



ORDINARY MEETING OF
BATHURST REGIONAL COUNCIL

13 March 2019

His Worship the Mayor & Councillors

**Notice of Ordinary Meeting of Bathurst Regional Council - Wednesday,
20 March 2019**

I have to advise that an **Ordinary Meeting** of Bathurst Regional Council will be held in the Council Chambers on Wednesday, 20 March 2019 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, 20 MARCH 2019

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 - 20 FEBRUARY 2019

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 - POLICY COMMITTEE MEETING - 6 MARCH 2019

* MINUTES - TRAFFIC COMMITTEE MEETING - 5 MARCH 2019

10. NOTICES OF MOTION - Nil

11. RESCISSION MOTIONS - Nil

12. COUNCILLORS/ DELEGATES REPORTS

* COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 13 FEBRUARY 2019

* MINUTES - BATHURST REGIONAL YOUTH COUNCIL 12 FEBRUARY 2019

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 ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	STEWART AND DURHAM STREET INTERSECTION TREATMENT STUDY	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**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	POSSIBLE PURCHASE OF PROPERTY, LOT 202 DP1200345 KNOWN AS 448 LIMEKILNS ROAD,	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position

	KELSO	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	PURCHASE OF PROPERTY, LOT 7002 DP1019903 KNOWN AS 68 DEMPSEY STREET, PEEL	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
3	BATHURST AERODROME LAND LEASES	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	COMMUNITY LEASE - PART LOT 193 DP821845 KNOWN AS OLD RAGLAN SCHOOL HALL AT 58 CHRISTIE STREET, RAGLAN	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
5	RURAL LICENCE AGREEMENT - LOT 1 DP995205 AND LOT 1 DP1007963 KNOWN AS CORNER OF PATNA & COMMONWEALTH STREETS BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
6	RURAL LICENCE AGREEMENT - LOT 6 DP1142438 KNOWN AS CHURCH LANE, KELSO	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
7	TENDER FOR JOOMLA WEBSITE TECHNICAL SUPPORT AND MAINTENANCE	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

8	SPORTING LICENCE AGREEMENT - LOT 7305 DP 1153071, 48 DURHAM STREET, BATHURST KNOWN AS CARRINGTON PARK LOT 92 DP 820990, 42 DURHAM STREET, BATHURST KNOWN AS BATHURST SPORTSGROUND TO BATHURST PANTHERS RUGBY LEAGUE FOOTBALL CLUB	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
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14. RESOLVE INTO OPEN COUNCIL

15. ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

16. MEETING CLOSE

MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 20 FEBRUARY 2019 (11.00005)

Recommendation: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 20 February 2019 be adopted.

Report: The Minutes of the Ordinary Meeting of Bathurst Regional Council held on 20 February 2019, 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 20 FEBRUARY 2019**

MEETING COMMENCES

1 MEETING COMMENCES 6:00 PM

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

PUBLIC FORUM

2 PUBLIC FORUM

G Fry – National Motor Racing Museum Volunteers - requested Council consider having volunteers work at the National Motor Racing Museum (NMRM), particularly special events and on weekends. Noted that volunteers work at other Council cultural facilities. Made suggestions on benefit that could accrue to volunteers for working at the NMRM.

J Hollis – Rail Action Group - spoke to the Bathurst Bullet Program and recent announcement by the local member for service changes. Also noted new trains scheduled to be implemented in the next couple of years. The Government has moved positively in this area.

I Hancock – Vice Chairperson, Bathurst Regional Access Committee - DEPBS Item #3 - DA 453 Conrod Straight, Mount Panorama - spoke to request to waive disability access and decision made last year on another development at Mount Panorama. Noted requirements to comply with Disability Act and Codes of Conduct for private certifiers. Opposed to the waiver request.

B Trimming – Chairperson, Bathurst Regional Access Committee (BRAC)

- Congratulated Council on dog event last Friday - it was superb.
- Has been re-elected as Chairperson of BRAC.
- In regards to DEPBS #3, object to waiver of disability access and noted will be putting in a complaint about the approval given last December, which he feels is in breach of Council's policies and Local Environmental Plan (LEP). Then spoke of roles of private certifiers and their obligations, including the Disability Discrimination Act. Do applicants have to say who their private certifier is in advance?

The Director Environmental, Planning & Building Services provided advice on the appointment process of the certifiers. Does not have to be made at the Development Application stage. The appointment details are publicly available.

D McNab – Ratepayer - Mitre / Suttor / Lambert Street Roundabout - spoke to this matter and the history of the intersection and desire for works to occur. Noted infrastructure upgrades proposed with these works and then referred to school student numbers. Query when design work would be finished and works started.

The Director Engineering Services - spoke to Crown Lands process to get an easement and seeking a licence. When licence is received will call for tenders.

G Crisp – Ratepayer - spoke to complaints made against Cr Morse by Mr Crisp and made allegations of pecuniary interest. Then raised allegations of pecuniary interest against the General Manager and that the General Manager stole money from Council. Made complaints about various persons.

The General Manager responded to accusations and noted continued history of allegations against Councillors and Staff.

P Dowling – Ratepayer - Safety Issues

- Land in Peel Street - there are trees inhibiting vision near the school
- Dam at the cemetery is unfenced and raised concern at possible misadventure

The Director Engineering Services spoke to rules applying to the dam in this area.

S Pearson – Ratepayer spoke to retail trade and its current struggle locally and in Australia. Noted business that have closed in Bathurst in recent years and the operations of the shopping centres in town. The number of buildings available for leasing are increasing. National retail sales are struggling and getting worse. Then spoke to the role of Council in helping to attract or create jobs. Also spoke of the town square concept.

The General Manager spoke to actions being taken by Council including; Economic Development Strategy, Tourism Strategy, Events Strategy, Cultural Tourism initiatives etc.

S Baumberger – Applicant - DEPBS Item #3 - DA 453 Conrod Straight, Mount Panorama spoke to meetings with Council about his proposal and thought that his Development Application (DA) would be considered with Mr Dunshea's proposal. If he had known his DA was to be dealt with separately would have put his request in earlier. Then spoke to financial costs and excessive onerous conditions.

A Dunshea – Adjoining Owner - DEPBS Item #3 - DA 453 Conrod Straight, Mount Panorama spoke in support of Mr Baumberger and feels Council should have advised that his DA would be considered separately. Then spoke to report and policy referred to in the report and feels that it is flawed, in particular clause 3.1.4 and then discussed classification of buildings and feels that the building is not 1B. The report is proposing consistency based on a flawed policy. Noted disability rights and references in the report to human rights - not all rooms need to be accessible. Spoke to looking at a range across the market.

APOLOGIES

3

APOLOGIES

MOVED Cr B Bourke

and **SECONDED** Cr W Aubin

RESOLVED: That the apologies from Crs Fry and Rudge be accepted and leave of absence granted.

MINUTES

- 4** **Item 1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 6 FEBRUARY 2019 (11.00005)**
MOVED Cr I North and **SECONDED** Cr A Christian

RESOLVED: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 6 February 2019 be adopted.

DECLARATION OF INTEREST

- 5** **DECLARATION OF INTEREST 11.00002**
MOVED Cr M Morse and **SECONDED** Cr B Bourke

RESOLVED: That the Declaration of Interest be noted.

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

Director Environmental Planning & Building Services' Report

- 6** **Item 1 SECTION 4.15 OF THE ENVIRONMENTAL PLANNING AND ASSESSMENT ACT 1979 (03.00053)**
MOVED Cr B Bourke and **SECONDED** Cr W Aubin

RESOLVED: That the information be noted.

- 7** **Item 2 GENERAL REPORT (03.00053)**
MOVED Cr M Morse and **SECONDED** Cr J Jennings

RESOLVED: That the information be noted.

- 8** **Item 3 MODIFICATION TO DEVELOPMENT APPLICATION NO. 2018/52 – TOURIST & VISITOR ACCOMMODATION AT 453 CONROD STRAIGHT, MOUNT PANORAMA. APPLICANT: MRS J BAUMBERGER. OWNER: MRS J BAUMBERGER (DA/2018/52)**
MOVED Cr W Aubin and **SECONDED** Cr A Christian

RESOLVED: That Council:

- (a) defer consideration of DA2018/52
- (b) undertake a site visit of the proposed development
- (c) call a division

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

The result of the division was:

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

Against the motion - Nil

Absent - Cr J Fry, Cr J Rudge,

Abstain - Nil.

9 Item 4 DEVELOPMENT APPLICATION NO. 2018/290 – DEMOLITION OF EXISTING DWELLING, GARAGE & OUTBUILDING AND CONSTRUCTION OF CHILD CARE CENTRE AT 23 PARK STREET, EGLINTON. APPLICANT: HANNAS CHILDCARE DEVELOPMENTS. OWNER: MR O & MRS J GENC (DA/2018/290)

MOVED Cr I North

and **SECONDED** Cr W Aubin

RESOLVED: That Council:

- (a) as the consent authority, grant consent pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2018/290, subject to conditions able to be imposed pursuant to Section 4.17 of the Environmental Planning and Assessment Act 1979, as amended;
- (b) notify those that made submissions of its decision; and
- (c) call a division.

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

The result of the division was:

In favour of the motion - Cr W Aubin, Cr A Christian, Cr G Hanger, Cr J Jennings, Cr I North,

Against the motion - Cr B Bourke, Cr M Morse,

Absent - Cr J Fry, Cr J Rudge,

Abstain - Nil

10 Item 5 BATHURST GOVERNMENT SETTLEMENT – THE PUBLICATION OF A HISTORY (18.00004)

MOVED Cr I North

and **SECONDED** Cr J Jennings

RESOLVED: That Council:

- (a) allocate \$27,000 in the 2019/20 Management Plan for the publication of a history of the Bathurst Government Settlement; and
- (b) note that it is anticipated that the funding will be recouped from the sale of the book.

11 Item 6 NAMING OF PUBLIC ROADS – SUBDIVISION OF LOT 1 DP 1215901.

HAMILTON STREET, EGLINTON (20.00024)**MOVED** Cr I North and **SECONDED** Cr B Bourke**RESOLVED:** That Council:

- (a) give notice of its intention to adopt the following name for the new road created by the subdivision of Lot 1, DP 1215901 as Peard Close.
- (b) direct the General Manager to undertake procedures pursuant to the requirements of the Roads Act 1993, to have the name gazetted, should no objections be received.

12 **Item 7 NAMING OF PUBLIC ROADS – SUNNYBRIGHT SUBDIVISION OFF LIMEKILNS ROAD AND MARSDEN LANE, KELSO (20.24)****MOVED** Cr I North and **SECONDED** Cr B Bourke**RESOLVED:** That Council:

- (a) give notice of its intention to adopt the following names for the new roads created by the subdivision of Lot 3, DP 833295 and Lot 5, DP 847225:
 - Driscoll Close
 - Fulton Court
 - Hartigan Street
 - Kellett Close
 - Kirkland Road
 - Lawrence Drive
 - Lockwood Rise
 - Percival Place
 - Stevenson Street
 - Sunbright Road
 - Wallace Way
- (b) direct the General Manager to undertake procedures pursuant to the requirements of the Roads Act 1993, to have the name gazetted, should no objections be received.

13 **Item 8 DROUGHT ECONOMIC STIMULUS PROJECTS 2018 (20.00313)****MOVED** Cr I North and **SECONDED** Cr W Aubin**RESOLVED:** That the information be noted.**Director Corporate Services & Finance's Report****14** **Item 1 STATEMENT OF INVESTMENTS (16.00001)****MOVED** Cr B Bourke and **SECONDED** Cr W Aubin**RESOLVED:** That the information be noted.

15 Item 2 MONTHLY REVIEW - 2018/2022 DELIVERY PLAN AND OPERATIONAL PLAN 2018-2019 (16.00155)

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

RESOLVED: That the information be noted.

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

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

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

17 Item 4 POWER OF ATTORNEY (11.00007)

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

RESOLVED: That the information be noted.

18 Item 5 PROVISION OF ELECTION SERVICES - 2020 LOCAL GOVERNMENT ELECTIONS (12.00010-08)

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

RESOLVED: That the Bathurst Regional Council ("the Council") resolves:

- (a) pursuant to s. 296(2) and (3) of the *Local Government Act 1993* (NSW) ("the Act") that an election arrangement be entered into by contract for the Electoral Commissioner to administer all elections of the Council.
- (b) pursuant to s. 296(2) and (3) of the Act, as applied and modified by s. 18, that a council poll arrangement be entered into by contract for the Electoral Commissioner to administer all council polls of the Council
- (c) pursuant to s. 296(2) and (3) of the Act, as applied and modified by s. 18, that a constitutional referendum arrangement be entered into by contract for the Electoral Commissioner to administer all constitutional referenda of the Council.

19 Item 6 ITEMS INCLUDED IN CONFIDENTIAL COMMITTEE OF THE WHOLE (11.00005, 21.00009, 22.05258, 22.16095, 22.03772)

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

RESOLVED: That the information be noted.

Director Engineering Services' Report

- 20** **Item 1 LANDSCAPE DESIGN - CENTENNIAL PARK (37.00619)**
MOVED Cr M Morse and **SECONDED** Cr J Jennings

RESOLVED: That Council adopt the landscape design for Centennial Park, Bathurst.

- 21** **Item 2 VEGETATION MANAGEMENT PLAN (37.00563)**
MOVED Cr I North and **SECONDED** Cr B Bourke

RESOLVED: That Council adopt the Vegetation Management Plan

- 22** **Item 3 ITEM INCLUDED IN CONFIDENTIAL COMMITTEE OF THE WHOLE (11.00005 & 36.00698)**
MOVED Cr I North and **SECONDED** Cr W Aubin

RESOLVED: That the information be noted.

Director Cultural & Community Services' Report

- 23** **Item 1 2018/2019 BATHURST CCTV FUNDING PROGRAM - ROUND 2 (16.00145)**
MOVED Cr I North and **SECONDED** Cr A Christian

RESOLVED: That Council:

- (a) Provide \$2,000 under the 2018/2019 Bathurst CCTV Funding Program, Round 2 as follows;

Business	Amount of Funding
Perthville School of Arts Hall	\$500 which is the maximum amount approved for funding.
HNS Canvas Pty Ltd	\$500 which is the maximum amount approved for funding.
The Church Block Eglinton	\$500 which is the maximum amount approved for funding.
Preilbua Thai Massage	\$500 which is the maximum amount approved for funding.

- (b) Utilise the residual \$5,562.27 of funds remaining following the above dispersement, as part of the current Stage 1 of the Central Business District (CBD) Closed Circuit Television (CCTV) project.

- 24** **Item 2 SUMMER SCHOOL HOLIDAY ACTIVITIES 2019 (21.00106, 21.00039, 21.00054, 21.0060, 09.00026)**
MOVED Cr B Bourke and **SECONDED** Cr J Jennings

RESOLVED: That the information be noted.

- 25** **Item 3 BATHURST REGION TOURISM REFERENCE GROUP - MEETING HELD 4 FEBRUARY 2019 (07.00116)**
MOVED Cr W Aubin and **SECONDED** Cr A Christian

RESOLVED: That the information be noted.

- 26** **Item 4 BATHURST REGION DESTINATION MANAGEMENT PLAN - REVIEW PROCESS (20.00299)**
MOVED Cr I North and **SECONDED** Cr J Jennings

RESOLVED: That Council:

- (a) Note the new NSW Statewide Destination Plan 2019.
- (b) Note the completed priorities and actions of the Bathurst Region Destination Management Plan 2015.
- (c) Commence, during 2019, the development of a new Bathurst Region Destination Management Plan including industry, community and Councillor engagement.
- (d) Hold a Councillor Working Party to discuss Council priorities and receive input into the new Bathurst Region Destination Management Plan.

- 27** **Item 5 CENTRAL TABLELANDS COLLECTION FACILITY (21.00150)**
MOVED Cr M Morse and **SECONDED** Cr J Jennings

RESOLVED: That Council:

- (a) Undertake the project to construct the Collections Facility as outlined in the report.
- (b) Utilise the grant, provided under the Create NSW Regional Cultural Fund, of \$2,300,000 for the project
- (c) Delegate to the General Manager the authority to execute the contracts.
- (d) Utilise Developer Contributions as part contribution to the completion of this project up to the value contained in this report.
- (e) Note the remaining \$66,990, required for the project, will be included in the

2019/2020 budget.

REPORTS OF OTHER COMMITTEES

Traffic Committee Meeting

28 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 5 FEBRUARY 2019 (07.00006)

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

RESOLVED: That the recommendations of the Traffic Committee Meeting held on 5 February 2019 be adopted.

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

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

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

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

There were no representations from the public.

RESOLVED: That:

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

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

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

	AERODROME TO BATHURST AIRCRAFT MAINTENANCE CENTRE PTY LTD	prejudice the commercial position of the person who supplied it.
2	RURAL LICENCE AGREEMENT - AGISTMENT ONLY - AT PART LOT 2 DP749758 AND LOT 117 DP750357 KNOWN AS 200 COLLEGE ROAD, MT PANORAMA	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
3	RURAL LICENCE AGREEMENT - CROPPING ONLY - AT LOT 1 DP1223252 KNOWN AS 71 HEREFORD STREET, KELSO.	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
4	UPCOMING AUCTION OF PROPERTY, LOTS 4,5,8 AND 9 DP232111 KNOWN AS 98 MOUNTAIN STRAIGHT, MT PANORAMA	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

*** DIRECTOR ENGINEERING SERVICES' REPORT**

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

Director Corporate Services & Finance's Report

- a** Item 1 PROPOSED TRANSFER OF AIRCRAFT HANGAR LEASED SITE, BATHURST AERODROME TO BATHURST AIRCRAFT MAINTENANCE CENTRE PTY LTD (21.00009)
MOVED Cr J Jennings and SECONDED Cr W Aubin

That Council approves the transfer of aircraft hangar leased site at Lot 9 DP873722 from PIET Superannuation Fund (also known as Smart Air Pty Ltd) to Bathurst Aircraft Maintenance Centre Pty Ltd at the Bathurst Aerodrome as detailed in the report.

- b** Item 2 RURAL LICENCE AGREEMENT - AGISTMENT ONLY - AT PART LOT 2 DP749758 AND LOT 117 DP750357 KNOWN AS 200 COLLEGE ROAD, MT PANORAMA (22.05258)
MOVED Cr W Aubin and SECONDED Cr J Jennings

That Council approves entering into a rural licence agreement for part Lot 2 DP749758 and Lot 117 DP750357 known as 200 College Road, Mt Panorama for a period of 3 (three) years as detailed in the report and subject to Council's Land Management Guidelines and insurance requirements.

- c** Item 3 RURAL LICENCE AGREEMENT - CROPPING ONLY - AT LOT 1 DP1223252 KNOWN AS 71 HEREFORD STREET, KELSO. (22.16095)
MOVED Cr W Aubin and SECONDED Cr B Bourke

That Council approves entering into a rural licence agreement, Cropping only for Lot 1 DP1223252 known as 71 Hereford Street, Kelso for a period of 3 (three) years, as detailed in the report and subject to Council's Land Management Guidelines and insurance requirements.

- d** Item 4 UPCOMING AUCTION OF PROPERTY, LOTS 4,5,8 AND 9 DP232111 KNOWN AS 98 MOUNTAIN STRAIGHT, MT PANORAMA (22.03772)
MOVED Cr W Aubin and SECONDED Cr B Bourke

That Council:

- (a) attend auction in order to purchase Lots 4,5,8 and 9 DP232111 known as 98 Mountain Straight, Mt Panorama.
- (b) delegate the authority to the General Manager to negotiate/bid on the property as detailed in the report
- (c) if successful, classify the land as operational under the provisions of Section 31(2) of the Local Government Act 1993.

Director Engineering Services' Report

- e** Item 1 TENDER FOR CONSTRUCTION OF SEWER FOR BATHURST AERODROME (36.00698)
MOVED Cr I North and SECONDED Cr A Christian

That the tender from Hynash Constructions Pty Ltd, excluding provisional items, be accepted in the amount of \$725,098.78 (incl. GST) subject to provisional items and variations.

RESOLVE INTO OPEN COUNCIL

- 30** RESOLVE INTO OPEN COUNCIL
MOVED Cr I North and SECONDED Cr A Christian

RESOLVED: That Council resume Open Council.

ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

- 31** ADOPT REPORT OF THE COMMITTEE OF THE WHOLE
MOVED Cr I North and SECONDED Cr A Christian

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

MEETING CLOSE

- 32** MEETING CLOSE

The Meeting closed at 7.51 pm.

CHAIRMAN: _____

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

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

20 MARCH 2019

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
 - (iiia) 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 February 2019 (**attachment 1**).
- (b) Applications refused during February 2019 (**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 February 2019 (**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 DEVELOPMENT APPLICATION NO. 2018/484 – DEMOLITION OF EXISTING DWELLING AND OUTBUILDINGS AND CONSTRUCTION OF SINGLE STOREY REPLACEMENT DWELLING AND SEPARATE GARAGE AT 5 LORD STREET, BATHURST. APPLICANT: ROBYN WHITE DESIGNS. OWNER: MRS M GAAL (DA/2018/484)

Recommendation: That Council:

- (a) as the consent authority, grant consent pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2018/484, subject to conditions able to be imposed pursuant to Section 4.17 of the Environmental Planning and Assessment Act 1979, as amended and including conditions to the effect that:
- (i) No demolition shall occur until a Construction Certificate for the replacement building has been approved;
 - (ii) No demolition shall occur until a photographic record of the existing dwelling has been submitted to Council; and
- (b) call a division.

Report: The Site

Council has received a Development Application (DA) for the demolition of an existing dwelling, demolition of existing outbuildings and construction of a single storey replacement dwelling and separate garage at 5 Lord Street, Bathurst, described as Lot 28, DP 192843.

See location plan and aerial photo at **attachment 1**.

The subject site has an area of 526.8m².

The subject site currently contains a single storey cottage.

The proposal

The proposal involves:

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

See plans of proposed development at **attachment 2**.

Planning Context

Bathurst Regional Local Environmental Plan 2014

The subject site is zoned R1 General Residential under the provisions of the *Bathurst Regional Local Environmental Plan 2014*. A *dwelling house* is permissible with consent in the R1 General Residential zone. The proposal is consistent with the objectives of the zone.

Clause 4.3 Height of buildings

The *Height of Buildings Map* indicates that the maximum building height for the subject property is 9 metres. The proposed dwelling will have an overall height of approximately 4.8 metres and the proposed garage an overall height of 4.5 metres. The development therefore complies with Clause 4.3 Height of buildings.

Clause 5.9 Preservation of trees

The proposed development will necessitate the removal of all existing vegetation on the site, including three trees.

One of the three trees exceeds 9 metres in height and is within the Heritage Conservation Area. Whilst trees of this size and location would usually constitute a "Prescribed Tree" (i.e. a tree requiring approval for removal) the trees are already dead. Accordingly removal of the trees is exempt from the need to obtain consent under Council's adopted Tree Preservation and Management Policy.

Clause 5.10 Heritage Conservation

The subject site is within the Bathurst Heritage Conservation Area but not listed as an individual Heritage Item. See discussion below under Chapter 10 of the DCP.

Bathurst Regional Development Control Plan 2014

Chapter 2 Exhibition and notification of development applications

The Development Application was advertised and notified to adjoining property owners from 14 January 2019 to 29 January 2019. No submissions were received.

Chapter 4 Residential development

A summary of compliance with the principal development standards under Chapter 4 is provided below:

Development Standard	Required	Proposed	Compliance
Minimum lot size	550m ²	526.8m ²	No*
Height	9.0 metres	4.8 metres	Yes
Setback - front	Must complement existing	2.0 metres, complements existing	Yes
Setback - side	As per BCA	As per BCA	Yes
Setback - rear	As per BCA	As per BCA	Yes
Car parking	1 covered resident space per dwelling	2 covered car parking spaces	Yes
Private open space area	Minimum 50m ² for four bedroom dwellings	87m ²	Yes
Driveway width	Minimum 3 metres	6.0m	Yes
Private open space width	Minimum 4.0 metres wide	6.8m	Yes

*While the prescribed minimum lot size for a single dwelling is 550m² and the subject site has an area of 526.8m² the variation to the minimum lot size is considered appropriate given that the proposal is for one replacement dwelling.

Chapter 10 Urban design and heritage conservation

Statement of Heritage Impact

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

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

The principal significance of the place relates to the historical and social values of the site and the streetscape.

The cottage at 5 Lord Street is an example of a late nineteenth-century Victorian weatherboard cottage. However it has been altered and added to unsympathetically, which has resulted in a loss of integrity and intactness of the original cottage fabric.

It is not a rare, intact or aesthetically representative example of a timber cottage of the period. The site has some significance as part of Lord's Subdivision and the building as a cottage constructed in the late nineteenth century (c1883). However, this significance is not to the extent that it has warranted listing of the site, cottage or outbuildings as an individual heritage item.

- The building is assessed as being a contributory item to the Bathurst Conservation Area because its historic and aesthetic values contribute to the Lord Street streetscape and the heritage significance of the BCA. (Historical significance)
- The Victorian weatherboard cottage does not display any particularly remarkable or special aesthetic features. (Aesthetic significance)
- There is no heritage based requirement to retain the built elements on the subject site given their lack of intactness, integrity or significance. It has little to yield in terms of useful information (Technical/Research significance)
- The cottage is not representative of 19th century Victorian weatherboard cottages and a majority of other timber cottages in Bathurst and district are in better condition and are more representative.(Rarity)
- The multitude of internal and external alterations and additions and the current condition make it a highly altered and compromised 19th century timber cottage (Representativeness)

The Statement of Heritage Impact has identified ownership as early as 1883. The Statement of Heritage Impact demonstrates that the past unsympathetic additions have altered the original fabric of the building and have been done poorly resulting in structural concerns. The Statement of Heritage Impact recommends complete demolition on the basis that the integrity and significance of the building have been irreversibly damaged.

Historical Assessment

The Statement of Heritage Impact contains a Historical Assessment. The Historical Assessment is as follows:

The late 1800's until 1922

The land at Allotment 7 Section 85 was owned by Maurice Hayes. Six landholders owned the 20 lots of this Section. Part of this Section was later subdivided as part of Francis Lord's subdivision. Mr Lord was an early prominent Bathurst merchant who opened a store in 1839 with his brother-in-law. He was the son of entrepreneurial

ex-convict Simeon Lord and Mary Hanesworth. He later entered NSW parliament and served as a member of the Legislative Council from 1843-48, 1856-61 and 1864-93.

New lots facing Havannah Street and Lord Street were created with Lord's subdivision. The land at the newly created Lot 28 Lord Street was sold in November 1882 to Margaret Jane and Thomas Sorrell. Thomas was a platelayer for rail tracks. The house is first showing in council rates books of 1883.

Jesse Dibley, husband of Sarah Dean, was an ex-convict pioneer farmer (ploughman) who was sentenced to life imprisonment and transportation to Botany Bay c1825. He gained a ticket of leave in 1841 and went to the Bowenfels area c1843 and then to Bathurst district (Green Swamp) c1847. His son Jesse junior was born at Green Swamp and became a wheelwright with Frank Halliday, one of Bathurst's pre-eminent coach builders. Jesse jnr and his wife Hannah bought the property at 5 Lord Street in 1886 as an investment property and put it out to rent to Edward O'Brien. They lived at 41 Piper Street, next to their son Jesse at No.43.

Successive tenants include J. & J. Jenkins, P. Sewell, Alfred Jones, the Rogers family, Percy Eyland, Nicholas & Matilda O'Dea. Mrs Anne (Hannah) Dibley owned the property by inheritance from c1899 to 1921.

The house was untenanted during the years 1917 to 1922.

1922 until Present

Jesse and Hannah Dibley Jnr's son Jesse Dibley (jnr 3rd) inherited the property and rented it out to William English (railway employee), Horace Silk (railway employee) and J. Carney, (builder) and others. Jesse and Hannah's children Sarah Morris, Hannah Kirk, Ellen Withers and Joseph Dibley inherited and sold in 1937 to Annie Florence Stewart (nee Docos) and then to Edric Leonard Osborne (farmer from Caloola and linesman) in 1949.

Alfred Thomas Docos (shearer and painter) and Kathleen Docos (parents of Annie) next bought and occupied the property in 1954.

The property remained vacant for some years after this and fell into a dilapidated state as evidenced by the assurance that was sought by conveyancing solicitors that Council would not demand demolition.

Kathleen Docos sold to David and Donna McGregor, who were living at No.5 Lord Street in 1990. They continued to modernise the house, destroying a lot of the original fabric in the process of making it habitable. The current owner bought the property and carried out essential repairs and renovations including the floor props, some floors and walls, front door, verandah and windows. They have leased out the property from 1993 until the present, continuing the predominantly tenanted status which was established early in the history of this low-income residential area.

As noted above, the existing house first appeared in Council rates books in 1883. A separate Heritage Building Report prepared by the Bathurst & District Historical Society can be found at **attachment 4**.

Structural Assessment

A Structural Assessment aims to demonstrate the condition of the building and essential and desirable works. Council's DCP defines essential work to be "any works required to make

the building structurally sound and safe and reverse any adverse deterioration". Desirable works means "other work required to make the structure more habitable and comfortable".

A Structural Assessment (prepared by Calare Civil Pty Ltd, dated 3 May 2017) submitted with the application indicates that the building has suffered major damage due to reactive clay movement, unsuitable building techniques and general weathering/deterioration due to a lack of maintenance over a long period of time. These concerns have been confirmed by site inspection undertaken by Council Officers. The chimney is particularly structurally unsound and potentially dangerous. See Structural Assessment at **attachment 5**.

The Structural Assessment prepared by Calare Civil Pty Ltd identifies the following essential and desirable works:

1. Essential Work (to ensure structural soundness and safety of building).

Remedial Work	Cost Estimate
Repair external timber and eaves	\$5,000
Replace iron roof	\$15,000
Replace all gutters and downpipes and ensure connection to in ground system	\$5,000
Repair sub floor bearers and joists and replace floor throughout	\$40,000
Remove all asbestos and replace internal walls and ceilings	\$70,000
Replace all internal plumbing	\$6,000
Repair all stormwater drainage	\$4,000
Replace bathroom	\$15,000
Replace kitchen	\$15,000
Replace all electrical wiring	\$11,000
Total cost estimate (excluding GST)	\$186,000

2. Desirable Work (to make structure more habitable and comfortable).

Remedial Work	Cost Estimate
Demolish outside bathroom and shed and rebuild to current regulation	\$25,000
Repair or replace damaged fencing	\$7,000
Total cost estimate (excluding GST)	\$32,000


Whilst kitchen and bathroom replacement have been identified under "essential work", these elements are not structural and therefore should more appropriately be considered as "desirable work". Therefore the revised total essential work cost would be **\$156,000** and the revised total desirable work cost would be **\$62,000**.

Bathurst Conservation Area Management Strategy (BCAMS)

In order to assess the conservation significance of the dwelling proposed for demolition and consider the findings of the Statement of Heritage Impact in relation to whether or not demolition can be supported in this instance, an assessment under the *Bathurst Conservation Area Management Strategy* (BCAMS) was undertaken.

The following table provides a summary of the assessment.

Address of Building:	5 Lord Street Bathurst
BCAMS Rating:	7
Type of Building/Current Use:	Residential
Zoning:	R1 General Residential
Period of Construction:	Exact date unknown but photos suggest late Victorian era Mid Victorian 1860-1885

Photo:	<p style="text-align: center;">Representative</p> 
Heritage Listings:	Located within the Bathurst Heritage Conservation Area.
Streetscape:	The shallow dwelling has streetscape presence, due to its simple design and timber construction. The dwelling is a representation of the railway construction era and reflective of a middle ranking railway worker. Whilst the dwelling has had unsympathetic external additions, and considerable adhoc repairs, it maintains a visual contribution to the streetscape.
Physical Description:	A symmetrical single storey mid Victorian dwelling with open gable roof and single chimney on the eastern end of the building. The chimney is structurally in very poor condition and is potentially dangerous. A posted verandah with flat roof adorns the street elevation. A central entry door with one original timber framed window and one non-original window is evident on the southern façade. The southern façade of the dwelling has been unsympathetically cladded in timber and internal alterations have been done poorly and are intrusive. A significant amount of fabric, both internally and externally has been altered, making it difficult to determine if it is original to the dwelling or introduced later.
Condition Description:	The external cladding and front right-hand side window are not original. Internal alterations have occurred which are of poor quality and are intrusive. A significant amount of original fabric throughout has been altered over a considerable time period making it difficult to determine if fabric is original to the dwelling or has been introduced. The chimney is in extremely poor condition with potential to be structurally dangerous to residents. The existing trees on the site are deceased.
Statement of Significance:	<p>The dwelling is a (poor) representative example of a modest home construction on small land parcels associated with the railway construction era. The building is neither unique nor a good example of its type and era. The type of building that it resembles is found in other locations with the Bathurst area, especially in the late 1800's subdivisions which resulted in small pieces of land affordable for the working class. There are also better and more intact examples of similar buildings in other areas of Bathurst.</p> <p>No.5 Lord Street has had multiple owners and tenants and its history, after construction of the timber cottage for the Sorrell family c1883, is symptomatic of wealthier businessmen, farmers and landholders buying and purchasing investment properties in Bathurst which provided modest workers accommodation at affordable rents. The long period of tenancy and landlord neglect has led to its</p>

	dilapidation. The building is a contributory item to the heritage conservation area streetscape and has minor historical associations to Francis Lord, an early prominent Bathurst merchant and parliamentarian through records of subdivision of the land.
Heritage Significance:	(4) Historically significant in a regional context (pre 1900/state significant)
Streetscape Rating:	(3) Contributory
Integrity:	(0) Altered unsympathetically – Non-reversible
Special Vegetation:	Nil

The dwelling has been substantially altered, with little original fabric remaining. The external cladding and front right-side window are not original. Internal alterations have occurred and are considered to be intrusive. A significant amount of fabric has been altered, making it difficult to determine if it is original to the dwelling or introduced later. The chimney is in extremely poor condition with potential to be structurally dangerous to residents. The existing trees on the site are deceased.

A high BCAMs rating has been given to the property, based on age and streetscape contribution. However, the complete demolition of a structurally poor building is supported in this instance on the basis of the buildings substantial irreversible alteration, the loss of original building fabric, its poor overall condition and the cost of structural remedial works.

Infill development

The applicant has submitted a completed Residential Infill Application. A streetscape elevation has also been submitted to demonstrate the relationship between the proposed dwelling and the adjoining dwelling to the left (No. 7 Lord Street) (see **attachment 6**).

The proposed infill development includes a red brick façade, gable ends and 40 degree roof pitch in traditional corrugated profile. The proposed infill development contains design and material elements readily found in the Bathurst Heritage Conservation Area and is consistent with Chapter 10 of the DCP. It is appropriately set back and will maintain the same level of bulk and scale of the adjoining and surrounding dwellings.

The proposed metal picket fencing is considered appropriate for the streetscape. The height is consistent and sympathetic to surrounding fences and is appropriate to the Heritage Conservation Area.

Amended plans were provided that address the bulk and scale of the south-east elevation. This included a second gable which will be visible from the street and surrounding properties. This will assist with integration of the new design into its heritage environment.

The front elevation and design is in keeping with the pre-existing dwelling and addresses the need to limit the impact of the building in the surrounding streetscape. All visible windows from the street will be timber double hung, again in keeping with the character of the area. Overall, the development is visually within the same scale as the existing, and therefore respects the heritage significance of its surroundings.

Public Notification

The Development Application was advertised and notified to adjoining property owners from 14 January 2019 to 29 January 2019. During the advertising and notification period a request was received from the Bathurst Heritage Network for a copy of the Historical Assessment and a Statement of Heritage Impact which was duly provided. No further

submissions were received.

Conclusion

Council has received a Development Application (DA) for the demolition of an existing dwelling and construction of single storey replacement dwelling and separate garage at 5 Lord Street, Bathurst. Notwithstanding that a high BCAMS rating has been attributed to the dwelling because of its age and streetscape rating, the dwelling has been substantially altered, with little original fabric remaining. The building is in very poor structural condition. The proposed infill development contains design and material elements readily found in the Bathurst Heritage Conservation Area and is consistent with Chapter 10 of the DCP. On the basis of the poor structural integrity of the building, the loss of the majority of the original fabric and the appropriateness of the proposed infill building, demolition of the existing dwelling is supported in this instance. It is therefore recommended that the Development Application be approved.

Financial Implications: Nil.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 4: Enabling sustainable growth Strategy 4.6

Community Engagement

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

4 DEVELOPMENT APPLICATION NO. 2019/20 – DEMOLITION OF DWELLING, CONSTRUCTION OF SINGLE STOREY DWELLING AND SHED AT 298 HOWICK STREET, BATHURST. APPLICANT: INTEGRATED DESIGN GROUP. OWNER: MR RS AND MRS JE SIEDE (DA/2019/20)

Recommendation: That Council:

- (a) as the consent authority, grant consent pursuant to Section 4.16 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2019/20, subject to conditions able to be imposed pursuant to Section 4.17 of the Environmental Planning and Assessment Act 1979; as amended and including a condition to the effect that:
- (i) No demolition shall occur until a Construction Certificate for the replacement building has been approved; and
- (b) call a division.

Report: The Site

Council has received a Development Application (DA) at 298 Howick Street, described as Lot Y DP 160534 for:

- demolition of the existing dwelling and sheds;
- construction of a single storey dwelling;
- construction of a shed;
- construction of a front fence; and
- construction of a carport.

See location plan and aerial photo at **attachment 1**.

The site currently contains a single storey dwelling with two sheds located at 298 Howick Street. The existing dwelling is a 1980's light brick cottage.

The site is 619.7m².

The proposal

The proposal involves:

- demolition of the existing dwelling and two sheds in the rear of site;
- construction of a single storey dwelling containing two bedrooms and a study;
- construction of a shed, being 7.76m x 8.89m (total 68.99m²);
- construction of a new front fence including architectural pillar; and
- construction of a new carport, being 6m x 5.1m (total of 30.6m²).

The proposal seeks to demolish a building with little contribution to the streetscape or heritage character of the area. The proposed infill has been designed to be sympathetic to the character, bulk and scale of the area.

Refer to **attachment 2** plan of proposed development.

Planning Context

Bathurst Regional Local Environmental Plan 2014

The subject site is zoned R1 General Residential under the provisions of the *Bathurst Regional Local Environmental Plan 2014*. Demolition, dwelling houses, shed and carport are all permissible with consent in the R1 General Residential Zone. The proposal is consistent with the objectives of the zone.

2.7 Demolition requires development consent

The existing dwelling and sheds are proposed to be demolished and thus consent is required. Conditions in relation to waste management plan and proof of waste disposal will be imposed.

4.3 Height of Buildings

The site is subject to a maximum building height of 9m pursuant to the Height of Buildings Map. The proposed development will have an overall height of 5.1m at the greatest extent. The highest structure of the proposal is the architectural brick pillar in the front yard, being 5.1m. The dwelling that sits behind this has a lower building height of a maximum of 4.8m. The shed at the rear will have a maximum height of 5m.

The proposal complies with the maximum height of buildings permissible for the site.

5.10 Heritage Conservation

The subject site is within the Bathurst Heritage Conservation Area but is not listed as an Item of Heritage Significance.

The existing dwelling has a BCAMS streetscape rating as a modern building with a neutral contribution to the streetscape.

The original Development Application for the existing dwelling was approved in October 1988. It is on this basis that a structural assessment is not deemed necessary, given the relatively low age of the building.

The dwelling does not possess any significant building features that warrant its retention. The building sits very low in a varied streetscape, and particularly against the two adjoining buildings.

The Heritage Impact Statement indicates that the value of the existing building lies with its neutral role to the streetscape and pays no particular reference to the significantly older building at 296 Howick Street. Its preservation is not considered a significant priority.

The DA did not include a structural report given the overall absence of significant damage to the building has occurred. The structural condition of the dwelling does not form part of the applicant's argument for supporting demolition as the relative age of the building is unlikely to be a significant issue to warrant its retention.

The full heritage assessment is at **attachment 3**.

Bathurst Regional Development Control Plan 2014

Chapter 2 Exhibition and Notification of Development Applications

The Development Application was advertised and notified to adjoining property owners from 11 February 2019 to 25 February 2019. Following the advertising and notification, one submission in support was received, see **attachment 4**.

The submission does however, note the need to avoid possible impacts upon the adjoining building constructed circa 1860. Appropriate conditions in relation to the need to prepare a dilapidation report on the adjoining residence at 296 Howick Street can be imposed to provide a baseline for any future claims as to damage.

Chapter 4 Residential Development

The proposal complies with the requirements for residential development. The proposal allows for covered off-street car parking and private open space. The proposed development ensures the site remains primarily residential within a residential area.

Chapter 10 Urban Design & Heritage Conservation

The applicant has submitted a completed Residential Infill Application. The proposed infill dwelling is of a modern architectural design. The dwelling will bring a unique modern contribution to an already varied streetscape. The scale, form, siting, materials, colours and detailing of the new dwelling ensures it will complement its neighbours and sit comfortably within the streetscape.

Chapter 16 Earthworks

Extent of cut and fill shown on plans <i>A cut of 385mm is required but all soil will be kept on site.</i>	YES
Height and location of retaining walls shown on plans	NA
Cut and fill on boundary 1 metre or less	NA
Retaining walls on boundary of material other than timber	NA

Conclusion

The proposed development seeks consent for demolition of existing dwelling and sheds, construction of single storey dwelling and carport, new shed.

Howick Street has a varied streetscape incorporating buildings of many era's and architectural periods. The new dwelling sits comfortably within the streetscape, acknowledging the scale of the adjoining buildings. The proposal is not considered to detract from the heritage significance of the adjoining buildings, the character of the area and the Heritage Conservation Area.

The proposed development is considered to result in a suitable outcome relative to character, streetscape and contextually appropriate.

The proposal is not considered to have an adverse impact on social, environmental and economic factors. Approval is therefore recommended.

Financial Implications: Nil.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 4: Enabling sustainable growth Strategy 4.6

Community Engagement

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

5 MODIFICATION TO DEVELOPMENT APPLICATION 2015/196 – RECREATION FACILITY (GO KART TRACK) AT MCPHILLAMY PARK, BROCKS SKYLINE, MOUNT PANORAMA. APPLICANT AND OWNER: BATHURST REGIONAL COUNCIL (DA/2015/196)

Recommendation: That Council:

- (a) as consent authority, modify condition 3 of the Development Application 2015/196 pursuant to Section 4.55(2) of the Environmental Planning and Assessment Act 1979 to read as follows:
- (3) No work is to be undertaken within the area subject to listing #44-3-0193 and #44-3-0195 until such time as the AHIMS Register has been updated to reflect the fact that they are not Aboriginal sites or that an appropriate Aboriginal Heritage Impact Permit AHIP (if required) is granted for any works that may impact upon them; and
- (b) call a division.

Report: Council at its meeting held 19 December 2018 resolved to modify the development consent relating to the proposed Go Kart facility at Mount Panorama.

Consistent with that resolution condition 3 of the development consent is as follows:

No work should be undertaken until 2 of the sites (those assessed and determined not to be Aboriginal sites) have been delisted on the AHIMS Register.

The wording of the condition reflects the recommendations made by Extent Heritage in its Aboriginal Cultural Heritage Assessment Report (ACHAR) prepared for the proposed Go Kart facility.

The 2 sites referred to in the ACHAR and subject to the condition are #44-3-0193 and #44-3-0195.

According to the ACHAR, site #44-3-0193 was “reinspected by Extent Heritage lithic specialist Dr Tessa Bryant. Examination of these items found no diagnostic features that would indicate past modification as part of traditional Aboriginal cultural use”. It should also be noted that the approved Go Kart track will not impact upon this site in any case.

In relation to Site #44-3-0195 the ACHAR concludes “re-examination of the trees indicated that the modifications were unlikely to be due to traditional cultural practices, because the nature of the modifications and the probable age of the trees”.

Since the determination of the application Council has been undertaking further discussions with OEH (as the body responsible for the administration of the AHIMS Register) as to the process for “delisting” the sites. The advice received to date is that once a site is registered the sites would not be “delisted”. This is notwithstanding the conclusions reached in the ACHAR prepared for the facility in consultation with the Registered Aboriginal Parties that the sites are not Aboriginal sites.

The other issue that arises is that condition 3 as currently drafted also impacts on works that may be undertaken outside of the listed area. That was clearly not the intent of the condition as imposed and should be clarified to reflect that it is only of relevance where works are to

occur within the listed areas.

In order to avoid a technical issues with the terms of the development consent it is proposed to modify condition 3 of the consent to read as follows:

No work is to be undertaken within the area subject to listing #44-3-0193 and #44-3-0195 until such time as the AHIMS Register has been updated to reflect the fact that they are not Aboriginal sites or that an appropriate Aboriginal Heritage Impact Permit (AHIP) (if required) is granted for any works that may impact upon them.

The modification solely relates to condition 3 of the consent. No other modifications are sought or proposed.

Public Consultation

The modification application is made under Section 4.55(1A) of the Act as it involves minimal environmental impact.

In accordance with Chapter 2 of Council's Development Control Plan 2014 applications for modification under Section 4.55(1A) "*will generally not be notified. However if, in the opinion of Council, the proposed modification has the potential to increase the impact of the development on adjoining or nearby land or development, Council may notify the proposed development*".

In this case the proposed modification being related to the timing of events and the status of the sites on the AHIMS register will not increase the impact of the development on adjoining or nearby land or development. The modification application is therefore not subject to formal public consultation under the DCP.

Financial Implications: Nil.

Bathurst Community Strategic Plan - Objectives and Strategies

- | | |
|--------------------------------------------------------|-------------------|
| ● Objective 1: Our sense of place and identity | Strategy 1.1, 1.2 |
| ● Objective 4: Enabling sustainable growth | Strategy 4.1, 4.3 |
| ● Objective 5: Community health, safety and well being | Strategy 5.5 |
| ● Objective 6: Community leadership and collaboration | Strategy 6.4, 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. |
|----------|-------------------------------------------------------------------------------------------------------------------------------------------------|

6 BATHURST REGION HERITAGE REFERENCE GROUP (20.00123)

Recommendation: That the information be noted.

Report: The Bathurst Region Heritage Reference Group met on 11 February 2019. The minutes of that groups' meeting are provided at **attachment 1**.

The group will meet next on 13 May 2019.

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

- 104 site visits and provided advice on 57 Development Applications by Council's Heritage Advisor.
- Council's new Heritage Advisor, Kylie Christian has commenced in December 2018.
- Council is assisting the Bathurst District Historical Society with signage at Old Government Cottage, Bathurst.
- Council held a media launch for the interpretative signage at the Head Gardeners' Cottage sign in Machattie Park and the Machattie Park name signage.
- Draft Community Participation Plan has been prepared and will be on exhibition in February/March 2019.
- Council has completed a review of the Bathurst and West Bathurst Heritage Conservation Areas.
- 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, Bathurst.
- DCP amendment is being prepared to implement archaeology provisions in relation to the Wattle Flat Mining Area and the former Milltown Cemetery.
- Council has applied to the OEH for grant funding to assist with the Heritage Advisory consultancy and Local Heritage Grants.

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
- Objective 4: Enabling sustainable growth Strategy 4.6

Community Engagement

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

7 HERITAGE CONSERVATION AREA REVIEW 2018 (20.00129)

Recommendation: That Council place the Heritage Conservation Area Review 2018 on public exhibition for 28 days.

Report: The city of Bathurst incorporates two existing Heritage Conservation Areas (HCAs); the Bathurst Heritage Conversation Area and West Bathurst Conservation Area.

Council recently adopted the Bathurst 2036 Housing Strategy. The Housing Strategy identified five precincts, the majority outside of the existing HCAs, as areas where urban renewal might be appropriate to increase the density of housing within proximity to the centre of Bathurst. The Housing Strategy recommended that Council investigate the heritage significance of these areas, amongst a range of issues, to determine their suitability or otherwise for urban renewal.

Council's Strategic Planning Section, in conjunction with the Bathurst Region Heritage Advisor, prepared the Heritage Conservation Area Review, 2018 provided at **attachment 1** to:

1. Review the boundaries of the Bathurst and West Bathurst HCA.
2. Identify buildings or areas that should be listed as heritage items or included within the existing HCA boundary or a new HCA.
3. Prepare a statement of significance for areas and/or sites recommended for listing or inclusion in a HCA.
4. Review the five precincts identified in the Bathurst 2036 Housing Strategy to determine:
 - a) The significance of the existing building stock;
 - b) Whether all or part of each precinct is suitable for renewal in terms of the significance of that building stock; and
 - c) Prepare desired future character statements for each precinct where urban renewal is supported.

The Study makes the following key recommendations:

1. Maintain all existing HCA boundaries.
2. Increase the HCA boundaries to ensure it accounts for properties on the opposite side of the road to manage non-contributory development, refer Map 1a of the Study.
3. Increase the HCA boundary to include the Munition Cottages, and new parts of West Bathurst (Keppel Street, upper West Street and Edgell Street).
4. Subject to the review of the Bathurst Floodplain Management Plan, consider an increase in the maximum height of buildings permissible to 12m for the lower Havannah Street precinct.
5. Prepare detailed design guidelines to guide the future development of those areas identified as being suitable for future urban renewal.
6. List the following properties as heritage items on the Bathurst Regional LEP 2014:
 - 7-17 West Street, West Bathurst;
 - 52-60 Havannah Street, Bathurst;
 - 12 Gormans Hill Road, Gormans Hill;
 - 23 and 29 Hope Street, Bathurst;
 - 69 Stanley Street, Bathurst; and
 - Former Gasworks site (noting that this property would be included in the LEP list as being of State Significance).

Key Implications of the Study's recommendations

1. Listing of the Gasworks site

Council's Planning Department has previously sought to list the Gasworks Site on the LEP. Council has previously resolved not to proceed to an LEP listing. Nonetheless the site is of State, if not national significance, as evidenced in the Conservation Management Plan prepared by Lovell Chen in 2013 for Jemena Gas Networks.

An LEP listing of the site would formalise the recognition of the site's heritage significance and formalise the requirement for a heritage assessment of any application for demolition and/or redevelopment.

Note that the HCA Review only recommends a local listing of the site on the LEP (although noting its significance at State level). Any future development proposals on the site would not require the concurrence or notification to the NSW Office of Environment and Heritage and/or the NSW Heritage Council, unless the site was listed on the State Heritage Register.

2. Design Guidance

The HCA Review recommends the development of detailed design guidelines to guide the urban renewal of localities considered in the review. These design guidelines would sit within the Development Control Plan to guide development works to be sympathetic to the character of the area.

3. 20th Century Architecture

The HCA Review has identified an additional area of 20th century architecture, the Munitions Cottages, as one of three areas within the city that represent the best examples of modest social housing in the City from that period. These are:

- Duration Cottages
- Chifley Memorial Estate
- Munitions Cottages – Moodie Place, Chifley Place, Hansard Place, Tremain Ave, Kelly Place and Veness Streets

The Duration Cottages and Chifley Memorial Estate were previously identified under earlier studies and are already protected in existing heritage conservation areas. The HCA Review recommends that Council review the existing DCP provisions for these localities to ensure any future change is managed appropriately and also recommends the inclusion of the Munition cottages within a HCA.

The Munition Cottages were constructed between 1942 and 1943 in support of the war effort and the nearby Munitions factory at 369 Stewart Street. One hundred fibro houses were constructed as a result of a general shortage of housing in 1941. Mr JB Chifley was involved in the project and made a particular point of making housing available for single men.

The HCA also recommends the inclusion of some 1950s-60s housing in West Bathurst in the HCA.

Conclusion

The HCA Review is a fundamental investigation to review and consider the fringes of the existing HCA boundaries as development potential increases. The HCA Review was also

essential in shedding light on areas previously considered to have limited significance to the history of Bathurst. This is particularly relevant to the Munitions Cottages.

It is proposed to publicly exhibit the Heritage Conservation Area Review for a period of 28 days. Submissions will be invited for comment on the proposed changes to the boundaries of the existing HCA and the recommended properties to be listed as items of significance.

Following Councils consideration of the adoption of the HCA Report, Council would then prepare a planning proposal to alter the Heritage Conservation Area boundaries as recommended and list the recommended heritage items.

Financial Implications: The study has been completed within existing budgets.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 1: Our sense of place and identity Strategy 1.2, 1.5
- Objective 4: Enabling sustainable growth Strategy 4.6

Community Engagement

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

8 ECONOMIC DEVELOPMENT END-OF-YEAR REPORT 2018 (20.00071)

Recommendation: That the information be noted.

Report: In 2018 Bathurst Regional Council continued its successful range of economic programs and activities.

The 2018 End-of-Year Report details the range of achievements (**attachment 1**).

Key 2018 programs covered in the report include:

- Promotion of Bathurst as a great place to live, work and invest.
- Council's 5th Bathurst Jobs Expo held to promote local employment with more than 2,250 attendees, a 12.5% increase in attendance compared to 2017.
- The most successful BizMonth to date with new campaign partners, highest rate of local business participation and an audience of more than 230 to hear guest speaker David Koch, co-host of Channel Seven's Sunrise Program and expert business commentator.
- Growth of the Bathurst Buy Local Gift Card, with 135 participating local shops, and 6,099 cards purchased to the value of \$391,924 representing the most successful Gift Card program of its kind in the Central West.
- Steps taken towards Bathurst becoming a Smart Community, with the commencement of testing of the first CBD Wi-Fi network, scoping for the rollout of a CBD CCTV platform, launch of the Upstairs Start-up Hub, acquisition of the first Hybrid Electric Vehicle in the Council fleet and Smart LED trials for the Bathurst street light network.
- Bathurst identified as one of the seven emerging innovation precincts in NSW by the state's leading innovation advisory group, the Innovation and Productivity Council (IPC).
- Council's continued commitment to the successful Evocities campaign with 46 household relocations in 2018, contributing more than \$4M to the Bathurst economy.
- Hosting of a Business Leaders Lunch with more than 70 prominent business professionals to present Council's vision for Bathurst to become a Smart City.
- 8 new businesses resulting from the activities of the Economic Development section.
- Continued engagement and communication with local business with 12 Business eNewsletters sent and continued development of the Bathurst Business Hub website.
- Regional Australia Institute ranks BRC in the top tier of Council's in Australia for support to business development.
- Adoption of both the Bathurst Region Economic Development Strategy 2018-2022 and the Abercrombie Region Economic Development Strategy 2018-2022 (REDS)
- Council's relationship with the local business community improved even further with Council joining the NSW Government's Easy to do Business initiative and adoption of the first Memorandum of Understanding (MOU) with the Bathurst Business Chamber.
- The hosting of 2 Mayoral Welcome Wagon events for more than 100 new Bathurst residents to provide them with the opportunity to meet other newcomers and the Mayor.

Conclusion:

Bathurst Regional Council continued its successful range of economic programs and activities in 2018.

Council's Economic Development activities effectively grow, reinforce, support and "safeguard" Bathurst's diverse economy in a challenging economic climate. This is facilitated through the development of local business success, job generation, infrastructure, investment, new resident attraction and new business development.

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

Community Engagement

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

**9 ITEMS INCLUDED IN CONFIDENTIAL COMMITTEE OF THE WHOLE
(11.00005 & 20.00316)**

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 STEWART AND DURHAM STREET INTERSECTION TREATMENT STUDY (20.00316)

This report considers the upgrade of the Durham/Stewart Street intersection and identifies possible property acquisition options.

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



N Southorn
**DIRECTOR
ENVIRONMENTAL, PLANNING & BUILDING SERVICES**

DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

20 MARCH 2019

1 STATEMENT OF INVESTMENTS (16.00001)

Recommendation: That the information be noted.

Report: \$74,780,000 was invested at 28 February 2019 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+	\$12,000,000.00	2.71%
Bankwest	A1+	\$7,500,000.00	2.78%
CBA	A1+	\$4,500,000.00	2.70%
Westpac	A1+	\$1,500,000.00	2.81%
Bank of Queensland Limited	A2	\$3,000,000.00	2.67%
Bendigo & Adelaide	A2	\$1,500,000.00	2.80%
IMB	A2	\$1,500,000.00	2.69%
Auswide Bank	A2	\$1,500,000.00	2.72%
Maritime, Mining & Power Credit Union Ltd	ADI	<u>\$4,500,000.00</u>	<u>2.70%</u>
		\$37,500,000.00	2.72%
<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	2.79%
CBA Deposit Plus 1	AA-	\$1,500,000.00	2.91%
CBA Deposit Plus 2	AA-	\$1,500,000.00	3.07%
Westpac Coupon Select	AA-	\$2,000,000.00	3.01%
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>\$1,630,000.00</u>	<u>1.70%</u>
		\$14,130,000.00	2.80%
<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	3.27%
Greater Bank Ltd	BBB	<u>\$2,000,000.00</u>	<u>3.42%</u>
		\$4,000,000.00	3.27%
<u>Floating Rate Notes</u>			
Commonwealth Bank of Aust.	AA-	\$1,000,000.00	2.96%
CBA Climate Bond	AA-	\$1,000,000.00	3.01%
Commonwealth Bank of Australia 2	AA-	\$500,000.00	2.88%

Suncorp Metway	A+	\$1,000,000.00	3.32%
Rabobank	A+	\$1,000,000.00	3.47%
AMP	A	\$1,000,000.00	3.14%
AMP	A	\$800,000.00	3.09%
AMP	A	\$1,000,000.00	3.24%
AMP	A	\$1,100,000.00	3.07%
Macquarie Bank	A	\$1,000,000.00	3.06%
Bank of Queensland 1	BBB+	\$2,000,000.00	3.18%
Bank of Queensland 2	BBB+	\$1,000,000.00	3.04%
Bendigo & Adelaide Bank 2	BBB+	\$1,000,000.00	2.95%
Bendigo & Adelaide Bank 3	BBB+	\$1,000,000.00	3.05%
Members Equity 3	BBB	\$750,000.00	3.24%
Credit Union Australia 3	BBB	\$1,000,000.00	3.68%
Newcastle Permanent	BBB	\$1,000,000.00	3.41%
Newcastle Permanent 2	BBB	\$1,000,000.00	3.68%
Newcastle Permanent 3	BBB	\$1,000,000.00	3.73%
		\$19,150,000.00	3.23%

Total Investments		<u>\$74,780,000.00</u>	<u>2.90%</u>
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These funds were held as follows:

Reserves Total (includes unexpended loan funds)	\$22,530,157.00
Grants held for specific purposes	\$11,072,220.00
Section 7.11 Funds held for specific purposes	\$40,713,723.00
Unrestricted Investments	\$ 463,900.00

Total Investments	<u>\$74,780,000.00</u>
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<u>Total Interest Revenue to 28 February 2019</u>	<u>\$1,631,220.99</u>	<u>2.90%</u>
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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 MONTHLY REVIEW - 2018/2022 DELIVERY PLAN AND OPERATIONAL PLAN 2018-2019 (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 commencing from page 22.

At **attachment 1** is an update of Council's progress towards achieving the Strategies and Objectives for the 2018-2022 Delivery Plan and the Annual Operational Plan 2018-2019.

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 28 February 2019, including a report on annual Rental Subsidies granted by Council.

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:	Nil
Mount Panorama:	Nil

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.

- Nil

Linen Plan Release

- Nil

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 FRIENDSHIP AGREEMENT WITH CIRENCESTER TOWN COUNCIL (23.00150)

Recommendation: That Council:

- (a) Delegate authority to the Mayor and General Manager to execute the Friendship Agreement with Cirencester Town Council;
- (b) Send a delegation to visit Cirencester, subject to further discussion with Cirencester Town Council;
- (c) Authorise the Mayor and General manager (or their authorised delegates) to attend as Council's delegates; and
- (d) Authorise the General Manager to appoint a travel agent to commence preparations.

Report: Council has been in discussions with representatives from Cirencester Town Council in formulating a Friendship Agreement between the two Councils.

Cirencester is a community in the Gloucestershire region of England. It is situated in the Cotswolds not far from Bath. It is the seat of the Earls Bathurst.

The passing of the Local Government Act in England in 1894 brought into existence Cirencester's first independent elected body, the Urban District Council. The reorganisation of the local government system in 1974 replaced this Council with a two-tier system of Cotswold District Council and Cirencester Town Council.

Under the patronage of the Bathurst family, the Cirencester area, notably Sapperton, became a major centre for the Arts and Crafts movement in the Cotswolds.

During the 2015 celebrations discussions were held with the Earl and Countess Bathurst about exploring the opportunity for developing a sister city relationship with Cirencester.

The Friendship Agreement will explore opportunities for the collaborative development of research, the organisation of joint academic, cultural and artistic activities, the exchange of research teaching personnel and students, the exchange of publications and other materials of common interest, the exchange of business and commercial interest and such other collaborative activities that may be agreed between the parties.

At **attachment 1** is a copy of the proposed Friendship Agreement which will be considered by Cirencester Town Council on 12 March 2019.

Financial Implications: The indicative cost for each delegate is approximately \$4,000 per person, and can be funded from Council's Sister City allocation.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 2: A smart and vibrant economy Strategy 2.1, 2.2
- Objective 4: Enabling sustainable growth Strategy 4.1, 4.3

Community Engagement

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

6 NAMING OF RACE CONTROL BUILDING AT MOUNT PANORAMA MOTOCROSS TRACK (20.00038)

Recommendation: That:

- (a) The race control building, on land leased from Council at the top of Mount Panorama, be named after Kevin McDonald OAM;
- (b) An appropriate plaque be placed at this site to acknowledge Mr McDonald's achievements in motorcycling.

Report: Council is in receipt of a request from the Panorama MCC Inc. at **attachment 1** to name the race control building on land leased from Council at the top of Mount Panorama.

It is proposed that the facility be named after Kevin McDonald OAM "*in recognition of his herculean efforts for motorcycling in at the local, state, national and international level of motorcycle competition*".

Kevin McDonald was honoured with the award of OAM in 2016 for his significant contribution to motorsport at various levels over many decades, Mr McDonald was instrumental in bringing to Bathurst numerous national motor racing events.

Mr McDonald served as President of Motorcycling NSW from 2000 to 2004 and was Chairman of the Dirt Track, Long Track and Supermoto Commission of Motorcycling Australia and was Race Director of the Australian Supercross Championships from 2002 to 2004. He was an official for over 40 years and was a Federation Internationale de Motocyclisme Clerk of Course for Motocross and Supercross events for some time as well as Event Co-ordinator for Long Track meetings at the Bathurst Showground and was a foundation Member of the Panorama Motorcycle Club.

Other awards and recognition include: Recipient, Award of Honour, Motorcycling NSW 2004, Award of Merit, Motorcycling NSW 2005 and Service Start, Motorcycling NSW, 2008.

His name is also featured on the Bathurst District Sport and Recreation Council honour board, located in the Civic Centre building.

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

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 2: A smart and vibrant economy Strategy 2.1

Community Engagement

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

7 NAMING OF AIRPORT TERMINAL BUILDING (21.00044)

Recommendation: That Council name the airport terminal at the Bathurst Airport after former Councillor Les Wardman.

Report: As Councillors would be aware, former Bathurst Mayor, Les Wardman was first elected to Bathurst City Council in 1965 and following this election successfully contested local government elections in 1968, 1971, 1974, 1978, 1980, 1983, 1987, 1991, 1995, 1999 and in March 2004.

Cr Wardman was elected Mayor of Bathurst in 1977, 1978, 1979 and 1980 and served as Deputy Mayor in 1975 and 1976 and again in 1993 and 1994.

Les Wardman showed incredible commitment to his community in dedicating many years of his life as a Councillor, In four decades of community service, he was part of the Bathurst City Council team that laid so many of the foundations that have seen Bathurst develop into a vibrant regional city.

Cr Wardman was a supporter of the Aerodrome in Bathurst representing Council on many occasion at Aerodrome Operators meetings.

Financial Implications: Costs arising from this report are able to be funded from Council's Aerodrome budget.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 2: A smart and vibrant economy Strategy 2.1

Community Engagement

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

8 LOAN AGREEMENT - MEALS ON WHEELS (18.00236)

Recommendation: That Council enter into an agreement with Bathurst Meals on Wheels Inc. to assist with financing an upgrade to electricity supply at Lot 800 DP1160678, 4 Watt Drive, Robin Hill, which land is Council owned, for a loan of \$100,000 to be repaid over 10 years at the interest rate of 4.27% reducible (half yearly instalments of \$6,195.64).

Report: Bathurst Meals on Wheels Inc. has been successful in obtaining a grant of \$293,414 under the Strong Countries Communities program, from the NSW Department of Premier and Cabinet, for critical kitchen amenities upgrade at 4 Watt Drive, Robin Hill.

It has been determined that the electricity supply services currently provided at the site are insufficient to support the extensive upgrade works required. As a result Bathurst Meals on Wheels are seeking a \$100,000 loan from Council to assist in completing the works as the extent of the electrical upgrade works were not anticipated and had not been budgeted for.

It should be noted the facility is Council owned.

Financial Implications: The terms of the loan are: Principal - \$100,000, Term - 10 years, Interest Rate - 4.27% per annum, Repayments - half yearly.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 1: Our sense of place and identity Strategy 1.1, 1.2, 1.3
- Objective 4: Enabling sustainable growth Strategy 4.6

Community Engagement

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

**9 ITEMS INCLUDED IN CONFIDENTIAL COMMITTEE OF THE WHOLE
(11.00005, 22.10284, 22.11139, 21.00147, 22.00876, 22.00654, 22.09614, 36.00689
)**

Recommendation: That the information be noted.

**Report: 1 POSSIBLE PURCHASE OF PROPERTY, LOT 202 DP1200345 KNOWN AS
448 LIMEKILNS ROAD, KELSO (22.10284)**

This report relates to the proposed purchase of Lot 202 DP1200345 known as 448 Limekilns Road, Kelso;

**2 PURCHASE OF PROPERTY, LOT 7002 DP1019903 KNOWN AS 68 DEMPSEY
STREET, PEEL (22.11139)**

This report relates to the proposed purchase of property at Lot 7002 DP1019903 known as 68 Dempsey Street, Peel.

3 BATHURST AERODROME LAND LEASES (21.00147)

This report relates to current Bathurst Aerodrome Land Leases.

**4 COMMUNITY LEASE - PART LOT 193 DP821845 KNOWN AS OLD RAGLAN
SCHOOL HALL AT 58 CHRISTIE STREET, RAGLAN (22.00876)**

This report relates to the proposed entering into a Community Lease Agreement for part Lot 193 in DP821845, known as Old Raglan School Hall at 58 Christie Street, Raglan for a period of 12 months with a 12 month option.

**5 RURAL LICENCE AGREEMENT - LOT 1 DP995205 AND LOT 1 DP1007963 KNOWN
AS CORNER OF PATNA & COMMONWEALTH STREETS BATHURST (22.00654)**

This report relates to the proposed entering into a rural licence agreement for Lot 1 in DP995205 and Lot 1 DP1007963, known as corner of Patna and Commonwealth Streets, Bathurst for a period of 12 months and a 12 month option.

**6 RURAL LICENCE AGREEMENT - LOT 6 DP1142438 KNOWN AS CHURCH LANE,
KELSO (22.09614)**

This report relates to the proposed entering into a rural licence agreement for Lot 6 DP1142438 known as Church Lane, Kelso for a period of 3 years.

**7 TENDER FOR JOOMLA WEBSITE TECHNICAL SUPPORT AND MAINTENANCE
36.00689**

This report relates to the tender for Joomla Website Technical Support and Maintenance.

8 SPORTING LICENCE AGREEMENT - LOT 7305 DP 1153071, 48 DURHAM STREET, BATHURST KNOWN AS CARRINGTON PARK LOT 92 DP 820990, 42 DURHAM STREET, BATHURST KNOWN AS BATHURST SPORTSGROUND TO BATHURST PANTHERS RUGBY LEAGUE FOOTBALL CLUB (04.00008)

This report relates to the proposed entering into a Sporting Licence Agreement for Lot 7305 DP 1153071, 48 Durham Street, Bathurst known as Carrington Park Lot 92 DP 820990, 42 Durham Street Bathurst known as Bathurst Sportsground for a period of 5 years.

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

20 MARCH 2019

1 MEMORIAL WALL - BATHURST MONUMENTAL CEMETERY (09.00009)

Recommendation: That Council approve the request from the Bathurst Family History Group to construct a memorial wall at the old monumental section of the Bathurst Cemetery.

Report: Late last year Council was approached by the Bathurst Family History Group Inc. (The Group) to discuss a proposal to build a memorial wall within an area of the old monumental section of the Bathurst Cemetery due to observations made during restoration works the Group have been undertaking at the Cemetery. Council may be aware that the Group have been restoring old grave stones at the Cemetery over the past few years in order to preserve the history of the site. Many of the inscriptions on grave stones within this section of the Cemetery have deteriorated. Due to the age of these graves, it is believed that many sites do not have living relatives to maintain the head stones and part of the work being undertaken by the Group includes bringing the inscriptions back to a readable condition. The Group have also been responsible for the restoration of many broken headstones including the restoration of over 17 headstones that were damaged by vandals back in 2012.

The Group have identified many grave sites that either do not have headstones or have headstones with remaining inscriptions that cannot be interpreted and have had numerous requests from the public enquiring whether a specific area could be made available to install a plaque in recognition of past relatives that are believed to be buried at the Bathurst Cemetery, but their site cannot be identified.

The Group have now proposed that a memorial wall be built within an area of the old monumental section to be used for the placement of memorial plaques to recognise past relatives believed to be buried at the Cemetery whose burial sites cannot be identified or located. The Group are prepared to construct the wall to Council's required standards at a location that is believed to be suitable and acceptable for such a purpose. The group have also advised that they would manage and maintain the wall, including the administration and assessment of all applications, supply and installation of plaques and ongoing maintenance of the wall.

The Group are currently working on application criteria to ensure that there is a formal process that determines how a plaque request will be approved, and which the group would manage. This process will be similar to the Bathurst Historical Society who manage all applications for the Pioneer wall plaques at the Macquarie River Bicentennial Park. It is proposed that relatives will be able to apply and pay for a set, standard memorial plaque of a fixed size, for any deceased relative where it can be established that their relatives are buried in the cemetery and died before 1970 and existing grave sites cannot be located.

A copy of the Family History Group's letter of request, site location and proposed wall sketch is provided to Council at **attachment 1**.

It is believed that the proposal presented by the Bathurst Family History Group is a worthwhile and beneficial initiative for the Bathurst Cemetery and would assist in the preservation of the Cemetery's history. It is therefore recommended that Council approve the construction of a memorial wall at the old monumental section of the Bathurst Cemetery and permit the Bathurst History Group to administer and assess all plaque applications, the supply and installation of plaques, and the ongoing maintenance of the wall.

Financial Implications: There is expected to be no cost to Council. The Family History Group are to undertake all works at their cost, with part funding provided by an already approved Council Heritage Grant.

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 2.6
- Objective 4: Enabling sustainable growth Strategy 4.1

Community Engagement

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

2 PROPOSED COMPULSORY ACQUISITION FOR EASEMENT RIGHTS - LOT 254 DP750357 - 4 SUTTOR STREET, WEST BATHURST (25.00095)

Recommendation: That:

- (a) Council make application to the Minister and/or Governor for the compulsory acquisition of the interest in Crown land located at Lot 254 DP750357 for the creation of an Easement for Water Supply 5 wide, and
- (b) The application follow the provisions of the Local Government Act 1993 and the Land Acquisition (Just Terms Compensation) Act 1991 and does not include mineral rights

as detailed in the Director Engineering Services' Report.

Report: Council will be aware of the ongoing matter of the proposed roundabout at the intersection of Mitre, Suttor and Lambert Streets, Bathurst and the resolution through the 2017/18 budget process to allocate necessary funding for utility service adjustments and car parking upgrades.

Part of the proposed works to relocate services will require two water mains to be redirected into the laneway at the rear of the shopping complex and across Lot 254 DP750357 as shown in **attachment 1**.

As Lot 254 is owned by the State of New South Wales enquiries were made of the Department of Industry - Lands & Water in relation to securing easement rights over the land where the water mains are proposed to be installed and the direction received is that Council will need to make an application to compulsorily acquire an interest in the land. **Attachment 2** indicates the approximate location and width of the easement.

For the acquisition to continue, Council will need to engage a registered surveyor to carry out a formal survey and prepare a plan showing the proposed easement. A further report to Council will be submitted at that point for the compulsory acquisition process to continue.

It is therefore recommended that:

- (a) Council make application to the Minister and/or Governor for the compulsory acquisition of the interest in Crown land located at Lot 254 DP750357 for the creation of an Easement for Water Supply 5 wide, and
- (b) The application follow the provisions of the Local Government Act 1993 and the Land Acquisition (Just Terms Compensation) Act 1991 and does not include mineral rights.

Financial Implications: Costs associated with acquiring the land are estimated at \$20,000.00. \$1.7M has been budgeted for this project.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 4: Enabling sustainable growth Strategy 4.2

Community Engagement

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

3 EASEMENT FOR WATER SUPPLY 5 WIDE - LOT 12 DP857116 AND LOT 231 DP1177478 - LAFFING WATERS LANE, LAFFING WATERS (22.10234, 22.00677)

Recommendation: It is recommended that Council:

- (a) Acquire the easement rights for the creation of an Easement for Water Supply 5 Wide for a future water main within Lot 12 DP857116 and Lot 231 DP1177478 Laffing Waters Lane, Laffing Waters.
- (b) Pay all reasonable legal costs for the proprietor of Lot 12 DP857116 and pay reasonable compensation, estimated to be less than \$10,000.

Report: The installation of a water main is proposed along Laffing Waters Lane, Laffing Waters as shown in **attachment 1**. The proposed route for the water main will be partly within the road reserve and partly within Lot 12 DP857116 and Lot 231 DP1177478.

An Easement for Water Supply 5m Wide is proposed for the protection of the water main within the privately owned properties, allowing Council access for construction and maintenance purposes. The registered proprietor of Lot 231 is Bathurst Regional Council and the registered proprietor of Lot 12 has provided in principle approval for the easement's creation, the proposed location of which is shown in **attachment 2**.

For the acquisition to continue, Council will need to:

- 1 Engage a registered surveyor to undertake a formal survey and prepare a plan of easement;
- 2 Engage a registered property valuer to recommend appropriate compensation for the easement rights and negotiate an agreement with the proprietor of Lot 12 DP857116.

It is recommended that Council:

- (i) Acquire the easement rights for the creation of an Easement for Water Supply 5 Wide for a future water main within Lot 12 DP857116 and Lot 231 DP1177478 Laffing Waters Lane, Laffing Waters.
- (ii) Pay all reasonable legal costs for the proprietor of Lot 12 DP857116 and pay reasonable compensation, estimated to be less than \$10,000.

Financial Implications: The proposed acquisition of the easement rights are to be funded from the Water Mains Capital Works budget, estimated at an approximate cost of \$20,000.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 4: Enabling sustainable growth Strategy 4.3

Community Engagement

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

4 HOWARDS BRIDGE WINBURNDALE RIVULET REPLACEMENT (25.00283)

Recommendation: That Council resolve to call tenders for the replacement of Howards Bridge, located on the Bridle Track crossing the Winburndale Rivulet.

Report: As Council would be aware, a significant storm event on 10 January 2019, caused the destruction of the timber bridge known as Howards Bridge, located on the Bridle Track where it crosses the Winburndale Rivulet.

Council will recall at its meeting dated 6 February 2019 that it resolved to :

- (a) *acknowledge that the contract for the replacement of the destroyed Howards Bridge was made as an emergency, and*
- (b) *endorse the actions of the General Manager to provide temporary bridge access to Howards Bridge located on the Bridle Track, as outlined in Director Engineering Services' Report.*

Council entered into a contract for provision of a temporary timber bridge on 23 January 2019, with the construction of the bridge completed to a point where trafficable on 20 February 2019 and completed 25 February 2019.

On 25 January 2019 an application for Disaster Relief Funding was made to the NSW Department of Justice to repair damage caused by this storm. Council received notice the application was successful on 1 March 2019 in the sum of \$1.7M, which included funding for the temporary bridge replacement, recovery of the original timber bridge that was washed downstream, and for the construction of a new concrete bridge. Further funding as part of this application allowed for repair to other roads and bridges in the area affected by the same storm. The Disaster Relief sum is jointly funded by the NSW and Commonwealth Disaster Recovery Funding Arrangement.

Engineering staff have commenced survey and investigative design works for the replacement of the bridge. It is recommended that Council call tenders for a design and construction contract for a permanent concrete bridge to replace the previous timber bridge.

It is anticipated that the proposed concrete bridge will be constructed at a higher deck level, as yet to be determined, to improve both vertical road geometry and also to provide a higher level of service during minor flood events. Improvements will be made where possible to the bridge approaches with regard to horizontal alignment, including width.

The previous timber bridge was a one lane structure, with the intention being to call tenders on the basis of a one lane bridge replacement. This is due to the disaster relief funding being provided on a like-for-like basis, and not structure improvement. Should Council wish to install a 2 lane bridge, it will need to allocate further funding in its Annual Operating/Delivery Plan.

The recovery of the original timber bridge is progressing, with discussions being held between Council and the bridge contractor who constructed the temporary bridge. The intention is for the bridge contractor to have salvage rights for the bridge, on the basis that all environmental approvals are obtained by the contractor.

Financial Implications: \$1.7M has been made available through the NSW Department of Justice for this work.

Bathurst Community Strategic Plan - Objectives and Strategies

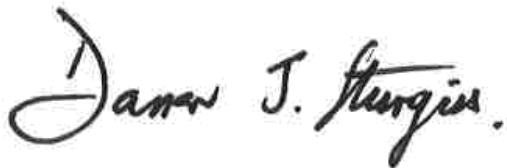
- Objective 4: Enabling sustainable growth

Strategy 4.2

Community Engagement

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

Yours faithfully

A handwritten signature in black ink that reads "Darren J. Sturgiss." The signature is written in a cursive, flowing style.

Darren Sturgiss
DIRECTOR
ENGINEERING SERVICES

DIRECTOR CULTURAL & COMMUNITY SERVICES' REPORT

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

20 MARCH 2019

1 BATHURST REGIONAL YOUTH COUNCIL - FOOD & FLIX, 22 FEBRUARY 2019 (11.00020)

Recommendation: That the information be noted.

Report: Bathurst Regional Youth Council held "Food & Flix" at the Bathurst Adventure Playground on Friday 22 February 2019 from 6.30pm - 9.45pm, after the event scheduled on Friday 23 November 2018 was cancelled due to inclement weather. This was a community event that featured an outdoor cinema with a free screening of "The Greatest Showman" from 8pm - 9.45pm.

The Youth Council held a popcorn stall and a variety of local food vendors were in attendance, with many families also choosing to bring along their own picnic dinner. Youth Councillors received great experience with event planning, promotion and delivery.

Food & Flix was highly successful with approximately 1,000 people attending.

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 5: Community health, safety and well being Strategy 5.2

Community Engagement

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

2 NSW SENIORS FESTIVAL, 13 - 24 FEBRUARY 2019 "LOVE YOUR LIFE" (07.00016)

Recommendation: That the information be noted.

Report: NSW Seniors Festival was held from 13 – 24 February 2019. This year's theme was "Love Your Life".

Council staff co-ordinated the Seniors Festival Organising Committee which were involved in organising a number of events throughout the festival. Events included historical bus tours, morning teas, open days, music concerts, sing-a-longs, greyhound racing, music and fitness classes, musical concerts and a show at the Bathurst Memorial Entertainment Centre. New events available for 2019 included workshops to learn about social media, how to make video calls and utilising apps on computers and devices.

Attendance at all Seniors Festival events was exceptional, with some events booking out in the weeks leading up to the commencement of the festival.

The events received overwhelmingly positive feedback from participants and organisers. Many organisations have already expressed interest in being involved in Seniors Festival 2020.

The activities involved partnerships between Bathurst Regional Council and the Bathurst Seymour Centre, Bathurst Family History Group Inc, Miss Traill's House, The Neighbourhood Centre, Uniting Church, Mitchell Conservatorium, Bathurst RSL Club, Senior Citizens Centre, Bathurst Memorial Entertainment Centre and Gunthers Lane.

Council facilitated one event for Seniors Festival 2019; a History Tour of Machattie Park followed by a morning tea at The Coach House. Assistance was provided to the Bathurst Family History Group to provide a history bus tour to Sofala. Approximately 900 seniors attended events during the Festival.

Financial Implications: Seniors Festival 2019 was funded from allocations in Council's budget to support Seniors Festival.

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, 5.3

Community Engagement

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

3 DESTINATION BRAND IMPLEMENTATION - PROGRESS REPORT (20.00299)

Recommendation: That the information be noted.

Report: Council, at its meeting held 13 December 2017, resolved to receive Quarterly destination brand strategy implementation progress reports, outlining the performance monitoring data as described in the report.

The following information is provided as an update on the implementation of the Bathurst Destination Brand as at March 2019:

Destination Brand Implementation	Action
Destination Website	The new Visit Bathurst destination website is continuing to perform above expectations with a comparison of the first six months of the new site against the corresponding period in the previous year being: USERS = 24403, (+36.87%) PAGEVIEWS = 89,731 (+84.35%) AVERAGE SESSION DURATION = 2.19 (+61.44%) BOUNCE RATE = 53.2% (-15.01%) These figures demonstrate that more visitors are utilising the site and that they stay longer and view more pages. In addition, an initial review of Search Engine Optimisation (SEO) evaluated the site at 83% optimised which is excellent for any new site and means that the site is prominent in Google searches.
Online Booking Platform	The new booking engine has been successfully integrated into the website and a number of customisations and end-user enhancements made by BVIC staff. In addition to accommodation, event tickets including the Autumn Colours Heritage Tours and Bathurst Heritage Trades Trail are also now sold online. Gross sales of \$83,586 generated YTD.
Curated Online Content	BVIC is responsible for ongoing content creation with an overarching content strategy currently being prepared.
Graphic Design of Branded Collateral	All primary elements identified in the Brand style guide have been created by a local graphic designer, with a range of collateral. In partnership with Ballinger's Trucks a branded B-Double trailer canopy has been designed and fabricated to provide ongoing highway exposure. New pull up banners and BVIC site displays continue to be generated for ongoing promotion and events
Development of Marketing Plan	A three-year marketing plan was adopted and implemented as at September 2018 allowing prioritization and tracking of actions. This plan was reviewed and prioritized as a part of planning for the 2019/20 Operating Plan. Priority Actions 1.2, 1.3, 1.6, 1.7, 2.1, 2.3, 2.4, 2.5, 2.6, 3.1, 3.3, 3.4, 3.6, 3.7, 4.2, 4.4, 4.5, 4.6, 4.7, 5.1 and 5.3 are either completed or implemented and ongoing .
Signage	The re-branding of four highway billboards (located on Mitchell Highway, Orange Road, Blayney Road and Marangaroo) with destination brand and Elton John Concert

	promotion is being prepared.
Touring Trail App	3 Touring apps have been completed. Craig Lowndes has provided the narration of the Mount Panorama driving tour, Mayfield Garden's narration (tour production funded by Mayfield Garden) has been delivered by celebrity gardener Graeme Ross, and Grant Denyer has narrated the Town Square Tour. The Town Square tours is also now available in Japanese. A tour of Machattie Park, to be added in Autumn 2019, has been written with narrator to be confirmed.
Brand Awareness Campaign	A specialist digital marketing agency (Leonards Media) has prepared a digital campaign to drive website traffic, increase brand awareness and create a consumer database for ongoing use. The campaign is now in delivery phase.
Public Relations	A specialist tourism PR agency was engaged to 31 December 2018 to focus on media relations, a series of targeted media famils and the distribution of media releases promoting Bathurst as a short break destination. This PR activity provided strong media results for the region, with the following results for the six months to 31 December: Number of placements (print, broadcast and digital): 121 Media familiarisations – 7 placed Total reach: 32.8 million Total equivalent PR Value: \$1.9 million Total Equivalent Advertising Value (EAV) - \$636K In collaboration with this agency, BVIC also organised and coordinated the visit of <i>Weekend Sunrise</i> to Bathurst for the first weekend in March 2019 to live broadcast to an estimated audience of 504,000 with total segment reach in excess of 4.5 million including all affiliates and digital channels.
Visitor Guide/Destination Planner	The 2019 Bathurst region visitor guide was printed on Friday 1 February and 50,000 copies delivered 12 February. These have been distributed through the AVIC network, to tourism partners and local businesses.
Destination Management Plan	The objectives and actions of the 2015 Bathurst region DMP have been reviewed by BRC tourism staff and the Tourism Reference Group ahead of revision and update of the Plan as approved by Council at its meeting of 20 February 2019.

Further reports will be provided quarterly to Council on the implementation of the Bathurst Destination Brand.

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 1.2, 1.3
- Objective 2: A smart and vibrant economy Strategy 2.1, 2.6

Community Engagement

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

4 BATHURST VISITOR INFORMATION CENTRE - 2019 TOYO HIGH SCHOOL VISIT (23.00025)

Recommendation: That the information be noted.

Report: Students from Toyo High School in Tokyo, Japan, visited Bathurst from 1-4 March 2019 on a cultural exchange visit as a part of their ongoing sister school relationship with Denison College.

This was the 21st visit to Bathurst of Toyo High School, with 142 students visiting and requiring billeting amongst host families in 2019. 57 families took part in home hosting of students for this visit, including one student with moderate mobility restrictions and medical requirements requiring special care.

Whilst in Bathurst the students participated in organised activities with the Bathurst High and Kelso High campuses of Denison College and Scots All Saints College, as well as visits to Yarrabin Ranch and Heritage Park.

Activities and home hosting arrangements were coordinated by staff of the Bathurst Visitor Information Centre (BVIC). It is the role of BVIC staff to liaise with the Japanese Tour Agency and to source and confirm all host families, including provision of specialised information relating to each student and arrangement of all payments. BVIC also organises and books all student activities and travel arrangements during their Bathurst stay, and prepares the welcome packs and information for host families as well as for visiting teachers and tour leaders.

The school visit concluded with a celebration and concert on the evening of Sunday 3 March at Bathurst High attended by 154 members of host families and of the local community. Feedback from students, teaching staff of Toyo High and Denison College and from host families was overwhelmingly positive and emphasised the importance of this ongoing cultural exchange program. The visit injects over \$70,000 into the local economy, including payments made through the school to participating host families.

BVIC staff are preparing for the annual visit from Japan of Seiritsu High School, which will take place from 18-25 March 2019 with approximately 55 students expected to visit Bathurst.

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 2: A smart and vibrant economy Strategy 2.1, 2.6

Community Engagement

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

5 BATHURST REGION TOURISM REFERENCE GROUP - MEETING 4 MARCH 2019 (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 at BVIC on 4 March 2019. 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 4 March 2019:

- New Bathurst Region Destination Management Planning process
- Implications of NSW State-wide Destination Management Plan
- 2019 Bathurst Region Destination Planner distribution
- PR Activity and media engagement
- Reports from Tourism Industry sectors

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, 1.3
- Objective 2: A smart and vibrant economy Strategy 2.1, 2.6
- 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.

6 ARTSTATE BATHURST 2018 - FINAL REPORT (21.00117)

Recommendation: That the information be noted.

Report: Council partnered Regional Arts NSW to present Artstate Bathurst, 31 October 2018 to 3 November 2018. Artstate Bathurst provided delegates a multi-layered immersion into the culture, history, geography of the Central West.

Background

Artstate is a four-year project by Regional Arts NSW to focus on excellence in regional arts practice and to explore the possibilities for arts and cultural development across the state. In 2017 Regional Arts NSW commenced with Artstate Lismore in partnership with Arts Northern Rivers. In 2018, the conference was moved to the Bathurst, partnering with Arts OutWest. Integral to Artstate is a strong focus on Aboriginal arts and arts leaders as well as the recognition of the contribution of local government to arts and cultural development in regional NSW.

Funding and support for Artstate Bathurst came from Council, NSW Government through Create NSW and Destination NSW *Meet in Regional NSW* funding program with RANSW underwriting the event. Substantial 'in-kind' support was provided by Arts OutWest, Bathurst Regional Council and Charles Sturt University.

Conference Program

The speakers program was a mixture of keynotes, panels, presentations and demonstrations addressing the themes of *A Sense of Place* and *Robust Regions* including the following programs:

- 34 Events
- 22 performing arts events (theatre, dance and music)
- 11 visual art exhibitions
- 1 film screening
- 6 family/ youth programs
- 75 professional performing and visual artists and around 134 non-professional performers
- 21 Organisations took part in Artstate Bathurst Fringe and Regional programs
- An estimated 4,500 attended one or more events in the Arts Program.

Locally based Arts Program Director, Adam Deusien was appointed to develop a multi-arts program to demonstrate excellence in arts practice from the Central West region. With the collaboration of Bathurst Regional Arts Gallery, Bathurst Memorial Entertainment Centre, Bathurst Regional Council's Museum Unit and Charles Sturt University.

Four major themes ran through the program; a focus on the presentation of new work with the goal of leading towards increased visibility of the original contemporary practice of Central West Artists, and to provide those artists with access to the robust support structures of the event to realise ambitious artistic work.

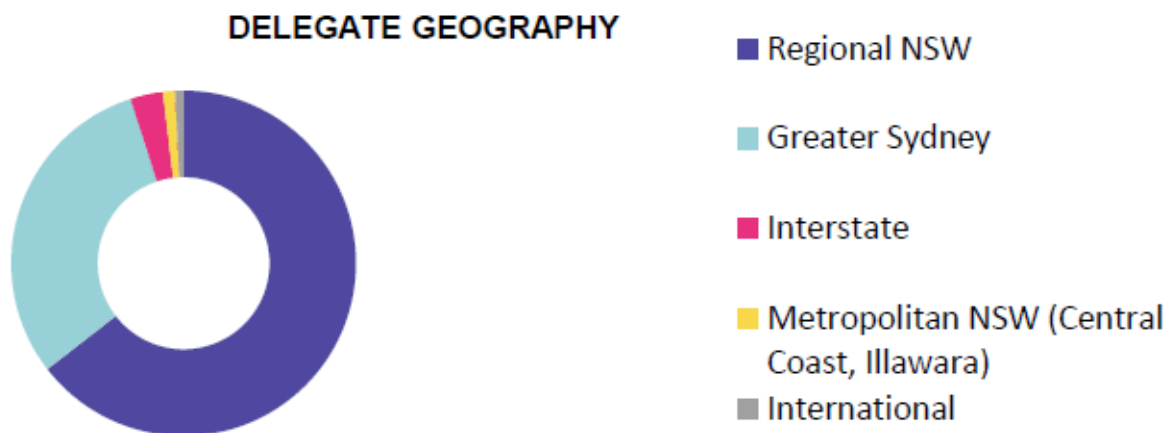
A range of events were available free of charge for the Bathurst community to enjoy, these

included:

- * Kings Parade - Artstate Bathurst Opening Ceremony
- * Bathurst Regional Art Gallery - Exhibitions: Looking Forward-Looking Back Contemporary works from the East Kimberley, Jonathan Jones guwiinyguliya yirgabiya ngay yuwin.gu gulbalangidyal ngunhi (They Made a Solitude and Called it Peace), Michelle Collocott Three Ponds Series C, Nextwave Screening
- * Machattie Park - Cirkus Surreal, Leap at Lunch, Smith & Jones in the Park, Sculpture Walk, Innocent Bystanders, Kris Schubert
- * Bathurst Seniors Citizens Centre - The Beast
- * Chifley Home and Education Centre - Homekeeper (Museum Residency Project)
- * Tremain's Mill - Transformation, Three, My Own Backyard, Out of Office
- * Australian Fossil & Mineral Museum - Floor talk, Lines Whisper: Power of the Landscape (Museum Residency Project)
- * Bathurst Memorial Entertainment Centre - Regional Youth Orchestra Closing Concert, Don't Fence Me In
- * Courthouse Lane - Mementos
- * Majellan Bowling Club - Festival Club with Confetti, Gabbi Bolt, The Honey Drippin' Mud Skippers, Rusy Nails, The Orient Royal Mail, Fat Wombat

Economic Impact

Artstate Bathurst 2018 hosted 258 delegates from regional NSW, Central West NSW, Greater Sydney and the Illawarra, interstate and international as indicated in the graph below:



The report indicates that the average spend, per delegate, was approximately \$597 per delegate per day of the conference. The average stay was three days with at least 42% (108) of attendees staying an extra night in Bathurst in addition to their conference attendance. Therefore, approximate total of economic impact for Bathurst was \$526,554.

The final report of the Artstate Bathurst 2018 has been provided by Regional Arts NSW and can be viewed at [attachment 1](#).

Financial Implications: There are no financial implications resulting from this report. Council provided \$35,000 cash contribution and various in-kind support (Council 16 August 2017 DCCS Report #2) for the Artstate Bathurst 2018 event.

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 5: Community health, safety and well being Strategy 5.2

Community Engagement

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

Yours faithfully



Alan Cattermole
DIRECTOR
CULTURAL & COMMUNITY SERVICES

POLICY COMMITTEE MEETING

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MINUTES - POLICY COMMITTEE MEETING - 6 MARCH 2019 (07.00064)

Recommendation: That the recommendations of the Policy Committee Meeting held on 6 March 2019 be adopted.

Report: The Minutes of the Policy Committee Meeting held on 6 March 2019, 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 POLICY COMMITTEE
HELD ON 6 MARCH 2019

MEETING COMMENCES

1 MEETING COMMENCES 6:00 PM

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

APOLOGIES

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

RESOLVED: That the apologies from Cr Christian and Cr Morse be accepted and leave of absence granted.

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - POLICY COMMITTEE MEETING - 5 DECEMBER 2018 (07.00064)
MOVED Cr W Aubin and **SECONDED** Cr J Rudge

RESOLVED: That the Minutes of the Policy Committee Meeting held on 5 December 2018 be adopted.

DECLARATION OF INTEREST

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

RESOLVED: That the Declaration of Interest be noted.

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

Director Environmental Planning & Building Services' Report

5 Item 1 ON-SITE SEWAGE MANAGEMENT STRATEGY (41.00089, 14.00006)
MOVED Cr I North and **SECONDED** Cr W Aubin

RESOLVED: That Council:

- (a) place the On-site Sewage Management Strategy on public exhibition for a period of 28 days;
- (b) if no submissions are received, adopt the strategy; and
- (c) if submissions are received, a further report will be prepared for Council.

6 **Item 2 LIGHTING - WHITE WAY LIGHTING UNDER AWNINGS IN THE CBD (41.00089, 28.00014)**
MOVED Cr W Aubin and **SECONDED** Cr J Jennings

RESOLVED: That Council place on public exhibition for 28 days the intention to revoke the Policy "Lighting - White Way Lighting Under Awnings in the CBD."

Director Corporate Services & Finance's Report

7 **Item 1 REPORT OF AUDIT AND RISK MANAGEMENT COMMITTEE - 28 NOVEMBER 2018 (07.00096)**
MOVED Cr J Rudge and **SECONDED** Cr I North

RESOLVED: That the recommendations of the Audit & Risk Management Committee Meeting held on 28 November 2018 be adopted.

8 **Item 2 DRAFT CODE OF MEETING PRACTICE (07.00064, 07.00065)**
MOVED Cr I North and **SECONDED** Cr J Jennings

RESOLVED: That Council:

- (a) place the Draft Code of Meeting Practice on public exhibition for a period of not less than 28 days; and
- (b) receive a report following the public exhibition period.

GENERAL BUSINESS

9 **RANKIN/DURHAM STREET INTERSECTION (25.00089)**

Cr North - requested an update on traffic treatment for this intersection.

Cr Aubin noted that Road & Maritime Services (RMS) are looking at a possible no right hand turn.

The Director Engineering Services advised that RMS has commenced traffic investigations across the area, the study will look at this area. Expect results in 4-6 months.

10 **Item 2 PERTHVILLE AND EGLINTON RIVER ISSUES (31.00011)**

Cr North - spoke to concerns being raised by community and noted issues on private land. Could concerns be raised with the local member about State Government controls that are causing problems?

The Director Engineering Services spoke to current controls in place.

11 **Item 3 WATER RESTRICTIONS (32.00017)**

Cr North - asked could a report come back to Council showing water levels, usage levels this year as against last year?

The General Manager noted a Working Party has been scheduled for next week on this matter. Further, a report is being prepared for Council's April/May meeting.

12 **Item 4 WEBSITE - ADVICE OF EVENTS (21.00002)**

Cr North - asked how do we let people know what events are on in the City?

The General Manager noted events are listed on the Bathurst Visitors Information Centre (BVIC) web page. Groups are encouraged to provide advice to BVIC so can be included.

13 **Item 5 KEPPEL STREET BUSINESS OWNERS (EVENTS) (25.00039)**

Cr North - advised meeting held with shop owners was very good, particularly discussed Winter Festival. Could they be invited to a Working Party of Council?

The General Manager advised that this can be arranged. Requested they put in a letter providing details prior to the meeting.

14 **Item 6 POLICY MEETINGS (07.00064)**

Cr North - requests a Policy Committee meeting be held in February each year.

15 **Item 7 OAKTREE RETIRMENT VILLAGE (13.00019, 22.04712)**

Cr North - advised the Retirement Village have expressed concerns with pine trees at the back of their village, could this be looked at?

16 **Item 8 KEPPEL STREET PRECINCT (25.00039)**

Cr Fry - spoke to meeting held, it was positive and noted possible Winter Festival connections

17 **Item 9 WATER/SEDIMENT MOVEMENT (13.00031)**

Cr Fry - spoke to recent storms, water flows are changing and noted impacts across the State. There is massive disruption and this is impacting food provision. Noted Blue Mountains have declared a state of climate emergency. There needs to be a reality check. Cr Fry then spoke to water controls/availability, recycling projects, effluent reuse, smart meters, Ben Chifley Dam controls.

The Director Engineering Services spoke to review of drought management strategy and current practices in place.

18 **Item 10 KEPPEL STREET (25.00039)**

Cr Jennings - spoke to recent meeting with owners, went well and spoke to various activity names.

19 **Item 11 RAGLAN PUBLIC SCHOOL - DOG POO BAGS (13.00006)**

Cr Jennings - advised the bags are being used and then being thrown into the school. Could this be followed up?

20 **Item 12 CLASSIC CAR SALE (21.00005)**

Cr Jennings - asked did we review the recent sale in Gosford?

The Director Corporate Services & Finance advised that the classic car auctions held no items of significance to the National Motor Racing Museum.

21 **Item 13 MACQUARIE PLAZA (22.01375)**

Cr Jennings - area looks appalling. Noted Cr Christian has same concern. How is the Public Art Policy going?

The Director Cultural & Community Services advised the Policy has just come off public exhibition. Will be reported to April/May meeting. The Policy proposes a Committee to review projects, be established. This will include Councillors.

22 **Item 14 CBD WIFI TEST (37.00610)**

Cr Jennings - asked how is this going? Some areas not working.

The Director Corporate Services & Finance noted where current trial is at.

23 **Item 15 BMX/VELODROME (04.00140)**

Cr Jennings - advised there is a hand painted sign on Vale Road indicating the facility. Could we look at putting in a more professional sign.

24 **Item 16 DISABILITY ACCESS - ADULT CHANGE TABLE (09.00020)**

Cr Jennings - asked could this be included for consideration in future toilet upgrades?

25 **Item 17 DISABILITY ICON (09.00020)**

Cr Jennings - advised Central Coast Council has changed icon to half wheelchair and half standing person. Could Council look at adopting the change?

26 **Item 18 COLLEGE ROAD - PLAYGROUND (04.00034)**

Cr Jennings - met with local residents to get them involved in design and development of play equipment/shelter, trees etc for the park. Feels a budget of \$10,000 to \$15,000 would be needed and community engaged to build.

The General Manager recommended a submission be made to the 2019/2020 Operational Plan.

27 **Item 19 DEVELOPMENT APPLICATION NOISE LIMITS (13.00021)**

Cr Jennings - queried what limits occur once a Development Application is

approved, in regards to building work.

The Acting Director Environmental, Planning & Building Services advised that other than prescribed hours of work, no prescribed limits are in place.

28 **Item 20 DROUGHT STRATEGY (13.00031)**

Cr Jennings - asked in preparing this, could risk mapping be undertaken, using state data sources?

29 **Item 21 STREET LIBRARIES (21.00054)**

Cr Jennings - noted Yetholme/Perthville got structures from the Woodies. Could we look at a program for villages?

30 **Item 22 GREENSPACES/PARKS (04.00034)**

Cr Rudge - spoke to maintenance levels in areas outside the CBD. Noted resource levels available, with growth of open spaces need to look at making more resources available.

31 **Item 23 WALKERS ON THE MOUNT (04.00019)**

Cr Rudge - Bus Drivers have stated the walkers will not move out of the way, it is dangerous. Could the Traffic Committee look at this? Could we remind people of safety issues?

The Director Engineering Services noted Boardwalk project currently in place, this will alleviate some of the problems. Have previously undertaken community awareness programs.

32 **Item 24 KEPPEL STREET GROUP (25.00039)**

Cr Rudge - great that they are getting together. They can be used as an example of businesses having a go.

33 **Item 25 BATHURST 2019 DESTINATION PLANNER (24.00010)**

Cr Rudge - stated new booklet is fantastic. Visitation will increase with the \$2.5 billion upgrade announced today for the Great Western Highway (Lithgow to Katoomba).

34 **Item 26 BEN CHIFLEY DAM PIPELINE (36.00215)**

Cr Rudge - referred to 2008 strategy undertaken. There are water sharing rules etc to be looked at. Requests a Working Party be held.

35 **Item 27 INTERNATIONAL WOMEN'S DAY (23.00155)**

Cr Rudge - spoke to an exciting range of events that are scheduled for this week.

Cr North spoke of recent meeting held where comments were made about International Women's Day events.

36 **Item 28 GILMOUR STREET UNITS, NEAR HOPE CHURCH (25.00035)**

Cr Bourke - residents have asked for another chair on Hereford Street. In addition, could we also look at these on the Kath Knowles walkway.

The Director Engineering Services will review possible options.

37 **Item 29 GRAFITTI (20.00045)**

Cr Bourke - expressed concern that painting on public walls will encourage graffiti.

MEETING CLOSE

38 **MEETING CLOSE**

The Meeting closed at 7.04 pm.

CHAIRMAN: _____

TRAFFIC COMMITTEE MEETING

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MINUTES - TRAFFIC COMMITTEE MEETING - 5 MARCH 2019 (07.00006)

Recommendation: That the recommendations of the Traffic Committee Meeting held on 5 March 2019 be adopted.

Report: The Minutes of the Traffic Committee Meeting held on 5 March 2019, 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 5 MARCH 2019

MEETING COMMENCES

1 MEETING COMMENCES 2:00 PM

Members: Ms Jackie Barry (Roads & Maritime Services) and Councillor Warren Aubin (BRC).

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

APOLOGIES

2 APOLOGIES

That the apology of David Verness (MP Representative) and Sergeant Peter Foran (Police) be accepted.

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 5 FEBRUARY 2019 (07.00006)

That the Minutes of the Traffic Committee Meeting held on 5 February 2019 be adopted.

DECLARATION OF INTEREST

4 DECLARATION OF INTEREST 11.00002

That the Declaration of Interest be noted.

RECEIVE AND DEAL WITH DIRECTORS' REPORTS

Director Engineering Services' Report

5 Item 1 MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD 5 FEBRUARY 2019 (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 THE END FESTIVAL - HILL END (23.00026-21/063)

That The End Festival to be held at the Hill End Historic Site on Saturday 13 April and Sunday 14 April 2019 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 PARALLEL PARKING - LAMBERT STREET (25.00077)**

That Council approve the installation of "Parallel Parking" signs on Lambert Street adjacent to the Butcher Shop at 252 Stewart Street.

9 **Item 5 NO PARKING AND NO STOPPING AT BOUNDARY ROAD
ROUNDAABOUT INTERSECTION (25.00061)**

That Council approve the installation of 'No Parking' on Barry Gurdon Drive and 'No Stopping' on the Hinton Drive and Boundary Road approaches to the roundabout.

10 **Item 6 BATHURST RSL CLUB HALF MARATHON EVENT 2019 (23.00110)**

That Council classify the Bathurst RSL Club Half Marathon and 10 km Run to be staged on Sunday 28 April 2019 as a Class 2 event, and approve the traffic management for the event subject to conditions detailed in the Director Engineering Services' report.

11 **Item 7 2019 PROCLAMATION DAY (23.00080)**

That the official Proclamation Day ceremonies to be held at the Flag Staff and Pillars along Stanley Street on Sunday 5 May 2019 be classified as a Class 3 event and the traffic management endorsed, subject to conditions as detailed in the Director Engineering Services' Report.

TRAFFIC REGISTER

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

That the information be noted.

MEETING CLOSE

13 **MEETING CLOSE**

The Meeting closed at 2.17 pm.

COUNCILLORS/ DELEGATES REPORTS

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

20 MARCH 2019

1 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 13 FEBRUARY 2019 (11.00019)

Recommendation: That the information be noted.

Report: **Present:** Councillors Hanger (Chair), Aubin, Bourke, Fry, Jennings, Morse, North, Rudge

Apologies: Councillor Christian

1. TOWN SQUARE GROUP (16.00167)

Members of the Town Square Group - Henry Bialowas, Pauline Barker, Stuart Pearson and Rob McLachlan - met with Council to discuss the Groups purpose, activities and the future redevelopment of the former TAFE site and how this can enhance the "opening up" of the Town Square as the heart of the Bathurst CBD.

Discussion included:

- The purpose of the Group is to regain the Square for the people of Bathurst
- Thanked Council for support and spoke of Council reports and restoration works on Headmaster's Cottage at the TAFE building.
- Bathurst Town Square gazetted in 2010.
- Interpretive signage has been added in various locations in CBD.
- Square provides a focal point for activities in Bathurst - eg The Winter Festival, Royal visits, etc.
- Benefits of Town Square - designed properly, it will attract people who will spend money.
- Request Council to:
 1. include \$50,000 funding in 2019/2020 Operating Plan for development of a Master Plan for Town Square.
 2. Include Town Square in the Development of the Master Plan.
 3. consider opening up the Town Square to public use through landscaped walkways along the historic walkways and the possible leasing of suitable portions of the old TAFE building.
- Showed some examples of how the laneways could be upgraded so people will want to use them.

Financial Implications: Nil.

Bathurst Community Strategic Plan - Objectives and Strategies

- Objective 2: A smart and vibrant economy Strategy 2.5
- Objective 4: Enabling sustainable growth Strategy 4.3
- 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 12 FEBRUARY 2019 (11.00020)

Recommendation: That the information be noted.

Report: The Youth Council considered a number of items at the meeting, held Tuesday 12 February 2019 and included the following items:

- Food & Flix Outdoor Cinema Event.
- Youth Week YJAM.
- Involvement in upcoming community events.

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
- 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.