



PO BOX 156
MUDGEE NSW 2850

86 Market Street MUDGEE
109 Herbert Street GULGONG
77 Louee Street RYLSTONE

Ph: 1300 765 002 or (02) 6378 2850
Fax: (02) 6378 2815

Email: council@midwestern.nsw.gov.au

29 May 2013

Dear Councillor

MEETING NOTICE
Ordinary Meeting

Thursday, 6 June 2013

Open Day at 5.30pm

Council Meeting commencing at conclusion of Open day

Notice is hereby given that the above meeting of Mid-Western Regional Council will be held in the Council Chambers, 86 Market Street, Mudgee at the time and date indicated above to deal with the business as listed on the Meeting Agenda.

Members of the public may address the Committee Meeting at Open Day. Speakers are given 5 minutes to outline any issue of relevance to the Council. If you wish to speak at Open Day please contact the Mayor's Office on 1300 765 002 or 02 6378 2850 by 3.00 pm on the day of the meeting. Alternatively, please make yourself known to the Manager Governance prior to the commencement of the meeting.

Yours faithfully

A handwritten signature in black ink, appearing to read "Warwick L Bennett".

WARWICK L BENNETT
GENERAL MANAGER

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Item 1: Apologies

Item 2: Disclosure of Interest

In accordance with Section 451 of the Local Government Act 1993, Councillors should declare an interest in any item on this Agenda. If an interest is declared, Councillors should leave the Chambers prior to the commencement of discussion of the item.

Item 3: Confirmation of Minutes

3.1 Minutes of Ordinary Meeting held on 15 May 2013

COUNCIL DECISION:

That the Minutes of the Ordinary Meeting held on 15 May 2013, Minute Nos 169/13 to 184/13 be taken as read and confirmed.

The Minutes of the Ordinary Meeting are attached:

Minutes of the Ordinary Meeting of Council

Held at the Council Chambers, 86 Market Street, Mudgee
on Wednesday 15 May 2013, commencing at 6.27 pm and concluding at 7.02 pm

PRESENT	Cr D Kennedy (Mayor), Cr P Cavalier, Cr EE Martens (AM), Cr PA Shelley, Cr JP Thompson, Cr MB Walker, Cr JK Weatherley, Cr JR Webb (Deputy Mayor), Cr L White.
IN ATTENDANCE	Acting General Manager (B Cam), Acting Director Mid-Western Operations (S Mullinger), Director Development and Community Services (C Van Laeren), Director Finance and Administration (C Phelan), Manager Governance (I Roberts)
MEDIA REPRESENTATIVES	Mudgee Guardian / The Weekly (R Murray), Radio 2MG (M Heldon).

Item 1: Apologies

There were no apologies.

Item 2: Disclosure of Interest

Councillor White declared a significant non-pecuniary conflict of interest in Item 6.2.2 in that one of the employees of Barnardos was on her ticket at the recent elections.

Councillor White declared a pecuniary conflict of interest in Item 6.2.11 as she is employed in the tourism industry.

Item 3: Confirmation of Minutes

169/13 **MOTION:** **Shelley/Cavalier**

That the Minutes of the Ordinary Meeting held on 1 May 2013 (Minute Nos. 154/13 to 168/13) be taken as read and confirmed.

The motion was put and carried.

Item 4: Matters in Progress

Noted.

Item 5: Mayoral Minutes

There was no Mayoral Minute.

Item 6: General Business

6.1 NOTICES OF MOTION

There are no Notices of Motion.

6.2 REPORTS TO COUNCIL

6.2.1 DRAFT RECREATION STRATEGY

A0100056, A0420239

170/13

MOTION: Shelley/Walker**That:**

1. the report by the Manager Strategic Planning on the Draft Recreation Strategy be received;
2. the Draft Recreation Strategy be placed on public exhibition for a period of 28 days.
3. following the exhibition period, the Draft Recreation Strategy be presented back to Council for adoption.

The motion was put and carried.

6.2.2 THE LOFT, KANDOS

A0100056, A0060048

Councillor White declared a significant non-pecuniary conflict of interest in Item 6.2.2 in that one of the employees of Barnardos was on her ticket at the recent elections, left the meeting at 6.33 pm and did not participate in discussions or vote in relation to this matter.

171/13

MOTION: Shelley/Cavalier**That:**

1. the report by the Manager, Community Services on the The Loft, Kandos be received;
2. Council endorse \$5000 from the Social and Cultural Plan budget be paid to Barnardos Mudgee, for the purpose of increasing staff levels at The Loft, Kandos.

The motion was put and carried.

Councillor White returned to the meeting at 6.34 pm.

6.2.3 QUARTERLY BUDGET REVIEW – MARCH 2013

A0100056, A0149935

172/13

MOTION: Walker/Weatherley**That:**

1. the report by the Financial Accountant on the Quarterly Budget Review – March 2013 be received;
2. the 2012/13 Operational Plan be amended in accordance with the variations as listed on pages 13 to 24 of the March 2013 Quarterly Budget Review; and
3. the opinion by the Responsible Accounting Officer regarding the satisfactory financial position of Council, based upon the revised estimates of income and expenditure, be noted.

The motion was put and carried.

6.2.4 MONTHLY STATEMENT OF MID-WESTERN REGIONAL COUNCIL BANK BALANCES AND INVESTMENTS AS AT 30 APRIL 2013

A0100056, A0140304

173/13

MOTION: Webb/Cavalier**That:**

1. the investment report by the Financial Accountant be received;
2. the certification by the Responsible Accounting Officer be noted.

The motion was put and carried.

6.2.5 FINANCIAL ASSISTANCE APPLICATIONS

A0100056, A0140201

174/13

MOTION: Webb/White**That:**

1. the report by the Financial Accountant on the financial assistance applications be received;
2. Council provide financial assistance to the following applicants in accordance with the criteria and guidelines of the Financial Assistance Policy, subject to those requirements being met, with the funding from the general financial assistance vote:

Gulgong RSL Sub-branch	\$1,000
Australian Caravan Club	\$2,500
Can Assist – Mudgee Branch	\$ 650
Mudgee Wine Grape Growers Association Inc	\$2,500

3. The following amounts be distributed from Councillor discretionary votes:

Can Assist – Mudgee Branch	Cr White	\$350
Euundere Provisional School Management Committee	Cr White	\$500

The motion was put and carried.

6.2.6 MUDGEE SEWERAGE AUGMENTATION PROGRESS REPORT

A0100056, A0100055, F0740001

175/13

MOTION: Walker/Cavalier

That the report by the Business Manager Services on the Mudgee Sewerage Augmentation Progress Report be received.

The motion was put and carried.

6.2.7 REDBANK CREEK DAM

A0100056, F0710006, F0710004

176/13

MOTION: Webb/Walker

That:

1. the report by the Acting General Manager on the Redbank Creek Dam be received;
2. Council adopt, in principle, the design and remediation work to Redbank Creek Dam;
3. Council invites tenders from selected persons only as per section 55(4) of the Local Government Act.

AMENDMENT: Thompson/Martens

That consideration of this matter be deferred to allow the consulting engineer to provide Council with a risk management report and for Council to consult with its insurers.

The amendment was put and lost. The motion was put and carried.

6.2.8 CLASSIFICATION OF WOOLLEYS ROAD, UPPER BYLONG AS A BUS ROUTE

A0100056, A0170051, R0799013

177/13

MOTION: Shelley/Cavalier

That:

1. the report by the Manager Technical Services on the addition of Woolleys Road, Upper Bylong to the existing Bus Route be received;
2. that Woolleys Road, Upper Bylong be endorsed for inclusion as part of the Bylong School Bus Route.

The motion was put and carried.

6.2.9 MUDGEE SPORTS COUNCIL

A0100056, A0360013

178/13

MOTION: Shelley/Weatherley

That:

1. the report by the Director, Mid-Western Operations on the Mudgee Sports Council be received;
2. That the minutes for the Mudgee Sports Council ordinary monthly meeting held on 25 March 2013 be noted.

The motion was put and carried.

6.2.10 DESIGNATING ORTHODOX SECTION OF MUDGEE GENERAL CEMETERY

A0100056, F0520005

179/13

MOTION: White/Cavalier

That:

1. the report by the Business Manager Resources & Recreational on the Designating Orthodox section of Mudgee General Cemetery be received;
2. Council approve the designating of an Orthodox section in the Mudgee General cemetery.

The motion was put and carried.

6.2.11 MRTI QUARTERLY REPORT MARCH 2013

A0100056, F0770077

Councillor White declared a pecuniary conflict of interest in that she is employed in the tourism industry, left the meeting at 6.45 pm and did not participate in discussions or vote in relation to this matter.

180/13

MOTION: Martens/Cavalier

That the report by the Acting General Manager on the MRTI Quarterly Report March 2013 be received.

The motion was put and carried.

Councillor White returned to the meeting at 6.46 pm.

6.2.12 PROPOSED CHANGE OF COUNCIL MEETING DATE

A0100056, A0100013

MOTION: Thompson/Martens

That:

1. the report by the Director, Finance & Administration on the Proposed change of Council Meeting date be received;
2. the Council meeting scheduled for Wednesday 5 June 2013 be moved to Wednesday 12 June 2013; and
3. public notice of the change in meeting date be given.

181/13

AMENDMENT: Webb/Cavalier

That:

1. the report by the Director, Finance & Administration on the Proposed change of Council Meeting date be received;
2. the Council meeting scheduled for Wednesday 5 June 2013 be moved to Thursday 6 June 2013; and
3. public notice of the change in meeting date be given.

The amendment was put and carried and on being put as the motion was again carried.

6.2.13 ROAD ASSET MANAGEMENT PLAN 2013/14 – 2022/23

A0100056, A0420212, A0010002

182/13

MOTION: Walker/White

That:

1. the report by the Business Manager Works on the Road Asset Management Plan 2013/14 – 2022/23 be received;
2. Council adopt the revised Road Asset Management Plan 2013/14 – 2022/23.

The motion was put and carried.

Item 7: Urgent Business Without Notice

There was no urgent business without notice.

Item 8: Confidential Session

183/13

MOTION: Walker/Cavalier

That pursuant to the provisions of Section 10 of the Local Government Act, 1993, the meeting be closed to the public.

Following the motion to close the meeting being moved and seconded, the Manager Governance announced that the following matter would be considered in confidential session and the reason why it was being dealt with in this way.

Subject: Appeal by Mac Group Pty Ltd – Progress Report

The reason for dealing with this matter confidentially is that it relates to advice that would otherwise be privileged for production in legal proceedings on the grounds of legal professional privilege in accordance with Section 10A(2)(g) of the Local Government Act, 1993.

As this matter is currently before the Court, discussion of this matter in an open meeting would be, on balance, contrary to the public interest as it might prejudice the Council's legal position.

Following an enquiry from the Mayor, the Manager Governance advised that there were no written representations in respect of this matter and that no person in the gallery wished to make verbal representations.

The motion was put and carried.

8.1.1 Appeal by Mac Group Pty Ltd – Progress Report

A0100056, A0420251, P1048568

184/13

MOTION: Shelley/Cavalier

That the report by the Manager Statutory Planning on the Appeal by Mac Group Pty Ltd – Progress Report be received.

The motion was put and carried.

Item 9: Open Council

The Manager Governance announced the decisions taken in Confidential Session.

Closure

There being no further business the meeting concluded at 7.02 pm.

Item 4: Matters in Progress

SUBJECT	RESOLUTION NO. & DATE	RESOLUTION	ACTION
Rylstone/Kandos Sewerage Augmentation	S.85/10 Assets Mtg 1/12/10	That: 2. Council commence negotiations with the Department of Environment, Climate Change and Water to defer construction of a new Treatment Plant at Kandos until funds become available under the Country Town Water and Sewerage Scheme; 3. staff review options to stage the proposed works in this region to improve the affordability of the augmentation required to meet effluent discharge quality requirements.	With the focus on delivering the Mudgee Sewer Works insufficient staff resources are available to review this scheme
Quarry Road – Kandos	Res. 64/12 Ordinary Mtg 15/2/2012	That consideration of this matter be deferred until discussions with Cement Australia have been completed.	No determination as yet.
Return of Royalties	Res. 151/12 Ord. Mtg. 18/4/2012	That Council continue to fight for the return of royalties for the region.	Expressions of Interest have been lodged with the State Government.

Item 5: Mayoral Minute

Nil.

Item 6: General Business

6.1 Notices of Motion

6.1.1 Re-Valuation of the Mudgee CBD

LISTED BY CR PERCY THOMPSON TO 6 JUNE 2013 COUNCIL MEETING

COUNCIL 130606 PUBLIC

A0100055, A0100035

MOTION

That Council request the Valuer General to do an immediate re-valuation of the Mudgee CBD area.

BACKGROUND

Most residents believe that these valuations should have gone up not down with a revaluation of this area we may pick up the shortfall in our budget figure.

Comments by General Manager

It would not be practical for Council to request that the Valuer General conduct a review of valuations within the Mudgee CBD area at this late stage. However as Council was of the mind to make such a request the outcome would be constrained by the following facts and issues:

- Council would have to have a firm basis for requesting the review. Unlike the review that was requested in relation to the identified farmland properties where it was proven that new property valuations were higher than recent sales, there does not appear to be any evidence to support a request. I am not aware that the matter of low valuations in the Mudgee CBD has ever been discussed by Council. If Council was of the opinion that the valuations are low then it must have more than anecdotal evidence or "most residents" opinion. Valuations are based on market sales data. Council would also be required to review all business properties in the region not just isolate one geographic area.
- If the Valuer General did agree to a review, the results would not be available for a minimum of 3-4 months. Council's rates and charges are required to be made by 31/7/2013 in order for the 1st rate instalment to be legally collected on 31/8/2013 and to maintain Council's income flow. Otherwise our 1st instalment rates could not be collected until 30th November 2013 which would have a major negative impact on cash flow.
- If there were any valuation changes forthcoming, the valuation changes would have to come through to Council as reascertainments. The required treatment of these in calculating Council's notional revenue would see no increase in Council's rate yield for 2013/2014.
- It should be noted if valuations were to increase in the any particular rating category, it does not relate to an increase in rates received. What it means is that higher valuations are divided into the yield that Council has determined for that rate category. All that would happen is the ad valorem rate for business category would merely decrease.

- The Valuer General has already indicated that the General Revaluation for the whole MWRC area will be brought forward to 1/7/2013 Base Date, effective for rating purposes on 1/7/2014.

Management is unaware of any shortfall in the current budget as mentioned in the background information to this notice of motion.

RECOMMENDATION - that Council note that the Valuer General is undertaking a General Revaluation as at 1/7/2013 and await for that to occur before seeking isolated revaluations.

27 May 2013

6.2 Reports

6.2.1 DA 0334/2013 Proposed 33 Lot Residential Subdivision – 38– 46 Bateman Avenue, Mudgee

REPORT BY THE TOWN PLANNER TO 6 JUNE 2013 COUNCIL MEETING
COUNCIL 130606 PUBLIC
A0100056, P1038163

RECOMMENDATION

That:

- 1. the report by the Town Planner on the DA 0334/2013 Proposed 33 Lot Residential Subdivision – 38 – 46 Bateman Avenue, Mudgee be received;**
- 2. Council delegate to the General Manager or his delegate the ability to approve Development Application No DA0334/2013 – Residential Subdivision (1 into 33), Lot 2 DP 832290, Mudgee subject to standard conditions of consent and the receipt of the NSW Office of Water General Terms of Approval;**
- 3. Council permit the variation of the lot size in accordance with Clause 4.6 for proposed lot 34 as it will be used for access purposes and not for the purposes of a residential lot.**

Executive Summary

Council has received a Development Application for a 33 Lot Residential Subdivision at 36 - 48 Bateman Avenue, Mudgee. The Development Application has been forwarded to Council for consideration of delegating the determination as it involves more than 20 lots and five submissions were received in relation to the development.

The development is integrated development and approval is required from the NSW Office of Water and NSW Office of Environment and Heritage. General Terms of Approval have been issued by the Office of Environment and Heritage in relation to some identified artefacts but Council is still to receive the General Terms of Approval from the NSW Office of Water.

The application seeks approval for the subdivision of the site into 32 residential lots and a remaining residue lot. The subdivision is a continuation of Bateman Avenue and is generally in line with concept plans for the development of the location. The proposed development site is a total of 5.348 hectares. The western side of the watercourse, containing the current improvements being a house and shed, is the proposed residue lot having an area of 1.311 hectares, and does not involve any physical works as part of this proposed subdivision.

The infrastructure includes roads and underground services required to adequately manage stormwater. The assessment of the Development Application has determined the site is suitable for the subdivision. It is a cleared undulating site that dwellings can easily be built upon and to which infrastructure services can easily be extended. Residential subdivisions exist in the surrounding locality.

The issues raised in the submissions relate to the lack of open spaces and corridors, allotment sizes and housing quality, traffic issues and other constraints.

The assessment of the Development Application has determined it to be consistent with the planning objectives of the locality pursuant to the relevant codes and policies and as such is recommended for approval.

Detailed Report

The application seeks approval for the subdivision of 36 – 48 Bateman Avenue, Mudgee into 32 residential lots and 1 residue lot. The residential lots range in size from 810 metres squared to 1350 metres squared.

The subdivision complies with the Mid Western Regional Local Environmental Plan 2012 and is considered to meet with the objectives of the zone. Subdivision is permissible in the zone, with all lots meeting the minimum lot size and the subdivision will not have any significant impact on salinity or groundwater vulnerability in the area.

The subdivision also complies with Council's Residential Development Control Plan. The design quality of the subdivision is acceptable in that it incorporates a range of lot sizes with required orientations and dimensions and will be provided with all necessary infrastructure to service the development.

DEVELOPMENT ASSESSMENT

1. REQUIREMENTS OF REGULATIONS AND POLICIES:

The Development Application has been assessed in accordance with the Environmental Planning and Assessment Act, 1979. The main issues are addressed below as follows:

(a) Provisions of any Environmental and Planning Instrument and any draft EPI

The land is zoned 'R1 General Residential' under the Mid-Western Regional Local Environmental Plan 2012 and is permissible with consent in the zone.

i) Minimum Subdivision Lot Size

Under Clause 4.1 land must not be subdivided to less than the minimum size shown on the relevant Lot Size Map under the Mid-Western Regional Local Environmental Plan 2012. The land is identified on minimum lot size map 6H as having a minimum lot size of 600m². The subdivision complies with the minimum lot size for the site. All lots created will be greater than 800m².

A variation is sought under Clause 4.6 for lot 34 to enable access through to adjoining land. It is not intended that a dwelling would be constructed on the land. It is proposed to put a restriction on the title noting that a dwelling cannot be erected on the land.

The standard is considered to be unnecessary in this instance because the purpose of the lot is for access to adjoining land and not for residential purposes.

iii) Heritage Conservation

Under Clause 5.10 development consent is required for the excavation of sites which are known or likely to contain archaeological sites or relics, or is a place of aboriginal heritage significance. The applicant engaged the Local Aboriginal Land Council to undertake cultural survey of the site.

Statements produced from the survey clarified the eastern portion of the site does not contain any aboriginal heritage sites or artefacts. If any are identified during construction it may be acceptable to relocate them to a reserve in the western portion of the site subject to the requirements of the National Parks and Wildlife Act.

iv) Salinity

The development of the lots with dwellings will introduce domestic water loads to the site. However, the subdivision includes a substantial coverage of roads over the site and underground infrastructure that will drain the site more effectively than it currently does in its natural state. On balance the subdivision is not considered to exacerbate any underlying salinity issues that may exist in the area and Council has resolved to deal with salinity issues through increased construction standards for concrete slabs, etc.

v) Earthworks

The subdivision will require substantial earthworks, particularly the construction of the road, earthworks with the drainage line, and servicing the lots with underground infrastructure. The earthworks have the potential to uncover aboriginal heritage sites or artefacts. Statements from the Local Aboriginal Land Council clarified that if this occurs it may be acceptable for any artefacts to be relocated to a reserve in the western portion of the site. The reserve is to be created under this subdivision.

vi) Groundwater Vulnerability

The site is identified on the 'groundwater vulnerable' map and as such Clause 6.4(3) 'Groundwater Vulnerability applies to the proposed development. The subdivision will change the use and drainage patterns of the site. However, it is for residential purposes that will not contaminate ground water in the area and includes substantial coverage of roads and underground infrastructure that will drain the site more effectively. On balance then the subdivision will have no impact on the quality of ground water in the area.

Integrated Development

National Parks and Wildlife Act 1974

The applicant engaged the Local Aboriginal Land Council to undertake a cultural survey of the site. Statements produced from the survey clarified that the site was part of an Aboriginal significance area and as such the Development Application was referred to the Office of Environment and Heritage for consideration and to issue General Terms of Approval (GTA).

The Office of Environment and Heritage Department issued the GTA's as follows:

- The proponent is required to apply for an Aboriginal Heritage Impact Permit (AHIP) for the objects located within the development area.
- The fate of the objects (relocation or storage) is to be decided on the basis of the wishes of the Aboriginal stakeholders.
- Consultation with the Aboriginal community in relation to the AHIP must comply with the OEH's "Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010".

Water Management Act 2000

The proposed subdivision requires work within the drainage line and as such requires approval and to obtain a Controlled Activity Approval from the NSW Office of Water. The NSW Office of Water

has indicated that they are in a position to shortly issue their General Terms of Approval for the development at the time of writing this report.

State Environmental Planning Policy SEPP 55 Remediation of Contaminated Land

No contamination issues are raised in regard to the proposed development as the site has just been utilised for general grazing. Due to the site history and the location of evidence of past buildings the land to be developed on the eastern side of the water course is not considered to have any potentially contaminating activities associated with past activities.

(b) Provisions of any Development Control Plan or Council Policy

Council's Residential Development Control Plan applies to the subdivision. The following addresses specific subdivision guidelines against the proposed subdivision.

Design Quality

Having assessed the Development Application, the design quality of the subdivision has been considered to be acceptable. It is the first stage of a broader subdivision of the site which will have a link road, provide a range of lot sizes, landscaped areas, reserves and a linkage with the adjoining subdivision to the north. These features will provide the subdivision with a sense of community and ordered but varied development. It incorporates good practices in terms of engineering devices to manage stormwater.

Lot Size and Design

The lots range in size from 810m² to 1350m² and have widths at building lines greater than 16m wide. They have the required areas and dimensions for single dwellings and their associated buildings. The lots are well above the minimum requirement for the zone and are considered to be sized appropriately to achieve the high quality housing sought in the locality.

The lots proposed comply in terms of solar orientation. North-South blocks are within the range of 30 degrees east of north and 20 degrees west of north. All lots have frontage to streets and most are generally rectangular in shape.

Road Design

A Traffic Impact Statement was provided following initial assessment of the Development Application. The assessment and submitted plans demonstrate the subdivision will not affect the local road hierarchy and the internal roads will have the required dimensions and features and street trees. Council's Development Engineering Department has assessed the proposed subdivision and recommended suitable conditions of consent.

Utility Services

A servicing plan has been provided with the application which demonstrates the subdivision will be provided with underground sewer, water and drainage services. The underground infrastructure for the subdivision can be designed to accommodate telecommunications lines.

2. *IMPACT OF DEVELOPMENT*

(a) Context and Setting

The subdivision will not affect the context and setting of the site. The site is relatively cleared of vegetation and adjoins a residential subdivision to the north. The subdivision of the site is a natural

extension to the residential areas of Mudgee and has been zoned 'R1 General Residential' for this purpose. The subdivision will have a positive impact on the visual amenity for the area and is deemed to be compatible with the existing context and setting of the area.

(b) Access, transport and traffic

A Traffic Impact Assessment provided indicated that the subdivision will not adversely affect the local road network. The subdivision includes the extension of Bateman Avenue and the construction of a new road and 2 cul-de-sacs. The subdivision has been designed to allow safe passage of vehicles and pedestrians through the site and an assessment has concluded that the functionality of the cul-de-sac by major intersections such as Kellett and Lions Drive are not significantly lessened due to the proposed subdivision.

(c) Public domain

It is considered that the proposed subdivision addresses the relevant subdivision guidelines to warrant approval and does not give rise to any public domain issues.

(d) Natural Hazards

The subject allotment is not affected as being bushfire prone and as such no referral to the NSW Rural Fire Service was required. The site is also not in the vicinity to any known environmentally sensitive areas and does not have any excessive slopes. The site does have a second order watercourse forming the eastern boundary of the development site. Development is within 40m of the top of the bank and as such controlled activity approval is to be sought pursuant to the Water Management Act 2000.

3. SUITABILITY OF SITE FOR DEVELOPMENT

(a) Does the proposal fit in the locality?

The proposed subdivision is considered to fit in the locality of the area. Residential subdivisions exist surrounding the site and are being constructed in the South Mudgee precinct. It is a natural extension to the residential areas of Mudgee and has been zoned 'R1 General Residential' for this purpose. The subdivision will have a positive impact on the visual amenity of the area and does not give rise to any potential amenity issues.

(b) Are the site attributes conducive to development?

The site attributes are conducive to the subdivision. It is a cleared and gently undulating site suitable for construction of dwellings. Essential infrastructure can easily be extended from adjoining subdivisions to the north.

4. SUBMISSIONS MADE IN ACCORDANCE WITH ACT OR REGULATIONS

(a) Public Submissions

The Development Application was advertised and notified to adjoining neighbours under Council's notification policy. Five submissions were received in relation to the subdivision. The submissions raised concerns about open spaces and corridors, allotment sizes and housing quality, traffic issues and other constraints.

The development seeks to form an extension of Bateman Avenue and facilitate additional development consistent with other residential areas. The minimum sized allotment is 810 metres squared in size and as such above the 600 metres squared minimum requirement. The lots are

well above the minimum for the zone and are considered to be sized appropriately to achieve high quality housing sought in the locality.

The linkage to existing open space areas and 'green' drainage corridors and the addition of a useable park with option for play equipment provides essential recreational areas and is considered sufficient to service the development. Open space is located within 400 metres of all proposed allotments. With proposed improvements to the vegetation of the riparian corridor the area will serve to improve aesthetics as well as have the benefit of a linked functional open space area. If the Development Application is approved, conditions will be imposed requiring the payment of Section 94 Contributions towards public open space developments which residents will be able to utilise.

An assessment of the traffic implications associated with the development indicates that the functionality of the major intersections will not significantly be lessened due to the proposed development. The road pattern and topography provides for the creation of lots of various sizes whilst generally being orientated east west, ensuring an orderly pattern of development of a variety of future housing styles demonstrating energy efficient designs.

An assessment of the sewerage capability of the area has been undertaken and there are no concerns with the ability of the proposed development to connect to Council's reticulated sewer network.

The roads are consistent with Council policy and therefore would enable school buses and garbage trucks to access, therefore the subdivision is considered to adequately cater for these services.

Council does not impose fencing covenants and therefore it is a matter for the landowner and person/authority benefitted by the covenant.

The servicing of land to the east of the subdivision is a matter between land owners but it should also be noted that the watercourse provides a constraint to extensive development to the west; development will need to occur off Robertson Road.

(b) Submissions from public authorities

No submissions were received from public authorities in relation to the development. The only submissions received were as part of the Integrated Development referral process.

5. THE PUBLIC INTEREST

(a) *Federal, State and Local Government interests and community interests*

The development will not affect any federal, state, local government and community interests and has been deemed to be in the public interest.

6. INTERNAL STAFF ASSESSMENTS

(b) *Development Engineer*

The Technical Services department raised no objections to the subdivision subject to a number of standard conditions being included on the Notice of Determination.

Financial Implications

Not applicable.

Strategic or policy implications

The proposal is consistent with the Mid-Western Regional Local Environmental Plan 2012. An assessment of the Development Application against the Draft Recreation Strategy currently on exhibition has been carried out and it has been determined that the proposed subdivision layout is consistent with active recreational needs of the area and provides sufficient linkage with the existing recreational areas.

DOUGLAS SELEMS
TOWN PLANNER

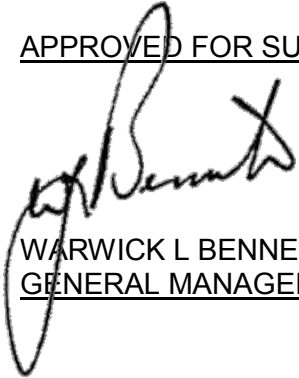


CATHERINE VAN LAEREN
DIRECTOR, DEVELOPMENT & COMMUNITY SERVICES

24 May 2013

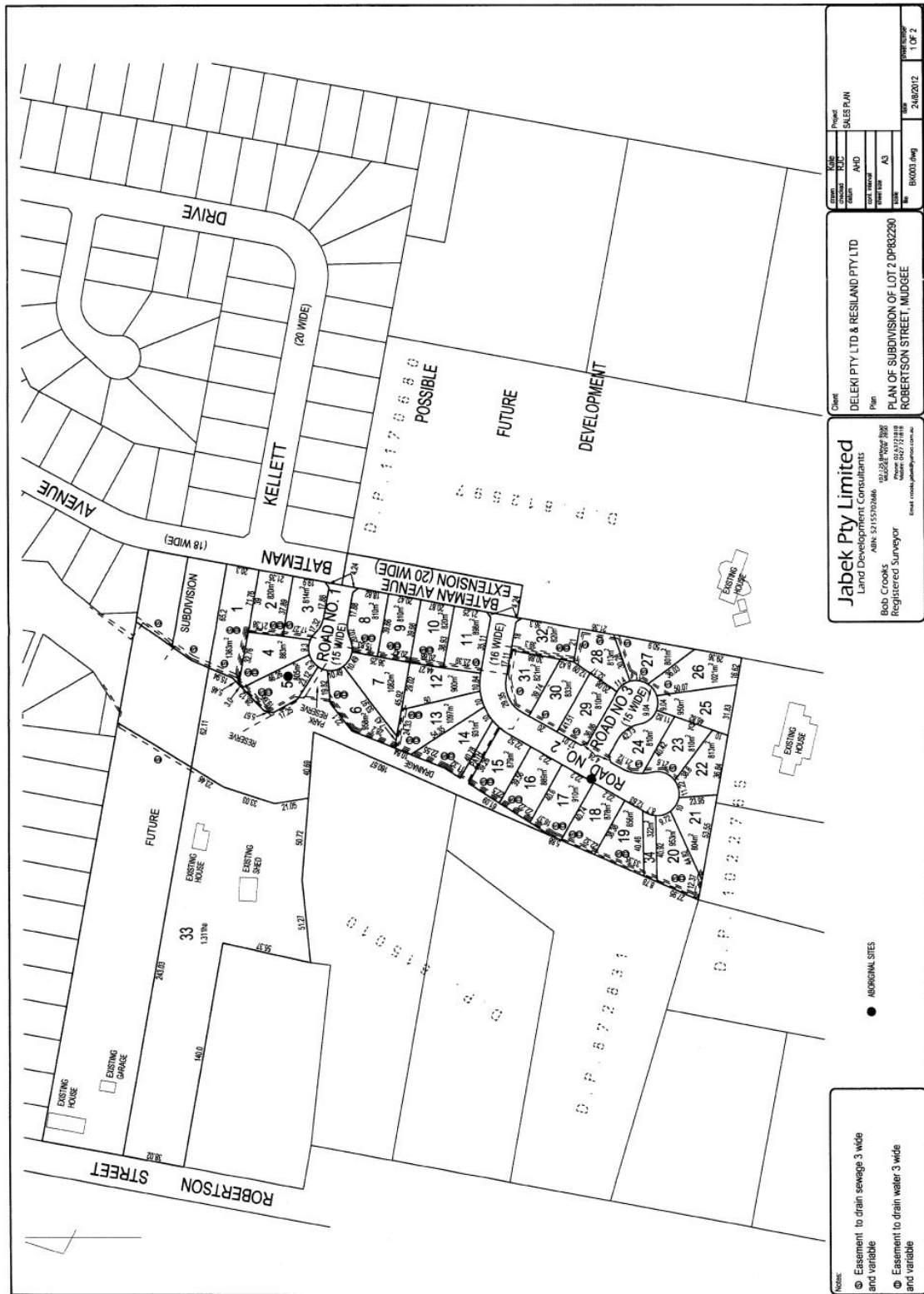
Attachments: 1. Locality Plan
2. Subdivision Plan
3. Submissions

APPROVED FOR SUBMISSION:



WARWICK L BENNETT
GENERAL MANAGER

ATTACHMENT 2
SUBDIVISION PLAN



02/03/2013

S.A. and C.M. Carr.

PO Box 1099

Mudgee NSW 2850.

0427253833.

To the General Manager.

Mid-Western Regional Council.

P.O Box 156

Mudgee NSW 2850.

RE: Development application DA0334/2013 – Proposed subdivision- Torrens Title

143 Robertson Street Mudgee NSW 2850 Lot 2 DP 832290

Dear Sir,

As owners of 137 Bruce Road and immediate neighbours on the southern boundary to the proposed subdivision we have no objection to the subdivision proceeding.

We would like council to take into consideration future development in the area including planning, construction and easements to allow for future connection of services to all surrounding properties.

Yours Faithfully



Symond and Catherine Carr.



02/03/2013

S.A. and C.M. Carr.

PO Box 1099

Mudgee NSW 2850.

0427253833.

To the General Manager.

Mid-Western Regional Council.

P.O Box 156

Mudgee NSW 2850.

RE: Development application DA0334/2013 – Proposed subdivision- Torrens Title

143 Robertson Street Mudgee NSW 2850 Lot 2 DP 832290

Dear Sir,

As owners of 169 Robertson Street, Lot 31 DP 872831 and immediate neighbours on the western boundary to the proposed subdivision we have **no objection** to the subdivision proceeding **providing that**:

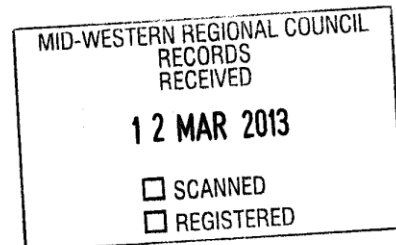
1. Lot 34 is designated as a future access way to the developable area on the eastern side of 169 Robertson Street.
2. That the planning and/or provision any required easements are made for future connection of services to the developable area on the eastern side of 169 Robertson Street.

We would be prepared to contribute to our share of any additional costs involved with any connection/relocation of services or creation of easements.

We would like council to take into consideration future development in the area including planning, construction and easements to allow for future connection of services to all surrounding properties.

Yours Faithfully


Symond and Catherine Carr.



Attention General Manager,

Dear Sir/Madam,

I am writing to you about an objection I have concerning the proposed subdivision and development application DAO334/2013 and DAO334/2013 in the area of Bateman Avenue, Kellet Drive and Robertson Street.

My objection with this development is the lack of parklands and a lack of park area for the local community. With a development of this size and a large number of families on top of the families that already exist,

I believe that a reasonable area should be set aside for a safe space that children can play and families can gather. Already the roads of Kellet Drive and Bateman Avenue are very busy. The traffic to this estate will not improve with with this development. It will only increase. The paths that follow these roads around are fantastic for the kids to ride their bikes on but are only partly done and I really hope that this will be continued throughout the new proposed Estate.

The only allocated land put aside where children and their families could play backs onto the causeways and it is my belief that this is definitely not enough land but it is also dangerous especially when it rains. It is my strong belief that a subdivision of this kind deserves an area that is large enough for families to congregate, picnic and play. An area that families can meet will encourage a close community and friendships. The children will need an enclosed park, safe from neighbourhood dogs with a range of park equipment for the different age groups and perhaps similar to Lawson Park with a bike track. This will encourage the children to stay off the roads and play in a safe environment.

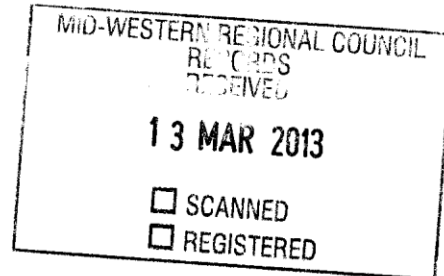
Recently we built a house in Bateman Avenue and we are planning to live in this area for a very long time. It would make it easier and safer for families to meet if we had a large enough space to go to. As a local teacher and a mother of three young children who enjoy the outdoors and exercise, I believe it is so important for our children to have safe environments to play and learn. We have many friends who live in the Bellevue area who really enjoy the space and pathways to the local parks in that area. I can see no reason why the Yallambee Estate should not have the same progressive parklands and community areas.

Yours sincerely,

Rebecca Daniell

12 March 2013

The General Manager
Mid Western Regional Council
PO Box 156
MUDGEES NSW 2850



Dear Mr Bennett,

**DEVELOPMENT APPLICATION DA0334/2013
PROPOSED 33 LOT RESIDENTIAL SUBDIVISION
36-48 BATEMAN AVENUE MUDGEES NSW LOT 2 DP 832290**

We are writing as concerned residents who adjoin the proposed development outlined in development application DA0334/2013.

We have a number of concerns in regard to the proposed development which we would like to bring to the Councils attention, they are outlined as follows:

1. Lot Sizes

The proposed lot sizes are very small and seem to have a high density of blocks crammed into the limited space available. As a large number of residents in the surrounding area have larger block sizes we feel this will devalue our land values. Surely with the number of developments in Mudgee at the moment, especially around the Bellevue Estate, there would be more demand for some decent size blocks to create a higher quality subdivision.

2. Housing Quality

Carrying on from above the small lot sizes also attract a lower level of housing quality. Housing project homes are attracted to developments such as this, which again devalue the surrounding existing residences. Council has an opportunity to help establish an area of Mudgee that going ahead will attract quality families to a quality residential development. By creating residential developments with as many blocks in it as possible only creates poor quality housing and therefore poor quality neighbourhoods. There is an opportunity here to create a comfortable family friendly neighbourhood with quality homes.

3. Park Spaces and Amenities

There is limited if any Park spaces and amenities allowed in the proposed development. Given the large number of families coming to town and the fact that backyards are getting smaller the demand for Park area is ever increasingly higher. The Yallambie subdivision is quite a large development and is already limited in park space and amenities. There is an opportunity to

further develop park space along the creek, much like Lions Park in behind Redbank Road. Keeping in mind however that the creek is subject to flooding so the park space would need to be on the upper edges of the creek.

4. Traffic

Traffic into the area only has limited access via Lions Drive making it quite congested at peak times of the day.

5. Sewerage Capability

Is the proposed sewerage system capable of handling further proposed developments and is there any scope to allow the larger blocks behind access to the sewerage system in the future if required.

6. School Bus Route Access

The school bus will not be able to access the subdivision at all due to the limited access issues. If families with school children are moving into the area this is an important factor in considering where they will locate to.

7. Fencing Covenants

At the moment we have a fencing covenant placed over our block as do our neighbours. What happens to this covenant and are we liable for any fencing cost associated with the new development?

8. Access

The proposed subdivision is a series of cul-de-sacs blocking of any rear access to the neighbouring blocks essentially leaving some of the area land locked. Any potential future developments are not considered in this development application.

9. Environmental Consideration

Given the smaller lots sizes there is limited opportunity for the residents intending to build to orient their houses in a solar passive manner to meet the BASIX regulations.

If you have any queries in relation to this matter please do not hesitate to contact Rebecca on 0488 518 645.

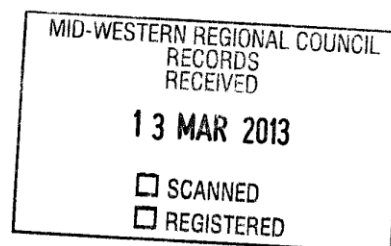
Yours sincerely



Mark and Rebecca Ehlen
121 Bruce Road
Mudgee NSW 2850

12 March 2013

The General Manager
Mid Western Regional Council
PO Box 156
MUDGEES NSW 2850



Dear Mr Bennett,

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PROPOSED 33 LOT RESIDENTIAL SUBDIVISION
36-48 BATEMAN AVENUE MUDGEES NSW LOT 2 DP 832290**

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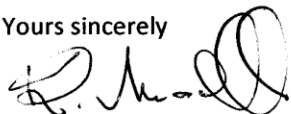
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Given the smaller lots sizes there is limited opportunity for the residents intending to build to orient their houses in a solar passive manner to meet the BASIX regulations.

Yours sincerely



Roy Maxwell and Dale Abbott
129 Bruce Road
Mudgee NSW 2850





Your reference: DA0334/2013
Our reference: DOC13/5899
Contact: Robert Taylor
68835354

Gary Bruce
Manager Statutory Planning
Mid Western Regional Council
PO Box 156
Mudgee NSW 2850

Dear Gary

Development Application DA0334/2013

In reply to your letter of 14 February 2013 the Office of Environment and Heritage's (OEH) general terms of approval for this development are as follows:

- The proponent is required to apply for an Aboriginal Heritage Impact Permit (AHIP) for the objects located within the development area.
- The fate of the objects (relocation or storage) is to be decided on the basis of the wishes of the Aboriginal stakeholders.
- Consultation with the Aboriginal community in relation to the AHIP must comply with ***OEH's" Aboriginal Cultural Heritage Consultation Requirements for Proponents 2010"***.

OEH's consultation requirements can be found at:

<http://www.environment.nsw.gov.au/resources/cultureheritage/commconsultation/09781ACHconsultreq.pdf>

Please note that correspondence with OEH related to matters such as this should be sent to the Dubbo office (address given below) and not the Hurstville office.

Yours sincerely

A handwritten signature in black ink that reads 'R. Taylor'.

ROBERT TAYLOR
Manager, Environment & Conservation Programs
Regional Operations Group

PO Box 2111 Dubbo NSW 2830
Level 1 48-52 Wingewarra Street Dubbo NSW
Tel: (02) 6883 5312 Fax: (02) 6884 8675
ABN 30 841 387 271
www.environment.nsw.gov.au

6.2.2 DA0301/2013 – Staged Development – Dwelling - Lot 11 DP 1153315, 277 Ilford Hall Road, Ilford

REPORT BY THE GRADUATE PLANNER TO 6 JUNE 2013 COUNCIL MEETING

DA0301/2013 – Staged Development – Dwelling - 277 Ilford Hall Road, Ilford

A0100056, P1942164

RECOMMENDATION

That:

- A. the report by the Graduate Planner on the DA0301/2013 – Proposed Staged Dwelling, Lot 11 DP 1153315, 277 Ilford Hall Road, Ilford be received;
- B. Development Application DA0301/2013 - Proposed Staged Dwelling, Lot 11 DP 1153315, 277 Ilford Hall Road, Ilford, be refused for the following reasons;
 - 1. The proposal does not comply with Clause 4.2A (3(a)) of the Mid-Western Regional Local Environmental Plan 2012 as it does not incorporate an area in excess of 40 hectares,
 - 2. The proposal does not comply with Clause 4.2A (3(b)) of the Mid-Western Regional Local Environmental Plan 2012 as a dwelling was not permissible immediately before the commencement of the LEP 2012,
 - 3. The proposal does not comply with Clause 4.2A (3(c)) of the Mid-Western Regional Local Environmental Plan 2012 as a dwelling was not permissible immediately before the commencement of the LEP 2012,
 - 4. The proposal does not comply with Clause 4.2A (3(d)) of the Mid-Western Regional Local Environmental Plan 2012 as the land does not comprise an existing holding,
 - 5. The proposal does not comply with Clause 4.2A (3(f)) of the Mid-Western Regional Local Environmental Plan 2012 as the land is not within 500 metres of a RU5 Village zone and the 500 metres is not a development standard,
 - 6. It is not considered to be in the public interest to vary a development standard that is within the applicant's control to achieve compliance with the development standard.

Executive summary

Council has received a development application for the purpose of a staged development – dwelling (dwelling entitlement). The applicant has applied to seek consent on the grounds that the site was a lot created before the commencement of the Mid-Western Regional Local Environmental Plan 2012 (LEP 2012) pursuant to Clause 4.2A Sub-Clause 3 (b) or (c). The applicant has also sought an entitlement under Clause 4.2A Sub-Clause 3 (f) which is an allotment within 500 metres of a RU5 Village zone. The allotment is 1.5 km from the zone and they sought to vary the 500 metres as a development standard. Council does not consider the clause to incorporate a development standard and even if it were, do not believe that the applicant has demonstrated that the standard is unreasonable or unnecessary.

The subject site which is 9 hectares in area was created for the purpose of establishing a Roadhouse Service Station. The applicant has argued that a dwelling had been approved ancillary to the service station and therefore was permissible immediately before the commencement of the Mid-Western Regional LEP 2012. A search of Council records has shown that there has been no application for, or approval of, an ancillary dwelling on the subject site and regardless of whether there is any approval for an ancillary dwelling; an ancillary dwelling (managers or caretakers residence) is not a dwelling in its own right.

Further to this, on reviewing Development Application DA0017/2009 for subdivision of the subject site, it was revealed that the applicant (RJ Crooks & Associates, Insites Mudgee) had specified, within the attached Statement of Environmental Effects, that the subdivision would not result in any additional dwelling entitlements.

The application is reported to Council because the Recommendation is for refusal.

Detailed report

PROPOSED DEVELOPMENT:

This development proposal is for staged dwelling approval to establish the permissibility of a dwelling on Lot 11 DP 1153315.

Background:

Development approval DA0016/2008 involved subdividing 3 lots into 4 rural lots for the purposes of dwellings. The subdivision created three lots of 40Ha and one of 49Ha thusly creating the potential for the erection of two additional dwellings on the land. The lots intend to gain access via Bylong Valley Way and Ilford Hall Road.

Council passed the following resolution at its November 2007 Ordinary Meeting,

That LOT 1 DP 585771, LOT 220 DP 755799 & LOT 4 DP 585902 not be considered as prime crop and pasture land for the purposes of the Rylstone Local Environmental Plan 1996 and Development Application No. 0016/2008 for rural subdivision to create four rural Lots be approved with a caveat that concessional lots be permitted.

This resolution essentially conferred the ability for Council to approve DA 0016/2008.

Development approval DA0072/2008 is comprised of the erection of a service station building (approx. 400m²), 8 fuel bowsers comprising petrol and diesel pumps, various awning and covers over the bowsers. The proposal will be serviced by subterranean fuel tanks and an above ground LPG storage tank. The service station building comprises various public amenities including public shower and laundry, in addition to a mini mart, dining area and workshop.

Development approval DA0017/2009 consists of subdivision for the purposes of creating a separate allotment to contain the portion of the land which had consent for the erection of a service station. The subdivision was approved by council with the condition that the final occupation certificate for the service station must be issued prior to the release of subdivision certificate.

Development approval DA0017/2009 was modified pursuant to section 96 of the EP&A Act 1979. Modification MI0023/2009 amended condition 3 of consent:

A copy of the Occupation Certificate issued in association with the service station approved pursuant to the terms of Development Application No. 0072/2008 –

determined 18 June 2008 by the Mid-Western Regional Council, is to be submitted to Council prior to the release of the subdivision certificate.

To allow subdivision to occur prior to the development of the services station subject to the following amended condition 3 of consent DA0017/2009:

A 'Restrictor as User' shall be created in accordance with Section 88B of the Conveyancing Act 1919 over proposed Lot 11 that states "No dwelling shall be erected on the allotment". The section 88B shall nominate Mid-Western Regional Council as the authority benefitted by the Instrument. The Section 88b Instrument shall be created at the full cost to the developer and submitted to Council for approval prior to the release of the Subdivision Certificate.

ASSESSMENT:

The application has been assessed in accordance with Section 79C(1) of the Environmental Planning & Assessment Act 1979. The main issues are addressed below as follows.

1. REQUIREMENTS OF REGULATIONS AND POLICIES:

(a) Provisions of any Environmental Planning Instrument and any draft EPI

The land is zoned RU1 Primary Production pursuant to the Mid-Western Regional Local Environmental Plan 2012 (LEP 2012).

Objectives of zone

- *To encourage sustainable primary industry production by maintaining and enhancing the natural resource base.*

Comment: The development does not influence the natural resource base associated with the site.

- *To encourage diversity in primary industry enterprises and systems appropriate for the area.*

Comment: The development does not contribute to primary industry.

- *To minimise the fragmentation and alienation of resource lands.*

Comment: The development will not result in any further fragmentation of land. The lot on which the proposal is situated is substantially smaller than the minimum lot size required for the purpose of a dwelling. The intention of establishing a roadhouse service station allowed the small lot to be created.

- *To minimise conflict between land uses within this zone and land uses within adjoining zones.*

Comment: Providing consent for a standalone dwelling on this site will set a precedent for future small lot subdivision for purposes other than agriculture within the Mid-Western Regional Council LGA.

- *To maintain the visual amenity and landscape quality of Mid-Western Regional by preserving the area's open rural landscapes and environmental and cultural heritage values.*

Comment: Establishing a dwelling on this lot will set precedence, for creating lots far below the minimum lot size, which is inconsistent with the current amenity of the region.

- *To promote the unique rural character of Mid-Western Regional and facilitate a variety of tourist land uses.*

Comment: The lot was created for the purposes of establishing a roadhouse service station and should be utilised for this or other similar permissible use.

4.2A Erection of dwelling houses and dual occupancies on land in certain zones

- 1) *The objectives of this clause are as follows:*
 - a) *to minimise unplanned rural residential development,*
 - b) *to enable the replacement of lawfully erected dwelling houses in rural and environmental protection zones,*
 - c) *to control rural residential density affected by historical subdivision patterns in Zone R5 Large Lot Residential.*

The site was not created with the intention of establishing a residential dwelling, there currently is no lawfully erected dwelling on site, and the land is not zoned R5 Large Lot Residential.

- 2) *This clause applies to land in the following zones:*
 - a) *Zone RU1 Primary Production,*
 - b) *Zone RU4 Primary Production Small Lots,*
 - c) *Zone RU5 Village,*
 - d) *Zone R5 Large Lot Residential,*
 - e) *Zone E3 Environmental Management.*

The site is zoned RU1 Primary Production.

- 3) *Development consent must not be granted for the erection of a dwelling house or dual occupancy on land in a zone to which this clause applies, and on which no dwelling house or dual occupancy has been erected, unless the land:*
 - a) *is a lot that is at least the minimum lot size shown on the Lot Size Map in relation to that land, or*
 - b) *is a lot created before this Plan commenced and on which the erection of a dwelling house or dual occupancy was permissible immediately before that commencement, or*
 - c) *is a lot resulting from a subdivision for which development consent (or equivalent) was granted before this Plan commenced and on which the erection of a dwelling house or dual occupancy would have been permissible if the plan of subdivision had been registered before that commencement, or*
 - d) *is an existing holding, or*
 - f) *is, in the case of land:*
 - (i) *within 500 metres of land within Zone RU5 Village, or*
 - (ii) *within Zone R5 Large Lot Residential,**a lot that has an area of at least 5 hectares, that has a sealed road frontage and that is connected to the sealed road network, or*

The site does not comply with minimum lots size prescribed by Lot Size map LSZ_007 of the LEP 2012. The lot was created before the commencement of the LEP 2012; however a dwelling was not permissible as the site was created with the intention of establishing a roadhouse service station.

The subdivision was granted consent prior to the commencement of the LEP 2012; the consent was provided for Development Application DA0017/2009 for the purposes of excising the service station site. This occurred under the pretence that there would be no additional dwelling entitlement created by the subdivision as expressed by the statement of environmental effect prepared by RJ Crooks & Associates, Insites Mudgee, in Clause 5(a) that *'the subdivision will not create any additional dwelling entitlements'*.

The applicant has been advised that Council does not believe that there is an entitlement for the land parcel. An additional entitlement was sought under Clause 4.2A (3)(f) through varying a development standard. The clause allows a dwelling on land within 500 metres of a RU5 Village zone and the subject land is 1.5 km from the Village zone. It is not considered that the 500 metres is a development standard and is rather a prohibition. Further to this, should it be found that the clause does contain a development standard, it has not been adequately demonstrated that the standard is unnecessary or unreasonable. The applicant has indicated that the standard is unreasonable or unnecessary because it is in close proximity to Ilford and there are other examples of houses on small lots in the locality. It is considered that these reasons do not adequately argue that the variation should be supported.

(b) Provisions of any Development Control Plan or Council Policy

At this stage of development the Mid-Western Regional Council Development Control Plan is not applicable.

(c) Section 94 & 64 Contributions

There are no section 64 or 94 contributions associated with this development

2. IMPACT OF DEVELOPMENT

The subject site was created through a Council approved subdivision to excise the lot for the purpose of establishing a standalone roadhouse service station. Providing consent for a dwelling on this site will set a precedent for subdivision below the prescribed minimum lot size provided by the LEP 2012.

3. SUITABILITY OF SITE FOR DEVELOPMENT

The covering letter supplied with Development Application DA0301/2013 indicates that the applicant has previously had an ancillary dwelling approved on the site. A search of previous Development Approvals associated with the site, has revealed that no such approval had been sort or provided. Reference to an ancillary dwelling only can be found on the associated 88b instrument with a restriction on the use of land stating that: *'No dwelling shall be erected on the allotment unless ancillary to a permitted use.'*

The site was subdivided below the prescribed minimum lot size with the intention that its use would be for a service station approved by Development Application DA0072/2008. The statement of environmental effects provided with DA0017/2009 for the associated subdivision, states in Clause 5(a) that *'the subdivision will not create any additional dwelling entitlements'*.

It can therefore be reasonably founded that the lot was not approved to sustain a dwelling as the primary development.

4. SUBMISSIONS MADE IN ACCORDANCE WITH ACT OR REGULATIONS

The application did not require notification under the DCP and therefore no public submissions were received.

5. THE PUBLIC INTEREST

It is considered that it is not in the public interest to consent to the staged approval when the application does not comply with the LEP 2012

Financial implications

Not applicable.

Strategic or policy implications

Not applicable.



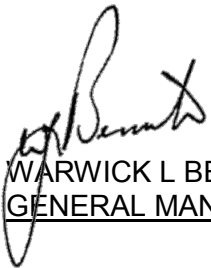
CATHERINE VAN LAEREN
DIRECTOR DEVELOPMENT AND
COMMUNITY SERVICES

GLEN MATHEWS
GRADUATE PLANNER

24 May 2013

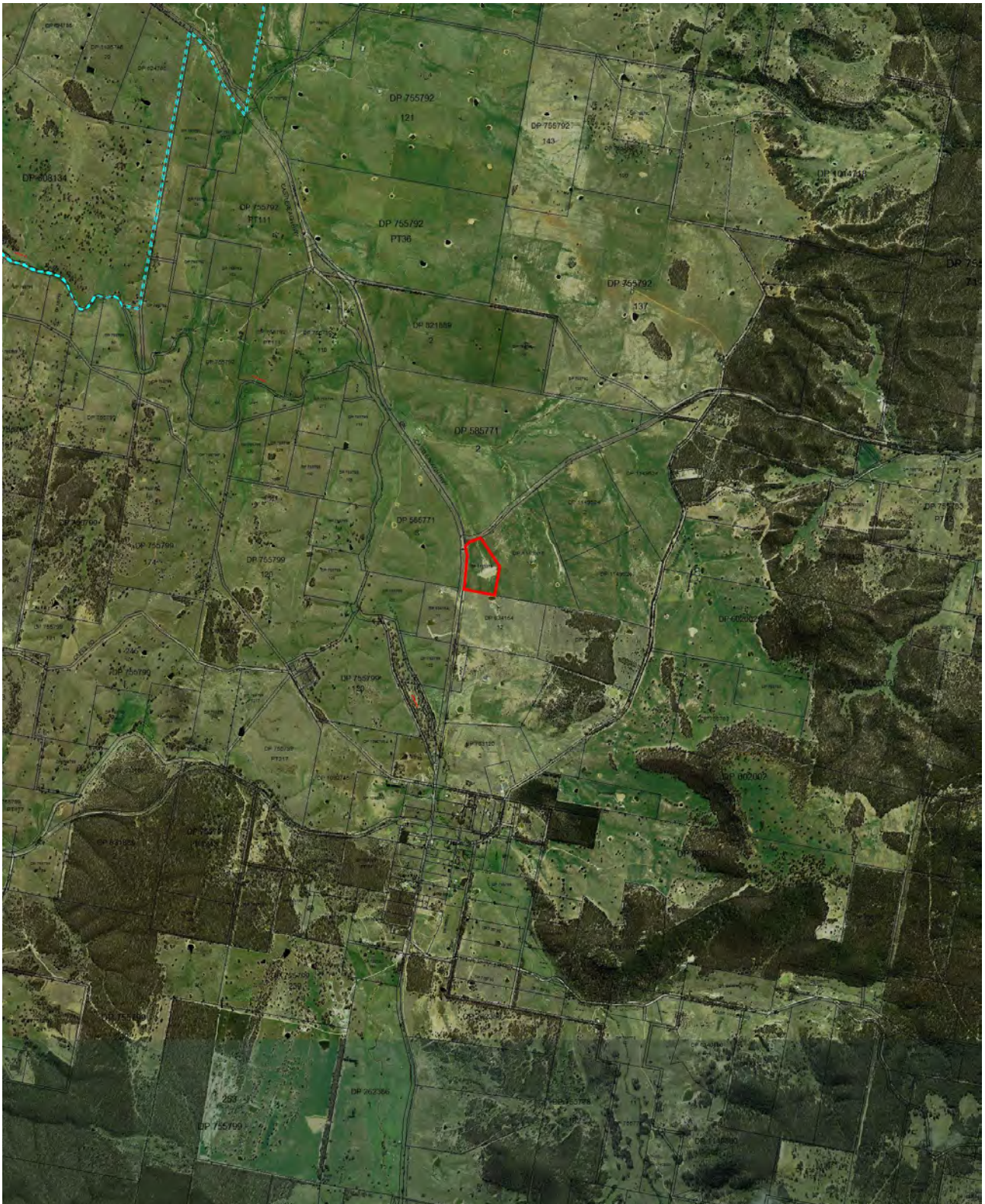
Attachments: 1. Locality Plan
2. Site Plan

APPROVED FOR SUBMISSION:

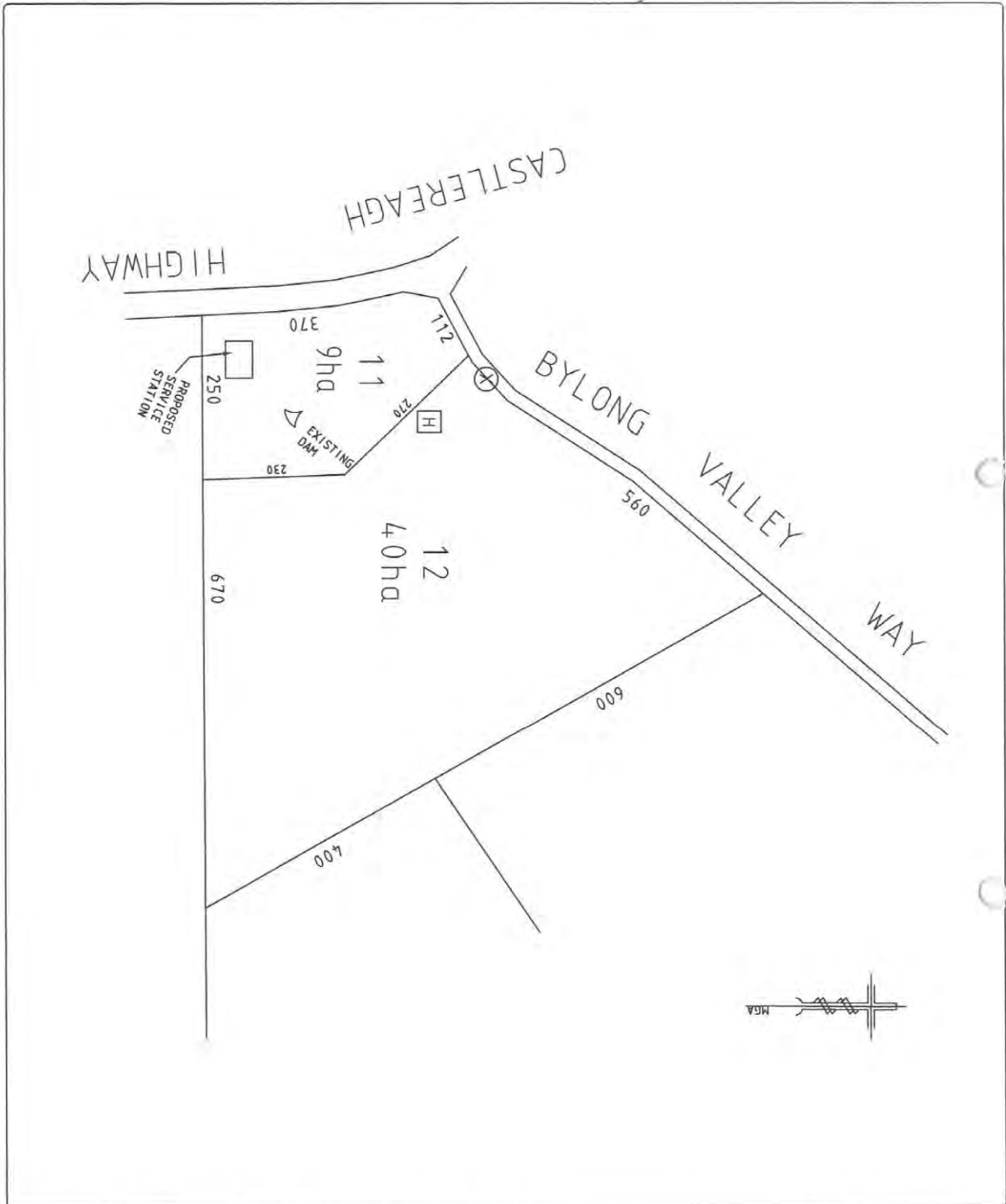


WARWICK L BENNETT
GENERAL MANAGER

ATTACHMENT 1 LOCALITY PLAN



ATTACHMENT 2 SITE PLAN



AREAS AND DIMENSIONS ARE SUBJECT TO SURVEY

⊗ DENOTES GATE

Ⓜ PROPOSED HOUSE SITES FOR BUSH FIRE ASSESSMENT



R. J. CROOKS & ASSOCIATES
25 MARKET STREET, MUDGEE
PH: 02 6327 9486
FAX: 02 6327 9487
EMAIL: info@rcas.com.au
REGISTERED SURVEYORS
NO. 11028 (NSW)

MR. MITCHELL CLAPHAM

PROPOSED SUBDIVISION OF LOT 1 IN DA 001670008 BEING A SUBDIVISION OF LOT 1 DP9565771 & LOTS 220 DP755799 & LOT 4 DP9565902

NO.	DATE	DESCRIPTION	BY
1	12/06/2013	ISSUED FOR COMMENT	RJC
2	12/06/2013	ISSUED FOR COMMENT	RJC
3	12/06/2013	ISSUED FOR COMMENT	RJC
4	12/06/2013	ISSUED FOR COMMENT	RJC
5	12/06/2013	ISSUED FOR COMMENT	RJC
6	12/06/2013	ISSUED FOR COMMENT	RJC
7	12/06/2013	ISSUED FOR COMMENT	RJC
8	12/06/2013	ISSUED FOR COMMENT	RJC
9	12/06/2013	ISSUED FOR COMMENT	RJC
10	12/06/2013	ISSUED FOR COMMENT	RJC

6.2.3 Submissions on Operational Plan

REPORT BY THE GENERAL MANAGER TO 6 JUNE 2013 COUNCIL MEETING
COUNCIL 130606 PUBLIC
A0100056, A0170041

RECOMMENDATION

That:

1. the report by the General Manager on the Submissions on Operational Plan be received;
2. Council amend the 2013/14 Operational Plan to reduce the overall rates levied in the 2013/14 financial year by \$169,000 to \$17,751,094.36 and that the reduced yield be determined by reducing the rate increase on Farmland to 5.53% increase the same as the Business and Residential categories. This reduced income of \$169,000 be funded by way of deleting/amending the following expenditure and/or projects costs
 - ...
 - ...
 - ...
3. Council receive all the submissions to the 2013/14 Operational Plan and that the General Manager be required to respond to each submission as per the Council resolutions;
4. Yancoal be thanked for its submission and advise that a review of categorisation for rating purposes will only be undertaken on application for review on the approved form;
5. Mr Bob Lamond be thanked for his submission and that he be notified that Council has the legal right to recover lost rate income if it so desires and that it will not purchase the Regent Theatre and that the General Manager give an explanation on the budget statement queries that have been raised;
6. the NSW Origin Legends be thanked for their submissions and Council allocate \$10,000 as a one off grant to their program to be funded from Council's grants and donations provisions;
7. Mudgee Civilian Rifle and small Bore Club Inc be thanked for its submission and advised that Council declines to contribute towards the cost of fencing material;
8. Frontline Community Services be thanked for its submission and Council allocate \$5,000 from the grants and donations provision as a one off grant to their food care service as setup costs;
9. Beragoo Estate Progress Association be thanked for their submission and advised that Council will contribute \$8,000 towards the cost of tar sealing Beragoo Road from the Council's Road and Maintenance account on the condition that all Beragoo residents make their contribution to Council totalling \$8,000 prior to the works commencing. The works to be limited to \$16,000;

10. the Sculptures in the Garden Committee be thanked for their submission and advised that Council declines its request to match their funds raised of \$4,783.21 as a contribution to the Mudgee Support Group of Guide Dogs;
11. Denise Guggenbuhl-Cornaz be thanked for her submission and that she be advised that Council has maximised as far as practicable its allocation to non-urban road funding in the region;
12. the Mudgee District Tennis Club be thanked for its submission and Council confirm its grant of \$30,000 towards this facility;
13. the Mudgee and Gulgong Cricket Association be thanked for its submission and advise that Council declines its request to increase the allocation for wicket maintenance from \$20,000 to \$30,000;
14. Kandos Gardens Fair Committee be thanked for its submission and advised that Council will undertake plantings in the Kandos township as part of its operational program;
15. NSW Farmers be thanked for their submission and advised that Council declines its request to continue with the scholarship for a student wishing to study agriculture at a tertiary level;
16. Housing Plus be thanked for its submission but be advised that Council declines its request to waiver section 94 contributions and water and sewer headwork fees;
17. TAFE NSW be thanked for its submission but be advised that Council declines its request to fund a footpath to the Ulan Road campus;
18. Barnardos Western NSW be thanked for its submission and advised that their request for additional funding for the Loft Youth Centre in Kandos will be referred to the Youth Council;
19. Council amend the Sewer Budgets to include the following projects:
 - Sewer Management studies: \$50,000
 - Sewer Mains relining: \$12,000
 - Mudgee Sewer Augmentation: \$1,100,000
 - Training of operators: \$41,000and these projects be funded as a result of carryover from the 2012/13 year from the Sewer Reserve account
20. Council amend the Water Budgets to include the Redbank Dam structural repairs at a cost of \$150,000 to be funded from the Water Reserve account as a result of the carryover from the 2012/13 financial year;
21. Council include the Catchment A Drainage Works project at a cost of \$305,000 in the 2013/14 Operational Plan. The works to be funded from surpluses declared in the March Quarterly Budget Review from the Asset Replacement account;
22. Council include in the 2013/14 Operational Plan the following grants that were received and paid in advance to Council in the 2012/13 financial year, and will be shown as surpluses at 30 June 2013:

- **Financial Assistance Grants: \$2,808,000**
 - **Footbridge over Cudgegong River: \$150,000**
23. Council include in the 2013/14 Operational and Delivery Plan the following incomes expected from Section 94 contributions or VPAs:
- **Section 94 contributions - - haulage extraction: \$176,000 for 2013/14, \$182,000 for 2014/15, \$187,000 for 2015/16 and \$193,000 for 2016/17;**
 - **Voluntary Planning Agreement – Stage 2 Moolarben Coal: \$1,500,000**
24. Council amend the 2013/14 Operational Plan to include the following projects to be funded from the Capital Program Reserve :
- **Cemetery software: \$12,000**
 - **MAC Group appeal to Environment Court: \$80,000**
25. Council amend its Fees and Charges schedule to include:
- **A \$1.00 per hour fee for the use of the inflatable pool slide**
 - **Inspections of private swimming pools: first inspection \$150
second inspection \$100**

Detailed report

At the Council meeting on 17 April 2013 the Council endorsed the 2013/14 operational plan to go on public exhibition for a period of 28 days. That period of public consultation closed on 17 May 2013. A number of submissions have been received, the majority of which are addressing the proposed rate increase on farmland in the region. This report will address those submissions and make recommendations to Council on how Council can address those submissions.

The purpose of having these recommendations at this meeting is to give staff a direction to allow Council to consider the final adoption of the 2013/14 Operational Plan at its meeting on 19 June 2013.

1. FARMLAND RATES

As stated above a number of submissions and petitions have been received in regard to the quantum of the Farmland rate increase in the region. Lets recap firstly of why the increase in Farmland rating was greater than the other rating categories.

Briefly, in the 2012/13 year the Valuer General conceded that he had made a number of errors in the valuation of Farmland and therefore undertook to review the valuations of all Farmland properties in the region that had a valuation increase or decrease greater than 20%. A number of property valuations were amended resulting in Council having its rate income assessed from the Farmland category reduced by approximately \$169,000. Council has the ability to recoup that lost income in the 2013/14 financial year or subsequent years if it so wishes. Council through the adoption of the 2013/14 Operational Plan that went on public consultation chose to recoup that lost income from the Farmland category where it was originally assessed but not collected. In summary that is the reason why the rate increase from Farmland is higher than other categories.

This increase in the Farmland rates has attracted considerable interest from the community and resulted in a number of submissions to Councils Operational Plan. Those submissions are all

bound in a separate booklet and form part of this Business paper. All of the submissions object to Council's proposed increase in Farmland rating.

Also during May a number of public speakers at Council's Open Days expressed their concern the Council proposed rate increase on Farmland.

Council has a variety of options that it can undertake. These include but are not limited to the following:

- a. Confirm the status quo;
- b. Spread the loss of income of the \$169,000 across all rating categories thus increasing the overall rate increase to 6.8%;
- c. Reduce the Farmland rating to 5.53% increase the same as for Residential and Business categories and accept that Council will not recover the \$169,000 lost in 2012/13. Council would account for this lost income by reducing the balance in its unrestricted cash (working capital); This option is the least supported by Management because of the unknown expenses that Council may incur such as Ulan Road and the MAC Group appeal, or
- d. Reduce the Farmland rating to 5.53% increase same as for Residential and Business categories and reduce the Council expenditure by a similar amount.

This report is recommending that Council reduce the Farmland rate increase to 5.53% in line with the Business and Residential categories. The lost income from 2012/13 from the Farmland category would be accounted for by reducing expenditure in one of the projects already in the Draft Operational Plan, or by Council reducing the level of service in the essential budgets. Please note that Council has always ensured it maintains adequate levels of unrestricted cash to ensure it meets its debts and obligations when they fall. It is important that Council maintain a balanced budget. Council has the opportunity to reduce its unrestricted cash (working capital) to allow for this reduced income, but it should only do that if it proposes to recover this lost income in future years. Council has the ability and in management's opinion, the responsibility, to keep its income streams at a level to meet its infrastructure maintenance program. To lose \$169,000 would result in Council undertaking less work than previously anticipated and committed. If Council was of the opinion to take this from the unrestricted cash, then it would be management's recommendation that it recover the funds in future years. It has that ability to do so.

I think at this time it is important to point out to Council the overall reduction in Farmland rates that Council has estimated to have collected in the past two financial years. Last year when Council put together its Management Plan and set the rate, it proposed to collect from the Farmland category at \$4,300,564. With the difficulties with the incorrect valuation process and the recategorisation of some land to mining the actual rates taken from the farming sector was \$3,971,649. This is 7.65% less collected than originally anticipated from the farmland category. The proposal put out on public submission for the 2013/14 year would have meant that Council would have collected \$4,361,058 which would have amounted to a 1.41% increase on the amount originally proposed to be collected from the Farmland category in 2012/13. The recommendation in this report at a 5.53% increase means that the total levied rates proposed to be collected from the Farmland category is \$4,191,163 which is a 2.54% rate decrease in the rates proposed to have been collected in the 2011/12 and the 2012/13 financial year. So in effect there has been a rate decrease of rates levied from the Farmland sector over the past 2 years if the recommendations in this report are adopted. Of course this is for the total Farmland category and the effect on individual properties will vary.

Please find attached (appendix 2) a spreadsheet showing the rate yields of all categories with the reducing the Farmland category to 5.53%.

It should be noted that over the last few months supplementary values have continued to come through, as usually happens. This means that the final valuation base that we rate on will be minimally different than shown in the models. This will in turn impact the ad valorem (at about the third digit after the decimal point!). This happens every year - the ad valorem we "make" is minutely different to the ad valorem that was out on exhibition.

2. *OTHER SUBMISSIONS RECEIVED*

2.1 Yancoal – Moolarben Coal

Yancoal have made a submission to the Council's Operational Plan stating that Council has categorised a number of properties owned by Moolarben Coal as mining rather than Farmland or Residential. A review of categorisation for rating purposes can only be undertaken upon receipt of the relevant request on the Council's re-categorisation form.

2.2 Robert Lamond

Mr Lamond has raised a number of issues and is seeking explanations from Council on these issues. These include:

- Increase in Residential rates – Mr Lamond has stated there is no justification for the increase but it should be noted that Council is only taking the amount allowed by the rate cap.
- Regent Theatre – Mr Lamond is seeking Council to purchase the Regent Theatre. This has been debated by Council many times and rejected on each occasion.
- Explanation of budget statements – Mr Lamond is seeking from Council an explanation on financial variances between years. Staff will assess the questions from Mr Lamond and answer them factually to him.

2.3 NSW Origin Legends

The CEO of NSW Origin Legends is seeking from Council funding towards their youth program for a number of our residents who have learning difficulties or other problems with attending school on a regular basis. This program has been going for some 18 months now and anecdotal evidence I have received is that it has been very successful. The recommendation in this report is for Council to fund this program up to \$10,000.

2.4 Mudgee Civilian Rifle and Small Bore Club Inc

This club is seeking Council fund the materials for a fence between their Rifle Range and the land to the east of the Rifle Range which I understand is an old quarry. Council receives a number of requests for this type of funding and generally declines them because of the precedent it would set of having to fund a fence between privately owned land and Council land. The recommendation in this report is that the request be declined.

2.5 Frontline Community Services

Frontline Community Services aim to set up a food care facility in Mudgee to provide free and low cost food to the most vulnerable individuals in our community. Frontline Services is seeking financial support from Council for the setup and ongoing financial support. This includes a setup cost of \$10,000 and guarantee of their rent for two years. The rent would amount to a further \$25,000. Although this project has considerable merit the question needs to be asked of Council whether this is a local government or a state or federal government responsibility. The recommendation in this report is that Council gives a \$5,000 one off grant to assist with the establishment of this food care facility.

2.6 Beragoo Estate Progress Association

The Beragoo Estate Progress Association is requesting that Council match the contribution of the residents on the Beragoo Road towards tar sealing. They have undertaken that they would be able to contribute \$8,000 towards the sealing of this road and seek a similar amount from Council for the sealing of 600 metres. It should be noted that with preparatory work required before a seal is put down would require additional costs but this would be done as part of the normal grading programme. This report recommends that Council contribute \$8,000 from the road budget towards this project plus the required preparatory grading works on the condition that the land owners in the Beragoo estate are able to match Council funding dollar for dollar. The money from the land owners would need to be received in advance of Council doing the work.

2.7 Sculptures in the Garden

The Sculptures in the Garden Committee held an event this year and raised \$4783.21, they are now seeking that Council match that amount to increase the donation to the Mudgee Support Group of Guide Dogs. The recommendation in this report is to decline this report.

2.8 Denise Guggenbuhl-Cornaz

This submission is requesting that Council increase its budget for non-urban roads. As Council has put considerable emphasis into its roading budget to maximise resources available for roads it is management's belief that the maximum available has been allocated. The recommendation in this report is to decline this submission.

2.9 Mudgee District Tennis Club

The Mudgee District Tennis Club is thanking Council for its contribution of \$30,000 towards its facility upgrade. At this time I would refer to Council to the grants and donations paragraph below.

2.10 Mudgee and Gulgong Cricket Association

The Cricket Association currently has allocated to it from Council's budget the sum of \$20,000 to maintain 6 turf wickets in the Mudgee/ Gulgong areas. The association is seeking that that contribution be increased by 50% to \$30,000 per annum. The recommendation in this report is that the request be declined.

2.11 Kandos Garden Fair Committee

The Kandos Gardens Fair Committee would like Council to undertake some further plantings in public places around Kandos. Council gave this consideration as part of the draft Operational Plan that it has developed and said it would do such plantings from normal operating budgets.

2.12 NSW Farmers

This request is seeking that Council continue with the scholarship for a student wishing to study agriculture at a tertiary level. Council will recall that a \$3,000 payment was given as a one-off scholarship for the Farmer of the Year. This Council contributed \$1,000 of that \$3,000 with the other \$2,000 coming from sponsorship. The recommendation in this report is to decline this request.

2.13 Housing Plus

Housing Plus are seeking Council to give consideration to the waiving of contribution fees associated with their affordable housing project in Mudgee. Those fees total \$106,267 for Section 94 contributions and a further \$129,595 for water and sewer headworks. The recommendation in this report is to decline the application.

2.14 TAFE NSW

TAFE NSW has sent Council an email with many other issues requesting that Council extend the footpath along Ulan Road from the intersection with Henry Lawson Drive to their campus facility. Firstly some background information. A similar proposal was mooted by Council when TAFE NSW were developing their new hospitality suite at the Ulan Road campus. Council was able to negotiate a very substantial subsidy from the then RTA and couple with some of our own footpath funds we were able to offer to fund 50% of this \$300,000 footpath. At that time TAFE NSW did not consider that the footpath development was necessary for their students attending the campus facilities. The recommendation in this report is that the request be declined.

2.15 Barnardos Western NSW

The Barnardos Western NSW are seeking from Council funding towards the programs they hold in the Loft at Kandos. Council will recall that it has allocated \$50,000 in its Operational Plan for youth projects and programs. It is recommended in this report that this matter be referred to the Youth Council for consideration by them as a project to be allocated under the Council's \$50,000 allocation.

3. *MANAGEMENT SUBMISSIONS*

The following are a list of amendments that management are seeking to amend the Operational Plan as a result of further information available.

3.1 Works carried forward

The following list of works or projects will not be completed in the 2012/13 year and so we are recommending that they be included in the 2013/14 budget/Operational Plan and of course will be funded from the surplus achieved in the 2012/13 year. That surplus, of course, is a result of not doing these works. The works include:

- Sewer management studies: \$50,000 – this is a charge against the sewer account
- Catchment A drainage works: \$305,000 – these are works that will not be completed in 2012/13 as notified in the March Budget Review. This project is a charge against the Asset Replacement account
- Redbank Dam: \$150,000 – because of the delays with the design of the structural work required at Redbank Dam, this work will not be completed by 30 June 2013. It is a charge to the Water Reserve account.
- Sewer mains relining: \$12,000 – at the March Quarterly Budget Review we reduced the sewer expenditure by \$12,000. This work will be undertaken in the 2013/14 financial year and a charge to the Sewer Reserve account.
- Mudgee sewer augmentation: \$1,100,000 million – as notified to Council in the March Quarterly Budget Review the work on the Mudgee sewer will not be completed by 30 June 2013. Money is available in the Capital Grants sewer account and will be funded from that.
- Cemetery software: \$12,000 – in the 2012/13 budget we were installing new cemetery recording software. In the April monthly financial reporting we will notify Council the work is not proceeding this financial year, but it still needs to be

undertaken. It will be carried forward to the 2013/14 financial year from the Capital Program Reserve.

3.2 Grants received in 2012/13 but relate to 2013/14

Council received a number of grants in May/June this year, but the funds relate to projects that are included in the 2013/14 financial year. These are:

- Advanced payment of financial assistance grants: \$2,808,000 – the Federal Government pays this money to Council in June, even though it relates to future financial years
- Footbridge over Cudgegong River: \$150,000 – Council received a grant from State Government for the footbridge over the Cudgegong River to Glen Willow. This project is included in the 2013/14 project year.

3.3 Section 94 and VPA contributions

The following are payments expected from Section 94 or VPA monies in 2013/14, but are not yet included in the Operational Plan.

- Moolarben Coal Project, Stage 2: \$1,500,000 – VPA
- Haulage Extraction: \$176,000 – this is a payment direct to the Section 94 account from a condition on a development consent. Future year's payments will also need to be added which is \$182,000 in 2014/15, \$187,000 in 2015/16 and \$193,000 in 2016/17.

3.4 Other budget needs

- Sewer and water operator training course: \$41,000 – we have a number of new staff that are required to be trained on our water and sewer treatment plants including the new Mudgee sewer treatment plant. This will be a cost against the water and sewer accounts.
- MAC Group appeal: \$80,000 – as notified to Council recently, there will be delays to the MAC Group appeal in the Environment Court. Council has already removed \$54,000 of legal fees from the 2012/13 Budget. However, \$80,000 will be required in 2013/14 to complete this hearing. It is being recommended that this be funded from the unrestricted cash balance.

3.5 Fees and Charges

As part of the Fees and Charges schedule we would like to add or amend the following fees:

- \$1.00 per hour for the use of the inflatable pool slide that Council purchased last financial year. During the operation of the inflatable pool slide, Council is required to have on site an additional life guard to supervise this facility. The \$1.00 fee is in line with similar fees Council charges for other facilities.
- Private swimming pool inspection fees: increase from \$77 to \$150 for first inspection and add a second inspection fee of \$100. Council is now required by law to inspect all private swimming pools to ensure they comply with legislation and safety requirements. This is an additional service that Council is required to undertake. The \$150 inspection fee is a cost recovery fee. If the pool does not comply, Council inspectors are required to re-inspect and there will be a further fee of \$100.

4. GRANTS AND DONATIONS

I raise for Council's information that the allocation for the Grants and Donations budget has been used a lot during the development of the operational plan process. Council allocated \$152,000 to this budget plus a further \$18,000 for Councillors discretionary funding. The latter allocations have not yet been touched.

However the main budget had the following allocations:

Opening Balance		\$152,000
Allocations from previous years' commitments		
Kandos/Rylstone Community Capers	\$10,000	
Mudgee Mental Health	\$500	
Kandos/Rylstone Swimming Club	\$1,500	
Seniors Week	\$5,000	
Gulgong Chamber of Commerce	\$12,000	
Christmas Party – Mudgee	\$5,000	
Christmas Party – Gulgong	\$3,000	
Christmas Party – Rylstone/Kandos	\$3,000	
Orana Arts	\$8,000	
School prizes	\$500	
Rates – Gulgong Golf Club	\$883	
Rates – Henry Lawson Society	\$1,430	
Rates – Gulgong Pistol Club	\$778	
Rates – Mudgee Rifle Range	\$1,121	
Rates – Kandos/Rylstone Men's Shed	\$825	
Rates – Rylstone CWA	\$403	
TOTAL		\$53,940
New Allocations in Operational Plan		
Lifeskills	\$15,000	
Mudgee Tennis Club	\$30,000	
TOTAL		\$45,000
Recommendations in this report		
NSW Origin Legends	\$10,000	
Frontline Community Services	\$5,000	
TOTAL		\$15,000
SUBTOTAL		\$113,940
Amount left available		\$38,060

The point I am making to Council is that Council will only have a further \$38,060 to allocate as grants and donations for the rest of the financial year plus the individual councillors discretionary funds.

Financial implications

As discussed throughout this report.

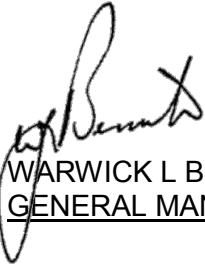
Strategic or policy implications

Once the Council has given a direction on the submissions made in this report, and the rates to be levied, staff will then put all the additional information in the Operational Plan for endorsement at the 19 June 2013 meeting. This report should also be read in conjunction with the submissions on the Council's Community Plan.

24 May 2013

Attachments:

1. Submissions as per paragraphs 2.1 to 2.15 in this report (please note the submissions on the Farmland rating are in a separate booklet).
2. Rate model with Farmland category reduced to 5.53%



WARWICK L BENNETT
GENERAL MANAGER



SITE: 4250 Ulan Road, Ulan NSW 2850
POSTAL: Locked Bag 2003 Mudgee NSW 2850
PHONE: +61 2 6376 1500
FAX: +61 2 6376 1599
WEBSITE: www.moolarbencoal.com.au
ABN: 59 077 939 569

17 May 2013

Mr Warwick Bennett
General Manager
Mid-Western Regional Council
PO Box 156
MUDGEE NSW 2850



Dear Mr Bennett,

Mid-Western Regional Council Operation Plan 2013/14

Revenue Policy - Rates

On behalf of Moolarben Coal Mines Pty Limited (**Moolarben**), the following submission is made with regard to the Mid-Western Western Regional Council Operation Plan 2013/14 and its associated 2013-2014 Rate Category Map.

Having considered the 2013-2014 Rate Category Map, we note that the following properties are proposed to be categorised as "mining" for the 2013-2014 rating period:

MWRC Property No	Address
2518	38 Barossa Road Windeyer
5476	1416 Moolarben Road Moolarben
5479	944 Moolarben Road Moolarben
5481	596 Moolarben Road Moolarben
5486	3812 Ulan Road Ulan
5487	3736 Ulan Road Ulan
5492	165 Toole Road Ulan
5494	180 Mayberry Road Moolarben
5504	3484 Ulan Road Ulan
5505	3468 Ulan Road Ulan
5506	3465 Ulan Road Ulan
5565	1025 Ridge Road Cooks Gap
5567	918 Ridge Road Cooks Gap
5569	1008 Ridge Road Cooks Gap

MWRC Property No	Address
6968	19 Carrs Gap Road Ulan
6970	362 Murragamba Road Ulan
6978	868 Ulan-Wollar Road Ulan
8284	223 Carrs Gap Road Ulan
9427	112 Lagoons Road Ulan
9581	9 Toole Road Ulan
9582	127 Toole Road Ulan
9653	364 Murragamba Road Ulan
9845	866 Ulan-Wollar Road Ulan
10277	368 Murragamba Road Ulan
10278	366 Murragamba Road Ulan
10680	44 Lagoons Road Ulan
11809	329 Ulan-Wollar Road Ulan
11810	449 Ulan-Wollar Road Ulan
11811	75 Murragamba Road Ulan
11812	78 Murragamba Road Ulan
11813	330 Ulan-Wollar Road Ulan
11814	312 Ulan-Wollar Road Ulan
12002	108 Lagoons Road Ulan
13912	1882 (477) Cope Road Ulan
13929	38-40 Main Street Ulan Village
13932	5-7 Spring Street Ulan Village
13962	27 Main Street Ulan Village
13963	28 Robison Street Ulan Village
13964	4 Mackay Street Ulan Village
13965	6-8 Mackay Street Ulan Village
13979	737 Moolarben Road Moolarben
13980	942 Moolarben Road Moolarben
20015	4826 Ulan Road Ulan

MWRC Property No	Address
20936	349 Ulan-Wollar Road Ulan
20999	86 Toole Road Ulan

The properties above are not currently used for any mining operation, and will not be used for any mining operation in the rating period 2013/14. The Council's continued categorisation of these properties as "mining" under the *Local Government Act 1993 (NSW)* for the purposes of levying rates is an improper exercise of the Council's powers under Chapter 15, Part 3 of that Act.

We submit that these properties should not be categorised as "mining" for the 2012/13 or 2013/14 rating periods.

Yours faithfully,



John Blanning
General Manager

My apologies for the lack of detail however having been on holidays I only learnt tonight that Friday is the last day for submission.

1. CONSULTATION OUTCOMES

YOUR COMMENT The results of the extensive community consultation processes showed that we value: the "country town feel" with historic linkages to the area; maintaining and improving the road networks; a strong focus on health services and facilities; emphasis on youth services; the development of additional pre-school and education facilities and working towards achieving a balance between our natural environment and our economic drivers.

The results of the street stall surveys showed that a rate increase was not supported by the majority, and expected levels of service for each category are reflected in the bead results.

Community expectations were compiled into 5 themes.

MY SUBMISSION

The roads were the only section to increase between 2022 and 2013 from 31 to 35% equal to one third YET it is not one of your themes - you use "JuliaSpeak" and in NO WAY does your budget reflect the magnitude of Community Expectations

Apart from the overwhelming call for ROADS there is no linkage between the other 5 categories in 2011 with the very different calls in 2013 - which frankly makes a joke out of your process and the 5 Themes in "Julia Speak"

There is NO justification in logic for the 5% plus rate for residential properties - the Community as you correctly state "that a rate increase was not supported by the majority - here you sound just like our Federal Treasurer - so you lost some rate income on incorrect valuations - tough luck - why don't you just take the loss like any commercial operation would ? and not use NSW State OPTIONS to seek to justify it- COUNCIL is not required to do it !

In 2013 a combination of Supporting the Arts and Youth Services totals 25% of our Community's Consultation - Where is this recognised in your 5 themes and in your budget ? ? ! ??

Our young need a community entertainment centre as do each and every member of our community - The Old is new again Town Hall Theatre looks great - sadly it is just too small - 150 very nice new seats - this was borne out last month - tickets at the door resulted in a large crowd at the door - extra seats were put in place at the sides where the magnificent columns sadly provide a restricted view. But how come two thirds of the seats were previously reserved ! ? Tickets only at the door ! Bulldust ! What a stuff up !

The empty Regent sits there in the heart of Mudgee - to me it is a constant reminder of our Council's blindness and lack of concern for our community and particularly our youth - unbelievable millions spent on Glen Willow sporting fields - including a grande grandstand - for the community ? - which is acknowledged by city and country as the best in the west - far better than any other town has ! BUT no money for the Development of the Regent. Other country towns have Entertainment Centres, Community Halls, Art Galleries - indeed many have bought their heritage theatres working with and for the community. Sport is King - it is time now for Council to consider the needs of the other half of our Community.

Our Old New Library is "Awesome" "Fabulous" It is spacious, bright and user friendly. The joy of the staff in their beautiful, vibrant new library and, to see the kids playing hopscotch on the colourful squares and listening quietly to a book reading was an emotional

high. Having fought Council for over 5 years to protect our new ex TAFE parkland from being the site of a new multi million Library - for which Council never had the funds, mislead the community for 5 years, and ultimately had to renege on their proposal council saved probably about \$6,000,000 which you never had - now our community has an awesome New Library in the heart of Mudgee, our historic Town Hall, which Council had sadly neglected for too many years, is alive and well.

Perhaps Council could now buy the Regent for movies, live theatre etc out of the funds they saved.

Target - What community authority does council have for spending untold COMMUNITY FUNDS (well no one knows how much) on becoming a landlord ? ! ? !

WHY did you not think to use it for a community entertainment centre ? How long is the lease term \$ are the options to renew with the tenant ? Has Council lost any control of these premises and adjoining carpark ? How much of Community Funds are tied up - and for how long - and for what return ? COUNCIL MUST provide the answers to our Community.

It would be very helpful to readers of your financial statements if you provided brief explanations for the major financial variances between years -

For example Grants & Contributions for Operating Expense 2011/12 \$MILL. 15.7
2012/13 \$MILL. 9.8 2013/14 \$MILL 11.8

Materials & CONTRACTS	11.2
13.2	9.7

THE OPERATING LOSS of \$MILL 5 this year - again somewhat unusual & the recovery to Surplus of \$MILL 1.4 also needs clarifying.

I would welcome an opportunity to discuss these issues with Council

Bob Lamond 267 Upper Piambong Rd Piambong via Mudgee 0409 712 101

Looking after our Community

Pools Libraries 9%

Roads 10% 31

Tourism & Events

Roads 35%

Pre-school

The Manager,
Mid-Western Regional Council
Mr. Warwick Bennett

Dear Sir,

The NSW Origin Legends LINK Program, now in its second year of operation at Mudgee High School, is seeking additional funding to promote opportunities for youth in our town.

The aim of the Program is to provide another avenue for the youth of the Mudgee District other than full-time schooling. Most of these students, around 27 in number, have learning difficulties or problems with attending school on a regular basis.

The object is to provide alternatives to five days a week school and opportunities to gain experience in the work force, complete TAFE programs and hopefully a career path at the end of Year 10.

In 2012 the Program commenced with approximately 25 students with behavioural and truancy problems. By the end of the year, 8 had gained apprenticeships, 18 had completed a TAFE course in either Trades or Hospitality, 4 had part-time employment outside of school hours and the others have returned to Year 11 in 2013. The program also included half a day collecting rubbish of all sorts from along the Mudgee railway line and underneath the Church Street bridge as part of the learn and respect agenda of the course.

Mudgee High School staff, TAFE teachers, local employers, parents of the children, local dignitaries and the students themselves made significant contributions to the success of the Program and again that is the case at the commencement of the 2013 course.

With the assistance of Mudgee High School staff the students have completed work ready papers as they prepare to get out in the local community one day per week in various occupations. Last week the students attended a fun learning session at The Property Shop, one of the many local businesses who assist the Program.

The Program's major sponsor is Xstrata Coal who provide funding for a facilitator, bus excursions, cultural and activity trips to outlying areas eg Dunns Swamp, Ulan Coal site and Dubbo Zoo, a five day camp at HMAS Kuttubal in Sydney for up to 7 students of our MHS Program (performance based selection), including a visit to the third State of Origin, and other various trips.

We are seeking Council's support for a Program which has gained the respect of the community in such a short time and has greatly enhanced opportunities for our young people who otherwise may never have received this opportunity.

Regards Chris Anderson

CEO NSW Origin Legends | P: 8765 2850 | F: 8765 2824 | M: 0423 850 439

Locked Bag 1999, Sydney Olympic Park NSW 2127 |
chrisanderson@originlegends.com.au | www.originlegends.com

MUDGEES CIVILIAN
RIFLE AND SMALL BORE CLUB INC.

P.O.Box 206 Mudgee 2850

CAPTAIN: Small Bore: Danny Carev
Full Bore: Bob Hollow
SECRETARY:
Leigh Milton
TREASURER:
Stuart Swanson

4th April 2013

To
Warick Bennet
General Manager
Mid-Western Regional Council



Dear Warick

At a recent committee meeting of our club, it was resolved that the club secretary write to council regarding fencing assistance.

The fence between part of the rifle range and land to the east of the rifle range is in a very bad state of repair.

The land to the east takes in an old unused road base quarry, and is on the southern end of Henry Bayly Drive, and it is also part of Colliers Hill or the three poles as some people know it.

The fence runs from near the new high voltage power line in a south by south east direction until it comes to the Avisford Nature Reserve. And it is about 750m in length. And it goes up and down some pretty steep hills, and it also goes through some pretty thick bushy scrub.

The fence is a boundary between the rifle range and land controlled by Mid-Western Regional Council.

Find enclosed a quote for fencing materials, and if council would be good enough to supply the materials, or a cheque for that amount, club members will be only too happy to erect the fence.

We hope to hear from you regarding this matter soon.

Regards

Leigh Milton : Hon. secretary



Furney's Building & Plumbing Supplies Pty Ltd

Postal Address: Mudgee Store: Ulan Store:
 PO Box 350 50 George St Main St
 Mudgee NSW 2850 Mudgee NSW 2850 Ulan NSW 2850
 Ph 02 6372 1003 - Mudgee Fax 02 6372 1134 - Mudgee
 02 6373 4700 - Ulan 02 6373 4909 - Ulan
 Email furneysmudgee@gmail.com
 A.B.N. 43 001 218 533

Quote
00030985

MUDGEE RIFLE CLUB
PO BOX 206
MUDGEE NSW 2850
AUST

SALESPERSON	YOUR NO.	DATE
	Safe Shooting Prog	19/03/2013

QTY.	ITEM NO.	DESCRIPTION	PRICE	UNIT	DISC	EXTENDED
1	03	Safe Shooting Program 6 Rolls of 1,500 m Medium High Tensile Wire 11 of 100 NB Gal Strainer Posts 11 of 40 NB Gal Stays 3 Rolls of 500 m High Tensile Barbed Wire 1 Roll of Tie Wire 11 of Heavy Duty Wire Tensioners 20 of Gripples 22 Bags of Rapid Set Concrete 11 of K100 Post Caps 250 Star Posts	\$4,207.36			\$4,207.36

This quote is valid for 30 days.

CODE	RATE	GST	SALE AMT.	SALE AMT.	\$4,207.36
				FREIGHT	\$0.00
GST	10%	\$420.74	\$4,207.36	GST	\$420.74
				TOTAL AMT.	\$4,628.10
				PAID	\$0.00
Customer ABN:				BALANCE	\$4,628.10

ACCOUNTS PAYABLE WITHIN 30 DAYS
 For Payment by Direct Credit:
 Bank - CBA; BSB - 062 577; A/c No - 0011 2225



12.4.13

Warwick Bennett
General Manager
Mid Western Regional Council,



Dear Sir,

Following up on our meeting of Wednesday the 27th of March please find a business plan and proposal for Frontline Community Foodcare with the proposed costings and application for council to consider.

Kind Regards

A handwritten signature in black ink that reads "Donna Redding".

Donna Redding
Frontline Community Services Co-ordinator
ph: 63721104
51 Burrundulla Avenue, Mudgee, NSW, 2850



Frontline Community Foodcare Mudgee

Executive Summary

Frontline Community Foodcare Mudgee's aim is to provide free and low cost food to those most vulnerable individuals and families in our community while transitioning them into wholeness through life programs that equip them to do life better.

Early in 2012 Frontline Community Services decided to look deeper into some of the social and economic issues in Mudgee and the Greater Western Area that were affecting our community. We wanted to make sure that the community services in which we were administering to them were still relevant and impacting.

In our research we approached many community organizations in the area, businesses and local churches, as well as asking our clients what their biggest needs and struggles are;

It unveiled some social and economic impacts one of which has many implications to families and individuals in our community – that is the substantial increase in rental prices. It seems affordable housing in our region has become unobtainable to many low and even middle income families, struggling to cover the increase of their rent, add to that the rising costs of utilities such as electricity and the struggle seems insurmountable. Implications for these families include going without the basics such as food and utilities.

This social and economic issue seems to resonate with the annual report(s) Foodbank and Anglicare released during Anti Poverty Week, October 2012.

Foodbank Chairman Enzo Allara reports "The United Nations World Food Summit defines food security as existing 'when all people at all times have access to sufficient, safe, nutritious food to maintain a healthy and active life' It is a sad fact that some two million people in this 'lucky country' do not satisfy this definition.' They are going without meals for an entire day or more per week. Foodbank's report goes on to say that of those two million people in Australia, the largest group would be parents making sure their kids have sufficient food to eat. As we have discovered this is not just an urban issue but is on the rise in our own community.

Objectives

We asked ourselves; Well, what can we do? During our research we came into contact with a wonderful organization called Foodcare; they do exactly what their name says – care for people while providing low cost and free food for those most at risk in their community.

Frontline Community Foodcare Mudgee's objectives are;

1. Provide fruit, vegetables, tinned food and other perishables to the most vulnerable and needy in our community at a lower than market cost, to ensure that they have access to healthy food.
2. To transition clients/ customers from a 'poverty mentality' by providing a hand-up not a hand-out by ensuring other programs such as financial literacy programs, budgeting and life skills programs go hand-in-hand with the service.

Through many discussions with community organizations and individuals, we are convinced this program will enable the most at risk individuals and families in our community to have access to good quality, low cost and free food while decreasing the pressure on other community services who are not equipped to deal with these situations.

Foodcare was initially started by Bay City Care in Arncliffe, Sydney, 3 years ago and now operates in 9 locations across NSW with another 7 locations due to launch soon, in both rural and urban areas.

We believe this will be a vital service in our region. We already have many people asking about our opening and the need amongst our targeted group of people is increasing, especially in light of the sad news of the closing of The Salvation Army and their vital presence and services in our community.

Mission

The mission of Frontline Community Foodcare Mudgee is the pursuit of the following principles:

Reaching: Frontline Community Foodcare Mudgee intend to outreach to our community through the Frontline Community Foodcare program and develop a sense of 'community' within individuals and families that may otherwise live isolated lives. We believe they will develop

friendships, strong interpersonal skills, and instil a sense of hope in the future.

Transitioning: The focus of Frontline Community Foodcare Mudgee is to empower individuals and families by believing that they can make a change to their lives, equipping them with emotional and lifestyle tools via programs that co-incide with the philosophy of providing a hand-up not a hand-out.

Growing: Frontline Community Foodcare Mudgee want to expand the perspective of individuals and families in our region to make them aware of life's endless possibilities.

Support: Frontline community Foodcare believe an individual is dramatically influenced by their support system. We believe in surrounding individuals and families with a caring, inclusive environment.

Organization Summary

Frontline Community Foodcare Mudgee is part of Frontline Community Services, a not-profit organization with charitable status. We are supported by Frontline Christian Church, Mudgee. We have been part of the community for over 30 years and believe that the best support we can give to individuals and families is walking side-by-side with them through all areas and stages of life. Our philosophy as mentioned above is to help people transition through a hand-up mentality not a hand-out mentality.

Start-up Summary

There are two expenses that we are asking the Council to support;

1. Rent for a building that will allow Foodcare to function from; We have been to several real-estate agents and a commercial property will cost approx \$500-\$600 per week. Rent could be provided by either an existing building that the council owns, a grant to cover 1-2 years of rent or renting by renting a premises on our behalf? We have our own building which is currently up for sale, so 2 years gives us a grace period to get Foodcare up and running, so the community know where we are and to turn over an income. After 2 years we will be able to be in our own location.
2. For fitting out the Foodcare store we will need approx \$10,000, this will include, shelving, fridges, deep freezers, paint and signage.

Projection of Costs and Revenue; (with rent and fit out covered by council)

These figures are take from the head office for Foodcare, Bay City, Arncliffe,

who now operate in 9 locations across NSW, both regionally and in several city locations.

Foodcare will be open for 1 x ½ day per week, with approx 50-80 families in Mudgee attending per week. We will project our figures on 50 families per week;

Rent will cost approximately \$500 per week. (Projection is that it will be covered by council)

50 clients pulls in approx \$1000 -\$1100 per week.

Buying from the Foodbank will cost approx \$200-\$300 per week.

Salary for 1 person approx \$380 (the rest will be volunteer based) x 2 days a week. (set up, buying, distribution, client contact, volunteer co-ordination)

Utilities will cost approx \$100 per week at store provide by council.

Other possible costs \$100 per week. (stationery, extra client expenses etc)

Staff and Volunteer Training \$50 per week.

Deliveries \$40 per week.

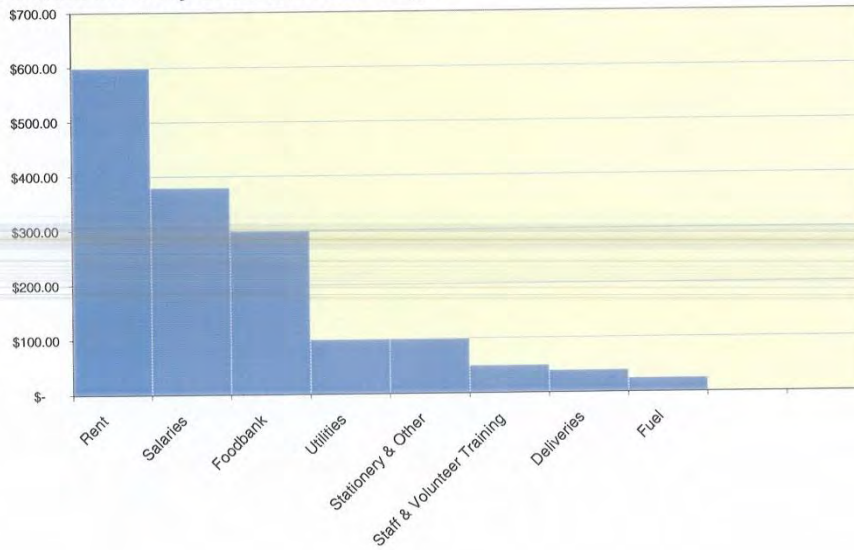
Fuel \$25 per week.

Costing Approximately \$1495 per week.

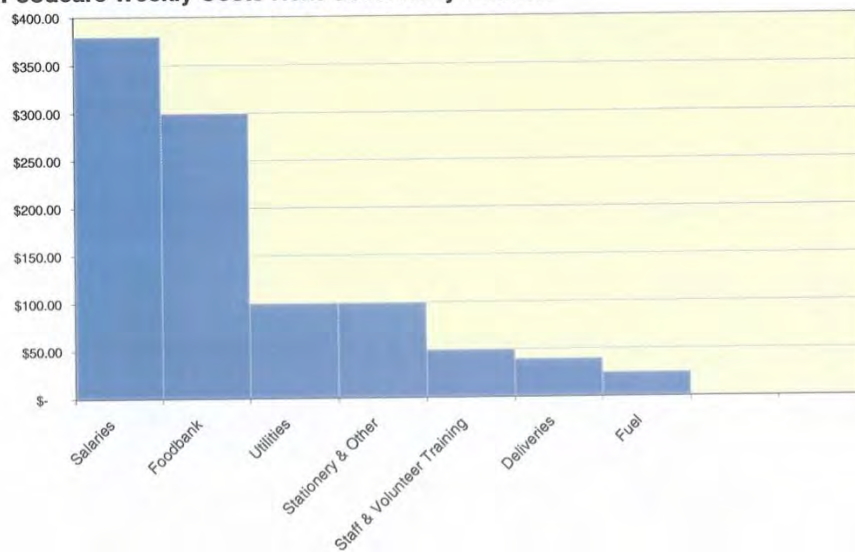
Frontline Community Services will be providing for other costs such as, emergency relief food parcels, financial literacy programs, life skills programs, cooking programs that will take individuals and families through a transition of a hand-out mentality to a hand-up mentality that will be directly associated with Foodcare.

Weekly Cost	
Rent	\$500.00
Salaries	\$380.00
Foodbank	\$300.00
Utilities	\$100.00
Stationery & Other	\$100.00
Staff & Volunteer Training	\$50.00
Deliveries	\$40.00
Fuel	\$25.00
Total Expenditure- No Council Rent Cover	\$1495
With Council Covering Rent (Sustainable for 2 years)	\$995

Foodcare Weekly Costs with no rent/grant



Foodcare Weekly Costs Rent Covered by Council



Keys to Success

- Seed funding/Grant for rent for 2 years. After 2 years we will have our own premises as current sold and new premises built or rental in place.
- Seed Funding/Grant for initial set-up costs up to \$10,000.
- Keep a strong network of support with other community organizations. So far many organizations in our region have committed their support.
- Keep a strong network with food providers, local café's and restaurants that will be providing food that is close to expiry.
- Establish an effective training program for volunteers that will increase their ability to transition individuals into other life programs.

Legal Entity

Frontline Community Services is a Public Benevolent Institution and an Incorporated Association.

Summary

Frontline Community Foodcare Mudgee have a commitment to our community, in fact we are passionate about making sure that individuals and families have their basic needs met and that they also find a way out of their crisis situation. Unfortunately we are not talking about a third world country,

but here in Australia, in fact our very own region! We like the council care for about this community. We want to make sure families and individuals have enough food on their tables for now, but also find a way through to a better, more holistic life! No-body wants to be in a situation where feeding themselves or their family is almost impossible but unfortunately at times and in this current economic time this is increasing whether it be through sickness, loss of income or a crisis event. Knowing that Frontline Community Foodcare will be able to provide free fruit and vegetables, bread and low cost food to those in need has been such so encouraging for many, and I dare say to Mid Western Regional Council and the Greater Community.

If you have any questions regarding this plan please contact;

Tim Griffiths or

Donna Redding

Frontline Community Services

On (02) 6372-1104

From: Lesley Halpin <redelstone@harboursat.com.au>
Date: 26 April 2013 3:32:54 PM AEST
To: <Brad.Cam@midwestern.nsw.gov.au>
Cc: <Warwick.Bennett@midwestern.nsw.gov.au>
Subject: Tar Sealing of Beragoo Road

Dear Brad/Warwick

As discussed at the last forum between Council and the Beragoo Estate Progress Association, BEPA has been raising funds towards extension to the existing tar seal on Beragoo Road.

We have focussed our attention on the "second section" of the gravel road from where the seal ends just before the Honners Road turnoff down to the causeway (which is sealed) - a distance of approx 600 metres.

BEPA together with some of the residents fronting that section of the road would be able to contribute \$8,000 towards the tar sealing and we would request, on behalf of BEPA and those residents, that Council give favourable consideration to contributing the balance of the costs (likely to be of a pretty similar amount) and that Council schedule the necessary work in the 2013/14 Operational Plan currently under development.

Please let me know if we need to make this application in a more formal manner and what, if any, other actions we need to take at this stage.

Regards and thanks

David Halpin

President

Beragoo Estate Progress Association

258 Beragoo Road

02 6373 3374

1 River Lane
Mudgee NSW 2850

8th May 2013

Office of the Mayor
Mid-Western Regional Council
PO Box 156
Mudgee NSW 2850



Dear Des,

Thank you for your letter of 19th December 2012.

As you know, the Sculptures in the Garden Committee is dedicated to raising funds for the Mudgee Support Group of Guide Dogs NSW/ACT and also towards an arts initiative to create a sculpture walk in Mudgee.

We understand that the Mid-Western Regional Council met in April this year to discuss a Council contribution towards this sculpture walk when the budget was reviewed.

The Sculptures in the Garden Committee has put together the following proposal, which we like you to consider:

That the Council match the money raised by our committee at our 2012 Sculptures in the Garden event, and use the combined funds to purchase or commission a sculpture or sculptures at our 2013 Sculptures in the Garden event. The purchased sculpture(s) would then be displayed in a public place in Mudgee.

The money raised in 2012 was \$4,783.21, so we hope that the Council will match this amount. We also hope that this proposal is repeated each year that we run our Sculptures in the Garden events.

Can you please put forward our proposal at your next Committee meeting. We are hoping for a reply from Council by the beginning of July, so we can encourage more artists to submit their works. This proposal is independent of all other arts proposals.

Please ring me on 6372 9099 if you need any further information.

Yours sincerely,

Lesley Robertson
Sculptures in the Garden Committee

Denise Guggenbuhl-Cornaz
1709 Bara Rd
Botobolar NSW 2850
Tel 0429 900 705
e-mail dcornaz@bigpond.com

16th May 2013

Mid-Western Regional Council
86 Market Street
Mudgee NSW 2850

Dear Sir/Madam,

Submission re: 2013/14 Budget and Council Delivery Program 2014-17 - Roads

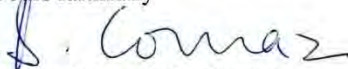
I've studied the council's delivery program. It seems that the allocation for non-urban roads for 13/14 is \$2,598,000 if depreciation is excluded (see attached). Total net cost of services for 2011/12 for non-urban roads was \$5,079,000.

I submit that allocation for non-urban roads is inadequate as many roads are already in a substandard condition and the allocation should be doubled.

I attended a Council Village and Town Forum in Cooyal recently, where assistant general manager Brad Cam and CR John Webb were sympathetic to the community's concerns about the state of the roads but stated that there was no money to be spent.

It is imperative that the Budget and Program provide for adequate road repairs, as it is the council's duty to provide safe roads to a reasonable standard. At the moment Bara Rd in Botobolar is unsafe and the unsealed section of Botobolar Road is in very bad repairs. But I don't believe that those roads are in isolation, anecdotal evidence suggests that there are many roads in Mid-Western Regional Council that are in equally bad condition. I'm asking the council to allocate adequate funding for all non-urban roads in Mid-Western Regional Council.

Yours faithfully



Denise Guggenbuhl-Cornaz
Encl.

	Budget 13/14	less depreciation & amortisation	Budgeted spending	Cost of services 30/06/2012*
sealed road local	3267	-2220	1047	2898
sealed road regional	2088	-1962	126	1164
unsealed road local	2235	-810	1425	1017
unsealed road regional	56	-56	0	301
Total regional and local roads			2598	5380

*as per Special Schedule 1 - Net cost of Services for the FY ended 30/6/12

Mudgee District Tennis Club

PO Box 76
Mudgee NSW 2850

16 May, 2013

Mid-Western Regional Council
PO Box 156
Mudgee NSW 2850

Dear Councillors and General Manager,

Re: Draft Delivery Program 2014-17/Operational Plan 2014 and Mudgee Tennis Court Upgrade

The Tennis club is thrilled to learn of the support the Council has shown for the upgrade of the tennis courts as described to you at the Council meeting last month. Although not obvious within the exhibited Operational Plan, staff and Councillors alike have confirmed to members that Council is supporting the project by contributing \$30,000 as requested by the club. THANK YOU!

As an update to Council, the club is continuing to seek funding from other bodies to make up the \$154,000 required to upgrade courts 1&2 into 6 Hot Shots Courts and resurface courts 9&10 with synthetic grass. The club is very optimistic and although we are still waiting on the outcome of some funding applications we have received very positive responses from Xstrata, Moolarben, Tennis Australia, Department of Sport and Rec (with local member Andrew Gee giving support to the project) and Barnson.

The committee is currently working hard finalising the clubs Business Plan; a requirement of the rebate from Tennis Australia. A copy of the plan will be forward to Council for comment/input in the coming weeks.

This is a project Council will look back on and be proud to have been a major contributor, and will see the value for money achieved through a focused funding drive, followed by delivery of the project by the Tennis Club.

Thank you again on behalf of all members of the Mudgee District Tennis Club.

Andrew Kearins
President Mudgee District Tennis Club



Attention Councillors of Mid Western Regional Council

In light of the draft strategy for sports facilities in Mudgee, the draft strategy recommends that council's focus should be on **maintaining and improving existing facilities** and continuing to develop Glen Willow" ... *The Weekly May 15th 2013*, Mudgee and Gulgong Cricket Associations (Senior and Junior) would appreciate Council's consideration on the following points in asking for an increase to the current funding allocation.

Currently Mudgee and Gulgong Cricket Associations service and maintain 6 turf wickets with an annual budget allowance of \$20 000. This amount has not increased for at least 7 years nor kept up with CPI increases.

The upward pressure on wages in the Mudgee/Gulgong area has made it increasingly difficult, to attract and retain an experienced curator because of the low remuneration offered. The existing curator has also had the difficulty of maintaining the turf wickets with aging, substandard machinery and equipment. The role of curator is currently up for tender for the 2013-14 cricket season. Attracting quality applicants will remain difficult if current funding levels do not increase.

We are confident that cricket is contributing to the high standard of sporting achievement and sportsmanship, in the Mid Western Region. Presenting high standards of turf wickets is integral to attracting and maintaining the high participation we are so used to seeing at both Junior and Senior level.

Mid Western Region has a proud history of developing and growing quality cricket players. Players such as Lisa Keightley, Scott Henry and Rhett Lockyear all began their playing careers in the Mudgee/Gulgong area. It is very important to all involved in Mudgee/Gulgong Cricket Associations that similar opportunities are provided for the stars of the future. Mudgee Cricket has always boasted strong and competitive cricket competitions and high quality pitches. We feel that at the current funding level this will be an extremely difficult task.

Mudgee/Gulgong Cricket Associations are seeking a collective increase of \$10 000 to a yearly allocation of \$30 000 equating to \$5 000 per wicket, per year. Such an increase would allow the Associations the opportunity to fund a curator to maintain and present high standard cricket pitches.

Council's funding to date has been greatly appreciated. While the Associations would like to acknowledge the on-going support provided to cricket in the Mid Western area by Council, we would ask that favourable consideration be given to this application for an increase in funding. In doing so, Mid Western Regional Council will ensure that Mudgee/Gulgong Cricket continue to be successfully viable sporting clubs, that provide a welcome sporting, lifestyle and social opportunity and endeavour for the residents of this area.

Should you require further information please contact:

Terry Ford Ph: 0468 99 8374 Email: fords61@bigpond.com

Rodney Golden Ph: 0488 733 530 Email: rgolden2@gmail.com

Peter Endacott Ph: 0447 221 106 Email: pendacott@tpg.com.au



Kandos Gardens Fair Committee
Chair Colleen O'Sullivan
17 Rodgers Street
Kandos 2848
6379 6902; 0428518380
colosullivan@optusnet.com.au

April 16, 2013

Warwick Bennett
General Manager
Mid-Western Regional Council
PO Box 156
Mudgee 2850

Dear Mr Bennett

Kandos Centenary Planting Program

I am writing to express my appreciation at meeting today with Jenny Neely and Amber Twin to discuss a draft proposal for the Kandos Centenary Planting Program. The document successfully integrates suggestions from the community with current street plantings and staff horticultural knowledge. Importantly it demonstrates Council's readiness to help improve our town.

From Jenny and Amber I gained a good understanding of the process that this proposal needs to go through before it can be completed, including consultations, opportunity for community feedback, consideration and adoption by Council, and financial constraints.

We hope that Council will consider most of the Kandos Centenary Planting Program as a budget initiative for the next 3-5 years. In the meantime it would be good if some plantings in public spaces could happen during spring this year.

If the program is given the go-ahead by the time of the Kandos Gardens Fair (9/10 November 2013) that might be a good venue to launch the planting program and thank Council.

Would that meet with your approval?

Yours sincerely

A handwritten signature in cursive script that reads "Colleen O'Sullivan".

Colleen O'Sullivan



Mudgee District Council,
NSW Farmers' Association
C/- "Athlone"
1368 Crudine Road,
CRUDINE 2795

18th April, 2013



The General Manager,
Mid Western Regional Council,
86 Market Street,
MUDGEE. 2850

Dear Sir,

At last Thursday's Annual General Meeting of the Mudgee District Council of New South Wales Farmers' it was moved that we seek agreement from the Mid Western Regional Council to make the Scholarship granted this year to a Student wishing to study Agriculture at a Tertiary level, an ongoing Scholarship.

The Scholarship was thought to be a very beneficial one and we would appreciate Council's support for its continuation.

Yours Faithfully,

A handwritten signature in black ink, appearing to read 'Leanne Heath'.

Leanne Heath
Secretary



10 April 2013

Warwick Bennett
General Manager
Mid Western Regional Council
PO Box 156
Mudgee NSW 2850



Dear Warwick,

Ref: Affordable Housing Development

I am writing to you to formally request consideration by Mid Western Regional Council to waive the contribution fee's associated with the Housing Plus' Affordable Housing Development in Mudgee.

As you are aware we are building 21 houses in Mudgee which will be assigned for Affordable Housing within the Mudgee Community, this development will certainly assist the current stress's that the community are facing. Housing Plus is a registered charity and taking a significant financial liability to complete this development and have all the properties tenanted within the next 12 months.

I refer to a meeting held in November 2011 at the council, in which you confirmed the council would consider assistance to Housing Plus in the way of consideration towards waiving the fees associated with the planning phases, there was a discussion around land gifting but this was deemed unavailable and unviable for the council.

We would greatly appreciate your kind consideration towards our request. The Contribution fees are associated with Development Consent DA0251 2013.

Please don't hesitate to contact me should you have any further questions regarding our request.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'Vic Cox'.

Vic Cox
Chief Operating Officer

Orange Branch
Suite 5, 2nd Floor
113 Byng Street
Orange NSW 2800
PO Box 968
Tel: (02) 6360 3300
Fax: (02) 6361 0229
Email: orange@housingplus.com.au

Bathurst Branch
Suite 4
229 Howick Street
Bathurst NSW 2795
Tel: (02) 6331 7059
Fax: (02) 6331 7965
Email: bathurst@housingplus.com.au

Mudgee Branch
34 Market Street
Mudgee NSW 2850
Tel: (02) 6372 7816
Fax: (02) 6372 7841
Email: mudgee@housingplus.com.au

Administration Office
Suite 8, 2nd Floor
113 Byng Street
PO Box 968 Orange NSW 2800
Tel: (02) 6360 3433
Fax: (02) 6361 1609
Email: (Chief Executive Officer): karen@housingplus.com.au
Email: (Executive Assistant): hayley@housingplus.com.au

REQUEST FOR YOUTH FUNDS ALLOCATION FOR KANDOS, THE LOFT**Background Information****Loft Program activities**

The Loft is a Youth Centre based at the Kandos Community Hall which runs social and recreational programs and activities for young people aged 10-17 years. It operates every Monday and Thursday afternoon during the school term and during the school holidays it operates twice per week. Through The Loft, the young people of Kandos are encouraged to participate in pro-social activities and are provided with an opportunity to access information and direct links with services that target their specific needs, services the young people of Kandos might otherwise not have consistent access to. The delivery model has been successful, and has seen a considerable increase in attendance over the past 6 months.

In addition to being able to access information and links to services and participation in recreational and social activities, participants at The Loft are also provided with a healthy afternoon tea of fruit and water free of charge.

The Loft currently operates with one paid employee at each session. It was intended that a base of volunteers would be available to assist with program delivery, but it has proven difficult to source enough suitable volunteers to assist the paid staff member. The consequence of this is that The Loft has become very difficult to manage with staff and participant safety becoming a significant issue. As such, the successfulness of this important program has outgrown its current resource base and its continuation requires an increase in funding.

The increasing demand for the program now means that in order for Barnardos to deliver quality programs and outcomes, and provide a safe environment for the young people, 2 paid staff members are required to supervise the average of 21 young people per session.

Kandos ,The Loft participants July 2012- March 2013:

	Jul – Oct 2012	Oct – Dec 2012	Jan – Mar 2013
Total number of participants	252	398	420
Average number of participants	10	19	21

The statistics above demonstrate both the need for and success of the Loft. It is anticipated that during the next financial year the number of participants will remain high and we will continue to see growth in numbers.

Current Funding Sources:

Mid Western Regional Council is currently funded to run The Loft , Kandos by way of a grant from Family and Community Services (Community Builders funding stream). The project activity is sub-contracted to Barnardos with a payment of \$21 400/annum. Additionally, in 2012/13 Barnardos attracted a small grant from Arts Out West (\$1500) and provided donated goods to the program.

Additional Funding required:

In order to maintain current service delivery two afternoons per week additional staffing is required. Staffing options:

1. Additional funds will enable recruitment of a second paid staff member to support the program. Additional staffing is essential to cater for the current participants in terms of

suitable staffing: client ratios, OH&S, staff retention. Without the additional funds the number of days the program will be reduced to one afternoon per week which would be a significant loss to the Kandos community;

2. MWRC provide a Youth Worker with a commitment to work at The Loft two afternoons per week and during school holidays.

The total cost of running The Loft over the current two afternoons per week is \$60 000 plus GST.

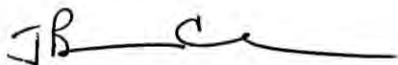
Barnardos requests an allocation of additional funds of \$20 000 from Council's 2013/14 Youth activities budget bringing the payment amount from Council to Barnardos to \$40 000. If this is approved Barnardos will contribute the balance of \$20 000 which will be utilised to provide activities for the younger (4-12 year) old children currently attending The Loft with their older siblings.

This section of The Loft has come to be known as Little Loft. Through the Little Loft the younger children will be provided with age/developmentally appropriate activities and the same healthy afternoon tea that is provided to The Loft participants. It is also anticipated that more sustainable arrangements for The Loft will allow for a 'soft entry' point for other services such as domestic violence counsellors and health workers which would greatly increase the level of support the children, families and young people of Kandos are currently receiving.

We note that there is a current report put before Council at the 15/05/2013 meeting, recommending \$5000 from the Social and Cultural Plan budget to fund the service to operate with 2 paid employees until 30 June 2013 which acknowledges both the importance of the program and the need for additional funding.

There is \$50,000 p.a in the draft 2014-16 budget for youth to be allocated. In the long term it is also hoped that funding will be secured for The Loft throughout this funding period in order to provide a continuity of service to Kandos.

Should Councillors require further information we would be please to provide this and/or present to a Council Meeting.



Jodi Burnstein
Senior Manager
Barnardos Western NSW
15.5.13
Tel: 6372 1622
Mobile: 0427 013 114

Model 7 Calculation Sheet - Add 3.4% (12/13 lost income not taken up, Cons agrmnt adj to M, balance distributed proportionately across all Cat)

Description	Rateable Assis	Rate Yield	LV	12/13 Obj. lost C/U	Objection C/U	Re-Asc. C/U	New Cons Agr. C/U	catch-up	% Cur inc.	New levy	% Incr.
BU	615	1,227,572.06	135,077,847	0.00	12426.66	12808.43	0.00	17.85	7.31%	1,295,420.43	5.53%
FL	1,846	3,971,648.59	718,785,213	0.00	40204.82	41439.99	0.00	57.74	23.66%	4,191,163.11	5.53%
MINING	227	3,693,802	55,669,242	0.00	37392.19	38540.96	39,057	53.70	22.01%	3,938,344.65	6.62%
RES	10,015	7,890,078.52	1,081,784,953	0.00	79870.90	82324.70	0.00	114.71	47.01%	8,326,166.15	5.53%
Add - Obj./Cat. Adj.	12703	16,783,101.27	1,991,317,255	0.00	169894.56	175,114.08	39056.78	244.00	100.00%	17,751,094.36	5.77%

Add - Inc lost Re-Ascertainments
Add - Inc lost NEW cons agrmts

Total 12/13 income less FL 12,811,452.68
9.58% Bu
28.83% Min
61.59% Res
100.00%

Add - 3.4%

583,883.67

Add - Object 12/13 Lost inc.
Add - Catchup

169,894.56
244.00

Notional income

17,920,988.92

6.78% % Increase in Yield Overall

Less - Objection loss not taken up

-169,894.56

Rate yield

17,751,094.36

5.8% % Increase in Yield Overall

Minimums

575.98

3.4%

595.56

6.2.4 Community Plan – Submissions

REPORT BY MANAGER STRATEGIC PLANNING TO 6 JUNE 2013 COUNCIL MEETING

Community Plan Submissions

A0100056, A0149939

RECOMMENDATION

That:

- 1. the report by Manager Strategic Planning on the Community Plan be received;**
- 2. the submission relating to development of facilities at People's Park in Gulgong, Adventure Playground and seating in Rylstone Parks be referred to and considered as submissions to the Recreation Strategy;**
- 3. the issues raised in relation to pedestrian movement at the intersection of Horatio and Church Streets (McDonalds) and traffic island in Church Street between Aldi and Mitre-10 be referred to staff for a report to the Traffic Committee for further consideration;**
- 4. that the Community Plan be adopted.**

Executive summary

Council has recently undertaken a review of the existing Towards 2030 Community Plan. This review has informed the related suite of Integrated Planning & Reporting (IP&R) documents including the Delivery Program 2013/14 - 2016/17 (incorporating the Operational Plan 2013/14), and the Resourcing Strategy. The Community Plan was publicly exhibited for a period of 28 days commencing 19 April. The purpose of this report is to address the submissions received in relation to the Community Plan and seek a recommendation to endorse the Community Plan.

Detailed report

Following an ordinary election of councillors, the council must review the community strategic plan before 30 June following the election. The layout of the Community Plan has been altered to reflect a more appealing and user friendly layout. However the goals and strategies have largely remained unchanged. This Plan represents the aspirations of this community moving forward and is Council's highest level strategic plan.

At the 17 April 2013 meeting, Council resolved to exhibit the Community Plan. The exhibition was concurrent with the public exhibition and call for submissions in relation to the Delivery Program and Operational Plan. The submissions to this document are dealt with in a separate report.

As part of the review of the Community Plan, staff undertook a community engagement exercise which involved asking the community to "vote" for priorities by placing coloured beads in jars. This was an exercise that was undertaken in 2011 and a successful way to begin the conversation about the future direction of the area.

The bead exercise was conducted in Mudgee, Gulgong, Rylstone and Kandos with 640 participants over the four sites. The priorities on the jars were:

	Gulgong 14/03/2013		Mudgee 15/03/2013		Kandos 22/03/2013		Rylstone 21/03/2013		Total	
Youth Services	118	17%	203	18%	153	17%	70	16%	544	17%
Tourism & Events	50	7%	108	9%	86	9%	80	19%	324	10%
Affordable Housing	110	16%	158	14%	129	14%	54	13%	451	14%
Preschool & Education	115	16%	204	18%	156	17%	51	12%	526	16%
Supporting the Arts	37	5%	115	10%	59	6%	32	7%	243	8%
Roads	275	39%	352	31%	342	37%	144	33%	1,113	35%
	705	100%	1,140	100%	925	100%	431	100%	3,201	100%
Participants	141		228		185		86		640	

As was the case in 2011, Roads again came out as the highest priority with 35% across the region with Youth Services 17%, Preschool & Education 16%, Affordable Housing 14%, Tourism and Events 10% (although very strongly supported in Rylstone at 19%) and Supporting the Arts with an overall 8% of the vote.

The results are consistent with the priorities and direction of the Community Plan, with an on-going focus on roads but actions around supporting youth services and affordable housing including the adoption by Council of a Development Control Plan relaxing provisions for development of affordable housing. Council is also lobbying the government for funding for an additional pre-school as well as working with the NSW Department of Education and Communities on strategic planning for schools in the region.

People were also able to fill in a submission form or make submissions to the Community Plan process. A total of 17 submissions were received in this manner either on the day or during the public exhibition period.

The issues raised are as follows:

Issue	Comment
Looking after our Community	
Clean up of rubbish of private land	General operational issue, enforcing compliance and orders
Access for elderly	On-going application of Australian Standards for accessibility
Community Health	On-going funding through Council
Community Room, neighbourhood centre (2)	The redevelopment of the library and the Stables facilities provide space for community groups to assemble
Community Transport	On-going funding through Council
Well Equipped Hospital, medical facilities	Continued lobbying State and Federal Governments
Youth Entertainment – bowling, youth services, youth centre	Noted. A bowling facility is a business opportunity for the private sector.
Upgrade Skate Park, better management of users	Council is currently in the process of upgrading the Mudgee Skate Park
Adventure Playground similar to Orange but with minimal plastic (see	Submission will be included in the review of submissions to the Recreation Strategy

Issue	Comment
also Woodend Vic) as a community project built by the community under guidance of Council	
Public toilet in town centre (Mudgee)	There are a number of toilet facilities available both public and private in Mudgee CBD and surrounds: Tourist Centre, Robinson Park, Library (during opening hours), Coles, Woolworths, Town Centre, Town Hall Arcade (during opening hours)
Public Transport	While Council recognise that this is a real issue, particularly between the outlying towns, at this stage there is no commitment from the State Government to support the provision of public transport.
Focus on the Arts, outdoors balance between mines and environment, economic development and heritage.	Encompasses all that the Community Plan is striving for
Library in Rylstone	A library facility is available in Kandos
Preschool in Rylstone	Council are working with agencies in relation to the adequate provision of pre-school education
24 Hour police in Rylstone & Kandos	Council can work with the police to address issues in terms of managing anti social behaviour
More development of Passive Parks ie Peoples Park Gulgong.	Submission will be included in the review of submissions to the Recreation Strategy
Shaded seating in parks – too hot to sit on in summer, Rylstone	Issue that can be addressed in determining operational expenditure in parks
Need for a Crematorium	Would likely be a commercial venture, however, could be an issue that warrants further consideration
Building a Strong Local Economy	
Events too focused on Mudgee & wineries, Family Activities not at wineries	Tourism and Events gains a lot of support from Rylstone in the bead exercise. Council can assist in the facilitation of community events across the region
Rail services Mudgee-Lithgow	Council may support a passenger service, however, at this stage it would seem unfeasible
Nature based industries, Centre for excellence in Mudgee, Creative innovation	Council is working through a range of economic initiatives to encourage diversity in industry
Protecting our Natural Environment	
Clean up of river in Rylstone	On-going operation budget for riverbed regeneration
Increased focus on Environment	Strategies to support awareness, waste minimisation and reduce ecological footprint included in Community Plan
Sewerage in Charbon	Investigation an action in Operational Plan
Solar power for public buildings	Investigation an action in Operational Plan
Better recycling services	Strategy in Community Plan around waste management and minimisation
No more mines	Address the issue through environmental assessment and input into decisions.
Connecting our Region	

Issue	Comment
Road Signs missing/misspelt	Operational issues
Potholes in Mudgee, Gladstone St	As above
State of footpaths, suitability for wheelchairs (Kandos) (2) Better access to PO & Shops in Rylstone and Kandos	As above
Safer crossing on corner of Horatio & Church – lights?	This is the intersection at McDonalds. Refer to Operations/RMS
Traffic medium strip in Church St at Aldi to better manage dangerous traffic	As above
Property access at 55 Lewis St Mudgee	The issue is about wheelchair access in rain events when the gutter and drainage fail. Referred to Operations as a works request
Seal road Wollar to Bylong, seal road to Totnes	Roads Strategic Plan identifies priorities for maintenance & upgrades depending on the classification of the road, traffic volume etc. Additional development activity eg a mine may fast track or provide a catalyst for road upgrades.
Fix roads (4)	As above
Good Government	
Reduce Rates	Changing the rating structure will reduce the level of service
Reduce Water Rates	Water rates can be managed by individuals in reducing the household water consumption

Positive feedback was also received for the new library, support of community services and the extension of Lawson Park. Support was also received from MRTI for the pristine state of parks and gardens, art infrastructure and attractive streetscapes.

The issues raised are generally accommodated within the broad direction established in the Community Plan. No amendments were made to the document as a result of submissions.

Financial implications

The financial implications are dealt with through the Operational Plan and Delivery Program.

Strategic or policy implications

The Community Plan is Council's highest level strategic plan and will guide the growth of the region over the medium to long term. A report will be prepared by the outgoing Council in 2016 of its achievements against the goals and strategies of the Community Plan. A review of the Community Plan will be undertaken in four years time following the election of the new Council.



CATHERINE VAN LAEREN
DIRECTOR, DEVELOPMENT & COMMUNITY SERVICES

ELIZABETH DENSLEY
MANAGER, STRATEGIC PLANNING

23 May 2013

Attachments: 1. Community Plan (at the end of the business paper)

APPROVED FOR SUBMISSION:



WARWICK L. BENNETT
GENERAL MANAGER

6.2.5 A Conversation with Lue

REPORT BY THE DIRECTOR, DEVELOPMENT AND COMMUNITY SERVICES TO 6 JUNE
2013 COUNCIL MEETING
COUNCIL 130606 PUBLIC
A0100056, A0420245

RECOMMENDATION

That the report by the Director, Development and Community Services on community consultation evening called A Conversation with Lue be received.

Executive summary

The purpose of this report is to provide a summary of the outcome of the community consultation evening, *A Conversation with Lue*, held on the 30 April 2013. The consultation evening was held to inform Council of the views of the Lue community to assist in the future management and negotiation potential change in the Lue community.

Detailed report

The workshop was held on the 30 April 2013 at the Lue Hall. The intention of the workshop was to provide the Lue community the opportunity to inform Council how they would want to shape the future of Lue in light of the possible changes that may occur should the Kingsgate Bowden Project proceed.

The participants formed groups to discuss what they liked, disliked and what they would like to see in the future for the Lue community. At the end of the discussion there was a report back session. The intention was not to obtain an overall consensus but to provide an opportunity for all views to be expressed.

Reporting the outcome of the meeting to Council has been delayed to give the community an opportunity to make any further submission in writing. One submission was received prior to the meeting and is attached to this report for Council information (attachment 2).

OUTCOMES

A full summary of the community feedback under the headings of "*Wants/Likes*", "*Concerns*" and "*Don't want*" is attached to this report. The issues have been grouped into themes and attached as Appendix 1.

Lifestyle

The major theme that came out of the meeting was that the Lue community valued the current sense of community. This was encapsulated by such feedback as "*keep change to a minimum*", "*keep community spirit*", and "*pride in where we live*". There was a significant emphasis on maintaining the current safety of the area both in terms of potential social impacts as well as environmental threats such pollution of both the air and water.

Growth

Whilst the community clearly identified the desire to retain a strong and sustainable school the general indication was that growth should be kept to a minimum with any growth to be well planned and have a minimal impact on the character of the area. The group indicated that the introduction

of zones which would control the location of development within the villages rather than the current village zone which allows a greater range of uses across the village would be desirable.

Infrastructure

The group identified a number of facilities that they wish to retain such as the waste transfer station. A number of areas for potential infrastructure improvement related to upgrade of Lue Road, sealing of village roads and security of a clean water supply.

Planning Process/ Mine Impacts

These issues related to the processes for the mine application and other planning process. Requests included consultation with the historical society, noise monitors, lead testing, pollution control, and buffer zones. There was also a concern that protection should be afforded to other existing industries in the area including tourism and agriculture. A submission was received from the Rylstone Olive Press and has been included in attachment 2.

Overall the feedback from the meeting was positive in terms that the community appreciated the opportunity to express their concerns and articulate their ideas. It is considered that the information will be invaluable when Council is making submissions in relation to the proposed silver mine and in future negotiations with Bowden Kingsgate.

Financial implications

Not applicable.

Strategic or policy implications

As part of the Strategic Planning program Council should investigate options for further land use planning controls in the village of Lue.

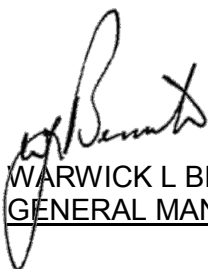


CATHERINE VAN LAEREN
DIRECTOR, DEVELOPMENT AND
COMMUNITY SERVICES

23 May 2013

Attachments: 1. Summary of Community Consultation
2. Submissions.

APPROVED FOR SUBMISSION:



WARWICK L BENNETT
GENERAL MANAGER

Summary of Community Consultation

GROWTH

WANTS/LIKES

- Want to see the village grow and attracting new families
- Keep small school
- Visually to remain as a rural village
- Limit development with residential growth
- Small school
- Rural setting limit development
- Tranquility
- Staying still could be going backwards
- Possible to capitalise on tourism
- Increasing population whilst maintaining village feel
- Better employment opportunities especially for youth
- Protect existing industries
- Steady planned growth to be self reliant, rather than relying on the mine
- Preserve Lue through development of existing building historical aspect
- Capitalise on tourism
- Maintenance of existing street scape
- Greater utilisation of the school/encourage growth
- Relocate village?
- Possible relocation of village
- Location of village – protected
- No increase of village size
- Shops markets festivals
- Keep Change minimal and positive for future generations

DONT WANT

- Steady growth
- Planned future
- Towards Mudgee side

LIFESTYLE

WANTS/LIKES

- A safe environment
- Attract young families
- Lifestyle – Village living – Close knit community
- Keep community spirit
- Community activities
- Solid school (drives the community)
- Rural setting
- To stay the same it was when I was brought up there as a child
- Lue people get together for activities
- Yoga classes
- Cooking classes
- Self reliant rather than being dependant on mine
- Backup plan
- Quiet

DONT WANT

- Losing school
- Noise
- Pollution
- Segregation of community
- Decline in permanent population
- Clean air and views
- Change, is it inevitable
- Maintaining current lifestyle to 2030
- Noise, dust impact, pressure on existing services
- Increased population

WANTS/LIKES

- Sense of community
- Not invasive
- Pride in where we live
- Peace and quiet
- Community that survives (not like Ulan and Wollar)
- We like the lifestyle of Lue – but unsure of what will happen in future
- Air quality
- Unique site
- Continued sense of community
- Maintain village of atmosphere
- Small community spirit
- Quiet
- Fresh air
- Environment
- Its home
- Safe for children
- Environmentally sustainable
- Quiet
- Agriculture small and large
- School
- Bike track
- Touring/sight seeing
- Passive activities
- Family
- Picturesque
- Quaint
- Peaceful
- Quiet
- Friendly
- Wildlife
- Safe environment (no pollution)
- Environmental sustainability
- Community spirit, protection, freedom, known risks, small school community
- Biodiversity assets
- Safe environment – no pollution
- Healthy community
- Lue school thriving into the future
- Welcoming community spirit
- Maintaining character
- Sense of community

DONT WANT

- Decrease of Flora/Fauna

INFRASTRUCTURE

WANTS/LIKES

-
- Roads need to be upgraded and maintain due to increase traffic

DONT WANT

- Policing heavy vehicles
- Traffic

WANTS/LIKES

- Need road upgrades to cope with development
- Upgrade roads in village
- Keep school
- Keep fire brigade
- Keep tip
- Keep fire brigade established and maintained
- Safe roads – no fatalities
- Nice cemetery
- Guide posts showing deaths
- Keep rubbish tip
- Utilities existing facilities
- Community vegetable garden
- Preserve Lue through development of existing buildings ie rail building
- Information plaques about heritage
- Parks and gardens maintenance and attractive entrance
- Parking
- Improve services, power, water (reticulated), roads
- Better management of Windamere
- Increase community facilities/activities ie sports, tennis
- Convenience store
- Public transport to Mudgee and possibly Rylstone
- Community facilities in central location
- Utilise railway station ie shop, community facility, monthly farmers markets
- Maintain integrity of water supply – no contamination
- Village Roads to be sealed – dust is a problem
- Fair allocation of funding For Lue
- Good animal control
- Water security for people and agriculture
- Water protection rainwater tanks
- Maintain natural pathways and riding tracks
- Upgrade infrastructure ie road etc
- Parking and amenities
- Beautification of main street
- Playground for kids – skate park
- Make use of historical infrastructure ie railway waiting rooms
- Beautiful safe corridor road between Rylstone Lue and Mudgee
- Improve safety on the Lue Roads
- Fully sealed bitumen road from Lue Road to at least as far as Hawkins Creek

DONT WANT

- Deteriorating road conditions
- Infrastructure
- Education
- Water supply/contamination
- Water, now 4meg for entire community, mine proposes 6meg
- Sewer/Water/Power – no need as an outcome of lead mine
- Water quality
- Do not want to end up like Wollar – no one living there – sense of community lost
- Railway to re-open
- Lue to be overdeveloped
- No TWA
- Water contamination
- Fly in fly out and workers accommodation

Submission from B and C Farrow

Hello,

As residents of Lue, we received an invitation to attend the meeting - "A Conversation with Lue" on Tuesday night. Unfortunately we won't be able to attend so we hope this email can be included in the points considered by Mid Western Regional Council staff. Additionally, we would like to thank the staff of Mid Western Regional Council for taking an interest in Lue, and helping its residents plan for the future.

We have lived in Lue for 10 years. We moved to Lue because it's quiet, clean and a community that is accepting of all people. We don't have children, nor do we go to the Hotel often but the residents don't mind, and will stop for a chat or wave as they drive by. We are members of the Bingman Landcare Group and the Lue Havilah Rural Fire Service. We enjoy the beautiful scenery and the fact that we are able to bushwalk and ride our bikes on quiet roads in the local vicinity. The surrounding vegetation and creeks contribute to the many attractions of the area and the large number of birds species that visit our garden (including threatened species) and the other native animals that we have the privilege of interacting with, make Lue a great place to live. Most local landholders are aware of good stockmanship skills and manage their properties so that the grazing paddocks contain many species of native grasses, forbs and small shrubs.

Of course though, change comes along and we must be accepting that the world does not stand still. Increased traffic, development and changes in land management have brought change to Lue and the surrounding area. Some actions that we feel would contribute positively to Lue are:

- Improvements to the Lue Road, including maintenance of cambers and widening narrow sections
- Railings on the bridge at the northern Havilah boundary (near Grey Gums)
- No further extension to the Hotel trading hours
- Monitoring of the Hotel's trading hours
- Police presence in Lue, particularly on Friday and Saturday nights
- Funding for improvements to Lue Hall
- Bore security – most residents in town experience excellent water pressure in their bores, and the water is extremely clean (as tested by an independent laboratory). We use ours for the garden and toilet (as do many other residents) which reduces reliance on tank water
- Tree management plan – a plan that considers the replacement of older trees in the town
- Lawson Creek Management plan – funding to assist landholders to protect and enhance this important, local waterway

We knew Lue was small with limited facilities when we bought our house in the village. We enjoy the current lifestyle that Lue provides, and would like to see the village remain as it is – a village that doesn't try to be anything else, and that is its biggest drawcard.

Regards,

Colleen and Brett Farrow
31 Swanston Street, Lue

Submission from Rylstone Olive Press

Hi Catherine

Please find attached Press Release. This is how substantial our Olive Grove and oils are, and of concern for being so close to the proposed "Bowdens" Silver Mine.

Jayne Bentivoglio

CEO

Rylstone Olive Press

PO Box 173

Rylstone NSW 2849

P: 02 63791485

F: 02 63791632

E: rylstoneaustralianorganic@gmail.com

RYLSTONE

OLIVE PRESS

WINNER AT NEW YORK INTERNATIONAL OLIVE OIL COMPETITION

"The World's Best Olive Oils for 2013"

Rylstone Olive Press is pleased to announce its latest success at the New York International Olive Oil Competition where the best olive oils in the world are judged. With a long list of credits to its already reputable name, including Gold medals in the Australian and Japan National olive oil shows and Best of Class in Los Angeles, Rylstone Olive Press has now received the highest accolade to date.

Rylstone Cudgegong 3 won Gold and Best of Class

Rylstone Cudgegong 2 won Gold

Rylstone Crooked River won Gold

Competing against over 700 olive oils from Italy, Spain and all over the rest of the globe, a leading panel of international experts granted Rylstone the highest award any Australian extra virgin olive oil could achieve. This win has secured Rylstone's position as the 2nd best olive oil in the world. An Italian oil was the only other to surpass the Rylstone olive oil by less than 0.2 of a point.

Other achievements by Rylstone include Champion of Show Canberra and best extra virgin olive oil, Best chemical analysis Southern Hemisphere, Armonia Italy Competition, Superior Taste medals, Belgium and Damian Conlan Awards for extra virgin olive oil, Armonia Southern Hemisphere Competition.

Rylstone extra virgin olive oils are an expression of quality and a symbol of Australian pride. Rylstone has always produced Australia's highest quality extra virgin olive oil whether there has been a small crop or a large crop to harvest. These exceptional oils from the beautiful Central Tablelands of New South Wales have gained an international reputation of being the finest and freshest oils and are sought after and shipped to some of the best chefs in the world.

Being a 100% Australian owned and operated family company; Jayne and Peter Bentivoglio strive to be successful as a small business olive oil producer. With a dedication to creating and producing Australia's and now the World's best extra virgin olive oil, Rylstone invite you to join us in a celebration of "green and gold". From our home to yours!

For further information on Rylstone Olive Press and the achievements please visit www.rylstoneolivepress.com.au or follow us on facebook @Rylstone Olive Press

Should you have any further queries please don't hesitate to contact

Tanya Puskar

Jayne Bentivoglio

Marketing & Communications

CEO

Ph: +614 13 601 801

Ph: +614 37 430 974

Email: tanya@rylstoneolivepress.com.au

Email: jayne@rylstoneolivepress.com.au

6.2.6 Monthly Budget Review – April 2013

REPORT BY THE FINANCIAL ACCOUNTANT TO 6 JUNE 2013 COUNCIL MEETING
COUNCIL 130606 PUBLIC
A0100056, A0149935

RECOMMENDATION**That:**

1. the report by the Financial Accountant on the Monthly Budget Review - April 2013 be received;
2. the 2012/13 Operational Plan be amended in accordance with the variations as listed on page 2 of the April 2013 Monthly Budget Review and as set out in the report of the Finance Accountant dated 23rd May 2013.

Executive summary

This report presents to Council the April Monthly Budget Review of the 2012/13 Operational Plan.

Detailed report

Clause 202 of the Local Government (General) Regulation 2005 states that the responsible accounting officer is to maintain a system of budgetary control that enables actual income and expenditure to be monitored each month and compared with the estimate of Council's income and expenditure and that any material difference be reported to the next meeting of Council.

The following budget variations have been recommended in the April Monthly Review in order to allow for:

- Additional RMS block grant received, allocated to rural sealed regional road maintenance
- Transfer of savings on plant purchases to cover additional repair work required to depot underground fuel tanks
- Transfer of savings on water mains in Perry St to cover additional works required on water mains in Gladstone St
- Deferral of expenditure on IT database project to 2013/2014

April Proposed Variations			
Community Plan Theme	Variation	Amount	
GENERAL FUND			
Contra Variations			
Connecting our region	Additional RMS Block grant funding received for regional roads	46,776	C
Connecting our region	Allocate increased RMS funding to expenditure on rural sealed regional road maintenance	(46,776)	C
Good government	Defer \$12K expenditure on IT Special Projects to 2013/2014 budget. Cemeteries database will not be completed this financial year	12,000	C
Good government	Transfer to Reserves for submission to 2013/2014 budget	(12,000)	C
Good government	Savings on Plant Purchases project	17,000	C
Good government	Transfer to Reserves - Plant Replacement	(17,000)	C
Good government	Increase expenditure to repair depot underground fuel tanks. When exposed the other two vent lines require replacement.	(17,000)	C
Good government	Transfer to Reserves - Plant Replacement	17,000	C
Total Contra Variations		0	
TOTAL GENERAL FUND		0	

WATER FUND			
Contra Variations			
Protecting our natural environment	Water Mains - Perry St - Savings on project	10,000	C
Protecting our natural environment	Transfer from Reserves - Water	(10,000)	C
Protecting our natural environment	Water Mains - Gladstone St - Works required associated with roadworks on Gladstone St between Douro and Court St.	(10,000)	C
Protecting our natural environment	Transfer from Reserves - Water	10,000	C
Total Contra Variations		0	
TOTAL WATER FUND		0	
Code			
C - Contra			

Financial implications

All of the listed variations are contra variations, so there is no impact on projected cash balances.

A short time ago Council received notice that half of the 2013/2014 Financial Assistance Grant for Local Government will be brought forward into the 2012/2013 year. The brought forward amount is estimated at \$2,808,000 which will have a material impact on Councils financial statements for the year ended 30 June 2013 in particular operating grants and contributions. A proposed change to the 2013/2014 budget is also recommended as part of the operational plan report include on this business paper.

Strategic or policy implications

Not applicable.

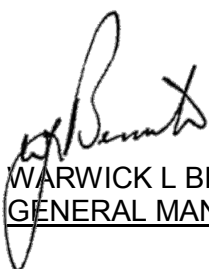
NEIL BUNGATE
FINANCIAL ACCOUNTANT

CLARE PHELAN
DIRECTOR, FINANCE & ADMINISTRATION

23 May 2013

Attachments: 1. April 2013 Monthly Budget Review (included at the end of the business paper)

APPROVED FOR SUBMISSION:



WARWICK L BENNETT
GENERAL MANAGER

6.2.7 Financial Assistance Applications

REPORT BY THE FINANCIAL ACCOUNTANT TO 6 JUNE 2013 COUNCIL MEETING
COUNCIL 130606 PUBLIC
A0100056, A0140201

RECOMMENDATION

That:

1. **the report by the Financial Accountant on the Financial Assistance Applications be received;**
2. **Council provide financial assistance to the following applicants in accordance with the criteria and guidelines of the Financial Assistance Policy, subject to those requirements being met, with the funding from the general financial assistance vote:**

Judy Kurtz	\$ 200
Mudgee Fine Foods	\$1,500
Jordan Woolmer	\$ 250
Karen Wilkinson	\$ 120

Executive summary

This report considers requests for financial assistance under the Council's Financial Assistance Policy.

Detailed report

Provision is made in Council's Financial Assistance Policy for community not for profit organisations, group and individuals which offer a significant contribution to the social, economic and/or environmental well being of the Community.

Following are excerpts from submissions for financial assistance, together with staff comments on the applications.

JUDY KURTZ

Judy Kurtz is publishing a book of her paintings depicting Mudgee and district with historical notes by Dianne Simmonds. Judy would like to hold an exhibition and launch of the book at the Town Hall Theatre which will be a charity event for the "Kids Cancer Project". The paintings in the book will be sold with 25% going to the charity and two paintings will be auctioned solely for the "Kids Cancer Project". As this is a charity event, the request is to provide the Town Hall Theatre free of charge. The hire of the Theatre is \$200.

MUDGEE FINE FOODS

Mudgee Fine Foods is a non for profit organisation and are working on an initiative to promote Regional Producers, local restaurants and Wineries throughout the region as part of the September Food and Wine Festival. The objective is to showcase the region's produce in the peak tourist season, to increase business and stimulate economic development across the region.

It is recommended that Council donate \$1,500.

DEAF BASKETBALL AUSTRALIA

Jordan Woolmer is 21 years old and plays for the Australian Men's Deaf Basketball Team "The Goanna's".

"The Goanna's" have qualified for the 2013 Deaflympics in Sofia Bulgaria from 25th July to 3rd August 2013. There is no government or sports association funding and therefore the cost of participation must be borne by players and coaching staff. Jordan is seeking financial assistance for the cost of travel, accommodation and essential athletic requirements.

It is recommended that Council donate the maximum contribution for National representation of \$250.

KAREN WILKINSON

Karen Wilkinson is holding a "ladies only fun night" Charity event to raise money for the Cancer Council. A similar night was held last year raising over \$3000. The event this year will be held on Wednesday 12th June at the Town Hall Theatre and Karen would like to request that the booking fee of \$120 be waived.

Financial implications

Funding of \$117,000 is provided in the Operational Plan for Financial Assistance. An additional \$25,000 has been allocated to the budget giving total funding of \$142,000. \$138,221 has been allocated to date, leaving a balance of \$3,779. Should Council approve the donations in accordance with the recommendation, a balance of \$1,709 will remain.

The Councillor's Discretionary vote for 2012/13 is \$2,000 per Councillor. The balances are detailed below:

Councillor	Remaining Funds
Cr Thompson	\$650.00
Cr Shelley	\$0.00
Cr Walker	\$0.00
Cr Webb	\$300.00
Cr Martens	\$750.00
Cr Kennedy	\$2,000.00
Cr Weatherley	\$1,500.00
Cr White	\$0.00
Cr Cavalier	\$200.00

Strategic or policy implications

Council's Financial Assistance Policy applies.

NEIL BUNGATE
FINANCIAL ACCOUNTANT

CLARE PHELAN
DIRECTOR, FINANCE & ADMINISTRATION

24 May 2013

Attachments: 1. Applications for financial assistance

APPROVED FOR SUBMISSION:


WARWICK L BENNETT
GENERAL MANAGER

ATTACHMENT 1



NB.

Mrs. Judy Kurtz,
Stam Larch Studio,
889 Pollan Rd.,
Wodjee 2850,
4th May 2013.

The General Manager,
Mid Western Regional Council,
Mr. Warwick Bennett,
Dear Sir,

I am publishing a book of my paintings depicting Wodjee and district with historical notes by Diane Simmonds, and would like to hold an exhibition and launch of the book at the Town Hall Theatre.

This will be a charity event for the "Kids Cancer Project". The paintings in the book will be sold with 25% going to the "Kids Cancer Project", and two paintings will be auctioned solely for the "Kids Cancer Project" to Mr. Hugh Bateman.

Mr. Andrew Lee M.P. has agreed to write a foreword and launch the book.

As this is a charity event, could Council kindly provide the Town Hall Theatre free of charge.

Thanking you,
yours faithfully,
Judy Kurtz.



PO Box 794
MUDGEE NSW 2850
www.mudgeefinefoods.com.au

2 May 2013

General Manager
Mid-Western Regional Council
PO Box 156
Mudgee NSW 2850



Dear Brad

Application for Financial Assistance for Mudgee Regional Food Promotion

Mudgee Fine Foods are currently working on an initiative to promote our Regional Producers, local Restaurants and Wineries throughout our region as part of the September Food and Wine Festival. This activity aims to include producers, chefs, wineries, cafes and restaurants across Gulgong, Kandos, Mudgee and Rylstone. A key objective is to showcase the region's produce in the peak tourist season, to increase business & stimulate economic development across the entire region.

We are seeking assistance through MWRC's Financial Assistance Policy which supports not for profit organisations which offer a significant contribution to the social, economic and/or environmental wellbeing of the community. We believe this initiative fits within these criteria.

Concept:

To have our Regional produce presented in as many Restaurants, cafes, and wineries throughout the Region during the month of September. Chefs will develop a dish with the main ingredients sourced from within our region, match it with a choice of red/white local wine, and brand it as 'The Regional plate'.

Customer Incentives:

If a customer votes for 'The Regional Plate' at a restaurant, they will go in a draw to win a 'Weekend of Food and Wine in Mudgee' (accommodation package, wine tours, food trails, hamper of goodies, farm walk, etc)

Promotion:

The promotion will include direct marketing, including social media and public relations activity through a collaborative process with MRTI, Mudgee Wine Grape Growers Association & Mudgee Fine Foods. A printed brochure will also be created and will be distributed at the regional visitor centers, participating businesses, Council, and at major events including the flagship event at Balmoral in August.

A trophy will be awarded to the Restaurant with the best Regional Plate.

Benefits:

MRTI, MWGGA & MFFI – Opportunity to promote the food and wine of the region during the September Food and Wine Festival, with flow on benefits for the rest of the year, including increased awareness of the region's food & wine and increased sales for local businesses.

Producers – Creating awareness by restaurants of local produce within our region, increased sales throughout the year.

Restaurants – Increase traffic through the doors, increased awareness of local produce available and a chance to win a prize for the "Best Regional Plate" –branding local produce on the menu.

Consumer - Both local and visiting diners – Increased awareness and accessibility to regional produce, and the chance to win a great weekend package.

As a 'not for profit' group MFFI are seeking funding to be able to carry out this initiative. The costing involved to run this Regional programme will include:

Admin and promotion:	\$600
Printing flyers, posters etc:	\$750
Trophies and prizes:	\$380
Marketing and Advertising:	\$400
TOTAL	\$2,180

We present this concept and hope that council will consider allocation the requested funds available in the 2013 Financial Assistance Programme.

We look forward to your favorable consideration of this unique local promotion.

Yours Faithfully

A handwritten signature in black ink, appearing to be 'J. Grant', written in a cursive style.

John Grant
(Acting) President
Mudgee Fine Foods



DEAF BASKETBALL
AUSTRALIA

6th May 2013
Mid Western Regional Council
PO Box 156
MUDGEES NSW 2850

Dear Sir/Madam

N.B.



PO Box 214
Chirnside Park Vic 3116

www.deafbasketball.org.au
ABN 41 186 036 585

**Personal Sponsorship / Donation Request
2013 Australian Deaflympic Basketball Team**

My name is Jordan Woolmer. I am 21 years old and I play for the Australian Men's Deaf Basketball Team, "The 'Goanna's".

"The Goanna's" have qualified for the 2013 Deaflympics in Sofia Bulgaria from the 25th of July to the 3rd of August, 2013. In 2012, "The Goanna's" became the first team in Australian history to win a medal at international competition, placing third at the Asia Pacific Deaf Games in Seoul, South Korea. This qualified the team for the 22nd Deaflympics. Unfortunately, there is no government or sports association funding. Therefore the cost of participation must be borne by players and coaching staff.

Balancing a full time accounting traineeship, part time university studies and commitments to my training regime has meant that the lack of government or sport association funding has placed quite a financial burden on me.

In order for me to represent my country at the pinnacle of deaf sport and beyond I, as with all team members and coaching staff, must raise \$6,360 for the cost of travel, accommodation and essential athletic requirements. Therefore I am seeking any assistance in helping me achieve my goal to participate in the 22nd Deaflympics and would like to enquire whether the Mid Western Regional Council can provide a financial contribution.

Should you require further information about Deaf Basketball Australia or our participation in the 2013 Deaflympics, you can visit www.deafbasketball.org.au or please do not hesitate to contact our president, Mr Gary McDonald on 0400 015 195.

I would welcome the opportunity to discuss my request and look forward to hearing from you.

Yours sincerely,
Jordan Woolmer

Ph: 0458 050 292
Email: jordan.woolmer@nortons.com.au

Home Address
75 Cox Street
Mudgee 2850

Work Address
98 Market Street
Mudgee 2850



PO Box 851

MUDGEE NSW 2850

The General Manager
Mid Western Regional Council
Market Street
MUDGEE NSW 2850



Dear Sir

I recently booked the Town Hall Theatre for a charity function. The event is a ladies only fun night to raise money for the Cancer Council.

We held a similar night last year at which we raised over \$3000.

This year's event will be held on Wednesday 12th June and we are hoping to raise a similar amount again this year.

I submit for consideration a request to waive the booking fee for the venue, I was quoted \$120,

I have attached a copy of my authority to fundraise from the Cancer Council.

Yours Sincerely

Karen Wilkinson

21/5/2013



6.2.8 Tender for supply of water meters

REPORT BY THE DIRECTOR, FINANCE & ADMINISTRATION TO 6 JUNE 2013 COUNCIL MEETING

COUNCIL 130606 PUBLIC
A0100056, A0100026

RECOMMENDATION

That:

1. **the report by the Director, Finance & Administration on the tender for supply of water meters be received;**
2. **That Elster Metering be awarded this tender as the single source supplier of water meters for the period 1 July 2013 to 30 September 2015; and**
3. **That a provision be allowed for a 12 month extension based on satisfactory supplier performance which may take this tender through to 30 June 2016.**

Executive summary

Regional Procurement® has called a single source tender for the supply and delivery of water meters to participating Hunter ROC member councils, including Mid-Western Regional Council. Council utilises the existing HROC tender for water meters, which will expire on 30 June 2013. This new contract will run for two years from 1 July 2013 to 30 September 2015. A one year option may be taken up based on satisfactory performance by the successful tenderer.

Detailed report

Regional Procurement® has called a Single Source tender for the supply and delivery of water meters to participating OROC member councils. Tenders closed 10.00am Tuesday 30 April 2013. This tender was advertised in the following media:

- Sydney Morning Herald on 9 April 2013
- Tenderlink on 9 April 2013
- Newcastle Morning Herald on 13 April 2013
- Mudgee Guardian on 5 April 2013

Five tender documents were sold. No late tenders were received. No tenders were deemed non compliant.

The tender evaluation was conducted on 16 May 2013 at the offices of Regional Procurement by:

- Leanne Roberts - Regional Procurement
- Craig Wade - Regional Procurement

Conflict of Interest Declarations were signed by evaluation members.

Tender evaluation methodology

The % weightings and criteria were agreed upon prior to the tender closing. The evaluation result is determined by:

- Adding the total value of all items together to determine the lowest overall price.
- The lowest overall amount awarded the full Criteria % for each Category as per the Table below.
- Each subsequent total \$ value is then divided into the lowest total amount to obtain a score.
- The tenderer's ability to meet specific requirements of the remaining evaluation criteria as determined by the panel.

Evaluation Findings

CRITERIA	%	ELSTER
Tender Price: 20mm meters	55	55.00
Tender Price: 25mm meters	10	10.00
Meter Design	5	5.00
Referees	10	8.87
Quality Assurance	10	10.00
Customer Service	5	5.00
Ecologically Sustainable Development	5	5.00
Total	100.00	98.87

Financial implications

Elster is Council's current supplier for water meters. Sample testing shows that the prices offered by Elster under this new tender are the same as or lower than current rates, with the exception of 40mm water meters, which are \$30 more expensive, however Council has only used one 40mm water meter in the past 12 months.

Strategic or policy implications

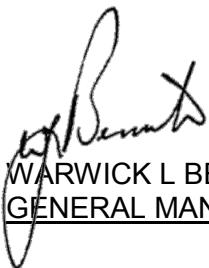
Council's Procurement Policy applies.

CLARE PHELAN
DIRECTOR, FINANCE & ADMINISTRATION

22 May 2013

Attachments: 1. Regional Procurement Tender Evaluation Matrix (included in the confidential section of this business paper)

APPROVED FOR SUBMISSION:



WARWICK L BENNETT
GENERAL MANAGER

6.2.9 Tender for supply of traffic and safety signage, and galvanised posts and caps

REPORT BY THE DIRECTOR, FINANCE & ADMINISTRATION TO 6 JUNE 2013 COUNCIL MEETING

COUNCIL 130606 PUBLIC
A0100056, A0100026

RECOMMENDATION

That:

1. **the report by the Director, Finance & Administration on the tender for supply of traffic and safety signage, and galvanised posts and caps be received;**
2. **Council accept the tender of Barrier Signs Pty Ltd for the supply of traffic and safety signage for the period 1 July 2013 to 30 June 2015;**
3. **provision be allowed for a one year extension to this contract based on satisfactory supplier performance which may take this tender through to 30 June 2016;**
4. **Council accept the tender of Hi-Vis Signs & Safety for the supply of galvanised posts and caps for the period 1 July 2013 to 30 June 2015;, and**
5. **provision be allowed for a one year extension to the contract based on satisfactory supplier performance which may take this tender through to 30 June 2016.**

Executive summary

Regional Procurement® has called a Single Source by Category tender on behalf of participating HROC member councils, including Mid-Western Regional Council, for the supply and delivery of:

- Category 1 – Traffic & Safety Signage
- Category 2 – Galvanised Posts & Caps

This contract will run for a period of 24 months from 1 July 2013 to 30 June 2015 with a one (1) year option which may be taken up based on satisfactory performance by the successful tenderer.

Tenders closed 10.00am Tuesday 9 April 2013.

Detailed report

1. The tender consisted of 14 classes of items:
2. Warning W signs
3. Regulatory R signs
4. Hazard & guide signs
5. Temporary warning signs (class 1 background)
6. Temporary warning signs (diamond grade)
7. Regulatory non-reflective parking signs
8. G Series information, assurance and direction signs

9. Barrier mesh
10. Ad bases and frames
11. Barrier boards
12. Stop/Slow paddles
13. Hazard warning lights
14. Traffic cones
15. Galvanised posts and caps.

This tender was advertised in the following media:

- Newcastle Morning Herald - Saturday 09 March 2013
- TenderLink - Saturday 09 March 2013
- Sydney Morning Herald - Tuesday 12 March 2013
- Community News - Friday 15 March 2013

Seven tenders in total were received from:

1. Artcraft Pty Ltd
2. Barrier Signs Pty Ltd
3. Deneefe Pty Ltd T/as Deneefe Signs
4. HI-Vis Signs & Safety
5. Industroquip Safety Solutions
6. HJD Industries Pty Ltd T/as Jaybro Civil & Safety Products
7. Road Management Solutions

Tender Evaluation:

The tender evaluation was conducted on Tuesday 14 May 2013 at Regional Procurement by:

- Leanne Roberts – Regional Procurement® (facilitator)
- Darren Stewart – Facilities & Services Officer Port Stephens Council
- Peter Salafia – Regional Procurement®

Conflict of Interest Declarations were signed by evaluation members. ASIC checks were carried out on all tenderers. All submissions were compliant.

Tender evaluation methodology

Pricing scored based on values by Category as indicated in the table below. The lowest overall amount per Category is awarded the full Criteria % for that Category. This is determined by:

- Adding the total value of items together to determine the lowest overall price.
- Each subsequent total \$ value is then divided into the lowest total amount to obtain a score.
- Other criteria are determined by the tenderer's ability to meet certain requirements of the tender schedules.

Evaluation Findings

The evaluation panel conducted an evaluation using the pre-agreed weightings as per the Tables below:

Table 1 – Category 1 Supply & Delivery of Traffic & Safety Signage

CRITERIA	%	ARTCRAFT	BARRIER	DENEFFE	HI-VIS	INDUSTROQUIP	JAYBRO	RMS
Price 1-9: Warning Signs A & B size only	15	13.25	14.88	10.52	11.67	5.53	11.56	15.00
Price 1-9: Regulatory Signs	5	4.78	4.90	3.48	4.94	2.11	4.22	5.00
Price 1-9: Hazard & Guide Signs	5	3.89	5.00	3.40	4.92	3.32	4.66	4.22
Price 1-9: Temporary Warning Signs		13.08	14.16	10.99	14.75	9.01	11.67	15.00
Class 1 Background (Black Legend) 900x600 and 900x1200 only	15							
Price 1-9: Temporary Warning Signs Diamond Grade (Black Legend)	5	3.84	4.31	3.52	4.49	2.93	3.37	5.00
Price 1-9: Regulatory Non-Reflective Parking Signs	3	3.00	2.50	1.56	1.86	1.02	2.50	2.05
Price 1-9: Barrier Mesh	2	1.38	1.44	1.41	1.70	1.52	2.00	1.61
Price 1-9: Ad Base & Frames	2	2.00	1.11	1.32	1.62	0.77	1.78	1.18
Price 1-9: Barrier Boards	2	1.51	2.00	1.27	1.64	1.38	1.82	1.64
Price 1-9: Paddles Stop/Slow	2	1.55	1.45	1.65	1.57	1.36	2.00	1.48
Price 1-9: Hazard Warning Lights	2	1.31	1.82	1.03	1.02	1.00	2.00	1.14
Price 1-9: Traffic Cones	2	2.00	1.92	1.86	1.95	1.30	1.81	1.98
Price 10+: All Categories as per 1-9 plus G Series Information, Assurance & Direction Signs	10	4.80	6.94	4.47	5.73	3.65	10.00	6.32
Referees	10	8.27	9.87	8.73	9.40	9.00	8.93	8.20
Previous Experience	5	5.00	5.00	5.00	5.00	4.00	0.00	5.00
Quality Assurance	10	10.00	10.00	10.00	10.00	4.50	0.00	10.00
Ecologically Sustainable Development	5	2.50	5.00	2.50	5.00	2.50	1.50	4.00
Total	100	82.17	92.28	72.71	87.27	54.90	69.83	88.84

Table 2 – Category 1 Supply & Delivery of Galvanised Posts & Caps

CRITERIA	%	ARTCRAFT	HI-VIS	INDUSTROQUIP	JAYBRO	RMS
Price	70	59.94	66.74	32.92	70.00	60.48
Referees	10	8.27	9.40	9.00	8.93	8.20
Quality Assurance	10	10.00	10.00	4.50	0.00	10.00
Previous Experience	10	5.00	5.00	4.00	0.00	5.00
Total	100	83.21	91.14	50.42	78.93	83.68

This contract will run for a period of 24 months from 1 July 2013 to 30 June 2015 with a one (1) year option which may be taken up based on satisfactory performance by the successful tenderer.

Prices are fixed for the first 6 months period with any variation for each subsequent 6 month period in accordance with Clause 3.4 of the Deed of Agreement.

Regional Procurement® will formally invite all unsuccessful tenderers to make an appointment to discuss their respective tender submissions with a view to providing them with feedback on the tender process.

Financial implications

Council currently operates under the existing Regional Procurement tender for traffic and safety signage, which expires on 30 June 2013. Hi-Vis is the current supplier. As shown in the evaluation matrix above, the pricing offered by Barrier Signs presents better value for Council.

Council currently operates under the existing Regional Procurement tender for galvanised posts and caps, which expires on 30 June 2013. RMS is the current supplier. As shown in the evaluation matrix above, the pricing offered by Hi-Vis presents better value for Council.

Strategic or policy implications

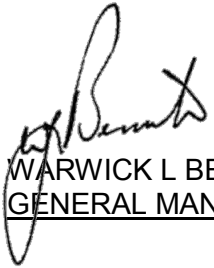
Council's Procurement Policy applies.

CLARE PHELAN
DIRECTOR, FINANCE & ADMINISTRATION

22 May 2013

Attachments: 1. Regional Procurement Tender Evaluation Matrix (included in the confidential section of this business paper)

APPROVED FOR SUBMISSION:



WARWICK L BENNETT
GENERAL MANAGER

6.2.10 Roads Policy Review

REPORT BY BUSINESS MANAGER WORKS TO 6 JUNE 2013 COUNCIL MEETING
COUNCIL 130606 PUBLIC
A0100056, A0100021

RECOMMENDATION

That:

1. **the report by Business Manager Works on the Roads Policy Review be received;**
2. **Council adopt the revised Advise to Resident on Road Works / Conditions Policy**
3. **Council confirm and adopt the exiting Access to Properties Policy**
4. **Council adopt the revised Bitumen Sealing of Gravel Roads Policy**
5. **Council adopt the revised Bus Shelter Policy**
6. **Council adopt the revised Construction of New Pathways Policy**
7. **Council adopt the revised Grazing of Stock on Roads Policy**
8. **Council adopt the revised Kerbing and Guttering and Footpath Charges Policy**
9. **Council adopt the revised Permanent Road Closures Policy**
10. **Council adopt the revised Private Works Policy**
11. **Council adopt the revised Public Seating Policy**
12. **Council adopt the revised Regulatory and Warning Signage Policy**
13. **Council adopt the revised Road Encroachment on Private Lands Policy**
14. **Council adopt the revised Temporary Road Closures Policy**
15. **Council adopt the revised Water Pipes Across and Along Roads Policy**
16. **Council adopt the revised Sign Inspection and Replacement Policy**
17. **Council rescinds the Gutter Bridges Policy**

Executive summary

A number of road related policies have been reviewed and as a consequence several require a minor review.

Detailed report

This report addresses a review carried out on a number of road related policies: Minor amendments have been made to the following policies:

- Advise to Resident on Road Works / Conditions Policy
- Access to Properties Policy
- Bitumen Sealing of Gravel Roads Policy
- Bus Shelter Policy

- Construction of New Pathways Policy
- Grazing of Stock on Roads Policy
- Kerbing and Guttering and Footpath Charges Policy
- Permanent Road Closures Policy
- Private Works Policy
- Public Seating Policy
- Regulatory and Warning Signage Policy
- Road Encroachment on Private Lands Policy
- Temporary Road Closures Policy
- Water Pipes Across and Along Roads Policy
- Sign Inspection and Replacement Policy

The respective policies are attached with alterations shown as 'tracked changes'.

It is recommended that council rescinds the Gutter Bridges Policy as this policy is duplicated in the Access to Properties Policy.

Financial implications

Not applicable.

Strategic or policy implications

This report recommends adoption of the revised policies.



SALLY MULLINGER
BUSINESS MANAGER WORKS

BRAD CAM
DIRECTOR, MID-WESTERN OPERATIONS

20 May 2013

Attachments: (included at the end of the business paper)

1. Advise to Resident on Road Works / Conditions Policy
2. Access to Properties Policy
3. Bitumen Sealing of Gravel Roads Policy
4. Bus Shelter Policy
5. Construction of New Pathways Policy
6. Grazing of Stock on Roads Policy
7. Kerbing and Guttering and Footpath Charges Policy
8. Permanent Road Closures Policy
9. Private Works Policy
10. Public Seating Policy
11. Regulatory and Warning Signage Policy
12. Road Encroachment on Private Lands Policy
13. Temporary Road Closures Policy
14. Water Pipes Across and Along Roads Policy
15. Sign Inspection and Replacement Policy

APPROVED FOR SUBMISSION:


WARWICK L BENNETT
GENERAL MANAGER

6.2.11 Gulgong Sports Council

REPORT BY THE DIRECTOR, MID-WESTERN OPERATIONS TO 6 JUNE 2013 COUNCIL MEETING
COUNCIL 130606 PUBLIC
A0100056, A0360003

RECOMMENDATION

That:

1. **the report by the Director, Mid-Western Operations on the Gulgong Sports Council be received;**
2. **That the minutes for the Gulgong Sports Council ordinary monthly meeting held on 13 March 2013 be noted.**

Executive summary

The purpose of this report is to advise Council of the considerations and recommendations of the Gulgong Sports Council Meetings held on 13 March 2013. The Sports Council receives an updated Works Request and Matters in Progress report together with updated financial details each month prior to their meeting.

There are no further matters arising that require consideration by Council at this time, noting that specific requests/recommendations are forwarded to Council under separate cover providing detailed information on requirements. Operational matters raised will be dealt with in due course when staff receives additional information.

Detailed report

Not applicable.

Financial implications

Not applicable.

Strategic or policy implications

Not applicable.



BRAD CAM
DIRECTOR, MID-WESTERN OPERATIONS

7 May 2013

Attachments: 1. Minutes of the Gulgong Sports Council Ordinary Meeting 13 March 2013

APPROVED FOR SUBMISSION:



WARWICK L BENNETT
GENERAL MANAGER

ATTACHMENT 1



Gulgong Sports Council
Monthly Meeting
Wednesday 13th March 2013

Meeting Opened: 7pm

Apologies: Carl Rissler, Bev Murphy

Present: Craig Holden – President, Brian Gudgeon – Treasurer/Senior Cricket, Nicola Barnes – Secretary/Gulgong Pony Club/Miniature Horses, Betty Rae - Dog Obedience, Charlie Rae - Volunteer, Steve Haney – Senior League, Lynne Hawkins – Passive Parks, Percy Thompson - MWRC

Motion 1 – “That the minutes be accepted as read”

Moved: C. Holden

Seconded: B. Rae

All in favour – motion moved and carried.

Council Business:

1. Drain near the girl's toilets at Billy Dunn gets blocked at grandstand.
2. Noticeboard for Gulgong Terriers for game dates. Gulgong Senior League approaching council to get approval to have one put up.
3. Roller door needs replacing as vandals have kicked it in.
4. Drain behind high school that goes onto Billy Dunn where pipes come up is full of rubbish. When it rains it blocks up and floods the oval.
5. Billy Dunn Grandstand needs attention as the vandals have graffitied the building, destroyed seating in front of grandstand, also lights have been pulled leaving exposed wires. The kiosk has had damage to the front doors by vandals.
6. Billy Dunn Oval needs gates closing and locked during night time hours, is security going to happen at Billy Dunn Oval as it seems pointless to have a 2.4m fence around the complex if it is not locked during the night. If this is done this may reduce vandalism costs, we lock Jubilee Oval and Glen Willow to protect council assets why not Billy Dunn, broken glass, graffiti, alcohol parties, damage to buildings and property it is all extra costs and time which could be prevented and reduced if locked.

Finance Report:

Opening Balance:	\$4,041.23
Income	\$300.00
Expenditure	\$452.95
Closing Balance:	\$3888.28

Income:-	\$300.00	Donation Mid-western Regional Council
Expenditure:-	\$213.00	Print Storm
	\$39.95	Gulgong News Agency
	\$200.00	Gulgong Miniature Horses

Motion 2 – Donation to Gulgong Miniature Horses be paid for trophies for annual show.
(Address, Po Box 45 Gulgong 2652)

Moved: C. Holden

Seconded: B. Rae

All in favour – motion moved and carried.

Motion 2 – “That accounts be paid”

Moved: C. Holden

Seconded: N. Barnes

All in favour – motion moved and carried.

Motion 3 – “That the treasurer’s report be accepted.”

Moved: B. Gudgeon

Seconded: B. Rae

All in favour – motion moved and carried.

Correspondence:

Incoming:

1. Kennel Club Monthly Newsletter
2. Letter for Donation for Gulgong Mini Horses Show

Outgoing:

1. Letters for nominations to Sports Council Presentation Night

Motion 4 – “That the correspondence be accepted.”

Moved: N. Barnes

Seconded: C. Rae

All in favour – motion moved and carried

General Business:

1. Goal posts have been donated and doing holes as part of the donation.
2. League needs to do a tidy up in the storage rooms.
3. Presentation:-
 - a. Craig will be seeing print storm next week to organize tickets/certificates.
 - b. Need to make sure helium is filled up.
 - c. Need to buy balloons, string and napkins (Nicky)
 - d. Still to organize judges.
 - e. Advertising.
 - f. Letters to nominees.

Meeting closed: 8.15

Craig Holden – President



Next meeting – 10th April 2013 – 7pm – Gulgong Bowling Club

6.2.12 Gulgong Sports Council

REPORT BY THE DIRECTOR, MID-WESTERN OPERATIONS TO 6 JUNE 2013 COUNCIL MEETING
COUNCIL 130606 PUBLIC
A0100056, A0360003

RECOMMENDATION

That:

1. **the report by the Director, Mid-Western Operations on the Gulgong Sports Council be received;**
2. **That the minutes for the Gulgong Sports Council ordinary monthly meeting held on 10 April 2013 be noted.**

Executive summary

The purpose of this report is to advise Council of the considerations and recommendations of the Gulgong Sports Council Meetings held on 10 April 2013. The Sports Council receives an updated Works Request and Matters in Progress report together with updated financial details each month prior to their meeting.

There are no further matters arising that require consideration by Council at this time, noting that specific requests/recommendations are forwarded to Council under separate cover providing detailed information on requirements. Operational matters raised will be dealt with in due course when staff receives additional information.

Detailed report

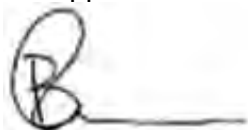
Not applicable.

Financial implications

Not applicable.

Strategic or policy implications

Not applicable.

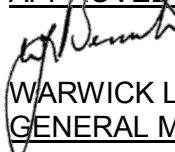


BRAD CAM
DIRECTOR, MID-WESTERN OPERATIONS

14 May 2013

Attachments: 1. Minutes of the Gulgong Sports Council Ordinary Meeting 10 April 2013

APPROVED FOR SUBMISSION:



WARWICK L BENNETT
GENERAL MANAGER

Gulgong Sports Council
Monthly Meeting
Tuesday 10th April 2013

Meeting Opened: 7pm

Apologies: Carl Rissler, Lynne Hawkins, Betty Rae, Charlie Rae, Steve Hanley

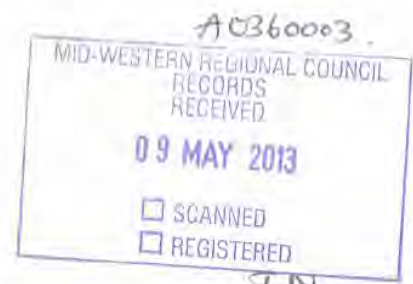
Present: Craig Holden – President, Brian Gudgeon – Treasurer/Senior Cricket, Nicola Barnes – Secretary/Gulgong Pony Club/Miniature Horses, Percy Thompson – MWRC, Bobby Woods – Bowling Club

Motion 1 – “That the minutes be accepted as read”

Moved: C. Holden

Seconded: B. Gudgeon

All in favour – motion moved and carried.



Council Business:

1. Drain at Billy Dunn has still not been fixed.
2. The roller door still needs to be replaced after vandals caused considerable damage by kicking it in.
3. Drain behind high school that goes onto Billy Dunn where pipes come up is full of rubbish. When it rains it blocks up and floods the oval. This still has not been fixed.
4. Gulgong Sports Council have given the grandstand at Billy Dunn the attention it needed after vandals graffitied the building and destroyed seating by repainting the building, repairing the seats and putting up new signs included some extra “No Glass allowed” signs.
5. Billy Dunn Oval needs gates closing and locked during night time hours. Is security going to do this at Billy Dunn Ovals as it seems pointless to have a 2.4m fence around the complex if it is not locked during the night. If this is done it may reduce vandalism costs. Jubilee Oval and Glen Will are locked to protect council assets why not Billy Dunn? Broken glass, graffiti, alcohol parties, damage to buildings and property is all an extra cost and time which could be prevented and reduced if locked.
6. Gulgong Sports Council is fixing the storage room behind the grandstand by removing all the old gutter that gets blocked up and overflows as well as fixing the roof where it leaks. Also repainted the kiosk and scoreboard.
7. We need 6 tonne of sand for our two broad jump pits (long jump and triple jump) at Victoria park before the school athletics carnivals start – by end of April at the latest.

8. Need to get gravel for behind the school at gateway to top oval as there is a huge drop off and large pot holes.
9. Need coal mix at the main entrance at Billy Dunn to fill in all the pot holes in the bitumen that lead up to the main entrance.
10. Gulgong Sports Council have been advised that surveillance cameras are being quote on for Billy Dunn, could Council please advise and update the Sports Council in regards to this.

Finance Report:

Opening Balance:	\$3,888.28
Income	<u>\$2,455.00</u>
Expenditure	<u>\$1,481.14</u>
Closing Balance:	\$

Income:-

- \$1,835.00 = Gulgong District Cricket Association fees
- \$500 = Gulgong Bowling & Sporting Club donation
- \$120 + Teri Gorrie - donation

Expenditure:-

- \$227.60 – Printstorm – Certificates and programs
- \$151.53 – Gulgong Newsagent – Ink cartridges etc for presentation night
- \$713.51 – DG &CA Peters – Trophy’s
- \$66.00 – John Haberecht Signs – Safety sign for Victoria Park
- \$322.50 – Gulgong Timber & Hardware – repairs to Billy Dunn Park

Motion 2 – “That accounts be paid”

Moved: C. Holden

Seconded: B. Woods

All in favour – motion moved and carried.

Motion 3 – “That the treasurer’s report be accepted.”

Moved: B. Gudgeon

Seconded: N. Barnes

All in favour – motion moved and carried.

Correspondence:

Incoming:

1. Mid-Western Regional Council – Healthy Communities Alliance Survey

Outgoing:

1. Gulgong Sports Council Club Survey
2. Thank you certificates to sponsors

Motion 4 – “That the correspondence be accepted.”

Moved: N. Barnes

Seconded: B. Gudgeon


All in favour – motion moved and carried

General Business:

1. Thank you to the Gulgong Bowling & Sporting club for once again letting us use their facilities for our presentation night.
2. Thank you also to the chef and staff in the kitchen at the Gulgong Bowling Club for the fantastic meals we were all served on the night.
3. Thank you letter needs to go to Mr Percy Thompson for his sponsorship.
4. Need to talk to Gulgong Bowling & Sporting Club about putting the Hall of Fame board up.

Meeting closed: 8.15

Craig Holden – President



Next meeting – 9th May 2013 – 7pm – Gulgong Bowling Club

6.2.13 Mudgee Sports Council

REPORT BY THE DIRECTOR, MID-WESTERN OPERATIONS TO 6 JUNE 2013 COUNCIL MEETING
COUNCIL 130606 PUBLIC
A0100056, A0100013

RECOMMENDATION

That:

- 1. the report by the Director, Mid-Western Operations on the Mudgee Sports Council be received;**
- 2. That the minutes for the Mudgee Sports Council ordinary monthly meeting held on 29 April 2013 be noted.**

Executive summary

The purpose of this report is to advise Council of the considerations and recommendations of the Mudgee Sports Council Meetings held on 29 April 2013. The Sports Council receives an updated Works Request and Matters in Progress report together with updated financial details each month prior to their meeting.

There are no further matters arising that require consideration by Council at this time, noting that specific requests/recommendations are forwarded to Council under separate cover providing detailed information on requirements. Operational matters raised will be dealt with in due course when staff receives additional information.

Detailed report

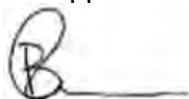
Not applicable.

Financial implications

Not applicable.

Strategic or policy implications

Not applicable.



BRAD CAM
DIRECTOR, MID-WESTERN OPERATIONS

14 May 2013

Attachments: 1. Minutes of the Mudgee Sports Council Ordinary Meeting 29 April 2013

APPROVED FOR SUBMISSION:



WARWICK L BENNETT
GENERAL MANAGER

Sports Council Meeting.
Glen willow Netball Meeting Room
29-04-2013
18:35

Present: P. Mitchell, C. Kurtz, T. Ford, Ben Harris (Mudgee Guardian Representative), K. Lang, R. Sharp, D. Synder, R. Golden, G. Bartrim, G. Hamilton, A. Rae, R & B Smith & J. Johnson.

Apologies: Robinson, Moved T. Ford seconded G. Bartrim that apologies be accepted.

A post presentation was held for 4 members of Mudgee Rugby who were not informed of their nomination at the Sports awards.

Service to Sporting bodies-Rugby for 30/40 years Ross Smith.

Contribution to Sport/coaching George Hamilton and Angus Rae.

Service to Sporting bodies- Rugby for 20/30/40 years Greg Bartrim.

Previous minutes read as true and correct, C. Kurtz seconded G. Bartrim.

Amendment from previous meeting K. Lang was an apology.

Business arising from previous minutes:

- Disappointing the number of nominations for sports awards, need to encourage clubs to be more involved.
- Dogs are still being seen on grounds, need more support from Council to police this.
- Goalposts still remain at Victoria Park, Kathy contacted Julian Geddes again.

Treasurer's report:

- Senior Wolves have paid sports council fees.
- Issues with council records will have to have a meeting to address this with a member of council staff in the finance department, issues with front office staff not knowing codes and where fee's are to be paid, Terry to address.

MOTION: Terry Ford Treasurer sports council meet with council staff due to the discrepancies between his records and councils- Moved R. Golden, seconded G. Bartrim.

Moved T. Ford, seconded C. Kurtz that report true and accurate.

Secretary Report:

- Ultimate Frisbee want to hold Winter comp on a Sunday afternoon and are looking for a venue, suggested middle of race course, Walkers oval or Victoria Park.

Works Request updates:

- Fire extinguishers still to be completed.
- Goal posts still to be removed from Victoria Park.
- Lights still to be replaced on No 3 field at Glen Willow.
- Seat still needs repair at West end near Men's amenities.
- Tap's leaking at amenities block Walker's oval.
- Lights in change room Cahill Park not working.
- Top soil requested for Cahill Park, would be required now to allow grass growth, to be placed on fields near the railway line as children playing on a rock covered field, request 20 tonne, this is to renovate the Northern fields. To be put out in the spring of 2013.
- Birds have chewed through the lights at Jubilee.
- Lights still to be upgraded around cycle track at Victoria Park.

Works Requests:

- Score board at Glen Willow not working properly needs to be attended to urgently.
- Toilet paper holders at Glen Willow stadium broken.
- Toilets not filling quickly at West End Complex used to have a pump system not gravity fed, had to call plumbing staff to fix when carnival held there.
- West end complex is in major need of watering

General Business:

- Rugby League as well as Union has received power bill letters, it will work on a SMS system awaiting more information from Julian Geddes.
- Goal posts to go up on small field at West end complex for Junior Rugby numbers looking really good this year.
- 1st August PSSA Touch carnival booked for Glen Willow.
- 26th May Rugby League at Glen Willow.
- The drain at Glen Willow is to have remedial work done, planning for the 13/14 budget to fix with a pit and pump system.
- Letter from Mudgee Softball about interim committee changes, Robyn Sharp new Sports Council rep, she spoke of some of the achievements of their teams encouraging news of teams and representatives, hoping for State country selection for players.
- Peter Mitchell Sports Council President spoke to the committee, asked the Softball rep when the safety signs were to be placed on the cages at west end this had been asked of the previous Sports council reps, suggested that Mrs Sharp contact Jenny Neely (Parks and Gardens) about signs, also he raised concerns about one of the cages not secured properly, near the Mudgee Nursing home, and asked that this be checked.
- Fee's have been raised by a member of council, and this will be reviewed by council staff at moment \$12 per child and \$30 per adult non gate charges.

Meeting closed 19:30

Next meeting 27th May at 6:30pm at the Netball Clubhouse.

6.2.14 Local Traffic Committee Minutes – 21 May 2013

REPORT BY THE DEVELOPMENT ENGINEER TO 6 JUNE 2013 COUNCIL MEETING

LTC Minutes – May 2013

A0100056, A0100009

RECOMMENDATION**That:**

1. the report by the Development Engineer on the Local Traffic Committee Minutes – 12 March 2013 be received;
2. the event – “Gulgong Henry Lawson Festival” Saturday, 8 June 2013 – be classified as a Class 2 event under the “Guide to Traffic and Transport Management for Special Events Version 3.4” and proceeds with the following conditions:
 - a. A Special Events Transport Management Plan (TMP), is to be prepared in accordance with the Guide to Traffic and Transport Management for Special Events Version 3.4 and submitted to and approved by Council prior to the event;
 - b. Events are to be undertaken in accordance with the requirements of the NSW Police Force with their approval documentation forwarded to Council for notation;
 - c. Controlling noise as required by the *Protection Of The Environment Operations (Noise Control) Regulation 2000*;
 - d. Reimbursing Council for the cost of damage repairs;
 - e. Complying with Council's Law Enforcement Officers' reasonable directives;
 - f. Maintain areas in a clean and tidy condition. No obstructions are to be left on the roadways or footpaths;
 - g. A Traffic Control Plan (TCP) certified by a person with a ‘Select & Modify’ or a ‘Design & Audit’ certificate be included in the TMP;
 - h. Any person directing traffic on a public road is required to possess an appropriate traffic controller’s certificate;
 - i. Council must be provided with a current copy of a public liability insurance policy in the amount of at least \$20 million. Such a policy is to note Mid-Western Regional Council, NSW Roads and Maritime Service (RMS) and NSW Police are indemnified against any possible action as the result of the event;
 - j. The event convener is to notify all affected businesses and residents adjacent to the proposed closure indicating the period during which their accesses will be affected. Such notification is to be in writing;
 - k. Maintain a four-metre wide emergency vehicle lane;
 - l. Advertise the proposed event in local newspapers with relevant information at least two weeks prior to the date; and
 - m. The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tabled for review.
3. the event – ‘Mudgee Cycle Club Events 2013’ – be classified as a Class 2 Event under the “Guide to Traffic and Transport Management for Special Events Version 3.4” and proceeds with the following conditions:
 - a. Events are to be undertaken in accordance with the *Guidelines for Bicycle Road Races* and the ‘*Typical Requirements for Bicycle Special Events*’.

- b. A Special Events Transport Management Plan (TMP), is to be prepared in accordance with the *Guide to Traffic and Transport Management for Special Events Version 3.3* and submitted to and approved by Council prior to the event;
 - c. Events are to be undertaken in accordance with the requirements of the NSW Police Service with their approval documentation forwarded to Council for notation;
 - d. Controlling noise as required by the *Protection Of The Environment Operations (Noise Control) Regulation 2000*;
 - e. Reimbursing Council for the cost of damage repairs;
 - f. Complying with any of Council's Law Enforcement Officers' reasonable directives;
 - g. Maintain areas in a clean and tidy condition. No obstructions are to be left on the roadways or footpaths;
 - h. A Traffic Control Plan (TCP) certified by a person with a 'Select & Modify' or a 'Design & Audit' certificate be included in the TMP;
 - i. Any person directing traffic on a public road is required to possess an appropriate traffic controller's certificate;
 - j. Council must be provided with a current copy of a public liability insurance policy in the amount of at least \$20 million. Such a policy is to note that Council is indemnified against any possible action as the result of the event;
 - k. The event convener is to consult with all affected businesses and residents adjacent to the proposed closure, in writing, indicating the period during which their accesses will be affected;
 - l. Maintain a four-metre wide emergency vehicle lane;
 - m. Advertise the proposed event in local newspapers with relevant information at least two weeks prior to the date;
 - n. The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tabled for review; and
 - o. The organiser is to advise Ulan, Wilpinjong and Moolarben coal mines of race details to ensure that mine workers are aware of the cycling races.
4. the event – "Mudgee Running Festival 2013" Friday and Saturday, 24 & 25 August 2013 – be classified as a Class 2 event under the "Guide to Traffic and Transport Management for Special Events Version 3.4" and proceeds with the following conditions:
- a. A Special Events Transport Management Plan (TMP), is to be prepared in accordance with the *Guide to Traffic and Transport Management for Special Events Version 3.4* and submitted to and approved by Council prior to the event;
 - b. Events are to be undertaken in accordance with the requirements of the NSW Police Force with their approval documentation forwarded to Council for notation;
 - c. Controlling noise as required by the *Protection Of The Environment Operations (Noise Control) Regulation 2000*;
 - d. Reimbursing Council for the cost of damage repairs;
 - e. Complying with any of Council's Law Enforcement Officers' reasonable directives;
 - f. Maintain areas in a clean and tidy condition. No obstructions are to be left on the roadways or footpaths;
 - g. A Traffic Control Plan (TCP) certified by a person with a 'Select & Modify or a Design & Audit Certificate' be included in the TMP;
 - h. Any person directing traffic on a public road is required to possess an appropriate traffic controller's certificate;

- i. Council must be provided with a current copy of a public liability insurance policy in the amount of at least \$10 million. Such a policy is to note that Council is indemnified against any possible action as the result of the event;
 - j. The event convener is to consult with all affected businesses and residents adjacent to the proposed closure, in writing, indicating the period during which their accesses will be affected;
 - k. Maintain a four-metre wide emergency vehicle lane;
 - l. Advertise the proposed event in local newspapers with relevant information at least two weeks prior to the date;
 - m. The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tabled for review; and
 - n. A copy of the TMP including the TCP is to be forwarded to the Traffic Operations Manager at the Regional RMS Office in Parkes, for information.
5. the event – “Rylstone StreetFeast”, 2 November 2013 – be classified as a Class 2 Event under the “Guide to Traffic and Transport Management for Special Events Version 3.4” and proceeds with the following conditions:
 - a. A Special Events Transport Management Plan (TMP), is to be prepared in accordance with the Guide to Traffic and Transport Management for Special Events Version 3.4 and submitted to and approved by Council prior to the event;
 - b. Events are to be undertaken in accordance with the requirements of the NSW Police Force with their approval documentation forwarded to Council for notation;
 - c. Controlling noise as required by the Protection of The Environment Operations (Noise Control) Regulation 2000;
 - d. Reimbursing Council for the cost of damage repairs;
 - e. Complying with Council's Law Enforcement Officers' reasonable directives;
 - f. Maintain areas in a clean and tidy condition. No obstructions are to be left on the roadways or footpaths;
 - g. A Traffic Control Plan (TCP) certified by a person with a ‘Select & Modify’ or a ‘Design and Audit’ Certificate be included in the TMP;
 - h. Any person directing traffic on a public road is required to possess an appropriate traffic controller’s certificate;
 - i. Council must be provided with a current copy of a public liability insurance policy in the amount of at least \$20 million. Such a policy is to note that Council is indemnified against any possible action as the result of the event;
 - j. The event convener is to notify all affected businesses and residents adjacent to the proposed closure indicating the period during which their accesses will be affected. Such notification is to be in writing;
 - k. Maintain a four-metre wide emergency vehicle lane;
 - l. Advertise the proposed event in local newspapers with relevant information at least 2 weeks prior to the date; and
 - m. The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tabled for review.
6. “Give Way” signs be installed on Rocky Waterhole Road on the north side approach to Cudgegong River.
7. the Local Traffic Committee:
 - a. note the RMS Inspection Report of the site, dated April 2013;
 - b. note the submission from Mr GC Hansen, dated 4 April 2013 (as amended 19 April 2013); and
 - c. replace the current symbolic cross-road ahead signage to clarify the priority of the roads at the intersection as recommended by the RMS report.

8. a 'disabled parking space', including kerb ramp and associated signage, be installed on the southern side of the existing disabled parking space in Lewis Street, adjacent to St Matthews Catholic School.
9. a. a request to review the speed zone on Black Lead Lane be forwarded to the RMS;
and
b. the residents of Black Lead Lane be notified of the referral to the RMS.

Executive summary

The purpose of this report is to advise Council of the considerations and recommendations of the Local Traffic Committee (LTC) meeting held on 21 May 2013.

Detailed report

The detailed reports, minutes and discussion notes attached provide comment on the recommendations above.

Financial implications

Minimal – within maintenance budgets.

Strategic or policy implications

The RTA "Guide to Traffic and Transport Management for Special Events 3.4".



AHMED ALBANNA
DEVELOPMENT ENGINEER



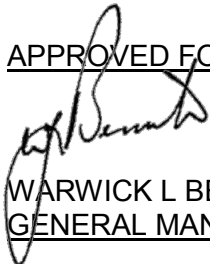
CATHERINE VAN LAEREN
DIRECTOR DEVELOPMENT AND
COMMUNITY SERVICES

23 May 2013

Attachments:

1. Minutes and Discussion Notes of the Traffic Committee Meeting held 21 May 2013
2. Reports from Traffic Committee Meeting 21 May 2013 (attachments to these reports available on request)

APPROVED FOR SUBMISSION:



WARWICK L BENNETT
GENERAL MANAGER

MINUTES
MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING
HELD ON TUESDAY, 21 MAY 2013

Present: Ahmed Albanna (Chairperson - MWRC), Prue Britt (RMS), Mal Petrie (Members Representative), Superintendent Martin Fileman (NSW Police), Cr John Weatherley, Daryl Colwell (MWRC – Manager of Development Engineering) and Mette Sutton (MWRC – Minute Secretary).

The LTC meeting commenced at 9.35am and concluded at 10:20am.

12/46 MATTERS IN PROGRESS

ITEM	ACTION
NIL	Noted

12/47 SPECIAL EVENT DEBRIEF

SPECIAL EVENT	COMMENTS
NIL	Noted

12/48 SE – GULONG HENRY LAWSON FESTIVAL, 8 JUNE 2013

The recommendation in the report was moved by Prue Britt, seconded by Cr Weatherley and carried as a recommendation to Council.

12/49 SE – MUDGEE CYCLE CLUB EVENTS 2013

The recommendation in the report was moved by Mal Petrie, seconded by Prue Britt and carried as a recommendation to Council.

12/50 SE – MUDGEE RUNNING FESTIVAL, 24 & 25 AUGUST 2013

The recommendation in the report was moved by Superintendent Martin Fileman, seconded by Cr Weatherley and carried as a recommendation to Council.

12/51 SE – RYLSTONE STREETFEAST, 2 NOVEMBER 2013

The recommendation in the report was moved by Mal Petrie, seconded by Cr Weatherley and carried as a recommendation to Council.

12/52 GIVEWAY SIGNS – BRIDGE ON ROCKY WATERHOLE ROAD

The recommendation in the report was moved by Superintendent Martin Fileman, seconded by Cr Weatherley and carried as a recommendation to Council.

12/53 INTERSECTION OF ROCKY WATERHOLE ROAD AND BURRUNDULLA ROAD

The recommendation in the report was moved by Cr Weatherley, seconded by Superintendent Martin Fileman and carried as a recommendation to Council.

12/54 DISABLED PARKING SPACE, LEWIS STREET MUDGEES

The recommendation in the report was moved by Superintendent Martin Fileman, seconded by Mal Petrie and carried as a recommendation to Council.

12/55 REQUEST TO CHANGE SPEED ZONE, BLACK LEAD LANE GULGONG

The recommendation in the report was moved by Cr Weatherley, seconded by Mal Petrie and carried as a recommendation to Council.

DISCUSSION NOTES FROM THE 21 MAY 2013 LOCAL TRAFFIC COMMITTEE MEETING

Any items **not** listed in the discussion notes generally had minor discussions prior to the recommendation to the report being resolved by the Committee. In all those cases the items were relatively straight forward and the Committee agreed with the content of the reports.

ITEM 12/48 – GULGONG HENRY LAWSON FESTIVAL

The recommendation in the report was supported by the Committee subject to Council receiving a copy of public liability insurance indemnifying Mid-Western Regional Council, NSW Roads and Maritime Service (RMS) and NSW Police against any possible action as the result of the event and in the amount of at least \$20 million, prior to the event.

ITEMS 12/50 – MUDGEES RUNNING FESTIVAL

The recommendation in the report was supported by the Committee subject to Council receiving a current copy of a public liability insurance policy and Traffic Control Plans prior to the event.

ITEMS 12/51 – RYLSTONE STREETFEAST

The recommendation in the report was supported by the Committee subject to Council receiving a current copy of a public liability insurance policy and Traffic Control Plans prior to the event.

ITEMS 12/53 – INTERSECTION OF ROCKY WATERHOLE ROAD AND BURRUNDULLAR ROAD

Ahmed briefed the Committee on the history of this matter and noted that the RMS report states that the site distance at this intersection is adequate.

The RMS representative confirmed that there is no problem with the site distance on Burrundulla Road when approaching the intersection of Rocky Waterhole Road from the east. Although the site distance is considered quite adequate the RMS report suggests replacing the existing intersection cross road ahead sign to one that shows the priority of roads at the intersection.

Daryl brought the committee's attention to the letter written by Mr Hansen. From that letter it appears Mr Hansen thought that the signage at the intersection does not reflect the recommendation from the Local Traffic Committee when this matter was considered in November 2011. The current signage at the intersection does in fact uphold the LTC recommendation of November 2011.

ITEMS 12/54 - DISABLED PARKING SPACE, LEWIS STREET MUDGEES

Committee in favour of additional disabled parking space.

Superintendent Martin Fileman also raised that it is a regular occurrence that parents are using the drop off zone inappropriately which is causing traffic delays and impacting on the safety of school children. Prue Britt will discuss matter with RMS Safety Officer who can work with Police to improve road safety for school children. Superintendent Fileman noted that at Sydney schools a teacher is appointed to patrol and assist children in and out of cars in the drop off zone. Committee agreed that the schools should be responsible for the management of the drop off zones.

ITEM 12/55 - REQUEST TO CHANGE SPEED ZONE, BLACK LEAD LANE GULGONG

Prue Britt had undertaken a site inspection of Black Lead Lane. Her first impression was that the road was self regulating largely due to the causeway part way along and that it was necessary to slow down to negotiate the causeway. Also, the road verges were mostly clear allowing for good sight distance. Certain criteria would need to be met to be zoned as a 60km speed zone such as number of driveways entering roadway, kerb and gutter, and street lighting. Compliance for a 60km speed zone would not be met. Further issues would arise if zoned 80km as both roads at either end are 100km. RMS are able to carry out speed zone assessment however Council needs to stipulate exact details of the road and length to be assessed.

GENERAL BUSINESS

SPRING RIDGE ROAD – SPEED ZONE ASSESSMENT

The RMS Sign and Delineation Officer has requested the RMS to undertake a speed zone assessment on Spring Ridge Road. Prue Britt asked that Council provide the RMS with information on the proposed road works for Spring Ridge Road due to the Cobbora coal project.

AGENDA

WELCOME

APOLOGIES

MINUTES FROM PREVIOUS MEETING

GENERAL BUSINESS

12/46	MATTERS IN PROGRESS	
12/47	SPECIAL EVENT DEBRIEF	
12/48	SE – GULGONG HENRY LAWSON FESTIVAL, 8 JUNE 2013	4
12/49	SE – MUDGEE CYCLE CLUB – EVENTS 2013	15
12/50	SE – MUDGEE RUNNING FESTIVAL, 24 & 25 AUGUST 2013	28
12/51	SE – RYLSTONE STREETFEAST, 2 NOVEMBER 2013	39
12/52	ROCKY WATERHOLE BRIDGE GIVEWAY SIGN	45
12/53	INTERSECTION OF ROCKY WATERHOLE ROAD AND BURRUNDULLA ROAD	48
12/54	DISABLED PARKING SPACE, LEWIS STREET MUDGEE	65
12/55	REQUEST TO CHANGE SPEED ZONE, BLACK LEAD LANE GULGONG	67

REPORTS

12/46 MATTERS IN PROGRESS

ITEM	ACTION
nil	

12/47 SPECIAL EVENT DEBRIEF

SPECIAL EVENT	COMMENTS
Nil	

12/48 SE – GULGONG HENRY LAWSON FESTIVAL, 8 JUNE 2013

REPORT BY MANAGER OF DEVELOPMENT ENGINEERING
GULGONG HENRY LAWSON FESTIVAL - REPORT
R0790009

RECOMMENDATION

That the event – “Gulgong Henry Lawson Festival” Saturday, 8 June 2013 – be classified as a Class 2 event under the “Guide to Traffic and Transport Management for Special Events Version 3.4” and proceeds with the following conditions:

-
- a. **A Special Events Transport Management Plan (TMP), is to be prepared in accordance with the Guide to Traffic and Transport Management for Special Events Version 3.4 and submitted to and approved by Council prior to the event;**
 - b. **Events are to be undertaken in accordance with the requirements of the NSW Police Force with their approval documentation forwarded to Council for notation;**
 - c. **Controlling noise as required by the *Protection Of The Environment Operations (Noise Control) Regulation 2000*;**
 - d. **Reimbursing Council for the cost of damage repairs;**
 - e. **Complying with Council's Law Enforcement Officers' reasonable directives;**
 - f. **Maintain areas in a clean and tidy condition. No obstructions are to be left on the roadways or footpaths;**
 - g. **A Traffic Control Plan (TCP) certified by a person with a 'Select & Modify' or a 'Design & Audit' certificate be included in the TMP;**
 - h. **Any person directing traffic on a public road is required to possess an appropriate traffic controller's certificate;**
 - i. **Council must be provided with a current copy of a public liability insurance policy in the amount of at least \$20 million. Such a policy is to note that Council is indemnified against any possible action as the result of the event;**
 - j. **The event convener is to notify all affected businesses and residents adjacent to the proposed closure indicating the period during which their accesses will be affected. Such notification is to be in writing;**
 - k. **Maintain a four-metre wide emergency vehicle lane;**
 - l. **Advertise the proposed event in local newspapers with relevant information at least two weeks prior to the date; and**
 - m. **The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tabled for review.**
-

Executive summary

Council has received an application from the Gulgong Heritage Festival Committee seeking Council approval to stage the Gulgong's Henry Lawson Festival on Saturday, 8 June 2013. This event which includes a street parade and markets has been successfully conducted over the past few years. It is recommended that it be approved with the conditions above.

Detailed report

The organiser proposes to close Mayne, Queen, Bayly and Little Bayly Streets, between Medley and White Streets and Herbert Street, between Holtermann and Belmore Streets from 8am to 4pm for markets and displays associated with the Henry Lawson Festival (attached).

Traffic will be diverted as follows:

- Northbound traffic from Herbert Street left into Holtermann Street (left), then into Medley, into Belmore and back into Herbert.
- Southbound traffic from Herbert left into Belmore Street, then into White, Cooyal and back to Herbert Street.
- Eastbound traffic from Mayne Street into Medley (left and right) then into Belmore, White and back into Mayne Street.
- Westbound traffic from Mayne Street into White (left and right), then into Belmore, Medley and back to Mayne Street.

The Henry Lawson Festival Parade will also be held on the Saturday, from 12.30pm to 1.30pm. As this is a moving event no road closures are required.

Council has received a Traffic Management Plan, Traffic Control Plans for the markets, risk assessment and contingency plan, and a copy of current public liability insurance (attached).

The Risk Assessment Plan outlines emergency vehicle access and staff safety. All sets of barrier boards will be staffed for the duration of the closure to ensure speedy entry for emergency vehicles. Staff will be wearing high visibility clothing and will be stationed on the non-traffic side of the barriers to minimise conflict with traffic.

The Contingency Plan addresses extreme weather conditions and emergencies. If a severe storm causing flooding of the street, risk of lightning strike or high velocity winds which could cause injury from flying objects presents a risk to participants, the event will be cancelled. If emergency personnel are attending to an accident, fire or other occurrence within the street closure or in the surrounding area, and it is deemed that to proceed with the street closure would interfere with their duties, the event will be either postponed till after the emergency personnel have given permission to commence/continue or it will be cancelled.

In the application, organisers have also enclosed copies of letters addressed to the Gulgong Ambulance Service and the Gulgong Fire Brigade advising of the proposed road closures for the event, and a copy of the advert for public notification.

Financial implications

Not applicable.

Strategic or policy implications

The RTA Guide to Traffic and Transport Management for Special Events 3.4.

DARYL COLWELL
MANAGER OF DEVELOPMENT
ENGINEERING

CATHERINE VAN LAEREN
DIRECTOR DEVELOPMENT & COMMUNITY
SERVICES

16 MAY 2013

Attachments:

1. Traffic Management Plan

12/49 SE – MUDGEES CYCLE CLUB EVENTS 2013

REPORT BY MANAGER OF DEVELOPMENT ENGINEERING

MUDGEES CYCLE CLUB 2013 - REPORT

A0100009, R0790090

RECOMMENDATION

That the event – ‘Mudgees Cycle Club Events 2013’ – be classified as a Class 2 Event under the “Guide to Traffic and Transport Management for Special Events Version 3.4” and proceeds with the following conditions:

- a. Events are to be undertaken in accordance with the *Guidelines for Bicycle Road Races* and the ‘*Typical Requirements for Bicycle Special Events*’.
- b. A Special Events Transport Management Plan (TMP), is to be prepared in accordance with the *Guide to Traffic and Transport Management for Special Events Version 3.3* and submitted to and approved by Council prior to the event;
- c. Events are to be undertaken in accordance with the requirements of the NSW Police Service with their approval documentation forwarded to Council for notation;
- d. Controlling noise as required by the *Protection Of The Environment Operations (Noise Control) Regulation 2000*;
- e. Reimbursing Council for the cost of damage repairs;
- f. Complying with any of Council’s Law Enforcement Officers’ reasonable directives;
- g. Maintain areas in a clean and tidy condition. No obstructions are to be left on the roadways or footpaths;
- h. A Traffic Control Plan (TCP) certified by a person with a ‘Select & Modify’ or a ‘Design & Audit’ certificate be included in the TMP;
- i. Any person directing traffic on a public road is required to possess an appropriate traffic controller’s certificate;
- j. Council must be provided with a current copy of a public liability insurance policy in the amount of at least \$20 million. Such a policy is to note that Council is indemnified against any possible action as the result of the event;
- k. The event convener is to consult with all affected businesses and residents adjacent to the proposed closure, in writing, indicating the period during which their accesses will be affected;
- l. Maintain a four-metre wide emergency vehicle lane;
- m. Advertise the proposed event in local newspapers with relevant information at least two weeks prior to the date;
- n. The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tabled for review; and
- o. The organiser is to advise Ulan, Wilpinjong and Moolarben coal mines of race details to ensure that mine workers are aware of the cycling races.

Executive summary

Council has received a request from the Mudgees Cycle Club seeking permission to use Mid-Western Regional Council roads for local club road racing events to be held on varying Sundays from May through to September 2013, and for the annual open road race events to be held on the weekend of 3 and 4 August 2013.

These events are similar to cycling events organised by the Mudgees Cycle Club in previous years.

This report recommends approval of these events.

Detailed report

The Mudgee Cycle Club proposes to hold seven club racing events plus two open race events on Mid-Western Regional roads on Sunday mornings from May to September 2013.

Race 1 - Mark Dwyer Handicap

The Mudgee Cycle Club would also like to hold two open races, the "Mark Dwyer Handicap" on Saturday, 3 August and the "Pieter van Gent Winery Graded Start" on Sunday, 4 August 2013.

Course: A single loop incorporating Mudgee to Ulan via Ulan Road, to Gulgong via Cope Road and return to Mudgee via Henry Lawson Drive, Putta Bucca Road and Castlereagh Highway to the finish in Short Street. Start/finish – Lawson Park (west of Church Street), Short Street, Mudgee. A total distance of 100km.

Competitors: Licensed senior riders only. Expect 200-250 riders.
Recommended for experienced riders only.

Duration: 4 hours.

The Mudgee VRA have been approached to marshal this race.

Race 2 - Pieter van Gent Winery Graded Start

Course: Two or three lap course depending on grade (A Grade = 120km/3 laps, B and C Grade = 80km/2 laps, D Grade = 40km/1 lap) incorporating Ulan Road, Mud Hut Creed Road and Henry Lawson Drive. Start – Lawson Park (west of Church Street). Finish at Eurunderee Lane.

Competitors: Expect 250 riders. Recommended for experienced riders only.

Duration: 3 hours.

The proposed routes for both events on 3 and 4 August have been modified this year. The changes have been made to have greater community involvement and provide increased benefits to the local business community by having a large group of spectators remain in the Mudgee CBD for the duration of the event.

Local Club Races

Senior races are held on Sundays from 10:00am to 1pm, including setup and packdown, and may take the form of a handicapped start, mass start or time trial (i.e. each individual starting separately). The dates for local club races are as follows:

5 May 2013	Race 1
26 May 2013	Race 2
2 June 2013	Race 3
16 June 2013	Race 4
28 July 2013	Race 5
3 August 2013 (Saturday)	Mark Dwyer Handicapped start
4 August 2013	Pieter van Gent Winery Mass start
24 August 2013	Race 7
8 September 2013	Race 8

Course A: Out and back course incorporating Henry Lawson Drive to Snelsons Lane, Gulgong. Race 1 starts at Henry Lawson Memorial and finishes on the outskirts of Gulgong near the intersection of Henry Lawson Drive and Snelsons Lane. Race 2 starts on Henry Lawson Drive near the intersection of Snelsons Lane Gulgong and finishes at Eurunderree Lane.

It is stated in the TMP that there are no turns on this course and therefore no marshalling will be required.

Course B: Out and back course commencing and finishing on Wilbetree Road, Mudgee. Race 1 starts approximately 500m north of the Castlereagh Highway and finishes approximately 200m south of intersection of Goree Lane. Race 2 will start and finish in the reverse order of race 1 above.

It is stated in the TMP that Wilbetree road is a 'secondary' road with no intersecting streets or roads therefore no marshalling is required.

Competitors: Up to 40 senior riders - ie riders over 13 years of age, of mixed riding experience. Licensed riders only.

Duration: 2 to 3 hours.

Council has received a 58 page Traffic Management Plan and TCPs for all events and a copy of public liability insurance to the value of \$20 million. In the application the Mudgee Cycling Club note that they have over 10 years of experience in managing such events and have always stressed the importance of safety for competitors, other road users and members of the public. It is also intended that a Police escort is used for the events on 3 and 4 August through the Police User Pays Scheme.

Financial implications

Not applicable

Strategic or policy implications

The Guide to Traffic and Transport Management for Special Events Version 3.4 indicates that a Local Traffic Committee should recommend approval (if appropriate) of the event with any appropriate conditions outlined.

DARYL COLWELL
MANAGER DEVELOPMENT ENGINEERING

CATHERINE VAN LAEREN
DIRECTOR DEVELOPMENT & COMMUNITY SERVICES

16 May 2013

Attachments:

1. Letter of request
2. Mark Dwyer Handicap map
3. Pieter van Gent Winery Graded mass start map
4. Local Club Race map
5. Insurance

12/50 SE – MUDGEES RUNNING FESTIVAL, 24 & 25 AUGUST 2013

REPORT BY MANAGER DEVELOPMENT ENGINEERING
MUDGEES RUNNING FESTIVAL 2013 - REPORT
A0100009, R0790090

RECOMMENDATION

That the event – “Mudgees Running Festival 2013” Friday and Saturday, 24 & 25 August 2013 – be classified as a Class 2 event under the “Guide to Traffic and Transport Management for Special Events Version 3.4” and proceeds with the following conditions:

- a. **A Special Events Transport Management Plan (TMP), is to be prepared in accordance with the *Guide to Traffic and Transport Management for Special Events Version 3.4* and submitted to and approved by Council prior to the event;**
- b. **Events are to be undertaken in accordance with the requirements of the NSW Police Force with their approval documentation forwarded to Council for notation;**
- c. **Controlling noise as required by the *Protection Of The Environment Operations (Noise Control) Regulation 2000*;**
- d. **Reimbursing Council for the cost of damage repairs;**
- e. **Complying with any of Council’s Law Enforcement Officers’ reasonable directives;**
- f. **Maintain areas in a clean and tidy condition. No obstructions are to be left on the roadways or footpaths;**
- g. **A Traffic Control Plan (TCP) certified by a person with a ‘Select & Modify or a Design & Audit Certificate’ be included in the TMP;**
- h. **Any person directing traffic on a public road is required to possess an appropriate traffic controller’s certificate;**
- i. **Council must be provided with a current copy of a public liability insurance policy in the amount of at least \$10 million. Such a policy is to note that Council is indemnified against any possible action as the result of the event;**
- j. **The event convener is to consult with all affected businesses and residents adjacent to the proposed closure, in writing, indicating the period during which their accesses will be affected;**
- k. **Maintain a four-metre wide emergency vehicle lane;**
- l. **Advertise the proposed event in local newspapers with relevant information at least two weeks prior to the date;**
- m. **The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tabled for review; and**
- n. **A copy of the TMP including the TCP is to be forwarded to the Traffic Operations Manager at the Regional RMS Office in Parkes, for information.**

Executive summary

The purpose of this report is to outline the 13th Annual Mudgees Marathon Weekend 2013 proposed for Saturday and Sunday, 24 and 25 August. The event courses are similar to last year’s events in that the 5km and 10km fun run/walk on Saturday afternoon will commence from Lawson Park and a marathon and half marathon event on the Sunday morning is proposed to commence on Church Street, between the Short Street roundabout and the Cudgegong River bridge.

This report recommends approval of this event.

Detailed report

Council has received an application from the Mudgee Triathlon Club requesting permission to hold the 13th Annual Mudgee Running Festival.

This event has been successfully held since 2001 and generates an opportunity for athletes, fun runners and walkers to participate in a local fitness event. The event promotes Mudgee, its services and business, raises funds for local charity and sporting organisations, and increases tourist activity in the region. The festival consists of a 5km and 10km community fun run/walk, a half marathon as well as an Olympic distance marathon. The event is also listed on the Australian and International running calendars.

The entire Festival is proposed to be run from Lawson Park as proved very successful last year. The 5km and 10km fun run events to be held on Saturday will commence at 2pm from Lawson Park. Runners will run one lap of Lawson Park then exit the park at the corner of Short and Church Streets, follow the walkway adjacent to Ulan Road to the Mudgee Racecourse and return to Lawson Park. Runners will give way to vehicle traffic when crossing Lue Road, which will be manned by Mudgee volunteers of the VRA and members of the Mudgee Triathlon Club. The 10km course will be two laps of the 5km course.

The organiser proposes to start the marathon and half marathon events at 7.00am on the Sunday morning. The race will start on Church Street between the Short Street Roundabout and the Cudgegong River bridge, as did last year's event.

The marathon runners will run north along Ulan Road, left onto Henry Lawson Drive, complete a loop encompassing Eurunderee Lane, Black Springs Road, Lowes Peak Road, St Fillans Road, Henry Lawson Drive, back to Eurunderee Lane, then Craigmore Road, Tinja Lane, Putta Bucca Road, left into Market Street where competitors are directed onto the footpath, left into Cox Street, right into Short Street, then onto the concrete path that goes under the river bridge and to the finish in Lawson Park.

The half marathon course will commence along the same roads as the marathon to a turnaround point 7kms along Blacksprings Road. Runners will then head back in the direction they have come. Runners then turn right into Eurunderee Lane and return to Lawson Park via the same roads as the marathon, from the intersection of Henry Lawson Drive and Eurunderee Lane.

Drink stations will be positioned off the road on the left side of the carriageway. Mudgee Triathlon Club members will supply drinks to the runners by standing on the left side of the road. All entrants will run on the left side of the road unless directed otherwise by event officials, Police or Council representatives. The local Police assist the organiser with the safe start of the marathon and half marathon events, as has been the practice in previous years.

Following is a list of the event's general safety measures:

- *All marshalling will be conducted by volunteers of the VRA.*
- *The members and committee of the Mudgee Triathlon Club will be responsible for the correct placement and removal of signage, barricades and bollards.*
- *Drink and aid stations will be set up where marked on the attached maps and will be of a temporary nature. No fixed structures will be used on the course. All rubbish and signage will be removed after the event.*
- *UHF radio will be used to maintain adequate communication during the event.*
- *Supporters and friends will not be allowed to flow participants and will be encouraged*

Council has received a Traffic Management Plan for this event. A current copy of public liability insurance and current TCPs have been discussed with the event organiser and will be provided to Council prior to the running of this event.

Financial implications

Not applicable

Strategic or policy implications

The Guide to Traffic and Transport Management for Special Events Version 3.4 indicates that a Local Traffic Committee should recommend approval (if appropriate) of the event with any appropriate conditions outlined.

DARYL COLWELL
MANAGER DEVELOPMENT ENGINEERING

CATHERINE VAN LAEREN
DIRECTOR DEVELOPMENT & COMMUNITY SERVICES

8 MAY 2013

Attachments: 1. Traffic Management Plan
2. Maps

12/51 SE – RYLSTONE STREETFEAST, 2 NOVEMBER 2013

REPORT BY MANAGER DEVELOPMENT ENGINEERING

Rylstone StreetFeast REPORT
A0100009, R0790009

RECOMMENDATION

That the event – “Rylstone StreetFeast”, 2 November 2013 – be classified as a Class 2 Event under the “Guide to Traffic and Transport Management for Special Events Version 3.4” and proceeds with the following conditions:

- a. **A Special Events Transport Management Plan (TMP), is to be prepared in accordance with the Guide to Traffic and Transport Management for Special Events Version 3.4 and submitted to and approved by Council prior to the event;**
- b. **Events are to be undertaken in accordance with the requirements of the NSW Police Force with their approval documentation forwarded to Council for notation;**
- c. **Controlling noise as required by the *Protection of The Environment Operations (Noise Control) Regulation 2000*;**
- d. **Reimbursing Council for the cost of damage repairs;**
- e. **Complying with Council's Law Enforcement Officers' reasonable directives;**
- f. **Maintain areas in a clean and tidy condition. No obstructions are to be left on the roadways or footpaths;**
- g. **A Traffic Control Plan (TCP) certified by a person with a ‘Select & Modify’ or a ‘Design and Audit’ Certificate be included in the TMP;**
- h. **Any person directing traffic on a public road is required to possess an appropriate traffic controller’s certificate;**

- i. Council must be provided with a current copy of a public liability insurance policy in the amount of at least \$20 million. Such a policy is to note that Council is indemnified against any possible action as the result of the event;
- j. The event convener is to notify all affected businesses and residents adjacent to the proposed closure indicating the period during which their accesses will be affected. Such notification is to be in writing;
- k. Maintain a four-metre wide emergency vehicle lane;
- l. Advertise the proposed event in local newspapers with relevant information at least 2 weeks prior to the date; and
- m. The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tabled for review.

Executive summary

Rylstone StreetFeast Inc have requested permission to close a section of Louee Street Rylstone, between Cudgegong Street and Dabee Road, on Saturday 2 November 2013 between 9.00am and 6pm for the 12th Annual StreetFeast event.

This report recommends approval of the Rylstone Street Feast 2013.

Detailed report

This event is an outdoor luncheon that has been successfully held in Louee Street Rylstone for the past 11 years. It includes market stalls and entertainment.

The area proposed to be closed within Louee Street is indicated on the map attached. This closure is designed to allow vehicles to park in close proximity to the event and adequate parking space.

The organiser has provided the following risk assessment details:

- The street closure will be affected in accordance with the traffic plan.
- Fire, Ambulance and Police services have been notified in writing.
- There will be a designated aid area for minor accident treatment.
- In the event of wet weather the event will be moved indoors (to the Memorial Hall) therefore negating any need for road closure.
- A clear 4 meter lane will be kept clear for emergency vehicle access to the enclosed area.
- Volunteers will be briefed on how and who to report any accident or emergency to.
- Two of the committee in attendance hold senior first aid certificates.
- All Committee members will be in possession of a mobile phone.

Financial implications

Nil

Strategic or policy implications

The RTA Guide to Traffic and Transport Management for Special Events 3.4.

DARYL COLWELL
MANAGER OF DEVELOPMENT
ENGINEERING

CATHERINE VAN LAEREN
DIRECTOR DEVELOPMENT & COMMUNITY
SERVICES

14 May 2013

Attachments:

1. Letter of request and map
2. Contingency Plan
3. Risk assessment

12/52 GIVE WAY SIGNS – BRIDGE ON ROCKY WATERHOLE ROAD

REPORT BY ROADS ENGINEER

GIVE WAY SIGNS – BRIDGE ON ROCKY WATERHOLE ROAD
A0100009, R0042001

RECOMMENDATION

That “Give Way” signs be installed on Rocky Waterhole Road on the north side approach to Cudgegong River.

EXECUTIVE SUMMARY

The purpose of this report is to gain approval to install “Give Way” signs on Rocky Waterhole Road, on the north side approach to Cudgegong River. The signage will improve safety at this bridge.

DETAILED REPORT

Council is proposing to improve road user safety on Rocky Waterhole Road at the crossing over the Cudgegong River. The concrete crossing over the creek is a one lane concrete bridge. The bridge currently has good signage indicating it is a one lane bridge and that there should be no overtaking or passing. However there is currently no indication as to which direction should give way.

Vehicles on the northern side of the bridge approaching south have more sight distance than vehicles on the southern side travelling towards Lue Rd which makes it appropriate to install the proposed “Give Way” signs on the northern side of the Cudgegong River.

It is envisaged that the installation of ‘Give Way’ signage at this location will improve motorists’ safety through defining the direction that should give way when encountering another vehicle on the approach to the bridge.

FINANCIAL IMPLICATIONS

The resulting relatively minor budget implications can be covered under maintenance budgets.

STRATEGIC OR POLICY IMPLICATIONS

RTA Road Design Guide

ANDREW KEARINS
ROADS ENGINEER

CATHERINE VAN LAEREN
DIRECTOR PLANNING & COMMUNITY
SERVICES

14 May 2013

Attachments:

1. Rocky Waterhole Road approaches to Cudgegong River
2. Aerial view of Rocky Waterhole Road and surrounds

12/53 INTERSECTION OF ROCKY WATERHOLE ROAD AND BURRUNDULLA ROAD

REPORT BY MANAGER OF DEVELOPMENT ENGINEERING

Intersection of Rocky Waterhole Road and Burrundulla Road - REPORT
A0100055

RECOMMENDATION

That the Local Traffic Committee:

1. **Note:**
 - a. **The RMS Inspection Report of the site, dated April 2013**
 - b. **The submission from Mr GC Hansen, dated 4 April 2013 (as amended 19 April 2013)**
2. **Replace the current symbolic cross-road ahead signage to clarify the priority of the roads at the intersection as recommended by the RMS report.**

Executive summary

Following a fatal car accident at the intersection of Rocky Waterhole and Burrundulla Roads in 2011, the Local Traffic Committee has considered and provided recommendations to MWRC Council, which were adopted in 2011. Two further documents are tabled:

1. RMS Inspection Report of the subject site
2. Submission from Mr GC Hansen (as amended)

It is recommended that both documents be noted and the recommendations contained within the RMS report be implemented.

Detailed report

This report stems from a fatal accident that occurred at the intersection of Rocky Waterhole and Burrundulla Roads in 2011. A report on the matter was considered at the November 2011 Local Traffic Committee with the outcome being a recommendation to Council that:

- a. *“Stop” signs and an associated hold line be installed on Burrundulla Road at its intersection with Rocky Waterhole Road in the east bound direction; and*
- b. *advance advisory signage associated with the priority of the intersection be installed on Burrundulla Road.*
- c. *the signs are to be “B” size signs and associated pruning be carried out along the northern side of the intersection.*

Council considered the above recommendation at its ordinary meeting on 7th December 2011 and adopted the recommendation without alteration. The relevant excerpt of the original report and minute are provided (Attachment 1).

The RMS has since conducted an inspection of the site in 2013 and provided a recommendation that the advance warning signage for the cross-road ahead be updated to show the priority road on the approaches of Rock Waterhole Rd.

Mr GC Hansen has written to Council, in April 2013, contending the need 'Stop' signs on the westbound approach to the subject intersection on Burrundulla Rd. Both documents are tabled in Attachments 2 and 3 respectively.

Financial implications

Minimal – within maintenance budgets.

Strategic or policy implications

AS1742 Manual of Uniform Traffic Control Devices and associated technical directions issued by the RMS (formerly RTA).

DARYL COLWELL
MANAGER OF DEVELOPMENT
ENGINEERING

CATHERINE VAN LAEREN
DIRECTOR DEVELOPMENT & COMMUNITY
SERVICES

14 May 2013

Attachments

1. Excerpt of relevant 2011 LTC Report and Minutes
2. RMS Site Investigation Report 2013
3. Letter Mr GC Hansen, dated 4th April 2013, as amended 19th April 2013.

12/54 DISABELD PARKING SPACE, LEWIS STREET MUDGEE

REPORT BY MANAGER OF DEVELOPMENT ENGINEERING

Disabled Parking Space - REPORT
A0100055,

RECOMMENDATION

That a 'disabled parking space', including kerb ramp and associated signage, be installed on the southern side of the existing disabled parking space in Lewis Street, adjacent to St Matthews Catholic School.

Executive summary

Council has received a letter from the Acting Principal of St Matthews Catholic School seeking the installation of a disabled car parking space in Lewis Street.

This report supports the installation of a disabled parking space adjacent to the existing disabled parking space in Lewis Street.

Detailed report

There is currently one disabled parking space at the St Matthews Catholic School in Lewis Street Mudgee. Council has received a request from the Acting Principal of St Matthews Catholic School enquiring as to the possibility of installing an additional disabled parking space as the demand for use of the current disabled parking space has increased recently due to the increase in student numbers from 464 to 579 in one year.

Council's Technical Services staff has inspected the site to identify the most appropriate location for an additional disabled parking space. The southern side of the existing disabled parking space was identified as the most suitable location for a disabled parking space due to its proximity to the school entrance.

It is considered appropriate to provide the disabled parking space and gutter ramps. The selected position will enable easy access to school, while not disadvantaging other members of the public or bus operators.

Financial implications

The works will be programmed when maintenance budgets permit.

Strategic or policy implications

The Australian Standards AS 2890.5 & 6 -1993

DARYL COLWELL
MANAGER OF DEVELOPMENT
ENGINEERING

CATHERINE VAN LAEREN
DIRECTOR – DEVELOPMENT & COMMUNITY
SERVICES

Attachments: 1. Letter from St Matthews Catholic School

ATTACHMENT 1

12/55 REQUEST TO CHANGE SPEED ZONE – BLACK LEAD LANE, GULGONG

REPORT BY MANAGER OF DEVELOPMENT ENGINEERING
REQUEST TO CHANGE SPEED ZONE TO 60km/hr Black Lead Ln 2013 - REPORT
A0100009, R0133002

RECOMMENDATION

That:

- 1. a request to review the speed zone on Black Lead Lane be forwarded to the RMS; and**
- 2. the residents of Black Lead Lane be notified of the referral to the RMS.**

Executive summary

The General Manager has received a request that the speed zone on Black Lead Lane, which is presently speed limited at 100km/hr, be limited to 60km/hr. The Roads and Maritime Services are solely responsible for determining speed zones in NSW, regardless of the road designation. It is therefore appropriate that the matter be referred to the RMS for review and that the residents of Black Lead Lane be notified in writing of this action.

Detailed report

The General Manager, through a Councillor, has received a request that the speed zone on Black Lead Lane be reduced from 100km/hr to 60km/hr. Black Lead Lane joins the Cope Road approximately 2km northeast of the town centre of Gulgong. From the juncture, Black Lead Lane extends to the east with 1.1km being bitumen and a further 1km of gravel thereafter.

Land zoning along Black Lead Lane is varied with the most concentrated being rural residential with a minimum lot size of 2ha. Council undertook a survey of traffic counts and speeds over February and March of this year. Data is available from this survey (Attachment 1).

In accordance with the RMS *NSW Speed Zone Guidelines (2011)*, the RMS is the responsible agency for setting speed zones on all roads within this state. The RMS has not delegated this responsibility to any other agency. It is therefore appropriate that the request for a review of the speed zone on this lane be referred to the RMS. It is presumed that this request was initiated by residents in the area and it also be appropriate to notify these people of the referral.

Financial implications

Minimal - cost of linemarking and signage only.

Strategic or policy implications

Nil.

DARYL COLWELL
MANAGER OF DEVELOPMENT
ENGINEERING
14 MAY 2013

CATHERINE VAN LAEREN
DIRECTOR DEVELOPMENT & COMMUNITY
SERVICES

Attachments: 1. Traffic Data from Feb/March 2013 Survey.

6.2.15 Updated Robertson Park Management Plan

REPORT BY THE ECONOMIC DEVELOPMENT OFFICER TO 6 JUNE 2013 COUNCIL MEETING

COUNCIL 130606 PUBLIC
A0100056, A0820020

RECOMMENDATION

That:

1. **the report by the Economic Development Officer on the Updated Robertson Park Management Plan be received;**
2. **the Updated Robertson Park Management Plan be placed on public exhibition for a period of 28 days;**
3. **following the exhibition period, the Updated Robertson Park Management Plan be presented back to Council for adoption.**

Executive summary

Council will recall that it has approved in principle that some land adjacent to the Mudgee Preschool in Robertson Park be included into the Preschool facility. This Robertson Park Management Plan has been updated to include the utilisation of an area of land (approx 100 sqm) by Mudgee Preschool.

The original Management Plan for Robertson Park was written in 2006 and thus the plan has been updated to reflect the status of any works completed and/or planned for in the park since the original report was written.

Financial implications

Nil.

Strategic or policy implications

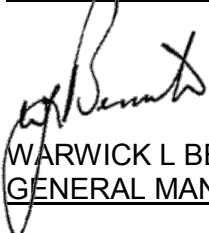
Nil.

JULIE ROBERTSON
ECONOMIC DEVELOPMENT OFFICER

24 May 2013

Attachments: 1. Five Year Plan of Management for Robertson Park, Mudgee

APPROVED FOR SUBMISSION:



WARWICK L BENNETT
GENERAL MANAGER



**FIVE YEAR PLAN OF MANAGEMENT FOR
ROBERTSON PARK, MUDGEE**

MAY, 2013



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1. PURPOSE OF THIS PLAN

The purpose of this plan is to assist with the management of Robertson Park, Mudgee for the next five years (2013-2018). This plan will be reviewed in the fourth year to identify future works required with in the park. This will include tree planting and/or removal, furniture replacements.

2. LAND COVERED UNDER THIS PLAN OF MANAGEMENT

Under section 36 of the *Local Government Act 1993* it states that public land in the care and control of Council classified as Community Land is subject to a plan of management. The Act allows for one area of community land to be covered under a management plan.

This plan of management applies to a single area of community land which is developed as a park in Council's urban area.

This park includes

- Parkland providing the opportunity for passive enjoyment (including landscaping, gardens and non sporting equipment and facilities in the park.
- Linkage for pedestrians

The parcel of land covered under this plan is listed below.

Park Name	Property Number
Robertson Park	11115

3. CATEGORY OF THE LAND

The land is classified as community land under the local Government Act 1993. This land is classified as 'Park'.

Under Mid-Western Regional Council - Recreational and Open Spaces Strategic Plan this park is classified as a 'Regional Park'.

4. OWNER OF THE LAND

Robertson Park is owned by Mid-Western Regional Council.

5. CONDITION OF THE LAND, BUILDINGS AND OTHER STRUCTURES

Robertson Park is located in Market Street, Mudgee. The land is predominately level.

5.1. Turf

The park has a good covering of turf throughout the park. The park is irrigated via an automatic irrigation system. This irrigation is programmed to come on automatically, however Parks and Gardens staff are permitted to change the watering program to suit the weather conditions and the occasional event in the park.

5.2. Buildings and other structures

5.2.1. Toilets

There are public toilets located within the park. The toilets were constructed in 2000/01 financial year. They replaced the original toilets in the park.

5.2.2. Rotunda

A rotunda is located in the centre of the park. The rotunda is a gathering place for different events throughout the year.

5.2.3. Cenotaph

The cenotaph is located near the rotunda. Numerous services are held during the year. The gardens and lighting around the cenotaph were upgraded during 2009/10 financial year.

5.2.4. Maintenance Shed

A Parks maintenance shed is located at the western end of the park along Douro Street. This shed is an existing feature of the park. This shed was damaged by fire in a vandal attack during October 2009.

5.2.5. Playground Equipment

During 2006/07 the playground was renewed and is now equipped with Australian Standards (AS) equipment. The playground is fully fenced with two access points.

5.2.6. Barbeque

There is one barbeque located in Robertson Park. This is located on the Lovejoy St side of the park next to the playground. This barbeque was upgraded in 2008/09.

5.2.7. Park Furniture

There are several seats and picnic tables and located around the park. Signs are erected around the park for the public safety and information. There are 2 solar lights located within the park. These are located near the playground and barbeque area.

5.3. Trees

Robertson Park hosts a variety of trees. The trees within the park include but not limited to, Poplars, Kurrajongs, Claret ash, Chinese elms, Conifers, and a variety of gum trees.

It is important all the trees within the park receive attention when required (such as crown lifting and dead wooding).

6. MANAGEMENT OF THE LAND

The land is managed and maintained by Mid-Western Regional Council and relevant committees. The objectives and methods as set out below.

This park is located within the conservation zone of Mudgee and is a local heritage listed park under the MWRC Local Environment Plan 2012. Any tree removal or structural modification to the park must be approved by MWRC Planning and Development department. However, tree maintenance (eg: pruning and dead wooding) will not incur approval from the Planning department of MWRC prior to work commencing.

6.1. Core Objectives

The core objectives for the management of community land as categorised under the Act is:

- To encourage, promote and facilitate recreational, cultural, social and educational pastimes and activities, and;
- To provide for passive recreational activities or pastimes and for the casual playing of games, and;
- To improve the land in such a way as to promote and facilitate its use to achieve the other core objectives for its management.

6.2. *Issues, performance targets, means of achievement of objectives/performance targets, manner of assessment of performance*

6.2.1. Use

6.2.1.1. Performance Targets

The primary use of the land shall accord with its classification as community land, category 'park', being for the informal casual use by the general public.

6.2.1.2. Means of achievement of objectives/performance targets

The community land including any buildings situated on the land, category 'park', being for the informal casual use by the general public.

Any planned improvements to the park by MWRC Operations department must be approved by MWRC Planning and Development Department due to the heritage conservation zone.

The land (including any buildings) contained in this plan may be used for a variety of uses in accordance with council approval or consent. Such uses may include community events, low key parties or weddings.

An area of land (approx 100 sqm) is used by Mudgee Preschool, a community based preschool. This land provides a grassed play area for preschool aged children.

The following improvements may occur in Robertson Park:

- Landscaping
- Tree management
- Turf management
- Park furniture (seating, bins, barbeque and fences)
- Playground
- Public lighting
- Access (including road and footpath)
- Public amenities
- Irrigation

6.2.1.3. Means of Assessment of Performance

This park has one role which is to provide a passive environment to the public. This park will be used and continued to be developed to the level appropriate for its role.

6.2.2. Landscaping

6.2.2.1. Performance targets

Landscaping will be planned to:

- Provide shade and beautification to the area
- Enrich the planted environment with existing and additional vegetation
- Act as a visual screen
- Be regularly maintained to control weeds and litter
- Be compatible with the park role or equipment (planned or present)
- Continue to maintain existing planting and program for replacement of plants

6.2.2.2. Means of Achievement of objectives/Performance Targets

This park has several garden beds with boarders. Some of these garden beds have not been renovated in years and are now becoming overcrowded and declining in health.

These gardens include: 5 rose garden area and numerous mixed species gardens.

Rose Gardens: there is no set variety in most of the rose gardens, except for around the cenotaph (*White iceberg* and *Mudgee Reds*). Some of the roses are old and diseased, which is leading to them declining in health. It will be necessary to start replacing some of the roses within the next year with new healthy roses.

Targets:

Within the next 5 years

- Old and diseased roses to be remove in winter and replaced with new roses
- Continue mulching roses with wood chips
- Fertilising roses every 2 months during growing season to promote new healthy growth and prolong the flowering
- Deadhead spent flower heads and thin centre of roses on a weekly to fortnightly basis to prolong flowering and reduce overcrowding leading to disease problems

- Managing pests and disease problems when they develop
- Replacement of the garden edging around rose gardens in the park (except for the cenotaph area)
- Correctly pruning roses in July to maintain new growth for growing season

Mixed Gardens: There are several mixed garden beds through the park. Most of these gardens are overcrowded and declining in health. It is becoming necessary to remove some of the plants within the gardens to make way for replacement planting and to de-clutter the existing gardens.

There is ivy growing on one of the beds around the rotunda, which needs to be removed and poisoned as it has become invasive and is spreading. The ivy requires controlling.

Targets:

With in the next 5 years

- Start to remove the shrubs and ground covers which have become invasive or are old and declining in health with in the gardens
- Identify plants which require replacement now and in the future
- Update the gardens with new plantings
- Prune plants on a regular basis to maintain shape and health
- Forward planning for future plants and plantings
- Replacement of garden edging at the rotunda gardens
- Upgrade area around the cenotaph

6.2.2.3. Means of Assessment of Performance

Undertake regular inspection of garden areas to identify future works or problems. Reduce the number of complaints and act on complaints immediately as they are received.

6.2.3. Tree management

6.2.3.1. Performance Targets

- Provide shade
- Create a visual screen

6.2.3.2. Means of Achievement of Objectives/Performance Targets

This park is host to a variety of trees which include Kurrajongs, Peppercorns, Claret Ash, Paperbarks, Conifers, Poplar trees, Golden and Chinese Elms, Silky Oaks and a variety of gum trees. All the trees within the park require regular attention for crown lifting and directional pruning. It is necessary that this work is undertaken on a yearly basis preferably in winter. However, with the weight of the foliage during the growing season, it is necessary for additional trimming when required.

Target:

- Yearly pruning program to crown lift and directional prune or deadwood trees as required. Additional summer pruning program as required.
- Remove remaining Malus sp. from along Market St
- Yearly fertilising program for all trees
- Additional plantings of replacement trees throughout the park
- Removal of diseased, damaged or dying trees which pose a risk the public

- ♦ Identify trees which pose a risk to the public and seek approval to remove them

6.2.3.3. Manner of assessment of performance

- ♦ Identify trees which may require removal in future years.
- ♦ Ensure regular tree trimming program is undertaken.
- ♦ Act on complaints immediately as they are received.
- ♦

6.2.4. Turf management

6.2.4.1. Performance Targets

- ♦ Provide high standard of grassed areas
- ♦ Be regularly maintained to an appropriate height and control weeds

6.2.4.2. Means of Achievement of Objectives/Performance Targets

This park has a large area of turf. Regular mowing is carried out on the turf areas which are irrigated by the automatic irrigation system.

Target:

- ♦ Maintain a regular mowing program as set out in the Recreational and Open Spaces Strategic Plan
- ♦ Manage turf weeds as required
- ♦ Yearly fertilising program

6.2.4.3. Manner of assessment of performance

- ♦ Ensure turf maintenance is kept to a high standard.
- ♦ Act on complaints immediately as they are received.

6.2.5. Equipment and facilities

6.2.5.1. Performance Targets

- ♦ Park Furniture: fencing, seats, tables, and rubbish bins
- ♦ Children's play equipment
- ♦ Lighting
- ♦ Buildings
- ♦ Access (including roads and footpath)

6.2.5.2. Means of Achievement of objectives/Performance targets

6.2.5.2.1. Park Furniture

i. Fencing

Fencing in the park is located around the playground. This fence was erected in 2007 to ensure the safety of the users. This fencing is maintained when required. The gates are inspected on a monthly basis for any repairs which may be needed.

Future Planning

- Conduct monthly inspection of the playground fence for damage and repairs

ii. Seating/picnic tables

There are numerous picnic seats and tables located around the park. Additional seating is required in certain areas of the park.

Future planning

- Monthly inspection of all seating to identifying repairs or replacements
- Identify areas for additional seating or tables and program installation

iii. Rubbish bins

There are numerous rubbish bins scattered throughout the park. These bins are either scroll top open bins or sulo bins. There is a need for additional bins to be placed around the park. Lids are required for all scroll top bins as animals tend to remove the rubbish from the bins or wind blows it out of the bins creating an unsightly mess around the bins.

Future planning

- Identify the scroll top bins which require lids on them and arrange installation of a lid, or replacement to a sulo bin.

6.2.5.2.2. Manner of assessment of performance

Mid-Western Regional Council staff will continue to ensure regular inspections are carried out to allow condition assessments are completed. This is to reduce any customer concerns within the park.

6.2.5.2.3. Playgrounds

The new playground was installed during the 2006/07 financial year. The playground equipment and the soft fall are to the Australian standards. A regular inspection of the playground is necessary to ensure the safety of the users of the park.

Future Planning

- Weekly visual inspections of the playground (equipment and softfall)
- Quarterly operation inspections of the playground equipment
- Maintain equipment and softfall to the Australian Standards.

6.2.5.2.4. Manner of assessment of performance

Mid-Western Regional Council staff will continue to ensure regular inspections are carried out on playground equipment and the immediate surrounding area. This is to reduce any customer concerns within the playground.

6.2.5.2.5. Public lighting

There is minimal lighting in and around the park. However, there are 2 solar lights located at the western end of the park near the playground and barbeque area. Security lighting is installed at the public toilets and the rotunda.

Lighting around the cenotaph currently does not work properly. It is planned that the lighting will be upgraded as part of the cenotaph upgrade.

Future Planning

- Ensure the lights are maintained to a high standard.

6.2.5.2.6. Manner of assessment of performance

Regular inspection of lighting to be undertaken to ensure security within the park

6.2.5.2.7. Buildings**i. Public amenities**

New toilets have recently been built. These toilets are maintained to a high standard.

ii. Barbeques and shelters

A public barbeque is located near the playground on Lovejoy Street side of the park. This barbeque was replaced in 2008/09. There is a small shelter over the barbeque.

Future Planning

- Ensure the barbeque and shelter is maintained to a high standard
- Replace existing small shelter with a larger structure to cover the concrete slab
- Yearly maintenance is undertaken on shelters

6.2.5.2.8. Manner of assessment of performance

Mid-Western Regional Council staff will continue to ensure regular inspections are carried out. This is to reduce any customer concerns within the park.

6.2.5.2.9. Access (including roads and footpath)

There are a number of footpaths through the park; these are either concrete or granite.

There is no vehicle access into the park. Vehicle access across the parkland is not permitted as such access may harm the quality of the landscaping. However, special permission for driving onto the park is required when setting up for special events. This special permission may be denied if heavy rain is experienced prior to the set day.

Future Planning

- Sealing of footpaths within the park (except for area around rotunda) using sureset material or coloured concrete. Consultation with the public and additional funding required.
- Footpath to be installed from Market Street where tourists stop and go the toilets as there is a distinct desire line where the public access the toilets

6.2.5.2.10. Manner of assessment of performance

Mid-Western Regional Council staff will continue to ensure regular inspections are carried out. This is to reduce any customer concerns within the park.

6.2.6. Irrigation**6.2.6.1. Performance Target**

- To maintain turf to a high standard

The park (including garden beds) is fitted with an automatic irrigation system.

Future Planning

- Regular systems check of the current irrigation

6.2.6.2. Manner of assessment of performance

Mid-Western Regional Council staff will continue to ensure regular inspections are carried out. This is to reduce any customer concerns within the park.

URGENT BUSINESS WITHOUT NOTICE

As provided by Clauses 19 & 20 of Council's Code of Meeting Practice (Clause 14 LGMR).

GIVING NOTICE OF BUSINESS

19. (1) The Council must not transact business at a meeting of the Council:
- (a) unless a Councillor has given notice of the business in writing at least two (2) days prior to the day on which the agenda and business paper is prepared and delivered to Councillors; and
 - (b) unless notice of the business has been sent to the Councillors in accordance with Clause 6 of this Code. (see Section 367 LGA & Clause 14(1) LGMR)
- (2) Subclause (1) does not apply to the consideration of business at a meeting if the business:
- (a) is already before, or directly relates to a matter that is already before the Council (see Clause 14(2)(a) LGMR); or
 - (b) is the election of a chairperson to preside at the meeting as provided by Clause 12(1) (see Clause 14(2)(b) LGMR); or
 - (c) is a matter or topic put to the meeting by the chairperson in accordance with Clause 21 (see Clause 14(2)(c) LGMR); or
 - (d) is a motion for the adoption of recommendations of a committee of the Council; (see Clause 14(2)(d) LGMR); or
 - (e) relates to reports from officers, which in the opinion of the Chairperson or the General Manager are urgent;
 - (f) relates to reports from officers placed on the business paper pursuant to a decision of a committee that additional information be provided to the Council in relation to a matter before the Committee; and
 - (g) relates to urgent administrative or procedural matters that are raised by the Mayor or General Manager.

BUSINESS WITHOUT NOTICE

20. (1) Despite Clause 19 of this Code, business may be transacted at a meeting of the Council even though due notice of the business has not been given to the Councillors. However, this can happen only if:
- (a) a motion is passed to have the business transacted at the meeting; and
 - (b) the business proposed to be brought forward is ruled by the Chairperson to be of great urgency. Such a motion can be moved without notice. (see Clause 14(3) LGMR)
- (2) Despite Clause 30 of this Code, only the mover of a motion referred to in subclause (1) can speak to the motion before it is put. (see Clause 14(4) LGMR)

Item 7: Urgent Business Without Notice