONDED Cr G Westman

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

- 10** **Item 5 CENTRAL WEST SALINITY AND WATER QUALITY ALLIANCE (07.00047)**  
MOVED Cr R Thompson and SECONDED Cr T Carpenter

**RESOLVED:** That Council:

- (a) note the new five year plan for the Central West Salinity and Water Quality Alliance; and
- (b) provide \$5,000 funding per annum to support the ongoing activities of the Alliance in the 2010/11 and 2011/2012 Management Plan.

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

- 11** **Item 1 STATEMENT OF INVESTMENTS - FEBRUARY 2010 (16.00001)**  
MOVED Cr M Morse and SECONDED Cr B Bourke

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

- 12** **Item 2 YEAR TO DATE REVIEW - 2009/2010 MANAGEMENT PLAN AND BUDGET (16.00116)**  
MOVED Cr W Aubin and SECONDED Cr B Bourke

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

- 13** **Item 3 SUNDRY SECTION 356 DONATIONS AND BATHURST MEMORIAL ENTERTAINMENT CENTRE COMMUNITY USE SUBSIDY (18.00004)**  
MOVED Cr G Hanger and SECONDED Cr R Thompson

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

- 14** **Item 4 POWER OF ATTORNEY (11.00007)**  
MOVED Cr B Bourke and SECONDED Cr R Thompson

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

- 15** **Item 5 REQUEST FOR LEGAL COSTS - MURRAY SHIRE COUNCIL (03.00025)**  
**MOVED** Cr T Carpenter and **SECONDED** Cr R Thompson

**RESOLVED:** That Council assist Murray Shire Council by contributing \$295.23 to the legal costs.

- 16** **Item 6 REQUEST FOR FINANCIAL SUPPORT - NSW RURAL DOCTORS NETWORK (18.00158)**  
**MOVED** Cr G Westman and **SECONDED** Cr G Hanger

**RESOLVED:** That Council include this request for a \$3000 donation in its 2010/2011 Management Plan process to provide for NSW Rural Doctors Bursary Scholarship.

- 17** **Item 7 NEW YEARS EVE 2009 - PARTY (23.00131)**  
**MOVED** Cr B Bourke and **SECONDED** Cr W Aubin

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

- 18** **Item 8 CENTROC REGIONAL SUMMIT - USE OF MOUNT PANORAMA AND THE BATHURST MEMORIAL ENTERTAINMENT CENTRE (18.00004, 07.00017)**  
**MOVED** Cr I North and **SECONDED** Cr T Carpenter

**RESOLVED:** That Council sponsor the CENTROC Regional Summit to be held on 29 & 30 July 2010 in the form of:

- a) financial support in waiving hire fees for the Mount Panorama Pit Complex and the Bathurst Memorial Entertainment Centre where the event will be staged, and
- b) in kind support through assistance from Council's events team.

### **Director Engineering Services' Report**

- 19** **Item 1 PRE FABRICATED EQUIPMENT HUT - HEN AND CHICKEN LANE RAILWAY CROSSING, PERTHVILLE (25.00055)**  
**MOVED** Cr I North and **SECONDED** Cr G Hanger

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

- 20** **Item 2 DO THE RIGHT THING SIGNAGE – LITTER PREVENTION CAMPAIGN (14.00003-02)**  
**MOVED** Cr G Westman and **SECONDED** Cr T Carpenter

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

- 21** **Item 3 TREES AT MOUNT PANORAMA (04.00029)**  
**MOVED** Cr B Bourke and **SECONDED** Cr M Morse

**RESOLVED:** That Council resolve to undertake the identified tree works including

the removal of six trees at and around the Mount Panorama Motor Racing Circuit.

- 22** **Item 4 WATERWISE BATHURST – MANAGING WATER LOSS THROUGH EFFECTIVE AND EFFICIENT TECHNOLOGY (16.00103/045)**  
**MOVED** Cr T Carpenter and **SECONDED** Cr G Westman

**RESOLVED:** That Council:

- (a) include the required funding in the 2010/11 and 2011/12 Management Plans, and
- (b) authorise the General Manager to sign the funding agreement contract.

### **Director Cultural & Community Services' Report**

- 23** **Item 1 BATHURST LIBRARY ON FACEBOOK (08.00008)**  
**MOVED** Cr M Morse and **SECONDED** Cr B Bourke

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

- 24** **Item 2 AUSTRALIAN FOSSIL & MINERAL MUSEUM - DEAD BONES SOCIETY (21.00107)**  
**MOVED** Cr G Hanger and **SECONDED** Cr I North

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

- 25** **Item 3 CULTURALLY DIVERSE WORKING GROUP - APPOINTMENT OF A REPLACEMENT DELEGATE (09.00032)**  
**MOVED** Cr M Morse and **SECONDED** Cr I North

**RESOLVED:** Council appoint Cr Morse as the delegate to the Culturally Diverse Working Group to replace Cr Carpenter.

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

- 26** **Item 1 DISCLOSURES BY COUNCILLORS AND DESIGNATED PERSONS RETURN (11.00002)**  
**MOVED** Cr B Bourke and **SECONDED** Cr G Westman

**RESOLVED:** That the completed Disclosures by Councillors and Designated Persons Return for the Manager Economic Development be noted.

- 27** **Item 2 SENIOR STAFF CONTRACTS (19.00030)**  
**MOVED** Cr G Westman and **SECONDED** Cr T Carpenter

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

- 28** **Item 3 CENTRAL WEST CATCHMENT MANAGEMENT AUTHORITY LOCAL GOVERNMENT REFERENCE GROUP (07.00047)**

**MOVED** Cr B Bourke

and **SECONDED** Cr W Aubin

**RESOLVED:** That Council nominate Cr Carpenter as the delegate to the Central West Catchment Management Authority Local Government Reference Group and Crs Westman and Thompson as alternate delegates.

## **REPORTS OF OTHER COMMITTEES**

### **Policy Committee Meeting**

**29** **Item 1 MINUTES OF THE POLICY COMMITTEE MEETING HELD 3 MARCH 2010 (07.00064)**

**MOVED** Cr G Westman

and **SECONDED** Cr W Aubin

**RESOLVED:** That the recommendations of the Policy Committee Meeting held on 3 March 2010 be adopted.

### **Traffic Committee Meeting**

**30** **Item 1 MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD 2 MARCH 2010 (07.00006)**

**MOVED** Cr W Aubin

and **SECONDED** Cr B Bourke

**RESOLVED:** That the recommendations of the Traffic Committee Meeting held on 2 March 2010 be adopted.

## **DELEGATES REPORTS**

**31** **Item 1 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES HELD 10 FEBRUARY 2010 (11.00019)**

**MOVED** Cr R Thompson

and **SECONDED** Cr G Hanger

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

**32** **Item 2 CR MORSE - REPORT ON BATHURST REGIONAL ART GALLERY SOCIETY (07.00027)**

**MOVED** Cr M Morse

and **SECONDED** Cr W Aubin

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

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

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

**MOVED** Cr B Bourke

and **SECONDED** Cr I North

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	RENEWAL OF RESIDENTIAL LEASE - 215 DURHAM STREET, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	LAND RELEASE - FREEMAN CIRCUIT AND COBB AVENUE - AVONLEA STAGE 7 SUBDIVISION	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.
3	RENEWAL OF LEASE TO OPTUS MOBILE PTY LTD - WALMER PARK, 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 Engineering Services' Report**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	PROPOSED ROAD WIDENING AND ROAD CLOSURE - LOT 12 DP863899, 2013 SOFALA ROAD, PEEL	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 SEWER MAINS: CLEANING, RELINING & CCTV INSPECTION AT VARIOUS LOCATIONS IN 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.
3	TENDER FOR SEWER MAIN AUGMENTATION - RANKIN STREET AND RSL CAR PARK - BATHURST NSW	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	PROPOSED ROAD WIDENING, LOT 5 DP247729, TURONDALE ROAD, TURONDALE	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 CLIMATE CHANGE AND WATER SECURITY PLAN	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	PROPOSED ROAD WIDENING, LOT A DP164579, DOG ROCKS ROAD, ROCKLEY	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	PROPOSED ROAD WIDENING, PART PORTION 2 DP750397 & LOT 1 DP770576, DUNKELD ROAD, DUNKELD	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	ADVENTURE PLAYGROUND CCTV	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

### Director Corporate Services & Finance's Report

- a** Item 1 RENEWAL OF RESIDENTIAL LEASE - 215 DURHAM STREET, BATHURST (22.01218)  
MOVED Cr I North and SECONDED Cr B Bourke

That Council approve the renewal of the residential lease for 215 Durham Street, Bathurst to Tania Pamma and Dale Blattman for a period of one (1) year with a one (1) year option as detailed in the report.

- b** Item 2 LAND RELEASE - FREEMAN CIRCUIT AND COBB AVENUE - AVONLEA STAGE 7 SUBDIVISION (20.00102)  
MOVED Cr B Bourke and SECONDED Cr G Westman

That Council approves:

- (a) the release for sale of thirty three (33) lots in Freeman Close and Cobb Avenue, Bathurst, namely Lots 701 - 733 in Lot 224 DP1137628, located in the new residential subdivision to be known as Avonlea Stage 7, under the ballot system.
- (b) the sale prices as detailed in the report.

- c** Item 3 RENEWAL OF LEASE TO OPTUS MOBILE PTY LTD - WALMER PARK, BATHURST (04.00068)  
MOVED Cr G Westman and SECONDED Cr R Thompson

That Council approves entering into a new lease agreement with Optus Mobile Pty Ltd for part Lot 2 DP1140980 known as Walmer Park, for a further five (5) year period, as detailed in the report.

### Director Engineering Services' Report

- d** Item 1 PROPOSED ROAD WIDENING AND ROAD CLOSURE - LOT 12



**DP863899, 2013 SOFALA ROAD, PEEL (25.00161)****MOVED** Cr I Northand **SECONDED** Cr G Hanger

That Council resolve to approve:

- (a) The acquisition of land for road widening purposes affecting Lot 12 DP863899 at 2013 Sofala Road, Peel.
- (b) Close an unnecessary section of Sofala Road adjoining Lot 12 DP863899 and transfer the land to the adjoining owner.
- (c) Classify the closed section of road as operational land, as detailed in the Director Engineering Services' report.

**e** **Item 2 TENDER FOR SEWER MAINS: CLEANING, RELINING & CCTV INSPECTION AT VARIOUS LOCATIONS IN BATHURST (36.00375)**  
**MOVED** Cr M Morse and **SECONDED** Cr B Bourke

That Council accepts the tender of Kembla Watertech for Sewer Cleaning, Relining and CCTV inspection in the amount of \$138,014.00 (Inclusive GST) subject to adjustments and provisional items.

**f** **Item 3 TENDER FOR SEWER MAIN AUGMENTATION - RANKIN STREET AND RSL CAR PARK - BATHURST NSW (36.000376)**  
**MOVED** Cr R Thompson and **SECONDED** Cr B Bourke

That Council accepts the tender of MGP Civil Contractors for the construction of sewer main diversions at the Returned Services League (RSL) Carpark and Corner of Rankin and Lambert Streets in the amount of \$74,731.00 (Inclusive GST) subject to adjustments and provisional items.

Cr North asked that his negative vote be recorded.

**g** **Item 4 PROPOSED ROAD WIDENING, LOT 5 DP247729, TURONDALE ROAD, TURONDALE (25.00340)**  
**MOVED** Cr B Bourke and **SECONDED** Cr R Thompson

That Council approve the acquisition of land for road widening purposes affecting Lot 5 DP247729 at Turondale Road, Turondale, and classify the land as operational, as detailed in the Director Engineering Services' report.

**h** **Item 5 TENDER FOR CLIMATE CHANGE AND WATER SECURITY PLAN (36.00377)**  
**MOVED** Cr W Aubin and **SECONDED** Cr T Carpenter

That Council accepts the tender of Sinclair Knight Merz for the completion of a Climate Change and Water Security Plan in the amount of \$159,806.00 (Inclusive GST) subject to adjustments and provisional items.

**i** **Item 6 PROPOSED ROAD WIDENING, LOT A DP164579, DOG ROCKS ROAD, ROCKLEY (25.00272)**  
**MOVED** Cr R Thompson and **SECONDED** Cr W Aubin

That Council approve the acquisition of land for road widening purposes affecting Lot A DP164579 at Dog Rocks Road, Rockley, and classify the land as operational, as detailed in the Director Engineering Services' report.

- i** **Item 7 PROPOSED ROAD WIDENING, PART PORTION 2 DP750397 & LOT 1 DP770576, DUNKELD ROAD, DUNKELD (25.00502)**  
**MOVED** Cr G Westman and **SECONDED** Cr I North

That Council approve the acquisition of land for road widening purposes affecting part Portion 2 DP750397 and Lot 2 DP770576 at Dunkeld Road, Dunkeld, and classify the land as operational, as detailed in the Director Engineering Services' report.

- k** **Item 8 ADVENTURE PLAYGROUND CCTV (37.00290)**  
**MOVED** Cr R Thompson and **SECONDED** Cr G Westman

That Council refer the provision of CCTV at the Adventure Playground for consideration in the Crime Prevention and Community Safety Plan.

#### **RESOLVE INTO OPEN COUNCIL**

- 34** **RESOLVE INTO OPEN COUNCIL**  
**MOVED** Cr G Westman and **SECONDED** Cr R Thompson

**RESOLVED:** That Council resume Open Council.

#### **ADOPT REPORT OF THE COMMITTEE OF THE WHOLE**

- 35** **ADOPT REPORT OF THE COMMITTEE OF THE WHOLE**  
**MOVED** Cr G Westman and **SECONDED** Cr T Carpenter

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

#### **MEETING CLOSE**

- 36** **MEETING CLOSE**

The Meeting Closed at 6.48 pm.

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

**Date:** \_\_\_\_\_ (21 April 2010)

**MINUTES OF THE ORDINARY MEETING OF COUNCIL FOLLOWING POLICY COMMITTEE  
HELD ON 7 APRIL 2010**

**MEETING COMMENCES**

**1 5.45 PM MEETING COMMENCES**

**Present:** Councillors Toole (Chair), Aubin, Bourke, Hanger, Morse, North, Thompson, Westman.

**APOLOGIES**

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

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

**DECLARATION OF INTEREST**

**3 DECLARATION OF INTEREST**  
**MOVED** Cr I North and **SECONDED** Cr W Aubin

**RESOLVED:** That the following Declarations of Interest be noted.

CrToole  
Item #2 of the Director Environmental, Planning & Building Services report.

General Manager  
Item #2 of the Director Environmental, Planning & Building Services report.

**RECEIVE AND DEAL WITH DIRECTORS' REPORTS**

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

**4 Item 1 CREMATORIUM AT VITTORIA STREET, WEST BATHURST.**  
**APPLICANT: NORWOOD PARK LIMITED. OWNER: BATHURST REGIONAL COUNCIL (2010/0436)**  
**MOVED** Cr B Bourke and **SECONDED** Cr M Morse

**RESOLVED:**That Council:

- (a) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2010/0436, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended;
- (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 Warren Aubin, Cr Bobby Bourke, Cr Graeme Hanger, Cr Monica Morse, Cr Ian North, Cr Ross Thompson, Cr Paul Toole, Cr Greg Westman,

Against the motion - Nil

Absent - Cr Tracey Carpenter,

Abstain - Nil

**5** Item 2 SUBDIVISION - MCDONALDS, KFC, SERVICE STATION AND BULKY GOODS RETAIL DEVELOPMENT, PAT O'LEARY DRIVE, KELSO. APPLICANT: STEVENS GROUP - STEVENS HOLDINGS PTY LTD. OWNER: PAULS RETAIL PROPERTY PTY LTD (DA/2010/0286)

MOVED Cr B Bourke

and SECONDED Cr W Aubin

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

Reason: Member of JRPP

The General Manager declared a non-pecuniary interest in this item and left the Chamber and took no part in discussion.

Reason: Member of JRPP

**RESOLVED:** That

(a) Council advise the JRPP that it supports the recommendation to approve Development Application 2010/0286.

(b) call a division.

On being PUT to the VOTE the MOTION was CARRIED

**The result of the division was:**

In favour of the motion - Cr Warren Aubin, Cr Bobby Bourke, Cr Graeme Hanger, Cr Monica Morse, Cr Ian North, Cr Ross Thompson, Cr Greg Westman,

Against the motion - Nil

Absent - Cr Tracey Carpenter, Cr Paul Toole,

Abstain - Nil

**Director Engineering Services' Report**

**6** Item 1 DEVELOPMENT SERVICING PLAN FOR WATER SUPPLY AND SEWERAGE SERVICES (20.00167)

MOVED Cr R Thompson

and SECONDED Cr I North

**RESOLVED:** That Council:

(a) place the draft March 2010 Development Servicing Plan for Water Supply and Sewerage Services on public exhibition, with public submissions invited;

- (b) inform the Urban Development Institute of Australia and the Housing Industry Association at least 10 working days before the start of the public exhibition period;
- (c) inform any developer who had applied for planning approval or for a compliance certificate under section 305 of the Water Management Act 2000 in the previous 6 months;
- (d) note that a further report will be presented once the exhibition period has closed, detailing the submissions, including the consultant's response to matters raised, and presenting and recommending adoption of the final plan; and
- (e) make provision for the new charges to be included in the Revenue Policy in the 2010/2011 Management Plan.

**7** **Item 2 PROPOSED PARTIAL LANEWAY CLOSURE AND ACQUISITION FOR HOUSING NSW, VIEW STREET, KELSO (28.00016, 18.00037)**  
**MOVED** Cr I North and **SECONDED** Cr B Bourke

**RESOLVED:** That Council approve the proposed partial laneway closure and acquisition by Housing NSW of the laneway between View Street and Bell Park recreation reserve at Kelso, as shown in DP255195, and as detailed in the Director Engineering Services report. The road closure land is to be classified as Operational.

**8** **Item 3 PROPOSED ACQUISITION BY HOUSING NSW OF LAND, PART LOT 49 DP806996, CRIPPS PLACE, KELSO (28.00016, 18.00037)**  
**MOVED** Cr I North and **SECONDED** Cr G Westman

**RESOLVED:** That Council approve the proposed acquisition of the Recreation Reserve land being part Lot 49 DP806996 by Housing NSW for the extension of Cripps Place, Kelso, as detailed in the Director Engineering Services' report.

**9** **Item 4 PROPOSED PARTIAL LANEWAY CLOSURE AND ACQUISITION FOR HOUSING NSW, CULNANE PLACE, KELSO (18.00037)**  
**MOVED** Cr I North and **SECONDED** Cr W Aubin

**RESOLVED:** That Council approve the proposed partial laneway closure and acquisition by Housing NSW of the laneway between Culnane Place and Bell Park recreation reserve at Kelso, as shown in DP255195, and as detailed in the Director Engineering Services report. The road closure land is to be classified as Operational.

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

**10** **RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE TO DEAL WITH CONFIDENTIAL REPORTS**  
**MOVED** Cr I North and **SECONDED** Cr B Bourke

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 we 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.

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

1. In the opinion of the General Manager, 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	PROPOSED TRANSFER OF HANGAR LEASE - BAHURST AIRCRAFT MAINTENANCE TO MEULMAN AND FULCHER	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	APPLICATION TO CROWN, LOT 241 DP750357, 330 PANORAMA AVENUE, 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 Corporate Services & Finance's Report

- a** Item 1 PROPOSED TRANSFER OF HANGAR LEASE - BAHURST AIRCRAFT MAINTENANCE TO MEULMAN AND FULCHER (21.00053)  
MOVED Cr R Thompson and SECONDED Cr W Aubin

That Council approves the transfer of the hangar lease for Lot 21 DP1108205 at the Bathurst Aerodrome in the name of Bathurst Aircraft Maintenance Pty Ltd to Messrs Meulman and Fulcher as detailed in the report.

### Director Engineering Services' Report

- b** Item 1 APPLICATION TO CROWN, LOT 241 DP750357, 330 PANORAMA AVENUE, BATHURST (21.00110)  
MOVED Cr R Thompson and SECONDED Cr W Aubin

That Council act in accordance with the Director Engineering Services' Report.

### RESOLVE INTO OPEN COUNCIL

- 11** RESOLVE INTO OPEN COUNCIL  
MOVED Cr I North and SECONDED Cr R Thompson

**RESOLVED:** That Council resume Open Council.

### ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

- 12** ADOPT REPORT OF THE COMMITTEE OF THE WHOLE  
MOVED Cr G Westman and SECONDED Cr M Morse

**RESOLVED:** That the Report of the Committee of the Whole, Items (a) and (b) be adopted.

**MEETING CLOSE**

**13**      **MEETING CLOSE**

The Meeting closed at 6.17 pm.

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

**Date:** \_\_\_\_\_ **(21 April 2010)**



**MINUTE**

**6     DECLARATION OF INTEREST**

**MOVED: M Morse SECONDED: W Aubin**

**RESOLVED:** That the following Declarations of Interest be noted.

Cr Thompson

Item #7 of the Director Corporate Services & Finance's report  
Item #6 of the Director Corporate Services & Finance's report  
Item #5 of the Director Cultural and Community Services' report

Cr Westman

Item #3 of the Director Corporate Services & Finance's Confidential report

Rick Foster, Property Officer

Item #2 of the Director Corporate Services & Finance's Confidential report

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT  
21 APRIL 2010

**DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT TO THE  
ORDINARY MEETING OF BATHURST REGIONAL COUNCIL MEETING HELD ON 21  
APRIL 2010**

General Manager  
Bathurst Regional Council

**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.

**MINUTE**

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

**MOVED: I North SECONDED: M Morse**

**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 2010 (**attachment 1**)
- (b) Applications refused during March 2010 (**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 approved in March 2010 (**attachment 5**).

**Financial Implications:** Nil.

**MINUTE**

**8     Item 2   GENERAL REPORT (03.00053)**

**MOVED: R Thompson SECONDED: G Westman**

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

### **3 NSW HERITAGE GRANTS LOCAL GOVERNMENT HERITAGE MANAGEMENT FUNDING OFFER FOR 2010-11 (16.00122)**

**Recommendation:** That Council:

- (a) fund the shortfall of \$6,500 from the Heritage Consultancy Reserve; and
- (b) express its disappointment to the Minister for Planning that this is another example of cost shifting by the State Government.

**Report:** For many years Council has received funding from the NSW Heritage Office to assist in heritage management in the City. The NSW Heritage Grants offer for 2010-11 funding has been decreased for Bathurst Regional Council from \$15,000 to \$8,500, resulting in a reduction of \$6,500 funding for the Bathurst Region Heritage Fund.

Funding for the heritage fund has been decreased to a \$1 for \$3 basis due to the time Council has received funding on either a \$ for \$ basis, or more recently a \$1 for \$2 basis from the Heritage Branch.

As a result of the reduction in funding, (a reduction of over 43 percent of the previous level of funding), Council wrote to the Director of the Heritage Branch expressing its disappointment with the change in the formula used to calculate the grant for the Heritage Fund.

The table below illustrates how Council's financial contribution has significantly increased particularly in the financial year of 2008-09 for the heritage fund. More importantly, the table demonstrates the overall expenditure generated as a result of the projects funded. This too, has increased significantly over the four year period. The table also illustrates the contribution from the Heritage Branch, the total amount of funding provided and the number of recipients for each year. Note that the current financial year of 2009-10 is not included as the program has not yet been finalised.

***Table 1: Breakdown of Council and Heritage Branch funding for the previous four financial years, total amount generated as a result of the fund and the number of recipients.***

<b>Financial Year</b>	<b>Bathurst Regional Council contribution</b>	<b>Heritage Branch contribution</b>	<b>Total funding provided</b>	<b>Overall expenditure generated from the fund</b>	<b>Number of recipients</b>
2005-06	\$14,755.20	\$14,755.20	\$29,510.40	\$190,930.21	33
2006-07	\$19,284.05	\$15,000.00	\$34,284.05	\$259,456.90	33
2007-08	\$15,175.00	\$15,000.00	\$30,175.00	\$376,965.50	44
2008-09	\$42,377.50	\$15,000.00	\$57,377.50	\$360,849.11	45

Note that Council's contribution varies from year to year as unspent funds from previous years are reserved for expenditure in the following year. In 2008/09 Council doubled its contribution as a result of the program's ongoing success. It is difficult to understand why the Department of Planning now plans to decrease its contribution given Council's ongoing commitment and success with the Heritage Fund.

Below is a summary of the impact the reduced funding will have on the Heritage Fund and Council as the provider of financial incentives to owners of heritage significant buildings or sites.

1. A decrease in the overall funding available for the Heritage Fund, from \$45,000 per

year to \$38,500.

2. The Heritage Fund is critical in that it is the only source of State and local government funding for the majority of the heritage assets within the State that are not of State significance.
3. The amalgamation of the former Bathurst City and Evans Shire Councils in 2004 resulted in a Local government Area of 3,820 square kilometres. Being a sizable area, coupled with the considerable number of contributory buildings in conservation areas, rural buildings, and the fact this region is the oldest inland settlement west of the Blue Mountains, the reduction in funding places Council in a difficult position to continue to provide local funding at a level which will see projects able to proceed, especially with the increasing popularity of the existing fund. For example, there are currently 53 applicants on the mailing list who have expressed interest in applying for funding from the upcoming 2010-11 fund. In addition to this, there will be those who apply as a result of the advertising of the fund.
4. Any reduction in the overall funding available will have a detrimental effect upon the works undertaken or the number of projects that can be funded each year.
5. A reduction in the overall funding is not considered a positive step in terms of heritage management within the Bathurst Region, which is seen as a leading Council for heritage management within the State.

To ensure that Council continues to provide a heritage funding base that will be of an amount that can benefit owners of heritage significant buildings and sites, it is recommended Council increase its contribution from its Management Plan from \$30,000 to \$36,500. Such an increase will illustrate Council's recognition of the growing popularity of the fund and the wider benefits to the local economy.

**Financial Implications:** The increase of an additional \$6,500 by Council from its Management Plan will result in a total annual contribution of \$36,500 for the 2010-11 heritage fund and thereafter.



**MINUTE**

**9 Item 3 NSW HERITAGE GRANTS LOCAL GOVERNMENT HERITAGE MANAGEMENT FUNDING OFFER FOR 2010-11 (16.00122)**

**MOVED: B Bourke SECONDED: T Carpenter**

**RESOLVED:** That Council:

- (a) fund the shortfall of \$6,500 from the Heritage Consultancy Reserve; and
- (b) express its disappointment to the Minister for Planning that this is another example of cost shifting by the State Government.

**4 DEVELOPMENT APPLICATION NO. 2010/0539. GILMOUR STREET, KELSO.  
APPLICANT: OLD BATHURSTIANS UNION OF ALL SAINTS COLLEGE. OWNER:  
BATHURST REGIONAL COUNCIL (2010/0539)**

**Recommendation:** That Council:

- (a) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2010/0539, 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) Prior to the commencement of demolition, the applicant is to submit to Council at least two (2) printed photographs and either photographic negatives or a CD containing high quality digital copies of the existing gates in accordance with the attached Guidelines for photographic recording of sites for which approval has been granted for demolition.
- (b) call a division.

**Report:** The Site

Council has received a Development Application (DA) for the demolition of the Marsden Gates at the Gilmour Street entrance to the Holy Family School. A location plan is provided at attachment 1.

The Marsden Gates are associated with the adjoining Holy Family School but are located partially within the public reserve and partially within the public road reserve.

The proposal

The proposal involves the demolition of the gates for the purpose of restoration and relocation to All Saints College. Photographs of the existing gates are at attachment 2.

Planning Context

*Bathurst Regional (Interim) Local Environmental Plan 2005 .*

The subject site is not within a Heritage Conservation Area however the Holy Family School (formerly Marsden School) is listed as a Heritage Item. The gates are however directly associated with the Holy Family School (former Marsden School), as they were the original entrance to the school.

Council's Heritage Advisor inspected the subject gates and supports the proposal for the following reasons:

- The entrance gates to the Holy Family School, (formerly the Marsden School), are now bypassed by a more recent entrance road to the south.
- The gates require restoration which is unlikely to occur in their current location because:
  - they no longer form part of the formal entrance; and
  - they sit within a public reserve.
- The relocation of the gates will ensure their restoration at some point in the future by the

Old Bathurstian's Union of All Saint's College at All Saint's College.

- The former Marsden School relocated to the All Saints site at Llanarth and the Catholic Church subsequently purchased the former Marsden School. From a historical perspective, the relocation of the gates will ensure they are located to the grounds of the school they were originally associated with, though at a different location.

The reconstruction of the gates at All Saints College is being considered under a separate Development Application (DA 2010/0518). Both Holy Family and All Saints College are in agreement to the proposed demolition and reconstruction on the All Saints College site.

#### Submissions

The Development Application was not advertised or notified to adjoining property owners as the subject site is not within a Heritage Conservation Area and does not contain a Heritage Item.

#### Conclusion

Council has received a Development Application for the demolition of the Marsden Gates for the purpose of restoration and relocation to All Saints College. The subject site is not within a Heritage Conservation Area and does not contain a Heritage Item. The gates are however directly associated with the adjoining Heritage Item - the Holy Family School (former Marsden School). Council's Heritage Advisor supports the proposed demolition, restoration and subsequent relocation of the gates.

**Financial Implications:** Nil.

## MINUTE

**10 Item 4 DEVELOPMENT APPLICATION NO. 2010/0539. GILMOUR STREET, KELSO. APPLICANT: OLD BATHURSTIANS UNION OF ALL SAINTS COLLEGE. OWNER: BATHURST REGIONAL COUNCIL (2010/0539)**

**MOVED: R Thompson SECONDED: G Westman**

**RESOLVED:** That Council:

- (a) direct the Director Environmental, Planning & Building Services to approve Development Application No. 2010/0539, 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) Prior to the commencement of demolition, the applicant is to submit to Council at least two (2) printed photographs and either photographic negatives or a CD containing high quality digital copies of the existing gates in accordance with the attached Guidelines for photographic recording of sites for which approval has been granted for demolition.
- (b) call a division.

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

**The result of the division was:**

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr T Carpenter, Cr G Hanger, Cr M Morse, Cr I North, Cr R Thompson, Cr P Toole, Cr G Westman

Against the motion - Nil.

Absent - Nil.

Abstain - Nil.

## **5 ABS POPULATION STATISTICS (03.00008)**

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

**Report:** The Australian Bureau of Statistics (ABS) has released *Regional Population Growth, Australia 2008/09*.

The following outlines the relevant statistics (estimated resident population) for Inland Regional Centres and Central Western Local Government Areas.

<b>Local Government Area</b>	<b>Estimated Resident Population at 30 June 2009</b>	<b>Change over previous year</b>	<b>Change over previous year (%)</b>
<b>Bathurst Regional</b>	<b>39,339</b>	<b>844</b>	<b>2.2</b>
Albury	50,522	524	1.0
Armidale Dumaresq	25,696	357	1.4
Blayney	7,180	164	2.3
Cabonne	13,246	195	1.5
Dubbo	41,211	728	1.8
Goulburn-Mulwaree	28,349	521	1.9
Lismore	45,645	455	1.0
Lithgow	20,980	269	1.3
Mid-Western Regional	22,677	219	1.0
Oberon	5,391	77	1.4
Orange	38,685	527	1.4
Parkes	15,052	30	0.2
Queanbeyan	40,661	884	2.2
Tamworth Regional	58,515	1,081	1.9
Wagga Wagga	62,904	977	1.6

The following comments are made in respect of these statistics.

- The Central West region continues to show steady positive growth, with the rate of growth increasing in all Central West Local Government Areas as compared to the rate of change from 2007-2008.
- Bathurst Regional Local Government Area is now growing at the same rate as Queanbeyan which previously has been the fastest growing inland centre in NSW and whose growth is obviously influenced by its proximity to Canberra.
- Other than Blayney (which is a much smaller centre), Bathurst Regional and Queanbeyan are the fastest growing inland Local Government Areas in NSW.

**Financial Implications:** Nil.

**MINUTE**

11 **Item 5 ABS POPULATION STATISTICS (03.00008)**

**MOVED: R Thompson SECONDED: G Westman**

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

## **6 CLEAN-UP AUSTRALIA DAY (13.00006)**

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

**Report:** Council and Bathurst Tidy Towns Committee held the local Clean-Up Australia Day Campaign on Sunday 14 March. The campaign was held one week after the national campaign, due to a clash with the Royal Bathurst Show. Numbers were down slightly from last year with 63 people registering at the three main clean-up sites on the Sunday and a further 40 Girl Guides helping with the clean-up in the week leading up to the event. The main registration points were Morse Park, Hector Park and the Bathurst Baptist Church. From these sites volunteers fanned out across the parks and roads of the city cleaning up as they went. The local Scouts group were also involved and focused on cleaning up the Kelso Industrial area. Around 500kg of rubbish was removed from parks and roadsides across the city.

Community members also registered sites at other locations across the LGA, including Yetholme and Mount Rankin.

Council supported the day by assisting with organisation and advertising, by collecting rubbish from designated collection points and by sponsoring 3 lucky draw prizes to encourage the participation of volunteers.

On Friday 19 March Ian Kiernan AO joined Councillor Morse, Council's Sustainability Officer, Stockland Mall Staff and Bathurst Tidy Towns Committee representatives at Stockland Mall to present participation awards to the Local Girl Guides and Scouts groups and to conduct the prize draw for registered participants.

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

**MINUTE**

12 **Item 6 CLEAN-UP AUSTRALIA DAY (13.00006)**

**MOVED: M Morse SECONDED: I North**

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



## **7 2010 COUNTRYLINK INLAND TOURISM AWARDS JUDGING (35.00976)**

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

**Report:** The Regional Tourism Organisations of New England North West, Central NSW Tourism, Riverina Tourism and Outback Tourism have collaborated since 2004 to conduct the Inland Tourism Awards.

In 2009 Council's Manager Tourism, Felicity Baines, was asked to join the judging panel for these awards, participating in both the site visits and the face to face judging panel.

The Manager Tourism has been approached by the Awards Secretariat to be on the judging panel for the 2010 tourism awards. The criteria required of the judges include:

**Skills & abilities:**

- the ability to apply judging criteria
- the ability to review personal scores and achieve consistency
- organisational skills
- listening and questioning skills
- reviewing and reporting skills
- be able to synthesise information as presented from a range of sources
- the ability to develop and deliver constructive feedback

**Knowledge & experience:**

- having worked at a strategic/operational level within an organisation
- a good knowledge of what organisational and individual benefits look like
- knowledge and experience of the tourism industry
- previous experience of using criteria and weighted judging processes

The time commitment for judging includes:

- 1 hour for each site visit;
- approximately 4 teleconferences of about ½ hour in length; and
- up to 2 days face-to-face judging held in Dubbo.

**Financial Implications:** Nil.

**MINUTE**

**13     Item 7    2010 COUNTRYLINK INLAND TOURISM AWARDS JUDGING (35.00976)**

**MOVED: I North SECONDED: M Morse**

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

## **8 EVOCITIES (18.00208)**

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

**Report:** The Evocities partnership, of which Bathurst Regional Council is a member, is taking a new direction in progressing its quest to lure Sydneysiders inland. In March, the group of seven NSW cities – Bathurst, Dubbo, Tamworth, Orange, Albury, Armidale, and Wagga Wagga – appointed SHJ to manage media and Ascent for Marketing services in a bid to deliver a campaign designed to shift city dwellers to regional areas.

Evocities was created in order to combat the general lack of awareness of the existence of “regional cities” – vibrant, thriving locations that offer employment, financial rewards and increased lifestyle opportunities. The concept has secured \$1.2m in Federal funding in addition to each council’s annual contribution of \$40,000. Corporate sponsors are also being engaged with Council’s Manager Economic Development a member of the Evocities Sponsorship SubCommittee.

Project Management is being undertaken by Sydney based firm Prophisee and is a crucial component in ensuring the campaign delivers maximum return on investment and effort within the Sydney marketplace, informing as wide an audience as possible that inland regional cities are vibrant progressive centres with excellent job prospects and a great lifestyle.

The seven Councils recently met to review the Marketing and Media Agencies Expressions of Interest and have selected Ascet Group and Scaffidi Hugh Jones as Media agency. Ascet Group completed the original Market research and subsequent marketing strategy for Evocities.

Council’s Manager Economic Development is investigating the creation of a new business/lifestyle web portal that will host and provide valuable information on employment, education, real estate, health as well as business information such as grants, state and federal government training initiatives etc. The site will also provide a solid back end database to manage and track enquiries and conversions arising from the Evocities marketing campaign.

The Evocities General Managers and Mayors have received an invitation to attend a presentation regarding progress on the Evocities marketing initiatives to be held on 28 April 2010.

**Financial Implications:** Nil.

**MINUTE**

**14     Item 8    EVOCITIES (18.00208)**

**MOVED: W Aubin SECONDED: B Bourke**

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

## **9 CENTRAL NSW ECONOMIC DEVELOPMENT FORUM (18.00041)**

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

**Report:** The Central NSW Economic Development Forum was held on 23 March 2010 at Parkes Council Chambers. The Forum has been active for approximately 7 years and presents a networking opportunity for Economic Development professionals in Central NSW to discuss ideas, issues and be updated on economic and grant funding opportunities from State and Federal Government bodies. Council's Manager Economic Development was elected Chair of the Committee in 2009, after previously chairing the Committee from 2005-2007.

The Forum is also asked to provide advice on certain issues and events to CENTROC and other organisations. Relevant key Government Departments attend the quarterly meetings including Industry and Investment NSW, Regional Development Australia – Central NSW and AusIndustry.

Parkes as host Council gave an informative briefing on economic activities being undertaken in Parkes including the following: -

- Parkes Elvis Festival injects \$6 million pa into local economy and the 2010 event attracted 12,000 participants
- Main competitive advantage is distribution
- Key focus is Inland Rail Route which has two options (one bypasses Dubbo)
- Mining and Transport are key industry sectors with 400 people directly employed in Transport and 900 on site at North Parkes mine.
- North Parkes Mine is currently completing exit strategy although life of mine is 15-20 years

Bruce Buchanan CEO of the Orange Cabonne Blayney Business Enterprise Centre updated the group on the Federal Government funded Central West E-Business Program (CWEBIZ). The program enables small business to develop a website through a series of skills development workshops for their own business as well as providing mentoring support. There is a one off registration fee of \$250 which covers 5 workshops, workbook, website development, business advice and support as well as 12 months hosting of the website and 12 months E Support. Interested participants can contact Council's Manager Economic Development for further information.

Other agenda items included Central NSW Tourism, Film Central and round table discussions. Representatives in attendance included Parkes, Forbes, Bathurst, Grenfell, Cabonne, Lachlan, Cowra, Industry and Investment NSW, OCB Business Enterprise Centre and CENTROC.

The next meeting will be hosted by Cowra and Council's Manager Economic Development is hoping to secure Chris Gibbons, Director Business and Industry Affairs for the City of Littleton, Colorado USA. Mr Gibbons runs an internationally recognised program called Economic Gardening which provides high-end, corporate level tools for any businesses in Littleton. Economic Gardening aims to identify those business people with a strong desire and aptitude to grow their businesses. It provides these budding entrepreneurs with a package of professional business assistance that would normally be too costly for most small businesses. It is hoped that the group take away many practical ideas which they can apply in their respective Local Government Areas.

**Financial Implications:** Nil.

**MINUTE**

15 **Item 9 CENTRAL NSW ECONOMIC DEVELOPMENT FORUM (18.00041)**

**MOVED:** R Thompson **SECONDED:** T Carpenter

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

## **10 LGSA TOURISM CONFERENCE 2010 (18.00105)**

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

**Report:** The Local Government & Shires Association held their annual tourism conference for 2010 in Cowra March 10-12. The theme for this year's conference was *The Business of Tourism*. Councillors Monica Morse and Ian North accompanied the Manager Tourism to the conference.

One of the main themes ruminating from the conference keynote speakers was that tourism is a function that needs to integrate into the community. Tourism needs to be integrated into Council's thinking, function and into everything Council does.

Tourism NSW (TNSW) focussed on the critical issues facing domestic tourism - that of a stagnant market and much competition for people's disposable income. TNSW see the following as the main challenges facing domestic tourism:

1. tourism is a highly discretionary spend
2. price cutting can support demand but slashes profitability, with a great impact on small to medium enterprises
3. distribution can choke supply of product – how do we get our products into the market?
4. customer education versus customer transaction

TNSW see that they have two big tasks:

1. persuading more Australians to holiday at home
2. get international visitors to stay longer

A Tourism Panel were asked to comment on 'how should local and regional tourism be funded?' Both sides of the debate agreed that tourism needs local government support constantly for infrastructure and services as well as destination marketing. It was also strongly understood that individual businesses that are part of the tourism sector need to contribute. It was clearly stated that the return on investment for tourism is very difficult and not straight forward to calculate, however, it needs to be understood that Councils do benefit from tourism.

Fiona Ellis from Department of Resources, Energy and Tourism spoke about the research and tools available through the Department, one being the Destination Visitor Survey.

The conference included workshops and show case segments giving practical ideas for attendees to take back to their own destination. Several of the ideas coming from these included:

- an Ambassador program – where locals are given a loyalty card for revisiting attractions.
- target visiting friends and relatives through loyalty reward programs.
- cultural tourism is the story of the place and destinations need the whole community to be involved and aware of the assets of the community.

All presentations from the conference are now available from the website <http://www.lgsa-plus.net.au/www/html/3115-presentations.asp?intSiteID=2>.

**Financial Implications:** Nil.

**MINUTE**

16 **Item 10 LGSA TOURISM CONFERENCE 2010 (18.00105)**

**MOVED: G Hanger SECONDED: G Westman**

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

Yours faithfully

A handwritten signature in black ink, appearing to read 'D R Shaw', with a large, stylized flourish at the end.

D R Shaw  
**DIRECTOR**  
**ENVIRONMENTAL, PLANNING & BUILDING SERVICES**



ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT  
21 APRIL 2010

**DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT TO THE ORDINARY  
MEETING OF BATHURST REGIONAL COUNCIL MEETING HELD ON 21 APRIL 2010**

General Manager  
Bathurst Regional Council

**1 STATEMENT OF INVESTMENTS - MARCH 2010 (16.00001)**

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

**Report:** \$47,933,737.83 was invested at 31 March 2010 in accordance with Council's investment policies, the Minister's Investment Order dated 31 July 2008, the Local Government Act 1993 and associated regulations. All investments have been reconciled with Council's general ledger and are listed below:

**Year to Date Averages** (as per the CBA & RBA for comparison purposes)

90 day Bank Bill Swap Rate (BBSW)	3.92%
Three Year Treasury Bond Yield	4.92%

**Short Term 1 – 365 Days**  
**(comprising Commercial Bills, Term Deposits and**  
**Certificates of Deposits):**

Adelaide Bank	\$4,500,000.00
Australian Central Credit Union	\$9,000,000.00
Bankwest	\$1,000,000.00
IMB Ltd	\$4,000,000.00
Railways Credit Union	\$9,500,000.00
Reliance Credit Union	\$2,000,000.00
SGE Credit Union	\$1,000,000.00
Westpac	<u>\$9,500,000.00</u>
	\$40,500,000.00

**Long Term**  
**(comprising Commercial Bills, Term Deposits and**  
**Bonds):**

Railways Credit Union	\$2,000,000.00
Government & Semi Government Bonds	<u>\$2,630.25</u>
	\$2,002,630.25

**Community Income Note**

*Rembrandt Australia Trust	\$931,107.58
(refer to DCSF C#1 report of 19/3/2008)	\$931,107.58

**Floating Rate Notes**

ANZ	\$2,000,000.00
Bendigo Bank 2007	\$2,000,000.00
Mackay Permanent Building Society	<u>\$500,000.00</u>
	<u>\$4,500,000.00</u>

**Total Investments** **\$47,933,737.83**

***These funds were held as follows:***

Reserves Total (includes unexpended loan funds)		\$24,182,732.93
Grants held for specific purposes		\$3,463,629.94
Section 94 Funds held for specific purposes		\$16,153,126.31
Unrestricted Investments – All Funds		\$4,134,248.65
*General Fund	\$26,289.05	
*Water Fund	\$1,574,460.97	
*Sewer Fund	\$1,079,268.46	
*Waste Fund	<u>\$1,454,230.17</u>	

**Total Investments** **\$47,933,737.83**

**R Roach**  
**Responsible Accounting Officer**

**Financial Implications:** Interest received on investments has been included in the current budget.

**MINUTE**

17 **Item 1 STATEMENT OF INVESTMENTS - MARCH 2010 (16.00001)**

**MOVED: B Bourke SECONDED: W Aubin**

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

**2 YEAR TO DATE REVIEW - 2009/2010 MANAGEMENT PLAN AND BUDGET (16.00116)**

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

**Report:** At **attachment 1 and 2** is the revised summary and detail of the Management Plan and Budget for the period to 31 March 2010.

	<b>Original Estimate</b>	<b>Previously Revised Estimate</b>	<b>Revised Estimate</b>	<b>Variance for the Month</b>
<b>Engineering Services</b>	11,055,708	9,884,818	9,884,818	0
<b>Corporate Services &amp; Finance</b>	-18,133,074	-16,916,564	-16,916,564	0
<b>Cultural &amp; Community Services</b>	4,133,018	4,129,691	4,129,691	0
<b>Environmental Planning &amp; Building Services</b>	2,913,786	2,851,493	2,851,493	0
<b>TOTAL</b>	-50,562	-50,562	-50,562	0

Variations for the Month of March 2010 - Nil

At **attachment 3** is an update of Strategies for the 2009/2010 Management Plan.

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

**Financial Implications:** Council's budget will be varied in accordance with the above table.

**MINUTE**

**18 Item 2 YEAR TO DATE REVIEW - 2009/2010 MANAGEMENT PLAN AND BUDGET (16.00116)**

**MOVED: I North SECONDED: R Thompson**

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

**3 SUNDRY SECTION 356 DONATIONS AND BATHURST MEMORIAL ENTERTAINMENT CENTRE COMMUNITY USE 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 and Bathurst Memorial Entertainment Centre Community Use Subsidies granted by Council for the period ending 31 March 2010.

**Financial Implications:** Council's Sundry Section 356 Donations and Bathurst Memorial Entertainment Centre Community Use Subsidies are included in the current budget, which currently have a balance as follows:

Section 356:	(\$1,131.32)
BMEC Community use:	\$106.84

**MINUTE**

**19 Item 3 SUNDRY SECTION 356 DONATIONS AND BATHURST MEMORIAL ENTERTAINMENT CENTRE COMMUNITY USE SUBSIDY (18.00004)**

**MOVED: M Morse SECONDED: W Aubin**

**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.

- Global Focus.com Pty Ltd - Bathurst Aerodrome, 5 Windsock Way - Lease
- Greater Western Area Health Service - Part Lot 1, DP 774489 - 230 Howick Street, Bathurst - Lease
- C Hotham - Part Lots 134, 137, 138, 144 & 145, DP 750357 and Part Lot 1, DP 784476 - Vale & Lloyds Roads, Bathurst - Licence
- Y Li - Proposed Lot 406 in Lot 224, DP 1137628 - McGirr Street, Bathurst - Transfer
- L & Z Thurtell, Proposed Lot 421 in Lot 224, DP 1137628 - Blaxland Drive, Bathurst - Transfer

#### **Linen Plan Release**

- BRC/Nicolson - Road Widening - Dog Rocks Road, Rockley

**Financial Implications:** Nil.

**MINUTE**

**20     Item 4   POWER OF ATTORNEY (11.00007)**

**MOVED: G Westman SECONDED: G Hanger**

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

## **5 REQUEST FOR FINANCIAL SUPPORT - INDUSTRY LINKS PROGRAM (18.00004)**

**Recommendation:** That Council not contribute \$500 to the Industry Links Program to be funded from Sundry Section 356 Donations.

**Report:** Council has received a request for financial support towards the operations of the Industry Links Program. The letter of request is shown at **attachment 1**.

This program is run in conjunction with the NSW Department of Education and Training and aims to link schools with businesses and give students the chance to experience a type of business without leaving school and giving students more involvement than just a week of work experience.

**Financial Implications:** This request would need to be funded from Council's Section 356 Donations which currently has no funds available.

**MINUTE**

**21 Item 5 REQUEST FOR FINANCIAL SUPPORT - INDUSTRY LINKS PROGRAM**  
**(18.00004)**

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

**RESOLVED:** That Council contribute \$500 to the Industry Links Program, on the basis that it goes to a Bathurst student for out of pocket expenses to be funded from Sundry Section 356 Donations.

## **6 REQUEST FOR FINANCIAL ASSISTANCE - BATHURST CITY COLTS SPORTING CLUB (18.00195)**

**Recommendation:** That Council approve the payment of water usage charges for the Bathurst City Colts Sporting Club for the use of Loco Oval Sports Complex as follows:

- a) Bathurst City Colts Sporting Club are to be responsible for the first \$500 of the annual water account (per annum indexed to CPI).
- b) Bathurst Regional Council is to contribute the balance of the water account to a maximum of \$3,500 (per annum indexed to CPI).
- c) Bathurst City Colts are to pay all amounts of water used over and above \$4,000 per annum.
- d) Include this as an item in the Recreation Section of the 2010/2011 Management Plan with the amounts to be indexed at CPI each year.

**Report:** Council has received a request from the Bathurst City Colts Sporting Club for financial assistance for the payment of water charges at the Loco Oval Sports Complex (see **attachment 1**).

Councillors are aware that the Loco Oval is part of the sporting ovals used in Bathurst to provide sporting facilities for the ratepayers.

Bathurst City Colts Sporting Club lease this ground from the State Rail Authority and as part of the lease agreement are responsible for the rates and water charges associated with keeping this ground in a good condition.

Councillors during their Section 356 deliberation each year have agreed to pay the general rate charges for the ground. This amounts to approximately \$2,200 each year.

Bathurst City Colts Sporting Club have advised Bathurst Regional Council that the approximate annual cost of keeping this ground in a good condition is around \$13,000 per year which covers costs as detailed in their letter of 28 January 2010 (see **attachment**).

The Bathurst City Colts Sporting Club are requesting Council to provide further financial support so their Club can continue to operate this complex. Following a meeting between Council and their organisation, they are requesting Council to contribute to the cost of water as follows:

- Bathurst City Colts Contribution per annum - \$500 (indexed to CPI).
- Bathurst Regional Council Contribution per annum - Balance to a maximum of \$3,500.
- Bathurst City Colts to pay all amounts of water used over and above \$4,000 per annum.

On checking with Council's Engineering Department the amount of water being used at this field is on par with other grounds maintained by Council (note: the total use for loco Oval was 612 kl and 738 kl for Carrington Park).

Council does benefit from having this playing field in its area as it is maintained by the Bathurst City Colts Sporting Club in that wicket preparation, grass cutting and weed control are all carried out by the Club. In addition, Loco Oval is also utilised and maintained by the club for the conduct of football (soccer). Should this ground be lost to the Bathurst Sporting organisation to use then Council would be pressured into funding a new facility for the use by various sports organisations.

**Financial Implications:** Council would need to include an amount of \$3,500 in the Parks budget to cover the costs of water for this ground.

**MINUTE**

**22 Item 6 REQUEST FOR FINANCIAL ASSISTANCE - BATHURST CITY COLTS SPORTING CLUB (18.00195)**

**MOVED: B Bourke SECONDED: W Aubin**

**Cr Thompson declared a non-pecuniary interest in this item and took part in discussions and voting.**

**Reason: was a long-term former member of the Bathurst City Colts Sporting Club.**

**RESOLVED:** That Council approve the payment of water usage charges for the Bathurst City Colts Sporting Club for the use of Loco Oval Sports Complex as follows:

- a) Bathurst City Colts Sporting Club are to be responsible for the first \$500 of the annual water account (per annum indexed to CPI).
- b) Bathurst Regional Council is to contribute the balance of the water account to a maximum of \$3,500 (per annum indexed to CPI).
- c) Bathurst City Colts are to pay all amounts of water used over and above \$4,000 per annum.
- d) Include this as an item in the Recreation Section of the 2010/2011 Management Plan with the amounts to be indexed at CPI each year.

## **7 REQUEST FOR FINANCIAL ASSISTANCE - BATHURST GOLF CLUB (22.00126)**

**Recommendation:** That Council introduce in the 2010/11 Management Plan a raw water charge for the Bathurst Golf Club as follows:

- a) meter access charge of \$3,128 per annum,
- b) raw water charge of 60 cents per kilolitre for the first 18 megalitres of water,
- c) raw water charge of \$1.20 per kilolitre for all water consumed over 18 megalitres,
- d) the above charges be subject to annual CPI increases
- e) that these charges be reviewed annually as part of the Management Plan process

**Report:** Council has received a request for financial assistance in the supply of raw water to the Golf Club.

Councillors will recall that executives of the Golf Club met with Councillors on 10 March 2010 to discuss water needs, use of water and the value of the Golf Club to the city of Bathurst.

Councillors will also recall that several years ago, Council was approached by the Golf Club for assistance in providing funds for the proposed sinking of a water bore at the golf club. Also at this meeting the Golf Club requested a special water rate for raw water purchased by the Golf Club for use on the fairways. Council agreed to a special water rate by capping raw water purchased by the Golf Club at a specific rate - the current rate in 2009/10 Management Plan is 80 cents per kilolitre.

Council provided a grant of \$10,000 in 2007 to assist with the sinking of the bore for the water to be used for maintaining the Golf Club in good condition. Unfortunately, this project ended up failing due to the bore not striking water. This resulted in Council continuing to supply raw water to the course as previously done.

The cost of water supplied to the Golf Club in previous years is as follows:

2006/2007	\$45,571
2007/2008	\$16,149
2008/2009	\$26,260

Earlier in 2009 Council was approached and advised that it was the Golf Club's intention to seek funding from government sources and members to sink another bore to obtain water to assist with the maintenance of the course. It was quoted at the time, that the cost of this work would be in the vicinity of \$100,000. During these discussions, an enquiry was made as to the feasibility of obtaining raw water from Council to be supplied to the dam on Boundary Road during off peak periods (at night) and to be used by the Club at the necessary times to ensure the course was properly cared for. **Attachment 1** is a report from the Golf Club which shows potential use of water over a twelve month period.

The Golf Club have now written to Council asking for a financial contribution in the form of the capping of water charges as follows:

1. Council to supply 18 megalitres of raw water to the value of \$10,000 per annum.
2. The capping fee of \$10,000 is for raw water charges only and does not include the access charge currently being \$3,128 for 100mm service.
3. If the arrangement of the capping of the \$10,000 fee plus access charge is approved, then this would be subject to CPI increases.
4. This application is for raw water only and does not include filtered water for the Club

House or a back up supply for the course.

Included in Council's current Management Plan for water services is a water charge of 80 cents per kilolitre for water used at the Golf Club. Council's current charge for water used by other users charged out at 56 cents per kilolitre first the first 250 kilolitres and the balance is at 90 cents per kilolitre. This variation to 80 cents was the result of the previous request by the Golf Club.

Councillors are aware that the Bathurst Golf Club provides an important facility for the city which makes it attractive for people to live here and encourages visitors to the city. That Bathurst Golf Club has been recognised as a championship Golf Club and accordingly it is required that fairways and greens are kept to a certain standard. This standard can only be maintained with sufficient quantity of water. In the Golf Club's letter dated 16 March 2010 (see **attachment 2**) they have requested Council to supply 18 megalitres of raw water capped at \$10,000 per annum.

It is requested that Council include this request in its 2010/2011 Management Plan the following tariff applicable to the Bathurst Golf Club.

- Raw water charges only
- First 18 megalitres is 60 cents per kilolitre.
- For all water consumed over 18 megalitres the cost will be \$1.20 per kilolitre.
- An access charge for raw water based on an 100mm water meter.

For Councillors information the subsidy will be as follows:

Current Charge

Meter Access Charge	\$3,128
18 megalitres at 80 cents per kilolitre	<u>\$14,000</u>
Total Cost	<u>\$17,128</u>

Recommended Proposed Charge

Access Charge	\$3,128
18 megalitres at 60 cents per kilolitre	<u>\$10,800</u>

Total Cost \$13,928

Total Subsidy \$3,200

**Financial Implications:** Council can subsidise the cost of water charges in the amount of \$3,200 to be financed from the water fund.



**MINUTE**

**23 Item 7 REQUEST FOR FINANCIAL ASSISTANCE - BATHURST GOLF CLUB**  
**(22.00126)**

**MOVED: W Aubin SECONDED: G Westman**

**Cr Thompson declared a non-pecuniary interest in this item and took part in discussions and voting.**

**Reason: is a member of the Bathurst Golf Club.**

**RESOLVED:** That Council introduce in the 2010/11 Management Plan a raw water charge for the Bathurst Golf Club as follows:

- a) meter access charge of \$3,128 per annum,
- b) raw water charge of 60 cents per kilolitre for the first 18 megalitres of water,
- c) raw water charge of \$1.20 per kilolitre for all water consumed over 18 megalitres,
- d) the above charges be subject to annual CPI increases
- e) that these charges be reviewed annually as part of the Management Plan process

**8 DEVELOPMENT APPLICATION NO. 2010/0498 – ADDITION TO PRESCHOOL AT 7 WARK PARADE, WINDRADYNE. APPLICANT: WEST BATHURST PRESCHOOL INC. OWNER: WEST BATHURST PRESCHOOL INC (2010/0498)**

**Recommendation:** That Council not waive the Council charges as listed.

**Report:** Council has received and dealt with a Development Application on behalf of West Bathurst Preschool for an addition to their existing building at 7 Wark Parade, Windradyne, which will include a new playroom, office and amenities.

As the proposed development will result in additional amenities, additional impervious area and additional vehicular traffic, development contributions are payable for:

Water Headworks	\$3,893.44
Sewer Headworks	\$3,460.99
Sawpit Creek Stormwater Drainage	\$569.64
Roadworks New Residential Subdivisions	<u>\$8,822.88</u>
	\$16,746.95

Council has received a request for Council to consider waiving the above development contributions (see **attachment 1**).

Council should note that it does not generally waive Water and Sewer Headworks charges.

Should Council decide to offer assistance in this matter it would normally be funded from Section 356 Donations.

**Financial Implications:** This request would need to be funded from Council's Section 356 Donations which currently has no funds available.

**MINUTE**

**24 Item 8 DEVELOPMENT APPLICATION NO. 2010/0498 – ADDITION TO PRESCHOOL AT 7 WARK PARADE, WINDRADYNE. APPLICANT: WEST BATHURST PRESCHOOL INC. OWNER: WEST BATHURST PRESCHOOL INC (2010/0498)**

**MOVED: T Carpenter SECONDED: B Bourke**

**RESOLVED:** That the matter be deferred and further discussions being held with the applicants.

**9 DEVELOPMENT APPLICATION 2010/0485 ADDITION TO AMENITIES BLOCK AT BATHURST SHOWGROUND (2010/0485)**

**Recommendation:** That Council not waive the Council charges as listed.

**Report:** Council has received and dealt with a Development Application on behalf of the Bathurst Showground Trust for the addition of disabled and parenting rooms on the main amenities block at the Bathurst Showground.

As the Development Application involved additional toilet facilities, conditions were imposed on the Development Application requiring payments towards water and sewer headworks. Headwork charges are applicable on all Development Applications where there are significant increases in demand for water and sewer infrastructure.

Council has since received a request for Council to consider waiving the headworks charges (see **attachment 1**).

The headwords charges are as follows:

Water Headworks	\$718.75
Sewer Headworks	<u>\$760.10</u>
	\$1478.85

Council should note that it does not generally waive water and sewer headwords charges.

Should Council decide to offer assistance in this matter, it would normally be funded from Section 356 Donations.

**Financial Implications:** This request would need to be funded from Council's Section 356 Donations which currently has no funds available.

**MINUTE**

**25 Item 9 DEVELOPMENT APPLICATION 2010/0485 ADDITION TO AMENITIES  
BLOCK AT BATHURST SHOWGROUND (2010/0485)**

**MOVED: R Thompson SECONDED: I North**

**RESOLVED:** That Council not waive the Council charges as listed.

## **10 2010 SISTER CITY DELEGATION TO OHKUMA (23.00011)**

**Recommendation:** That Council nominate the Mayor and another Councillor to lead a Bathurst delegation to Ohkuma in early November 2010.

**Report:** In terms of the ongoing development of the relationship between Ohkuma and Bathurst, it has been customary for a community delegation led by a Council representative to visit Ohkuma every second year. Councillors will also recall that the township of Ohkuma sent a delegation in November 2009 to mark the 20th anniversary of the first trip from Ohkuma to Bathurst. This delegation consisted of 23 members most of whom were town officials. In view of the significance of this year being the 20th anniversary Council may wish to consider sending another councillor as an official member of the party.

The Sister City Working Party considered this matter at its recent meeting and discussed sending a delegation and that it would be beneficial for a staff member to attend as the information gained would be invaluable when dealing with the many trips from Ohkuma residents and also other Japanese trips to Bathurst. The Working Party resolved to recommend to Council that Council

(a) consider sending a delegation to Ohkuma in early November 2010 lead by the Mayor or his delegate,

(b) that Council consider authorising the participation of one staff member on the delegation.

The last delegation visited Japan in November 2008 led by Cr Paul Toole as Council's representative along with approximately three other community members.

Council will seek formal acceptance from Ohkuma Town Council that they would welcome a delegation this year.

The proposed tour would be undertaken in early November (possibly departing 5 November) and would be run in much the same way as the 2008 tour with delegates flying into Tokyo for an overnight stay before being met by a representative from Ohkuma to be taken to the township for a five night stay home hosted by the community.

The Sister City relationship with Ohkuma, Fukushima Prefecture, Japan was formalised in 1991. A group of students and community representatives has visited Bathurst every year since 1989.

Since 2002 Bathurst, as part of its Sister City Scholarship Program, has sent students to Ohkuma on a one month exchange program funded from the Sister City Reserve.

The only financial commitment from Council would be in covering the cost of its representative delegate/s. Members of the community who join in the delegation meet all their own travel expenses. The approximate cost to Council is expected to be approximately \$3,000 - \$3,500 per person (to be confirmed and reported to Council at a later date) with the following inclusions:

- Return Airfares - Qantas
- Airport Taxes
- Airport Limousine Bus Transfer from Airport to Hotel
- 1 night Hotel stay
- 5 days home hosted in Ohkuma

- 7 day ordinary Japan rail pass
- 2 nights Hotel stay
- Airport Limousine Bus Transfer from Hotel to Airport

A Delegation to Ohkuma funding allocation would be included in the 2010-11 Council Budget.

**Financial Implications:** If Council adopts the recommendation funding of \$7,000 would be provided within Council's 2010-11 Management Plan.

**MINUTE**

**26     Item 10    2010 SISTER CITY DELEGATION TO OHKUMA (23.00011)**

**MOVED: B Bourke SECONDED: T Carpenter**

**RESOLVED:** That Council nominate the Mayor and Councillors Morse and North to lead a Bathurst delegation to Ohkuma in early November 2010.



## **11 LOCAL GOVERNMENT & SHIRES ASSOCIATION OF NSW - LEGAL ASSISTANCE POLICY AND GUIDELINES (03.00025)**

**Recommendation:** That Council advise the Local Government and Shires Association that it supports the current agreement of providing financial support for legal costs incurred by other NSW Councils in accordance with the Local Government and Shires Association's Legal Assistance and Policy Guidelines.

**Report:** Council has received advice from the Local Government and Shires Association (LGSA) that the Joint Executive of the associations have agreed to undertake a review of the Legal Assistance Policy and Guidelines.

The Legal Policy and Guidelines allows a Council to apply for support of the LGSA in seeking contributions from all NSW Councils to assist with its legal costs where that Council is involved in litigation and the principle in question in the matter:

- a) involves a major local government principle which may be eroded but for pursuing the matter,
- b) is one which should not be eroded merely because the Council involved is not itself, so seriously affected by the outcome of the case that the legal costs associated with pursuing the principle outweigh the consequences.

Council has in the past supported the LGSA in its requests for financial assistance for various Councils involved in legal matters involving the local government industry as a whole.

These requests are received from time to time and generally relate to matters before the NSW Court of Appeal or the High Court of Australia. The policy guidelines are provided at **attachment 1**.

The LGSA are seeking comment or advice in relation to this policy.

**Financial Implications:** Council allows funds within its budget to cover financial assistance for LGSA Councils involved in this type of matter.

**MINUTE**

**27 Item 11 LOCAL GOVERNMENT & SHIRES ASSOCIATION OF NSW - LEGAL ASSISTANCE POLICY AND GUIDELINES (03.00025)**

**MOVED: I North SECONDED: T Carpenter**

**RESOLVED:** That Council advise the Local Government and Shires Association that it supports the current agreement of providing financial support for legal costs incurred by other NSW Councils in accordance with the Local Government and Shires Association's Legal Assistance and Policy Guidelines.

Yours faithfully



R Roach  
**DIRECTOR  
CORPORATE SERVICES & FINANCE**

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

DIRECTOR ENGINEERING SERVICES' REPORT

21 APRIL 2010

**DIRECTOR ENGINEERING SERVICES' REPORT TO THE ORDINARY MEETING OF  
BATHURST REGIONAL COUNCIL MEETING HELD ON 21 APRIL 2010**

General Manager  
Bathurst Regional Council

**1 PROCEDURES FOR NAMING OF COUNCIL FACILITIES (04.00008-08 & 41.00008)**

**Recommendation:** That :

- (a) Council place the Draft Guidelines of Procedures for Naming of Council Facilities on public exhibition for a period of 28 days and,
- (b) following consideration of any feedback from the community, a further report be presented to Council's Policy Committee for its adoption.

**Report:** Council at its meeting held 9 December 2009 determined that guidelines were to be formulated for requests to name Council owned and managed public open spaces, including reserves, parks, public gardens, sporting fields/facilities and recreational areas.

At attachment 1 are draft guidelines which will ensure that the naming of all places is carried out in a consistent manner according to an established set of criteria.

This policy will exclude the naming of geographical or topographical features which are covered by the Geographic Names Board and will also exclude roads and streets which have their own set of guidelines.

Where existing Council owned public open space is not named, Council will apply this policy and associated guidelines. The policy will not be used to rename places already named, or names approved by Council, Committees or Community Boards by formal resolution.

**Financial Implications:** Nil.

## MINUTE

### 28 Item 1 PROCEDURES FOR NAMING OF COUNCIL FACILITIES (04.00008-08 & 41.00008)

**MOVED:** T Carpenter **SECONDED:** R Thompson

**RESOLVED:** That :

- (a) Council amend the following sections of the Draft Procedures for Naming of Council Facilities as detailed below:
  - (i) **Objective** - include the words *To allow for the recognition of both the European and Indigenous cultural heritage of the Bathurst Region* .
  - (ii) **Policy** - in the last dot point include the words *Local Aboriginal Land Council* .
  - (iii) **Approval** - include the words *Council will ensure the origin of the name will be clearly stated and recorded* .
- (b) Council place the Draft Procedures for Naming of Council Facilities on public exhibition for a period of 28 days and,
- (c) following consideration of any feedback from the community, a further report be presented to Council's Policy Committee for its adoption.

## **2 RESURFACING OF 2 INTERNATIONAL COURTS AT JOHN MATTHEWS TENNIS CENTRE (04.00013)**

**Recommendation:** That Council utilise part of the Reserve Funding allocated to the John Matthews Tennis Centre to resurface the 2 international courts with a new synthetic turf sport surface.

**Report:** During recent inspections of the courts at the Centre, the Lessee of the complex advised that the condition of international courts 1 and 2 have deteriorated to a point where it is now impossible to successfully undertake general repairs to them and has become a safety issue for users. As these courts are considered to be the show courts for the Centre, and receive extensive use, it is recommended that these courts now be resurfaced.

It should be noted that courts 1 and 2 were last resurfaced in 1999. The general life expectancy of synthetic sports surfaces is approximately 10 years and therefore it is believed that the existing surface has provided a satisfactory life span.

Quotations are currently being sourced to resurface the international courts with a synthetic sports surface of a similar quality to the existing courts. It is estimated that the cost to supply and install the synthetic surface to the 2 courts will be in the vicinity of \$50,000.

**Financial Implications:** Funds currently held within the Reserve allocated to the Centre amount to \$82,380. Carrying out the proposed works will result in a remaining balance of approximately \$32,380.

**MINUTE**

**29 Item 2 RESURFACING OF 2 INTERNATIONAL COURTS AT JOHN MATTHEWS TENNIS CENTRE (04.00013)**

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

**RESOLVED:** That Council utilise part of the Reserve Funding allocated to the John Matthews Tennis Centre to resurface the 2 international courts with a new synthetic turf sport surface.

### **3 PROGRAM FOR THE INSTALLATION OF DRINKING FOUNTAINS (14.00008)**

**Recommendation:** That Council:

- (a) Implement a program for the installation of drinking fountains for public usage to encourage the drinking of town water within the Bathurst area.
- (b) Commit an amount of \$5,000 per annum for the next 5 years in Council's Annual Management Plan to allow for the purchase and installation of drinking fountains at selected sites within Bathurst.

**Report:** The following information has been derived from a number of sources and is an indication of the increasing use of bottled water throughout Australia and the possible repercussions of such use to the economy and the environment.

In Australia we have the opportunity to drink quality tap water in many cases, yet despite this, it has been estimated that Australians:

- Spend more than half a billion dollars a year on bottled water. Last year bottled water sales increased by 10%.
- Producing and delivering a litre of bottled water can emit hundreds of times more greenhouse gases than a litre of tap water.
- In many cases a litre of bottled water is more expensive than a litre of petrol.
- Department of Environment and Climate Change estimates that 200ml of oil is used to produce, package, transport and refrigerate each litre of bottled water. As a result, at least 50 million litres of oil is used in the manufacture and distribution of bottled water every year.
- Australians only recycle 36% of PET plastic drink bottles.
- Australia's annual use of bottled water generates more than 60,000 tonnes of greenhouse gas emissions. The same amount that 13,000 cars generate over the course of a year.
- About 70% of plastic drink bottles end up in landfill and take up to 1000 years to biodegrade.

In December 2008 a survey of 1000 Australians conducted on bottled water usage found that:

- The current economic turmoil has caused 40% of people to reconsider buying bottled water.
- 74% of people surveyed report that they spend up to \$10 a month on bottled water.
- Over 78% of people believed there are not enough bubblers available.
- 85% are concerned about the safety and cleanliness of public bubblers.
- 66% said that if a greater number and quality of bubblers were available they would buy less bottled water.



- A total of 93% said they use a refillable water bottle at least occasionally with 22% using them always and 34% using them most of the time when they want a drink.

Bottled Water Alliance, a concerned group, has launched an Australia wide campaign that aims to reduce the impact of the high usage of bottled water. The aim is two-fold, to save money and also benefit the environment.

Firstly, the alliance would like to see Australian councils stop purchasing bottled water for their offices, facilities and events. Secondly, it encourages Councils to install or upgrade drinking fountains throughout their areas so that there may be a reduction in the amount of litter and environmental problems caused by the use of bottled water.

If Council resolves to instigate a program of installing drinking fountains as suggested, it is believed that local media outlets will sufficiently report the matter so that the greater majority of residents will be aware of the locations of the bubblers and make use of them.

Some suggested sites where drinking fountains could be installed are within parks, adjacent to playgrounds, sporting facilities, adjacent to walkways/cycleways and other areas where people congregate and take part in recreational activities. It is intended that any drinking fountains installed would have an outlet to enable drink bottles to be refilled and perhaps, where warranted, an attachment to accommodate a pet drinking bowl.

**Financial Implications:** The cost of having drinking fountains supplied and installed is between \$2,000 and \$6,000 per item, depending on the type of water fountain selected. No specific funding has been allocated for the provision and installation of water fountains at appropriate venues.

**MINUTE**

**30 Item 3 PROGRAM FOR THE INSTALLATION OF DRINKING FOUNTAINS**  
**(14.00008)**

**MOVED: T Carpenter SECONDED: I North**

**RESOLVED:** That Council:

- (a) Implement a program for the installation of drinking fountains for public usage to encourage the drinking of town water within the Bathurst area.
- (b) Commit an amount of \$5,000 per annum for the next 5 years in Council's Annual Management Plan to allow for the purchase and installation of drinking fountains at selected sites within Bathurst.

Yours faithfully



Doug Patterson  
**DIRECTOR**  
**ENGINEERING SERVICES**

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
DIRECTOR CULTURAL & COMMUNITY SERVICES' REPORT  
21 APRIL 2010

**DIRECTOR CULTURAL & COMMUNITY SERVICES' REPORT TO THE ORDINARY  
MEETING OF BATHURST REGIONAL COUNCIL MEETING HELD ON 21 APRIL 2010**

General Manager  
Bathurst Regional Council

**1 SOCIAL & COMMUNITY PLAN UPDATE (20.00056)**

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

**Report:** The consultation period for the development of the Social and Community Plan, Community Safety Plan and the Cultural Plan is drawing to a close.

**Interviews**

A total of 2,800 interview (survey) documents have been distributed throughout the community including the villages and rural areas. The response from the community has been very positive with over 300 completed forms returned to date. The closing date for the interviews is Monday 19 April. The data is currently being registered into a database.

**Workshops and Forums**

During the week of 15 to 19 March a series of eight workshops and two open forums were held to gain input into the plans. The workshops were facilitated by Jim Cavaye PhD with a broad cross section of the community and service providers attending. The workshops covered the mandatory groupings for the Social and Community Plan which included; Older People, Women and Men, Children, Youth, People with a Disability, Indigenous and Culturally and Linguistically Diverse Individuals. Workshops were also held for Councillors/Executive as well as Council Managers. Two open forums were also widely advertised and conducted for any interested members of the community.

All of the sessions were well attended with an average of twenty people per session with over 200 individuals consulted in total. The information gathered is currently being compiled and will be a valuable resource for the plans.

Two more workshops are planned for April;

Community Safety Plan – Tuesday 20 April, 9.30am to 12 noon at the Bathurst Memorial Entertainment Centre.

Cultural Plan – Wednesday 28 April, 9.30am to 11.00am at the Bathurst Memorial Entertainment Centre.

Invitations to attend both of these workshops are being sent. The workshops are also being advertised to the wider community.

**Out and About**

A series of consultations have taken place in March outside the Library and in Stockland Mall to gain input from the general community. A team of people set up a display and asked

individuals three questions.

1. What they liked about Bathurst.
2. What they would like to change about Bathurst.
3. What they would like to create for Bathurst.

This information was gathered and collated into themes. The team then returned to the shopping centre and asked individuals to comment on the themes and give practical examples of possible projects or programs that could be implemented.

It was estimated that over 300 individuals took part in this consultation.

### 100 Eyes

One hundred disposable cameras have been distributed throughout the community. Individuals have been asked to take photos of the people, places, events and activities that make the Bathurst community a great place to live. These images will be exhibited and used in all three of the plans. All cameras need to be returned by 30 April 2010.

Currently all the information gathered is being collated in readiness for the next stage of developing the plans. During May through to July this information as well as various other sources of relevant information will be used to develop the draft plans.

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

**MINUTE**

**31     Item 1    SOCIAL & COMMUNITY PLAN UPDATE (20.00056)**

**MOVED: G Westman SECONDED: I North**

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

## **2 CHIFLEY HOME INTERPRETATION CENTRE UPDATE (22.03361)**

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

**Report:** The new Chifley Home Interpretation Centre in Busby Street [next to Chifley Home] is now in the final stage of development. The structural works to adapt and extend the building was completed by Hines Constructions in December 2009 and since then the fit-out of the Centre has been taking place to accommodate permanent and temporary exhibitions and displays.

The Interpretation Centre is the first of its kind affiliated with the home of a past Australian Prime Minister. The Centre includes a public space available for changing exhibitions mainly showcasing aspects of Australia's political and social history. The first temporary exhibition is on the Australian Prime Minister, Billy Hughes, which has been loaned from the Museum of Australian Democracy at Old Parliament House in Canberra. This same space also acts as a viewing area for visitors to watch a ten minute DVD presentation on the history of Chifley Home and Ben and Elizabeth Chifley in Bathurst. This film was made by Ronin Films in Canberra through a grant from the NSW Heritage Branch.

Another area of the Interpretation Centre has been devoted to Ben Chifley and his role as post-war Prime Minister. Through exhibition panels there are snap-shots of significant moments of Chifley's government including the migration scheme, the development of tertiary educational facilities, and the launching of the first Holden car. This room also contains two specially constructed showcases which will display a changing selection of original objects from Bathurst and outside collections associated with both Ben and Elizabeth Chifley.

For school students of Primary School age, a special room has been designed and furnished as a 1940s Lounge Room. This room, under the supervision of Guides, will be used by students in learning exercises to gain practical knowledge about ordinary life at home during the 1940s, and hence, understand the significance of the original collection next door in Chifley Home.

The official opening date of the Interpretation Centre has yet to be determined, but the public and groups should start visiting the Centre from late April.

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

**MINUTE**

**32     Item 2    CHIFLEY HOME INTERPRETATION CENTRE UPDATE (22.03361)**

**MOVED: B Bourke SECONDED: M Morse**

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



### **3 CHARLES STURT UNIVERSITY - STUDENT WORK PLACEMENTS (29.00002)**

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

**Report:** Council has been approached by the School of Communication and Creative Industries Section of Charles Sturt University offering assistance in undertaking projects within Council.

Students have been asked to be involved in the following projects:

1. Australian Fossil & Mineral Museum - Dead Bones Society.
2. Engineering Department - Youth Water Wise Program.
3. Kelso Community Centre -
4. Bathurst Memorial Entertainment Centre -

#### **Australian Fossil & Mineral Museum - Dead Bones Society**

Three students have developed and put into practise a marketing strategy for the April school holiday activities program at the AFMM.

The students met with the AFMM Manager to develop a brief and then designed posters, liaised with press radio and TV in an extremely effective program to promote the museum.

#### **Engineering Department - Youth Water Wise Program**

Students will complete a communications project designed to assist Council with the promotion of its waterwise message.

The project will involve students undertaking background research with regards to Council's water operations so as to better understand the water related services Council delivers to the community and how Council is already implementing water conservation measures. The students will also consider Council's communications in order to better understand how Council currently shares information with residents. The project will then incorporate quantitative research with young people attending CSU to determine current attitudes towards water use and to consider ways that the waterwise message could be targeted effectively at young residents of Bathurst.

It is anticipated that by the end of the project the students will have achieved;

- An understanding of current attitudes towards water use amongst young people
- An awareness of the ways that young people would be willing to conserve water in their daily lives
- Developed a series of communication mechanisms that will appeal to young people promoting waterwise behaviours
- Devised a series of recommended actions that Council could utilise in order to continue to promote the waterwise message to young people in an appealing and effective way and,
- Provide information back to CSU administration with respect to student's water usage and possible ways that CSU could consider implementing water saving opportunities.

#### **Kelso Community Centre**

This project will focus on engaging the broader community of Kelso with the Kelso Community Centre and in doing so help to create greater ownership and shift the negative

perception of the area.

The perception within the broader Bathurst community of particular parts of Kelso is poor due to a number of factors. Kelso Community Centre is situated at the heart of this community and has struggled to gain sustainable support across various areas of government since its formation.

A number of successful projects, programs and services operate from the Centre as a result of partnerships developed with service providers and the community itself. There is however a substantial proportion of the Kelso Community that does not interact with the centre or access the services that are provided. There is a real need to develop strategies to engage this part of the community.

The communication students will be working with the existing women's group to develop the idea of creating a regular "farmer" type market at the centre. This market will be run by members of the community and will provide the opportunity to buy and sell locally made and grown products. The main aim of the market will be to attract the broader community to the centre in the hope that they will feel comfortable and build relationships with the people who provide programs and services. The keys to the success of this project will be the ownership of the women's group and the development of a "market checklist". This will be a simple "how to" checklist that will enable the markets to be a sustainable project into the future.

The students will pass on their skills and knowledge by working with the women's group to facilitate the first market and develop the "checklist".

#### Bathurst Memorial Entertainment Centre

Two groups of students are working on various aspects of event management for The Inland Sea of Sound Festival.

One group is working on the opening event in Machattie Park on April 11th which will involve a picnic, three performance stages and sixteen performing groups from diverse cultural backgrounds. The second group is assisting with two concerts in local backyards on 12 and 13 April.

The students are assisting with:

- Event logistics and schedules
- Signage
- Liaison with artists and stage Management
- Site layout and set up
- Site dressing and decoration.

**Financial Implications:** Nil.

**MINUTE**

**33 Item 3 CHARLES STURT UNIVERSITY - STUDENT WORK PLACEMENTS**  
**(29.00002)**

**MOVED: I North SECONDED: G Hanger**

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

#### **4 VILLAGE INFRASTRUCTURE IMPROVEMENT PROGRAM - YETHOLME & DISTRICT PROGRESS ASSOCIATION INC (16.00104)**

**Recommendation:** That the Yetholme & District Progress Association Inc be permitted to reallocate \$19,516.20 of the funds allocated in the 2009/2010 Village Infrastructure Improvement Program to commence the projects indicated in the report.

**Report:** Under the Village Infrastructure Improvement Program for 2009/2010 Council allocated \$29,446 for the replacement of floorboards and bearers in the hall at Yetholme.

The Yetholme & District Progress Association Inc have been extremely persistent in obtaining grant funding and have advised Council that they have been successful in gaining a grant under the NSW Community Building Partnership for an amount of \$29,446.25 to replace floorboards and bearers.

The Progress Association has sought Council's concurrence to reallocate the funds allotted to them by the Council on 19 August 2009 to the following:

<b>Item</b>	<b>Amount</b>
Internal and external painting of hall	\$8,382.00
Install new guttering, remove and replace ridge capping	\$2,940.00
Construct concrete slabs for park benches as part of memorial garden and excavate ground to allow better drainage on south side of hall	\$2,835.00
Erect garden fencing to project memorial garden and septic system	\$5,359.20
<b>TOTAL</b>	<b>\$19,516.20</b>

The remaining funds of \$9,929.80 will be held in reserve to cover any cost overruns.

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

**MINUTE**

**34 Item 4 VILLAGE INFRASTRUCTURE IMPROVEMENT PROGRAM - YETHOLME & DISTRICT PROGRESS ASSOCIATION INC (16.00104)**

**MOVED: G Westman SECONDED: T Carpenter**

**RESOLVED:** That the Yetholme & District Progress Association Inc be permitted to reallocate \$19,516.20 of the funds allocated in the 2009/2010 Village Infrastructure Improvement Program to commence the projects indicated in the report.

## **5 SMALL BUSINESS AND NON-PROFIT ORGANISATIONS DISABLED ACCESS FUND (16.00107)**

**Recommendation:** That Council provide \$7,400 under the 2009/2010 Small Business and Non-Profit Organisations Disabled Access Fund for the following applicants:

- (a) The Cathedral Parish of St Michael & St John - \$4,400; and
- (b) The Bathurst Golf Club - \$3,000.

**Report:** At its meeting held on 15 March 2010, the Bathurst Regional Access Committee considered the following applications under the 2009/2010 Small Business and Non-Profit Organisations Disabled Access Fund:

- (a) The Cathedral Parish of St Michael & St John - \$4,400 towards disabled parking, creating two disabled parking spaces (project completed).
- (b) The Bathurst Golf Club - \$3,000 towards backfilling an established walkway to create a disabled access ramp, and construction of a concrete ramp to replace a step near a BBQ area, providing access to an existing disabled entrance.
- (c) Bridge Hotel, Perthville - \$2,400 towards construction of a disabled access ramp from the pub verandah to a beer garden at the rear of the property.

The Committee reviewed each application's compliance with the Fund Guidelines which offer:

50% of the value of the project (when the total cost is below \$5,000); or \$5,000 offered on a \$ for \$ basis.

As detailed in the **attached** letter from the Chairperson of the Bathurst Regional Access Committee, two of the three applicants were compliant with the stipulated requirements, whilst one was not approved due to their inability to provide the requisite quotations. The two successful applicants provided both the necessary quotes and photographs, as detailed within the funding Guidelines.

It is recommended that Council approve the recommendation of the Bathurst Access Committee.

Council allocated \$20,000 in the 2009/2010 Management Plan for the Small Business and Non-Profit Organisations Disabled Access Fund. Residual funds of \$13,167 from the 2008/2009 budget increased the total budget to \$33,167 in 2009/2010. A total of \$8,594 was allocated in round one of funding (approved by Council in November 2009). The remaining available funds for the 2009/2010 budget is \$24,573.

**Financial Implications:** The current balance of the Small Business and Non-Profit Organisations Disabled Access Fund is \$24,573.

**MINUTE**

**35 Item 5 SMALL BUSINESS AND NON-PROFIT ORGANISATIONS DISABLED ACCESS FUND (16.00107)**

**MOVED: G Westman SECONDED: I North**

**Cr Thompson declared a non-pecuniary interest in this item and took part in discussions and voting.**

**Reason: is a member of the Bathurst Golf Club.**

**RESOLVED:** That Council provide \$7,400 under the 2009/2010 Small Business and Non-Profit Organisations Disabled Access Fund for the following applicants:

- (a) The Cathedral Parish of St Michael & St John - \$4,400; and
- (b) The Bathurst Golf Club - \$3,000.

Yours faithfully



Annabell Miller  
**DIRECTOR**  
**CULTURAL & COMMUNITY SERVICES**

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
POLICY COMMITTEE MEETING



**POLICY COMMITTEE MEETING TO THE ORDINARY MEETING OF BATHURST  
REGIONAL COUNCIL MEETING HELD ON 21 APRIL 2010**

General Manager  
Bathurst Regional Council

**1 MINUTES OF THE POLICY COMMITTEE MEETING HELD 7 APRIL 2010 (07.00064)**

**Recommendation:** That the recommendations of the Policy Committee Meeting held on 7 April 2010 be adopted.

**Report:** The Minutes of the Policy Committee Meeting held 7 April 2010, are attached.

**Financial Implications:** N/A

**MINUTE**

**36    Item 1    MINUTES OF THE POLICY COMMITTEE MEETING HELD 7 APRIL 2010**  
**(07.00064)**

**MOVED: W Aubin SECONDED: B Bourke**

**RESOLVED:** That the recommendations of the Policy Committee Meeting held on 7 April 2010 be adopted.

**MINUTES OF THE POLICY COMMITTEE**  
**HELD ON 7 APRIL 2010**

**5 PM MEETING COMMENCES**

**1 5 PM MEETING COMMENCES**

Councillors Toole (Chair), Aubin, Bourke, Hanger, Morse, North, Thompson, Westman.

**In attendance:** General Manager, Director Corporate Services & Finance, Director Engineering Services, Director Environmental, Planning & Building Services, Manager Corporate Governance, Manager Recreation, Manager Strategic Planning, Senior Water & Sewer Engineer, Development Control Planner, Manager Community Services

**APOLOGIES**

**2 APOLOGIES**  
**MOVED** Cr R Thompson and **SECONDED** Cr W Aubin

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

**REPORT OF PREVIOUS MEETING**

**3 Item 1 MINUTES OF THE POLICY COMMITTEE MEETING HELD 3 MARCH 2010 (07.00064)**  
**MOVED** Cr R Thompson and **SECONDED** Cr G Westman

**RESOLVED:** That the Minutes of the Policy Committee Meeting held on 3 March 2010 be adopted.

**DECLARATION OF INTEREST**

**4 DECLARATION OF INTEREST**  
**MOVED** Cr B Bourke 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 POLICY - BURIAL ON PRIVATE PROPERTY (09.00039)**  
**MOVED** Cr M Morse and **SECONDED** Cr B Bourke

**RESOLVED:** That Council:

- (a) place the Draft Burial on Private Property Policy on public exhibition for a period of 28 days, including written notification to local funeral directors; and
- (b) should no submissions be received during the public exhibition period, adopt

the policy.

## **GENERAL BUSINESS**

### **6 LINE-MARKING CAR SPACES IN CBD (28.00006)**

**Cr Westman** - asked could Council look at possible benefits of line-marking spaces in the CBD.

**The Director Engineering Services** advised of previous actions taken.

**The Director Environmental, Planning & Building Services** noted car parking study to occur this year.

### **7 BEGONIA HOUSE (04.00012)**

**Cr Morse** - congratulated staff on presentation of Begonia House and fact that the facility was open over Easter.

### **8 HERITAGE ITEMS - DRAWINGS/DIAGRAMS (04.00032)**

**Cr Morse** - asked do we have drawings/diagrams on items such as Evan's Memorial, etc.

**The Director Engineering Services** advised pictures and diagrams are in place for many of these items.

### **9 GOVERNOR MACQUARIE DINNER (23.00125)**

**Cr Morse** - advised that organising of the Governor Macquarie Dinner was a joint effort between BRC, Historical Society and CSU. The tickets are now on sale, there are a number of excellent speakers, and encourages people to attend.

### **10 CORNER LOGAN/ALEXANDER STREETS AND CORNER DURAMANA ROAD/WELLINGTON STREET (25.00180, 25.00171)**

**Cr North** - expressed concern at cars cutting corners, when will works be undertaken.

**The Director Engineering Services** noted works have been agreed to by Traffic Committee and will be done in the near future.

### **11 KELSO INDUSTRIAL CENTRE - TRAINS (25.00110)**

**Cr North** - asked is there another exit point, where can get out when trains are going across the road.

**The Director Environmental, Planning & Building Services** advised there is not an alternate access to White Rock Road. In an emergency could possibly go via

private property and Zagreb Street.

**12**      **ADVENTURE PLAYGROUND (04.00121)**

**Cr North** - has received suggestion that future extensions include exercise equipment.

**13**      **PIGEONS (14.00009)**

**Cr Bourke** - advised there is a problem with the control of pigeons. Where is Council on this matter?

**The Director Environmental, Planning & Buildings Services** advised details of grant applications made and matter will be considered in the 2010/2011 Management Plan.

**14**      **CHIFLEY ENGINE LEASE - DISPLAY AREA (22.00159)**

**Cr Bourke** - heard lease has fallen through?

**The Director Corporate Services & Finance** advised unaware of any problem. Tender for structure has been called.

**15**      **MEETING ADJOURNMENT (22.00159)**

The meeting adjourned at 5.20 pm as the advertised time for the Discussion Forum was 5.30 pm.

The meeting reconvened at 5.30 pm.

**DISCUSSION FORUM - DEVELOPMENT APPLICATION SUBMISSIONS**

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

**16**      **Item 1 AMENDMENT TO BLUE RIDGE ESTATE DEVELOPMENT CONTROL PLAN (DCP) (20.00077)**

**The Director Environmental, Planning & Building Services** provided a brief history of the Blue Ridge Estate Development Control Plan proposed change.

Discussion included:

**S Shiels** - Lot 19 Blue Ridge Estate - only concern is impact on their block of the change, due to the shape of that block. The house they wish to build must be well set back on the block. Request their block stays as it is, due to the uniqueness of the block.

**M Warren** - Littlebourne - live at front of estate. When Estate first proposed concern at traffic up and down the road. This proposal means an extra 7 lots and will create further problems. Need to look at access onto White Rock Road.

**B O'Connell** - Lot 4 Blue Ridge Estate - have bought a lot in the Estate. The proposal will affect their ability to build on the block. Wish to be able to utilise their block and in favour of removal.

**B Goddard** - Landowner, Blue Ridge Estate - the modification to the DCP will impact on his land. Spoke of history of water access issues. Noted flexibility needed with setbacks. In favour of the proposal.

**K Peterson** - does not have details of proposal. Blue Ridge was developed on basis of rural/residential subdivision. Any future subdivision will defeat this purpose.

## **MEETING CLOSE**

### **17**      **MEETING CLOSE**

The Meeting Closed at 5.43 pm.

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

**Date:** \_\_\_\_\_ **(21 April 2010)**

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
TRAFFIC COMMITTEE MEETING

**TRAFFIC COMMITTEE MEETING TO THE ORDINARY MEETING OF BATHURST  
REGIONAL COUNCIL MEETING HELD ON 21 APRIL 2010**

General Manager  
Bathurst Regional Council

**1 MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD 6 APRIL 2010 (07.00006)**

**Recommendation:** That having received confirmation of items 1 to 12 from the New South Wales Police, that the Minutes of the Traffic Committee Meeting held 6 April 2010 be adopted.

**Report:** Due to lack of Police representation at the Traffic Committee Meeting held 6 April 2010, there was no official quorum present. The meeting continued with those members present and following conclusion of the Meeting recommendations were forwarded to the New South Wales Police. A reply was received, confirming their acceptance of the recommendations. The Minutes are attached.

**Financial Implications:** N/A



**MINUTE**

**37    Item 1    MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD 6 APRIL 2010 (07.00006)**

**MOVED: W Aubin    SECONDED: B Bourke**

**RESOLVED:** That having received confirmation of items 1 to 12 from the New South Wales Police, that the Minutes of the Traffic Committee Meeting held 6 April 2010 be adopted.

**MINUTES OF THE TRAFFIC COMMITTEE**  
**HELD ON 6 APRIL 2010**

**MEETING COMMENCES**

**1 PRESENT**

**Members:** Cr Warren Aubin (BRC), Robert Walker (RTA).

**Observers:** Manager Technical Services.

**APOLOGIES**

**2 APOLOGIES**

Luke Cole (Police), Jeff Crompton (MP Representative).

**REPORT OF PREVIOUS MEETING**

**3 Item 1 MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD 2 MARCH 2010 (07.00006)**

**RESOLVED:** That the Minutes of the Traffic Committee Meeting held 2 March 2010 be adopted.

**DECLARATION OF INTEREST**

**4 DECLARATION OF INTEREST**

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 2 MARCH 2010 (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 BATHURST ANZAC DAY SERVICE AND MARCH 2010 - TEMPORARY ROAD CLOSURES WITHIN CBD (18.00200/004)**

That Council approve the holding of the 2010 Anzac Day Service and March within the Bathurst Central Business District on Sunday 25 April 2010. The Dawn Service road closure and the Anzac Day March are to be classified as a Class 2 Event, as detailed in the Director Engineering Services' report. The event is to be approved subject to conditions decided by the Traffic Committee.

**8 Item 4 ROCKLEY ANZAC DAY SERVICE AND MARCH 2010 - TEMPORARY ROAD CLOSURE (18.00200/004)**

That Council approve the holding of the Anzac Day Service and March within Rockley on Sunday, 25 April 2010. The Commemorative Service road closure and the Anzac Day March are to be classified as a Class 2 Event, as detailed in the Director Engineering Services' report. The event is to be approved subject to conditions decided by the Traffic Committee.

**9 Item 5 PROPOSED EXTENSION OF NO STOPPING ZONE AT ADVENTURE PLAYGROUND PEDESTRIAN REFUGE ON DURHAM STREET BATHURST (25.00089-05)**

That Council approve the extension of the No Stopping Zone between Hope Street and the Adventure Playground Pedestrian Refuge on Durham Street to include signing the statutory distances in the intersection of Durham and Hope Street, as per Director Engineering Services' report.

**10 Item 6 BATHURST HALF MARATHON 2010 EVENT (23.00026-13/009)**

That Council classify the Bathurst Half Marathon and 10 km Run to be staged on Sunday 2 May 2010 as a Class 2 event, and approve the event subject to conditions detailed in the Director Engineering Services' Report.

**11 Item 7 GIVE WAY SIGNAGE - CHARLES STURT UNIVERSITY ENTRY/EXIT ONTO PANORAMA AVENUE BATHURST (22.00531-05/020)**

That Council approve the installation of Give Way signage to replace the existing Stop Sign at the entrance to Charles Sturt University off Panorama Avenue.

**12 Item 8 PROPOSED EXTENSION OF LANE LINES ON PANORAMA AVENUE AT ENTRY/EXIT TO CHARLES STURT UNIVERSITY (25.00105-02)**

That Council approve the extension of the existing lane lines for south bound traffic at the entrance to Charles Sturt University on Panorama Avenue, and extend the no stopping zone to the existing bus zone on the eastern side of the entrance to Charles Sturt University, as detailed in the Director Engineering Services' report.

**13 Item 9 EXTINGUISHMENT OF BUS ZONE ADJACENT TO 41 KEPPEL STREET BATHURST (28.00009)**

That Council reconsider the extinguishment of the bus zone adjacent to 41 Keppel Street Bathurst following the completion of the redeveloped Social and Community Plan.

**14 Item 10 EXTINGUISHMENT OF BUS ZONE IN RANKIN STREET BETWEEN RANKIN COTTAGE AND HOWICK STREET BATHURST (28.00009)**

That Council reconsider the extinguishment of the bus zone in Rankin Street between Rankin Cottage and Howick Street Bathurst following the completion of the redeveloped Social and Community Plan.

**15      Item 11 EXTINGUISHMENT OF BUS ZONE IN RUSSELL STREET ADJACENT TO BATHURST REGIONAL COUNCIL CHAMBERS (25.00011)**

That Council reconsider the extinguishment of the bus zone in Russell Street adjacent to Bathurst Regional Council Chambers following the completion of the redeveloped Social and Community Plan.

**16      Item 12 EXTINGUISHMENT OF BUS ZONE IN RUSSELL STREET BETWEEN GEORGE STREET AND RANKIN STREET (25.00011)**

That Council reconsider the extinguishment of the Bus Zone in Russell Street between George Street and Rankin Street following the completion of the redeveloped Social and Community Plan.

**TRAFFIC REGISTER**

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

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

**MEETING CLOSE**

**18      MEETING CLOSE**

The Meeting closed at 3 pm.

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
DELEGATES REPORTS

**DELEGATES REPORTS TO THE ORDINARY MEETING OF BATHURST REGIONAL  
COUNCIL MEETING HELD ON 21 APRIL 2010**

General Manager  
Bathurst Regional Council

**1 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES HELD  
10 MARCH 2010 (11.00019)**

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

**Report: PRESENT:**

Crs Toole (Chair), Aubin, Bourke, Carpenter, Hanger, Thompson, Westman.

General Manager, Director Corporate Services & Finance, Director Engineering Services, Director Cultural & Community Services, Manager Corporate Governance, Manager Water & Waste

**APOLOGIES:** Cr Morse, Cr North

**1. NSW ROWING ASSOCIATION (32.00005)**

Representatives from NSW Rowing Association - Christian Renford (Chief Executive Officer), Rob Strange, Ray Green and Wade Hewitt addressed Council on the prospect of conducting Rowing activities on Ben Chifley Dam.

Discussion included:

- The NSW Rowing Association was formed in 1879 and presently consists of 35 clubs.
- They have over 50 school programs throughout the state.
- They cater for 12 years old to 80+
- Provided a slideshow on SWOT Analysis, which identifies strengths, weaknesses, opportunities and threats as follows:
  - Strengths - included community; the number of education institutions based in the region; would make the dam a multipurpose aquatic facility; there was appropriate land, the size of the dam; water quality; it is centrally located in the central west.
  - Opportunities - links to regional industry; it was a natural environment for the development of a rowing precinct; it was preventative health for community members; and an association could be formed with the local group, The Mens Shed.
  - Weakness - capital costs and the lack of awareness of the opportunity.
  - Threats - power boats and dam water levels during periods of drought.
- Advised they had a long term vision which provided the establishment of Ben Chifley Dam as a regional centre and the home of rowing in the Central Tablelands.
- Would be a multipurpose facility which would cater for club, university and school rowing programs, canoeing, kayaking, and dragon boats.
- Mr Renford advised NSW Rowing would be providing a further detailed submission to Council in relation to this matter.

**2. BATHURST AGED AND COMMUNITY CARE (18.00004)**

Representatives of Bathurst Aged and Community Care - Professor Mark Morrison, Jennifer Sappey and John Kellett attended Council to discuss aged and community care in the Bathurst Region.

Discussion included:

- Bathurst Aged and Community Care (BACC) arose from a study on ageing, in which the key findings were; that ageing would more severely affect regional areas; transportation for the elderly was a huge issue; and there was poor strategic planning in relation to community and aged care.
- The group believes that there is a need for a peak body to look after aged and community care.
- BACC is an incorporated body and has three main goals; to facilitate communication among service providers; between services providers and the community; and between service providers and outside funding bodies.
- They have sought support from the three tiers of government - Federal, State and Local.
- They believe there is no one point where individuals can find out about all available aged care services in the area and has commenced development of their worksite to tackle this problem.
- Sought funding from Council to provide for the employment of a part time administrator or for specific projects to be undertaken.

### **3. BATHURST GOLF CLUB (22.00126)**

Representatives from Bathurst Golf Club - Ian Macintosh, Dave Rogers, Brad Constable and Paul Oxley attended the meeting and addressed Council in relation to supply of water to the Golf Club.

Discussion included:

- It is important for Bathurst to have a top range Golf Course, as it aids in attracting industry to the area.
- It is important for tourism.
- The club has approximately 1100 members of which approximately 500 members are regular golf competitors.
- The Golf Club needs a constant affordable water supply to water the greens.
- Looking for gravity fed supply at a capped rate.
- In recent years they have taken steps to improve their water management practices which has resulted in considerably less usage of water.
- Two fairways have been re-grassed with varieties of grass that survive better on less water.
- Cost of a bore would be in the vicinity of \$150,000, but unlikely to find water, and would not be able to afford the ongoing maintenance and running costs.
- They have looked at implementing additional holding dams to provide water supply from run-off.
- They are only asking for assistance with the water for the Golf Course, not for the clubhouse.

**Financial Implications:** Nil

**MINUTE**

**38 Item 1 COUNCILLORS MEETING WITH COMMUNITY  
GROUPS/REPRESENTATIVES HELD 10 MARCH 2010 (11.00019)**

**MOVED: B Bourke SECONDED: M Morse**

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



## MINUTE

### **40 RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE TO DEAL WITH CONFIDENTIAL REPORTS**

**MOVED: B Bourke SECONDED: W Aubin**

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

**There were no representations from the public.**

**RESOLVED:** That:

- (a) Council resolve into closed Council to consider business identified, together with the two late reports tabled at the meeting.
  - (i) Mayoral Minute - Ron Camplin Award
  - (ii) General Manager's Report - Bathurst Regional Council ats Trackcorp Adrenalin.
- (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.

#### **\* Mayoral Minute**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	RON CAMPLIN AWARD	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

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

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	COMPREHENSIVE ARCHAEOLOGICAL	10A (2) (d) (i) – contains commercial information of

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	MANAGEMENT PLAN FOR THE BATHURST REGIONAL LOCAL GOVERNMENT AREA – EXPRESSIONS OF INTEREST	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	RURAL LEASE AGREEMENT - 4040 O'CONNELL ROAD, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	PROPOSED RENEWAL OF RESIDENTIAL LEASE - 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.
3	EXPRESSION OF INTEREST - CONVEYANCING SERVICES	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

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	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 Engineering Services' Report**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	12 MONTH EXTENSION - MOWING MAINTENANCE CONTRACT	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	PROPOSED ROAD WIDENING - LOT 2 DP1111173 AND PART LOT 27 DP1121812 - LACHLAN ROAD, CALOOLA	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	PROPOSED ROAD WIDENING - LOT 16 DP1047248 AND LOT 160 DP750357 - HEN AND CHICKEN LANE 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.

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4	TENDER FOR SOCCER FIELD LIGHTING, PROCTOR PARK	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
5	TENDER FOR THE SUPPLY AND DELIVERY OF FOUR LIGHT TRUCKS	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	ACQUISITION OF LAND, GEORGE STREET CAR PARK, LOT 28 DP550388 AND LOT 67 DP550389, RANKIN STREET, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

**\* General Manager's Report**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	BATHURST REGIONAL COUNCIL ATS TRACKCORP ADRENALIN	10A (2) (g) – contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the

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ground of legal  
professional privilege.

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## MINUTE

### 39 LATE CONFIDENTIAL REPORTS

**MOVED: B Bourke SECONDED: W Aubin**

**RESOLVED:** That the following late confidential items be transacted at the meeting in accordance with Clauses 243(1) and 241(3)(b) of the Local Government (General) Regulation:

- (i) Mayoral Minute - Ron Camplin Award
- (ii) General Manager's Report - Bathurst Regional Council ats Trackcorp Adrenalin.

Item (i) is a matter for consideration in accordance with 243(1) of the Local Government (General) Regulation.

Item (ii) is a matter for consideration in accordance with 241(3)(b) of the Local Government (General) Regulation.

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
MAYORAL MINUTE

**MINUTE**

**a Item 1 RON CAMPLIN AWARD (23.00017)**

**MOVED: P Toole SECONDED: Nil**

**That Council:**

- (a) act in accordance with the report in awarding the second Ron Camplin Award.
- (b) affix the Council seal to the Bathurst Regional Council Ron Camplin Award Certificate.

Yours faithfully



Paul Toole  
**MAYOR OF BATHURST**



ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT  
21 APRIL 2010

**MINUTE**

**b Item 1 COMPREHENSIVE ARCHAEOLOGICAL MANAGEMENT PLAN FOR THE BATHURST REGIONAL LOCAL GOVERNMENT AREA – EXPRESSIONS OF INTEREST (20.00164)**

**MOVED: B Bourke SECONDED: M Morse**

**That** Council engage Edward Higginbotham & Associates Pty Ltd to undertake the Comprehensive Archaeological Management Plan for the Bathurst Regional Local Government Area.

Yours faithfully



D R Shaw  
**DIRECTOR**  
**ENVIRONMENTAL, PLANNING & BUILDING SERVICES**

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL  
DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT  
21 APRIL 2010

**MINUTE**

**c Item 1 RURAL LEASE AGREEMENT - 4040 O'CONNELL ROAD, BATHURST (22.05149)**

**MOVED: G Westman SECONDED: G Hanger**

**That** Council approves entering into a new licence agreement with William Alderton for Lot 3 DP 1127323 and part Lot 1006 in DP1129907 and Lot 1 DP624336 located at 4040 O'Connell Road, Bathurst for a period of three (3) years at a yearly lease fee of \$10,600 per annum as detailed in the report.

**MINUTE**

d Item 2 PROPOSED RENEWAL OF RESIDENTIAL LEASE - 519 MITCHELL HIGHWAY, BATHURST (22.05345)

MOVED: B Bourke SECONDED: I North

The Property Officer declared a pecuniary interest in this item and left the Chamber.

**Reason: Lodged expression of interest in leasing of residence.**

**That** Council approve entering into a new residential lease agreement for part Lot C DP158611 known as 519 Mitchell Highway, Bathurst with Mr Rick Foster for a period of one (1) year with a one (1) year option period as detailed in the report.

**MINUTE**

e **Item 3 EXPRESSION OF INTEREST - CONVEYANCING SERVICES (10.00009)**

**MOVED: R Thompson SECONDED: G Hanger**

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

**Reason: he is a client of one of the tenderers.**

**That** Council accepts the Expression of Interest for conveyancing services submitted by Kenny Spring Solicitors, McIntosh McPhillamy & Co. Solicitors and Ben Gelin Solicitors for a period of three (3) years commencing on 17 May 2010 and concluding on 16 May 2013 as detailed in the report.

Yours faithfully



R Roach  
**DIRECTOR  
CORPORATE SERVICES & FINANCE**

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

DIRECTOR ENGINEERING SERVICES' REPORT

21 APRIL 2010

**MINUTE**

f Item 1 12 MONTH EXTENSION - MOWING MAINTENANCE CONTRACT  
(36.00234)

**MOVED: B Bourke SECONDED: M Morse**

**That Council act in accordance with the Report.**



**MINUTE**

**g Item 2 PROPOSED ROAD WIDENING - LOT 2 DP1111173 AND PART LOT 27 DP1121812 - LACHLAN ROAD, CALOOLA (25.00389)**

**MOVED: R Thompson SECONDED: G Westman**

**That** Council approve the acquisition of land from Lot 2 DP1111173 and Lot 27 DP1121812 at Lachlan Road Caloola for road widening purposes, and classify the land as operational, subject to conditions outlined in the Director Engineering Services' Report.

**MINUTE**

**h Item 3 PROPOSED ROAD WIDENING - LOT 16 DP1047248 AND LOT 160 DP750357 - HEN AND CHICKEN LANE PERTHVILLE (25.00055)**

**MOVED: I North SECONDED: M Morse**

**That** Council approve the acquisition of land for road widening purposes affecting Lot 16 DP1047248 and Lot 160 DP750357 at Hen and Chicken Lane Perthville, and classify the land as operational, as detailed in the Director Engineering Services' Report.

## MINUTE

i **Item 4 TENDER FOR SOCCER FIELD LIGHTING, PROCTOR PARK (36.00379)**

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

**That** Council accept the tender of MRG Electrical Services Pty Ltd for the design and construction of the Proctor Park Soccer Field lighting, in the amount of \$102,403 (inc. GST), subject to variations and provisional items.

**MINUTE**

**j     Item 5   TENDER FOR THE SUPPLY AND DELIVERY OF FOUR LIGHT TRUCKS**  
**(36.00381)**

**MOVED: I North   SECONDED: G Westman**

**That** Council accept the tender from -

- (1)     Tracserv P/L for the change over figure of \$35,891.00, this includes the body by Almighty Industries,
- (2)     Tracserv P/L for the change over figure of \$41,904.00, this includes the body by Almighty Industries with a new tailgate lifter by Tieman
- (3)     West Orange Motors P/L for the change over figure of \$49,933.00, this includes the body by G&C Manufacturing with a new tailgate lifter by Tieman
- (4)     West Orange Motors P/L for the change over figure of \$43,867.00, this includes the body by G&C Manufacturing.

**MINUTE**

**k Item 6 ACQUISITION OF LAND, GEORGE STREET CAR PARK, LOT 28 DP550388 AND LOT 67 DP550389, RANKIN STREET, BATHURST (22.00556)**

**MOVED: W Aubin SECONDED: T Carpenter**

**That** Council approve the acquisition of Lot 28 DP5580388 and Lot 67 DP550389 at Rankin Street, Bathurst, for consolidation into the George Street car park.

Yours faithfully



Doug Patterson  
**DIRECTOR  
ENGINEERING SERVICES**

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

GENERAL MANAGER'S REPORT

21 APRIL 2010

**MINUTE**

**I Item 1 BATHURST REGIONAL COUNCIL ATS TRACKCORP ADRENALIN**  
**(34.00065 & 04.00110)**

**MOVED: B Bourke SECONDED: G Westman**

**That** the General Manager be delegated the authority to negotiate a settlement in this matter.

Yours faithfully



D J Sherley  
**GENERAL MANAGER**

**MINUTE**

**41     RESOLVE INTO OPEN COUNCIL**

**MOVED: W Aubin SECONDED: B Bourke**

**RESOLVED:** That Council resume Open Council.

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GENERAL MANAGER

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**MINUTE**

**42     ADOPT REPORT OF THE COMMITTEE OF THE WHOLE**

**MOVED: M Morse SECONDED: I North**

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

**MINUTE**

**43     MEETING CLOSE**

The Meeting Closed at 7.21 pm

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

**Date:** \_\_\_\_\_ **(19 May 2010)**

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to the Council Meeting 21/04/2010

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GENERAL MANAGER

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