

28 March 2012

His Worship the Mayor & Councillors

I have to advise that a **Policy Committee Meeting** will be held in the Council Chambers on Wednesday, 4 April 2012 commencing at 5.00 pm.



D J Sherley
GENERAL MANAGER

BUSINESS AGENDA

POLICY COMMITTEE

TO BE HELD ON WEDNESDAY, 4 APRIL 2012

1. 5:00 PM - MEETING COMMENCES
2. APOLOGIES
3. REPORT OF PREVIOUS MEETING
 - * Minutes - Policy Committee Meeting - 7 March 2012
4. 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.
5. RECEIVE AND DEAL WITH DIRECTORS' REPORTS
 - * Director Environmental Planning & Building Services' Report
 - * Director Corporate Services & Finance's Report
6. GENERAL BUSINESS
7. DISCUSSION FORUM - DEVELOPMENT APPLICATION SUBMISSIONS - Nil
8. DISCUSSION FORUM OTHER - Nil
9. MEETING CLOSE

MINUTE

1 MEETING COMMENCES

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

In attendance: General Manager, Director Corporate Services & Finance, Director Cultural & Community Services, Director Engineering Services, Acting Director Environmental Planning & Building Services, Manager Corporate Governance, Manager Recreation, Manager Technical Services, Manager Water & Waste, Acting Manager Environment.

MINUTE

2 APOLOGIES

MOVED: I North SECONDED: B Bourke

RESOLVED: That the apologies from Cr Toole & Carpenter be accepted and leave of absence granted. Cr Hangar advised that he will be arriving late to the meeting.

POLICY COMMITTEE
REPORT OF PREVIOUS MEETING & MINUTE

**REPORT OF PREVIOUS MEETING TO THE POLICY COMMITTEE MEETING HELD ON 4
APRIL 2012**

General Manager
Bathurst Regional Council

1 MINUTES - POLICY COMMITTEE MEETING - 7 MARCH 2012 (07.00064)

Recommendation: That the Minutes of the Policy Committee Meeting held on 7 March 2012 be adopted.

Report: The Minutes of the Policy Committee Meeting held 7 March 2012, 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

3 Item 1 MINUTES - POLICY COMMITTEE MEETING - 7 MARCH 2012 (07.00064)

MOVED: B Bourke SECONDED: W Aubin

RESOLVED: That the Minutes of the Policy Committee Meeting held on 7 March 2012 be adopted.

MINUTES OF THE POLICY COMMITTEE
HELD ON 7 MARCH 2012

MEETING COMMENCES

1 MEETING COMMENCES

Present: Councillors Westman (Chair), Aubin, Bourke, Carpenter, Hanger, Morse, North, Thompson.

In attendance: General Manager, Director Corporate Services & Finance, Director Cultural & Community Services, Director Engineering Services, Director Environmental Planning & Building Services, Manager Corporate Governance, Manager Technical Services, Manager Recreation.

APOLOGIES

2 APOLOGIES

MOVED Cr B Bourke

and **SECONDED** Cr M Morse

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

REPORT OF PREVIOUS MEETING

3 Item 1 MINUTES - POLICY COMMITTEE MEETING - 1 FEBRUARY 2012 (07.00064)

MOVED Cr W Aubin

and **SECONDED** Cr I North

RESOLVED: That the Minutes of the Policy Committee Meeting held on 1 February 2012 be adopted.

DECLARATION OF INTEREST

4 DECLARATION OF INTEREST 11.00002

MOVED Cr B Bourke

and **SECONDED** Cr I North

RESOLVED: That the Declaration of Interest be noted.

RECEIVE AND DEAL WITH DIRECTORS' REPORTS

Director Corporate Services & Finance's Report

5 Item 1 BATHURST DOMESTIC VIOLENCE LIAISON COMMITTEE (21.00023)

MOVED Cr M Morse

and **SECONDED** Cr W Aubin

RESOLVED: That Council appoint Councillor Carpenter as a Duty Councillor to the

Bathurst Domestic Violence Liaison Committee with Councillor North as an alternate.

- 6** **Item 2 RURAL FIRE SERVICE - RURAL FIRE DISTRICT SERVICE AGREEMENT - CHIFLEY ZONE (13.00020)**
MOVED Cr R Thompson and **SECONDED** Cr I North

RESOLVED: That Council sign the Rural Fire District Service Agreement - Chifley Zone.

Director Engineering Services' Report

- 7** **Item 1 MURRAY DARLING BASIN PLAN (07.00047)**
MOVED Cr I North and **SECONDED** Cr T Carpenter

RESOLVED: That the information be noted.

GENERAL BUSINESS

- 8** **TRAIN PROVISION BATHURST TO RAGLAN DURING FLOOD (13.00031)**

Cr Bourke - congratulated those who put in place the train operations during the recent flood.

The **Manager Corporate Governance** spoke to local emergency management plan in place and that this provision is contained in this plan.

- 9** **RECENT FLOODS (13.00031)**

Cr North - spoke to actions taken and noted we should be out there advertising the processes in place. Staff and other groups put in place an awesome response.

- 10** **MOUNT PANORAMA 50 YEAR CELEBRATIONS (23.00026)**

Cr North - asked where this was at? V8 Supercars will organise something. Council should do something eg. get the old drivers here and have a parade in town, as a one-off. We do not have details on what V8's are going to do. Request report to next meeting.

The **Director Corporate Services & Finance** spoke of current staffing changes at V8 Supercars and discussions on proposed events and parade. Meeting will occur in March.

- 11** **FLOOD - ROAD CONDITIONS (13.00031)**

Cr North - suggested we look at current schedule of priorities and alter where required.

- 12** **BATHURST AIRPORT OPERATIONS (21.00008)**

Cr North - asked if a report can comeback to Council on this. Spoke to operations by REX, future reseal needs, sewerage needs, air cadet operations.

13 PARK STREET/LAMONT PLACE - EGLINTON ACCESS WALKWAY (25.00107)

Cr North - advised this is still gravel and asked if Council can look at putting a concrete path in here as it has high usage. Perhaps include for consideration in 2012/13 budget.

14 FLOOD DAMAGE - GOVERNMENT FUNDING (13.00031)

Cr Aubin - asked if Council can get access to funding for roadworks.

The **Director Engineering Services** advised that Council is currently applying for relevant status/funding.

15 VEGETATION MANAGEMENT PLAN - PLANTING CITY ENTRANCES (13.00001)

Cr Aubin - would like a policy change to allow entrances eg. near RTA offices to be planted out with non-native species. Requested Council hold a working party on this matter.

16 URBAN DRAINAGE PLANTING (20.00174)

Cr Aubin - expressed concerns at how these look unattractive and queried who is responsible for weeding? This needs to be looked at.

17 BATHURST CITY COUNCIL 150 YEARS CELEBRATIONS (16.00118)

Cr Morse - November 2012 marks 150 years of Bathurst City Council. Requests General Manager to write letter to Bathurst District Historical Society to seek their support in researching the history of Bathurst City Council.

18 WASTE 2 ART (23.00026)

Cr Morse - congratulated Council on being involved again. Spoke to workshops being held at the Art Gallery.

19 FLAG POLES ENTRANCE TO BATHURST (18.00269)

Cr Morse - asked Council to write to Lions Club asking when will the broken pole be replaced.

20 COUNCIL CHAMBERS - SET UP (11.00005)

Cr Morse - requests that the Chamber be prepared for Council meeting 15 minutes before the meeting.

21 YEAR OF THE FARMER (23.00026)

Cr Thompson - can we make sure Council promotes this when possible.

22 FLOODS (13.00031)

Cr Carpenter - thanked everyone for their efforts.

23 GREAT WESTERN HIGHWAY UPGRADE (13.00031)

Cr Carpenter - could the RMS be asked to consider putting in a rail service between Bathurst and Raglan during all occasions the highway is closed due to flooding.

24 ALTERNATE ENERGY FUNDING - AQUATIC CENTRE (04.00027)

Cr Carpenter - technology is continually upgrading, can we look at updating our plan for the Aquatic Centre, so we can apply for funding when it becomes available.

The **Director Environmental, Planning & Building Services** advised that Council is already updating the plan.

25 GREENING BATHURST - ENTRANCES TO CITY (07.00097)

Cr Carpenter - advised Greening Bathurst agree that a contribution of local and non-local species could be used to the City entrances.

26 BATHURST SHOW SOCIETY - 150 YEARS CELEBRATIONS (18.00108-03)

Cr Carpenter - noted that they are celebrating their 150th Anniversary, can Council look at getting involved in this?

Discussion occurred as to whether the anniversary date is 1862 or 1868.

27 OHKUMA SISTER CITY COMMEMORATION SERVICE - 11 MARCH 2012 (23.00011)

Cr Carpenter - spoke to issues with Ohkuma and inability to return to the town. There will be a ceremony at the Japanese Gardens on the anniversary of the Tsunami occurring.

28 FLOODS (13.00031)

Cr Hanger - congratulated all people involved.

MEETING CLOSE

29 MEETING CLOSE

The Meeting closed at 5.34 pm.

CHAIRMAN: _____

Date: _____ **(21 March 2012)**

MINUTE

4 DECLARATION OF INTEREST 11.00002

MOVED: B Bourke SECONDED: W Aubin

RESOLVED: That the Declaration of Interest be noted.

POLICY COMMITTEE
DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT & MINUTES
4 APRIL 2012

**DIRECTOR ENVIRONMENTAL PLANNING & BUILDING SERVICES' REPORT TO THE
POLICY COMMITTEE MEETING HELD ON 4 APRIL 2012**

General Manager
Bathurst Regional Council

1 INTRODUCTION OF USER FEES: LIVESTOCK IMPOUNDING YARDS (22.00165)

Recommendation: That Council endorse the introduction of a deposit and hire fee associated with the use of Council's Stock Impounding Yards and note that the proposed fee structure will be exhibited as part of the 2012/13 Revenue Policy.

Report: Council's Stock Impounding Yards, located at Lot 1, DP 784476, Vale Road South Bathurst (adjacent to the former Bathurst Saleyards) were retained following the closure of the Saleyards so that stray livestock could be impounded and transferred.

These impounding yards have also been made available for use by local farmers for the loading or transfer of livestock. It is important that the use of these facilities by local farmers is retained, however, there is a cost involved in the provision and the cleaning of the facilities.

It is therefore proposed to introduce a deposit and user fee associated with the premises to cover the cost of staff time and to ensure that the facilities are kept in a clean and tidy state by users:

- A \$200.00 deposit to be paid to Council upon hiring of the stock impounding yards and refunded if yards left in clean and undamaged state.
- A \$50.00 per day hire fee.

Users of the facility will also have to provide Council with a copy of their public liability insurance cover prior to use.

It is not intended for the facilities to be used as a commercial livestock transfer station.

The proposed fee will be advertised as part of the exhibition of Council's 2012/13 Revenue Policy.

Financial Implications: A \$200.00 deposit to be paid to Council upon hiring of the stock impounding yards and refunded if yards left in clean and undamaged state and a \$50.00 per day hire fee.

Bathurst 2036 Community Strategic Plan - Objectives and Strategies

- Objective 17: To encourage living, vibrant and growing villages and rural settlements. Strategy 17.8

MINUTE

5 Item 1 INTRODUCTION OF USER FEES: LIVESTOCK IMPOUNDING YARDS
(22.00165)

MOVED: I North SECONDED: R Thompson

RESOLVED: That Council endorse the introduction of a deposit and hire fee associated with the use of Council's Stock Impounding Yards and note that the proposed fee structure will be exhibited as part of the 2012/13 Revenue Policy.

Yours faithfully

A handwritten signature in black ink, appearing to read 'D R Shaw', with a large, stylized flourish at the end.

D R Shaw
DIRECTOR
ENVIRONMENTAL, PLANNING & BUILDING SERVICES

POLICY COMMITTEE
DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT & MINUTES
4 APRIL 2012

**DIRECTOR CORPORATE SERVICES & FINANCE'S REPORT TO THE POLICY
COMMITTEE MEETING HELD ON 4 APRIL 2012**

General Manager
Bathurst Regional Council

**1 THE IMPACT OF COST SHIFTING ON NSW LOCAL GOVERNMENT: A SURVEY OF
COUNCILS - FINANCIAL YEAR 2009/2010 (03.00020)**

Recommendation: That the information be noted.

Report: Council received from the Local Government and Shires Association of NSW The Impact of Cost Shifting on NSW Local Government: A Survey of Councils - Financial Year 2009/2010.

The report can be found at **attachment 1**.

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
- 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

6 Item 1 THE IMPACT OF COST SHIFTING ON NSW LOCAL GOVERNMENT: A SURVEY OF COUNCILS - FINANCIAL YEAR 2009/2010 (03.00020)

MOVED: W Aubin SECONDED: M Morse

RESOLVED: That the information be noted.

2 DELEGATIONS REGISTER REVIEW (41.00088)

Recommendation: That Council adopt the Delegations Register as tabled.

Report: Council under Section 377 of the Local Government Act 1993 may delegate certain authority to the General Manager or any other person or body (not including another employee of the Council). Council has in place a detailed list of delegations to the General Manager the Mayor and some other bodies. Section 380 of the Local Government Act 1993 requires Council to review the delegations in the 12 months following a general local government election. Council has always undertaken a regular annual review of its delegations and that review is again due.

The Delegations Register was last updated on 3 August 2011. The document has been comprehensively reviewed and the following changes are required.

- 1 NSW Rural Fire Service - The delegation is now referred to Manager, Chifley Zone and not Zone Manager, Chifley Zone.

delete 'Zone'

2. Corporate & Executive Powers - Item 17 - to perform activities relating to Acts

The following Acts have been repealed

delete the following Acts

- *Construction Safety Act Regulation 157C (operation of Amusement Devices)*
- *Occupation Health and Safety Act 2000 plus regulations*
- *Unhealthy Building Land Act 1990*

New Legislation

add the following Act

- *Work Health and Safety Act 2011*

3. Planning & Development Delegation 416 - The Waste Minimisation and Management Act has been repealed. The legislation that now covers this delegation has these powers written into the Act and a specific delegation is no longer required.

It is intended to leave 416 intentionally blank at the present time to save renumbering the remaining delegations.

delete text from Item 416

add 'this item is left intentionally blank'

The revised Delegations Register is provided at **attachment 1**.

It is recommended that Council adopt the amended Delegations Register as tabled.

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

MINUTE

7 Item 2 DELEGATIONS REGISTER REVIEW (41.00088)

MOVED: B Bourke SECONDED: W Aubin

RESOLVED: That Council adopt the Delegations Register as tabled.

Yours faithfully



R Roach
**DIRECTOR
CORPORATE SERVICES & FINANCE**

POLICY COMMITTEE
GENERAL BUSINESS

MINUTE

8 RAGLAN CREEK - GREAT WESTERN HIGHWAY (31.00006)

Cr Bourke - expressed concern at overflowing and the closing of the Highway. Last drained creek 25 years ago, why can't we do it again? Asked Director Engineering Services to investigate how we can clear the creek. Can we please apply to clear the Creek?

The Director Engineering Services noted last time clearing occurred was in 1998, mainly Learmonth Park area. Referred to design work that has occurred for overflow channel and land purchases including Department of Lands re Crown owned property. Roads & Maritime Services have engaged GHD to do a statement of environmental effects. Main issue will now be provision of funding to undertake the works. Clearing out creek will not solve the problem, the best thing is to get the open channel, which will resolve the majority of the issues. Unlikely to get approval to clear the reeds.

MINUTE

9 SALEYARDS (22.12383)

Cr Bourke - asked where are we up to with these, remediation, particularly mentioning site and the future use. Could advice be provided to next meeting.

MINUTE

10 RAGLAN CREEK (31.00006)

Cr North - asked could a report come to Council on possible application to clear Raglan Creek.

MINUTE

11 FLOODING, MORRISSET STREET (25.00026)

Cr North - asked can a report come back to Council on the issue of the flooding around Morrisset Street. Noted meeting held with residents yesterday on this matter.

to the Policy Meeting 04/04/2012

GENERAL MANAGER

MAYOR
Page 26

MINUTE

12 FIFTY YEARS, MT PANORAMA - V8's (04.00001)

Cr North - asked will a report be coming to Councillors on the events for this year that can be held.

The Director Corporate Services & Finance noted discussions have been held with V8's. Councillors have been provided with a memo on this. Councillors will continue to be kept informed.

MINUTE

13 HERITAGE PLAN (20.00162)

Cr North - noted latest version is on the website, well done by Council.

to the Policy Meeting 04/04/2012

GENERAL MANAGER

MAYOR
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MINUTE

14 AERODROME (21.00008)

Cr North - queried whether Management Plan will allow for sewerage to be connected now that Development Application has been received for Airforce Cadets.

The Director Engineering Services spoke to use of a septic system and the cost of putting a sewerage line in.

MINUTE

15 ROCKLEY TIP (14.00075)

Cr North - advised residents have queried opening hours of the tip. Can Council look at this and have a report back to Council.

MINUTE

16 AFL - LIQUOR LICENCE 04.00112)

Cr North - advised appears to be change in what the Licensing Sergeant will allow. These are being limited to 9 pm. What involvement does Council have. Can Council check to see if this will impact other facilities, e.g. Rugby Union.

MINUTE

17 JOINT TICKET FOR CULTURAL FACILITIES (20.00020)

Cr North - thanked Council for response to request for multi-ticket option.

MINUTE

18 ILLEGAL DUMPING OF WASTE (26.00004)

Cr North - advised that apparently a local company has just been fined for illegal dumping of waste. Was Council aware of this?

The Environmental Officer advised Council was aware that EPA was taking action against a private company in the region.

MINUTE

19 CARBON TAX 16.00130)

Cr Aubin - asked do we know the impact of this on Council?

The General Manager spoke to NGERS audit undertaken and that a credit has been approved for the methane flare.

MINUTE

20 CULTURAL POLICY - PUBLIC ART (11.00003)

Cr Morse - asked could Council consider developing a Public Art Policy as a matter of urgency, independently of the Cultural Policy.

MINUTE

21 STOCKLAND CARPARK - SAFETY ISSUES (22.00046)

Cr Morse - advised there are problems at the entrance into Howick Street. Has a traffic study been done and has any actions been determined.

The Director Engineering Services advised matter was looked at by the Road Safety Officer, not aware of any recommendations/actions that have come out of this.

MINUTE

22 2013 CELEBRATIONS (20.00153)

Cr Morse - advised Council entered into a Memorandum of Understanding with Penrith, Lithgow and Blue Mountains Councils in November 2011. Celebrations start in May 2013 in those councils. Council need to look at some small events for 2013 and 2014 which are separate to Bathurst Regional Council's 2015 activities.

to the Policy Meeting 04/04/2012

GENERAL MANAGER

MAYOR
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MINUTE

23 WASTE BIN - LIBRARY/ART GALLERY (21.00021)

Cr Morse - thanked Council for installing an extra bin at this area.

to the Policy Meeting 04/04/2012

GENERAL MANAGER

MAYOR
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MINUTE

24 LAND IMPROVEMENT AWARDS (13.00064)

Cr Thompson - asked can we approach Bathurst Show Society to make relevant announcements at the Show.

The Acting Director Environmental Planning & Building Services advised will look into this.

MINUTE

25 ARCHIBALD PRIZE - TIM STORRIER (23.00013)

Cr Thompson - advised we need to recognise this at Council. This is a great thing. Perhaps a Mayoral Reception would be a good idea. Also, Council has no honour roll for the arts or environment, can we have a Working Party to discuss this.

to the Policy Meeting 04/04/2012

GENERAL MANAGER

MAYOR
Page 40

MINUTE

26 RAGLAN CREEK REPORT (31.00006)

Cr Thompson - advised encourages a report be provided to Council, feel unlikely will be ready for the April meeting.

The Mayor confirmed report unlikely to be ready for April, more likely for the May 2012 meeting.

MINUTE

27 NSW COMBINED HIGH SCHOOLS CRICKET (23.00026)

Cr Hanger - advised competition has been held in Bathurst this week. Glowing reports about the City were received. Council was outstanding in the service provided.

to the Policy Meeting 04/04/2012

GENERAL MANAGER

MAYOR
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MINUTE

28 MEETING CLOSE

The Meeting closed at 5.42 pm.

CHAIRMAN: _____

Date: _____ **(18 April 2012)**