



ORDINARY MEETING OF
BATHURST REGIONAL COUNCIL

9 September 2015

His Worship the Mayor & Councillors

Notice of Ordinary Meeting of Bathurst Regional Council - Wednesday, 16 September 2015

I have to advise that an **Ordinary Meeting** of Bathurst Regional Council will be held in the Council Chambers on Wednesday, 16 September 2015 commencing at 6.00 pm.

From 6.00 pm to 6.15 pm there will be an opportunity for members of the public to raise matters with Council and staff.

A handwritten signature in blue ink, appearing to read 'D J Sherley'.

D J Sherley
GENERAL MANAGER

BUSINESS AGENDA

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

TO BE HELD ON WEDNESDAY, 16 SEPTEMBER 2015

1. 6:00 PM - MEETING COMMENCES

2. RECEIVE AND DEAL WITH DIRECTORS' REPORTS

* GENERAL MANAGER'S REPORT

3. PUBLIC QUESTION TIME

4. 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.

5. APOLOGIES

6. MINUTES

* MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 19 AUGUST 2015

7. 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.

8. NOTICES OF MOTION

* Notice is hereby given:

Due to the introduction of a third waste bin Council, I would like to move a motion that being the third bin is optional.

9. MAYORAL MINUTE - Nil

10. RECEIVE AND DEAL WITH DIRECTORS' REPORTS

* GENERAL MANAGER'S REPORT

* DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT

* DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT

* DIRECTOR ENGINEERING SERVICES' REPORT

* DIRECTOR CULTURAL & COMMUNITY SERVICES' REPORT

11. REPORTS OF OTHER COMMITTEES

* MINUTES - POLICY COMMITTEE MEETING - 2 SEPTEMBER 2015

* MINUTES - TRAFFIC COMMITTEE MEETING - 1 SEPTEMBER 2015

12. RESCISSION MOTIONS - Nil

13. DELEGATES REPORTS

- * COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 12 AUGUST 2015
- * CENTROC BOARD MEETING

14. 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 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	VOLUNTARY PLANNING AGREEMENT CRUDINE RIDGE WIND FARM	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	BATHURST HARNESS RACING 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..
2	MOUNT PANORAMA - PROPOSED NEW EVENT	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	NEW RESIDENTIAL LEASE - PART LOT 2 IN DP749758 KNOWN AS 200 COLLEGE ROAD, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
4	RENEWAL OF LICENCE AGREEMENT - PACIFIC AUTOMOTIVE HOLDINGS PTY LTD T/A THRIFTY CAR RENTAL - COUNTER SPACE, TERMINAL BUILDING, 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.
5	PROPOSED DEMOLITION OF RESIDENCE - LOT 2 IN DP532310 KNOWN AS 180 COLLEGE ROAD, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
6	PROPOSED REDUCTION IN SALE PRICE - LOT 402 IN DP1150519 KNOWN AS 17 MCGIRR STREET, BATHURST	10A (2) (c) – contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. Discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it would prejudice council's position in negotiating commercial and or financial arrangements.

*** DIRECTOR ENGINEERING SERVICES' REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	CENTROC TENDER FOR SUPPLY & DELIVERY OF BITUMEN EMULSION TO CENTRAL NSW COUNCILS	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	CROWN ROAD AT ROCKLEY	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on

		balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
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*** GENERAL MANAGER'S REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	LEASE OF HANGAR - BATHURST AERODROME TO BURKES TRANSPORT PTY LTD	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	WASTEWATER TREATMENT PLANT OPERATIONS	10A (2) (c) – contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. Discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it would prejudice council's position in negotiating commercial and or financial arrangements.

15. RESOLVE INTO OPEN COUNCIL

16. ADOPT REPORT OF THE COMMITTEE OF THE WHOLE

17. MEETING CLOSE

MEETING COMMENCES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

MINUTE

1 Item 1 MEETING COMMENCES

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

MINUTE

2 SUSPENSION OF STANDING ORDERS (11.00005)
MOVED: Cr I North SECONDED: Cr B Bourke

RESOLVED: That Standing Orders be suspended to allow Council to deal with Item #1 of the General Manager's Report - Election of Mayor and Deputy Mayor.

GENERAL MANAGER'S REPORT AND MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

16 SEPTEMBER 2015

1 ELECTION OF MAYOR AND DEPUTY MAYOR (12.00004)

Recommendation: That the information be noted.

Report: In accordance with the provisions of the Local Government Act 1993, the election of Mayor by the Councillors is to be held during the month of September (Section 290). Bathurst Regional Council will therefore be required to elect both the Mayor and Deputy Mayor.

The Local Government (General) Regulation 2005, Schedule 7, prescribes how a Mayor and Deputy Mayor are to be elected.

Nomination forms are at **attachment 1** and **attachment 2** for Councillors and may be returned to me, or handed to me at the commencement of the Council meeting.

The procedure for both Elections will be:

- (i) The General Manager will be the Returning Officer;
- (ii) The General Manager will call for further nominations;
- (iii) Nominations will be closed;
- (iv) The Returning Officer will announce the names of the nominees at the Council meeting at which the election is to be held;
- (v) If more than one nomination is received, an election will be held;
- (vi) Council will be asked to resolve the form of election, if required, i.e. ordinary ballot, preferential ballot or open voting.
- (vii) The election is to be held at the Council meeting at which the Council resolves on the method of voting.

The following process for nomination applies, as per Clause 2 of Schedule 7:

1. A Councillor may be nominated without notice for election as Mayor or Deputy Mayor;
2. The nomination is to be made in writing by 2 or more Councillors (one of whom may be the nominee). The nomination is not valid unless the nominee has indicated consent to the nomination in writing;
3. The nomination is to be delivered or sent to the Returning Officer;
4. The Returning officer is to announce the names of the nominees at the Council meeting at which the election is to be held.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 33: To be and develop good leaders. Strategy 33.7

MINUTE

3 Item 1 ELECTION OF MAYOR AND DEPUTY MAYOR (12.00004)

ELECTION OF MAYOR - One nomination for the position of Mayor was received for Cr Rush.

There being only one nomination, Cr Rush was declared elected as Mayor for the period to September 2016.

ELECTION OF DEPUTY MAYOR - One nomination for the position of Deputy Mayor was received for Cr North.

There being only one nomination, Cr North was declared elected as Deputy Mayor for the period to September 2016.

Councillor Rush took the Chair.

A short recess at 6.01 pm was declared to allow the Mayor to speak with the media.

Cr Aubin arrived at 6.03 pm.

The Mayor, Councillor Rush resumed the meeting at 6.12 pm.

MINUTE

4 RESUMPTION OF STANDING ORDERS (12.00004)
MOVED: Cr I North SECONDED: Cr W Aubin

RESOLVED: That Council resume Standing Orders.

Yours faithfully



D J Sherley
GENERAL MANAGER

MINUTE

5 PUBLIC QUESTION TIME

M Wales - DEPBS Item # 6 - LEP Amendment, Sydney Road

Requests a deferral of this matter to the next meeting of Council. Feels there are a number of the matters in this report they would like to review and provide further information to Council. Would seek to also have discussions with Council staff.

Dana – Mount Rankin Landcare Group - DEPBS Item # 4

Seeks deferral of the matter and would like to keep land in community ownership.

L Cottee – Physical Disability Council

Spoke to roll out of NDIS and the opportunities this presents to Bathurst. It is a great opportunity for the town.

B Triming

On behalf of Peter Dowling - Green Bins

Peter has previously addressed this matter with Council. Mr Triming read a letter from Mr Dowling raising issues such as; one cap fits all, articles in Western Advocate, surveys undertaken, lack of consultation, needs to be optional. Requests Councillors support Bobby Bourke.

Mr Triming also raised his own concerns and questioned why not provide a waste tumbler bin for composting?

Microphones

Spoke to problems, noted seems to be fixed now. Asked can staff use the end microphone when providing advice.

M Dunbar – Bathurst Go-Kart Steering Committee - DEPBS Item # 3

Supports the DA in front of Council. This is a win-win for everyone.

L Sullivan - Green Bins

Supports proposal of green bins. Feels however there should be an opt-in-out option. Spoke to user pays system at Penrith, who have 20 options. Concern at the autocratic decision making of Council. Spoke to community survey undertaken after decision made to implement the bin. Queries the wording of the survey and noted process undertaken by the Blue Mountains. Queried whether the Council has breached its charter under the 1983 Act. Community have not been kept informed, there is no cost/benefit analysis provided. Spoke to letters received by ratepayers from Council and the Director Engineering Services report of 2013. Noted Bathurst Regional Council is not in the State levy area. Council has failed in its duty to the community.

G Crisp

Green Bins

Cannot add to Mr Sullivan's presentation, very well done and hope Western Advocate publishes it.

Spoke to tendency to put items into confidential, this item should not have been dealt with as this. There is a lack of transparency.

Amalgamations

Spoke to comments made by the Mayor with respect to amalgamations. Noted further at page 61 of the Business Paper the level of investments held by the Council that are not restricted are less than \$1 million.

P Cole - Green Bins

Can speak on both sides of this matter. Referred to prior introduction of recycling bin. If bin introduced then impose a charge and gain should occur from reduced greenhouse gas and life of landfill. Stuck between a rock and a hard place.

MINUTE

- 6 **APOLOGIES**
MOVED: Cr I North SECONDED: Cr G Westman

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

MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 19 AUGUST 2015 (11.00005)

Recommendation: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 19 August 2015 be adopted.

Report: The Minutes of the Ordinary Meeting of Bathurst Regional Council held 19 August 2015, are attached.

Financial Implications: N/A

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

7 Item 1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
- 19 AUGUST 2015 (11.00005)

MOVED: Cr W Aubin SECONDED: Cr G Hanger

RESOLVED: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 19 August 2015 be adopted.

**MINUTES OF THE ORDINARY MEETING OF BATHURST REGIONAL COUNCIL
HELD ON 19 AUGUST 2015**

MEETING COMMENCES

1 MEETING COMMENCES 6:00 PM

Present: Councillors Rush (Chair), Aubin, Bourke, Coote, Hanger, Jennings, Morse, North, Westman.

PUBLIC QUESTION TIME

2 PUBLIC QUESTION TIME

The Mayor advised the following:

(a) that the Director Environmental, Planning & Building Services Report #7 - Draft Bathurst Regional Local Environmental Plan 2014 - Amendment No 2 (67 Woodside Drive, Mount Rankin) was withdrawn from the Agenda; and

(b) the DA 2015/0106 - Quarry at Napoleon Reef was not an item for consideration on tonight's Agenda even though reports through the Media had advised it was.

B Trimming – resident

- Council Elections - Spoke to the Elections coming up and work of Councillors.
- Poles, William Street - Noted Working Party has met, could he be provided with advice on the direction of Council in this matter.
- Bathurst Mount Panorama Sign - Stated the sign needs to include 'Bathurst'. Can Mount Panorama Section 356 funds be used to put the sign up?
- TAFE Building Conservation Management Plan (CMP) - Asked could a copy of the plan be made available to the public on disc.
- Damaged footpaths in Howick/Peel Streets - Advised has called Council about damage to footpath at this location. Who will pay for this, as appears damaged by person installing communication equipment?

The Director Engineering Services advised unaware of who did work on pit. Spoke to legislation in place and that Council usually requests restoration to occur.

G Crisp – ratepayer

Mount Panorama Precinct - Wishes to raise queries on the land purchase.

- Noted main reason for purchase (stated in Western Advocate) is for a second

track.

The Mayor advised Council has had a long term land acquisition strategy for this precinct. The land in the precinct allows for a potential second circuit and other ancillary uses.

- Asked where the funds came from to purchase the land.

The Mayor advised the State Government allocated \$5 million in funds. A portion of these has been used as a funding source.

P Dowling – resident

- Staff at Waste Management Centre - Spoke to assistance received from staff at Waste Management Centre, in particular, Mr Henry. Thanked him for his assistance.
- Green Waste Bins - Referred to proposed Green Waste Bins. There has been negative feedback from groups such as pensioners. Costs will go up and it is unfair to ratepayers. Feels Council has turned blind eye to issues. Some people can't afford an extra \$1 - \$2 per week. There are a lot of people who will say no to this proposal. Referred to people opting in or out. Feels the Green Bin is a mistake. Considers there should have been greater public input and to be only implemented where people want it.

The Mayor spoke to process of consideration of introducing green waste bins. The opportunity to reduce environmental impact is a "whole of community" concern. Noted requirement to reduce landfill, possible State Government levies into the future, these were issues the Council considered.

B Manning – ratepayer

- Green Waste Bins - Spoke to reduction in landfill, perhaps should offer a smaller bin at a reduced cost. This occurs in some other cities.
- DA 2014/0042 - Swimming pool at 9 McKell Street - Spoke to DA matter and notification procedure undertaken by the Council and the Judges decision. Noted DCPs include the word control and Council does not seem to understand this. It appears nothing has been learnt from Mrs Manning's case. Council has only changed the wording around notification and has not identified this issues. Spoke to problem with shed in Mitre Street and process that was followed. Staff are not there to just rubber stamp any development. Nothing has changed. Has tried to get her matter resolved. Spoke to apology due and hasn't received one from Council.

The General Manager noted apology has been provided and referred to letter sent to Mrs Manning.

- Mrs Manning feels that a sincere apology has not been issued by Council.

K O'Donnell – resident Howick Street

- Feels it is disgraceful how Council has treated Mrs Manning.

APOLOGIES

- 3** **APOLOGIES**
MOVED Cr M Coote and **SECONDED** Cr I North

Nil.

MINUTES

- 4** **Item 1 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 15 JULY 2015 (11.00005)**
MOVED Cr I North and **SECONDED** Cr W Aubin

RESOLVED: That the Minutes of the Ordinary Meeting of Bathurst Regional Council held on 15 July 2015 be adopted.

- 5** **Item 2 MINUTES - ORDINARY MEETING OF BATHURST REGIONAL COUNCIL - 5 AUGUST 2015 (11.00005)**
MOVED Cr I North and **SECONDED** Cr G Westman

RESOLVED: That the Minutes of the Ordinary Meeting of Bathurst Regional Council following Policy held on 5 August 2015 be adopted.

DECLARATION OF INTEREST

- 6** **DECLARATION OF INTEREST 11.00002**
MOVED Cr I North and **SECONDED** Cr J Jennings

RESOLVED: That the following Declarations of Interest be noted.

Cr Rush

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

RECEIVE AND DEAL WITH DIRECTORS' REPORTS**Director Environmental Planning & Building Services' Report**

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

RESOLVED: That the information be noted.

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

RESOLVED: That the information be noted.

- 9** **Item 3 FORMER BATHURST TAFE SITE - CONSERVATION MANAGEMENT PLAN (CMP) (13.00073)**
MOVED Cr B Bourke and **SECONDED** Cr M Morse

RESOLVED: That Council:

- (a) adopt the Conservation Management Plan for the former Bathurst TAFE site as a strategic document;
- (b) release the Plan to the public and seek feedback on it and the future of the Town Square as part of the Town Square exhibition being held by the Bathurst Town Square Group;
- (c) note that a report on the feedback received will be provided to Council; and
- (d) refer the Plan to the NSW Office of Environment & Heritage.

- 10** **Item 4 ANNUAL REPORT OF FOOD ACTIVITIES, FOOD REGULATION PARTNERSHIP – NSW FOOD AUTHORITY (14.00002)**
MOVED Cr G Westman and **SECONDED** Cr B Bourke

RESOLVED: That the information be noted.

- 11** **Item 5 BATHURST COMMUNITY ACCESS AND CYCLING PLAN UPDATE (20.00165)**
MOVED Cr G Westman and **SECONDED** Cr W Aubin

RESOLVED: That the information be noted.

- 12** **Item 6 GATEWAY ENTERPRISE PARK, SYDNEY ROAD KELSO - REQUEST FOR DEVELOPMENT CONTROL PLAN (DCP) AMENDMENT (22.07432 & 20.00250)**
MOVED Cr I North and **SECONDED** Cr B Bourke

RESOLVED: That Council:

- (a) prepare an amendment to Map No. 8 - Gateway Enterprise Park of Bathurst Regional DCP 2014, reducing the total riparian zone along Raglan Creek as requested by the land owner;

BATHURST AND SOFALA UNITS (18.00043)**MOVED** Cr I North and **SECONDED** Cr G Westman

RESOLVED: That Council support the appointment of Mr Gavan Ellis as Volunteer Local Controller for Bathurst Unit and Mr Martin Tomkinson as the Volunteer Unit Controller for the Sofala Unit, and Ms Jessie Davidson as the Unit Controller for the Bathurst Unit to the Commissioner of NSW State Emergency Service (SES) Unit for 2 years from 1 August 2015.

Director Engineering Services' Report

- 24** **Item 1 REVIEW OF PESTICIDE NOTIFICATION PLAN (02.00010)**
MOVED Cr I North and **SECONDED** Cr J Jennings

RESOLVED: That Council endorse the revised Pesticide Notification Plan.

- 25** **Item 2 CROWN ROADS AT ROCKLEY (25.00575)**
MOVED Cr G Westman and **SECONDED** Cr I North

RESOLVED: That Council approve the transfer of Hill Street (north of Budden Street), a Crown Public Road, located at the Village of Rockley.

- 26** **Item 3 PROPOSED COMPULSORY ACQUISITION FOR ROAD WIDENING LOTS 1, 2, 3 AND 6 DP872746 GOULBURN ROAD BATHURST (25.00028)**
MOVED Cr W Aubin and **SECONDED** Cr G Westman

RESOLVED: That Council make application to the Minister and/or Governor for the compulsory acquisition of Lots 1, 2, 3 and 6 DP872746 located at Goulburn Road for road widening. The application is to follow the provisions of the Roads Act 1993 and the Land Acquisition (Just Terms Compensation) Act 1991 and does not include mineral rights.

The acquired land is to be classified as operational land.

- 27** **Item 4 CROWN ROADS AT YETHOLME (25.00115)**
MOVED Cr I North and **SECONDED** Cr B Bourke

RESOLVED: That Council approve the transfer of Stafford Street (from Great Western Highway to Porters Lane), a Crown public road, located at the Village of Yetholme, as detailed in the Director Engineering Services' report.

Director Cultural & Community Services' Report

- 35** **Item 8 BATHURST MEMORIAL ENTERTAINMENT CENTRE - CREATIVE LEARNING PROJECT (21.00060)**
MOVED Cr G Westman and **SECONDED** Cr B Bourke

RESOLVED: That the information be noted.

REPORTS OF OTHER COMMITTEES

Policy Committee Meeting

- 36** **Item 1 MINUTES - POLICY COMMITTEE MEETING - 5 AUGUST 2015 (07.00064)**
MOVED Cr W Aubin and **SECONDED** Cr I North

RESOLVED: That the recommendations of the Policy Committee Meeting held on 5 August 2015 be adopted.

Traffic Committee Meeting

- 37** **Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 4 AUGUST 2015 (07.00006)**
MOVED Cr W Aubin and **SECONDED** Cr M Coote

RESOLVED: That the recommendations of the Traffic Committee Meeting held on 4 August 2015 be adopted.

DELEGATES REPORTS

- 38** **Item 1 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 8 JULY 2015 (11.00019)**
MOVED Cr B Bourke and **SECONDED** Cr I North

RESOLVED: That the information be noted.

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

- 39** **RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE TO DEAL WITH CONFIDENTIAL REPORTS**
MOVED Cr W Aubin and **SECONDED** Cr I North

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

There were no representations from the public.

RESOLVED: That:

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

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

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	LAND AND ENVIRONMENT COURT PROCEEDINGS - MCHUGH VS BATHURST REGIONAL COUNCIL	10A (2) (g) – contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

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

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	KELSO FLOODPLAIN VOLUNTARY ACQUISITION - PROPOSED PURCHASE OF LOT 1 IN DP193944 LOCATED AT 61 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.
2	SALE OF PROPOSED LOT 806 IN DP1169443 BRADWARDINE ROAD, BATHURST TRADE CENTRE	10A (2) (c) – contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct)

		business. Discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it would prejudice council's position in negotiating commercial and or financial arrangements.
3	BATHURST AUTOFEST EVENT AT MOUNT 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.
4	RECONSTRUCTION OF GREAT WESTERN HIGHWAY AT 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.
5	TRANSFER OF LEASE - LOT 12 IN DP1041715 BATHURST AERODROME FROM TREVOR-JONES TO CRUM	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	EXPRESSION OF INTEREST PART LOT 17 IN DP1099208 KNOWN	10A (2) (d) (i) – contains commercial information of a confidential nature that

	AS 1 ROCKLEY STREET GEORGES PLAINS.	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	NEW RESIDENTIAL TENANCY AGREEMENT FOR LOT 4 IN DP532310 AND COMMERCIAL LEASE AGREEMENT FOR LOT 123 IN DP750357 LOCATED AT 146 COLLEGE ROAD BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
8	PROPOSED NEW LICENCE AGREEMENT - LOT 20 IN DP1119593 LOCATED ON VALE ROAD ORTON PARK AND KNOWN AS THE BATHURST BICYCLE PARK INC	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
9	TRANSFER OF LEASE LOT 271 IN DP1162107 BATHURST AERODROME FROM REDPATH TO DRUMMOND	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.
10	PURCHASE OF	10A (2) (d) (i) – contains

	COMMERCIAL SITE IN HOWICK STREET BATHURST	commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
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*** DIRECTOR ENGINEERING SERVICES' REPORT**

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

Director Environmental Planning & Building Services' Report

- a** **Item 1 LAND AND ENVIRONMENT COURT PROCEEDINGS - MCHUGH VS BATHURST REGIONAL COUNCIL (34.00083)**
MOVED Cr M Coote and **SECONDED** Cr W Aubin

That Council:

- (a) note the report; and
(b) not appeal the decision of the Land & Environment Court.

Director Corporate Services & Finance's Report

- b** **Item 1 KELSO FLOODPLAIN VOLUNTARY ACQUISITION - PROPOSED PURCHASE OF LOT 1 IN DP193944 LOCATED AT 61 CHURCH LANE KELSO (22.01657)**
MOVED Cr B Bourke and **SECONDED** Cr M Coote

That Council authorise the General Manager to enter into negotiations with the Enduring Power of Attorney appointees acting on behalf of their mother, Mrs Elaine Merl Barnes, to purchase Lot 1 in DP193944 known as 61 Church Lane, Kelso under the Government's Voluntary Acquisition Scheme as detailed in the report.

- c** **Item 2 SALE OF PROPOSED LOT 806 IN DP1169443 BRADWARDINE ROAD, BATHURST TRADE CENTRE (22.13775)**
MOVED Cr W Aubin and **SECONDED** Cr G Westman

That Council approves the subdivision and subsequent sale of proposed Lot 806 in DP1169443 Bradwardine Road, Bathurst Trade Centre, under builder's terms, to Andelle Superfund as detailed in the report.

- d** **Item 3 BATHURST AUTOFEST EVENT AT MOUNT PANORAMA (04.00126)**
MOVED Cr M Coote and **SECONDED** Cr W Aubin

That Council act in accordance with the recommendations contained in the report.

- e** **Item 4 RECONSTRUCTION OF GREAT WESTERN HIGHWAY AT KELSO (14.00007-20/045)**
MOVED Cr M Coote and **SECONDED** Cr W Aubin

That Council act in accordance with the recommendations of the report.

- f** **Item 5 TRANSFER OF LEASE - LOT 12 IN DP1041715 BATHURST AERODROME FROM TREVOR-JONES TO CRUM (21.00079)**
MOVED Cr M Coote and **SECONDED** Cr G Hanger

That Council approves the transfer of the portion of the lease belonging to Mr Jeremy Trevor-Jones to Mr David Crum for the hangar complex ('The Hangars') located on Lot 12 in DP1041715 and known as 16 Windsock Way, Bathurst Aerodrome as detailed in the report.

- g** **Item 6 EXPRESSION OF INTEREST PART LOT 17 IN DP1099208 KNOWN AS 1 ROCKLEY STREET GEORGES PLAINS. (22.10657)**
MOVED Cr B Bourke and **SECONDED** Cr M Coote

That Council approves entering into a new Rural Licence agreement with Jordan and Amanda Peterson for part Lot 17 in DP1099208 located at 1 Rockley Street, Georges Plains for a period of one (1) year as detailed in the report.

- h** **Item 7 NEW RESIDENTIAL TENANCY AGREEMENT FOR LOT 4 IN DP532310**

**AND COMMERCIAL LEASE AGREEMENT FOR LOT 123 IN DP750357
LOCATED AT 146 COLLEGE ROAD BATHURST (22.04165)**
MOVED Cr B Bourke and **SECONDED** Cr M Coote

That Council approves entering into a new Residential Tenancy Agreement for one (1) residence located on Lot 4 in DP532310 and a Commercial lease agreement for two (2) commercial sheds located on Lot 123 in DP750357 with Mr John and Mrs Diane Slattery located at 146 College Road, Bathurst for a period one (1) year, as detailed in the report.

i **Item 8 PROPOSED NEW LICENCE AGREEMENT - LOT 20 IN DP1119593
LOCATED ON VALE ROAD ORTON PARK AND KNOWN AS THE BATHURST
BICYCLE PARK INC (04.00140)**
MOVED Cr G Westman and **SECONDED** Cr W Aubin

That Council approves entering into a new Licence agreement with The Bathurst Bicycle Park Incorporated over the land located at Lot 20 in DP1119593 and known as the Bathurst Bike Park at Vale Road, Orton Park Bathurst, as detailed in the report.

i **Item 9 TRANSFER OF LEASE LOT 271 IN DP1162107 BATHURST
AERODROME FROM REDPATH TO DRUMMOND (21.00126)**
MOVED Cr M Coote and **SECONDED** Cr W Aubin

That Council approves the transfer of the hangar site lease for Lot 271 in DP1162107 known as 7 Windsock Way Bathurst Aerodrome in the name of Ian and Kerrie Redpath to Douglas Drummond as detailed in the report.

k **Item 10 PURCHASE OF COMMERCIAL SITE IN HOWICK STREET BATHURST
(22.04853)**
MOVED Cr M Coote and **SECONDED** Cr G Westman

That:

- (a) Council obtain an updated valuation of the site offered; and
- (b) a report come back to Council on the matter.

Director Engineering Services' Report

! **Item 1 CONSTRUCTION OF AERODROME SUBDIVISION (36.00556)**
MOVED Cr B Bourke and **SECONDED** Cr G Westman

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

Reason: One of the tenderer's is a relation of partner.

MINUTE

- 8** **DECLARATION OF INTEREST 11.00002**
 MOVED: Cr I North SECONDED: Cr B Bourke

RESOLVED: That the Declaration of Interest be noted.

MINUTE

9 SUSPENSION OF STANDING ORDERS 11.00002
MOVED: Cr I North SECONDED: Cr J Jennings

RESOLVED: That Standing Orders be suspended to allow Council to deal with the Notice of motion of Cr Bourke.

NOTICES OF MOTION AND MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 NOTICE OF MOTION - CR BOURKE (11.00004, 14.00053)

Recommendation: Moved by Cr Bourke:

Due to the introduction of a third waste bin Council, I would like to move a motion that being the third bin is optional.

Report: Notice is hereby given:

Due to the introduction of a third waste bin Council, I would like to move a motion that being the third bin is optional.

Financial Implications: Nil, at this stage.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.2

MINUTE

- 10 **Item 1 NOTICE OF MOTION - CR BOURKE (11.00004, 14.00053)**
MOVED: Cr B Bourke SECONDED: Cr I North

A MOTION was MOVED

That the third bin be optional.

MINUTE

11 EXTENSION OF TIME (11.00005)
MOVED: Cr G Westman SECONDED: Cr J Jennings

RESOLVED: That an extension of time be granted to Cr Bourke for Minute #10 in accordance with Clause 250 (3) of the Local Government (General) Regulation 2005.

MINUTE

12 **EXTENSION OF TIME (11.00005)**
MOVED: Cr J Jennings SECONDED: Cr G Westman

RESOLVED: That an extension of time be granted to Cr North for Minute #10 in accordance with Clause 250 (3) of the Local Government (General) Regulation

MINUTE

13 **EXTENSION OF TIME (11.00005)**
MOVED: Cr J Jennings SECONDED: Cr G Westman

RESOLVED: That an extension of time be granted to Cr North for Minute #10 in accordance with Clause 250 (3) of the Local Government (General) Regulation

MINUTE

14 **EXTENSION OF TIME (11.00005)**
MOVED: Cr I North SECONDED: Cr J Jennings

RESOLVED: That an extension of time be granted to Cr Bourke for Minute #10 in accordance with Clause 250 (3) of the Local Government (General) Regulation

MINUTE

15 **Item 1.05 NOTICE OF MOTION - CR BOURKE (11.00004)**
MOVED: Cr B Bourke SECONDED: Cr I North

That the third bin be optional.

The MOTION was PUT and LOST

MINUTE

16 RESUMPTION OF STANDING ORDERS (11.00005)
MOVED: Cr I North SECONDED: Cr W Aubin

RESOLVED: That Council resume Standing Orders.

GENERAL MANAGER'S REPORT AND MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

16 SEPTEMBER 2015

1 ELECTION OF MAYOR AND DEPUTY MAYOR (12.00004)

Recommendation: That the information be noted.

Report: In accordance with the provisions of the Local Government Act 1993, the election of Mayor by the Councillors is to be held during the month of September (Section 290). Bathurst Regional Council will therefore be required to elect both the Mayor and Deputy Mayor.

The Local Government (General) Regulation 2005, Schedule 7, prescribes how a Mayor and Deputy Mayor are to be elected.

Nomination forms are at **attachment 1** and **attachment 2** for Councillors and may be returned to me, or handed to me at the commencement of the Council meeting.

The procedure for both Elections will be:

- (i) The General Manager will be the Returning Officer;
- (ii) The General Manager will call for further nominations;
- (iii) Nominations will be closed;
- (iv) The Returning Officer will announce the names of the nominees at the Council meeting at which the election is to be held;
- (v) If more than one nomination is received, an election will be held;
- (vi) Council will be asked to resolve the form of election, if required, i.e. ordinary ballot, preferential ballot or open voting.
- (vii) The election is to be held at the Council meeting at which the Council resolves on the method of voting.

The following process for nomination applies, as per Clause 2 of Schedule 7:

1. A Councillor may be nominated without notice for election as Mayor or Deputy Mayor;
2. The nomination is to be made in writing by 2 or more Councillors (one of whom may be the nominee). The nomination is not valid unless the nominee has indicated consent to the nomination in writing;
3. The nomination is to be delivered or sent to the Returning Officer;
4. The Returning officer is to announce the names of the nominees at the Council meeting at which the election is to be held.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 33: To be and develop good leaders. Strategy 33.7

MINUTE

17 Item 1 ELECTION OF MAYOR AND DEPUTY MAYOR (12.00004)

This item was dealt with at Minute #3.

2 LOCAL GOVERNMENT NSW ANNUAL CONFERENCE 2015 (18.00074-08)

Recommendation: That Council nominate its delegates and observers for the Local Government NSW Annual Conference 2015.

Report: The Local Government NSW Annual Conference 2015 will take place from Sunday 11 October to Tuesday 13 October 2014 at Rosehill. Registration has opened and Council will be required to advise of names of their voting delegates. Conference details are shown at **attachment 1**.

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

It is recommended that Council:

(a) nominate its delegates and observers for the Local Government NSW Annual Conference 2015.

Financial Implications: Funding is provided in the 2015/16 Delivery Plan for Councillor attendance at the Conference.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

18 Item 2 LOCAL GOVERNMENT NSW ANNUAL CONFERENCE 2015
(18.00074-08)

MOVED: Cr I North SECONDED: Cr B Bourke

RESOLVED: That Council:

- (a) authorise the Mayor (Cr Rush) and Crs Bourke, Hanger, Jennings and Morse to attend the Local Government NSW Annual Conference 2015
- (b) nominate the Mayor (Cr Rush), Crs Bourke and Jennings as the voting delegates for Motions and Board positions.
- (c) nominate Crs Hanger and Morse as observers.

Yours faithfully



D J Sherley
GENERAL MANAGER

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

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

16 SEPTEMBER 2015

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

Recommendation: That the information be noted.

Report: A copy of Section 79C of the Environmental Planning and Assessment Act 1979 is provided at **attachment 1** to assist Council in the assessment of Development Applications.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

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

MOVED: Cr B Bourke SECONDED: Cr W Aubin

RESOLVED: That the information be noted.

2 GENERAL REPORT (03.00053)

Recommendation: That the information be noted.

Report: The following reports are provided for Council's information.

- (a) Applications determined using authority delegated to the Director Environmental Planning & Building Services during August 2015 (**attachment 1**).
- (b) Applications refused during August 2015 (**attachment 2**).
- (c) Applications under assessment as at the date of compilation of this report (**attachment 3**).
- (d) Applications pending approval for greater than 40 days as at the date of compilation of this report (**attachment 4**).
- (e) Applications with variations to development standards under State Environmental Planning Policy No. 1 or Clause 4.6 of Bathurst Regional LEP 2014 approved in August 2015 (**attachment 5**).
- (f) No political disclosure statements have been received in relation to any "planning applications" being considered at this meeting.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

- 20 **Item 2 GENERAL REPORT (03.00053)**
MOVED: Cr G Hanger SECONDED: Cr G Westman

RESOLVED: That the information be noted.

3 DEVELOPMENT APPLICATION NO. 2015/0196 – RECREATION FACILITY (GO KART TRACK) AT MCPHILLAMY PARK, BROCKS SKYLINE, MOUNT PANORAMA. APPLICANT: BATHURST KART CLUB. OWNER: BATHURST REGIONAL COUNCIL (DA/2015/0196)

Recommendation: That Council:

(a) as the consent authority, grant consent pursuant to section 80 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2015/0196, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended and including conditions to the effect that:

(i) Noise levels from the operation of the go-kart track are to comply with the following noise criteria:

a. The maximum noise levels during race event days are to be as follows:

Address	Maximum dBA (L _{Aeq} (1hr))
404 Conrod Straight	39
402 Conrod Straight	38
428 Conrod Straight	37
280 Hen & Chicken Lane	35
All other Residential properties	36

b. The maximum noise levels at all other times (i.e. practice days) are to be as follows:

Address	Maximum dBA (L _{Aeq} (1hr))
All residential properties	36
280 Hen & Chicken Lane	35

- (ii) No more than 18 individual race days are to be held in a calendar year;
- (iii) Within three months of the facility becoming operational noise measurements are to be taken on a race day at the nearest affected residences and the results submitted to Council;
- (iv) The number of go-karts on the track at the same time is not to exceed 5 on a practice day and 32 on a race event day.
- (v) The facility must not be operated during full track closure motor racing events on the Mount Panorama Racing Circuit, when the Motor Cross track is in use or when there are partial track closures for motor sport events on the Mount Panorama Racing Circuit;
- (vi) The applicant is to submit to Council for endorsement a landscape plan that includes trees to replace those being removed at a ratio of 2:1; and

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

(c) call a division.

Report: The Site

Council has received a Development Application (DA) for a recreation facility (go-kart track) at McPhillamy Park, Brocks Skyline, Mount Panorama, described as:

Lot: 1 DP: 634401,
Lot: 2 DP: 634401,
Lot: 1 DP: 700629,
Lot: 9 DP: 1047248,
Lot: 40 DP: 1056379,

A location plan is provided at **attachment 1**.

Existing improvements on the site include a dwelling, the “blue stone” cottage, picnic shelters, water tanks and amenities buildings. Part of the site is currently also used for camping during major events.

The proposal

The Development Application proposes a 950 metre long go-kart track and associated pit area, general parking area and competitor parking area (“paddock”).

See plan of proposed development at **attachment 2**, Statement of Environmental Effects at **attachment 3** and Acoustic Assessment at **attachment 4**.

It is anticipated that the track will be open for club members to practice 7 days a week from 9.00am to 5.00pm. It is expected that a maximum of 5 go-karts are likely to be using the track on any given practice day.

In addition to being open for daily practice sessions, the track will be used for up to 9 race event weekends (a total of 18 individual race days) per year. It is noted that the track has a maximum capacity of 32 go-karts however the average is more likely to be 15 go-karts.

A condition will be imposed to prohibit the use of the facility during full track closure motor racing events on the Mount Panorama Racing Circuit. The Mount Panorama Motor Racing Act 1989 permits a maximum of five such events in a calendar year.

The existing dwelling on the subject site falls within the area being leased by the Bathurst Kart Club. This Development Application does not include any works to the dwelling or any change of use it. The blue stone cottage adjacent to the subject site is not within the proposed lease area and will therefore not be affected by the proposed development.

Planning Context

Bathurst Regional Local Environmental Plan 2014

The subject site is zoned SP3 Tourist and RU2 Rural Landscape (Lot 1, DP 700629 only) under the provisions of the *Bathurst Regional Local Environmental Plan 2014*.

The proposal is defined as a recreation facility (outdoor), the definition of which is:

“...a building or place (other than a recreation area) used predominantly for outdoor recreation, whether or not operated for the purposes of gain, including a golf course, golf driving range, mini-golf centre, tennis court, paint-ball centre, lawn bowling green, outdoor swimming pool, equestrian centre, skate board ramp, go-kart track, rifle range, water-ski

centre or any other building or place of a like character used for outdoor recreation (including any ancillary buildings), but does not include an entertainment facility or a recreation facility (major)".

A recreation facility (outdoor) is permissible with consent in the SP3 Tourist and RU2 Rural Landscape zone.

The objectives of the SP3 Tourist zone are:

- *To provide for a variety of tourist-oriented development and related uses.*
- *To encourage and promote the development of Mount Panorama as a regional recreation and tourist facility and as an international motor racing circuit.*
- *To provide regional open space, tourism and recreation opportunities within the city of Bathurst.*
- *To enable development that is complementary to or for the purpose of motor racing and associated activities, sports or recreation.*
- *To encourage development that is sympathetic to the environmental characteristics of the land, particularly the scenic value of the locality.*

The objectives of the RU2 Rural Landscape zone are:

- *To encourage sustainable primary industry production by maintaining and enhancing the natural resource base.*
- *To maintain the rural landscape character of the land.*
- *To provide for a range of compatible land uses, including extensive agriculture.*
- *To encourage development that enhances Mount Panorama as an international motor racing circuit.*

The proposed development is consistent with the objectives of the SP3 Tourist zone and the RU2 Rural Landscape zone.

Bathurst Region Development Control Plan 2014

Chapter 2 Exhibition and Notification of Development Applications

The Development Application was notified to 41 property owners who reside on or own land in the immediate vicinity of Mount Panorama (including property owners adjacent to the site on Hen & Chicken Lane). The Development Application was notified from 12 June 2015 to 22 June 2015.

During the notification period a total of four (4) submissions were received.

A Discussion Forum was held at Council's Policy Committee Meeting on 5 August 2015.

A further submission was received from Mr Swan after the Discussion Forum.

Chapter 10 Urban Design & Heritage Conservation

Mount Panorama (Wahluu) is a known site of Aboriginal cultural heritage value. Advice received from Council's consultants completing the LGA wide Aboriginal Heritage Study suggests that this part of the Mount Panorama precinct would be unlikely to reveal archaeological relics. Notwithstanding that the Study has not yet been finalised, Council sought the advice of the consultants specifically in relation to this Development Application.

Given the advice of Council's consultants and the highly disturbed nature of the site a foot

survey of the site was not warranted.

It should be noted that the Development Application was notified to the Bathurst Local Aboriginal Land Council (as custodians of the land immediately adjoining the development site) and no comments were received.

The blue stone cottage adjacent to the subject site is listed as a Heritage Item under the Bathurst Regional Local Environmental Plan 2014. The cottage is not within the proposed lease area and will therefore not be affected by the proposed development.

Chapter 11 Outdoor Lighting

The proposed go-kart track will not operate after dark however it is likely that outdoor lighting will be installed for safety and security purposes. A condition will be imposed to ensure that any lighting installed complies with AS4282 "Control of the Obtrusive Effects of Outdoor Lighting".

Chapter 12 Signage and Colour Schemes

No details of advertising signage have been submitted with the Development Application. A condition will be imposed to ensure that a further Development Application is lodged for any advertising signage not exempt under the Bathurst Regional Local Environmental Plan 2014.

Chapter 13 Landscaping and Greening

The Mount Panorama precinct includes significant areas of Box Gum Woodland which is identified as a threatened ecological community.

A Vegetation Assessment has been submitted with the Development Application (see **attachment 5**). The Vegetation Assessment identifies the vegetation to be removed to make way for the proposed development and considers the impact that removal will have on the Box-Gum Woodland identified in the area. The Vegetation Assessment concludes that:

No threatened or endangered flora or fauna are expected to inhabit the development area due to historical disturbance activities resulting in poor habitat. The development will not impact on threatened or endangered species. The development will slightly reduce the size of the Box-Gum Woodland found in the locality. The decrease in size is not expected to impact on the community in the locality. Plantings of native species endemic to the area in other locations of the site will off-set those trees proposed to be removed.

The Vegetation Assessment makes the following recommendations:

Native species endemic to the locality should be planted as off-sets to the tree removal. Off-set planting is recommended to occur at a minimum ratio of 1 native tree removed to 2 trees/shrubs planted.

A condition will be imposed to require the submission of a detailed landscape plan prior to the issue of any Construction Certificates for works on the site. This landscape plan will need to incorporate the above off-set recommendation.

Chapter 14 Parking

Plans for the proposed development indicate designated public car parking and spectator

car parking areas. Council's DCP does not specify a rate of car parking provision for outdoor recreation facilities. The areas proposed are considered to be appropriately sized and located for the proposed use.

Chapter 15 Crime Prevention

The Development Application was referred to NSW Police for evaluation under the Crime Prevention Through Environmental Design (CEPTED) protocol. NSW Police have confirmed in writing that they consider the proposed development to be "low crime risk". NSW Police have made recommendations for crime prevention measures on the site and these recommendations have been forwarded to the applicant for their consideration.

General Assessment

Noise

It is noted that the applicant has submitted an amended Acoustic Assessment and amended plans indicating barriers at various locations around the proposed track. These barriers will be at least 600mm high and will be either tyre stacks or earth mounds. Calculated noise levels at the nominated receptors have been adjusted to accommodate the proposed barriers.

A total of 18 residential receptors have been identified in the vicinity of the development site. The table below lists these residences and their approximate distance from the development site.

Address	Approximate distance from proposed track
212 Mountain Straight	1400m
196 Mountain Straight	1200m
190 Mountain Straight	1200m
224 Mountain Straight	1100m
179 Mountain Straight	700m
163 Mountain Straight	1000m
447 Conrod Straight	800m
441 Conrod Straight	800m
457 Conrod Straight	850m
451 Conrod Straight	900m
453 Conrod Straight	750m
435 Conrod Straight	700m
448 Conrod Straight	950m
417 Conrod Straight	700m
428 Conrod Straight	1000m
404 Conrod Straight	850m
402 Conrod Straight	900m
280 Hen & Chicken Road	2850m

For the purposes of considering the impact of noise, use of the proposed go-kart track has been divided into two categories:

- Daily practice (7 days a week between the hours of 9.00am and 5.00pm); and
- Race Events (estimated to be 9 weekends or 18 individual race days annually).

Background Noise Level

Background noise was logged for a period of 7 days at two separate locations – 402 Conrod

Straight and at 280 Hen & Chicken Lane. 402 Conrod Straight is approximately 900 metres from the proposed track and 280 Hen & Chicken Lane is approximately 2850 metres from the proposed track. These locations are considered representative of others in the locality and have been used as a basis for assessment as the existing background noise level is unlikely to be different at different locations.

The Industrial Noise Policy intrusiveness criterion states that for a source to generally be considered acceptable the Leq noise level from the activity should be no more than 5dBA above the background noise level (RBL) measured in the area.

The following table outlines the background noise levels established and the corresponding intrusiveness criteria.

Location	Rating Background Level (RBL)	Intrusiveness Criteria (background + 5dBA)
402 Conrod Straight	31dBA	36dBA
280 Hen & Chicken Lane	30dBA	35dBA

The intrusive criteria of 36 dBA has been adopted for all residential properties with the exception of 280 Hen and Chicken Lane where 35 dBA has been adopted.

Daily practice

It is anticipated that the maximum number of go-karts simultaneously using the track during a practice day would be 5 go-karts. The average is anticipated to be 3 go-karts.

The calculated noise levels for 5 go-karts are outlined in column 3 of the table below. Column 6 indicates the exceedance above the established Intrusiveness Criteria (background +5dBA).

Daily practice – L _{Aeq(7am-6pm)} – 5 go-karts operating for a total of 40mins each in the day					
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Receptor Number	Address	Calculated Leq (7am-6pm) dBA	Background (RBL) dBA	Exceedance above Background Noise dBA	Exceedance above Intrusiveness Criteria (background +5dBA) dBA
1	212 Mountain Straight	9	31	0	0
2	196 Mountain Straight	11	31	0	0
3	190 Mountain Straight	16	31	0	0
4	224 Mountain Straight	14	31	0	0
5	179 Mountain Straight	23	31	0	0
6	163 Mountain Straight	22	31	0	0
7	447 Conrod Straight	22	31	0	0
8	441 Conrod Straight	22	31	0	0
9	457 Conrod Straight	15	31	0	0
10	451 Conrod Straight	15	31	0	0
11	453 Conrod Straight	18	31	0	0

12	435 Conrod Straight	20	31	0	0
13	448 Conrod Straight	18	31	0	0
14	417 Conrod Straight	22	31	0	0
15	428 Conrod Straight	28	31	0	0
16	404 Conrod Straight	30	31	0	0
17	402 Conrod Straight	29	31	0	0
18	280 Hen & Chicken Road	23	30	0	0

The above table demonstrates that during daily practice when a maximum of 5 go-karts are operating for a total of 40mins each and averaged over the entire daytime period, all 18 receptors comply with the typical background +5dBA criterion. Noise impact to all 18 receptors is predicted to be below the existing background noise level.

Race Events

It is anticipated that the maximum number of go-karts simultaneously using the track during a race day would be 32 go-karts. The average is anticipated to be 15 go-karts.

The calculated noise levels for the average 15 go-karts scenario are outlined in column 3 of the table below. Column 6 indicates the exceedance above the established Intrusiveness Criteria (background +5dBA).

Race Events – $L_{Aeq(1hr)}$ – 15 go-karts operating simultaneously for 40mins of the hour					
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Receptor Number	Address	Calculated Leq (7am-6pm) dBA	Background (RBL) dBA	Exceedance above Background Noise dBA	Exceedance above Intrusiveness Criteria (background +5dBA) dBA
1	212 Mountain Straight	15	31	0	0
2	196 Mountain Straight	17	31	0	0
3	190 Mountain Straight	22	31	0	0
4	224 Mountain Straight	21	31	0	0
5	179 Mountain Straight	29	31	0	0
6	163 Mountain Straight	28	31	0	0
7	447 Conrod Straight	28	31	0	0
8	441 Conrod Straight	28	31	0	0
9	457 Conrod Straight	21	31	0	0
10	451 Conrod Straight	21	31	0	0
11	453 Conrod Straight	25	31	0	0
12	435 Conrod Straight	26	31	0	0
13	448 Conrod Straight	24	31	0	0
14	417 Conrod Straight	28	31	0	0
15	428 Conrod Straight	34	31	3	0
16	404 Conrod Straight	36	31	5	0
17	402 Conrod Straight	35	31	4	0

18	280 Hen & Chicken Road	29	30	0	0
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The above table demonstrates that:

- During race events when an average of 15 go-karts are operating simultaneously for 40mins each and assessed over a single hour, all 18 receptors comply with the typical background +5dBA intrusiveness criteria.
- During race events when a maximum of 15 go-karts are operating simultaneously between 9am and 5pm for 40mins each hour and averaged over the entire daytime period, all 18 receptors comply with the typical background +5dBA intrusiveness criteria.

The calculated noise levels for the maximum 32 go-karts scenario are outlined in column 3 of the table below. Column 6 indicates the exceedance above the established Intrusiveness Criteria (background +5dBA).

Race Events – $L_{Aeq(1hr)}$ – 32 go-karts operating simultaneously for 40mins of the hour					
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Receptor Number	Address	Calculated Leq (7am-6pm) dBA	Background (RBL) dBA	Exceedance above Background Noise dBA	Exceedance above Intrusiveness Criteria (background +5dBA) dBA
1	212 Mountain Straight	18	31	0	0
2	196 Mountain Straight	20	31	0	0
3	190 Mountain Straight	25	31	0	0
4	224 Mountain Straight	24	31	0	0
5	179 Mountain Straight	32	31	1	0
6	163 Mountain Straight	31	31	0	0
7	447 Conrod Straight	31	31	0	0
8	441 Conrod Straight	31	31	0	0
9	457 Conrod Straight	25	31	0	0
10	451 Conrod Straight	24	31	0	0
11	453 Conrod Straight	28	31	0	0
12	435 Conrod Straight	29	31	0	0
13	448 Conrod Straight	27	31	0	0
14	417 Conrod Straight	31	31	0	0
15	428 Conrod Straight	37	31	6	1
16	404 Conrod Straight	39	31	8	3
17	402 Conrod Straight	38	31	7	2
18	280 Hen & Chicken Road	32	30	2	0

The above table demonstrates that during race events when a maximum of 32 go-karts are operating simultaneously for 40mins each and assessed over a single hour, 15 receptors comply with the typical background +5dBA intrusiveness criteria and 3 receptors (428 Conrod Straight, 404 Conrod Straight & 402 Conrod Straight) are in exceedance with a maximum of 3dBA over the background +5dBA intrusiveness criteria at 404 Conrod

Straight.

It should be noted that 32 go-karts is the maximum track capacity. It is not an average and it would not be a regular occurrence. This number would only be reached occasionally when, for example, State or National Title events are held. The maximum number would not be reached in every race at such an event. In many cases a race with that many competitors would be split into two to improve safety and give more track space.

An approach to noise management suggested in the EPA Noise Guide for Local Government as a way of managing offensive noise issues where the noise level from an individual event exceeds the standard background + 5dB criterion is to apply an annual events ratio, that is, a reduction factor to the allowable number of events that increases as the exceedance over background increases. In principle, the higher the noise levels, the lower the allowable number of events. Using this approach to noise (the EPA Noise Guide) the annual event days would be limited to 25 per calendar year. It is considered appropriate to limit the number of race events to 18 per calendar year as this is the maximum number nominated by the applicant.

Cumulative Noise Impact

The Mount Panorama Motor Racing Act 1989 permits a maximum of five full track closure motor racing events in a calendar year. There is no limitation on the number of partial track closures for motorsport events in a calendar year.

Other motorsport activities undertaken on Mount Panorama include:

- Motor Cross Track (e.g. Panorama Motorcycle Club) – generally 8 individual days annually.
- Partial Track Closures (e.g. Bathurst Light Car Club – Hillclimb/Descent) – generally 9 individual days annually.
- Full Track Closures (e.g. Bathurst 12 Hour, Bathurst Motor Festival, Bathurst 1000) – generally 11 individual days annually.

Due to the potential for cumulative noise from multiple events a condition will be imposed to prohibit the use of the go-kart track during full track closure motor racing events on the Mount Panorama Racing Circuit, when the Motor Cross track is in use or when there are partial track closures for motor sport events on the Mount Panorama Racing Circuit.

These other motorsport activities undertaken on Mount Panorama operate largely without any form of noise regulation.

Submissions

The Development Application was notified to 41 property owners who reside on or own land in the immediate vicinity of Mount Panorama (including property owners adjacent to the site on Hen & Chicken Lane). The Development Application was notified between 12 June 2015 and 22 June 2015. During the notification period a total of four (4) submissions were received. A Discussion Forum was held at Council's Policy Committee Meeting on 5 August 2015.

A further submission was received from Mr Swan after the Discussion Forum.

The table below summarises the issues raised in the submissions.

Name	Issues
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Mr J N Swan (Mount Panorama Residents Committee)	<ul style="list-style-type: none"> - Accuracy of noise tests and discrepancy between PKA results and Wilkinson Murray results. - The PKA report fails to consider cumulative noise burden of go-kart track and other motorsport events on Mount Panorama. - Lack of consultation with affected landowners.
Mr M Cordato & Ms C Goldsworthy	<ul style="list-style-type: none"> - Cumulative noise burden of go-kart track and other motorsport events on Mount Panorama. - Discrepancy between hours of operation in documents and in Acoustic Assessment. - The Acoustic Assessment fails to account for tonality and impulsiveness. - Other motor sport activities on Mount Panorama have not been accounted for. - Health and safety of residents and public cannot be evaluated based on information available.
Mr D Dickenson	<ul style="list-style-type: none"> - Benefit of proposed track is overstated given that it is only available to club members. - Definition and permissibility of proposal. - Noise output has been modelled using unqualified input. - Potential for noise modelling to be wrong. - Solutions such as reducing the number of events and introducing noise barriers.
Mr K & Mrs C Burgess	<ul style="list-style-type: none"> - Noise impact.
Mr J N Swan (subsequent submission)	<ul style="list-style-type: none"> - The Acoustic Assessment is questionable as there has not been a 50% reduction in noise from go-karts. - The Acoustic Assessment fails to examine the total cumulative noise levels from other motor sport events at Mount Panorama. - An independent acoustic assessment needs to be undertaken.

See submissions at **attachment 6**.

The issues raised in relation to noise have been addressed earlier in this report. An acoustic assessment has been lodged with the application. The assessment has been reviewed by staff. It indicates that the development meets the intrusive criteria in all respects except for 3 receptors on race days only (when 32 go-karts are racing). Whilst it is unlikely that each race will include 32 go-karts, the EPA Noise Guide for Local Government suggests offsetting the exceedance by limiting the number of race day events. This has been recommended.

In terms of concerns over a lack of consultation, the application has been referred to 41 property owners who reside on or own land in the immediate vicinity of Mount Panorama, including property owners adjacent to the site on Hen & Chicken Lane.

Conclusion

Council has received a Development Application (DA) for a recreation facility (go-kart track) at McPhillamy Park, Brocks Skyline, Mount Panorama. The Development Application proposes a 950 metre long go-kart track and associated pit area, general parking area and competitor parking area ("paddock"). The subject site is zoned SP3 Tourist and RU2 Rural Landscape (Lot 1, DP 700629 only) under the provisions of the *Bathurst Regional Local Environmental Plan 2014*. The proposal is defined as a recreation facility (outdoor). A *recreation facility (outdoor)* is permissible with consent in the SP3 Tourist and RU2 Rural Landscape zone. Development Application was notified and a total of four (4) submissions were received. The Acoustic Assessment submitted with the application concludes that during race events when a maximum of 32 go-karts are operating 15 receptors comply with the typical background +5dBA intrusiveness criteria and 3 receptors (428 Conrod Straight, 404 Conrod Straight & 402 Conrod Straight) are in exceedance with a maximum of 3dBA over the background +5dBA intrusiveness criteria at 404 Conrod Straight. The exceedance

is offset by limiting the number of individual race day events as suggested in the EPA Noise Guide for Local Government. No exceedances will occur during daily practice sessions where a maximum of 5 go-karts are on the track at any one time.

The application is therefore recommended for approval.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

21 Item 3 DEVELOPMENT APPLICATION NO. 2015/0196 – RECREATION FACILITY (GO-KART TRACK) AT MCPHILLAMY PARK, BROCKS SKYLINE, MOUNT PANORAMA. APPLICANT: BATHURST KART CLUB. OWNER: BATHURST REGIONAL COUNCIL (DA/2015/0196)

MOVED: Cr B Bourke SECONDED: Cr J Jennings

RESOLVED: That Council:

- (a) as the consent authority, grant consent pursuant to section 80 of the Environmental Planning and Assessment Act 1979 to Development Application No. 2015/0196, subject to conditions able to be imposed pursuant to Section 80(A) of the Environmental Planning and Assessment Act 1979, as amended and including conditions to the effect that:

- (i) Noise levels from the operation of the go-kart track are to comply with the following noise criteria:

- a. The maximum noise levels during race event days are to be as follows:

Address	Maximum dBA ($L_{Aeq(1hr)}$)
404 Conrod Straight	39
402 Conrod Straight	38
428 Conrod Straight	37
280 Hen & Chicken Lane	35
All other Residential properties	36

- b. The maximum noise levels at all other times (i.e. practice days) are to be as follows:

Address	Maximum dBA ($L_{Aeq(1hr)}$)
All residential properties	36
280 Hen & Chicken Lane	35

- (ii) No more than 18 individual race days are to be held in a calendar year;
- (iii) Within three months of the facility becoming operational noise measurements are to be taken on a race day at the nearest affected residences and the results submitted to Council;
- (iv) The number of go-karts on the track at the same time is not to exceed 5 on a practice day and 32 on a race event day.
- (v) The facility must not be operated during full track closure motor racing events on the Mount Panorama Racing Circuit, when the Motor Cross track is in use or when there are partial track closures for motor sport events on the Mount Panorama Racing Circuit;
- (vi) The applicant is to submit to Council for endorsement a landscape plan that includes trees to replace those being removed at a ratio of 2:1; and
- (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 B Bourke, Cr G Hanger, Cr J Jennings, Cr M Morse, Cr I North, Cr G Rush, Cr G Westman,

Against the motion - Nil

Absent - Cr M Coote,

Abstain - Nil

4 DRAFT BATHURST REGIONAL LOCAL ENVIRONMENTAL PLAN 2014 - AMENDMENT NO 2 (20.00280)

Recommendation: That Council:

- (a) reclassify Lot 7 DP 263393, 67 Woodside Drive, Mount Rankin from Community to Operational;
- (b) forward the Bathurst Regional LEP 2014 – Amendment No 2 – Woodside Drive Reclassification Planning Proposal to the NSW Department of Planning and Environment for gazettal;
- (c) note that a further report will be submitted to Council should the land be proposed for sale or long term lease;
- (d) notify those who made submissions or attended the Public Hearing of its decision; and
- (e) call a division.

Report: Background

The land at 67 Woodside Drive, Mount Rankin is approximately 2.2 hectares and is generally rectangular in shape. A location plan is provided at **attachment 1**. The land is located approximately 8km north west of the Bathurst CBD. The lot was created in 1982 as a public reserve for the residents of the Woodside Drive area and dedicated to the former Evans Shire Council in December 1982 as part of a rural residential subdivision.

The land has a tributary of Kelloshiel Creek located on the northern boundary. As part of a broader study, Council undertook a biodiversity assessment of the lot in 2012, and at that time it was assessed as having a poor condition and poor conservation rating. The land currently has a number of weed species located on the land and has not been used for recreation purposes as was originally intended. A neighbouring landowner is currently cropping part of the land without a formal lease with Council.

Council does not hold any leases over the property. Council's Asset Management System - Recreation (Plan of Management) identifies a number of public reserves within the Bathurst Regional LGA, including the subject land. The Asset Management System sets out the maintenance level of service of the reserve.

Council at its Policy Committee held 18 February 2015 resolved to:

- (a) prepare a Planning Proposal in accordance with the NSW Department of Planning and Environment Guidelines to reclassify Lot 7 DP 263393, 67 Woodside Drive, Mount Rankin from Community to Operational;*
- (b) forward the Planning Proposal to the NSW Department of Planning and Environment requesting a Gateway Determination; and*
- (c) accept any delegations from the Department of Planning and Environment in relation to this Planning Proposal.*

The Woodside Drive Reclassification Planning Proposal involves an amendment to the Bathurst Regional Local Environmental Plan 2014, to:

- (a) Reclassify the land from Community to Operational (pursuant to Clauses 27 & 28 of the Local Government Act 1993); and
- (b) Remove the Public Reserve Status (pursuant to Clause 30 of the Local Government Act 1993).

This is to be achieved by:

- (a) Amending Bathurst Regional Local Environmental Plan 2014 to include Lot 7 DP 263393 in the table under Part 2 of Schedule 4 of the Bathurst Regional LEP 2014.

If the land is sold by Council, a dwelling would be permissible on the land with consent.

Public Exhibition

The Planning Proposal was publicly exhibited for the period 20 April 2015 to 19 May 2015. Two submissions were received during the exhibition period.

Public Hearing

As required by Section 29 of the Local Government Act 1993, a Public Hearing was held on 16 June 2015. Ten members of the public attended the hearing. A copy of the submissions and the public hearing report, prepared from the independent chair of the Public Hearing are at **attachment 2**.

Matters raised in Submissions or at the Public Hearing

Attachment 3 to this report summarises the public submissions received and those matters raised at the public hearing and the recommended planning response/comment. Council staff do not recommend any alterations to the draft Plan as exhibited in response to the submissions received for those reasons outlined in the planning response/comment at **attachment 3**.

The findings of the Public Hearing indicated that those who attended sought the retention of the land by Council and its continued use for public purposes rather than the sale of the land that could result if its reclassification proceeds.

Planning Proposal for Council adoption

The matters raised in the submissions received during public exhibition or representations at the public hearing do not warrant the Planning Proposal to be discontinued. It is important to note that the reclassification of the land from Community to Operational does not compel Council to sell the land, and provides Council with further flexibility in entering into lease arrangements and sale of the land at a future date if it is deemed appropriate.

It is therefore recommended that Council proceed with the reclassification of the land from Community to Operational.

As a result of the representations made by the community, Council has two alternative options available to it following the reclassification of the land.

Option 1:

Sell the land on the open market following the reclassification of the land, or lease the land, or part thereof, for agricultural purposes. A decision to sell or lease the land would be the

subject of a further report to Council.

OR

Option 2:

Retain the land as public open space dependent on negotiations with Council and the local residents and/or interested community groups.

It should be noted that if Council were to maintain the land as public open space a budget should be allocated in future Management Plans to fund maintenance and improvements on the land.

Conclusion

Council commenced a planning proposal to reclassify the land, Lot 7 DP 263393, from Community to Operational pursuant to the Local Government Act. Council placed the proposal on public exhibition and held a public hearing. A number of representations were made.

The clear message that was contained in the submissions received and the representations made at the public hearing was that the land should be retained in public ownership. Notwithstanding, the matters raised do not warrant the Planning Proposal to be discontinued. The reclassification of the land from Community to Operational does not compel Council to sell the land. The land can be retained in public ownership despite the reclassification. It's reclassification to operational land will, however, provide Council with flexibility in entering into lease arrangements or proceed to the sale of the land at a future date if it is deemed appropriate. In this regard it is proposed that a further report would be submitted to Council.

Financial Implications: Council is not currently funding the maintenance or improvement of the land under its management plan. The reclassification of the land will not change the current financial status quo. The reclassification would however offer Council an opportunity to sell or lease the land into the future.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.8
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.2, 30.3, 30.7

MINUTE

22 Item 4 DRAFT BATHURST REGIONAL LOCAL ENVIRONMENTAL PLAN 2014 - AMENDMENT NO 2 (20.00280)

MOVED: Cr I North SECONDED: Cr J Jennings

RESOLVED: That Council:

- (a) reclassify Lot 7 DP 263393, 67 Woodside Drive, Mount Rankin from Community to Operational;
- (b) forward the Bathurst Regional LEP 2014 – Amendment No 2 – Woodside Drive Reclassification Planning Proposal to the NSW Department of Planning and Environment for gazettal;
- (c) note that a further report will be submitted to Council should the land be proposed for sale or long term lease;
- (d) notify those who made submissions or attended the Public Hearing of its decision; and
- (e) call a division.

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

The result of the division was:

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

Against the motion - Nil

Absent - Cr M Coote,

Abstain - Nil

5 BATHURST REGIONAL LEP 2014 AMENDMENT NO 6 – WINDRADYNE & LLANARTH OPEN SPACE ADJUSTMENT (20.00292)

Recommendation: That Council:

- (a) prepare a Planning Proposal in accordance with the NSW Department of Planning and Environment Guidelines to amend the R1 General Residential and RE1 Local Recreation zone boundary adjacent to Sawpit Creek in Windradyne and Llanarth;
- (b) forward the Planning Proposal to the NSW Department of Planning and Environment requesting a Gateway Determination;
- (c) accept any delegations from the Department of Planning and Environment in relation to this Planning Proposal; and
- (d) call a division.

Report: Council has received two requests to consider an alteration to the Bathurst Regional Local Environmental Plan with respect to the R1 General Residential and RE1 Local Recreation zone interface in Windradyne and Llanarth. A location plan is included at **attachment 1**.

Site 1 – Lot 11 DP 778516, Ophir Road, Llanarth

Council has previously issued development consent for a residential subdivision comprising 18 residential lots and 2 open space lots. The approval retained two existing dwellings on two of the 18 proposed residential lots despite those lots being zoned recreation. Thus that part of the open space land would not have been dedicated to Council.

Council has received a request from the current landowner for it to consider an amended lot layout to cater for a multi-unit development on proposed lot 16. The amended lot layout is predicated on the need for a RE1/R1 zone boundary alteration. It is proposed to rezone an area on the southern boundary from RE1 Local Recreation to R1 General Residential and rezone land at the north of the site from R1 to RE1. Currently approximately 9240 sqm is zoned RE1, and following the proposed rezoning approximately 9623 sqm will be zoned RE1. This will result in an overall increase of 383 sqm of recreation land. See **attachment 2**.

The existing two houses will remain on the land zoned recreation however the development now proposes to demolish the two existing houses and dedicate the land to Council.

In this circumstance, ie the overall gain of recreation land, the demolition of the two dwellings in the open space, and the maintenance of an appropriate buffer to Sawpit Creek, the planning proposal should be supported.

Site 2 – Lot 138 DP 1123180, Governors Parade, Windradyne

It should be noted that Bathurst Regional Council is the owner of this particular lot.

Council's Windradyne 1001 subdivision is currently being designed. The final design has responded to the features of the land and has resulted in a number of proposed lots being located partially within the RE1 Local Recreation zone, and two lots wholly within the RE1 zone. It is proposed to rezone an area of approximately 0.68 hectares on the western boundary from RE1 Local Recreation to R1 General Residential. It is also proposed to

rezone approximately 4 hectares from R1 General Residential to RE1 Local Recreation. This will result in an overall increase of approximately 3.32 hectares of Recreation land. See **attachment 3**. A 50 metre buffer will be retained to the adjoining rural zoned land to the west.

In this circumstance, ie the overall gain of recreation land, the planning proposal should be supported.

Conclusion

Council has received two separate requests to consider altering the R1 General Residential and RE1 Local Recreation zone interface in Windradyne and Llanarth. The proposed amendment results in an overall increase of approximately 4 hectares of RE1 Local Recreation zoned land. It is considered that in this circumstance that the request to amend the LEP should be supported.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 9: To protect and enhance the region's landscapes, views, vistas, open spaces and the Macquarie River. Strategy 9.6
- Objective 10: To protect and enhance the region's biodiversity. Strategy 10.1
- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.1

MINUTE

23 Item 5 BATHURST REGIONAL LEP 2014 AMENDMENT NO 6 – WINDRADYNE & LLANARTH OPEN SPACE ADJUSTMENT (20.00292)

MOVED: Cr G Westman SECONDED: Cr W Aubin

RESOLVED: That Council:

- (a) prepare a Planning Proposal in accordance with the NSW Department of Planning and Environment Guidelines to amend the R1 General Residential and RE1 Local Recreation zone boundary adjacent to Sawpit Creek in Windradyne and Llanarth;
- (b) forward the Planning Proposal to the NSW Department of Planning and Environment requesting a Gateway Determination;
- (c) accept any delegations from the Department of Planning and Environment in relation to this Planning Proposal; and
- (d) call a division.

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

The result of the division was:

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

Against the motion - Nil

Absent - Cr M Coote,

Abstain - Nil

6 BATHURST REGIONAL LEP 2014 AMENDMENT NO 7 – LOT 182, DP 1013217, SYDNEY ROAD, KELSO (20.00293)

Recommendation: That Council:

- (a) not support the application to rezone Lot 182, DP 1013217 Sydney Road, Kelso from RU1 Primary Production to R1 General Residential;
- (b) advise the applicant of its decision; and
- (c) call a division.

Report: Council has recently received a Planning Proposal to rezone Lot 182, DP 1013217, Sydney Road Kelso. A map of the subject land is provided at **attachment 1**.

The landowner has requested to rezone the subject land from RU1 Primary Production to R1 General Residential. A copy of the Planning Proposal is at **attachment 2**.

Site description

The site is generally rectangular in shape and has an area of approximately 31 hectares and fronts Sydney Road. The site has a slope of approximately 8 degrees downslope from the northern boundary and is generally south facing. The site slopes into a tributary of Raglan Creek and has been used for grazing activities for a number of decades. The majority of the site is above the 708m contour.

In considering whether Council should support the request, some preliminary investigations have been undertaken, particularly relating to sewer and water serviceability and traffic management. Investigations relating to consistency with Council's strategic documents, namely the Bathurst Region Urban Strategy, Housing Strategy and other relevant planning studies have also been undertaken. Each of the issues have been addressed below.

Planning considerations:

Bathurst City Housing Strategy 2001

The Bathurst City Housing Strategy 2001 identified the subject land as being suitable for development up to the 708m contour with adequate water pressure. The subject land, at the time of the report, was prioritised equal third. It should be noted that:

- a) the project identified as priority one (Mount Stewart, West of Windradyne) has not been rezoned,
- b) the project identified as equal priority two (Area surrounding Eglinton Village) was rezoned in 2011 and its development is currently underway. It should be noted that the area rezoned in 2011 is less than that identified in the 2001 Housing Strategy, and
- c) the project identified as equal priority two (Area east of Kelso up to 708m contour) was rezoned in 2014 as part of the Bathurst Regional LEP 2014. It should also be noted that with the proposed Kelso reservoir (off Limekilns Road), land up to the 730m contour was zoned.

It should also be noted that the projects identified as priority three or four have not been commenced for rezoning for residential purposes at this point in time. The land west of Corporation Avenue (equal priority 4) was rezoned as part of the Bathurst Regional LEP 2014 for the expansion of the Service Trade Centre, not for residential purposes.

The subject land was identified in the 2001 Housing Strategy as being suitable for residential development, albeit only up to the 708m contour. The development of the city and the demand for further residential land has meant that the land has not been rezoned to date. Council has identified the need to review its Housing Strategy, and a discussion on this review is located below in this report.

It should be noted that the 2001 Housing Strategy precedes the Bathurst Vegetation Management Plan (2004), the Bathurst Region Urban Strategy (2007) and the Bathurst 2036 Community Strategic Plan, which identified the importance of protecting the City's gateway entrances. The later Urban Strategy identified that the gateways to the City were worthy of protection and therefore despite the earlier Housing Strategy 2001 recommendations, did not recommend the site as being suitable for urban expansion.

Bathurst Vegetation Management Plan 2004

The Vegetation Management Plan (VMP) describes that Bathurst has a distinctly rural identity, characterised by the surrounding rural landscape, the rural backdrop of the City when viewed from many of the streets, its valley setting, the floodplain and the visible ranges on the eastern horizon. The gateways need to reflect this identity.

Section 11 – Gateways of the VMP contains a number of objectives. Objective 4 reads “**To create a significant eastern gateway into Bathurst that enhances the rural vistas, provides unity amongst many discordant visual effects and reflects the heritage values of the City.**”

The rezoning of the land would be contrary to achieving this objective, particularly the loss of the rural vista from Sydney Road.

Bathurst Region Urban Strategy 2007

The Urban Strategy does not identify the subject land for future urban development or residential expansion. Investigations undertaken for the Urban Strategy excluded the subject land from urban development for the following key reasons:

1. The land has high scenic value to the entrance of the City;
2. The land has south facing slopes, generally unsuited to sustainable housing developments;
3. The land cannot, at this time, be adequately serviced with reticulated water;
4. Council is concerned that there may be insufficient capacity to service the subject land with reticulated sewer;
5. The land adjacent to the subject land is identified by the Urban Strategy for future service business development including a freight terminal, previously approved by the Department.

The Urban Strategy has been adopted by Council and endorsed by the Department of Planning. An LEP should be consistent with the endorsed strategic local landuse strategy of a Council.

Bathurst Community Strategic Plan 2036

The Bathurst 2036 Community Strategic Plan identifies several strategies to minimise urban sprawl within the Bathurst Region, one being compliance with Council's Urban Strategy. The emphasis from the community is that the entrances to Bathurst are of great importance, particularly the retention of the rural vistas and the protection of the City's gateways.

Development of the land for residential purposes would be contrary to the objectives of the Bathurst 2036 CSP.

Service considerations

Water availability

Council's Engineering department have investigated whether or not the land, and the future dwellings, could be serviced using existing water infrastructure.

- Reservoir 10 – Top of Raglan hill
Can service land up to the 708m contour. The reservoir is unable to service the entire lot if it were to be rezoned to R1 General Residential. The development cannot be adequately serviced by this reservoir.
- Reservoir 11 – Behind Raglan
Can service land up to the 730m contour. The existing reservoir does not have any spare capacity to service the development. The development cannot be serviced by this reservoir.
- Proposed Kelso reservoir – off Limekilns Road
Once constructed the reservoir will service land up to approximately the 730m contour. The reservoir has been designed to service the land which was zoned as part of the 2014 LEP, which did not include the subject land. The land cannot be adequately serviced by this reservoir.

Council's Engineering Department is **not** satisfied that the development can be serviced with an appropriate water supply based on current water infrastructure.

Sewer availability

Council's Engineering Department have investigated whether or not the land, and the future dwellings, could be serviced using existing sewer infrastructure.

Investigations have shown that the subject land could be serviced by sewer, although some upgrades to existing infrastructure may be required dependant on final design.

Traffic management

The applicant has indicated that the land could be serviced by an unformed road adjacent to the eastern boundary (see **attachment 3**). The Planning Proposal has not been supported by a traffic study to determine whether this option is valid, nor has it been identified in the Planning Proposal whether the road connection has been discussed with the Roads and Maritime Services.

Council has identified this road as an alternative road to be funded through Section 94 contributions connecting to Limekilns Road in the longer term. This option has been supported by the Kelso Traffic Study, however the study was predicated on the basis of servicing the land recently zoned as part of the Bathurst Regional LEP 2014. It should be noted that the Kelso Traffic Study **did not** include the subject land in its calculations for traffic volumes or infrastructure requirements.

Other Issues

Loss of Class 1, 2 and 3 Agricultural land

The property has approximately 6.6ha of Class 2 land and approximately 25 hectares of Class 3 land. The Department of Primary Industries have previously raised concerns with the incremental loss of Class 2 & 3 agricultural land for urban purposes.

Appropriate land use buffers

In considering whether to rezone the land, Council would need to apply appropriate land use buffers to the adjoining land uses and natural features of the site. It would need to be consistent with other such restrictions placed on other residential land and would typically consist of, but not be limited to:

- a) 50 metre agricultural land use buffer to the agricultural land to the east.
- b) A major road buffer to Sydney Road. Generally this would be in the order of 40 metres at a minimum, but an appropriate buffer would need to be developed taking into consideration the Development Near Rail Corridors and Busy Roads – Interim Guideline (NSW Planning 2008).
- c) 20 metre (measured either side of the top of bank) riparian buffer for the Raglan Creek tributary.

Based on initial sketches, this would significantly limit the developable land below the 708 metre contour.

Justification for the application to rezone

The applicant cites that the rezoning of the land is warranted due to a “shortage of good quality residential land which is ready for residential construction.” The applicant also acknowledges that the request to rezone the land is not the result of any specific study or report, but relies on previous studies undertaken by Council including the Bathurst Structure Plan (1996). The applicant however has not addressed the conclusion of the Bathurst Region Urban Strategy (Council’s current endorsed local land use strategy) which does not support the rezoning of the land for urban purposes.

As Council would be aware, the Bathurst Regional LEP 2014 rezoned a large area of land, east of the existing Kelso, to cater for the continued growth of the City. It is anticipated that approximately 4500 lots will be created as a result of this rezoning. In addition, the LEP provides for the expansion of Eglinton (approximately 600 lots) and further development at Windradyne. It is considered that the amount of land zoned for residential purposes at this time is sufficient to cater for the growth of the City in the long term (10 to 20 years). No additional lands are therefore considered necessary, particularly lands not proposed for urban expansion by the Bathurst Region Urban Strategy.

Future Planning Studies

Council has identified the need to review its Housing Strategy. At this time, the review of the Housing Strategy is anticipated within the next twelve months. Given that the review of the Housing Strategy is imminent, it would seem premature to support the planning proposal to rezone the land at this time. The Housing Strategy will then inform the next review of the Urban Strategy.

The review of the Urban Strategy is anticipated to commence within the next three to five years. On this basis rezoning at this time is considered premature in terms of Council’s strategic planning responsibilities.

Information gaps & further investigations by the applicant

It should be noted that if Council chooses to support the application to rezone the land, Council officers will require additional information from the applicant prior to the preparation of a draft Plan and its public exhibition. In particular a Local Environmental Study prepared in accordance with section 57 of the *Environmental Planning and Assessment Act 1979* would be required to address issues such as, but not limited to, traffic and intersections, noise, appropriate land use buffers (including that of the Raglan Creek tributary), justification on the departure from the Bathurst Region Urban Strategy, contamination, Aboriginal and European heritage and preliminary lot and road layout. It should be noted that the LES process is similar to the process undertaken for the expansion of Eglinton.

Conclusion

Council's strategic documents and recent water investigations have demonstrated that there is no strategic basis on which to support the proposal at the present time. The rezoning of the site has not been supported by the Bathurst Region Urban Strategy (2007). The proposal, therefore, is **not** consistent with Council's endorsed local land use strategy. It is **strongly** recommended that Council **not** proceed with a planning proposal to rezone the subject land at this time.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 13: To minimise the City's environmental footprint. Strategy 13.1
- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.1, 28.9

MINUTE

24 Item 6 BATHURST REGIONAL LEP 2014 AMENDMENT NO 7 – LOT 182, DP 1013217, SYDNEY ROAD, KELSO (20.00293)

MOVED: Cr W Aubin SECONDED: Cr I North

RESOLVED: That Council:

- (a) defer consideration of the rezoning application.
- (b) refer the matter to a Working Party of Council.
- (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 G Hanger, Cr J Jennings, Cr M Morse, Cr I North, Cr G Rush,

Against the motion - Cr G Westman,

Absent - Cr M Coote,

Abstain - Nil

7 DRAFT BATHURST CBD CAR PARKING STRATEGY SUPPLEMENTARY REPORT 2015 (20.00090)

Recommendation: That Council:

- (a) adopt the Bathurst CBD Car Parking Strategy - Supplementary Report 2015 as a strategic document to inform future decisions to alter time limits in the Bathurst CBD; and
- (b) consider the inclusion of funding in the 2016/17 Management Plan for the completion of an Integrated Transport Plan for the Bathurst CBD.

Report: The Bathurst CBD Car Parking Strategy 2013 (adopted by Council on 15 May 2013) was prepared to examine the current supply of, and future demand for, car parking in the Bathurst Central Business District (CBD).

The Supplementary Report (**attachment 1**) has been prepared to re-examine the current level of usage of off-street and on-street car parking in the Bathurst CBD following the introduction of mobile parking patrols with Licence Plate Recognition (LPR) technology. Note that the Supplementary Report examines the use of the existing car parking resource. The 2013 Strategy considers the future supply.

The surveys of car parking usage undertaken for the supplementary report have identified that the LPR technology has had the following main impacts on the use of existing car parking spaces in the Bathurst CBD:

1. There has been an increase in the use of all day parking spaces or spaces with a longer time restriction.
2. There has been a corresponding decrease in the use of time restricted car parking spaces.
3. There remains a moderate to high vacancy rate for blocks with a two hour time limit on the fringes of the core CBD area.

Not surprisingly, (1) & (2) above have placed pressure on the availability of all day parking spaces within, and close to, the CBD.

The report also examined the number of and proportion of all day car parking spaces as compared to the time restricted spaces within the CBD. The report identified that whilst there has been an overall increase in the supply of car parking since 2000/01, there has been a 10% reduction in the proportion allocated to all day parking. That is, the overall proportion of all day parking to time restricted has reduced in the period 2000/01 to 2014.

Again this has placed additional pressure on the availability of all day parking spaces in the CBD.

The report identifies a number of opportunities to change time limit arrangements in relation to both existing on street parking and off-street parking in order to increase the overall proportion of all day parking and to make better utilisation of some of the restricted parking on the fringes of the CBD core. Council should take these into consideration for future decisions about parking matters.

Council's 2015/16 budget has foreshadowed an allocation towards the completion of an integrated Bathurst CBD transport Study in a future financial year. It is anticipated that a transport study would provide an integrated view of public transport, pedestrian, car parking

and traffic within the Bathurst CBD. The study may also include a recommendation on future car parking infrastructure requirements, such as a multi level car park.

In the interim, until an Integrated Transport Study is completed, it is recommended that Council:

- Use the Bathurst CBD Car Parking Strategy - Supplementary Report 2015 to guide the decisions of Council when requests are received in relation to parking matters within the study area;
- Continue to undertake car parking surveys to understand the usage and impact on car parking resources within the Bathurst CBD.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 3: To protect a vibrant CBD and support and grow retail diversity. Strategy 3.1, 3.2, 3.5
- Objective 7: To support Integrated Transport Infrastructure Development. Strategy 7.1
- Objective 24: To provide and support the provision of accessible, affordable and well planned transport systems. Strategy 24.2
- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.5
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.2

MINUTE

**25 Item 7 DRAFT BATHURST CBD CAR PARKING STRATEGY
SUPPLEMENTARY REPORT 2015 (20.00090)**

MOVED: Cr G Westman SECONDED: Cr W Aubin

RESOLVED: That Council:

- (a) adopt the Bathurst CBD Car Parking Strategy - Supplementary Report 2015 as a strategic document to inform future decisions to alter time limits in the Bathurst CBD; and
- (b) consider the inclusion of funding in the 2016/17 Management Plan for the completion of an Integrated Transport Plan for the Bathurst CBD.

8 NAMING OF ROADS – MITCHELL DRIVE, ORCHARD COURT, ORDNANCE ROAD, VILLAGE DRIVE, WIRADJURI ROAD, MINIMBAH PLACE, GURADYI DRIVE, WAHLUU PLACE, WIRRI PLACE (20.00024)

Recommendation: That Council:

- (a) note that Charles Sturt University intend to formally gazette the names of private roads at its Bathurst Campus; and
- (b) direct the Acting Director Environmental, Planning & Building Services Department to undertake procedures to have the names gazetted on behalf of Charles Sturt University.

Report: Council has received a request from Charles Sturt University (CSU) to formally gazette the names of private roads at its Bathurst Campus. The University is required to gazette its road names under the New South Wales Road Naming Policy through the relevant Local Government Authority for the area. Note however that these are **not** Council controlled roads and that this report is submitted to Council for information purposes and to respond to CSU's request that Council administer the gazettal on their behalf.

A majority of the roads at the Bathurst Campus have been named for many years, but never formally gazetted. Following the approval of the Wiradjuri Council of Elders and consultation with the Bathurst Local Aboriginal Land Council, the CSU University Council has adopted a road naming theme for its campuses using a number of Wiradjuri words. New road names follow this theme.

One existing road name - being Mitchell Drive - has special significance for the University. Mitchell College of Advanced Education was a predecessor institution to Charles Sturt University on the site. Even though the use of Mitchell duplicates other instances of Mitchell within the Bathurst LGA, the Geographical Names Board (GNB) has advised that it is acceptable. This advice included consultation between GNB and Emergency Services to gain their approval.

It should be noted that the subject roads are private roads under the care and control of the University.

A plan of the campus roads is provided at **attachment 1**.

Established/Existing Street Names

Mitchell Drive

Named after Sir Thomas Mitchell and the former Mitchell College of Advanced Education.

Orchard Court

The name acknowledges the original Orchards that formed part of the Bathurst Experimental Farm on which part of the University is located.

Ordnance Road

Ordnance Road is named after the Ordnance Depot that was located adjacent to the Experimental Farm during WWII.

Village Drive

The road leads to the student residential village on the Campus.

Wiradjuri Road

The name acknowledges the traditional custodians of the land on which the Bathurst Campus is located.

Minimbah Place

The origin of this name in the context of the Campus is unknown.

New Names

Following the approval of the Wiradjuri Council of Elders and consultation with the Bathurst Local Aboriginal Land Council, the CSU University Council has adopted the following new road names using again the theme of Wiradjuri words.

Guradyi Drive

Guradyi is the Wiradjuri word for 'medicine man' or 'doctor'. The road leads to the medical and dental clinics.

Wahluu Place

Wahluu is the Wiradjuri word for 'Mt Panorama'. The road leads to the Centre for Professional Development which has attractive vistas of Mt Panorama.

Wirri Place

Wirri is the Wiradjuri word for 'flat' or 'level'. The road leads to a sporting field.

Conclusion

The majority of road names outlined in this report already exist and are signposted. CSU is now seeking their formal gazettal. The roads do **not** come under the control of Council. Council can assist CSU with the formal gazettal process.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 24: To provide and support the provision of accessible, affordable and well planned transport systems. Strategy 24.2

MINUTE

26 Item 8 NAMING OF ROADS – MITCHELL DRIVE, ORCHARD COURT, ORDNANCE ROAD, VILLAGE DRIVE, WIRADJURI ROAD, MINIMBAH PLACE, GURADYI DRIVE, WAHLUU PLACE, WIRRI PLACE (20.00024)

MOVED: Cr I North SECONDED: Cr G Hanger

RESOLVED: That Council:

- (a) note that Charles Sturt University intend to formally gazette the names of private roads at its Bathurst Campus; and
- (b) direct the Acting Director Environmental, Planning & Building Services Department to undertake procedures to have the names gazetted on behalf of Charles Sturt University.

9 2015 BUSINESS MANAGEMENT WORKSHOPS - FEEDBACK (20.00071)

Recommendation: That the information be noted.

Report: In August 2015, the Economic Development section held Council's fourth series of Business Management Workshops. The Workshops were a great success and attracted the highest levels of attendance to date, demonstrating the ongoing popularity of Council's Workshops amongst the local business community.

Council's Business Management Workshops have developed to become key events that are now eagerly anticipated within the Bathurst business community. Council has successfully run 12 workshops across 2013-15. Collectively, more than 600 businesses have attended Council's Workshops since their inception in 2013. All workshops are presented by local experts.

The following summary of events and levels of attendance at the August 2015 Workshops is provided below.

Workshop One: Let's get lean and mean – tools to decrease costs and increase profits

Wednesday 5 August 2015, BMEC
80 attendees

Workshop Two: Time saving social networking strategies

Tuesday 11 August 2015, BMEC
90 attendees

Workshop three: The secret to getting more customers

Wednesday 19 August 2015, BMEC
75 attendees

Council has also collated feedback from the August workshops. Overall, 61% of respondents rated the Workshops as "Excellent", with the remaining respondents (39%) rating the workshops as "Very Good".

Conclusion

The August 2015 Workshops were very well received by the business community with positive feedback and the highest levels of attendance to date.

The workshops reinforce Council's status as an innovative leader in the provision of programs to assist local business growth and as a strong supporter of the Bathurst business community.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 1: To attract employment, generate investment and attract new economic development opportunities. Strategy 1.3
- Objective 5: To facilitate and foster partnerships, networks and infrastructure to support and attract knowledge, innovation and research. Strategy 5.1, 5.4, 5.6
- Objective 33: To be and develop good leaders. Strategy 33.6

MINUTE

27 Item 9 2015 BUSINESS MANAGEMENT WORKSHOPS - FEEDBACK
(20.00071)

MOVED: Cr W Aubin SECONDED: Cr I North

RESOLVED: That the information be noted.

10 2015 BATHURST JOBS EXPO UPDATE (20.00071)

Recommendation: That the information be noted.

Report: Bathurst Regional Council successfully ran the inaugural Bathurst Jobs Expo on the 25 November, 2014 at the Bathurst Memorial Entertainment Centre. The Expo was a great success, attracting approximately 350 job seekers and 24 exhibitors. Job seekers from Cowra, Lithgow, Dubbo, Blayney, Orange and Sydney also attended the event. Attendees were able to access information on more than 80 available positions in the Bathurst Region and surrounding areas.

The Bathurst Jobs Expo provides job seekers and school leavers with direct access to employment and career opportunities in the Bathurst Region and neighbouring areas. Additionally, the Jobs Expo provides a mechanism for local businesses to advertise available roles, attract candidates and find the skills that they are looking for.

Council is currently organising the 2015 Bathurst Jobs Expo to be held on 27 October 2015. With the cancellation of the Central West Careers Expo previously held in Orange, the 2015 Bathurst Jobs Expo will now become the foremost Jobs Expo event for the region and attract a larger audience. Council is also partnering with the Central Western Careers Advisors who were previously involved in organising the Central West Careers Expo.

A majority of the exhibitors from the 2014 event have once again agreed to participate, however Council expects approximately 50 exhibitors for the 2015 event.

Council has also secured the following sponsors:

Major Sponsor: TAFE Western
Support Sponsor: Skillset
Media Partner: B-Rock

Council has commenced a comprehensive marketing campaign from 7 September – 26 October across multiple media channels including TV, social media, radio and print media. Council has also partnered with local recruitment agencies to promote the event.

Conclusion

Council expects that the 2015 Bathurst Jobs Expo will attract a much larger audience due to the cancellation of the Central West Careers Expo. The Economic Development section expects approximately 50 exhibitors and has secured the Central Western Careers Advisors, TAFE Western, Skillset and B-Rock as event partners/sponsors.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

- 28 **Item 10 2015 BATHURST JOBS EXPO UPDATE (20.00071)**
MOVED: Cr G Westman SECONDED: Cr B Bourke

RESOLVED: That the information be noted.

Yours faithfully

A handwritten signature in black ink, appearing to read 'J. Bingham', with a long horizontal flourish extending to the right.

J Bingham
ACTING DIRECTOR
ENVIRONMENTAL, PLANNING & BUILDING SERVICES

DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT AND MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

16 SEPTEMBER 2015

1 STATEMENT OF INVESTMENTS (16.00001)

Recommendation: That the information be noted.

Report: \$68,300,000 was invested at 31 August 2015 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):			
Bank of Queensland	A2	\$2,500,000.00	3.12%
Bendigo and Adelaide Bank	A2	\$500,000.00	2.88%
IMB Limited	A2	\$500,000.00	2.86%
Bankwest	A1+	\$6,500,000.00	2.98%
National Australia Bank Limited	A1+	\$19,000,000.00	3.10%
Westpac Banking Corporation	A1+	\$1,000,000.00	3.70%
St George	A1+	\$500,000.00	2.96%
Maritime, Mining & Power Credit Union	ADI	\$500,000.00	2.94%
People's Choice Credit Union	ADI	\$1,000,000.00	2.86%
Railways Credit Union Limited	ADI	\$2,000,000.00	3.23%
SGE Credit Union Limited	ADI	<u>\$1,500,000.00</u>	<u>3.04%</u>
		\$35,500,000.00	3.09%
<u>Long Term > 365 Days</u>			
(comprising Commercial Bills, Term Deposits, Debentures and Bonds):			
<u>Committed Rolling Investments</u>			
Westpac	AA-	\$2,000,000.00	3.41%
Westpac	AA-	\$2,000,000.00	3.43%
Westpac	AA-	\$2,000,000.00	3.33%
National Australia Bank Limited	AA-	\$2,000,000.00	2.96%
Maritime Mining & Power Credit Union Ltd	ADI	<u>\$2,800,000.00</u>	<u>2.20%</u>
		\$10,800,000.00	3.00%
<u>Fixed, Negotiable & Tradeable Certificates of Deposits</u>			
Commonwealth Bank	AA-	<u>\$2,000,000.00</u>	<u>3.30%</u>
		\$2,000,000.00	3.30%
<u>Floating Rate Notes</u>			
Commonwealth Bank of Aust.	AA-	\$1,000,000.00	3.05%
Macquarie Bank	A	\$1,000,000.00	3.25%
Bendigo & Adelaide Bank Retail Bond	A-	\$1,000,000.00	3.34%
Bank of Queensland	A-	\$1,000,000.00	3.16%
Bank of Queensland	A-	\$2,000,000.00	3.26%
Bendigo & Adelaide Bank	A-	\$1,000,000.00	3.09%
Bank of Queensland 2	A-	\$1,000,000.00	3.22%
Credit Union Australia	BBB+	\$3,000,000.00	3.45%
Police Bank Ltd	BBB+	\$1,000,000.00	3.24%
Police Bank Ltd 2	BBB+	\$1,000,000.00	3.25%

Credit Union Australia	BBB+	\$1,000,000.00	3.35%
Newcastle Permanent	BBB+	\$1,000,000.00	3.50%
Members Equity Bank 2	BBB+	\$1,000,000.00	3.14%
Members Equity Bank	BBB	\$3,000,000.00	3.40%
Greater Building Society	BBB	<u>\$1,000,000.00</u>	<u>3.42%</u>
		\$20,000,000.00	3.36%

Total Investments **\$68,300,000.00** **3.14%**

These funds were held as follows:

Reserves Total (includes unexpended loan funds)		\$32,457,425.00
Grants held for specific purposes		\$2,494,304.00
Section 94 Funds held for specific purposes		<u>\$32,881,697.00</u>
Unrestricted Investments – All Funds		\$466,574.00
General Fund	\$466,574.00	
Water Fund	\$0.00	
Sewer Fund	\$0.00	
Waste Fund	<u>\$0.00</u>	

Total Investments **\$68,300,000.00**

Total Interest Revenue to 31 July 2015 **\$398,900.64** **3.14%**

Year to Date Averages

(as per the CBA & RBA for comparison purposes)

Reserve Bank of Australia - Cash Rate	2.00%
AFMA - 90 day Bank Bill Swap Rate (BBSW) Avg Mid	2.15%
Three Year Swap Rate - Commonwealth	2.09%
Five Year Swap Rate - Commonwealth	2.49%
Mofidied Deitz Calculation	3.26%

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.

R Roach
Responsible Accounting Officer

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

29 Item 1 STATEMENT OF INVESTMENTS (16.00001)
MOVED: Cr B Bourke SECONDED: Cr G Westman

RESOLVED: That the information be noted.

2 YEAR TO DATE MONTHLY REVIEW - 2015-2019 DELIVERY PLAN AND ANNUAL OPERATING PLAN 2015-2016 (16.00140)

Recommendation: That the information be noted.

Report: Bathurst Regional Council has in place the Bathurst 2036 Community Strategic Plan which aims to inform the community about the major directions and programs Council is undertaking in shaping the future of the Bathurst Region. These directions are summarised as objectives and strategies in Part VI of the Community Strategic Plan which was adopted by Council on 20 February 2013. The Plan is available for viewing at the council offices at 158 Russell Street or can be downloaded from the Public Documents section of Council's website, www.bathurst.nsw.gov.au. Shown at **attachment 1** is a listing of the Objectives and Strategies from the Bathurst 2036 Community Strategic Plan.

At **attachment 2** is an update of Council's progress towards achieving the Strategies and Objectives for the 2015-2019 Delivery Plan and the Annual Operating Plan 2015-2016.

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 2.

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.6
- Objective 29: To guide the construction and provision of new infrastructure/facilities and services and the management and upgrading of existing assets and service levels. Strategy 29.3
- Objective 33: To be and develop good leaders. Strategy 33.5

MINUTE

30 Item 2 YEAR TO DATE MONTHLY REVIEW - 2015-2019 DELIVERY PLAN AND ANNUAL OPERATING PLAN 2015-2016 (16.00140)

MOVED: Cr I North SECONDED: Cr G Westman

RESOLVED: That the information be noted.

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 31 August 2015.

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:	\$9,934.91
BMEC Community use:	\$4,935.45
Mount Panorama:	\$20,866.00

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

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

MOVED: Cr I North SECONDED: Cr G Hanger

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

4 POWER OF ATTORNEY (11.00007)

Recommendation: That the information be noted.

Report: That the General Manager's action in affixing the Power of Attorney to the following be noted.

- Ann Freda Glanville & Alan Robert Glanville - Part 946 Turondale Road, Duramana - Lot 1, DP225172 - Deed of Agreement
- CB & JA Frisby - Part Cnr Lagoon Road & O'Regan's Road, The Lagoon - Lot 1, DP314922, Lot 157, DP750354 - Deed of Agreement
- BR & JD Cooke - Part 230 Lagoon Road, The Lagoon - Lot 1, DP737687 - Deed of Agreement
- DJ & LG Radin - Part 301 Lagoon Road, The Lagoon - Lot 172, Lot 173, Lot 176, DP750354 - Deed of Agreement
- The Crown - Reserve Lands Roundabout - Part Lot 7032, DP1114695, Part Lot 280, DP853511 Panorama Avenue - Licence Agreement
- Christian & Tara Idiaghe - Part 18 Parer Road, Bathurst - Lot 107, DP1189576 - Deed of Agreement

Linen Plan Release

- Bathurst Regional Council - 124 lot residential subdivision, release of 58 lots - Lot 136, DP1123180 - Governors Parade, Windradyne

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

32 Item 4 POWER OF ATTORNEY (11.00007)
MOVED: Cr W Aubin SECONDED: Cr G Westman

RESOLVED: That the information be noted.

5 REQUEST FOR FINANCIAL ASSISTANCE - HILL END PUBLIC SCHOOL ART CAMP (18.00004)

Recommendation: That Council donate \$1,800 to the Hill End Public School to assist students of small schools in the Bathurst Region to participate in the Art Camp to be funded from Section 356 Donations.

Report: Council has received a request from Hill End Public School at **attachment 1** requesting Council to consider supporting the annual Art Camp which hosts Year 5 & 6 children from small schools across the Bathurst and Mudgee regions.

Previous camps have been funded by the participants, however, the school would like to offer the camp as a special scholarship to twenty four students. The four artists in attendance are providing their time and expertise at no cost to the Camp.

The full cost of the Camp is \$3,600 but, given that participants are sought from the Bathurst and Mudgee small schools, it would be appropriate to consider a donation of half the cost, that is, \$1,800.

Financial statements are not available as the Camp is an annual event that operates only on a cost recovery basis.

Financial Implications: This request could be funded from Council's Section 356 Donations for 2015/16 which currently has a balance of \$9,934.91.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.2
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5

MINUTE

33 Item 5 REQUEST FOR FINANCIAL ASSISTANCE - HILL END PUBLIC SCHOOL ART CAMP (18.00004)

MOVED: Cr I North SECONDED: Cr J Jennings

RESOLVED: That Council donate \$1,800 to the Hill End Public School to assist students of small schools in the Bathurst Region to participate in the Art Camp to be funded from Section 356 Donations.

6 USE OF ANN ASHWOOD PARK - 2016 COUNTRY CUP CARNIVAL (04.00112)

Recommendation: That Council:

- (a) Make available the use of Ann Ashwood Park for the Country Cup Carnival from 14-17 March 2016.
- (b) Agree to donate \$2,000 to the Bathurst Bulldogs Rugby Union Club for use of their changeooms and clubhouse facilities.
- (c) Provide a lunchtime Mayoral Reception on 14 March 2016 for the teams involved in the Country Cup Carnival.

Report: Council has received a request from a member of the NSW Police for Bathurst to host the New South Wales Country Cup Carnival in 2016, at **attachment 1**.

Council has been advised that this carnival will be held from 14-17 March 2016 and will involve three teams representing southern, northern and western regions of New South Wales. These teams will bring approximately 100 players to the City for this period. Council has been requested to provide the use of Ann Ashwood Park for this carnival at no cost to the organisation.

Discussions have occurred with representatives from the Bathurst Bulldogs Rugby Union Club who have advised that the fields are available for use. The Rugby Union Club would also provide the use of changerooms and clubhouse facilities during the carnival at a small fee to cover the costs of operations. The Rugby Club have requested an amount of \$2,000 for the three day use.

The Police have also requested that Council host a Mayoral Reception for these teams on 14 March 2016.

It is recommended that Council

- (a) Make available the use of Ann Ashwood Park for the Country Cup Carnival from 14-17 March 2016.
- (b) Agree to donate \$2,000 to the Bathurst Bulldogs Rugby Union Club for use of their changeooms and clubhouse facilities.
- (c) Provide a lunchtime Mayoral Reception on 14 March 2016 for the teams involved in the Country Cup Carnival.

Financial Implications: This request could be funded from Council's Section 356 Donations which currently has a balance of \$9,934.91.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 21: To support the provision of community services and facilities to meet the needs of specific community sectors and the community as a whole. Strategy 21.4
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.7

MINUTE

34 Item 6 USE OF ANN ASHWOOD PARK - 2016 COUNTRY CUP CARNIVAL
(04.00112)

MOVED: Cr W Aubin SECONDED: Cr B Bourke

RESOLVED: That Council:

- (a) Make available the use of Ann Ashwood Park for the Country Cup Carnival from 14-17 March 2016.
- (b) Agree to donate \$2,000 to the Bathurst Bulldogs Rugby Union Club for use of their changeooms and clubhouse facilities.
- (c) Provide a lunchtime Mayoral Reception on 14 March 2016 for the teams involved in the Country Cup Carnival.

7 REQUEST FOR FINANCIAL ASSISTANCE - KING CAIN WALLABIES TRIATHLON CLUB (18.00004)

Recommendation: That Council not financially support the running of a duathlon training event at Sulman Park, Mount Panorama, during the winter Triathlon season.

Report: Council has received a request from King Cain Wallabies Triathlon Club for financial assistance to run a training event in Sulman Park during the winter season. A copy of the request is provided at **attachment 1**.

Council has a fee structure that charges \$299 for the use of the toilet facilities at Sulman Park when this area is used for an event. The King Cain Wallabies Triathlon Club advised that they would charge \$5 per person at this event to cover the costs. Race fees go towards supporting first aid attendance, traffic management and pool entry fees required for each event.

Council has already supported King Cain Wallabies Triathlon Club with a sporting grant of \$5,500 to assist with the purchase of a triathlon timing system. The Club has been requested to provide a copy of their recent financial statements and these will be provided under separate cover to Councillors when received.

In order for Council to continue to improve the facilities at the Mount, these charges are used to help upgrade and maintain the facilities.

It is therefore recommended that Council not donate the fee of \$299 to King Cain Wallabies Triathlon Club.

Financial Implications: Should Council wish to donate this, the request could be funded from Council's Mount Panorama Fees Subsidy which currently has a balance of \$20,866.00.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.2
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5

MINUTE

35 Item 7 REQUEST FOR FINANCIAL ASSISTANCE - KING CAIN WALLABIES TRIATHLON CLUB (18.00004)

The ITEM was WITHDRAWN

8 REQUEST FOR FINANCIAL ASSISTANCE - BATHURST CITY & RSL BAND ASSOCIATION (20.00153)

Recommendation: That Council make available the use of the Bathurst Memorial Entertainment Centre Theatre on 22 November 2015 to the Bathurst City & RSL Band Association for the conduct of a concert involving the RAN Band from HMAS Kattabul in Sydney, with the cost of \$2603 to be funded from BMEC Community Use Subsidy.

Report: Council has received a request from the Bathurst City & RSL Band Association for financial assistance in the conduct of a free concert in the Bathurst Memorial Entertainment Centre Theatre on 22 November 2015.

The concert will form part of the Bathurst City & RSL Band 130th Anniversary Festival, see **attachment 1**. The festival will be a free all day entertainment for the public in Machattie Park, behind the Courthouse to celebrate the service of the band to the civic, ceremonial and artistic life of the Bathurst community since 1885. The many school and community bands from Bathurst and the region will be invited to take part. A marching display of the Scots School Pipers and massed bands will add to the spectacle.

The Association has been successful in securing the attendance of the RAN Band from HMAS Kattabul Sydney for the 130th Anniversary Band Festival. The performance will be held in the BMEC Theatre from 5-7 pm, access from 4.00 pm. The total cost for the use of the Theatre is \$2603.

Financial Implications: This request could be funded from Council's BMEC Community Use Subsidy which currently has a balance of \$4,935.45.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.2
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5

MINUTE

36 Item 8 REQUEST FOR FINANCIAL ASSISTANCE - BATHURST CITY & RSL BAND ASSOCIATION (20.00153)

MOVED: Cr G Westman SECONDED: Cr I North

RESOLVED: That Council make available the use of the Bathurst Memorial Entertainment Centre Theatre on 22 November 2015 to the Bathurst City & RSL Band Association for the conduct of a concert involving the RAN Band from HMAS Kattabul in Sydney, with the cost of \$2603 to be funded from BMEC Community Use Subsidy.

9 STATEMENT BY COUNCIL ON FINANCIAL REPORTS (16.00137, 41.00089)

Recommendation: That Council:

- (a) refer the draft Financial Statements to Council's auditors, Intentus Chartered Accountants, for audit;
- (b) sign the Certificates with respect to the General Purpose Financial Statements and the Special Purpose Statements for the year ended 30 June 2015;
- (c) adopt the Accounting Policies shown in the financial reports.

Report: Council is required, under section 413 (1) of the Local Government Act 1993, to prepare financial reports for each year, and refer them for audit. For Council's information the draft Financial Reports for the year ended 30 June 2015 are provided as the General Purpose Financial Statements (**attachment 1**) and Special Purpose Financial Statements (**attachment 2**). Note that the draft Financial Reports may be subject to change during the audit process.

Pursuant to Section 413 (2)(c) Council is required to make a statement in the approved form (**attachment 3** and **attachment 4**) in respect of its General Purpose Financial Statements and Special Purpose Financial Statements.

Each year, Council determines its significant Accounting Policies to be incorporated as Note 1 to the Financial Statements. Those policies deal with how the Council implements the International Financial Reporting Standards (IFRS), the Australian Accounting Standards (AASB), the Local Government Code of Accounting Practice (the Code) and the specific principles, bases, conventions, rules and practices that are applied in preparing and presenting the Financial Statements. The accounting policies are included in the Financial Statements for Council's adoption.

Following completion of the audit the Financial Statements will be placed on public exhibition prior to the formal presentation to Council.

Financial Implications: Nil

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 28: To plan for the growth of the region and the protection of the region's environmental, economic, social and cultural assets. Strategy 28.8
- Objective 33: To be and develop good leaders. Strategy 33.6

MINUTE

37 Item 9 STATEMENT BY COUNCIL ON FINANCIAL REPORTS (16.00137, 41.00089)

MOVED: Cr B Bourke SECONDED: Cr M Morse

RESOLVED: That Council:

- (a) refer the draft Financial Statements to Council's auditors, Intentus Chartered Accountants, for audit;
- (b) sign the Certificates with respect to the General Purpose Financial Statements and the Special Purpose Statements for the year ended 30 June 2015;
- (c) adopt the Accounting Policies shown in the financial reports, as tabled.

10 AGRICULTURAL MONUMENT (04.00032)

Recommendation: That Council refer the matter to the 2016/2017 Budget Process.

Report: At the meeting of the Policy Committee held on 5 August 2015, Cr Jennings raised the following matter:

"Cr Jennings – noted there is no monument recognising Bathurst as the first inland agriculture settlement. Can we look at the area where first cropping occurred, near the BVIC (where the trees are) and put a monument here recognising agriculture in this area. Perhaps a report could be done on this."

History of Agriculture in Bathurst

Alan McRae from the Bathurst District Historical Society was consulted regarding the history of farming in Bathurst and assisted with the information in this report.

In 1815-1816, the first farming in inland Australia took place near the junction of Vale Creek and the Macquarie River. In the opinion of then NSW Governor Lachlan Macquarie, the land produced wheat of a "very superior quality" and watermelons grew in "great abundance" in the settlements gardens.

By 1823, Bathurst had become an agricultural establishment. The formation of a government farm, of some 1613 acres, allowed for productive farming to support the new settlement. The farm subsequently closed in 1828.

By the mid 1820's, a rapid increase in settlers gave birth to a settler village to the east, Kelso, and farming activities in the area continued to grow.

Report

According to the 2011 Australian Bureau of Statistics Census, 3.1% of the region's population are employed in the Sheep, Beef Cattle and Grain Farming industry. The State average is 1.3% and the national average is 1.2%. These figures demonstrate that the Bathurst region is still significantly supported by farming activities that began 200 years ago.

Recognising Bathurst as Australia's first inland agricultural settlement firstly requires identifying a suitable location for the suggested monument. Cr Jennings has identified the park area adjacent to the Bathurst Visitor Information Centre (shown at **attachment 1**). This grassed area is well shaded and has tables and seating for visitors to utilise while at the Visitor Information Centre. The area is certainly a suitable location for a proposed monument.

Should a monument proceed, Council would also have to adhere to the relevant Planning guidelines for such a structure.

With regards to costing for such a project, an estimate of \$50,000, as a minimum, is suggested for this type of monument. By way of comparison, costs for the Peter Brock Memorial Statue located in the grounds of the National Motor Racing Museum totalled \$120,000 in 2008. Council has not allowed for this item in the current Budget.

It is therefore recommended that Council defer a decision on the proposed monument to a future budget process.

Financial Implications: There are no funds currently allocated for this project.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

- 38** **Item 10 AGRICULTURAL MONUMENT (04.00032)**
MOVED: Cr J Jennings SECONDED: Cr B Bourke

RESOLVED: That Council refer the matter to the 2016/2017 Budget Process.

11 BATHURST 200 BICENTENARY ACTIVITIES (20.00153)

Recommendation: That the information be noted.

Report: In 2015, Bathurst, Australia's oldest inland European settlement, celebrated its Bicentenary. Bathurst Regional Council developed a 12 month calendar of more than 200 community and Council coordinated events to mark this milestone. An estimated 80,000 people participated in Bathurst 200 events.

The key themes Heritage, Culture, Recreation and Innovation were built from a stakeholder analysis to provide a cross section of activities. The program was shaped by a Council convened, community consultative group, the 2015 Bicentenary Celebrations Committee.

A new approach was taken to the commemoration of Bathurst's Proclamation Day in 2015.

For 199 years, Proclamation Day on May 7 has been a European milestone. In 2015 Bathurst Regional Council re-created the events by also telling the shared history with the Wiradyuri people, the traditional owners of the land.

2015 marks the 200th anniversary of the establishment of Bathurst as a settlement. The bicentenary has been commemorated throughout 2015 with a suite of celebrations to enrich our knowledge of the past and inspire our vision of the future.

The program of events and activities were shaped by the Bathurst200 Strategic Plan (2011) in consultation with the 2015 Bicentenary Celebrations Committee.

A final report will be submitted to Council at the conclusion of 2015.

This report provides Council with details of events held to date for Bathurst's bicentenary. A brief account of activities is provided in the following:

New Year's Eve – Bathurst's bicentenary year was officially launched on 31 December 2014 at the New Year's Eve celebrations at Victoria Park. A crowd estimate of more than 10,000 people enjoyed the New Year's celebrations as Bathurst 200 was officially launched.

The Bathurst200 postcard campaign encouraging Bathurstians to invite a relative back to Bathurst in 2015 was launched at this event and Bathurst200 merchandise provided.

Bathurst 200 Pop Up Shop – In January 2015, Council opened the Bathurst 200 Pop-Up Shop in George St as a retail presence for Bathurst200.

The Pop-Up Shop had a steady stream of customers including locals and visitors. Merchandise available included Bathurst200 branded caps, shirts, mugs, stubby holders and badges. Information relating to Council's official Bathurst200 events and endorsed activities was also available.

The shop was open for a seven month period and closed on 31 July. All Bathurst200 merchandise is now available at the Bathurst Visitor's Information Centre and the National Motor Racing Museum.

Endorsement Program – More than 175 local events applied to be part of the official Bathurst200 calendar of endorsed events. Government agencies, schools, volunteer groups, community event organisers and individuals applied to have new and existing events endorsed.

As an official endorsed activity, organisers gain licence to utilise the Bathurst200 trade marks on promotional material and listing on the official calendar and the Bathurst200 website.

The endorsement program was an overwhelming success with applications ranging from the annual Trunkey Show and the Caloola Union Church Reunion to sporting events such as the Western School Sports carnivals and everything in between. At the time of writing this report Council still continues to receive applications.

Bicentenary Feature Period

The Bicentenary Feature Period was the culmination of three year's community consultation to build events that engaged the local community and encourage visitation to Bathurst. This was delivered through the diverse events that provided 'something for everyone'. The event profile was built from demographic analysis of Bathurst to ensure that events fulfilled the expectations and excited the regional community.

This was evidenced through the following event schedule (a summary):

- Reinstatement of Macquarie's Flag Staff
- Illuminate Bathurst – a 200th birthday celebration
- Mrs Macquarie's Cello – A cello recital
- Peoplescape – People in Time
- Wiradyuri Possum Skin Cloak ceremony
- A Colonial Fair
- Reflections, 200 years of Women's Fashion
- Showcase Bathurst 200 – a Variety Show
- Snapshots in Time – a collection of 5,000+ photographs
- Bathurst200 Living Legends

Highlights

Proclamation Day – Reinstating Macquarie's Flag Staff – May 7, 2015 marked 200 years since Governor Lachlan Macquarie raised the flag on the banks of the Macquarie River and declared Bathurst Australia's first mainland inland European settlement.

On this day, Council's major infrastructure project for the Bicentenary Year, Macquarie's Flag Staff was reinstated. This civic event was attended by more than 4,000 people with many dignitaries present.

A fact lost on a few were the offices held that attended the flag raising in both 1815 and 2015. On 7 May 1815 NSW Governor Lachlan Macquarie raised the flag with the attendance of, amongst others, NSW Surveyor General John Oxley and Deputy Surveyor General George Evans. Two hundred years later the Bicentennial Flag Staff was officially opened by the equivalent offices, being NSW Governor David Hurley AC DSC (Ret'd), Surveyor General Des Mooney and Deputy Surveyor General Paul Harcombe.

A Combined School's choir performed for the first time with public and independent schools in Bathurst combining for a group activity. The combined school's choir of 200 students was coordinated by three volunteer former school teachers to deliver an amazing performance of two songs at the Proclamation Day ceremony.

Notable attendees on Proclamation Day were Deputy Prime Minister The Hon Warren Truss MP, Federal Member for Calare The Hon John Cobb MP, State Member The Hon Paul

Toole MP, local Wiradyuri Elders, the Earl Bathurst and Okhuma Mayor Toshitsuna Watanabe.

Wiradyuri Possum Skin Cloak workshops – The Bathurst Wiradyuri Elders hosted the Possum Skin Cloak Healing workshops with 150 men, women and children attending three days of cloak making. The possum cloak was presented by the Elders to the Mayor on May 7, Proclamation Day, as a symbol of the new history that Bathurst was making with the Wiradyuri community.

Illuminate Bathurst – A 200th birthday community celebration – Illuminate Bathurst consists of three (3) community celebrations throughout 2015 using light and digital projections to tell the past, present and future stories of Bathurst. The Illuminate Bathurst digital story telling are projected onto various structures throughout the Bathurst CBD with the main focus/show on the Bathurst Courthouse. Saturday 9 May 2015 saw more than 10,000 people gather in the Town Square to celebrate the Bicentenary and witness the first Illumination show. The feature Illumination on the Bathurst Court House was a seven minute digital story telling that was built with the local community including content, animation and music. Secondary sites featured in the CBD include Ribbon Gang Lane, TAFE building and Pedrottas Lane.

Community participation included a Lantern Procession of more than 300 lanterns created by the local community in the months preceding the celebrations.

Local food and wine providers for the first time showcased their produce at a feature event that saw overwhelming support and sales. Illumination drew significant crowds over the next 8 nights.

Heritage/Proclamation Week, May 2015 – The feature week of 2015 included many events and functions to celebrate the bicentenary of Bathurst.

The *Opening Ceremony* was held on Sunday 3 May. The community day, themed as an Interfaith launch of Heritage Week included the official opening of the Bathurst200 project, the Peoplescape – People in Time exhibition.

The opening Ceremony was attended by more than 4,500 people.

Peoplescape – People in Time – An initiative of Council, this public art installation held in the forecourt of the Bathurst Courthouse was a significant Bathurst200 community engagement project. The Peoplescape installation recognised 200 individuals significant to Bathurst over the past 200 years. Life size cut outs were decorated by individuals, groups, schools and others and displayed for a two week period throughout May.

The exhibition drew great crowds each day and was a highlight of celebrations. This official Bathurst Regional Council project was administered by the Bathurst Arts Council.

Bathurst Macquarie Heritage Medal – On the 200th anniversary of Bathurst being proclaimed a settlement, the inaugural Bathurst Macquarie Heritage Medal was presented at a formal dinner. The award is presented to an individual who has made a significant contribution to history/heritage activities in Australia. The inaugural winner, Duncan Marshall, has been described as ‘a leading heritage conservation consultant who has made a significant and lasting contribution to heritage conservation, principles and practice through hundreds of projects and publications over the last 30 years’.

The inaugural Bathurst Macquarie Heritage Medal was presented by Earl Bathurst.

Colonial Fair – As part of bicentenary celebrations, Council partly funded the two day Colonial Fair initiated by the Bathurst & District Historical Society.

The fair, held on May 7 & 9 enabled history enthusiasts to show their wares and skills in all things history related. Displays ranged from working steam engines and historic machinery and vehicles to whip making, damper making, period dress up and authentic food. The Colonial Fair was well attended by locals and visitors to Bathurst. Sponsorship for this event was also secured from local businesses and individuals by the Bathurst & District Historical Society.

Mrs Macquarie's Cello - A special performance from the Bathurst Chamber Orchestra on 29 April featured the cello believed to be owned by Mrs Elizabeth Macquarie, which came full circle and returned home to Bathurst for the bicentenary celebrations. The cello, made in 1814, and on loan for the event from the Museum of Sydney, was played by renowned cellist David Pereira along-side internationally acclaimed didgeridoo player, William Barton. More than 500 tickets were sold for this one off event. A Mayoral reception and recital was also held to mark the occasion with 75 guests at Abercrombie House.

BMEC Events – As part of bicentenary celebrations, Council planned a schedule of events for BMEC. During May, BMEC hosted the following exhibits/events:

- *Dean Mobbs – A Place in Time – Buildings of Bathurst in Colour.* Local artist Dean Mobbs displayed many of his unique artworks detailing individuality and a colourful perspective of buildings in Bathurst. The collection was on display throughout BMEC for 3 weeks.
- *Hartley District Progress Association - A Moment in Time.* This exhibition was on display in Hartley and the Blue Mountains to celebrate the bicentenary of 'the crossing' of the Blue Mountains during 2013. The exhibit was secured for display at BMEC as part of 2015 celebrations.
- *Bathurst Bead & Wirecraft Guild – Reflections – 200 Years of Women's Fashion.* The Guild, with the support of the Bathurst & District Historical Society had 12 months of planning to develop this unique display of women's fashion. The exhibit included garments dating back to 1815 and was open for 7 days during May.
- *Bathurst & District Historical Society – Snapshots in Time.* This exhibition of photography and moving pictures celebrates the transformation of Bathurst and its people over the last 200 years. Historic collectables also formed part of the insightful exhibition.
- *Remembering Mrs. Macquarie's Cello – Bringing Her Cello Home.* Council, with the assistance of The Sydney Living Museum, was loaned a cello, thought to have belonged to Mrs Elizabeth Macquarie. A performance with cellist David Peirera and The Bathurst Chamber Orchestra was held at BMEC on 29 April showing this historic instrument.
- *Blaxland and Daughter – The Crossing.* This play was written by Gregory Blaxland Wendy Blaxland and her daughter Jessica. The performance depicts the crossing of the Blue Mountains by the three explorers and has been performed over 100 times throughout many schools from Penrith to Bathurst.
- *Showcase Bathurst 200 Concert.* An exciting event bringing together unique talent from across the Bathurst region and beyond. The concert displayed the diverse culture on offer in Bathurst through music, dance and speech and drama. *Showcase Bathurst 200* was coordinated through the hard work of volunteers.
- *Avan Yu and the Mitchell Chamber Orchestra.* One of Canada's most exciting young pianists, Avan Yu achieved international recognition when he triumphed at the Sydney international Piano Competition in 2012. Yu joined forces with the Mitchell Chamber orchestra to deliver a fresh, exciting and dynamic performance of well-loved Bach and Mozart concertos.

Winter Illumination Street Festival and Ice Skating – Council planned a winter activation as part of the Bicentenary celebrations to drive visitation and community participation in this shoulder period.

The feature attractions for the Winter Festival included the outdoor ice skating rink, Winter Street Festival and Winter Illuminate Bathurst.

The Winter Festival attracted more than 8,000 people and over 7,000 sessions of ice skating were sold over a 10 day period.

Similar to the May Food & Wine event, the street festival was held in the Russell Street, Church Street and Kings Parade precinct. Local food and wine was on offer and a suite of free entertainment provided including aerial gymnastics from the Kelso High Circus troupe, screening of Frozen and live music from Bathurst High School.

This festival footprint was increased in the Winter festival to expand the experience for visitors.

In order to make ice skating available to everyone, Council reduced the recommended ticket price from \$15 per skater to \$5. Council also donated \$14,000 from ticket sales to the Daffodil Cottage fundraising project.

The ice skating was certainly a huge hit and no doubt the highlight activity throughout the winter festival.

Living Legends – The Bathurst200 Living Legends honoured 200 living Bathurstians who have made a significant contribution to the Bathurst region. The 200 Living Legends are proven leaders among peers.

A Mayoral function for 500 people was held at the Bathurst Memorial Entertainment Centre on 26 July honouring the Legends. The function was a way of saying thank you to those people who have helped shaped the community we live in.

Each Legend was presented with a Bathurst200 Living Legend pin, a limited edition commissioned print by local artist and Living Legend Greg Hyde.

An avenue of trees commemorating the Living Legends initiative was planted along Bradwardine Road. Each tree will each feature a plaque naming the individual Legend.

Schools

Council took the opportunity to engage all local schools in a suite of Bicentenary activities. A comprehensive education kit referencing the curriculum was compiled for junior and senior students.

Educational resources – 25 items were collated to support the Bathurst200 education resources and are now available as an online resource for schools.

Commemorative medallions – Approximately 8,000 infants, primary and secondary school students of Bathurst were presented with Bathurst200 commemorative medallions at special school ceremonies by the Mayor of Bathurst, Cr Gary Rush.

Bathurst200 School Excursion recommendations – A comprehensive schedule of places and activities that form part of the Bathurst200 schedule of events was provided to schools as part of the resources kit. An increase in visitation to Bathurst sites of historical

significance was seen in May 2015.

Wiradyuri Dance – Wiradyuri students from Kelso primary school presented the female sweep and male dance ceremonial dances at many Bathurst200 official celebrations.

Reinstating Macquarie's Flag Staff – video conference – A number of schools from across New South Wales tuned in to the NSW Department of Education online presentation of the reinstatement of Macquarie's Flag Staff. A highlights package is now available online.

Bathurst200 2015 Award – Four one-off awards will be provided to every school in Bathurst in 2015 to acknowledge the efforts of students in the areas of Heritage, Culture, Recreation and Innovation. The students will be presented with a Bathurst200 certificate and a \$50 Buy Local gift card.

Re—telling the shared history of Bathurst – In consultation with the Bathurst Wiradyuri community the following initiatives formed part of the Bathurst200 celebrations:

- Possum Skin Cloak workshop
- Evans arrival corroboree
- Aboriginal flag flown at Proclamation Day ceremony
- Flag Staff Wiradyuri artwork
- Wiradyuri content within Illumination
- Jonathan Jones, Windradyne exhibition @ BRAG
- Joint story telling on commemorative medallion and card
- Peoplescape – Windradyne (Dean Mobbs)
- Joint welcome at B200 and BRC events with Wiradyuri Elders

Marketing & Promotion

The Bathurst200 communication and promotion strategy was developed in conjunction with the event strategy. The majority of strategies were aimed at people within a three hour radius of Bathurst.

Website – The *bathurst200.com.au* website was developed independently of the Bathurst Regional Council website to provide information in a less local government format. Developed in-house, content was updated regularly. Visitation to the website indicated that 39,000 people visited the site and viewed 181,993 pages during the past financial year.

Facebook – Facebook is a key platform for delivering information about events. Engagement with the Bathurst200 Facebook page was significant with *Likes* increasing by 40% each month, reaching 1706 followers across 14 countries in May 2015. A dedicated resource managed conversations on the platform. The reach was improved through planned *Likes* and sharing of content. During April the page reached 31,232 views per week.

Public Relations – Magazine features were achieved in the Daily Telegraph Best Weekends, Out and About with Kids, Carvanning Australia, YTravel Blog, 2UE Radio Travel Segment, Central West Lifestyle Magazine, Blue Mountains Life, Channel 7 Sport and Ben's Kitchen. A Bathurst200 Summary media Coverage Report is shown at **attachment 1** for your reference.

Z-Card – 15,000 Z Cards promoting the suite of events and activities were mail boxed in Bathurst.

Retail presence – The Bathurst200 Pop Up shop was opened for souvenirs sales and

tourism resource. The Bathurst Visitor Information Centre also stocked Bathurst200 merchandise for sale.

Rate Payers News – 14,000 rate payers newsletters are distributed quarterly in Bathurst. Every publication in 2015 had a focus on the Bathurst200 events.

Advertising – Television spots (advertising and editorial) were negotiated during the coverage of the Bathurst 1000 race at no cost. Six, three minute Bathurst vignettes were produced and televised nationally. The Bathurst hosted round of the NRL saw in-goal and on-field Bathurst200 signage televised nationally.

A print campaign promoted the Feature Period of Celebrations, April 27 – May 17. This included newspaper, radio and television executions.

A 70 page commemorative advertising feature was produced with the local daily newspaper with a special print run of 10,000.

Local – postcard campaign – Research indicated that 42% of visitors to Bathurst were visiting friends and family. A free “Visit Bathurst in 2015” postcard was developed to have locals invite their friends and families to visit. More than 1,000 cards were distributed throughout 2015.

Outdoor

Temporary footpath decals promoted the Illuminate Bathurst celebrations. City entry points and main streets were decorated with Bathurst200 livery across 75 sites. Flags and banners in the official Bathurst200 colours lined the streets in the CBD and the road to Mt Panorama. Specific outdoor corflute signage was placed at 20 sites across the city and Bathurst200 branded signage featured at all Council events.

What's next?

As we enter the back end of 2015 celebrations will draw to a close.

October 9 2015 will hold the Bicentenary Gala Ball in Russell Street. All tables have been sold and Council's consultant has been working diligently on preparations.

From October 10 the final instalment of the Illumination project will commence. The past two themes have been Bathurst Past and Bathurst Present. Theming for the final instalment is Bathurst Future however will also include a motorsport element to coincide with the Bathurst 1000 races.

Council's contractors, ESEM Projects have already begun concept designs and are working with Council staff to ensure a suitable Illumination finale.

Another Council run event is the Dye Hard Colour Run to be held on 24 October. The event is youth based and held in conjunction with Council's Cultural & Community Service Department, in particular the Bathurst Youth Council. An amount from ticket sales will be donated to the McGrath Foundation.

The endorsed events will continue right through 2015.

A final report will be submitted at the end of 2015 summarising events staged between now and then.

Financial Implications: Council run events are supported through the Bathurst 200 Bicentenary Celebrations budget. All endorsed events bear no cost to Council.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 20: To provide a range of cultural facilities, programs, activities and events and to support and enhance cultural and social activities across the community. Strategy 20.2

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3

MINUTE

- 39** Item 11 BATHURST 200 BICENTENARY ACTIVITIES (20.00153)
MOVED: Cr B Bourke SECONDED: Cr M Morse

RESOLVED: That the information be noted.

12 BATHURST HARNESS RACING CLUB LTD - WATER CONSUMPTION CHARGES (18.00107, 22.04170)

Recommendation: That Council reclassify the Bathurst Harness Racing Club Limited water usage charges from the Residential Filtered Rate to the Community Clubs Rate.

Report: Council has been approached by the Bathurst Harness Racing Club Limited for a reclassification of the water consumption charges for water consumed at 169 College Road, Bathurst (Bathurst Trotting facility).

Currently all water consumption charges, of which the Club's current use is approximately 3,000 KL per quarter on average, is charged at the residential filtered rate of \$1.80 for the first 250KL and \$2.70 for the balance.

Council currently has a Community Clubs water usage rate of which the Bathurst Golf Club, Majellan Bowling Club and Bathurst City Community Club are charged water at the following rates:

First 18,000 KL at 71c per KL
Next 14,000 KL at 94c per KL
Any balance above the 32,000 KL at \$1.40 per KL

The Bathurst Harness Racing Club Limited is a similar community club to other groups within the Bathurst Region and accordingly, it is recommended that Council reclassify the water charges for the Bathurst Harness Racing Club Limited from the Residential Filtered Rate to the Community Clubs Rate.

Financial Implications: There will be a reduction in Council's income, depending upon the amount of water usage.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 21: To support the provision of community services and facilities to meet the needs of specific community sectors and the community as a whole. Strategy 21.4
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3

MINUTE

40 Item 12 BATHURST HARNESS RACING CLUB LTD - WATER CONSUMPTION CHARGES (18.00107, 22.04170)

MOVED: Cr B Bourke SECONDED: Cr W Aubin

RESOLVED: That Council reclassify the Bathurst Harness Racing Club Limited water usage charges from the Residential Filtered Rate to the Community Clubs Rate.

Yours faithfully



R Roach
**DIRECTOR
CORPORATE SERVICES & FINANCE**

DIRECTOR ENGINEERING SERVICES' REPORT AND MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

16 SEPTEMBER 2015

1 PROPOSED TRANSFER OF LOT D DP155836 TO THE OWNERS OF LOT 4 DP1205465 (22.00031, 22.00484 AND 22.15131)

Recommendation: That Council approve the transfer of Lot D DP155836 to the owners of Lot 4 DP1205465 as detailed in the Director Engineering Services' report.

Report: Council will recall at its meeting held 16 April 2014, that it resolved to:

“Approve the creation of an easement to drain sewer within Lot 5 DP714297 and Lot D DP155836 in favour of Lot C DP155836 and Council located at Great Western highway, Kelso, as detailed in the Director Engineering Services' report.”

Since this time, Roads and Maritime Services have subdivided Lot 5 DP714297, and the easement is now located on Lot 4 DP1205465. Lot D is a Council owned parcel of land, 63 square metres in size, that adjoins Lot 4 DP1205465 that can be seen at **attachment 1**.

The landowners of Lot 4 DP1205465 sought compensation for the creation of the easement on their land. In lieu of receiving monetary compensation the landowners will agree to the transfer of Lot D DP155836. Lot D is not required by Council for any infrastructure purposes.

It is recommended that Council resolve to approve the transfer of Lot D DP155836 to the owners of Lot 4 DP1205465 as detailed in the Director Engineering Services' report.

Financial Implications: It is estimated that the cost of transferring Lot D DP155836 would be approximately \$3,000.00, to be funded from the sewer fund.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 6: To support infrastructure development necessary to enhance Bathurst's life-style and industry development. Strategy 6.1
- Objective 29: To guide the construction and provision of new infrastructure/facilities and services and the management and upgrading of existing assets and service levels. Strategy 29.1

MINUTE

41 Item 1 PROPOSED TRANSFER OF LOT D DP155836 TO THE OWNERS OF LOT 4 DP1205465 (22.00031, 22.00484 AND 22.15131)

MOVED: Cr B Bourke SECONDED: Cr I North

RESOLVED: That Council approve the transfer of Lot D DP155836 to the owners of Lot 4 DP1205465 as detailed in the Director Engineering Services' report.

2 PROPOSED ROAD TRANSFER, UNNAMED CROWN ROAD OFF LIMEKILNS ROAD BATHURST (25.00012)

Recommendation: That Council approve the transfer of the unnamed Crown Road adjoining Lot 2 DP772047 off Limekilns Road, Bathurst, from the Crown to Council, subject to the information contained in the Director Engineering Services' report.

Report: An unformed Crown Road adjoining Lot 2 DP772047 off Limekilns Road is required to secure Council road infrastructure for future purposes.

The deposited plan highlighting the unformed Crown Road in black is seen at **attachment 1**.

The dedication is proposed to be done by Lands by way of publication in the Government Gazette.

It is recommended that Council approve the transfer of unformed Crown Road adjoining Lot 2 DP772047 off Limekilns Road from the Crown to Council.

Financial Implications: The Crown Lands application fee is \$200.00. Ongoing road maintenance costs to be funded from road maintenance budgets.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 6: To support infrastructure development necessary to enhance Bathurst's life-style and industry development. Strategy 6.1
- Objective 29: To guide the construction and provision of new infrastructure/facilities and services and the management and upgrading of existing assets and service levels. Strategy 29.1

MINUTE

**42 Item 2 PROPOSED ROAD TRANSFER, UNNAMED CROWN ROAD OFF
LIMEKILNS ROAD BATHURST (25.00012)**

MOVED: Cr B Bourke SECONDED: Cr W Aubin

RESOLVED: That Council approve the transfer of the unnamed Crown Road adjoining Lot 2 DP772047 off Limekilns Road, Bathurst, from the Crown to Council, subject to the information contained in the Director Engineering Services' report.

3 PROPOSED ROAD TRANSFER, PART TURONDALE ROAD, DURAMANA (25.00340)

Recommendation: That Council approve the transfer of part Crown road adjoining 946 Turondale Road, Duramana, from the Crown to Council, subject to the information contained in the Director Engineering Services' report.

Report: Council, at its meeting held 16 November 2011, resolved:

“That Council approve the preparation of a plan of subdivision for the dedication as public road the constructed section of Turondale Road, Duramana within Lot 1 DP225172 and close the adjoining former unnecessary road, as detailed in the Director Engineering Services' report. The acquired parcels of land are to be classified as Operational Land.”

It has since been discovered that the unnecessary section of road to be closed is a Crown Road. Council does not have the ability to close a Crown Road however requires the closed section of road to give as compensation to the landowner for acquiring the land within Lot 1 DP225172 for the construction of the Council road. Therefore, Council needs to apply to Crown Lands to transfer the road to Council in order for Council to give the land to the landowner as compensation for land acquired.

A plan showing the Crown Road adjoining 946 Turondale Road, Duramana, is found at **attachment 1**.

The dedication is proposed to be done by Crown Lands by way of publication in the Government Gazette.

It is recommended that Council approve the transfer of the part Crown road adjoining 946 Turondale Road, Duramana, from the Crown to Council.

Financial Implications: The Crown Lands application fee is \$200.00 to be funded from road maintenance budgets.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 6: To support infrastructure development necessary to enhance Bathurst's life-style and industry development. Strategy 6.1
- Objective 29: To guide the construction and provision of new infrastructure/facilities and services and the management and upgrading of existing assets and service levels. Strategy 29.1

MINUTE

43 Item 3 PROPOSED ROAD TRANSFER, PART TURONDALE ROAD, DURAMANA (25.00340)

MOVED: Cr I North SECONDED: Cr G Westman

RESOLVED: That Council approve the transfer of part Crown road adjoining 946 Turondale Road, Duramana, from the Crown to Council, subject to the information contained in the Director Engineering Services' report.

4 CROWN ROADS AT PEEL (25.00115)

Recommendation: That Council approve the transfer of three Crown public roads located at the Village of Peel, as detailed in the Director Engineering Services' report.

Report: Council will recall at its ordinary meeting on 18 March 2015 that the ownership of Crown Roads within Rockley was considered. Council resolved to:

“Approve the transfer of the Crown public road located in the Village of Rockley, as detailed in the Director Engineering Services' report.”

There are a number of Crown roads within the Villages surrounding Bathurst that have been constructed and maintained by Council. Due to the fact that the road is owned by the Crown, and is not a Council asset, the level of construction and maintenance may not always be up to the same standard as a Council owned road. In order to overcome this problem, Council Engineers have investigated the Crown roads within the village of Peel and have found it necessary to transfer some Crown public roads to its ownership for improved maintenance and access within Peel.

The criteria considered when looking at each road in Peel was:

- Is the road improved (e.g. sealed or formed to a suitable standard)?
- Is the road on its correct alignment?
- Does it provide continuity with other Council owned roads?
- Does the road serve three or more residents?
- Does it offer too great a liability to Council if transferred?

Following this investigation, there are a number of roads that meet these criteria. It is recommended that Council make application to the Crown for the transfer of the following roads to Council's ownership:

- (a) Dempsey Street – from West Street to East Street.
- (b) Fitzroy Street – from Wellington Street to the end.
- (c) Church Street – from Dempsey Street to Victoria Street.

The following roads do not satisfy the criteria and therefore will remain as Crown road:

- (a) West Street (near Fire Station).

Reason: The road does not serve three or more residents (serves only one resident).

- (b) Victoria Street – Church Street to West Street.

Reason: The road does not serve three or more residents (serves two residents); the road is unimproved and is not constructed to a sufficient standard.

- (c) Grey Street – Wellington Street to River.

Reason: The road does not serve three or more residents (serves two residents); the road is unimproved and is not constructed to a sufficient standard.

(d) Wellington Street – Grey Street to Boundary Street.

Reason: The road does not serve three or more residents (serves one resident); the road is unimproved and is not constructed to a sufficient standard.

(e) Boundary Street – Wellington Street to Victoria Street.

Reason: The road does not serve three or more residents (serves one resident); the road is unimproved and is not constructed to a sufficient standard.

Please refer to the plan of road ownership in the village of Peel at **attachment 1**.

It is recommended that Council approve the transfer of Dempsey Street, Fitzroy Street and Church Street, being Crown public roads located at the Village of Peel, to Council.

Financial Implications: The Crown Lands application fee is \$200.00 per road (total of \$600.00). Ongoing road maintenance costs to be funded from road maintenance budgets.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 6: To support infrastructure development necessary to enhance Bathurst's life-style and industry development. Strategy 6.1
- Objective 6: To support infrastructure development necessary to enhance Bathurst's life-style and industry development. Strategy 6.6
- Objective 29: To guide the construction and provision of new infrastructure/facilities and services and the management and upgrading of existing assets and service levels. Strategy 29.1

MINUTE

- 44** **Item 4 CROWN ROADS AT PEEL (25.00115)**
MOVED: Cr M Morse SECONDED: Cr G Westman

RESOLVED: That Council approve the transfer of three Crown public roads located at the Village of Peel, as detailed in the Director Engineering Services' report.

Yours faithfully



Doug Patterson
DIRECTOR
ENGINEERING SERVICES

DIRECTOR CULTURAL & COMMUNITY SERVICES' REPORT AND MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

16 SEPTEMBER 2015

**1 BATHURST REGIONAL ART GALLERY - BATHURST NATIONAL TRUST
BICENTENARY HERITAGE AWARDS FOR THE BATHURST POSSUM SKIN CLOAK
HEALING WORKSHOP (21.00002)**

Recommendation: That the information be noted.

Report: In the lead-up to Bathurst's Bicentenary, Bathurst Regional Art Gallery worked with the Bathurst Wiradyuri and Community Elders, the local Aboriginal community, and Banmirra Arts Victoria to host a Possum Skin Cloak Healing Workshop over three days from 31 October to 2 November 2014. The workshop was an official Bathurst200 bicentenary project funded event.

The project received the Outstanding Community Contribution to Local Heritage Award and the John Copeman Award as the Overall Winner across all Categories at the Bathurst Bicentenary National Trust Heritage Awards.

The purpose of this Workshop was to bring the Bathurst Aboriginal community together to construct and decorate two traditional possum skin cloaks. Possum skin cloaks are one of the most sacred cultural expressions of the Aboriginal people of south-eastern Australia. The practice of making cloaks all but ceased after colonisation and the introduction of blankets and Western clothing.

The Bathurst Possum Skin Cloak Healing Workshops presented an important opportunity for the local Aboriginal community to come together to learn the skills, cultural protocols and connection to country associated with this important cultural practice. The Workshops were an outstanding success with over 60 Indigenous community members participating.

The cloaks became part of the Bathurst 200 Proclamation Day Ceremony on 7 May 2015 when one cloak was presented by Wiradyuri Elder Dinawan Dyrribang to the Mayor of Bathurst in a symbolic gesture of reconciliation. This echoed an exchange that took place 200 years prior when a Wiradyuri man presented Governor Lachlan Macquarie with a cloak (or 'mantle') shortly after the proclamation of Bathurst in 1815.

The judging panel consisted of: Mr Graham Quint, Director Advocacy, National Trust of Australia (NSW); Ms Jacqui Goddard, Architect and Conservation Specialist; Jennifer Quint, former judge of previous Bathurst National Trust Heritage Awards; and Barbara Hickson, Heritage Adviser Bathurst Regional Council.

The Judges comments/citation reads: *Very fitting for Bathurst's Bicentenary year and a symbolic and inspiring gesture of reconciliation, epitomised by its central role in community Bicentenary celebrations. A fine example of cultural heritage and recognition of our past, bringing it into our future. A great legacy for the Bathurst community.*

This year's National Trust Awards were reintroduced to acknowledge the significant heritage projects generated in Bathurst's Bicentenary year. The awards were open to community, government and non-government sectors, with five categories: conservation of a heritage building, adaptive reuse of a heritage building, additions to a heritage building, best new development in a heritage area, specialist heritage trades, and outstanding community contribution to local heritage.

The John Copeman award for best project overall was named in honour of renowned Bathurst architect, John Copeman, who designed a number of structures in Bathurst including the Boer War Memorial in Kings Parade.

Financial Implications: Funding of \$10,000 for the Possum Skin Cloak Healing Workshops in October/November 2014 was provided by Bathurst Regional Council B200 Projects.

Additionally, Bathurst Regional Art Gallery contributed \$5,000 to the project from its Arts NSW artistic program funding.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 11: To protect the region’s unique heritage and history. To protect a unique identity. Strategy 11.6, 11.9
- Objective 20: To provide a range of cultural facilities, programs, activities and events and to support and enhance cultural and social activities across the community. Strategy 20.6
- Objective 23: To encourage a supportive and inclusive community. Strategy 23.4, 23.5

MINUTE

45 Item 1 BATHURST REGIONAL ART GALLERY - BATHURST NATIONAL TRUST BICENTENARY HERITAGE AWARDS FOR THE BATHURST POSSUM SKIN CLOAK HEALING WORKSHOP (21.00002)

MOVED: Cr I North SECONDED: Cr M Morse

RESOLVED: That the information be noted.

2 BANNER POLES, WILLIAM STREET, BATHURST (23.00006)

Recommendation: That Council consider the vinyl "skin" decorated in a local Aboriginal and Heritage design applied to the banner poles in William Street, in future budgetary processes in line with Council priorities..

Report: Council has received a request regarding the painting of the banner display poles in William Street, alongside the Civic Centre, utilising Aborigine pictorials and design unique to the Wiradyuri. A copy of the request is shown at **attachment 1**.

Council, at its meeting held 15 April 2015, resolved to refer the proposal for Banner Poles in William Street to a Working Party of Council for consideration.

The proposal was considered at a Working Party held on 12 August 2015 with a view to the proposal of a vinyl "skin", decorated in a local Aboriginal design on one pole and a heritage design on the other, to the banner poles in William Street.

In the report to Council on 15 April 2015 the following items were presented for consideration:

1. A development application would be required to be prepared for the proposed works.
2. Should the poles be painted in situ then this would potentially require scaffolding and or an elevating platform or bucket truck if painting directly onto the pole. Anyone utilising such will be required to be appropriately trained and it would require closure of one lane with appropriate traffic control setup.
3. Alternatively, an approved design could be placed onto a vinyl skin and applied to the poles by sign specialists. Such signage is utilised extensively at Mount Panorama and is relatively quick to install. It is anticipated that the cost of producing a vinyl skin for the poles would be in the vicinity of \$25,000.
4. Commissioning the art and applying the "skin" to the poles is considered to be in the order of \$10,000.

Application of the vinyl skin is considered the preferred method.

Way Forward

At this time, the Council will consider this proposal in future budget proposals in line with city wide priorities.

Financial Implications: Nil, at this stage.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 20: To provide a range of cultural facilities, programs, activities and events and to support and enhance cultural and social activities across the community. Strategy 20.5, 20.6

MINUTE

46 Item 2 BANNER POLES, WILLIAM STREET, BATHURST (23.00006)
MOVED: Cr J Jennings SECONDED: Cr W Aubin

That Council consider the vinyl "skin" decorated in a local Aboriginal and Heritage design applied to the banner poles in William Street, in future budgetary processes in line with Council priorities.

The MOTION was PUT and LOST

3 BATHURST MEMORIAL ENTERTAINMENT CENTRE - 2015 AUSTRALIAN PERFORMING ARTS CENTRE AWARDS (21.00060)

Recommendation: That the information be noted.

Report: The Australian Performing Arts Centres Association (APACA) is the national peak body representing and supporting performing arts centres from the iconic Sydney Opera House to the remote Matt Dann Cultural Centre in Australia's vast North West. APACA supports the development of performing arts in general throughout Australia with a rapidly growing Associate membership including producing companies, touring organisations and funding bodies.

Annually APACA members present in excess 53,000 events, with over 11 million attendances, in an industry valued in excess of \$1.1 billion. APACA members have the lobbying and advocacy power of Australia's national performing arts peak body behind them when needed and in front of them leading the way with national strategic initiatives.

Each year since 2008 APACA has presented an award for the Performing Arts Centre of the year. The award "recognises the achievements of an outstanding presenting organisation and is awarded to the presenter who works with the producer to provide consistently outstanding production, marketing and management services. In addition, this presenter will have achieved exceptional success in audience development and community engagement.

BMEC was the winner of the inaugural award in 2008. This year BMEC was a national finalist, which is, in itself, a high accolade. The winner in 2015 was the Mackay Entertainment & Convention Centre. Other nominees this year were; Illawarra Performing Arts Centre (IPAC), Northern Rivers Performing Arts (NORPA), Whitehorse Performing Arts Centre (Nunawading VIC) and the Colac Otway Performing Arts Centre.

Performing Arts Centre of the Year – Award Reference Criteria

The presenter (venue):

1. Provides excellent technical service and support.
 - A well-maintained and equipped venue, professional staff.
2. Provides excellent customer service.
 - Meets and greets the production company and is courteous and helpful.
 - Undertakes regular and open communication with the producer and tour coordinator prior to, during and after the tour.
3. Provides excellent Administrative support.
 - Sign and return all documents (MOU's, technical specifications, marketing requirements, contracts) prior to the production in a timely manner.
 - Complete and return all post production and acquittal information in a timely manner.
4. Provides excellent marketing support.
 - A consistently high standard of promotion for shows in an effective and timely manner.
5. Sets an exceptional standard in regard to audience development and community engagement.
 - This may be reflected by the audience numbers, diversity of audience [e.g. age, gender, ethnicity, socio-economic status] or by the depth of engagement in particular community sector.
 - Undertakes activities that develop audiences [both numbers of and cultural development of].

- Provides a program of events that is artform balanced in accordance with community needs.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 6: To support infrastructure development necessary to enhance Bathurst's life-style and industry development. Strategy 6.3
- Objective 33: To be and develop good leaders. Strategy 33.5

MINUTE

**47 Item 3 BATHURST MEMORIAL ENTERTAINMENT CENTRE - 2015
AUSTRALIAN PERFORMING ARTS CENTRE AWARDS (21.00060)**

MOVED: Cr W Aubin SECONDED: Cr G Westman

RESOLVED: That the information be noted.

4 BATHURST MEMORIAL ENTERTAINMENT CENTRE - 2015 INLAND SEA OF SOUND FESTIVAL (21.00069)

Recommendation: That the information be noted.

Report: This report provides the background to the 2015 Inland Sea of Sound Festival, which is in a new format and venue this year. The 2015 Inland Sea of Sound Festival will commence at 5:30pm on Friday 6 and conclude at 4:00pm on Sunday 8 November. It is an endorsed Bathurst Bicentennial event.

A memorandum of cooperation has been agreed to with the Bathurst Goldfields who will provide the venue free of charge in exchange for the right to coordinate food and drinks for the event. It has been agreed that the event will be a showcase for food and wine of the Bathurst Region.

Memoranda of Understanding have been signed with key Festival Partners: the Mitchell Conservatorium, Musica Viva Australia and Arts OutWest who are all contributing cash and resource support.

Multi award winning singer songwriter Archie Roach OA will be the headline artist performing on the opening evening with his band. The opening is an event recognising the co naming of Mount Panorama – Wahluu and activities to appropriately recognise this are being coordinated with local Aboriginal Elders.

In total the festival will feature over ninety musicians with seventy musicians from the Central West appearing alongside twenty one national musicians who all have a high profile in their field. In all the festival will present over fifty hours of engaging, high quality music over three days.

Young local performers will be offered an opportunity to perform in the festival through the Local Emerging Artists Program (LEAP) which will be coordinated through BMEC's Local Stages Program.

Artists will appear simultaneously on five stages across the Bathurst Goldfields which presents an ideal festival location with an array of existing infrastructure perfect for a music festival all within a location of iconic importance to Bathurst. The event has significant potential to be a legacy event continuing annually beyond the Bicentennial year and representing a destination attraction for the region.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 20: To provide a range of cultural facilities, programs, activities and events and to support and enhance cultural and social activities across the community. Strategy 20.2
- Objective 20: To provide a range of cultural facilities, programs, activities and events and to support and enhance cultural and social activities across the community. Strategy 20.6

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3
- Objective 26: To encourage and support the provision of a range of opportunities for life long education across the Bathurst community. Strategy 26.2

MINUTE

**48 Item 4 BATHURST MEMORIAL ENTERTAINMENT CENTRE - 2015 INLAND
SEA OF SOUND FESTIVAL (21.00069)**

MOVED: Cr G Westman SECONDED: Cr M Morse

RESOLVED: That the information be noted.

5 CCTV FUNDING PROGRAM FOR CENTRAL BUSINESS DISTRICT (CBD) PREMISES (16.00145)

Recommendation: That Council:

- (a) Approve the process for the CCTV Funding Program for Central Business District (CBD) Premises as outlined in the report.
- (b) Appoint a Councillor as the delegate on the CCTV Funding Program for CBD Premises Assessment Group.

Report: Council has provided \$10,000 in its 2015/2016 Delivery Plan and Annual Operating Plan up to a maximum amount of \$500 on a dollar for dollar basis for businesses who address the criteria under the CCTV Funding Program for Central Business District (CBD) Premises.

The applications will need to address the following criteria:

1. Specifications, quality and source of equipment.
2. Surveillance equipment registered with Bathurst Police.
3. Completion of installation within 90 days of approval.
4. Information supporting and addressing the need for CCTV in the business location.
5. Potential for coverage of the public space adjacent to the premises.

It is proposed that the CCTV Funding Program for the CBD Premises Assessment Group will include:

- (a) Councillor Delegate
- (b) Police Representative
- (c) Bathurst Business Chamber Representative.
- (d) Council Staff Delegate

Each application will be assessed by the Assessment Group following which the Group will provide its recommendations to Council for approval.

Financial Implications: Council has provided \$10,000 in the Annual Operating Plan 2015/2016 for CCTV Funding Program for CBD Premises.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

49 Item 5 CCTV FUNDING PROGRAM FOR CENTRAL BUSINESS DISTRICT (CBD) PREMISES (16.00145)

MOVED: Cr B Bourke SECONDED: Cr W Aubin

RESOLVED: That Council:

- (a) Approve the process for the CCTV Funding Program for Central Business District (CBD) Premises as outlined in the report.
- (b) Appoint Councillor North as the delegate on the CCTV Funding Program for CBD Premises Assessment Group.

6 2014 UNEARTH CENTRAL NSW CAMPAIGN SUMMARY (20.00020)

Recommendation: That the information be noted.

Report: In 2014 Central NSW Tourism (CNSWT) secured significant funding from Destination NSW to roll out a regional marketing campaign. This campaign was called 'Unearth Central NSW' with its two key streams of communication being:

1. Food and wine; and
2. Destination weddings.

Council is a financial partner to this program. Other financial partners are included in the Campaign Summary, at **attachment 1**.

The campaign rolled out a new look and feel marketing brand for CNSWT, that included a consumer focussed website visitcentralnsw.com.au. The program included a range of marketing initiatives including a significant paid media and public relations program.

The campaign summary details the performance of Year 1 of a proposed three year campaign. Year 2 of the campaign is currently in the market and a future report will be provided to Council on the outcomes of Year 2.

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

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 4: To market Bathurst as a great place to live, work, study, invest and play. Strategy 4.1, 4.4, 4.7

MINUTE

50 Item 6 2014 UNEARTH CENTRAL NSW CAMPAIGN SUMMARY (20.00020)
MOVED: Cr M Morse SECONDED: Cr G Westman

RESOLVED: That the information be noted.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Alan Cattermole', with a stylized flourish at the end.

Alan Cattermole
DIRECTOR
CULTURAL & COMMUNITY SERVICES

POLICY COMMITTEE MEETING

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MINUTES - POLICY COMMITTEE MEETING - 2 SEPTEMBER 2015 (07.00064)

Recommendation: That the recommendations of the Policy Committee Meeting held on 2 September 2015 be adopted.

Report: The Minutes of the Policy Committee Meeting held 2 September 2015, are attached.

Financial Implications: N/A

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

51 Item 1 MINUTES - POLICY COMMITTEE MEETING - 2 SEPTEMBER 2015
(07.00064)

MOVED: Cr I North SECONDED: Cr G Westman

RESOLVED: That the recommendations of the Policy Committee Meeting held on 2 September 2015 be adopted.

MINUTES OF THE POLICY COMMITTEE
HELD ON 2 SEPTEMBER 2015

MEETING COMMENCES

1 MEETING COMMENCES 6:00 PM

Present: Councillors Rush (Chair), Aubin, Bourke, Coote, Hanger, Jennings, Morse, North, Westman.

APOLOGIES

2 APOLOGIES

Nil.

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - POLICY COMMITTEE MEETING - 5 AUGUST 2015 (07.00064)
MOVED Cr G Westman and **SECONDED** Cr I North

RESOLVED: That the Minutes of the Policy Committee Meeting held on 5 August 2015 be adopted.

DECLARATION OF INTEREST

4 DECLARATION OF INTEREST 11.00002
MOVED Cr I North and **SECONDED** Cr M Coote

RESOLVED: That the Declaration of Interest be noted.

RECEIVE AND DEAL WITH DIRECTORS' REPORTS

Director Corporate Services & Finance's Report

5 Item 1 POLICY - RATES - RECOVERY OF RATES AND CHARGES (16.00015 & 41.00089)
MOVED Cr G Westman and **SECONDED** Cr M Morse

RESOLVED: That Council adopt the Policy Rates - Recovery of Rates and Charges.

GENERAL BUSINESS

6 Item 1 TREES, SUTTON STREET, BETWEEN BRADWARDINE ROAD AND WATER TOWER (25.00072)

This is page 1 of Minutes of the Policy Committee held on 2 September 2015.

Cr Hanger - requested a report on condition of these trees.

7 **Item 2 VENESS STREET PARK (04.00060)**

Cr Hanger - enquired as to what is the name of the Park.

8 **Item 3 WEST STREET FOOTPATH (25.00433)**

Cr Hanger - asked is it possible to opt out of the rates for the footpaths in this area as he does not use them?

9 **Item 4 ASTHMA INCIDENTS (09.00011)**

Cr Jennings - noted the rate of Asthma incidents in Bathurst is a concern. Bathurst, Tamworth and Albury have PM10 particulates data collected only. Can we request PM2.5 data also be collected for Bathurst.

10 **Item 5 BUSINESS PLAN FOR SECOND TRACK, MOUNT PANORAMA (20.00278)**

Cr Jennings - asked when will this plan be prepared.

The General Manager spoke to process in place.

11 **Item 6 BRICKWORK - BICENTENARY MONUMENT (36.00518)**

Cr Jennings - advised has received some concerns about condition of brickwork.

The Mayor noted some oxidisation is occurring and spoke to cleaning technique.

12 **Item 7 SPORTS MARKETING BUDGET PROGRAM (20.00020)**

Cr Jennings - asked for status on this matter.

The General Manager advised meetings are occurring August/September to progress this.

13 **Item 8 GEORGES PLAINS CREEK CLEARING (31.00002)**

Cr Jennings - asked is this being cleared out?

26 **Item 18 KANGAROOS - MOUNT PANORAMA (14.00665)**

Cr Aubin - noted accident at recent 12 Hour event. Appears nothing is being done. Kangaroos are in significantly greater numbers. Council needs to do something.

27 **Item 19 PLACEMENT OF DISABLED SPACE - DOMAIN CAR PARK (04.00105)**

Cr North - asked could we look at placement of disabled spot and also putting a second spot in. This was raised by the Access Committee. The Committee also raised the issue of sight lines across round-a-bout, much of it is about education. Could the Mayor raise this in his column.

28 **Item 20 STAND PIPES PROPOSAL - PERTHVILLE (32.00013)**

Cr North - noted this matter was raised last year. Could Council look at this again and perhaps discuss it at a Village meeting.

29 **Item 21 GREAT WESTERN HIGHWAY ROAD WORKS (25.00018)**

Cr North - asked have we raised issue of extension of the Highway Upgrade for beyond the Gold Panner with the State Government?

The Mayor advised a letter has gone to local member and discussions have occurred. Will be speaking to Minister, the Hon Duncan Gay.

30 **Item 22 EGLINTON HALL PARK OPERATION PROCEDURES (22.00350, 18.00177)**

Cr North - asked could a report come back on how usage of Eglinton Hall is controlled, showing guidelines in place, who holds keys, etc.

31 **Item 23 LINE MARKING - MACHATTIE PARK, WILLIAM STREET (AUTHORISED ZONE) (25.00002)**

Cr Bourke - asked could this area be more clearly marked to show it is an authorised zone.

32 **Item 24 GREEN BINS (14.00053)**

Cr Bourke - stated there is a silent protest on this proposal. There was no discussion forum, people did not have a say. Spoke to issues such as affordability,

opt in/out. What is effect on businesses in Bathurst, where does their waste go to?

The Manager Water and Waste noted businesses can opt in. Businesses looked at individually. Spoke to business operations.

The Mayor noted processes in place and the current position of Council with respect to Green Waste.

MEETING CLOSE

33 **MEETING CLOSE**

The Meeting closed at 6.40 pm

CHAIRMAN: _____

Date: _____ **(16 September 2015)**

TRAFFIC COMMITTEE MEETING

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

1 MINUTES - TRAFFIC COMMITTEE MEETING - 1 SEPTEMBER 2015 (07.00006)

Recommendation: That the recommendations of the Traffic Committee Meeting held on 1 September 2015 be adopted.

Report: The Minutes of the Traffic Committee Meeting held 1 September 2015 are attached.

Financial Implications: N/A

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

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

MINUTE

52 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 1 SEPTEMBER 2015
(07.00006)

MOVED: Cr W Aubin SECONDED: Cr I North

RESOLVED: That the recommendations of the Traffic Committee Meeting held on 1 September 2015 be adopted.

MINUTES OF THE TRAFFIC COMMITTEE
HELD ON 1 SEPTEMBER 2015

MEETING COMMENCES

1 MEETING COMMENCES 2:00 PM

Members: Cllr Warren Aubin (Chair), Sergeant Peter Foran (Police), David Veness (MP Representative), David Vant and Deanne Freeman (Roads and Maritime Services).

Present: Darren Sturgiss (Manager Technical Services), Paul Kendrick (Traffic & Design Engineer).

APOLOGIES

2 APOLOGIES

Nil.

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - TRAFFIC COMMITTEE MEETING - 4 AUGUST 2015 (07.00006)

That the Minutes of the Traffic Committee Meeting held on 4 August 2015 be adopted.

DECLARATION OF INTEREST

4 DECLARATION OF INTEREST 11.00002

That the Declaration of Interest be noted.

RECEIVE AND DEAL WITH DIRECTORS' REPORTS

Director Engineering Services' Report

5 Item 1 MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD 4 AUGUST 2015 (07.00006)

That the information be noted and necessary actions be taken.

6 Item 2 PROPOSED DIRECTIONAL SIGNAGE TO BATHURST PRIVATE HOSPITAL (28.00007-05/139)

That Council approve the installation of directional signage to the Bathurst Private Hospital.

7 **Item 3 BATHURST'S BIGGEST EXPO AND CHRISTMAS MARKETS (23.00026-044)**

That Council classify Bathurst Biggest Expo to be staged on Saturday 21 November and Sunday 22 November 2015 at the Bathurst Showground as a Class 2 event, and approve the Traffic Management Plan for the event subject to conditions detailed in the Director Engineering Services' Report.

8 **Item 4 1P PARKING 252-254 STEWART STREET (25.00036-06)**

That the existing unrestricted parking outside the businesses at 252-254 Stewart Street, to the northern side of the driveway at 258 Stewart Street, be replaced with 1P parking for a trial period of 3 months then for report back to the Traffic Committee.

9 **Item 5 BATHURST 200 DYE HARD FUN RUN (23.00026-18)**

That Council approve the Traffic Management Plan for the staging of the Bathurst 200 Dye Hard Fun Run. The event is to be classified as Class 2 event and approved subject to conditions as detailed in the Director Engineering Services' report.

10 **Item 6 ASHWORTH DRIVE & BONNOR STREET INTERSECTION BARRIER LINES (25.00007-05/140)**

That Council install barrier lines at the intersection of Bonnor Street and Ashworth Drive to Bonnor Street only.

11 **Item 7 DISABLED PARKING ACCESS - INTERSECTION OF BARRACK LANE AND HOWICK STREET BATHURST (28.00016-05/069)**

That Council approve an upgrade of the existing disabled parking space out the front of 175 Howick Street in accordance with AS 2890.5-2009.

12 **Item 8 TOUR DE RANGE CHARITY PUSH BIKE CHALLENGE (23.00026-18/107)**

That Council classify the Tour de Range Charity Push Bike Challenge to be held on Sunday 15 November 2015 as a Class 2 event, and approve the event subject to conditions as detailed in the Director Engineering Services' report.

13 **Item 9 BATHURST BICENTENARY GALA BALL EVENT - EXTENSION OF DATES FOR ROAD CLOSURE (04.00073-04)**

That Council approve the additional day required for dismantling of equipment associated with the Bathurst Bicentenary Gala Ball event, subject to conditions of previous report.

TRAFFIC REGISTER

14 Item 1 TRAFFIC REGISTER (07.00006)

That the information be noted.

MEETING CLOSE

15 MEETING CLOSE

The Meeting closed at 3.00pm.

DELEGATES REPORTS AND MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

16 SEPTEMBER 2015

1 COUNCILLORS MEETING WITH COMMUNITY GROUPS/REPRESENTATIVES - 12 AUGUST 2015 (11.00019)

Recommendation: That the information be noted.

Report: **Present:** Councillors North (Chair), Aubin, Bourke, Coote, Hanger, Morse, Westman.

Apologies: Crs Rush and Jennings

1. BATHURST AERO CLUB (21.00008)

Aero Club members John Nicoll (President), Chris Stott, Ed Collins and Jerry Trevor-Jones met with Council to discuss future infrastructure needs of the Aerodrome.

Discussion included:

- Infrastructure issues such as taxi ways and general safety of the airport area.
- Compliance with CASA requirements
- Available funding including grants and operational revenues
- Usage levels of the aerodrome by groups such as training aircraft, RPT Service, air ambulance etc
- Aerodrome Master Plan that has recently been adopted for the airport
- Economic potential for the aerodrome such as training schools

2. NSW RURAL FIRE SERVICE (18.00223)

Senior Group Captain Jeff Larsen, Superintendent Tom Shirt (Team Manager) Superintendent Greg Wardle (Acting Team Manager) attended to brief Council on the role of the Chifley Rural Fire Service.

The presentation included:

- A Volunteer's perspective
- Overview
- Bathurst Fire Control Centre and the Management Team
- Functional areas
- funding model

Discussion included:

- Chifley Zone (Bathurst, Lithgow, Oberon) includes 53 Brigades, 21 in Bathurst
- Bathurst has 1,041 volunteer members and 52 operational vehicles
- Statistics for Bathurst for 2014/2015 - 245 incidents (fires, oil on roadway, assist other agencies, other)
- Vehicles include 44 fire fighting vehicles and 4 other vehicles
- conducted 60 training and assessment events this year to volunteers
- Community Safety Program - hazard complaints, reduction planning, bush fire risk management, community protection plans, neighbourhood safer places
- 3 major fires since 2007 (Billywillinga, Macquarie Woods, Bathurst/Oberon)
- Outline of funding process - initial budget estimates prepared by District Office, bid submitted to NSWRFSS, allocation advised

- All funding comes from the Rural Fire Fighting Fund.
- Funding bid over last 3 years has focused on building the new Fire Control Centre (have forgone bidding for appliances)
- Work has not commenced on the new Fire Control Centre
- waiting on resolution to the current funding issues

Financial Implications: Nil.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 23: To encourage a supportive and inclusive community. Strategy 23.3
- Objective 30: To identify the needs of the community and encourage and support communication, interaction and support within the community. Strategy 30.5

MINUTE

**53 Item 1 COUNCILLORS MEETING WITH COMMUNITY
GROUPS/REPRESENTATIVES - 12 AUGUST 2015 (11.00019)**

MOVED: Cr I North SECONDED: Cr G Westman

RESOLVED: That the information be noted.

2 CENTROC BOARD MEETING (07.00017)

Recommendation: That the report on the CENTROC Board Meeting held 12 August 2015 in Parliament House be noted.

Report: The Centroc Board meeting was held at Parliament House Canberra 12 August 2015. In attendance were representatives from Central West RDA, the Department of Premier and Cabinet and Mayors and General Managers from across the region.

Federal Member for Hume, Angus Taylor co-ordinated the Parliament visit.

Ministers and Parliamentary Secretaries that addressed the Board were:

- The Hon Sussan Ley, Minister for Health
- Mr Adam Fitzgibbons, Advisor to the Deputy Prime Minister Warren Truss
- The Hon Jamie Briggs, Assistant Minister for Infrastructure and Regional Development
- The Hon Malcolm Turnbull, Minister for Communications
- The Hon Ian Macfarlane, Minister for Industry and Science
- The Hon Bob Baldwin, Parliamentary Secretary to the Minister for Environment
- The Hon Kelly O'Dwyer, Parliamentary Secretary to the Treasurer
- Senator Richard Colbeck, Parliamentary Secretary to the Minister for Agriculture
- Federal Members Angus Taylor, John Cobb and Mark Coulton

CENTROC's ongoing presence at Parliament House was encouraged by Federal Ministers who were keen to impress on the Board, the Federal Government's enthusiasm for working with Local Government, especially Local Government working collaboratively at the regional level.

Discussions were held on various matters including;

Transport Infrastructure - Centroc Members resolved to advocate for a second crossing over the Hawkesbury River as part of its approach to the Bells line of Road.

Centroc will be working closely with TfNSW regarding the timing and next steps for the securing of the Bells line of Road between M7 and Kurrajong. On 16 July the Chair and a small delegation attended a consultation meeting on securing the corridor for the Bells line of Road.

At the Board meeting it was suggested that CENTROC re-engage with appropriate stakeholders, along with Western Sydney Councils for further work in this space.

The Melbourne to Brisbane Inland Rail project was discussed with various Ministers throughout the day and the Board resolved to ramp up advocacy in support of this project.

Further follow up will be undertaken with Minister Truss's office regarding support for navigating the funding framework for our priority projects.

Water Security –The final report for the CEEP 2, Nexus between Water and Energy Program and the Water Loss Management Toolkit was adopted by the Board.

Health – The Health Workforce Group will be asked to provide policy advice with regard to optimising the role of Local Government with the new Public Health Network in Western

NSW, with this advice to recognise the limitations of the role that Local Government can play in the Health sector.

The issue of the drug ice affecting many of our regional communities was raised with the Minister for Health Sussan Ley, where further follow up in regards to education on the drug through the Life Education program as a suggested step to tackling early prevention.

The matter of change to the funding framework for radiology was also raised and Centroc will be providing further advocacy.

Telecommunications – Advice was received by the Minister for Communications Malcolm Turnbull regarding the rollout of the NBN, by 2020.

Advice regarding the current campaign by Regional TV stations (e.g. local content) was provided to the Board by the Minister. Various concerns regarding TV reception and towers were raised with the Minister. The Minister undertook to provide follow-up.

Regional Development – A Regional Roundtable will be progressed through the Executive with support from DPC and RDA. This will be informed by the opportunities and other feedback provided by the meetings in Canberra.

Planning - The Regional Growth Plan has progressed very well. A recommendation to the Department of Planning will be that elected members make up 50% of representation for the region in future Growth Plan committees.

The Joint Organisation (JO) Pilot progress – The Mid Pilot report, a survey on the JO Pilot to date for feedback and the State Standing Committee into Local Government Reform (first) transcript will be provided to the Board when available. JO updates have been sent out between Board meetings and have been provided to Councillors.

Operational – Centroc staff continue to maintain savings for the Region. To date a total Net Savings of \$2,929,713 has been achieved for Councils for its operational support program since its inception in 2009.

Financial – The Board gave permission for the accounts to be signed under the auspices of the Treasurer if the financial result after the audit does not differ greatly from the figures presented in the Board report dated 30 June 2015. A budget for the 2015/2016 financial year was provided. Centroc activities and projects are tracking well to date.

There is a lot of valuable collaborative activity going on in this region supported at both the State and Federal levels. Centroc member's collaborative efforts were recognised by Federal Members of Parliament, for better outcomes they achieve for the region.

Financial Implications: Council's involvement in CENTROC is provided for within existing budget allocations.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 1: To attract employment, generate investment and attract new economic development opportunities. Strategy 1.1

MINUTE

54 Item 2 CENTROC BOARD MEETING (07.00017)
MOVED: Cr G Westman SECONDED: Cr W Aubin

RESOLVED: That the report on the CENTROC Board Meeting held 12 August 2015 in Parliament House be noted.

MINUTE

55 RESOLVE INTO CONFIDENTIAL COMMITTEE OF THE WHOLE TO DEAL WITH CONFIDENTIAL REPORTS
MOVED: Cr W Aubin SECONDED: Cr I North

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

There were no representations from the public.

RESOLVED: That:

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

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

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	VOLUNTARY PLANNING AGREEMENT CRUDINE RIDGE WIND FARM	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	BATHURST HARNESS RACING 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..
2	MOUNT PANORAMA - PROPOSED NEW EVENT	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	NEW RESIDENTIAL LEASE - PART LOT 2 IN DP749758 KNOWN AS 200 COLLEGE ROAD, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
4	RENEWAL OF LICENCE AGREEMENT - PACIFIC AUTOMOTIVE HOLDINGS PTY LTD T/A THRIFTY CAR RENTAL - COUNTER SPACE, TERMINAL BUILDING, 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.
5	PROPOSED DEMOLITION OF RESIDENCE - LOT 2 IN DP532310 KNOWN AS 180 COLLEGE ROAD, BATHURST	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the

		public interest as it would prejudice the commercial position of the person who supplied it.
6	PROPOSED REDUCTION IN SALE PRICE - LOT 402 IN DP1150519 KNOWN AS 17 MCGIRR STREET, BATHURST	10A (2) (c) – contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. Discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it would prejudice council's position in negotiating commercial and or financial arrangements.

*** DIRECTOR ENGINEERING SERVICES' REPORT**

ITEM	SUBJECT	REASON FOR CONFIDENTIALITY
1	CENTROC TENDER FOR SUPPLY & DELIVERY OF BITUMEN EMULSION TO CENTRAL NSW COUNCILS	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	CROWN ROAD AT ROCKLEY	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.

*** GENERAL MANAGER'S REPORT**

ITEM	SUBJECT	REASON FOR
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Resolve Into Confidential Committee Of The Whole To Deal With Confidential Reports to the Council Meeting 16/09/2015

GENERAL MANAGER

MAYOR
Page 177

		CONFIDENTIALITY
1	LEASE OF HANGAR - BATHURST AERODROME TO BURKES TRANSPORT PTY LTD	10A (2) (d) (i) – contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it. Discussion of the matter in open council would, on balance, be contrary to the public interest as it would prejudice the commercial position of the person who supplied it.
2	WASTEWATER TREATMENT PLANT OPERATIONS	10A (2) (c) – contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. Discussion of the matter in an open meeting would, on balance, be contrary to the public interest as it would prejudice council's position in negotiating commercial and or financial arrangements.

**DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' CONFIDENTIAL
MINUTES**

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

16 SEPTEMBER 2015

MINUTE

a Item 1 VOLUNTARY PLANNING AGREEMENT CRUDINE RIDGE WIND FARM (20.00248)

MOVED: Cr J Jennings SECONDED: Cr G Westman

That Council:

- (a) agree in principle to enter into a Voluntary Planning Agreement for the Crudine Ridge Wind Farm as outlined in the report; and
- (b) note that following public exhibition of the draft agreement a further report will be presented to Council.

DIRECTOR CORPORATE SERVICES & FINANCE'S CONFIDENTIAL MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

16 SEPTEMBER 2015

MINUTE

- b **Item 1 BATHURST HARNESS RACING CLUB (18.00107)**
MOVED: Cr M Morse SECONDED: Cr W Aubin

That Council

- (a) act in accordance with Option 1 of the report.
- (b) as a matter of urgency, prepare a report on the feasibility of conducting a cull of kangaroos on Mount Panorama and surrounding areas before the 12 Hour Race in February 2016.

MINUTE

- c** **Item 2 MOUNT PANORAMA - PROPOSED NEW EVENT (04.00136)**
MOVED: Cr W Aubin SECONDED: Cr I North

That Council act in accordance with the report.

MINUTE

**d Item 3 NEW RESIDENTIAL LEASE - PART LOT 2 IN DP749758 KNOWN AS
200 COLLEGE ROAD, BATHURST (22.05258)**

MOVED: Cr W Aubin SECONDED: Cr B Bourke

That Council approves entering into a new Residential Tenancy Agreement for the residence only located on part Lot 2 in DP749758 known as 200 College Road, Bathurst with Mr Jesse Johnson-Bannister for a period of twelve (12) months with an option period for a further twelve (12) months as detailed in the report.

MINUTE

e Item 4 RENEWAL OF LICENCE AGREEMENT - PACIFIC AUTOMOTIVE HOLDINGS PTY LTD T/A THRIFTY CAR RENTAL - COUNTER SPACE, TERMINAL BUILDING, BATHURST AERODROME (21.00044)
MOVED: Cr I North SECONDED: Cr W Aubin

That Council approves entering into a new Licence agreement with Pacific Automotive Holdings Pty Ltd t/a Thrifty Car Rental for counter space, lockable cabinet and signage together with a return key facility located in the terminal building (part Lot 37 in DP1159302) at the Bathurst Aerodrome for a period of three (3) years as detailed in the report.

MINUTE

**f Item 5 PROPOSED DEMOLITION OF RESIDENCE - LOT 2 IN DP532310
KNOWN AS 180 COLLEGE ROAD, BATHURST (22.02563)
MOVED: Cr I North SECONDED: Cr G Westman**

That Council approves the demolition of the residence located on Lot 2 in DP532310 and known as 180 College Road, Bathurst as detailed in the report.

MINUTE

**g Item 6 PROPOSED REDUCTION IN SALE PRICE - LOT 402 IN DP1150519
KNOWN AS 17 MCGIRR STREET, BATHURST (22.14003)
MOVED: Cr M Morse SECONDED: Cr W Aubin**

That Council approves the reduction in sale price for the residence located on Lot 402 in DP1150519 known as 17 McGirr Street, Bathurst in accordance with the report.

DIRECTOR ENGINEERING SERVICES' CONFIDENTIAL MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

16 SEPTEMBER 2015

MINUTE

**h Item 1 CENTROC TENDER FOR SUPPLY & DELIVERY OF BITUMEN
EMULSION TO CENTRAL NSW COUNCILS (07.00017)**

MOVED: Cr W Aubin SECONDED: Cr I North

That Council accept the tender from Boral Asphalt for the supply and delivery of Bitumen Emulsion until 28 February 2017.

MINUTE

i Item 2 CROWN ROAD AT ROCKLEY (25.00115)
MOVED: Cr G Westman SECONDED: Cr W Aubin

That Council approve the transfer of a portion of East Street, Rockley, a Crown public road located at the Village of Rockley, as detailed in the Director Engineering Services' report.

GENERAL MANAGER'S CONFIDENTIAL MINUTES

ORDINARY MEETING OF BATHURST REGIONAL COUNCIL

16 SEPTEMBER 2015

MINUTE

**j Item 1 LEASE OF HANGAR - BATHURST AERODROME TO BURKES
TRANSPORT PTY LTD (21.00083)**

MOVED: Cr G Westman SECONDED: Cr W Aubin

That Council confirm the lease conditions for Lot 4 DP847356 located at Bathurst Aerodrome, with Burkes Transport (Bathurst) Pty Ltd as approved by Council on 15 July 2015.

MINUTE

k Item 2 WASTEWATER TREATMENT PLANT OPERATIONS (37.00410)
MOVED: Cr G Westman SECONDED: Cr J Jennings

That the information be noted.

MINUTE

56 RESOLVE INTO OPEN COUNCIL
MOVED: Cr W Aubin SECONDED: Cr J Jennings

RESOLVED: That Council resume Open Council.

MINUTE

57 ADOPT REPORT OF THE COMMITTEE OF THE WHOLE
MOVED: Cr G Westman SECONDED: Cr J Jennings

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

Crs Bourke, Morse and North asked for their negative vote to be recorded against Item #1 of the General Manager's Confidential Report.

Cr Jennings asked for his negative vote to be recorded against Item #1 of the Director Corporate Services & Finance's Confidential Report.

MINUTE

58 MEETING CLOSE

The Meeting closed at 9.31 pm.

CHAIRMAN: _____

Date: _____ **(21 October 2015)**