

11 October 2017

His Worship the Mayor & Councillors

**Notice of Ordinary Meeting of Bathurst Regional Council - Wednesday,
18 October 2017**

I have to advise that an **Ordinary Meeting** of Bathurst Regional Council will be held in the Council Chambers on Wednesday, 18 October 2017 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.



D J Sherley
GENERAL MANAGER

BUSINESS AGENDA

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

TO BE HELD ON WEDNESDAY, 18 OCTOBER 2017

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 - EXTRAORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 20 SEPTEMBER 2017

* MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 27 SEPTEMBER 2017

6. DECLARATION OF INTEREST

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

7. MAYORAL MINUTE

8. RECEIVE AND DEAL WITH GENERAL MANAGER'S AND DIRECTORS' REPORTS

* GENERAL MANAGER'S REPORT

* 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 - TRAFFIC COMMITTEE MEETING - 3 OCTOBER 2017

10. NOTICES OF MOTION

11. RESCISSION MOTIONS

12. COUNCILLORS/ DELEGATES REPORTS

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

Recommendation: That:

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

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

1. In accordance with Section 9(2A) of the Local Government Act 1993, it is the opinion of the General Manager that the following business is of a kind as referred to in section 10A(2) of the Act and should be dealt with in a part of the meeting closed to the media and public.
2. In accordance with Section 10B(1) it is considered that discussion of the matter in open meeting, would on balance, be contrary to the public interest.
3. 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	RENEWAL OF RESIDENTIAL LEASE - LOT A DP158048 KNOWN AS 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	RENEWAL OF RURAL LICENCE AGREEMENT PART LOT C DP158611 KNOWN AS 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	RENEWAL OF SPORTING LICENCE AGREEMENT -	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed,

	PART LOT 1 DP1167594, PART LOT 7006 DP105676 AND PART LOT 10 DP1157553 KNOWN AS JOHN MATTHEWS SPORTING COMPLEX DURHAM STREET, BATHURST TO THE BATHURST MINIATURE RAILWAY SOCIETY	prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
4	RENEWAL OF TELECOMMUNICATIONS LEASE AGREEMENT - PART LOT 1 DP234893, LOCATED AT BOUNDARY ROAD, BATHURST - TELSTRA	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	RURAL LICENCE AGREEMENT - GRAZING ONLY FOR PART LOT 103 DP1006130, PART LOT 94 DP879007 AND PART LOT 10 DP872516 KNOWN AS RANKENS BRIDGE RESERVE, EGLINTON	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
6	RURAL LICENCE AGREEMENT - CROPPING ONLY FOR PART LOT 2 DP1233088, KNOWN AS EDGELLS LANE, KELSO	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
7	SALE OF LAND AT LOT 913 AND LOT 912 DP1110004 KNOWN AS 40 AND 44 HAMPDEN PARK ROAD, KELSO INDUSTRIAL ESTATE	10A (2) (c) – contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. Discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it would prejudice council's position in negotiating commercial and or financial arrangements.
8	BOUNDARY ADJUSTMENT AND SALE OF LAND AT PART LOT 60 DP1226661 KNOWN AS COX LANE, EGLINTON	10A (2) (c) – contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. Discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it would prejudice council's position in negotiating commercial and or financial arrangements.
9	SALE OF LAND AT LOT 1004 DP 1129907 KNOWN AS 49 HAMPDEN PARK ROAD, KELSO	10A (2) (c) – contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. Discussion of the matter in an open meeting would, on balance, be

	contrary to the public interest as it would prejudice council's position in negotiating commercial and or financial arrangements.
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*** DIRECTOR ENGINEERING SERVICES' REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	TENDER FOR RESTORATION OF BATHURST LIBRARY CAR PARK AND BLISTER BEDS	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 STORMWATER CREEK OUTLETS, PROCTOR PARK - WITHDRAWAL	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 REFURBISHMENT OF BATHURST LIBRARY	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

14. RESOLVE INTO OPEN COUNCIL

15. ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

16. MEETING CLOSE

MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MINUTES - EXTRAORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 20 SEPTEMBER 2017 (11.00005)

Recommendation: That the Minutes of the Extraordinary Meeting of Bathurst Regional Council held on 20 September 2017 be adopted.

Report: The Minutes of the Extraordinary Meeting of Bathurst Regional Council held on 20 September 2017, are **attached**.

Financial Implications: N/A

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

2 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 27 SEPTEMBER 2017 (11.00005)

Recommendation: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 27 September 2017 be adopted.

Report: The Minutes of the Ordinary Meeting of Bathurst Regional Council held on 27 September 2017, are **attached**.

Financial Implications: N/A

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

**MINUTES OF THE EXTRAORDINARY MEETING OF BATHURST REGIONAL
COUNCIL
HELD ON 20 SEPTEMBER 2017**

MEETING COMMENCES

1 MEETING COMMENCES 6:00 PM

Present: Councillors Aubin, Bourke, Christian, Fry, Hanger, Jennings, Morse, North, Rudge.

APOLOGIES

2 APOLOGIES

Nil.

DECLARATION OF INTEREST

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

RESOLVED: That the Declaration of Interest be noted.

RECEIVE AND DEAL WITH GENERAL MANAGER'S AND DIRECTORS' REPORTS

General Manager's Report

4 Item 1 ELECTION OF MAYOR (12.00005)

One nomination for the position of Mayor was received for Cr Hanger.

There being only one nomination, Cr Hanger was declared elected as Mayor for the period to September 2019.

5 Item 1.01 TERM OF DEPUTY MAYOR (12.00005)
MOVED Cr B Bourke and **SECONDED** Cr I North

RESOLVED: That the office of Deputy Mayor shall be for a period of one year.

MINUTES OF THE ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
HELD ON 27 SEPTEMBER 2017

MEETING COMMENCES

1 MEETING COMMENCES 6:00 PM

Present: Councillors Hanger (Chair), Aubin, Bourke, Christian, Fry, Jennings, Morse, North, Rudge.

PUBLIC QUESTION TIME

2 PUBLIC QUESTION TIME

D Grant

Spoke to proposal to build a house in Rankin Street. Has spoken to R White and was advised to engage heritage advisors at Council. Several meetings were held, no comment was made that demolition was not possible. Submitted DA & The National Trust objected to demolition and building, surprised at this opinion. Have investigated Heritage ratings in Council documents, visual inspections are not appropriate and feels BCAMs rating of 9 is not right. The building was built in the 1960's and should be a category 10. Asks Councillors to visit the site.

K McNab - Mitre, Suttor, Lambert Street intersection

This is urgent, asks Council to vote funds to undertake the works to construct a roundabout. This is a busy intersection, noted proximity to schools. This is a safety issue, has been ongoing for 20 years and engineers have recommended a roundabout be built. Over 4,600 persons have signed a petition. Noted prior accident history of intersection and vehicle use in the locality. What is status of the plan for the roundabout?

The Director Engineering Services advised Blackspot funding application has been made, when the details are provided, will present a report to Council with the design.

J Hobbs - West Bathurst resident - Mitre, Suttor, Lambert Street intersection

Has been a resident in this area for many years. Spoke to the history of the intersection and prior works undertaken. The work needs to be undertaken for safety reasons.

A McLeish - Mitre, Suttor, Lambert Street intersection

Mother had an accident in this area last November. It is like dodgem cars, something needs to be done.

K Carroll - Lot 1 DP 792363 - Church Lane Land Lease

Requests consideration of this matter. Wrote a letter to Council and did not receive a response. Wishes to lease this land from Council and asks Council to make it available. Spoke to use she would like to put the land to. Noted community role she plays, has references available.

S Driver & A Kemp - Youth Mayor & Youth Councillor

Welcomed Councillors on being elected. Spoke to Youth Council report that is in the business paper. Noted items such as workshops, running Christmas raffle (for Veritas House), Youth Music event (at aquatic centre) that are being organised.

D McNab - Mitre, Suttor, Lambert Street intersection

Spoke to construction of roundabout and noted submissions from P&F at Assumption School which raised concerns with safety. Referred to November accident in the area. This is a notorious danger spot. Bathurst West Parents & Citizens Association have also written a submission expressing concerns about the intersection. Noted the Councillors commitments to funding of the roundabout in the recent election.

C Sharah - Item #4 of the Director Environmental, Planning & Building Services report - Keppel Street DA 2017/239

Spoke to proposal before Council and issues such as parking, modern facility, reference to original streetscape. There have been extensive discussions with the National Trust and other persons over the proposal. There have been changes implemented, this is quality infill. Raised specifics of the site, for example, house number 3, use of brickwork, windows, relationships to prior buildings. Council has been involved in and has received full support of the Planning Department, requests Council approve.

G Crisp - Item #1 of the General Manager's report - Council Governance

Asked have all Councillors read the report? Do they all understand the matters covered? If understand, why have they not utilised training to understand all issues. Made threats against Councillors and stated would seek \$10 million in damages from each Councillor. Does the Mayor deny letter written in about \$10 million and other issues. Spoke to Council Standing Orders, Public Question Time processes and recording of the minutes. Spoke to minutes being fraudulent.

S Bathgate – BHAN - Item #3 & 4 of the Director Environmental, Planning & Building Service's report

Caltex Redevelopment (DA 2017/24) - has concerns with the 2 blade signs proposed. The DCP gives Council all the authority it needs, the proposal breaches the DCP and it is unreasonable. Spoke to strategic objectives of the DCP to avoid the proliferation of signage. Spoke to other examples in Bathurst where one blade sign only exists. Requests a condition be added that only one blade sign be permitted (5.5 metres high, 10m² in size).

Keppel Street (DA 2017/239) - has been the subject of errors in reports, demolition by neglect, we need to change.

A Gibbons - Panorama Motel - Item #3 of the Director Environmental, Planning &

Building Service's report - Caltex DA 2017/24

Has concerns with placement of the building, but will accept if acoustic fencing goes in. This needs to surround the development to shield the motel. Requests Council consider this.

G Westman - Item #3 of the Director Environmental, Planning & Building Service's report - Caltex DA 2017/24

Some of the issues have been addressed that were previously raised, but not all. Spoke to orientation of the building on the site, also asked Caltex to meet with Councillors.

The General Manager noted meeting was held on Monday with Caltex representatives and all Councillors were invited to attend.

Raised issues such as access and collision problems on the site, not sufficient documentation provided on alternatives. Also noted Caltex have not treated adjoining businesses well. Spoke also to signage issue and asked Council to adhere to the DCP. Would like Caltex to look more in depth at a changed orientation to the site. Would like to see an RMS report.

R Falkenmire - KDC Planners - Item #3 of the Director Environmental, Planning & Building Service's report - Caltex DA 2017/24

Thanked Councillors for attending the site. In regards to collision problems east/west, did not work due to potential collision problems, have provided diagrams. In terms of acoustic matters, a relevant report has been provided which showed compliance with sleep disturbance ratings. Noted improvements occurring and will work with Council's requirements. Signage has been reduced, the second sign is purely for pricing. All relevant bodies have provided support for the development, will work with adjoining owners as needed.

APOLOGIES**3** **APOLOGIES**

Nil.

MINUTES**4** **Item 1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 16 AUGUST 2017 (11.00005)**
MOVED Cr I North and **SECONDED** Cr B Bourke

RESOLVED: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 16 August 2017 be adopted.

DECLARATION OF INTEREST

- 5** **DECLARATION OF INTEREST 11.00002**
MOVED Cr J Jennings and **SECONDED** Cr A Christian

RESOLVED: That the following Declarations of Interest be noted.

Cr Bourke

Item #3 of the Director Engineering Service's confidential report.

Cr Fry

Item #4 of the Director Engineering Service's confidential report.

Cr North

Item #3 of the Director Environmental, Planning & Building Services report.

Item #1 of the Director Engineering Service's confidential report.

RECEIVE AND DEAL WITH GENERAL MANAGER'S AND DIRECTORS' REPORTS**General Manager's Report**

- 6** **Item 1 COUNCIL GOVERNANCE (11.00005)**
MOVED Cr B Bourke and **SECONDED** Cr I North

RESOLVED: That:

- (a) the Ordinary Meeting of Council be held at 6.00 pm on the 3rd Wednesday each month, except that the December meeting will be held on the second Wednesday in December, and the January meeting will be held on the first Wednesday in February.
- (b) an Ordinary Meeting of Council be held, if required, after the Policy Committee on the first Wednesday each month.
- (c) Council establish a Policy Committee to meet monthly at 6.00 pm on the first Wednesday of each month with the Charter as detailed in the report.
- (d) Council establish the following Section 355 Statutory Committees:

Australia Day Working Party, Bathurst Audit & Risk Management Committee, Bathurst Community Health Committee, Bathurst Regional Youth Council, Georges Plains Floodplain Management Sunset Committee, Mount Panorama Racing Committee, Rockley Mill Museum Management Committee, SBS for Bathurst Committee, Sister City Working Party, Sofala Floodplain Management Sunset Committee,

with charters/aims as detailed in the report.

- (e) Council establish the following Statutory Committees - other Legislation:

Consultative Committee, Health & Safety Committee, Mount Panorama Motor Racing Advisory Committee, NSW Rural Fire Service - Chifley Bushfire Management Committee, Traffic Committee.

with charters/aims as detailed in the report.

- (f) Council establish the following Project Advisory Working Parties:

Bathurst Region Heritage Reference Group, Bathurst Region Natural Resource Advisory Group, Bathurst Region Tourism Reference Group, Bicycle Facilities Working Party, Councillors Meetings with Community Groups/Representatives, International Women's Day Working Group, Living Legends Working Party.

with charters/aims as detailed in the report.

- (g) Council establish the following Consortia: Bathurst 1000 Race, Bathurst 12 Hour, Bathurst 6 Hour, with charters/aims as detailed in the report.

7 Item 2 APPOINTMENT OF DELEGATES AND DUTY DELEGATES (11.00005)
MOVED Cr I North and **SECONDED** Cr A Christian

RESOLVED: That Council appoint three Delegates to the Public Libraries Association NSW.

8 Item 2.01 APPOINTMENT OF DELEGATES AND DUTY DELEGATES (11.00005)
MOVED Cr I North and **SECONDED** Cr W Aubin

RESOLVED: That Council appoint two Duty Delegates to the Central West Women's Health Centre.

9 Item 2.02 APPOINTMENT OF DELEGATES AND DUTY DELEGATES (11.00005)
MOVED Cr I North and **SECONDED** Cr B Bourke

RESOLVED: That Council

- (a) appoint Delegates and Duty Delegates and approve attendance at, and associated costs for related conferences, seminars, etc, as required as detailed below:
- (b) appoint Duty Delegates to:
- (i) Western Sydney University Advisory Group
 - (ii) Bathurst Family History Group
 - (iii) The Australian Milling Museum (Bathurst), and

as detailed below:

Delegates

Organisation/Committee	Meeting	Number of	Delegates	Alternate	File
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	Frequency	Delegates		Delegates	Number
ALL SAINTS CATHEDRAL CHAPTER	As Required	1	Mayor		18.00253
ARTS OUTWEST	Quarterly	1	Monica Morse		18.00036
AUSTRALIAN AIRPORT OWNERS ASSOC - NSW DIVISION	Twice yearly + Conference	2	Ian North, Bobby Bourke		07.00002
AUSTRALIAN LOCAL GOVERNMENT ASSOCIATION NATIONAL GENERAL ASSEMBLY	Annual Conference	1	Mayor	Deputy Mayor	18.00008
AUSTRALIAN LOCAL GOVERNMENT NATIONAL LOCAL ROADS CONGRESS	Annual Conference	1	Mayor		18.00008
AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION	Annual Conferences (2)	2	Monica Morse, Jacqui Rudge		18.00008
BATHURST AIRPORT USERS GROUP	3 times a year	2	Warren Aubin, Ian North		07.00063
BATHURST BUSINESS CHAMBER	Monthly	1	Mayor	Deputy Mayor, Monica Morse	18.00027
BATHURST COMMUNITY CLIMATE ACTION NETWORK INC	Monthly	2	John Fry	Ian North	18.00251
BATHURST CORRECTIONAL COMPLEX COMMUNITY CONSULTATIVE COMMITTEE	Quarterly	1	Bobby Bourke	Warren Aubin	07.00050
BATHURST DISTRICT HISTORICAL SOCIETY	Monthly	1	Graeme Hanger	Monica Morse	18.00183
BATHURST DISTRICT SPORT & RECREATION COUNCIL	Monthly	2	Alex Christian, Ian North		18.00021
BATHURST EDUCATION ADVANCEMENT GROUP (BEAG)	Twice yearly	1	Mayor		18.00053
BATHURST LIQUOR ACCORD	Quarterly	1	Ian North		07.00036
BATHURST NEIGHBOURHOOD CENTRE (BNC)	Monthly	1	Graeme Hanger		18.00017
BATHURST REGIONAL COMMUNITY SAFETY COMMITTEE	Quarterly	2	Alex Christian Jacqui Rudge	Ian North	07.00100
BATHURST REGIONAL LOCAL EMERGENCY MANAGEMENT COMMITTEE	Quarterly	1	Mayor		07.00018
BATHURST TOWN SQUARE WORKING PARTY	as required	1	Mayor	Monica Morse	20.00107
CENTROC	Quarterly	1	Mayor		07.00017
CHIFLEY DAM CATCHMENT STEERING COMMITTEE	Monthly	1	John Fry		07.00020
CHIFLEY LOCAL AREA COMMAND - COMMUNITY SAFETY	Quarterly	1	Mayor		07.00055

PRECINCT COMMITTEE					
ClubGRANTS COMMITTEE	Monthly (June-Dec)	2	Monica Morse, Ian North		09.00024
COUNTRY MAYORS ASSOCIATION	Bi Monthly	1	Mayor		18.00028
EGLINTON HALL & PARK COMMITTEE	Quarterly	1	Ian North		18.00177
FLOODPLAIN MANAGEMENT AUTHORITY	Quarterly + Conference	2	Bobby Bourke, Ian North		07.00007
GREENING BATHURST	Monthly	2	John Fry	Ian North	18.00157
JOINT REGIONAL PLANNING PANEL - WESTERN	As Required	2		See GM report #6	18.00274
NSW INLAND FORUM	Quarterly	1	Mayor		18.00208
NSW RURAL FIRE SERVICE - BATHURST SENIOR MANAGEMENT TEAM	Quarterly	2	Alex Christian, Ian North		18.00233
NSW RURAL FIRE SERVICE - CHIFLEY ZONE LIAISON COMMITTEE	Quarterly	2	Alex Christian, Ian North		13.00020
PERTHVILLE DEVELOPMENT GROUP INC (School of Arts)	Monthly	1	Bobby Bourke		22.01146
PUBLIC LIBRARIES ASSOCIATION NSW	Monthly + Conferences (2), Zone meeting	3	Bobby Bourke, Monica Morse, Jacqui Rudge		18.00127
RAIL ACTION BATHURST	As Required	2	Ian North		18.00116
SKILLSET (previously Central West Group Apprentices)	Monthly	1	Mayor		18.00014
SOMERVILLE COLLECTION BOARD OF DIRECTORS	Twice yearly	1	Mayor	Monica Morse	18.00186
UPPER MACQUARIE COUNTY COUNCIL	Monthly	2		See GM Report #5	18.00172
WESTERN REGIONAL ACCESS COMMITTEE	Quarterly	1	Ian North		07.00062

Duty Delegates

Organisation/Committee	Meeting Frequency	Number of Delegates	Delegates	Alternate Delegates	File Number
ACCESSIBLE LIVING OPTIONS (previously Evans Community Options)	As Required	1	Monica Morse		18.00280
BATHURST AGRICULTURAL, HORTICULTURAL & PASTORAL ASSOCIATION INC	As Required	1	Monica Morse		18.00108
BATHURST AND DISTRICT BICYCLE USER GROUP (BUGS)	As Required	1	Ian North		28.00003
BATHURST ARTS COUNCIL	As Required	1	Jacqui Rudge		18.00063

BATHURST CITY RSL BAND	As Required	1	Monica Morse		22.00556
BATHURST COMMUNITY INTERAGENCY GROUP	As Required	1	Bobby Bourke	Graeme Hanger	18.00117
BATHURST DOMESTIC VIOLENCE LIAISON COMMITTEE	As Required	1	Jacqui Rudge		07.00109
BATHURST FAMILY HISTORY GROUP	As Required		Jacqui Rudge		
BATHURST HEALTH COUNCIL	As Required	2	Warren Aubin, Ian North		18.00035
BATHURST MEALS ON WHEELS SERVICE INC	Bi Monthly from February	1	Monica Morse		18.00236
BATHURST REFUGEE SUPPORT GROUP	As Required	1	Bobby Bourke		23.00057
BATHURST REGIONAL ACCESS COMMITTEE (BRAC)	Monthly	1	Ian North		07.00031
BATHURST REGIONAL ART GALLERY SOCIETY (BRAGS)	As Required	1	Jess Jennings, Jacqui Rudge		07.00027
BATHURST SENIOR CITIZENS MANAGEMENT COMMITTEE	As Required	1	Bobby Bourke	Monica Morse	22.00219
BATHURST SEYMOUR CENTRE INC	As Required	1	Bobby Bourke	Monica Morse	22.00185
BOUNDARY ROAD NATURE RESERVE LANDCARE GROUP	As Required	1	John Fry	Graeme Hanger	04.00031
CARILLON WORKING PARTY	Monthly	1	Monica Morse		04.00021
CENTRAL WEST HERITAGE NETWORK	Twice yearly	1	Jacqui Rudge		20.00027
CENTRAL WEST WOMEN'S HEALTH CENTRE	As Required	2	Monica Morse, Jacqui Rudge		18.00156
COMBINED PENSIONERS & SUPERANNUANTS ASSOCIATION	As Required	1	Graeme Hanger		18.00116
EVANS ARTS COUNCIL	As Required	1	Monica Morse		18.00213
HILL END & TAMBAROORA PROGRESS ASSOCIATION	As Required	2	Monica Morse, John Fry		18.00217
NATIONAL TRUST OF AUSTRALIA - BATHURST & DISTRICT BRANCH (& COX'S ROAD PROJECT COMMITTEE)	As Required	1	Jacqui Rudge		18.00191
NSW STATE EMERGENCY SERVICE - BATHURST UNIT	as required	1	Ian North		18.00043
THE AUSTRALIAN MILLING MUSEUM (BATHURST)	As Required		Jacqui Rudge		
WATTLE FLAT HERITAGE LANDS TRUST	As Required	1	Warren Aubin		18.00214
WATTLE FLAT (BRONZE THONG) RACECOURSE	As Required	1	Warren Aubin		23.00114

COMMITTEE					
WESTERN SYDNEY UNIVERSITY ADVISORY GROUP	As Required	1	Monica Morse		
WHITE ROCK PROGRESS ASSOCIATION	As Required	1	Ian North		28.00280

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Item 3 APPOINTMENT TO STATUTORY COMMITTEES, ADVISORY COMMITTEES AND CONSORTIA (11.00005)

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

RESOLVED: That Council

- appoint the Councillor representative(s) to Statutory Committees, Project and Advisory Committees and Consortiums as detailed below:
- appoint citizen representatives to committees/working parties as detailed below:
- approve attendance at meetings and conferences, including associated costs, by nominated Councillors

Section 355 LGA

Organisation/Committee	Meeting Frequency	Number of Delegates	Delegates	Alternate Delegates	Other Members	File Number
AUDIT AND RISK MANAGEMENT COMMITTEE	Quarterly	2	Mayor, Deputy Mayor	Ian North, Jacqui Rudge	Bathurst Regional Council, Independent external members	07.00096
AUSTRALIA DAY WORKING PARTY	As Required	3	Alex Christian, Ian North		Bathurst Regional Council, Community Representative	23.00033
BATHURST COMMUNITY HEALTH COMMITTEE	As Required	1	Mayor	Deputy Mayor	Bathurst Regional Council, Independent External Members	18.00035
BATHURST REGIONAL YOUTH COUNCIL	Bi Monthly	3	Warren Aubin, Alex Christian		secondary school - TAFE & community youth group representatives	11.00020
GEORGES PLAINS FLOODPLAIN MANAGEMENT SUNSET COMMITTEE	As Required	1	Bobby Bourke		community representatives	07.00076
MOUNT PANORAMA RACING COMMITTEE	As Required	9	All Councillors		Bathurst Regional Council	04.00001
POLICY COMMITTEE	Monthly	9	All Councillors		Bathurst Regional Council	07.00064
ROCKLEY MILL MUSEUM	As Required	1	Ian North		community representatives	07.00075

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MANAGEMENT COMMITTEE						
SBS FOR BATHURST COMMITTEE	As Required	1	Mayor		Bathurst Regional Council, community representatives	08.00009
SISTER CITY WORKING PARTY	Bi Monthly + Conference	4	Ian North, Bobby Bourke, Monica Morse, Alex Christian		Bathurst Regional Council, community representatives	23.00011
SOFALA FLOODPLAIN MANAGEMENT SUNSET COMMITTEE	As Required	1	Bobby Bourke	John Fry	community representatives	07.00076

Statutory Committee - Other Legislation

Organisation/Committee	Meeting Frequency	Number of Delegates	Delegates	Alternate Delegates	Other Members	File Number
CONSULTATIVE COMMITTEE (staff) (Local Government (State) Award 2010)	Bi Monthly	0	Nil		Staff only	07.00026
HEALTH & SAFETY COMMITTEE (staff) (Work Health & Safety Act 2011 and Regulations 2017)	Bi Monthly	0	Nil		Staff only	07.00048
MOUNT PANORAMA MOTOR RACING ADVISORY COMMITTEE (Mount Panorama Motor Racing Act 1989)	As Required	1	Mayor		Bathurst Regional Council, Confederation of Australian Motorsport, Department of Sport and Recreation, Police - Chifley Command, Resident (by invitation)	04.00001
NSW RURAL FIRE SERVICE - CHIFLEY BUSHFIRE MANAGEMENT COMMITTEE (Rural Fires Act 1997)	Twice yearly	2	Ian North, Alex Christian		Bathurst Regional Council, Oberon Council, various state government departments	13.00020
TRAFFIC COMMITTEE (Road Transport (Safety & Traffic Management) Act 1999)	Monthly	1	Warren Aubin	Ian North	Bathurst Regional Council, Police, Roads & Maritime Services, State Member Representative	07.00006

Project and Advisory Committees

Organisation/Committee	Meeting	Number of	Delegates	Alternate	Other Members	File
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	Frequency	Delegates		Delegates		Number
BATHURST REGION HERITAGE REFERENCE GROUP	As Required	9	All Councillors			20.00123
BATHURST REGION NATURAL RESOURCE ADVISORY GROUP (previously Vegetation Management Plan Working Party)	As Required	1	Mayor	John Fry, Monica Morse	community representatives	13.00001
BATHURST REGION TOURISM REFERENCE GROUP		1	Mayor		community representative	07.00116
BICYCLE FACILITIES WORKING PARTY	As Required	2	Ian North		bicycle user group representatives	20.00117
COUNCILLORS MEETINGS WITH COMMUNITY GROUPS/REPRESENTATIVES	monthly	9	All Councillors		Bathurst Regional Council, By invitation	11.00019
INTERNATIONAL WOMEN'S DAY WORKING GROUP		1	Monica Morse, Jacqui Rudge			23.00026
LIVING LEGENDS WORKING PARTY	bi-annually	2	Mayor , Deputy Mayor			20.00282

Consortia

Organisation/Committee	Meeting Frequency	Number of Delegates	Delegates	Alternate Delegates	File Number
BATHURST 1000 RACE	As Required includes costs	3	Ian North, Warren Aubin, Jacqui Rudge		18.00031
BATHURST 12 HOUR	Six monthly, includes costs	2	Warren Aubin, Ian North		04.00009
BATHURST 6 HOUR	Six monthly, includes costs	3	Warren Aubin, Bobby Bourke, Ian North		

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Item 4 AUDIT AND RISK MANAGEMENT COMMITTEE (ARMC) CHARTER (07.00096)

MOVED Cr I North

and **SECONDED** Cr J Jennings

RESOLVED: That Council:

(a) Adopt the following:

- Audit & Risk Management Committee Charter
- Internal Audit Activity Charter
- Internal Audit Guidelines

(b) Appoint Mr Andrew Fletcher as an independent member to the Audit & Risk Management Committee (ARMC) and Chairman.

(c) Appoint Mr Phil Burgett as an Independent Member of the Audit & Risk

Management Committee (ARMC)

12 Item 5 UPPER MACQUARIE COUNTY COUNCIL DELEGATES (18.00172, 11.00005)

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

RESOLVED: That Council appoint Crs Fry and North as delegates to the Upper Macquarie County Council.

13 Item 6 JOINT REGIONAL PLANNING PANEL - DELEGATES (18.00274)

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

RESOLVED: That Council:

- (a) appoint the Mayor and General Manager as delegates to the Western Regional Planning Panel and Cr Morse be appointed as alternate.
- (b) advise the Secretariat of the Western Regional Planning Panel of these appointments.

14 Item 7 DELEGATIONS REGISTER (41.00088)

MOVED Cr B Bourke and **SECONDED** Cr J Fry

RESOLVED: That Council adopt the delegations register as tabled.

15 Item 8 PURCHASING MANUAL (15.00008)

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

RESOLVED: That Council:

- (a) adopt the Purchasing Manual
- (b) delegate authority to the General Manager to update Appendix 2 - Suppliers Exempt from Requirement to Obtain Quotations as required from time to time.

16 Item 9 CODE OF CONDUCT AND PANEL OF CONDUCT REVIEWERS (11.00024, 41.00089)

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

RESOLVED: That Council;

1. Adopt the Council's Code of Conduct, with any reference to the Division of Local Government being amended to the Office of Local Government.
2. Adopt the Office of Local Government's Model Code of Conduct - Procedures for the Administration of the Model Code.
3. Adopt the Criteria contained in the former Bathurst Regional Council Policy -

Code of Conduct: Principles & Procedures as an addendum to the Model Code of Conduct - Procedures for the Administration of the Model Code.

4. Appoint the Centroc panel of Conduct Reviewers as the Panel for the Council.

17 Item 10 CODE OF MEETING PRACTICE (07.00064, 07.00065)

MOVED Cr M Morse and **SECONDED** Cr J Jennings

RESOLVED: That Council:

- (a) Place the Code of Meeting Practice on public exhibition for 28 days with the following change

9. Standing Orders

2. Public Question Time - 3 minutes per speaker (6.00 - 6.15 pm)

altered to

9. Standing Orders

2. Public Forum - 5 minutes per speaker (6.00 - 6.15 pm)

- (b) Receive a further report following the public exhibition period.

18 Item 11 GOVERNANCE - PAYMENT OF EXPENSES & PROVISION OF FACILITIES FOR COUNCILLORS (11.00008, 41.00089)

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

RESOLVED: That Council:

- (a) Place the draft Policy on the Payment of Expenses and Provision of Facilities, on public exhibition for 28 days, and

- (b) Receive a further report following the exhibition period.

19 Item 12 REGISTER OF POLITICAL DONATIONS DISCLOSURES (12.00012)

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

RESOLVED: That Council note the register of political donation disclosures.

20 Item 13 COMMUNITY ENGAGEMENT STRATEGY (02.00003)

MOVED Cr J Jennings and **SECONDED** Cr M Morse

RESOLVED: That Council adopt the:

- (i) Community Engagement Policy
(ii) Community Engagement Strategy.

- 21** **Item 14 SOCIAL MEDIA POLICY - STAFF (08.00021)**
MOVED Cr I North and **SECONDED** Cr W Aubin

RESOLVED: That Council note the Staff Policy: Social Media.

Director Environmental Planning & Building Services' Report

- 22** **Item 1 SECTION 79C OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 (03.00053)**
MOVED Cr M Morse and **SECONDED** Cr W Aubin

RESOLVED: That the information be noted.

- 23** **Item 2 GENERAL REPORT (03.00053)**
MOVED Cr I North and **SECONDED** Cr W Aubin

RESOLVED: That the information be noted.

- 24** **Item 3 DEVELOPMENT APPLICATION NO. 2017/24 – DEMOLITION OF EXISTING SERVICE STATION INCLUDING REMOVAL OF FUEL SYSTEM AND ASSOCIATED REMEDIATION WORKS (CATEGORY 1), CONSTRUCTION OF NEW SERVICE STATION AND INSTALLATION OF NEW FUEL SYSTEM AND ADVERTISING SIGNAGE AT 53 DURHAM STREET, BATHURST. APPLICANT: CALTEX AUSTRALIA PETROLEUM. OWNER: CALTEX OIL AUST PTY LTD (DA/2017/24)**
MOVED Cr J Jennings and **SECONDED** Cr A Christian

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

Reason: Number 3 on ticket in the Local Government Election works at the Panorama Hotel.

RESOLVED: That Council:

- (a) support the variation to the advertising signage development standards relating to illuminated signs and fascia signs prescribed in the Bathurst Regional Development Control Plan 2014;
- (b) as the consent authority, grant consent pursuant to section 80 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2017/24, 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 issue of a Construction Certificate the applicant is to submit amended plans showing the blade sign reduced in height to equal the overall building height (5.5 metres) and a face area of no more than 10m²;
 - ii. Prior to the issue of a Construction Certificate the applicant is to submit amended plans showing a front fence of masonry pillars with picket or

- palisade infill panels;
- iii. Prior to the issue of a Construction Certificate the applicant is to submit amended plans showing details of the proposed side masonry fence forward of the building line; and
- iv. Prior to the issue of a Construction Certificate the applicant is to submit a detailed Construction Management Plan;
- v. Prior to the issue of a Construction Certificate the applicant is to submit amended plans showing the proposed fence on the north eastern boundary (Charlotte Street side) as being 2.5m above the existing retaining wall from the north east corner of the land to the front building line of the adjoining motel. The materials are to be advised to Council for all boundary fences, but are **not** to be colorbond.
- vi. Prior to the issue of a Construction Certificate the applicant is to submit an amended Plan, with only one blade sign.

(c) notify those that made submissions of its decision; and

(d) call a division.

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

The result of the division was:

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr A Christian, Cr J Fry, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr J Rudge

Against the motion - Nil

Absent - Cr I North

Abstain - Nil

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Item 4 DEVELOPMENT APPLICATION NO. 2017/239 – TEN RESIDENTIAL UNITS COMPRISING 4 X 3 BEDROOM TWO STOREY UNITS, 4 X 3 BEDROOM SINGLE STOREY UNITS & 2 X 2 BEDROOM SINGLE STOREY UNITS AT 133-141 KEPPEL STREET, BATHURST. APPLICANT & OWNER: MR C SHARAH & MS D SHARAH. (DA/2017/239)

MOVED Cr W Aubin

and **SECONDED** Cr M Morse

RESOLVED: That Council:

- (a) support the variation to the garage door and open space width development standards prescribed in the Bathurst Regional Development Control Plan 2014;
- (b) as the consent authority, grant consent pursuant to section 80 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2017/239, 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 issue of any Construction Certificates the applicant is to submit to Council for approval amended plans showing additional windows and detailing in the front façades of Houses 2 and 3; and
 - ii. Prior to the issue of any Construction Certificates the applicant is to submit to Council for approval amended plans showing details of the proposed front fences;
- (c) notify those that made submissions of its decision; and

(d) call a division.

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

The result of the division was:

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr A Christian, Cr J Fry, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr I North, Cr J Rudge

Against the motion - Nil

Absent - Nil

Abstain - Nil

26 Item 5 BATHURST REGIONAL DEVELOPMENT CONTROL PLAN 2014 AMENDMENT - HILL END ARCHAEOLOGY (20.00296)

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

RESOLVED: That Council:

- (a) adopt the Bathurst Regional Development Control Plan amendment - Hill End Archaeology as outlined in this report;
- (b) give public notice of Council's decision in accordance with the requirements of the Environmental Planning and Assessment Act;
- (c) advise all property owners of Council's decision; and
- (d) call a division.

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

The result of the division was:

In favour of the motion - Cr W Aubin, Cr B Bourke, Cr A Christian, Cr J Fry, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr I North, Cr J Rudge

Against the motion - Nil

Absent - Nil

Abstain - Nil

27 Item 6 BATHURST REGION HERITAGE REFERENCE GROUP (20.00123)

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

RESOLVED: That the information be noted.

28 Item 7 CAR PARKING LICENCE AGREEMENT WITH ALDI STORES LIMITED (22.01334)

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

RESOLVED: That Council:

- (a) agree to enter into a Car Parking License Agreement with ALDI Stores (A Limited Partnership) for a period of two (2) years; and
- (b) delegate authority to the General Manager to sign the agreement on behalf of Bathurst Regional Council.

29 Item 8 ITEMS INCLUDED IN CONFIDENTIAL COMMITTEE OF THE WHOLE (11.00005, 34.00093)

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

RESOLVED: That the information be noted.

Director Corporate Services & Finance's Report

30 Item 1 STATEMENT OF INVESTMENTS (16.00001)

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

RESOLVED: That the information be noted.

31 Item 2 MONTHLY REVIEW - 2017/2021 DELIVERY PLAN AND OPERATIONAL PLAN 2017-2018 (16.00148)

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

RESOLVED: That the information be noted.

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

MOVED Cr M Morse and **SECONDED** Cr J Fry

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

33 Item 4 POWER OF ATTORNEY (11.00007)

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

RESOLVED: That the information be noted.

34 Item 5 STATEMENT BY COUNCIL ON FINANCIAL REPORTS (16.00137, 41.00089)

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

RESOLVED: That Council:

- (a) refer the draft Financial Statements to Council's auditors, Audit Office of NSW, for audit;
- (b) sign the Certificates with respect to the General Purpose Financial Statements and the Special Purpose Financial Statements for the year ended 30 June 2017;
- (c) adopt the Accounting Policies shown in the financial reports.

35 Item 6 ITEMS INCLUDED IN CONFIDENTIAL COMMITTEE OF THE WHOLE (11.00005, 22.12696, 22.10657)

MOVED Cr W Aubin and **SECONDED** Cr J Rudge

RESOLVED: That the information be noted.

Director Engineering Services' Report

36 Item 1 PROPOSED ACQUISITION OF LAND FOR ROAD PURPOSES - HOBBYS YARDS ROAD TRUNKY CREEK (25.00506 & 22.16181)

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

RESOLVED: That Council:

- (a) Approve the preparation of a Plan of Subdivision for the acquisition of land for road purposes;
- (b) Approve the acquisition of land, and classify the acquired land as Operational Land under the provisions of section 31(2) of the Local Government Act 1993;

subject to the information contained in the Director Engineering Services' report.

37 Item 2 PROPOSED CREATION OF FURTHER EASEMENT FOR SERVICES OVER PART OF LOT 101 DP1231601 186 LIMEKILNS ROAD KELSO (2017/205)

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

RESOLVED: That Council:

- (a) approve the creation of a further easement for services to be installed on part of Lot 101 DP1231601 located at 186 Limekilns Road Kelso; and
- (b) authorise the General Manager to sign Easement Plan documentation as Council's representative

subject to the information contained in the Director Engineering Services' report.

38 Item 3 ITEMS INCLUDED IN CONFIDENTIAL COMMITTEE OF THE WHOLE (11.00005 plus 36.00603, 36.00646, 36.00647, 36.00614, 36.00648, and 36.00645)

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

RESOLVED: That the information be noted.

Director Cultural & Community Services' Report

39 Item 1 2017/2018 BATHURST CCTV FUNDING PROGRAM (16.00145)

MOVED Cr J Jennings and **SECONDED** Cr A Christian

MOVED Cr W Aubinand **SECONDED** Cr I North

RESOLVED: That Council distribute the 2017/2018 Rural Village Improvement Program funding as follows:

	APPLICANT ORGANISATION	PROJECT SUMMARY	AMOUNT
1	Hill End & District Volunteer Bushfire Brigade	Purchase of Automatic External Defibrillator (AED)	\$2,629.75
2	Rockley & District Community Association	Remedial plumbing works for the western end of the Rockley School of Arts Hall	\$2,850
3	Sofala and District Agricultural & Horticultural Show Society Inc	New bunting to highlight different sections of the show, replacing current 30 year old bunting.	\$1,425
4	Sofala Progress Association Inc	Noticeboard to advise visitors/community of village activities and events with balance of funds to purchase items for Soldiers Walk.	\$1,425
5	Sunny Corner & District Progress Association Inc	Installation of new gas stove, purchase of microwave and security screen door for Sunny Corner Community Hall.	\$2,098
6	Trunkey Creek Progress Association	Purchase of ride-on mower to be kept and utilised by Progress Association only.	\$2,850
7	Wattle Flat Heritage Lands Trust	Solitary Mine Site projects: <ul style="list-style-type: none"> • Picnic shelter roofing • 2 x flat pack picnic settings 	\$1,425
8	Wattle Flat Progress Association	Purchase portable heavy duty marquee/s for use at Bronze Thong and other community events.	\$1,425
9	Yetholme Progress Association	Construction and installation of new Yetholme Community Hall sign to replace 40 year old timber sign.	\$2,850
	TOTAL AMOUNT		\$18,977.75

REPORTS OF OTHER COMMITTEES

Traffic Committee Meeting

45 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 5 SEPTEMBER 2017 (07.00006)

MOVED Cr W Aubinand **SECONDED** Cr M Morse

RESOLVED: That the recommendations of the Traffic Committee Meeting held on 5 September 2017 be adopted.

COUNCILLORS/DELEGATES REPORTS

46 Item 1 UPPER MACQUARIE COUNTY COUNCIL (UMCC) (18.00172)

MOVED Cr I Northand **SECONDED** Cr W Aubin

RESOLVED: That Council note the Delegates Report on the Upper Macquarie County Council meeting held on 4 August 2017.

47 Item 2 MINUTES - BATHURST REGIONAL YOUTH COUNCIL - 5 SEPTEMBER 2017 (11.00020)

MOVED Cr W Aubin and **SECONDED** Cr A Christian

RESOLVED: That the information be noted.

48 **Item 3 CENTROC BOARD MEETING 10 AUGUST 2017 PARLIAMENT HOUSE CANBERRA (07.00017)**

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

RESOLVED: That the report on the CENTROC Board meeting held 10 August 2017 at Parliament House, Canberra, be noted.

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

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

MOVED Cr I North and **SECONDED** Cr 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 any late reports tabled at the meeting.
- (b) Pursuant to section 10A(1)-(3) of the Local Government Act 1993, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of section 10A(2) as outlined above.
- (c) Correspondence and reports relevant to the subject business be withheld from access.

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

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	92 RUSSELL STREET, BATHURST	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.

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

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	RENEWAL OF RESIDENTIAL LEASE - LOT 1	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied

	DP786946 KNOWN AS 159 EGLINTON ROAD, BATHURST	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	RENEWAL OF RURAL LICENCE AGREEMENT PART LOT 17 IN DP1099208 KNOWN AS 1 ROCKLEY STREET, GEORGES PLAINS	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	CONTRACT FOR CONSTRUCTION OF GABION WALL, FOOTPATH AND HANDRAIL, BICENTENNIAL 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.
2	TENDER FOR TREE THINNING AT SOFALA	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 REPAIRS TO THE BATHURST COMMUNITY OPP-SHOP – 8 LIONS CLUB DRIVE KELSO	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
4	TENDER FOR STORMWATER CREEK OUTLETS, 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 RESTORATION OF NETBALL COURTS 3, 4, 5 AND 6 - JOHN MATTHEWS NETBALL COMPLEX	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	TENDER FOR CONSTRUCTION	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice

	OF EXTENSIONS TO THE NEIGHBOURHOOD CENTRE	the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
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Director Environmental Planning & Building Services' Report

- a** Item 1 92 RUSSELL STREET, BATHURST (34.00093)
MOVED Cr B Bourke and SECONDED Cr J Jennings

That the information be noted.

Director Corporate Services & Finance's Report

- b** Item 1 RENEWAL OF RESIDENTIAL LEASE - LOT 1 DP786946 KNOWN AS 159 EGLINTON ROAD, BATHURST (22.12696)
MOVED Cr I North and SECONDED Cr A Christian

That Council approve the renewal of the residential lease for Lot 1 in DP786946, 159 Eglinton Road, Bathurst to a Mr John and Mrs Maureen Preston for a period of 12 months with a 12 month option (at Council's discretion) as detailed in the report.

- c** Item 2 RENEWAL OF RURAL LICENCE AGREEMENT PART LOT 17 IN DP1099208 KNOWN AS 1 ROCKLEY STREET, GEORGES PLAINS (22.10657)
MOVED Cr B Bourke and SECONDED Cr J Fry

That Council approve the renewal of the Rural Licence Agreement for part Lot 17 in DP1099208, known as 1 Rockley Street, Georges Plains, with Mr Jordan and Mrs Amanda Peterson for a period of 12 months with a 12 month option (at Council's discretion) as detailed in the report and subject to Council's Land Management Guidelines and insurance requirements.

Director Engineering Services' Report

- d** Item 1 CONTRACT FOR CONSTRUCTION OF GABION WALL, FOOTPATH AND HANDRAIL, BICENTENNIAL PARK (36.00603)
MOVED Cr B Bourke and SECONDED Cr W Aubin

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

Reason: Niece's partner works for the contractor.

That Council accept the variation under Contract 36.00603 with Central West Civil Pty Ltd in the amount of \$369,710.00 (GST incl), resulting in a total contract value of \$498,668.50 (GST incl), subject to provisional items and variations, as detailed in the Director Engineering Services' report.

- e** Item 2 TENDER FOR TREE THINNING AT SOFALA (36.00646)
MOVED Cr B Bourke and SECONDED Cr W Aubin

That Council accepts the tender of Urban Arb Solutions for the amount of \$195,327.00 (inclusive GST), subject to provisional items and variations.

- f** Item 3 TENDER FOR REPAIRS TO THE BATHURST COMMUNITY OPP-SHOP – 8 LIONS CLUB DRIVE KELSO (36.00647)
MOVED Cr J Rudge and SECONDED Cr W Aubin

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

Reason: Volunteer Manager of Community Opp-Shop.

That Council accepts the tender from Nick Harvey Constructions to the amount of \$116,310.00 (GST inclusive), subject to provisional items and variations.

- g** Item 4 TENDER FOR STORMWATER CREEK OUTLETS, PROCTOR PARK (36.00614)
MOVED Cr I North and SECONDED Cr B Bourke

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

Reason: One of the Tenderers is a relative.

That Council accept Webber Concrete Constructions Pty Ltd tendered project price of \$226,983.08 (inclusive GST) subject to provisional items and variations.

- h** Item 5 TENDER FOR THE RESTORATION OF NETBALL COURTS 3, 4, 5 AND 6 - JOHN MATTHEWS NETBALL COMPLEX (36.00648)
MOVED Cr I North and SECONDED Cr W Aubin

That Council accept the tender of L-Don Sporting Areas Pty Ltd in the amount of \$211,642.00 (GST incl), subject to adjustments and provisional sums as indicated within the report, for the restoration of four netball courts at the John Matthews Netball Complex, Bathurst.

- i** Item 6 TENDER FOR CONSTRUCTION OF EXTENSIONS TO THE NEIGHBOURHOOD CENTRE (36.00645)
MOVED Cr I North and SECONDED Cr M Morse

That Council accepts the tender from Nick Harvey Constructions to the amount of \$78,663.00 (GST inclusive) subject to provisional items and variations.

RESOLVE INTO OPEN COUNCIL

GENERAL MANAGER'S REPORT

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

18 OCTOBER 2017

1 LOCAL GOVERNMENT NSW ANNUAL CONFERENCE 2017 (18.00074)

Recommendation: That Council nominate its delegates and observers for the Local Government NSW Annual Conference 2017.

Report: The Local Government NSW Annual Conference 2017 will take place from Monday 4 December to Friday 6 December 2017. Registration has opened and Council will be required to advise the names of the voting delegates.

Council is entitled to three voting delegates and whatever number of observers it wishes to send. It would be appropriate for Council to advise its voting delegates at this time. The voting delegate will need to be nominated for both voting; on motions and voting for Board positions. If the Mayor should attend, then he will be one of the three voting delegates.

It is recommended that Council nominate its delegates and observers for the Local Government NSW Annual Conference 2017.

Financial Implications: Funding is provided in the 2017/18 Delivery Plan for Councillor attendance at the Conference.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 33: To be and develop good leaders. Strategy 33.7
- Objective 32: To ensure Council is supported by an adequate workforce and appropriate governance procedures. Strategy 32.5

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

Yours faithfully



D J Sherley
GENERAL MANAGER

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

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

18 OCTOBER 2017

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 below to assist Council in the assessment of Development Applications.

79C Evaluation

(1) Matters for consideration—general

In determining a development application, a consent authority is to take into consideration such of the following matters as are of relevance to the development the subject of the development application:

- (a) the provisions of:
 - (i) any environmental planning instrument, and
 - (ii) any proposed instrument that is or has been the subject of public consultation under this Act and that has been notified to the consent authority (unless the Secretary has notified the consent authority that the making of the proposed instrument has been deferred indefinitely or has not been approved), and
 - (iii) any development control plan, and
 - (iii) any planning agreement that has been entered into under section 93F, or any draft planning agreement that a developer has offered to enter into under section 93F, and
 - (iv) the regulations (to the extent that they prescribe matters for the purposes of this paragraph), and
 - (v) any coastal zone management plan (within the meaning of the *Coastal Protection Act 1979*),
that apply to the land to which the development application relates,
- (b) the likely impacts of that development, including environmental impacts on both the natural and built environments, and social and economic impacts in the locality,
- (c) the suitability of the site for the development,
- (d) any submissions made in accordance with this Act or the regulations,
- (e) the public interest.

Note. See section 75P (2) (a) for circumstances in which determination of development application to be generally consistent with approved concept plan for a project under Part 3A.

(2) Compliance with non-discretionary development standards—development other than complying development

If an environmental planning instrument or a regulation contains non-discretionary development standards and development, not being complying development, the subject of a development application complies with those standards, the consent authority:

- (a) is not entitled to take those standards into further consideration in determining the development application, and
- (b) must not refuse the application on the ground that the development does not comply with those standards, and
- (c) must not impose a condition of consent that has the same, or substantially the same, effect as those standards but is more onerous than those standards, and the discretion of the consent authority under this section and section 80 is limited accordingly.

- (3) If an environmental planning instrument or a regulation contains non-discretionary development standards and development the subject of a development application does not comply with those standards:
- (a) subsection (2) does not apply and the discretion of the consent authority under this section and section 80 is not limited as referred to in that subsection, and
 - (b) a provision of an environmental planning instrument that allows flexibility in the application of a development standard may be applied to the non-discretionary development standard.

Note. The application of non-discretionary development standards to complying development is dealt with in section 85A (3) and (4).

(3A) Development control plans

If a development control plan contains provisions that relate to the development that is the subject of a development application, the consent authority:

- (a) if those provisions set standards with respect to an aspect of the development and the development application complies with those standards—is not to require more onerous standards with respect to that aspect of the development, and
- (b) if those provisions set standards with respect to an aspect of the development and the development application does not comply with those standards—is to be flexible in applying those provisions and allow reasonable alternative solutions that achieve the objects of those standards for dealing with that aspect of the development, and
- (c) may consider those provisions only in connection with the assessment of that development application.

In this subsection, *standards* include performance criteria

(4) Consent where an accreditation is in force

A consent authority must not refuse to grant consent to development on the ground that any building product or system relating to the development does not comply with a requirement of the *Building Code of Australia* if the building product or system is accredited in respect of that requirement in accordance with the regulations.

- (5) A consent authority and an employee of a consent authority do not incur any liability as a consequence of acting in accordance with subsection (4).

(6) Definitions

In this section:

- (a) reference to development extends to include a reference to the building, work, use or land proposed to be erected, carried out, undertaken or subdivided, respectively, pursuant to the grant of consent to a development application, and
- (b) *non-discretionary development standards* means development standards that are identified in an environmental planning instrument or a regulation as non-discretionary development standards.

Financial Implications: Nil

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

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 September 2017 (**attachment 1**).
- (b) Applications refused during September 2017 (**attachment 2**).
- (c) Applications under assessment as at the date of compilation of this report (**attachment 3**).
- (d) Applications pending approval for greater than 40 days as at the date of compilation of this report (**attachment 4**).
- (e) Applications with variations to development standards under State Environmental Planning Policy No. 1 or Clause 4.6 of Bathurst Regional LEP 2014 approved in September 2017 (**attachment 5**).
- (f) No political disclosure statements have been received in relation to any "planning applications" being considered at this meeting.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

3 DEVELOPMENT APPLICATION NO. 2017/201 – SINGLE STOREY DWELLING WITH DETACHED GRANNY FLAT AT 145 DURHAM STREET, BATHURST. APPLICANT: HI TECH HOMES AND FLATS. OWNER: MR GM IRELAND AND MRS BS WEST (DA/2017/201)

Recommendation: That Council:

- (a) support the variation to Clause 4.3.2 Development Standards Minimum Lot size prescribed in the Bathurst Regional Development Control Plan 2014;
- (b) as the consent authority, grant consent pursuant to section 80 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2017/201, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979;
- (c) notify those that made submissions of its decision; and
- (d) call a division.

Report: The Site

Council has received a Development Application (DA) for a single storey dwelling with detached granny flat (secondary dwelling) at 145 Durham Street, described as Lot 11 DP 539729. A location plan is provided at **attachment 1**.

The subject site is currently vacant and located on Durham Street (being a Roads & Maritime Services (RMS) controlled road). The site is surrounded by residential dwellings, predominately single storey.

The site is 518.5m².

History of the Site

The site in conjunction with 143 Durham Street (see item 4 of the DEPBS report) was previously used for residential purposes. Council previously granted consent to the demolition of three houses (139 and 143 – 145 Durham) in 11 May 2011 (DA2011/0038). The consent also granted approval for the construction of a new two storey medical centre which never proceeded. The site has since been vacant.

The proposal

The proposal involves a single storey dwelling with detached granny flat (secondary dwelling) and two carports at 145 Durham Street. Plans of the proposed development are at **attachment 2**.

Council also has before it an application for 143 Durham Street for a dual occupancy (see item 4 of the DEPBS report). The two proposed developments present the same façade to the street and are both transportable dwellings. Each application must however be considered on its own merits.

Planning Context

Bathurst Regional Local Environmental Plan 2014

The subject site is zoned R1 General Residential under the provisions of the *Bathurst Regional Local Environmental Plan 2014*. Dwellings and secondary dwellings are permissible with consent in the R1 General Residential zone. The proposal is consistent with the objectives of the zone.

5.10 Heritage Conservation

The site is within the Bathurst Heritage Conservation Area and has a BCAMS rating of intrusive as the site is currently vacant. The site is not identified in the OEH State Heritage Inventory Database. The site is in a prominent location along Durham Street.

Whilst the dwelling is transportable it incorporates sympathetic materials and elements to provide a consistent streetscape on Durham Street, refer **attachment 3**.

The proposal will facilitate development on a currently vacant parcel of land, provide street presence and not detract from the historic dwellings surrounding. The proposed brick fence in strong autumn tones, 30 degree roof pitch and use of Federation era colours (**attachment 4**) is supported.

Bathurst Regional Development Control Plan 2014

Chapter 4 Residential Development

The site is contained within Precinct 1 pursuant to the *Bathurst Regional Development Control Plan 2014* (DCP). Dwellings and Secondary Dwellings are permissible with consent in the precinct.

4.3.2 Development standards

The proposal complies with the objectives of the Precinct and the development standards with the exception of the minimum allotment provision of the DCP.

The subject site is less than the minimum lot size specified for dwelling houses pursuant to Clause 4.3.2 of the Bathurst Regional DCP 2014.

The minimum lot size for a dwelling house is 550m² and the subject allotment is 518.5m². As noted above the site has historically contained a dwelling.

A request to vary the development standard was submitted with the DA documentation. The grounds for the variation sought include:

- Facilitating housing supply within the Bathurst CBD;
- Compliance with private open space and off-street car parking development standards; and
- Utilising a vacant site for residential development.

It is on these grounds and the historic use of the existing lot for residential purposes that the request for variation is supported.

By supporting the variation to the minimum lot size, a secondary dwelling becomes permissible with consent. Further, pursuant to SEPP Affordable Rental Housing 2009, Division 2 *Secondary Dwellings*, development consent cannot be refused on lots that are at least 450m².

Development Standard	Proposed	Permissible	Compliance
Minimum lot size	518.5m ²	550m ²	No*
Density	N/A	88 persons per ha	N/A
Site Coverage	30%	50% maximum	Yes
Height for both dwellings	4.82m	Two- storey maximum	Yes
Setback - front	3.5m	complement existing	Yes
Setback - rear	4m	In accordance with BCA	Yes
Setback - side	1m	In accordance with BCA	Yes
Car parking - resident	1/dwelling	1 space per dwelling	Yes
Car parking - visitor	1/dwelling	1 space per dwelling	Yes
Accessway Width	3m	3-6m wide	Yes
Open space area - dwelling	43.7m ²	40m ²	Yes
Open space area - secondary dwelling	40m ²	40m ²	Yes
Open space width - dwelling	4.6m	4m wide	Yes
Open space width - secondary dwelling	4m	4m wide	Yes
Garage doors	N/A	N/A	N/A
Battle-axe allotment(P2/P3 only)	N/A	Regular allotments only	N/A
Frontage width(P2/P3 only)	N/A	Minimum 20 Metres	N/A
Frequency(P2/P3 only)	N/A	Corner allotment/40m separation	N/A
Floor area (secondary dwelling)	60m ²	60m ²	Yes

* Refer to assessment of Section 4.3.2 of Bathurst DCP 2014 above.

Chapter 10 Urban Design & Heritage

An infill development form has been submitted with the development application.

Whilst the proposed buildings are transportable, they have been designed to incorporate a similar bulk and scale with other nearby small scale residential buildings. Materials and colours proposed are sympathetic and consistent with the Durham Street streetscape.

Chapter 16 Earthworks

Extent of cut and fill shown on plans	N/A
Height and location of retaining walls shown on plans	N/A
Cut and fill on boundary 1 metre or less	N/A
Retaining walls on boundary of material other than timber	N/A

There are no earthworks proposed, the dwellings will be placed on 600mm footings.

Submissions

The development application was advertised and notified to adjoining property owners from 19 June 2017 to 28 June 2017. Following the advertising and notification period a total of two (2) submissions were received (see submissions at **attachment 5**).

A discussion forum was held on 3 August 2017 (see minutes of discussion forum at **attachment 6**). Issues raised in the submissions and at the discussion forum included:

- Roof line low in comparison to neighbouring dwellings, supportive of 30 degree roof pitch but narrow roof creates a low roof form; and
- Overlooking into rear of properties on Stewart Street given raised ground level.

The National Trust did not object to the proposed dwellings facilitating development on the site but suggested improvements for consistency of the heritage conservation area. The discussion forum reviewed the plans, identified improving the presence of the dwellings in the streetscape through increased setback, providing a 600mm high brick fence in strong autumn tones.

The submitted plans were amended following the Discussion Forum to address the issues raised.

The building setbacks from boundaries are sufficient to limit any potential over looking on the property at the rear.

Conclusion

The proposed development will facilitate the development of land that is currently vacant. The development will facilitate the use of the land for residential purposes, providing housing stock within the Bathurst CBD within close proximity to open space.

The proposed development complies with Council's development standards except the minimum lot standard. Nonetheless the site has been historically used for residential purposes. Whilst the dwelling is transportable the proposed design incorporates a 30 degree roof pitch, brick fencing and is similar in bulk and scale to other nearby residences. Materials and colours are consistent with the Durham Street streetscape. Approval is therefore recommended.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

Community Engagement

- Consult To obtain public feedback on alternatives and/or decisions

4 DEVELOPMENT APPLICATION NO. 2017/202 – DUAL OCCUPANCY AT 143 DURHAM STREET. APPLICANT: HI TECH HOMES AND FLATS. OWNER: MR GM IRELAND AND MS BS WEST (DA/2017/202)

Recommendation: That Council:

- (a) as the consent authority, grant consent pursuant to section 80 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2017/202, 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.

Report: The Site

Council has received a Development Application (DA) for a dual occupancy at 143 Durham Street, described as Lot 12 DP 539729. A location plan is provided at **attachment 1**.

The subject site is currently vacant and located on Durham Street (being an RMS controlled road). The site is surrounded by residential dwellings, predominately single storey.

The site is 689.2m².

History of the Site

The site was previously used for residential purposes. Council previously granted consent to the demolition of three houses (139 and 143 – 145 Durham) in 11 May 2011 (DA2011/0038). The consent also granted approval for the construction of a new two storey medical centre which never proceeded. The site has been vacant since.

The proposal

The proposal involves a dual occupancy and two carports. Plans of the proposed development are at **attachment 2**.

The dual occupancy will be separated by lap and cap timber fencing.

Council also has before it an application at 143 Durham Street for a dwelling and granny flat (refer item 3 of DEPBS report). The two proposed developments present the same façade to the street and are both transportable dwellings. Each application must however be considered on its own merits.

Planning Context

Bathurst Regional Local Environmental Plan 2014

The subject site is zoned R1 General Residential under the provisions of the *Bathurst Regional Local Environmental Plan 2014*. Dwellings and dual occupancies are permissible with consent in the R1 General Residential zone. The proposal is consistent with the objectives of the zone.

5.10 Heritage Conservation

The site is within the Bathurst Heritage Conservation Area and has a BCAMS rating of Intrusive as the site is currently vacant. The site is not identified in the OEH State Heritage Inventory Database. The site is in a prominent location along Durham Street.

Whilst the dwellings are transportable, they incorporate sympathetic materials and elements to provide a consistent streetscape on Durham Street, refer **attachment 3**.

The proposal will facilitate development on a currently vacant parcel of land, provide street presence and not detract from the historic dwellings surrounding. The proposed brick fence in strong autumn tones, 30 degree roof pitch and use of Federation era colours (**attachment 4**) is supported.

Bathurst Regional Development Control Plan 2014

Chapter 4 Residential Development

The site is contained within Precinct 1 pursuant to the *Bathurst Regional Development Control Plan 2014* (DCP). Dual occupancies are permissible with consent in the precinct. The proposal complies with the objectives of the Precinct and the development standards for dual occupancies:

Development Standard	Proposed	Permissible	Compliance
Minimum lot size	689.2m ²	600m ²	Yes
Density	N/A	88 persons per ha	N/A
Site Coverage	32%	50% maximum	Yes
Height for both dwellings	4.59m	Two- storey maximum	Yes
Setback - front	3.5m	complement existing	Yes
Setback - rear	3m	In accordance with BCA	Yes
Setback - side	1m	In accordance with BCA	Yes
Car parking - resident	1/dwelling	1 space per dwelling	Yes
Car parking - visitor	1/dwelling	1 space per dwelling	Yes
Accessway Width	3m	3-6m wide	Yes
Open space area - dwelling 1	40.04m ²	40m ²	Yes
Open space area - dwelling 2	62.3m ²	40m ²	Yes
Open space width - dwelling 1	4.6m	4m wide	Yes
Open space width - dwelling 2	4.m	4m wide	Yes
Garage doors	N/A	N/A	N/A
Battle-axe allotment(P2/P3 only)	N/A (P1)	Regular allotments only	N/A
Frontage width(P2/P3 only)	N/A (P1)	Minimum 20 metres	N/A
Frequency(P2/P3 only)	N/A (P1)	Corner allotment/40m separation	N/A
Floor area (secondary dwelling)	N/A	N/A	N/A

Chapter 10 Urban Design and Heritage

An infill development form has been submitted with the development application.

Whilst the proposed buildings are transportable, they have been designed to incorporate a similar bulk and scale with other nearby small scale residential buildings. Materials and colours proposed are sympathetic and consistent with the Durham Street streetscape.

Chapter 16 Earthworks

Extent of cut and fill shown on plans	N/A
Height and location of retaining walls shown on plans	N/A
Cut and fill on boundary 1 meter or less	N/A
Retaining walls on boundary of material other than timber	N/A

There are no earthworks proposed, the dwellings will be placed on 600mm footings.

Submissions

The development application was advertised and notified to adjoining property owners from 19 June 2017 to 28 June 2017. Following the advertising and notification period a total of two (2) submissions were received (see submissions at **attachment 5**).

A discussion forum was convened by Council on 3 August 2017 (see minutes of discussion forum at **attachment 6**). Issues raised in the submissions and at the discussion forum included:

- Roof line low in comparison to neighbouring dwellings, supportive of 30 degree roof pitch but narrow roof creates a low roof form; and
- Overlooking into rear of properties on Stewart Street given raised ground level.

The National Trust did not object to the proposed dwellings facilitating development on the site but suggested improvements for consistency of the heritage conservation area. The discussion forum reviewed the plans, identified improving the presence of the dwellings in the streetscape through increased setback, providing a 600mm high brick fence in strong autumn tones.

The submitted plans were amended following the Discussion Forum to address these issues.

The building setbacks from boundaries are sufficient to limit any potential overlooking on the property to the rear.

Conclusion

The proposed development will provide a street presence in a dominant site that is currently vacant. The development will facilitate the use of the land for residential purposes, providing housing stock within the Bathurst CBD within close proximity to open space.

The proposed dual occupancy is provided with off street car parking to limit impact on Durham Street. The dwellings are generously setback from all boundaries to limit impacts on privacy and overshadowing.

The proposed development complies with Council's development standards. Whilst the dwellings are transportable the proposed design incorporates a 30 degree roof pitch, brick

fencing and is similar in bulk and scale to other nearby residences. Materials and colours are consistent with the Durham Street streetscape. Approval is therefore recommended.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

Community Engagement

- Consult To obtain public feedback on alternatives and/or decisions

5 DEVELOPMENT APPLICATION NO. 2017/95 – DEMOLITION OF DWELLING & OUTBUILDINGS AND CONSTRUCTION OF AN INTERNAL ACCESS DRIVEWAY TO THE LIBRARY CARPARK AT 128 BENTINCK STREET. APPLICANT: BATHURST REGIONAL COUNCIL. OWNER: BATHURST REGIONAL COUNCIL (DA/2017/95)

Recommendation: That Council:

- (a) as the consent authority, grant consent pursuant to section 80 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2017/95, 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:
- (a) demolition is not to commence until a photographic record of the dwelling and outbuildings has been completed and submitted to Council,
 - (b) a 1.8 metre high Colourbond fence is to be erected on the side boundaries of the site within 2 weeks of the completion of the demolition,
 - (c) prior to demolition, plans are to be submitted and approved for an entrance treatment in face brick work of strong autumn tones with metal or timber infills where required, to be constructed as part of the driveway,
 - (d) the applicant is to submit to Council, for endorsement, a landscape plan prepared in accordance with Chapter 13 of Bathurst Regional Development Control Plan 2014,
 - (e) prior to the demolition a measured plan drawing of the original dwelling is to be submitted to Council;
- (b) notify those that made submissions of its decision; and
- (c) call a division.

Report: The Site

Council has received a Development Application (DA) for the demolition of a dwelling and associated outbuildings at 128 Bentinck Street (Lot 1 DP 197420 and Lot B DP 197498). A location plan is provided at **attachment 1**.

The site has a combined area of 748.30m².

The site currently contains a dwelling and associated outbuildings.

The surrounding land uses are a mix of residential and commercial.

The proposal

The proposal involves:

- the demolition of the dwelling and associated outbuildings; and
- the construction of an internal access way to the Council public carpark for the library off Bentinck Street and easier access to public parking for businesses in Bentinck and Keppel Streets.

Plans of the proposed development are at **attachment 2**.

Planning Context

Bathurst Regional Local Environmental Plan 2014

The subject site is zoned B3 Commercial Core under the provisions of the *Bathurst Regional Local Environmental Plan 2014*. Driveways are permissible without consent in the B3 Commercial Core zone. The proposal is generally consistent with the objectives of the zone.

Clause 10 Heritage Conservation

The objective of this clause is to conserve the heritage significance of heritage items and heritage conservation areas, including associated fabric, settings and views.

The site is located within the Bathurst Heritage Conservation Area but is not listed as an individual heritage item.

Clause 5.10(4) of Bathurst Regional Local Environmental Plan 2014 requires Council to consider the effect of the proposed development on the heritage significance of the heritage conservation area.

A Statement of Heritage Impact has been submitted (**attachment 3**). The building is described as:

The existing building is a small single storey house one room wide constructed of rendered brickwork, fibro asbestos sheeting, concrete block and corrugated iron with a straight roofed front verandah infilled with lattice. There are rendered verandah piers and dwarf walls. The galvanised iron roof is hipped at the front with a small louvred gable vent. There are skillion roofs on the rear covering the kitchen, laundry and bathroom. The carport is a skillion of timber construction. The rear outbuildings are of timber framed asbestos sheet construction and rendered concrete block. There was no historical information available on the house to assess its age but features of the original front three rooms look to be Victorian. Subsequent additions over many decades appear to be from the 19th to the mid-20th century. The building, even though recently occupied, appears to have fallen into major disrepair due to structural damage, termite invasion and poor handyman repairs. The building has always been a humble workers dwelling and it exhibits the resourcefulness of the inhabitants in that additions and home repairs have been made with secondhand and recycled materials or using rudimentary home-made solutions.

The building is not likely to be unique. The type of building it resembles is found in other locations within the Bathurst central area and there are much better examples of buildings in other areas of Bathurst which are original and in a habitable state. There are many single storey detached Victorian dwellings in Bathurst which are better examples of this type of dwelling.

As noted in the accompanying structural engineers report the dwelling has suffered major structural damage due to reactive clay movement, unsuitable building techniques and general weathering/deterioration due to lack of maintenance over a long period of time.

Bathurst Regional Development Control Plan 2014

Chapter 2 – Exhibition and Notification

The development application was advertised and notified to adjoining property owners from

21 August 2017 to the 4 September 2017 in accordance with Chapter 2 of the DCP.

Following the advertising and notification period 1 submission was received from the adjoining property owner at 67 Piper (**attachment 4**).

The issues raised in the submissions are:

- Loss of visual amenity;
- Loss of view and privacy;
- Adverse visual impact of pedestrians and motor vehicle traffic;
- Increased noise from pedestrians and motor vehicle traffic;
- Emissions from motor vehicles;
- Potential trespass by pedestrians, animals and vehicles onto land owned by SP 49125.

Within this submission the adjoining owner requested that a condition be imposed to ensure that new fencing is erected to separate Council owned land from the privately owned land.

The adjoining owner advised that the use of pre-colour metal panel fencing is the best solution to minimise the impact on adjoining land.

In response the applicant has now submitted an amended plan showing the internal road with a 1.8 metre high colourbond fence being erected on the boundary of the subject site. A condition should also be imposed on the DA to ensure that the specified fence is erected within 2 weeks of the completed demolition.

Chapter 10 Urban Design & Heritage Conservation

10.3.3 Statement of Heritage Impact

A detailed Statement of Heritage Impact has been prepared (**attachment 3**) in accordance with Section 10.3.3 of the Bathurst Regional Development Control Plan 2014.

Structural Assessment

A Structural Assessment has been prepared by Calare Civil (dated 3 April 2017) (**attachment 5**). This report states that the dwelling has suffered major structural damage. The cause of the damage is reactive clay movement, unsuitable building techniques and general weathering/ deterioration due to lack of maintenance over a long period of time.

The following methods of essential remedial works have been recommended as part of this report:

- Repair external timber and eaves;
- Replace Iron Roof;
- Replace gutters and downpipes to ensure connection to ground system;
- Repair subfloor bearers and joists and replace floor throughout;
- Remove all asbestos and replace internal walls and ceilings;
- Repair external cracked and damaged masonry;
- Replace all internal plumbing;
- Repair all storm water drainage;
- Replace bathroom;
- Replace kitchen; and
- Replace all electrical wiring.

The cost of the above essential works for the rectification of the building is estimated at

\$195,000.00. A further \$36,000 of desirable works have also been identified.


Historical Assessment

An historical assessment of the site was completed. It indicates that the site has a commercial history associated with a timber yard and iceworks. It is unclear from the report when the house was constructed, but the earliest house on the site was 1875. The original owner, Sebastian Hodge was one of four undertakers working in Bathurst from the 1862 Bathurst directory.

10.3.4 Bathurst Conservation Area Management Strategy (BCAMS)

In order to assess the conservation significance of the dwelling proposed for demolition an assessment under the *Bathurst Conservation Area Management Strategy* (BCAMS) was undertaken.

The following table provides a summary of the assessment.

Address of Building:	128 Bentinck Street
BCAMS Rating:	7
Current Use:	Residential (zoned B3 Commercial)
Zoning:	R1 Residential
Period of Construction:	Late Victorian 1880-1900
Representative	
Heritage Listings:	Bathurst Heritage Conservation Area
Streetscape:	This house sits at the end of a modest row of possibly late Victorian era residences, but is set back further and is smaller than its neighbours. It contributes to the streetscape but only a little, as a buffer before the commercial infill buildings and because it has a front boundary picket fence.
Physical Description:	A small modest 3 room Victorian house much altered with numerous ad hoc additions and a carport to the side. The central chimneys are an unusual feature.
Condition Description:	Very poor condition and structurally unsound.
Statement of Significance:	A small typical workers Victorian cottage contributing modestly to the streetscape, but which is now in very poor condition. When removed the underside of the house may provide some archaeology from the construction period.
Heritage Significance:	(4) Historically significant in a regional context (pre 1900/state significant)

Streetscape Rating:	(3) Contributory
Special Vegetation:	Nil
Integrity:	(0) Altered unsympathetically – Non-reversible

Whilst the dwelling has a high BCAMS rating, the building in its current state will require significant reconstruction work which will ultimately alter or remove any of the remaining original fabric.

Removal of the dwelling will leave a 'hole' in the streetscape. As it is not proposed to replace the building it is recommended that the applicant provide detailed plans for an appropriate entrance treatment to the front of the block to complement the new driveway into the carpark.

Council's involvement in the project

Council is the owner of the site and proponent for this application.

Council at its Ordinary October Meeting 2016 resolved to purchase this property for the strategic purpose to allow for greater access to the library/art gallery carpark.

The project will enable an additional 29 spaces to be added to the Library/Art Gallery Carpark. Thirteen spaces will be included adjacent to the new driveway off Bentinck Street. Sixteen spaces will be added as part of the recently purchased land at the rear of 65 Piper Street.

Conclusion

This Development Application involves the demolition of the dwelling and associated outbuildings at 128 Bentinck Street. This dwelling is a late Victorian Cottage. Structurally the building has suffered major damage and requires significant repairs to be habitable. On this basis its demolition is supported.

This site will form a new Bentinck Street entrance to the Library carpark. This will increase the capacity of this public carpark by an additional 29 spaces and provide greater vehicle and pedestrian connectivity to the CBD and in particular to Bentinck Street.

Approval of the application is recommended.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

Community Engagement

- Consult To obtain public feedback on alternatives and/or decisions

6 BATHURST 2036 HOUSING STRATEGY – STAGE 2 STRATEGY DEVELOPMENT PUBLIC CONSULTATION (20.00089)

Recommendation: That Council place the Housing Strategy: Stage 2 Strategy Development consultation document on public exhibition.

Report: Council commenced the development of the Bathurst 2036 Housing Strategy in 2016. The Bathurst 2036 Housing Strategy aims to guide how residential development in Bathurst will be planned and managed. In particular, it aims to identify the existing and future housing needs of the City of Bathurst and how a range of housing types can be encouraged.

A two/three stage consultation process is planned to assist in the development of the strategy.

- | | |
|-----------------------|--|
| Stage 1 | Community's vision for housing – What are the opportunities that Council should consider for the future? This stage has been completed. |
| Stage 2 | Development of the Strategy – Feedback on draft actions for the future. |
| Stage 3 (if required) | Public exhibition of a draft Strategy should it differ considerably from the stage 2 draft actions – Feedback on the draft Strategy (if required). |

Council staff have developed the Stage 2 – Strategy Development consultation document which provides a summary of the existing supply and demand for housing, demographic characteristics and the results of the Stage 1 community visioning. The Stage 2 consultation document identifies proposed objectives and actions for a number of identified housing precincts. These objectives and actions were outlined to Councillors at a recent working party.

It is important to note that the Bathurst 2036 Housing Strategy is a strategic document which will assist Council to encourage a range of housing that meets the existing and future housing needs of the City of Bathurst. The Strategy only considers the R1 General Residential, R2 Low Density Residential, B1 Neighbourhood Centre and B3 Commercial Core land use zones. Investigations relating to rural residential development (zone R5 Large Lot Residential) will be completed as part of the future review of the Bathurst Region Rural Strategy.

Given Bathurst's proximity to metropolitan Sydney, Bathurst is predicted to experience increasing pressure for additional residential development. *NSW Department of Planning and Environment's population and housing projection (2016)* predicts that Bathurst's population will reach 55,250 by 2036, an additional 12,170 people. Based on a predicted declining household size to 2.32 people per dwelling in 2036, this equates to an extra 7,369 dwellings.

The Strategy will examine the location and type of residential development that could be provided to meet the changing needs of the Bathurst community, ensuring development is consistent with and enhances Bathurst's urban character, manages any associated environmental risk and is appropriately serviced.

The strategic objectives and actions contained within the Housing Strategy will form the cornerstone of planning for the future of Bathurst and its suburbs. In considering the future housing needs of the Bathurst community, it is also essential that Council consider the wider

range of issues associated with the provision of housing in Bathurst.

Public Exhibition

In the coming weeks, Council will place the Stage 2 – Strategy Development document on public exhibition. Those who were involved in the visioning consultation will be contacted, and the document made available on the Yoursay portal.

Council will also hold information presentations during the exhibition period. Dates and times of the consultation will be publicised once determined.

Financial Implications: Project to be completed in house within existing budgets.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.1
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.2
- Objective 33: To be and develop good leaders. Strategy 33.6

Community Engagement

- Involve To work directly with the public throughout the process to ensure that public concerns and aspirations are consistently understood and considered.

7 NAMING OF PUBLIC ROADS – MULDOON AVENUE AND INGERSOLE DRIVE (20.00024)

Recommendation: That Council:

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

Report: In May 2016 Council approved a 20 lot commercial subdivision of land currently known as Lots 9, 10, 11, 12, 13, 14, DP 1183595, Sydney Road, Kelso. The site is known as the Gateway Enterprise Park.

A location map is provided at **attachment 1** and a plan of subdivision at **attachment 2**.

The subdivision is nearing completion and the developer has requested the names Muldoon Avenue and Ingersole Drive for the new roads created by the subdivision.

Muldoon Avenue

The Muldoon family were previous owners of the subject site. The Muldoon property contained a gravel quarry and a former slaughterhouse/abattoir. During the Muldoon family's ownership, the subject site was used for grazing of livestock. The quarry, known as Muldoon's Quarry or the Kelso Gravel Quarry, was approved for operation in 1974 to coincide with the development of the Kelso Industrial Estate. The quarry occupied an area of approximately 3.9 hectares.

This name complies with Bathurst Regional Council's *Guidelines for the Naming of Roads*.

Ingersole Drive

A slaughterhouse/abattoir was operated on the subject site by the Ingersole family from circa 1910 until circa 1960. Records indicate that the Ingersole family had been operating butcher shops in the Bathurst and Kelso areas from as early as circa 1873. Towards the end of its operation (late 1950s – early 1960s) the slaughterhouse/abattoir had an input of 5-10 cattle and 20-40 sheep per week. The remainder of the land was used for grazing of livestock.

This name complies with Bathurst Regional Council's *Guidelines for the Naming of Roads*.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 24: To provide and support the provision of accessible, affordable and well planned transport systems. Strategy 24.2
- Objective 32: To ensure Council is supported by an adequate workforce and appropriate governance procedures. Strategy 32.2

Community Engagement

- Consult To obtain public feedback on alternatives and/or decisions

8 CAR PARKING LICENCE AGREEMENT WITH WESTERN NSW LOCAL HEALTH DISTRICT (22.01047)

Recommendation: That Council:

- (a) agree to enter into a Car Parking License Agreement with Western NSW Local Health District (Bathurst Health Service) for a period of five (5) years; and
- (b) delegate authority to the General Manager to sign the agreement on behalf of Bathurst Regional Council.

Report: Council has received a request from Western NSW Local Health District to undertake monitoring and enforcement of parking restrictions in the grounds of the Bathurst Base Hospital car park.

Council entered into a similar agreement in 2013, however the agreement was not acted upon.

The proposed agreement authorises Council to enforce the lawful use of restricted spaces such as designated disabled spaces, and other restrictions such as “No stopping” zones. **There is no proposal from either Western NSW Local Health District or Council to enforce time restrictions in the car parks.** There is no reference to time restrictions within the agreement, and the proposed conditions of entry signs will make no reference to time restrictions.

This monitoring can be undertaken based on a “free parking agreement” under s.650 of the *Local Government Act 1993*.

An agreement has been prepared which includes the following conditions:

1. Western NSW Local Health District licences Bathurst Regional Council to use the car park as a free car parking area.
2. The licence fee payable by BRC is \$1.00 per annum.
3. Monitoring will be undertaken on an as required/as agreed basis, that is, Council Parking Rangers are not required to spend a set number of hours monitoring each month.
4. Council will receive the income from any Penalty Infringement Notices (PINs) issued.
5. The agreement is for a period of 5 years, with an option to renew for a further 5 years.
6. Western NSW Local Health District are responsible for the installation and maintenance of all appropriate signage, and maintenance of the car park.

It is recommended that Council enter into the agreement with Western NSW Local Area Health District for a period of five years.

A copy of the agreement is provided at **attachment 1**.

Financial Implications: If Council resolves to enter into the agreement, Western NSW Local Area Health District will be required to pay the cost of preparing the agreement by Council's solicitor.

Council would receive income from any PINs issued in the car park. Council would also be required to pay a licence fee of \$1.00 per annum to use the car park as a free parking area.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 3: To protect a vibrant CBD and support and grow retail diversity. Strategy 3.5

Community Engagement

- Inform
To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

9 BATHURST REGIONAL LEP 2014 AMENDMENT – OPEN SPACE HOUSEKEEPING AND BATHURST REGIONAL DCP 2014 AMENDMENT – OPEN SPACE HOUSEKEEPING (20.00307)

Recommendation: That Council:

- (a) adopt the Bathurst Regional Local Environmental Plan amendment to alter the zone boundaries of the environmental, recreation, residential and rural zones within the urban areas of Bathurst as outlined in this report;
- (b) forward the Bathurst Regional Local Environmental Plan – Open Space Housekeeping Planning Proposal to the NSW Department of Planning and Environment for gazettal;
- (c) adopt the Bathurst Regional Development Control Plan amendment to alter Map No 3 – Eglinton, Map No 4 – Kelso, Map No 5 – Windradyne, Llanarth & Abercrombie and Map No 15 – Robin Hill as outlined in this report, noting that the Development Control Plan amendment will not come into effect until the planning proposal is gazetted;
- (d) give public notice of Council's decision in accordance with the requirements of the Environmental Planning and Assessment Act; and
- (e) call a division.

Report: Background

The Bathurst Regional Local Environmental Plan (LEP), Development Control Plan (DCP) and Bathurst Regional Open Space Section 94 Plan have been in force since November 2014. As a result of their operation, a number of minor anomalies in both the LEP and DCP have been identified. A review has therefore been undertaken of the zone boundaries of the environmental, recreation, residential and rural zones within the urban areas of Bathurst.

The Local Environmental Plan Amendment

The aim of the Planning Proposal is to undertake some minor amendments to a number of zone boundaries which do not reflect the current subdivision pattern, or intended use of the land. Council has drafted this housekeeping amendment to rectify a number of zone changes which are explained in more detail below.

The Planning Proposal affects land within the suburbs of Eglinton, Kelso, Llanarth, Stewarts Mount and Windradyne. Details of each site are outlined below and shown on the maps located at **attachment 1**.

The Planning Proposal relates to the following zones:

- RE1 Public Recreation
- R1 General Residential
- RU4 Primary Production Small Lots
- RU1 Primary Production
- E2 Environmental Conservation.

1. Part Lot 11 DP 778516, Ophir Road, Llanarth – Map No. 1

The purpose of the amendment is to rectify the RE1/R1 zone boundary to ensure the

RE1 and R1 zone is located on the intended lots.

Council supported an earlier Planning Proposal to amend the R1/RE1 zone boundary on the subject land. As a result of an approved subdivision, part of the residential lot remains zoned RE1 which was intended to be R1 under the previous Planning Proposal. The purpose of the amendment is to undertake a minor adjustment of the RE1/R1 zone boundaries to ensure that the RE1 and R1 zones are located on the intended lots.

2. Part Lot 10 DP 842947, 296 Ophir Road, Stewarts Mount – Map No. 2

Council has received correspondence from the landowner who indicated that their land had been rezoned from residential to rural as part of the Bathurst Regional Local Environmental Plan 2014. The landowner requested that the portion of the land that was previously zoned residential be reinstated.

Reinstating the historical zoning is considered appropriate given its former zoning. In this regard it is considered that only part of the land should be zoned residential and the residual retained as RE1 Public Recreation to provide minimum buffers to the Mitchell Highway, Sawpit Creek and the rural land to the West of the site.

In this circumstance, ie the partial reinstatement of the historical residential zoning, the part rezoning of the land is supported.

3. Part Lots 1 & 2 DP 1215901, 597 Eleven Mile Drive, Eglinton – Map No. 3

The purpose of the amendment is to rectify the RE1/R1 zone boundary to ensure the RE1 and R1 zone is located on the intended lots.

As part of the Planning Proposal in 2010 to rezone additional land at Eglinton, a 50 metre wide land use buffer was created between the rural and residential land. The buffer was zoned RE1 Public Recreation. The resultant subdivision of the land did not exactly follow the zone boundary as intended. As a result a minor adjustment of the zone boundaries is required to:

- a) Rezone land zoned RE1 on Lot 2 to R1,
- b) Rezone land zoned R1 on Lot 1 to RE1,
- c) Rezone land zoned RE1 on Lot 2 to RU4
- d) Rezone land zoned RU4 within Saltram Creek to RE1

4. Part Lot 1 DP 1126786, Part Lot 1 DP 1179973 and Part Lot 1 DP 176203, Limekilns Road, Kelso – Map No. 4

The purpose of the amendment is to rectify an anomaly that occurred in drafting the Bathurst Regional LEP 2014. This saw the open space buffer with a variable width from approximately 40 metres wide to approximately 65 metres. Council intended that the open space be 50 metres wide. It is therefore proposed to amend the RE1 zoned land to a width of 50 metres, with the residual to be zoned R1 General Residential or RU1 Primary Production.

5. Part Lot 421, DP 1176436, Ashworth Drive, Kelso – Map No. 5

The purpose of the amendment is to rationalise the open space on the subject land that occurred in drafting the Bathurst Regional LEP 2014.

This saw part of the land reserved for open space which would prejudice the orderly development of the land for residential purposes. As a result of negotiations with the landowner, the RE1 Public Recreation zone boundary is proposed to be located approximately 10 metres from top of bank, consistent with the zone boundary upstream of the subject land.

6. Part Lot 5 DP 847225, 197 Limekilns Road, Kelso – Map No. 6

It should be noted that Bathurst Regional Council is the landowner of this parcel of land. The classification, pursuant to the Local Government Act, is not proposed to be altered.

The purpose of the zone boundary adjustment is in response to a proposed subdivision design. The overall gain in land zoned RE1 Public Recreation is approximately 800sqm. This will also see a significant area of open space located adjacent to the existing water reservoir on Marsden Lane.

7. Lot A DP 408013, Edgells Lane, Kelso – Map No. 7

It should be noted that Bathurst Regional Council is the landowner of this parcel of land. The classification, pursuant to the Local Government Act, is not proposed to be altered.

Council has recently purchased the parcel of land for environmental conservation purposes. The lot forms part of the land known locally as 'The Brick Pits' and is important environmental habitat.

It is appropriate that the land be zoned from RU4 Primary Production Small Lots to E2 Environmental Conservation.

8. Various Lot & DPs, drainage reserves and open space, West Bathurst, Kelso, Eglinton, Robin Hill, Windradyne and Llanarth – Map No. 8

It should be noted that Bathurst Regional Council is the landowner of these parcels of land. The classification, pursuant to the Local Government Act, is not proposed to be altered.

Council has undertaken a review of the open space and its zoning in existing locations in Kelso, Eglinton, Robin Hill, Llanarth and Windradyne. Council has identified a number of parcels which are reserved as open space, although its current zoning is not reflective of its use. It is proposed to zone relevant parcels of land as RE1 Public Recreation.

9. Deletion of Dwelling Houses as a permissible land use in the RE1 Public Recreation Zone

The purpose of the amendment is to correct an anomaly in Bathurst Regional Local Environmental Plan 2014 which saw dwelling houses as permissible with consent in the RE1 Public Recreation zone. Dwellings on land that are otherwise identified for Open Space is inconsistent with the zone objectives and therefore it is appropriate that they are prohibited. It should be noted that in certain circumstances dwellings may still be allowed as ancillary development to an open space or recreation landuse.

The Development Control Plan Amendment

The alteration of the zone boundaries as part of the Planning Proposal is considered minor and will not significantly affect the development capacity of the land. Council, in considering the amendments to the zone boundaries proposes to maintain buffers to adjoining rural landowners and natural features such as Sawpit Creek. The purpose of the DCP Amendment is to ensure that the relevant controls shown on the various DCP maps complement the proposed changes to the LEP under the Planning Proposal.

Public exhibition

Council exhibited the draft Local Environmental Plan Amendment and Development Control Plan amendment concurrently from 31 July 2017 to 28 August 2017. A total of 2 submissions were received from the community during the public exhibition period and a further 3 submissions were received from Government Agencies. Copies of the submissions received as part of the Public Exhibition are provided at **attachment 2**.

The table below summarises the submissions received as part of the Public Exhibition period and the key issues raised in those submissions.

Name	Comments or issues raised	Council officer comments
Roads and Maritime Service (RMS)	<ol style="list-style-type: none"> Roads and Maritime will not object to the proposal. Requests that Council ensure vehicular access to the residential land proposed on DCP Map No. 2 (Part Lot 10 DP 842947) is obtained from the adjoining Windradyne Estate and not directly from the Mitchell Highway. 	Draft DCP Map No 5 – Windradyne, Llanarth and Abercrombie amended to include an access restriction adjacent to the Mitchell Highway.
Jade	We need to do a better job at maintaining the rural nature of our open spaces and community infrastructure such as schools. The loss of the character is almost irretrievable once it occurs.	Noted. The LEP/DCP amendment seeks to appropriately plan for and protect open space locations.
Civil Aviation Safety Authority	The proposed structures and any cranes if used in the construction should be referred to the procedure design organisation/s responsible for the maintenance of instrument flight procedures at Bathurst Aerodrome.	Noted.
Office of Environment and Heritage – Heritage Division	No comment is required from the Heritage Council as the Planning Proposal does not relate to heritage items or heritage conservation areas.	Noted.
Mr G & Mrs E Cutler	Advises of recent registration of a subdivision. Seeks that the open space be located along the boundary of Lot 2 rather than the old boundary line.	The RE1 zone boundary has been adjusted with respect to the request. The intent of the zone boundary was to align with the property boundary.

There were no unresolved matters arising from the submissions and therefore a discussion forum was not held. The NSW Department of Planning and Environment's gateway determination did not require a public hearing to be held.

Attachment 3 is a report that summarises the level of engagement with respect to this Planning Proposal during the exhibition period.

Conclusion

Council has reviewed the zone boundaries of the environmental, recreation, residential and rural zones within the urban areas of Bathurst. A number of inconsistencies were identified with a number of zone boundaries which do not reflect the current subdivision pattern, or intended use of the land. Council has drafted this housekeeping amendment to rectify a number of zone changes which are explained in this report. Council placed the planning proposal on public exhibition for a period of 28 days from 31 July 2017 to 28 August 2017. A total of 5 submissions were received, however no unresolved matters arose out of the submissions, so a discussion forum was not held.

There are no environmental or planning grounds to prevent the Planning Proposal and DCP amendment from proceeding. Their adoption (as provided in **attachment 4**) is therefore recommended.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.8
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.3

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

10 CYCLEBATHURST CYCLE MAP (20.00165)

Recommendation: That the information be noted.

Report: Council adopted the Bathurst Community Access and Cycling Plan at its Ordinary Meeting held 15 June 2011.

Council recently produced and launched a new cycle map for the Bathurst Region, its first update since 2007. The new cycling map and guide highlights the city's cycle paths together with longer routes through the region and the popular B2B (now the Bathurst Cycling Classic) course. Council received a grant from the NSW RMS for the production of the cycling map and guide through their Active Transport grant.

The maps are available free of charge to pick up from the Visitors Information Centre, Library, the local bike shops and Council's Civic Centre.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 6: To support infrastructure development necessary to enhance Bathurst's life-style and industry development. Strategy 6.6
- Objective 14: To encourage less car dependency. Strategy 14.1
- Objective 19: To improve equity of access to all members of the community in public and private domains. Strategy 19.1
- Objective 24: To provide and support the provision of accessible, affordable and well planned transport systems. Strategy 24.2
- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.2

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

11 BATHURST COMMUNITY ACCESS AND CYCLING PLAN UPDATE **(20.00165)**

Recommendation: That the information be noted.

Report: Council adopted the Bathurst Community Access and Cycling Plan at its Ordinary Meeting held 15 June 2011. This report outlines Council's key achievements in the implementation of the Plan over the 2016/17 financial year.

During the 2016/17 financial year, Council has undertaken a number of projects with respect to the footpath and cycleway network. Of particular note are the following works, including the works completed by the RMS as part of the Sydney Road, Kelso upgrade:

Road Name	Location	Suburb	Asset Type	Length (m)
Abercrombie Walkways	Country Way to Gell Place	Abercrombie	FP - Footpath	150.70
Abercrombie Walkways	Parer Road to Ophir Road	Abercrombie	FP - Footpath	55.91
Abercrombie Walkways	Gell Place Drainage Reserve	Abercrombie	FP - Footpath	75.39
Boyd Street	Sydney Road to END (7/11 Petrol Station Side)	Kelso	FP - Footpath	64.97
Charlotte Street	Charlotte Street - Governor Macquarie Motor Inn to Charlotte Apartments	Bathurst	FP - Footpath	101.80
Durham Street	Stewart street to Rankin street. River side of street.	West Bathurst	FP - Footpath	228.00
Durham Street	Durham Street - Tennis Complex to Netball Club.	Bathurst	FP - Footpath	95.41
Elizabeth Street	George St to William St, adjacent to bowling club greens.	Bathurst	FP - Footpath	81.43
Havannah Street	Havannah Street - No.94 (Units), South-Eastern Corner of Howick and Havannah Intersection	South Bathurst	FP - Footpath	67.91
Llanarth Walkways	Riverside Retreat to Gell Place	Llanarth	FP - Footpath	92.27
Rankin Street	Durham Street to Morrisset Street	West Bathurst	FP - Footpath	210.50
Rocket Street	Rocket street - From Seymour to Havannah street. River side of street.	Bathurst	FP - Footpath	189.10
Russell Street	William St to Bentinck St, river side of street	Bathurst	FP - Footpath	206.00
Stewart Street (B)	Durham Street to Morrisset Street	Bathurst	FP - Footpath	212.80
Sydney Road	No.107 Sydney Road to No.1 Littlebourne Street (Best Western Coachmans Inn)	Kelso	FP - Footpath	353.20
Sydney Road	Boyd Street to Ashworth Drive	Kelso	FP - Footpath	1,260.00
Sydney Road	Pat O'Leary Drive to Ashworth Drive (Southern Path)	Kelso	FP - Footpath	584.80
Sydney Road	Littlebourne Street to Pat O'Leary Drive (Southern Path)	Kelso	FP - Footpath	364.20

Total				4,394.39 (~4.4 km)
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Council has also continued to maintain the existing footpaths and cycleways during the year. Maintenance of the footpaths and cycleways generally relate to removing trip hazards and replacement of small sections of the footpaths where required.

Council's footpath and cycleway construction will continue in the 2017/18 financial year.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 6: To support infrastructure development necessary to enhance Bathurst's life-style and industry development. Strategy 6.6
- Objective 14: To encourage less car dependency. Strategy 14.1
- Objective 19: To improve equity of access to all members of the community in public and private domains. Strategy 19.1
- Objective 24: To provide and support the provision of accessible, affordable and well planned transport systems. Strategy 24.2
- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.2

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

13 BIZMONTH 2017 (20.00306)

Recommendation: That the information be noted.

Report: In 2017, BizWeek was rebranded to “BizMonth”. BizWeek started in 2015 as a week-long series of events to celebrate the Bathurst Region’s local businesses and to show support for their continued growth. Due to the high level of interest in the 2016 BizWeek campaign, Council brought on more campaign partners in 2017, inclusive of the Western Advocate, 2BS, Bathurst City Life, Business Chamber, Rotary Club, Central West Business HQ and CenWest Innovate (Charles Sturt University).

BizMonth events and programs included:

KIA Picanto Prize Promotion

Held throughout September and organised by the Western Advocate, 2BS and Clancy Motors, shoppers were encouraged to spend a certain amount of money within participating stores to go into the draw to win a Kia Picanto car. There were more than 1,000 competition entries with the winner of the KIA Picanto announced by the Mayor on the 2BS program Bangers & Mash on Friday 29th September.

Developing a Business Pitch Workshops

5th, 6th and 28th September, Reliance Centre

Organised by Central West Business HQ (formerly the Business Enterprise Centre), and consisted of 3 separate workshops on how to develop pitching skills to attract new investors and clients.

Pricing Masterclass

7th September, CSU

Hosted by CenWest Innovate, the Pricing Masterclass provided insights on how local businesses can develop the right product and service price points to suit customers within today’s marketplace. The Pricing Masterclass attracted approximately 20 attendees.

BizMonth Business Lunch with Naomi Simson

15th September, Rydges Mount Panorama

Hosted by Council and sponsored by the Commonwealth Bank, VERTO and Rydges Mount Panorama, the BizMonth Business Lunch attracted more than 200 local business professionals. The guest speaker for 2017 was Naomi Simson, founder of the online gift retailer RedBalloon and a panellist on the popular TV program Shark Tank. Council previously welcomed Todd Sampson in 2015 and Mark Bouris in 2016 as guest speakers.

Peak Connect Carillon Business Awards Finalist Night

19th September, Bathurst Memorial Entertainment Centre

Organised by the Bathurst Business Chamber, the finalist night attracted more than 100 business professionals and was a great success. Finalists were announced for each of the Award categories, with Council presenting certificates to the finalists for the categories “Start-Up Superstar” and “Excellence in Tourism, Events or Promoting Bathurst” which are sponsored by Council.

Corporate Duck Race

24th September, Macquarie River Peace Park

Organised by The Rotary Club of Bathurst and run in conjunction with the annual Public Duck Race fundraiser, local businesses were invited to sponsor a duck to support the activities of The Rotary Club. The Race was a great success and attracted a crowd of more

than 100 people, with 13 businesses involved and \$4,900 raised.

“Crazy Last Chance to Win a Car!” Sales Day

28th September

Local shops participating in the KIA Picanto car giveaway were invited to participate in a Bathurst-wide sales day to encourage shoppers to have one last chance to shop locally to win the major KIA Picanto prize.

Conclusion:

BizMonth provided the Bathurst community with the opportunity to celebrate and support our local shops and facilitates the growth and sustainability of local businesses. The campaign has grown significantly since its inception in 2015, with many new event partners and events added in 2017. Council looks forward to working with the community to continue to grow BizMonth in future years.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 1: To attract employment, generate investment and attract new economic development opportunities. Strategy 1.3, 1.4
- Objective 4: To market Bathurst as a great place to live, work, study, invest and play. Strategy 4.1
- Objective 5: To facilitate and foster partnerships, networks and infrastructure to support and attract knowledge, innovation and research. Strategy 5.1, 5.2

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

14 BATHURST BUY LOCAL GIFT CARD UPDATE (20.00313)

Recommendation: That the information be noted.

Report: Bathurst Regional Council launched the Bathurst Buy Local Gift Card in April 2015. The initiative encourages residents to shop locally and demonstrates Council's support for local businesses, economic prosperity and jobs growth. There are currently **146** local businesses participating in the program. The Bathurst Buy Local Gift Cards can only be spent at participating stores in Bathurst.

The Bathurst Buy Local Gift Card program reached a significant milestone in August 2017 with \$200,000 loaded onto the cards since the launch of the program. The total number of cards purchased in the program to date is **3,255** to the value of **\$206,632**. Of this amount, **\$158,467** has been spent at local shops, directly contributing to the Bathurst economy.

Conclusion:

Since the launch of the Bathurst Buy Local Gift Card in April 2015, a total of **3,255** cards have been purchased to the value of **\$206,632**.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 1: To attract employment, generate investment and attract new economic development opportunities. Strategy 1.3
- Objective 5: To facilitate and foster partnerships, networks and infrastructure to support and attract knowledge, innovation and research. Strategy 5.2, 5.4

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

15 2017 BATHURST JOBS EXPO (20.00305)

Recommendation: That the information be noted.

Report: Bathurst Regional Council successfully held the 4th Bathurst Jobs Expo on Wednesday 9 August 2017 at the Bathurst Memorial Entertainment Centre (BMEC). Council has successfully run the event for the past 4 years in collaboration with the Central West Careers Advisors (CWCA), major sponsor TAFE NSW and B-Rock as the media partner. In 2017 CSU became a Support Sponsor. The Bathurst Jobs Expo provides numerous social and economic benefits:

1. Directly links job seekers and school leavers to employment and career opportunities in the Bathurst Region and neighbouring areas.
2. Assists in reducing the unemployment rate in the Bathurst Region.
3. Provides a mechanism for local businesses to advertise available roles, attract candidates and find the skills that they are looking for.
4. Helps to retain school leavers, CSU students and other skilled individuals within the Bathurst workforce.

Approximately 2,000 people attended, which is consistent with attendance from the 2016 Expo. Job seekers travelled from Lithgow, Oberon, Mudgee, Rylstone, Blayney, Orange, Millthorpe, Canowindra, Portland and Parkes to attend the event. Nine hundred of the attendees were high school students from Bathurst High School, Blayney High School, Canobolas Rural Technology High School, Parkes High School, Kelso High School, Henry Lawson High School, MacKillop College, Oberon High School, Portland Central School, Skillset Senior College and St. Stanislaus College.

Approximately 50 exhibitors were on display at the 2017 Expo from across NSW, consisting of local businesses, government, employment agencies and education providers. Exhibitors included Adecco, Defence Force Recruiting, Glenray Industries, Forestry Corporation of NSW, International College of Management Sydney, McDonald's, Fire and Rescue NSW, Paramedical Services, Reliance Bank, Western Sydney University and Woolworths.

Council received positive feedback from the event:

"Keep it going, a wonderful initiative, thank you." – Attendee

"I just wanted to say thank you for putting on a fantastic event today! You did a wonderful job with all the organising in the lead up and so professional on the day. Your boss should be very impressed with your efforts. I have gained many new contacts for my business and I really appreciate you and the Bathurst Regional Council for putting on a very successful event."
– Mary Kay Cosmetics

"I hope you have recovered from your amazing efforts yesterday. I just wanted to say thank you again for all your assistance throughout the day. TAFE felt the day was exceptionally successful and I look forward to reviewing the attendance numbers." – TAFE NSW

The Bathurst Jobs Expo is recognised as the leading jobs and careers expo in the Central West. A Memorandum of Understanding (MOU) was signed with the CWCA in 2015 to retain the event in Bathurst until 2020.

Conclusion:

The 2017 Bathurst Jobs Expo was a great success and maintained a high attendance rate of 2,000 people from across Central West NSW. The Expo provides numerous social and economic benefits to the Bathurst community and the broader Central West. Council will continue to run the Expo in collaboration with CWCA and event sponsors.

A comprehensive Jobs Expo 2017 Report is provided at **attachment 1**, which demonstrates specific event feedback and statistics.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 1: To attract employment, generate investment and attract new economic development opportunities. Strategy 1.3
- Objective 3: To protect a vibrant CBD and support and grow retail diversity. Strategy 3.2
- Objective 5: To facilitate and foster partnerships, networks and infrastructure to support and attract knowledge, innovation and research. Strategy 5.1, 5.2

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

16 REGIONAL DEVELOPMENT INNOVATION AWARDS 2017 (20.00071)

Recommendation: That the information be noted.

Report: Bathurst Regional Council has been announced as the national runner-up in the Economic Development category of the 2017 Regional Development Innovation Awards for the BizWeek and Bathurst Jobs Expo initiatives. Coffs Harbour City Council was announced as the winner for their start-up hub co-working space which was recently launched.

The Regional Development Innovation Awards are national awards that recognise and showcase organisations and individuals who demonstrate innovation related to economic development, planning and building, environment and sustainability, community development and leadership.

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

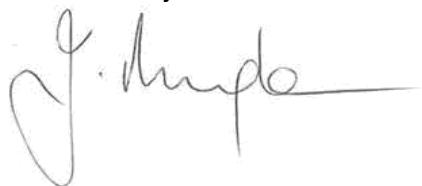
Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 4: To market Bathurst as a great place to live, work, study, invest and play. Strategy 4.1
- Objective 5: To facilitate and foster partnerships, networks and infrastructure to support and attract knowledge, innovation and research. Strategy 5.4

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

Yours faithfully



J Bingham
**ACTING DIRECTOR
ENVIRONMENTAL, PLANNING & BUILDING SERVICES**

DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

18 OCTOBER 2017

1 STATEMENT OF INVESTMENTS (16.00001)

Recommendation: That the information be noted.

Report: \$90,000,000 was invested at 30 September 2017 in accordance with Council's investment policies, the Minister's Investment Order dated 12 January 2011, the Local Government Act 1993 and associated regulations. All investments have been reconciled with Council's general ledger and are listed below:

	<u>Rating</u>	<u>Balance</u>	<u>Average Return</u>
<u>Short Term 1 – 365 Days</u> (comprising Commercial Bills, Term Deposits, Debentures and Certificates of Deposits):			
National Australia Bank Limited	A1+	\$10,000,000.00	2.54%
Bankwest	A1+	\$3,000,000.00	2.56%
CBA	A1+	\$1,500,000.00	2.54%
Bank of Queensland Limited	A2	\$15,000,000.00	2.64%
Bendigo and Adelaide Bank Limited	A2	\$3,000,000.00	2.63%
Newcastle Permanent	A2	\$2,500,000.00	2.54%
Maritime, Mining & Power Credit Union Ltd	A2	\$4,500,000.00	2.70%
People's Choice Credit Union	A2	\$4,500,000.00	2.70%
IMB	A2	\$4,500,000.00	2.62%
G & C Mutual Bank Limited	A3	\$1,500,000.00	2.70%
Railways Credit Union Limited	ADI	<u>\$2,000,000.00</u>	<u>2.70%</u>
		\$52,000,000.00	2.62%

Long Term > 365 Days

(comprising Commercial Bills, Term Deposits, Debentures and Bonds):

Floating Rate Term Deposits

CBA Deposit Plus	AA-	\$1,500,000.00	2.54%
CBA Deposit Plus 1	AA-	\$1,500,000.00	2.69%
CBA Deposit Plus 2	AA-	\$1,500,000.00	2.78%
WBC Coupon Select	AA-	\$2,000,000.00	2.72%
WBC Coupon Select 1	AA-	\$3,000,000.00	3.00%
WBC Coupon Select 2	AA-	\$1,500,000.00	2.95%
Maritime Mining & Power Credit Union Ltd	ADI	<u>\$2,200,000.00</u>	<u>1.70%</u>
		\$13,200,000.00	2.62%

Fixed, Negotiable & Tradeable Certificates of Deposits

Greater Bank Ltd	BBB	\$1,000,000.00	3.11%
Greater Bank Ltd	BBB	<u>\$2,000,000.00</u>	<u>3.26%</u>
		\$3,000,000.00	3.21%

Floating Rate Notes

Commonwealth Bank of Aust.	AA-	\$1,000,000.00	2.60%
CBA Climate Bond	AA-	\$1,000,000.00	2.63%
Suncorp Metway	A+	\$1,000,000.00	2.95%

Rabobank	A+	\$1,000,000.00	3.24%
AMP	A	\$1,000,000.00	2.76%
AMP	A	\$800,000.00	2.84%
AMP	A	\$1,000,000.00	3.07%
Macquarie Bank	A	\$1,000,000.00	2.84%
Bank of Queensland	BBB+	\$1,000,000.00	2.74%
Bank of Queensland 1	BBB+	\$2,000,000.00	2.81%
Bank of Queensland 2	BBB+	\$1,000,000.00	2.76%
Bendigo & Adelaide Bank 2	BBB+	\$1,000,000.00	2.65%
Bendigo & Adelaide Bank 3	BBB+	\$1,000,000.00	2.79%
Police Bank Ltd 1	BBB	\$1,000,000.00	2.76%
Police Bank Ltd 2	BBB	\$1,000,000.00	2.79%
Credit Union Australia 2	BBB	\$1,000,000.00	2.92%
Credit Union Australia 3	BBB	\$1,000,000.00	3.40%
Newcastle Permanent	BBB	\$1,000,000.00	3.06%
Newcastle Permanent 2	BBB	\$1,000,000.00	3.32%
Newcastle Permanent 3	BBB	\$1,000,000.00	3.34%
Members Equity Bank 2	BBB	<u>\$1,000,000.00</u>	<u>2.70%</u>
		\$21,800,000.00	2.90%

Total Investments **\$90,000,000.00** **2.71%**

These funds were held as follows:

Reserves Total (includes unexpended loan funds)	\$50,916,372.00
Grants held for specific purposes	\$2,773,031.00
Section 94 Funds held for specific purposes	\$32,931,328.00
Unrestricted Investments – All Funds	\$3,379,269.00

Total Investments **\$90,000,000.00**

Total Interest Revenue to 30 September 2017 **\$593,429.95** **2.71%**

A Jones
Responsible Accounting Officer

Financial Implications: Attachment 1 shows Council's year to date performance against the benchmarks contained in Council's Investment Policy. Council has outperformed each of the benchmarks required and complied with the Ministers Investment Order.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

2 MONTHLY 2016-2020 DELIVERY PLAN REVIEW AND QUARTERLY BUDGET REVIEW STATEMENT 2017-2018 (16.00144)

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

Report: Bathurst Regional Council has in place the Bathurst 2036 Community Strategic Plan which aims to inform the community about the major directions and programs Council is undertaking in shaping the future of the Bathurst Region. These directions are summarised as objectives and strategies in Part VI of the Community Strategic Plan which was adopted by Council on 20 February 2013. The Plan is available for viewing at the council offices at 158 Russell Street or can be downloaded from the Public Documents section of Council's website, www.bathurst.nsw.gov.au/council/general-information/public-documents. A listing of the Objectives and Strategies from the Bathurst 2036 Community Strategic Plan can be found within the Plan commencing from page 34.

At **attachment 1** is an update of the strategies for the 2036 Community Strategic Plan.

Clause 203(1) of the *Local Government (General) Regulation 2005* (the Regulation) requires a council's responsible accounting officer to prepare and submit a quarterly budget review statement to the governing body of council. The quarterly budget review statement must show, by reference to the estimated income and expenditure that is set out in the management plan or operational plan adopted by council for the relevant year, a revised estimate of income and expenditure for that year. It also requires the budget review statement to include a report by the responsible accounting officer as to whether or not they consider the statement indicates council to be in a satisfactory financial position (with regard to its original budget) and if not, to include recommendations for remedial action.

The Division of Local Government has now set a prescribed format for the Quarterly Budget Review Statement (QBRs). The new statement is in the same format as the requirements for the new Annual Operational Plan that replaced the Management Plan from 1 July 2012. The Report shown at **attachment 2** is in the format of a commercial Income and Expenditure Statement as per the Office of Local Government Guidelines.

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

Fines or penalty notices this month - Refer to attachment 1.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

service levels.

- Objective 33: To be and develop good leaders.

Strategy 33.5

Community Engagement

- Inform
To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

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

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

Report: At **attachment 1** is a list of Sundry Section 356 Donations, Bathurst Memorial Entertainment Centre Community Use Subsidies and Mount Panorama Fee Subsidies granted by Council for the period ending 30 September 2017..

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

Section 356:	\$17,912.36
BMEC Community use:	\$ 7,427.45
Mount Panorama:	\$34,017.00

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.6
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

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.

- BP Australia Pty Ltd - Bathurst Aerodrome - Lot 8, DP 873722 - Lease
- AG Dwyer - 16 Fraser Drive - Lot 37, DP 1226661 - Transfer
- Bathurst Local Aboriginal Land Council - Lot 250 Conrod Straight - Lot 250, DP 1148187 - Licence
- MJ Tobin - Limekilns Road, Limekilns - Lots, 6,7,8 & 9, DP 1233205 - Transfer
- PA Edwards - Freemantle Road, Freemantle - Lot 22, DP 1218703 - Transfer

Linen Plan Release

- AR & DL Cox - Stage 1: 30 Lot release of 62 lot residential subdivision - Lot 2, DP 795012; Lot 12, DP 1067214 - Duramana Road, Eglinton
- Lenehan Nominees Pty Ltd - Stage 2: 40 Lot release of 148 lot residential subdivision - Lot 133, DP 1189576 - Parer Road, Abercrombie; Lot 134, DP 1189576 - 98 Ophir Road, Abercrombie
- DJ & LG Radin - Land acquisition - Lot 172, DP 750354 - 301 Lagoon Road, Gormans Hill; Lot 176, DP 750354 - 301 Lagoon Road, Gormans Hill; Lot 1, DP 1190822 - Lagoon Road, Gormans Hill

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

5 REQUESTS FOR FINANCIAL ASSISTANCE (18.00004, 21.00012)

Recommendation: That Council:

- (a) waive the Library meeting room hire fees, up to an amount of \$280, for use by the Bathurst Special Religious Education group;
- (b) provide an additional donation of \$2,541.75 to the Bathurst District Historical Society for the *"Getting Hitched" - 200 years of Wedding Dresses and Paraphernalia* exhibition;
- (c) provide up to \$10,000 in-kind support, and \$5,000 for the cost of traffic management, to Lifeline Central West for their 2018 Soar, Ride and Shine event;
- (d) provide a reduction of \$331.60 in BMEC venue hire fees to GRIP Leadership for their 2018 Bathurst Primary School GRIP Student Leadership Conference;
- (e) provide \$4,000 to the Bathurst Panthers Football Club as sponsorship of their 2018 Bathurst Rugby League Knockout competition;
- (f) cover the cost of installation of no parking signs and barriers, at an estimated cost of \$3,000, along the Great Western Highway for the 2017 Australia Long Track Masters;
- (g) endorse the unanimous decision of Councillors to provide \$1,000 sponsorship of the 2017 National Cool Climate Wine Show; and
- (h) decline the request from Marathon Health for a reduced hire fee, and the waiving of the annual administration fee for the use of the Kelso Community Hub.

The above requests will be funded as detailed in the report.

Report: With the timing of the recent Local Government elections, a number of requests for financial assistance have accumulated which are now being presented to Council for consideration.

(a) Bathurst Special Religious Education (SRE)

Bathurst SRE are seeking the waiving of the library meeting room hire. Refer to email at **attachment 1**. The 2017/2018 hire fee for this room is \$35 per hour (incl. GST). As per their request, Bathurst SRE are seeking to hire the meeting room four times per year for a duration of up to 2 hours for each meeting. Should Council resolve to support this request a reduction of up to \$280 (incl. GST) in library revenue will be incurred. It is recommended that Council support this request, with the assistance being funded within the library budget.

(b) Bathurst District Historical Society Inc.

Bathurst District Historical Society Inc. is seeking an additional donation for the waiving of additional BMEC hire fees that have arisen due to their event's booking adjustments, see letter at **attachment 2**. As part of the 2017/18 budget considerations, Council allocated a donation of \$11,551 specifically for this event. Returning Councillors would recall that during the budget process, Council's annual donation allocation was over subscribed and some requests for financial assistance were either approved at an amount lower than that requested, or declined. These decisions were made to ensure there were sufficient funds

remaining in the donations allocation to cover any ad-hoc requests that may arise throughout the year. It is recommended that Council support this request, with the assistance being funded from the BMEC Community Use budget.

(c) Lifeline Central West

Lifeline Central West is seeking assistance for the 2018 Soar, Ride and Shine event, see **attachment 3**. In 2017 Council supported this event to the value of \$10,000 in-kind and a \$300 cash award for the best car displayed. For the 2018 event, Lifeline are again seeking in-kind support up to the value of \$10,000, plus payment of the traffic management for the day.

For the 2017 event this in-kind support included:

- perimeter crowd fencing;
- waste bin services;
- waiver of landing fees; and
- Council staff support for the event.

Should Council resolve to support this request, then it is anticipated that the same in-kind support will be provided.

In relation to the traffic management for the event, Lifeline Central West have advised that the cost of this would be in excess of \$10,000. It is recommended that Council support this request by providing the full value of the in-kind support and, in addition, providing \$5,000 towards traffic management, with this cash component being funded from Section 356 Donations.

(d) GRIP Leadership

Council has received a request from GRIP Leadership seeking a reduced hire fee for their use of BMEC for the 2018 Bathurst Primary School GRIP Student Leadership Conference. See **attachment 4**. In 2013, Council supported this event by applying the "not-for-profit" BMEC hire rate.

The organisation GRIP Leadership (formerly known as Impact Leadership) is an independent organisation that exists to train and develop leaders with a special focus on school students and the educational sector.

Mostly known for the 'GRIP Student Leadership Conferences,' the team also presents tailored seminars and presentations for schools. GRIP Leadership programs are fresh, practical, interactive and enjoyed by tens of thousands of students each year. GRIP Leadership is endorsed by leaders, educators, politicians and business people around Australia.

Council's Revenue Policy allows for a 40% discount to the commercial venue hire fee for Schools and Universities. Given the nature of this conference, it could be considered appropriate to apply an equivalent discount to the venue hire for this event. Should Council resolve to support this request, then a reduction of \$331.60 in BMEC venue hire fees would be incurred. It is recommended that Council support this request with the reduction in venue hire fees being funded from BMEC Community Use Budget.

(e) Bathurst Rugby League Knockout

Bathurst Panthers Football Club is seeking sponsorship to assist with the costs of hosting the annual Bathurst Rugby League Knockout. A copy of the request is at attachment 5. Council has previously sponsored this event providing \$3,000 in 2017 and 2016. For the 2018 event Bathurst Panthers Football Club is seeking Council to take up the \$5,000 sponsorship opportunity. It is recommended that Council provide sponsorship of \$4,000, with the funding to be provided from Council's promotions budget.

(f) Panorama Long Track Committee

The Panorama Long Track Committee is seeking assistance for the 2017 Australian Long Track Masters event, see attachment 6. Specifically, the Panorama Long Track Committee is seeking:

- (i) a loan of the crash pads, and
- (ii) support from Council to install no parking signs and barriers along the Great Western Highway.

Council has historically provided equivalent support for this event. The installation of the no parking signs and barriers, and subsequent removal, are estimated to cost \$3,000. It is recommended that Council support this request with funding being provided from Section 356 Donations.

(g) National Cool Climate Wine Show

The National Cool Climate Wine Show Committee is seeking Council to be a sponsor of their 2017 Show.

Due to the timing of the 2017 show, Councillors were approached out of session to ascertain their level of support to again sponsor this event. All nine Councillors have indicated that they are in favour of Council providing \$1,000 sponsorship to the 2017 show. Accordingly, the event organisers have been advised of this. It is recommended that Council endorse the unanimous decision to sponsor the 2017 show with funding being sourced through Council's Advertising Budget.

(h) Marathon Health

Marathon Health are seeking to maintain the hire fee that they paid for their exclusive use of rooms at the Kelso Community Hub, one day per week, letter is at attachment 7. In addition, Marathon Health are seeking the waiver of the annual administration fee which accompanies this hire.

For the previous year, Marathon Health were charged a hire fee which equated to approximately \$650 per month, however, this fee did not include the hire fee associated with their use of the hall. Council's advertised and adopted hire fees for this facility include a "full premises" hire fee of \$222 per day (or approximately \$888 per month). It should be noted that when these fees were placed on exhibition, no objections or submissions were received. Accordingly, it is recommended that this request be declined.

In relation to the annual administration fee, this annual fee has only increased from \$66 to \$70. Accordingly, it is further recommended that the request to waive this fee be declined.

However, should Council resolve to support the request of Marathon Health, then a reduction in the hire income for this facility of approximately \$2,926 will be incurred.

Councillors will be provided, under separate cover, a copy of the financial statements of the above groups.

Financial Implications: Should Council resolve in accordance with the recommendations of this report each request is able to be accommodated within Council's adopted budget.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 21: To support the provision of community services and facilities to meet the needs of specific community sectors and the community as a whole. Strategy 21.4
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.1

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

6 2018 DISTRICT PROBUS FRIENDSHIP DAY EVENT (20.00071)

Recommendation: That Council:

- (a) provide a \$2 discount voucher to each registered attendee of the 2018 District Probus Friendship Day event (the event) enabling a discounted entry into the Australian Fossil & Mineral Museum, the National Motor Racing Museum and Chifley Home & Education Centre;
- (b) donate the costs associated with hosting a Mayoral Welcome Reception at the National Motor Racing Museum for the event; and
- (c) provide a \$1,000 donation to assist with the expenses of the event.

The above requests will be funded as detailed in the report.

Report: Council is in receipt of a request from the Probus 2018 Friendship Committee seeking assistance for the 2018 District Probus Friendship Day event which is scheduled to be held in Bathurst on Wednesday, 16 May 2018 at **attachment 1**.

In brief, the Committee have requested:

- (i) a donation of \$1,000 to offset expenses;
- (ii) a Mayoral Reception on the evening prior to the event;
- (iii) discounted pricing to some of Council's controlled "Cultural and Sporting" facilities; and
- (iv) an information kit for all attendees from the Visitors Information Centre.

The Committee are anticipating up to 260 registrations for this event. Applying this information to Council's ID economic modelling, this event would inject approximately \$35,000 into the local economy. This amount does not include any estimate for any overnight expenditure that may occur.

It is estimated that the cost of a Mayoral Welcome Reception, hosted at the National Motor Racing Museum, would amount to \$1,000 and the cost of providing \$2 discount vouchers would amount to \$1,560. The cost of putting together the information packs is covered within existing budgets.

Financial Implications: Should Council resolve to support the recommendations of this report, the donation and cost of the Mayoral Welcome Reception could be funded from Section 356 Donation, and the discounted vouchers can be funded from each respective facilities budget.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.1
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

**7 ITEMS INCLUDED IN CONFIDENTIAL COMMITTEE OF THE WHOLE
(11.00005, 22.01218, 22.05345, 04.00013, 08.00002, 21.00022, 04.00149,
22.16320,22.16321, 22.15963, 22.16153)**

Recommendation: That the information be noted.

Report: The following items have been included in the confidential section of the business paper for Council's consideration:

1 RENEWAL OF RESIDENTIAL LEASE - LOT A DP158048 KNOWN AS 215 DURHAM STREET, BATHURST (22.01218)

This report relates to a proposal to renew a Residential Lease for Lot A DP15804 known as 215 Durham Street, Bathurst.

2 RENEWAL OF RURAL LICENCE AGREEMENT PART LOT C DP158611 KNOWN AS 519 MITCHELL HIGHWAY, BATHURST (22.05345)

This report relates to a proposal to renew a Rural Licence Agreement for Part Lot C DP158611 known as 519 Mitchell Highway, Bathurst.

3 RENEWAL OF SPORTING LICENCE AGREEMENT - PART LOT 1 DP1167594, PART LOT 7006 DP105676 AND PART LOT 10 DP1157553 KNOWN AS JOHN MATTHEWS SPORTING COMPLEX DURHAM STREET, BATHURST TO THE BATHURST MINIATURE RAILWAY SOCIETY (04.00013)

This report relates to a proposal to renew a Sporting Licence Agreement at Part Lot 1 DP1167594, Part Lot 7006 DP105676 and Part Lot 10 DP1157553 known as John Matthews Sporting Complex, Durham Street, Bathurst to the Bathurst Miniature Railway Society.

4 RENEWAL OF TELECOMMUNICATIONS LEASE AGREEMENT - PART LOT 1 DP234893, LOCATED AT BOUNDARY ROAD, BATHURST - TELSTRA (08.00002)

This report relates to a proposal to renew a Telecommunication Lease Agreement at Part Lot 1 DP234893, Boundary Road, Bathurst to Telstra.

5 RURAL LICENCE AGREEMENT - GRAZING ONLY FOR PART LOT 103 DP1006130, PART LOT 94 DP879007 AND PART LOT 10 DP872516 KNOWN AS RANKENS BRIDGE RESERVE, EGLINTON (21.00022)

This report relates to a proposal to enter into a Rural Licence Agreement for grazing only at Part Lot 103 DP1006130, Part Lot 94 DP879007 and Part Lot 10 DP872516, known as Rankens Bridge Reserve, Eglinton.

6 RURAL LICENCE AGREEMENT - CROPPING ONLY FOR PART LOT 2 DP1233088, KNOWN AS EDGELLS LANE, KELSO (04.00149)

This report relates to a proposal to enter into a Rural Licence Agreement for cropping only at Part Lot 2 DP1233088, known as Edgells Lane, Kelso.

7 SALE OF LAND AT LOT 913 AND LOT 912 DP1110004 KNOWN AS 40 AND 44 HAMPDEN PARK ROAD, KELSO INDUSTRIAL ESTATE (22.16320,22.16321)

This report relates to the sale of land at Lot 913 and Lot 912 DP1110004, known as 40 and 44 Hampden Park Road, Kelso in the Kelso Industrial Estate.

8 BOUNDARY ADJUSTMENT AND SALE OF LAND AT PART LOT 60 DP1226661 KNOWN AS COX LANE, EGLINTON (22.15963)

This report relates to a proposal for a boundary adjustment and sale of land at Part Lot 60 DP122666, known as Cox Lane, Eglinton.

9 SALE OF LAND AT LOT 1004 DP 1129907 KNOWN AS 49 HAMPDEN PARK ROAD, KELSO (22.16153)

This report relates to the proposed sale of land at Lot 1004 DP1129907, known as 49 Hampden Park Road, Kelso.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

Yours faithfully



A Jones
**DIRECTOR
CORPORATE SERVICES & FINANCE**

DIRECTOR ENGINEERING SERVICES' REPORT

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

18 OCTOBER 2017

**1 ITEMS INCLUDED IN CONFIDENTIAL COMMITTEE OF THE WHOLE
(11.00005, 36.00654, 36.00614 & 36.00651)**

Recommendation: That the information be noted.

Report: The following items have been included in the confidential section of the business paper for Council's consideration:

1 TENDER FOR RESTORATION OF BATHURST LIBRARY CAR PARK AND BLISTER BEDS (36.00654)

This report considers the tender for restoration of the Bathurst Library Car Park and blister beds.

2 TENDER FOR STORMWATER CREEK OUTLETS, PROCTOR PARK - WITHDRAWAL (36.00614)

This report considers the withdrawal of Webber Concrete Construction from the current contract for the construction of stormwater outlets at Proctor Park.

3 TENDER FOR REFURBISHMENT OF BATHURST LIBRARY (36.00651)

This report considers the tender for the refurbishment of Bathurst Library.

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

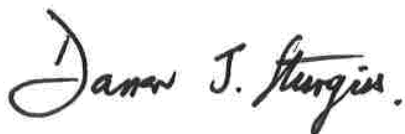
Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

Yours faithfully



Darren Sturgiss
**DIRECTOR
ENGINEERING SERVICES**

DIRECTOR CULTURAL & COMMUNITY SERVICES' REPORT

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

18 OCTOBER 2017

1 BATHURST ACCESS IMPROVEMENT FOR SMALL BUSINESS GRANTS 2017/2018 (16.00107)

Recommendation: That Council:

- (a) Provide \$10,000 under the 2016/2017 Bathurst Access Improvement for Small Business Grants for the following applicants, in accordance with this report:

Business/Organisation	Amount of Funding
Panorama Bathurst	\$5,000 which is maximum grant amount.
Vine & Tap	\$5,000 which is maximum grant amount.

- (b) Considers the remaining funds of \$5,000 be held for any further business/es to make application, during the remainder of the 2017/2018 financial year, outside the regular timeline process, as per recommendation provided by Bathurst Regional Access Committee (BRAC).
- (c) As per recommendation (b), Council receives a further report to consider any recommendations of the Committee.

Report: Two submissions were received for funding under the 2017/2018 Bathurst Access Improvement for Small Business Grants.

The following applications were considered by members of the Bathurst Regional Access Committee (BRAC):

1. **Panorama Bathurst** – seeking funds for the installation of an accessible toilet. BRAC noted that the application included images of a non-conforming entrance to the premises.
2. **Vine & Tap** – seeking funds for the installation of an accessible toilet. The new business is to be located in the Brooke Moore Centre, facing the courtyard behind the heritage building, located on William Street. The business is completing further access to the premises, eg, widening doorway and removal of step, being replaced with a ramp.

The Committee reviewed the applications and determined that both the applications meet the criteria for the grant. However, Panorama Bathurst failed to include two quotes. BRAC recommends approval subject to the provision of two quotes. A condition of acceptance of the grant will include a requirement for Panorama Bathurst to display a simple sign at the non-conforming entrance identifying directions to the location of the accessible entrance, to assist accessibility to the premises.

Successful recipients will be notified that the receipt of these funds does not exempt their organisation requiring development approval for their proposed works. Recipients will be encouraged to contact Council's Environmental Planning and Building Services Department to confirm their requirements in proceeding with their proposed work.

Financial Implications: Council has provided \$15,000 in the Annual Operating Plan 2017/2018 for Bathurst Access Improvement for Small Business Grants. If both applications are approved, \$10,000 will be dispersed, with a remainder of \$5,000 being available for further dispersment.

It is recommended that Council considers the remaining funds of \$5,000 be held for any further business/es to make application, during the remainder of the 2017/2018 financial year, outside the regular timeline process, as per recommendation provided by Bathurst Regional Access Committee (BRAC)

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 19: To improve equity of access to all members of the community in public and private domains. Strategy 19.2, 19.3, 19.4

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

2 KELSO COMMUNITY HUB - 2015 TO 2017 UPDATE (09.00026)

Recommendation: That the information be noted.

Report: Since July 2015 and September 2017 the use of the Kelso Community Hub has risen considerably.

Client Use Levels

There has been an increase in people using the facility from 144/month in July 2015 to 1,322/month in September 2017, an increase of 820%.

Services Operating

There has been an increase in the services and programs utilising Kelso Community Hub from an occupancy rate of 37% in 2015 to 83% in 2017, (including the Breakfast Club and Walk-In-Wednesday). There are currently 11 external service providers utilising the Hub to deliver services, including; Orange Aboriginal Medical Service, Marathon Health, Relationships Australia, Galloping Gumnuts, Challenge Community Services.

Quality of Service Provision

The increase of service provision is further reflected in the quality of service providers and community groups accessing and supporting the Kelso Community Hub. Kelso Community Hub is held in high regard by many government and non-government agencies. Certificates of Appreciation have been received during September from the following organisations:

- NSW Police (Chifley Local Area Command), with regards to the NAIDOC Touch Football Day
- Family & Community Services, with regards to the delivery of the 'Brothers 4 Recovery' Program
- Denison College of Secondary Education - Kelso High Campus, for Contribution to Aboriginal Education

Certificates can be accessed at **attachment 1**.

Issues faced at Kelso

Three major social barriers have been identified at the Hub by staff and external service providers. The barriers affecting and faced by community members include:

1. Housing – 24%
2. Financial – 24%
3. Unemployment – 20%

Other barriers faced by community members include: mental health, truancy, disability, homelessness, family issues and substance abuse.

This information is used to proactively seek out services to deliver targeted programs to address issues relating directly to the Kelso community.

Successful Grant Application

A successful grant of \$50,000 under the NSW Government Social Housing Community

Improvement Fund – Round 3 to “Improve Kelso Community Hub’s Common Recreational Space for the Whole Community”, is assisting with capital works to improve the facilities at the Hub.

The funding will be utilised for the following activities:

- Concreting walkways/cycleways.
- Playground/exercise equipment and installation.
- Plants and garden installation.

Council currently has \$25,000 in the 2017/2018 Budget and a generous donation of \$5,000 was received from the Great Walk Foundation, to further fund projects at the Hub.

The project is scheduled to be completed in early 2018.

Future Service Potential

Gaps for future service provision have been identified and include:

1. Additional multi-use clinical group spaces
2. Healthy living skill options, which would require a total upgrade of the kitchen facilities, to facilitate cooking and other domestic skills classes.

Conclusion

The growth in utilisation of the Hub has seen graffiti and vandalism drop to next to nil. The Hub now operates five days per week with record occupancy rates in September resulting in the Hub having activities and services operating nearly all week.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 20: To provide a range of cultural facilities, programs, activities and events and to support and enhance cultural and social activities across the community. Strategy 20.3
- Objective 21: To support the provision of community services and facilities to meet the needs of specific community sectors and the community as a whole. Strategy 21.1, 21.2, 21.3
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.5, 23.6, 23.7, 23.8
- Objective 25: To support the provision of high quality medical care that meets the needs of the Bathurst community. Strategy 25.1
- Objective 26: To encourage and support the provision of a range of opportunities for life long education across the Bathurst community. Strategy 26.1, 26.3

Community Engagement

- Inform

To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

3 BATHURST LIBRARY - PROPOSED CLOSURE FOR REFURBISHMENT (21.00054)

Recommendation: That the information be noted..

Report: The Bathurst Library will be undergoing a refurbishment from Monday 18 December 2017 to 20 January 2018. The purpose of the Bathurst Library refurbishment is to refresh the library with a welcoming environment with maximum flexibility in the use of space. The refurbishment will include: new carpet and updated electrical fixtures, new shelving and furniture and a new floor layout. The new floor layout will create spaces conducive to foster research, creativity and imagination and will expand the possibilities in program delivery. The new shelving will improve access and usage by showcasing the library collections. Spaces dedicated to technology use, education and exploration will contribute to bridging the digital literacy gap in the community. Bathurst rich history will be showcased in a dedicated Local Studies space featuring recognition of Charles Bean.

Library Closure

The planned library refurbishment will take place during the December/January holiday period. It is proposed to **close the library from Monday 18 December 2017 to Sunday 28 January 2018**. This period was chosen in order to limit disruption to services as it is the least busy time of the year in terms of visits and loans/returns of library items.

Providing Library Services During Closure

The library provides essential and popular services to the community: access to library collections, public PCs with internet, printing and photocopying, and activities and events, home library service. The Home Library Service will continue running as per usual. Other services will be limited.

The following will be put in place in order to limit disruption to service delivery:

- *Fine amnesty*
Fines on overdue library items will be waived from 1 December to 31 January 2018.
- *Extension of loan period*
Loan period for library items will be extended from 28 days to 90 days over the library closure period.
- *Pop-up library at the Fossil Museum*
For the duration of the closure, library staff will operate a pop-up library at the Fossil Museum. Hours of opening will be the same as the museum. Public PCs and printing will be available. A browsing collection of popular material will be available to borrow.
- *Mobile Library van pop-up library*
The library van will transform as a pop-up library when not used for the Home Library Service. The pop-up will probably be at the front of the library on Keppel Street (TBC).
- *Storytime at the museum*
Library staff will provide storytime session/s at the Fossil Museum.
- *Public PCs at the BVIC*
Public PCs and printing will be made available at the Visitor Information Centre.
- *Free Wi-Fi*
A list of places in Bathurst with free Wi-Fi will be made available to the library community.
- *eCollections*

The library eCollections will be promoted as an alternative to print formats.

Financial Implications: Funding for this item is contained within existing budgets. Council has received a NSW State Government Grant of \$200,000 to contribute to this refurbishment.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 20: To provide a range of cultural facilities, programs, activities and events and to support and enhance cultural and social activities across the community. Strategy 20.3
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3, 23.7
- Objective 26: To encourage and support the provision of a range of opportunities for life long education across the Bathurst community. Strategy 26.1
- Objective 27: To encourage youth engagement, participation and achievement across all areas of the Bathurst community. Strategy 27.9

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

Yours faithfully



Alan Cattermole
DIRECTOR
CULTURAL & COMMUNITY SERVICES

TRAFFIC COMMITTEE MEETING

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MINUTES - TRAFFIC COMMITTEE MEETING - 3 OCTOBER 2017 (07.00006)

Recommendation: That the recommendations of the Traffic Committee Meeting held on 3 October 2017 be adopted.

Report: The Minutes of the Traffic Committee Meeting held on 3 October 2017, are **attached**.

Financial Implications: N/A

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.5

Community Engagement

- Inform To provide the public with balanced and objective information to help them understand the problem, alternatives opportunities and/or solutions.

MINUTES OF THE TRAFFIC COMMITTEE
HELD ON 3 OCTOBER 2017

MEETING COMMENCES

1 MEETING COMMENCES 2:07 PM

Members: Mr David Veness (Local Members Office Representative), Sergeant Peter Foran (Bathurst Police), Ms Jackie Barry (Roads and Maritime Services Representative), Cr Warren Aubin (Bathurst Regional Council)

Present: Mr Paul Kendrick (Traffic and Design Engineer), Mr Bernard Drum (Manager Technical Services), Iris Dorsett (Tablelands Area Road Safety Officer)

APOLOGIES

2 APOLOGIES

Nil

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 5 SEPTEMBER 2017 (07.00006)

That the Minutes of the Traffic Committee Meeting held on 5 September 2017 be adopted.

DECLARATION OF INTEREST

4 DECLARATION OF INTEREST 11.00002

That the Declaration of Interest be noted.

RECEIVE AND DEAL WITH DIRECTORS' REPORTS

Director Engineering Services' Report

5 Item 1 MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD 5 SEPTEMBER 2017 (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 HOWICK STREET ENTRY/EXIT - THE STOCKLAND BATHURST SHOPPING CENTRE (28.00009-06/081)**

That Council install "Keep Clear" pavement marking in front of the Howick Street entry/exit to the Stockland Bathurst Shopping Centre, for a trial period of 3 months then to be evaluated by the Traffic Committee.

8 **Item 4 TRAFFIC CALMING DEVICES - WILLOW DRIVE KELSO (25.00201)**

That Council approve the installation of speed cushions and associated signage within Willow Drive, Kelso.

9 **Item 5 PROMOTIONAL EVENT AT SHELL SERVICE STATION STEWART STREET BATHURST (23.00026-20/062)**

That Council endorse the Traffic Management Plan for the Shell Event to be staged on Wednesday 4 October 2017 at the Shell Service Station on the Corner of Stewart Street and Rocket Street as a Class 2 event, subject to conditions detailed in the Director Engineering Services' Report.

10 **Item 6 LATE REPORT (22.01209/059)**

MOTION was **MOVED** by Mr David Veness and **SECONDED** by Sergeant Peter Foran

That the Committee accept and deal with the Late Report 'Parking and Access Changes - Cathedral of St Michael and St John' at the Traffic Committee Meeting on Tuesday 3 October 2017.

11 **Item 6 PARKING AND ACCESS CHANGES – CATHEDRAL OF ST MICHAEL AND ST JOHN (22.01209/059)**

That Council approve -

- (i) the installation of a median on Keppel Street opposite the cathedral car park exit,
- (ii) the installation of a median on William Street opposite the proposed cathedral car park entrance,
- (iii) the installation of a "No Parking" zone on William Street for the new entrance,
- (iv) the installation of a parallel parking zone 3 spaces long between the Keppel Street exit and the existing angled parking zone,

(v) removal of the “No Parking” zone across the Keppel Street entry which is to be relocated to William Street,

(vi) the installation of a “No Parking” zone on Keppel Street across the exit,

(vii) submission of Engineering Plans to Bathurst Regional Council for approval prior to commencement of works on planters,

subject to conditions as detailed in the Director Engineering Services’ Report.

TRAFFIC REGISTER

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

That the information be noted.

MEETING CLOSE

13 **MEETING CLOSE**

The Meeting closed at 2.55pm .