

10 October 2018

His Worship the Mayor & Councillors

**Notice of Ordinary Meeting of Bathurst Regional Council - Wednesday,
17 October 2018**

I have to advise that an **Ordinary Meeting** of Bathurst Regional Council will be held in the Council Chambers on Wednesday, 17 October 2018 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, 17 OCTOBER 2018

1. 6:00 PM - MEETING COMMENCES

2. PUBLIC FORUM

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 - 19 SEPTEMBER 2018

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

* 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 - 2 OCTOBER 2018

10. NOTICES OF MOTION - Nil

11. RESCISSION MOTIONS - Nil

12. COUNCILLORS/ DELEGATES REPORTS

* MINUTES - BATHURST REGIONAL COMMUNITY SAFETY COMMITTEE - 13 SEPTEMBER

2018

* MINUTES - BATHURST REGIONAL YOUTH COUNCIL 4 SEPTEMBER 2018

* MINUTES - AUSTRALIA DAY WORKING PARTY - 18 SEPTEMBER 2018

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

Recommendation: That:

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

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

1. In accordance with Section 9(2A) of the Local Government Act 1993, it is the opinion of the General Manager that the following business is of a kind as referred to in section 10A(2) of the Act and should be dealt with in a part of the meeting closed to the media and public.
2. In accordance with Section 10B(1) it is considered that discussion of the matter in open meeting, would on balance, be contrary to the public interest.
3. In accordance with Section 10A(4) members of the public are invited to make representations to the Council as to whether the matters should or should not be dealt with in Confidential Committee.

* DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	RURAL LICENCE AGREEMENT - LOT 5 DP774064 KNOWN AS 434 LAFFING WATERS LANE, KELSO.	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	RURAL LICENCE AGREEMENT - LOT 231 DP1177478 KNOWN AS 151 LAFFING WATERS LANE, KELSO.	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
3	RURAL LICENCE	10A (2) (d) (i) – contains commercial information of

	AGREEMENT - LOT 14 & LOT 15 DP1089380 KNOWN AS 193 MORRISSET STREET, BATHURST.	a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
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*** DIRECTOR ENGINEERING SERVICES' REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	TENDER F2923 - NETWASTE TENDER FOR CHIPPING OF GARDEN ORGANICS, WOOD AND TIMBER	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

14. RESOLVE INTO OPEN COUNCIL

15. ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

16. MEETING CLOSE

MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 19 SEPTEMBER 2018 (11.00005)

Recommendation: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 19 September 2018 be adopted.

Report: The Minutes of the Ordinary Meeting of Bathurst Regional Council held on 19 September 2018, are **attached**.

Financial Implications: N/A

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 6: Community leadership and collaboration Strategy 6.4

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 19 SEPTEMBER 2018**

MEETING COMMENCES

1 MEETING COMMENCES 6:00 PM

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

PUBLIC FORUM

2 PUBLIC FORUM

L Meale – Bathurst CSU Scholarship winner - thanked Council for the scholarship, studying Bachelor Business Management. The scholarship has allowed her to focus on her study.

C O'Rourke – George Park Master Plan - asked what scope will Council take of the online survey, referred to possible abuse of electronic submissions. Feels people disenfranchised if do not have electronic access. Raised concerns about content of the draft plans, including errors and omissions. Need to ensure people are adequately informed, referred to a number of State Government documents and guidelines. Spoke to concerns about floodlighting and traffic issues.

J Page– Heritage matters - spoke to heritage concerns for the area and much is being lost. Referred to Carillon, TAFE, House in Machattie Park and works that are needed. Neglect becomes more costly. Also referred to cultural heritage and need to preserve, eg Centennial Park, Go-Kart track implications, Mount Panorama, George Park - where public space is to be closed up. Why is heritage not a priority for Bathurst Regional Council?

G Crisp – Ratepayer - referred to draft financial statements. Made accusation and said a special audit has been established for Bathurst Regional Council under S:422 of the Local Government Act by the Auditor General. The cost of a special audit will be paid for by ratepayers.

The General Manager advised no advice has been received by Council from the Audit Office of any special audit.

B Trimming – Bathurst Regional Access Committee chair - congratulated Council staff, spoke to various access issues and history of working with Council to achieve positive results. Thanked Council for assistance provided to Bathurst Regional Access Committee (BRAC) The BRAC Annual General Meeting will be held in the near future, hopes Council will continue to support the committee.

V Comiskey – access issues - spoke to discrimination issues in the City, in particular toilets with change rooms for people with disabilities.

APOLOGIES

- 3** **APOLOGIES**
MOVED Cr B Bourke and **SECONDED** Cr A Christian

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

MINUTES

- 4** **Item 1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 15 AUGUST 2018 (11.00005)**
MOVED Cr B Bourke and **SECONDED** Cr J Rudge

RESOLVED: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 15 August 2018 be adopted.

- 5** **Item 2 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 5 SEPTEMBER 2018 (11.00005)**
MOVED Cr A Christian and **SECONDED** Cr J Fry

RESOLVED: That the Minutes of the Ordinary Meeting of Council following Policy Committee held on 5 September 2018 be adopted.

DECLARATION OF INTEREST

- 6** **DECLARATION OF INTEREST 11.00002**
MOVED Cr J Rudge and **SECONDED** Cr W Aubin

RESOLVED: That the following Declaration of Interest be noted.

Cr Jennings
 Item #2 of the Director Engineering Services Confidential report

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

General Manager's Report

- 7** **Item 1 ELECTION OF DEPUTY MAYOR (12.00005)**

One nomination for the position of Deputy Mayor was received for Cr Bourke.

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

- 8** **Item 2 DISCLOSURES BY COUNCILLORS AND DESIGNATED PERSONS RETURNS (11.00002)**
MOVED Cr W Aubin and **SECONDED** Cr J Rudge

RESOLVED: That the completed Disclosure of Interest of Councillors and Designated Persons Returns for Councillors and relevant staff be noted.

9 Item 3 MEMBERSHIP OF REGIONAL CITIES NSW (18.00208)

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

RESOLVED: That Council:

- (a) Note the information contained within this Invitation to Join Regional Cities NSW Council Report.
- (b) Join Regional Cities NSW (RCNSW) with a formal review of Council's membership to take place within the first 24 months of the formal commencement of RCNSW, to ensure it is meeting its stated objectives.
- (c) Note that whilst sixteen Councils have been invited to join RCNSW, a minimum of nine Councils will be needed to establish RCNSW.
- (d) Allocate \$5,000 for membership of RCNSW from 1 January 2019 to 30 June 2019.
- (e) Note that any future requests for financial contributions over and above the annual membership fee to RCNSW will be reported to Council for further consideration, as appropriate.

10 Item 4 SISTER CITY DELEGATION TO OHKUMA 2018 (23.00011)

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

RESOLVED: That the information be noted.

Director Environmental Planning & Building Services' Report

11 Item 1 SECTION 4.15 OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 (03.00053)

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

RESOLVED: That the information be noted.

12 Item 2 GENERAL REPORT (03.00053)

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

RESOLVED: That the information be noted.

13 Item 3 2018 BATHURST JOBS EXPO (20.00305)

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

RESOLVED: That the information be noted.

- 14** **Item 4 NAMING OF PUBLIC ROADS – WHEATFIELD DRIVE, NEWLAND CRESCENT, KEYSTONE RISE, BURLINGTON RISE, ALLUVIAL PLACE, FAIRLEIGH PLACE, LYON CLOSE, MARBLE CLOSE (20.00024)**
MOVED Cr B Bourke and **SECONDED** Cr W Aubin

RESOLVED:

- (a) give notice of its intention to adopt the name Wheatfield Drive, Newlands Crescent, Keystone Rise, Goldmine Rise, Alluvial Place, Settlers Place, Avoca Close, Marble Close; and
- (b) direct the General Manager to undertake procedures pursuant to the requirements of the Roads Act 1993, to have the names gazetted, should no submissions be received.

- 15** **Item 5 NAMING OF PUBLIC ROADS – CONNOLLY DRIVE & DARVALL DRIVE (20.00024)**
MOVED Cr J Rudge and **SECONDED** Cr M Morse

RESOLVED:

- (a) give notice of its intention to adopt the names Connolly Drive and Darvall Drive for the new roads created by the 176 lot residential subdivision off the eastern end of Graham Drive and Mendel Drive in Kelso; and
- (b) direct the General Manager to undertake procedures pursuant to the requirements of the Roads Act 1993, to have the name gazetted, should no submissions be received.

- 16** **Item 6 BATHURST REGIONAL DEVELOPMENT CONTROL PLAN 2014 – HOUSEKEEPING AMENDMENT (20.00322)**
MOVED Cr J Rudge and **SECONDED** Cr J Fry

RESOLVED:

- (a) amend the Bathurst Regional DCP 2014 as outlined in this report; and
- (b) notify those who lodged submissions of its decision; and
- (c) give public notice of Council's decision in accordance with the requirements of the Environmental Planning and Assessment Act, and
- (d) call a division.

- 17** **Item 7 NSW EPA ILLEGAL DUMPING GRANT PROJECT DELIVERY REPORT (13.00006)**
MOVED Cr B Bourke and **SECONDED** Cr J Rudge

RESOLVED: That Council notes the report.

- 18** **Item 8 AMENDMENTS TO THE PUBLIC HEALTH REGULATION 2012 (14.00001)**
MOVED Cr W Aubin and **SECONDED** Cr M Morse

RESOLVED: That Council note the additional responsibilities and activities required of Council Officers due to amendments to the Public Health Act 2010 and associated Regulation.

- 19** **Item 9 BATHURST BACKYARD BIRD COUNT – RESULTS OF 2017 PROGRAM (13.00081)**
MOVED Cr J Fry and **SECONDED** Cr M Morse

RESOLVED: That Council notes the success of the 2017 Bathurst Backyard Bird Count and supports ongoing participation in the Aussie Backyard Bird count.

Director Corporate Services & Finance's Report

- 20** **Item 1 STATEMENT OF INVESTMENTS (16.00001)**
MOVED Cr W Aubin and **SECONDED** Cr J Rudge

RESOLVED: That the information be noted.

- 21** **Item 2 MONTHLY REVIEW - 2018/2022 DELIVERY PLAN AND OPERATIONAL PLAN 2018-2019 (16.00155)**
MOVED Cr B Bourke and **SECONDED** Cr A Christian

RESOLVED: That the information be noted.

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

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

- 23** **Item 4 POWER OF ATTORNEY (11.00007)**
MOVED Cr J Rudge and **SECONDED** Cr A Christian

RESOLVED: That the information be noted.

- 24** **Item 5 STATEMENT BY COUNCIL ON FINANCIAL REPORTS (16.00137.41.00089)**
MOVED Cr B Bourke and **SECONDED** Cr M Morse

RESOLVED: That Council:

- (a) refer the draft Financial Statements to Council's auditors, Audit Office of NSW,

for audit;

- (b) sign the Certificates with respect to the General Purpose Financial Statements and the Special Purpose Financial Statements for the year ended 30 June 2018;
- (c) adopt the Accounting Policies shown in the financial reports.

25 Item 6 2018 NEWTONS NATION IDF WORLD CUP (04.00122)

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

RESOLVED: That:

- (a) The report on the 2018 Newtons Nation IDF World Cup event held at Mount Panorama be noted.
- (b) Council waive/pay the venue hire and cleaning costs, amounting to \$13,989.00 (including GST), associated with the 2018 event, to be funded from Council's Section 356 - Mount Panorama Fee Waiver allocation.

26 Item 7 REQUEST FOR FEE WAIVER - BATHURST REGIONAL LIBRARY MEETING ROOM (21.00047)

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

RESOLVED: That

- (a) Council waive the "Community User" hire charge for The University of the Third Age's use of the Bathurst Regional Library Meeting Room for the period July to December 2018.
- (b) Hire charges for use of the Library Meeting Room are to apply from 2 January 2019.

27 Item 8 REQUEST FOR FINANCIAL ASSISTANCE - NISSAN DATSUN DRIVERS CLUB - BATHURST 2018 RALLY (18.00195)

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

RESOLVED: That Council waive the costs associated with the partial closure of Russell Street for the 2018 Nissan Datsun Drivers Club "ceremonial" start and display, to be funded from the S 356 Mount Panorama Fee Subsidy.

28 Item 9 WAIVING OF HIRE FEE - USE CENTENNIAL PARK (04.00047)

The Item was WITHDRAWN

29 Item 10 CONSOLIDATION AND SUBDIVISION OF LAND AT LOT 18 & LOT 19 DP1084053 KNOWN AS 38 WILLIAM STREET, BATHURST (22.06911)

MOVED Cr J Rudge and **SECONDED** Cr J Fry

RESOLVED: That Council

- (a) Action the recommendation for Deterrent and Disposal (Levels 1, 2 and 3) as detailed within the Machattie Park Flying-Fox Deterrent and Disposal Plan for the 2018 flying-fox season
- (b) Receive a further report on funding options for the implementation of the Flying Fox Action Plan.

The MOTION was PUT and LOST

34 **Item 2.01 MACHATTIE PARK/KINGS PARADE FLYING-FOX ACTION PLAN (04.00012)**
MOVED Cr M Morse and **SECONDED** Cr J Jennings

RESOLVED: That Council:

- (a) Action the Level 1 recommendations for Deterrent and Disposal as detailed within the Machattie Park Flying-Fox Deterrent and Disposal Plan for the 2018 flying-fox season
- (b) Receive a further report on funding options for the implementation of Level 1 actions including an increased cleaning regime.

35 **Item 3 RECYCLING RELIEF FUND (14.00007)**
MOVED Cr W Aubin and **SECONDED** Cr J Jennings

RESOLVED: That the information be noted.

36 **Item 4 ITEMS INCLUDED IN CONFIDENTIAL COMMITTEE OF THE WHOLE (11.00005, 36.00684, 36.00677, 36.00681, 36.00679, 22.06857)**
MOVED Cr A Christian and **SECONDED** Cr J Fry

RESOLVED: That the information be noted.

Director Cultural & Community Services' Report

37 **Item 1 2018/2019 BATHURST CCTV FUNDING PROGRAM (16.00145)**
MOVED Cr B Bourke and **SECONDED** Cr A Christian

RESOLVED: That Council:

- (a) Provide \$2,437.73 under the 2018/2019 Bathurst CCTV Funding Program as follows;

Business	Amount of Funding
Steve Lewis Automotive	\$500 which is the maximum amount approved for funding.
Tablelands Artists	\$500 which is the maximum amount approved for funding.

Co-operative Gallery Limited	
Havenhand & Mather Architects Pty Ltd	\$437.73 which is 50% of the quoted installation cost.
Watson Tractors Pty Ltd	\$500 which is the maximum amount approved for funding.
Frank Smith Work Clothing	\$500 which is the maximum amount approved for funding.

- (b) Reopen the application process to offer the program to further businesses in a second round closing Friday 18 January 201

38 Item 2 BATHURST REGION TOURISM REFERENCE GROUP - MEETING HELD 6 AUGUST 2018 (07.00116)
MOVED Cr J Rudge and **SECONDED** Cr M Morse

RESOLVED: That the information be noted.

39 Item 3 BATHURST REGIONAL ART GALLERY - UNIVERSITY OF TECHNOLOGY SYDNEY (UTS) COLLABORATION AWARD (21.00002)
MOVED Cr M Morse and **SECONDED** Cr J Jennings

RESOLVED: That the information be noted.

40 Item 4 2018/2019 RURAL VILLAGE IMPROVEMENT PROGRAM (16.00104)
MOVED Cr B Bourke and **SECONDED** Cr W Aubin

RESOLVED: That Council distribute the 2018/2019 Rural Village Improvement Program funding as follows:

Name of Association	Project Requested	Total Requested
Hill End & District Volunteer Bushfire Brigade	Picnic tables to be placed at general and Catholic cemeteries	\$2,850
Rockley & District Community Association	Electrical work including repairs to fans and exit lights at hall	\$2,850
Sofala and District Agricultural & Horticultural Show Society Inc	Cement vee drain to stop storm water entering show pavilions	\$1,425
Sofala Progress Association Inc	Install wash hand basin in kitchen as now required, balance to repair white ant damage and fans in the hall	\$1,425
Sunny Corner & District Progress Association Inc	Eave repair and construction at Sunny Corner Hall	\$2,850
Trunkey Creek Progress Association	Purchase of universal banquet chairs for hall	\$2,850
Wattle Flat Heritage Lands Trust	For shade house #3 at Solitary Mine Site, purchase and install: <ul style="list-style-type: none"> one heavy duty timber picnic setting in shade house. guttering, brackets, guarding and downpipes to tank already installed. 	\$1,425

Wattle Flat Progress Association	Purchase heavy duty 6m x 3m aluminium and PVC marquee complete with three walls plus one extra set of walls to be used for Progress Association events	\$1,425
Yetholme Progress Association	Prepare and install notice and information board with location map as first stage of interpretive signage program for village.	\$2,850
TOTAL AMOUNT		\$19,950.00

- 41** **Item 5 AUSTRALIAN FOSSIL & MINERAL MUSEUM-HOME OF THE SOMERVILLE COLLECTION - HONORARY BATHURST CITIZEN PRESENTATION, EXHIBITION OPENING AND BIRTHDAY CELEBRATION HELD ON 26 JULY 2018 (21.00054, 18.00186)**
MOVED Cr M Morse and **SECONDED** Cr J Jennings

RESOLVED: That the information be noted.

- 42** **Item 6 BATHURST LIBRARY - ELECTRONIC LIBRARY COLLECTIONS (21.00054)**
MOVED Cr M Morse and **SECONDED** Cr J Rudge

RESOLVED: That the information be noted.

- 43** **Item 7 NATIONAL MOTOR RACING MUSEUM - FATHER'S DAY EVENT, SUNDAY 2 SEPTEMBER 2018 (21.00005)**
MOVED Cr W Aubin and **SECONDED** Cr J Rudge

RESOLVED: That the information be noted.

- 44** **Item 8 BATHURST DESTINATION BRAND STRATEGY - PROGRESS REPORT (20.00299)**
MOVED Cr W Aubin and **SECONDED** Cr J Rudge

RESOLVED: That the information be noted.

REPORTS OF OTHER COMMITTEES

Policy Committee Meeting

- 45** **Item 1 MINUTES - POLICY COMMITTEE MEETING - 5 SEPTEMBER 2018 (07.00064)**
MOVED Cr B Bourke and **SECONDED** Cr J Rudge

RESOLVED: That the recommendations of the Policy Committee Meeting held on 5 September 2018 be adopted.

Traffic Committee Meeting**46 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 4 SEPTEMBER 2018 (07.00006)****MOVED** Cr W Aubin and **SECONDED** Cr J Jennings**RESOLVED:** That the recommendations of the Traffic Committee Meeting held on 4 September 2018 be adopted.**COUNCILLORS/ DELEGATES REPORTS****47 Item 1 MINUTES - BATHURST REGIONAL COMMUNITY SAFETY COMMITTEE - 16 AUGUST 2018 (07.00107)****MOVED** Cr J Rudge and **SECONDED** Cr W Aubin**RESOLVED:** That the information be noted.**48 Item 2 CENTROC BOARD MEETING 23 AUGUST 2018 PARLIAMENT HOUSE CANBERRA (07.00017)****MOVED** Cr W Aubin and **SECONDED** Cr J Jennings**RESOLVED:** That the report on the Centroc Board meeting held 23 August 2018 at Parliament House, Canberra, be noted.**RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE TO DEAL WITH CONFIDENTIAL REPORTS****49 RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE TO DEAL WITH CONFIDENTIAL REPORTS****MOVED** Cr J Fry and **SECONDED** Cr W Aubin

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

There were no representations from the public.**RESOLVED:** That:

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

* DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	RENEWAL OF COMMERCIAL LEASE AT LOT 7 DP806109 KNOWN AS 5 WARK PARADE, WINDRADYNE	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	RENEWAL OF COMMERCIAL LEASE AT PART LOT 10 IN DP1157553 KNOWN AS JOHN MATTHEWS SPORTING COMPLEX, DURHAM STREET CARPARK	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
3	RENEWAL OF SPORTING LICENCE AGREEMENT FOR PART LOT 7013 DP1114435 KNOWN AS BROOKE MOORE OVAL TO THE RUGBY UNION CRICKET 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.
4	SALE OF LAND AT LOT 908 DP1110004 KNOWN AS 45 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.

* DIRECTOR ENGINEERING SERVICES' REPORT

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	TENDER FOR SUPPLY AND DELIVERY OF WATER TREATMENT CHEMICALS 2018-2019	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	10A (2) (d) (i) – contains commercial information of a

	CONSTRUCTION OF THE BATHURST RAIL MUSEUM	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 CONSTRUCTION OF NEW AMENITIES BUILDING, CARPARK AND CARPARK LIGHTING AT PROCTOR PARK	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
4	TENDER FOR DEMOLITION OF 146 COLLEGE ROAD HOUSE AND SHEDS	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	RELEASE AND CREATION OF EASEMENTS - LOT 1 DP1191492, 365 LIMEKILNS ROAD KELSO - SITE OF RESERVOIR 34	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

Director Corporate Services & Finance's Report

- a** Item 1 RENEWAL OF COMMERCIAL LEASE AT LOT 7 DP806109 KNOWN AS 5 WARK PARADE, WINDRADYNE (22.00267)
MOVED Cr W Aubin and SECONDED Cr J Rudge

That Council approve the renewal of the commercial lease agreement at Lot 5 DP806109 known as 5 Wark Parade, Windradyne with Vivability Inc. for a period of two (2) years with a two (2) year option (at Council's discretion) as detailed in the report.

- b** Item 2 RENEWAL OF COMMERCIAL LEASE AT PART LOT 10 IN DP1157553 KNOWN AS JOHN MATTHEWS SPORTING COMPLEX, DURHAM STREET CARPARK (22.01046)
MOVED Cr W Aubin and SECONDED Cr A Christian

That Council approve the renewal of the commercial lease agreement for part Lot 10 DP1157553 known as John Matthews Sporting Complex, Durham Street carpark with iSpy Coffee Van for a period of 12 (twelve) months with a twelve (12) month option (at Council's discretion) as detailed in the report.

- c** **Item 3 RENEWAL OF SPORTING LICENCE AGREEMENT FOR PART LOT 7013 DP1114435 KNOWN AS BROOKE MOORE OVAL TO THE RUGBY UNION CRICKET CLUB (04.00050)**
MOVED Cr W Aubin and **SECONDED** Cr J Fry

That Council approves the renewal of the Sporting Licence Agreement for part Lot 7013 DP1114435 known as Brooke Moore Oval with the Rugby Union Cricket Club for a period of five (5) years as detailed in the report.

- d** **Item 4 SALE OF LAND AT LOT 908 DP1110004 KNOWN AS 45 HAMPDEN PARK ROAD, KELSO. (22.16152)**
MOVED Cr W Aubin and **SECONDED** Cr M Morse

That Council approves the sale of Lot 908 DP1110004 known as 45 Hampden Park Road, Kelso as detailed in the report.

Director Engineering Services' Report

- e** **Item 1 TENDER FOR SUPPLY AND DELIVERY OF WATER TREATMENT CHEMICALS 2018-2019 (36.00684)**
MOVED Cr W Aubin and **SECONDED** Cr B Bourke

That Council accept the following tenders for the supply and delivery of Water Treatment Chemicals:

- (a) Chemprod Nominees Pty Ltd trading as Omega Chemicals for the supply of Liquid Aluminium Sulphate at the rate of \$205.00 per tonne for an estimated quantity of 2,600 tonnes or \$533,000.00
- (b) Ixom Operations Pty Ltd for the supply of Sodium Hypochlorite at the rate of \$456.50 per kilo Litre (kL) for an estimated quantity of 300kL or \$136,950.00, and
- (c) Redox Pty Ltd for the supply of Sodium Hydroxide at the rate of \$408.10 per tonne for an estimated quantity of 1,200 tonnes or \$489,720.00.

- f** **Item 2 TENDER FOR CONSTRUCTION OF THE BATHURST RAIL MUSEUM (36.00677)**
MOVED Cr W Aubin and **SECONDED** Cr A Christian

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

Reason: Executive Officer of Australian Milling Museum, which is potentially a competitor of the Rail Museum.

That Council accepts the tender of Tablelands Builders Pty Ltd for the construction of the Bathurst Rail Museum in the amount of \$3,340,445.60 (GST incl.), subject to

provisional items and variations.

- g** **Item 3 TENDER FOR CONSTRUCTION OF NEW AMENITIES BUILDING, CARPARK AND CARPARK LIGHTING AT PROCTOR PARK (36.00681)**
MOVED Cr J Rudge and **SECONDED** Cr W Aubin

That Council accept the tenders of:

- (a) Hynash Constructions Pty Ltd for the construction of a new carpark and carpark lighting (Separable Portion A) in the amount of \$882,223.71 (incl. GST), subject to provisional items and variations.
- (b) Tablelands Builders Pty Ltd for the construction of a new amenities building (Separable Portion B) in the amount of \$687,121.00 (incl. GST) subject to provisional items and variations.

- h** **Item 4 TENDER FOR DEMOLITION OF 146 COLLEGE ROAD HOUSE AND SHEDS (36.00679)**
MOVED Cr W Aubin and **SECONDED** Cr J Rudge

That Council accept the tender from Hynash Demolition and Asbestos Removal in the amount of \$143,030.00 (incl. GST), subject to provisional items and variations.

- i** **Item 5 RELEASE AND CREATION OF EASEMENTS - LOT 1 DP1191492, 365 LIMEKILNS ROAD KELSO - SITE OF RESERVOIR 34 (22.06857)**
MOVED Cr J Rudge and **SECONDED** Cr J Fry

That Council resolve to release and create easements at lot 1 DP1191492 benefitting Bathurst Regional Council and compensate the land owners as detailed in the Director Engineering Services' report.

RESOLVE INTO OPEN COUNCIL

- 50** **RESOLVE INTO OPEN COUNCIL**
MOVED Cr J Rudge and **SECONDED** Cr W Aubin

RESOLVED: That Council resume Open Council.

ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

- 51** **ADOPT REPORT OF THE COMMITTEE OF THE WHOLE**
MOVED Cr J Fry and **SECONDED** Cr W Aubin

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

MEETING CLOSE

52 **MEETING CLOSE**

The Meeting closed at 7.49 pm.

CHAIRMAN: _____

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

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

17 OCTOBER 2018

1 SECTION 4.15 OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 (03.00053)

Recommendation: That the information be noted.

Report: Section 4.15 of the Environmental Planning and Assessment Act 1979 is provided below to assist Council in the assessment of Development Applications.

4.15 Evaluation (cf previous s 79C)

(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 Planning Secretary has notified the consent authority that the making of the proposed instrument has been deferred indefinitely or has not been approved), and
 - (iii) any development control plan, and
 - (iii) any planning agreement that has been entered into under section 7.4, or any draft planning agreement that a developer has offered to enter into under section 7.4, and
 - (iv) the regulations (to the extent that they prescribe matters for the purposes of this paragraph),
 - (v) (Repealed) 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.

(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 4.16 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 4.16 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 4.28 (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 Community Strategic Plan - Objectives and Strategies

- Objective 6: Community leadership and collaboration Strategy 6.4

Community Engagement

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

2 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 September 2018 (**attachment 1**).
- (b) Applications refused during September 2018 (**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 September 2018 (**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 Community Strategic Plan - Objectives and Strategies

- Objective 4: Enabling sustainable growth Strategy 4.6
- Objective 6: Community leadership and collaboration Strategy 6.4

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 REGION HERITAGE REFERENCE GROUP (20.00123)

Recommendation: That Council note the minutes of the Bathurst Region Heritage Reference Group held on 6 August 2018.

Report: The Bathurst Region Heritage Reference Group met on 6 August 2018. The minutes of the Group's meeting are provided at **attachment 1**.

Key achievements of the Bathurst Region Heritage Plan 2017 - 2020 since the groups previous meeting in June 2018 included:

- Annual report for 2017/18 submitted to NSW Office of Environment and Heritage. OEH has confirmed funding payment for 2017/18 based on Council's annual report.
- Annual report for 2017/18 submitted to Council.
- 2018/19 Heritage Reference Group priorities for the implementation of the Heritage Plan consolidated and included as part of the reporting table to the Reference Group.
- Council installed the Machattie Park sign and held a media launch.
- Additional footage for the promotional video for Council's heritage services was shot on 2 August 2018.
- History and Heritage Group Gathering was held on 28 July 2018, coordinated by members of the Family History Group.
- Council, at its meeting held 18 July 2018, resolved to require pre-DA meetings for proposed developments in a heritage conservation area/heritage item involving the demolition of buildings, two storey construction, modifications to or in the vicinity of a heritage item, and development proposals seeking a variation to a development standard. A DCP amendment is being prepared.
- Council, at its June 2018 meeting, adopted the Bathurst 2036 Housing Strategy. As a result Council is proceeding with key projects such as:
 - Laffing Waters Master Plan
 - Review of the Bathurst Heritage Conservation Area to:
 - Review its boundaries
 - Determine the significance of housing adjacent to the Bathurst Heritage Conservation Area identified by the 2036 Housing Strategy for possible urban renewal.
- Council has commenced a housekeeping LEP which includes the listing of a surveyors tree (Boundary Road reserve), the listing of 21 Blacks Mill Lane, O'Connell and an amendment to the curtilage of 294 Russell Street.
- Council, at its July meeting, resolved to commence a major review of the Bathurst Regional DCP 2014. Key topics prioritised for review are the heritage and signage provisions.
- A brief for the engagement of an architectural design service has been prepared. The new service will provide urban design, sustainability, ageing in place and affordability advice to Council, property owners, builders and designers.
- 2018 photographic record of the CBD has been completed.
- Since May 2018 the Heritage Advisor has undertaken 29 site visits. A brief for the engagement of a new Heritage Advisor in late 2018 has been prepared.
- Section 60 approval under the NSW Heritage Act has been received for the Railway Museum.
- \$300,000 State Government funding for the completion of the Bathurst Carillon announced in July.
- New coordinators have been employed at the Australian Fossil and Mineral Museum and National Motor Racing Museum.
- Community Stories Day held on Saturday 7 July to engage with individuals and collect stories images and objects for the Railway Museum.

- New brochures prepared for King's Parade and the Carillon.
- Public Works engaged to prepare a repair and restoration plan for the Headmaster's residence (former TAFE site).

Financial Implications: Administrative costs of the meeting are met within Council's existing budgets.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 1: Our sense of place and identity Strategy 1.1, 1.2, 1.3

Community Engagement

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

4 REVOLVING ENERGY FUND GUIDELINES (13.00061)

Recommendation: That Council:

- (a) adopt the revised Revolving Energy Fund Guidelines,
- (b) reserve money saved from projects implemented under the Revolving Energy Fund for future energy savings projects; and
- (c) note the projects which have been funded through the Revolving Energy Fund to date.

Report: In the 2010/2011 Management Plan, Council committed \$100,000 seed funding to establish a Revolving Energy Fund (REF), which is a financial mechanism whereby a proportion of the savings made as a result of energy saving projects is diverted into a designated reserve to allow funding of future energy saving initiatives. Since the initial seed funding Council has invested a further \$225,000 capital funding into the program (\$50,000 in 2012-13 and 2013-14, and \$25,000 each year since).

The aim of the REF is to help build the capacity of Council to pursue environmental improvements and reduce its environmental footprint including greenhouse gas emissions.

The Revolving Energy Fund is managed by the Environmental, Planning & Building Services Department in accordance with the approved guidelines. Proposed projects are assessed for suitability and approved by Council's Internal Environment Committee, which is comprised of the Director Environmental Planning & Building Services, Manager Water and Waste, Manager Recreation and Manager Environment.

Eleven projects have been funded or part funded by the REF to date as outlined in the Table below. Collectively these projects have reduced Council's grid electricity use by more than 550 MWh and reduced CO₂ emissions by 479 tonnes per annum.

Of the eleven projects listed, three have completed repayments to the REF: Mount Panorama Amenities Block solar project and the National Motor Racing Museum and Depot Hi Bay Lighting projects.

Project	Details	Capital funding from REF ex GST & any rebates	Estimated Simple Payback period (years) on full project cost	Date installed	Approx. electricity savings per annum (kWh)	Tonnes CO₂e avoided annually
Mt Panorama Amenities Block Solar	10kW Solar system. 60c per kWh feed-in tariff	\$46,103	5.2	May-11	16,425	14.3
NMRM Hi Bay lighting upgrade	Replacement of 18 X 400w Hi Bay & 18 250w Hi-Bay with LED	\$23,761	2.2	Jun-11	26,616	23.2
Depot Hi Bay lighting project	Replacement of 23 X 400w Hi Bay with LED	\$11,662	1.6	Sep-12	19,550	17

Depot Solar	27.4kW Solar system	\$38,041	3.3	Jul-13	45,000	39.2
Small Animal Pound Solar	5.2kW solar system	\$9,250	4	Sep-13	8,590	7.5
Water Filtration Plant Solar	50kW solar system \$97,800 (50% funded from REF)	\$48,900	6.1	Aug-14	82,450	71.7
Aerodrome Apron Floodlights	Upgrade to LED	\$17,466	4	Feb-16	10,512	8.8
Art Gallery Track Lighting	Upgrade to LED \$133,936 (\$50,000 funded from REF)	\$50,000	30 years (payback REF contribution \$5000 per year (10 years))	Mar-16	26,271	21.8
Waste Water Treatment Plant	100kW ground mounted solar system (50% funded from REF)	\$75,473	6.5	Jun-16	153,300	128.8
Library Art Gallery	80kW Solar System	\$63,307	3	May-17	122,640	101.8
BVIC Solar Storage	35kW Solar System with 10kWh battery storage	\$54,924	4.5	Jul-18	53,655	45.1
Total		\$438,887			565,009	479.2

The REF guidelines have been updated to link them to the objectives of the 2040 Community Strategic Plan. A copy of the revised guidelines is included as **attachment 1**.

Financial Implications: This project is funded from existing allocations. The long term financial benefits of the REF are that expenditure on energy at various Council facilities will be reduced.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 3: Environmental stewardship Strategy 3.3

Community Engagement

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

5 BIZMONTH (20.00071)

Recommendation: That the information be noted.

Report: BizMonth was recently held in September 2018 to celebrate the Bathurst Region's local businesses and to show support for their continued growth. BizMonth is packed with business workshops, competitions and networking events and follows the highly successful Bathurst Jobs Expo.

BizMonth is a partnership between Bathurst Regional Council, Bathurst Business Chamber, Western Advocate, Regional Development Australia Central West, Central NSW Business HQ, Bathurst City Life, CenWest Innovate, 2BS and 99.3 B-Rock FM. Sponsors included the Commonwealth Bank, VERTO, Charles Sturt University and Clancy Motors.

BizMonth continues to grow year on year, with 2018 the most successful to date. In 2018 the campaign added new campaign partners, experienced the highest rate of local business participation and also had the highest number of attendees at the various events.

Events and competitions in 2018 included:

CenWest Innovate Public Relations Stakeholder Analysis Masterclass

Thursday 6 September 2018, Upstairs Startup Hub

This masterclass explored the process of identifying stakeholders and assisted attendees in developing practical strategies to engage with useful stakeholders. There were 33 attendees at the Masterclass.

Regional Development Australia e-commerce in China Masterclass for regional businesses

Monday 10 September 2018, Upstairs Startup Hub

Specifically designed for regional NSW businesses, with a focus on agribusinesses, this half-day masterclass explored the opportunities, risks and various pathways to successful e-commerce trade with China. There were 26 attendees for this masterclass.

The Rotary Club of Bathurst Corporate Great Duck Race

Sunday 16 September 2018, Bicentennial Park

Organised by the Rotary Club of Bathurst each BizMonth, the Great Corporate Duck Race encourages local organisations to raise funds for charity by sponsoring a Duck to race down the Macquarie River. The winner of the Duck Race, Rydges Mount Panorama, received a trophy, \$1,000 advertising in Bathurst City Life and the opportunity to select the local charity that received the funds raised. Thirty local organisations participated in the Race and 200 from the general public, raising around \$11,000.

2018 Peak Connect Carillon Bathurst Business Awards – Finalist Night

Tuesday 18 September 2018, Bathurst RSL Club

Hosted by Bathurst Business Chamber, finalists were announced and recognised for all categories in the 2018 Peak Connect Business Awards. The Finalist Night provides a great opportunity to reinforce the BizMonth message to celebrate businesses in Bathurst. The event attracted approximately 150 attendees.

BizMonth Business Lunch with David Koch

Wednesday 26 September 2018, Bathurst Memorial Entertainment Centre

Council's 2018 BizMonth Business Lunch, sponsored by the Commonwealth Bank, featured David Koch, co-host of Channel Seven's Sunrise Program and expert business commentator. There were 221 people who attended the Lunch.

An Evening with Kate Carnell – Australian Small Business and Family Enterprise Ombudsman

Thursday 27 September 2018, Mayfield Garden

The Bathurst Business Chamber and Oberon Business & Tourism Association organised an evening with Kate Carnell, Australian Small Business and Family Enterprise Ombudsman at Mayfield Garden. The evening provided guests with an opportunity to hear from Ms Carnell, as well as network with business professionals from the Bathurst and Oberon regions.

Kia Picanto Car Giveaway

For or the second year in a row, the Western Advocate, in partnership with the Bathurst Business Chamber, Clancy Motors, Council and Prime7, gave away a new Kia Picanto to one lucky winner who made an eligible purchase from one of the many participating BizMonth stores.

2BS & B-Rock Unleash Your Inner Radio Star

As part of BizMonth, 2BS and B-Rock invited representatives of local businesses to come into the studio to be a radio star for the morning. More than 30 local businesses were given the opportunity to host a morning segment on 2BS or B-Rock, allowing them to showcase their business to the broader community.

Conclusion:

BizMonth 2018 provided the Bathurst community with the opportunity to celebrate and support our local businesses. The campaign has grown significantly, with new event partners and events added in 2018. Council looks forward to working with the community to continue to grow BizMonth in future years.

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

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 2: A smart and vibrant economy Strategy 2.1, 2.2

Community Engagement

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

6 MEMORANDUM OF UNDERSTANDING – BATHURST REGIONAL COUNCIL & BATHURST BUSINESS CHAMBER (20.00071)

Recommendation: That Council authorise the Mayor and General Manager to enter into the Memorandum of Understanding with the Bathurst Business Chamber.

Report: The Bathurst Business Chamber and Council have prepared a draft Memorandum of Understanding (MOU) (**attachment 1**) to provide a mechanism to strengthen the relationship between both organisations and to articulate opportunities for collaboration, project resourcing and shared goals.

The proposed duration of the MOU is from October 2018 – October 2020. This will allow both Council and the Bathurst Business Chamber to renegotiate a new MOU following Council elections and the Chamber's elections in 2020.

It is recommended that Council enter into a MOU with Bathurst Business Chamber, under the terms described in **attachment 1**, or as amended by Council.

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

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 2: A smart and vibrant economy Strategy 2.2

Community Engagement

- Collaborate To partner with the public in each aspect of decision making including the development of alternatives and identification of the preferred solution.

Yours faithfully



N Southorn
DIRECTOR
ENVIRONMENTAL, PLANNING & BUILDING SERVICES

DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

17 OCTOBER 2018

1 STATEMENT OF INVESTMENTS (16.00001)

Recommendation: That the information be noted.

Report: \$89,980,000 was invested at 30 September 2018 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+	\$13,500,000.00	2.67%
Bankwest	A1+	\$16,500,000.00	2.78%
CBA	A1+	\$7,500,000.00	2.71%
Westpac	A1+	\$1,500,000.00	2.81%
Bank of Queensland Limited	A2	\$3,000,000.00	2.61%
Bendigo & Adelaide	A2	\$1,500,000.00	2.80%
IMB	A2	\$1,500,000.00	2.63%
Auswide Bank	A2	\$1,500,000.00	2.70%
Maritime, Mining & Power Credit Union Ltd	ADI	\$4,500,000.00	2.68%
Railways Credit Union Limited	ADI	<u>\$1,500,000.00</u>	<u>2.75%</u>
		\$52,500,000.00	2.71%
<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	2.73%
CBA Deposit Plus 1	AA-	\$1,500,000.00	2.90%
CBA Deposit Plus 2	AA-	\$1,500,000.00	3.05%
Westpac Coupon Select	AA-	\$2,000,000.00	2.99%
Westpac Coupon Select 1	AA-	\$3,000,000.00	3.00%
Westpac Coupon Select 2	AA-	\$1,500,000.00	2.95%
Westpac Coupon Select 3	AA-	\$1,500,000.00	2.75%
Maritime Mining & Power Credit Union Ltd	ADI	<u>\$1,830,000.00</u>	<u>1.70%</u>
		\$14,330,000.00	2.77%
<u>Fixed, Negotiable & Tradeable Certificates of Deposits</u>			
AMP Fixed Rate	A	\$1,000,000.00	2.99%
Greater Bank Ltd	BBB	\$1,000,000.00	3.36%
Greater Bank Ltd	BBB	<u>\$2,000,000.00</u>	<u>3.50%</u>
		\$4,000,000.00	3.34%
<u>Floating Rate Notes</u>			
Commonwealth Bank of Aust.	AA-	\$1,000,000.00	2.91%
CBA Climate Bond	AA-	\$1,000,000.00	3.03%

CBA	AA-	\$500,000.00	2.89%
Suncorp Metway	A+	\$1,000,000.00	3.24%
Rabobank	A+	\$1,000,000.00	3.45%
AMP	A	\$1,000,000.00	3.16%
AMP	A	\$800,000.00	3.16%
AMP	A	\$1,000,000.00	3.30%
AMP	A	\$1,100,000.00	3.01%
Macquarie Bank	A	\$1,000,000.00	3.05%
Bank of Queensland 1	BBB+	\$2,000,000.00	3.04%
Bank of Queensland 2	BBB+	\$1,000,000.00	3.04%
Bendigo & Adelaide Bank 2	BBB+	\$1,000,000.00	2.85%
Bendigo & Adelaide Bank 3	BBB+	\$1,000,000.00	3.06%
Members Equity 3	BBB	\$750,000.00	3.22%
Credit Union Australia 3	BBB	\$1,000,000.00	3.70%
Newcastle Permanent	BBB	\$1,000,000.00	3.41%
Newcastle Permanent 2	BBB	\$1,000,000.00	3.54%
Newcastle Permanent 3	BBB	<u>\$1,000,000.00</u>	<u>3.62%</u>
		\$19,150,000.00	3.19%

Total Investments **\$89,980,000.00** **2.85%**

These funds were held as follows:

Reserves Total (includes unexpended loan funds)	\$38,880,157.00
Grants held for specific purposes	\$10,072,220.00
Section 7.11 Funds held for specific purposes	\$40,713,723.00
Unrestricted Investments	\$ 313,900.00

Total Investments **\$89,980,000.00**

Total Interest Revenue to 31 August 2018 **\$643,968.01** **2.85%**

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 Community Strategic Plan - Objectives and Strategies

- Objective 6: Community leadership and collaboration Strategy 6.4

Community Engagement

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

2 QUARTERLY BUDGET REVIEW - SEPTEMBER 2018 AND OPERATING PLAN ACTIONS REVIEW - SEPTEMBER 2018 (16.00155)

Recommendation: That the information be noted.

Report: Bathurst Regional Council has in place the Bathurst 2040 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 the Community Strategic Plan which was adopted by Council on 16 May 2018. 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 2040 Community Strategic Plan can be found within the Plan.

At **attachment 1** is an update of the strategies for the 2040 Community Strategic Plan.

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

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

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

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

Financial Implications: Nil.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 6: Community leadership and collaboration Strategy 6.4

Community Engagement

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

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

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

Report: At **attachment 1** is a list of Sundry Section 356 Donations, Bathurst Memorial Entertainment Centre Community Use Subsidies and Mount Panorama Fee Subsidies granted by Council for the period ending 30 September 2018.

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:	\$ 4,573.46
Mount Panorama:	\$16,661.60

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 5: Community health, safety and well being Strategy 5.3
- Objective 6: Community leadership and collaboration 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.

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.

- M Wilson - Proposed Lot 1008, Bathurst Trade Centre - Part Lot 806, DP 1169443 - Contract
- Optus Mobile Pty Ltd - Boundary Road Water Reservoir - Lot 1, DP 234893 - Lease

Linen Plan Release

- Ruce Pty Ltd - Stage 14: 4 lot residential subdivision and 1 lot residual of 56 lot subdivision - Lot 407, DP 1246470 - Maxwell Drive, Eglinton

Financial Implications: Nil.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 6: Community leadership and collaboration Strategy 6.4

Community Engagement

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

5 REQUEST FOR FINANCIAL ASSISTANCE - LOCAL GOVERNMENT NSW (03.00025)

Recommendation: That Council approve the request for financial assistance with the funding of legal costs incurred by City of Sydney, North Sydney and Bayside City Councils amounting to \$3,315.91 from Council's legal costs.

Report: Council has received a request through Local Government NSW (LGNSW) seeking financial assistance for the legal costs associated with the appeal of Land and Environment Court rating categorisation decision by the City of Sydney, North Sydney and Bayside City Councils.

The matter concerns the interpretation of Section 516 (1) (a) of the Local Government Act 1993, being the categorisation of rateable land as "residential". The Land and Environment Court held that land, on which development for the purpose of a residential development was being carried out in accordance with a development consent, is to be categorised as "residential", even though building construction was not complete and occupation certificates for use of buildings for residential accommodation had not been granted.

The three Councils have appealed the decision, and are awaiting judgement which is expected later in the year.

The LGNSW Board have sought financial assistance from NSW Councils and have identified that Bathurst Regional Council's contribution would be \$3,315.91 as set out in the LGNSW Legal Assistance Policy and Guidelines (November 2015).

Financial Implications: Funding for the \$3,315.91 assistance is able to be provided from Council's legal costs allocation.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 6: Community leadership and collaboration Strategy 6.3

Community Engagement

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

6 CONSOLIDATION, SUBDIVISION AND SALE OF LAND AT PART LOT 2 & LOT 3 DP786760 KNOWN AS 44 FREEMANTLE ROAD, EGLINTON (22.02055)

Recommendation: That Council approves

- (a) the consolidation of Lot 2 and Lot 3 DP786760.
- (b) the subsequent subdivision of the 'commercial portion' of the property.

Report: Council has completed its purchase of 44 Freemantle Road, Eglinton. This parcel has multiple zones, one of which is a commercial area of approximately 3 ha in size (zoned B1 Neighbourhood Centre). The commercial area is now proposed to be subdivided off and isolated from the remaining multi zoned land so that the maximum value can be achieved from its sale in the open market. See map of property and proposed subdivision site at **attachment 1.**

A valuation report was obtained at the time of purchase to assist in determining the commercial value of the land.

Given the strong demand for Commercial Properties and 'Greenfield' sites for development in the given market, a premium would be applied to the commercial land once it has been subdivided. As well as the future residential developments of Eglinton that have been approved to date, demand for a neighbourhood centre at Eglinton has been recognised and planned for in the 2014 LEP.

Once the registration of the newly created commercial lot has been completed the Property Section will begin a sales campaign via local and national agents to ensure the highest possible price for the sale to generate a return on Council's investment in this site.

It is recommended that Council approves:

- (a) the consolidation of Lot 2 and Lot 3 DP786760.
- (b) the subsequent subdivision of the 'commercial portion' of the property.

Financial Implications: If the recommendation is adopted, costs of proposed consolidation, subdivision and sale of land will come from Land Development funds. Any capital raised from the proposed sale will be returned to Land Development funds.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 2: A smart and vibrant economy Strategy 2.1
- Objective 4: Enabling sustainable growth Strategy 4.1
- Objective 6: Community leadership and collaboration Strategy 6.6

Community Engagement

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

7 CARRYOVER WORKS (16.00155)

Recommendation: That the items as identified on the list of carry-over works as at 30 June 2018 be carried over and added to the Operational Plan for 2018/2019.

Report: As Council would be aware, for logistical or resource management purposes, various works for which funding was provided in 2017/2018 remained incomplete or in progress as at 30 June 2018.

At **attachment 1** is a list of such works for which funding, as indicated, will need to be carried over to the 2018/2019 financial year to enable their completion.

Financial Implications: Funds voted in the 2017/2018 Management Plan will be carried over to cover the votes required to complete this work.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 6: Community leadership and collaboration Strategy 6.6

Community Engagement

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

8 REQUEST FOR FINANCIAL ASSISTANCE - PANORAMA MOTORCYCLE CLUB (18.00030)

Recommendation: That Council pay the \$252 Section 68 application fee for the Panorama Motorcycle Club's camping application for their event scheduled for 19-21 October 2018, with funding being provided by Council's Section 356 Mount Panorama Fee waiver allocation.

Report: Council is in receipt of a request from the Panorama Motorcycle Club Inc seeking Council to waive its Section 68 application fee to allow camping at the Club's event scheduled for 19-21 October 2018. A copy of the Club's request is provided at **attachment 1**.

The Club have advised that this is their annual Vintage Motorcross event with a number of intra and interstate competitors participating over the weekend. Hence, the Club are offering the option to all competitors to camp at the venue.

Council staff have already processed and approved the Club's application. It should also be noted that the application fee has been paid by the Club. Hence if Council resolves in accordance with the recommendation of this report then the amount paid by the Club (\$252) will be refunded.

Financial Implications: There are sufficient funds within Council's Section 356 Mount Panorama fee Waiver allocation to fund this request.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 5: Community health, safety and well being Strategy 5.1

Community Engagement

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

9 REQUEST FOR SPONSORSHIP - GREENING BATHURST CONFERENCE (13.00019)

Recommendation: That Council not approve sponsorship of the "Our Farming Future - Working with Nature and Climate Change" as Council's Section 356 General Donations allocation has been fully committed.

Report: Council is in receipt of a request from Greening Bathurst seeking Council to be a conference sponsor for their "Our Farming Future - Working with Nature and Climate Change" conference which is scheduled to be held on 10 November 2018. A copy of Greening Bathurst's request is provided at **attachment 1**.

Greening Bathurst are seeking \$2,000 from Council as sponsorship.

As Council's Section 356 General Donations allocation has been fully committed it is the recommendation of this report that Greening Bathurst's request not be approved.

Financial Implications: Should Council resolve in accordance with the recommendations of this report then there will be no financial implications arising from this report.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 6: Community leadership and collaboration 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.

**10 ITEMS INCLUDED IN CONFIDENTIAL COMMITTEE OF THE WHOLE
(11.00005, 22.16073, 22.00644, 22.01199,)**

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 RURAL LICENCE AGREEMENT - LOT 5 DP774064 KNOWN AS 434 LAFFING
WATERS LANE, KELSO. (22.16073)**

This report relates to the proposal to enter into a rural licence agreement for Lot 5 in DP774064 known as 434 Laffing Waters Lane, Kelso for a period of 12 (twelve) months with a 12 (twelve) month option period at Council's discretion.

**2 RURAL LICENCE AGREEMENT - LOT 231 DP1177478 KNOWN AS 151 LAFFING
WATERS LANE, KELSO. (22.00644)**

This report relates to the proposal to enter into a rural licence agreement for Lot 231 in DP1177478 known as 151 Laffing Waters Lane, Kelso for a period of 12 (twelve) months with a 12 (twelve) month option period at Council's discretion.

**3 RURAL LICENCE AGREEMENT - LOT 14 & LOT 15 DP1089380 KNOWN AS 193
MORRISSET STREET, BATHURST. (22.01199)**

This report relates to the proposal to enter into a rural licence agreement for Lot 14 & Lot 15 in DP1089380 known as 193 Morrisset Street, Bathurst for a period of 12 (twelve) months with a 12 (twelve) month option period at Council's discretion.

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

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 6: Community leadership and collaboration Strategy 6.4

Community Engagement

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

Yours faithfully



A Jones
**DIRECTOR
CORPORATE SERVICES & FINANCE**

DIRECTOR ENGINEERING SERVICES' REPORT

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

17 OCTOBER 2018

1 COMMUNITY WATER AWARENESS CAMPAIGN (32.00017)

Recommendation: That Council:

- (a) unless Chifley Dam reaches or exceeds 75% by Monday, 12 November 2018, implement High Water Restrictions on Monday, 26 November 2018 as outlined in the report,
- (b) undertake an ongoing community awareness campaign in regards to Water Restrictions,
- (c) continue to implement further restrictions, or lift them, as outlined in the report, and
- (d) note that the Director Engineering Services has delegated authority to implement water restrictions in accordance with Council policy.

Report:

Background

In November 2014, a report was tabled at the Ordinary Council Meeting providing details of the Drought Management Plan (DMP) which was completed earlier in that year. The Drought Management Plan sets out the strategic way in which water saving measures and water restrictions if and when required would be implemented. The Drought Management Plan also sets out the specific responsibilities and actions of relevant Council staff to ensure an efficient response to any drought situation.

Of note is the advice in the document's Executive Summary that the DMP includes the following uses:

- As an authorised approach to drought management enabling staff to act without fear or favour knowing that necessary actions have been endorsed beforehand.
- As the basis of a public awareness and community communication tool for use by Council to demonstrate transparent and responsible drought management.

The DMP replaced the April 2007 Drought Contingency and Water Supply Emergency Management Plan, which was exhibited in November 2008 for public comment prior to adoption. With the creation of the Bathurst Orange Dubbo Alliance, it was agreed that there were some synergies to be gained if each of the stages of the water restrictions were the same in each Council area, so the previous 5 stages were amended to 6 levels and the regional restrictions were included in the public exhibition.

In June 2018, a report was tabled at the Ordinary Council Meeting identifying the level of water in Chifley Dam at the time. In June 2018 Chifley Dam was at 53% of capacity. This report was written in response to the extended dry weather that was being experienced across the Bathurst region and provided additional information regarding the history of water consumption in Bathurst, the actions that Council has undertaken in the past and continues to undertake to encourage the community to be Water Wise, the history of water restrictions in Bathurst and the triggers for water restrictions at this time based upon the current Drought Management Plan (2014).

Since June 2018 a small amount of inflow combined with only environmental water releases has meant that Chifley Dam is currently at 59.6% of capacity at the time of writing. From the period of June to September 2018 (4 months) no water from Chifley Dam has been used for

town water supply, only water from the Fish River has been used for this purpose. However, as consumption in Bathurst increases with the approach of summer, water will be required from Chifley Dam in the near future to meet demand.

Winburndale Dam is currently just over 60% and has received some inflows over the winter months. Raw water from Winburndale Dam is utilised in a number of parks, gardens and sporting fields around Bathurst.

Ongoing Water Wise Awareness

Since at least 2009 Bathurst Regional Council has actively promoted Water Wise initiatives which can be undertaken by residents in order to conserve water and minimise costs year-round. These initiatives cover indoor and outdoor water use and are specifically focussed on residential consumption, although this forms only a small portion of total consumption. As such periodically, Council has also actively promoted water conservation to businesses, sporting groups and other key stakeholders to ensure that the water wise message has been distributed as widely as possible.

Council's Water Demand Management Plan (2014) identifies important trends regarding water consumption and advocates for the permanent promotion of water wise activities in order to manage demand appropriately. In the past a variety of mechanisms have been utilised to promote Water Wise Bathurst including print and radio, Council's website and more recently Council's and the Sustainable Bathurst Facebook pages.

In May 2018, Council undertook an eight-week intensive advertising program to heighten the awareness of Water Wise behaviours and this successful program adopted an integrated approach to promoting positive indoor water saving actions (relevant to that season) to residents across the Bathurst region.

Discussion around Planning to Implement the DMP

The existing 2014 DMP provides delegated authority to implement restrictions and outlines a 3 page table that indicates details of each of the water restriction levels. This table is complicated to take in at a glance and some of the levels do not change the action required. A revision of the table was commenced in order to provide clearer messaging to our customers. None of the items listed in the 2014 DMP have been changed, only some of the levels have been condensed and summarised.

Staff have undertaken a detailed review of Chifley Dam levels at different times of the year since November 2002, considered the content of the DMP levels, and the likely timing to create and broadcast the different messages for the different levels, as well as the time of the year, school holidays, Christmas and Public Holidays, and previous levels of draw down of Chifley Dam.

What was apparent was that the time to move from the different levels of the DMP could be as little as 2 to 3 weeks over summer, and that **in September 2018 Chifley Dam was over 35% less than the average September level for the previous ten years.**

Accordingly the consideration of the limited timeframes between levels, and details of the actions in levels 1 and 2 of the DMP, showed they were very similar to Council's ongoing Water Wise message and should be combined, as would levels 4 and 5 which are now termed Extreme Water Restrictions. The existing Level 3 and 6 restrictions, now termed High Water Restrictions and Critical Water Restrictions remain the same.

The overview of these is presented in **attachment 1**, which is named the Bathurst Water

Savings Action Plan. This provides details of the different levels of restrictions, and the usage that is restricted. It also indicates the corresponding levels from the 2014 DMP, along with revised triggers to implement the restrictions for 2018/2019, as well as when the restrictions would be lifted. Further information around each of these levels is under development and would be available in advance of a new level coming into force.

Where does Council go from here?

At **attachment 2** is a complex graph showing the full record of Chifley Dam levels from November 2002 through to October 2018 (with the month labelled for most peaks and troughs), along with three projections for the future. One is based on the best case scenario of sustained high rainfall and strong inflows (shown in green).

At the other end of the range is the worst case scenario (shown in red), which takes the worst drop in level for each month of the year over the past 16 years (that represents sustained very hot dry weather with high consumption, high irrigation, high instream losses, high evaporation, low/no inflow and no water restrictions) and applies the relevant figure to the appropriate future month.

The orange line shows the average drop in Chifley Dam for each month over the past 16 years, and applies the relevant figure to the appropriate future month.

The purple horizontal line represents the river irrigation cease-to-pump level at 22% of Chifley Dam capacity, as provided in the "Water Sharing Plan for the Macquarie Bogan Unregulated and Alluvial Water Sources 2012." This Plan is a legally binding Plan that remains in force till 2023 and was developed under the provisions of the Water Management Act 2000. The Plan is administered by the New South Wales Government, Department Primary Industries and applies to the Campbells River and the Macquarie River, and this covers the entire water way from Chifley Dam to Bathurst.

The remaining coloured horizontal lines are annotated in the legend.

Accurate predictions of future dam levels are not possible, however despite some forecast rainfall Council may well see the dam water level drop as summer approaches, and can actively move away as much as possible from the red line by initially appealing to the community to work together (via a Water Wise campaign), followed by High Water Restrictions prior to summer starting (targeting Monday, 26 November 2018).

Attachment 3 is the same graph as before, however is zoomed in to show the period June 2014 to June 2019. This makes even more apparent the usual cyclical nature of the dam storage, and the difference in 2018 which reinforces the need for Council to take action.

Water Wise Campaign (Current)

In the period since June 2018 there has been very little inflow into Chifley Dam and most long-term rainfall models indicate only low to moderate rainfall in the short to medium term, through to 2019.

As a result, Council commenced a Water Smart campaign in early October 2018 which was designed as an eight-week campaign to again heighten community awareness around appropriate residential water saving actions. This campaign was timed to coincide with the start of warmer weather and projected increases in water consumption which will result in water being released from Chifley Dam to meet town supply.

This campaign is currently underway and is termed “Do Your Part – Be Water Smart”, the campaign focuses on promoting the desired water saving actions as they are categorised under Water Wise Actions in the Bathurst Water Savings Action Plan (which are equivalent to Level 1 and 2 water restrictions in Council’s DMP). The purpose of the campaign is to advise, educate and encourage residents to undertake these actions voluntarily, in preparation for water restrictions.

It should be noted that a significant number of Council’s assets feature in the list of high water consumers, and details will need to be collated to enable Council to demonstrate that it too will cooperate with the restrictions where possible. Work on identifying water saving measures and systems already in place has commenced, and consideration of quantifying the potential impacts of strict compliance may lead to some specific exemptions being necessary.

The types of messages covered under this campaign include practical actions that residents can undertake to reduce outdoor water use as well as the location of further resources and support. The underlying message of the campaign is to make residents aware that water availability is currently limited and without substantial rain in the catchment for Chifley Dam water availability will continue to decrease.

These messages will be circulated through a variety of mechanisms including print media, radio, cinema advertising, Council’s website, social media and other channels as appropriate

Water Restrictions

Council staff are currently monitoring the Chifley Dam level, rainfall, inflow and projected rainfall on a regular daily basis.

As discussed above, the future scenarios may well be very challenging, and staff are working on the development of material to support the 3 new levels of water restrictions. Staff are already preparing an education campaign to assist with the roll-out of water restrictions to ensure the success of the measure and to ensure that residents are aware of the difference between voluntary water saving actions and water restrictions.

This campaign is titled “Water – Let’s Make It Last”. The key difference between Water Wise actions and water restrictions is that the latter are enforceable and cover additional actions not covered by the Water Wise education campaign. For example, under Water Wise education residents are asked to water lawns and gardens between 6am to 9am and 6pm to 9pm, whereas under water restrictions this will be further restricted to odd and even house numbers on most calendar days (no-one waters on the 31 of any month) and for a maximum of 30 minutes per day.

Additional advertising and promotion will be undertaken as restrictions are imposed to ensure widespread coverage of the messages. This may include a letter box drop or direct mail out with fridge magnet, inclusion in the ratepayer’s newsletter and other opportunities in addition to those included in the Water Wise education campaign. It should be noted that time and resources are needed to change the messages and mechanisms from Water Wise to water restrictions and Council staff are already undertaking the preparatory work around this.

In accordance with specific staff responsibilities contained within the Drought Management Plan (2014), the decision will be made by the Director Engineering Services to implement the most appropriate water restriction level after undertaking a detailed assessment of all the

available information at the time, and generally in accordance with the Bathurst Water Savings Action Plan (October 2018).

How will Water Restrictions Operate?

At the moment level 1 and level 2 water restrictions from the 2014 DMP have been combined into Water Wise actions, and advertising and promotion of this through numerous outlets has commenced and will continue for up to 8 weeks.

Unless Chifley Dam reaches or exceeds 75% capacity before Monday, 12 November 2018, Council will implement High Water Restrictions commencing Monday, 26 November 2018 with limits on the days of watering, the timing of watering and the duration of watering. Details are available at **attachment 1** and further information will be available on Council's website.

High Water Restrictions would remain in force until the Chifley Dam level reaches 75% in which case Water Wise actions will be implemented. Should the level at Chifley Dam drop to 29% Extreme Water Restrictions will be implemented.

Extreme Water Restrictions would remain in place until Chifley Dam reaches 40% in which case High Water Restrictions will be implemented. Should the level at Chifley Dam drop to 15% Critical Water Restrictions will be implemented.

Critical Water Restrictions would remain in place until Chifley Dam reaches 29% in which case Extreme Water Restrictions will be implemented.

Enforcement of Water Restrictions

Council will undertake significant promotion and advertising of either High, Extreme, or Critical Water Restrictions as is required, using different mechanisms to get the messages out to customers on what they need to do.

In regards to enforcing restrictions Council needs to remind customers of what actions they should be taking to comply with the appropriate Water Restrictions in their homes, and at work. It may well be the case that observed or reported breaches on a property could be the result of different tenants or owners and Council will remind customers of their obligations. Reminders are the most likely form of enforcement during the first month of High Water Restrictions.

Following reminders, Council could issue a warning letter from the General Manager outlining some of the fines and sanctions that Council can impose. A penalty infringement notice (PIN) can be issued by authorised Council Officers with the fine being \$220.00 for an individual. Should the matter be elected to be heard in Court the maximum fine is up to \$2,200.00.

Sanctions including the installation of a flow restrictor will be used for serial offenders, and the revenue policy fee for the removal of the flow restrictor device is currently \$171.00.

A final avenue open to Council is to authorise the disconnection of a property from the Bathurst water supply.

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

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 3: Environmental stewardship Strategy 3.2, 3.3, 3.5

Community Engagement

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

2 MASTER PLAN - GEORGE PARK SPORTS PRECINCT (04.00042)

Recommendation: That Council endorse the Draft Master Plan proposal for the development of the George Park Sports Precinct, Bathurst

Report: At its Ordinary Meeting held 15 August 2018, a report was presented to Council for the adoption of the George Park Sports Precinct Master Plan. At that meeting, Council resolved to place the Draft Master Plan proposal for the development of the George Park Sports Precinct on public exhibition for 28 days and a further report come back to Council after the exhibition period. The public consultation process has been completed and the proposed Master Plan is again presented to Council for consideration.

Precis

George Park is one of a number of sports precincts within Bathurst that cater for various active recreational interests within the community. The facilities at George Park specifically caters for AFL and is Council's dedicated AFL precinct for the Bathurst Region, which incorporates a purpose built clubhouse complex, an additional secondary team toilet / change room facility and two AFL ovals. It is believed that George Park has been utilised as an AFL facility as far back as 1990.

In addition, the George Park Precinct also caters for senior and junior amateur cricket, with two premier turf wicket tables located at George Park. Further, the George Park Sports precinct is utilised for other recreational uses including school carnivals and other events, as well as for NSW essential services fitness training programs from time to time. George Park area is also used regularly for passive recreational purposes by many of the local residents of the area. A map of the George Park Sports Precinct is shown at **attachment 1**.

Council has undertaken various improvements to the George Park Sports Precinct over recent years including a new amenity building, a cricket wicket upgrade on the number 2 field, new practice nets, additional storage sheds and removal of the old AFL club rooms and cricket practice nets. These works have been completed at a cost of approximately \$1M.

However, with the continuing growth of Sport within Bathurst and the high level of usage demands being placed on all sporting facilities, further upgrades and improvements will need to be considered at George Park in order to continue to provide for the ongoing demands and future usage requirements from the various users of this facility. In addition, ongoing field management issues such as compacted soils and field degradation are continuing to occur and becoming an issue due to ever increasing utilisation of the fields, especially in periods of inclement weather.

Existing Field Usage Concerns

The heavy utilisation of these sports fields during football and cricket seasons and through other events which are held regularly, contribute significantly to the overuse and decline in field condition. Added to this, issues relating to poor soil drainage and periods of inclement weather coupled with a small turnaround time between the football and cricket seasons, allows only minimal time for Council to undertake any productive restoration or renovation treatments required to the fields.

It is believed that field performance and playability of the grass surface of these fields will continue to create ongoing concerns for ground staff that are tasked with trying to provide an acceptable, usable and safe sports surface for all George Park user groups, which is difficult to achieve due to a lack of adequate in field drainage and appropriate soil structure. It is believed necessary that as usage continues to increase, the need for major reconstruction works to the playing surfaces of both fields will become necessary. It is for this reason that

one of the key components identified and included within the Draft Master Plan proposal for George Park is for a complete renovation of the two sports fields. It should also be noted that the George Park fields have not had any major renovation treatment undertaken on the playing surface for at least the past 20 years, and possibly have never had any renovation treatment since their initial construction.

Changes in sport usage demands are also impacting upon the ability of George Park to cater for the needs of user groups. For example, there is a lack of infrastructure to support the training requirements for AFL and the growth of women's competitions has created a lack of facilities / change rooms to cater for this new growth in the sport.

Development of the Master Plan

During 2016, Council commenced discussions with George Park's various sporting users to address future need issues, to cater for increased use and demand, to address field quality and performance and to determine priorities in respect to facility improvements.

Following the discussions a draft Master Plan of the George Park Precinct was prepared as a basis to further develop the facility into the future, to enable the Precinct to meet the growing demands for a variety of users.

In 2017 on completion of the Draft Master Plan document for the development of the George Park Sports Precinct, sports user groups were given opportunity to present written submissions to the draft plan. The list of sports stakeholders included:-

- Bathurst Bushrangers ARFC
- Bathurst Giants ARFC
- Bathurst District Cricket Association
- Central West AFL
- Bathurst District Sports & Recreation Council

Council received a total of three (3) submissions to the draft Master Plan, supporting the process of the proposed development of Australian Rules Football and Cricket within Bathurst. The three submissions received were from Bathurst Bushrangers ARFC, Bathurst Giants ARFC and the Bathurst District Cricket Association.

A copy of each of the submissions is provided at **attachment 2**.

It was found that a number of comments were consistent in the submissions regarding the priority and order of works and acknowledgement of the field management issues highlighted in the Draft, namely;

- The condition of fields due to over utilisation, drainage and surface issues
- The need for improved amenities to accommodate male and female participants
- Inferior car parking facilities
- Installation of lighting to improve training and competition play opportunities

Community Consultation

On 24 August 2018 the Draft Master Plan document was placed on public exhibition with submissions being received up until 1 October 2018. Media advertisements advising of the exhibition period were issued via various media outlets and on the web site advertising the public exhibition period, with copies of the draft Plan made available on the web site, at the Council Civic Centre and at the Bathurst Library. In addition, a survey was established via the "Bathurst Your Say Portal" to seek the community's views on the draft Master Plan document.

At the close of the exhibition period, approximately 95 responses were provided via the "Your Say" survey and 5 direct written submissions were received concerning the Draft Management Plan document. Some respondents submitted multiple submissions. Out of 100 submissions received, 50% were from people who utilise George Park for only passive recreational purposes, 14% were from people that utilise George Park only for organised amateur sports and 24% from respondents that use George Park for both organised active sport and passive recreational purposes. It was also identified that 12% of respondents did not indicate any use of the George Park facility.

It should be noted that Council has an adopted Community Engagement Policy and Strategy which is based on the principals of community engagement as outlined by the International Association for Public Participation - IAP2. Council uses a suite of engagement tools, one of which is the "Your Say" online platform. This medium is used in conjunction with a range of other tools such as community meetings, workshops, council meetings and contact with Councillors.

For this project, Council placed the master plan on public exhibition calling for submissions, as well as the holding of a survey via the Your Say portal. In this instance Council made the submission process an open process (that is, participants were not required to register) but simply to include their contact details in the submission so as to encourage as many people to take part in the process as possible.

Main Issues Raised By Respondents

Following review of all submissions received, the following is a list of the three main generalised issues that have been raised from submissions, together with responses to the points raised:-

- **Fencing off the park from the General Public (73% of respondents raised concerns)**
The main concerns raised from the majority of all submissions was the proposal to install a security style fence, the perceived restricted access from the public and aesthetic issues. The concept for fencing was not to preclude or restrict access to George Park to any of the users groups, or the general public, other than to allow the facility to be capable of restricted access only on occasions where gate takings were required for organised sports events. This would allow clubs opportunity to generate revenue. This generally assists in sports organisations to become more self-sufficient, which in turn enables them to contribute to park improvement works for their sport without the need to seek Council funding to do so. Such fencing would also control the current unrestricted vehicle access into the park, which causes concerns in respect to the protection of grassed areas and trees, as well as public safety. Perimeter fencing has been altered within the draft Management Plan and now specifically refers to a vehicle control bollard style fence to stop vehicles from entering onto the irrigated lawn and tree areas of the park surrounds. The existing perimeter vehicle bollards at Police Paddock is an example of the type of control fencing now proposed for George Park.
- **Relocation (35% of respondents suggested a relocation of AFL to another venue)**
Of the 35 submissions that suggested the relocation of AFL from George Park, 17

submissions were from members of the Bathurst Giants Australian Rules Football Club, who all propose that the Bathurst Giants should relocate to the Bathurst Sportsground. These statements come as a surprise, as Council has previously advised the Club that the Bathurst Sportsground is not a feasible location for AFL. The Bathurst Giants have been advised in the past that the Bathurst Sportsground is the premier ground for Cricket in Bathurst and is also required as a rugby league field to support the needs of the rugby league precinct of Alan Morse Park, Sportsground and Carrington Park.

There are occasions where 3 fields in close location to supplement the adjacent grandstand complex of Carrington Park are required to host large rugby league carnival events. It is also a misconception that the Sportsground is not required for rugby league during the rugby league season since the Hereford Street St Pats complex has come on line. The Bathurst Sportsground is required and is utilised for junior rugby league competition throughout the rugby league season each year and is also significantly utilised for training purposes. This requirement is necessary to ensure that the Carrington Park Precinct is able to cope with the use demands for competition and training purposes. The same principal applies to the Hereford Street fields of St Pats and the Bathurst Bulldogs, where there is a number 1 field for main competition and match play and the second field is used for junior competition use, training and other general games. The Bathurst Sportsground is also utilised for league based events by many school groups.

It should also be mentioned that George Park has been established by Council as the AFL precinct for Bathurst. Significant investment has already been provided by Council to establish the AFL precinct and it is believed that by keeping AFL together in one place, it would be more economical for Council to provide the required facility upgrade infrastructure which could be shared between all AFL user groups.

- **Training Lights (10% of respondents raised concerns)**

A small number of residents have raised concerns with the proposed installation of training lights at George Park. One of the most sought after items for any winter amateur sports association is the ability to conduct training activities during the week, prior to the weekend competition games. It should be noted that the existing two light poles that were installed by the Bathurst Bushrangers at George Park 2 are not compliant in respect to the minimum light levels for AFL training and are not able to be utilised by all AFL groups that are consistently seeking space with sufficient lighting for training purposes. It is believed that the makeshift light was installed around 1991 / 92 by the local AFL club at the time. The installation of new purpose built sports field lighting at both George Park ovals would be undertaken by professional lighting design companies and would be designed to ensure that they meet the appropriate design standards and requirements necessary in relation to light spill issues.

- **Other comments**

In review of all 100 submissions received, it was noted that comments, suggestions, concerns or support of the Master Plan concept varied greatly amongst the submissions. There were many that acknowledged and supported the proposal in its entirety, others supported most of the recommended ideas, with the exception of the proposed perimeter fencing proposal, and some submissions did not want any sports use within the George Park Sports Precinct. Others made reference to the importance of George Park as a passive park and others were concerned with any proposal to provide further sports facility improvements. Some examples of the types of statements made within various submissions include:-

- More concrete footpath areas
- More parking

- George Park should remain a shared area for both sports and community recreational green space
- Footpath should be installed

For the information of Council, a copy of all submissions received within the public exhibition period of the Draft George Park Master Plan is provided at **attachment 3**.

Recommendation

The draft Master Plan Proposal shown at **attachment 4** shows the proposed future layout and direction of the George Park Sports Precinct, which highlights the inclusions and additions that is believed necessary to support the future increased demands for the George Park Sports Precinct and the sporting growth of Bathurst as a whole. The Draft Master Plan Proposal for the future development of the Precinct has been amended to reflect the specific priorities of the various sports user groups and the main concerns that were raised by community members during the public exhibition period.

It is therefore recommended that Council endorse the Draft Master Plan proposal for the development of the George Park Sports Precinct, Bathurst.

Although priorities have been staged for the various upgrades and new development works, it is considered that some flexibility should be given in respect to the actual order of implementation. It is considered that changes to the order of priorities should be able to occur in certain circumstances such as when opportunities arise in relation to grant applications, or in situations where cost benefits exist if lower priority works were implemented at the time.

It should be stated that the adoption of the Master Plan does not commit Council to the implementation and financial resourcing of the various actions contained within the document. The Masterplan is to be used as a guide only towards prioritising any future works that Council may wish to consider at George Park in future Management Plan deliberations and will also provide assistance for any grant application opportunities, as they arise.

For information, the summary table of proposed works and cost estimate from the Draft George Park Master Plan is provided in the following table:

TABLE 1. - GEORGE PARK SPORTS PRECINCT - MASTERPLAN SUMMARY OF COSTS

Proposed Development Stage	Activity	Indicative Costs
Stage 1	Addition of home and away change rooms with shower and toilet facilities, referee's room, canteen and storage area for cricket	\$800,000
	Construction of off street parking area	\$190,000
Total Stage 1 Costs		\$990,000

Stage 2	Restoration of George Park 1 cricket wicket	\$160,000
	Installation of field lighting for George Park 1	\$300,000
	Installation of field lighting for George Park 2	\$300,000
	Electrical supply sub-station Upgrade	\$250,000
Total Stage 2 Costs		\$1.01M
Stage 3	Reconstruction of George Park 2 oval	\$1.5M
	Reconstruction of George Park 1 oval	\$1.6M
	Investigate options to Extend George Park 1	\$300,000
Total Stage 3 Costs		3.4M
Stage 4	Renovation of existing retaining walls between George Park 1 & 2 Ovals	\$300,000
	Installation of Vehicle control bollard fencing around perimeter of George Park	\$185,000
Total Stage 4 Costs		\$485,000
Stage 5	Small scale grandstand style spectator seating at the front of the clubhouse George Park 2 and around George Park 1	\$100,000
	Player shelters (2) for George Park 1	\$30,000
	Replace field fencing George Park 1 & 2 with steel picket fencing	\$250,000
	Installation of new playground equipment	\$150,000
Total Stage 5		

Costs		\$530,000
Total Master Plan Estimate		\$6.415M

Financial Implications: The development of the Masterplan has been covered within existing staff budget resources.

The George Park Masterplan as at 2018 figures is estimated to cost in the vicinity of \$6.415M if it is fully implemented. It is anticipated that funding for specific elements within each priority stage will be subject to funding provision within future Management Plans and from grant funding application opportunities.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 1: Our sense of place and identity Strategy 1.3
- Objective 2: A smart and vibrant economy Strategy 2.6
- Objective 4: Enabling sustainable growth Strategy 4.1, 4.3
- Objective 5: Community health, safety and well being Strategy 5.1

Community Engagement

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

3 MACHATTIE PARK/KINGS PARADE FLYING-FOX CAMP LEVEL 1 ACTIONS (04.00012)

Recommendation: That the information be noted..

Report: Council at its Ordinary Meeting held 19 September 2018 resolved, in part, to implement Level 1 recommendations for deterrent and dispersal of the Flying-fox colony within Machattie Park.

The following provides an overview of the proposed level one actions that are to be implemented within the 2018/19 season, which are included with the Flying-fox Camp Management Plan and approved by NSW Office of Environment & Heritage.

Additional Maintenance & Cleaning

Additional cleaning and maintenance activities are to be undertaken within Machattie Park to maintain the amenity and usability of the park and to reduce odours associated with the Flying-fox camp. The works are to involve the following activities:

- Additional raking of debris, leaves and excrement from lawns and paths under the camp. These works are proposed once a week and will be undertaken by a property maintenance contractor; and
- Cleaning of park bench seats. These works are proposed once a week and will be undertaken by a cleaning contractor. Note that picnic tables will be removed from under the camp location and relocated to other areas of the park.

The above activities are proposed in addition to the existing maintenance activities that will be carried out by Council's Machattie Park staff. The extent of additional cleaning and raking works is considered to be more than sufficient and is based upon the successful operations carried out during the 2017-18 season. However, cleaning and maintenance activities will be monitored and adjusted throughout the season if deemed necessary to ensure that cleaning requirements are being effective.

Community Education

The community education program will be expanded to improve community understanding and appreciation of Flying-foxes and to reduce concerns about the animals. The key messages to be relayed as part of the education program include:

- Grey-headed Flying-foxes are listed as a threatened species and are declining in numbers due mainly to habitat loss;
- Flying-foxes have an important ecological role as they disperse seeds and pollinate native plants; and
- Catching a disease from a Flying-fox is extremely unlikely and can only occur if bitten or scratched. There is no evidence that disease transmission can occur through contact or exposure to Flying-fox faeces or urine.

Educational park signs have been designed and printed and will be installed within Machattie Park, should the Flying-foxes return this season. It is also proposed that a media article be placed within the October Ratepayers newsletter. Educational information will also be distributed through media releases including the Council website and social media.

Council is currently running Flying-fox habitat planting and educational sessions with local school students, including Cathedral Catholic Primary School and Assumption School.

Students will be given the opportunity to carry out tree planting activities to increase habitat for the Flying-fox population along the Macquarie River. Council staff will also provide education to the students on the role that Flying-foxes have in the environment, health concerns, threats to their long-term survival and where they live.

Revegetation along the Macquarie River

The Flying-fox Camp Management Plan recommends the revegetation of Flying-fox habitat within two locations along the Macquarie River. Given that Flying-fox camps have previously occurred along the river, there is the possibility that habitat restoration activities at these sites would improve their suitability for future camps. These areas are also surrounded by floodplain land and are therefore away from human settlement.

For one of these potential habitat sites located behind Eric Sargent Drive Reserve Open Space, Gormans Hill, Council has been awarded a grant of \$77,470 from the NSW Environmental Trust to revegetate the riverbank.

Council is in the progress of revegetating the other potential habitat site downstream of the Waste Water Treatment Plant. To date local school students have planted approximately 150 native trees as part the Flying-fox habitat planting and educational sessions.

Financial Implications: The design and printing of Flying-fox parks signs and brochures has been funded by the Local Government NSW Flying-fox grant. The remainder of the community educational program can be absorbed within current staff resource budgets and such works are able to be implemented by Council’s Media and Recreation staff.

The revegetation activities that are currently being implemented are to be funded by a NSW Environmental Trust Grant. Additional revegetation plantings, including volunteer and community awareness planting programs that are to occur within the various sections of the Macquarie River will be coordinated by Council staff and carried out by school students and volunteers.

The cost of the additional cleaning and maintenance works that will be required within Machattie Park for the 2018/19 season (Nov-April) is estimated at \$36,000. It is recommended that Council provide \$36,000 from Council Reserves in order to fund the required cleaning works that are proposed.

Bathurst Community Strategic Plan - Objectives and Strategies

- | | |
|--|-------------------|
| ● Objective 1: Our sense of place and identity | Strategy 1.4 |
| ● Objective 3: Environmental stewardship | Strategy 3.1, 3.4 |
| ● Objective 5: Community health, safety and well being | Strategy 5.4 |

Community Engagement

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

**4 ITEM INCLUDED IN CONFIDENTIAL COMMITTEE OF THE WHOLE
(11.00005, 14.00007)**

Recommendation: That the information be noted.

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

**1 TENDER F2923 - NETWASTE TENDER FOR CHIPPING OF GARDEN ORGANICS,
WOOD AND TIMBER (14.00007)**

This report considers the Netwaste tender for the chipping of garden organics, wood and timber delivered to the Bathurst Waste Management Centre.

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

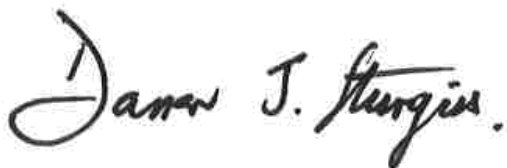
Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 6: Community leadership and collaboration Strategy 6.4

Community Engagement

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

Yours faithfully



Darren Sturgiss
**DIRECTOR
ENGINEERING SERVICES**

DIRECTOR CULTURAL & COMMUNITY SERVICES' REPORT

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

17 OCTOBER 2018

1 BATHURST ACCESS IMPROVEMENT FOR SMALL BUSINESS GRANTS 2018/2019 (16.00107)

Recommendation: That Council:

- (a) Provide \$10,000 under the 2018/2019 Bathurst Access Improvement for Small Business Grants for the following applicants:

Business/Organisation	Amount of Funding
John Fitzpatrick Constructions Pty Ltd	\$5,000 which is maximum grant amount.
Guided Paradigm Consultants Pty Ltd	\$5,000 which is maximum grant amount.

- (b) Considers the remaining funds of \$5,000 be held for any further business/es to make application, during the remainder of the 2018/2019 financial year, outside the regular timeline process, as per recommendation provided by Bathurst Regional Access Committee (BRAC).

Report: Two submissions were received for funding under the 2018/2019 Bathurst Access Improvement for Small Business Grants.

The following applications were considered by executive members of the Bathurst Regional Access Committee (BRAC) and determined that both applications met the criteria for the grant:

1. **John Fitzpatrick Constructions Pty Ltd** – seeking funds for the installation of an accessible toilet. BRAC notes that an accessible toilet is to be installed not an ambulant toilet. BRAC also noted that one quote is a self-quote.
2. **Guided Paradigm Consultants Pty Ltd** – business is a renovation and new extension, which will have mixed business tenancies, building to be known as “The Church Block” in Eglinton. Seeking funds for accessible ramp, toilet and parking, all required signage to be installed as part of the new build component and upgrade to existing building. Only one quote provided as the project is being completed by contracted builders. BRAC sought clarification from the applicant regarding the plans and confirmed that it is not a new build (rendering it ineligible) but re-development of an existing building. Approval by Council, in particular for this project, is dependent upon fulfilling access requirements through the Development Application for the project.

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

Recommendations provided by BRAC are provided at **attachment 1.**

Financial Implications: Council has provided \$15,000 in the Annual Operating Plan 2018/2019 for Bathurst Access Improvement for Small Business Grants. If both applications are approved, \$10,000 will be disbursed, with a remainder of \$5,000 being available for further disbursement.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 5: Community health, safety and well being Strategy 5.3

Community Engagement

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

2 BATHURST REGION TOURISM REFERENCE GROUP - MEETING HELD 3 SEPTEMBER 2018 (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 (TRG) 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 Bathurst Region Tourism Reference Group met on 3 September 2018. The Minutes of the Group's Meeting are provided at **attachment 1.**

Councillors should note that the Minutes of each meeting of the Tourism Reference Group are formally adopted at the next meeting.

The following items were discussed at the Meeting held on Monday 3 September 2018:

- New tourism website.
- Unearth the Fossil Trail - new product development opportunity in collaboration with regional partners.
- Update on the BVIC refurbishment.

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

Bathurst Community Strategic Plan - Objectives and Strategies

- | | |
|--|--------------|
| ● Objective 1: Our sense of place and identity | Strategy 1.2 |
| ● Objective 2: A smart and vibrant economy | Strategy 2.1 |
| ● Objective 5: Community health, safety and well being | Strategy 5.2 |
| ● Objective 6: Community leadership and collaboration | 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.

3 DRAFT POLICY - BATHURST CENTRAL BUSINESS DISTRICT CLOSED CIRCUIT TELEVISION (07.00106)

Recommendation: That Council:

- (a) Endorse the placement of the Draft Bathurst Central Business District (CBD) Closed Circuit Television (CCTV) Policy, as outlined in the Report, on public exhibition for a 28 day period and receive submissions.
- (b) Receive a further report following the conclusion of the public exhibition period.

Report: The Council is working through the process required to install CCTV in the CBD. Part of the process is for the Council to publically exhibit a Policy which outlines Council's obligations in the use and management on the CCTV scheme. The Policy must be adopted by the Council prior to the installation and operation of the network. This report presents a draft of the Policy for that purpose.

Council recognises that the presence of CCTV can have a deterrent effect on crime and antisocial behaviour within the CBD, whilst contributing to a greater sense of safety in the community.

CCTV is being introduced as part of the broader community safety strategy within the Bathurst Local Government Area. The Bathurst CBD CCTV scheme will install CCTV in the Bathurst CBD to reduce the fear of crime and improve general community safety in the area.

The scheme will also assist in the apprehension and prosecution of offenders. The CCTV cameras will not be monitored by Council but will capture images that can be used to assist NSW Police. The NSW Police may intermittently view live images provided by the CCTV scheme.

The Policy underpins the introduction, ongoing management and operation of CCTV within the CBD of Bathurst. It outlines and reinforces the responsibilities of Bathurst Regional Council and the NSW Police. The Policy aims to ensure the effective, appropriate and lawful use of CCTV.

The Policy references and is consistent with the *NSW Government Policy Statement and Guidelines for the Establishment and Implementation of Closed Circuit Television (CCTV) in Public Places*. The Policy is recommended to the Council to be placed on public exhibition to seek community feedback prior to adoption of the Policy and installation of public CCTV.

The Draft CBD CCTV Policy is provided as **attachment 1**.

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

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 5: Community health, safety and well being Strategy 5.2, 5.4

Community Engagement

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

4 KELSO COMMUNITY HUB - OCTOBER 2018 UPDATE (09.00026)

Recommendation: That the information be noted.

Report: The Kelso Community Hub was successful in obtaining a grant of \$50,000 under the NSW Government Social Housing Community Improvement Fund for the improvement of recreation and infrastructure facilities. A consultant was recently appointed to finalise the design brief. A consultation day was held at the Kelso Community Hub on 12 October 2018, which involved key stakeholders and community members in regards to the upgrade of the outdoor area. Anticipated completion of this project is early 2019.

The Kelso Community Hub was also successful in obtaining a grant of \$150,000 for the upgrade of the kitchen, storage and extension of meeting rooms, under the NSW Stronger Country Communities Fund, Round 1. The progress of this project is as follows:

- Additional storage works, in the existing hall have commenced.
- An architect's brief is being finalised for the extension of the existing office block, which will allow for an additional multipurpose room.
- Plans for the DA are currently being drawn up and DA will be submitted.
- Project will then be prepared for tender process.
- Plans for refurbishment of the existing kitchen area are being drawn up and works are expected to commence over Christmas.

Services and Programs

The facility continues to move forward, with additional services/organisations having a positive impact on the community. Consistent useage of services and programs utilising Kelso Community Hub has continued, averaging 80% to 85% useage based on a 45 hour week. This includes the Breakfast Club and Walk in Wednesday, facilitated by Kelso Community Hub staff.

There are currently 16 external service providers utilising the Hub to deliver services, including: Marathon Health, Relationships Australia, Galloping Gumnuts, Birrang, Local Area Command Aboriginal Liaison Officer, C3 Church, Legal Aid, Centrelink, Church of Christ, NSW Health, Lifeline, Young Life, Neami International, Skillset, Veritas House, Wattle Tree House, Generocity Church and Bathurst Women's Refuge.

The growth in utilisation of the Hub has continued to see graffiti and vandalism stay closer to nil. The Hub is operating five days per week, with activities and services operating for the majority of the week.

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

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 1: Our sense of place and identity Strategy 1.3
- Objective 5: Community health, safety and well being Strategy 5.1, 5.2, 5.3, 5.4, 5.5
- Objective 6: Community leadership and collaboration Strategy 6.1, 6.2, 6.3,

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 LIBRARY - RECENT EVENTS AT THE LIBRARY (21.00054)

Recommendation: That the information be noted.

Report: For four weeks during August and September 2018, the Library Services provided, in addition to regular programs, ten special events attracting around 1,800 participants including pre-schoolers, teenagers and adults.

Bathurst Library hosted two acclaimed Australian Children's authors, held Book Week celebrations over 3 days, and a range of History talks. The Library also hosted Tech Savvy Seniors sessions, launched a new Code Club program teaching children computer coding and demonstrated the library electronic resources to Year 11 students.

Date	Event	Audience	Attendance
<i>Fri 17 August</i>	Ursula Dubosarsky	High School students	120
<i>Wed 22 to Fri 24 August</i>	Book Week celebrations with Olivia the Pig	Children and parents	1,090
<i>Mon 27 and Wed 29 August</i>	History Talks: Murder and Mayhem	Adults	76
<i>Wed 29 August</i>	5 week Code Club program	Children	10
<i>Fri 31 August</i>	History Talk: Mastering the State Archives Website	Adults	42
<i>Wed 5 September</i>	History Talk: Bathurst Female Factory	Adults	68
<i>Wed 5 September</i>	Bathurst eResources demonstration	High School Students	90
<i>Thu 6 September</i>	History Talk: Building Bathurst - Morning Tea with Graham Lupp	Adult	50
<i>Fri 7 September</i>	Tech Savvy Seniors sessions	Seniors	27
<i>Thu 13 September</i>	Morris Gleitzman	Children and parents	250

The History talks were delivered by local experts Dianne Barnes and Graham Lupp, and John Cann, senior archivist at the NSW State Archives. The attendance at the History talks indicates a solid interest from the community in Bathurst Local History.

The Library partnered with other libraries in the Central West to bring Morris Gleitzman to the children of Bathurst. Children from a number of schools in the region, including Trunkey Creek and Wattle Flat, attended the event.

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

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 1: Our sense of place and identity Strategy 1.3
- Objective 2: A smart and vibrant economy Strategy 2.3
- Objective 4: Enabling sustainable growth Strategy 4.3

- Objective 5: Community health, safety and well being Strategy 5.3
- Objective 6: Community leadership and collaboration Strategy 6.2

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



Alan Cattermole
DIRECTOR
CULTURAL & COMMUNITY SERVICES

TRAFFIC COMMITTEE MEETING

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MINUTES - TRAFFIC COMMITTEE MEETING - 2 OCTOBER 2018 (07.00006)

Recommendation: That the recommendations of the Traffic Committee Meeting held on 2 October 2018 be adopted.

Report: The Minutes of the Traffic Committee Meeting held on 2 October 2018, are **attached**.

Financial Implications: N/A

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 6: Community leadership and collaboration Strategy 6.4

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 2 OCTOBER 2018

MEETING COMMENCES

1 MEETING COMMENCES 2:00 PM

Members: Ms Jackie Barry (Roads & Maritime Services), Sergeant Colin Sheil (Police) & Mr David Veness (MP Representative)

Present: Mr Bernard Drum (Manager Technical Services), Mr Paul Kendrick (Traffic & Design Engineer) & Mr Andrew Cutts (Tablelands Area Road Safety Officer)

APOLOGIES

2 APOLOGIES

That the apology of Councillor Warren Aubin be accepted.

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 4 SEPTEMBER 2018 (07.00006)

That the Minutes of the Traffic Committee Meeting held on 4 September 2018 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 4 SEPTEMBER 2018 (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 UNITING LONG WALK TO TREATMENT EVENT (23.00026-20/196)

That the Uniting Long Walk To Treatment Event to be held in the Bathurst Region on 24 and 25 October 2018 be classified as a Class 2 event, and the traffic management for this event be endorsed, subject to conditions as detailed in the Director Engineering Services' report.

8 Item 4 BATHURST CYCLING CLUB ROAD RACING AND TRAINING EVENTS 2019 (18.00022-05)

That the Bathurst Cycling Club road racing and training events for 2019 be classified as Class 2 events, and the traffic management for the events be endorsed, subject to conditions as detailed in the Director Engineering Services' report.

9 Item 5 ARTSTATE BATHURST 2018 CONFERENCE (25.00011-06/091)

That the Opening of the Artstate Conference to be held on Thursday 1 November 2018 be classified as a Class 2 event, and the traffic management for this event be endorsed, subject to conditions as detailed in the Director Engineering Services' Report.

10 Item 6 2018 MORGAN SHOW AND SHINE (23.00015-08/097)

That the 2018 Morgan "Show and Shine" to be held on Saturday 20 October 2018 be classified as a Class 2 event and the traffic management for this event be endorsed subject to conditions as detailed in the Director Engineering Services' report.

11 Item 7 2018 BATHURST PRESBYTERIAN CHURCH CHRISTMAS CAROLS ON HOWICK STREET (22.00227/030)

That the 2018 Bathurst Presbyterian Church Christmas Carols on Howick Street proposed for Saturday 15 December 2018 be classified as a Class 2 event, and the traffic management for this event be endorsed, subject to conditions as detailed in the Director Engineering Services' report.

12 Item 8 INSTALLATION OF DISABLED PARKING – CHURCH STREET PERTHVILLE (25.00225/018)

That Council approve the installation of 2 disabled parking spaces outside Perthville Public School on Church Street, subject to conditions noted in the Director Engineering Services' report.

13 Item 9 AUSSIE NIGHT MARKETS EVENT (23.00026-20/194)

The Aussie Night Markets event to be staged on Friday 28 & Saturday 29 September 2018 at the Bathurst Showground did not meet the requirements of the

Traffic Committee for consideration. The recommendation did not receive early approval..

TRAFFIC REGISTER

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

That the information be noted.

MEETING CLOSE

15 **MEETING CLOSE**

The Meeting closed at 2.43 pm.

COUNCILLORS/ DELEGATES REPORTS

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

17 OCTOBER 2018

1 MINUTES - BATHURST REGIONAL COMMUNITY SAFETY COMMITTEE - 13 SEPTEMBER 2018 (07.00107)

Recommendation: That the information be noted.

Report: The Bathurst Regional Community Safety Committee considered a number of items at the September Meeting, including the following:

- Inclusion of fraud in Community Safety Plan 2019 – 2023
- Timeline update – development of Community Safety Plan 2019 – 2023

The minutes are provided at **attachment 1**

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

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 2: A smart and vibrant economy Strategy 2.3
- Objective 4: Enabling sustainable growth Strategy 4.1
- Objective 5: Community health, safety and well being Strategy 5.2
- Objective 6: Community leadership and collaboration 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.

2 MINUTES - BATHURST REGIONAL YOUTH COUNCIL 4 SEPTEMBER 2018 (11.00020)

Recommendation: That the information be noted.

Report: The Youth Council considered a number of items at the meeting, held Tuesday 4 September 2018 and included the following items:

- Blunside Skatepark Series 2018
- “How to Adult” workshops – November 2018
- Potential for Youth Council involvement with Kelso Community Hub
- Outdoor Movie Event – 23 November 2018
- Mental health awareness initiative

The minutes from the meeting are provided at **attachment 1**.

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

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 4: Enabling sustainable growth Strategy 4.1
- Objective 5: Community health, safety and well being Strategy 5.1, 5.2, 5.3, 5.5
- Objective 6: Community leadership and collaboration Strategy 6.1, 6.2, 6.3, 6.5, 6.7, 6.8

Community Engagement

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

3 MINUTES - AUSTRALIA DAY WORKING PARTY - 18 SEPTEMBER 2018 (23.00033)

Recommendation: That the information be noted.

Report: The minutes of the Australia Day Working Party held on 16 January 2018 are shown at **attachment 1**.

Financial Implications: N/A

Bathurst 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.