

6 December 2017

His Worship the Mayor & Councillors

**Notice of Ordinary Meeting of Bathurst Regional Council - Wednesday,
13 December 2017**

I have to advise that an **Ordinary Meeting** of Bathurst Regional Council will be held in the Council Chambers on Wednesday, 13 December 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, 13 DECEMBER 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 - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 15 NOVEMBER 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 - Nil

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 - 5 DECEMBER 2017

10. NOTICES OF MOTION

**1 NOTICE OF MOTION - CR NORTH - PROPOSED SOLAR PLANT, BREWONGLE
(11.00004, 22.08374)**

Moved by Cr North

That Council write to Photon Energy and request that they identify an alternative site

for their proposed solar plant installation so that it is not located on prime agricultural land.

11. RESCISSION MOTIONS - Nil

12. COUNCILLORS/ DELEGATES REPORTS

- * MINUTES - BATHURST REGIONAL YOUTH COUNCIL 7 NOVEMBER 2017
- * CENTROC BOARD MEETING
- * UPPER MACQUARIE COUNTY COUNCIL (UMCC) OCTOBER 2017
- * UPPER MACQUARIE COUNTY COUNCIL (UMCC) NOVEMBER 2017
- * CR MONICA MORSE REPORT - NSW PUBLIC LIBRARIES ASSOCIATION SWITCH 2017 CONFERENCE - 21-24 NOVEMBER 2017
- * MINUTES - AUSTRALIA DAY WORKING PARTY - 21 NOVEMBER 2017

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.

*** MAYORAL MINUTE**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	GENERAL MANAGER'S APPRAISAL	10A (2) (a) – Deals with personnel matters concerning particular individuals (other

		than Councillors) disclosure of which would not be in the public interest as it would reveal personal details of the individuals concerned.
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*** GENERAL MANAGER'S REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	HONORARY CITIZENSHIP OF BATHURST	10A (2) (a) – Deals with personnel matters concerning particular individuals (other than Councillors) disclosure of which would not be in the public interest as it would reveal personal details of the individuals concerned.

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

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	BOUNDARY ADJUSTMENT OF LAND AT PART LOT 4 SECTION 7 DP758065, PART LOT 1 DP794563 AND PART LOT 1 DP194101 KNOWN AS 133-137 KEPPEL STREET BATHURST	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.
2	NEW RESIDENTIAL LEASE AGREEMENT - LOT 18 DP1011780 KNOWN AS 162 MOUNTAIN STRAIGHT, MT PANORAMA	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 THE HIRE OF ICE RINK FOR BATHURST WINTER FESTIVAL	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 THE HIRE OF DECKING AND MARQUEE FOR BATHURST WINTER FESTIVAL	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 DESIGN AND INSTALLATION OF ILLUMINATION FOR BATHURST WINTER FESTIVAL	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	INTERIM SPORTING LICENCE AGREEMENT - LOT 234 IN DP750357 KNOWN AS THE BATHURST INDOOR SPORTS STADIUM LOCATED ON VITTORIA 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.
7	REQUEST FOR FINANCIAL ASSISTANCE	10A (2) (b) – contains advice concerning hardship of a resident or ratepayer, disclosure of which would not be in the public interest as it

	would prejudice the personal position of the individual concerned.
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*** DIRECTOR ENGINEERING SERVICES' REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	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.
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	CENTROC TENDER FOR THE SUPPLY AND DELIVERY OF ROAD SIGNS	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 CONSTRUCTION OF TAXIWAYS AND APRON EXTENSION AT BATHURST AERODROME	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in

		open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
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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 - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 15 NOVEMBER 2017 (11.00005)

Recommendation: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 15 November 2017 be adopted.

Report: The Minutes of the Ordinary Meeting of Bathurst Regional Council held on 15 November 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 ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
HELD ON 15 NOVEMBER 2017**

MEETING COMMENCES

1 MEETING COMMENCES 6:00 PM

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

PUBLIC QUESTION TIME

2 PUBLIC QUESTION TIME

P Montgomery – resident Intermodal Transport Terminal, 95 Lee St - DEPBS#4

Spoke to the proposal and the noise analysis proposed. There has been an in depth noise study previously done which was based on one access only. Requests matter be deferred until the proposed new noise report is received. Need to see this to understand if can comply with requirements.

**J Byrne – White Rock Road resident and Progress Association member -
Intermodal Transport Terminal, 95 Lee St - DEPBS#4**

Disagrees with the objections made. The modification is very simple, it will make the yard more efficient, the project needs to commence quickly. Referred to size of operation, the opening is needed. Requests Council approve the DA. The operation of this site will reduce truck movements in Kelso if the site re-opens.

**A Taylor – Eglinton Public School P&C - DA2017/396 -221 Lot Residential
Subdivision - Freemantle Road**

Spoke to DA on exhibition and noted Hynash has left space at back of school. Spoke to the need for land to allow the school to expand. Spoke to options such as; Department of Education, Bathurst Regional Council, or these two parties buy the land to allow for future growth. The school has not been officially notified of the DA, please put on the mailing list. Has concerns that DA has no green space.

**G Goldsmith – St Pat's Rugby Club - Sporting Licence Agreement DCSF
Confidential #2**

Spoke to fields and clubhouse being built on Hereford Street. The facilities are first class. Requests Council agrees to a lease to St Pat's Rugby Club for the facility.

K McNab – ratepayer - Mitre/Suttor/Lambert Street Intersection

Spoke to issues concerning the proposed roundabout and accident history at the site. Provided details of a number of the accidents in the area.

D McNab – ratepayer - Mitre/Suttor/Lambert Street Intersection

Presented a further petition of over 600 signatures. Over 5,000 names have been obtained to date. Requested Council construct the roundabout.

G Crisp – ratepayer

Spoke to people safety and planning and in particular a development on the corner of Peel Street. The development is on a cramped site and this is causing problems with the footpath barricaded off. The builder has not complied with Council requirements or RMS requirements. Approached the Director about concerns. When will the Director be required to remove the barricades and put in a pedestrian walkway. Mr Crisp spoke to sign he once put up on his house and request by Council to remove the sign.

The Acting Director Environmental, Planning & Building Services spoke to approaches by Mr Crisp about a missing sign, this has been raised with the builder requiring replacement.

P Wiggins – President, White Rock Progress Association - Intermodal Transport Terminal, 95 Lee St - DEPBS#4

Spoke to letter written by White Rock Progress Association to Council. The Association has no objection to industrial actions on the site but object to the proposed modifications. Spoke to proposal to angle exit out of site (new entrance) so can only turn left, this has not been allowed for. Spoke to concerns with noise and need for study. Traffic Committee has to make decision on parking signs, this has not yet occurred and so not all information is in front of Council to make a decision. Referred to pollution on the site and need for sealed roads. Requests Council defer decision till all information is at hand.

G Lindsay – resident, DA Ambulance Station at 6 Commonwealth Street - DEPBS #3

Spoke at the Discussion Forum on this development. Noted Health Infrastructure persons also addressed Council. Referred to matter of odour and what is being proposed - charcoal filter, future capacity for air conditioning and plantings. Has received unsolicited phone calls from people expressing concerns, has spoken to Paul Toole and he advised person to speak to, who has resigned and is unavailable. Was then put onto another person who said the odour is no issue. The odour is a problem early morning and late afternoon, it does not appear that full testing was undertaken of all time periods.

B Triming – resident

Asked when will the signage strategy be completed, need to have Machattie Park sign repaired.

The Director Engineering Services advised Council is currently seeking quotations to replace the sign.

Mr Triming then spoke as Chairman of Access Committee - DA Ambulance Station at 6 Commonwealth Street - DEPBS #3

DA does not allow for a footpath. Feels with this facility and PCYC, a footpath needs to go in. Also could a footpath go along Suttor Street down to service centre

and along the Highway at the Centre so people can get in.

Also spoke to Peel Street matter raised earlier and noted Traffic Committee report deals with No Parking Signs, please approve, then refer to RMS rules for developers including water filled barriers. Please take action.

F White – National Trust - Destination Branding Strategy

Spoke to Destination Management Plan and Branding strategies. The logo and tagline are not designed to represent Bathurst. The tag and logo are an integral part of the total destination brand for an external audience. Overwhelmingly those at the National Trust understand the logo's purpose.

Referred to diversity and richness of the region, the logo and tagline are only small parts of the process. The program was developed by very experienced persons. The strategy has many themes leading to the overall marketing of Bathurst. There will always be people who love, hate, or are indifferent to a logo, there is wide support for the strategy. Let's get on with it.

APOLOGIES

- 3** **APOLOGIES**
MOVED Cr I North and **SECONDED** Cr B Bourke

RESOLVED: That the apologies from Crs Aubin and Christian be accepted and leave of absence granted.

MINUTES

- 4** **Item 1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 18 OCTOBER 2017 (11.00005)**
MOVED Cr B Bourke and **SECONDED** Cr J Fry

RESOLVED: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 18 October 2017 be adopted.

DECLARATION OF INTEREST

- 5** **DECLARATION OF INTEREST 11.00002**
MOVED Cr I North and **SECONDED** Cr J Rudge

RESOLVED: That the following Declarations of Interest be noted.

Cr Bourke

Item #7 of the Director Corporate Services & Finance's report

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

- 6** **Item 1 DISCLOSURES BY COUNCILLORS AND DESIGNATED PERSONS RETURNS (11.00002)**
MOVED Cr J Jennings and **SECONDED** Cr J Rudge

RESOLVED: That the completed *Disclosure by Councillors and Designated Persons Return* forms be noted.

Director Environmental Planning & Building Services' Report

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

RESOLVED: That the information be noted.

- 8** **Item 2 GENERAL REPORT (03.00053)**
MOVED Cr J Rudge and **SECONDED** Cr I North

RESOLVED: That the information be noted.

- 9** **Item 3 DEVELOPMENT APPLICATION NO. 2017/359 - AMBULANCE STATION AT 6 COMMONWEALTH STREET, WEST BATHURST. APPLICANT: HEALTH INFRASTRUCTURE NSW. OWNER: BATHURST REGIONAL COUNCIL (DA/2017/359)**
MOVED Cr B Bourke and **SECONDED** Cr I North

RESOLVED: That Council:

- (a) support Development Application No. 2017/359, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended;
- (b) forward a copy of the draft conditions of consent to the applicant Health Infrastructure NSW and seek its approval for the imposition of the conditions pursuant to Section 89 of the Environmental Planning and Assessment Act 1979;
- (c) note that subject to the agreement to conditions between Council and Health Infrastructure NSW, the matter will be dealt with under delegated authority;
- (d) notify those that made submissions of its decision; and
- (e) 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 B Bourke, Cr J Fry, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr I North, Cr J Rudge,

Against the motion - Nil

Absent - Cr W Aubin, Cr A Christian,

Abstain - Nil

- 10** **Item 4 MODIFICATION TO DEVELOPMENT APPLICATION NO. 1998/0154 – DEVELOPMENT OF AN INTERMODAL TRANSPORT TERMINAL AT 95 LEE STREET, KELSO. APPLICANT: ASCIANO PROPERTIES OPERATIONS PTY LTD. OWNER: ASCIANO PROPERTIES OPERATIONS PTY LTD (DA/1998/154)**
MOVED Cr J Rudge and **SECONDED** Cr B Bourke

RESOLVED: That Council:

- (a) as the consent authority, grant consent to the modification of Development Application No. 1998/0154 made under Section 96(1A) of the Environmental Planning and Assessment Act 1979, 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. Before creating the new opening in the sound attenuation mound the applicant is to submit to Council an amended Noise Management Plan that demonstrates that the noise criteria prescribed in Condition 77 of the consent can still be achieved after the opening has been created;
- (b) The development is to incorporate a solid gate across the egress gap to be closed when the driveway is not in use.
- (c) the internal road be sealed as proposed.
- (d) notify those that made submissions of its decision; and
- (e) 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 B Bourke, Cr J Fry, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr I North, Cr J Rudge,

Against the motion - Nil

Absent - Cr W Aubin, Cr A Christian,

Abstain - Nil

- 11** **Item 5 DEVELOPMENT APPLICATION NO. 2017/306 – ADDITIONS AND ALTERATIONS TO EXISTING BUILDING, CHANGE OF USE TO DWELLING, UNDERGROUND TANK AT 716 COW FLAT ROAD, COW FLAT. APPLICANT: MR T HUDSON AND MS H PYKE. OWNER: MR T HUDSON AND MS H PYKE**

(DA/2017/306)

MOVED Cr J Jennings

and **SECONDED** Cr J Rudge

RESOLVED: That Council:

- (a) support the variation to the setbacks 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. 2017/306, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended;
- (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 B Bourke, Cr J Fry, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr I North, Cr J Rudge,

Against the motion - Nil

Absent - Cr W Aubin, Cr A Christian,

Abstain - Nil

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Item 6 DRAFT BATHURST REGIONAL DCP 2014 AMENDMENT – GATEWAY ENTERPRISE PARK AND ADRIENNE STREET INDUSTRIAL AREA (20.00317)

MOVED Cr I North

and **SECONDED** Cr J Rudge

RESOLVED: That Council:

- (a) amend the Bathurst Regional Development Control Plan 2014 as outlined in this report;
- (b) notify those who made submissions of its decision; and
- (c) call a division.

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

The result of the division was:

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

Against the motion - Nil

Absent - Cr W Aubin, Cr A Christian,

Abstain - Nil

13 **Item 7 ABORIGINAL CULTURAL HERITAGE ASSESSMENT – SECOND CIRCUIT LANDS (20.00311)**
MOVED Cr I North and **SECONDED** Cr M Morse

RESOLVED: That Council:

- (a) without calling tenders accept the Extent Heritage quotation as outlined in this report in accordance with Section 55(3)(i) of the Local Government Act 1993 due to the extenuating circumstances as outline in this report; and
- (b) commission Extent Heritage to complete an Aboriginal Cultural Heritage Assessment for the Second Circuit lands at Mount Panorama as outlined in this report.

14 **Item 8 CAMPGROUND UPGRADE, MOUNT PANORAMA WAHLUU, ABORIGINAL CULTURAL HERITAGE ASSESSMENT REPORT. (20.00311)**
MOVED Cr I North and **SECONDED** Cr J Rudge

RESOLVED: That Council:

- (a) note that the Aboriginal Cultural Heritage Assessment Report for the campground upgrade at Mount Panorama has identified that no Aboriginal objects, sites or places within the study area have been found and that the development may proceed without the need for further investigation or mitigation measures with respect to Aboriginal cultural heritage; and
- (b) refer a copy of the completed report to the NSW Office of Environment and Heritage.

15 **Item 9 REVOLVING ENERGY FUND UPDATE (13.00061)**
MOVED Cr I North and **SECONDED** Cr J Jennings

RESOLVED: That the information be noted.

16 **Item 10 STATE OF THE ENVIRONMENT REPORT – BATHURST REGIONAL COUNCIL (13.00062)**
MOVED Cr J Jennings and **SECONDED** Cr B Bourke

RESOLVED: That Council:

- (a) note that the 2017 Bathurst Region State of the Environment Report has been completed; and
- (b) make electronic copies of the 2017 Bathurst Region State of the Environment Report available on Council's Website.

17 **Item 11 SUSTAINABLE LIVING EXPO (23.00124)**
MOVED Cr M Morse and **SECONDED** Cr I North

RESOLVED: That Council note the receipt of two awards for the 2017 Sustainable Living Expo event.

- 18** **Item 12 ECONOMIC DEVELOPMENT STRATEGY 2018 – 2022 (20.00071)**
MOVED Cr J Jennings and **SECONDED** Cr M Morse

RESOLVED: That the information be noted.

- 19** **Item 13 DEVELOPMENT APPLICATION NO. 2017/115 – COMMERCIAL ALTERATIONS AND ADDITIONS – ACCESS RAMP AND TOILET FACILITIES, 106 RANKIN STREET, BATHURST. APPLICANT & OWNER: G S & M A WEBSTER PTY LTD (DA/2017/115)**
MOVED Cr J Rudge and **SECONDED** Cr J Fry

RESOLVED: That Council:

- (a) not support the request from the applicant to waive the imposing of sewer and water headworks charges on the Development Application.
- (b) call a division.

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

The result of the division was:

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

- 20** **Item 14 ITEMS INCLUDED IN CONFIDENTIAL COMMITTEE OF THE WHOLE (13.00053)**
MOVED Cr J Jennings and **SECONDED** Cr J Rudge

RESOLVED: That the information be noted.

Director Corporate Services & Finance's Report

- 21** **Item 1 STATEMENT OF INVESTMENTS (16.00001)**
MOVED Cr I North and **SECONDED** Cr B Bourke

RESOLVED: That the information be noted.

- 22** **Item 2 MONTHLY REVIEW - 2017/2021 DELIVERY PLAN AND OPERATIONAL PLAN 2017-2018 (16.00148)**
MOVED Cr B Bourke and **SECONDED** Cr J Rudge

RESOLVED: That the information be noted.

- 23** **Item 3 SUNDRY SECTION 356 DONATIONS, BATHURST MEMORIAL ENTERTAINMENT CENTRE COMMUNITY USE SUBSIDY AND MOUNT PANORAMA FEE SUBSIDY (18.00004)**
MOVED Cr I North and **SECONDED** Cr J Rudge

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

- 24** **Item 4 POWER OF ATTORNEY (11.00007)**
MOVED Cr B Bourke and **SECONDED** Cr J Jennings

RESOLVED: That the information be noted.

- 25** **Item 5 AUDITED FINANCIAL REPORTS (16.00055)**
MOVED Cr B Bourke and **SECONDED** Cr I North

RESOLVED: That the information be noted.

- 26** **Item 6 MORGAN OWNERS CLUB OF AUSTRALIA 60TH ANNIVERSARY (23.00015-08/097)**
MOVED Cr I North and **SECONDED** Cr J Fry

RESOLVED: That:

- (a) Council close Russell Street between William Street and George Street between 8.00 am and 2.30 pm on Saturday, 20 October 2018 to enable a display of Morgan Motor Cars;
- (b) Council donate the costs associated with:
 - (i) The venue hire and entry fees to the National Motor Racing Museum for the Mayoral Welcome Reception, estimated to be \$1,000;
 - (ii) The road closure of Russell Street, estimated to be \$1,500;

which are to be funded from Council's Section 356 Donations 2018/2019 budget allocation.

- 27** **Item 7 REQUEST FOR FINANCIAL ASSISTANCE - BATHURST CITY MEN'S BOWLING CLUB (18.00004-33/072)**
MOVED Cr I North and **SECONDED** Cr J Jennings

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

Reason: Member of Club

RESOLVED: That Council sponsor the Bathurst City Men's Bowling Club Carillon Fours Tournament to be held on 2 and 3 December 2017 by donating an amount of \$1,000.

- 28** **Item 8 REQUEST FOR FINANCIAL ASSISTANCE - ACCESSIBLE LIVING OPTIONS - INTERNATIONAL DAY OF PEOPLE WITH DISABILITY (IDPWD) (18.00004-33/091)**
MOVED Cr M Morse and **SECONDED** Cr I North

RESOLVED: That Council provide an amount of \$1,485 (including GST) to Accessible Living Options, to cover the cost of hire for an outdoor movie screen, in support of the planned community event at the Adventure Playground on 3 December 2017.

- 29** **Item 9 ITEMS INCLUDED IN CONFIDENTIAL COMMITTEE OF THE WHOLE (11.00005, 04.00013, 04.00146, 22.08931, 22.00041, 22.16350, 16.00007, 21.00095, 21.00037)**
MOVED Cr I North and **SECONDED** Cr J Rudge

RESOLVED: That the information be noted.

Director Engineering Services' Report

- 30** **Item 1 PROPOSED ACQUISITION OF LAND FOR ROAD PURPOSES - RIVULET ROAD PEEL (25.00306)**
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.

- 31** **Item 2 ROAD SAFETY OFFICER PROGRAM UPDATE (16.00018)**
MOVED Cr B Bourke and **SECONDED** Cr J Rudge

RESOLVED: That Council continues its commitment to the Road Safety Officer Program and commences a new RSO employment contract to 30 June 2018, subject to the ongoing support of the Blayney Shire Council and Roads and Maritime Services.

- 32** **Item 3 APPLICATION TO CONDUCT JET ADVENTURE JOY FLIGHTS (21.00008)**
MOVED Cr B Bourke and **SECONDED** Cr I North

RESOLVED: That Council approve the request from Fastjet Adventure Flights Pty Ltd to conduct up to 8 jet adventure joy flights per year from the Bathurst Aerodrome, up to 2022, subject to conditions outlined in the Director Engineering Services' report.

- 33** **Item 4 ITEMS INCLUDED IN CONFIDENTIAL COMMITTEE OF THE WHOLE (11.00005, 36.00652, 22.04712, 25.00262 & 36.00649)**
MOVED Cr I North and **SECONDED** Cr M Morse

RESOLVED: That the information be noted.

Director Cultural & Community Services' Report

- 34** **Item 1 BATHURST REGIONAL YOUTH COUNCIL - ATTENDANCE AT YOUTH COUNCIL CONFERENCE, MACQUARIE UNIVERSITY, NORTH RYDE, 22 - 24 SEPTEMBER 2017 (11.00020)**
MOVED Cr B Bourke and **SECONDED** Cr I North

RESOLVED: That the information be noted.

- 35** **Item 2 BATHURST REGIONAL YOUTH COUNCIL - 'HOW TO ADULT' WORKSHOPS, 1 NOVEMBER 2017 (11.00020)**
MOVED Cr J Rudge and **SECONDED** Cr I North

RESOLVED: That the information be noted.

- 36** **Item 3 BATHURST REGION TOURISM REFERENCE GROUP - MEETING HELD 3 JULY 2017 (07.00116)**
MOVED Cr I North and **SECONDED** Cr J Rudge

RESOLVED: That the information be noted.

REPORTS OF OTHER COMMITTEES

Policy Committee Meeting

- 37** **Item 1 MINUTES - POLICY COMMITTEE MEETING - 1 NOVEMBER 2017 (07.00064)**
MOVED Cr B Bourke and **SECONDED** Cr I North

RESOLVED: That the recommendations of the Policy Committee Meeting held on 1 November 2017 be adopted.

Traffic Committee Meeting**38 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 7 NOVEMBER 2017 (07.00006)****MOVED** Cr I North and **SECONDED** Cr J Rudge**RESOLVED:** That the recommendations of the Traffic Committee Meeting held on 7 November 2017 be adopted.**NOTICES OF MOTION****39 Item 1 NOTICE OF MOTION - CR MORSE & CR NORTH (20.00299)****MOVED** Cr M Morse and **SECONDED** Cr I North

That the roll-out of the Bathurst Region Branding Strategy be deferred pending a report on options for the future direction of the Branding.

40 Item 1.01 EXTENSION OF TIME (11.00005)**MOVED** Cr B Bourke and **SECONDED** Cr I North**RESOLVED:** That an extension of time of 1 minute be granted to Cr Morse for this item in accordance with Clause 250 (3) of the Local Government (General) Regulation 2005.**41 Item 1.02 NOTICE OF MOTION - CR MORSE & CR NORTH (20.00299)****MOVED** Cr M Morse and **SECONDED** Cr I North

That the roll-out of the Bathurst Region Branding Strategy be deferred pending a report on options for the future direction of the Branding.

The MOTION was then PUT and LOST**42 Item 2 NOTICE OF MOTION - CR BOURKE & JENNINGS (20.00299)****MOVED** Cr B Bourke and **SECONDED** Cr J Jennings

That Council continue with its Brand Strategy, but requests the consultants to provide two additional redesigned logos and two additional redesigned tag lines for consideration by Council.

The following AMENDMENT was MOVED.**43 Item 2.01 NOTICE OF MOTION - CR BOURKE & JENNINGS (20.00299)****MOVED** Cr J Jennings and **SECONDED** Cr B Bourke

That Council:

- (a) continue with its Brand Strategy, but requests the consultants to provide two additional redesigned logos and two additional redesigned tag lines for consideration by Council as a matter of urgency.
- (b) report on the logo development consultation process deployed to date including consultation with tourism stakeholders, councillors and the broader community, as well as report on options for future consultations in developing, choosing and releasing the final branding logo and tag line, once two alternate logos and tag lines have been produced as per item (a) above.

Cr Morse gave NOTICE of a FORESHADOWED AMENDMENT

**44 Item 2.02 NOTICE OF MOTION - CR BOURKE & JENNINGS (20.00299)
MOVED Cr J Jennings and SECONDED Cr B Bourke**

That Council:

- (a) continue with its Brand Strategy, but requests the consultants to provide two additional redesigned logos and two additional redesigned tag lines for consideration by Council as a matter of urgency.
- (b) report on the logo development consultation process deployed to date including consultation with tourism stakeholders, councillors and the boarder community, as well as report on options for future consultations in developing, choosing and releasing the final branding logo and tag line, once two alternate logos and tag lines have been produced as per item (a) above.

The AMENDMENT was PUT and CARRIED

The AMENDMENT of Crs Jennings and Bourke THEN became the MOTION

The following AMENDMENT from Cr Morse was PUT

**45 Item 2.03 NOTICE OF MOTION - CR BOURKE & JENNINGS (20.00299)
MOVED Cr M Morse and SECONDED Cr I North**

That Council requests the consultants to provide additional redesigned logos and additional redesigned tag lines for consideration by Council as a matter of urgency.

The AMENDMENT was PUT and LOST

The MOTION of Crs Jennings and Bourke was then PUT

**46 Item 2.04 NOTICE OF MOTION - CR BOURKE & JENNINGS (20.00299)
MOVED Cr J Jennings and SECONDED Cr B Bourke**

RESOLVED: That Council:

* DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	RENEWAL OF SPORTING LICENCE AGREEMENT - PART LOT 1 DP1167594 KNOWN AS THE JOHN MATTHEWS SPORTING COMPLEX AT 261 DURHAM STREET, BATHURST WITH THE BATHURST NETBALL ASSOCIATION INC.	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	SPORTING LICENCE AGREEMENT - PART LOT 1 DP194761 AND PART LOT 104 DP1073272 KNOWN AS THE HERFORD STREET RUGBY LEAGUE COMPLEX TO THE ST PATS RUGBY LEAGUE FOOTBALL CLUB	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	LAND ACQUISITION FOR LOT 267 DP820952 KNOWN AS 362 PANORAMA AVENUE, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
4	PROPOSED NEW COMMERCIAL LEASE AGREEMENT - LOT 1 DP774489 KNOWN AS 230 HOWICK 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.
5	BOUNDARY ADJUSTMENT AND SALE OF LAND AT PART LOT 3 DP1185929 KNOWN AS 29 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.
6	LARGE SITE ELECTRICITY CONTRACT CENTROC PROCUREMENT	10A (2) (d) (iii) – contains commercial information of a confidential nature that would, if disclosed, reveal a trade secret.
7	BATHURST VISITOR INFORMATION CENTRE CAFE - LEASE	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it."
8	INTERIM SPORTING LICENCE AGREEMENT - LOT 234 IN DP750357 KNOWN AS THE BATHURST INDOOR SPORTS STADIUM LOCATED ON VITTORIA 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.

*** DIRECTOR ENGINEERING SERVICES' REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	RESURFACING OF HOCKEY FIELD, LEARMONTH 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	PROPOSED PURCHASE OF LEVEE LAND ENCROACHING UPON 93 STANLEY 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.+
3	PROPOSED FINALISATION OF ROAD CLOSURE APPLICATION - LOTS 97, 101 & 103 DP1174100 HILL END ROAD SALLYS FLAT	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the

		person who supplied it.
4	PROPOSED TRANSFER AND CLOSURE OF RESIDUE OF CROWN ROAD ADJOINING LOT 57 DP756873 - PART OF HILL END ROAD SALLYS FLAT	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 PANORAMA MOTORCYCLE CLUB RACE CONTROL AND AMENITIES BUILDING	10A (2) (d) (iii) – contains commercial information of a confidential nature that would, if disclosed, reveal a trade secret.

Director Environmental Planning & Building Services' Report

a **Item 1 INSTALLATION OF ELECTRIC VEHICLE CHARGING STATION (13.00053)**

MOVED Cr B Bourke

and **SECONDED** Cr I North

That Council:

- (a) note the report; and
- (b) delegate authority to the General Manager to sign a licence agreement on behalf of Council.

Director Corporate Services & Finance's Report

b **Item 1 RENEWAL OF SPORTING LICENCE AGREEMENT - PART LOT 1 DP1167594 KNOWN AS THE JOHN MATTHEWS SPORTING COMPLEX AT 261 DURHAM STREET, BATHURST WITH THE BATHURST NETBALL ASSOCIATION INC. (04.00013)**

MOVED Cr I North

and **SECONDED** Cr B Bourke

That Council approves the renewal of the Sporting Licence Agreement for part Lot 1 in DP 1167594 at 261 Durham Street Bathurst with the Bathurst Netball Association Inc. for a period of 5 years as detailed in the report.

c **Item 2 SPORTING LICENCE AGREEMENT - PART LOT 1 DP194761 AND PART LOT 104 DP1073272 KNOWN AS THE HEREFORD STREET RUGBY LEAGUE COMPLEX TO THE ST PATS RUGBY LEAGUE FOOTBALL CLUB (04.00146)**

MOVED Cr B Bourke

and **SECONDED** Cr J Rudge

That Council approves entering into a sporting organisation lease agreement for part Lot 1 DP194761 and part Lot 104 DP1073272 known as the Hereford Street Rugby League Complex with the St Pats Rugby League Football Club for a period

of 5 years as detailed in the report.

- d** **Item 3 LAND ACQUISITION FOR LOT 267 DP820952 KNOWN AS 362 PANORAMA AVENUE, BATHURST (22.08931)**
MOVED Cr I North and **SECONDED** Cr B Bourke

That Council:

- (a) commence the process of land acquisition of Lot 267 DP820952 known as 362 Panorama Avenue, Bathurst.
- (b) delegate authority to the General Manager to make an application to the Department of Industry - Lands & Forestry for acquisition as per the report.
- (c) delegate authority to the General Manager to contact the Bathurst Local Aboriginal Land Council to negotiate a resolution to the claim.

- e** **Item 4 PROPOSED NEW COMMERCIAL LEASE AGREEMENT - LOT 1 DP774489 KNOWN AS 230 HOWICK STREET, BATHURST (22.00041)**
MOVED Cr B Bourke and **SECONDED** Cr M Morse

That Council approves entering into a new commercial lease agreement for Lot 1 in DP774489 known as Level 1, 230 Howick Street, Bathurst for a period of 5 years with a 5 year option as detailed in the report.

- f** **Item 5 BOUNDARY ADJUSTMENT AND SALE OF LAND AT PART LOT 3 DP1185929 KNOWN AS 29 HAMPDEN PARK ROAD, KELSO (22.16350)**
MOVED Cr B Bourke and **SECONDED** Cr M Morse

That Council approves the boundary adjustment and sale of part Lot 3 in DP1185929 known as 29 Hampden Park Road, Kelso as detailed in the report.

- g** **Item 6 LARGE SITE ELECTRICITY CONTRACT CENTROC PROCUREMENT (16.00007)**
MOVED Cr B Bourke and **SECONDED** Cr J Fry

That the information be noted.

- h** **Item 7 BATHURST VISITOR INFORMATION CENTRE CAFE - LEASE (21.00095)**
MOVED Cr B Bourke and **SECONDED** Cr J Rudge

That Council not approve an extension of the "lease-free" period as requested by the lessees of the Bathurst Visitor Information Centre Cafe.

Cr North asked that his negative vote be recorded.

- i** **Item 8 INTERIM SPORTING LICENCE AGREEMENT - LOT 234 IN DP750357 KNOWN AS THE BATHURST INDOOR SPORTS STADIUM LOCATED ON VITTORIA STREET, BATHURST (21.00037)**
MOVED Cr I North and SECONDED Cr J Rudge

That a further report come back to the December 2017 Council Meeting.

Director Engineering Services' Report

- j** **Item 1 RESURFACING OF HOCKEY FIELD, LEARMONTH PARK (36.00652)**
MOVED Cr I North and SECONDED Cr B Bourke

That Council accepts the tender of Tuff Turf N Co Pty Ltd for the Resurfacing of Hockey Field, Learmonth Park, in the amount of \$484,788.59 (including GST) subject to adjustments and provisional items.

- k** **Item 2 PROPOSED PURCHASE OF LEVEE LAND ENCROACHING UPON 93 STANLEY STREET BATHURST (22.04712)**
MOVED Cr I North and SECONDED Cr J Rudge

That Council:

- (a) Approve the purchase of proposed Lot 6 in Plan of Subdivision of 93 Stanley Street Bathurst;
- (b) Classify the 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.

- l** **Item 3 PROPOSED FINALISATION OF ROAD CLOSURE APPLICATION - LOTS 97, 101 & 103 DP1174100 HILL END ROAD SALLYS FLAT (25.00262)**
MOVED Cr B Bourke and SECONDED Cr J Fry

That Council:

- (a) Finalise the process of closing road Lots 97, 101 & 103 DP1174100, and
- (b) Transfer Lot 101 DP1174100 to the owner of 2641 Hill End Road

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

- m** **Item 4 PROPOSED TRANSFER AND CLOSURE OF RESIDUE OF CROWN ROAD ADJOINING LOT 57 DP756873 - PART OF HILL END ROAD SALLYS FLAT (25.00262)**
MOVED Cr B Bourke and SECONDED Cr J Rudge

That Council:

- approve the transfer of residue Crown Road adjoining Lot 57 DP756873 Hill End Road, Sallys Flat from The Crown to Council
- following the transfer of land to Council, approve an application to close the road being made to Department of Industry Lands
- following the closure of the road, approve the transfer of the road to the adjoining landowner,

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

n **Item 5 TENDER FOR PANORAMA MOTORCYCLE CLUB RACE CONTROL AND AMENITIES BUILDING (36.00649)**
MOVED Cr I North and **SECONDED** Cr J Rudge

That Council accepts the tender from Nick Harvey Constructions in the amount of \$199,411.00 (GST inclusive), subject to provisional items and variations.

RESOLVE INTO OPEN COUNCIL

49 **RESOLVE INTO OPEN COUNCIL**
MOVED Cr B Bourke and **SECONDED** Cr J Jennings

RESOLVED: That Council resume Open Council.

ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

50 **ADOPT REPORT OF THE COMMITTEE OF THE WHOLE**
MOVED Cr B Bourke and **SECONDED** Cr I North

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

MEETING CLOSE

51 **MEETING CLOSE**

The Meeting closed at 9.13 pm.

CHAIRMAN:

GENERAL MANAGER'S REPORT

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

13 DECEMBER 2017

1 SENIOR STAFF CONTRACTS (19.00030)

Recommendation: That the information be noted.

Report: The provisions of Section 339 of the Local Government Act (1993) requires that,

"The General Manager must, at least once annually, report to the Council on the contractual conditions of senior staff."

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

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

The following positions are in Council's structure:

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

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

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

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

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 33: To be and develop good leaders. Strategy 33.5

Community Engagement

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

2 UPPER MACQUARIE COUNTY COUNCIL (UMCC) OPERATIONS: SERVICE LEVELS & STRATEGIC DIRECTION (18.00172)

Recommendation: That:

- (a) The information be noted
- (b) A meeting be arranged with the Mayors and General Managers of UMCC Constituent Councils, UMCC Councillor Delegates and the General Manager of UMCC to discuss further arrangements
- (c) A report come back to Council with regards to the structure for weed control in the Bathurst Regional Council area.

Report: BACKGROUND

Council will recall that there has been an ongoing review of the services provided by UMCC for the treatment of weeds in the constituent Council areas. By way of background information, find at **attachment 1** the Review of Membership Upper Macquarie County Council (UMCC) 2013: "One Year of Weeds – Seven Years of Seeds". Further, Bathurst Regional Council wrote to UMCC 19 February 2014 as follows to assist in progressing the review;

19 February 2014

*Mr Roy Jennison
General Manager
Upper Macquarie County Council
PO Box 703
BATHURST NSW 2795*

Dear Mr Jennison

Review of Bathurst Regional Council membership of Upper Macquarie County Council

Bathurst Regional Council has been undertaking an ongoing assessment of the services the Council provides, and the methodology by which such services are delivered. As part of this ongoing assessment Council determined that a review be undertaken of Bathurst Regional Council's membership of the Upper Macquarie County Council (UMCC).

The initial stage of the review was a collation of information for Council to understand the operations of UMCC and the level of service Bathurst Regional Council receives. The first stage has now been completed and the Council is now moving to assess its ongoing membership of UMCC.

A copy of the service review is attached for your information. Council seeks advice from the UMCC to the following issues:

1. *Performance targets/level of service set for the future and the last three years actual, in particular for:*
 - (a) Roadside inspections;*
 - (b) Farmland properties;*

- (c) Rural Residential properties;
(d) Residential properties.
2. *The level of staff allocation to the Bathurst Regional Council for “on the ground” works/inspectorial duties. Further, what are the levels of service to be provided by the inspections eg inspections/month. It would appear that currently on average one inspector is being allocated to Bathurst.*
 3. *UMCC’s position with respect to the report of the ILGRP – Revitalising Local Government Final Report October 2013, in particular the Joint Organisation proposal.*
 4. *Current expenditure (value \$) levels spent on the Bathurst Regional Council area as against revenues attributable to this area, for example, but not limited to, in regards to revenues, Council contribution, profit on aerial spraying, chemical sales, WAP grant and other grants.*
 5. *UMCC’s future proposals on enforcement actions to address noxious weeds.*
 6. *Detailed scope of aerial spraying program including: basis for determining areas involved, take up (ha) in each local government area, resource demands, area of UMCC serviced by this program over a 3 – 4 year time line, and future costing policies.*
 7. *UMCC’s current position with regard to the NSW Weeds Review currently being undertaken.*
 8. *Basis for allocation of expenditure on roadside spraying/weed control between the four (4) constituent Councils.*
 9. *Whilst it is understood UMCC does not obtain records of private sprayings in the area nor does UMCC have statutory power to do so, is there any intention of trying to collate this data into the future?*
 10. *Future direction in terms of technology eg GIS, aerial photography (including thermal imaging technologies to locate weed infestations) and GPS mapping/recording.*
 11. *Has UMCC considered alternative methods for property inspections such as aerial inspections by helicopter.*

UMCC’s response by the end of March 2014 would be appreciated to assist Council in its consideration of this matter. Council would be pleased to meet with UMCC representatives if this would be of assistance.

Yours faithfully

*D J Sherley
GENERAL MANAGER*

UMCC is a Weeds Control Authority, that acts for four (4) constituent Councils;

- Bathurst Regional Council,
- Blayney Shire Council,
- Lithgow City Council,

- Oberon Shire Council.

As part of the review of services provided to the constituent Councils, the Councils have requested that UMCC provide advice on future directions for weeds control in the area serviced by UMCC.

REPORT

UMCC at its meeting held on 17 March 2017 resolved that;

- as a priority, the Acting General Manager initiate a review to explore alternative governance models for weed control in the UMCC region.*

Council has now received advice from UMCC of the results of the review by way of letter dated 29 November 2017 which states;

29 November 2017

*Mr David Sherley
General Manager
Bathurst Regional Council*

Dear David

Upper Macquarie County Council – Governance Model

You will be aware that there has been much discussion in recent times about the future of the Upper Macquarie County Council (UMCC). To progress this issue a meeting was held between the UMCC delegates and the Mayors and General Managers of the constituent councils to discuss the future directions of UMCC. This meeting was held on 9 March 2017 at the Bathurst Regional Council offices.

The UMCC as we now know it comprises the constituent councils of Bathurst Regional, Blayney, Lithgow and Oberon. It covers an area of almost 13,500 square kilometres, 77,000 residents and over 4,000kms of roads. Within this area of responsibility there are approximately 10,500 properties of a rural or rural/residential nature. While all properties, including residential properties, should be inspected from time to time those ones that have a rural element are the areas of main focus.

The UMCC was originally constituted by proclamation on 18 February 1949. With limited exceptions the Local Government Act 1993 applies to the UMCC in the same way as it applies to other local government councils and under Section 8 of the Act the UMCC has the same charter as any other council.

County councils were originally provided for in the Local Government Act 1919 and over time their roles have diminished. The number of county councils have reduced for various reasons, such as the large scale amalgamation of general purpose councils. Currently there are seven weed county councils in NSW incorporating 25 general purpose councils plus a further three general purpose councils that have other services provided to them e.g. water supply.

With the above in mind UMCC decided to review the situation for UMCC and discussions were held with UMCC councillors, staff and others in relation to the future of the organisation. During the research process, it was revealed that this was not the first time that the governance of UMCC has been questioned. It was found

that there were questions asked about the reorganisation of the UMCC in 1990. While this reorganisation was not seeking the disbanding of the UMCC it was seeking a reduction in the UMCC councillor numbers and other improvements to be made to the organisation to make it more efficient.

The main issues for the UMCC have been:

- *The forecast long term financial sustainability of the organisation*
- *The reliance on government grants and contributions from constituent councils*
- *Ability to complete a considered satisfactory number of property inspections*
- *A significant amount of its financial resourcing being taken up in governance and general running of the organisation.*

As stewards and custodians of their communities, councils and councillors are charged with the role to achieve the best outcomes for their local community, which includes ensuring that resources are used effectively and efficiently. In undertaking this responsibility UMCC considered a draft report on options for the organisation. This was broken into two main options and then sub options, these included:

- *Option – UMCC to Continue and;*
 1. *Make no changes*
 2. *Seek additional contribution from constituent councils (advantages and*
 3. *Alternative funding arrangements*
 4. *Reduce administrative costs by one council undertaking the role of General Manager, or even councils rotating this role*
 5. *Shared services model between UMCC and a constituent council*
 6. *Expand the area of operations of UMCC*
- *Option – UMCC be Dissolved and;*
 1. *Transfer Noxious Weed Management to Local Land Services (LLSs)*
 2. *Transfer Weed Control Coordination to NSW Primary Industries*
 3. *Operate Weed control by the individual councils*
 4. *Transfer Weed Control Coordination to JO/ROC (Centroc) to run weeds*
 5. *Coordination by a Regional Chief Weeds Officer*
 6. *Deed of agreement between councils – a shared service model where one council is the service provider and others buy the services*
 7. *Delegation of service from several councils to one provider*
 8. *Operate a weeds business unit as a S355 committee of a constituent council, similar to that of the operation of Centroc*

While some of the options considered were extremely unlikely to occur they were still considered from the point of view of discussion points.

Following this report the UMCC then conducted a workshop with councillors on 24 November 2017 to consider the options with a recommendation going to the UMCC meeting on the same day. At the UMCC meeting it was resolved;

That:

1. *Council notes that a workshop was held earlier today providing councillor induction plus the workshop considered options in relation to Alternative Governance Models for the future of UMCC;*
2. *Council propose that Upper Macquarie County Council continue to operate under the current governance structure;*
3. *UMCC Councillor delegates report to their constituent councils on the proposal and recent improvements made to the organisation; and*

4. Subject to responses from constituent councils, UMCC:
- i. identifies targets that it wishes to achieve over the coming 12 months; and
 - ii. again reviews the status of the organisation at the December 2018 UMCC meeting.

In coming to this position UMCC had regard to the following advantages of continuing with the current structure:

- *Specialised knowledge and knowledge support base of the staff. These staff are often sharing information and providing advice to one another. Such a base would likely not be available to the constituent councils if they were running the program themselves, especially for the smaller member councils.*
- *Independence from other councils – the UMCC has the responsibility for a specific issue and across multiple local government areas. This responsibility has the benefit that it is not a distraction to the day to day functions of the general purpose council.*
- *Ability to run larger scale programs – some programs are run on a larger scale that possibility would not be run by an individual council, e.g. aerial weed spraying program or the recent large scale inspections of Wattle Flat. These programs are unlikely to be run by individual councils.*
- *Greater level of consistency – with staff covering a wider region there is a greater consistency of approach, as opposed to different approaches across LGAs*
- *Greater level of input by councillors – under the current model UMCC councillors are able to play a more active role in the management and control of weeds in the control area. It provides a greater level of democratic input.*

Other issues that UMCC took into account with this decision included:

- *The increased number of property inspections being undertaken by UMCC*
- *UMCC's efforts in moving to the newly enacted Biosecurity Act*
- *Significantly increased community involvement with UMCC staff attending a number of community events over the past 12 months*
- *UMCC being more proactive in taking action against landholders that have not taken reasonable action to control weeds*
- *Grant funding being obtained to further improve inspection numbers such as remotely piloted aircraft (drones)*
- *Additional grant funding recently announced for the control of weeds assisting with UMCC's financial position*
- *Entering into service sharing with Bathurst Regional Council, e.g. document management*

It would be appreciated if your Council could consider this and provide advice to the UMCC on what it sees as its position for the UMCC.

Should you have any further questions then please contact me.

Yours sincerely

*RW Bailey
Acting General Manager*

Given the advice provided by UMCC it would be appropriate to seek a meeting of the

Mayors and General Managers of the constituent councils as well as the council delegates to UMCC and the General Manager of UMCC to progress this matter forward.

The advice provided does not fully address the Level of Service issue raised in 2014 by Bathurst Regional Council, nor does it identify how to maintain;

1. Long term financial viability,
2. Ability to meet governance requirements with current resources available,
3. Strategic capacity

These factors are to be considered in determining a long term direction for weeds management in the Bathurst Regional Council Area.

Financial Implications: There are no financial implications at this time.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 9: To protect and enhance the region's landscapes, views, vistas, open spaces and the Macquarie River. Strategy 9.4
- Objective 10: To protect and enhance the region's biodiversity. Strategy 10.6
- Objective 10: To protect and enhance the region's biodiversity. Strategy 10.10
- 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.

Yours faithfully



D J Sherley
GENERAL MANAGER

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

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

13 DECEMBER 2017

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

Recommendation: That the information be noted.

Report: 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
 - (iiia) 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 approved using authority delegated to the Director Environmental Planning & Building Services during November 2017 (**attachment 1**).
- (b) Applications refused during November 2017 (**attachment 2**).
- (c) Applications under assessment as at the date of compilation of this report (**attachment 3**).
- (d) Applications pending determination 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 November 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. 2017/368 – CONVERSION OF TWO EXISTING RESIDENTIAL UNITS TO ONE SINGLE DWELLING AT 92 RUSSELL STREET, BATHURST. APPLICANT: JIM LAVIS. OWNER: MR JS LAVIS (DA/2017/368)

Recommendation: That Council:

- (a) as the consent authority, grant deferred commencement consent pursuant to section 80(3) of the Environmental Planning and Assessment Act 1979 to Development Application No. 2017/368, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended including deferred commencement conditions as follows:
 - (i) The consents given by Council's Notice of Determination of Building Application No. 1967/129 and dated 23 September 1967, Development Application No. 1999/0450 and dated 6 April 1999 and Development Application No. 2014/0433 and dated 10 February 2015 are to be surrendered in accordance with Section 104A of the Environmental Planning and Assessment Act 1979,
 - (ii) The deferred commencement conditions are to be satisfied within 6 months of the granting of development consent; and
- (b) call a division.

Report: The Site

Council has received a Development Application (DA) for the conversion of two existing residential units to one single dwelling at 92 Russell Street, described as Lot 1 DP 849515. A location plan is provided at **attachment 1**.

The site contains a two-storey terrace house and a single storey building at the rear of the property. The latter is proposed to be used as a secondary dwelling (granny flat) pursuant to Development Application 2017/369 being considered concurrently with this application (refer to item 4 of DEPBS report). The property is adjacent to Kohlhoff Way and The Neighbourhood Centre (formerly BINC). To the rear of the site is the Bathurst Seymour Centre and the Kohlhoff Way car park. The site is accessed off Kohlhoff Way but also has right-of-carriage way off Russell Street.

The property is 443.1 sqm.

The site is part of a set of four terrace style dwellings of the Victorian era that contribute to the streetscape.

History of the Site

Development consent by the former Bathurst City Council was issued in 1967 for the conversion of the existing dwelling into two units.

Council at its meeting held 4 February 2015 resolved to approve (DA 2014/433) a secondary dwelling (granny flat) to the rear of the property. The documentation submitted by the applicant with this previous application incorrectly referred to the terrace as being a single dwelling. The effect of this is that the development as lodged should have been characterised as residential units (being 3 or more dwellings on the property). Residential

units, at the density proposed, are a prohibited development in the zone.

The intention behind this Development Application and Development Application 2017/369 is to return the property to the state indicated in the original documentation submitted and approved by Council and to regularise the use of the building at the rear as a granny flat. It is to be noted that the Development Application must still be assessed on its respective merits.

The intention is therefore to surrender the existing consents that apply to the property by way of a "deferred commencement" condition with this and DA 2017/369.

It is further noted that given the approval history of this development, Council has had its assessment report peer reviewed by officers of Orange City Council, which has concluded that the application warrants consent (see **attachment 2**).

The proposal

The proposal involves conversion of the two existing units within the terrace to one single dwelling. A plan of the proposed development is at **attachment 3**.

A copy of the applicant's Statement of Environmental Effects is provided at **attachment 4**.

The works involved to convert the two units into a single dwelling is limited to the removal of one kitchen from the upper level and reinstating the stair well between the upper and lower level.

There are no changes proposed to the external façade of the building.

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*. Dwellings are permissible with consent in the B3 Commercial Core zone. The proposal is consistent with the objectives of the zone.

4.3 Floor Space Ratio

As the property is zoned B3 Commercial Core a maximum floor space ratio of 2:1 applies. In this particular case the floor space ratio is in the order of 0.5:1.

5.10 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.

There are no external works proposed to the existing terrace building. The proposed works are internal only. Thus there is no impact on the external fabric of the dwelling. The

application returns the terrace to a single dwelling which is consistent with its original use at the time of construction. The proposal is considered consistent with the objectives of Clause 5.10.

Bathurst Regional Development Control Plan 2014

Chapter 4 Residential Development

As the Development Application is for a single dwelling in the B3 Commercial zone many of the development standards normally associated with higher density developments (ie medium density developments) do not apply. These include the minimum lot size requirements which apply to dwellings in the residential zone.

As the development is occurring wholly within the existing terrace structure there are no physical changes to the existing setbacks, height of building, off street car parking or access arrangements at the subject site.

The site is contained within Precinct 1 pursuant to the *Bathurst Regional Development Control Plan 2014* (DCP). Dwellings are permissible with consent in the precinct. The proposal is consistent with the objectives of the Precinct and the development standards for dwellings as outlined below:

Development Standard	Proposed	Permissible	Complies
Minimum lot size	443.1 sqm	NA	Yes
Density		NA	Yes
Height	Two storey	Two storey	Yes
Setbacks - Front	Existing contributory building with no external alterations	Complementary	Yes
Setbacks - Rear	Existing building	In accordance with NCC	Yes
Setbacks - Side	Existing building	In accordance with NCC	Yes
Carparking - Resident	Existing car parking is provided in the form of an open area to the rear of the proposed granny flat	1 covered car parking space	Parking space provided although not covered
Open space area	Fenced private area provided between the rear of the dwelling and proposed granny flat	NA	Yes
Open space width	Fenced private area provided between the rear of the dwelling and proposed granny flat	NA	Yes

Submissions

Chapter 2 Exhibition and Notification

The development application was notified to adjoining property owners from 16 October 2017 to 25 October 2017 in accordance with Chapter 2 of the DCP.

Following the advertising and notification period, no submissions were received.

Conclusion

The proposed development seeks consent for the conversion of two residential units into one single dwelling. The works involve removing one kitchen and reinstating the original internal stairwell.

The proposed development is compliant with the commercial zoning and planning controls. There are no changes to the façade of the building, having no further impact on the 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. 2017/369 – FITOUT AND USE OF EXISTING SINGLE STOREY BUILDING AS SECONDARY DWELLING AT 92 RUSSELL STREET, BATHURST. APPLICANT: JIM LAVIS. OWNER: MR JS LAVIS (DA/2017/369)

Recommendation: That Council:

- (a) as the consent authority, grant deferred commencement consent pursuant to section 80(3) of the Environmental Planning and Assessment Act 1979 to Development Application No. 2017/369, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended including deferred commencement conditions as follows:
 - (i) The consents given by Council's Notice of Determination of Building Application No. 1967/129 and dated 23 September 1967, Development Application No. 1999/0450 and dated 6 April 1999 and Development Application No. 2014/0433 and dated 10 February 2015 are to be surrendered in accordance with Section 104A of the Environmental Planning and Assessment Act 1979,
 - (ii) The deferred commencement conditions are to be satisfied within 6 months of granting of development consent; and
- (b) call a division.

Report: The Site

Council has received a Development Application (DA) for the fitout of an an existing building and its use as a secondary dwelling (granny flat) at 92 Russell Street, described as Lot 1 DP 849515. A location plan is provided at **attachment 1**.

The site contains a two-storey terrace house and a single storey building at the rear of the property. The former is to be converted into a single dwelling pursuant to Development Application 2017/368 also under consideration by Council (refer to item 3 of DEPBS report). The latter is proposed to be used as a secondary dwelling pursuant to this Development Application 2017/369. The property is adjacent to Kohlhoff Way and The Neighbourhood Centre (formerly BINC). To the rear of the site is the Bathurst Seymour Centre and the Kohlhoff Way car park. The site is accessed off Kohlhoff Way but also has right-of-carriage way off Russell Street.

The property is 443.1 sqm.

The site is part of a set of four terrace style dwellings of the Victorian era that contribute to the streetscape.

History of the Site

Development consent by the former Bathurst City Council was issued in 1967 for the conversion of the existing dwelling into two units.

Council at its meeting held 4 February 2015 resolved to approve (DA 2014/433) for the erection of a secondary dwelling (granny flat) to the rear of the property. The documentation submitted by the applicant with this previous application incorrectly referred to the terrace as being a single dwelling. The effect of this is that the development as lodged should have

been characterised as residential units (being 3 or more dwellings on the property). Residential units, at the density proposed, are a prohibited development in the zone.

The intention behind this Development Application and Development Application 2017/368 is to return the property to the state indicated in the original documentation submitted and approved by Council and to regularise the use of the building at the rear as a granny flat. It is to be noted that the Development Application must still be assessed on its respective merits.

The intention is therefore to surrender the existing consents that apply to the property by way of a "deferred commencement" condition with this and DA 2017/368.

It is further noted that given the approval history of this development, Council has had its assessment report peer reviewed by officers of Orange City Council, which has concluded that the application warrants consent (see **attachment 2**).

The proposal

The proposal involves use of the existing building at the rear of the property as a secondary dwelling (granny flat) and completion of its fitout. The substantive work undertaken to date has been undertaken in accordance with Development Application 2014/433.

A plan of the proposed development is at **attachment 3**.

A copy of the applicant's Statement of Environmental Effects is provided at **attachment 4**.

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*. Secondary dwellings (granny flats) are permissible with consent in the B3 Commercial Core zone. The proposal is consistent with the objectives of the zone.

4.3 Floor Space Ratio

As the property is zoned B3 Commercial Core a maximum floor space ratio of 2:1 applies. In this particular case the floor space ratio is in the order of 0.5:1.

5.4 Controls relating to miscellaneous permissible uses

Clause 5.4 contains development standards in relation to specific development types including secondary dwellings. In the case of secondary dwellings clause 5.4 limits the proposed floor area to be no greater than 60 square metres or 20% of the total floor area of the principal dwelling.

In this particular case the granny flat has a floor area of less than 60 square metres (in the order of 57.12 sqm). Note that the building contains a loft/mezzanine area accessed via an internal ladder. This area is excluded from the calculation of the floor area.

The development therefore complies with clause 5.4.

5.10 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.

The existing building is single storey, constructed of weatherboard and galvanised iron wall cladding and galvanised roofing.

The building is located to the rear of the site with limited visibility from Russell Street.

The building also adjoins a series of garages located at the rear of 88 and 90 Russell.

The impact on the heritage conservation area is therefore limited and considered appropriate in this instance.

Bathurst Regional Development Control Plan 2014

Chapter 4 Residential Development

As the proposed granny flat is not a form of medium density housing as outlined in Chapter 4 of the DCP and it is located in B3 Commercial Core zone many of the standards inclusive of the minimum lot size do not apply.

The general siting considerations under Chapter 4 continue to apply and are summarised below.

The site is contained within Precinct 1 pursuant to the *Bathurst Regional Development Control Plan 2014* (DCP). Secondary dwellings are permissible with consent in the precinct. The proposal is consistent with the objectives of the Precinct and the development standards for dwellings as outlined below:

Development Standard	Proposed	Permissible	Complies
Minimum lot size	443.1 sqm	NA	Yes
Density		NA	Yes
Height	Single storey	Two storey	Yes
Setbacks - Front	Located to the rear of the site	Complementary	Yes
Setbacks - Rear	6 metres	In accordance with NCC	Yes
Setbacks - Side	1.05 metres	In accordance with NCC	Yes
Carparking - Resident	Existing car parking is provided in the form of an open area to the rear of the proposed granny flat	1 car parking space	Yes
Open space area	Fenced private area provided between the rear of the dwelling and proposed granny flat	NA	Yes

Open space width	Fenced private area provided between the rear of the dwelling and proposed granny flat	NA	Yes
Floor area	57 sqm	60sqm or 20% of floor area of principle	Yes
Overshadowing	Building is located generally to the north west of open space of adjoining property and is single storey. Shadow impacts would be limited to afternoon periods with limited impact on any private open space	Should not "significantly overshadow neighbouring properties"	Yes
Privacy	Building adjoins outbuildings associated with adjoining property at 90 Russell.	Should not "adversely impact upon neighbouring properties"	Yes

Chapter 10 Urban Design and Heritage Conservation

The subject development is within the Bathurst Heritage Conservation Area. The proposed development is consistent with the objectives of Chapter 10 of the Bathurst Regional DCP 2014. The proposed development consists of a matching pitched roof, galvanised iron roofing and weatherboard wall cladding. The dominant feature in the landscape and streetscape remains the existing Victorian era set of terraces and the proposal is not considered to detract from this.

Submissions

The development application was advertised and notified to adjoining property owners from 16 October 2017 to 25 October 2017. Following the advertising and notification period, no submissions were received.

Conclusion

The proposed development seeks consent for the use of the existing building as a secondary dwelling and completion of its fitout. The building is existing and is not considered to have an adverse social, economic or environmental impact on the vicinity. The existing terrace house maintains the heritage significance in the streetscape and the design of the proposed secondary dwelling is considered sympathetic to the surrounding area.

The proposed development is compliant with the commercial zoning and planning controls. 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. 2017/258 – DEMOLITION OF EXISTING SINGLE STOREY DWELLING & SEPARATE GARAGE AND CONSTRUCTION OF TWO STOREY DWELLING WITH ATTACHED GARAGE AT 190 RANKIN STREET, BATHURST. APPLICANT: MR D & MRS E GRANT. OWNER: MR D & MRS E GRANT (DA/2017/258)

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. 2017/258, 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) Demolition is not to commence until a Construction Certificate has been issued for the proposed infill replacement dwelling,
- (ii) The submission of a letter or report, rendered drawings, manufacturers brochures and/or samples sufficient to detail the types and colours of the external materials to be used in the construction, and that these be approved by Council,

Note: The face bricks and rendered areas, including the fence, is to utilise strong Autumn tones,

- (iii) Prior to the commencement of demolition, the developer is to submit to Council at least two printed photographs and either photographic negatives or a CD containing high quality digital copies of the dwelling and outbuilding in accordance with the guidelines for photographic recording of sites for which approval has been granted for demolition,
- (iv) During the carrying out of the proposed works, if any archaeological remains are discovered, the developer is to stop works immediately and notify the Heritage Division, NSW Office of Environment & Heritage. Any such find is to be dealt with appropriately and in accordance with the Heritage Act 1977, recorded, and details given to Council prior to the continuing of works,

Note: A Section 140 Permit will need to be obtained to disturb archaeological relics. This permit is to be obtained from the Heritage Division, NSW Office of Environment & Heritage, prior to the disturbance of the archaeological relics,

- (v) Prior to the issue of a Construction Certificate, the developer is to complete and submit to Council for approval a completed Council Waste Management Plan. The Plan shall include, but not be limited to, the following:
 - The types of waste to be handled;
 - Volume of each waste;
 - Management and storage of waste:
 - Method of waste disposal;
 - Method of waste transport; and
 - Disposal location;

(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 the existing single storey dwelling and separate garage and construction of a new two storey dwelling with attached garage at 190 Rankin Street, Bathurst, described as Lot B, DP 327767. A location plan is provided at **attachment 1**.

The subject site currently contains a single storey detached dwelling with separate single car garage.

The area of the site is 518.5m².

The proposal

The proposal involves:

- Demolition of the existing single storey dwelling;
- Demolition of the existing separate garage; and
- Construction of a two storey replacement dwelling with attached garage.

Plans of the proposed development (including shadow diagrams) are at **attachment 2** and the Statement of Environmental Effects is at **attachment 3**.

It is acknowledged that the applicant has lodged amended plans as part of the assessment process in order to address concerns regarding the bulk of the development to the front of the property. These amended plans include:

- Changes to the upper level floor plan; and
- Redesign of the roof to reduce the bulk of the second storey component at the front of the site.

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*. A dwelling house is permissible with consent in the R1 General Residential zone. The proposal is not inconsistent with the objectives of the zone.

Clause 4.3 Height of buildings

The *Height of Buildings Map* indicates that the maximum building height for the subject property is 9 metres. The proposed building will have an overall height of approximately 8.98 metres.

Clause 5.9 Preservation of trees

While the proposed development will necessitate the removal of some vegetation (both trees and shrubs) none of the vegetation:

- is greater than 9 metres high;

- have a stem diameter of 1 metre or more; or
- have a branch spread of 15 metres.

The trees therefore do not constitute Prescribed Trees that need approval for removal.

Clause 5.10 Heritage Conservation

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.

The site is located within the Bathurst Heritage Conservation Area. The existing dwelling is not individually listed as a heritage item but is considered to be contributory.

In terms of the appropriate approach to the consideration of the application, the Land and Environment Court has provided a set of “planning principles” governing demolition of contributory buildings in a Heritage Conservation Area.

(Helou v Strathfield Municipal Council [2006] NSWLEC 66)

A contributory item in a conservation area is a building that is not individually listed as a heritage item, but by virtue of age, scale, materials, details, design style or intactness is consistent with the conservation area, and therefore reinforces its heritage significance.

The demolition of a building which contributes to a conservation area will impact on the area’s heritage significance even if its replacement building “fits” into the conservation area. Although the replacement building may be a satisfactory streetscape or urban design outcome, this does not address heritage impacts as the original heritage element has been removed. Despite this, it is open to the consent authority still to permit the demolition of a contributory element, for example, if the replacement has other planning benefits that the original does not.

In the application of these planning principles, it is noted that the existing building contributes to the Rankin Street streetscape despite the fact that its construction is from a later period whereas many of the surrounding residences are from a much earlier period. This is reflected in the buildings relatively high BCAMS rating (see later in the report).

The documentation submitted with the application demonstrates that, whilst noting that the building requires work, it is not in the category where it would be considered unsafe or beyond reasonable repair.

In terms of the infill building, Rankin Street is typified by single storey developments. Where two storey elements have been constructed they are typically to the rear.

Bathurst Regional Development Control Plan 2014

Chapter 2 – Exhibition and notification of Development Applications

The proposed development was advertised and notified to adjoining neighbours for 14 days from the 31 July 2017 to the 14 August 2017, in accordance with Chapter 2 of Councils Development Control Plan 2014.

During the advertising period one submission was received from the National Trust. A detailed explanation of this submission is within the submission section of this report.

Chapter 4 Residential Development

Development Standard	Required	Proposed	Compliance
Minimum lot size	550m ²	518.5m ²	NO*
Height	9.0 metres – two storeys	8.98 metres – Two storeys	YES
Front	must complement existing	3.0 metre minimum, complements existing	YES
Side	As per BCA	As per BCA	YES
Setbacks - Rear	As per BCA	As per BCA	YES
Car parking	1 covered resident space per dwelling	2 covered car parking spaces	YES
Private open space area	Minimum 50m ² for four bedroom dwellings	75m ²	YES
Driveway width	Minimum 3 metres	3.0m	YES
Private open space width	Minimum 4.0 metres wide	5.0m	YES

- * While the prescribed minimum lot size for a single dwelling is 550m² and the subject site has an area of 518.5m² the variation to the minimum lot size is considered appropriate given that the proposal is for one replacement dwelling.

Overshadowing

The standard that Council applies to new development is that it should not significantly affect access to sunlight of existing or likely future developments on other properties between 9am and 3pm particularly living areas and usable open space. At least two hours of sunlight is to be maintained between 9am and 3pm on 21 June.

A copy of the shadow diagrams which show the impact of overshadowing have been submitted with this application (**attachment 2**).

The impact of overshadowing on 188 Rankin Street is minimal as the site is located to the north of 190 Rankin Street. This site will be partially overshadowed from approximately 3pm.

Overshadowing of 192 Rankin Street is from early morning until 12pm. The impact on this site complies with Councils requirements as 192 Rankin Street maintains at least two hours of sunlight in the afternoon between 1pm to 3pm.

Chapter 10 Urban Design & Heritage Conservation

10.3.3 Statement of Heritage Impact

A detailed Statement of Heritage Impact (**attachment 4**) has been prepared in accordance with Section 10.3.3 of the Bathurst Regional Development Control Plan 2014.

The document identifies the following Statement of Significance for the existing dwelling:

The value of the building and site at No. 190 Rankin Street lies in its contributory role as part of the existing residential streetscape. In this part of Rankin Street there is an eclectic mix of building types exhibiting symptomatic infill building and building replacement in the 20th and 21st centuries. There are a few original cottages from the 1800's and the adjacent cottage to the southwest has a contemporary two storey part.

The existing building is of the functional unembellished 1960's style which featured hipped roofs with simple rooflines, sliding timber or aluminium framed windows, very plain interiors and red brick exteriors with a concrete unroofed front patio. This era of homes saw a step back from the ambitious designs of the Art Deco and Contemporary eras and ushered in the conservative and plain brick style, which was easy to build and relatively affordable. There are entire streets of very similar brick homes and throughout the central Bathurst area there are numerous examples of similar infill buildings (136 George Street, 129 Piper Street, 234 William Street, 198 Rocket Street, 88 Brilliant Street etc).

The garage is a small asbestos sheeted timber framed structure of plain unembellished finish and many examples exist throughout Bathurst. A remnant garden is in evidence with a Hills Hoist, concrete paths and shrubs.

There is little potential for aboriginal archaeological significance due to previous site disturbance. The proposed dwelling will be sited on ground either already occupied by the existing dwelling or on the area of vacant rear land.

The building is not unique. The type of building it resembles is found in many other locations within Bathurst and surrounding villages as well as on rural properties of the wool boom era. There are many other residences which exhibit the same qualities and many which display the more desirable features of 1960's housing which are the significant housing examples from this era.

The Statement of Significance acknowledges that the dwelling contributes to the Rankin Street streetscape. In addition it should be noted that whilst the dwelling is of a later period of construction, it is intact and its characteristics complement the other dwellings in this streetscape.

Historical Assessment

The Statement of Heritage Impact contains an Historical Assessment, summarised as follows:

The land lies within the historically significant residential building sector of central Bathurst. The city block is an important part of the central town area and it forms part of the conservation area of Bathurst. Land set aside for development as part of the town plan for Bathurst was sold by the government by auction and residences have infilled and dominated the streetscape. From historic Parish maps H. Perrier was the first land owner but Mr Martin Lang (spelt Long in subsequent purchases) is recorded as the owner prior to 1904 (in rate books) of the vacant land in the first European occupation phase. He is listed as owning the land until 1905. Mrs Russell then purchased the land and occupied a two room house which may be No. 192 Rankin Street. A factory is listed as occupying land named as Nos. 184 and 198 Rankin Street in 1905-06. The factory of Mr Lawrence Peate of L. Peate and Co., produced baking powder and self-raising flour.

The second owner of the land, Catherine Russell, bought the land in 1905-6 and a two room house is recorded as built at that time (No. 192 Rankin). Patrick Russell took over the deed in 1907 and it remained in the family until subdivision in 1928-32. Martin William Russell owned the vacant block (No. 192 Rankin) until 1962-3 when it was sold to Annie May Patricia Baker and William Allen Baker who built the existing red brick house in the contemporary style of the time. Records are not available after

this time.

As noted above, Council records indicate that the existing dwelling on the property was approved in 1956 with a construction date some time after that.

The Statement of Heritage Impact is at **attachment 4** and the Heritage Building Report is at **attachment 5**.

Structural Assessment

As part of its assessment, Council has received a number of reports from the applicant endeavouring to demonstrate the condition of the building and essential and desirable works.

These include:

- Building Report prepared by Gillbanks Building dated 25 July 2016 (**see attachment 6**);
- Structural Report prepared by Calare Civil dated 7 July 2016 (**see attachment 7**);
- Additional information supplied by the applicant in relation to “essential” and “desirable” works provided 28 August 2017 (**see attachment 8**);
- Valuation Report prepared by Ralph Toyer and Associates dated 26 September 2017 (**see attachment 9**); and
- Quote for repair works prepared by John Fitzpatrick Constructions dated 24 August 2017 (**see attachment 10**).

Council’s DCP defines essential work to be “any works required to make the building structurally sound and safe and reverse any adverse deterioration”. Desirable works means “other work required to make the structure more habitable and comfortable”.

A Structural Assessment has been prepared by Calare Civil Pty Ltd (dated 7 July 2016). The Structural Assessment prepared by Calare Civil Pty Ltd identifies the following essential and desirable works:

1. Essential Work (to ensure structural soundness and safety of building, and to extend building life:
 - a) Investigate and repair damaged internal plumbing \$15,000.00
 - b) Investigate and repair in-ground stormwater \$5,000.00
 - c) Remove and replace windows due to rot \$6,000.00
 - d) Re-shim bearers \$1,000.00
 - e) Replace doors and cladding to garage \$3,000.00

TOTAL (including GST): \$33,000.00

2. Desirable Work (to make the structure more habitable and comfortable):
 - a) Install ventilation extraction system \$2,000.00
 - b) Remove and replace fascia and eaves \$10,000.00
 - c) Remove and replace front patio tiling \$4,000.00
 - d) Install insulation paper and wool insulation batts \$2,500.00
 - e) Apply new render and paint to internal walls \$15,000.00
 - f) Demolish and replace garage with new masonry construction \$35,000.00

TOTAL (including GST) \$77,550.00

It is noted that both the Essential and Desirable Works listed above include elements relating to the existing garage. The existing garage is in poor condition and is considered to

be of little significance. It is therefore considered appropriate to disregard the elements relating to the existing garage in both the Essential and Desirable Works listed above. Essential Works in the vicinity of \$33,000.00 are not considered unreasonable. Desirable Works are estimated at \$77,550.00.

In addition to the Structural Assessment, the applicant has submitted a pre-purchase Building Report prepared by Gillbanks Building (dated 25 July 2016). The Building Report identifies non-structural issues with the existing dwelling.

The reports as submitted do not support the conclusion that the building is unsafe or beyond reasonable repair.

Taken as the “worst case” scenario (being the cost of restoration identified by the Fitzpatrick quote) the cost of restoration (\$195,580.00) can be compared to the estimated cost of construction for the new dwelling cited by the applicant (\$625,000.00). Whether this cost of construction imposes an unacceptable burden will always involve a subjective assessment however on this basis the comparison would indicate the retention of the dwelling remains a viable option to demolition and rebuilding if Council is not satisfied with the appropriateness of the infill.

Infill development

The applicant has submitted a completed Residential Infill Application that has been supported with an accurately surveyed streetscape diagram to demonstrate the relativity between the proposal and the adjoining dwellings (see **attachment 11**).

The Streetscape in the vicinity of the development is not uniform. It varies from mid Victorian 1860-1875, to Interwar 1920-30s and Bungalow from the 1950's.

As noted in the Residential Infill Application, the proposed infill dwelling differs from its immediate neighbours in terms of height to eaves, overall height and roof style.

The existing streetscape, including the dwelling to be demolished, have formed a diverse and unique streetscape as the housing stock dates from the early settlement houses in 1860's to relatively modern design from the 1980's. The proposed infill building is a representation of a modern design which complements some design elements of the adjoining building. It is difficult to achieve unity and harmony in such a diverse streetscape.

The dwelling on the left hand side (188 Rankin Street) is a single storey dwelling setback approximately 4.5 metres from Rankin Street. It has an eave height of 3.13 metres and an overall height of 6.25 metres at the apex of the roof.

The dwelling on the right hand side (192 Rankin Street) is a single storey dwelling with a two storey addition to the rear. The dwelling is setback approximately 2.4 metres from Rankin Street. It has an eave height of 3.23 metres and an overall height of 4.05 metres for the single storey component. The two storey component is setback approximately 16 metres from Rankin Street and has an overall height of 6.03 metres.

The adjacent dwelling at 194 Rankin Street is a single storey dwelling with a two storey addition to the rear. The dwelling is setback approximately 2.5 metres from Rankin Street. It has an eave height of 4.17 metres and an overall height of 6.59 metres for the single storey component. The two storey component is setback approximately 17 metres from Rankin Street and has an overall height of 8.37 metres.

The existing dwelling has a total floor area of approximately 100 square metres and the

proposed dwelling has a total floor area of 554 square metres.

It is acknowledged that the applicant has made some concessions in relation to the overall upper storey design and roof to address underlying concerns regarding the bulk and scale relative to its neighbours.

It is fair to say that the development will be higher than any of its neighbours along the front of the site and will have significantly more bulk than the single storey dwellings (or components thereof) in the immediate vicinity.

Character

New infill buildings need to be designed to ensure that the proposed building maintains the harmony and unity of the area and streetscape.

The existing dwellings, including the dwelling to be demolished, have formed a diverse and unique streetscape as the housing stock dates from the early settlement houses in the 1860's to relatively modern design from the 1980's. The proposed infill building is a representation of a modern design which complements some design elements of the adjoining buildings.

Scale

Infill buildings should be designed to recognise the predominant scale (height and bulk) of the setting. The proposed two storey dwelling is higher than the adjoining dwellings in the streetscape. Its height ranges from 8.3m on the front elevation to 8.98m at the rear. The proposed dwelling is 2.26 metres above the ridge height of the adjoining dwelling at 188 Rankin Street. The adjoining dwelling at 192 Rankin Street is a single storey dwelling with two storey additions which are setback approximately 15.5 metres from the street. At the front façade/street, 192 Rankin Street has a height of 4.1 metres. The proposed dwelling will be approximately 4 metres higher than the adjoining neighbour at the front building line which is illustrated in the streetscape infill diagram prepared by the applicant.

The proposed dwelling is two storey with a large verandah with a low roof pitch on the first floor. The bulk of the infill dwelling is not necessarily consistent with its adjoining neighbours. Amended plans provided by the applicant attempt to push back the higher bulk of the building away from the street which has to some degree minimised the bulk of the front elevation as compared to earlier plans lodged with Council.

Form

The overall shape of the proposed building has been designed to create an interesting design through staggering the front building of the dwelling. The low roof pitch of the verandah for the second storey and the 30 degree pitch for the hip roof creates a symmetrical design which is sympathetic to the streetscape in general.

Siting

The existing dwelling subject to be demolished in the DA is currently setback at approximately 5 metres. The proposed dwelling has a two storey verandah which is setback 3 metres from Rankin Street. The adjoining dwellings have verandahs that are setback approximately 2.5 to 3.0 metres from Rankin Street. The dwelling will be setback 1.5 metres from both side boundaries. It is considered all the proposed setbacks are appropriate for the streetscape.

The infill dwelling does have a presence to Rankin Street in the form of windows and verandah but the front door is on the side of the building and is not visible from the street.

Materials and Colours

The existing dwelling is red face brick with a colorbond roof. The infill dwelling will have face brick work for the Rankin Street facade and return for 600mm each side. The type of brick has not been specified. It is recommended a condition be imposed to ensure that face brick work utilises warm autumn tones. The remainder of the dwelling is a rendered finish. An additional condition will be imposed to ensure the render is of warm autumn tone.

The streetscape is a combination of corrugated rooves and tiled rooves. The proposed dwelling has a tile - slate style Monier Elemental finish. This roofing material is considered appropriate for the Heritage Conservation Area and the streetscape. The colour of the roof has not been specified. If Council approves the development, it is recommended a condition be imposed so that a material/colour schedule is submitted to Council prior to the issue of a Construction Certificate.

Detailing

Generally the dwellings in the streetscape have simple verandah posts. The proposed dwelling has simple verandah support posts which are a consistent feature of the streetscape.

The proposed fence shown on the Streetscape Infill Diagram (**attachment 12**) illustrates a pillar fence with vertical infills. Within the streetscape there are examples of this type of fencing. The detail on the fencing is not shown on the plans. The fencing detail, including colours and materials, should be submitted to Council prior to the issue of a Construction Certificate.

There are some design elements of the infill building which complement the streetscape and adjoining dwellings. This dwelling is considered to be a modern infill building sited within a diverse streetscape that is not uniform in relation to bulk, scale and character.

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:	190 Rankin Street, Bathurst
BCAMS Rating:	6
Type of Building/Current Use:	Residential
Zoning:	R1 General Residential
Period of Construction:	exact date unknown but photos suggest late Victorian era 1950/60s
Representative	
Heritage Listings:	Located within the Bathurst Heritage Conservation Area.
Streetscape:	The street is a mix of Victorian, 19th century bungalows and Federation. This is the youngest house in the group so the streetscape is a fair representative

	of many periods of houses.
Physical Description:	Single return brick cottage with hipped iron clad roof and original chimney. Probably built soon after WWII. Has matching fence and is a modest dwelling that is typical of its era.
Condition Description:	Council's Heritage Advisor inspected the site with the applicant on 16 June 2016 and noted that the dwelling was not in excellent condition due to lack of attention, has some damp issues and rotten windows. The Structural Report (prepared by Calare Civil dated 7/7/2016) concludes that the building has suffered slight damage due to reactive clay soils and general weathering.
Statement of Significance:	Modest house of the 1950s in brick veneer with corrugated hipped roof and timber windows.
Heritage Significance:	Not significance
Streetscape Rating	Contributory
Integrity	Substantially intact
Special Vegetation:	Nil.

The BCAMS rating of 6 reflects the existing dwelling's integrity and contribution to the Rankin Street streetscape. While the existing dwelling is not unique, it is an almost completely intact example of a 1960s dwelling. Its characteristics complement the older buildings in the street. The proposed infill building does not necessarily improve the streetscape in relation to the contributory nature of the existing building.

It should be noted that Council's records indicate that approval was granted for the dwelling and garage in 1956. Council's Drainage Diagram for the dwelling is dated 1963.

The applicant has sought the advice of an independent Heritage Consultant in relation to the demolition and proposed infill. A letter from Mr Stephen Davies of Urbis is at **attachment 13**.

The applicants have also prepared a dossier to support their application (see **attachment 14**).

Other issues

The demolition of the dwelling will generate waste that will require appropriate disposal. Should the application be approved, it is recommended a condition be imposed requiring the provision of evidence that the material has been appropriately disposed of at a licensed waste facility or otherwise lawfully disposed of.

Submissions

The Development Application was advertised and notified to adjoining property owners from 31 July 2017 to 14 August 2017. Following the advertising and notification period, one (1) submission was received from the local branch of the National Trust (see submission at **attachment 15**).

A Discussion Forum was convened by the Acting Director Environmental Planning and Building Services on 30 August 2017 (see minutes of discussion forum at **attachment 16**). Issues raised in the submissions and at the discussion forum included:

- The positive contribution the existing dwelling makes to the Rankin Street streetscape;
- The minimal cost of Essential Works for the existing dwelling identified in the Structural Engineer's Assessment; and

- The inclusion of garage related works in the list of Desirable Works and the fact that such works make up half of the total cost of the Desirable Works.

It should be noted that the National Trust did not comment on the proposed infill dwelling in their submission or at the Discussion Forum because they do not support the demolition of the existing dwelling.

Conclusion

Council has received a Development Application (DA) for the demolition of the existing single storey dwelling and separate garage and construction of a two storey dwelling with attached garage at 190 Rankin Street, Bathurst. The site is located within the Bathurst Heritage Conservation Area. The documentation submitted with the application does not conclude the existing building is in poor structural condition or that the costs to make the existing dwelling habitable are unreasonable. The bulk and scale of the proposed infill building is large relative to its direct neighbours. The Residential Infill Application submitted with the application demonstrates that the overall height of the proposed building is greater than the existing residence on the left and right sides.

The applicant has amended the plans for the development in an attempt to address those concerns such that approval can be recommended, with conditions.

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 DEVELOPMENT APPLICATION NO. 2017/366 – DEMOLITION OF DWELLING AND ERECTION OF A SINGLE STOREY DWELLING WITH DETACHED GARAGE AT 165 KEPPEL STREET, BATHURST. APPLICANT: KENWOOD HOMES PTY LTD. OWNER: MRS TC HOOPER (DA/2017/366)

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. 2017/366, 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) the bricks are to be laid in the Flemish Bond style consistent with the adjoining dwelling;
 - (ii) the windows facing Keppel Street are to be 4 pane double hung timber windows;
- (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 an existing dwelling and construction of a new dwelling and detached garage at 165 Keppel Street, described as Lot 2 DP34030. A location plan is provided at **attachment 1**.

The subject site contains a single storey dwelling, which is accessed off Keppel Street via a right-of-carriage way over 167 Keppel Street (Lot 12 DP1232930).

The site is 986.4m².

History of the Site

The existing building is a single storey late Victorian cottage with decorative gable to front and central vent. It has a hipped corrugated iron roof with a separate verandah roof. The dwelling was built in 1880 by local publican, William Bowhill, indicative of a typical town house of the Bathurst late Victorian style.

The dwelling has been unoccupied for several years and has suffered severely as a result of abandonment, vandalism, cracking and termite damage.

A Development Application (2006/791) was approved under delegated authority for the partial demolition of the rear of the dwelling and its reconstruction. The Statement of Heritage Impact notes the Approval was not acted upon due to lack of financial feasibility.

The proposal

The proposal involves the demolition of the existing dwelling and the construction of a new single storey dwelling with detached garage. A plan of the proposed development is at **attachment 2**.

The proposed dwelling to replace the existing has been strategically designed to largely replicate the existing dwelling.

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*. A dwelling is permissible with consent in the R1 General Residential zone. The proposal is consistent with the objectives of the zone.

4.3 Height of Buildings

The *Height of Buildings Map* indicates that the maximum building height for the subject property is 9 metres. The proposed building will have an overall height of approximately 5.6 metres at the greatest extent. The proposed development complies with the maximum permissible height of buildings.

5.10 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:

No. 165 Keppel Street is historically significant as being an example of a late Victorian residence which, together with nearby buildings, reflects the past European growth of the town of Bathurst during the Victorian era. It forms part of the streetscape of Keppel Street between Stewart Street and Rankin Street. The vacant land prior to the construction of the house has associational significance with a prominent local individual of his time, Dr Richard Machattie.

With regards to the proposed infill dwelling, it has been designed to reflect elements of the existing dwelling primarily as follows:

- The front gable has been designed to match the existing dwelling;
- The bullnose verandah has been designed to match that on the existing dwelling;
- The window sills match those on the existing dwelling;
- Reusing the verandah posts and cast iron lacework on the new dwelling.

In addition the proposed new dwelling maintains the same bulk and scale as the existing dwelling.

The external finishes for the proposed dwelling is facebrick, which is consistent with the existing dwelling prior to it being rendered/painted. It is proposed as far as possible to reuse the existing bricks for the front elevation and returns at a minimum. If consent is granted it is recommended that a condition is imposed to require the new bricks to be laid in the Flemish

Bond style consistent with the adjoining dwelling.

The proposed dwelling has a different roof line to the existing dwelling. Although outlined in the submissions, the use of this alternative roof line (hip) is supported to enable the building footprint to be increased. The use of the hip and a 25 degree pitch will generally be in keeping with the height and scale of the existing roof and streetscape.

Bathurst Regional Development Control Plan 2014

Chapter 10 Urban Design and Heritage Conservation

A Statement of Heritage Impact was submitted with the Development Application (**attachment 3**).

The proposed dwelling to be demolished is a three bedroom, single storey dwelling of face brickwork that has been painted and rendered. The dwelling contains a bullnosed roofed front verandah and cast iron verandah columns with decorative iron lacework under the verandah fascia.

The building is identified to be originally constructed in 1890 and indicative of a typical town house of the Bathurst late Victorian style.

Historical Assessment

A historical assessment of the site was completed. It indicates that the site has a residential history.

The site was owned by Dr Richard Machattie, who also owned several other allotments within the Bathurst city. Dr Machattie was a doctor, elder of the Presbyterian Church, a magistrate, alderman and Mayor on Council. There was no dwelling ever constructed during the time Dr. Machattie owned the land.

The allotment was sold to William Bowhill, a local publican, who built a dwelling in 1890, indicative of a typical town house of the Bathurst late Victorian style.

The dwelling was then owned by William Johnson, a local engineer until the 1940's.

The dwelling has been unoccupied for several years and has suffered severely from abandonment, vandalism, cracking and termite damage.

Structural Assessment

A Building Condition Survey prepared by Calare Civil (dated 2 December 2016) is provided at **attachment 4**. The report submitted outlines the evidence of significant internal and external cracking.

The Building Condition Survey provided a list of essential work and desirable works, to make the structure more habitable and comfortable.

The essential work and quoted cost involves:

Rebuild eastern wall	\$33,840.00
Install termite protection system	\$5,488.50
Replace flooring – bearers and joist with support piers	\$35,000.00
Replace or repair external timber	\$10,000.00

Repair existing rising damp (damp course)	\$11,500.00
Remove asbestos	\$9,000.00
Remove and replace windows due to rot	\$7,200.00
TOTAL (excluding GST)	\$112,828.00


The desirable work and quoted cost involves:

Underpin footings	\$50,000.00
Install ventilation extraction system	\$2,500.00
Remove and replace fascia and eaves and install downpipes and stormwater system	\$15,000.00
Install downpipes and stormwater system	\$5,300.00
Install insulation paper and wool insulation batts	\$2,800.00
Removal of all rubbish from site	\$4,300.00
Painting throughout including timber	\$12,900.00
Western wall repair	\$6,000.00
Repoint chimney	\$2,000.00
Replace roof and battens	\$15,000.00
Remove and replace internal linings	\$11,300.00
Installation of new doors, skirting, architraves	\$7,900.00
Replacement of all floor covering and light fittings	\$5,700.00
Contingency fees	\$20,000.00
TOTAL (excluding GST)	\$160,700.00

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:	165 Keppel Street
BCAMS Rating:	7
Current Use:	Residential
Zoning:	R1 Residential
Period of Construction:	Late Victorian 1880-1900
Representative	
Heritage Listings:	Bathurst Heritage Conservation Area

Streetscape:	The streetscape is an excellent example of the late Victorian period.
Physical Description:	The dwelling is a single storey painted brick cottage with a single return hipped roof in corrugated iron. The front façade is symmetrical with metal bullnose veranda for the width of the cottage. A brick chimney is present and visible from the street. The dwelling retains most of its original fabric, including cast-iron fretwork and is a good example of a late Victorian cottage. The cottage has been rendered/painted.
Condition Description:	Very poor
Statement of Significance:	The late Victorian cottage matches the two adjoining dwellings, forming a strong Victorian streetscape. The cottage was built for Mr Bowhill (Local licensee) probably for an investment, then rented to tenants. This is an excellent example of a small Victorian Cottage.
Heritage Significance	(3) Historically significant in a local context (1900 – 1920s)
Streetscape Rating	(3) Contributory
Special Vegetation:	Nil
Integrity	(0) Altered unsympathetically – Non-reversible (rendered walls and concrete pavements)

The site is located within Bathurst Heritage Conservation Area under BRLEP 2014 and has a BCAMS rating of Contributory and is circa Late Victorian (1875-1901). The site is not identified in the OEH State Heritage Inventory Database.

Whilst the building has a high BCAMS rating, it is acknowledged that the building is in a severe state of disrepair. The Statement of Heritage Impact indicates there are better examples of this type of building in Bathurst and the proposed replacement dwelling contributes well to the streetscape and reflects the scale and character of the existing dwelling. On the basis of the extent of damage to the building and the appropriateness of the infill development, the demolition of the existing building is supported in this instance.

Submissions

The development application was advertised and notified to adjoining property owners from 9 October 2017 to 23 October 2017 in accordance with Chapter 2 of the DCP.

Following the advertising and notification period, two (2) submissions were received from The Bathurst Heritage Action Network and National Trust (**attachment 5**).

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

- Demolition should be considered only if building materials are attempted to be reused;
- Roof line is inconsistent with the existing dwelling; and
- Roof pitch should be increased to 40 degrees.

The submission did not raise objection to the demolition and acknowledged the proposal is 'fairly close to a faithful reinstatement'. The submission acknowledged the reinstatement is suitable for a building that cannot be saved.

Comment

The general approach taken to this proposal is to work as closely as possible to replicating the current dwelling design with the exception of the existing roofline

Conditions will be imposed to require the practical reuse of materials where possible.

The applicant investigated alternate roof designs and increasing the roof pitch to 40 degrees (refer **attachment 7**) but believes these are not achievable. Given the roof line and eave heights of the proposed development are consistent, if not higher, than the adjoining buildings, the proposal in its current form is supported.

Conclusion

The proposed development seeks consent for the demolition of the existing building and construction of a new single storey dwelling. The proposal is considered reasonably sympathetic to the existing dwelling and the surrounding Victorian style houses in the streetscape. The proposal has been strategically designed to represent the existing dwelling and its significance within the streetscape.

Structurally the existing building has suffered major damage and requires significant repairs to be habitable. On this basis and the appropriateness of the proposed infill, demolition is supported in this instance.

Approval of the application 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

7 BATHURST REGION 2040 COMMUNITY STRATEGIC PLAN (03.00180)

Recommendation: That Council note the preparation of the Bathurst Region 2040 Community Strategic Plan has commenced.

Report: Council is required to prepare a new Community Strategic Plan within 9 months of the election. The Community Strategic Plan for this term of Council is therefore due for adoption by Council on or before June 2018.

The Community Strategic Plan is an integral part of the Integrated Planning and Reporting Framework required under the Local Government Act 1993. It informs Council's Resourcing Strategy, Delivery Program and Operational Plan.

The Community Strategic Plan aims to reflect community opinion about the major directions and programs Council and the community is undertaking in shaping the future of the Bathurst Region.

It represents the "blue print" for the future – the community's vision. As an overarching document, it is supported by a series of plans/strategies and studies that Council has completed or is completing, including, for example:

- Asset Management Plans
- Strategic plans, studies and strategies (e.g. land use strategies, Economic Development Strategy, Cultural Plan, Heritage Plan)
- Environmental studies that detail natural asset management

Importantly, the Plan is informed through community engagement both specifically in developing the Plan itself but also through ongoing engagement that Council undertakes from time to time (e.g. community survey, consultation for strategy development).

The first Community Strategic Plan, the Bathurst 2036 Community Strategic Plan, was adopted by Council in February 2012 and was reviewed in November 2012.

The community's vision for the region under the 2036 Plan is:

A vibrant regional centre that enjoys a rural lifestyle, the Bathurst Region achieves health and well-being through strengthening economic opportunities, planning for sustainable growth, protecting and enhancing our assets, and encouraging a supportive and inclusive community. A Region full of community spirit and shared prosperity.

The key directions and objectives of the 2036 Plan are as follows:

Economic Prosperity

- To attract employment, generate investment, strengthen and attract new economic development opportunities.
- To encourage, promote and protect the region's primary resources.
- To protect a vibrant CBD and support and grow retail diversity.
- To market Bathurst as a great place to live, work, study invest and play.
- To facilitate and foster partnerships, networks and infrastructure to support and attract knowledge, innovation and research.
- To support infrastructure development necessary to enhance Bathurst's lifestyle and industry development.

- To support integrated transport infrastructure development.

Environmental Sustainability

- To promote sustainable and energy efficient growth.
- To protect and enhance the region's landscapes, views, vistas, open spaces and the Macquarie River.
- To protect and enhance the region's biodiversity.
- To protect the region's unique heritage and history. To protect a unique identity.
- To protect and enhance water quality and riparian ecology.
- To minimise the City's environmental footprint.
- To encourage less car dependency.
- To secure a sustainable water supply and raise awareness on water issues.
- To encourage sustainable waste management practices, including opportunities for energy generation.

Liveable Communities

- To encourage living, vibrant and growing villages and rural settlements.
- To encourage sustainable housing choice and quality design that engenders a sense of place.
- To improve equity of access to all members of the community in public and private domains.
- To provide a range of cultural facilities, programs, activities and events and to support and enhance cultural and social activities across the community.
- To support the provision of community services and facilities to meet the needs of specific community sectors and the community as a whole.
- To improve community safety.
- To encourage a supportive and inclusive community.
- To provide and support the provision of accessible, affordable and well planned transport systems.
- To support the provision of high quality medical care that meets the needs of the Bathurst community.
- To encourage and support the provision of a range of opportunities for life long education across the Bathurst community.
- To encourage youth engagement, participation and achievement across all areas of the Bathurst Community.

Sound Leadership

- To plan for the growth of the region and the protection of the Region's environmental, economic, social and cultural assets.
- To guide the construction of new infrastructure, facilities and services and the management and upgrading of existing assets and service levels.
- To identify the needs of the community and encourage and support communication, interaction and support within the community.
- To maintain local public ownership of water and sewer assets.
- To ensure Council is supported by an adequate workforce and appropriate governance procedures.
- To be and develop good leaders.

In the last 12 months Council has continued to engage with the community with respect to the development of a number of plans and strategies including the Cultural Vision, Centennial Park Master Plan, Perthville Village Square, Freeman Park, Economic Development Strategy and the Branding Strategy.

More recently Council has been engaging the community with respect to the Housing Strategy and the Open Space Strategy. Council is also engaging with the Village Progress Associations to review the Village Plans.

Under Councils' adopted Community Engagement Strategy, Council will now engage with the community and State Government agencies to:

- determine if the vision and the directions/objectives of the 2036 Community Strategic Plan remain relevant; and
- identify the community's key priorities with respect to the directions and objectives for the new Bathurst Region 2040 Community Strategic Plan.

Community engagement will focus on a social media campaign over the Christmas/school holiday break. The campaign will ask the community what they love about the region and their priorities for the future.

It is anticipated that the development of the new Bathurst Region 2040 Community Strategic Plan will take approximately 6 months, its adoption to occur in time for the 2018/2019 financial year.

Financial Implications: Funding for this item is contained 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 28.2
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.1, 30.7
- Objective 33: To be and develop good leaders. Strategy 33.4, 33.5

Community Engagement

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

8 BATHURST REGION HERITAGE REFERENCE GROUP (20.00123)

Recommendation: That the information be noted.

Report: The Bathurst Region Heritage Reference Group met on 14 November 2017. The minutes of that group's meeting are provided at **attachment 1**.

The group will meet next in February 2018.

With respect to the implementation of the 2017-2020 Bathurst Region Heritage Plan, the following highlights Council's achievements to date:

- Bathurst Region Local Heritage Fund is underway for 2017/18, with 77 projects being offered funding with an estimated total value of works of \$606,656.78.
- The Bathurst Region Conservation and Interpretation Fund is underway for 2017/18, with 12 conservation and interpretation projects being offered funding with an estimated value of \$111,798.00.
- The Bathurst CBD Main Street Fund for 2017/2018 is underway with 19 projects being offered funding for main street improvement works to the Bathurst CBD, generating an estimate total value of works of \$465,531.00.
- Council's Heritage Advisory Service continues to be a well-received program with 69 site inspections undertaken in this financial year to date, an increase from the previous financial year.
- Completion of the King's Parade Interpretation project, to be launched on the 15 December 2017.
- Near completion of the Main Street Study Review providing statement of significance and building recommendations for all of the Bathurst CBD, linking the Main Street Study inventories to Council's GIS and to Council's Development Control Plan.
- The completion of a Surveyors Heritage Trail in the Bathurst CBD, including a published brochure.
- DA fees continue to be waived for the repainting of buildings, reinstatement of verandahs and appropriate signage in the Bathurst CBD. Section 68 fees such as erection of scaffolding or footpath closures associated with these works are also waived.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 11: To protect the region's unique heritage and history. To protect a unique identity. Strategy 11.1
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.3, 30.5, 30.6

Community Engagement

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

9 GREATER CENTRAL WEST REGIONAL STATE OF ENVIRONMENT REPORT 2016-2017 (13.00004)

Recommendation: That Council:

- (a) note that the 2016 - 2017 Regional State of the Environment Report has been completed; and
- (b) make electronic copies of the 2016 - 2017 Regional State of the Environment Report available on Council's Website.

Report: Since 2008 Bathurst Regional Council has participated in the Greater Central West Regional State of the Environment Reporting process. Fifteen councils currently participate in the project including: Bathurst Regional, Blayney Shire, Bogan Shire, Bourke Shire, Cabonne Shire, Coonamble Shire, Cowra Shire, Dubbo Regional, Gilgandra Shire, Lachlan Shire, Mid-Western Regional, Narromine Shire, Oberon Shire, Orange City and Warrumbungle Shire.

A regional approach to reporting recognises that many environmental issues transcend local government boundaries. It also:

- Facilitates a better understanding of the state of the environment across the region;
- Encourages collaboration in regard to partnering on projects and sharing ideas and resources;
- Assists in the management of shared environmental resources; and
- Forges stronger regional links across participating councils.

The IP&R Framework requires that councils prepare annual reports which include reporting on the environmental objectives of their Community Strategic Plans. In the year in which a Council election is held, the annual report must also include a State of the Environment Report (SoE). Notwithstanding this, the participating councils and Central West Local Land Services have decided to continue collecting data and reporting on an annual basis.

This report has been prepared using a common set of environmental indicators to capture data which allows comparison of trends and changes across the Greater Central West council areas.

A steering committee made up of representatives from the Central West Local Land Services, Orange City, Dubbo Regional, Mid-Western Regional and Bathurst Regional councils have guided the preparation of this year's Regional SoE.

The full 2017 Regional SoE Report will be provided under separate cover to the Councillors and will be made available on Council's website. The Bathurst Regional Council State of the Environment Snapshot Report is provided as **attachment 1**.

Each participating council makes an annual financial contribution to the preparation and printing of the Regional SoE. Administrative support is provided by the Central West LLS. Bathurst Regional Council currently manages the funds for the project.

While the Regional SoE provides the opportunity for smaller councils to use it to meet statutory reporting requirements, Bathurst Regional Council continues to prepare its own SoE each year. This ensures that monitoring of a broader range of environmental indicators can continue and enables the comprehensive reporting of Council's environmental programs and trends in environmental indicators to the wider community.

Financial Implications: Bathurst Regional Council's contribution to the preparation of the Regional State of the Environment Report was funded from existing allocations.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 8: To promote sustainable and energy efficient growth. Strategy 8.2
- Objective 29: To guide the construction and provision of new infrastructure/facilities and services and the management and upgrading of existing assets and service levels. Strategy 29.5
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.6
- Objective 33: To be and develop good leaders. Strategy 33.1, 33.5, 33.6

Community Engagement

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

10 BATHURST FREE CBD WI-FI GRANT (20.00315)

Recommendation: That the information be noted.

Report: Bathurst Regional Council's application under the Federal Government's Smart Cities and Suburbs program has been successful for the deployment of a free CBD Wi-Fi network. This will position Bathurst as a leading regional City that embraces technology to support its community and economy.

Council has received \$152,500, equating to 50% of the total project cost, with the remaining 50% to be contributed by Council.

While free public Wi-Fi has recently been made available in the immediate vicinity of the Civic Centre for major events, this project will see this service extend to include the greater CBD and green space areas on a permanent basis. The grant will allow Council to install a Wi-Fi network within a designated CBD footprint extending from Durham, Seymour, Rankin and Piper Streets, providing free publicly available internet services within this zone (see location map at **attachment 1**). Wi-Fi will also be available within George Park, Victoria Park, Bicentennial Park and Centennial Park in the second rollout phase of the project. The grant will also include the purchase of data analytics software which will analyse device user movements through these zones.

The project represents the first steps that Council is taking to develop Bathurst into an innovative Smart City. It will provide a new medium for Council to communicate with users in real time, and will be capable of integrating with a range of interoperable systems and future smart technology (e.g. sensors), improving community services such as waste, water and traffic management and public safety.

Smart technology data analytics systems have not previously been employed in the CBD and green spaces of Bathurst, although they have recently been used over a limited time for major events at the Mount Panorama Motor Racing Circuit. Through this project Council will, for the first time, use smart data analytics technology to collect, securely store and process data on device owner movements through the Wi-Fi zones. The opportunity to produce reports evidencing device owner movements through the CBD and green space areas will be a new service Council will extend to Council departments, local businesses and community, supporting economic development activities, asset management and planning services by Council.

It is expected that the CBD Wi-Fi network will be fully operational by late 2018.

Financial Implications: This item is able to be funded from within existing reserves.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 5: To facilitate and foster partnerships, networks and infrastructure to support and attract knowledge, innovation and research. Strategy 5.3, 5.5
- Objective 6: To support infrastructure development necessary to enhance Bathurst's life-style and industry development. Strategy 6.5

Community Engagement

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

11 DRAFT ROADSIDE VEGETATION MANAGEMENT PLAN (13.00088)

Recommendation: That Council:

- (a) place the draft Roadside Vegetation Management Plan on public exhibition for a period of 42 days (6 weeks);
- (b) if submissions are received, a further report be presented to Council; and
- (c) if no submissions are received, adopt the Roadside Vegetation Management Plan.

Report: In 2007 roadside vegetation in the Bathurst Regional Council Local Government Area (Bathurst Regional LGA) was assessed and classified into High, Medium and Low Conservation value categories. These vegetation classifications are used to guide construction and maintenance works on rural road reserves within the Bathurst Regional LGA through the Roadside Vegetation Management Guidelines (2007). While the current guidelines identify whether roadside vegetation is classed as high, medium and low conservation value, other biodiversity assets such as Endangered Ecological Communities and threatened species are not recognised. Furthermore no detail was provided in the original assessment about the constituent vegetation communities within the road reserves.

In recognition of the limitations of the original vegetation assessment and the associated Guidelines, between 2013 and 2016, Council engaged NGH Environmental to undertake a rapid assessment of the conservation value of all roadside vegetation across the Bathurst Regional LGA. More than 1100km of roadside vegetation was assessed. Vegetation was classified to plant community type and a conservation value assigned. Approximately 247km of high conservation value and 194km of medium conservation value roadside vegetation was mapped across the local government area.

High conservation value areas provide habitat for threatened species and communities. High and medium conservation value areas also often contain other values including:

- Fauna habitat such as hollow-bearing trees, fallen timber, rocks and foraging resources.
- The provision of connectivity between patches of vegetation in highly cleared landscapes.
- Landform stability through protection from erosion.
- Aesthetic values for motorists and local residents.

In 2017 Council engaged NGH Environmental to use this updated data to develop a comprehensive Roadside Vegetation Management Plan (RVMP) for the Bathurst Regional LGA. The draft RVMP (**attachment 1**) replaces and builds upon the 2007 Roadside Vegetation Management Guidelines.

The purpose of the RVMP is to promote good management of roadside vegetation particularly in relation to environmental values. The RVMP defines the strategic framework and management principles which will guide actions within the road reserves to achieve good management.

Specifically, the goals of the Roadside Vegetation Management Plan are to:

- Improve the management of Roadside Vegetation in the Bathurst Regional LGA;
- Better integrate roadside environmental management with Council planning mechanisms including the Community Strategic Plan and Delivery Plan;
- Protect and enhance the environmental values of roadside vegetation under Council's

- care and control;
- Identify priority management actions to enhance the environmental values of the roadside reserves;
- Provide strategies to improve community awareness of roadside environmental values and compliance with relevant legislation and Council policies.

Liaison with community interest groups, individuals and key stakeholders was a key component of the development of the RVMP. During its preparation NGH Environmental invited input from a range of organisations and agencies and received feedback from:

- Upper Macquarie County Council
- Central West Council's Environment and Waterway Alliance
- Napoleon Reef Landcare Group
- Roads and Maritime Services
- NSW Office of Environment and Heritage
- NSW Roadside Environment Committee

Council's Works Section (in Council's Engineering Department) was also consulted as part of the development of the plan. While on public exhibition, further feedback on the Draft RVMP will be sought from Council's Works Section.

The general community was consulted via Council's 'Have Your Say' web page, which was available to the public from 31 July to 29 August 2017, and seven members of the public provided responses. Weed control, protection of plants and animals, motorist safety and rehabilitation of degraded sites were identified as important issues.

The reassessment of roadside vegetation and the preparation of the RVMP fulfil a number of recommended actions of the Bathurst Biodiversity Management Plan including:

- Action AO1 - Undertake a comprehensive roadside survey of high and medium conservation roadside vegetation and identify threats, including to provide prioritised recommendations and guidelines for roadside management in specific areas.
- Action AO4 - Develop biodiversity plan/s of management for the protection, enhancement and linkage of native vegetation along rural roads.

It is recommended that Council place the draft RVMP on public exhibition for an extended period of six weeks to make allowance for the Christmas/New Year period.

Financial Implications: The preparation of the Bathurst Regional Council Roadside Vegetation Management Plan was funded from existing allocations. Funding of recommended actions of the RVMP will in some instances be funded from existing allocations. Other recommendations will require funding to be sourced through grants and/or alternate external funding sources.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 9: To protect and enhance the region's landscapes, views, vistas, open spaces and the Macquarie River. Strategy 9.7
- Objective 10: To protect and enhance the region's biodiversity. Strategy 10.2, 10.4, 10.7, 10.10

Community Engagement

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

Yours faithfully



N Southorn
DIRECTOR
ENVIRONMENTAL, PLANNING & BUILDING SERVICES

DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

13 DECEMBER 2017

1 STATEMENT OF INVESTMENTS (16.00001)

Recommendation: That the information be noted.

Report: \$88,250,000 was invested at 30 November 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	2.54%
CBA	A1+	\$1,500,000.00	2.54%
Bank of Queensland Limited	A2	\$13,500,000.00	2.62%
Bendigo and Adelaide Bank Limited	A2	\$3,000,000.00	2.62%
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	\$3,000,000.00	2.68%
IMB	A2	\$4,500,000.00	2.62%
G & C Mutual Bank Limited	A3	\$1,500,000.00	2.70%
Auswide Bank	A3	\$1,500,000.00	2.70%
Railways Credit Union Limited	ADI	<u>\$2,000,000.00</u>	<u>2.71%</u>
		\$50,500,000.00	2.61%
<u>Long Term > 365 Days</u> (comprising Commercial Bills, Term Deposits, Debentures and Bonds):			
<u>Floating Rate Term Deposits</u>			
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	2.79%
WBC Coupon Select	AA-	\$2,000,000.00	2.73%
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%
<u>Fixed, Negotiable & Tradeable Certificates of Deposits</u>			
Greater Bank Ltd	BBB	\$1,000,000.00	3.13%
Greater Bank Ltd	BBB	<u>\$2,000,000.00</u>	<u>3.29%</u>
		\$3,000,000.00	3.24%
<u>Floating Rate Notes</u>			
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	3.08%
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	2.77%
Bendigo & Adelaide Bank 2	BBB+	\$1,000,000.00	2.65%
Bendigo & Adelaide Bank 3	BBB+	\$1,000,000.00	2.82%
Members Equity 3	BBB	\$750,000.00	2.96%
Police Bank Ltd 1	BBB	\$1,000,000.00	2.76%
Police Bank Ltd 2	BBB	\$1,000,000.00	2.81%
Credit Union Australia 2	BBB	\$1,000,000.00	2.92%
Credit Union Australia 3	BBB	\$1,000,000.00	3.31%
Newcastle Permanent	BBB	\$1,000,000.00	3.05%
Newcastle Permanent 2	BBB	\$1,000,000.00	3.32%
Newcastle Permanent 3	BBB	\$1,000,000.00	3.34%
		\$21,550,000.00	2.91%

Total Investments **\$88,250,000.00** **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	\$1,629,269.00
Total Investments	<u>\$88,250,000.00</u>

Total Interest Revenue to 31 October 2017 **\$984,772.93** **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 REVIEW - 2017/2021 DELIVERY PLAN AND OPERATIONAL PLAN 2017-2018 (16.00148)

Recommendation: That the information be noted.

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 Council's progress towards achieving the Strategies and Objectives for the 2017-2021 Delivery Plan and the Annual Operational Plan 2017-2018.

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 service levels. Strategy 29.3
- 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 November 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:	\$Nil
BMEC Community use:	\$ 4,241.28
Mount Panorama:	\$25,015.36

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.

- P & A Peterson - Rockley Street, Georges Plains - Lot 17, DP 1099208 - Licence
- JH & MA Ireland - 128 Bentinck Street, Bathurst - Lot 10, DP 1237044 - Transfer

Linen Plan Release

- Ruce Pty Ltd - Stage 9 - 12 lot release of 56 lot residential subdivision - Lot 5, DP 1231722, Cusick Street, Eglinton
- TJ Booth - Two lot residential subdivision - Lot 1, DP 995862, 175 Durham Street, Bathurst
- F Camilleri - Two lot industrial subdivision - Lot 162, DP 1125026, Toronto Street, Kelso
- Gullifer, Bickford & Miller - Three lot residential subdivision - Lot 1134, DP 1226870, 22 Maxwell Drive, Eglinton

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 CODE OF CONDUCT COMPLAINTS - 1 SEPTEMBER 2016 TO 31 AUGUST 2017 (07.00088)

Recommendation: That the information be noted.

Report: Council is required to prepare an annual report on the number and type of Code of Conduct complaints received for the 12 months to 31 August year. The report detail is outlined in the Council's Code of Conduct Procedures Manual as follows:-

Council's Code of Conduct - Procedures for the Administration of the Code of Conduct, requires at part 12, Clause 12.1 and 12.2 the following:

"12.1 The complaints coordinator must arrange for the following statistics to be reported to the Council within 3 months of the end of September each year:

- (a) the total number of Code of Conduct complaints made about Councillors and the General Manager under the Code of Conduct in the year to September;*
- (b) the number of Code of Conduct complaints referred to a conduct reviewer;*
- (c) the number of Code of Conduct complaints finalised by a conduct reviewer at the preliminary assessment stage and the outcome of those complaints;*
- (d) the number of Code of Conduct complaints investigated by a conduct reviewer;*
- (e) the number of Code of Conduct complaints investigated by a conduct review committee;*
- (f) without identifying particular matters, the outcome of Code of Conduct complaints investigated by a conduct reviewer or conduct review committee under these procedures;*
- (g) the number of matters reviewed by the Division and, without identifying particular matters, the outcome of the reviews; and,*
- (h) the total cost of dealing with Code of Conduct complaints made about Councillors and the General Manager in the year to September, including staff costs.*

12.2 The Council is to provide the Division with a report containing the statistics referred to in Clause 12.1 within 3 months of the end of September of each year."

Code of Conduct Complaints - 1 September 2016 to 31 August 2017 present the following profile, as referred to in Clause 12.1 of the Code of Conduct - Procedures for the Administration of the Code of Conduct:

12.1

<i>(a) Number of complaints</i>	<i>13</i>	
<i>(b) Referred to Reviewer</i>	<i>5</i>	
<i>(c) Number finalised by Reviewer and nature of those complaints:</i>	<i>5</i>	<i>Complaints relating to breaches of various clauses of the Code of Conduct</i>
<i>(d) Number investigated by Reviewer</i>	<i>1</i>	

(e) Number investigated by Conduct Review Committee	Nil	
(f) Outcome of reviews under 2.1(d) & (e)	No action was required after investigation by conduct reviewer.	
(g) Number investigated by OLG & nature of those complaints	Nil	8 complaints were referred to the Office of Local Government. - the Office of Local Government has entered into a special complaints management arrangement with Council for complaints being received from one particular individual.
(h) Cost of dealing with complaints	Conduct Reviewer \$16,115	Staff time was spent on preparation of correspondence to Office of Local Government and recording and copying of material for council records and submission to Conduct reviewer Approximately \$2,000.

Financial Implications: The cost of dealing with the complaints received for the 2016/2017 reporting period is \$16,115 plus an estimated cost of \$2,000 for Council staff time.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 33: To be and develop good leaders. Strategy 33.5
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.7

Community Engagement

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

6 SUBMISSIONS - GOVERNANCE - PAYMENT OF EXPENSES & PROVISION OF FACILITIES FOR COUNCILLORS POLICY (11.00008, 41.00089)

Recommendation: That Council:

- (a) following the consideration of public submissions adopt the Payment of Expenses & Provision of Facilities for Councillors Policy, and
- (b) notify those that made submissions.

Report: Section 252 of the Local Government Act 1993 requires Council to adopt a policy concerning the payment of expenses and provision of facilities to the Mayor, Deputy Mayor and other Councillors. At the Council meeting of 27 September 2017 Council considered a report on the draft Policy on the Payment of Expenses and Provision of Facilities. Council resolved to:

- (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.

The public exhibition period has now finished and Council received two submissions on the policy. The items raised for Council consideration include:

Submission 1. Mr R Triming (shown at **attachment 1**)

8. ACCESS AND USE OF FACILITIES/EQUIPMENT

(v) Access to Motor Sport Events

Raised concerns over the allocation of 4 tickets to each Councillor to attend motor sport events

Council's response: As outlined in the draft Policy, provision of four tickets to each Councillor provides the opportunity to promote Bathurst and to network with dignitaries. Whether the provision of these tickets gives rise to the need for them to be declared as a gift is a matter to be considered by the recipient of the ticket, and is outside the scope of this Policy.

It is recommended that the Policy not be altered as a result of this submission.

9. PROVISION OF EQUIPMENT

Raised concerns over the allocation of electronic equipment to Councillors (phones, computers etc.,) when Councillors do not use them to respond to ratepayers.

Council's response: As outlined in the draft Policy, the provision of equipment under this Policy is to be used for the undertaking of Council business. The Policy does allow for the incidental use of the equipment for private purposes.

The concern that Councillors may not be returning calls or emails, etc is outside the scope of this Policy.

It is recommended that the Policy not be altered as a result of this submission.

13. SUSTENANCE/MEALS

Suggests that the provision of alcohol should be restricted and queries the wording used " including meetings with residents, ratepayers or guests of the city " .

Council's response: The timing of the provision of a meal and/or refreshments is prescribed in the Policy as mentioned in the submission, and Council may alter the time of when a meal and/or refreshments are provided.

In relation to the specific concern pertaining to the provision of alcohol following Council/Committee meetings, etc, it is estimated that the annual cost would be \$1,500 to \$2,000. To place this into context, Council's current annual budget is \$231.8 million. Hence, the expenditure on alcohol for these meetings equates to approximately 0.0009% of Council's annual budget.

It is recommended that the Policy not be altered as a result of this submission.

Submission 2. Mr R Heferen (shown at attachment 2)

Opposes the provision of alcohol after council meetings.

Council's response: The matter raised in this submission has previously been addressed in this report.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 32: To ensure Council is supported by an adequate workforce and appropriate governance procedures. Strategy 32.5
- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.8

Community Engagement

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

7 SUBMISSIONS - CODE OF MEETING PRACTICE (07.00064, 07.00065)

Recommendation: That Council:

- (a) following the consideration of public submissions adopt the Code of Meeting Practice, and
- (b) notify those that made submissions.

Report: Section 360 of the Local Government Act 1993 requires Council to adopt a code of meeting practice that incorporates the requirements of the Local Government (General) Regulation 2005. At the meeting on 27 September 2017 Council considered a report on the Code of Meeting practice. Council resolved to;

- (a) *Place the Code of Meeting Practice on public exhibition for 28 days, and*
- (b) *Receive a further report following the public exhibition period.*

The public exhibition period is now closed and Council received one submission. A summary of the points raised in the submission is provided below.

SUBMISSION: Mr R Triming (shown at **attachment 1**)

Issue 1 - Public Forum time limit

Believes Public Forum should not indicate a time limit of 15 minutes.

Council's response: It is appropriate that a time limit be identified for the Public Forum as part of Council's agenda. It should, however, be noted that Council's practice has been not to restrict the Public Forum to just a 15 minute timeslot. Council has the flexibility to be able to extend this time if it feels appropriate. Accordingly, it is recommended that the Code of Meeting Practice, as exhibited, not be altered in relation to this issue.

Issue 2 - Ability for candidates, nominated for Council elections, to participate in Public Forum

Feels Council needs to clarify whether potential candidates for election to council should be allowed to speak at the Public Forum in the lead up to an election.

Council's response: Public Forum (or the formerly known Public Question Time) provides an opportunity for members of the public to raise specific matters which are relevant to Council. At present, the draft Code of Meeting Practice does not place any parameters on Public Forum, other than time restrictions. For the avoidance of doubt, it is recommended that the following clause be introduced into the Code of Meeting Practice:

"9A. Public Forum

Public Forum provides an opportunity for any member of the public to raise a specific matter or matters which are relevant to Council.

Speakers participating in Public Forum do not have parliamentary privilege, and are to conduct themselves in a manner consistent with the key principles of Council's Code of Conduct.

Public Forum is not to be used for the purposes of electioneering".

Issue 3 - Inclusion of Public Forum in Ordinary Meetings following Policy Meetings

Believes Council should consider incorporating a Public Forum session in the agenda of the Ordinary meeting following a Policy Meeting where members of the public can speak only on matters listed on the agenda for that specific meeting. Alternatively Council should not allow DAs to be considered at this meeting because the public has no ability to make comments.

Council's response: The calling of an Ordinary Meeting following a Policy Meeting usually arises in response to an urgent matter that needs to be considered by Council. Development Applications that are presented at these meetings are required to have been considered in accordance with their respective applicable consultation processes, hence, providing adequate opportunity for submissions to be made. Accordingly, it is recommended that no change to the Code of Meeting Practice be made in relation to this matter.

However, should Council wish to introduce "Public Forum" as a standing agenda item for these meetings, then Council may like to consider placing a restriction that prescribes that speakers utilising the Public Forum may only address matters that are listed on the agenda.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.2

- Objective 32: To ensure Council is supported by an adequate workforce and appropriate governance procedures. Strategy 32.5

Community Engagement

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

8 REQUEST FOR FINANCIAL ASSISTANCE - EGLINTON COUNTRY FAIR (18.00004)

Recommendation: That Council purchase a Gold Sponsorship Package, valued at \$500, for the Eglinton Country Fair to be held on Saturday, 24 February 2018.

Report: Council has received a request from the Eglinton Country Fair Committee at **attachment 1** for Council to become a sponsor of the Eglinton Country Fair to be held on Saturday, 24 February 2018. The Eglinton Public School has been hosting the popular annual country fair for over 50 years. The annual fair is one of the most popular outings in Bathurst and attracts thousands of visitors who come to enjoy great foods, rides, entertainment and stalls.

Sponsorship packages range from Gold (\$500), Silver (\$250) and Bronze (\$100) with various sponsor benefits. Gold sponsors are also welcome to host a display stand on the day.

It is recommended that Council purchase a Gold Sponsorship package at a cost of \$500.

Financial Implications: Should Council resolve to support this request, then a budget transfer of \$500 from Council's Section 356 - Mount Panorama Fee Waiver allocation would be required to fund this request.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- 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.

9 USE OF MOUNT PANORAMA - NEWTONS NATION IDF WORLD CUP 2018 EVENT (04.00122)

Recommendation: That Council not make available the Mount Panorama Motor Racing Circuit for use by the Australian Skateboard Racing Association for the Newtons IDF World Cup in April 2018.

Report: Council has received a request from Mr James Hopkin from the Australian Skateboard Racing Association, see **attachment 1**, seeking to use Mount Panorama to conduct the Newtons International Downhill Federation (IDF) World Cup race. It is proposed to hold the event from 5 to 9 April 2018.

Mount Panorama has previously hosted skateboarding championships, with the most recent being the Bathurst World Cup held in February 2017. As previously reported to Council, Council has experienced many problems with the operations of this event; a number of which re-occurred during the 2017 event.

Some of the issues that occurred during the 2017 event included:

- non-compliance with traffic control plans;
- non-compliance with resident access/security;
- risks to competitor safety; and
- an apparent lack of respect towards Council staff.

In previous years, the organisers have requested Council to provide a significant amount of infrastructure and access at no cost to them. As yet, no equivalent request for the 2018 event has been received, however, it is anticipated that a request is imminent. Previous requests have sought:

- (a) Use of McPhillamy Park;
- (b) Use of camping facilities and amenities;
- (c) Use of Castrol Tower;
- (d) Use of starting line timing systems;
- (e) Use of PA systems;
- (f) Rubbish removal;
- (g) Use of street sweeper;
- (h) Use of Council's assets, ie: water barriers, etc; and
- (i) A three-day partial track closure for the duration of the event.

It is estimated the cost of these requests to Council (either in-kind or direct) would amount to approximately \$20,000.

Given the recurring resident and Council issues that this event continues to cause, it is recommended that Council not make Mount Panorama available for this event.

Financial Implications: Nil

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.2

Community Engagement

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

10 BATHURST WAR MEMORIAL CARILLON - PROPOSED UPGRADES (04.00021)

Recommendation: That Council endorse, in principle, the proposed upgrading of the Bathurst War Memorial Carillon by the:

- (a) Replacement of the Eternal Flame;
- (b) Replacement of the present top octave of bells;
- (c) Purchase of a new higher octave of bells;
- (d) Purchase of a clavier; and
- (e) Purchase of a new electronic Clock-o-matic system

Report: The Bathurst War Memorial Carillon is a building in Bathurst which houses 35 bells. The bells are actually the Carillon, a musical instrument, but the building itself has become known as the Carillon, the Bathurst War Memorial and symbol of the city.

According to a document by Graham Harris in 2002, the history of the Bathurst Memorial Carillon is very different from other war memorials in Australia and is a monument to those people who protected our freedom in times of war and conflict. From several viewpoints it is unique.

1. Funds for its construction and outfitting were raised within the local Bathurst district prior to and during the Great Depression. The largest bell is inscribed with "Thus Bathurst and her surrounding villages honour their men of 1914-1918. Lest We Forget.
2. The idea of a musical instrument is to remind everyone of its significance while it is playing and reminds returning soldiers of the Carillons which they heard in Belgium.
3. It was the second carillon in Australia at the time of construction and it was the first free standing carillon tower in the southern hemisphere.

At **attachment 1** is a leaflet describing the Carillon and naming the villages which raised funds.

In the Bathurst Carillon there are 35 bells in three tiers, which are two notes short of three octaves. The intention of the original builders was to have the bells played by a clavier which is the proper traditional method and the intended means of using the instrument. This is like a large wooden piano keyboard, together with foot pedals, which is played by hitting the keys with a closed fist.

Because of lack of funds at the time, an electro-pneumatic system was installed in 1933 as a stopgap measure, but deteriorated beyond repair. At the moment the bells are rung electronically by the use of a Clock-o-matic system with strikers on the outside of the bell, which do not give the dynamics expected of a working carillon. The Carillon sounds the hours and quarters, known as the Westminster chimes, and plays tunes twice a day.

In 1938 the Carillon was handed over to Council and is now a Council asset, listed as a heritage item as part of King's Parade.

A Conservation Management Plan was developed in 2003. A fund raising program was established in 2007 with over \$200,000 raised from grants and from the community for the upgrading and the Bathurst War Memorial Carillon Public Fund Trust was established. During 2013 investigations were carried out on what is required to bring the Carillon up to the original intention, including the installation of a clavier.

The 2013 investigations were carried out to upgrade the Carillon and to install a clavier, but the project was not accepted by Council because the costs of those works were over \$1.5 million owing to the fact that quotes were called for alterations to the building to allow public access. This included the installation of a sound-proof room for a clavier, a toilet and upgrading of the fabric of the building to conform to the Building Code of Australia.

In 2017 the Carillon Group was formed to revisit the possibility of upgrading the Carillon in time for the events to mark the end of World War 1 on 11 November 2018. The group was convened by Cr Monica Morse and members of the Group were representatives of the RSL, National Trust, Bathurst War Memorial Carillon Public Fund Trust, historians and the Town Square Group. Two major issues were addressed:

1. The gas powered Eternal Flame is causing significant greasy-sooty deposits in the whole of the interior of the building, necessitating frequent cleaning. The RSL suggested that alternatives to a gas fired flame should be considered before any other upgrading take place. Enquiries are now being made about the possibility of installing a hologram. The RSL is keen to have the Eternal Flame replaced in time for the events of November 2018.
2. The top octave of bells has deteriorated and needs to be replaced. The original bells were made by Taylor's Foundry in England in the 1920s. Advice from Andrew Wilby from Taylor's was:

With regard to the bells themselves, my colleague David Potter visited a couple of years ago. He has much experience with carillons and good ears. His view, supported by others and our records, is that these bells were cast at a time when the founders had not yet discovered how to cast very small bells to match the larger ones in power and tone. The top octaves of the Sydney carillon were recast at Loughborough in 1973 and Canberra about 20 years ago for the same reason. The Bathurst top octave have exactly the same problem and so we offer the same solution.

In October a Scope document at **attachment 2** was prepared by two members of the Carillon Group. Taylor's Foundry responded with proposals. Given the commercial nature of the response, this proposal has been provided to Councillors under separate cover.

Cr Morse has advised that the Carillon Group and the Bathurst War Memorial Carillon Public Fund Trust are now in a position to be able to fund all the proposed works. In order to do this:

- (a) Council needs to give approval in principle for the work, as the "owner" of the asset;
- (b) A Heritage Impact Statement needs to be prepared; and
- (c) A Development Application needs to be submitted.

Representatives from Taylor's Foundry are planning to visit Bathurst in February 2018 which would be an opportunity to obtain further professional advice about the way forward for the updating of the Carillon.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 11: To protect the region's unique heritage and history. To protect a unique identity. Strategy 11.5

Community Engagement

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

**11 ITEMS INCLUDED IN CONFIDENTIAL COMMITTEE OF THE WHOLE
(11.00005, 22.00999, 22.04305, 36.00656, 36.00657, 36.00658, 21.00037,
36.00623)**

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 BOUNDARY ADJUSTMENT OF LAND AT PART LOT 4 SECTION 7 DP758065, PART LOT 1 DP794563 AND PART LOT 1 DP194101 KNOWN AS 133-137 KEPPEL STREET BATHURST (22.00999)

This report relates to a proposal for a boundary adjustment at Part Lot 4 Section 7 DP758065, Part Lot 1 DP794563 and Part Lot 1 DP194101 known as 133-137 Keppel Street.

2 NEW RESIDENTIAL LEASE AGREEMENT - LOT 18 DP1011780 KNOWN AS 162 MOUNTAIN STRAIGHT, MT PANORAMA (22.04305)

This report relates to a proposed new residential lease for Lot 18 DP1011780 known as 162 Mountain Straight, Mt Panorama.

3 TENDER FOR THE HIRE OF ICE RINK FOR BATHURST WINTER FESTIVAL (36.00656)

The report considers the tender for the hire of an ice rink for the Bathurst Winter Festival.

4 TENDER FOR THE HIRE OF DECKING AND MARQUEE FOR BATHURST WINTER FESTIVAL (36.00657)

The report considers the tender for the hire of decking and marquee to support the ice rink at the Bathurst Winter Festival.

5 TENDER FOR THE DESIGN AND INSTALLATION OF ILLUMINATION FOR BATHURST WINTER FESTIVAL (36.00658)

The report considers the tender for the design and installation of illumination for the Bathurst Winter Festival.

6 INTERIM SPORTING LICENCE AGREEMENT - LOT 234 IN DP750357 KNOWN AS THE BATHURST INDOOR SPORTS STADIUM LOCATED ON VITTORIA STREET, BATHURST (21.00037)

This report relates to an interim sporting licence agreement with the Bathurst Basketball Association for use of the Indoor Stadium.

7 REQUEST FOR FINANCIAL ASSISTANCE (36.00623)

This report relates to a request for financial assistance due to financial hardship.

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

13 DECEMBER 2017

1 FREEMAN PARK LANDSCAPE DESIGN (04.00144)

Recommendation: That Council:

- (a) endorse the landscape plan for the development of Freeman Park;
- (b) provide funding within the 2018/2019 Management Plan to enable the construction of the park to proceed, and
- (c) call for tenders for the development of Freeman Park within the new financial year, in accordance with the endorsed landscape plan, subject to funding availability.

Report: On 11 March 2017, quotations were advertised in the Western Advocate and on Tenderlink for a consultancy to complete a landscape design for the development of Freeman Park, Bathurst. This park is located in a new subdivision area of Llanarth and incorporates a large parcel of land surrounded by new residential housing development in Freeman Circuit. The land in question is approximately 1.2 hectares in area.

A landscape architectural firm, dsb Landscape Architects (dsb), were awarded the consultancy for the design of this park on 24 April 2017. As part of their brief, dsb were required to undertake an extensive community consultation process to ensure that the park's development embraced the desires and needs of the Bathurst community, especially for those who live in the local neighbourhood. The consultation process included a letter box drop to all residential properties within the surrounding area of the park, media releases and a community on line survey, which was open to all members of the Bathurst Community.

Out of 230 visitations to the Have Your Say Survey site, Council received 85 submissions from the local community advising of their desires in respect to the development of the site. Out of all submissions received, 57% were from people living within 1 block from Freeman Park, 20% within 2 blocks of the park and all remaining submissions received from people living elsewhere within Bathurst. The major elements that the community wanted within the design for this park were trees, lawn areas and grass, children's playground facility, paths, lighting and open space. All submissions received were extremely supportive of Council's proposal to develop this site into a fully landscaped local community park.

Following review of submissions received, dsb have completed the design for Freeman Park, based upon the feedback and desires from the consultation process. A copy of the landscape plan and the site locality plan is provided at **attachment 1**. dsb are currently finalising the specification documents that will form part of the tender documents when Council calls Tenders for the construction of the park within the New Year. The major elements and features that make up the proposed Freeman Park landscape works include:-

- Lighting throughout the path network and picnic shelter areas
- Concrete path access throughout the park
- Bench seating
- Native and exotic mix of trees and shrubs
- Mass planting of native garden areas to assist in stormwater water quality
- Open space lawn irrigated area for ball and other active leisure activities
- Mounding for spectator viewing and screening
- Picnic area incorporating shelter, BBQ and seating
- Multi use playground elements incorporating softfall and all abilities accessible items
- Irrigated lawn areas for passive recreation
- Shade elements (specific placement of trees)

Council may be aware that \$300,000 was placed within the 2017/18 Management Plan for the design and development of Freeman Park. Unfortunately, due to the large area involved and without a design completed at the time, the cost to develop this park, even at a very basic level, was under estimated. Refinements have been made to the completed design plan in order to lower the overall construction estimate but maintain the essential design elements that the community would expect to have included within this park. The cost to develop Freeman Park, as per the attached landscape plan, is estimated to be in the vicinity of \$660,000.

It would be recommended that Council complete all of the landscape works under a single contract, rather than staging the works over a number of years. This is because it would be difficult to stage many of the components of the landscape plan such as site earth works, set levels, path access and irrigation controls and valves etc over a number of years, without causing issues in relation to the usability of the site, maintenance aspects, integration between past works, and accountability between different contractors. It is therefore recommended that Council provide additional funding within next year's Management Plan to enable the landscape design to be constructed in its entirety.

Recommendation

It is recommended that Council approve the landscape plan submitted by dsb Landscape Architects, provide additional funding for the construction of the design within the 2018/19 Management Plan and call for tenders for the landscape works within the new financial year, subject to adequate funding being provided.

Financial Implications: Council currently has \$300,000 within its 2017/18 management plan for the proposed works. It is estimated that an additional \$360,000 will be required within the 2018/19 Management Plan to adequately fund the landscape works as per the design.

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 20.5
- 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

Community Engagement

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

2 BATHURST REGION NATURAL RESOURCE ADVISORY GROUP (13.00001)

Recommendation: That the information be noted.

Report: The Bathurst Region Natural Resource Advisory Group has been established since 2005 (formerly named the Bathurst Vegetation Management Plan Reference Group) to provide community perspective, advice and recommendation to Council on environmental issues and projects, including:

- (a) The implementation of activities, programs and projects under the Bathurst Vegetation Management Plan, the Bathurst Urban Waterways Management Plan and the Bathurst Biodiversity Management Plan,
- (b) The prioritisation of activities, programs and projects under the Bathurst Vegetation Management Plan through the list of priority projects, and the activities and strategies outlined in the Bathurst Urban Waterways Management Plan and the Bathurst Biodiversity Management Plan,
- (c) Community based activities, programs and projects that are being undertaken that are consistent with the Bathurst Vegetation Management Plan, the Bathurst Urban Waterways Management Plan and the Bathurst Biodiversity Management Plan, and
- (d) The progress of the above activities, programs and projects over a five (5) year implementation period in order to attract external grant funding and to carry out more complex projects over a longer timeframe.

The Bathurst Region Natural Resource Advisory Group meets approximately twice yearly and all Councillors are invited to attend. The most recent meeting was held on the 23 November 2017 and the minutes of that group's meeting are found at **attachment 1**. The next meeting is scheduled for May 2018.

Attachment 2 provides an update of Council's achievements since the last meeting in March 2017 with respect to the implementation of the Bathurst Vegetation Management Plan, Bathurst Urban Waterways Management Plan and the Bathurst Biodiversity Management Plan. Key outcomes contained within the report include the following:

- Field assessments for the Vegetation Management Plan update have been completed. Community consultation is currently underway and includes a community workshop and online survey.
- The draft of the Roadside Vegetation Management Plan has been completed and will be placed on public exhibition.
- Community consultation for the Open Space Strategy 2040 is currently underway.
- A study of the Brickpit wetland site is currently underway to understand the hydrology of the site and the potential to optimise wetland bird habitat through the manipulation of water levels.
- Native revegetation projects have been completed along approximately 1,400m of the Macquarie River with the aim of creating a healthier riparian corridor.
- A 250m section of Jordan Creek has been revegetated with native plants following previous weed control.

- Council’s Community Environmental Engagement Officer has engaged volunteers to plant approximately 4300 trees, shrubs and grasses within the natural areas of Bathurst.
- The Skillset Environment Intern Team carried out a range of environmental projects including bush regeneration, revegetation, weed control, and maintenance of the urban drainage vegetation link plantings.
- Sofala CAS Fishing were awarded a Habitat Action Grant titled “Recovery of the Mac” to rehabilitate degraded recreational fish habitat along the Macquarie River. Council has provided in kind support for the project through willow control and modifying structures that were blocking fish passage.
- The “Restoring Regent Honeyeater Habitat in the Bathurst Region” project has been completed and involved a range of environmental management activities to restore a section of the Macquarie River using plants that support the critically endangered Regent Honeyeater.

Financial Implications: Administration costs of the meetings are met within Council’s existing budgets.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 9: To protect and enhance the region’s landscapes, views, vistas, open spaces and the Macquarie River. Strategy 9.5, 9.7
- Objective 10: To protect and enhance the region’s biodiversity. Strategy 10.4
- Objective 12: To protect and enhance water quality and riparian ecology. Strategy 12.10
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.2, 30.3, 30.6

Community Engagement

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

3 ROADS TO RECOVERY - ADDITIONAL FUNDING (16.00011)

Recommendation: That Council note the Director Engineering Services' report and allocate funding in the 2018/19 Delivery Plan/Annual Operating Plan as proposed.

Report: As reported to Council in October 2014 the allocations for current Roads to Recovery programs were announced at that time with a 5 year period commencing on 1 July 2014 to 30 June 2019.

The program is funded by the Australian Government and administered through the Department of Infrastructure and Regional Development.

The previous 5 year program commenced in 2009 with a total budget of \$4,287,219 which has funded a number of road improvement works including part funding of the reconstruction and sealing of the Hill End Road in association with the Roads and Maritime Services REPAIR Program.

The budget allocated to Council over this current 5 year period was announced as \$5,285,924 allowing the continuation of the programmed works under this allocation item. This resulted in a funding allocation of \$880,987 per financial year with a double allocation in the 2015/16 year of \$1,761,975.

Council was then advised that the allocation has been further increased with a total program allocation of \$8,066,313 over the 5 year period.

The revised allocations are as follows:

- 2015/2016 \$2,516,831
- 2016/2017 \$2,906,520
- 2017/2018 \$1,761,975
- 2018/2019 \$896,374

This is very good news for all Councils endeavouring to maintain a deteriorating road asset and this additional funding will certainly assist this Council in its endeavours.

The initial allocation for the current financial year is as follows:

Bridle Track (11.5km to 12.5km from Duramana Road)	\$200,000
Burruga Road (5km to 6.6km from Rockley)	\$400,000
Turondale Road (16-17km from Duramana Road)	\$330,000

However, with the additional allocation, the revised proposal for this current financial year is as follows:

Bridle Track (11.5km to 12.5km from Duramana Road)	\$200,000
Burruga Road (5km to 6.6km from Rockley)	\$200,000
Turondale Road (16-17km from Duramana Road)	\$330,000
Lachlan Road Patching (6.0 to 15.38km from Rockley)	\$200,000
Toronto Street (Lee to Kobe)	\$440,000
Hen & Chicken Lane (0.1 to 1.6km from Blayney Road)	\$391,957

Some recently completed works from the 2016/2017 program include:

- The completion of realignment, widening and sealing of Gorman's Hill Road. Providing a vital link in Council's flood mitigation strategy as a detour for flood affected roads including the Vale Road and Lagoon Road;
- Rehabilitation and widening of Dunkeld Road. Providing an improved alternate access and detour (when required) into Bathurst from the Mitchell Highway;
- Rehabilitation of Hamilton Street, Eglinton;
- Realignment works on Molybdonite Road, Yetholme;
- Major Heavy patching works on Ryans Road and Triangle Flat Road. Resulting from the extensive wet weather in mid 2016 and excessive heavy vehicle use;
- Replacement of timber bridge with box culverts on Limekilns Road, Wattle Flat. Works also included rehabilitation and widening of Limekilns Road through the village of Wattle Flat. (2015/2016)

Financial Implications: Funding allocated will provide continuation and extension of the programmed road items proposed under this program.

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 6.1

Community Engagement

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

**4 ITEMS INCLUDED IN CONFIDENTIAL COMMITTEE OF THE WHOLE
(11.00005, 36.00646, 07.00017, 36.00616)**

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 TREE THINNING AT SOFALA - 36.00646

This report considers the withdrawal of Urban Arb Solutions from the current contract, without penalty.

2. TENDER FOR TREE THINNING AT SOFALA - 36.00646

This report considers a late report for the tender for Tree Thinning at Sofala.

**3. CENTROC TENDER FOR THE SUPPLY AND DELIVERY OF ROAD SIGNS -
07.00017**

This report considers a CENTROC tender for the supply and delivery of road signs for a period of 2 years, with the option for a 12 month extension.

**4. TENDER FOR CONSTRUCTION OF TAXIWAYS AND APRON EXTENSION AT
BATHURST AERODROME - 36.00616**

This report considers the tender for the construction of taxiways and apron works at Bathurst Aerodrome.

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

13 DECEMBER 2017

1 ACCESSIBLE TOILETS - BATHURST MEMORIAL ENTERTAINMENT CENTRE (BMEC) AND CIVIC CENTRE (21.00060, 21.00036)

Recommendation: That Council:

- (a) Consider the inclusion of \$50,000 in Council's 2018/2019 budgetary process for works to the Civic Centre, Russell Street entry level toilets to create an accessible standard toilet as described in the report.
- (b) Not proceed, at this time, with the Bathurst Memorial Entertainment Centre (BMEC) accessible toilet upgrade.
- (c) Review options to upgrade the lift at BMEC with a further report to be provided to Council.

Report: Council, at its meeting of 21 June 2017 and as part of the budgetary process, considered a request from the Bathurst Regional Access Committee regarding the upgrade of the Bathurst Memorial Entertainment Centre (BMEC) toilets and resolved to:

- (a) Council not amend the DP/AOP in respect of the submission.
- (b) A report be prepared for Council on the disabled toilet provision for the BMEC and the Administration Buildings.

Bathurst Memorial Entertainment Centre Facility

Currently, there is one accessible toilet in the BMEC lower foyer and one in the backstage area of the Theatre in large lower level dressing room. There is no accessible toilet on the first floor and there are steps to the male and female toilets on this level. Patrons with access requirements on the first floor need to use the lift to go down to the lower foyer to use the accessible toilet on that level.

The western corner of the first floor foyer, near the current male and female toilets, has been identified as a suitable location for a new accessible toilet and would meet the minimum space requirements of a single accessible toilet. If this project were to proceed, additional works to the existing flooring and plumbing services would be required to be undertaken to ensure the integrity of the building. Costings to undertake these works including flooring, plumbing, sewer, walls, fit out and painting would be approximately \$100,000.

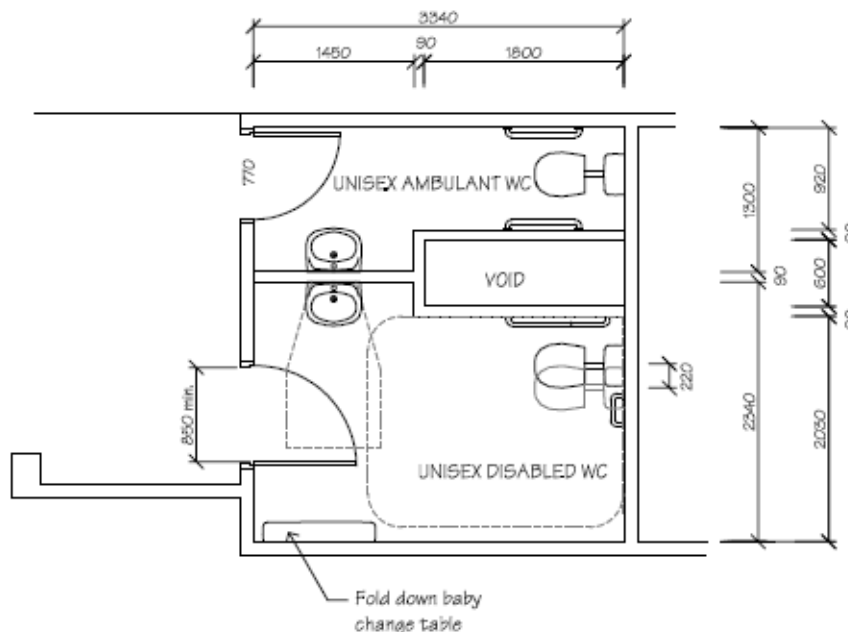
It is noted that the BMEC lift is a small semi-domestic lift. Not all wheelchairs fit into the lift and for those that do, there isn't room for the wheelchair and a carer much of the time. A large sized industrial lift could be installed at one end of the foyer but this could only travel from the lower foyer to the upper foyer and would not service the rear of the Theatre stalls or the Dress Circle. For all four levels to be accessible via an industrial lift there would need to be major refurbishment of the BMEC foyers.

Investment into an additional accessible toilet is considerable. It is recommended, at this time, that a review of costings and redesign options, to improve the access to the existing accessible toilet facility, be undertaken and a further report be provided to Council prior to investing in an additional toilet option at BMEC.

Ground Floor, Civic Centre, Russell Street

To comply with current standards for an accessible toilet at Council's Civic Centre a plan has

been prepared by Council to incorporate this facility. It is estimated that, to complete this work, would cost approximately \$50,000. A copy of the proposed plan is provided below:



PROPOSED FLOOR PLAN

SCALE 1:50

- NOTES:
- All fittings to comply with AS1428.1-2009
 - Provide shelf & adequate facilities for the disposal of sanitary towels in accordance in accordance with part F2.4 of NCC
 - Existing pan & cistern in disabled WC to be moved 220mm
 - Provide clear & legible braille & tactile signage to identify sanitary facilities & path of travel from the principal public entrance, to comply with Part D3.6 of NCC

At present Council has no funds allocated for the works to the Civic Centre, Russell Street entry level toilets to create an accessible standard toilet and it is recommended that this item be considered in Council's 2018/2019 budgetary process.

Financial Implications: Nil, at this stage.

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, 19.6

Community Engagement

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

2 DESTINATION MANAGEMENT PLAN - DEVELOPING A RECOGNISED DESTINATION BRAND (20.00299)

Recommendation: That Council:

- (a) Note the community's planned future input in contributing to the creative elements, within the context of the brand strategy, as outlined in the report.
- (b) Receive quarterly destination brand strategy implementation progress reports, outlining the performance monitoring data as described in the report.
- (c) Resolve on logo and tagline as outlined in the report.

Report: Council, at its meeting held 15 November 2017, resolved to:

- (a) Continue with its Brand Strategy, but requested the consultants (Destination Marketing Store) to design and to provide two additional logos and two additional tag lines for consideration by Council as a matter of urgency.
- (b) Report on the logo development consultation process deployed to date including consultation with tourism stakeholders, Councillors and the broader community, as well as report on options for future consultations in developing, choosing and releasing the final branding logo and tag line, once two alternate logos and tag lines have been produced as per item (a) above.

This report provides an update on the progress and implementation of Priority Action 2 (page 4) and recommendation 7.1.1 (page 28) of the Destination Management Plan (DMP), which was adopted by Council on 20 May 2015, Director Environmental, Planning & Building Services Report #7, being “develop, adopt and implement a destination brand for the region”.

BACKGROUND

A brand is critical to drive strategic planning, the identification of hero products and experiences in the region. It needs to connect customers emotionally to a destination. The brand should also guide the marketing and communication strategy. There are a number of technical definitions of what constitutes a ‘brand’, with a succinct example below:

‘A brand is a set of expectations, memories, stories and relationships that, taken together, account for a consumer’s decision to choose one service over another’. Seth Godin, 2009

By definition a brand is intangible and emotional, existing in the perception of the customer. The Bathurst region brand captures the essential intrinsic values and unique attributes of the Bathurst region. By defining these elements and in creating a unique positioning statement, a genuine destination brand allows a region to project a coherent presence and to inform marketing campaigns. Brands permeate all elements of a visitor/customer experience from online portals and printed collateral to images, language selection and communication style, customer service, typography and colour pallet. There are a suite of creative elements that convey the brand.

A logo is one element of the branding strategy, though is often confused in non-technical discussion with the brand and the terms are erroneously used almost interchangeably. In marketing terminology, a logo is correctly defined to be the simplest graphical expression of a brand, designed not to visually represent the brand’s disparate values or attributes, but to provide consumers with instant and powerful brand recognition of the business/place and the services and products on offer. The recognition value and association with product or

place delivered by a logo is not instantaneous, but increases over time as it is imbued with the overall offering of the brand. The development of a logo and tag line is the final creative step in developing and delivering an overall recognisable destination brand.

The following elements contribute to how people feel about a brand:

- The values and personality of a brand are built by the opinion and experiences of people's involvement with that brand.
- A brand grows through the way it influences people to feel about a product or service.
- It is your reputation and is not built by what you say about yourself but by what others say about you.
- The values and personality of a brand are built by the opinion and experiences of people's involvement with that brand.

VISITOR ECONOMY

In 2015 Bathurst Regional Council developed a DMP in response to the NSW Government's Visitor Economy Industry Action Plan (VEIAP). The VEIAP was commissioned by the NSW State Government to the Visitor Economy Taskforce whose key strategy is to double overnight visitor expenditure in NSW by 2020, in line with the State's Goals.

Tourism Growth and the Economic Backdrop

Australia's domestic visitor economy continues to set new records with the latest figures for 2017 revealing strong growth in overnight trips, nights and expenditure. In the year ending March 2017, there were 91.7 million overnight trips (up three per cent), 335.5 million visitor nights (up four per cent) and \$61.7 billion in overnight expenditure (up six per cent).

Domestic and international tourism expenditure has grown \$6.3 billion to \$121.2 billion in the year to March 2017, which has placed the visitor economy just ahead of the mining industry's economic contribution to Australia. (Tourism Research Australia National Visitor Survey 2016- 2017)

Bathurst Region – The Value of the Visitor Economy

The four year average annual data, to year ending September 2016, according to the Tourism Research Australia National Visitor Survey, includes the following measures for the Bathurst region:

- \$257million expenditure by visitors
- 947,000 total visitors
- 832,000 visitor nights

BATHURST REGION DESTINATION MANAGEMENT PLAN (DMP)

The following processes were undertaken in the development of the DMP:

ACTION UNDERTAKEN	Council Meeting/ Working Party Date	COMMENTS
Link to Bathurst 2036 Community Strategic Plan: Objective 4 'To market Bathurst as a great place to live, work, study, invest and play.'	Bathurst 2036 Community Strategic Plan adopted 20	

	February 2013	
The allocation for the preparation of the Bathurst Region Destination Management Plan was included in 2013/2014 Revised Budget	Budget adopted 19 June 2013	
Request for Quotes seeking agencies to prepare Bathurst Region Destination Management Plan distributed		
Appointment of Seed Solutions to produce Bathurst Region Destination Management Plan.		Appointed 15 January 2014
Establishment of Bathurst Region Destination Management Plan Project Reference Group. Terms of Reference for the group established and adopted by Council. Terms of Reference for the Project Reference Group can be read at <u>attachment 1</u> . Members of the group included: Mayor of Bathurst Christopher Morgan – Abercrombie House Andrew McKenna – Rydges Warren Hill – Tanwarra Lodge Hill End Debbie Campbell – Designer Events Pat Mitchell – Bathurst Goldfields Norm Mann – Central NSW Tourism Mark Haley – Reliance Credit Union Gerarda Mader – A Settler’s Cottage and Council staff.	15 July 2015	Confirmation provided to Members 24 May 2014. First meeting 25 June 2014.
The Stakeholder Consultation Plan can be read at <u>attachment 2</u> .		Received 24 February 2014.
Presentation on status of the Destination Management Plan by Seed Business Solutions to Councillor Working Party.	9 July 2014	
Adoption of 2015 Bathurst Region Destination Management Plan	20 May 2015	
Update on recommended actions of DMP	21 June 2017	

Summary of DMP Actions

The DMP identified 63 recommended actions to be implemented within the following priority timeframes: **Immediate; after brand is developed; short term; medium term; long term.**

The breakdown of the 63 actions is outlined below:

- Immediate - 21
- After brand is developed - 3
- Short term - 20
- Medium term - 14
- Long term – 5

21 '**Immediate**' items within the six Strategic Priorities were listed as Actions for the focus of the Destination Development Manager. 60% of these tasks are either fully complete or

nearing completion. 40% of the tasks are in progress and will be completed following the finalization of the new destination brand.

A list of the current status of these 21 Priority Actions was reported to Council at its meeting held 21 June 2016 and can be read at **attachment 3.**

Goals of the DMP

The DMP was developed with the desire and the vision to increase the visitor economy and its contribution to the overall economic development of the Bathurst Regional Local Government Area, and to leverage the growth in the domestic visitor economy. It acknowledges the potential and the diversity of the visitor experiences in Bathurst as well as the significance of Mount Panorama and the value of motor racing to the region.

The DMP includes strategic objectives and prioritised actions to reach a desired end-state for the region. The DMP vision is outlined below:

***In five years' time, the Bathurst Region, Australia's first inland European settlement and located in Wiradjuri country, is recognized as a premier regional tourism destination. Compelling visitor experiences that take strategic advantage of the world famous Mt Panorama and the region's unique history and beauty will support a growing destination profile.'* (DMP 2015)**

Strategic Priorities of the DMP

The DMP outlines five Strategic Priorities. It specifies the aims of each strategy and outlines a range of actions identified for each strategy. The five strategic priorities are:

1. **Be known:** Develop and improve brand awareness and preferences through targeted marketing activities.
2. **Think like a visitor:** Increase the level of development of sustainable product that meets market needs.
3. **Local love:** Improve access, dispersal and participation in the Bathurst Region destination tourism experience.
4. **Community commitment:** Through improved communication and coordination people will work together to grow the tourism industry.
5. **Leading success:** Council will enable growth by leveraging its assets.

Priority Actions of the DMP

Section 7 of the DMP includes a range of recommendations that are aimed at developing the destination over an extended period of time.

The focus of this report is to outline the work on **Priority 7.1.1 A recognised destination brand:**

'develop and implement a destination brand across all touch points in the destination (website, brochures, Bathurst Visitor Information Centre (BVIC) staff and buildings, signage, entry statements, etc)(ref 7.1.1). The brand should be applied according to brand guidelines to ensure consistency.'

A new destination brand is the primary tool through which to achieve the DMP vision and its strategic objectives.

BATHURST REGION TOURISM REFERENCE GROUP (TRG)

The first of the six Priority Actions, the formation of a Tourism Reference Group, has been

implemented as articulated in the plan. The details of this process are included in the table below.

'Form a tourism reference group - which consists of representation from within the industry as well as from those industries that are impacted by tourism activity. Representation may include representatives from the following activities/sectors: a hotel, B&B, sports event, vigneron, retail, restaurant, arts and cultural sector, education sector; agricultural sector; heritage; environmental and someone to represent the Villages along with Council. The reference group should meet at least 3 times per annum (ref 7.4.1).'

ACTION UNDERTAKEN	Council Meeting/ Working Party Date	COMMENTS
Council resolved: (a) adoption of the draft charter for the Bathurst Region Destination Management Plan Tourism Reference Group; and (b) seek expressions of interest for members of the Destination Management Plan Tourism Reference Group.	15 July 2015	
Applications for positions on the Tourism Reference Group advertised. 25 applications received.		
Chair of Australian Regional Tourism Network provided independent industry oversight of the recommendations for applicants to the group.		
Adoption of members of Bathurst Region Tourism Reference Group	9 December 2015	Applicants advised in writing 10 December 2015.
Adoption of Terms of Reference for Tourism Reference Group	18 May 2016	Adopted by TRG 4 April 2016.

Following the appointment of the TRG, monthly meetings have been held since March 2016. The group operates within the framework of a Terms of Reference which stipulates that an annual report on the implementation of the DMP be reported to Council.

The list of current TRG members can be read at [attachment 4](#). The Terms of Reference for the TRG can be read at [attachment 5](#).

For the information of Councillors, following each meeting of the TRG, reports form part of Council business papers. The list below outlines the dates of each of the reports relating to the implementation of the DMP:

TRG Meeting Date	Council Meeting Date
7 March 2016	20 April 2016
4 April 2016	18 May 2016
9 May 2016	15 June 2016
6 June 2016	20 July 2016
4 July 2016	17 August 2016

1 August 2016	21 September 2016
5 September 2016	19 October 2016
10 October 2016	16 November 2016
7 November 2016	1 February 2017
5 December 2016	15 March 2017
6 February 2017	19 April 2017
6 March 2017	17 May 2017
3 April 2017	21 June 2017
1 May 2017	19 July 2017
5 June 2017	16 August 2017
3 July 2017	15 November 2017

DESTINATION BRAND

The TRG supported the development of a Destination Brand as the **second priority action** outlined in the DMP which states:

‘Develop and implement a destination brand across all touch points in the destination (website, brochures, Bathurst Visitor Information Centre (BVIC) staff and buildings, signage, entry statements, etc) (ref 7.1.1). The brand should be applied according to brand guidelines to ensure consistency.’

The process to develop a brand has involved a number of steps to ensure a strategic and evidence based approach and a sound investment for Council delivering measurable and sustained growth in the visitor economy. These steps are outlined below:

ACTION UNDERTAKEN	Council Meeting/ Working Party Date	COMMENTS
Brand leadership workshop held with the TRG and key Council staff.		The purpose of this workshop was to inform and educate the group on what a brand is Workshop content: Brands are so much more than just a tagline and a logo: What is branding? How does branding work? Why do destinations need a brand? How other industry sectors use brands to win the hearts of their target market? What can Destination Marketers and Managers learn about branding from other sectors? How do you create a brand for a destination? Examples and case studies
Research and data collection workshop		The purpose of this

<p>held with TRG and key Council staff.</p> <p>Customised research to inform the development of a new destination brand was identified.</p>		<p>workshop was to educate TRG and staff on travel research, current trends and the importance of relevant and current data to inform an evidence-based branding strategy.</p> <p>The 2015 DMP lacks robust qualitative and quantitative research. The project analysed over 1,000 Australians on their perception of Bathurst, what barriers existed and what would motivate people to visit the region</p>
<p>A brief for the research project was prepared. The 'Request for Quotes' process was followed to ensure compliance with Council's Purchasing Procedures.</p> <p>Request for Quotes was distributed to qualified agencies to commission customised regional data to:</p> <ul style="list-style-type: none"> - Gain a deeper understanding of current visitors and traveller perception - Identify prospective customers - Inform a regional marketing and communications plan - Collect and collate facts and tangible evidence to determine a competitive marketing edge. <p>A copy of the Request for Quotes can be read at <u>attachment 6.</u></p>	<p>20 July 2016</p>	<p>MyTravel Research appointed and advised in writing 8 July 2016.</p>
<p>Research conducted to inform motivation to travel to the Bathurst Region.</p>		<p>Information was drawn from a wide variety of sources including:</p> <ul style="list-style-type: none"> • Desk research including information provided by Bathurst Regional Council • A Focus Group with Visiting Friends and Relatives (VFR) Hosts in Bathurst – drawn from the Bathurst community • A one-week online bulletin board with

		<p>residents of Sydney, Regional NSW, Queensland and Victoria who travel in Regional NSW</p> <ul style="list-style-type: none"> • An online survey distributed through Council's website link at yoursay.bathurst.nsw.gov.au. • A three-day immersion in destination by the research team • Questions added to a nationally representative sample of n = 1,000 Australians to test awareness and interest in key experience themes for the destination
<p>Preliminary results and process of the research presented to Council Working Party.</p> <p>"Unleashing the potential of Bathurst through better branding" report delivered.</p> <p>This document reports on the research conducted by Council to inform its destination development and branding strategies. Its objective is to provide a strong evidence base for decisions. It is intended to provide a practical action plan for the region.</p>	<p>14 September 2016</p>	<p>Carolyn Childs, Director, MyTravel Research</p> <p>Report is confidential and is available on request subject to the terms and conditions.</p>
<p>A brief for the development and activation of a new destination brand was prepared. It was advertised in print and distributed electronically to suitably qualified agencies. Destination NSW provided a list of agencies to inform this process.</p> <p>The brief included a request for:</p> <ol style="list-style-type: none"> 1. The creative development of a new destination brand, and the capability for the brand to be extended beyond tourism to a broader 'place' brand. 2. The building of relevant assets to activate the brand (eg. website with e-commerce eDM capability, selected print collateral, and brand toolkit and style guide) 	<p>15 March 2017</p>	<p>Three agencies were subsequently appointed and advised in writing:</p> <p>Part 1 - DESTINATION MARKETING STORE</p> <p>Part 2 - WISDOM</p> <p>Part 3 – LEONARDS AGENCY</p>

<p>3. Development of a marketing campaign using relevant assets to successfully deliver to target markets (eg. video, content strategy/curation, images, social media strategy, media buying, traffic measurement tools etc). Develop further campaigns based on learnings and insights from initial campaign.</p> <p>A copy of the request for quotes can be read at <u>attachment 7</u>.</p>		
<p>Destination Marketing Store undertook a three pronged process in developing the brand for the region. This included:</p> <ol style="list-style-type: none"> 1. Review of the research and recent industry insights (May-July 2017). 2. Consultation and workshops - an invitation to attend the workshops was sent to all Councillors and can be read as <u>attachment 8</u> (15-17 May 2017) 3. Positioning, archetype and brand architecture and final strategy (10 May 2017) <p>Bathurst Brand Strategy received 6 July 2017</p> <p>The Brand Strategy can be read at <u>attachment 9</u>.</p> <p>Meeting held with Mayor, General Manager, DCCS, Art Gallery Director, Manager Economic Development, BVIC Manager, Destination Development Manager and Destination Marketing Store Director to present and interpret the findings in the strategy on 21 July 2017.</p>	<p>20 July 2017</p>	<p>Specific research undertaken by MyTravelResearch.com in November 2016; Recent statistics and research undertaken by Tourism Research Australia and other agencies and Key trends influencing international and domestic travel in 2017 and Roy Morgan Helix Personas.</p>
<p>Presentation of findings including strategy and creative execution by Destination Marketing Store to Council Working Party.</p> <p>A copy of the presentation to Councillors can be read at <u>attachment 10</u>.</p> <p>Presentation of findings including strategy and creative execution to TRG, key Council staff, local media, Business</p>	<p>11 October 2017</p>	<p>Four consultation workshops and a familiarisation of the Bathurst Region were conducted by Destination Marketing Store Directors Charlotte Prouse and Tony Prentice. 40 representatives from industry, Council and peak bodies attended a series of</p>

<p>Chamber, BRVA, Centroc, held on 12 October 2017.</p> <p>Memo to Councillors issuing an invitation to presentations of the brand strategy and Q & A sessions distributed to Councillors dated 24 October 2017.</p> <p>A copy of this memo can be read at <u>attachment 11.</u></p>		<p>three-hour workshops to develop insights into the Bathurst region's competitive advantage from a local perspective.</p> <p>Participants were asked a number of questions to establish what they believe is the competitive advantage for the Bathurst Region. The questions included:</p> <ul style="list-style-type: none"> • In a statement, describe what Bathurst promises visitors. What's your insight? • How do you think your competitors might describe you? • When thinking of a person who do you think best summarises the Bathurst Region? • Write a postcard to tell a friend why they should visit the Bathurst Region • What brand archetype best fits the Bathurst region?
<p>Presentation of requested two additional logos. Destination Marketing Store (the appointed Consultants) and background documentation for Council's consideration at Working Party.</p> <p>A memo advising Council of this action was distributed on 17 November 2017.</p>	<p>29 November 2017</p>	

EXPLANATION OF PRESENTED ALTERNATE LOGOS/TAGLINES

Option A: Forever young



The letter B design is deliberately chosen as it identifies visually with Bathurst immediately. Width and height represent strength and longevity. Colours represent the diversity and history attached to Bathurst representing varying industry types including pastoral, mining and farming. They overlay each era as a symbol of continual reinvention. The overall design supports key words such as vibrant, energetic, multifaceted and diverse. The lettering for Bathurst is gentle to support the more aggressive colouring. The tagline is the core promise with a scripted font and therefore inviting.

The idea that Bathurst is forever young is based upon the continual reinvention and prosperity of Bathurst since European settlement. Bathurst is just as vibrant, just as alive, just as progressive as at any time in its history. The promise for the viewer is they can be part of a smart, diverse and progressive environment. Where else would you want to be?

Option B: Step beyond



This colourful design is representative of the Bathurst region's history and heritage. The rounded boxes illustrate the idea of stepping beyond "the box" and always seeking to explore new experiences, just as Bathurst has done throughout its journey from the beginnings of earliest European settlement to the present day.

From the pastoral and mining eras through to the modern face of Bathurst today, Step Beyond is a statement that the current community intends to keep challenging, keep pushing and keep pursuing outstanding results. This could be in the field of education, the continuing pastoral development Bathurst remains known for or in any other field of endeavour. It states that Bathurst doesn't stand still or accept mediocrity, rather constantly seeking ways to make the world a better, more interesting place.

Option C: Perfectly timeless



This logo is based on a flag motif with the vertical line representing the flag pole. This option represents the most overt visual (less interpretive) and whilst flag poles are not unusual, the flag pole in Bathurst has considerable meaning and had many historic applications linked with it. The logo has a modern contemporary look, can reduce down in size and reproduce in a mono version easily. Colours are again used to reflect past industries and the wave tends to reflect the symbolism of constantly evolving, constantly changing, always looking at how to move forward. These were significant values of the Bathurst region identified during the brand development phase; acknowledging and celebrating the past with pride, whilst seizing the opportunity to always move forward.

Councillors will be aware that an on-line poll presenting the above logos and taglines with accompanying explanations has been undertaken from Friday 1 December 2017 to Monday

11 December 2017.

At the time of printing this report the results of the poll were not available. However, the results will be provided to Council at the meeting.

OPTIONS FOR FUTURE CONSULTATIONS IN DEVELOPING, CHOOSING AND RELEASING THE FINAL BRANDING LOGO AND TAG LINE

The tourism industry is presently undergoing a fundamental change requiring a paradigm shift in destination marketing as the foundational concepts of 'leisure' and 'recreation' are altered at a societal level. Without a coherent and informed brand strategy to drive decision making and shape future campaigns, the ability of any region to compete in the new tourism market is compromised.

As previously discussed in this report, a brand is not an abstract or academic exercise, but is critical to drive strategic planning, the identification of hero products and experiences in the region. It needs to connect customers to a destination. The brand should also guide the marketing and communication strategy. The primary objective of the strategy is to increase visitation and expenditure in the Bathurst Region by raising awareness through marketing campaigns aimed at specific target markets.

Brands take time to build. It is critical that our brand strategy is not focused on short-term tactics, but rather on long-term goals and sustainable growth.

Bathurst offers a diverse and exciting range of experiences for visitors, and this is beginning to be recognised in the market place but it needs to be continually and consistently constructed. Our challenge is how to curate and organise this diversity in a way that can deliver this message in a highly competitive environment.

The brand positioning and the strategy create the platform to enable us to deliver campaigns to drive visitation and increased expenditure.

This report has detailed the public consultation in the creation of the Bathurst Region Brand Strategy has informed and dictated the essential values and attributes identified and encompassed by the final positioning statement. The brand's creative and visual elements were subsequently developed through an informed selection of fonts, image style, colour pallet and logo design by a highly regarded and multi-award winning professional organisation.

The TRG and tourism industry representatives across the Bathurst region have overwhelmingly endorsed the strategy including its creative elements. Industry has consistently expressed an eagerness to proceed to the implementation and campaign phase of the brand roll out. This phase will begin to deliver the tangible economic elements of the brand promise, with measurable growth to the industry. Non-action was identified as a threat in the DMP, and remains a real risk to industry competitiveness and growth.

It is important to restate that the overall brand strategy, including all creative elements, have been explicitly developed to target visitors and potential visitors to the Bathurst region, not the local community. A destination logo does not have the civic role of a company or Council logo. The tagline must be aspirational and appeal to the prospective visitor.

In considering whether the Bathurst region community should be consulted in selection of a final logo, the following points are relevant:

- The final logo and tagline must be seen as only elements within the overall brand

strategy, and any informed decision on suitability must be informed by an understanding of this strategy

- Any effective destination logo and tagline must be visually appealing and aspirational to prospective visitors to the region. It is not a community building tool.
 - An effective logo and tagline must be consistent with an artistic expression of the promise of the destination brand with colour selection and fonts matched to this brand positioning.
 - A logo is not a descriptive visual representation of a region, nor its attractions, values or attributes. The strategy and subsequent campaigns achieve this.
 - It is unlikely that any single logo will ever gain an overall consensus in public opinion, and further consultation may create further division without achieving a definite outcome.
 - Further community consultation, beyond that already undertaken, will delay implementation of the strategy which will disadvantage the businesses, employers and employees both directly and indirectly reliant on tourism for their success and ongoing employment.
- Any significant revision of the proposed logo will also require adjustment to other aspects of the brand strategy. This brings risk of altering or diluting the core attributes and values identified through research and consultation. There will be an additional cost to these necessary revisions.

COMMUNITY ENGAGEMENT OPTION

Opportunity exists for the community to contribute creative elements in the application, and within the context of, the brand strategy.

This approach would be inclusive and consistent with identification within the strategy of the passion and authenticity of the local community as a core strength of the Bathurst region. The approach would involve wide collaboration with community and industry alike.

The process to follow may include:

- Regularly calling for community input to submit creative elements (such as drawings, photos, paintings, etc);
- Councillors could form a subcommittee to facilitate the selection of most outstanding contributions;
- Contributions could be used in print collateral (visitor guides, promotional flyers, reports); digital marketing activities, including social media posts and online incentive based competitions; photography and videography; content for in-house TV screenings at BVIC and select merchandise.

This community engagement would be ongoing and reported accordingly but could commence immediately. Calls for creative elements from the community and outlines of competition style exercises have already been prepared as a part of BVIC's draft 2018 Tourism Marketing Plan.

ONGOING PERFORMANCE MONITORING OF THE IMPLEMENTATION OF THE BRAND STRATEGY

The following matrix will be used, as a minimum, to measure the implementation of the brand strategy and is recommended to be reported to Council on a regular basis:

Lead generation – measure response rate to offers

Lead conversion – measure conversion rate (bookings made), measure increase in visitor

nights, measure trip expenditure increase per person

Database building – measure database and social media sign ups

Public Relations awareness – measure Equivalent Advertising Value of media generated

Website – measure viewer views, year on year traffic, unique users

Community engagement activity.

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 11: To protect the region's unique heritage and history. To protect a unique identity. Strategy 11.6

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 REGIONAL ART GALLERY - 2017 IMAGINE AWARDS (21.00002)

Recommendation: That the information be noted.

Report: At the 2017 Museums & Galleries of NSW, IMAGInE Awards held at the Australian Museum, Sydney on Friday 10 November 2017 the Bathurst Regional Art Gallery (BRAG) was successful in winning two awards.

Council's Art Gallery Director was awarded the 2017 Individual Achievement Award, and the groundbreaking *Generation Art* education program took out the Engagement Programs Award (Small / Medium Organisations 3-10 paid staff)

In recognition of the visionary programming, which has established BRAG as one of the leading regional galleries in the state, the Art Gallery Director was awarded the 2017 Individual Achievement award for his contribution to the sector.

The Art Gallery Director's strong curatorial focus has seen the development of a range of in-house and touring exhibitions as well as the expansion of the gallery collection. He has also raised significant funds from government and the private sector to support BRAG's exhibition, publication, and capital works program, including the upgrade of the gallery's lighting and air-conditioning systems in 2016.

BRAG also took out the coveted Engagement Program Award (Small / Medium Organisations 3-10 paid staff) for the ground-breaking *Generation Art* education project. This innovative pilot program, aimed at the artistic development of youth audiences, was developed in partnership with the Australian Catholic University (ACU).

The project had significant educational, artistic and social impact on the students who participated and has generated insights that will inform and enrich the Gallery's youth programs into the future. The Gallery will run the program again in 2018 and is currently taking expressions of interest from other regional galleries and schools who would like to participate.

The IMAGInE awards promote and strengthen the NSW museum and gallery sector. They honour best practice education programs, outreach projects, exhibitions, collection management projects and the achievements of individuals.

This year, Council's cultural facilities were well represented, with six nominations for projects ranging across three categories. In addition to the nominations for *Generation Art* and the Individual Achievement Award for the Art Gallery Director, Council submitted nominations for the LEGO Mount Panorama – Wahluu (Engagement Category Small / Medium Organisations) and *Beyond Belief: The Sublime in Contemporary Art* (Exhibition - Galleries Category Small / Medium Organisations). The Australian Fossil and Mineral Museum, Chifley Home and National Motor Racing Museum nominated their International Museums Selfie Day public program (Engagement Category Small / Medium Organisations), and the Australian Fossil and Mineral Museum also nominated the Tea with the Wiradyuri Elders community program (Engagement Category Small / Medium Organisations).

Financial Implications: *Generation Art* has been funded in full by BRAG as part of the Gallery's youth based education programming. ACU has contributed administration processes and Dr Mathewson Mitchell's time in kind. The project is contained within BRAG's existing operating budgets

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 5: To facilitate and foster partnerships, networks and infrastructure to support and attract knowledge, innovation and research. Strategy 5.1
- 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 20.1, 20.6
- 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, 26.4
- Objective 27: To encourage youth engagement, participation and achievement across all areas of the Bathurst community. Strategy 27.4, 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.

4 BATHURST REGION TOURISM REFERENCE GROUP - MEETING HELD 7 AUGUST 2017 (07.00116)

Recommendation: That the information be noted.

Report: Included in the Destination Management Plan, adopted by Council on 20 May 2015, the establishment of a Tourism Reference Group has been undertaken, with the membership of the Group endorsed by Council on 9 December 2015.

The role of the Group is to provide strategic advice, review plans and provide recommendations to Council for the implementation of the Destination Management Plan.

The seventeenth meeting of the Bathurst Region Tourism Reference Group was held on 7 August 2017. The Minutes of the Group's meeting are provided at **attachment 1.**

At the meeting held on 7 August 2017, the group noted the following updates:

- Bathurst Winter Festival - noted the increase in ticket sales, attendance and results from additional marketing activities conducted with funds from Destination NSW.
- Industry collaboration - opportunity to build accommodation packages for events.
- National Cool Climate Wine Show - 17-20 October 2017.
- Experience Heritage Bathurst Brochures - new product developed by industry.
- CSU Alumni – partnership developed with Inland Sea of Sound organisers to drive visitation and additional ticket sales.

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 11: To protect the region's unique heritage and history. To protect a unique identity. Strategy 11.6

Community Engagement

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

5 BATHURST REGIONAL YOUTH COUNCIL - CHRISTMAS RAFFLE FUNDRAISER (11.00020)

Recommendation: That the information be noted.

Report: From 13 November – 2 December 2017, Bathurst Regional Youth Council conducted a raffle in order to raise money for Veritas House. During this period of time, Youth Council members sold tickets at school, to family and friends, and at stalls set up at the Bathurst Chase, Bathurst Panthers Reception and the Bathurst City Centre. Tickets were also available for sale from Veritas House and from the Bathurst Regional Council's Civic Centre.

The total amount raised was \$977.35. On Friday 8 December 2017, Veritas House were presented with a cheque for this amount by Mayor Graeme Hanger OAM and Youth Mayor, Sarah Driver. The winners of the raffle were also announced at this time.

The funds raised will be utilised directly by providing Christmas gifts, a Christmas meal and holiday outings to young people staying in the youth refuge throughout the festive season.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3, 23.5
- Objective 27: To encourage youth engagement, participation and achievement across all areas of the Bathurst community. Strategy 27.1, 27.4, 27.9
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5, 30.6
- Objective 33: To be and develop good leaders. Strategy 33.2, 33.3

Community Engagement

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

6 BATHURST REGIONAL ART GALLERY - CURATOR PROFESSIONAL DEVELOPMENT, VENICE BIENNALE (21.00002)

Recommendation: That the information be noted.

Report: Council's Curator at Bathurst Regional Art Gallery, has recently returned from her appointment as the NSW Team Leader at the 57th Venice Biennale 2017.

The position, jointly supported by Create NSW and the Australia Council for the Arts, assisted in the management and curatorial support of the Tracey Moffatt MY HORIZON exhibition at the Australian Pavilion in Venice from 25 September to 31 October 2017.

Council's Curator was selected from a competitive field of artists, curators and gallery directors from around regional NSW and Western Sydney in recognition of the leadership, curatorial, and administrative skills displayed in her roles as Exhibitions Manager at the Blue Mountains Cultural Centre, and Curator at Bathurst Regional Art Gallery.

The NSW Exhibition Team Leader position formed part of the professional development program for the 2017 Venice Biennale which saw Team Leaders and Volunteers from each state travel to Venice during the course of the exhibition's six month run. Curated by Natalie King with Commissioner Naomi Milgrom AO, Tracey Moffatt MY HORIZON was the first solo exhibition of work by an indigenous artist to represent Australia in Venice.

In this leadership role, Council's Curator managed a team of volunteer exhibition attendants and the daily operations of Tracey Moffatt's exhibition; developing skills in gallery management, invigilation, education, administration, and networking opportunities.

During the five week period that Council's Curator worked at the Venice Biennale, over 70,000 people visited the Australian Pavilion, including Italian visitors, tourists, artists, academics, arts workers, school groups and VIP's.

The Biennale, which closed on Sunday 26 November, attracted a record 615,000 visitors over its six-month run, making it the best-attended Biennale in the event's 117 year history.

Financial Implications: There are no financial implications resulting from this report. Accommodation, flights, and a small per diem were jointly supported by Create NSW and the Australia Council for the Arts.

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 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 20.1, 20.6
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3
- Objective 26: To encourage and support the provision of a range of opportunities for life long education across the Bathurst community. Strategy 26.1

Community Engagement

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

7 BATHURST MEMORIAL ENTERTAINMENT CENTRE - SKILLSET 2017 PARTNERSHIP AWARD (20.00060)

Recommendation: That the information be noted.

Report:

At the 35th Annual Skillset Awards night BMEC received the 2017 Partnership Award.

The award acknowledged the sustained connection BMEC has developed with staff and students of the Skillset Senior College, dedicated to the support of secondary students who do not achieve well in a normal school environment for a range of reasons.

The BMEC relationship with Skillset Senior College commenced in 2015 with the production SDS1 by Ahilan Ratnamohan. SDS1 is a show based on soccer and Ahil ran an extremely engaging workshop at the College in June. In October students came to see the performance in the BMEC City Hall. Their reactions after the performance and the way they engaged with Ahil showed they really enjoyed it. Many of these students have difficulty socialising and had never attended a theatre production before.

Since late 2015 Skillset Senior College students have been involved in the research and development of *The Climbing Tree*, a new play which will premiere in the BMEC 2018 Annual Season. As part of this research the students have participated in workshops with writer Rachael Coopes and composer Guy Webster. They also attended a performance of *Sugarland* in 2016 which was written by Rachael with music by Guy.

Sugarland connected strongly with the students as in many instances it reflected their personal experiences. In 2017 the Students attended Dracula.

With funding support BMEC has been able to offer most of the above engagement at no cost to the students or Skillset. BMEC has found it to be a very productive, two way relationship and looks forward to continuing.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3, 23.5
- Objective 26: To encourage and support the provision of a range of opportunities for life long education across the Bathurst community. Strategy 26.4
- 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 - 5 DECEMBER 2017 (07.00006)

Recommendation: That the recommendations of the Traffic Committee Meeting held on 5 December 2017 be adopted.

Report: The Minutes of the Traffic Committee Meeting held on 5 December 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 5 DECEMBER 2017

MEETING COMMENCES

1 MEETING COMMENCED

Members: Sergeant Peter Foran (Bathurst Police), Ms Jackie Barry (Roads and Maritime Services Representative)

Present: Mr Bernard Drum (Manager Technical Services) Mr Myles Lawrence (Civil Design & Project Engineer) and Mr Paul Kendrick (Traffic and Design Engineer)

APOLOGIES

2 APOLOGIES

That the apologies of Cr Warren Aubin (Bathurst Regional Council) and Mr David Veness (MP Representative) be accepted.

In the absence of Cr Aubin, the Manager Technical Services chaired the meeting.

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - (7 NOVEMBER 2017)
(07.00006)

That the Minutes of the Traffic Committee Meeting held on 7 November, 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 7 NOVEMBER, 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 TRACK TO TOWN AS PART OF THE BATHURST 12 HOUR TRAFFIC MANAGEMENT PLAN (04.00097)**

That Council endorse the Traffic Management Plan for the Track to Town as part of the Bathurst 12 Hour on Thursday 1 February 2018, subject to conditions as recommended in the Director Engineering Services' Report.

8 **Item 4 2018 B2B CYCLING FESTIVAL - NSW SHORT COURSE HILL CLIMB CHAMPIONSHIP (23.00128-04)**

That Council endorse the traffic management for the B2B Cycling Festival, NSW Short Course Hill Climb Championship road racing event to be held on Saturday, 21 April 2018. The event is to be classified as a Class 2 event and approved subject to conditions as detailed in the Director Engineering Services' Report.

9 **Item 5 PROPOSED ACCESS TO INTERMODAL TRANSPORT TERMINAL AT 95 LEE STREET BATHURST (1998/154-08/009)**

That Council approve the relocation of the "No Stopping" (R5-400) (R), "No

Stopping" (R5-400) (L) and No Stopping" (R5-400) (R&L) signs on the north and south side of the entry/exit to Intermodal Transport Terminal premises at 95 Lee Street, Bathurst.

10 **Item 6 BATHURST HISTORIC CAR CLUB SWAP MEET (22.00053-09/139)**

That Council endorse the Traffic Management Plan for the staging of the Bathurst Historic Car Club 2018 Swap Meet at the Bathurst Showground on Sunday 4 February 2018. The event is to be classified as Class 2 and approved subject to the conditions as detailed in the Director Engineering Services' Report.

11 **Item 7 2018 BATHURST STREET AND CUSTOM MOTORCYCLE SHOW (23.00026-20/074)**

That Council endorse the Traffic Management Plan for the 2018 Bathurst Street and Custom Motorcycle Show to be held Saturday 3 February 2018. The event is to be classified as a Class 2 event and approved subject to conditions as detailed in the Director Engineering Services' report.

12 **Item 8 2018 B2B CYCLING FESTIVAL (23.00128-04)**

That Council endorse the Traffic Management for Council's B2B Cycling Festival Events including the Blayney and Mount Panorama (B2B) Long and Short Courses on Sunday, 22 April 2018. The events are to be classified as Class 1 events respectively and approved subject to conditions as detailed in the Director Engineering Services' report.

13 **Item 9 LIFELINE CENTRAL WEST NSW AIR SHOW (21.00008)**

That Council approve the use of the Bathurst Aerodrome for the purposes of conducting an Air Show on Saturday 7 and Sunday 8 April 2018 and endorse the Traffic Management Plan.

TRAFFIC REGISTER

This is page 3 of Minutes of the Traffic Committee held on 5 December 2017

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

That the information be noted.

MEETING CLOSE

15 **MEETING CLOSE**

The Meeting closed at 2.40pm

NOTICES OF MOTION

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 NOTICE OF MOTION - CR NORTH - PROPOSED SOLAR PLANT, BREWONGLE (11.00004, 22.08374)

Recommendation: Moved by Cr North:

That Council write to Photon Energy and request that they identify an alternative site for their proposed solar plant installation so that it is not located on prime agricultural land.

Report: Notice is hereby given:

That Council write to Photon Energy and request that they identify an alternative site for their proposed solar plant installation so that it is not located on prime agricultural land.

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 28.1

Community Engagement

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

COUNCILLORS/ DELEGATES REPORTS

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

13 DECEMBER 2017

1 MINUTES - BATHURST REGIONAL YOUTH COUNCIL 7 NOVEMBER 2017 (11.00020)

Recommendation: That the information be noted.

Report: The Youth Council considered a number of items at their bi-monthly meeting, including the following:

- A presentation on the Bathurst 2040 Open Space Strategy was delivered by Nicholas Murphy (Senior Strategic Planner)
- A debrief of the 'How to Adult' Workshops event
- A presentation on the services offered by Veritas House was delivered by Jody Pearce and Narelle Stocks
- Discussion around the Christmas Raffle Fundraiser
- Brainstorming events to be held as part of Youth Week 2018

A copy of the minutes from the meeting has been provided. Please see **attachment 1**.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3, 23.6
- Objective 27: To encourage youth engagement, participation and achievement across all areas of the Bathurst community. Strategy 27.1, 27.3, 27.4, 27.5, 27.6, 27.9
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.2, 30.5
- Objective 33: To be and develop good leaders. Strategy 33.2, 33.3

Community Engagement

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

2 CENTROC BOARD MEETING (07.00017)

Recommendation: That the report on the CENTROC Board Meeting held 23 November 2017 in Young be noted.

Report: The Centroc Board meeting was held at Young on 23 November 2017. The following report is for Council's information.

Following the Board the AGM was held. Cr John Medcalf was elected as Chair unopposed, and Cr Scott Ferguson was elected as Deputy Chair unopposed.

The Executive members are Cr S Lesslie, Cr K Keith, Cr R Kidd, Cr G Miller Cr G Hanger and Cr B West being the Mayors from Lithgow City Council, Parkes Shire Council, Forbes Shire Council, Orange City Council, Bathurst Regional Council and Cowra Shire Council. Their respective General Managers form the GMAC Executive with Mr David Sherley, the Secretary for Centroc and Mr Stephen Loane as Treasurer.

External delegates were elected as follows;

- Cr S Ferguson will represent Centroc on the Western Region Academy of Sport
- Sally Hall and Charmaine Bennett will represent Centroc on the, NSW Council Safe Advisory Network
- Cr B West, Cr K Keith, Cr S Lesslie, Cr G Miller are the representatives for the Regional Strategic Roads Group
- Cr J Medcalf and Cr S Ferguson are the representatives for The Western Mining Taskforce
- Cr J Medcalf and Cr S Ferguson are the representatives for The Outer Sydney Orbital and Castlereagh Connection Corridor Steering Committee

Portfolio Mayors will be; Transport, Cr Ken Keith, Water, Cr David Somerville, Health, Cr John Medcalf, Regional Development, Cr Bill West and Planning, Cr Reg Kidd.

The Board heard presentations from Statewide Mutual and the Western Region Academy of Sport.

Transport Infrastructure – The Centroc Board are advocating their disappointment with the NSW Government Future Transport 2056 suite of strategies, and are seeking an urgent meeting with the Premier, Deputy Premier and appropriate Ministers during the LGNSW conference week.

A subcommittee will be formed to progress improvements to transport constraints in the region This will include developing a funding proposal to resource further activity. The Board will also continue advocacy which will include reference to existing State commitments. Member Councils were encouraged to support all advocacy including the current social media campaign on Facebook at Central NSW Connex.

Water Security – The Board were updated on the Current status of the Lachlan Valley Water Security Investigations-Phase Two.

Safe and Secure Funding - Advice has been sought from DPI Water on the potential for funding to review the Centroc Water Security Study. Verbal advice is that high level discussions are underway on the funding calculation where the proponent is a regional organisation.

A submission was made to the Productivity Commission on the Draft Report on National Water Reform.

The Board agreed to support measures proposed by Lachlan Valley Water to improve reliability of water in the Lachlan system through the review of the Water Sharing Plan. This is to be addressed through the Executive with further advice to be provided at a later stage.

The Board also agreed to support CTW in progressing feasibility of the duplication of the Regis Mines pipeline Lithgow to Carcoar and a regional approach.

The BCA for a potential storage on the Belubula River at Cranky Rock was found to be not feasible due to engineering costs associated with the geology of the area including the Cliefden Caves network.

Health – In September Cr Medcalf, Cr Bill West, Cr G Hanger and the Executive Officer met with Member for Calare Andrew Gee as further follow up from the previous Board meeting when the region voted to continue with its support for the Murray Darling Medical school.

Mr Gee provided feedback that it is very challenging getting traction for the Murray Darling Medical School. Correspondence has been sent to the Minister for Health and Sport, the Hon Greg Hunt seeking advice on what the alternative model to the Murray Darling Medical School would be.

Regional Development – Submissions lodged in this quarter include; the Inquiry into Regional Development and Decentralisation and the Inquiry into Regional Development a Global Sydney.

An update from Regional Development Australia (RDA) Central West was given to the Board. The two organisations continue to work closely with member Councils to identify and progress key economic development projects and priorities for the region. The Board were informed that the Chair of RDA Central West, Mr Alan McCormack is leaving all roles in this region as he moves to the South Coast.

Planning – The Joint Organisation Update from the Deputy Premier and Minister for Local Government was released on 3 November. The first and second readings of the JO amendment of the Local Government Act have occurred. The Legislation was given in principle support by the Board and a presentation from the Office of Local Government to the region in December has been requested. A subcommittee of the Executive and interested Board members will form to progress advice to members.

A Regional Strategic Plan based on the aggregation of community strategic plans was adopted, it will be used for strategic, policy and intergovernmental collaborative purposes.

Tourism – An update was provided on the official wind up of Central NSW Tourism (CNSWT). \$31,038 was transferred to Centroc. Other materials such as the Destination Management Plan and website are being rebadged and reviewed. A revised budget and management plan were approved.

Management Plan, Constitution and Policy Report

There were minor changes made and adopted to both the Policy and Procedure Manual and the Centroc Constitution to allow for greater flexibility in the organisation. Given the Joint Organisation Reforms a strategic session will be held early in the new year while an incremental approach will be taken to existing programming during the transition period.

Operational – There was advice regarding the Operational Activities of Centroc as identified in the Management Plan. This report recommended to

1. Develop policy on Electric Vehicles for Council readiness;
2. Commend to Councils they have business cases ready to go for carpark solar and Electric Vehicles readiness to pre-empt the funding framework;
3. Centroc monitor the State funding opportunity on Energy Savings Certificates and provide feedback to members as required;
4. Centroc ramp up advocacy on Bulk Lamp Replacement;
5. Note that a buildings revaluation program is being rolled out across the region should members wish to opt in; and
6. Note that the In-House Councillor Training Package has been purchased from REROC and is available for interested Councils upon request.

Financial – The Board anticipates a profit of \$3,711 at 30 June 2018 against a budgeted profit of \$842.

Financial Implications: Council's involvement in CENTROC is provided for within existing budget allocations.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 1: To attract employment, generate investment and attract new economic development opportunities. Strategy 1.1

Community Engagement

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

3 UPPER MACQUARIE COUNTY COUNCIL (UMCC) OCTOBER 2017 (18.00172)

Recommendation: That Council note the Delegates Report on the Upper Macquarie County Council (UMCC) meeting held 20 October 2017.

Report: A meeting of the Upper Macquarie County Council was held on Friday 20 October 2017 at the Council offices in Kelso. A number of matters were reported on and considered at the meeting. Included amongst these were:

1. Election of Chairman and Deputy Chairman

Being the first meeting of the new Council as with their constituent councils, Councillors were required to take an oath or affirmation of office.

Following this, the election of the County Chairman and Deputy Chairman was undertaken with Councillor Ian North (BRC) elected as Chairman and Councillor David Kingham (Blayney) elected as the Deputy Chairman.

Unlike the election of mayors to General Purpose Council's, the period for the county chairman is 12 months.

2. "Spring" 2017 Aerial Spraying Program

The Upper Macquarie County Council conducted an aerial weed spraying program in September 2017 principally targeting serrated tussock plus some blackberry. At the beginning of the aerial spraying program there were 92 properties booked comprising of 2,742 ha of serrated tussock and 40 ha of blackberry.

Unfortunately due to the poor and deteriorating dry weather conditions the Program was ceased on the 22 September 2017. At the time of ceasing the Program, 52 landholders had taken part in the Program and a total of 1,732Ha sprayed, including 1,702Ha of Serrated Tussock and 30Ha of Blackberry being treated. Due to the ceasing of the program the remaining 40 properties have been re-booked for the February 2018 aerial spraying program. The 40 remaining properties would comprise an additional 1,040Ha of serrated tussock and 10Ha of blackberry.

3. Inspections (22 July 2017 to 6 October 2017)

During the period 500 inspections of properties and roads took place. These included:

LGA	No. of Inspections
Bathurst	152
Blayney	28
Lithgow	182
Oberon	138

The UMCC issued 11 Individual Biosecurity Directions on four landholders during the period.

4. Weeds Action Program

Council receives funding from the NSW State Government via the Macquarie Valley Weeds

Advisory Committee (MVWAC) under the Weeds Action Program (WAP).

The current NSW Weeds Action Program is the 2015-2020 Program (WAP1520). This Program follows, and builds on, the NSW Weeds Action Program 2010-2015. It is the target of the NSW Government to reduce the impact of weeds and this is guided by the NSW Biosecurity Strategy 2013-2021 (the Biosecurity Strategy) and the NSW Invasive Species Plan 2015-2020 (the ISP).

Priorities for WAP1520 are to:

- prevent the establishment of new invasive species
- eliminate or prevent the spread of new invasive species
- reduce the impact of widespread invasive species
- ensure that NSW has the ability and commitment to manage invasive species.

For the 2016-17 period Council was allocated \$317,074 in WAP funding and these funds were fully expended during the period.

5. Community Events

From 1 July 2017 to 30 September 2017 Council staff attended community events. These events included:

- Blayney Farmers Market, Sunday 20 August 2017
- Burruga Show, 27 August 2017

Financial Implications: There are no financial implications at this time.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 9: To protect and enhance the region's landscapes, views, vistas, open spaces and the Macquarie River. Strategy 9.4
- Objective 10: To protect and enhance the region's biodiversity. Strategy 10.6
- 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.

4 UPPER MACQUARIE COUNTY COUNCIL (UMCC) NOVEMBER 2017 (18.00172)

Recommendation: That Council note the Delegates Report on the Upper Macquarie County Council (UMCC) meeting held 24 November 2017.

Report: The most recent meeting of the Upper Macquarie County Council was held on Friday 24 November 2017 at the Council offices in Kelso. A number of matters were reported on and considered at the meeting. Included amongst these were:

1. Tenders Aerial Spraying Program – ‘Autumn’ 2018

The Upper Macquarie County Council has been carrying out aerial spraying programs for at least the last 17 years. Following the success of past programs another program is proposed to be conducted commencing in mid-February 2018.

In the Autumn 2017 program almost 2,000 hectares were sprayed, targeting more than 1,000 hectares affected by serrated tussock and almost the same area of blackberry. The Spring program focussed principally on serrated tussock with 1702 hectares sprayed, with another 1040 being postponed to the Autumn program 2018, due to dry weather conditions.

Based on an estimated 2,000HA of land being sprayed (1,000Ha on Serrated Tussock and 1,000Ha on Blackberry) a tender was accepted from Commercial Helicopters. Commercial Helicopters has been performing the aerial spraying with Upper Macquarie Country Council for many years and Council has been satisfied with its services.

2. 19th Biannual Weeds Conference

The Conference was held 16th to 19th October 2017 in Armidale NSW with three Upper Macquarie County Council staff attending, the Acting Chief Weeds Officer and two Weeds Officers. Over the three days there were 64 papers presented from 49 presenters providing new and interesting information on all facets of weed control, data collection, weed identification and building weed awareness in the community.

The Conference has alerted the attendees of several areas that may need to be investigated further and/or reviewed:

- With the new requirement for each property to have a biosecurity management plan, with new weed incursions onto property being one of the main focus points of the new Act, then vehicle hygiene will need to be investigated. There will be a need to clean vehicles before entering and leaving properties.
- With the information provided at the conference about water weeds being able to survive within our local LGA areas staff will require training in the identification of water weeds to help land owners and constituent councils to meet their legal obligation under the Biosecurity Act.
- The monitoring of the sale of priority weeds. Council will also need to regularly check local markets and websites like Gum Tree, eBay for priority weeds for sale. There have been reports of priority weeds being sold on these sites, and there has already been a case in the Bathurst LGA of a person selling priority weeds on eBay.
- Watching for new chemicals and additives on the market to make it easier for mixing and storage and carting. This may lessen the chance of making an error whilst mixing.
- Awareness of remote locations that could be hotspots for potential weed threats due to a new incursion of weeds brought in by travellers. Examples of these locations are National Parks, State Forests and River Reserves. UMCC needs to be on the lookout

for weeds coming into new areas not just the areas that are already known to have an infestation problem.

- Improvements to mapping systems through the new software package from Iconyx. This new package will improve the speed of inspections, property inspection report letters and plotting of infestations. With an overall improvement to the system and saving time for both the inspectors in the field and time in the office.

3. Alternative Governance Models for UMCC

The UMCC conducted a workshop with councillors on 24 November 2017 to consider the options with a recommendation going to the UMCC meeting on the same day.

The outcome of this will be reported to Council under a separate cover.

4. Inspections (7 October to 10 November 2017)

During the period 170 inspections of properties and roads took place. These included:

LGA	No. of Inspections
Bathurst	45
Blayney	23
Lithgow	79
Oberon	23

The UMCC issued 17 Individual Biosecurity Directions on eight landholders during the period.

5. 2018 Meeting Dates

In accordance with Council's Code of Meeting Practice Council will hold Ordinary meetings on the following dates for 2018:

2 February 2018
16 March 2018
4 May 2018
15 June 2018
3 August 2018
21 September 2018
2 November 2018
7 December 2018

6. 2016/17 Annual Report

The Annual Report for the year 2016-2017 has been prepared and presented to the UMCC.

A copy of the Annual Report has been placed on the UMCC website.

7. Presentation of the 2016-17 Financial Statements

Council completed and submitted its 2016-17 Financial Statements by the due date.

A presentation was received at the Council meeting from its auditor in relation to these Statements.

8. Community Events

From 1 October 2017 to 10 November 2017 Council staff attended one community event, being the Oberon Farmers Market on 4 November 2017.

This was a good opportunity to promote awareness of Bio Security legislation, answer questions on weeds from people who may otherwise not know who to ask and to promote the work of UMCC in the Oberon Council area.

Staff attended with the display trailer. The trailer was set up and assisted in being able to answer a number of queries from the general public and to pass out an amount of informative material.

Whilst attendance was said to be down somewhat due to cool weather and forecast rain it was still a worthwhile exercise and achieved the results noted above.

Participation in such activities is part of the role of UMCC and are good promotional opportunities plus they also form part of the targets for the Weeds Action Plan (WAP) funding.

Financial Implications: There are no financial implications at this time.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 9: To protect and enhance the region's landscapes, views, vistas, open spaces and the Macquarie River. Strategy 9.4
- Objective 10: To protect and enhance the region's biodiversity. Strategy 10.6
- 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.

5 CR MONICA MORSE REPORT - NSW PUBLIC LIBRARIES ASSOCIATION SWITCH 2017 CONFERENCE - 21-24 NOVEMBER 2017 (21.00054)

Recommendation: That the information be noted.

Report:

Cr Morse, the Library Manager and 2 Library Staff members attended the NSW Public Libraries Association Conference from 21 – 24 November in Penrith.

The program of speakers included the NSW State Librarian, Dr John Valance. Topics included:

- Libraries as human and digital interfaces;
- Inspiration for Design
- Vision 2020
- Libraries for Refugees
- Reaching Deeper into the culture of Australia.

Cr Morse attended a breakfast, together with other Councillors with the President of the NSW Public Libraries Association Conference. Lobbying for increased Government funding for Libraries was discussed, particularly in view of the fact that the current funding period ends in July this year. It was agreed that a special session for Councillors will be part of the conference program in future years.

Kevin Hennah, a Library Retail Consultant and Trainer, gave a most informative and inspirational talk on library design. It was interesting to hear that he has given advice to Council's Library

Council was represented by Cr Morse at the Annual General Meeting of the NSW Public Libraries Association.

The NSW Public Libraries Association Conference had a very good program, useful trade displays and provided opportunities for library staff and councillors to network.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.7
- Objective 26: To encourage and support the provision of a range of opportunities for life long education across the Bathurst community. Strategy 26.1

Community Engagement

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

**6 MINUTES - AUSTRALIA DAY WORKING PARTY - 21 NOVEMBER 2017
(23.00033)**

Recommendation: That the information be noted.

Report: The minutes of the Australia Day Working Party held on 21 November 2017 are shown at **attachment 1**.

Financial Implications: N/A

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3
- 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.