



2015

COUNCIL BUSINESS PAPERS

Ordinary Meeting | WEDNESDAY 21 OCTOBER 2015



PO BOX 156
MUDGEE NSW 2850

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

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14 October 2015

Dear Councillor

MEETING NOTICE
Ordinary Meeting
Wednesday, 21 October 2015
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 General Manager prior to the commencement of the meeting.

Yours faithfully

A handwritten signature in black ink that reads "Simon Jones".

SIMON JONES
ACTING 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 16 September 2015

Council Decision:

That the Minutes of the Ordinary Meeting held on 16 September 2015, Minute Nos 268/15 to 334/15 be taken as read and confirmed.

The Minutes of the Ordinary Meeting are attached overleaf.

Mid-Western Regional Council

Date: 16 September 2015

Minutes of the Ordinary Meeting of Council

Held at the Council Chambers, 86 Market Street, Mudgee
on Wednesday 16 September 2015, commencing at 6.29pm and concluding at 7.59pm

PRESENT	Cr D Kennedy (Mayor), Cr P Cavalier (Deputy Mayor), Cr EE Martens (AM), Cr PA Shelley, Cr JP Thompson, Cr MB Walker, Cr JK Weatherley, Cr JR Webb, Cr L White.
IN ATTENDANCE	General Manager (B Cam), Director Operations (D Colwell), Acting Director Development (L Densley), Manager Finance (L Johnson), Director Community (S Jones), Manager Human Resources (M George), Executive Secretary (M Sutton)
MEDIA REPRESENTATIVES	Mudgee Guardian / The Weekly (R Murray), Radio 2MG (C Bassett & M Heldon)

Item 1: Apologies

Nil

Item 2: Annual Elections

2.1 DELEGATIONS TO THE MAYOR

GOV400043, A0110016

268/15

MOTION: Martens / Cavalier

1. the report by the Governance Coordinator on the Delegations to the Mayor for the period September 2015 to September 2016 be received;
2. pursuant to the provisions of Section 377 of the Local Government Act, 1993, Council delegate to the Mayor authority:
 - a) to monitor the General Manager in the exercise of the General Manager's powers, duties and functions;
 - b) to authorise expenditure on works approved in the Operational Plan for an amount up to \$20,000;
 - c) to authorise work, not approved in the Operational Plan, which in the Mayor's opinion is urgent, at a cost not exceeding \$20,000 except in the case of Bush Fire Emergency where the limit is \$50,000;
 - d) To approve the attendance of any Councillor at meetings or functions between Council meetings, that the Mayor would normally attend on behalf of Council;

Page 1 of the Minutes of the Ordinary Meeting of Council held on Wednesday 16 September 2015.

Mayor

General Manager

Mid-Western Regional Council

Date: 16 September 2015

- e) To affix and witness the Common Seal of Council, in response to a resolution of Council, to any necessary documents in conjunction with the General Manager or another councillor;

3. the attached delegations for the Mayor be adopted by Council.

The motion was carried with Councillors voting unanimously.

2.2 ELECTION OF THE MAYOR

GOV400043, A0110008

269/15

MOTION: Cavalier / Walker

That:

1. the report by the Governance Coordinator on the Election of the Mayor be received;
2. Council determine that the Ballot for the election of the Mayor be by Open Voting;
3. the General Manager will be the designated returning officer for the election with the election to be conducted by the General Manager and the Director Community.

AMENDMENT: Webb / White

That:

1. the report by the Governance Coordinator on the Election of the Mayor be received;
2. Council determine that the Ballot for the election of the Mayor be by preferential ballot.
3. the General Manager will be the designated returning officer for the election with the election to be conducted by the General Manager and the Director Community.

The amendment was put and lost with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Cavalier		✓
Cr Kennedy		✓
Cr Martens		✓
Cr Shelley		✓
Cr Thompson		✓
Cr Walker		✓
Cr Weatherley		✓
Cr Webb	✓	
Cr White	✓	

Page 2 of the Minutes of the Ordinary Meeting of Council held on Wednesday 16 September 2015.

Mayor

General Manager

Mid-Western Regional Council

Date: 16 September 2015

The motion was put and carried with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Cavalier	✓	
Cr Kennedy	✓	
Cr Martens	✓	
Cr Shelley	✓	
Cr Thompson	✓	
Cr Walker	✓	
Cr Weatherley	✓	
Cr Webb		✓
Cr White		✓

Councillor Kennedy vacated the Chair.

The General Manager announced that nominations had been received from Councillors Kennedy and Shelley. No further nominations were forthcoming.

The ballot was then conducted with all Councillors voting in favour of Councillor Kennedy's nomination.

The General Manager declared Councillor Kennedy elected as Mayor for the ensuing twelve months.

Councillor Kennedy assumed the Chair.

2.3 ELECTION OF THE DEPUTY MAYOR

GOV400043, A0110008

270/15

MOTION: Cavalier / Thompson

That:

1. the report by the Governance Coordinator on the Election of the Deputy Mayor be received;
2. Council determine that the Ballot for the election of the Deputy Mayor be by Open Voting
3. the General Manager will be the designated returning officer for the election with the election to be conducted by the General Manager and the Director Community.

The motion was carried with Councillors voting unanimously.

The General Manager announced that one nomination had been received from Councillor Cavalier. No further nominations were forthcoming.

The General Manager declared Councillor Cavalier elected as Deputy Mayor for the ensuing twelve months.

2.4 COUNCIL ADVISORY COMMITTEES

GOV400043, A0110015

271/15

MOTION: Cavalier / White**That:**

1. the report by the Governance Coordinator on the Council Advisory Committees be received;
2. Council confirm the membership of all proposed Council Advisory Committees with external membership as shown on the attached schedule;
3. Council appoints the following Councillor Representatives to the following Committees:
 - (a) Mudgee Showground Management Committee (1 Councillor)
 - (b) Gulgong Memorial Hall Committee (1 Councillor)
 - (c) Red Hill Reserve Working Party (1 Councillor)
 - (d) Mid-Western Regional Council Peak Sports Council (1 Councillor and Chairs and Presidents of Sports Councils only meeting as required)
 - (e) Mudgee Sports Council Sub Committee (1 Councillor)
 - (f) Gulgong Sports Council Sub Committee (1 Councillor)
 - (g) Rylstone Sports Council Sub Committee (1 Councillor)
 - (h) Mid-Western Regional Council Heritage Committee (1 Councillor)
 - (i) Mudgee & Gulgong Access Committee (1 Councillor)
 - (j) Rylstone & Kandos Access Committee (1 Councillor)
 - (k) Mid-Western Regional Cultural Development Committee (1 Councillor)
 - (l) Australia Day Selection Committee (Mayor, Deputy Mayor and 2 Councillors)
 - (m) Mudgee Regional Saleyards Committee (2 Councillors)
 - (n) Mid-Western Regional Youth Council (2 Councillors)
 - (o) Community Safety Committee (Mayor & 1 Councillor)
 - (p) Noxious Weeds Control Advisory Committee (1 Councillor)
 - (q) Integrated Water Cycle Management Project Reference Group (2 Councillors)
 - (r) Public Art Advisory Panel (Mayor and 1 Councillor)

The motion was carried with Councillors voting unanimously.

272/15

MOTION: Cavalier / White

That Council appoint Councillor Webb as the Councillor representative on the Mudgee Showground Management Committee.

The motion was carried with Councillors voting unanimously.

273/15

MOTION: Kennedy / Martens

Mid-Western Regional Council

Date: 16 September 2015

That Council appoint Councillor Thompson as the Councillor representative on the Gulgong Memorial Hall Committee.

The motion was carried with Councillors voting unanimously.

274/15 MOTION: Martens / Webb

That Council appoint Councillor Cavalier and Thompson as the Councillor representatives on the Red Hill Reserve Working Party.

The motion was put and carried with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Cavalier	✓	
Cr Kennedy	✓	
Cr Martens	✓	
Cr Shelley		✓
Cr Thompson	✓	
Cr Walker	✓	
Cr Weatherley	✓	
Cr Webb	✓	
Cr White	✓	

275/15 MOTION: Shelley / Cavalier

That Council appoint Councillor Weatherley as the Councillor representative on the Mid-Western Regional Council Peak Sports Council with one meeting per year.

The motion was carried with Councillors voting unanimously.

276/15 MOTION: Shelley / Cavalier

That Council appoint Councillor Weatherley as the Councillor representative on the Mudgee Sports Council Sub Committee.

The motion was carried with Councillors voting unanimously.

277/15 MOTION: Cavalier / Martens

That Council appoint Councillor Thompson as the Councillor representative on the Gulgong Sports Council Sub Committee.

The motion was carried with Councillors voting unanimously.

278/15 MOTION: Cavalier / Weatherley

That Council appoint Councillor Shelley as the Councillor representative on the Rylstone Sports Council Sub Committee.

The motion was carried with Councillors voting unanimously.

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Mayor

General Manager

279/15 **MOTION:** **Webb / Cavalier**

That Council appoint Councillor **White** as the Councillor representative on the Mid-Western Regional Council Heritage Committee.

The motion was carried with Councillors voting unanimously.

280/15 **MOTION:** **Cavalier / Martens**

That Council appoint Councillor **Shelley Webb** alternative as the Councillor representative on the Mudgee & Gulgong Access Committee.

The motion was carried with Councillors voting unanimously.

281/15 **MOTION:** **Webb / Cavalier**

That Council appoint Councillor **Martens** as the Councillor representative on the Rylstone & Kandos Access Committee.

The motion was carried with Councillors voting unanimously.

282/15 **MOTION:** **Cavalier / Shelley**

That Council appoint Councillor **White** as the Councillor representative on the Mid-Western Regional Cultural Development Committee.

The motion was carried with Councillors voting unanimously.

283/15 **MOTION:** **Martens / Cavalier**

That Council appoint the Mayor, Deputy Mayor and Councillors **Webb** and **Thompson** as the Councillor representatives on the Australia Day Selection Committee.

The motion was carried with Councillors voting unanimously.

284/15 **MOTION:** **Cavalier / White**

That Council appoint Councillors **Weatherley** and **Webb** as the Councillor representatives on the Mudgee Regional Saleyards Committee.

The motion was carried with Councillors voting unanimously.

285/15 **MOTION:** **Webb / Walker**

That Council appoint Councillors **Kennedy** and **Cavalier** as the Councillor representatives on the Mid-Western Regional Youth Council.

The motion was carried with Councillors voting unanimously.

286/15 **MOTION:** **Webb / Cavalier**

That Council appoint the Mayor and Councillor Weatherley as the Councillor representatives on the Community Safety Committee.

The motion was carried with Councillors voting unanimously.

287/15 **MOTION:** **Cavalier / Martens**

That Council appoint Councillor Webb as the Councillor representative on the Noxious Weeds Control Advisory Committee.

The motion was carried with Councillors voting unanimously.

288/15 **MOTION:** **White / Walker**

That Council appoint Councillors Cavalier and Weatherley as the Councillor representatives on the Integrated Water Cycle Management Project Reference Group.

The motion was carried with Councillors voting unanimously.

289/15 **MOTION:** **Cavalier / Martens**

That Council appoint the Mayor and Councillor White as the Councillor representatives on the Public Art Advisory Panel.

The motion was carried with Councillors voting unanimously.

2.5 DELEGATES TO EXTERNAL COMMITTEES AND OTHER ORGANISATIONS

GOV400043, A0110015

290/15 **MOTION:** **Shelley / Cavalier**

That:

1. the report by the Governance Coordinator on the Delegations to External Committees and other organisations be received;
2. Council appoint its delegates to the following external Committees or other organisations:
 - (a) Bushfire Management Committee (2 Councillors)
 - (b) Rural Fire Service District Liaison Committee (2 Councillors)
 - (c) Mudgee Region Tourism Inc (1 Councillor)
 - (d) Ulan Coal Mine Community Consultative Committee (1 Councillor)
 - (e) Wilpinjong Community Consultative Committee (2 Councillors)
 - (f) Charbon Community Consultative Committee (1 Councillor)

Mid-Western Regional Council

Date: 16 September 2015

- (g) Moolarben Community Consultative Committee (2 Councillors)
 - (h) Inglenook Exploration Community Consultative Committee (General Manager or nominee)
 - (i) Central West Catchment Management Authority (1 Councillor)
 - (j) Bells Line Expressway Group (1 Councillor)
 - (k) Macquarie Valley Weeds Advisory Committee (1 Councillor)
 - (l) Joint Regional Planning Panel (2 Councillors)
 - (m) Botobolar Community Committee (1 Councillor)
 - (n) Goolma Amenities Committee (1 Councillor)
 - (o) Murray Darling Association (2 Representatives)
 - (p) Local Traffic Committee (1 Councillor)
3. the Council delegates to the external committees be confirmed as follows:

Name of Organisation	Current Council Delegate
Bushfire Management Committee	Councillors Webb & Cavalier
Rural Fire Service District Liaison Committee	Councillors Webb & Cavalier
Mudgee Region Tourism Inc	Councillor Kennedy
Ulan Coal Mine Community Consultative Committee	Councillor Walker
Wilpingong Community Consultative Committee	Councillor Walker
Charbon Community Consultative Committee	Councillor Martens
Moolarben Community Consultative Committee	Councillor Walker
Inglenook Exploration Community Consultative Committee	Councillor Martens
Central West Catchment Management Authority – Local Government Reference Group	Councillor Webb
Bells Line Expressway Group	Councillor Thompson
Macquarie Valley Weeds Advisory Committee	Councillor Webb
Joint Regional Planning Panel	Councillors Walker & Weatherley
Botobolar Community Committee	Councillor Webb
Goolma Amenities Committee	No Delegate appointed
Murray Darling Association	Councillor White and Mr Holden
Local Traffic Committee	Councillor Weatherley

The motion was carried with Councillors voting unanimously.

Item 3: Disclosure of Interest

Councillor Kennedy declared a pecuniary conflict of interest in Item 7.2.1 as he is the owner of the premises.

Councillor White declared a pecuniary conflict of interest in item 7.2.28 as the MRTI is a member of her employer, Central NSW Tourism.

Councillor Thompson declared a non-pecuniary conflict of interest in item 7.1.3 and 7.2.10 as he is a committee member of the Gulgong Chamber of Commerce.

Councillor Walker declared a pecuniary conflict of interest in item 7.2.1 as he has carried out work for the plumbers and concreters.

Item 4: Confirmation of Minutes

291/15 MOTION: Shelley / Cavalier

That the Minutes of the Ordinary Meeting held on 19 August 2015 (Minute Nos. 241/15 to 267/15) be taken as read and confirmed.

The motion was carried with Councillors voting unanimously.

Item 5: Matters in Progress

Naming of the new streets in the Rylstone Aerodrome Airpark Subdivision off Cows Creek Road

292/15 MOTION: Cavalier / White

That Minute no. 176/15 be noted as completed.

The motion was carried with Councillors voting unanimously.

TV Reception in Gulgong

293/15 MOTION: Cavalier / White

That Minute no. 203/15 be noted as completed.

The motion was carried with Councillors voting unanimously.

Item 6: Mayoral Minute

There is no Mayoral Minute.

Item 7: General Business

7.1 NOTICES OF MOTION

7.1.1 RYLSTONE PEDESTRIAN FOOTBRIDGE

GOV400022, GOV400043

MOTION: Shelley / Cavalier

That Council:

1. Put out for tender, design and construction for the pedestrian bridge;
2. Acknowledges the community's concern for safe access across this bridge;
3. Pedestrian bridge to be located alongside the existing road bridge at the northern end of Rylstone on Louee Street;
4. Increases the existing budget from \$141,600 to \$450,000 from capital reserves;
5. Continue to apply for grant funding or other to offset cost to ratepayers.

294/15

AMENDMENT: Thompson / Martens

That Council inspect the Rylstone pedestrian bridge and access when attending the Community Forum in Rylstone.

The amendment was put and carried with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Cavalier		✓
Cr Kennedy	✓	
Cr Martens	✓	
Cr Shelley		✓
Cr Thompson	✓	
Cr Walker		
Cr Weatherley	✓	
Cr Webb	✓	
Cr White	✓	

The amendment, on becoming the motion, was carried with Councillors voting unanimously.

7.1.2 INVESTIGATION OF USE OF CONTRACTORS

GOV400022, GOV400043

295/15 MOTION: Thompson / Cavalier

That item 7.1.2 be moved into confidential session.

The motion was carried with Councillors voting unanimously.

7.1.3 FINANCIAL ASSISTANCE – CHINESE GOLD FESTIVAL,
GULGONG

GOV400043, GOV400022

Councillor Thompson declared a non-pecuniary interest in item 7.1.3 as he is a committee member of the Gulgong Chamber of Commerce, left the room at 7.05pm and did not participate in discussion or vote in relation to this matter.

296/15 MOTION: White / Martens

That Council provide Gulgong Chamber of Commerce financial assistance of \$2,000 for the Chinese Gold Festival, being held on the October long weekend in Gulgong on 2-4 October 2015.

The motion was put and carried with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Cavalier	✓	
Cr Kennedy		✓
Cr Martens	✓	
Cr Shelley		✓
Cr Walker	✓	
Cr Weatherley		✓
Cr Webb	✓	
Cr White	✓	

Cr Thompson returned to the room at 7.06pm.

7.2 REPORTS TO COUNCIL

7.2.1 DA0054/2016, COMMERCIAL ALTERATIONS/ADDITIONS -
ORIENTAL HOTEL 6 LEWIS STREET MUDGEE NSW 2850

GOV400043, DA0054/2016

Councillor Kennedy declared a pecuniary conflict of interest as he is the owner of the premises, left the room at 7.06pm and did not participate in discussion or vote in relation to this matter.

Councillor Walker declared a pecuniary conflict of interest as he has carried out work for the plumbers and concreters, left the room at 7.06pm and did not participate in discussion or vote in relation to this matter.

Mid-Western Regional Council

Date: 16 September 2015

297/15

MOTION: Shelley / White

That:

1. The report by the Senior Town Planner on the (DA0054/2016) at Lot 1 DP 732911, Lot 2 DP 732911 and Lot 1 DP 995458, 6 Lewis Street Mudgee be received;
2. Development Application 0054/2016 Proposed Alterations and Additions to the Oriental Hotel at Lot 1 DP 732911, Lot 2 DP 732911 and Lot 1 DP 995458, 6 Lewis Street Mudgee be approved subject to the following conditions:

APPROVED PLANS

1. Development is to be carried out generally in accordance with stamped plans
Project No. 711 - Drawing Number DA/CC1301 - Issue A First Floor Plan
Project No. 711 - Drawing Number DA/CC1201 - Issue A Ground Floor Plan + Site Plan + Fire Safety Measures Plan
Project No. 711 - Drawing Number DA/CC1601 - Issue A Sections
Project No. 711 - Drawing Number DA/CC1501 - Issue A Elevations

and the Application received by Council on 21 August 2015 except as varied by the conditions listed herein and as marked in red on the plans. Any minor modification to the approved plans will require the lodgement and consideration by Council of amended plans. Major modifications will require the lodgement of a new development application.

2. This consent does not alter any of the conditions or requirements as stipulated under previous consent DA0164/2015.
3. The pergola is not to encroach within the playground area as approved under DA0164/2015.

PRIOR TO ISSUE OF CONSTRUCTION CERTIFICATE

4. All building work is to comply with the requirements of the Access to Premises Standard.
5. A schedule of existing and proposed fire safety measures is to be submitted to the Principal Certifying Authority with the application for the Construction Certificate.

PRIOR TO COMMENCEMENT OF WORKS BUILDING

6. No work shall commence until a Construction Certificate has been issued and the applicant has notified Council of:
 - a) the appointment of a Principal Certifying Authority and
 - b) the date on which work will commence.

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Mayor

General Manager

Such notice shall include details of the Principal Certifying Authority and must be submitted to Council at least two (2) days before work commences.

7. The site shall be provided with a waste enclosure (minimum 1800mm X 1800mm X 1200mm) that has a lid or secure covering for the duration of the construction works to ensure that all wastes are contained on the site. The receptacle is to be emptied periodically to reduce the potential for rubbish to leave the site. Council encourages the separation and recycling of suitable materials.
NOTE: ALL WASTE GENERATED FROM THE CONSTRUCTION PROCESS IS TO BE CONTAINED ON-SITE
8. A sign must be erected in a prominent position on any work site on which involved in the erection or demolition of a building is carried out;
 - a) stating that unauthorised entry to the work site is prohibited, and
 - b) showing the name of the person in charge of the work site and a telephone number at which that person may be contacted outside working hours.
 - c) the name, address and telephone number of the principal certifying authority for the work,
 - d) The sign shall be removed when the erection or demolition of the building has been completed.
9. If the work involved in the erection/demolition of the building;
 - a) is likely to cause pedestrian or vehicular traffic in a public place to be obstructed or rendered inconvenient, or
 - b) building involves the enclosure of a public place

a hoarding or fence must be erected between the work site and the public place. If necessary, an awning is to be erected, sufficient to prevent any substance from, or in connection with, the work falling into the public place. Any such hoarding, fence or awning is to be removed when the work has been completed.
10. Prior to the commencement of works on site, the applicant shall advise Council's Planning Department, in writing, of any existing damage to Council property.
11. The development site is to be managed for the entirety of work in the following manner:
 - a. Erosion and sediment controls are to be implemented to prevent sediment from leaving the site. The controls are to be maintained until the development is complete and the site stabilised with permanent vegetation;
 - b. Appropriate dust control measures;

- c. Construction equipment and materials shall be contained wholly within the site unless approval to use the road reserve has been obtained;
- d. Toilet facilities are to be provided on the work site at the rate of one toilet for every 20 persons or part of 20 persons employed at the site.

BUILDING CONSTRUCTION

12. All building work must be carried out in accordance with the provisions of the National Construction Code, the Environmental Planning & Assessment Act 1979 and Regulations and all relevant Australian Standards.
13. All plumbing and drainage work must be carried out by a licensed plumber and drainer and must comply with the Plumbing Code of Australia.
14. Construction work noise that is audible at other premises is to be restricted to the following times:
Monday to Saturday - 7.00am to 5.00pm
No construction work noise is permitted on Sundays or Public Holidays.
15. All mandatory inspections required by the Environmental Planning & Assessment Act and any other inspections deemed necessary by the Principal Certifying Authority being carried out during the relevant stage of construction.
16. The licensed demolition contractor and/or principal contractor must comply with the following specific requirements in respect of the proposed demolition works:-
 - a) Demolition work is not be undertaken until:
 - Council has been provided with a copy of any required Hazardous Substances Management Plan;
 - The licensed demolition contractor and/or principal contractor has inspected the site and is satisfied that all measures are in place to comply with the provisions of such Plan;
 - b) The removal, handling and disposal of any asbestos material (in excess of 10m²) is to be undertaken only by an asbestos removal contractor who holds the appropriate class of Asbestos Licence, issued by WorkCover NSW, and in accordance with the requirements of WorkCover NSW, the Work Health and Safety Act 2011 and Australian Standard 2601-2001
 - c) All asbestos and other hazardous materials are to be appropriately contained and disposed of at a facility holding the appropriate license issued by the NSW Environmental Protection Agency;
 - d) Seven working days' notice in writing is to be given to Council prior to the commencement of any demolition works. Such written notice is to include the date demolition will commence

and details of the name, address, contact telephone number and licence details (type of licences held and licence numbers) of any asbestos removal contractor and demolition contractor.

17. The removal of any asbestos material (less than 10m²) during the demolition phase of the development is to be in accordance with the requirements of the Workcover Authority and disposed of at an approved waste facility.
18. All stormwater is to discharge to the street with the use of non-flexible kerb adaptors. Please note this can be achieved by connecting to existing stormwater lines.
19. This approval does not provide any indemnity to the owner or applicant under the Disability Discrimination Act 1992 with respect to the provision of access and facilities for people with disabilities.
20. All building work is to comply with the requirements of the Access to Premises Standard.
21. The list of measures contained in the schedule attached to the Construction Certificate are required to be installed in the building or on the land to ensure the safety of persons in the event of fire in accordance with Clause 168 of the Environmental Planning and Assessment Regulation 2000.

PRIOR TO OCCUPATION CERTIFICATE

22. Prior to the occupation of a new building, or occupation or use of an altered portion of, or an extension to an existing building, an Occupation Certificate is to be obtained from the Principal Certifying Authority appointed for the erection of the building.
23. Prior to occupation or the issue of the Occupation Certificate (or Interim Occupation Certificate) the owner of the building must cause the Principal Certifying Authority to be given a fire safety certificate (or interim fire safety certificate in the case of a building or part of a building occupied before completion) in accordance with Clause 153 of the Environmental Planning and Assessment Regulation 2000 for each measure listed in the schedule. The certificate must only be in the form specified by Clause 174 of the Regulation. A copy of the certificate is to be given to the Commissioner of the New South Wales Fire Brigade and a copy is to be prominently displayed in the building.
24. Confirmation of registration of the boundary adjustment as approved under DA0164/2015.

GENERAL

25. For every 12 month period after the issue of the Final Fire Safety Certificate the owner/agent of the building must provide the Council and the Commissioner of NSW Fire Brigades with a copy of a Annual Fire Safety Statement Certifying that each specified fire safety measure is capable of performing to its specification.
26. Where any essential services are installed in the building a copy of the final Fire Safety Certificate (together with a copy of the current fire safety schedule) is to be given to the Commissioner of NSW Fire Brigades and Council. A further copy of the Certificate (together with a copy of the current fire safety schedule) is to be prominently displayed in the building.
27. All loading and unloading in connection with the premises shall be carried out wholly within the site.
28. All exterior lighting associated with the development shall be designed and installed so that no obtrusive light will be cast onto any adjoining property or roadways, in accordance with Australian Standard 4282 "Control of the Obtrusive Effects of Outdoor Lighting".
29. The premises shall, at all times, be operated and maintained in accordance with Food Safety Standards 3.1.1, 3.2.2 and 3.2.3 prescribed in chapter 3 of the Australia and New Zealand Food Standards Code.

The motion was put and carried with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Cavalier	✓	
Cr Martens	✓	
Cr Shelley	✓	
Cr Thompson	✓	
Cr Weatherley	✓	
Cr Webb	✓	
Cr White	✓	

Councillor Kennedy and Councillor Walker returned to the room at 7.07pm

7.2.2 DA0228/2015, COMMERCIAL SHOPS, SHOP TOP HOUSING
AND STRATA SUBDIVISION - THE REGENT THEATRE 5-7
CHURCH STREET MUDGEE

GOV400043, DA0228/2015

MOTION: Shelley / Thompson

That:

1. The report by the Senior Town Planner on the 'Regent Theatre' Development Application (DA0228/2015) be received;
2. The application be approved as a deferred commencement subject to the following conditions:

DEFERRED COMMENCEMENT CONDITION

1A. Deferred Commencement Consent

This Consent does not operate until Council is satisfied that:
Development consent for the use of the right of way over Lot 1 DP86378 (Lawson Park Hotel) for the purposes of the development (in particular, access thereto), has been obtained.

This is a deferred commencement condition in accordance with Section 80(3) of the Environmental Planning and assessment Act 1979 and this consent shall not operate until it has been complied with to the satisfaction of Council.

APPROVED PLANS CONDITIONS

1. Development is to be carried out generally in accordance with the following stamped approved plans

Plan Number	Plan Reference	Prepared by	Date
Job 1303 Dwg A02A	Basement Floor Plan	Barry Rush & Associates Pty Ltd	15/04/2015
Job 1303 Dwg A03A	Ground Floor Area	Barry Rush & Associates Pty Ltd	20/04/2015
Job 1303 Dwg A04A	First Floor Plan	Barry Rush & Associates Pty Ltd	20/04/2015
Job 1303 Dwg A05A	Second Floor Plan	Barry Rush & Associates Pty Ltd	15/04/2015
Job 1303 Dwg A06A	Third Floor Plan	Barry Rush & Associates Pty Ltd	15/04/2015
Job 1303 Dwg A07A	Fourth Floor Plan	Barry Rush & Associates Pty Ltd	28/04/2015
Job 1303 Dwg A08A	Roof Plan	Barry Rush & Associates Pty Ltd	15/04/2015
Job 1303 Dwg A09A	West & North Elevations	Barry Rush & Associates Pty Ltd	20/04/2015
Job 1303 Dwg A10A	East & South Elevations	Barry Rush & Associates Pty Ltd	15/04/2015
Job 1303 Dwg A11A	Sections	Barry Rush & Associates Pty Ltd	15/04/2015

Mid-Western Regional Council

Date: 16 September 2015

Plan Number	Plan Reference	Prepared by	Date
N/A	Proposed interpretation of the fluted attached piers and light panel (as amended in red)	Barbara Hickson	N/A
N/A	Statement of Environmental Effects	Boston Blyth Fleming Town Planners	February 2015
Ref 14886	Traffic and Parking Matters	Varga Traffic Planning Pty Ltd	21/04/2015
Ref 22995-GR01a	Geotechnical Investigation Report	Barnson Pty Ltd	16/04/2015
N/A	Statement of Heritage Impact	Barbara Hickson Heritage Advisor	20/01/2015
N/A	Supplementary Statement of Environmental Effects	Boston Blyth Fleming Town Planners	04/05/2015

and the Application received by Council on 9 February 2015 except as varied by the conditions listed herein. Any minor modification to the approved plans will require the lodgement and consideration by Council of amended plans. Major modifications will require the lodgement of a new development application.

2. Notwithstanding the approved plans the structure is to be located clear of any easements and/or 1.5 metres from any water and sewer mains in accordance with Council Policy

AMENDMENTS

3. The plans are to be amended to require four of the single bedroom units be consolidated into two individual two bedroom units.

GENERAL TERMS OF APPROVAL

4. The ground floor commercial premises are to be used solely for the purposes of retail or business premises and for no other use at any time in accordance with the definition of shop top housing.

PRIOR TO ISSUE OF THE CONSTRUCTION CERTIFICATE – CIVIL

The following conditions must be compiled with prior to Council issuing a Construction certificate for the proposed civil works.

5. The applicant is to submit a Drainage Report prepared in accordance with the Institution of Engineers publication Australian Rainfall and Run-off to the Principal Certifying Authority for approval prior to the release of the Construction Certificate. The report must demonstrate that stormwater runoff from the site is not increased beyond the existing undeveloped state up to and

including a 1.5 year event. All storm water detention details including analysis shall be included with the drainage report.

The development must meet the water quality requirements pursuant to Council's Development Control Plan and Appendix B.

6. All finished surface levels shall be shown on the plans submitted for the Construction Certificate. Where it is proposed to import fill, the material shall be certified as free of hazardous materials and contamination by a suitably qualified geotechnical engineer. Fill placed in residential or commercial lots shall be compacted in accordance with *AS3798-2007 Guidelines on Earthworks for Commercial and Residential Developments*.
7. All earthworks, filling, building, driveways or other works, are to be designed and constructed (including stormwater drainage if necessary) so that at no time will any ponding of stormwater occur on adjoining land as a result of this development.
8. An Erosion and Sediment Control Plan for the development is to be prepared and implemented in accordance with the LANDCOM guidelines and requirements as outlined in the latest edition of "Soils and Construction – Managing Urban Stormwater". Points to be considered include, but are not limited to:
 - a) Saving available topsoil for reuse in the revegetation phase of the development;
 - b) Using erosion control measures to prevent on-site damage;
 - c) Rehabilitating disturbed areas quickly;
 - d) Maintenance of erosion and sediment control structures;
9. A detailed engineering design is to be submitted to and approved by Council prior to the issue of a *Construction Certificate*. The engineering design is to comply with Council's Development Control Plan and the Standards referenced within Appendix B and D. A costed bill of quantities should be submitted with the design plans.
A Construction Certificate is required for but not limited to the following civil works;
 - a) Water and sewer main extensions
 - b) Stormwater drainage such as interallotment drainage, detention basins,
 - c) Road construction
 - d) Footpath and kerb & gutter
 - e) traffic control devices and signage (to also be approved by Council's Heritage Officer)
 NOTE: No works can commence prior to the issue of the Construction certificate

PRIOR TO ISSUE OF THE CONSTRUCTION CERTIFICATE BUILDING

The following conditions must be compiled with prior to Council or an accredited Certifier issuing a Construction certificate for the proposed building.

10. A report by a suitably qualified practising structural engineer detailing the methods and actions required to ensure the structural stability and protection of the building, including internal finishes, during demolition and construction is to be submitted to the PCA prior to the issue of a CC. The work is to be executed in accordance with the engineer's recommendations to the satisfaction of the PCA before the issue of an OC.
11. Prior to the issue of the Construction Certificate, the Principal Certifying Authority (PCA) is to be supplied with certificates from telecommunications and energy service providers stating that suitable arrangements have been made for provision of underground telephone and electricity supplies for the proposed development.
12. Complete landscaping plans are to be submitted for approval prior to issue of a Construction Certificate. All landscaping to consist of appropriately advanced trees and shrubs. All landscaping is to be established prior to occupation of the development. Tree and shrub species should require minimal watering and salt resistant. Alternatively, smaller plan sizes will be considered if irrigation systems are implemented.

The landscaping is to include trees within the entire 'planting' section referenced on the Ground Floor Plan that will achieve a minimum mature height of 5m and should be spaced a maximum of 4m apart.

The landscaping is to include a minimum of 15 square metres of communal edible gardens infrastructure within the confines of the rooftop terrace. The communal gardens are to have adequate access to reticulated water.

13. The developer shall obtain a Certificate of Compliance under the *Water Management Act 2000*. This will require:
 - a) Payment of a contribution for water and sewerage headworks at the following rate:

Water Headworks	\$110,082
Sewerage Headworks	\$77,560
Total	\$187642

- b) The adjustment of existing services or installation of new services and metres, as required, in compliance with *Australian Standard 3500: National Plumbing and Drainage Code*. All costs associated with this work shall be borne by the developer.

Note: Section 64 Developer Contributions are subject to Consumer Price Index increase at 1 July each year. Please contact Council's Planning and Development Department regarding any adjustments.

14. In accordance with the provisions of section 94A of the Environmental Planning and Assessment Act 1979 and the Mid-

Western Regional Council Section 94A Development Contributions Plan, a levy of 1% of the cost of carrying out the development shall be paid to Council.

A Quantity Surveyor's Detailed Cost Report is to be submitted to determine the contribution payable to Council.

15. All building work is to comply with the requirements of the Access to Premises Standard
16. Prior to release of the Construction Certificate, approval pursuant to Section 68 of the Local Government Act, 1993 to carry out water supply, stormwater and sewerage works is to be obtained from Mid-Western Regional Council.
17. A schedule of existing and proposed fire safety measures is to be submitted to the Principal Certifying Authority with the application for the Construction Certificate.
18. A waste management plan prepared by a suitably qualified person is to be lodged with and approved by Council prior to the issue of a construction certificate. The plan is to include the following:
 - a) Details showing the recycling of waste products where appropriate, in particular demolition waste to ensure recoverable waste types (bricks, concrete and steel) are separated from other non-recoverable waste types.
 - b) A timeframe of delivery of waste to an approved waste disposal facility to ensure a staged delivery of waste.
 - c) Details of the soil excavated from the site must at a minimum meet the requirements for General Solid Waste or VEHM to be disposed of at the Mudgee Waste Facility.
19. Design verification must be provided by a registered architect pursuant to SEPP 65 stating that the design intent approved by the Development Consent has been maintained in the building/architectural plans submitted with the Construction Certificate.
20. Prior to issuing a construction certificate a qualified acoustic engineer, who should either be a member of, or have the qualifications to become a member of the Australian Acoustic Society (AAS) or the Association of Australian Acoustical Consultants (AAAC), shall prepare & submit a report to the Principal Certifying Authority demonstrating that the following Equivalent Continuous (LAeq) is not to be exceeded:
 - a) In any bedroom in the building – 30dB(A) at any time between 10pm and 7am.
 - b) Anywhere else in the building (other than a garage, kitchen, bathroom, hallway or balcony) – 35dB(A) at any time.

21. Confirmation that an agreement has been entered into with a licensed waste collection provider for the ongoing domestic collection of waste and recycling. The agreement is to ensure that:
 - a) No bins are positioned within Council's road reserve or the Right of Way over Lot 1 DP 86378.
 - b) Collection is to occur between the hours of 9pm and 7am only.
 - c) Collection is not to involve the parking or standing of vehicles upon the Right of Way over Lot 1 DP 86378
22. All services for water/sewer reticulation, electricity, telecommunications and air conditioning ducting are to be provided in a manner that reduces the impact on the integrity of the original building and reduces the extent of new openings.
23. The existing panelled wall supporting the back of the stalls shall be re-used in the lift foyer. Detailed plans of this must be submitted and approved by Council prior to the issue of the construction certificate.
24. The external colour schedule shall be submitted and approved by Council prior to the issue of the construction certificate.

PRIOR TO THE COMMENCEMENT OF WORKS – CIVIL

These conditions are provided to ensure that the subdivision site is maintained in a suitable manner and in accordance with relevant requirements

25. Any necessary alterations to, or relocations of, public utility services to be carried out at no cost to Council and in accordance with the requirements of the relevant authority including the provision of easements over existing and proposed public infrastructure.
26. Prior to development the applicant shall advise Council's Planning Department, in writing, of any existing damage to Council property before commencement of works. The applicant shall repair (at their own expense) any part of Council's property damaged during the course of this development in accordance with AUS-Spec #1/2 (as modified by Mid-Western Regional Council) and any relevant Australian Standards.
27. A Traffic Control Plan (TCP) completed by a "Certified Person" for implementation during works is to be submitted to Mid Western Regional Council and the Principal Certifying Authority prior to any work commencing.
28. A copy of the Contractor's public liability insurance cover for a minimum of \$20,000,000 (Twenty million dollars) is to be provided to Mid Western Regional Council. Mid-Western Regional Council is to be indemnified against any works carried out by the contractor.

PRIOR TO THE COMMENCEMENT OF WORKS – BUILDING

29. No work shall commence until a Construction Certificate has been issued and the applicant has notified Council of:
- the appointment of a Principal Certifying Authority and
 - the date on which work will commence.
- Such notice shall include details of the Principal Certifying Authority and must be submitted to Council at least two (2) days before work commences.
30. The site shall be provided with a waste enclose (minimum 1800mm X 1800mm X 1200mm) that has a lid or secure covering for the duration of the construction works to ensure that all wastes are contained on the site. The receptacle is to be emptied periodically to reduce the potential for rubbish to leave the site. Council encourages the separation and recycling of suitable materials.
NOTE: ALL WASTE GENERATED FROM THE CONSTRUCTION PROCESS IS TO BE CONTAINED ON-SITE
31. A sign must be erected in a prominent position on any work site on which involved in the erection or demolition of a building is carried out;
- stating that unauthorised entry to the work site is prohibited, and
 - showing the name of the person in charge of the work site and a telephone number at which that person may be contacted outside working hours.
 - the name, address and telephone number of the principal certifying authority for the work,
 - The sign shall be removed when the erection or demolition of the building has been completed.
32. If the work involved in the erection/demolition of the building;
- is likely to cause pedestrian or vehicular traffic in a public place to be obstructed or rendered inconvenient, or
 - building involves the enclosure of a public place
- A hoarding or fence must be erected between the work site and the public place. If necessary, an awning is to be erected, sufficient to prevent any substance from, or in connection with, the work falling into the public place. Any such hoarding, fence or awning is to be removed when the work has been completed.
33. Prior to the commencement of works on site, the applicant shall advise Council's Planning Department, in writing, of any existing damage to Council property.
34. A photographic record of the whole theatre building located on site is to be prepared and submitted to Council in accordance with NSW Heritage Office guidelines prior to the commencement of demolition works.
35. The development site is to be managed for the entirety of work in the following manner:

- a) Erosion and sediment controls are to be implemented to prevent sediment from leaving the site. The controls are to be maintained until the development is complete and the site stabilised with permanent vegetation;
 - b) Appropriate dust control measures;
 - c) Construction equipment and materials shall be contained wholly within the site unless approval to use the road reserve has been obtained;
 - d) Toilet facilities are to be provided on the work site at the rate of one toilet for every 20 persons or part of 20 persons employed at the site.
36. The builder is to notify the occupants of premises on either side, opposite and at the rear of the development site a minimum of two days prior to demolition. Such notification is to be clearly written on A4 size paper giving the date demolition will commence and be placed in the letterbox of every premise (including every unit of a multi-unit residential building or mixed use building if applicable). The demolition must not commence prior to the date which has been stated in the notice letter.
37. Prior to the demolition, a Work Plan shall be prepared by a competent person(s) in accordance with AS 2601 and shall be submitted to the Corporation. The Work Plan shall outline the identification of any hazardous materials, including surfaces coated with lead paint, method of demolition, the precautions to be employed to minimise any dust nuisance and the disposal methods for hazardous materials.
38. All recommendations contained within the submitted Statement of Heritage Impact shall be undertaken. Council must be advised in writing of the specifics of these recommendations including timeframes prior to demolition. The industrial equipment (including the projector equipment) shall be donated to a museum.
39. A Conservation Management Plan (CMP) shall be prepared in accordance with the NSW Office of Environment and Heritage guidelines and document titled 'Conservation Management Documents' for the foyer. The CMP shall be submitted to Council prior to demolition.

BUILDING CONSTRUCTION

40. All building work must be carried out in accordance with the provisions of the National Construction Code, the Environmental Planning & Assessment Act 1979 and Regulations and all relevant Australian Standards.
41. All plumbing and drainage work must be carried out by a licensed plumber and drainer and must comply with the Plumbing Code of Australia.

42. Construction work noise that is audible at other premises is to be restricted to the following times:
Monday to Saturday - 7.00am to 5.00pm
No construction work noise is permitted on Sundays or Public Holidays.
43. At no time shall vehicles stop or park within the Right of Way over the adjacent property during demolition and construction works.
44. All mandatory inspections required by the Environmental Planning & Assessment Act and any other inspections deemed necessary by the Principal Certifying Authority being carried out during the relevant stage of construction.
45. The licensed demolition contractor and/or principal contractor must comply with the following specific requirements in respect of the proposed demolition works:-
- a) Demolition work is not be undertaken until:
 - Council has been provided with a copy of any required Hazardous Substances Management Plan;
 - The licensed demolition contractor and/or principal contractor has inspected the site and is satisfied that all measures are in place to comply with the provisions of such Plan;
 - b) The removal, handling and disposal of any asbestos material (in excess of 10m³) is to be undertaken only by an asbestos removal contractor who holds the appropriate class of Asbestos Licence, issued by WorkCover NSW, and in accordance with the requirements of WorkCover NSW, the Work Health and Safety Act 2011 and Australian Standard 2601-2001
 - c) All asbestos and other hazardous materials are to be appropriately contained and disposed of at a facility holding the appropriate license issued by the NSW Environmental Protection Agency;
 - d) Seven working days notice in writing is to be given to Council prior to the commencement of any demolition works. Such written notice is to include the date demolition will commence and details of the name, address, contact telephone number and licence details (type of licences held and licence numbers) of any asbestos removal contractor and demolition contractor.
46. The strength of the concrete used for the reinforced concrete floor slab must be a minimum 25Mpa
47. The requirements of BASIX Certificate number(s) 606350M issued on 4 February 2015 must be installed and/or completed in accordance with the commitments contained in that certificate. Any alteration to those commitments will require the submission of an amended BASIX Certificate to the Council and/or the Principal Certifying Authority prior to the commencement of the alteration/s

48. The list of measures contained in the schedule attached to the Construction Certificate are required to be installed in the building or on the land to ensure the safety of persons in the event of fire in accordance with Clause 168 of the Environmental Planning and Assessment Regulation 2000.
49. The applicants shall, at their own expense, engage a registered surveyor to relocate any survey mark that may be disturbed by the development or any associated work. Any information regarding relocation should be supplied to the Land Titles Office and Council.
50. Survey reports are to be submitted to the Principal Certifying Authority prior to the placement of the footings/slab and at the completion of each storey to verify all structures are located wholly in the subject property and constructed at the relevant heights in accordance with this approval.
51. To minimise vibration damage and loss of support to buildings / structures and properties in close proximity to the development site, a Geotechnical Engineers Report must be prepared detailing constraints to be placed on earth moving and building plant and equipment and the method of excavation, shoring, underpinning and support. This report must be provided to the person undertaking the excavation and the Principal Certifying Authority and the works must be undertaken in accordance with this report.
52. During demolition, the public footway and public road shall be kept clear at all times and shall not be obstructed by any demolished material or vehicles. The public road and footway shall be swept (not hosed) clean of any material, including clay, soil and sand.
53. All vehicles leaving the site with demolition materials shall have their loads covered and vehicles shall not track soil and other material onto the public roads and footways and the footway shall be suitably protected against damage when plant and vehicles access the site. All loading of vehicles with demolished materials shall occur on site.
54. Dust generation during demolition / construction shall be controlled using regular control measures such as on site watering or damp cloth fences.
55. Care shall be taken to prevent any damage to adjoining properties. The building contractor may be liable to pay compensation to any adjoining owner if, due to construction works, damage is caused to such adjoining property.
56. The foyer must remain weather tight at all times during demolition and construction.
57. The hydrant to be located within the wall of the former candy bar is to be installed in accordance with a Structural Engineers

recommendation to ensure the murals are not damaged or interfered with.

ENGINEERING CONSTRUCTION

58. All works are to be constructed at the full cost of the developer, in a manner consistent with Aus-Spec #1 and Council's standard drawings.
59. Any additional stormwater infrastructure must be installed above the pre-existing sewer and comply with the clearances stated in WSA-02.
60. The works are to be inspected by the Council (or an Accredited Certifier on behalf of Council) to monitor compliance with the consent and the relevant standards of construction, encompassing the following stages of construction:
 - a) Installation of sediment and erosion control measures
 - b) Installation of stormwater infrastructure
 - c) Installation and testing of water and sewer mains
 - d) Installation of traffic control devices and signage
 - e) Practical Completion

CAR PARKING

61. A total of 37 car parking spaces are to be provided within the site of the development and comply with AS 2890.1: 2004 and the following requirements:
 - (a) Each parking space is to have minimum dimensions of 5.5m x 2.4m;
 - (b) Each disabled car parking space is to be in accordance with the provisions of AS 2890.6: 2009.
 - (c) All car parking spaces are to be line-marked and provided with a hard standing, all weather compacted gravel surface and must be maintained in a satisfactory condition at all times;
 - (d) Off street parking is to be encouraged by the placement of prominent signs indicating the availability of parking.
62. The aisle widths, internal circulation, ramp widths and grades of the car park are to generally conform to the Roads and Maritime Services (RMS) guidelines and Australian Standard AS 2890.1 – 1993. Details of compliance are to be shown on the relevant plans and specifications.
63. Appropriate signage should be provided internal to the building at the vehicular exit/entry point to ensure that:
 - a) Drivers exiting slow down and take care when crossing the pedestrian pavement.
 - b) Exiting vehicles do not turn right onto Church Street.
64. A signal system is to be installed to service the subject development which displays a green signal to entering traffic off Church Street at all times except when an exiting vehicle is

detected approaching the ROW from within the basement car park and or the adjoining property.

Details of the location, design and technical specifications of the signal system are to be submitted to Council prior to issue of the Civil Construction Certificate.

WATER AND SEWER SERVICES

65. The applicant is to provide separate water and sewer reticulation services to each allotment within the subdivision.
66. The developer is to extend and meet the full cost of water reticulations to service the development plus the cost of connecting to existing services. All water supply work is required to be carried out in accordance with the requirements of Mid-Western Regional Council (as the Water Supply Authority under the Local Government Act, 1993) and in accordance with the National Specification – Water Supply Code of Australia.
67. The developer is to extend and meet the full cost of sewer reticulations to service the development plus the cost of connecting to existing services. All sewerage work is required to be carried out in accordance with the requirements of Mid-Western Regional Council (as the Water Supply Authority under the Local Government Act, 1993) and in accordance with the National Specification – Sewerage Code of Australia.
68. The developer shall provide for the individual water metering of each unit in the development.
69. Any footings/piles/piers required as part of the new development must not place structural loads onto the pre-existing sewer.
70. Any hard stand area with a sewer line underneath must be sawcut 1.5m either side of the sewer main.
71. Sewer manholes that are within the proposed development shall have risers installed as necessary so to be flush with the new finished surface level.
Note: This will require the applicant to arrange a private works estimate from Council's water and sewer department.
72. Plants or trees shall not be installed over any sewer mains or within sewer easements that traverse the site.
Note: Minor vegetation such as grass that poses no risk to the integrity of the sewer system is permitted.

CULTURAL HERITAGE

73. Historic and indigenous archaeological sites and relics are protected under the Heritage Act 1977 and National Parks and Wildlife Act 1974 respectively. Should any relics be uncovered during the course of the approved works, work must cease in the

affected area. Subsequently in cases where historical items have been uncovered, the Department of Planning must be contacted or if indigenous items have been uncovered the Office of Environment & Heritage must be contacted.

74. All workers/contractors must be informed of their obligations under the National Parks and Wildlife Act 1974, namely that it is illegal to disturb, damage or destroy a relic without the prior approval of the Chief Executive of the Office of Environment & Heritage.

PRIOR TO ISSUE OF THE OCCUPATION CERTIFICATE

The following conditions are to be completed prior to occupation of the building and are provided to ensure that the development is consistent with the provisions of the Building Code of Australia and the relevant development consent.

75. Prior to the occupation of a new building, or occupation or use of an altered portion of, or an extension to an existing building, an Occupation Certificate is to be obtained from the Principal Certifying Authority appointed for the erection of the building.
76. All car parking and associated driveway works are to be completed prior to occupation of the development.
77. Prior to occupation or the issue of the Occupation Certificate (or Interim Occupation Certificate) the owner of the building must cause the Principal Certifying Authority to be given a fire safety certificate (or interim fire safety certificate in the case of a building or part of a building occupied before completion) in accordance with Clause 153 of the Environmental Planning and Assessment Regulation 2000 for each measure listed in the schedule. The certificate must only be in the form specified by Clause 174 of the Regulation. A copy of the certificate is to be given to the Commissioner of the New South Wales Fire Brigade and a copy is to be prominently displayed in the building.
78. Design verification must be provided by a registered Architect pursuant to SEPP 65 stating that the design intent approved by the Development Consent has been achieved upon completion of the development.
79. Privacy screens are to be provided on the southern elevation walkway balustrading in the vicinity of the adjacent PCYC windows to ensure a reasonable level of privacy is maintained to patrons of the PCYC building.
80. Signage is to be erected at those locations which provide direct access to the Right of Way advising that pedestrian use of the driveway is prohibited.
81. Suitable letterbox facilities within the building shall be provided in accordance with Australia Post specifications.

82. An interpretation plan prepared by a suitably qualified heritage consultant is to be approved by Council and is to be implemented before the issue of an OC.

GENERAL

The following conditions have been applied to ensure that the use of the land and/or building is carried out in a manner that is consistent with the aims and objectives of the environmental planning instrument affecting the land.

83. For every 12 month period after the issue of the Final Fire Safety Certificate the owner/agent of the building must provide the Council and the Commissioner of NSW Fire Brigades with a copy of a Annual Fire Safety Statement Certifying that each specified fire safety measure is capable of performing to its specification.
84. Where any essential services are installed in the building a copy of the final Fire Safety Certificate (together with a copy of the current fire safety schedule) is to be given to the Commissioner of NSW Fire Brigades and Council. A further copy of the Certificate (together with a copy of the current fire safety schedule) is to be prominently displayed in the building.
85. The domestic air conditioning unit/s must be operated in accordance with the requirements of the Protection of the Environmental Operations Act (Noise Control) Regulations 2000.
86. All exterior lighting associated with the development shall be designed and installed so that no obtrusive light will be cast onto any adjoining property or roadways, in accordance with Australian Standard 4282 "Control of the Obtrusive Effects of Outdoor Lighting".
87. All air conditioning units are to be located at floor level for each unit to reduce their visual impact.
88. At no point are vehicles associated with the development to park or stop within the Right of Way located on the adjacent property.
89. Any existing signage including window signage located on the Regent Theatre is not to be removed or altered at any time.

STRATA SUBDIVISION

PRIOR TO THE ISSUE OF SUBDIVISION CERTIFICATE

90. Under the Environmental Planning & Assessment Act, 1979, a *Subdivision Certificate* is required before the linen plan of subdivision can be registered with the Land Titles Office.
(Note: The fee to issue a *Subdivision Certificate* is set out in Council's Fees and Charges)

91. A linen plan and two (2) copies are to be submitted to Council for approval and endorsement by the General Manager.
92. Three metre wide easements, including associated Section 88B instruments, are to be created in favour of Council over any existing or newly constructed water or sewerage reticulation components located within the subject property, or extended through adjoining private properties as a result of this subdivision.
93. Prior to issue of the *Subdivision Certificate*, Council is to be supplied with:
 - a) A certificate of acceptance from the appropriate power authority indicating that satisfactory arrangements have been made for provision of electricity supply to the subdivision.
 - b) A certificate from Telstra stating that they accept control/acquisition of the telecommunications infrastructure to the development.
 - c) All contributions must be paid to Council and all works required by the consent be completed in accordance with the consent.

298/15

AMENDMENT: Kennedy / Weatherley

That Council defer consideration of this development application until Development consent for the use of the right of way over Lot 1 DP86378 (Lawson Park Hotel) for the purposes of the development (in particular, access thereto), has been addressed.

Councillor Shelley withdrew the Motion.

The Amendment then became the motion and on being put as the motion was carried with Councillors voting as follows:

Councillors	Ayes	Nays
Cr Cavalier	✓	
Cr Kennedy	✓	
Cr Martens	✓	
Cr Shelley		✓
Cr Thompson	✓	
Cr Walker		✓
Cr Weatherley	✓	
Cr Webb		✓
Cr White	✓	

Councillor Shelley left the meeting at 7.15pm and did not return.

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7.2.3 DA0355/2015, PROPOSED PLANT NURSERY LOT 1 DP
943375 13 ULAN ROAD MUDGEES NSW 2850

GOV400043, DA0355/2015

MOTION: White / Webb

Defer consideration of the development application until further information is provided to Council relevant to the engineering report and EIS statement which has not yet been provided to Councillors.

299/15

AMENDMENT: Thompson / Martens

1. That Development Application DA02355/2015 for the proposed plant nursery at 13 Ulan Road Mudgee Lot 1 DP 943375 be approved subject to conditions including but not limited to the following;
2. The future finished floor levels of all buildings and other structures be located above the 100 year ARI plus 500mm freeboard;
3. All structures to have flood compatible building components below or at the 100 year ARI flood level plus 500mm freeboard;
4. Engineers report to certify that any structure can withstand the forces of floodwater debris and buoyancy up to and including a 100 year ARI flood plus 500mm freeboard;
5. An engineer's report be submitted to certify that the development (including any buildings and all raised areas) will not increase flood affectation elsewhere;
6. Applicant to submit a Flood Mitigation and Evacuation Plan that shall include but not be limited to;
 - a) Demonstrating that sufficient area is available to store all goods on site above the 100 year ARI plus 500mm freeboard (this would include items as stock, fertilisers, machinery, irrigation equipment etc);
 - b) Flood warning and preparation procedure; and
 - c) Any other matter considered relevant in consultation with SES and Council staff.
7. Such a Plan shall be reviewed and submitted to Council every two years as measured from the commencement of works on the site.

The amendment was put and carried with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Cavalier		✓
Cr Kennedy	✓	

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Mayor

General Manager

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Cr Martens	✓	
Cr Shelley	✓	
Cr Thompson	✓	
Cr Walker	✓	
Cr Weatherley	✓	
Cr Webb		✓
Cr White		✓

FORESHADOWED AMENDMENT: Cavalier /

That:

1. the report by the Senior Town Planner on the Development Application for the proposed plant nursery at 13 Ulan Road, Mudgee Lot 1 DP 943375 be received;
2. the Development Application for the proposed plant nursery at 13 Ulan Road, Mudgee Lot 1 DP 943375 be refused for the following reasons;
 - A. The proposed development of a plant nursery in a high flood risk precinct is inconsistent with Clause 6.2 Flood Planning (1) (b) of the Mid-Western Regional LEP 2012 as the development is incompatible with the lands high flood hazard.
 - B. The proposed development for a plant nursery in a high flood risk precinct is inconsistent with Clause 6.2 (3) (a) of the land of the Mid-Western Regional LEP 2012 as the development is incompatible with the flood hazard of the land.
 - C. The proposed development of a plant nursery in a high flood risk precinct is inconsistent with the Mid-Western Regional Development Control Plan 2013 Clause 5.2 Flooding – Development Controls Matrix 2 which does not allow plant nurseries in the high risk precinct.
 - D. The proposed development of a plant nursery in a high flood risk precinct is inconsistent with Mudgee Floodplain Management Study and Plan 2002 which does not allow plant nurseries in the high risk precinct.

The foreshadowed amendment lapsed for want of a seconder.

The amendment became the motion, was put and carried with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Cavalier		✓
Cr Kennedy	✓	
Cr Martens	✓	
Cr Shelley	✓	
Cr Thompson	✓	
Cr Walker	✓	

Mayor

General Manager

Mid-Western Regional Council

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Councillors	Ayes	Nayes
Cr Weatherley	✓	
Cr Webb		✓
Cr White		✓

7.2.4 PLANNING PROPOSAL – LOT 74, 147 & 148 DP 756894, 542
SPRING FLAT ROAD, SPRING FLAT

GOV400043, LAN900058

300/15

MOTION: Cavalier / Weatherley**That:**

1. the report by the Statutory/Strategic Planner on the Planning Proposal – Lot 74, 147 & 148 DP 756894, 542 Spring Flat Road, Spring Flat be received;
2. the Planning Proposal under Section 55 of the Environmental Planning & Assessment Act 1979 for Spring Flat Road be supported and forwarded to NSW Department of Planning & Environment for Gateway Determination.

The motion was carried with Councillors voting unanimously.

7.2.5 2015-16 LOCAL HERITAGE GRANT ALLOCATION

GOV400043, GRA600012

301/15

MOTION: Cavalier / Thompson**That:**

1. The report by the Senior Town Planner on the 2015-16 Local Heritage Grant Allocation be received;
2. Council provide a Local Heritage Grant to the following projects:
 - a) \$2,000 grant for the repair and upgrade to flooring at 18 Perry Street, Mudgee;
 - b) \$3,000 grant for the repairs to roofing and verandah (including painting) and replace guttering at 53 Bayly Street, Gulgong;
 - c) \$1,500 grant for the repair and painting of external timber and brick work at 61 Church Street, Mudgee;
 - d) \$1,300 grant for the construction of verandah and remove paint at 31 Short Street, Mudgee;
 - e) \$3,000 grant for the repairs to roofing, replacement of damaged ceiling timber and installation of stormwater pipes, at 103-105 Mortimer Street, Mudgee.

The motion was carried with Councillors voting unanimously.

7.2.6 DRAFT FINANCIAL STATEMENTS 2014/15

GOV400043, FIN3000077

302/15

MOTION: Cavalier / Martens**That:**

1. the report by the Manager Finance on the Draft Financial Statements 2014/15 be received;
2. the Mayor, Deputy Mayor, General Manager and Responsible Accounting Officer be authorised to sign the Statement by Councillors and Management on its opinion of the General Purpose Financial Report 2014/15 and Special Purpose Financial Report 2014/15;
3. the General Manager be authorised to issue the 2014/15 Financial Reports immediately upon receipt of the Auditors Report, subject to there being no material audit adjustments or audit issues;
4. the General Manager be authorised to finalise the date at which the Auditors Report and Financial Statements for 2014/15 are to be presented to the public.

The motion was carried with Councillors voting unanimously.

Councillor Walker left the meeting at 7.25pm and did not return.

7.2.7 QUARTERLY BUDGET REVIEW JUNE 2015

GOV400043, FIN300062

303/15

MOTION: Cavalier / Martens**That:**

1. the report by the Manager Finance on the Quarterly Budget Review June 2015 be received;
2. for the financial year ended 30 June 2015 actual transfers from the Land Development Reserve be reduced by \$137,345 and transfers from S94 Open Space be increased by \$137,345 in order to change the funding source for the acquisition of land used for a new park in South Mudgee, as provided in the S94 Plan;
3. the opinion by the Responsible Accounting Officer regarding the satisfactory financial position of Council be noted.

The motion was carried with Councillors voting unanimously.

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7.2.8 MONTHLY BUDGET REVIEW JULY 2015

304/15 MOTION: Cavalier / Weatherley GOV400043, FIN300062

That:

1. the report by the Manager Finance on the Monthly Budget Review July 2015 be received;
2. the 2015/16 Operational Plan be amended in accordance with the variations as listed in the report below.

The motion was carried with Councillors voting unanimously.

7.2.9 MONTHLY STATEMENT OF INVESTMENTS AND BANK BALANCES AS AT 31 AUGUST 2015

305/15 MOTION: Webb / Cavalier GOV400043, FIN300053

That:

1. the report by the Manager Finance on the Monthly statement of investments and bank balances as at 31 August 2015 be received;
2. the certification of the Responsible Accounting Officer be noted.

The motion was carried with Councillors voting unanimously.

7.2.10 GULGONG CHINESE GOLD FESTIVAL – APPLICATION FOR EVENTS ASSISTANCE

GOV400043, FIN300052, ECO800009

Councillor Thompson declared a non-pecuniary conflict of interest in item 7.2.10 as he is a committee member of the Gulgong Chamber of Commerce, left the room at 7.26pm and did not participate in discussion or vote in relation to this matter.

306/15 MOTION: Webb / White

That:

1. the report by the Events Coordinator on the Gulgong Chinese Gold Festival - Application for Events Assistance be received;
2. Council decline the application for further cash support for the Gulgong Chinese Gold Festival.

The motion was carried with Councillors voting unanimously.

Councillor Thompson returned to the room at 7.28pm

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7.2.11 PYRMONT FESTIVAL – APPLICATION FOR EVENTS ASSISTANCE

GOV400043, FIN300052, ECO800009

307/15 MOTION: White / Kennedy

That:

1. the report by the Events Coordinator on the Pyrmont Festival - Application for Events Assistance be received;
2. Council provide \$14,000 in events assistance funding per year for three years (2016, 2017 and 2018); and
3. the 2015/2016 Operational Plan be amended to increase Events Assistance by \$14,000, funded from unrestricted cash.

The motion was carried with Councillors voting unanimously.

7.2.12 RFQ 2015/12 – DESIGN AND INSTALLATION OF BELLEVUE PLAYGROUND

GOV400043, COR400107

308/15 MOTION: White / Kennedy

That:

1. The report by the Open Space Coordinator on the RFQ 2015/12 - Design & Installation of Bellevue Playground be received;
2. In accordance with clause 178 of the Local Government (General) Regulation 2005, Council accept the quote from Forpark Australia for the design and installation of Bellevue Playground, Mudgee at a quoted price of \$189,376.00 (GST inclusive);
3. Council authorises the General Manager to finalise and execute the contract on behalf of Council for the design and installation of Bellevue Playground, RFQ 2015/12;
4. The unsuccessful applicants will be notified via Vendor Panel.

The motion was carried with Councillors voting unanimously.

7.2.13 LAND ACQUISITION AND DISPOSAL POLICY

GOV400043, A0010009

309/15 MOTION: Cavalier / Martens

That:

1. the report by the Revenue & Property Manager on the Land Acquisition and Disposal Policy be received;

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2. the Land Acquisition and Disposal Policy be placed on public exhibition for 28 days;
3. If no submissions are received following the public exhibition period, that the Land Acquisition and Disposal Policy be adopted and, on adoption of the Policy, Council revoke the Acquisition of Land or Interests in Land Policy and the Permanent Road Closures Policy.

The motion was carried with Councillors voting unanimously.

The following recommendations were adopted as a whole, being moved by Cr Cavalier, seconded by Cr White and carried with Councillors voting unanimously. Each recommendation is recorded with a separate resolution number commencing at Resolution No.309/15 and concluding with Resolution No.314/15.

7.2.14 NAMING OF AN UNNAMED ROAD OFF HILL END ROAD

GOV400043, R0790041

310/15

MOTION: Cavalier / White

That:

1. the report by the Revenue & Property Manager on the Naming of an unnamed road off Hill End Road be received;
2. Council formally approve the name of Blain Road for this unnamed road.

The motion was carried with Councillors voting unanimously.

7.2.15 NAMING OF THE REMAINING STREET IN THE RYLSTONE AERODROME AIRPARK SUBDIVISION OFF COXS CREEK ROAD

GOV400043, R0790041

311/15

MOTION: Cavalier / White

That:

1. the report by the Revenue & Property Manager on the Naming of the remaining street in the Rylstone Aerodrome Airpark subdivision off Coxs Creek Road be received;
2. Council formally approve the name of Clubhouse Road for the final remaining street in this subdivision.

The motion was carried with Councillors voting unanimously.

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7.2.16 NAMING OF UNNAMED LANE BETWEEN INGLIS &
NICHOLSON STREETS

GOV400043, R0790141

312/15 MOTION: Cavalier / White

That:

1. the report by the Revenue & Property Manager on the Naming of unnamed lane between Inglis & Nicholson Streets be received;
2. Council name this lane Nolan Lane.

The motion was carried with Councillors voting unanimously.

7.2.17 NAMING OF NEW STREETS IN THE BROADVIEW
SUBDIVISION

GOV400043, R0790041

313/15 MOTION: Cavalier / White

That:

1. the report by the Revenue & Property Manager on the Naming of new streets in the Broadview subdivision be received;
2. Council name street no 1 Consadine Grove, street no 2 Diana Drive, street no 3 Steel Drive and street 4 Diamond Court;
3. Council approve the name Millett for inclusion in the pre-approved names list if the Geographical Names Board approves its future use.

The motion was carried with Councillors voting unanimously.

7.2.18 NAMING OF A NEW STREET IN A SUBDIVISION OFF BRUCE
ROAD

GOV400043, R0790141

314/15 MOTION: Cavalier / White

That:

1. the report by the Revenue & Property Manager on the Naming of a new street in a subdivision off Bruce Road be received;
2. Council name this road Barrington Court.

The motion was carried with Councillors voting unanimously.

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7.2.19 NAMING OF AN UNNAMED ROAD OFF SPRING FLAT ROAD
GOV400043, R0790041

315/15 MOTION: Cavalier / White

That:

1. the report by the Revenue & Property Manager on the Naming of an unnamed road off Spring Flat Road be received;
2. Council name this road Plenty Road.

The motion was carried with Councillors voting unanimously.

7.2.20 EMERGENCY WORKS ULAN WOLLAR BYPASS ROAD
GOV400043, R4022001

316/15 MOTION: Weatherley / Cavalier

That:

1. the report by the Director, Operations on the emergency works on the Ulan Wollar Bypass Road be received;
2. Council endorse the cost to complete the bypass to date of \$267,000;
3. Council authorise the continuation of works for maintenance of the bypass up to the value of \$50,000;
4. Council support in principle the continuation of works to rehabilitate the affected section of the Ulan Wollar Road and deconstruction of the bypass with a further report to follow when the scope of work is defined.

The motion was carried with Councillors voting unanimously.

7.2.21 MAINTENANCE OF MARSHFIELD LANE, MUDGEE
GOV400043, R4157003, R4073001

317/15 MOTION: Cavalier / Webb

That:

1. the report by the Director, Operations on the Maintenance of Marshfield Lane, Mudgee be received;
2. Marshfield Lane be added to the grading schedule and placed on 12 month maintenance program.

The motion was carried with Councillors voting unanimously.

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7.2.22 PARKS USAGE POLICY

GOV400043, F0650101

318/15 MOTION: Thompson / Cavalier

That:

1. the report by the Open Space Coordinator on the Parks Usage Policy be received;
2. the Parks Usage Policy be placed on public exhibition for 28 days;
3. if no submissions are received following the public exhibition period, that the Parks Usage Policy be adopted.

The motion was carried with Councillors voting unanimously.

7.2.23 CEMETERY POLICY

GOV400043, F0520021

319/15 MOTION: Thompson / Cavalier

That:

1. the report by the Open Space Coordinator on the Cemetery Policy be received;
2. the Cemetery Policy be placed on public exhibition for 28 days;
3. if no further submissions are received following the public exhibition period, that the Cemetery Policy be adopted by Council.

The motion was carried with Councillors voting unanimously.

7.2.24 COUNCIL MEETING SCHEDULE OCT 2015 – JUNE 2016

GOV400043, GOV400020

320/15 MOTION: Weatherley / White

That:

That:

1. the report by the Director, Community on the Council Meeting Schedule Oct 2015 – June 2016 be received;
2. Council Meetings for the remainder of the 2015/2016 financial year be scheduled as follows:

Wednesday, 21 October 2015
 Wednesday, 18 November 2015
 Wednesday, 16 December 2015
 Wednesday, 17 February 2016
 Wednesday, 16 March 2016
 Wednesday, 20 April 2016

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Wednesday, 18 May 2016
 Wednesday, 15 June 2016

3. Community Forums for 2015/2016 be scheduled as follows:
 14 October 2015 Gulgong in the Gulgong Memorial Hall at 6.00pm
 11 November 2015 Rylstone/Kandos in the Rylstone Memorial Hall at 6.00pm.

The motion was carried with Councillors voting unanimously.

7.2.25 RED HILL PROJECT

321/15 MOTION: Thompson / Cavalier GOV400043, FIN300096

That:

1. the report by the Director, Community on the Red Hill Project be received;
2. Council authorises the General Manager to negotiate an amendment to the Red Hill Project contract with Hines Constructions to allow for additional works as required up to a total amended contract value of \$645,806 ex GST;
3. the 2015/16 Operational Plan be amended to increase the budget for the Red Hill Project by \$70,000 funded from unrestricted cash.

The motion was carried with Councillors voting unanimously.

7.2.26 MEALS ON WHEELS POLICY

322/15 MOTION: Thompson / Martens GOV400043, COS300025

That:

1. the report by the Manager, Community Services on the Meals on Wheels Policy be received;
2. Council adopt the amended Meals on Wheels Policy.

The motion was carried with Councillors voting unanimously.

7.2.27 APPOINTMENT OF ACTING GENERAL MANAGER

323/15 MOTION: White / Webb GOV400043, GOV400025

That:

1. the report by the General Manager on the Appointment of Acting General Manager be received;

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2. Council appoint Simon Jones, Director Community, as Acting General Manager for the period 3 October 2015 to 1 November 2015; and
3. Council delegate to the Acting General Manager, Simon Jones, the authority to exercise all discretionary functions that Council is capable of delegating and is not prohibited from so doing under section 377 of the Local Government Act, 1993, and also excluding any specific functions which Council has, by resolution, reserved to Council.

The motion was carried with Councillors voting unanimously.

7.2.28 MRTI QUARTERLY REPORT APRIL TO JUNE 2015

GOV400043, F0770077

Councillor White declared a pecuniary conflict of interest in item 7.2.28 as the MRTI is a member of her employer, Central NSW Tourism, left the room at 7.33pm and did not participate in discussion or vote in relation to this matter.

324/15 MOTION: Webb / Cavalier

That the report by the General Manager on the MRTI Quarterly Report April to June 2015 be received.

The motion was carried with Councillors voting unanimously.

Councillor White returned to the room at 7.33pm.

The following recommendations were adopted as a whole, being moved by Cr Thompson, seconded by Cr Cavalier and carried with Councillors voting unanimously. Each recommendation is recorded with a separate resolution number commencing at Resolution No.324/15 and concluding with Resolution No.328/15.

7.2.29 GULGONG MEMORIAL HALL COMMITTEE

GOV400043, A0100024

325/15 MOTION: Thompson / Cavalier

That:

1. the report by the Acting Manager, Health and Building on the Gulgong Memorial Hall Committee be received;
2. Council note the minutes from the Gulgong Memorial Hall Committee meeting held on 6th July 2015.

The motion was carried with Councillors voting unanimously.

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7.2.30 MUDGEE SHOWGROUND MANAGEMENT COMMITTEE
MEETING MINUTES

GOV400043, F0650007

326/15

MOTION: Thompson / Cavalier

That:

1. The report by the Business Manager Plant & Facilities on the Mudgee Showground Management Committee be received;
2. the minutes for the Mudgee Showground Management Committee ordinary bi-monthly meetings held 2nd June and 4th August 2015 be noted;
3. Fitness Sake use the main pavilion for fitness sessions between 5pm and 7pm at a cost of \$25.00 per session during winter subject to no other group having booked the facility and the pavilion must be left clean. The \$25.00 fee be reviewed in September;
4. The installation of a rainwater tank for catchment from the roof of the Poultry Pavilion for non-potable water is approved in principle but final approval is required by the Director Operations before any work commences;
5. The new gates between the stables and the camping area to be unlocked and appropriate signage be installed stating gates to be kept closed at all times.

The motion was carried with Councillors voting unanimously.

7.2.31 MUDGEE SALEYARDS MANAGEMENT COMMITTEE MEETING
MINUTES

GOV400043, F0720036

327/15

MOTION: Thompson / Cavalier

That:

1. the report by the Director, Operations on the Mudgee Saleyards Management Committee be received;
2. the minutes for the Mudgee Saleyards Management Committee ordinary bi-monthly meeting held 13th August 2015 be noted;
3. the local museum be approached to see if they want the historic Cudgegong Saleyard sign.

The motion was carried with Councillors voting unanimously.

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7.2.32 RYLSTONE & KANDOS ACCESS COMMITTEE MEETING

GOV400043, A0060129

328/15 MOTION: Thompson / Cavalier

That:

1. the report by the Manager, Community Services on the Rylstone & Kandos Access Committee be received;
2. Council note the minutes for the Rylstone & Kandos Access Committee meeting held on 18 August 2015.

The motion was carried with Councillors voting unanimously.

7.2.33 MUDGEES GULGONG ACCESS COMMITTEE MEETING

GOV400043, A0060008

329/15 MOTION: Thompson / Cavalier

That:

1. the report by the Manager, Community Services on the Mudgee Gulgong Access Committee Meeting be received;
2. Council note the minutes for the Mudgee and Gulgong Access Committee meetings held on Tuesday, 7 July 2015 and Tuesday 4 August 2015.

The motion was carried with Councillors voting unanimously.

Item 8: Urgent Business Without Notice

Nil.

Item 9: Confidential Session

330/15 MOTION: Cavalier / White

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 General Manager announced that the following matters would be considered in confidential session and the reason why it was being dealt with in this way.

Subject: *Investigation of Use of Contractors*

The reason for dealing with this matter confidentially is that it relates to information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business in accordance with Section 10A(2)(c) of the Local Government Act, 1993.

Subject: Council Organisation Structure

The reason for dealing with this report confidentially is that it relates to personnel matters concerning particular individuals (other than Councillors) in accordance with Section 10A(2) (a) of the Local Government Act, 1993.

Subject: Changes to Senior Staff

The reason for dealing with this report confidentially is that it relates to personnel matters concerning particular individuals (other than Councillors) in accordance with Section 10A(2) (a) of the Local Government Act, 1993.

Subject: General Manager's Performance Review 2014–2015

The reason for dealing with this report confidentially is that it relates to personnel matters concerning particular individuals (other than Councillors) in accordance with Section 10A(2) (a) of the Local Government Act, 1993.

Following an enquiry from the Mayor, the General Manager 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 carried with Councillors voting unanimously.

Michele George and Leonie Johnson left the meeting at 7.36pm and did not return.

7.1.2 INVESTIGATION OF USE OF CONTRACTORS

GOV400022, GOV400043

MOTION: Thompson / Martens

Council investigate why outside contractors are being engaged for work in the Mid-Western Regional Council area while local contractors are out of work and standing employees down.

The motion was put and lost with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Cavalier		✓
Cr Kennedy		✓
Cr Martens	✓	
Cr Thompson	✓	
Cr Weatherley		✓
Cr Webb		✓
Cr White		✓

9.1.1 Council Organisational Structure

GOV400043, PER400061

Daryl Colwell, Simon Jones and Liz Densley left the room at 7.47pm.

331/15

MOTION: Cavalier / Webb**That:**

1. the report by the General Manager on the Council Organisational Structure be received;
2. Council support in principle the changes to the Council organisational structure presented by the General Manager and authorises the General Manager to continue and finalise the consultation process with staff and unions over the changes.

AMENDMENT: Weatherley / Martens

Council defers consideration of this matter until the General Manager returns from holidays and starts further discussion with Council.

The amendment was put and lost with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Cavalier		✓
Cr Kennedy	✓	
Cr Martens	✓	
Cr Thompson		✓
Cr Weatherley	✓	
Cr Webb		✓
Cr White		✓

The motion was put and carried with Councillors voting as follows:

Councillors	Ayes	Nayes
Cr Cavalier	✓	
Cr Kennedy		✓
Cr Martens		✓
Cr Thompson	✓	
Cr Weatherley		✓
Cr Webb	✓	
Cr White	✓	

Councillors Weatherley and Martens asked for their vote against the motion to be recorded.

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9.1.2 Changes to Senior Staff
 332/15 MOTION: Webb / Cavalier GOV400043, PER400048

That:

1. the report by the General Manager on the Changes to Senior Staff be received;
2. Council confirm that consultation was undertaken with the General Manager over the changes to senior staff;
3. Council support the decision of the General Manager in making changes to the senior staff.

The motion was carried with Councillors voting unanimously.

9.1.3 General Manager's Performance Review 2014 - 2015
 333/15 MOTION: Cavalier / White GOV400043, A0381418

That:

1. the report by the General Manager on the General Manager's Performance Review 2014 - 2015 be received.
2. the General Manager's Performance for the year ending 30th June 2015 be assessed at 2.5 in accordance with the assessment scale include in the General Manager's Performance Agreement for the year ending 30 June 2015.

The motion was carried with Councillors voting unanimously.

Item 10: Open Council

334/15 MOTION: Cavalier / White

That the Council move to Open Council.

The motion was carried with Councillors voting unanimously.

Daryl Colwell, Simon Jones and Liz Densley returned to the room at 7.57pm.

The General Manager announced the decisions taken in Confidential Session.

Closure

There being no further business the meeting concluded at 7.59pm.

Item 4: Matters in Progress

SUBJECT	RESOLUTION NO. & DATE	RESOLUTION	ACTION
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.
Pedestrian Access Mobility Plan (PAMP)		Council allocate \$130,000 towards regional-wide new or upgraded footpath and cycleway infrastructure in the region and that staff prepare a report for the July meeting to recommend priorities for the expenditure of these funds.	Council staff have engaged a consultant to prepare a Pedestrian Access Mobility Plan (PAMP). Following this report, a priority list will be prepared for Council's consideration.
Saleyards subdivision	Res 228/14 Ordinary Mtg 4/6/14	That: 2. Council advertise state-wide a tender to sell the former Saleyards site, known as Lot 2 DP534336, Lot 399 DP132580, and Lot 532 DP1132581 which has recently been approved for a 48 lot residential subdivision; 3. all tenders be forwarded to Council for determination as to whether or not Council will sell the site; 4. the tender process to last 60 days, and the tender notice clearly indicate that Council may not necessarily accept all or any tenders; 5. Council demolish the old SES building prior to the public tender of this subdivision and remove all demolished waste from site.	Council has completed the demolition of the old SES building, and the survey of the subdivision is also complete. Further discussion with Council to decide the best timing to call for a tender of this subdivision.
Rural Fire Service Headquarters and Museum	565/14 Ordinary Mtg 17/12/14	3. That the General Manager be authorised to continue negotiations with the Rural Fire Service in order to subdivide the necessary 7100sm of land and negotiate an agreement for the timing, design and funding of the Rural Fire Service headquarters and museum at Mudgee.	The General Manager has had a preliminary meeting with the RFS. They have confirmed they are happy with the 7,100 sm of land, and the timing of construction is 2 years away.

SUBJECT	RESOLUTION NO. & DATE	RESOLUTION	ACTION
Tender for cleaning services for Council buildings in the Mudgee/ Gulgong region	572/14 Ordinary Mtg 17/12/14	2. That Council not accept any tenders and delegate authority to the General Manager to negotiate with the tenderers as necessary.	Council staff are undertaking a comparison of in-house versus external service provision.
Council Contributions	44/15 Ordinary Mtg 18/2/15	That a discussion paper be prepared in relation to Council contributions and presented to Councillors at the April workshop, so that Councillors can consider how to best assist applicants who demonstrate an economic and social need.	Council will be presented with options next financial year, after the Fit for the Future submission has been completed.
	140/15 Ordinary Mtg 20/5/15	That: 2. Council declines all tenders received on the basis that there is insufficient budget to design and construct the pedestrian bridge; 3. Authority is given to the General Manager to approach local companies for potential alternatives	Council will be presented with options to the August Council meeting. The General Manager has negotiated with two local suppliers and their estimates have exceeded the budget. Therefore, I recommend this matters in progress be completed. Council agreed for the General Manager to bring a report back to Council providing details of costings from local suppliers. Councillor Shelley has put a Notice of Motion in requesting a tender be called for the erection of a new footbridge over the Cudgegong River at Rylstone.
	294/15 Ordinary Mtg 16/9/15		Council will inspect the Rylstone pedestrian bridge and access when attending the Community Forum in Rylstone.

SUBJECT	RESOLUTION NO. & DATE	RESOLUTION	ACTION
Draft Airport Master Plan	172/15 Ordinary Mtg 17/6/15	That: 2. Council places the Draft Airport Master Plan on public exhibition for a period of 14 days from 22 June 2015 to 3 July 2015	A report is included for the October meeting, following the second exhibition period. RECOMMEND COMPLETION
Naming of the new Streets in the Rylstone Aerodrome Airpark Subdivision off Coxs Creek Road	179/15 Ordinary Mtg 17/6/15	That: 2. Council formally approve the names of Aerodrome Road, Staggerwing Road, Mustang Road, Spitfire Road, Wirraway Road and Eagle Road for the streets in this subdivision; 3. Council reject the name of Clubhouse Road, and instead submit the name Eric Smith Road to the Geographical Names Board for approval.	The Geographical Names Board be requested to vary their policy to permit the use of first and second names for road naming purposes, with a report back to Council. RECOMMEND COMPLETION
TV Reception in Gulgong	203/15 Ordinary Mtg 15/7/15	That Council, on behalf of the Gulgong Community, write to the Minister for Communications, the Honourable Malcolm Turnbull MP, asking the regional broadcasters, Australia Holdings, to identify technical solutions including other areas within the Mid-Western Region.	Letter has been sent to Hon Malcolm Turnbull MP. Response received on 3 September from Mark Coulton, advising that the broadcasters for the Gulgong, Warren, Narromine and Trangie have initiated the development of technical solutions. Design and costings to be submitted to Department of Communications by mid-September 2015. Once received, a decision on how much will be funded by the Commonwealth will be made. RECOMMEND COMPLETION

Item 5: Mayoral Minute

There is no Mayoral Minute.

Item 6: General Business

6.1 Notices of Motion

6.1.1 Financial Assistance for Gulgong Nightrider Bus

LISTED BY COUNCILLOR DES KENNEDY TO 21 OCTOBER 2015 COUNCIL MEETING

Financial Assistance for Gulgong Nightrider Bus

GOV400022, GOV400043, FIN300052

MOTION **That Council provide financial support of \$5,000 from Council's Financial Assistance Program, to the Gulgong Nightrider Bus.**

BACKGROUND The Gulgong Nightrider Bus is an essential community service that requires financial input to stay viable following the withdrawal of one of its sponsors. There are no other community or public transport options available to residents of the Gulgong community on weekends.

Comments by General Manager

A letter from the Gulgong Liquor Accord is attached as well as further background information. The success of the service and the community support is noted. If Council determines to provide assistance to this project, this would be provided to the Gulgong Liquor Accord and would be funded from Council's Financial Assistance Program. If this motion is supported the Financial Assistance Program will have a remaining balance of \$19,200, assuming the October Financial Assistance recommendations are approved without change.

Note: Council has also received a letter from the Gulgong Liquor Accord.

Attachments: 1. Article from the Mudgee Guardian, 30 September 2015
 2. Letter from Gulgong Liquor Accord, 22 September 2015

THE WEEKLY

Mudgee, Gulgong, Rylstone, Kandos, Dunedoo & Coolah

Something for everyone

Wednesday, September 30, 2015 | Phone: 6372 1455 | Fax: 6372 4127 | Email: robyn.murray@fairfaxmedia.com.au

\$1.70 (inc GST)



Police reflect on cost of justice

PAGE 3



Winery in list of top experiences

PAGE 5



Thompson stable wins again

SPORT



Michelle Ross from the Prince of Wales Hotel with publican and chairperson of the Gulgong Liquor Accord Rowena Ellis, Colleen Ryan from Gulgong Bowling Club, publican of the Centennial Hotel David Challinor, publican of the Commercial Hotel Kim Honeysett and publican of the Post Office Hotel Brad Brown – the five licensed premises that make a weekly contribution to operate the Nightrider Community Bus Service.

Nightrider bus at risk

Community service may fold unless more sponsors come forward

By ELLE WATSON

Gulgong's Nightrider Community Bus Service is at risk of folding if more sponsorship is not found before next month.

The bus has been running successfully since 2009 when members of the Gulgong Liquor Accord, with the assistance of the Roads and Maritime Service, established the transport option to combat anti-social behaviour and drink driving.

The liquor accord will now make a decision on the viability of the service after one of the six

licensed venues withdrew its weekly contribution.

"We are currently seeking sponsors to help with these costs as we now only have five of the six licensed venues contributing per week and we fear for the Nightrider's future," chairperson of the Gulgong Liquor Accord, Rowena Ellis said.

"It's a community service, not just a 'booze bus' as such.

"We've got people who catch the bus to go to the supermarket because we don't have public transport at all.

"There are kids who go to and from work of a weekend, people

travelling to parties or barbecues."

Supported by the Mudgee Local Area Command, the service operates from 6pm to 1.30am on Friday and Saturday nights delivering people to and from their homes it also informs police of any anti-social behaviour on the streets.

Commuters donate \$4 for a trip in town and \$2/km to go up to 20km out of town, with 100 per cent of this money going towards the running costs.

In the last three months the Nightrider transported 1756 people, with numbers increasing every quarter.

There has been an outcry of

support from the Gulgong community to keep the service running.

"The nightrider is a vital service for our town," Facebook commenter, Sharon Morrow said.

"It gives me peace of mind that I know my kids can go out and have a few drinks and get a reliable, safe lift home, as I am not always able to pick them up. There is no other public transport in Gulgong and it would be devastating to lose the Nightrider. It also means hubby and I and friends can go out and catch up over a few drinks and all be able to get home. Small country towns always get things taken

away from them, please leave our town with this vital service."

Another commenter, Hayden Burns said: "I work at the pub and every Friday and Saturday night many patrons rely on the Nightrider for a safe option home and it lowers the rate of drink driving."

"This service is such an asset to our town. My husband uses it, my adult children use it, my friends and I use it. Seriously please keep it running," Darlene Curry posted.

The Gulgong Liquor Accord will next meet in October. Potential sponsors can contact Mr Ellis at: info@princeofwalesgulgong.com.au

TODAY Cloudy 7/25 °	THURSDAY Sunny 6/25 °	FRIDAY Cloudy 6/25 °	
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ATTACHMENT 2



22/9/15

Dear Des – Mid Western Regional Council

The Gulgong Nightrider bus service is an award-winning alternate transport scheme that supports a town with no access to affordable public transport. The service began back in December 2009 to assist patrons of local pubs and clubs in Gulgong to get home safely after a night out. It has grown over the years and now provides the entire community a service with alternative means of transport for anyone travelling within a 20km radius.

The service is funded by the Gulgong Liquor Accord. Also supported by local police, the service operates from 6pm through to 1.30am on Friday and Saturday nights delivering people to their requested destinations and also informing police of any antisocial behaviour around the town. Patrons are asked to donate \$4 for a trip in town and \$2/km to go up to 20klm out of town with this money helping with the bus running costs. The Nightrider transported 1,756 people in the last three months with numbers increasing every quarter.

Recently due to hardship, the Gulgong RSL has withdrawn its involvement with the Nightrider and the Gulgong Liquor Accord is currently sourcing sponsors to help with the running costs of this valuable community service. We now only have five of the six licensed venues contributing per week and fear for the Nightriders' future.

The annual costs for the Nightrider is \$65500, each hotel and the Gulgong Bowling and Sporting Club contribute \$120 per week with the remainder covered by the bus donation bucket. Ideally, we need to cover the \$6240 per annum that is now not paid by the Gulgong RSL. Whilst we understand that the bus is used for the licensed venues, our numbers also show that it services the entire community. We are asking local businesses to come on board and help with the running costs to ensure we don't lose this invaluable service. Each business will receive a letter over the next few days requesting sponsorship fee of \$150 per year, hopefully this will contribute \$1000 annually. I have also been talking with Super IGA supermarket and they seem really keen to help, I'm hoping for \$1000 per year. I'm wondering if there are any funds available through MWRC to help keep our bus running.

I am able to provide further information if required and would ask you to consider supporting this invaluable Gulgong community service. Alternatively, I encourage you to attend the next Gulgong Liquor Accord meeting to be held at the Ten Dollar Town Motel, 21st October 2015 at 10.30am. Please like our face book page for updates – Nightrider Community Bus Service & Gulgong Liquor Accord

Gulgong Liquor Accord bank details - BSB 062549 - Account 10082850

Yours faithfully,
Rowena Ellis
President Gulgong Liquor Accord
0263741166

After notification of the RSL Club's intention to discontinue its involvement, we posted on our face book page requesting feedback. To date we have reached 4607 people, 42 shares,67 comments showing support.

"The Gulgong Liquor Accord is making some very important decisions over the next few days regarding the future of the Nightrider bus and we need your help..... What would it mean to you if the Nightrider bus discontinued? Please comment below and show your support by telling us how and how often you use the bus.."

[4,607 people reached](#)

Boost Post



[Like](#) [Comment](#)

[Share](#)

[Top Comments](#)

[Nightrider Community Bus Service](#), [Raelene Tant](#), [Michelle Curry](#), [Carol Swadling](#) and [18 others](#) like this.

[42 shares](#)



Remove

[Nightrider Community Bus Service](#) After todays meeting I have some good and bad news for everyone..... The good news is the nightrider will continue to operate for the time being!! Thanks everyone for your comments as it has really helped show how valuable this community service is...[See More](#)

[Like](#) · [Reply](#) · [4](#) · [2 hrs](#)



Remove

[Suzi Kinsela](#) Thank you to these Business people who are still backing this much needed service in our community.

[Unlike](#) · [1](#) · [37 mins](#)



Remove

[Nightrider Community Bus Service](#) The best way to thank these buisnesses [Suzi Kinsela](#) is to support them smile emoticon

[Like](#) · [36 mins](#)

Remove

[Nightrider Community Bus Service](#) Thanks for the comments everyone, please share and comment. I need the info to take to the meeting

[Unlike](#) · [Reply](#) · [4](#) · [24 August at 21:00](#)



Remove

[Nightrider Community Bus Service](#) What a huge response! Thank you for the comments, it show just how much the Gulgong community needs this service. The meeting is at 10.30 in the morning. I will be sure to let you all know the outcome

[Like](#) · [Reply](#) · [5](#) · [20 hrs](#)



Remove

[Nightrider Community Bus Service](#) Each licensed venue contributes each week to fund the [Nightrider Community Bus Service](#). The bus does not make a profit, it is purely \$\$ put back into the running costs each week. Gulgong people are doing a great job supporting the bus, what a fantastic community we have

[Like](#) · [Reply](#) · [4](#) · [24 August at 21:38](#)



Remove

[Amanda Kernahan](#) Could the price be put up just by \$1.00? 50 passengers a week, \$50.00. \$200.00/mth. Just a thought!!

[Like](#) · [Reply](#) · [1 hr](#)



Remove

[Nightrider Community Bus Service](#) The bus actually runs on a weekly payment from (now) 5 licensed venues and the rest is donations from patrons using the bus. We try really hard to keep it affordable and had a price rise just recently. A price rise would be a last resort but if patrons have any spare change in their pockets, feel free to throw it in the bucket on the bus !

[Like](#) · [1](#) · [1 hr](#)



Remove

[Sam Seis](#) Look at the statistics- how many less DUI accidents have been reported since having the night rider service?

[Like](#) · [Reply](#) · [3](#) · [Yesterday at 06:54](#)



Remove

[Nightrider Community Bus Service](#) Sam I have actually contacted the police to try and gain some updated stats

[Like](#) · [1](#) · [Yesterday at 12:15](#)

[View more replies](#)



Remove

[Nightrider Community Bus Service](#) Do you use it a lot [Kellie Griffiths](#)?

[Unlike](#) · [Reply](#) · [2](#) · [24 August at 19:42](#)



Remove

[Mary Reddish](#) As a driver of the 'Nightrider' I believe we as a community would be at a great loss. I have many older patrons who catch the bus & how would they get to go out on a Friday or Saturday night if there wasn't a bus?? When picking them up or dropping them home I always make sure they get on/off the bus safely & get into their home before I continue on.

I've had patrons who do their grocery shopping & we take it home, I've picked up teenagers who work (but not drive) & either drop them off to work or back home once they've finished. I've even done a run back to the pub when a patron has left their cigarettes behind!!

Not only do Gulgong people use this bus, lots of tourists frequent the bus as well. Last week I had a

couple who were having tea at one place & staying at another & the gentleman couldn't walk that far, they were so happy that we could help. All the tourists that use this service think that it's such a fantastic service & wonder why their town doesn't have one!!

This service is not only for frequenting the hotels, people use it to go from their home to a friends place as well. I've even delivered pizzas home from parents at the pub to feed the kids & the babysitter!!

As a mother, I am grateful that this service exists, because I can have peace of mind knowing that our sons can go out to the pub & safely get home without having to worry about them driving.

I've also used the service on one or two occasions myself & it saves me an uphill walk after a night out - we so need to keep this service running ☐☐☐

[Unlike](#) · [Reply](#) · 19 · 24 August at 21:35



Remove

[Leanne Hill](#) We use the Nightrider every weekend!!! Either be to get Luke to or from work , Alanah home from babysitting, home from backyard barbies from our family and friends homes And home from license premises!! We love the Nightrider community bus service and would be very disappointed if it was to ever end!!

[Unlike](#) · [Reply](#) · 8 · 24 August at 20:50



Remove

[Danielle Hodge](#) I use it all the time and would be really sad to see it go! Really has been a life saver for Gulgong especially as a female not having to walk home alone in the dark has been awesome!

[Unlike](#) · [Reply](#) · 5 · 24 August at 21:55



Remove

[Leanne Burrows](#) I use the nightrider bus every time i go out. I would hate to see this service go. It would mean walking home late at night in the dark.

[Unlike](#) · [Reply](#) · 2 · 24 August at 21:33



Remove

[Ashleigh Day](#) Noooooooo ! The night rider is such a convenience to get to and from places on a weekend and it's a safer way to get home especially dues to the fact if we had no night rider many women would walk home late and night alone and intoxicated, many streets...[See More](#)

[Unlike](#) · [Reply](#) · 6 · 24 August at 23:20



Remove

[Katrina Taylor](#) I know we would go out a lot less which means less money spent in town. We have even had my grandkids with us on the bus for a meal out. It's a fantastic service. Please keep it

[Unlike](#) · [Reply](#) · 4 · 24 August at 21:10



Remove

[Tania Scolyer](#) We use it every time we are out. In an area where there is no taxi service it is ESSENTIAL. Support this service 110%. If your prices had to go up we would still support it, it is a necessity.

[Unlike](#) · [Reply](#) · 4 · 24 August at 20:41



Remove

[Sharon Morrow](#) The nightrider is a vital service for our town. It gives me peace of mind that I know my kids can go out and have a few drinks and get a reliable, safe lift home, as I am not always able to pick them up. There is no other public transport in Gulgong an...[See More](#)

[Unlike](#) · [Reply](#) · 3 · 20 hrs



Remove

[Angie Spice](#) Service available - I am very proud of our community for having & supporting such a service for the health & wellbeing of our community

[Unlike](#) · [Reply](#) · 3 · 24 August at 21:21



Remove

[Belinda Berg](#) We need the night rider it is a very valuable service.. My family use the service 3 out of 4 weekends. As a shift worker I use it to get Carly home safely from work.. When she babysits they put her on the bus and most importantly when we are out drinking the bus gets us home safely and avoids any temptation to drive

[Unlike](#) · [Reply](#) · 3 · 24 August at 22:04



Remove

[Karen Jackson](#) We, Trevor and Karen Jackson, were asked to start the night rider many years ago. We believed in how important this service is to our community. I have heard about its importance to get kids home from baby sitting and work, patrons from hotels, and kee...[See More](#)

[Unlike](#) · [Reply](#) · 5 · 24 August at 21:21



Remove

[Kellie Griffiths](#) It would mean a long walk and in very dark conditions and potentially dangerous if alone

[Unlike](#) · [Reply](#) · 9 · 24 August at 19:33



Remove

[Renee McWhirter](#) Omg the McWhirters and in fact Stuart St would be devastating if the was no bus!!!!

[Unlike](#) · [Reply](#) · 4 · Yesterday at 07:11



Remove

[Kathryn Lord](#) I live in Gunnedah and often am in gulgong visiting family. I have used it often when we all go out. Please let it stay.

[Unlike](#) · [Reply](#) · 2 · Yesterday at 12:26



Remove

[Lisa Curry](#) I use the service of the night rider when I come home to visit family and friends. I also think it's a fantastic service to offer an alternative to the community to ensure they travel home safely after enjoying a few drinks, however it also re-assures the safety of everyone else in the community because it minimizes the risk of people drink driving. Win win for everyone in my opinion.

[Unlike](#) · [Reply](#) · [3](#) · [Yesterday at 08:03](#) · [Edited](#)



Remove

[Katrina Curry](#) I think this is such a fantastic service for the community. I use the night rider majority of the time to get to and from venues

[Unlike](#) · [Reply](#) · [2](#) · [Yesterday at 12:19](#)



Remove

[Kim Fitzpatrick](#) On the odd occasion I've gone out for the night, Its because I knew I could rely on the nightrider to help me get home.....safe! The drivers always wait til you're at your front door before they leave.

Nightrider NEEDS to stay, for convenience, and safety, for everyone.

[Unlike](#) · [Reply](#) · [4](#) · [24 August at 21:10](#)



Remove

[Tahlie Mahalie](#) I would hate to see this service go.

[Unlike](#) · [Reply](#) · [5](#) · [24 August at 20:42](#)



Remove

[Angie Spice](#) I think this is an imperative service to our local community & benchmarks us above other small communities that don't have this

[Unlike](#) · [Reply](#) · [2](#) · [24 August at 21:19](#)



Remove

[Maddy Mcelligott](#) Use it just about every weekend. Would hate for it to not go anymore! frown emoticon

[Unlike](#) · [Reply](#) · 4 · [24 August at 20:56](#)



Remove

[Suzi Loughrey](#) I live out of town and without the night rider to get me to and fro ; my social life would not exist . = one sad mumma !!

[Unlike](#) · [Reply](#) · 4 · [24 August at 21:58](#)



Remove

[James Carter](#) Fantastic service .

[Unlike](#) · [Reply](#) · 4 · [24 August at 21:24](#)



Remove

[Luke Hill](#) I use it to get around nearly ever weekend

[Unlike](#) · [Reply](#) · 4 · [24 August at 21:00](#)



Remove

[Kellie Griffiths](#) We use it prob once or twice a month some times more depending what's on. But it is nice to know its available for use to get you to and from a licensed premises safely. But if it's regularity as in every weekend Friday and Saturday nights then my answer would be no

[Unlike](#) · [Reply](#) · 2 · [24 August at 19:45](#) · [Edited](#)



Remove

[Jo O'loughlin](#) my son and i have used it to shop and to get from one side of town to another. He loves the service. Would b sad. To lose it

[Unlike](#) · [Reply](#) · [2](#) · [23 hrs](#)



Remove

[Rob Loughrey](#) Used when ever we go out ,

[Unlike](#) · [Reply](#) · [3](#) · [24 August at 21:41](#)



Remove

[Jessica Davies](#) I use it as a safe way to get home after work at night.

[Unlike](#) · [Reply](#) · [3](#) · [24 August at 21:18](#)



Remove

[Sam Partridge](#) I use it all the time to get around not having a license its really helpful when I do stuff on the weekend

[Unlike](#) · [Reply](#) · [3](#) · [24 August at 21:13](#)



Remove

[Hayden Burns](#) I work at the pub and every Friday and Saturday night many patrons rely on the night rider for a safe option home and it lowers the rate of drink driving.

[Unlike](#) · [Reply](#) · [2](#) · [Yesterday at 12:13](#)



Remove

[Cal Ruming](#) Got me out of trouble a few times!!

[Unlike](#) · [Reply](#) · [10](#) · [24 August at 20:11](#)



Remove

[Dave Morrison](#) It gets me home even when I don't remember it has

[Unlike](#) · [Reply](#) · 6 · [Yesterday at 02:43](#)



Remove

[Suzi Kinsela](#) I have seen the state of some users when they get home and I know I'm very glad they were not behind the wheel of ANY vehicle!!!! For the safety of themselves and others !!!

[Unlike](#) · [Reply](#) · 5 · [24 August at 20:06](#) · [Edited](#)



Remove

[Kaine N Rebecca](#) We use night rider almost every weekend and we live out of town so it's a long cold walk home for us too

[Unlike](#) · [Reply](#) · 6 · [24 August at 21:01](#)



Remove

[Amanda O'Brien](#) Definitely used it a few times and it's made our night so much more enjoyable knowing that the "ride home" was taken care of! Also I've sent my babysitter home on it and both her parents and I knew that she was In good,safe hands!

[Unlike](#) · [Reply](#) · 4 · [24 August at 20:52](#)



Remove

[Blake Gorrie](#) I use it every weekend most likely a couple of times a night and the rest of my family use it often as well

[Unlike](#) · [Reply](#) · 4 · [24 August at 21:04](#)



Remove

[Darlene Curry](#) This service is such an asset to our town. My husband uses it, my adult children use it, my friends and I use it. Seriously please keep it running.

[Unlike](#) · [Reply](#) · [3](#) · [Yesterday at 07:42](#)



Remove

[Alison James](#) While I'm not a local, many of our loved ones are, and I think it's fantastic that a beautiful country town has such an invaluable service that serves as a convenience but most importantly protects the safety of so many of its locals on a number of levels. I know our loved ones use the service and think its a vital part of their town.

[Unlike](#) · [Reply](#) · [3](#) · [Yesterday at 07:59](#)



Remove

[Amanda Kernahan](#) What a wonderful service!! Keep it going.

[Unlike](#) · [Reply](#) · [2](#) · [Yesterday at 12:46](#)



Remove

[Kellie Griffiths](#) Perhaps people need to comment on this if they are regular users as you wouldn't want the service to cease would you???

[Unlike](#) · [Reply](#) · [2](#) · [24 August at 19:59](#)



Remove

[Rebecca Bennett](#) I think would be sad to see this service lost

[Unlike](#) · [Reply](#) · [2](#) · [24 August at 21:19](#)



Remove

[Lindy Ravenscroft](#) It's a must particularly for out of town folk. It's a fantastic service

[Unlike](#) · [Reply](#) · 2 · 17 hrs



Remove

[Susan Gudgeon](#) my family uses it every weekend to get home safely

[Unlike](#) · [Reply](#) · 2 · Yesterday at 12:37



Remove

[Jo Oloughlin](#) As a woman I would probably stay home more often. The niterider makes me feel safe that I don't have to walk home in the dark under the influence

[Unlike](#) · [Reply](#) · 2 · 23 hrs



Remove

[Mary Holdsworth](#) We now are aware that not only locals use this but also visitors have commented on what a wonderful service it is and how lucky the town is to have it.

[Unlike](#) · [Reply](#) · 2 · Yesterday at 06:06



Remove

[Nightrider Community Bus Service](#) Thanks [Maddy Mcelligott](#)

[Unlike](#) · [Reply](#) · 3 · 24 August at 21:00



Remove

[Nightrider Community Bus Service](#) [Gulgong RSL Club](#) [Centennial Hotel Gulgong](#) [Gulgong Bowlo](#) [Prince Of Wales Hotel Gulgong](#) [Commercial Hotel Gulgong](#) [Post Office Hotel](#)

[Unlike](#) · [Reply](#) · 3 · 24 August at 21:42



Remove

[Teri Gorrie](#) Everyone should be able to get home safe from an evening out if you do not continue this service people will be drink driving how smart is that ??????

[Unlike](#) · [Reply](#) · 3 · 18 hrs



Remove

[Daphne Brooks](#) I think this is an essential service for Gulgong. How can they even think about discontinuing it?? It's not like people can just call a taxi!! There would probably be a lot more drink driving if there was no bus.

[Like](#) · [Reply](#) · 1 · 24 August at 21:20



Remove

[Jessica Davies](#) Noooooooo

[Unlike](#) · [Reply](#) · 4 · 24 August at 21:18



Remove

[Darlene Curry](#) So does this mean then that people can't be picked up or taken to the RSL Club? As that's the only place not listed I'm assuming they are the ones no longer contributing to the running costs of the bus. I'd be really peeved if I was one of the other bu...[See More](#)

[Like](#) · [Reply](#) · 1 hr



Remove

[Rob Loughrey](#) What ever we have to pay its better than drink driving ,

[Like](#) · [Reply](#) · 1 hr



Remove

[Elise](#) [Westaway](#) [Chelsea](#) [Natalie](#) [Wolthers](#) [Mathew](#) [Norris](#)

We would cry

[Unlike](#) · [Reply](#) · 4 · 24 August at 21:03



Remove

[Maddy Mcelligott](#) [Kaine N Rebecca Russell James Hill](#) [Cecilia Hill](#) [Jack Grant](#) [Blake Gorrie](#) [Dayna Manley](#) [Ashlee Rust](#) [Ryan Thurlow](#) [Luke Hill](#) what do you guys think?

[Unlike](#) · [Reply](#) · 5 · 24 August at 20:59



Remove

[Suzi Kinsela](#) [Tahlie Mahalie](#) ???

[Unlike](#) · [Reply](#) · 1 · 24 August at 20:38



Remove

[Suzi Kinsela](#) [Cal Ruming](#) [Becky Nairne](#) [Paul Hollingsworth](#)

[Unlike](#) · [Reply](#) · 1 · 24 August at 20:08



Remove

[Suzi Kinsela](#) Fingers crossed that today's meeting has a good outcome for our community !!!!

[Like](#) · [Reply](#) · 5 hrs

6.1.2 Council Submission on KEPCO Environmental Impact Statement

LISTED BY CR JOHN WEBB TO 21 OCTOBER 2015 COUNCIL MEETING

Council Submission on KEPCO Environmental Impact Statement

GOV400022, GOV400043

MOTION **That Council include in any submission on the KEPCO Environmental Impact Statement concerns over water extraction and the management of prime agricultural land.**

BACKGROUND I have been approached by Bylong residents who have concerns over these issues.

Comments by General Manager

The Bylong Coal Project is currently on public exhibition with a closing date for submissions of 6 November 2015. The Acting Director Development has requested that an extension of time be granted to Council to enable the content of the submission to be considered by the full Council at the Ordinary Meeting on 18 November 2015. This request has been granted on the proviso that a draft submission from Council is submitted by 6 November, which would then be confirmed at the November meeting.

The issues in respect to water extraction and prime agricultural land can be considered in the submission from Council. At this early stage the other issues are the social and economic impacts and in particular the need for a workers accommodation facility verses accommodation in Mudgee, Gulgong, Rylstone and Kandos. The positive economic development of the proposal would also be referenced.

6.2 Rescission Motion

6.2.1 DA0228/2015 Commercial Shops, Shop top Housing and Strata subdivision - The Regent Theatre, 5-7 Church Street, Mudgee

RESCISSION MOTION TO 21 OCTOBER 2015 COUNCIL MEETING

Rescission motion Regent Theatre

GOV400023, GOV400043

We, the undersigned Councillors, give notice of our intention that the resolution of the Council Meeting on 16 September 2015 in relation to:

That Council defer consideration of this development application until Development consent for the use of the right of way over Lot 1 DP86378 (Lawson Park Hotel) for the purposes of the development (in particular, access thereto), has been addressed.

be and is hereby rescinded.



COUNCILLOR PETER SHELLEY



COUNCILLOR LUCY WHITE



COUNCILLOR MAX WALKER

In the event that this Rescission Motion is carried, we propose to move the following motion (which was the original recommendation contained in the business papers of 16 September 2015):

That:

1. **The report by the Senior Town Planner on the 'Regent Theatre' Development Application (DA0228/2015) be received;**
2. **The application be approved as a deferred commencement subject to the following conditions:**

DEFERRED COMMENCEMENT CONDITION

- 1A. **Deferred Commencement Consent**
This Consent does not operate until Council is satisfied that:

Development consent for the use of the right of way over Lot 1 DP86378 (Lawson Park Hotel) for the purposes of the development (in particular, access thereto), has been obtained.

This is a deferred commencement condition in accordance with Section 80(3) of the Environmental Planning and assessment Act 1979 and this consent shall not operate until it has been complied with to the satisfaction of Council.

APPROVED PLANS CONDITIONS

1. Development is to be carried out generally in accordance with the following stamped approved plans

Plan Number	Plan Reference	Prepared by	Date
Job 1303 Dwg A02A	Basement Floor Plan	Barry Rush & Associates Pty Ltd	15/04/2015
Job 1303 Dwg A03A	Ground Floor Area	Barry Rush & Associates Pty Ltd	20/04/2015
Job 1303 Dwg A04A	First Floor Plan	Barry Rush & Associates Pty Ltd	20/04/2015
Job 1303 Dwg A05A	Second Floor Plan	Barry Rush & Associates Pty Ltd	15/04/2015
Job 1303 Dwg A06A	Third Floor Plan	Barry Rush & Associates Pty Ltd	15/04/2015
Job 1303 Dwg A07A	Fourth Floor Plan	Barry Rush & Associates Pty Ltd	28/04/2015
Job 1303 Dwg A08A	Roof Plan	Barry Rush & Associates Pty Ltd	15/04/2015
Job 1303 Dwg A09A	West & North Elevations	Barry Rush & Associates Pty Ltd	20/04/2015
Job 1303 Dwg A10A	East & South Elevations	Barry Rush & Associates Pty Ltd	15/04/2015
Job 1303 Dwg A11A	Sections	Barry Rush & Associates Pty Ltd	15/04/2015
N/A	Proposed interpretation of the fluted attached piers and light panel (as amended in red)	Barbara Hickson	N/A
N/A	Statement of Environmental Effects	of Boston Blyth Fleming Town Planners	February 2015
Ref 14886	Traffic and Parking Matters	Varga Traffic Planning Pty Ltd	21/04/2015
Ref 22995-GR01a	Geotechnical Investigation Report	Barnson Pty Ltd	16/04/2015
N/A	Statement of Heritage Impact	Barbara Hickson Heritage Advisor	20/01/2015
N/A	Supplementary Statement of Environmental Effects	of Boston Blyth Fleming Town Planners	04/05/2015

and the Application received by Council on 9 February 2015 except as varied by the conditions listed herein. Any minor modification to the approved plans will require the lodgement and consideration by Council of amended plans. Major modifications will require the lodgement of a new development application.

2. Notwithstanding the approved plans the structure is to be located clear of any easements and/or 1.5 metres from any water and sewer mains in accordance with Council Policy

AMENDMENTS

3. The plans are to be amended to require four of the single bedroom units be consolidated into two individual two bedroom units.

GENERAL TERMS OF APPROVAL

4. The ground floor commercial premises are to be used solely for the purposes of retail or business premises and for no other use at any time in accordance with the definition of shop top housing.

PRIOR TO ISSUE OF THE CONSTRUCTION CERTIFICATE – CIVIL

The following conditions must be compiled with prior to Council issuing a Construction certificate for the proposed civil works.

5. The applicant is to submit a Drainage Report prepared in accordance with the Institution of Engineers publication Australian Rainfall and Run-off to the Principal Certifying Authority for approval prior to the release of the Construction Certificate. The report must demonstrate that stormwater runoff from the site is not increased beyond the existing undeveloped state up to and including a 1.5 year event. All storm water detention details including analysis shall be included with the drainage report.

The development must meet the water quality requirements pursuant to Council's Development Control Plan and Appendix B.

6. All finished surface levels shall be shown on the plans submitted for the Construction Certificate. Where it is proposed to import fill, the material shall be certified as free of hazardous materials and contamination by a suitably qualified geotechnical engineer. Fill placed in residential or commercial lots shall be compacted in accordance with *AS3798-2007 Guidelines on Earthworks for Commercial and Residential Developments*.
7. All earthworks, filling, building, driveways or other works, are to be designed and constructed (including stormwater drainage if necessary) so that at no time will any ponding of stormwater occur on adjoining land as a result of this development.
8. An Erosion and Sediment Control Plan for the development is to be prepared and implemented in accordance with the LANDCOM guidelines and requirements as outlined in the latest edition of "Soils and

Construction – Managing Urban Stormwater”. Points to be considered include, but are not limited to:

- a) Saving available topsoil for reuse in the revegetation phase of the development;
 - b) Using erosion control measures to prevent on-site damage;
 - c) Rehabilitating disturbed areas quickly;
 - d) Maintenance of erosion and sediment control structures;
9. A detailed engineering design is to be submitted to and approved by Council prior to the issue of a *Construction Certificate*. The engineering design is to comply with Council’s Development Control Plan and the Standards referenced within Appendix B and D. A costed bill of quantities should be submitted with the design plans.
A Construction Certificate is required for but not limited to the following civil works;
- a) Water and sewer main extensions
 - b) Stormwater drainage such as interallotment drainage, detention basins,
 - c) Road construction
 - d) Footpath and kerb & gutter
 - e) traffic control devices and signage (to also be approved by Council’s Heritage Officer)
- NOTE:** No works can commence prior to the issue of the Construction certificate

PRIOR TO ISSUE OF THE CONSTRUCTION CERTIFICATE BUILDING

The following conditions must be compiled with prior to Council or an accredited Certifier issuing a Construction certificate for the proposed building.

10. A report by a suitably qualified practising structural engineer detailing the methods and actions required to ensure the structural stability and protection of the building, including internal finishes, during demolition and construction is to be submitted to the PCA prior to the issue of a CC. The work is to be executed in accordance with the engineer’s recommendations to the satisfaction of the PCA before the issue of an OC.
11. Prior to the issue of the Construction Certificate, the Principal Certifying Authority (PCA) is to be supplied with certificates from telecommunications and energy service providers stating that suitable arrangements have been made for provision of underground telephone and electricity supplies for the proposed development.
12. Complete landscaping plans are to be submitted for approval prior to issue of a Construction Certificate. All landscaping to consist of appropriately advanced trees and shrubs. All landscaping is to be established prior to occupation of the development. Tree and shrub species should require minimal watering and salt resistant. Alternatively, smaller plan sizes will be considered if irrigation systems are implemented.

The landscaping is to include trees within the entire ‘planting’ section referenced on the Ground Floor Plan that will achieve a minimum mature height of 5m and should be spaced a maximum of 4m apart.

The landscaping is to include a minimum of 15 square metres of communal edible gardens infrastructure within the confines of the rooftop terrace. The communal gardens are to have adequate access to reticulated water.

13. The developer shall obtain a Certificate of Compliance under the *Water Management Act 2000*. This will require:

- a) Payment of a contribution for water and sewerage headworks at the following rate:

Water Headworks	\$110,082
Sewerage Headworks	\$77,560
Total	\$187642

- b) The adjustment of existing services or installation of new services and metres, as required, in compliance with *Australian Standard 3500: National Plumbing and Drainage Code*. All costs associated with this work shall be borne by the developer.

Note: Section 64 Developer Contributions are subject to Consumer Price Index increase at 1 July each year. Please contact Council's Planning and Development Department regarding any adjustments.

14. In accordance with the provisions of section 94A of the Environmental Planning and Assessment Act 1979 and the Mid-Western Regional Council Section 94A Development Contributions Plan, a levy of 1% of the cost of carrying out the development shall be paid to Council.

A Quantity Surveyor's Detailed Cost Report is to be submitted to determine the contribution payable to Council.

15. All building work is to comply with the requirements of the Access to Premises Standard

16. Prior to release of the Construction Certificate, approval pursuant to Section 68 of the Local Government Act, 1993 to carry out water supply, stormwater and sewerage works is to be obtained from Mid-Western Regional Council.

17. A schedule of existing and proposed fire safety measures is to be submitted to the Principal Certifying Authority with the application for the Construction Certificate.

18. A waste management plan prepared by a suitably qualified person is to be lodged with and approved by Council prior to the issue of a construction certificate. The plan is to include the following:

- a) Details showing the recycling of waste products where appropriate, in particular demolition waste to ensure recoverable waste types (bricks, concrete and steel) are separated from other non-recoverable waste types.
- b) A timeframe of delivery of waste to an approved waste disposal facility to ensure a staged delivery of waste.

- c) Details of the soil excavated from the site must at a minimum meet the requirements for General Solid Waste or VEHM to be disposed of at the Mudgee Waste Facility.
19. Design verification must be provided by a registered architect pursuant to SEPP 65 stating that the design intent approved by the Development Consent has been maintained in the building/architectural plans submitted with the Construction Certificate.
20. Prior to issuing a construction certificate a qualified acoustic engineer, who should either be a member of, or have the qualifications to become a member of the Australian Acoustic Society (AAS) or the Association of Australian Acoustical Consultants (AAAC), shall prepare & submit a report to the Principal Certifying Authority demonstrating that the following Equivalent Continuous (LAeq) is not to be exceeded:
- a) In any bedroom in the building – 30dB(A) at any time between 10pm and 7am.
- b) Anywhere else in the building (other than a garage, kitchen, bathroom, hallway or balcony) – 35dB(A) at any time.
21. Confirmation that an agreement has been entered into with a licensed waste collection provider for the ongoing domestic collection of waste and recycling. The agreement is to ensure that:
- a) No bins are positioned within Council's road reserve or the Right of Way over Lot 1 DP 86378.
- b) Collection is to occur between the hours of 9pm and 7am only.
- c) Collection is not to involve the parking or standing of vehicles upon the Right of Way over Lot 1 DP 86378
22. All services for water/sewer reticulation, electricity, telecommunications and air conditioning ducting are to be provided in a manner that reduces the impact on the integrity of the original building and reduces the extent of new openings.
23. The existing panelled wall supporting the back of the stalls shall be re-used in the lift foyer. Detailed plans of this must be submitted and approved by Council prior to the issue of the construction certificate.
24. The external colour schedule shall be submitted and approved by Council prior to the issue of the construction certificate.

PRIOR TO THE COMMENCEMENT OF WORKS – CIVIL

These conditions are provided to ensure that the subdivision site is maintained in a suitable manner and in accordance with relevant requirements

25. Any necessary alterations to, or relocations of, public utility services to be carried out at no cost to Council and in accordance with the requirements of the relevant authority including the provision of easements over existing and proposed public infrastructure.
26. Prior to development the applicant shall advise Council's Planning Department, in writing, of any existing damage to Council property before

commencement of works. The applicant shall repair (at their own expense) any part of Council's property damaged during the course of this development in accordance with AUS-Spec #1/2 (as modified by Mid-Western Regional Council) and any relevant Australian Standards.

27. A Traffic Control Plan (TCP) completed by a "Certified Person" for implementation during works is to be submitted to Mid-Western Regional Council and the Principal Certifying Authority prior to any work commencing.
28. A copy of the Contractor's public liability insurance cover for a minimum of \$20,000,000 (Twenty million dollars) is to be provided to Mid-Western Regional Council. Mid-Western Regional Council is to be indemnified against any works carried out by the contractor.

PRIOR TO THE COMMENCEMENT OF WORKS – BUILDING

29. No work shall commence until a Construction Certificate has been issued and the applicant has notified Council of:
 - a) the appointment of a Principal Certifying Authority and
 - b) the date on which work will commence.Such notice shall include details of the Principal Certifying Authority and must be submitted to Council at least two (2) days before work commences.
30. The site shall be provided with a waste enclosure (minimum 1800mm X 1800mm X 1200mm) that has a lid or secure covering for the duration of the construction works to ensure that all wastes are contained on the site. The receptacle is to be emptied periodically to reduce the potential for rubbish to leave the site. Council encourages the separation and recycling of suitable materials.
NOTE: ALL WASTE GENERATED FROM THE CONSTRUCTION PROCESS IS TO BE CONTAINED ON-SITE
31. A sign must be erected in a prominent position on any work site on which involved in the erection or demolition of a building is carried out;
 - a) stating that unauthorised entry to the work site is prohibited, and
 - b) showing the name of the person in charge of the work site and a telephone number at which that person may be contacted outside working hours.
 - c) the name, address and telephone number of the principal certifying authority for the work,
 - d) The sign shall be removed when the erection or demolition of the building has been completed.
32. If the work involved in the erection/demolition of the building;
 - (a) is likely to cause pedestrian or vehicular traffic in a public place to be obstructed or rendered inconvenient, or
 - (b) building involves the enclosure of a public placeA hoarding or fence must be erected between the work site and the public place. If necessary, an awning is to be erected, sufficient to prevent any substance from, or in connection with, the work falling into the public place. Any such hoarding, fence or awning is to be removed when the work has been completed.

33. Prior to the commencement of works on site, the applicant shall advise Council's Planning Department, in writing, of any existing damage to Council property.
34. A photographic record of the whole theatre building located on site is to be prepared and submitted to Council in accordance with NSW Heritage Office guidelines prior to the commencement of demolition works.
35. The development site is to be managed for the entirety of work in the following manner:
 - a) Erosion and sediment controls are to be implemented to prevent sediment from leaving the site. The controls are to be maintained until the development is complete and the site stabilised with permanent vegetation;
 - b) Appropriate dust control measures;
 - c) Construction equipment and materials shall be contained wholly within the site unless approval to use the road reserve has been obtained;
 - d) Toilet facilities are to be provided on the work site at the rate of one toilet for every 20 persons or part of 20 persons employed at the site.
36. The builder is to notify the occupants of premises on either side, opposite and at the rear of the development site a minimum of two days prior to demolition. Such notification is to be clearly written on A4 size paper giving the date demolition will commence and be placed in the letterbox of every premise (including every unit of a multi-unit residential building or mixed use building if applicable). The demolition must not commence prior to the date which has been stated in the notice letter.
37. Prior to the demolition, a Work Plan shall be prepared by a competent person(s) in accordance with AS 2601 and shall be submitted to the Corporation. The Work Plan shall outline the identification of any hazardous materials, including surfaces coated with lead paint, method of demolition, the precautions to be employed to minimise any dust nuisance and the disposal methods for hazardous materials.
38. All recommendations contained within the submitted Statement of Heritage Impact shall be undertaken. Council must be advised in writing of the specifics of these recommendations including timeframes prior to demolition. The industrial equipment (including the projector equipment) shall be donated to a museum.
39. A Conservation Management Plan (CMP) shall be prepared in accordance with the NSW Office of Environment and Heritage guidelines and document titled 'Conservation Management Documents' for the foyer. The CMP shall be submitted to Council prior to demolition.

BUILDING CONSTRUCTION

40. All building work must be carried out in accordance with the provisions of the National Construction Code, the Environmental Planning & Assessment Act 1979 and Regulations and all relevant Australian Standards.

41. All plumbing and drainage work must be carried out by a licensed plumber and drainer and must comply with the Plumbing Code of Australia.
42. Construction work noise that is audible at other premises is to be restricted to the following times:
 - Monday to Saturday - 7.00am to 5.00pmNo construction work noise is permitted on Sundays or Public Holidays.
43. At no time shall vehicles stop or park within the Right of Way over the adjacent property during demolition and construction works.
44. All mandatory inspections required by the Environmental Planning & Assessment Act and any other inspections deemed necessary by the Principal Certifying Authority being carried out during the relevant stage of construction.
45. The licensed demolition contractor and/or principal contractor must comply with the following specific requirements in respect of the proposed demolition works:-
 - a) Demolition work is not be undertaken until:
 - Council has been provided with a copy of any required Hazardous Substances Management Plan;
 - The licensed demolition contractor and/or principal contractor has inspected the site and is satisfied that all measures are in place to comply with the provisions of such Plan;
 - b) The removal, handling and disposal of any asbestos material (in excess of 10m²) is to be undertaken only by an asbestos removal contractor who holds the appropriate class of Asbestos Licence, issued by WorkCover NSW, and in accordance with the requirements of WorkCover NSW, the Work Health and Safety Act 2011 and Australian Standard 2601-2001
 - c) All asbestos and other hazardous materials are to be appropriately contained and disposed of at a facility holding the appropriate license issued by the NSW Environmental Protection Agency;
 - d) Seven working days' notice in writing is to be given to Council prior to the commencement of any demolition works. Such written notice is to include the date demolition will commence and details of the name, address, contact telephone number and licence details (type of licences held and licence numbers) of any asbestos removal contractor and demolition contractor.
46. The strength of the concrete used for the reinforced concrete floor slab must be a minimum 25Mpa
47. The requirements of BASIX Certificate number(s) 606350M issued on 4 February 2015 must be installed and/or completed in accordance with the commitments contained in that certificate. Any alteration to those commitments will require the submission of an amended BASIX Certificate to the Council and/or the Principal Certifying Authority prior to the commencement of the alteration/s
48. The list of measures contained in the schedule attached to the Construction Certificate are required to be installed in the building or on the land to ensure the safety of persons in the event of fire in accordance

with Clause 168 of the Environmental Planning and Assessment Regulation 2000.

49. The applicants shall, at their own expense, engage a registered surveyor to relocate any survey mark that may be disturbed by the development or any associated work. Any information regarding relocation should be supplied to the Land Titles Office and Council.
50. Survey reports are to be submitted to the Principal Certifying Authority prior to the placement of the footings/slab and at the completion of each storey to verify all structures are located wholly in the subject property and constructed at the relevant heights in accordance with this approval.
51. To minimise vibration damage and loss of support to buildings / structures and properties in close proximity to the development site, a Geotechnical Engineers Report must be prepared detailing constraints to be placed on earth moving and building plant and equipment and the method of excavation, shoring, underpinning and support. This report must be provided to the person undertaking the excavation and the Principal Certifying Authority and the works must be undertaken in accordance with this report.
52. During demolition, the public footway and public road shall be kept clear at all times and shall not be obstructed by any demolished material or vehicles. The public road and footway shall be swept (not hosed) clean of any material, including clay, soil and sand.
53. All vehicles leaving the site with demolition materials shall have their loads covered and vehicles shall not track soil and other material onto the public roads and footways and the footway shall be suitably protected against damage when plant and vehicles access the site. All loading of vehicles with demolished materials shall occur on site.
54. Dust generation during demolition / construction shall be controlled using regular control measures such as on site watering or damp cloth fences.
55. Care shall be taken to prevent any damage to adjoining properties. The building contractor may be liable to pay compensation to any adjoining owner if, due to construction works, damage is caused to such adjoining property.
56. The foyer must remain weather tight at all times during demolition and construction.
57. The hydrant to be located within the wall of the former candy bar is to be installed in accordance with a Structural Engineers recommendation to ensure the murals are not damaged or interfered with.

ENGINEERING CONSTRUCTION

58. All works are to be constructed at the full cost of the developer, in a manner consistent with Aus-Spec #1 and Council's standard drawings.

59. Any additional stormwater infrastructure must be installed above the pre-existing sewer and comply with the clearances stated in WSA-02.
60. The works are to be inspected by the Council (or an Accredited Certifier on behalf of Council) to monitor compliance with the consent and the relevant standards of construction, encompassing the following stages of construction:
 - a) Installation of sediment and erosion control measures
 - b) Installation of stormwater infrastructure
 - c) Installation and testing of water and sewer mains
 - d) Installation of traffic control devices and signage
 - e) Practical Completion

CAR PARKING

61. A total of 37 car parking spaces are to be provided within the site of the development and comply with AS 2890.1: 2004 and the following requirements:
 - (a) Each parking space is to have minimum dimensions of 5.5m x 2.4m;
 - (b) Each disabled car parking space is to be in accordance with the provisions of AS 2890.6: 2009.
 - (c) All car parking spaces are to be line-marked and provided with a hard standing, all weather compacted gravel surface and must be maintained in a satisfactory condition at all times;
 - (d) Off street parking is to be encouraged by the placement of prominent signs indicating the availability of parking.
62. The aisle widths, internal circulation, ramp widths and grades of the car park are to generally conform to the Roads and Maritime Services (RMS) guidelines and Australian Standard AS 2890.1 – 1993. Details of compliance are to be shown on the relevant plans and specifications.
63. Appropriate signage should be provided internal to the building at the vehicular exit/entry point to ensure that:
 - a) Drivers exiting slow down and take care when crossing the pedestrian pavement.
 - b) Exiting vehicles do not turn right onto Church Street.
64. A signal system is to be installed to service the subject development which displays a green signal to entering traffic off Church Street at all times except when an exiting vehicle is detected approaching the ROW from within the basement car park and or the adjoining property. Details of the location, design and technical specifications of the signal system are to be submitted to Council prior to issue of the Civil Construction Certificate.

WATER AND SEWER SERVICES

65. The applicant is to provide separate water and sewer reticulation services to each allotment within the subdivision.
66. The developer is to extend and meet the full cost of water reticulations to service the development plus the cost of connecting to existing services. All water supply work is required to be carried out in accordance with the

requirements of Mid-Western Regional Council (as the Water Supply Authority under the Local Government Act, 1993) and in accordance with the National Specification – Water Supply Code of Australia.

67. The developer is to extend and meet the full cost of sewer reticulations to service the development plus the cost of connecting to existing services. All sewerage work is required to be carried out in accordance with the requirements of Mid-Western Regional Council (as the Water Supply Authority under the Local Government Act, 1993) and in accordance with the National Specification – Sewerage Code of Australia.
68. The developer shall provide for the individual water metering of each unit in the development.
69. Any footings/piles/piers required as part of the new development must not place structural loads onto the pre-existing sewer.
70. Any hard stand area with a sewer line underneath must be sawcut 1.5m either side of the sewer main.
71. Sewer manholes that are within the proposed development shall have risers installed as necessary so to be flush with the new finished surface level.
Note: This will require the applicant to arrange a private works estimate from Council's water and sewer department.
72. Plants or trees shall not be installed over any sewer mains or within sewer easements that traverse the site.
Note: Minor vegetation such as grass that poses no risk to the integrity of the sewer system is permitted.

CULTURAL HERITAGE

73. Historic and indigenous archaeological sites and relics are protected under the Heritage Act 1977 and National Parks and Wildlife Act 1974 respectively. Should any relics be uncovered during the course of the approved works, work must cease in the affected area. Subsequently in cases where historical items have been uncovered, the Department of Planning must be contacted or if indigenous items have been uncovered the Office of Environment & Heritage must be contacted.
74. All workers/contractors must be informed of their obligations under the National Parks and Wildlife Act 1974, namely that it is illegal to disturb, damage or destroy a relic without the prior approval of the Chief Executive of the Office of Environment & Heritage.

PRIOR TO ISSUE OF THE OCCUPATION CERTIFICATE

The following conditions are to be completed prior to occupation of the building and are provided to ensure that the development is consistent with the provisions of the Building Code of Australia and the relevant development consent.

75. Prior to the occupation of a new building, or occupation or use of an altered portion of, or an extension to an existing building, an Occupation

Certificate is to be obtained from the Principal Certifying Authority appointed for the erection of the building.

- 76. All car parking and associated driveway works are to be completed prior to occupation of the development.**
- 77. Prior to occupation or the issue of the Occupation Certificate (or Interim Occupation Certificate) the owner of the building must cause the Principal Certifying Authority to be given a fire safety certificate (or interim fire safety certificate in the case of a building or part of a building occupied before completion) in accordance with Clause 153 of the Environmental Planning and Assessment Regulation 2000 for each measure listed in the schedule. The certificate must only be in the form specified by Clause 174 of the Regulation. A copy of the certificate is to be given to the Commissioner of the New South Wales Fire Brigade and a copy is to be prominently displayed in the building.**
- 78. Design verification must be provided by a registered Architect pursuant to SEPP 65 stating that the design intent approved by the Development Consent has been achieved upon completion of the development.**
- 79. Privacy screens are to be provided on the southern elevation walkway balustrading in the vicinity of the adjacent PCYC windows to ensure a reasonable level of privacy is maintained to patrons of the PCYC building.**
- 80. Signage is to be erected at those locations which provide direct access to the Right of Way advising that pedestrian use of the driveway is prohibited.**
- 81. Suitable letterbox facilities within the building shall be provided in accordance with Australia Post specifications.**
- 82. An interpretation plan prepared by a suitably qualified heritage consultant is to be approved by Council and is to be implemented before the issue of an OC.**

GENERAL

The following conditions have been applied to ensure that the use of the land and/or building is carried out in a manner that is consistent with the aims and objectives of the environmental planning instrument affecting the land.

- 83. For every 12 month period after the issue of the Final Fire Safety Certificate the owner/agent of the building must provide the Council and the Commissioner of NSW Fire Brigades with a copy of an Annual Fire Safety Statement Certifying that each specified fire safety measure is capable of performing to its specification.**
- 84. Where any essential services are installed in the building a copy of the final Fire Safety Certificate (together with a copy of the current fire safety schedule) is to be given to the Commissioner of NSW Fire Brigades and Council. A further copy of the Certificate (together with a copy of the current fire safety schedule) is to be prominently displayed in the building.**

85. The domestic air conditioning unit/s must be operated in accordance with the requirements of the Protection of the Environmental Operations Act (Noise Control) Regulations 2000.
86. All exterior lighting associated with the development shall be designed and installed so that no obtrusive light will be cast onto any adjoining property or roadways, in accordance with Australian Standard 4282 "Control of the Obtrusive Effects of Outdoor Lighting".
87. All air conditioning units are to be located at floor level for each unit to reduce their visual impact.
88. At no point are vehicles associated with the development to park or stop within the Right of Way located on the adjacent property.
89. Any existing signage including window signage located on the Regent Theatre is not to be removed or altered at any time.

STRATA SUBDIVISION

PRIOR TO THE ISSUE OF SUBDIVISION CERTIFICATE

90. Under the Environmental Planning & Assessment Act, 1979, a *Subdivision Certificate* is required before the linen plan of subdivision can be registered with the Land Titles Office.
(Note: The fee to issue a *Subdivision Certificate* is set out in Council's Fees and Charges)
91. A linen plan and two (2) copies are to be submitted to Council for approval and endorsement by the General Manager.
92. Three metre wide easements, including associated Section 88B instruments, are to be created in favour of Council over any existing or newly constructed water or sewerage reticulation components located within the subject property, or extended through adjoining private properties as a result of this subdivision.
93. Prior to issue of the *Subdivision Certificate*, Council is to be supplied with:
 - a) A certificate of acceptance from the appropriate power authority indicating that satisfactory arrangements have been made for provision of electricity supply to the subdivision.
 - b) A certificate from Telstra stating that they accept control/acquisition of the telecommunications infrastructure to the development.
 - c) All contributions must be paid to Council and all works required by the consent be completed in accordance with the consent.

Background

Please refer to the attached report that was submitted to the 16 September 2015 Council meeting.

23 September 2015

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

1. Report 7.2.2 of 16 September 2015 Council business papers

6.3 Reports

6.3.1 Planning Proposal for Small lot aviation/residential subdivision associated with Airport on Lot 63 DP 618063, George Campbell Drive – Post Exhibition Report

REPORT BY THE ACTING DIRECTOR DEVELOPMENT TO 21 OCTOBER 2015 COUNCIL MEETING
Planning Proposal George Campbell Dr
GOV400043, LAN900050

RECOMMENDATION

That:

1. the report by the Acting Director Development on the Planning Proposal for Small lot aviation/residential subdivision associated with Airport on Lot 63 DP 618063, George Campbell Drive – Post Exhibition Report be received;
2. the proponent provide evidence on an agreement for the intensification of use of access over Lot 2 DP 851059 in favour of Lot 63 DP 618063 prior to the proposal proceeding;
3. the proponent prepare a preliminary contamination report consistent with condition 4 of the Gateway Determination for inclusion in the submission from Council under section 59 of the Environmental Planning and Assessment Act, 1979; and
3. following receipt of the evident of an access agreement and preliminary contamination report Council exercise the delegation in relation to the preparation of the amendment to Local Environmental Plan 2012 to rezone land known as Lot 63 DP 618063, subject to the Opinion issued by Parliamentary Counsel.

Executive summary

On 14 December 2014 Council resolved to prepare an amendment to the Mid-Western Regional Local Environmental Plan 2012 (LEP) to permit the subdivision and development of land know as Lot 63 DP 18063 George Campbell Drive, Mudgee adjacent to the airport for small lot residential subdivision as follows:

Council support in principle the intent of the Planning Proposal with an additional requirement that the site be zoned SP2 Infrastructure which will ensure that residential development will only be permissible where it can be demonstrated that it occurs in association with a hanger or aviation-related development; and

the Planning Proposal be forwarded to the Department of Planning and Environment Gateway for determination.

The proposal was subsequently referred to the Department of Planning and Environment in January 2015 and a Gateway Determination was issued on 27 March 2015 (Attachment 1). Following amendment to the proposal document as required by the conditional Gateway Determination, the proposal was placed on public exhibition for a period of 28 days from Friday 5 June 2015. A copy of the exhibited Planning Proposal documents is attachment 2 to this report.

The purpose of this report is to provide an overview of the process including the manner in which the conditions in the gateway determination have been addressed and the issues raised in the public submissions.

The proposal is consistent with the Comprehensive Land Use Strategy (CLUS) and will achieve the outcomes in terms of reduced lot size and aviation/residential development.

Detailed report

The subject land is located 5km northeast of Mudgee immediately north of the Mudgee Airport. The area of 16.75ha is currently zoned RU4 Primary Production and has currently development consent for the construction of dwelling and a dual occupancy under approvals issued in 2006 and 2013 respectively.

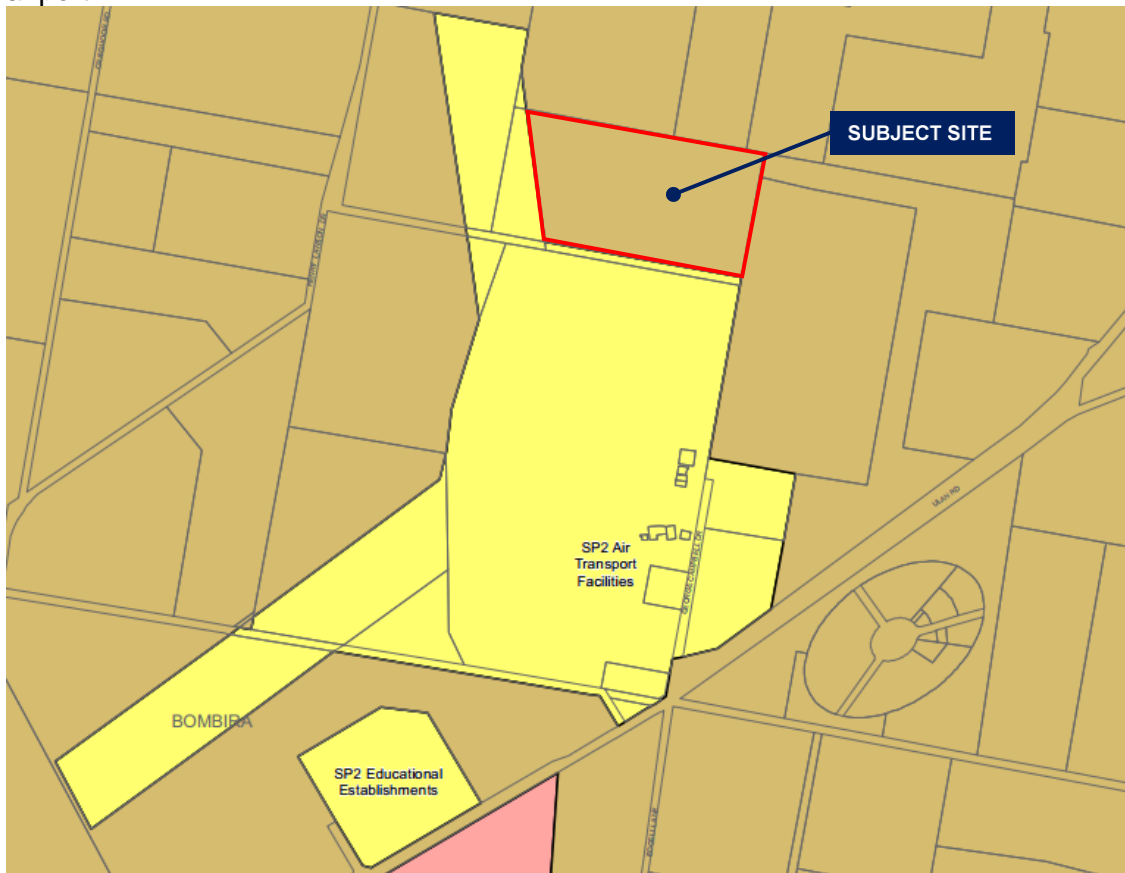


Subject Site – Extract from Planning Proposal

The proponents also own a lineal 1ha lot between the subject site and the airport on which Council have approved an application for the construction and subdivision of 11 hangers each of which including a short term residential accommodation. This development has access via a right of way to George Campbell Drive. There has been ongoing discussion with the proponent as to whether or not this development will proceed and how it may be integrated with the additional rezoning. At this stage the consent remains valid although subject to access agreements with the adjoining land owner and suitable arrangements for servicing.

The planning proposal is seeking to reduce the minimum lot size to 2ha and zone the site SP1 Special Activities to facilitate the development of a residential airpark. The proponent argues that being only 50 minutes from Bankstown airport and a 2.5hr flight to Melbourne and Brisbane, Mudgee

is well suited to the development which integrates residential living with hangars and access to the airport.



Extract from LEP 2012 Land Zoning Map (source GLN Planning Proposal)

The proposed amendment would include the following changes to the LEP 2012.

- 1) An amendment to the Land Zoning Map to include SP1 Special Activities on Lot 63 DP 618063 and associated Land Use Table in the instrument.

The objectives of the proposal are:

- to provide for special land uses that are not provided for in other zones
- to provide for sites with special natural characteristics that are not provided for in other zones
- to facilitate development that is in keeping with the special characteristics of the site for its existing or intended special use, and that minimises any adverse impacts on surrounding land
- to encourage residential accommodation land uses within the vicinity of the airport that are incidental with aviation

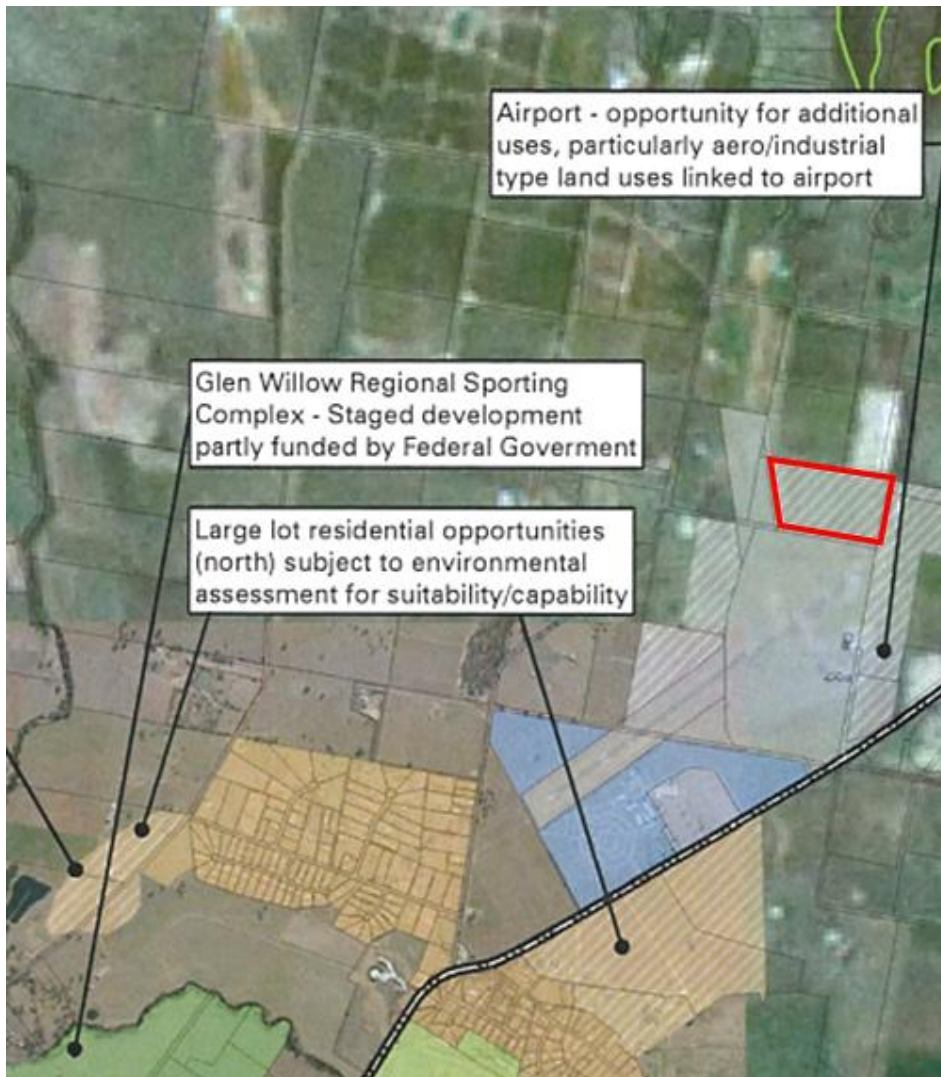
- 2) Amending the Lot Size Map (Sheet LSZ_006F) by removing the **AB3** 20 hectare minimum lot size and replacing it with the **Z2** hectare minimum lot size.

It should be noted that the Department of Planning and Environment required that the SP1 Special Activities zone be used for the site rather than the SP2 Infrastructure zone as proposed in the initial report and resolved by Council. The use of the SP1 zone enables greater control as to the development of the site being more specific than would otherwise have been the case.

Comprehensive Land Use Strategy

The proposal is consistent with the Comprehensive Land Use Strategy (CLUS) which identifies the subject site as a having an opportunity for additional uses linked to the airport. The CLUS was adopted by Council in 2010 and provides a strategic framework for the future development of the

Local Government Area. In formulating the CLUS high level constraints analysis addressed the suitability and capability of particular land for intensification of development having regard to the current status quo and potential for highest and best use of land. This included the identification of some areas rural land for higher density forms of development. In this case, the CLUS looked at the airport and land immediately adjoining it as an area that have the potential for a higher order use. To that end, part of the land identified in the CLUS was rezoned Special Purposes Airport in the Mid-Western Regional Local Environmental Plan 2012 (LEP) in August 2012. This area along George Campbell Drive will be development for aero-industrial development or development which relies to some extent of the airport and its proximity to this as a mode of transport.



Extract from the CLUS Town Structure Plan for Mudjee (site shown in red) source: GLN Planning Proposal

The proposal before Council now builds on that initial rezoning and the opportunity presented by the airport for growth.

Gateway Determination

The Gateway Determination issued by the Department of Planning and Environment included a number of conditions. The proposal was subsequently amended to clarify that the residential aspect of the development being was to be tied to the aero-related use in so far as development would have to include hanger facilities either attached too or in conjunction with the dwelling. A copy of the Planning Proposal as amended is attachment 2 to this report.

Council was required to consult with Airservices Australia in relation to the Aircraft Noise Exposure Forecast (ANEF) associated with the operation of the Mudgee airport. The ANEF was identified in the former Airport Masterplan adopted in 2005. The ANEF system is described in the Australian Standard AS2021 and is the only method used of controlling land use planning at all but two minor Australian aerodromes. It is not used to regulate aircraft operations, but rather to report on the effects of those activities. This system takes into account the frequency, intensity, time and duration of aircraft activities and calculates the total sound and energy generated at any location. The following table represents the noise levels for particular development.

There is currently no ANEF approved for the Mudgee Airport, although the former Airport Masterplan does identify the 2004 and 2014 contours. The ANEF charts have not been endorsed by Airservices Australia and therefore provide only a guide in terms of land use planning. Despite that, they have been used to manage land use activities around the airport. The development that may result from the rezoning of the subject land is not inconsistent with the ANEF charts available and can be managed to address issues of noise.

The Gateway Determination also requires a preliminary contamination report which will need to be prepared by the proponent prior to Council submitting the request for the plan to be made by the Minister under section 59 of the Environmental Planning and Assessment Act.

Obstacle Limitation Surfaces and Access

The Obstacle Limitation Surfaces (OLS) sets the maximum heights permissible for future airport development and is captured in the Mid-Western Regional Local Environmental Plan 2012 in clause 6.8 Airspace Operations – Mudgee Airport. Council has the ability to exercise obstacle control within the full lateral and vertical limits of the OLS. The proposal was referred to CASA for comment because the land is impacted by the OLS which restricts the height of structures in the flight path. CASA have not made any formal response to the proposal, however, did advise Council that they we should be aware of any development that increases our liability in relation to the OLS and the airport generally.

In the initial proposal, the access to the site was via the existing Right of Way to George Campbell Drive. There were serious concerns as to the use of this access as the location of the ROW already means that any traffic on the road is breaching the OLS. Council staff and CASA voiced strong objection to intensification of the use of this road and would not support a rezoning that presents an increased risk to public safety. The applicant was advised that an alternative access would need to be identified.

The subject site has a second ROW to Eurunderee Lane 11m wide. The proponent engaged McLaren Traffic Engineering to assess the suitability of this access for the development. McLaren found that the 11m wide access way could readily accommodate the increased volume of traffic assessed to be up to 36 vehicles per day. The construction of the access consistent with the AUSROADS "Guide to Road Design" could accommodate up to 150 additional vehicle trips more than three times the demand generated by the development. A copy of the correspondence from McLaren in attachment 3.

The use of the ROW will need to be addressed in the development application and the consent of the land owner will be required. At this stage it is sufficient to acknowledge that there is capacity in the access to support the development, however, prior to proceeding with the rezoning it is important that the access arrangement is secured. At this stage, a submission from the landowner affected by the ROW indicates a reluctance to support the proposal should it utilise the ROW. This is a property matter for the proponent to resolve and should do so prior to Council proceeding to make the amendment to the LEP or rezone the land. The alternate access means that the issue in relation to the OLS in terms of this particular rezoning is diminished.

Submissions

Council received five public submissions in relation to the proposal, four of which are attached and the fifth remains confidential. The issues raised area largely around the potential for land use conflict between the residential aspect of the proposal and existing intensive agricultural activities. This really goes to the CLUS and the initial identification of the subject site as having a potential greater than agriculture because of the proximity to the airport. As indicated above the CLUS looked at highest and best use. In any land rezoning for intensification of use or density there will likely be conflict that needs to be managed and mitigated. With that in mind the following issues have been raised:

Issue	Comment
<p>The proposal will jeopardise farming activities, preventing the application of sprays.</p> <p>Issues of dust and noise generated by the adjoining farming operations.</p> <p>Affect ability to control foxes.</p> <p>Impact the suitability of the area for continued intensive agricultural uses</p> <p>Biosecurity</p>	<p>The proposal has the potential to increase the opportunity for an additional four dwellings associated with hangers.</p> <p>Persons undertaken spraying are required by legislation to consider weather including prevailing winds, temperature, proximity to neighbours. Surrounding land holders are already constrained by a significant number of residential receptors in the vicinity including tourist accommodation and a cellar door facilities with associated uses.</p>
Airport Safety	<p>There were concerns raised when the proposal included the intensification of use of George Campbell Drive. This has now been addressed with the alternative access to Eurunderee Lane.</p>
Access	<p>The access is now proposed to be via an intensification of the use of the ROW to Eurunderee Land. The landowner burdened by this ROW has indicated very strongly an unwillingness to accept the additional burden generated by the additional 4 dwellings. While this is an issue that would also need attention in any subsequent development application, it would be futile to rezone land is the access cannot be resolved. Hence it is proposed to seek that the proponent gain the consent of the adjoining owner prior to the proposal proceeding.</p>
Irrigation bore access and fencing	<p>The shared arrangements between the current land owners for water and fencing are matters beyond the extent of consideration for the rezoning.</p>
Requirement for a buffer to the adjoining properties	<p>This is not unreasonable and can be accommodated in the Development Application process.</p>

In summary, the subject lot currently has approval for a dwelling and dual occupancy. The re-zoning will provide for up to an additional four residential premises providing they are linked to the airport, that is, they include hanger facilities with negotiated access to the air field. This form of development is consistent with the CLUS. There will be some impacts having an additional four dwellings, however, these can be minimised through the use of a buffer and management of the site. This is not a rezoning proposal for rural residential development as a standalone use. There are opportunities for this form of straight residential development elsewhere around Mudgee. This is

about providing the opportunity to enter a market and deliver a product unique to the location adjacent to the airport and reliant on direct access to it. The amendment to the LEP will be very clear in terms of ensuring this link.

Financial and Operational Plan implications

Not applicable.

Community Plan implications

The recommendation is consistent with the Community Plan. The strategic planning function sits under the theme Looking After Our Community in the Community Plan.



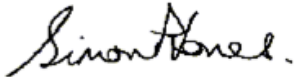
ELIZABETH DENSLEY
ACTING DIRECTOR, DEVELOPMENT

12 October 2015

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

1. Gateway Determination
2. Planning Proposal as Exhibited
3. Traffic Assessment
4. Public Submissions

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

6.3.2 2015-16 Local Heritage Grants Allocation

REPORT BY THE SENIOR TOWN PLANNER TO 21 OCTOBER 2015 COUNCIL MEETING
2015-16 Local Heritage Grant Allocation
GOV400043, GRA600012

RECOMMENDATION

That:

1. the report by the Senior Town Planner on the 2015-16 Local Heritage Grants allocation be received;
2. Council provide a Local Heritage Grant for the following project:
 - a) \$1300 grant for the repair to the front awning and painting of the front façade at 47 Louee Street, Rylstone Lot A DP946966;
3. the 2015/16 Operational Plan be amended to increase the allocation for Local Heritage Program – donations and contributions to local bodies by \$1,300, funded from unrestricted cash.

Executive summary

The purpose of this report is to advise Council of an application received and suggested allocation of the 2015 / 2016 Local Heritage Grants.

In total six (6) applications were received, five (5) of the applications were recommended for funding at the September Council meeting. The sixth application is now recommended for funding.

Detailed report

The applications closed on the 14 August 2015, six (6) applications were received. Funding for the five (5) applications was granted at the September Council meeting. The Heritage Division's priority and selection criteria was again utilised for determining the grant allocation for this application.

An application has been received from the Rylstone community group known as 'Friends of 47' for the repair to the front awning and painting of the front façade. After discussions with the applicant they have now confirmed they can achieve the timeframe for the completion of works.

The subject site is not listed as an Item of Environmental Heritage however is located within the Heritage Conservation Area, accordingly it is recommended \$1,300 be allocated to the project as detailed below. The amount granted is in line with the amount allocated to the other projects, located within the Conservation Area, but not individually listed.

Site	Proposed works	Heritage Item?	Heritage Conservation area?	Total cost of project	Applicants contribution	Amount sought from Council	Amount supported
47 Louee Street, Rylstone Lot A DP946966	Repair to the front awning and painting of the front façade.	N	Y	\$4437.00	\$2218.50	\$2218.50	\$1300.00

Financial and Operational Plan implications

The 2015/16 Operational Plan has an approved budget of \$10,800 for Local Heritage Grants, funded partially from The Heritage Division at \$1 for every \$2 of Council contributed funding. The total budget for this financial year of \$10,800 has been allocated and Council will claim \$3,600 from the Heritage Division. The support of this project will require a budget variation for an additional \$1,300 towards the Heritage Program to be approved, recommended to be funded from unrestricted cash.

Community Plan implications

The allocation of the 2015-16 Local Heritage Grants is consistent with Theme 1 Looking After Our Community, Goal 2.1 Respect and enhance the historic character of our Region and heritage value of our towns.



SARAH ARMSTRONG
SENIOR TOWN PLANNER



ELIZABETH DENSLEY
ACTING DIRECTOR, DEVELOPMENT

7 October 2015

Attachments: Nil

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

6.3.3 Monthly Development Applications Processing & Determined

REPORT BY THE ACTING DIRECTOR DEVELOPMENT TO 21 OCTOBER 2015 COUNCIL MEETING
DA applications processing and determined SEPTEMBER 2015
GOV400043

RECOMMENDATION

That the report by the Director, Development on the Monthly Development Applications Processing & Determined be received.

Executive summary

The report presented to Council each month is designed to keep Council informed of the current activity in relation development assessment and determination of applications.

Detailed report

Included in this report is an update for month ending 30 September 2015 of Development Applications determined and development applications processing. The report will detail:

- Total outstanding development applications indicating the proportion currently being processed and those waiting for further information.
- Median and average processing times for Development Applications
- A list of determined development applications
- Currently processing development applications and heritage applications

Financial and Operational Plan implications

Not applicable.

Community Plan implications

Not applicable

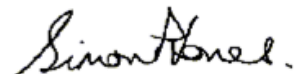


ELIZABETH DENSLEY
ACTING DIRECTOR, DEVELOPMENT

2 June 2015

Attachments: 1. Monthly development applications processing and determined September 2015.

APPROVED FOR SUBMISSION:



SIMON JONES

ACTING GENERAL MANAGER

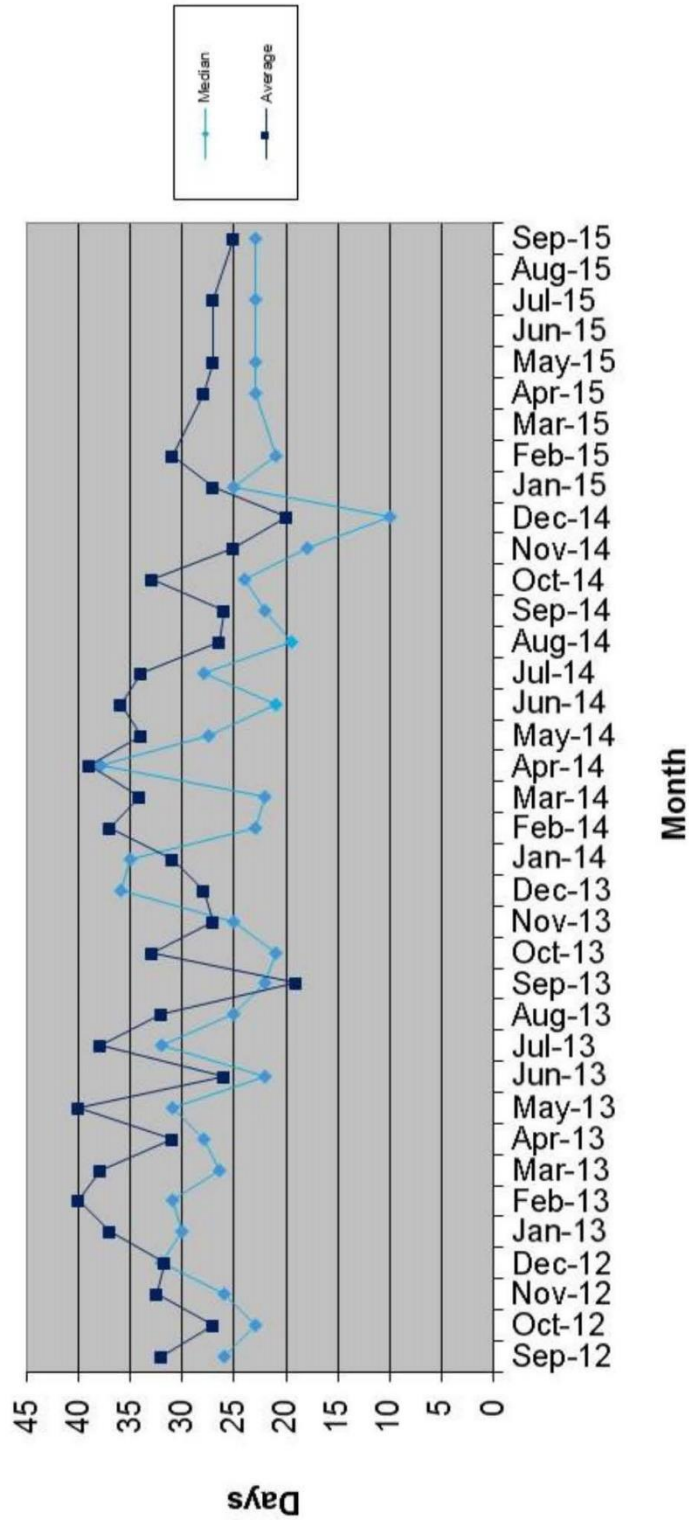
ATTACHMENT 1

Monthly Development Application Processing Report – September, 2015

This report covers the period for the month of September, 2015.

Graph 1 indicates the processing times up to 30, September 2015 with the month of September having an average of 25 days and a median time of 23 days.

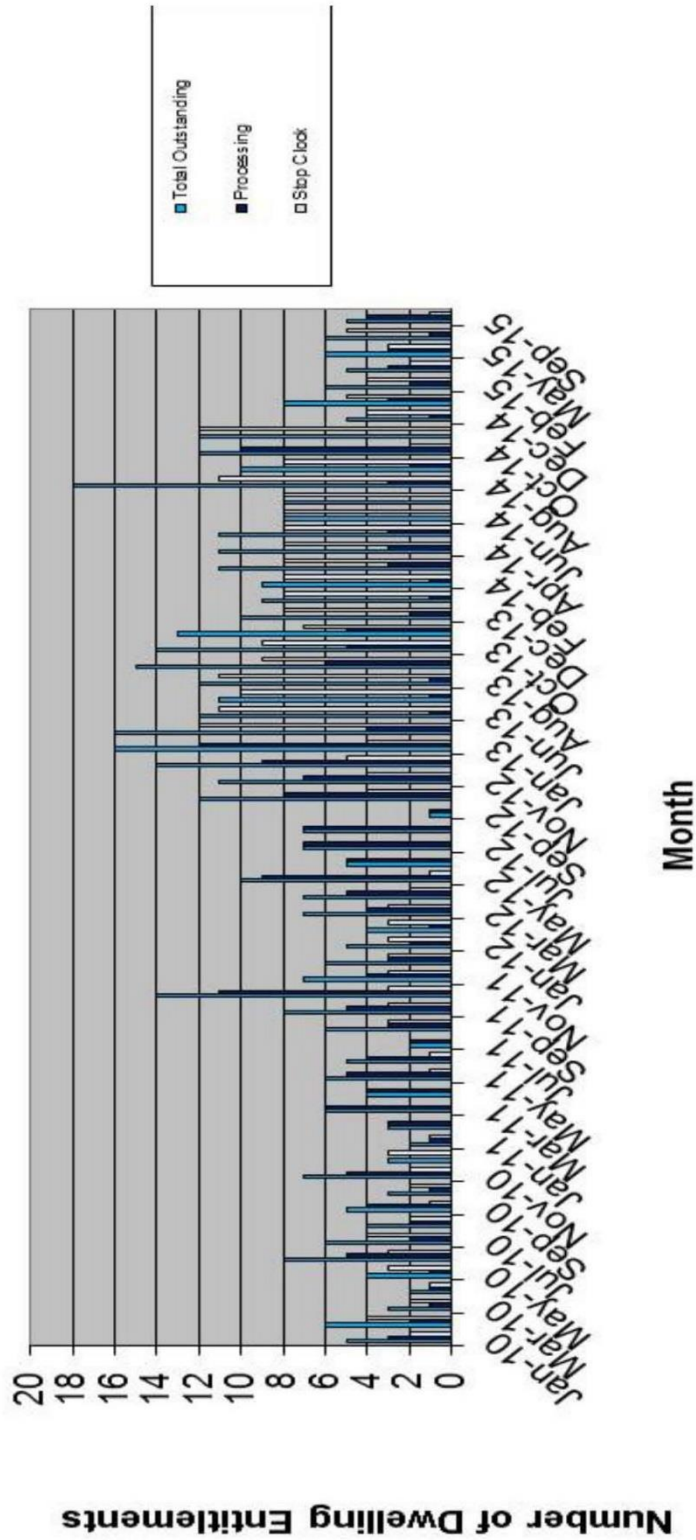
Median and Average Processing Time Development Applications



Monthly Development Application Processing Report – September, 2015

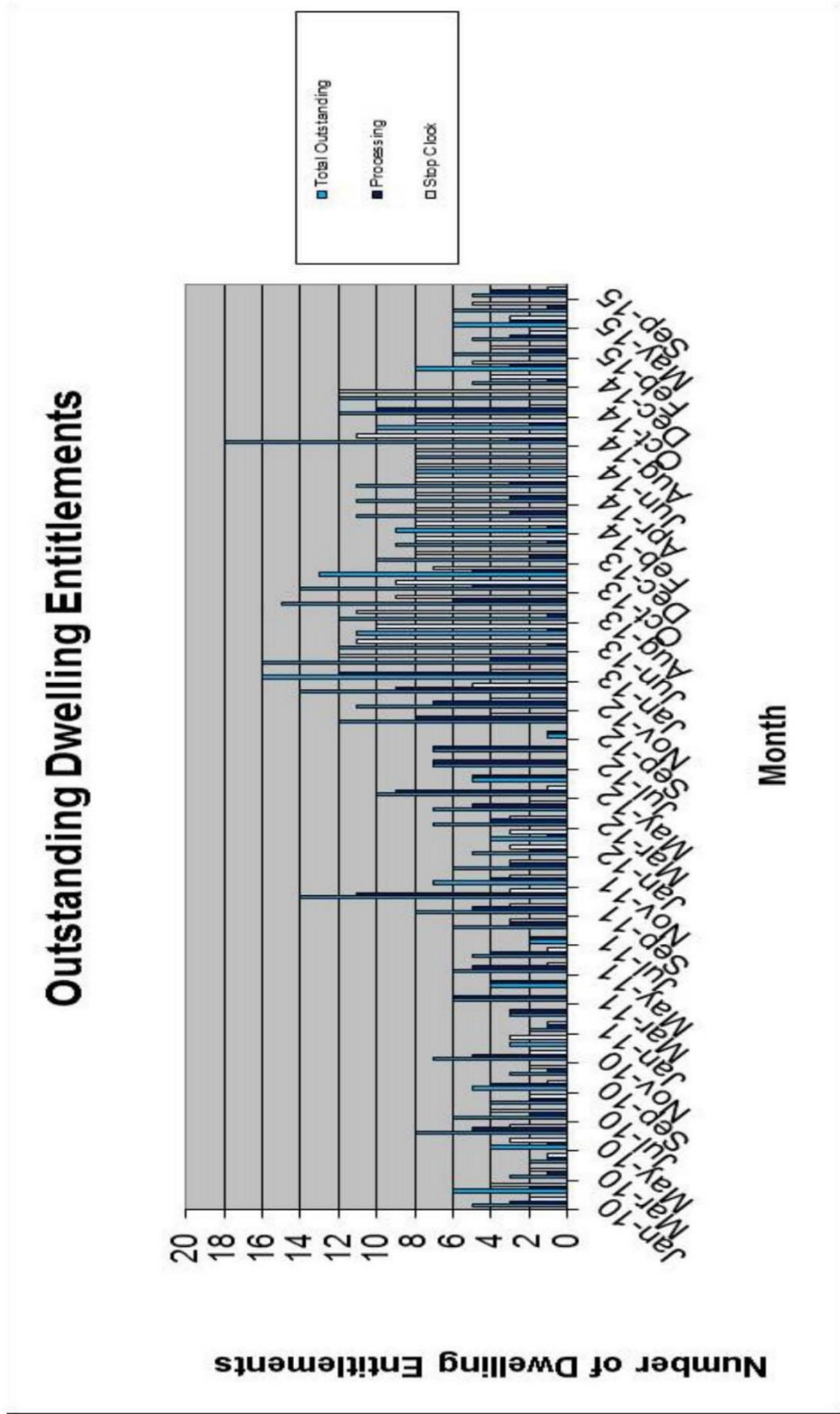
Graph 2 indicates the total number of outstanding applications (excluding dwelling entitlements), the number currently being processed and the number on “stop clock”.

Outstanding Dwelling Entitlements



Monthly Development Application Processing Report – September, 2015

Graph 3 relates solely to dwelling entitlements and indicates the number of outstanding dwelling entitlement applications, the number on stop clock and the number being processed.



Monthly Development Application Processing Report – September, 2015

The Planning and Development Department determined 27 Development Applications either by Council or under delegation during September, 2015.

Development Applications Determined – September, 2015.

App/Proc ID	Description	House No	Street Name	Locality
DA0005/2016	Subdivision - Strata Title	95	Lions Drive	MUDGE
DA0015/2016	Alterations & Additions	31	Short Street	MUDGE
DA0016/2016	general industry	10	Industrial Avenue	MUDGE
DA0020/2016	Dwelling House	12	Stan Boal Court	MUDGE
DA0028/2016	Subdivision - Torrens Title	11	George Street	KANDOS
DA0031/2016	Change of use	118	Market Street	MUDGE
DA0035/2016	Dwelling House	32	Banjo Paterson Avenue	MUDGE
DA0037/2016	Dual Occupancy	4	Costigan Court	MUDGE
DA0039/2016	Alterations & Additions	3	Augusta Crescent	MUDGE
DA0042/2016	Dwelling House	2878	Hill End Road	AVISFORD
DA0044/2016	Dwelling House	400	Queens Pinch Road	QUEENS PINCH
DA0045/2016	Residential Shed	14	Banjo Paterson Avenue	MUDGE
DA0048/2016	Pergola	32	Bawden Road	MUDGE
DA0049/2016	Change of use	679	Ulan Road	BUCKAROO
DA0053/2016	signage	15	Lewis Street	MUDGE
DA0054/2016	Commercial Alterations/Additions	6	Lewis Street	MUDGE
DA0057/2016	Change of use - dwelling to serviced apartment	84	Angus Avenue	KANDOS
DA0058/2016	Residential Shed	8	Old Mill Road	GULGONG
DA0059/2016	Dual Occupancy	46	Melton Road	MUDGE
DA0061/2016	Carport	1	Lowana Close	MUDGE
DA0064/2016	Residential Shed	5	Grevillea Street	GULGONG
DA0070/2016	Carport	59	Fleming Street	KANDOS
DA0077/2016	Alterations & Additions	353	Iron Bark Road	KAINS FLAT
DA0078/2016	Swimming Pool	2878	Hill End Road	AVISFORD
DA0082/2016	Alterations & Additions	1167	Mount Vincent Road	ILFORD
DA0332/2015	Residential Shed	16	Denison Street	MUDGE
DA0357/2015	Dwelling House	16	Loy Avenue	MUDGE

Monthly Development Application Processing Report – September, 2015

Development Applications currently being processed – September, 2015.

Appl/Proc ID	Description	House No	Street Name	Locality
DA0056/2016	telecommunications facility	40	Uralba Lane	ST FILLANS
DA0062/2016	camping ground	345	Bylong Valley Way	ILFORD
DA0088/2016	Shed > 150m ²	12	Clubhouse Road	RYLSTONE
DA0086/2016	Shed > 150m ²	2	Clubhouse Road	RYLSTONE
DA0073/2015	Alterations & Additions	17	Trefusis Avenue	MUDGE
DA0097/2016	Alterations & Additions	860	Ulan Road	BUDGE BUDGE
DA0082/2016	Alterations & Additions	1167	Mount Vincent Road	ILFORD
DA0073/2016	Alterations & Additions	71	Lions Drive	MUDGE
DA0046/2016	Alterations & Additions	1581	Yarrabin Road	YARRABIN
DA0090/2016	Carport	23	George Street	MUDGE
DA0092/2016	Carport	8	Lockwood Street	MUDGE
DA0278/2014	Change of use	2012	Aarons Pass Road	AARONS PASS
DA0055/2016	Change of use	1199	Ulan Road	BUDGE BUDGE
DA0027/2016	Commercial Alterations/Additions	8	Bell Street	MUDGE
DA0355/2015	Commercial Premises	13	Ulan Road	PUTTA BUCCA
DA0102/2016	Dwelling House	705	Windeyer Road	GRATTAI
DA0097/2015	Shed > 150m ²	264	Goolma Road	GULGONG
DA0063/2016	Dual Occupancy	9	Facuett Drive	MUDGE
DA0352/2015	Dwelling House	216	Tinja Lane	EURUNDEREE
DA0337/2015	Dwelling House	3	Richards Street	MUDGE
DA0072/2016	Dwelling House	52	Lue Road	MILROY
DA0084/2016	Dwelling House	60	White Circle	MUDGE
DA0214/2011	Dwelling House	663	Castlereagh Highway	BURRUNDULLA
DA0101/2016	Shed > 150m ²	283	Erudgere Lane	ERUDGERE
DA0008/2016	Dwelling House	270	Black Soil Road	GRATTAI
DA0351/2015	Home Industry	354	Yarrowonga Road	YARRAWONGA
DA0068/2016	Industrial Building	78	Charbon Road	CHARBON
DA0075/2016	bed and breakfast accommodation	1	Bombira Avenue	BOMBIRA
DA0091/2016	moveable dwelling	8	Old Mill Road	GULGONG
DA0081/2016	Pergola	95	Mulgoa Way	MUDGE
DA0034/2016	Extractive Industry	2778	Ulan Road	COOKS GAP
DA0267/2014	signage	33	Sydney Road	MUDGE
DA0100/2016	Residential Shed	10	Avsiford Court	MUDGE
DA0105/2016	Residential Shed	109	Tongbong Road	RYLSTONE
DA0104/2016	Residential Shed	4	Barlow Court	MUDGE
DA0356/2015	function centre	1154	Castlereagh Highway	MENAH
DA0069/2016	Subdivision - Torrens Title	434	Nevells Road	CLANDULLA

Monthly Development Application Processing Report - September, 2015

DA0060/2016	Service Station	10	Toole Road	ULAN
DA0099/2016	serviced apartment	10	Tierney Lane	EURUNDEREE
DA0174/2012	Shed less than 150m2	1	Rayner Street	MUDGE
DA0106/2016	Residential Shed	7	Roy Cross Place	GULGONG
DA0096/2016	Residential Shed	892	Yarrowonga Road	YARRAWONGA
DA0087/2016	Shed >150m2	13	Aerodrome Road	RYLSTONE
DA0089/2016	Shed >150m2	16	Aerodrome Road	RYLSTONE
DA0327/2011	Shed >150m2	23	Horatio Street	MUDGE
DA0085/2016	Shed >150m2	34	Aerodrome Road	RYLSTONE
DA0095/2016	Shed >150m2	1117	Botobolar Road	BOTOBOLAR
DA0134/2015	Dwelling House	4156	Lue Road	CAMBOON
DA0071/2016	Subdivision - Torrens Title	277	Black Springs Road	EURUNDEREE
DA0308/2012	Subdivision - Torrens Title	433	Ulan Road	EURUNDEREE
DA0191/2015	Subdivision - Torrens Title	196	Robertson Road	MUDGE
DA0047/2016	Subdivision - Torrens Title	71	Banjo Paterson Avenue	MUDGE
DA0066/2016	Subdivision - Torrens Title	433	Ulan Road	EURUNDEREE
DA0065/2016	Subdivision - Torrens Title	148	Spring Flat South Lane	SPRING FLAT
DA0178/2014	Subdivision - Torrens Title	7291	Castlereagh Highway	ILFORD
DA0153/2015	Swimming Pool	19	Nashs Flat Place	MUDGE
DA0043/2016	function centre	162	Eurunderee Lane	EURUNDEREE
DA0079/2016	Dwelling House	1191	Campbells Creek Road	WINDEYER
DA0038/2016	Dwelling House	132	Tinja Lane	EURUNDEREE
DA0093/2016	Dwelling House	322	Beryl Road	GULGONG
DA0094/2016	Dwelling House	322	Beryl Road	GULGONG
DA0007/2016	Dwelling House	173	McMurrays Lane	WINDEYER
DA0050/2015	Dwelling House	3634	Bylong Valley Way	RYLSTONE
DA0135/2015	Dwelling House	4156	Lue Road	CAMBOON

Monthly Development Application Processing Report – September, 2015

Heritage Development Applications currently being processed –September, 2015.

App/Proc ID	Description	House No	Street Name	Locality
DA0003/2016	Commercial Alterations/Additions	139	Church Street	MUDGE
DA0029/2016	Commercial Alterations/Additions	104	Mayne Street	GULGONG
DA0036/2016	Garage	56	Denison Street	MUDGE
DA0040/2016	Alterations & Additions	93	Mayne Street	GULGONG
DA0050/2016	Alterations & Additions	23	Louee Street	RYLSTONE
DA0067/2016	Alterations & Additions	5	Lovejoy Street	MUDGE
DA0076/2016	Alterations & Additions	83	Mayne Street	GULGONG
DA0080/2016	Residential Shed	51	Medley Street	GULGONG
DA0083/2016	Fence	74	Mortimer Street	MUDGE
DA0098/2016	Alterations & Additions	49	Church Street	MUDGE
DA0103/2016	Alterations & Additions	50	Cox Street	MUDGE
DA0228/2015	Motel	5	Church Street	MUDGE
DA0228/2015	shop top housing	5	Church Street	MUDGE
DA0239/2015	multi dwelling housing	74	Herbert Street	GULGONG
DA0271/2011	Alterations & Additions	87	Short Street	MUDGE
DA0329/2015	Change of use	63	Church Street	MUDGE

6.3.4 Temporary Suspension of Alcohol Free Zones for sections of Cudgegong and Louee Streets, Rylstone

REPORT BY THE ACTING MANAGER, HEALTH AND BUILDING TO 21 OCTOBER 2015 COUNCIL MEETING

Suspension of Alcohol Free Zone for Rylstone StreetFeast 2015
GOV400043, A0100009

RECOMMENDATION

That:

- 1. The report by the Acting Manager, Health and Building on the Temporary Suspension of Alcohol Free Zones for sections of Cudgegong and Louee Streets, Rylstone be received;**
- 2. The nominated alcohol free zones located in Cudgegong and Louee Streets Rylstone be suspended between the hours of 10am to 5pm on Saturday 7th November for the purposes of Rylstone StreetFeast 2015.**

Executive summary

The purpose of this report is to seek the temporary suspension of the alcohol free zone in the nominated sections of Cudgegong and Louee Streets Rylstone in order to host the annual Rylstone StreetFeast.

It is proposed that this temporary suspension will occur on Saturday 7th November 2015 between the hours of 10am to 5pm. These hours are within the requested street closure times of 9am to 6pm which allow for setup and removal of street stalls.

The Mudgee Police have been contacted and have no objections.

Detailed report

StreetFeast is one of Rylstone-Kandos District's premier annual events allowing patrons to enjoy the scenic beauty of the district and sample the diverse range of local foods, produce, wines, art and craftwork.

Mid-Western Regional Council will be closing sections of Cudgegong and Louee Streets between the hours of 9am to 6pm on the 7th November 2015. The area will be closed to vehicles only with pedestrian access not affected. The event will commence at 10am and run until approximately 4pm. It is expected that the Cudgegong and Louee Streets will be re-opened by 6pm.

In order for this event to occur, the Alcohol Free Zones located in the nominated pedestrian areas (see attachment 1) are required to be temporarily suspended, between 10am and 5pm.

Council staff have discussed this suspension with Senior Constable Jason Turnbull of Mudgee Police who has no objections.

It is also proposed to provide security staff to ensure that the consumption of alcohol is restricted to within the nominated areas identified in this report.

Financial and Operational Plan implications

Not applicable.

Community Plan implications

Theme: Building a Strong Local Economy

Goal	An Attractive Business and Economic Environment
Strategy	2.1 – Promote the region as a great place to live, work, invest and visit

JOSH BAKER
ACTING MANAGER, HEALTH AND BUILDING

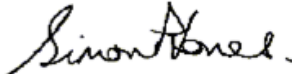


ELIZABETH DENSLEY
ACTING DIRECTOR, DEVELOPMENT

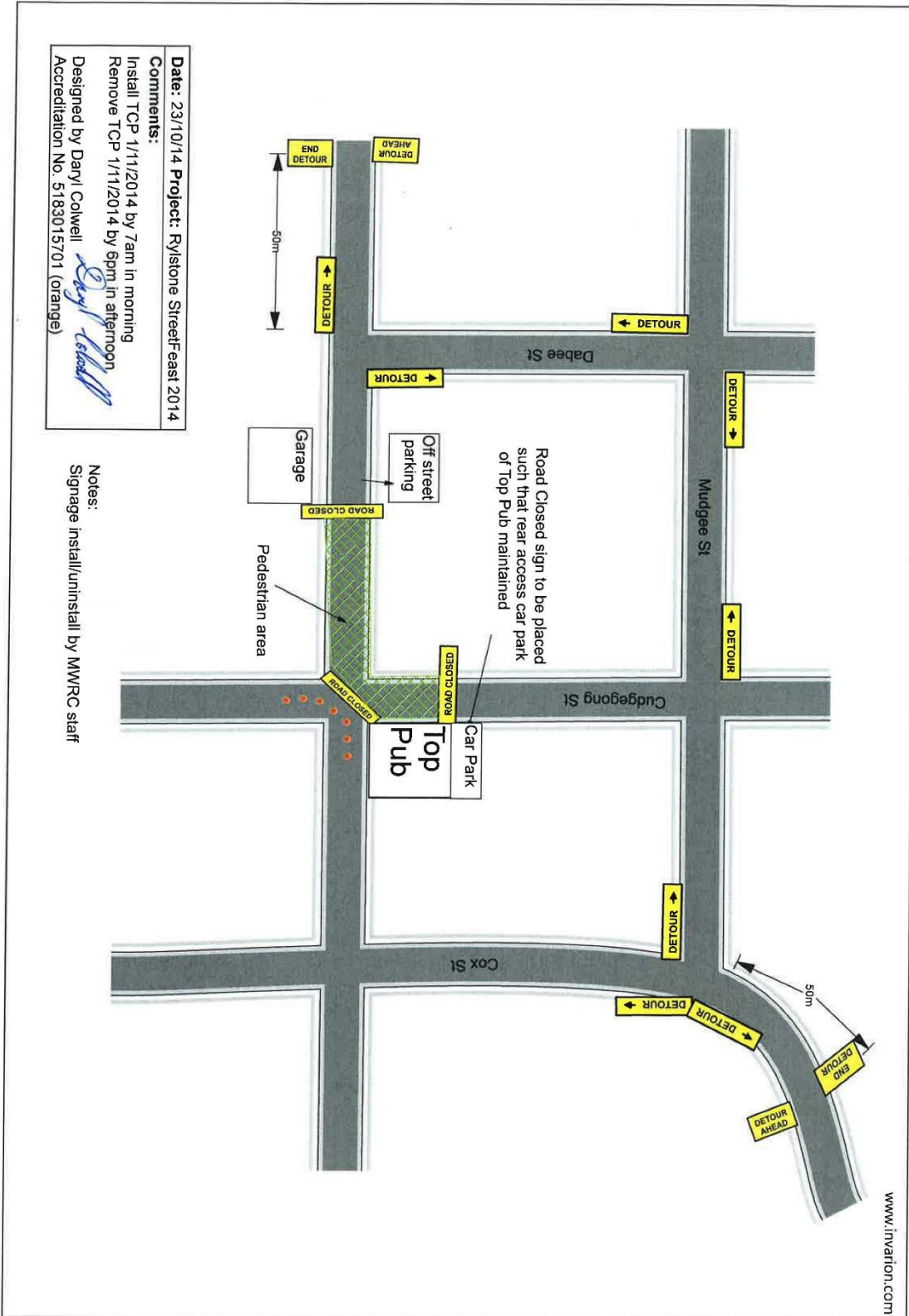
21 October 2015

Attachments: 1. Road Closure and Pedestrian Area Plan

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER



6.3.5 Airport Master Plan

REPORT BY THE MANAGER, CORPORATE & ECONOMIC DEVELOPMENT TO 21 OCTOBER 2015
COUNCIL MEETING

Airport Master Plan
GOV400043, A0820020

RECOMMENDATION

That:

- 1. the report by the Manager, Corporate & Economic Development on the Airport Master Plan be received;**
- 2. Council adopt the Airport Master Plan.**

Executive summary

In 2014 Council received \$2.0 million in grant funding under the Restart NSW Resources for Regions Program for the Mudgee Airport Project. One of the activities funded by the project was the preparation of an updated Airport Master Plan by REHBEIN Airport Consulting. The last master plan was prepared in 2005.

The purpose of the Airport Master Plan 2015 is to establish a strategic framework for the future development of the airport, which supports existing business activities as well as opportunities for growth in aviation and aviation-related activities.

Detailed report

A report on the draft Airport Master Plan was presented to the 19 August 2015 Council meeting. After a period of public exhibition from 22 June to 3 July 2015, one submission was received and staff recommended adoption of the plan. The main issue related to the OLS limitations to the northern area of the main runway. The Master Plan identifies this issue and provides recommendations for addressing neighbouring access and land use in the future.

At the 19 August 2015 meeting, Council resolved to place the draft Airport Master Plan on public exhibition for a further 28 days. The second exhibition period closed on 18 September 2015, with no further submissions received.

As there are no further submissions, it is recommended that Council adopt the Airport Master Plan as attached to this report.

Financial and Operational Plan implications

The Airport Master Plan update was undertaken as part of the \$2.0 million grant funded project under the Restart NSW Resources for Regions Program for Mudgee Airport.

Community Plan implications

This project links to 3.2.3 Support the expansion of essential infrastructure and services to match business and industry development in the Region.



JULIE ROBERTSON
MANAGER, CORPORATE AND ECONOMIC
DEVELOPMENT

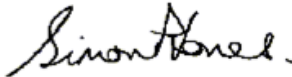


ELIZABETH DENSLEY
ACTING DIRECTOR, DEVELOPMENT

7 October 2015

Attachments: 1. Final Airport Master Plan (included at the end of the business paper)

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

6.3.6 Events Assistance for January to June 2016 Events

REPORT BY THE EVENTS COORDINATOR TO 21 OCTOBER 2015 COUNCIL MEETING

Events Assistance for January to June 2016 Events

GOV400043, ECO800009, FIN300052

RECOMMENDATION

That:

1. the report by the Events Coordinator on the Events Assistance for January to June 2016 Events be received;
2. Council provides Events Assistance to:

2016 Mid-Western Dance Festival	\$1,000
CLAYarc 2016	\$2,536
Gulgong Folk Festival	\$1,500
Gulgong Gold Cup	\$1,000
Gulgong Henry Lawson Heritage Festival	\$2,500
Gulgong Rabbit Races	\$500
Kandos Bob Marley Festival	\$1,500
Kandos Food & Wine Festival	\$500
Kandos Garden Fair	\$500
Kandos Street Machine & Hot Rod Show	\$2,500
MGC Veteran Women's Two Day Tournament	\$1,000
MudFest International Short Film Festival	\$1,000
Mudgee Bike Muster	\$2,500
Mudgee Swap Meet	\$800
The 36 th Gulgong Prince of Wales Eisteddfod 2016	\$1,500
Wings Wheels & Wine	\$2,500

Executive summary

This report considers applications for Events Assistance under Council's Financial Assistance Policy. It relates to events to be held between January to June 2016.

Detailed report

Council's Events Assistance Program is designed to assist local community events which benefit the local economy and attract visitors to the Region. A maximum of \$2,500 per event per year is recommended. Under this program, the highest priority should be for events which:

- Attract the largest number of visitors to the Region
- Extend the duration of visitation to the Region (i.e. occur over a number of days)

Applications were recently open for the next round of Events Assistance funding which is for events to be held between January to June 2016. A total of 16 applications were received. A summary of these requests is attached.

Contact Name	Organisation	Event Name	Event Date	In-Kind Description	In-Kind Requested	Cash Description	Cash Requested	In-Kind + Cash Requested	Recommended
Rebekah Bullock	Mid-Western Dance Festival	2016 Mid-Western Dance Festival	29 June to 4 July 2016 (TBC)	Venue Hire	\$200	Advertising & Marketing	\$2,300	\$2,500	\$1,000
Sibhan Vansfield	Vansfield Ceramics	CLAYarc 2016	17 to 23 April 2016	Venue Hire (Gulgong Memorial Hall)	\$656	Venue Hire (POW Opera House & CWA Hall)	\$1,880	\$2,536	\$2,536
Agnes Nordmann	Gulgong Folk Festival	Gulgong Folk Festival	31 December 2015 to 3 January 2016	N/A		Venue Hire (Opera House), website, promoter	\$2,500	\$2,500	\$1,500
Diane Thompson	Gulgong Turf Club Inc.	Gulgong Golf Cup	Sunday 5 June 2016	N/A		Advertising & Marketing	\$2,500	\$2,500	\$1,000
Charles Vessel	Gulgong's Henry Lawson Society	Gulgong Henry Lawson Heritage Festival	June Long Weekend 2016	N/A		Television and Program Printing	\$2,500	\$2,500	\$2,500
Colleen Ryan	Gulgong Bowling & Sporting Club	Gulgong Rabbit Races	Easter Sunday 2016	N/A		Advertising & Marketing	\$1,500	\$1,500	\$500
Sue Honeysett	Kandos Events	Kandos Bob Marley Festival	Saturday 5 March 2016	N/A		Advertising & Marketing	\$2,500	\$2,500	\$1,500
Margaret Hart	Kandos Returned Services Community Club	Kandos Food & Wine Festival	Easter 2016	N/A		Equipment Hire, Advertising & Raw Materials	\$2,500	\$2,500	\$500
Colleen O'Sullivan	CWA Kandos	Kandos Garden Fair	3 & 3 April 2016	N/A		Waratah Sponsorship	\$500	\$500	\$500
Jack Pennell	Rylstone Kandos Street Machine Club	Kandos Street Machine & Hot Rod Show	23 & 24 January 2016	Venue Hire	\$750	Advertising & Marketing	\$1,750	\$2,500	\$2,500
Patricia Jones	Mudgee Ladies Golf	MGC Veteran Women's Two Day Tournament	7 & 8 March 2016	N/A		Printing & postage costs, prize hampers	\$1,000	\$1,000	\$1,000
Michael O'Malley	MudFest Incorporated	MudFest International Short Film Festival	Saturday 19 March 2016	N/A		PR & Social Media Campaign	\$2,500	\$2,500	\$1,000
Peter Scott	Mudgee Bike Muster	Mudgee Bike Muster	Easter 2016	N/A		Advertising & Marketing	\$2,500	\$2,500	\$2,500
Brian Jones	Gudgeong Valley Antique Machinery Club	Mudgee Swap Meet	16 & 17 January 2016	Venue Hire (Mudgee Showground)	\$300	Signage, Advertising & Printing, Camping Fees	\$2,200	\$2,500	\$800
Ross Pepper	Gulgong Prince of Wales Eisteddfod	The 38th Gulgong Prince of Wales Eisteddfod 2016	1 to 27 May 2016	Venue Hire (Gulgong Memorial Hall)	\$548	Trophies & Championships	\$1,900	\$2,448	\$1,500
Robert Duffy	Mudgee Aero Club	Wings Wheels and Wine	Saturday 24 April 2016	Venue Hire (Mudgee Airport)	\$1,062	Advertising & Marketing	\$1,438	\$2,500	\$2,500
TOTAL						\$3,516	\$31,968	\$35,484	\$23,336

Based on the applications received and given the priorities for funding identified above, it is recommended that Events Assistance be allocated as follows:

Financial and Operational Plan implications

Funding of \$64,000 is provided in the Operational Plan for Events Assistance. Should Council approve these requests for events assistance, the remaining balance will be \$618.00.

Community Plan implications

The Events Assistance Program links to the Community Plan: Strategy 3.2.1. Promote the Region as a great place to live, work, invest and visit.



ALAYNA GLEESON
EVENTS COORDINATOR



JULIE ROBERTSON
MANAGER, CORPORATE AND ECONOMIC
DEVELOPMENT

30 September 2015

Attachments: Nil.

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

6.3.7 Monthly Budget Review August 2015

REPORT BY THE MANAGER, FINANCIAL PLANNING TO 21 OCTOBER 2015 COUNCIL MEETING
 Monthly Budget Review August 2015
 GOV400043, FIN300062

RECOMMENDATION

That:

1. **the report by the Manager, Financial Planning on the Monthly Budget Review August 2015 be received;**
2. **the 2015/16 Operational Plan be amended in accordance with the variations as listed in the report below.**

Executive summary

This report presents to Council the August Monthly Budget Review of the 2015/16 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.

Financial and Operational Plan implications

The following proposed variations are required ahead of the September Quarterly Budget Review Statement in order for project work and tenders to commence.

SEWER FUND

Proposed variations to the Operational Plan for Sewer Fund are listed in the table below. These variations impact the following funding sources only and do not impact unrestricted cash:

<i>Funding Source</i>	<i>Amount</i>	<i>Impact</i>
Transfers from Reserves	\$5,500	Reduction

COMMUNITY PLAN THEME	VARIATION	AMOUNT
SEWER FUND		
Contra Variations		
Protecting our Natural Environment	Allocate budget to Sewer Main extension Macquarie Drive	(11,500) C
Protecting our Natural Environment	Reduce Sewer Mains Capital Budget Only (sewer reserve funded)	6,000 C
Protecting our Natural Environment	Transfer from sewer reserves to Macquarie Drive	5,500 C
Total Contra Variations		0
TOTAL SEWER FUND		0

WATER FUND

Proposed variations to the Operational Plan for Sewer Fund are listed in the table below. These variations impact the following funding sources only and do not impact unrestricted cash:

<i>Funding Source</i>	<i>Amount</i>	<i>Impact</i>
Transfers from Reserves	\$85,000	Reduction
Transfers from S64	\$400,000	Reduction

COMMUNITY PLAN THEME	VARIATION	AMOUNT
WATER FUND		
Contra Variations		
Protecting our Natural Environment	Water Augmentation West Mudgee Extension - allocate remaining budget that was deferred in the 14/15 financial year	(485,000) C
Protecting our Natural Environment	Water Augmentation West Mudgee Extension - increase transfer from S64(\$400k) and water reserves (\$85k)	485,000 C
Protecting our Natural Environment	Allocate budget to Water Mains Church St - Madeira to Lisbon (water reserve funded)	(55,000) C
Protecting our Natural Environment	Water Mains Bruce Road - additional budget required for change in scope of works (water reserve funded)	(94,400) C
Protecting our Natural Environment	Reduce Water Mains Capital Budget Only (water reserve funded)	149,400 C
Total Contra Variations		0
TOTAL WATER FUND		0

Community Plan implications

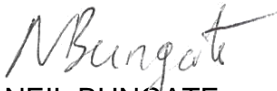
The Monthly Budget Review meets Community Plan Theme 5 - Good Governance:

Goal 2: Good Communications and Engagement

Strategy 2.1: Improve communications between Council and the community and create awareness of Council's roles and responsibilities.

Goal 3: An Effective and Efficient Organisation

Strategy 3.3: Prudently manage risks associated with all Council activities.



NEIL BUNGATE
MANAGER, FINANCIAL PLANNING

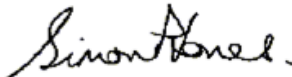


LEONIE JOHNSON
MANAGER FINANCE
(CHIEF FINANCIAL OFFICER)

7 October 2015

Attachments: 1. Capital Program Update (included at the end of the business paper).

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

6.3.8 Monthly statement of investments and bank balances as at 30 September 2015

REPORT BY THE MANAGER FINANCE TO 21 OCTOBER 2015 COUNCIL MEETING

Investments and Bank balances.docx

GOV400043, FIN300053

RECOMMENDATION

That:

1. **the report by the Manager Finance on the Monthly statement of investments and bank balances as at 30 September 2015 be received;**
 2. **the certification of the Responsible Accounting Officer be noted.**
-

Executive summary

The purpose of this report is to certify that Council's investments have been made in accordance with legal and policy requirements; provide information on the detail of investments and raise other matters relevant to Council's investment portfolio as required.

Detailed report

As per Clause 212 of the Local Government (General) Regulation 2005 the Responsible Accounting Officer certifies that;

- a) this report sets out details of all money that the Council has invested under Section 625 of the Act, and
- b) all investments have been made in accordance with the Act, the regulations and Council's investment policies.

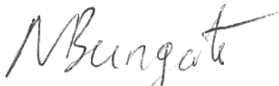
This report has been made up to the last day of the month preceding this meeting.

Financial and Operational Plan implications

Not applicable.

Community Plan implications

Theme 5	Good Government
Goal 3	An effective and efficient organisation
Strategy 3.3	Prudently manage risk associated with all Council activities



NEIL BUNGATE
MANAGER, FINANCIAL PLANNING



LEONIE JOHNSON
MANAGER FINANCE
(CHIEF FINANCIAL OFFICER)

2 October 2015

- Attachments:*
1. Monthly statement of bank balances and investments
 2. Schedule of MWRC investment policy requirements
 3. Monthly investment portfolio activity

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

ATTACHMENT 1

Bank Accounts	Opening Balance	Receipts	Payments	Closing Balance	Overdraft Limit
National Australia Bank	\$ 351,394	\$16,911,014	\$ 17,265,175	\$ (2,767)	\$ 700,000

The bank balance has been reconciled to the General Ledger as at

30/09/2015

Investments	Type	Amount \$'000	Yield %	Maturity Date	Term
National Australia Bank	At Call	748	2.30%	N/A	At Call
National Australia Bank	Term Deposit	1,000	3.03%	7/10/2015	189
National Australia Bank	Term Deposit	1,000	3.00%	14/10/2015	168
National Australia Bank	Term Deposit	1,000	3.20%	28/10/2015	252
National Australia Bank	Term Deposit	1,000	3.00%	11/11/2015	195
National Australia Bank	Term Deposit	1,000	3.00%	20/01/2016	217
National Australia Bank	Term Deposit	1,600	3.02%	6/07/2016	364
National Australia Bank	Term Deposit	1,000	3.00%	17/02/2016	196
National Australia Bank	Term Deposit	2,000	2.95%	2/03/2016	195
National Australia Bank	Term Deposit	1,500	2.95%	30/03/2016	196
St George Bank	Term Deposit	1,000	2.80%	21/10/2015	204
St George Bank	Term Deposit	1,000	2.83%	6/01/2016	210
St George Bank	Term Deposit	1,500	2.80%	9/03/2016	189
St George Bank	Term Deposit	2,000	2.80%	16/03/2016	196
St George Bank	Term Deposit	2,500	2.79%	23/03/2016	196
Bankwest	Term Deposit	1,000	3.00%	26/10/2015	159
Bankwest	Term Deposit	2,000	2.85%	4/11/2015	182
Bankwest	Term Deposit	2,000	2.85%	18/11/2015	189
Bankwest	Term Deposit	2,000	2.95%	25/11/2015	189
Bankwest	Term Deposit	1,000	2.90%	27/01/2016	210
Bankwest	Term Deposit	1,000	2.90%	3/02/2016	210
Bankwest	Term Deposit	1,000	2.90%	10/02/2016	189
Bankwest	Term Deposit	2,300	2.85%	6/04/2016	189
ANZ	Term Deposit	1,000	3.00%	9/12/2015	189
ANZ	Term Deposit	1,300	3.00%	16/12/2015	196
ANZ	Term Deposit	1,500	2.79%	27/01/2016	203
ANZ	Term Deposit	1,000	2.82%	24/02/2016	203
ANZ	Term Deposit	1,500	2.80%	24/02/2016	196
AMP	Term Deposit	1,000	2.75%	9/12/2015	189
AMP	Term Deposit	1,000	2.90%	10/02/2016	196
AMP	Term Deposit	1,000	2.90%	17/02/2016	189
AMP	Term Deposit	1,500	2.90%	17/02/2016	182
Bank of Queensland	Term Deposit	2,000	2.95%	2/12/2015	189
Bank of Queensland	Term Deposit	1,500	3.00%	13/01/2016	217
Bank of Queensland	Term Deposit	1,300	2.85%	9/03/2016	191
Bendigo & Adelaide Bank	Term Deposit	1,000	2.90%	16/12/2015	196
Members Equity Bank	Term Deposit	2,000	2.98%	7/10/2015	105
Members Equity Bank	Term Deposit	1,000	2.83%	3/02/2016	175
Peoples Choice C/Union	Term Deposit	500	2.89%	25/11/2015	203
Family First Credit Union	Term Deposit	500	3.10%	21/10/2015	175
Total Investments		52,748			

ATTACHMENT 2

MWRC Policy Requirements:

Investments by Institution	Long/Short Term Ratings	Amount \$'000	% of Portfolio	
			Actual	Policy Limit
National Australia Bank	AA-/A-1+	11,848	22%	25%
Bankwest	AA-/A-1+	12,300	23%	25%
St George Bank	AA-/A-1+	8,000	15%	25%
ANZ	AA-/A-1+	6,300	12%	25%
AMP	A+/A-1	4,500	9%	15%
Bank of Queensland	A-/A-2	4,800	9%	10%
Bendigo & Adelaide Bank	A-/A-2	1,000	2%	10%
Members Equity Bank	BBB+/A-2	3,000	6%	10%
Peoples Choice C/Union	BBB+/A-2	500	1%	10%
Family First Credit Union	Unrated	500	1%	10%
		52,748	100%	

Investments by S&P Rating	Short Term Rating	Amount \$'000	% of Portfolio	
			Actual	Limit
Direct Securities	A-1+	38,448	73%	100%
	A-1	4,500	9%	60%
	A-2	9,300	18%	30%
	A-3	-	0%	20%
	Unrated	500	1%	10%
		\$ 52,748	100%	

*Investments lower than AA/A-1 are restricted to licenced banks, credit unions and building societies

Term to Maturity	Amount \$'000	Actual	% of Portfolio	
			Minimum	Maximum
Less than 1 year	52,748	100%	40%	100%
Between 1 and 3 years	-	0%	0%	60%
Between 3 and 5 years	-	0%	0%	50%
More than 5 years	-	0%	0%	25%
	52,748	100%		

ATTACHMENT 3

Monthly Investment Portfolio Activity:

The below table shows monthly investment activity within the portfolio including investments that have matured and have been redeemed or re-invested, and new investments placed.

Bank Accounts	Opening Balance \$'000	Redeemed Balance \$'000	Re-invested Balance \$'000	Change in interest rate	Change in Term (days)	New Term Rate
National Australia Bank	2,690	1,942	748	0.00%	At Call	0.00%
St George Bank	1,500		1,500	-0.15%	0	2.80%
St George Bank			2,000	New Deposit		2.80%
St George Bank	2,500		2,500	-0.21%	7	2.79%
National Australia Bank	2,000	500	1,500	-0.19%	7	2.95%
Bank of Queensland	500	500	-	Redeemed		
People's Choice C/Union	600	600	-	Redeemed		
ANZ	2,000	2,000	-	Redeemed		
Bankwest			2,300	New Deposit		2.85%
	11,790		10,548			
Net Portfolio Movement		(1,242)		Reduction		

6.3.9 Financial Assistance Applications

REPORT BY THE MANAGER FINANCE TO 21 OCTOBER 2015 COUNCIL MEETING
 Financial Assistance Report1
 GOV400043, FIN300052

RECOMMENDATION

That:

1. the report by the Manager Finance 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:

Rylstone Women's Bowling Club	\$ 500
Concierge Enterprises	\$ 2,500
Gulgong Show Society Inc.	\$ 3,000
Gulgong High School	\$ 100
Anglican Diocese of Bathurst Parish of Rylstone-Kandos	\$ 500
St Matthews Central School Parents and Citizens	\$ 154
Gulgong Chamber of Commerce Inc.	\$10,000
Jordan Woolmer – Deaf Basketball Australia	\$ 500
Rylstone-Kandos Show Society Inc.	\$ 3,000
Mudgee Show Society	\$ 3,000
Mudgee High School	\$ 100
The Pink Tractor Trek	\$ 500
3. Council provide an in-kind contribution to the following applicants in accordance with the criteria and guidelines of the Financial Assistance Policy, subject to those requirements being met:

Twin Town Players	\$ 550
Kandos Public School	\$ 500
Rotary Club of Rylstone-Kandos Inc.	\$ 110
Mudgee High School Parents & Citizens Association	\$ 185
Mudgee Civilian Rifle and Small Bore Club Inc.	\$ 1,470
The Henry Lawson Society of NSW Inc.	\$ 1,589
Mudgee Relay for Life 2016	\$ 1,250
Mudgee District University of the Third Age (U3A)	\$ 1,000
Barnardos	\$ 600
Painters@Mudgee 2016	\$ 164
Gulgong Historical Society Inc.	\$ 2,391
Lifeskills	\$ 315
Gulgong Pistol Club Inc.	\$ 821
Kookaburra March	\$ 1,021
Rotary Club of Mudgee and Rotary Club of Mudgee Sunrise	\$ 211
Kandos Rylstone Mens Shed	\$ 965
4. Council will not collect a facility hire bond from the following applicants for the events detailed in this report:

Twin Town Players

Rotary Club of Rylstone-Kandos Inc.
 Mudjee Relay of Life 2016
 Mudjee District University of the Third Age (U3A)
 Barnardos – Kandos Hall
 Painters@Mudjee 2016
 Kookaburra March
 Rotary Club of Mudjee and Rotary Club of Mudjee Sunrise

5. Council decline the financial assistance applications from:
 Environmental Health Australia
 Mudjee Bridge Club Inc.
 The Mudjee Dressage Group
 The Women's Shed
 Kandos Rylstone Little Athletics Centre
 Department of Family & Community Services NSW
 Gulgong Arts Council
 The Rylstone District Trainers Group
6. Council support a budget variation for the Mudjee Showground works requested by the below applicants, with a budget variation to be recommended in the September Quarterly Business Review
- | | |
|---------------------------|----------|
| Mudjee Bridge Club Inc. | \$ 5,000 |
| The Mudjee Dressage Group | \$ 550 |

Executive summary

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

Detailed report

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

RYLSTONE WOMEN'S BOWLING CLUB

The Rylstone Women's Bowling Club has recently qualified to compete in the State finals being held at Tuncurry Bowling Club from 24 – 31 October 2015.

Due to the associated costs with transporting and accommodating four team members Rylstone Women's Bowling Club are requesting a donation of \$1000 towards these expenses, due to the amount of competing applications the recommendation is for Council to donate \$500.

Link to Community Plan: *Strategy 1.4.1. Supports programs which strengthen the relationships between the ranges of community groups.*

CONCIERGE ENTERPRISES – WITH CLUB MUDGEE

In early 2015, Council and Club Mudjee co-sponsored a program called 'Survivor Life Skills Program' which was run at 4 local public schools in Mudjee with 655 students completing the program. The program will run again in 2016 which aims to teach students Finance Literacy and other Life Skills to instil in them the knowledge needed to make informed and educated decisions. The requested amount is to contribute \$5,000 towards the 2016 program, due to the amount of competing applications the recommendation is for Council to donate \$2,500.

Link to Community Plan: *3.3.2 Build strong linkages with institutions providing education, training and employment pathways in the Region.*

GULGONG SHOW SOCIETY INC.

The Gulgong Show Society Inc. is requesting financial assistance for their 2016 annual show. In the past, Council has donated the amount of \$3,000 and the recommendation is that Council donate the same amount for this financial year.

Link to Community Plan: *Strategy 3.2.1. Promote the Region as a great place to live, work, invest & visit.*

GULGONG HIGH SCHOOL

Gulgong High School is seeking financial assistance towards the schools Presentation Day Program. Donations go directly toward scholarships and rewarding students for their efforts. It is recommended that Council approve the amount of \$100, as per prior years.

Link to Community Plan: *3.3.2 Build strong linkages with institutions providing education, training and employment pathways in the Region.*

ANGLICAN DIOCESE OF BATHURST PARISH OF RYLSTONE-KANDOS – HILL TOP ARTS EXHIBITION

Hill Top Arts Exhibition has become an annual event in Rylstone and is run by the Anglican parish. In the past, Council has donated the amount of \$500 and the recommendation is that Council donate the same amount for this financial year.

Link to Community Plan: *Strategy 3.2.1. Promote the Region as a great place to live, work, invest & visit.*

ST MATTHEWS CENTRAL SCHOOL PARENTS AND CITIZENS GROUP

The St Matthews School Parents and Citizens group are hosting their major fundraising event for the school on Friday 27 November 2015. This will again be held at Mudgee Swimming pool, with over 400 expected attendees. St Matthews have requested waiving of all fees and to hold a barbeque on the grounds for additional fundraising.

The recommendation is that Council support an in-kind donation for the amount of \$154, for half day hire of the swimming pool. It is recommended that entry fees are still paid, as required. Due to a commercial arrangement at the canteen, no alternate food provision arrangements can be approved for sale on the day. St Matthews will be required to work with the facility manager in order to meet the safety and facility requirements for such a large number of attendees.

Link to Community Plan: *Strategy 1.4.3. Provide equitable access to a range of places and spaces for all in the community.*

GULGONG CHAMBER OF COMMERCE INC

Gulgong Chamber of Commerce wishes to apply for financial assistance funding of \$12,000 to promote businesses in the Gulgong Business community. An example of this is by running a "Shop Local Campaign" and trying to fill the vacant shops. They will also use the funding to promote tourism by producing a Tourist Guide to Gulgong and also a visitgulgong.com.au website.

Due to funding constraints it is recommended that Council provide \$10,000 as a community grant. A community grant, as defined in the financial assistance policy, is a grant given with conditions about its administration and with requirements regarding reporting the acquittal of the grant.

The conditions of this grant are:

- Funding is subject to Council receiving a documented project plan which details the expected benefits arising from the activities; and
- Gulgong Chamber of Commerce must report on the acquittal of the grant before being considered for further funding. This requires demonstrating expenditure on the project and the benefits delivered to the community.

Link to Community Plan: *Strategy 3.1.1. Support the attraction and retention of a diverse range of businesses and industries.*

JORDAN WOOLMER – DEAF BASKETBALL AUSTRALIA

Jordan Woolmer is a 23 year old basketball player with profound deafness in both ears. Jordan has qualified as a member of the “Goannas”, the Australian Men’s National Deaf Basketball team. This year the “Goannas” have qualified to participate in the Asia-Pacific Deaf Games in October 2015 held in Taipei. As there is no State Government or sports association funding available for deaf basketball players – all players are responsible for their own funding of approximately \$5000 to attend these games. Jordan is seeking contribution to the value of \$1500, due to the amount of competing applications the recommendation is that Council donate \$500.

Link to Community Plan: *Strategy 1.4.1. Supports programs which strengthen the relationships between the ranges of community groups.*

RYLSTONE-KANDOS SHOW SOCIETY INC.

The Rylstone-Kandos Show Society is seeking continued support of the Rylstone -Kandos Show to be held in 2016. In the past, Council has donated the amount of \$3,000 and the recommendation is that Council donate the same amount for this financial year.

Link to Community Plan: *Strategy 3.2.1. Promote the Region as a great place to live, work, invest & visit.*

MUDGEE SHOW SOCIETY

The Mudgee Show Society is requesting financial assistance for their 2015 annual show. In the past, Council has donated the amount of \$3,000 and the recommendation is that Council donate the same amount for this financial year.

Link to Community Plan: *Strategy 3.2.1. Promote the Region as a great place to live, work, invest & visit.*

MUDGEE HIGH SCHOOL

Mudgee High School is seeking financial assistance towards the schools end of year prize giving. The funds will be used to make up the Dux Award, which is presented at the end of year Presentation Ceremony. It is recommended that Council approve the requested amount of \$100.

Link to Community Plan: *3.3.2 Build strong linkages with institutions providing education, training and employment pathways in the Region.*

THE PINK TRACTOR TREK

On 9 October 2015, Hugh Bateman embarked on a 2,600 km trip around Australia to raise funds for the McGrath Foundation who contribute to breast cancer care across Australia. The request was for sponsorship on either side of the pink tractor, however Council have missed the opportunity to sponsor the tractor due to late timing of the request, and therefore staff recommend a \$500 donation towards the fundraiser.

Link to Community Plan: *1.1.2 Work with key partners and the community to lobby for effective health services in our Region.*

IN-KIND APPLICATIONS

TWIN TOWN PLAYERS

The Twin Town Players are a small group of drama enthusiasts who volunteer their time, experience and knowledge to produce theatrical plays for the local community.

Due to the associated costs with hiring the Rylstone Memorial Hall and Amenities Building for rehearsals and performances each year amounting to a significant cost to the group, a request has been made to have free access to the hall for rehearsals and exemption of bond. The recommendation is to provide an in-kind donation for the use of the Rylstone Hall to the amount of \$550.00. Note a facility hire bond will not be collected for this event, however if any damage should arise as a result of this event, the applicant will be liable for the cost.

Link to Community Plan: *Strategy 1.4.2. Support arts and cultural development across the Region.*

KANDOS PUBLIC SCHOOL

Kandos Public School are running an initiative called 'Live Life Well' which aims to support healthy living and environmental sustainability.

To assist with this program Kandos Public School have requested the supply and ongoing support of four extra recycling bins.

The recommendation is to provide an in-kind donation for two yellow and two blue bins to the value of \$288.00 as well as the Business Waste Management fee of \$211.20 to service these extra waste collections.

Link to Community Plan: *Strategy 2.3.1 Educate, promote and support the community in implementing waste minimisation strategies.*

ROTARY CLUB OF RYLSTONE-KANDOS INC.

The Rotary Club of Rylstone-Kandos Inc. will be holding their annual Carols by Candlelight at the Rylstone Showground in December 2015.

The Rotary Club of Rylstone-Kandos run both a Community Christmas Carnival and a Community Carols by Candlelight offering a free event which the whole family can enjoy.

Council has recently resolved to offer in-kind support to the value of \$1681 at the 15 of July 2015 meeting. Further to this, a secondary request has now been made for in-kind contribution for hire of the Rylstone hall on 19 December 2015 to the value of \$110.00 and it is recommended that Council provide this assistance. Note a facility hire bond will not be collected for this event, however if any damage should arise as a result of this event the applicant will be liable for the cost.

Link to Community Plan: *Strategy 1.4.2. Support arts and cultural development across the Region.*

MUDGEES HIGH SCHOOL PARENTS & CITIZENS ASSOCIATION

Mudgee High School P & C Association is requesting that the amount of \$185 for a food inspection fee for their canteen be refunded. As the canteen is a not for profit organisation, it is recommended that Council approve this request.

Link to Community Plan: *3.3.2 Build strong linkages with institutions providing education, training and employment pathways in the Region.*

MUDGEES CIVILIAN RIFLE AND SMALL BORE CLUB INC.

The Mudgee Civilian Rifle and Small Bore Club Inc. is requesting assistance with their rates for the Mudgee shooting range. It is recommended that Council provide in-kind support of \$1469.84.

Link to Community Plan: *1.3.1. Provide infrastructure and services to cater for the current and future needs of our community.*

THE HENRY LAWSON SOCIETY OF NSW INC

The Henry Lawson Society of NSW Inc. is requesting assistance with their rates. It is recommended that Council provide in-kind support of \$1589.08.

Link to Community Plan: 1.3.1. *Provide infrastructure and services to cater for the current and future needs of our community*

MUDGEE REALY FOR LIFE 2016

Relay for Life is a nationally recognised event which helps to raise both needed funding, and also community awareness, towards the eradication of cancer.

Mudgee Relay for Life will be conducted on 30 April 2016, which will be held at Victoria Oval.

It is recommended that Council provide an in-kind donation for the hire of Victoria Oval and an allowance for extra rubbish collection to the value of \$1250. Note a facility hire bond will not be collected for this event, however if any damage should arise as a result of this event the applicant will be liable for the cost.

Link to Community Plan: 1.1.3. *Supports networks, program and facilities which promote health and wellbeing and encourage healthy lifestyles.*

MUDGEE DISTRICT U3A

Mudgee District U3A are said to provide affordable learning opportunities for older people, using the skills and abilities of the members themselves. The Mudgee District U3A relies on the generosity of members as volunteer organisers, administrators and presenters. They are seeking in-kind support to run 2 courses over a period of 40 weeks at The Stables in 2016. Mudgee District U3A have sought waiving of the full hire fees for the Stables, to the value of \$5320. Council officers recommend support to the value of 1,000, due to the amount of competing applications.

Link to Community Plan: *Strategy 1.1.3. Support networks, program and facilities which promote health and wellbeing and encourage healthy lifestyles.*

BARNARDOS

Barnardos has recently taken over the management of Kandos playgroup which was previously run by the Benevolent Society. The playgroup is held at Kandos Hall each Thursday for a period of 2 hours. Previously Council had a verbal agreement with the Benevolent Society to not charge for the facility hire at the Kandos Hall. Barnardos are hoping this agreement will also extend to them. The cost to cover facility hire to the end of the financial year (approx. 3 terms) would be \$1,320. Council staff recommend that Council support an in-kind donation up to the value of \$600, due to the amount of competing applications. Note a facility hire bond will not be collected for this event, however if any damage should arise as a result of this event the applicant will be liable for the cost.

Link to Community Plan: *Strategy 1.4.2. Support arts and cultural development across the Region.*

PAINTERS@MUDGEE 2016

From the 1st to 7th May 2016 a group of landscape artists will be visiting the region for the course of a week.

At the end of the week of painting, on Friday 6th and Saturday 7th May a group showing is being organised to be held at the Stables which will be open to visiting artists and local artists alike.

The request is for in-kind support by waiving the hire fees of \$164 for the use of the Stables for this 2 day showing and it is recommended to approve this request

Link to Community Plan: *Strategy 1.4.2. Support arts and cultural development across the Region.*

GULGONG HISTORICAL SOCIETY INC.

The Gulgong Historical Society Inc. is requesting assistance with their rates on an ongoing basis for the next 4 years at the Gulgong Pioneer Museum. It is recommended that Council provide in-kind support of \$2391 for 2015/2016.

Link to Community Plan: 1.3.1. *Provide infrastructure and services to cater for the current and future needs of our community*

LIFESKILLS

Lifeskills works with people with disabilities and their families in the Mid-West Regional area and are requesting a donation for tipping fees to the value of \$315. It is recommended to support this request.

Link to Community Plan: *Strategy 1.1.1. Maintain the provision of high quality, accessible community services that meet the needs of our community.*

GULGONG PISTOL CLUB INC.

The Gulgong Pistol Club Inc. is requesting assistance with their rates for the Gulgong Shooting Range. It is recommended that Council provide in-kind support of \$821.88.

Link to Community Plan: 1.3.1. *Provide infrastructure and services to cater for the current and future needs of our community*

'KOOKABURRA' MARCH, CASTLEREAGH HIGHWAY

The re-enactment of the 1915 'Kookaburra' March along Castlereagh Highway is expected to commence on 30 October 2015 at Tooraweenah arriving in our region on Wednesday 4 November 2015 in Gulgong.

On 5 November 2015 a group of march participants and supporters will be camping at Mudgee Showground.

The request is for in-kind support by waiving the hire fees of \$621 for the use of the Kitchen/Hall at the Mudgee Showground as well as 20 unpowered camping sites, as well as a donation up to the value of \$400 for accommodation costs at Rylstone, it is recommended to approve this request.

Link to Community Plan: *Strategy 1.4.2. Support arts and cultural development across the Region.*

ROTARY CLUB OF MUDGEE AND ROTARY CLUB MUDGEE SUNRISE

Rotary Clubs throughout the world in association with the Bill and Melinda Gates Foundation have for many years supported a massive program to eliminate polio by vaccination programs.

Rotary Clubs throughout Australia have been offered a screening of the new Tom Hanks movie "Bridge of Spies" as a pre-release movie on 21 October 2015. The request is for in-kind support by waiving the hire fees for Mudgee Town Hall of \$211, it is recommended to approve this request.

Link to Community Plan: *Strategy 1.4.2. Support arts and cultural development across the Region.*

KANDOS RYLSTONE MEN'S SHED

The Kandos Rylstone Men's Shed is requesting assistance with their rates. It is recommended that Council provide in-kind support of \$965.

Link to Community Plan: 1.3.1. *Provide infrastructure and services to cater for the current and future needs of our community.*

APPLICATIONS NOT RECOMMENDED

ENVIRONMENTAL HEALTH AUSTRALIA

Environmental Health Australia are holding their annual National Conference on 20 to 23 October 2015, this year's theme is "Strength in Unity". Environmental Health Australia are seeking sponsorship towards this event with the cost being \$440. Council staff do not recommend support of this application as it does not directly support our region.

MUDGEE BRIDGE CLUB INC

The Mudgee Bridge Club Inc. members request consideration towards their application for heating and cooling to be installed in the Kitchen/Hall building at Mudgee Showground. Quotation for supply and installation of a suitable heating/cooling system total \$13,200 (inc GST). Mudgee Bridge Club Inc. have requested support to the value of \$5000 from Council.

The recommendation from Council is not to support this application through the Financial Assistance Program as the Mudgee Showground buildings are Council assets. Instead, a recommendation to fund this work, with a cash donation from the Mudgee Bridge Club, will be presented in the September Quarterly Business Review.

THE MUDGEE DRESSAGE GROUP

The Mudgee Dressage Group (MDG) are a not-for-profit organisation, the clubs' focus is to improve the riders ability and the training of their horses. The club have recently embarked on renovations to the sand arena located at the Mudgee Showgrounds which has been primarily funded by MDG which some funding secured by the Department of Sport and Recreation.

MDG are asking for a dollar for dollar grant towards the replacement of timber surrounding the area to the value of \$550.

The recommendation from Council is not to support this application through the Financial Assistance Program as the Mudgee Showground infrastructure are Council assets. Instead, a recommendation to fund this work, with a donation from the Mudgee Dressage Group, will be presented in the September Quarterly Business Review.

THE WOMENS SHED

A request was received from The Womens Shed on the 27 July 2015 towards the start-up of a small community program for women. Council Officers have attempted to contact the applicants and collate further information regarding The Women's Shed application to no avail – all correspondence has been returned to sender and no phone calls have been returned. This application will be submitted to Council upon further documentation being received by the applicant.

KANDOS RYLSTONE LITTLE ATHLETICS CENTRE

Kandos Rylstone Little Athletics have recently reformed and are excited to bring Little A's back to Kandos, Rylstone and the surrounding areas to offer local children other sporting alternatives.

Due to the associated costs of the Rylstone sports council registration fees Kandos Rylstone Little Athletics Centre are requesting a donation of \$435 towards these expenses. It is the recommendation of Council staff not to support this application as we do not provide any other sporting groups in our region reduction in their fees, and setting a precedent to do so would undermine the administration of these facilities, and the agreements in place with the relevant sporting councils.

DEPARTMENT OF FAMILY & COMMUNITY SERVICES NSW – AGING, DISABILITY AND HOME CARE

The Department of Family and Community Service NSW are seeking the supply of a pool sling and hoist to be installed at Mudgee PCYC.

The current pool chair installed at the PCYC does not allow for transfers of customers who are unable to stand i.e. those who are wheelchair bound.

An Oxford Dipper pool hoist is recommended to the value of \$16,250, which will allow the sling to be placed underneath the person in their wheelchair, moved over to the hoist in their wheelchair and the sling attached to the arm of the hoist – this allows for a seamless transfer, without the need to stand. The recommendation is for Council not to support this application as the PCYC is not a Council owned or managed venue.

GULGONG ARTS COUNCIL

The Gulgong Arts Council is a not-for-profit organisation who coordinated the recent 'Unearthed' art competition and exhibition held from 2 June to 8 June 2015.

The Arts Council utilised Council's facilities at Gulgong Hall during this period and wish to have their hire fee reimbursed. It is recommended that Council does not support this application as it occurred in last financial year.

THE RYLSTONE DISTRICT TRAINERS GROUP

The Rylstone District Trainers Group is requesting assistance with their rates for the Rylstone Racecourse, at a cost of \$826.28. It is recommended that Council do not support this application as the facility is used for private horse trainers.

Financial and Operational Plan implications

Funding of \$148,000 is provided in the 2015/16 Operational Plan for Financial Assistance. \$86,804 has been allocated, leaving a balance of \$61,196.

Should Council approve the recommendations in this report, a balance of \$24,200 will remain.

Community Plan implications

The administration of the financial assistance program meets Community Plan Theme 5 - Good Governance:

Goal 3: An Effective and Efficient Organisation

Strategy 3.3: Prudently manage risks associated with all Council activities.

Each relevant assistance item is required to meet a strategy in the Community Plan, and each request has been linked to the relevant strategy in the Community Plan.

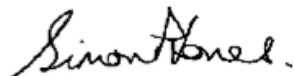


LEONIE JOHNSON
MANAGER FINANCE
(CHIEF FINANCIAL OFFICER)

18 September 2015

Attachments: 1. Applications for financial assistance (included at the end of the business paper).

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

6.3.10 Additional Supplier - RFT 2013/04 General Contractors Preferred Supplier – EMS Group Pty Ltd

REPORT BY THE PROCUREMENT MANAGER TO 21 OCTOBER 2015 COUNCIL MEETING

Additional Supplier - EMS Pty Ltd

GOV400043, A0412910, COR400089

RECOMMENDATION

That:

- 1. The report by the Procurement Manager on the Additional Supplier - RFT 2013/04 General Contractors Preferred Supplier - EMS Group Pty Ltd be received;**
- 2. Council accepts the additional supplier for Tender 2013/04 for the provision of General Contractors;**
Contractor: EMS Group Pty Ltd
Services Provided: Labour Hire

Executive summary

Council resolved at meetings in 2013 that tenders for the provision of general contractors were accepted. These initial requests for tenders were accepted for a term of three years. The resolution allowed additional suppliers to be added to the preferred suppliers' lists by resolution of Council.

This report is recommending that EMS Pty Ltd be included on the preferred supplier's lists after having received the required information from the service provider and Council having the capacity to engage additional labour hire suppliers.

Detailed report

In 2013 Council completed a detailed, objective analysis for the evaluation of tenderers for the provision of general contractors which in turn created a preferred suppliers list.

Since the establishment of these lists the above service provider has requested Council consider their application to be included on Council's preferred supplier's lists.

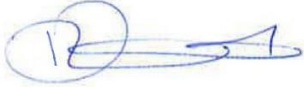
As a result of Council's tendering processes and clauses therein, the additional supplier will be added to Council's relevant preferred supplier's list; however they will be placed on the overflow list. Council has an existing contract for labour hire, therefore, these service providers would only be considered should the existing suppliers on the list be unable to provide suitable applicants for positions requested by Council.

Financial and Operational Plan implications

Not applicable.

Community Plan implications

Theme	Good Government
Goal	An effective and efficient organisation
Strategy	Prudently manage risk associated with all Council activities



KRISTIE WARD
PROCUREMENT MANAGER

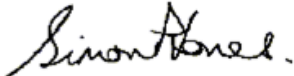


LEONIE JOHNSON
MANAGER FINANCE
(CHIEF FINANCIAL OFFICER)

24 September 2015

Attachments: 1. Proposed rates are presented in the confidential section of this business paper

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

6.3.11 Additional Supplier - RFT 2013/03 Wet & Dry Plant Hire Preferred Supplier – Greatwood Pty Ltd – Trading as Greater Water Trucks & TG Hire

REPORT BY THE PROCUREMENT MANAGER TO 21 OCTOBER 2015 COUNCIL MEETING
 Additional Supplier - Greater Water Trucks
 GOV400043, A0412904, COR400052

RECOMMENDATION

That:

1. **the report by the Procurement Manager on the Additional Supplier - RFT 2013/03 Wet & Dry Plant Hire Preferred Supplier - Greatwood Pty Ltd – Trading as Greater Water Trucks & TG Hire be received;**
2. **Council accepts the additional supplier for Tender 2013/03 for the provision of Wet & Dry Plant Hire;**
Contractor: Greatwood Pty Ltd– Trading as Greater Water Trucks & TG Hire
Services Provided: Wet Hire - Water Trucks and Rollers

Executive summary

Council resolved at meetings in 2013 that tenders for the provision of Wet & Dry Plant Hire were accepted. These initial requests for tenders were accepted for a term of three years. Part of the resolution allowed additional suppliers to be added to the preferred suppliers' lists by resolution of Council.

In accordance with Council's Contractor Management Procedure, a completed Additional Service Provider application was received by Council from Greatwood Pty Ltd with all appropriate documentation attached, on Monday 21 September 2015. This report is recommending that the additional plant specified by Greatwood Pty Ltd be included on the preferred supplier's list (overflow only).

Detailed report

In 2013 Council completed a detailed, objective analysis for the evaluation of tenderers for the provision of wet & dry plant hire which in turn created a preferred suppliers list.

Since the establishment of this list the above service provider has requested Council consider their application to be included on Council's preferred supplier's list.

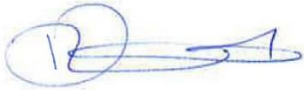
As a result of Council's tendering processes and clauses therein, the additional supplier will be added to Council's relevant preferred supplier's list, however they will be placed on the overflow list. Council has existing contractors for the Wet Hire of 15,000L and 16,000L water carts (noting Greater Water Trucks have a water truck listed under this category); therefore, this supplier's additional plant would only be considered should the existing contract holders on the list be unavailable. This is to ensure consistency and security to the existing contractor/s.

Financial and Operational Plan implications

Nil.

Community Plan implications

Theme	Good Government
Goal 3	An effective and efficient organisation
Strategy 3.3	Prudently manage risk associated with all Council activities



KRISTIE WARD
PROCUREMENT MANAGER



LEONIE JOHNSON
MANAGER FINANCE
(CHIEF FINANCIAL OFFICER)

21 September 2015

Attachments: 1. Proposed rates are presented in the confidential section of this business paper

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

6.3.12 Request to Suspend General Waste Disposal Charges at Rylstone Aerodrome Airpark

REPORT BY THE REVENUE & PROPERTY MANAGER TO 21 OCTOBER 2015 COUNCIL MEETING
Request to Suspend General Waste Disposal Charges – Rylstone Aerodrome Airpark
GOV400043, FIN300052, 23249

RECOMMENDATION

That:

- 1. the report by the Revenue & Property Manager on the Request to Suspend General Waste Disposal Charges at Rylstone Aerodrome Airpark be received;**
- 2. Council deny the request to waive, suspend or write-off the 2015/2016 General Waste Disposal Charge on any of the 42 properties comprising the Rylstone Aerodrome Airpark currently in the ownership of Loneragan Aviation P/L and Robert & Harriet Loneragan.**

Executive summary

The purpose of this report is to consider a request from Mr Robert Loneragan, the Director of Loneragan Aviation P/L, to temporarily suspend the requirement to pay the General Waste Disposal Charge (the Waste Charge) on 42 separately valued and rated allotments which are currently unsold and comprise the Rylstone Aerodrome Airpark (the Airpark).

Detailed report

Council has received a request from Mr Robert Loneragan, the Director of Loneragan Aviation P/L, seeking to temporarily suspend the requirement to pay the Waste Charge on 42 unsold and separately valued and rated properties comprising the Airpark, until individual allotments are sold. Mr Loneragan proposes that once an allotment is sold, the Waste Charge would become applicable from the settlement date. The Waste Charge is not for the collection of domestic waste as the Airpark is outside the domestic waste collection route and hence does not attract the Domestic Waste Collection Charge. Mr Loneragan's letter, outlining his basis for the request, is appended as Attachment 1 to this Report.

The Waste Charge that Mr Loneragan is seeking to temporarily suspend was introduced by Council in its current form in 2008/2009 for funding the operation, maintenance & upgrade of the Mudgee Waste landfill facility, the 2 additional manned facilities and the 11 rural waste transfer stations. The Waste Charge is levied in accordance with Section 501 Local Government Act 1993.

Council has resolved each year to charge the Waste Charge on ALL rateable and non-rateable properties (with the exception of certain Farmland categorised properties) rather than to operate a waste system on a user-pays basis. This means urban/business properties (including developers' subdivisions, often comprising 20-50 separate properties) both built upon or vacant land; rural/farmland properties, again both built upon or vacant land and, also non-rateable properties such as churches, charities etc., are also obliged to pay this charge.

The funds collected from the annual Waste Charge, from all ratepayers of the Region, ensures that Council continues to provide an acceptable level of service delivery and sustainability in line with best practise waste management regimes, environmental outcomes and State Government waste

targets, whilst meeting legislative compliance in all operation areas. The Waste Charge contribution from every separately valued property guarantees that the disposal of waste in an environmentally sustainable manner is of long lasting benefit to the whole community. The amount of the Waste Charge is formulated to recoup the actual cost of providing the service, without cross-subsidization.

The 2015/2016 charge for the Waste Charge is \$198 per property. The total amount of relief sought in relation to the 42 properties is \$8,316.

There is no provision in the Local Government Act 1993 or the Local Government (General) Regulation 2005 (the Regulations) to waive, suspend or write-off the Waste Charges which have been correctly made by Council and raised in accordance with Council's resolution.

Regulation 213(5) states that a debt can only be written off if it satisfies one of the following criteria:

- (a) if the debt is not lawfully recoverable, or
- (b) as a result of a decision of a court, or
- (c) if the council or the general manager believes on reasonable grounds that an attempt to recover the debt would not be cost effective.

In this particular circumstance, clauses a), b) or c) do not apply.

If Council wished to provide financial relief to Mr Loneragan in relation to the Waste Charges, it would have to resolve to do so in accordance with the *Financial Assistance Policy*.

It is suggested that relief from the payment of the Waste Charges in any form would set a precedent, especially in relation to other developers' residential land subdivisions.

In addition, on 16 October 2013, Council resolved to support Mr Loneragan's development of the Airpark by declaring a Business sub-category for the land and then setting a Minimum Rate for 2015/16 of \$204.80 for the sub-category. This Minimum Rate is substantially less than the Minimum Rate of \$623.88 which was set for all other categories/sub-categories.

It is recommended that Mr Loneragan's request for financial relief from the payment of the Waste Charges for 2015/2016 on the 42 properties currently remaining in his ownership, be denied. The basis of this recommendation is that legislation does not provide for the waiver, suspension or write-off the Waste Charges and any relief afforded under the *Financial Assistance Policy* would represent a significant departure from Council policy, and establish precedents, the implications of which require careful consideration.

Financial and Operational Plan implications

The total amount of relief sought in relation to the 42 properties currently remaining in Mr Loneragan's ownership is \$8,316.

If Council wished to provide financial relief to Mr Loneragan in relation to the Waste Charges for 2015/2016, it would have to resolve to do so in accordance with the *Financial Assistance Policy*.

Council's *Debt Recovery Policy* and *Hardship Provision Policy* may provide some assistance in relation to a payment arrangement plan and relief regarding interest charges over a period of time, if a payment arrangement is sought by Mr Loneragan.

Community Plan implications

Theme 5 Good Governance
Goal 5.3 An effective and efficient organisation
Strategy 5.3.3 Prudently manage risks associated with all Council activities

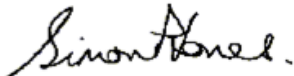


DIANE SAWYERS
REVENUE AND PROPERTY MANAGER

28 September 2015

Attachments: 1. Request from Mr R Loneragan dated 7/9/2015

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

ATTACHMENT 1

LONERAGAN AVIATION PTY LIMITED

ABN: 34 075 932 580
177 - 213 Cox's Creek Road, RYLSTONE NSW 2849



7th September 2015

Mr. Brad Cam – General Manager
Mid Western Regional Council
P.O. Box 156
MUDGEES NSW 2850

Re: Rylstone Aerodrome Airpark – Rates General Waste Charge

Dear Brad

Thank you for meeting with me recently.

As outlined in our meeting, I am seeking Council's agreement to the temporary suspension of the requirement for payment of the *General Waste Charge* portion of the UNSOLD Lots that I hold at Rylstone Aerodrome Airpark.

Now that the 63 Lot subdivision has been registered with LPI, I have received the rate notices from MWRC. To date only 8 Lots have been sold and settled and I am holding a large number of unsold Lots.

Prior to the development of the Airpark the total value of the annual rates being collected by Council was \$1,855.00 Now that the development is completed, the current total rate revenue is \$20,282.00

There is no waste collection service from the Rylstone Aerodrome by Council and the vacant unsold Lots that I hold, do not contribute to any extra waste burden for Council. I am therefore asking Council if they would agree to the suspension of the requirement for me to pay the General Waste portion (\$198.00) of the rates on the unsold Lots, until such time as each Lot is sold.

I am hopeful that over the next 24 to 36 months there will be more sales and of course from the time each Lot does sell, the new owner shall pay the full amount of the rates including the General Waste Charge. Attached is a summary of all the rate notices that have been issued.

Whilst it is early days and this is an unusual and unique type of development, the Rylstone Airpark project is one that I am most passionate about, have invested much time and personal resources and believe that it will in time contribute significantly to the Rylstone and Kandos community.

Council's favourable agreement to the above request will be much appreciated.

Yours faithfully

Rob Loneragan.

All Postal Correspondence to: Rylstone Aerodrome Airpark - P.O. Box 5010 GREENWICH NSW 2065

Rob Loneragan Mb: 0411 816 300 e-mail rob@rylstone.com.au Website: www.rylstoneaerodrome.com.au

6.3.13 Naming of a new street in the Broadview subdivision

REPORT BY THE REVENUE & PROPERTY MANAGER TO 21 OCTOBER 2015 COUNCIL MEETING
Report to Council (prelim) - Street Naming – Lovett Court
GOV400043, R0790041

RECOMMENDATION

That:

1. **the report by the Revenue & Property Manager on the Naming of a new street in the Broadview subdivision be received;**
 2. **Council revoke the name Diamond Court for street No 4 off Broadhead Road;**
 2. **Council rename street no 4 off Broadhead Road Lovett Court.**
-

Executive summary

The purpose of this Report is to seek Council's resolutions to revoke the name of Diamond Court for Street No 4 off Broadhead Road, and rename this street Lovett Court.

Detailed report

Council, being the Roads Authority, is required to name new or unnamed streets and roads and, approved names for all four new streets off Broadhead Road at its 16/9/2015 Meeting.

Unfortunately, per Memo to Councillors dated 10/9/15, copy of which is attached to this Report, one of the submitted names, being Diamond was invalid and a replacement name was advised. The resolution of 16/9/2015 however, was carried declaring Diamond Court as the name for Street No 4.

The name Diamond is now required to be revoked and be replaced with the name Lovett Court for Street No 4.

Council wrote to neighbours of the subdivision on 28/7/15 requesting their naming suggestions. Public consultation was also invited in an advertisement placed in the 31/7/15 issue of the Mudgee Guardian. Submissions closed on 21/8/15 and during this period 3 submissions were received with the following names suggested:

- Diana Drive
- Captain Steel Drive. Captain Steel Drive would not be approved by the GNB but Steel Drive would be approved.
- Millett Avenue. Millett Avenue may not be approved by the GNB due to its similarity to Miller Crescent in Mudgee
- Lovett Street – Approved by the GNB and included in Council's Pre-Approved names list
- Hughson Avenue – Already in use in the Ridge Estate subdivision
- Consadine Drive
- Diamond Court – Invalid as relates to living persons.

Street naming is legislated under the Roads Act 1993. This Act empowers the authority in charge of the road with the rights to name it. The naming of this new street will allow the completion of street addressing within this new subdivision. Section 162 of the Roads Act (1993) states that "a road

authority may name and number all public roads for which it is the authority. A roads authority may not alter the name of a public road unless it has given the Geographical Names Board (GNB) at least two months' notice of the proposed name."

In accordance with Council's Road Naming Policy, the name that Council endorses for the unnamed street will be:

1. advertised in The Mudgee Guardian inviting submissions in writing from the public for a period of 21 days; and
2. concurrently, notice of the proposed names will be sent to Australia Post, the Registrar General, the Surveyor General, the Chief Executive of the Ambulance Service of NSW, New South Wales Fire Brigades, the NSW Rural Fire Service, the NSW Police Force, the State Emergency Service, the New South Wales Volunteer Rescue Association Inc, and, in the case of a classified road – Roads & Maritime Services, inviting submissions in writing for a period of 21 days.

At the expiration time for the lodgement of submissions, a further report will be prepared for Council addressing any submissions received and recommending the formal adoption of the proposed street names, and Gazettal of the new street name.

Financial and Operational Plan implications

Cost and installation of street signs will be met by the developer.

Please note that Council is no longer required to pay Gazettal costs. This cost is now paid for by Land & Property Information as part of the Online Road Naming System.

Community Plan implications

This report meets Community Plan:

Theme 4 Connecting Our Region:

Goal 4.1: High quality road network that is safe and efficient

Strategy 4.1.1: Provide traffic management solutions that promote safer local roads and minimise traffic congestion



DIANE SAWYERS
REVENUE AND PROPERTY MANAGER



LEONIE JOHNSON
MANAGER FINANCE
(CHIEF FINANCIAL OFFICER)

12 October 2015

- Attachments:*
1. Correspondence received from the Geographical Names Board
 2. Submissions re Lovett Court & Pre-Approved List notation
 3. Memo to Councillors
 4. Map of the roads to be named.

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

ATTACHMENT 1



**Land & Property
Information**

Panorama Avenue BATHURST
P O Box 143
BATHURST NSW 2795
Tel: (02) 6332 8440
Fax: (02) 6332 8415
Email: bob.davis@ipma.nsw.gov.au
www.ipma.nsw.gov.au

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

Attention: Carolyn Atkins

20th March 2013

Your Ref: CA: R0790141 R0790041
Our Ref: T02/0175 2013 - 050

Dear Madam,

**ROADS ACT 1993, ROADS (GENERAL) REGULATION 2008
SECTION 162 – NAMING OF PUBLIC ROADS**

I refer to your letter dated 19th March 2013 which proposed the following public road names:

**LOVETT STREET, BLOODSWORTH STREET, MINORCA STREET,
OAKBOROUGH STREET, RIVERSDALE STREET, SORATA STREET**

On behalf of the Geographical Names Board (GNB), Surveyor General (SG) and Registrar General (RG), the names have been reviewed under the GNB Guidelines for the Naming of Roads and there is no objection to their use providing they do not refer specifically to any living persons.

Yours Faithfully

Bob Davis 20/03/13

Bob Davis, Team Leader DCDB Update
For Division Manager Information Sourcing



ATTACHMENT 2

From: Hugh <mudgeerealestate@hotmail.com>
To: Carolyn Atkins; Bob Crooks; Barry Swords
Cc:
Subject: re; Naming of roads off Broadhead and Bruce Roads

Sent: Sun 2/08/2015

Hi Carolyn,

Further to my email last week, I would like to propose the following on a theme of past Mayors in the District for the additional 2 roads off Broadhead Rd, and the other off Bruce Rd.

LOVETT ST:

Cr Lovett was a Mudgee Shire Councillor for eight years and was Mayor from 1933 to 1937.

Cr Lovett built his own home at Avisford, "Fairview, from locally made clay bricks which still stands and resided in..

Cr Lovett had a butcher shop in Maitland Bar during the Depression before he and his wife Emma (nee Cover) moved to Mudgee to raise their family.

Cr Lovett died in 1955 at the age of 85. His wife lived until the age of 101 years.

HUGHSON AVE:

Richard Hughson was the first mayor of the municipality of Mudgee in 1860.

MILLETT AVE:

Walter William Millett was mayor of the former Cudgegong Shire from 1891–1892.

I would be pleased if these 3 additional names be added to the two I have already forwarded.

I believe it is important that our heritage and history is retained with the recognition of those who have made contributions to the town by continuing the tradition of street/road names.

Regards
Hugh Bateman
Resiland Pty Ltd
Ph

COUNCIL MEETING 1 MAY 2013

Lovett (Mudgee) – Edward Thomas Lovett was Mayor of Mudgee for four years from 1933-1937 (approx) and served on Council for 8 years. Had a butcher shop in Maitland Bar during the Depression before he and his wife Emma (nee Cover) moved to Mudgee to raise their family. Died in 1955 at the age of 85. Approved by the GNB in their letter dated 20/3/13.



MEMORANDUM

TO: Mayor and Councillors

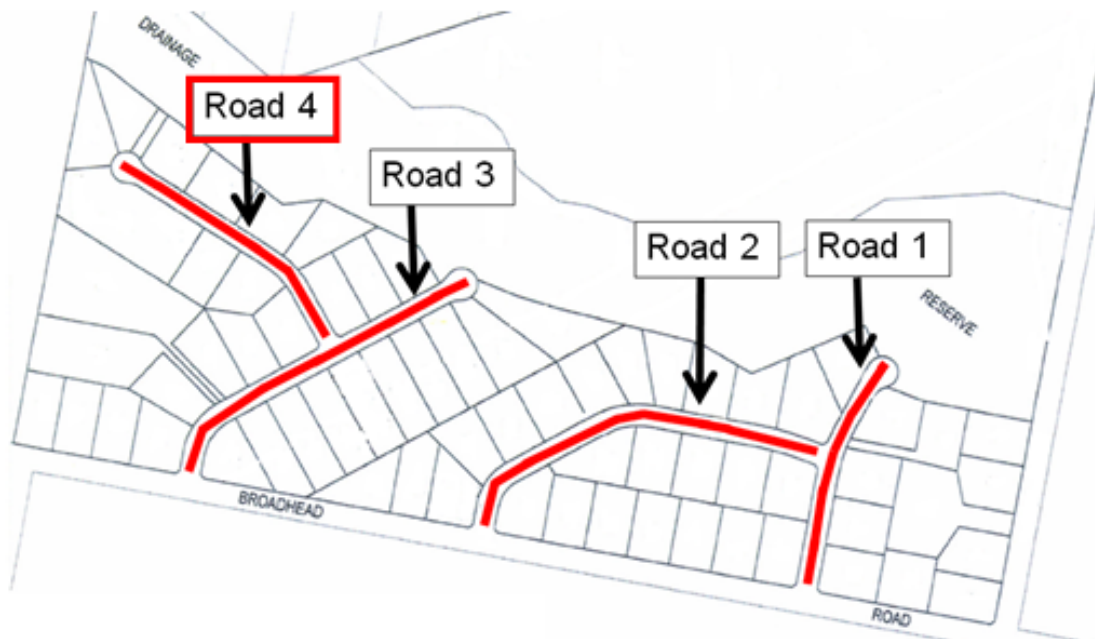
FROM: Manager Revenue and Property

SUBJECT: Naming of new streets in the Broadview Estate subdivision off Broadhead Road in SPRING FLAT

FILE NO.: R0790041

DATE: 10/9/15

Further to the 16/9/15 report to Council on the naming of new streets in the Broadview Estate subdivision located on page 246 of the Business Paper.

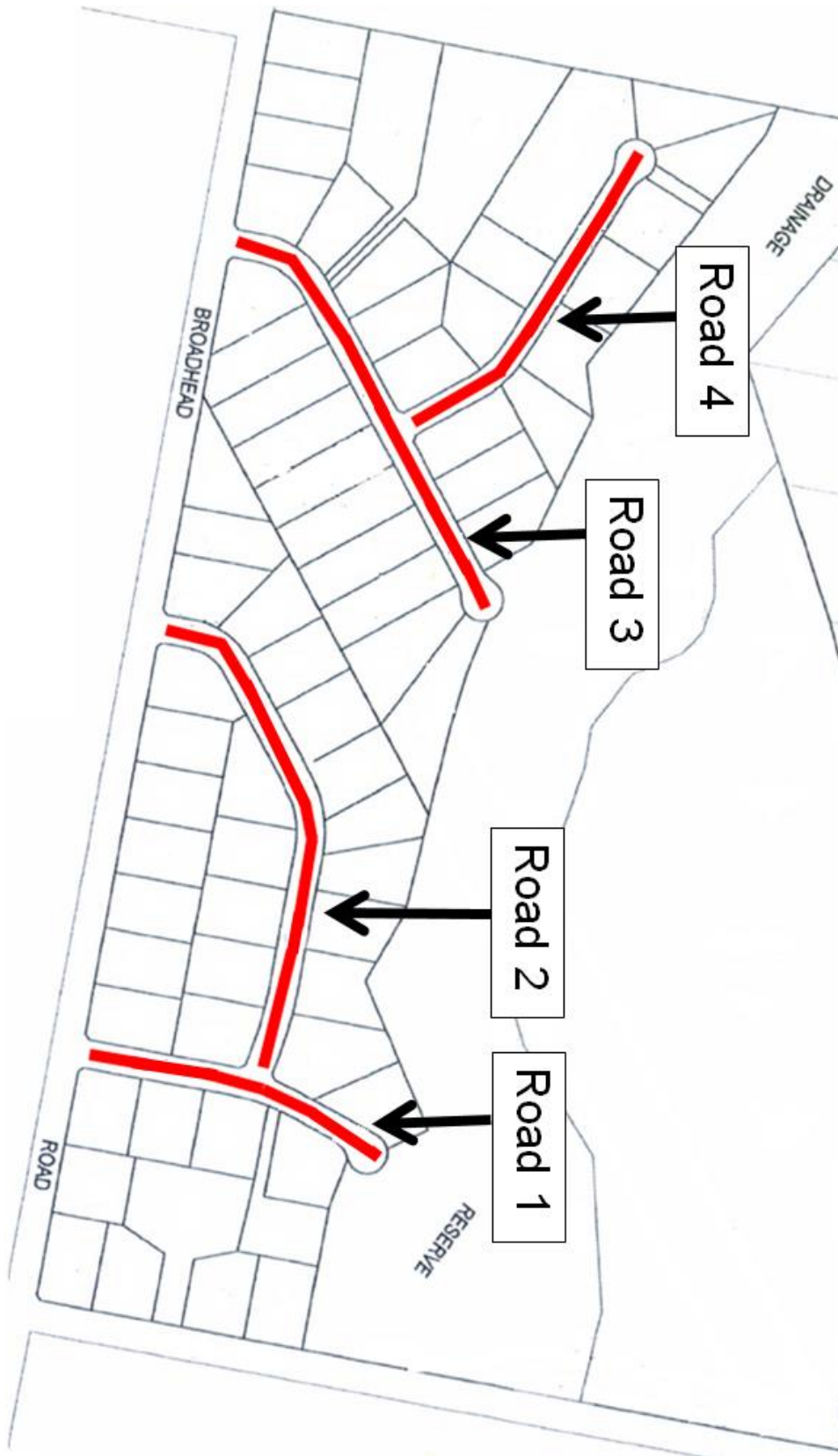


At the time of submitting the Report, staff was under the impression that the name of Diamond was a valid submission, however, we have now been advised that this name only relates to living persons and as a result cannot be used.

Lovett Court is now submitted for Road 4 in place of the invalid name submission.

DIANE SAWYERS
MANAGER REVENUE AND PROPERTY

ATTACHMENT 4



6.3.14 Naming of a new street in the Caerleon Estate subdivision off Hill End Road

REPORT BY THE REVENUE & PROPERTY MANAGER TO 21 OCTOBER 2015 COUNCIL MEETING

Report to Council (prelim) Street Naming – off Hill End Road

GOV400043, R0790141

RECOMMENDATION

That:

- 1. the report by the Revenue & Property Manager on the Naming of a new street in the Caerleon Estate subdivision off Hill End Road be received;**
 - 2. Council name this street Hone Creek Drive.**
-

Executive summary

The Caerleon Estate subdivision off Hill End Road in Mudgee includes a new street. Addressing requirements for the new subdivision will necessitate the naming of this unnamed road.

Detailed report

Council, being the Roads Authority, is required to name new or unnamed streets and roads. The purpose of this report is to provide a name submitted by the developer (in conjunction with Mudgee Historical Society) for the main spine road of the Caerleon Estate subdivision. Several names have been submitted to the Geographical Names Board for this street but most have not been accepted. The Geographical Names Board (GNB) has no objection to the following name which has geographical significance to the development area.

Hone Creek Drive

Street naming is legislated under the Roads Act 1993. This Act empowers the authority in charge of the road with the rights to name it. The naming of this new street will allow the completion of street addressing within this new subdivision. Section 162 of the Roads Act (1993) states that “a road authority may name and number all public roads for which it is the authority. A roads authority may not alter the name of a public road unless it has given the GNB at least two months notice of the proposed name.”

In accordance with Council’s Road Naming Policy, the name that Council endorses for this street will be:

1. advertised in The Mudgee Guardian inviting submissions in writing from the public for a period of 21 days; and
2. concurrently, notice of the proposed name will be sent to Australia Post, the Registrar General, the Surveyor General, the Chief Executive of the Ambulance Service of NSW, New South Wales Fire Brigades, the NSW Rural Fire Service, the NSW Police Force, the State Emergency Service, the New South Wales Volunteer Rescue Association Inc, and, in the case of a classified road – Roads & Maritime Services, inviting submissions in writing for a period of 21 days.

At the expiration time for the lodgement of submissions, a further report will be prepared for Council addressing any submissions received and recommending the formal adoption of the proposed street name, and Gazettal of the new street name.

Financial and Operational Plan implications

Cost of and installation of street signs will be met by the developer.

Please note that Council is no longer required to pay Gazettal costs. This cost is now paid for by Land & Property Information as part of the Online Road Naming System.

Community Plan implications

This report meets Community Plan:

Theme 4 Connecting Our Region:

Goal 4.1: High quality road network that is safe and efficient

Strategy 4.1.1: Provide traffic management solutions that promote safer local roads and minimise traffic congestion



DIANE SAWYERS
REVENUE AND PROPERTY MANAGER




LEONIE JOHNSON
MANAGER FINANCE
(CHIEF FINANCIAL OFFICER)

30 September 2015

Attachments:

1. Correspondence received from the Geographical Names Board
2. Submissions received
3. Map of the road to be named.

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

ATTACHMENT 1



PO Box 143
Bathurst NSW 2795
T: 02 6332 8214
F: 02 6332 8217
E: gnb@lpi.nsw.gov.au
www.gnb.nsw.gov.au

Your Reference: CA.R0790141
Our Reference:
Contact Officer: Rhet Humphrys
Telephone No: 02 6332 8363
Email: rhet.humphrys@lpi.nsw.gov.au

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

ATTENTION: Carolyn Atkins

Dear Carolyn

**ROADS ACT 1993, ROADS (GENERAL) REGULATION 2008
SECTION 162 – NAMING OF PUBLIC ROADS**

I refer to your letter of 10th September 2015, which proposed the following public road name:

HONE CREEK DRIVE

On behalf of the Geographical Names Board (GNB), Surveyor General (SG) and Registrar General (RG), the names have been reviewed under the GNB NSW Addressing User Manual and there is no objection to their use.

Kind Regards,

Rhet Humphrys
Statutory Officer
Geographical Names Board of NSW
10 September 2015

ATTACHMENT 2

From: Pauline Bassingthwaighte [mailto:]
Sent: Sunday, 20 September 2015 4:42 PM
To: Carolyn Atkins <Carolyn.Atkins@midwestern.nsw.gov.au>
Subject: Hone Creek!

Hello Carolyn,

Hone Creek is quite interesting. I remember my Father mentioned the word "hone" in relation to sharpening tools, and that is exactly what the early Mudgee aborigines did around here with stones from that particular creek, which is perennial and only runs after rain on the western hills. So that is the reason for the name "Hone Creek" It is located in the foothills of the Avisford Hills west of intersection of Market & Bell Streets, land earlier owned by Evan Richards - maybe you could find in on an old map?

Seems that old JAMES HAYES, born in England 1832, with wife Emma & several children came to Australia to find his father JOHN Hayes, who was transported and lived in Mudgee after gaining his pardon. His wife died on arrival, and they came on the "Trafalgar" with James Akehurst & family in 1852. He came (by some means) to Mudgee and later married Caroline Tregethern 1853. He & his Father acquired land at end of Market/Bell streets in Mudgee & had an orchard and built the old Hotel which they apparently named the GARDENERS ARMS, later the Woolpack Inn. They seem to have lost it in some business deal later.

Then James leased 42 acres of land from E. Richards and grew another orchard there, & ran sheep, pigs, had crops, etc. and sold vegetables in town. The family caught hares in traps. James & wife Caroline lived there until 1903. It is about 3 miles from the river. Hone Creek provided the family with necessary water.

Hone Creek is the watercourse which runs across the road from Mortimer Street west to the old Saleyards site.

This information - & plenty of other family info - is in the Book *Hayes from Hone Creek (Mudgee)*, a book of family history published in 1995 by Jeanette Westlake, ISBN 0 646 26986 0.

I hope this is sufficient for your purpose, Carolyn.

Best wishes.

PAULINE

From: Nathan Davis [mailto:nathan@]
Sent: Tuesday, 29 September 2015 4:39 PM
To: Carolyn Atkins <Carolyn.Atkins@midwestern.nsw.gov.au>
Cc: Troy Turner (); Scottie Galloway ()
Subject: RE: Hone Creek!

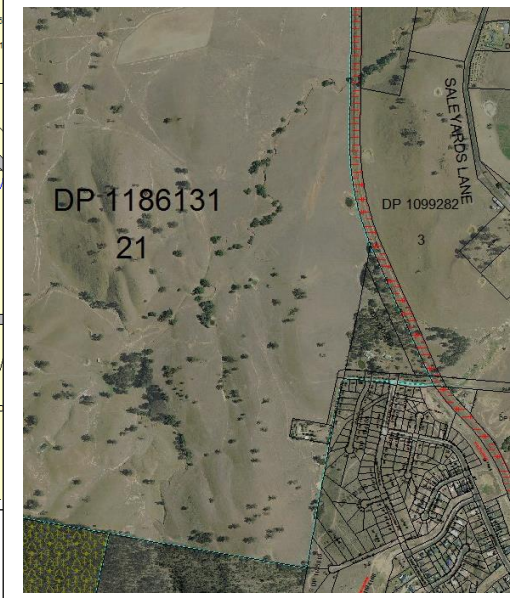
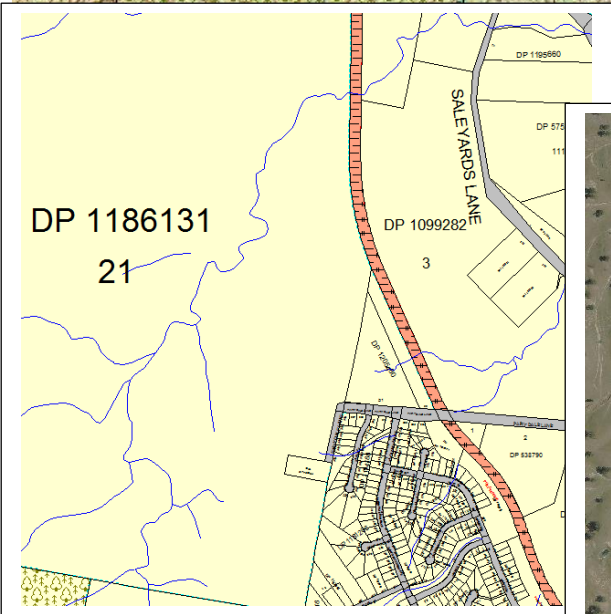
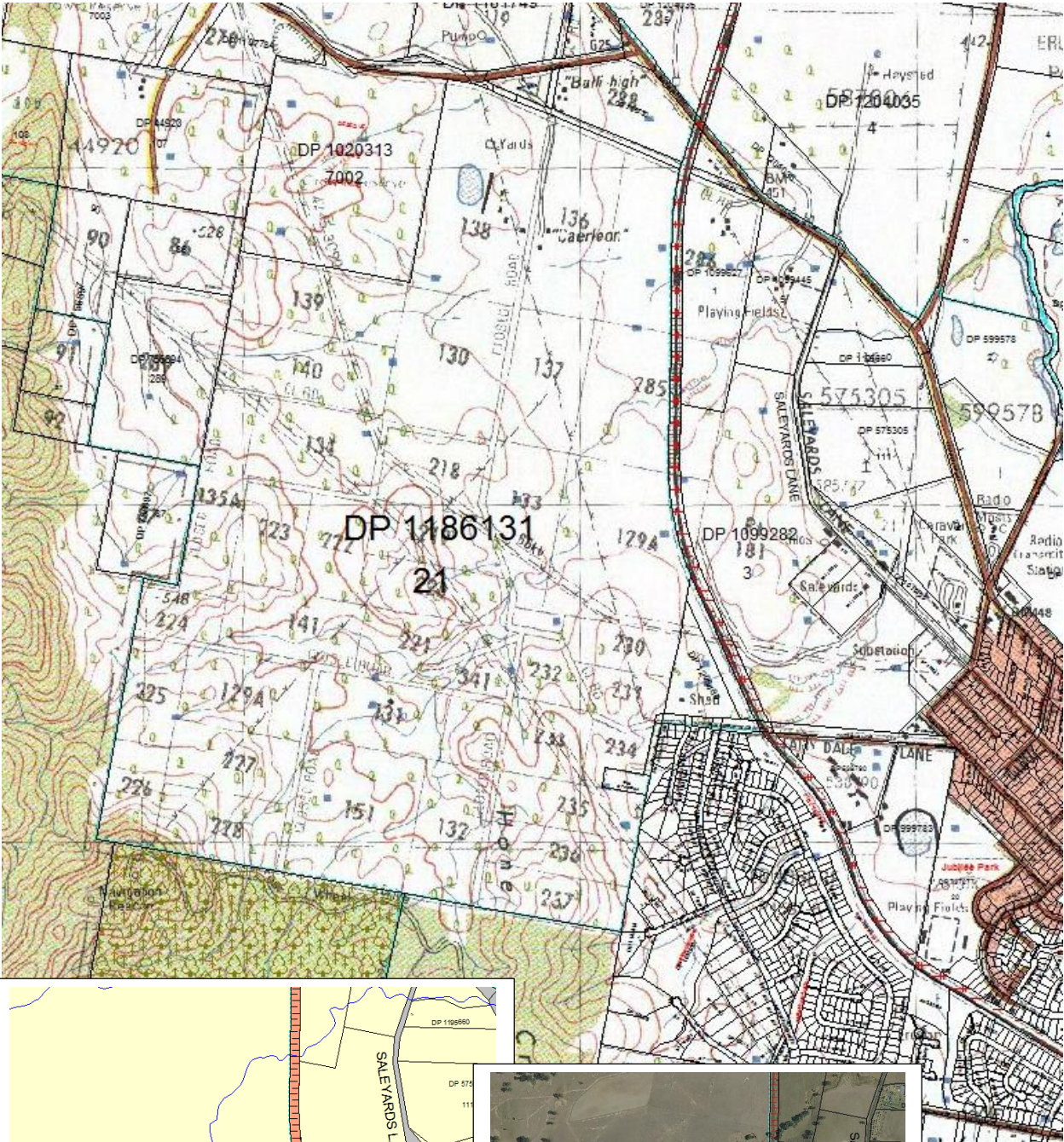
Hi Carolyn,

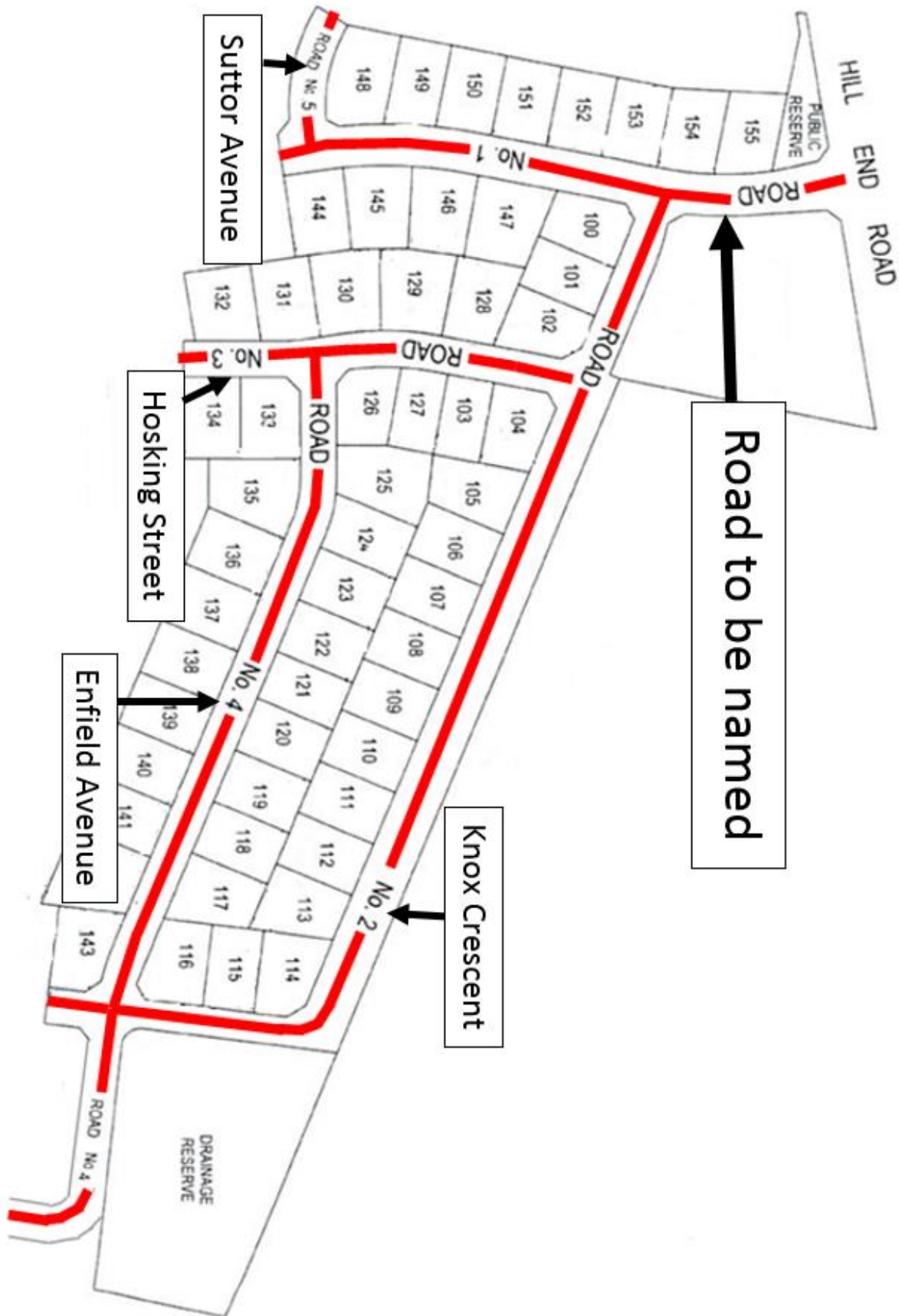
Thanks for following this up. It is greatly appreciated.

Let's submit the name "Hone Creek Drive" for approval for the spine road.

By embracing this name we will be able to make Hone Creek a feature of the Estate with a usable picnic area and walking and cycle paths around it.

Kind regards,
 Nathan





6.3.15 Naming of the remaining section of Old George Campbell Drive

REPORT BY THE REVENUE & PROPERTY MANAGER TO 21 OCTOBER 2015 COUNCIL MEETING
Report to Council (prelim) - Street Naming – old George Campbell Drive
GOV400043, R0790041

RECOMMENDATION

That:

1. **the report by the Revenue & Property Manager on the Naming of the remaining section of Old George Campbell Drive be received;**
2. **Council name this road Goodger Place.**
3. **Council approve Condon and Masters for inclusion in the pre-approved names list for future use.**

Executive summary

The realignment of George Campbell Drive leading to Mudgee Airport off Ulan Road, has left a section of the old road. Addressing requirements will necessitate the naming of this section of old George Campbell Drive.

Detailed report

Council, being the Roads Authority, is required to name new or unnamed streets and roads. The purpose of this report is to provide a list of names submitted by the public from which Council can choose a name for this road.

Council wrote to neighbours of George Campbell Drive on 17/8/15 requesting their naming suggestions. Public consultation was also invited in an advertisement placed in the 21/8/15 issue of the Mudgee Guardian. Submissions closed on 11/9/15 and during this period no submissions were received. An enquiry to the local branch of the RSL and a late submission elicited the following names:

Condon Place – has not been approved by the GNB due to a private road called Condon Place. It is believed that Condon Place is not being used but an investigation needs to confirm this which will delay this name being available for several weeks to months.

- Masters Place
- Goodger Place
- Aviation Place
- Helicopter Place
- Chopper Place

Street naming is legislated under the Roads Act 1993. This Act empowers the authority in charge of the road with the rights to name it. The renaming of this section of road will allow the completion of street addressing along it. Section 162 of the Roads Act (1993) states that “a road authority may name and number all public roads for which it is the authority. A roads authority may not alter the name of a public road unless it has given the Geographical Names Board (GNB) at least two months notice of the proposed name.”

The Geographical Names Board has been advised of these possible road names and has no objection to Masters, Goodger, Aviation, Helicopter or Chopper.

In accordance with Council's Road Naming Policy, the name that Council endorses for the renamed road will be:

1. advertised in The Mudgee Guardian inviting submissions in writing from the public for a period of 21 days, and
2. concurrently, notice of the proposed name will be sent to Australia Post, the Registrar General, the Surveyor General, the Chief Executive of the Ambulance Service of NSW, New South Wales Fire Brigades, the NSW Rural Fire Service, the NSW Police Force, the State Emergency Service, the New South Wales Volunteer Rescue Association Inc, and, in the case of a classified road – Roads & Maritime Services, inviting submissions in writing for a period of 21 days.

At the expiration time for the lodgement of submissions, a further report will be prepared for Council addressing any submissions received and recommending the formal adoption of the proposed road name, and Gazettal of the new road name.

Financial and Operational Plan implications

Cost and installation of 1 street sign at an approximate cost of \$300. This cost is included in the 2015/2016 Operational Plan.

Please note that Council is no longer required to pay Gazettal costs. This cost is now paid for by Land & Property Information as part of the Online Road Naming System.

Community Plan implications

This report meets Community Plan:

Theme 4 Connecting Our Region:

Goal 4.1: High quality road network that is safe and efficient

Strategy 4.1.1: Provide traffic management solutions that promote safer local roads and minimise traffic congestion



DIANE SAWYERS
REVENUE AND PROPERTY MANAGER



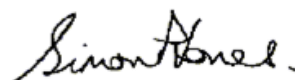
LEONIE JOHNSON
MANAGER FINANCE
(CHIEF FINANCIAL OFFICER)

1 October 2015

Attachments:

1. Correspondence received from the Geographical Names Board
2. Submissions received
3. Map of the road to be renamed.

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

ATTACHMENT 1



PO Box 143
Bathurst NSW 2795
T: 02 6332 8214
F: 02 6332 8217
E: gnb@lpi.nsw.gov.au
www.gnb.nsw.gov.au

Your Reference: CA/R0790041
Our Reference:
Contact Officer: Rhet Humphrys
Telephone No: 02 6332 8363
Email: rhet.humphrys@lpi.nsw.gov.au

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

ATTENTION: Carolyn Atkins

Dear Carolyn

**ROADS ACT 1993, ROADS (GENERAL) REGULATION 2008
SECTION 162 – NAMING OF PUBLIC ROADS**

I refer to your letter dated 30th September 2015, which proposed the following public road names:

**CONDON DRIVE, MASTERS DRIVE, GOODGER DRIVE, AVIATION ROAD
HELICOPTER ROAD, CHOPPER ROAD**

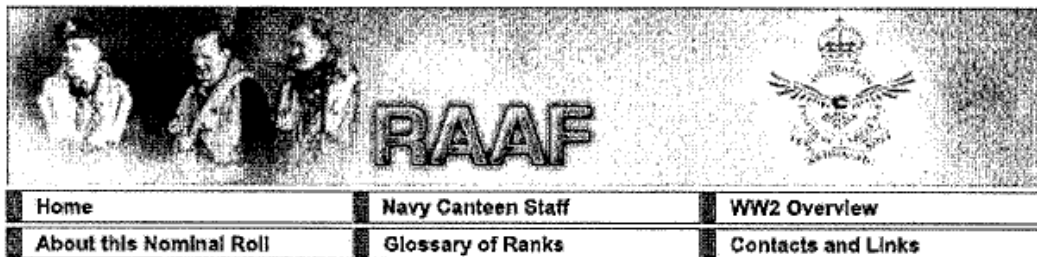
On behalf of the Geographical Names Board (GNB), Surveyor General (SG) and Registrar General (RG), the names have been reviewed under the GNB NSW Addressing User Manual and I would raise the following objection:

CONDON DRIVE - objection is raised under *Principle 6.7.4 Uniqueness, Duplication* of the NSW Addressing User Manual. There is a **CONDON PLACE** located in Mudgee.

Should you wish to proceed with adoption of the name to which objection has been raised, then Council should write to the **Secretary of the Geographical Names Board, Land and Property Information, PO Box 143, Bathurst NSW 2795** setting out reasons why the name is valid. The matter will then be put to the Board who may choose to overturn the objection.

Kind Regards,

Rhet Humphrys
Statutory Officer
Geographical Names Board of NSW
30 September 2015



NAME	SERVICE NUMBER	HONOUR	PLACE
Service record			
In addition to viewing this service record, you can also			
<ul style="list-style-type: none"> • produce a certificate of this service record • get help with the certificate • view an explanation of the service record details • request a full service record from the National Archives of Australia • permission for use of service badge for commemorative purposes 			
Service Record			
<u>Name</u>	GOODGER, KENNETH ALFRED		
<u>Service</u>	Royal Australian Air Force		
<u>Service Number</u>	136815		
<u>Date of Birth</u>	5 Jul 1925		
<u>Place of Birth</u>	MUDGEES, NSW		
<u>Date of Enlistment</u>	1 Sep 1943		
<u>Locality on Enlistment</u>	MUDGEES		
<u>Place of Enlistment</u>	SYDNEY, NSW		
<u>Next of Kin</u>	GOODGER, HENRY		
<u>Date of Discharge</u>	21 Mar 1946		
<u>Rank</u>	Leading Aircraftman		
<u>Posting at Discharge</u>	21 SQUADRON		
<u>WW2 Honours and Gallantry</u>	None for display		
<u>Prisoner of War</u>	No		

Kenneth (Ken) Alfred GOODGER – (RAAF Service No: 136815; RSL Service Mbr No. 121832)

Born on the 5th July 1925 in Mudgee, NSW to parents Henry Joseph and Lillian May Goodger (both Deceased - Mudgee Cemetery)

Ken served with the Royal Australian Air Force (RAAF) between September 1943 and March 1946 (WW11) as Leading Aircraftman, 21 Squadron; receiving medals for his service (The 1939-45 Star, The Pacific Star, The Defence Medal, The War medal 1939-45 and The Australian war Medal 1939-45)

Post his Service, Ken worked at the Mudgee Aerodrome for 30plus years alongside George and Mavis Campbell (Campbell's Flying School) as the Commercial pilot, Flying Instructor and the Senior Aviation Engineer. Ken's passion was flying and he taught many individuals both locally and regionally. Local individuals still within the Mudgee region include Hugh Bateman and, Timothy Greenaway (deceased). Ken remained on at the Mudgee Aerodrome long after George had passed away as the Senior Engineer for the new owners at the time - Mike and Rani Loughnan (since relocated to QLD)

Ken married Ivy Alma Lyons (who worked for 30 years at the Mudgee RSL) they had three daughters and lived their whole life in Mudgee. They lived in their Church Street, home for 60 years before they both passed away within 6 months of each other.

Ken passed away on the 19th February 2012, and was laid to rest in the Mudgee Lawn Cemetery. Ken had a RSL Memoriam Service with a flyover from the Aero Club members; Allan Kellet generously donated his plane.

I'm attaching the following photos:

- o RAAF Attire, (Photo to come)
- o His wedding day (Photo to come)
- o At the Aerodrome
- o Mudgee Guardian write up – celebrating his 60th Wedding Anniversary with my Nanna (Ivy Alma Goodger).
- o War medals
- o Postcard of his remembrance

In closing I add that our family would be honored if the Council would consider Kenneth Alfred Goodger as a worthy candidate for the realignment and renaming of Old George Campbell Drive - K.A Goodger Drive in memory of my late and dearly loved grandfather.

If you would like to discuss the submission or require any further information please do not hesitate to contact me or my mother to discuss.

Thank you kindly,

Rhian Richardson (04))

Cheryl Patten (Goodger) (04))



Mudgee couple celebrate 60 years of marriage

Ivy and Kenneth Goodger celebrate 60 years of marriage on the May 26, 2011.

Married in St John's Anglican Church in 1951, both have lived in Mudgee all their lives.

Ivy commenced her working life at Longeran's retail store modelling the fashions, followed with nearly 30 years service at the RSL Club.

Ken in early years worked as a motor mechanic at McGuigan and Gough followed by a long career at the Mudgee Aerodrome as a flying instructor, accomplished commercial pilot and chief aviation engineer.

Ken and Ivy met when Ken was motorcycling around the local tennis courts where Ivy often played on Saturday afternoons.

In their retirement years they have travelled to help their three daughters Ann, Lyn and Cheryl raise their grandchildren.



SIXTY AND COUNTING: Mudgee couple Ivy and Kenneth Goodger have been married for 60 years, all in Mudgee.

MAY 27, KEN & IVY





Home	Navy Canteen Staff
WW2 Overview	
About this Nominal Roll	Glossary of Ranks
Contacts and Links	

NAME	SERVICE NUMBER	HONOUR	PLACE
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Service record

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- [get help with the certificate](#)
- [view an explanation](#) of the service record details
- [request a full service record](#) from the National Archives of Australia
- [permission for use of service badge](#) for commemorative purposes

Service Record

<u>Name</u>	MASTERS, IVAN RUSHBY DALE
<u>Service</u>	Royal Australian Air Force
<u>Service Number</u>	0210807 (260367)
<u>Date of Birth</u>	22 Nov 1906
<u>Place of Birth</u>	MUDGEES, NSW
<u>Date of Enlistment</u>	16 Oct 1939
<u>Locality on Enlistment</u>	SPRINGWOOD, NSW
<u>Place of Enlistment</u>	<u>Unknown</u>
<u>Next of Kin</u>	MASTERS, IREN LAWSON
<u>Date of Discharge</u>	19 Oct 1945
<u>Rank</u>	Wing Commander
<u>Posting at Discharge</u>	ADVANCED FLYING AND REFRESHER UNIT
<u>WW2 Honours and Gallantry</u>	Air Force Cross
<u>Prisoner of War</u>	No

VIC1896

AUSTRALIAN WAR MEMORIAL

VIC1896

Item copyright: Copyright expired - public domain

 This item is in the Public Domain

ID number	VIC1896
Collection type	Photograph
Object type	Black & white
Place made	Australia: New South Wales, Temora
Date made	1944
Physical description	Black & white
Description	Portrait of Wing Commander Ivan Rushby Dale Masters, Air Force Cross (AFC) with the Squadron dog mascot 'Jerky Jack' at No. 10 Elementary Flying Training School (10EFTS), RAAF Temora.

The Courier-Mail (Brisbane, Qld. : 1933 - 1954), Wednesday 1 September 1943, page 3

Page 1 of 1

The Courier-Mail (Brisbane, Qld. : 1933 - 1954), Wednesday 1 September 1943, page 3

BRISBANE AIRMAN'S WORK COMMENDED

CANBERRA, Tuesday. — Temporary Squadron Leader Lionel Esmond Brain, of Brisbane, has been awarded a commendation for good service as an R.A.A.F. flying instructor. Others commended are Acting Squadron Leader N. M. Pilcher (N.S.W.), Temporary Flight-Lieutenant J. A. Maloney (Launceston, T.), and Temporary Flight-Sergeant A. N. Turner (S.A.) for similar work. Temporary Squadron-Leader Ivan Rushby Dale Masters (Launceston, T.) has been awarded the Air Force Cross. He is chief flying instructor and flight commander at a flying school.



S. Leader Brain.

National Library of Australia

The Advertiser (Adelaide, SA : 1931 - 1954), Wednesday 1 September 1943, page 1

The Advertiser (Adelaide, SA : 1931 - 1954), Wednesday 1 September 1943, page 1

Awards To R.A.A.F.

Flying Instructors

CANBERRA, August 31. — Temp Sq-Ldr Ivan Rushby Dale Masters, of Launceston, has been awarded the Air Force Cross for good service as a flying instructor. He is chief flying instructor and flight commander at a flying school.

The following RAAF personnel have been awarded commendations for good service as flying instructors: — Temp Sq-Ldr Lionel Esmond Brain, of Brisbane; Acting Sq-Ldr N. M. Pilcher of NSW; Temp Flt-Lt J. A. Maloney of Launceston; and Temp Flt-Sgt A. N. Turner, of South Australia.

Flt-Sgt Turner, who is the second son of Mr. and Mrs. A. C. Turner, Greenhill road, Hazelwood Park, is 22. Enlisting in the RAAF from South Australia in August, 1940, he received his wings at Point Cook in 1941, and was subsequently posted as instructor at Wagga and Deniliquin (NSW). In May 1943, he was posted to an operational squadron in the northern area.



Flt-Sgt A. Turner

National Library of Australia

ht



Deaths Search Results

Deaths Search Results

Registration Number	Family Name	Given Name(s)
<input checked="" type="checkbox"/> 32303/1968	MASTERS	IVAN RUSHBY O

1

Deaths Search Results

Father's Given Name(s)	Mother's Given Name(s)	District
WALLACE BOUND	MAUD	NEWTOWN

PAGE 1 |

1968


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[WW2 Overview](#)
[About this Nominal Roll](#)
[Glossary of Ranks](#)
[Contacts and Links](#)
[NAME](#)
[SERVICE NUMBER](#)
[HONOUR](#)
[PLACE](#)

Service record

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- [get help with the certificate](#)
- [view an explanation](#) of the service record details
- [request a full service record](#) from the National Archives of Australia
- [permission for use of service badge](#) for commemorative purposes

Service Record

<u>Name</u>	CONDON, LESLIE FRANCIS
<u>Service</u>	Royal Australian Air Force
<u>Service Number</u>	421248
<u>Date of Birth</u>	26 Jul 1923
<u>Place of Birth</u>	MUDGEES, NSW
<u>Date of Enlistment</u>	31 Jan 1942
<u>Locality on Enlistment</u>	Unknown
<u>Place of Enlistment</u>	SYDNEY, NSW
<u>Next of Kin</u>	CONDON, WILLIAM
<u>Date of Discharge</u>	7 Mar 1946
<u>Rank</u>	Flying Officer
<u>Posting at Discharge</u>	243 Squadron
<u>WW2 Honours and Gallantry</u>	Distinguished Flying Medal
<u>Prisoner of War</u>	No

The Wartime Memories Project - The Second War

Flt Sgt Leslie Francis Condon DFM

Royal Air Force 101 Sqn

from: Mudgee NSW

Les Condon, my Uncle, served with 101 Sqn from Nov 1943 until June 1944 where he completed 27 missions with the same pilot and much of the same crew. Their first mission was on 22 Nov 1943 when their Lancaster crashed on take-off, and the entire crew escaped unhurt. They went on to complete their tour and flew on many of the huge night raids into Germany. Les was awarded the DFM in September 1944. He died in Sydney in October 1992 aged 69.

[Peter Gibbons](#)

IMPORTANT

File must be returned to
OFFICERS RECORDS

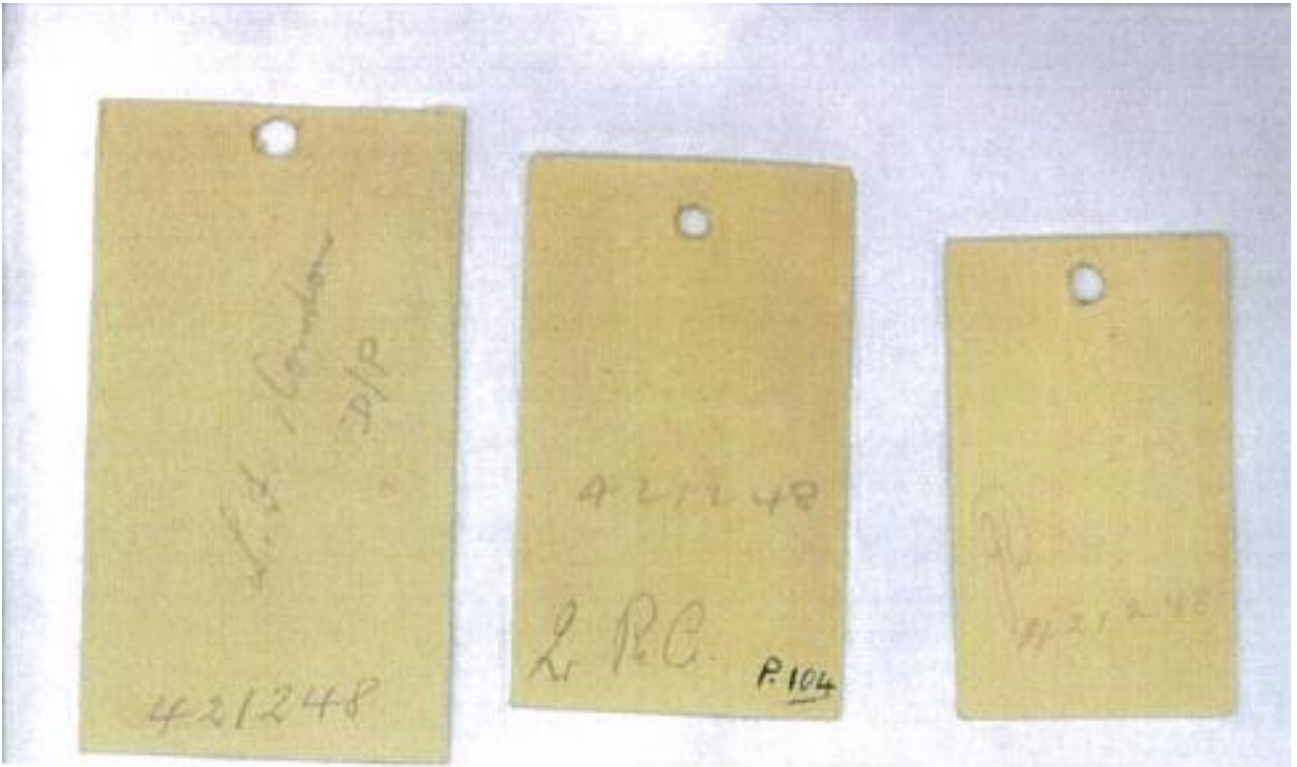
DIRECTORATE OF POSTINGS

PERSONAL FILE

421248

CONDON L.F. checked PR 8/17/47

OFFICER



CITIZEN AIR FORCE
ROYAL AUSTRALIAN AIR FORCE.
PERMANENT FORCES.

Form P. 11.
(Revised, October, 1939.)

War Service only.
When used for
Attestation
other than
duration of
War, this
strip
must be
cut off.

Attestation of No. 421248 Name CONDON

Leslie Francis

Joined at No. 2 Recruiting Centre, SYDNEY

on 31 JAN 1942

Questions to be put to the Recruit before Enlistment.

- 1. What is your name? ... Leslie Francis CONDON
- 2. In or near what Town were you born? ... Mudgee
- 3. Are you a British Subject or a Naturalized British Subject of pure European descent? (N.B.—If the latter, papers to be shown.) ... New South Wales
- 4. What is your Age? (You are warned that if you give a false answer to this question you are liable to be severely punished.) ... British Subject
- 5. What is your Trade or Calling? ... 18 years 6 months (26/7/23)
- 6. Are you, or have you been, an Apprentice? If so, where, to whom, and for what period? ... Farmer
- 7. Are you married? ... No
- 8. Have you ever been convicted by the Civil Power? ... No
- 9. Have you ever been discharged from any part of His Majesty's Forces with Ignominy, or for Misconduct, or as Incurriat and Worthless, or on account of Conviction of Felony, or of a Sentence of Penal Servitude, or have you been Dismissed with Disgrace from any of His Majesty's Naval Forces? (You are warned that you are liable to heavy punishment if you make a false answer to this question.) ... No
- 10. Do you now belong to any of His Majesty's Naval, Military or Air Forces? ... No
- 11. Have you ever served in any of His Majesty's Naval, Military or Air Forces? If so, state which, and the cause of your Discharge or Dismissal, or other termination of service. ... No
- 12. Have you ever been rejected as unfit for His Majesty's Service? If so, on what grounds? ... No
- 13. Are you willing to be enlisted under the conditions stated in the Regulations for the Air Force of the Commonwealth of Australia? ... Yes

DECLARATION.

I, Leslie Francis CONDON do solemnly declare that the above answers made by me to the above questions are true, and that I am willing to fulfil the engagements made.

Signature of Recruit L. F. Condon

OATH TO BE TAKEN BY RECRUIT ON ATTESTATION.

I swear that I will well and truly serve our Sovereign Lord the King in the Air Force of the Commonwealth of Australia for the term of ~~his Majesty's~~ the duration of the war and twelve months thereafter or until sooner lawfully discharged, dismissed or removed; and that I will resist His Majesty's enemies and cause His Majesty's peace to be kept and maintained; and that I will, in all matters appertaining to my service, faithfully discharge my duty according to law.

So HELP ME, God.

(A recruit who objects to take an oath may "affirm." (see Air Force Regulations).)

*Strike out whichever inapplicable.

CERTIFICATE OF ATTESTING OFFICER.

The recruit abovenamed was cautioned by me that if he made any false answer to any of the above questions he would be liable to be punished as provided in the Air Force Act and Air Force Regulations of the Commonwealth of Australia. The questions were then read to the recruit in my presence. I have taken care that he understands each question, and that his answer to each question has been duly entered as replied

Jan 16 - 1947

R.A.A.F. Form P.F. 75
(September, 1939.)
R.A.F. Form 1559

Before completing this form read the Notes to R.A.A.F. Supplement to Appendix III (Part II) War Manual Part II.

ROYAL AUSTRALIAN AIR FORCE.

AIRMAN'S RECORD SHEET (Active Service—Overseas.)

Official No. 421248 Name CONDON Leslie Francis Rank P/Sgt.
(In full in block capitals surname, first). (Or acting appointment)

Mustering AIRCREW V. () Special Qualifications _____
(e.g., Gas Instructor, Fire Fighter, Boxing Instructor).

Date of Birth 26.7.1923 Religion R.C. Occupation in Civil Life Farmer

Last Enlisted 31st January 1942 Current Engagement _____

If Reservist, which Class ("E," 1-5) _____ Whether Married, Single, or Widower Single

Name and Address of Person (or Persons) to be informed of Casualties:
CONDON William Cornelius
Lawsone's Creek, MUDGER, N.S.W.

Relationship father (In Pencil)

Any alteration to above (e.g., Promotions) to be made by crossing out and writing above.

SECTION 1.—MOVEMENTS AND CASUALTIES.			SECTION 2.—PROMOTIONS, ACTING APPOINTMENTS (PAID OR UNPAID), EDUCATIONS, REMUSTERINGS.		
Unit FROM which.	Unit TO which.	Date of effect.	*Authority.	Description.	Date of Effect.
			<u>2 R.C.</u>		
<u>No 2 I.T.S.</u>	<u>2 W.A.G.S.</u>	<u>30.4.42</u>	<u>FOR 3/42</u>	<u>ACT on Enlistment</u>	<u>31-1-42</u>
<u>2 W.A.G.S.</u>	<u>2 B.A.G.S.</u>	<u>19.10.42</u>	<u>2 I.T.S.</u>	<u>AIRCREW V. (C)</u>	<u>12.6.42</u>
<u>2 B.A.G.S.</u>	<u>2 E.D.</u>	<u>13 NOV 1942</u>	<u>FOR 3/42</u>	<u>L. A. C.</u>	<u>25.4.43</u>
<u>2 E.D.</u>	<u>1 E.D.</u>	<u>9/1/43</u>	<u>FOR 3/42</u>	<u>Remustered aircrew</u>	<u>15.10.43</u>
<u>1 E.D. O.C.</u>	<u>RAF U.K.</u>		<u>FOR 3/42</u>	<u>T/Sgt</u>	<u>12 NOV 1942</u>
<u>1 E.D. O.C.</u>	<u>Imb Aus</u>	<u>15.1.43</u>	<u>FOR 3/42</u>	<u>W.A.G.</u>	<u>12 NOV 1942</u>
<u>1 E.D. O.C.</u>	<u>11 P.D.C.</u>	<u>18.3.43</u>	<u>FOR 3/42</u>	<u>Transition T/P/Sgt.</u>	<u>1.10.43</u>
<u>No. 11 P.D.C.</u>	<u>No. 2 (W) A.F.U.</u>	<u>3.5.43</u>	<u>FOR 3/42</u>	<u>T/W/O.</u>	<u>1.10.44</u>
<u>No. 2 (W) A.F.U.</u>	<u>No. 28 O.T.V.</u>	<u>6 July 43</u>			
<u>11 O.T.V.</u>	<u>1662 C.U.</u>	<u>14.9.43</u>			
<u>1662 C.U.</u>	<u>101 Squadron</u>	<u>13.11.43</u>			
<u>101 Sqn</u>	<u>27 O.T.V.</u>	<u>25.6.44</u>			
<u>27 O.T.V.</u>	<u>Proney Cross</u>	<u>25/11/44</u>			
<u>Proney Cross</u>	<u>232 Sqn</u>	<u>3/12/43</u>			
<u>232 Sqn</u>	<u>243 (real) Sqn</u>	<u>6/1/45</u>			
<u>243 Squadron</u>	<u>No. 2 P.D.</u>	<u>15/13/45</u>			
<u>2 E.D.</u>	<u>Attachment</u>				
	<u>Rathmines</u>	<u>21.12.42</u>			

2 P.D. DISCHARGED 7 MAR 1946

/P.A.

ROYAL AUSTRALIAN AIR FORCE
RECORD OF SERVICE - OFFICER
EXTRACT FROM FORMS P/P.24 & P/P.25

REF. NO. RX.234758 R.446

RANK: P/O. NAME: Leslie Francis CONDON, D.F.M. NUMBER: 421248

DATE OF BIRTH: 26th July, 1923

DATE OF ENLISTMENT AS AIRMAN: 31st January, 1942

DATE OF DISCHARGE AS AIRMAN: 31st October, 1944

DATE OF APPOINTMENT TO PILOT OFFICER: 1st November, 1944

NATURE OF SERVICE: General Duties Branch Citizen Air Force, called up for the duration of the war and twelve (12) months thereafter.

PROMOTIONS: Flying Officer 1.5.45

POSTINGS AND MOVEMENTS:

This member is a charge against the Imperial Government of and only if, his disability is found to have arisen from an occurrence happening between 15/1/43 and 21/4/45.

2 I.T.S. Bradfield Park	31.1.42
2 W.A.G.S. Parkes	29.4.42
2 B.A.G.S. Fort Pirie	18.10.42
2 E.D. Sydney	13.11.42
1 E.D. Melbourne	9.1.43
Embarked Melbourne	15.1.43
Disembarked U.K.	17.3.43
11 P.D.R.C.	17.3.43
2 (C) A.P.U.	3.5.43
R.A.P. Station, Wymeswold	6.7.43
1682 Conversion Unit	14.9.43
101 Squadron	12.11.43
27 O.T.U.	27. 6.44
R.A.P. Station, Stony Cross	4.12.44
232 Squadron	5.12.44
R.A.P. Station, Merryfield	6.1.45
243 Squadron	13.3.45
Explaned U.K.	13.3.45
Deplaned Camden	21.4.45
243 Squadron, Camden	21.4.45
2 P.D. Sydney	15.12.45

ATTACHMENTS:

S.H.Q. Rathmines.	From 21.12.42 to 8.1.43
R.A.F.	" 15.1.43 to 21.4.45
7 A.G.S.	" 14.4.43 to 28.4.43
R.A.P. Station, Lindholm	" 14.9.43 to 30.9.43
2 P.D.C.	" 9.3.45 to 12.3.45
45 Group	" 21.3.45 to 4.4.45
RAAF Station, Leyte, N.O.	" 15.5.45 to 22.5.45

HONOURS AND AWARDS: Distinguished Flying Medal. 15.9.44

DATE OF TERMINATION OF APPOINTMENT: 7th March, 1946

PLACE OF TERMINATION OF APPOINTMENT: 2 P.D. Sydney

REASON FOR TERMINATION

(AIR OFFICE)

IGPS RECORDS/421248

Mr. L.F. Condon
151 Main Street
LITHGOW N.S.W. 2790

23 APR 1978

Dear Sir,

I acknowledge receipt of your recent letter and advise that as a result of your service with the Royal Australian Air Force you qualified for the awards of the Distinguished Flying Medal, 1939-45 Star, Aircrew Europe Star and Clasp, Defence Medal, War Medal 1939-45, Australia Service Medal 1939-45 and the Returned from Active Service Badge.

It will be necessary for you to complete the enclosed Statutory Declaration Form in the presence of a Justice of the Peace setting out details of the loss of the awards and return it to this department when replacements will be issued.

A length of ribbon to be worn with the Distinguished Flying Medal, will be enclosed with the awards.

Yours sincerely,

(F.J. GREEN)
Special Deputy (Air Office)

*copy sent
enclosed
to Condon*

Enclosure:

MG & KE ROGERS

MUDGEE NSW 2850

28 September 2015

ATTN: Carolyn Atkins

Mid Western Regional Council

86 Market Street

Mudgee NSW 2850

Dear Carolyn

RE: RENAMING OF THE OLD SECTION OF GEORGE CAMPBELL DRIVE CA: R0790041

Although past the closing date for submissions regarding the renaming of George Campbell Drive; I was hoping to make several submissions for a new name.

Suggestion: Helicopter Road

Reason: Helicopters are a rotary winged aircraft used in many facets of the aviation industry. It would be relative to use the name of a type of aircraft for the name of a road around the airport.

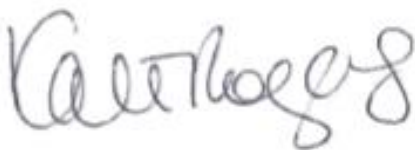
Suggestion: Chopper Road

Reason: 'Chopper' is the slang word for a helicopter.

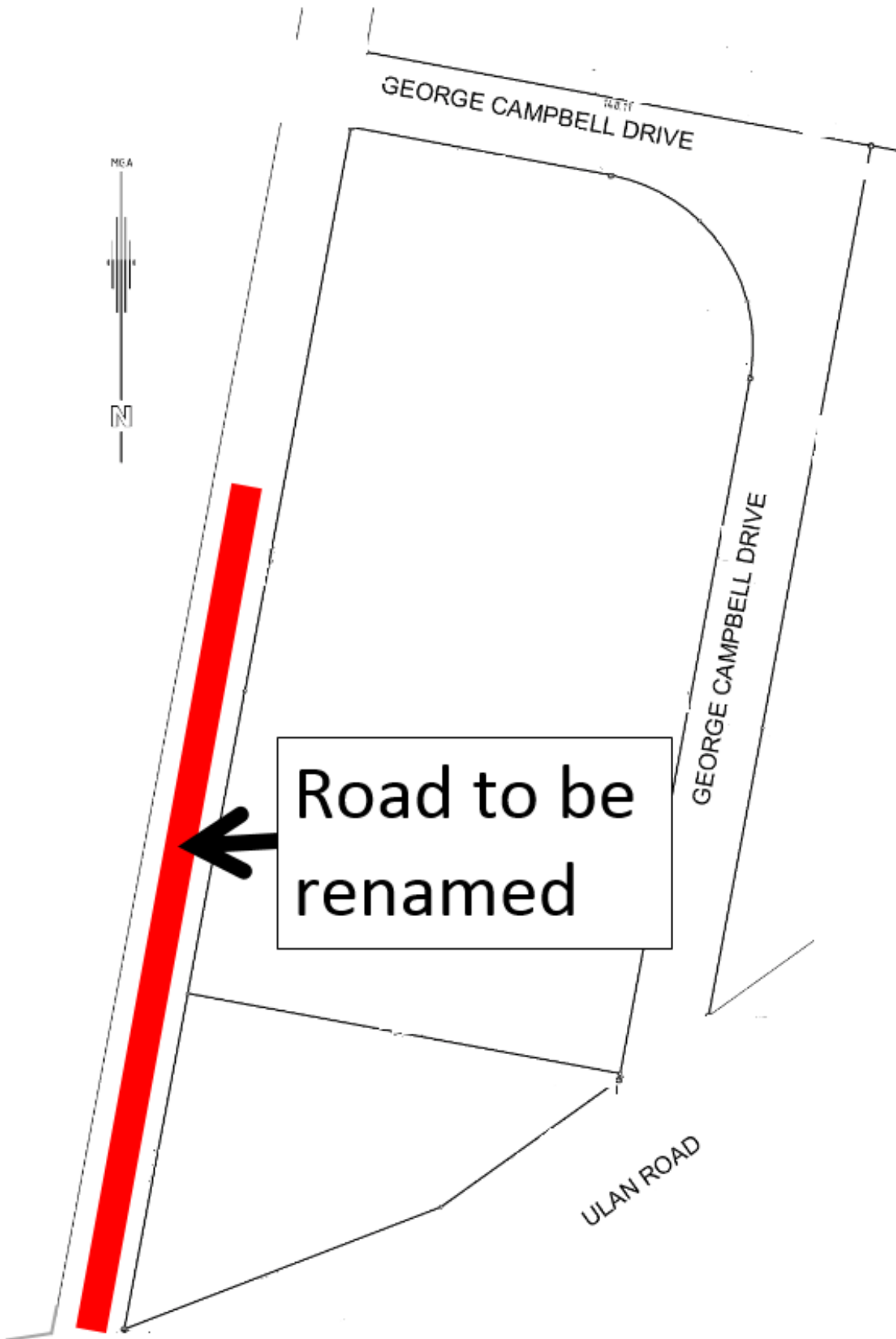
Suggestion: Aviation Road

Reason: Relative due to the fact the road is near the airport

Kind Regards



KATE ROGERS



6.3.16 Naming of new streets in the subdivision off Ulan Road

REPORT BY THE REVENUE & PROPERTY MANAGER TO 21 OCTOBER 2015 COUNCIL MEETING
Report to Council (prelim) - Street Naming – Subdivision off Ulan Road
GOV400043, R0790141

RECOMMENDATION

That:

1. **the report by the Revenue & Property Manager on the Naming of new streets in the subdivision off Ulan Road be received;**
2. **Council name road 1 Wurth Drive, road 2 Harvey Street, road 3 Croake Court, road 4 Goodlet Lane, road 5 Nelthorpe Street, road 6 Webster Street, road 7 Chapman Street, road 8 Bucholtz Street, road 9 Edwards Close, road 10 Joseph Place, road 11 Page Circuit and road 12 Butler Circle.**

Executive summary

A new subdivision off Ulan Road in Bombira includes twelve new streets. Addressing requirements for the new subdivision will necessitate the naming of these unnamed streets.

Detailed report

Council, being the Roads Authority, is required to name new or unnamed streets and roads. The purpose of this report is to provide a list of names submitted by the public from which Council can choose a name for these new streets.

Council wrote to neighbours of the subdivision on 28/7/15 requesting their naming suggestions. Public consultation was also invited in an advertisement placed in the 31/7/15 issue of the Mudgee Guardian. Submissions closed on 21/8/15 and during this period 9 submissions were received with the following names suggested:

- Butler
- Rick Turner – invalid as Mr Turner is still living.
- Page
- Harvey – previously submitted and included in the Pre-Approved Names List
- Nelthorpe – previously submitted and included in the Pre-Approved Names List
- Joseph
- Edwards
- Croake

Additional names of Webster, Wurth, Goodlet, Chapman and Bucholtz have been included from Council's Pre-Approved Names List.

Street naming is legislated under the Roads Act 1993. This Act empowers the authority in charge of the street with the rights to name it. The naming of these new streets will allow the completion of street addressing within this new subdivision. Section 162 of the Roads Act (1993) states that "a road authority may name and number all public roads for which it is the authority. A roads authority may not alter the name of a public road unless it has given the Geographical Names Board (GNB) at least two months' notice of the proposed name."

The Geographical Names Board has been advised of these possible street names and has no objection to any of them. Please note that Rick Turner was not submitted as it was invalid.

In accordance with Council's Road Naming Policy, the names that Council endorses for the unnamed streets will be:

1. advertised in The Mudgee Guardian inviting submissions in writing from the public for a period of 21 days; and
2. concurrently, notice of the proposed names will be sent to Australia Post, the Registrar General, the Surveyor General, the Chief Executive of the Ambulance Service of NSW, New South Wales Fire Brigades, the NSW Rural Fire Service, the NSW Police Force, the State Emergency Service, the New South Wales Volunteer Rescue Association Inc, and, in the case of a classified road – Roads & Maritime Services, inviting submissions in writing for a period of 21 days.

At the expiration time for the lodgement of submissions, a further report will be prepared for Council addressing any submissions received and recommending the formal adoption of the proposed street names, and Gazettal of the new street names.

Financial and Operational Plan implications

Cost and installation of street signs will be met by the developer.

Please note that Council is no longer required to pay Gazettal costs. This cost is now paid for by Land & Property Information as part of the Online Road Naming System.

Community Plan implications

This report meets Community Plan:

Theme 4 Connecting Our Region:

Goal 4.1: High quality road network that is safe and efficient

Strategy 4.1.1: Provide traffic management solutions that promote safer local roads and minimise traffic congestion



DIANE SAWYERS
REVENUE AND PROPERTY MANAGER



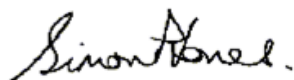
LEONIE JOHNSON
MANAGER FINANCE
(CHIEF FINANCIAL OFFICER)

2 October 2015

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

1. Correspondence received from the Geographical Names Board
2. Submissions received
3. Maps of the streets to be named.

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

6.3.17 Deconstruction of Ulan Wollar Temporary Detour Road

REPORT BY THE BUSINESS MANAGER WORKS TO 21 OCTOBER 2015 COUNCIL MEETING
Council Report Deconstruction of Ulan Wollar Temporary Detour Road
GOV400043, R4022001

RECOMMENDATION

That:

1. **the report by the Manager Works on the Deconstruction of Ulan Wollar Temporary Detour Road be received;**
2. **Council authorise the deconstruction of the temporary detour road up to the value of \$50,000.**

Executive summary

Council constructed an emergency temporary detour on the Ulan Wollar Road following the high wall failure at Moolarben Coal Mine on 6 June 2015.

Moolarben have completed sufficient earthworks within the failure area to omit any risk of road collapse and therefore the road can be reopened and the temporary detour road deconstructed. The purpose of this report is to seek Council's approval to proceed with the deconstruction of the detour road using the approved sum allocated for maintenance works.

Detailed report

The particulars of the emergency works were detailed in a report presented to Council at the meeting on 16th September 2015. At the time, it was not apparent how long the detour road would be in operation and the scope of its deconstruction.

In the Council meeting of 16th September Council resolved to *authorise the continuation of works for maintenance of the bypass up to the value of \$50,000; and support in principle the continuation of works to rehabilitate the affected section of the Ulan Wollar Road and deconstruction of the bypass with a further report to follow when the scope of work is defined.*

To date Council have spent \$279,300 constructing and maintaining the temporary detour road. It is anticipated that the temporary detour road will be removed within the next 6 weeks and the existing Ulan Wollar Road reinstated for use.

It is estimated that the previously approved value of works up to \$50,000 will cover the cost of the removal of the temporary detour. Staff are in discussions with the Moolarben staff as to the most effective and efficient location to dispose of the imported fill.

All costs associated with these works will be borne by Moolarben.

Financial and Operational Plan implications

The construction of the bypass road has cost \$279,300 to date. It is anticipated that \$50,000 will complete the deconstruction of the temporary detour road and reinstate the Ulan Wollar Road. The Moolarben Mine Manager agreed that costs would be borne by the mine operator, and as such this

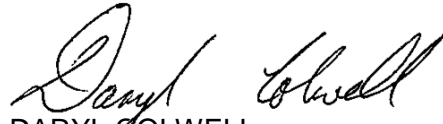
project has been managed as a private works job under Section 67 of the Local Government Act, 1993.

Community Plan implications

This report is in accordance with Community Plan theme of 'connecting our region'. More specifically, the goal of implementing a 'high quality road network that is safe and efficient'.



SALLY MULLINGER
MANAGER, WORKS

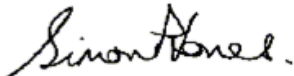


DARYL COLWELL
DIRECTOR, OPERATIONS

7 October 2015

Attachments: Nil

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

6.3.18 Mudgee Golf Club Fence – Robertson Road

REPORT BY THE DIRECTOR, OPERATIONS TO 21 OCTOBER 2015 COUNCIL MEETING
Mudgee Golf Club Fence – Robertson Road
GOV400043, ROA100027

RECOMMENDATION

That:

1. **the report by the Director, Operations on the erection of a protective fence at the boundary of Mudgee Golf Course in Robertson Road;**
2. **Council agrees to contribute \$17,790 incl GST to 300m of protective fence on a 50/50 basis (tot. cost \$35,579 incl GST) with the Mudgee Golf Club;**
3. **the 2015/16 Operational Plan be amended to allocate \$16,500.**

Executive summary

Council recently completed a footpath extension along Robertson Road beside the Mudgee Golf Course in the last financial year. Mudgee Golf Club have raised concerns regarding risk to pedestrians using the footpath from errant golf balls and have agreed to contribute 50% of the cost of a 300m powder coated Corromesh fence as a protective barrier. This report seeks Council support for the balance of the cost, being \$17790 incl. GST.

Detailed report

Council recently completed construction of a footpath along the western edge of the Mudgee Golf Course in Robertson Road. Golf Club representatives contacted Council raising concerns over the risk to pedestrians should an errant ball strike a member of the public. Council staff met with representatives to discuss measures to mitigate this risk. High risk sections along Robertson Road were identified with various options investigated.

It was agreed between the parties that the best option was a 2.1m high Corromesh fence (see attached), powder coated black for aesthetic appeal. An estimate was provided from one of Council's preferred suppliers at \$35,579 incl. GST to supply and install 300m of this fence. In September, Council received written confirmation from the General Manager of the Mudgee Golf Club that the Board has agreed to contribute 50% of this cost if Council were to contribute the remaining 50%.

It is recommended that Council proceed with this contribution.

Financial and Operational Plan implications

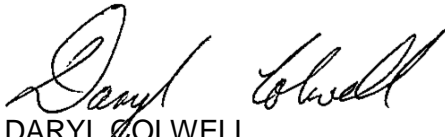
This project has arisen after the commencement of the 2015/16 financial year and as such is not identified in the Operational Plan and has no budget allocation. Funds for this project would be sourced from unrestricted cash.

Community Plan implications

This project meets Community Plan Theme 1 – Looking after our community:

Goal 1: A safe and healthy community

Strategy 1.4: Work with key partners and the community to reduce crime, anti-social behaviours and improve community safety.




DARYL COLWELL
DIRECTOR, OPERATIONS

24 September 2015

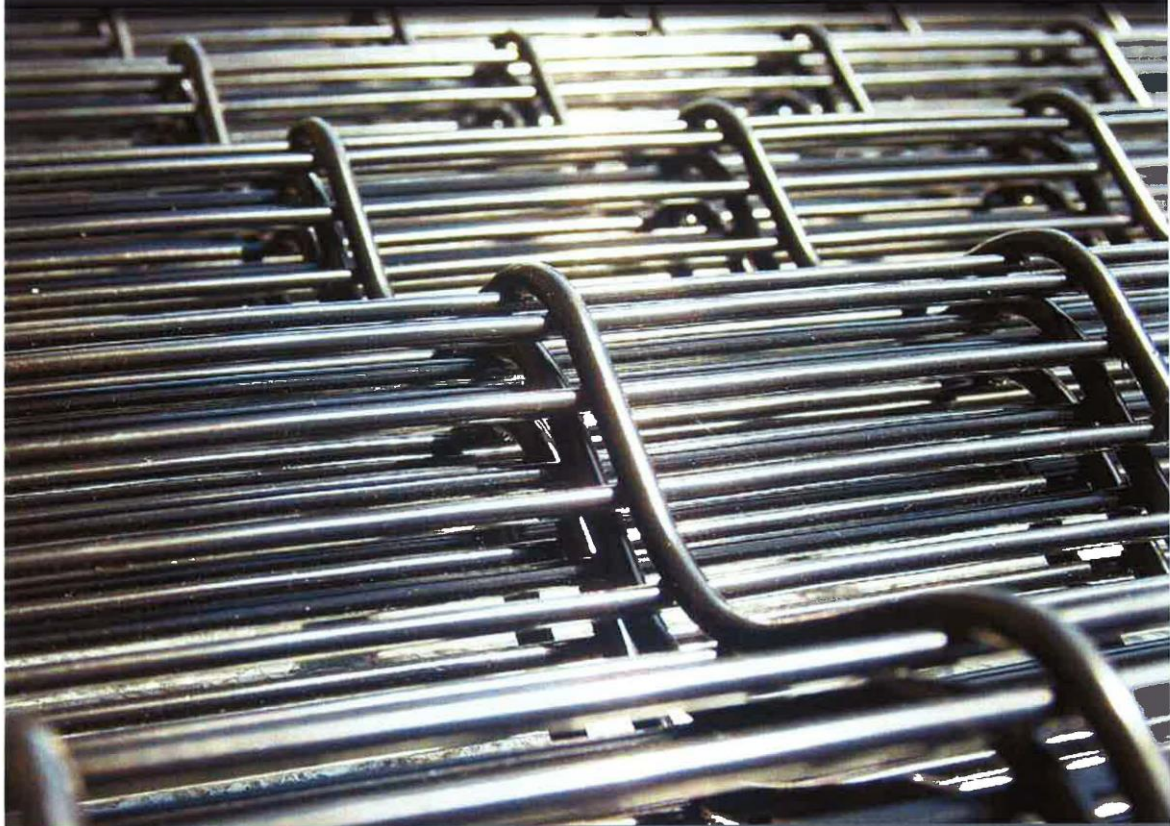
Attachments: 1. Corromesh information leaflet.

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

CORROMESH® 358



STYLISH, CONTEMPORARY, HIGH SECURITY
FENCING SYSTEM

CORROMESH® 358



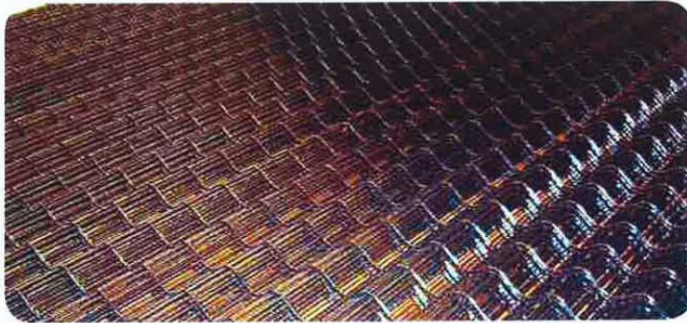
LOW INVESTMENT, HIGH SECURITY

The contemporary form of Corromesh® gives a smooth traditional corrugated appearance belying the strong security characteristics of the mesh. The horizontal corrugations give the fence line a stylish and distinctive appearance which suits the landscape and allows high levels of transparency. The rib design of Corromesh® provides maximum strength, making it ideal where a very strong but simple appearance is required. Corrugations allow Corromesh® fencing to be stepped evenly over uneven landscapes to provide a continuous uninterrupted fence line. Corromesh® can be fixed to any style of post. The corrugations in Corromesh® provide security protection for the post fixings. Corromesh® sheets are able to be overlapped in any direction to form a continuous layer. Corromesh® stacks and packs neatly for easy handling and delivery.



CORROMESH®

STYLISH, CONTEMPORARY, HIGH SECURITY FENCING ALTERNATIVE



UNIQUE FEATURES OF CORROMESH® 358

PROFILE

Corromesh® 358 security fencing is formed by inserting a continuous wave evenly over the width and length of the weld mesh panel. This wave profile allows for the Corromesh® panels to be made continuous in either length or height.

Corromesh® panels can be fitted to almost any structure from either the rear or front. Corromesh can also be fixed into C channel posts.

The Corromesh® panel fixings become obscure by being placed in the valley of the weld mesh panel. The type and number of fixings used can be varied to suit the applications security level.

APPEARANCE

Corromesh® fencing is available hot dipped galvanised or any range of powder coat finishes. The narrow mesh aperture provides excellent visibility for cameras or surveillance and allows the mesh to blend unobtrusively into the background landscape. Corromesh® gives a smooth aesthetic appearance belying its high security benefits.

APPLICATIONS

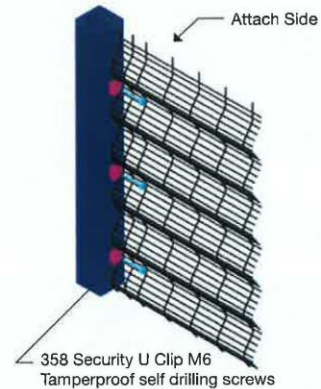
Corromesh® is suitable for any situation that requires a high security barrier with anti climb, anti cut qualities combined with an unobtrusive appearance.

- Parks and waterways fencing
- Council Depots
- Government Utilities: Water, Electricity, Gas, Rail, Bridges etc.
- Industrial developments
- Schools

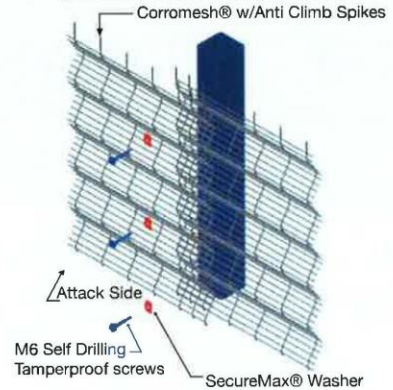
BENEFITS

- Highly anti corrosive zinc alloy finish.
- Anti climb, finger proof apertures with spike top.
- Light weight, extremely rigid weld mesh sheet.
- Quick and easy to install.
- Can be retrofitted to existing posts. (RHS, SHS, CHS etc)

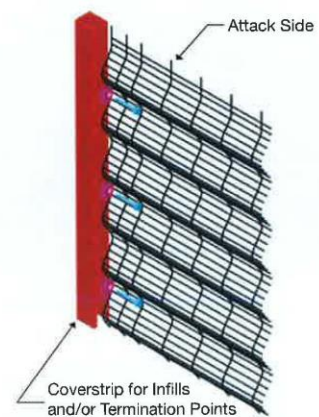
Typical Corromesh® Side Fixing Detail



Typical Corromesh® Overlap Fixing Detail



Typical Corromesh® U Channel Fixing Detail



CORROMESH® FENCE SYSTEM

BY AUSTRALIAN SECURITY FENCING P/L

BENEFITS

- Highly anti corrosive zinc alloy finish. • Anti climb, finger proof apertures with spike top.
- Light weight, extremely rigid weld mesh sheet. • Quick and easy to install.
- Can be retrofitted to existing posts. (RHS, SHS, CHS etc)

SPECIFICATION FOR CORROMESH TO RHS POSTS

CORROMESH® PATTERN

75mm x 13mm resistance welded at each intersection.
 Horizontal Wires 3.15mm dia. at 13mm centres.
 Vertical Wires 4.0mm dia. at 75mm centres.
 Extended at top to provide a spike topping.
 2 x Additional Vertical Edge wires at 25mm per panel.
 Mesh corrugations approximately 95mm pitch x
 28mm deep overall.
 Std sheet size
 2404mm width x 1800,2100,2400mm height
 Tolerance: Width \pm 2.00mm Length \pm 2.00mm
 Formed top 50mm x 90 degree to support
 Razor Tape®, (if required)
 Patent Pending

CORROMESH® MATERIAL

Horizontal wires 3.15mm drawn wire.
 Vertical wires 4.0mm drawn wire.
 Tolerance \pm 0.08mm
 Yield strength 375-470MPa
 Tensile strength 500-625MPa
 Welded to minimum 60% of wire tensile strength
 Australian Standard for coating AS 4534-2006 W05
 Coating: Zinc Alloy 95-160 gms Sqm
 Australian Standard for coating AS 4534-2006 W05

FENCE POST

Cold formed SHS tube
 65x65x2.5 (2100 high fence)
 75x75x2.5 (2400 high fence)
 100 x100x3.0 (>2400mm high fence)

MATERIAL

Grade 350+ Mpa AlGal
 Minimum tensile strength 350 MPa. AS1163
 Post fitted with UV stabilised PV Cap

FENCE POST DIMENSIONS

Fence height :	1800	2100	2400
Footing depth :	650	700	900
Overall length :	2400	2750	3250

Post lengths may vary to suit site conditions or structural engineer's requirements. Add extensions if required to support barbwire and flat loop Razor Tape®.

FASTENERS

Mesh to RHS posts: Self drilling security screws class 4. One way drive only. Every third rib.
 Maximum 282mm centres
 Fixings to have 1 x HD pre formed security washer.



DISTRIBUTED BY:

Australian Security Fencing P/L

138 Fairey Road, South Windsor NSW 2756 Australia

www.asf4u.com.au sales@asf4u.com.au

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Australian
Security Fencing

6.3.19 Proposed Dedication as Public Road – Allotment 52 DP 1205480

REPORT BY THE REVENUE & PROPERTY MANAGER TO 21 OCTOBER 2015 COUNCIL MEETING
Proposed Dedication as Public Road – Allotment 52 DP 1205480
GOV400043, 23294

RECOMMENDATION

That:

1. **the report by the Revenue & Property Manager on the Proposed Dedication as Public Road - Allotment 52 DP 1205480 be received;**
2. **Pursuant to Section 10 of the Roads Act 1993, Council dedicate Allotment 52 DP 1205480, as Public Road.**

Executive summary

The purpose of this report is to seek Council's authorisation pursuant to Section 10 of the Roads Act 1993 (the Act), to dedicate Allotment 52 DP 1205480 as public road.

Detailed report

On 3 October 2013 Council approved the purchase of 1.712 Ha of land, being Allotment 52 DP 1205480 (the Allotment) off Fairydale Lane, for the purposes of the construction of pedestrian/cycle way, facilitation of infrastructure and the construction of a roadway to provide a linkage between the existing Mudgee urban boundary and the Caerleon development precinct.

The purchase was finalised in June 2015 and the Allotment is currently held by Council under freehold title. Attachment 1 appended to this Report shows the location of the Allotment.

This proposal will formalise the dedication of the Allotment as Public Road.

Financial and Operational Plan implications

The cost of the proposed Gazettal notice and subsequent lodgement of documents will be approximately \$500 and will be funded from the Fairydale Lane Land Matters budget for 2015/2016.

Community Plan implications

This report meets Community Plan:

Theme 4 Connecting Our Region
Goal 1 High quality road network that is safe and efficient
Strategy 1.1 Provide traffic management solutions that promote safer local roads and minimise traffic congestion



DIANE SAWYERS
REVENUE AND PROPERTY MANAGER

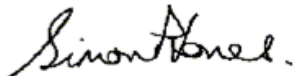


LEONIE JOHNSON
MANAGER FINANCE
(CHIEF FINANCIAL OFFICER)

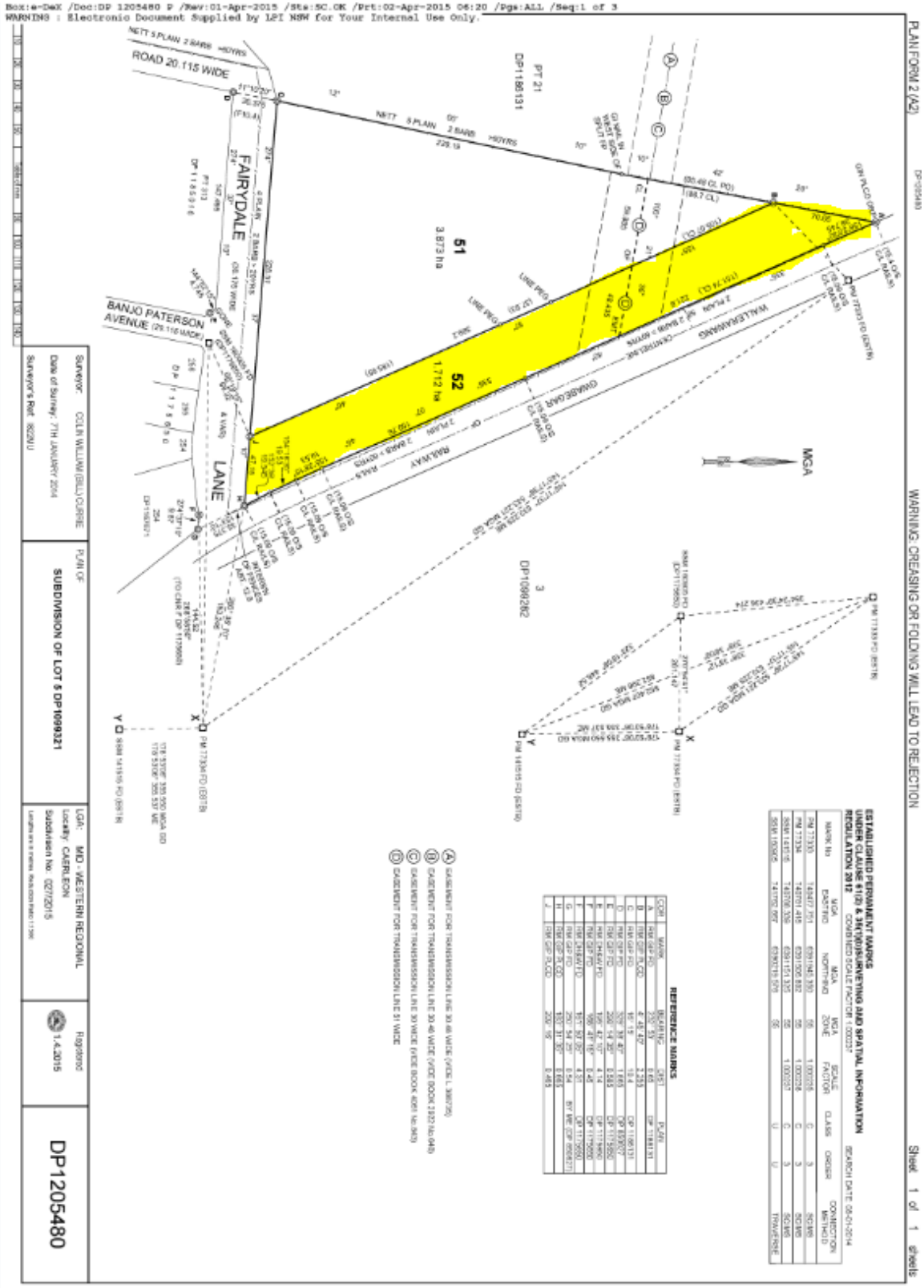
30 September 2015

Attachments: 1. Plan of Allotment 52 DP 1205480

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER



6.3.20 Consideration of customer connections to Council's raw water transfer pipelines

REPORT BY THE BUSINESS MANAGER SERVICES TO 21 OCTOBER 2015 COUNCIL MEETING

Consideration of customer connections to Council raw water transfer mains - Oct 21 Meeting - CCAM(1)
GOV400043, WAT500002

RECOMMENDATION

That:

- 1. the report by the Business Manager Services on the Consideration of customer connections to Council's raw water transfer pipelines be received;**
- 2. requests for connection to Council's raw water transfer mains be declined due to unacceptable risk to both Council's security of water supply and public health.**

Executive summary

In establishing agreements with property owners to create easements for pipelines or access private property for construction purposes in the vicinity of raw water transfer pipelines, Council has previously provided connections to the raw water transfer pipelines that supply Council's water treatment plants with source water. Along with the physical connections, Council has in the past, formed agreements with property owners to receive water supply allocations free of charge.

Council has recently received requests from land owners and developers wishing to connect to the raw water transfer mains that supply Council's water treatment plants and Parks Irrigation Scheme.

This report outlines the risks to both public health and Council's water supply security if allowing connections to raw water transfer mains.

Detailed report

Agreements for water supply connection and usage have previously been used as a form of compensation to land owners when Council has constructed raw water transfer pipelines from river and bore supplies to Council's water treatment plants.

Connection of individual properties to raw water transfer mains are a risk to Council's management of potable water supply demand. This is due to Council not having control over the amount or timing of raw water usage through such connections between the source and treatment plant. Increasing the number of properties connected to raw water pipelines (regardless if usage charges are applied) further decreases the control Council has in relation to the capacity to supply raw water to water treatment plants as existing customers demand potable water.

There is an inequality issue in allowing customers to connect to the raw water supply pipeline, in that Council does not have a mechanism to collect a contribution towards the water supply headworks, like that provisioned by the Water Supply and Sewerage Development Servicing Plans in place for development that is serviceable by Council's potable water supplies. By increasing the number of connections on the raw water transfer pipelines there is an impact on the capacity of the headworks infrastructure including pipelines, raw water pump stations, reservoirs and dams.

Council is also responsible for the water quality that it supplies to customers. Providing customers with new connections to raw water transfer mains requires modification to Council's Pollution Incident Response Management Plans to ensure Council has a process to advise all individuals that may be impacted by a potential pollution event affecting source water. Council has agreements in place with customers that are connected to raw water transfer mains that identify the water supply as non-potable and stipulate suitable uses for the water supplied, along with responsibilities of both Council and the individual customer, however, this type of agreement may not prevent Council from being held liable in the case of an incident impacting public health.

Based on the above discussion, it is recommended that Council not accept the risks to public health, management of security of water supply and inequality in the services provided and paid for by the community. Accordingly, any requests to connect to raw water transfer mains be declined and those individual customers that have an existing connection (6 customers) are advised with every water rates notice that the water supplied is non-potable.

Financial and Operational Plan implications

The above recommendations prevent the inequality issue resulting from allowing connection to raw water transfer pipelines without payment of contributions towards water supply headworks that is required of customers connecting to potable water supplies.

Community Plan implications

The above recommendations contribute towards achievement of Community Plan Strategy 2.2 maintain and manage water quality and quantity.



CLAIRE CAM
BUSINESS MANAGER, SERVICES

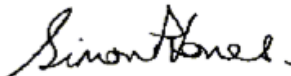


DARYL COLWELL
DIRECTOR, OPERATIONS

1 October 2015

Attachments: Nil

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

6.3.21 RFQ 2015/14 Preferred Suppliers List for Bitumen Spray Sealing 2015/16 Program

REPORT BY THE MANAGER WORKS TO 21 OCTOBER 2015 COUNCIL MEETING

Council Report RFQ 2015-14 Bitumen Spray Seal 2015-16

GOV400043, COR400109

RECOMMENDATION

That:

1. **the report by the Business Manager Works on the RFQ 2015/14 Preferred Suppliers List for Bitumen Spray Sealing 2015/16 Program be received;**
2. **Council endorses the following list of preferred suppliers for the provision of Bitumen Spray Seal for Council's 2015/16 spray seal program.**
 - **Downer Australia Pty Ltd**
 - **Fulton Hogan Industries Pty Ltd**

Executive summary

In 2013 Local Government Procurement ran tender LGP213 for the Bitumen, Emulsions and Asphalt Materials and Services and resulting from this tender a panel of suppliers for Bitumen Spray Seal was produced.

Council utilised Vendor Panel and invited 3 suppliers from this panel to submit rates based on a schedule and relevant technical specifications.

All suppliers invited provided submissions which were evaluated on price and risk by the evaluation panel.

Downer Australia and Fulton Hogan Industries Pty Ltd are included on the preferred suppliers list in the first and second positions respectively.

Detailed report

Staff have utilised vendor panel based on the tender that was run by Local Government Procurement to request quotations for the bitumen spray seal for the 2015/16 works program.

The following 3 contractors were selected from the panel of suppliers from the LGP tender and invited to submit rates based on a schedule the requirements of the 2015/16 construction and reseal program.

- SRS Roads
- Fulton Hogan
- Downer

Following evaluation based on costs and risk the following lists preferred suppliers in order of preference:

1. Downer

2. Fulton Hogan
3. SRS Roads

Downer Australia and Fulton Hogan Industries are included onto the list of preferred suppliers. SRS were significantly more expensive and have not been included on the list.

Financial and Operational Plan implications

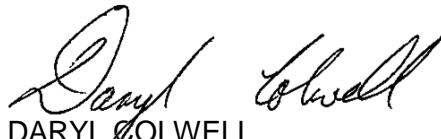
The costs of the projects carried out using Bitumen Spay Seal are recognised in the Operational Plan under the maintenance and construction of Councils assets.

Community Plan implications

These suppliers are required to meet Council's maintenance and capital works program, meeting the goal of 'high quality road network that is safe and efficient' in the Community Plan theme of 'connecting our region'.



SALLY MULLINGER
MANAGER, WORKS

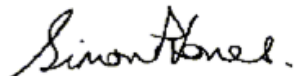


DARYL COLWELL
DIRECTOR, OPERATIONS

7 October 2015

Attachments: 1. RFT 2015/14 Bitumen Spray Seal Evaluation 2015/16 (included in the confidential section of the business paper)

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

6.3.22 RFT 2015/13 Design and Construct Four Bridges

REPORT BY THE DIRECTOR, OPERATIONS TO 21 OCTOBER 2015 COUNCIL MEETING
RFT 2015/13 Design and Construct Four Bridges
GOV400043, COR400108

RECOMMENDATION

That:

1. **the report by the Director, Operations on RFT 2015/13 Design and Construct Four Bridges be received;**
2. **Council accepts the tender submitted by Murray Constructions Pty Ltd for the design and construction of four bridges in accordance with clause 178 of the *Local Government (General) Regulation 2005* at a tendered price of \$_____ excluding GST;**
3. **Council authorise the General Manager to finalise and execute the contract on behalf of Council with Murray Constructions Pty Ltd for the design and construction of four bridges, Mudgee RFT 2015/13;**
4. **The General Manager be granted delegated authority to approve variations to the contract up to a cumulative total of 10% of the original contract sum; and**
5. **unsuccessful tenderers be notified that their tenders were unsuccessful.**

Executive summary

Tenders were called on 25th August 2015 for the Design and Construction of Four Bridges, and closed 22nd September 2015. Advertisements for the tender were placed in the Local Government Tender section of the Sydney Morning Herald, the Mudgee Guardian and on Council's website.

The tendering process was initiated and a Procurement Plan and Tender Evaluation Plan were developed. A Tender Assessment Panel was formed, comprising representatives from the most relevant departments within Council. Members of the Tender Assessment Panel used the Evaluation Plan and methodology to determine which tenderers offered the best value for money in the Design and Construction of Four Bridges in the Mudgee Region.

The replacement of Four Bridges in the Mudgee Region has an allocation of \$2.7M available, including approach works and other ancillary work not included in this contract. This report recommends that Council accept the tender submitted by Murray Constructions Pty Ltd for the design and construction of four bridges in the Mudgee area as it is within budget.

Detailed report

Tenders Received:

Tenders were called on 25th August 2015 for the Design and Construction of Four Bridges, and closed 22nd September 2015. Advertisements for the tender were placed in the Local Government Tender section of the Sydney Morning Herald, the Mudgee Guardian and on Council's website.

The tendering process was initiated and a Procurement Plan and Tender Evaluation Plan were developed. A Tender Assessment Panel was formed, comprising representatives from the most relevant departments within Council. Members of the Tender Assessment Panel used the Evaluation Plan and methodology to determine which tenderers offered the best value for money in the Design and Construction of Four Bridges in the Mudgee Region.

The replacement of Four Bridges in the Mudgee Region has an allocation of \$2.7M available, including approach works and other ancillary work not included in this contract. This report recommends that Council accept the tender submitted by Murray Constructions Pty Ltd for the design and construction of four bridges in the Mudgee area as it is within budget.

Seven tenders received were as follows:

- Ark Construction Group
- Civilbuild Pty Ltd
- Civil Team Engineering Pty Ltd
- Doval
- Kenpass Pty Ltd
- Murray Constructions Pty Ltd
- Waeger Group

Tenders were assessed against pre-determined price (70%) and non-price (30%) components of their submissions.

Late Tenders

No late submissions were received.

Conforming Tenders

Initially five fully conforming tenders were received. Clarification was sought from two tenders to provide supporting information to their submissions. Upon clarification, all tenders were considered conforming.

Evaluation Methodology

The objective of the evaluation was to select the tenderer offering the best value for money in a rational and defensible way which is fair to all tenderers. The evaluation criteria and weightings were identified in the Request for Tender documentation.

Tenders were evaluated strictly in accordance with the Tender Evaluation Plan and in compliance with the provisions of the *Local Government Act 1993* and Local Government (General) Regulation 2005

Assessment Panel

Daryl Colwell	Director Operations
Sally Mullinger	Manager Works
Leonie Johnson	Manager Finance

Evaluation Findings

All tenderers were assessed and scored against the evaluation criteria listed in the tender document and weightings in the Evaluation Plan (Attachment 1), to determine the Total Weighted Score. The application of the Local Preference Policy was not applicable in the evaluation.

Evaluation of tenderers against the specified evaluation criteria indicates the following tenderer has submitted the most superior tender representing the best value to Council for the Design and Construction of Four Bridges, Mudgee region:

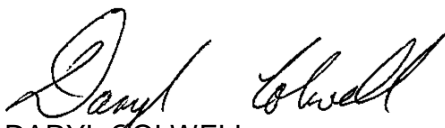
- Murray Constructions Pty Ltd.

Financial and Operational Plan implications

The replacement of Four Bridges in Mudgee Region has a total budget of \$2.7M allocated. The tender price from Murray Constructions Pty Ltd is within this budget. All submitted prices are reported as a confidential attachment to this report.

Community Plan implications

The replacement of Four Bridges Project links with the 'Connecting the Region' theme, specifically goal one 'High quality road network that is safe and efficient'.

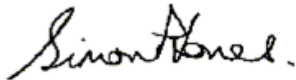


DARYL COLWELL
DIRECTOR, OPERATIONS

25 September 2015

Attachments: 1. Tenderers' Final Scores Four Bridges Project (included in the confidential section of the business paper)

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

6.3.23 RFT 2015/07 Wollar Road Upgrade - Engineering Investigation, Design and Project Management Services

REPORT BY THE DIRECTOR, OPERATIONS TO 21 OCTOBER 2015 COUNCIL MEETING

RFT 2015/07 Wollar Road Upgrade

GOV400043, COR400102

RECOMMENDATION

That:

1. **the report by the Director, Operations on RFT 2015/07 Wollar Road Upgrade - Engineering Investigation, Design and Project Management Services be received;**
2. **Council accepts the tender submitted by Local Government Engineering Services for the Provision of Engineering Investigation, Design and Project Management Services for the Wollar Road upgrade in accordance with clause 178 of the *Local Government (General) Regulation 2005* at a tendered price of \$_____ excluding GST;**
3. **Council authorise the General Manager to finalise and execute the contract on behalf of Council with Local Government Engineering Services for the Provision of Engineering Investigation, Design and Project Management Services for the Wollar Road upgrade, Mudgee RFT 2015/07;**
4. **The General Manager be granted delegated authority to approve variations to the contract up to a cumulative total of 10% of the original contract sum; and**
5. **unsuccessful tenderers be notified that their tenders were unsuccessful.**

Executive summary

Tenders were called on 18th August 2015 for the Provision of Engineering Investigation, Design and Project Management Services for the Wollar Road upgrade, and closed 16th September 2015. Advertisements for the tender were placed in the Local Government Tender section of the Sydney Morning Herald, the Mudgee Guardian and on Council's website.

The tendering process was initiated and a Procurement Plan and Tender Evaluation Plan were developed. A Tender Assessment Panel was formed, comprising representatives from the most relevant departments within Council. Members of the Tender Assessment Panel used the Evaluation Plan and methodology to determine which tenderers offered the best value for money in the Provision of Engineering Investigation, Design and Project Management Services for the Wollar Road.

The Wollar Road Upgrade has an allocation of \$15 million available for the seal extension to the Bylong Valley Way. This report recommends that Council accept the tender submitted by Local Government Engineering Services for the Provision of Engineering Investigation, Design and Project Management Services for the Wollar Road upgrade.

Detailed report

Tenders Received:

Six tenders received were as follows:

- ACOR Consultants (NSW) Pty Ltd
- Cardno
- Constructive Solutions Pty Ltd
- Local Government Engineering Services Pty Ltd
- Mitchel Hanlon Consulting Pty Ltd
- Opus International Consultants

Tenders were assessed against pre-determined price (60%) and non-price (40%) components of their submissions.

Late Tenders

No late submissions were received.

Conforming Tenders

Five tenders met the mandatory requirements and proceeded to a detailed evaluation. The tender from Acor Consultants (NSW) Pty Ltd was deemed non-conforming as one of the schedules was not completed.

Evaluation Methodology

The objective of the evaluation was to select the tenderer offering the best value for money in a rational and defensible way which is fair to all tenderers. The evaluation criteria and weightings were identified in the Request for Tender documentation.

Tenders were evaluated strictly in accordance with the Tender Evaluation Plan and in compliance with the provisions of the *Local Government Act 1993* and Local Government (General) Regulation 2005.

Assessment Panel

Daryl Colwell	Director Operations
Sally Mullinger	Manager Works
Leonie Johnson	Manager Finance

Evaluation Findings

All tenderers were assessed and scored against the evaluation criteria listed in the tender document and weightings in the Evaluation Scoresheet (Confidential Attachment), to determine the Total Weighted Score. The application of the Local Preference Policy was not applicable in the evaluation.

Evaluation of tenderers against the specified evaluation criteria indicates the following tenderer has submitted the most superior tender representing the best value to Council for the Provision of Engineering Investigation, Design and Project Management Services for the Wollar Road upgrade:

- Local Government Engineering Services

Financial and Operational Plan implications

The Wollar Road Upgrade Project has a total budget of \$15 million allocated for the seal extension to Bylong Valley Way. The tender price for Local Government Engineering Services is within this budget. Tendered prices are in the confidential attachment.

Community Plan implications

The Wollar Road Upgrade Project links with the 'Connecting the Region' theme, specifically goal two 'Efficient connection of the region to major towns and cities'.



DARYL COLWELL
DIRECTOR, OPERATIONS

24 September 2015

Attachments: 1. Weighted Scores RFT 2015/07 Wollar Road Upgrade - Engineering Investigation, Design and Project Management Services (included in the confidential section of the business paper)

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

6.3.24 Policy on Payment of Expenses and Provision of Facilities to Councillors

REPORT BY THE ACTING GENERAL MANAGER TO 21 OCTOBER 2015 COUNCIL MEETING
 Policy on Payment of Expenses and Provision of Facilities to Councillors
 GOV400043, A0110001

RECOMMENDATION

That:

1. **the report by the Acting General Manager on the Policy on Payment of Expenses and Provision of Facilities to Councillors be received;**
2. **Council endorse the unchanged policy on Payment of Expenses and Provision of Facilities to Councillors.**

Executive summary

This report seeks formal adoption of Council's Policy on the Payment of Expenses and Provision of Facilities to Councillors that was presented to Council in August.

Detailed report

It is a requirement that Council's Policy on the Payment of Expenses and Provision of Facilities to Councillors is reviewed each year.

Council at its meeting of 19 August, 2015 considered amendments to the policy on the Payment of Expenses and Provision of Facilities to Councillors and resolved to place its policy on the "Payment of Expenses and Provision of Facilities to Councillors" on exhibition for 28 days in accordance with the provisions of the Local Government Act 1993.

There were no submissions from the public during the exhibition period.

The policy is now returned to Council for formal endorsement.

Financial and Operational Plan implications

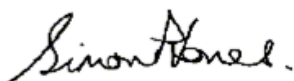
Not applicable.

Community Plan implications

Theme	Good Governance
Goal	Strong Civic Leadership
Strategy	1.2 Provide accountable and transparent decision making for the community

10 October 2015

Attachments: 1. Amended Policy on Payment of Expenses and Provision of Facilities to Councillors



SIMON JONES
 ACTING GENERAL MANAGER



POLICY

Payment of Expenses and Provision of Facilities to Councillors

A prosperous and progressive community.

ADOPTED	REFERENCE
Minute No. 472/14	REVIEW DATE AUGUST 2015
DATE: 15 OCT 2014	FILE NUMBER A0110001

PART 1: INTRODUCTION

PURPOSE

The purpose of this policy is to ensure that there is accountability and transparency in the reimbursement of expenses incurred or to be incurred by councillors and that the facilities provided to assist Councillors to carry out their civic duties are reasonable.

OBJECTIVES AND COVERAGE

The objective of this policy is to provide a guide to Councillors' expenses and facilities, and the process for paying expenses in a way that can be properly recorded, reported and audited.

The policy applies to all Councillors. The Mayor is entitled to specific additional facilities.

REPORTING REQUIREMENTS

This policy will be included in the Council's Annual Report. In addition, the total amount of money spent during the relevant financial year through the application of this policy will be reported to the Council quarterly and in the Annual Report.

LEGISLATIVE PROVISIONS

Local Government Act 1993

The relevant provisions of the Local Government Act 1993 are set out in Appendix 1.

PRIVATE BENEFIT

Councillors should not obtain private benefit from the provision of equipment or facilities, nor from travel bonuses such as 'frequent flyer' schemes or any other such loyalty programmes while on Council business. However, it is acknowledged that some incidental private benefit from the use of Council equipment and facilities may occur from time to time. Incidental private use should be limited to an amount of cost to Council of no more than \$10 per month per Councillor. In situations where more substantial private benefit occurs, the full cost of the benefit should be reimbursed to Council.

USE OF COUNCIL RESOURCES FOR POLITICAL PURPOSES

Council facilities, equipment and services are not to be used to produce election material or for any other political purpose. As outlined in Council's Code of Conduct, a Councillor's re-election is considered to be a personal interest, as is fundraising activities for political parties and political events. Council will not pay expenses or provide facilities to Councillors in relation to supporting and/or attending such events and activities.

POLICY: PAYMENT OF EXPENSES AND PROVISION
OF FACILITIES TO COUNCILLORS | ADOPTED 15 OCTOBER 2014

APPROVAL ARRANGEMENTS

Approval for attendance at conferences, seminars and the like under this policy will, subject to other decisions of Council, where possible, be approved by Council. On those occasions where this is not possible the approval will be given jointly by the Mayor and General Manager (in cases where this relates to the Mayor, the approval will be given jointly by the Deputy Mayor and General Manager) – following which a report will be presented to the next Council Meeting to confirm the action taken.

PART 2: PAYMENT OF EXPENSES

GENERAL PROVISIONS

Payment of expenses generally

Allowances and expenses

Council does not provide general allowances to councillors.

Councillors are entitled to the expenses set out in this policy provided that they satisfy the stated requirements.

Reimbursement and reconciliation of expenses

Before Council will pay for an expense under this policy, Councillors must seek reimbursement in a formal written claim lodged not later than six (6) months after the expense was incurred.

Each claim must include original receipts, or tax invoices (where GST applies), to be considered for reimbursement.

Claims will generally be paid within 14 days of receipt.

Payment in advance

Council will not make advance payments to Councillors.

SPECIFIC EXPENSES FOR MAYOR AND COUNCILLORS

Civic Business

a) Scope

Expenses will be paid for Councillors to attend:

- Meetings of the Council and Committees;
- Meetings of other committees, bodies, organisations or groups to which those Councillors are Council delegates or representatives;
- Other meetings or inspections which are authorised by the Council, the Mayor or the General Manager; and

POLICY: PAYMENT OF EXPENSES AND PROVISION
OF FACILITIES TO COUNCILLORS | ADOPTED 15 OCTOBER 2014

- Training courses, seminars or conferences authorised by the Council (except in those circumstances where there is insufficient time for a Council decision and in those cases the Mayor has the authority to approve the attendance and report back at the next Council meeting for endorsement of that decision);

provided that the claim is made not later than six (6) months after the expenses were incurred.

Note: Any claims submitted later than six (6) months after the expenses were incurred will not be eligible for reimbursement.

b) Categories of Payment / Reimbursement

(i) Travel

Where Council vehicles are unavailable, Councillors may use their private motor vehicle. Councillors should check with the Executive Secretary to ascertain whether a Council vehicle is available and should make arrangements to collect the vehicle (vehicles will not generally be delivered to Councillors).

Alternatively, Councillors are entitled to be reimbursed for the use of their private vehicle for travel to and from meetings.

Payment will be based on the relevant kilometre rate in the staff award.

The allowable distance claimed will be for travel, by the most practicable route from the Councillor's usual place of residence or other place where the Councillor might be (whichever is the lesser), immediately prior to the meeting.

Where it is necessary for travel to be undertaken by air, this will be arranged by the Executive Secretary.

(ii) Meals

Arrangements will be made for a meal to be provided at the conclusion of the meeting at a venue, in proximity to where the meeting is held, of which Councillors and staff in attendance may partake.

(iii) Accommodation

Council may by resolution in advance of the event approve to meet all reasonable accommodation costs on the evening of the meeting for a Councillor when, in the opinion of the Council, travelling home would introduce undue risk to the Councillor. Accommodation will generally be booked by Council staff.

On "one-off" occasions where in the opinion of the Mayor it would be impractical or introduce undue risk for the Councillor to travel home after the meeting,

**POLICY: PAYMENT OF EXPENSES AND PROVISION
OF FACILITIES TO COUNCILLORS | ADOPTED 15 OCTOBER 2014**

accommodation will be provided at Council's expense. If the Mayor is required to approve such expenses then that is to be reported to the Council in open meeting at the next Council meeting.

(iv) Registration

Includes registration fees for attendance at conferences, seminars etc as well as associated official luncheons, dinners and tours.

(v) Spouses/Partners

In those cases where the function is of such a nature that the Councillor's spouse/partner would normally be expected to accompany the Councillor, any costs associated with the attendance of the spouse/partner will be met by Council.

Care and other related expenses

Councillors can claim up to \$100 per month for reimbursement of carer expenses that were incurred while attending Council business. This may include childcare expenses and the care of immediate family members of Councillors who are elderly, have a disability and/or are sick. Reimbursement of childcare expenses will be made for children under 16 years of age only.

Expenses will be paid on production of receipts.

Communications expenses

Telephone

Subject to the wishes of individual Councillors:

- Council will install a dedicated duet/additional line at a location designated by the Councillor and will meet the installation costs of a combined Telephone/Facsimile/Answering Machine. Council will maintain the machine and will meet the cost of line rental and network charges as well as providing consumables for official purposes; or
- Alternatively, a Councillor may use his/or her own equipment (including mobile). In this instance Council will meet the line rental costs and network charges and will provide consumables for official purposes.

Internet

Subject to the wishes of individual Councillors:

- Council will provide Broadband internet access in accordance with Council's current internet plan; or

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- Alternatively, a Councillor may use his/her own internet facilities and Council will reimburse an amount equivalent to Council's current internet plan.

Ongoing costs

Council will meet the cost of official calls and usage.

Provision for payment and monetary limits

Council will only pay claims for reimbursement of communications expenses upon production of original receipts or tax invoices and completion of Council's claim form which is to be lodged not later than six (6) months after the expense was incurred.

In respect of official calls and usage, subject to the provision of the relevant receipts or invoices, Council will reimburse Councillors up to a maximum of \$100 per month or \$200 per month in the case of the Mayor.

Councillors will be responsible for all expenses above this amount.

Exceptional circumstances

Should a situation arise where the strict application of this section of the policy would adversely affect and/or cause undue hardship to a Councillor, the Council may, by resolution, increase the maximum quantum available to that Councillor.

Administrative Expenses

It is recognised that Councillors may, from time to time, incur expenses of an administrative nature (such as the purchase of stationary, computer and printing supplies) in carrying out their civic duties. While it is expected that Councillors would obtain such items from Council (as provided in the section of this policy entitled "Provision of Facilities", it is acknowledged that there may be occasions where this is not practicable.

Council will reimburse those administrative expenses incurred upon lodgement of an appropriate claim form accompanied by relevant receipts.

Any reimbursements or supplies obtained from Council will be limited to a maximum of \$600 per annum for each Councillor.

Insurance Expenses and obligations

Councillors will receive the benefit of insurance cover for:

- Personal injury while on Council business. The cover does not include medical expenses for illness in Australia.

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- Professional indemnity for matters arising out of Councillors' performance of civic duties or exercise of their functions as Councillors provided the performance or exercise of the relevant civic duty is, in the opinion of Council, in good faith or proper. This is subject to any limitations or conditions set out in the policy of insurance that is taken out from time to time.
- Public liability for matters arising out of Councillors' performance of civic duties or exercise of their functions under the Local Government Act. This is subject to any limitations or conditions set out in the policy of insurance that is taken out from time to time.
- Councillors and Officers liability. This policy provides protection in respect of actions against the individual Councillors in addition to legal costs incurred by them in defending an allegation of a wrongful act made in the course of their duties as Councillors. This is subject to any limitations or conditions set out in the policy of insurance that is taken out from time to time.

Legal expenses and obligations

Council may by resolution indemnify or reimburse the reasonable legal expenses of:

- A Councillor defending an action arising from the performance in good faith of a function under the Local Government Act 1993 and providing there are no adverse findings against the Councillor; or
- A Councillor defending an action in defamation provided the statements complained of were made in good faith while exercising a function under the Local Government Act 1993; or
- A Councillor for proceedings before the Local Government Pecuniary Interest and Disciplinary Tribunal, or an investigative body, provided the subject of the proceedings arises from the performance in good faith or a function under the Local Government Act 1993 and the Tribunal or investigative body makes no adverse finding against the Councillor.

Council will not:

- Meet expenses incurred in relation to proceedings arising merely from something that a Councillor has done during his or her term of office; or
- Meet the costs of an action in defamation taken by a Councillor as plaintiff in any circumstances; or
- Meet the costs of a Councillor seeking advice in respect of possible defamation, or in seeking a non-litigious remedy for possible defamation.

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PART 3: PROVISION OF FACILITIES

Councillors

The Councillors are to receive the benefit of the following Council facilities:-

- a) Meeting Meals and Refreshments - provision of meals and refreshments associated with Council, Committee and Working Parties/Special Committee meetings.
- b) Transportation - provision of Council motor vehicle transportation (when available) for travel to conferences, seminars, etc when on official Council business.
 - Where a Council vehicle is provided to a Councillor for use on official business, the vehicle may:
 - With the consent of the Councillor, be driven by the Councillor's spouse or partner as long as that person is legally licensed to drive the Council vehicle; or
 - Provided the Councillor is in the vehicle at the time, be driven by any other fully licensed driver.
- c) Meeting Rooms - Provision of meeting facilities in the Mudgee Administration Building for the purpose of Council, Committee and Working Parties/Special Committee meetings, and for meeting with constituents.
- d) Photocopiers - provision of photocopying facilities generally for official purposes.
- e) Combined Telephone/Facsimile/Answering Machine – for official purposes.
- f) At the discretion of the individual Councillor, Personal desktop or laptop computer with access to the internet and appropriate Council software to a maximum value of \$5,000 – for official purposes. Council will arrange associated training and software support if required.
- g) Provision of an Email address for Councillors, as requested, to facilitate access to Council's electronic mail.
- h) Business Cards for his/her role as an elected representative.
- i) A suitable name badge.

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- j) Protective apparel, including (where appropriate), hard hat, safety vest, safety footwear and sunscreen for on-site inspections.
- k) Reimbursement for expenses related to administrative supplies (such as stationary, and supplies for computers and printers) or the provision of such administrative supplies by Council staff to a maximum of \$600 per annum per Councillor.

Mayor

In addition to those facilities provided to the Councillors, the Mayor is to receive the benefit of:

- a) Council Vehicle - (Ford Fairlane Ghia or equivalent) for official purposes. The vehicle to be used at the discretion of the Mayor for Mayoral, Councillor or Council purposes. A fuel card will be provided for use only with the Mayoral vehicle.

When the Mayor or another Councillor is using the Mayoral vehicle on official business, the vehicle may:

- With the consent of the Mayor or Councillor, be driven by the spouse or partner of the Mayor or Councillor as long as that person is legally licensed to drive the Council vehicle; or
 - Provided the Mayor or Councillor is in the vehicle at the time, be driven by any other fully licensed driver.
- b) Mobile Telephone with a car kit - for official Council purposes.
Council will meet the costs of service charges and official usage costs, with the Mayor to reimburse Council in respect of any private expenses incurred.
 - c) Corporate Credit Card, to facilitate payment of official Council business expenses.
 - d) Official stationary incorporating Mayoral letterhead for official Council correspondence issued under the hand of the Mayor.
 - e) Business Cards for his/her role as Mayor.
 - f) Secretarial Services - word-processing and administrative support provided by the Executive Secretary.
 - g) Administrative Support - assistance with functions, organisations, meetings, and the like.
 - h) Office Refreshments - as provided in the Mayoral Office for entertainment purposes.
 - i) Where practicable, provision of an appropriate office, suitable for interviews and small civic receptions.
 - j) Use of ceremonial clothing including Mayoral Robes and chains of office.
 - k) A suitable name badge.

Deputy Mayor

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In addition to those facilities provided to the Councillors, the Deputy Mayor is to receive the benefits of the Mayor when acting in the Office of Mayor.

Councillors with Disabilities

In addition to other clauses on this policy regarding the provision of facilities to Councillors, in the event of a Councillor having a disability that would prevent them from performing their civic duties without the provision of additional facilities, where necessary, and with the agreement of the Mayor and General Manager, additional appropriate facilities will be made available to that Councillor.

PART 4: OTHER MATTERS

ACQUISITION AND RETURNING OF FACILITIES AND EQUIPMENT BY COUNCILLORS

All equipment issued to Councillors remains the property of Council and shall be returned on a Councillor ceasing to hold office.

CLAIMS FOR REIMBURSEMENT OF EXPENSES

Expenses claim forms to facilitate claims for reimbursement of travel, meals, registration, accommodation and out-of-pocket expenses and the communications reimbursement claims will be provided to Councillors at each Council meeting.

Completed and signed claim forms will be processed by staff in accordance with this policy and will be submitted monthly to the General Manager for approval.

POLICY: PAYMENT OF EXPENSES AND PROVISION
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APPENDIX 1

LEGISLATIVE PROVISIONS

Local Government Act 1993

The relevant provisions of the Local Government Act 1993 are set out below:

Section 252 Payment of expenses and provision of facilities

- (1) Within 5 months after the end of each year, a council must adopt a policy concerning the payment of expenses incurred or to be incurred by, and the provision of facilities to, the mayor, the deputy mayor (if there is one) and the other councillors in relation to discharging the functions of civic office.
- (2) The policy may provide for fees payable under this Division to be reduced by an amount representing the private benefit to the mayor or a councillor of a facility provided by the council to the mayor or councillor.
- (3) A council must not pay any expenses incurred or to be incurred by, or provide any facilities to, the mayor, the deputy mayor (if there is one) or a councillor otherwise than in accordance with a policy under this section.
- (4) A council may from time to time amend a policy under this section.
- (5) A policy under this section must comply with the provisions of this Act, the regulations and any relevant guidelines issued under section 23A.

Section 253 Requirements before policy concerning expenses and facilities can be adopted or amended

- (1) A council must give public notice of its intention to adopt or amend a policy for the payment of expenses or provision of facilities allowing at least 28 days for the making of public submissions.
- (2) Before adopting or amending the policy, the council must consider any submissions made within the time allowed for submissions and make any appropriate changes to the draft policy or amendment.

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- (3) Despite subsections (1) and (2), a council need not give public notice of a proposed amendment to its policy for the payment of expenses or provision of facilities if the council is of the opinion that the proposed amendment is not substantial.
- (4) Within 28 days after adopting a policy or making an amendment to a policy for which public notice is required to be given under this section, a council is to forward to the Director-General:
- (a) a copy of the policy or amendment together with details of all submissions received in accordance with subsection (1), and
 - (b) a statement setting out, for each submission, the council's response to the submission and the reasons for the council's response, and
 - (c) a copy of the notice given under subsection (1).
- (5) A council must comply with this section when proposing to adopt a policy each year in accordance with section 252 (1) even if the council proposes to adopt a policy that is the same as its existing policy.

Section 254 Decision to be made in open meeting

The council or a council committee all the members of which are councillors must not close to the public that part of its meeting at which a policy for the payment of expenses or provision of facilities is adopted or amended, or at which any proposal concerning those matters is discussed or considered.

Section 12 (What information is publicly available) provides that the public is able to inspect during office hours at the council, and at no charge, the current version and the immediately preceding version of the council's expenses and facilities policy. The public are also entitled to a copy of the policy either free of charge or on payment of a reasonable copying charge.

Section 23A (Director General's guidelines) makes provision for the Director-General of the Department of Local Government to prepare, adopt or vary guidelines that relate to the exercise by a council of any of its functions. It also requires that a council must take the relevant guidelines into consideration before exercising any of its functions.

Section 428(2)(f) (Annual Reports) requires a council to include in its annual report:

The total amount of money expended during the year on mayoral fees and councillor fees, the council's policy on the provision of facilities for use by councillors and the payment of councillors' expenses, together with a statement of the total amount of money expended during the year on the provision of such facilities and the payment of such expenses.

In addition **Section 428(r)** requires that councils must report on any other information required by the regulations.

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Local Government (General) Regulation 2005

The relevant provisions of the Local Government (General) Regulation 2005 are set out below:

Clause 217 (Additional information for inclusion in annual reports) states in part:

- (1) For the purposes of section 428(2)(r) of the Act, an annual report of a council is to include the following information:
 - (a) details (including the purpose) of overseas visits undertaken during the year by councillors, council staff or other persons representing the council (including visits sponsored by other organisations).
 - (a1) details of the total cost during the year of the payment of the expenses of, and the provision of facilities to, councillors in relation to their civic functions (as paid by the council, reimbursed to the councillor or reconciled with the councillor), including separate details on the total cost of each of the following:
 - (i) the provision during the year of dedicated office equipment allocated to councillors on a personal basis, such as laptop computers, mobile telephones and landline telephones and facsimile machines installed in councillors' homes (including equipment and line rental costs and internet access costs but not including call costs),
 - (ii) telephone calls made by councillors, including calls made from mobile telephones provided by the council and from landline telephones and facsimile services installed in councillors' homes,
 - (iii) the attendance of councillors at conferences and seminars,
 - (iv) the training of councillors and the provision of skill development for councillors,
 - (v) interstate visits undertaken during the year by councillors while representing the council, including the cost of transport, the cost of accommodation and other out-of-pocket travelling expenses,
 - (vi) overseas visits undertaken during the year by councillors while representing the council, including the cost of transport, the cost of accommodation and other out-of-pocket travelling expenses,
 - (vii) the expenses of any spouse, partner (whether of the same or the opposite sex) or other person who accompanied a councillor in the performance of his or her civic functions, being expenses payable in accordance with the *Guidelines for the payment of expenses and the provision of facilities for Mayors and Councillors for Local Councils in NSW* prepared by the Director-General from time to time,
 - (viii) expenses involved in the provision of care for a child of, or an immediate family member of, a councillor, to allow the councillor to undertake his or her civic functions,

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Clause 403 (Payment of expenses and provision of facilities) states:

A policy under section 252 of the Local Government Act 1993 must not include any provision enabling a council:

- (a) to pay any councillor an allowance in the nature of a general expense allowance, or
- (b) to make a motor vehicle owned or leased by the council available for the exclusive or primary use or disposition of a particular councillor other than a mayor.

OTHER GOVERNMENT POLICY PROVISIONS

DLG guidelines for payment of expenses and provision of facilities

- This policy takes into account the following Circulars:
- Circular 11-27 – Findings of Review of Councillor Expenses and Facilities Policies
- Circular 09-36 – Release of Revised Councillor Expenses and Facilities Guidelines
- Guidelines for the payment of expenses and the provision of facilities for Mayors and Councillors in NSW (Division of Local Government October 2009)
- Circular 05108 - Legal assistance for councillors and council employees.
- Circular 02134 - Unauthorised use of council resources.

Model Code of Conduct

This is consistent with the Model Code of Conduct for Local Councils in NSW, Department of Local Government, and Council's Code of Conduct which implements the Model Code.

The part of the Model Code headed 'Use of Council resources' is particularly relevant to s252 policies, and is implemented by the Council's Code of Conduct.

ICAC publications

Councillors should also be aware of and take account of the Independent Commission Against Corruption (ICAC) publication No Excuse for Misuse, preventing the misuse of council resources (Guidelines 2), November 2002.

This publication is available on the ICAC website at www.icac.nsw.gov.au.

6.3.25 Disclosures by Councillors and Designated Persons Section 449(3) Return – Tabling of Returns

REPORT BY THE GOVERNANCE COORDINATOR TO 21 OCTOBER 2015 COUNCIL MEETING
Tabling of returns for the period ending 30th June 2015
GOV400043, GOV400011, A0110004

RECOMMENDATION

That Council note the tabling of Councillor and Designated Persons Returns in accordance with the Local Government Act 1993 section 450A (2).

Executive summary

The tabling of the Councillor and Designated Persons Returns is required to meet Council's compliance of the Local Government Act 1993 Section 449.

Detailed report

Councillors and Designated Persons are required to lodge a return disclosing interests and for the returns to be tabled by the General Manager at the first meeting of Council held after the last day of lodgement 30th September 2015.

All returns have been lodged by the required date. The returns will be kept according to Council's Records Management Policy and under the requirements of the State Records Act.

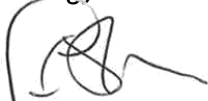
Financial and Operational Plan implications

Not applicable

Community Plan implications

Theme; Good Government

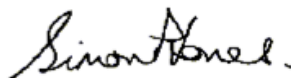
Strategy 5.1.2 – Provide accountable and transparent decision making for the community.



TIM JOHNSTON
GOVERNANCE COORDINATOR

30 September 2015

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

Attachments: Nil.

6.3.26 Cultural Development Committee

REPORT BY THE MANAGER, COMMUNITY SERVICES TO 21 OCTOBER 2015 COUNCIL MEETING
Cultural Development Committee - September 2015
GOV400043, REC800019

RECOMMENDATION

That:

1. **the report by the Manager, Community Services on the Cultural Development Committee be received;**
2. **Council note the minutes of the Cultural Development Committee meeting held on 9 September 2015;**
3. **Council endorse the report from the Public Art Advisory Panel to the Cultural Development Committee dated 22 September 2015.**

Executive summary

The Cultural Development Committee meets to highlight and promote cultural issues in the region, including public art.

The next meeting of the Committee is due to be convened on 4 November 2015.

Detailed report

The Cultural Development Committee has received advice from the Public Art Advisory Panel (a group of experienced stakeholder representatives appointed to guide the Committee on the commissioning, selection, maintenance, protection and de-accessioning of public art works and programs) regarding potential installation sites for artworks produced at the 2015 Rylstone Wood Symposium.

Other matters also discussed are contained in the Minutes of the meeting convened on 9 September 2015.

Financial and Operational Plan implications

Not applicable.

Community Plan implications

Strategy 1.2.4 – Maintain and promote the aesthetic appeal of the towns and villages within the Region.

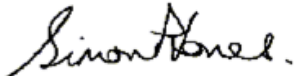
Strategy 1.4.2 – Support arts and cultural development across the Region.

FIONA TURNER
MANAGER, COMMUNITY SERVICES

22 September 2015

Attachments: 1. Minutes of the Cultural Development Committee meeting dated 9 September 2015.
2. Report from the Public Art Advisory Panel to the Cultural Development Committee dated 22 September 2015.

APPROVED FOR SUBMISSION:

A handwritten signature in black ink, appearing to read "Simon Jones".

SIMON JONES
ACTING GENERAL MANAGER

**MINUTES OF MEETING OF THE
MID-WESTERN REGIONAL COUNCIL CULTURAL DEVELOPMENT COMMITTEE
HELD ON WEDNESDAY 9 September 2015
MEETING IN THE GREEN ROOM, MUDGEETOWN HALL THEATRE AT 5.00pm.**

PRESENT: Scott Etherington, Lucy White, Lizzy Galloway, Simon Jones, Virginia Handmer and Fiona Turner

1. **WELCOME:** Scott opened the meeting.

2. **APOLOGIES:** Margot Palk, Amber Hooper

3. **PREVIOUS MINUTES:** 22 July 2015

Moved – V Handmer

Seconded – L Galloway

Carried

4. **OTHER BUSINESS ARISING FROM MINUTES**

4.1 **Wood Sculpture Symposium – Potential installation sites (F Turner)**

Report from Public Art Advisory Panel to CDC circulated.

Recommendations from CDC include:

- John Price's A Shared Heart not be installed at the rear of Council's Administration building in Mudgee; a Rylstone/Kandos site being the preferred alternative.
- Rhonda Castles 'Bucket List' not be installed in Kandos.
- Ian Bell's Sentinel be suggested for Lawson Park, not necessarily Lawson Park East.

Rylstone Sculptures Inc to provide input for the report (2-3 potential sites) in sufficient time for it to go to the October Council meeting.

4.2 **Wood Sculpture Symposium – Event update (V Handmer)**

There have been a few issues but the event is otherwise on-track. A revised budget has been submitted to S Jones.

4.3 **Waste 2 Art (F Turner)**

As per the minutes of the July 2015 meeting, Council will coordinate the next Waste 2 Art event and F Turner and S Paine will be meeting with Orana Arts on 10 September 2015 to discuss an application for a Country Arts Support Program (CASP) grant to funding for Council to engage Mudgee Arts to undertake workshops for the Waste 2 Art event.

4.4 **Regional Gallery (F Turner)**

The draft report on site selection for a potential regional gallery was presented. The wording of the draft will be amended and then it will be circulated for discussion amongst CDC members.

5.40pm Sam Paine arrived.

5. GENERAL BUSINESS

5.1 Rosby Sculptures in the Garden selection panel (F Turner)

Motion: The selection panel comprise as follows:

Public Art Advisory Panel representative
Cultural Development Committee representative
Mid-Western Regional Council representative
Arts community/working artists representative
Rosby representative

Moved: S Etherington Seconded: L White **Carried**

5.2 Upcoming library exhibition (S Paine)

The anticipated textile exhibition will not be proceeding. Instead, it is proposed that an exhibition be coordinated which promotes local artists (ie, approximately 30 artists will be given the opportunity to present one piece of art, together with a short biography and photograph of themselves). S Paine will begin contacting artists as soon as possible and will aim to have the exhibit on the walls by mid-October (hanging to take place on 11 or 18 October).

There being no further business the meeting closed at 6.10pm.

Next meeting date: 4 November 2015 at 5pm in Rylstone.



PUBLIC ART ADVISORY PANEL Report to Cultural Development Committee

DATE: 22 September 2015

Executive Summary

The Public Art Advisory Panel (PAAP) recommends the Cultural Development Committee provide advice to Council that it retain all nine sculptures being produced at the Wood Symposium being held in Rylstone in October/November 2015 for installation at various sites across the region.

Detailed report

Wood Sculpture Symposium

From 29 October to 7 November 2015, Mid-Western Regional Council and Rylstone Sculptures Inc will be hosting a wood sculpture symposium in Rylstone. Nine sculptors will be provided with a 2.4 metre length of Ribbon Gum trunk to sculpt their proposed sculptures over the course of the event at Rylstone Showground. The trunk will be carved, chain-sawed, roughened, smoothed, and finessed until a sculpture finally emerges.

The event supports Council's annual Mid-Western Art Prize by providing a \$1,000 honorarium to each participant upon completion of their work.

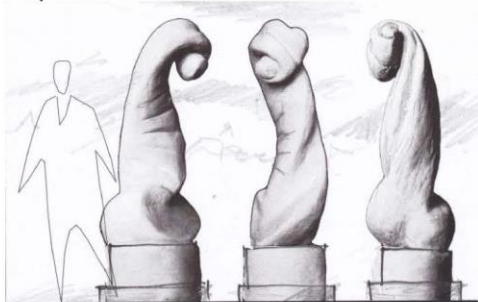
Finished sculptures

At the completion of the Symposium, the sculptures will remain the property of the organisers and the PAAP recommends that Council endorse a subsequent recommendation by the Cultural Development Committee that the sculptures be retained by Council for display in public areas throughout the region (Mudgee, Gulgong, Rylstone and Kandos, etc) in accordance with Council's Public Art Plan. There is also opportunity for sculptures to be sold off in order to fund future events.

Sculptors

The sculptors participating in the symposium are seven artists from Australia, plus two more travelling to Australia specifically for the event from Mexico and India.

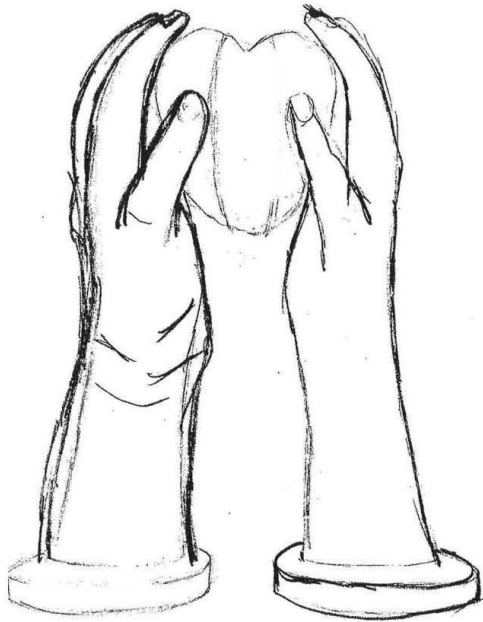
Proposals



Simon Hearn (Australia) 'Fossil' (just one figure to be produced)



Keith Chidzey (Australia) 'Hands together'

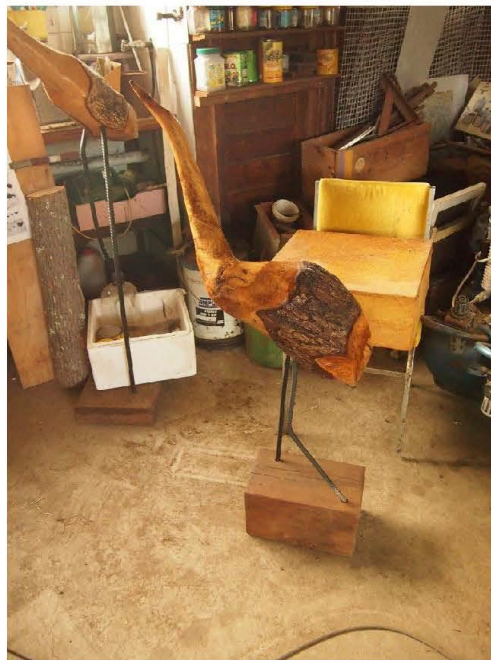


John Price (Australia) 'A shared heart'



Rhonda Castle (Australia) 'Bucket list'

The totems and cement bucket are a representation of the strength and diversity of the community and reflect upon the unity of cultures within the region.



Nardja Williams (Australia) 'Water birds'
(three figures to be produced)



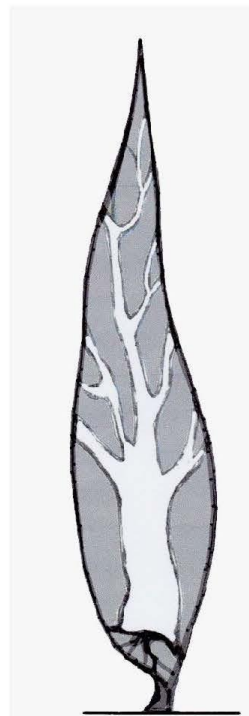
Chander Parkash (India) 'The owl whisper'



Ian Bell (Australia) 'Sentinel'



Ana Paula Luna (Mexico) 'Shaping embarrassment'



Henry Topolnicki (Australia) 'Leaf tree'

Potential locations for installation

In accordance with Council's Public Art Policy, Council aims to develop a public art collection that is responsive to the region's natural history and gives the region a distinctive voice. Further, it aims to add value to infrastructure, attractions and public amenities. It is the responsibility of the PAAP to advise Council on installations.

With regards to Council's Public Art Plan, three major drivers which assist in identifying the most appropriate locations for the placement of public art include:

1. Welcoming
 - Welcoming cultures and communities to our region
 - Gateway statements for our towns and villages (road and air)
 - Important public amenities and facilities
2. Connecting
 - Connecting places: linking existing landscapes and infrastructures to our communities
 - Connecting people: through creation of spaces which are or could become popular destinations and talking points because of public art; involving residents in the creation of public art
 - Connecting ideas: connecting the creative communities.
3. Place-shaping
 - Creating new or enhancing existing public spaces or underutilised resources and assets – outdoor and indoor, through the creation of public art, either permanent (legacy), temporary or ephemeral. Sites might include major tourist destinations, public parklands, sporting facilities and the public domain generally, and may reference the histories of our town and villages.

Suggestions in the Public Art Plan for possible sites include:

- Town entrances
- Laneways generally in the CBD areas
- Entrances to major public buildings
- Reserves and parks.

Having regard to the above, the PAAP recommends to the Cultural Development Committee the following as possible installation sites for the various symposium works:

Artist/Work	Potential installation sites
Simon Hearn 'Fossil'	
Keith Chidzey 'Hands together'	<ul style="list-style-type: none"> • People's Park, Gulgong (recommended by both PAAP and Rylstone Sculptures Inc)
John Price 'A shared heart'	<ul style="list-style-type: none"> • Rylstone/Kandos • At the rear of Council's Mudgee Administration building where it is able to be viewed from the Administration Kitchen and/or from Council Chambers.
Rhonda Castle 'Bucket list'	<ul style="list-style-type: none"> • Kandos site • Frank Halloran Park, Gulgong (as suggested by Rylstone Sculptures Inc but subject to further site investigation regarding gravesite locations)
Nardja Williams 'Water birds'	<ul style="list-style-type: none"> • Putta Bucca wetlands, Mudgee • Along the riverbank at Rylstone (recommended by both PAAP and Rylstone Sculptures Inc). • In the vicinity of a waterway.

Chander Parkash 'The owl whisper'	Along the riverbank at Rylstone or Rocky Bank, Rylstone (both suggested by Rylstone Sculptures Inc)
Ian Bell 'Sentinel'	<ul style="list-style-type: none">• A modern park, such as Lawson Park (East).• Platypus Bank, Rylstone (as suggested by Rylstone Sculptures Inc).
Ana Paula Luna 'Shaping embarrassment'	Town Square Kandos (as suggested by Rylstone Sculptures Inc).
Henry Topolnicki 'Leaf tree'	

Other possible sites which have not had specific sculptures suggested for them:

- Rylstone Showground area and its approaches
- Along the cycleway between Rylstone and Kandos.

The Master Plan: Sculptures for Rylstone and Kandos, as authored by Rylstone Sculptures Inc (2013), also identifies specific sites for installations.

6.3.27 Local Traffic Committee Minutes of Meeting held 24 July 2015

REPORT BY THE DIRECTOR OPERATIONS TO 21 OCTOBER 2015 COUNCIL MEETING
LTC Minutes of Meeting 24 July 2015
GOV400043, A0100009

RECOMMENDATION

That the report by the Director Operations on the Local Traffic Committee Minutes of Meeting held 24 July 2015 items 15/21 – 15/29 be received; accepted and endorsed.

Executive summary

The purpose of this report is to advise Council and seek support of the considerations and recommendations of the Local Traffic Committee (LTC) meeting held on 24 July 2015.

Detailed report

The minutes and discussion notes for the LTC meetings held 24 July 2015 are attached.

Financial and Operational Plan implications

Minimal with maintenance budgets.

Community Plan implications

Not applicable.



THOMAS NATSA
MANAGER, DEVELOPMENT ENGINEERING

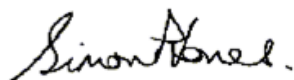


DARYL COLWELL
DIRECTOR, OPERATIONS

9 October 2015

Attachments: 1. Minutes and discussion notes of LTC meeting – 24 July 2015
(reports available upon request)

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

ATTACHMENT 1

**MINUTES OF THE LOCAL TRAFFIC COMMITTEE MEETING
HELD ON FRIDAY, 24 JULY 2015**

Present: Thomas Natsa (MWRC – Chairperson), Prue Britt (RMS), Cr John Weatherley, Inspector Julie Boon (NSW Police), Phillip Blackman (Community representative), and Anthea Bennett (MWRC – Minute taker).

The LTC meeting commenced at 9.34am.

The minutes of the previous meeting held 12 June 2015 accepted as correct.

Moved: Prue Britt; Seconded: Cr John Weatherley

15/21 MATTERS IN PROGRESS

ITEM	ACTION
High Cube Café at 94 Lions Drive, Mudgee off street parking	<i>This matter has been deferred until after the August Council Meeting, as Cr Weatherley advised that this matter was inadvertently not considered at the last Council Meeting. The Councillors will visit the site prior to discussing at their next meeting.</i>
Lower Piambong Road/Goolma Road intersection	This matter is still under investigation
St Matthew's School -Parking Drop off Zone	<i>This matter has been deferred until the report on the options discussed on 11 June meeting is received and reviewed.</i>

15/22 SPECIAL EVENT DEBRIEF - Nil

9.45am Catherine Van Laeren (MWRC - Director Development) joined the meeting.

15/23 REJECT SHOP ACCESS RAMP OBSTRUCTION – 1/81 MORTIMER ST, MUDGEE

The following recommendation was moved by Cr Weatherley seconded by Phillip Blackman and carried as a recommendation to Council.

That Council;

1. Install the pedestrian refuge as originally designed.

15/24 LAWSON PARK – DISABLED CAR PARKS

The following recommendation was moved by Prue Britt seconded by Cr Weatherley and carried as a recommendation to Council.

That Council;

1. Provides a disabled car park on the far western corner of the car park located on the road adjacent the BBQ area and between the pool, and
2. Installs a 'R5-1-3' sign and relines the existing disabled car park adjacent to the pool.

15/25 MUDGEES HIGH SCHOOL RAINBOW DAY – 17 SEPTEMBER 2015

The following recommendation was moved by Phillip Blackman seconded by Cr Weatherley and carried as a recommendation to Council.

That the event – *Rainbow Day, 17 September 2015* – be classified as a Class 3 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. Any person directing traffic on a public road is required to possess an appropriate traffic controller's certificate;
- h. 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;
- i. Maintain a four-metre wide emergency vehicle lane;
- j. Advertise the proposed event in local newspapers with relevant information at least 2 weeks prior to the date;
- k. The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tabled for review; and
- l. The organiser is to notify NSW Fire and Rescue and the NSW Ambulance Service of the event.
- m. 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, the Roads and Maritime Service and NSW Police are indemnified against any possible action as the result of the event;

15/26 FLAVOURS OF MUDGEES STREET FESTIVAL – 26 SEPTEMBER 2015

The following recommendation was moved by Inspector Julie Boon seconded by Cr Weatherley and carried as a recommendation to Council.

That following the circulation of the updated Traffic Control Plan (TCP) to the Committee and no objections to it:

That the event – *Flavours of Mudgees Street Festival, 26 September 2015* – 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. Any person directing traffic on a public road is required to possess an appropriate traffic controller's certificate;
- h. 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;
- i. Maintain a four-metre wide emergency vehicle lane;
- j. Advertise the proposed event in local newspapers with relevant information at least 2 weeks prior to the date;
- k. The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tabled for review; and
- l. The organiser is to notify NSW Fire and Rescue and the NSW Ambulance Service of the event.

15/27 CUDGEGONG JUMP CLUB & STATE PONY CLUB ONE DAY EVENT –17-18
OCTOBER 2015

The following recommendation was moved by Cr Weatherley seconded by Phillip Blackman and carried as a recommendation to Council.

That the event – *Cudgegong Jump Club & State Pony Club One Day Event, 17-18 October 2015* – 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 Service 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. the qualification of the person creating the Traffic Control Plan must be at a minimum a holder of the Select and Modify Certificate or the Design and Audit Certificate;
- 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, in writing, 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;
- m. The organiser is to have a debrief with Council and Police with all traffic control documentation and controls tables for review; and

- n. The supplied transport management plan, including traffic control plans are to be updated with current industry contacts.

15/28 RYLSTONE STREETFEAST, 7 NOVEMBER 2015

The following recommendation was moved by Cr Weatherley seconded by Phillip Blackman and carried as a recommendation to Council.

That the event – “Rylstone StreetFeast”, 7 November 2015 – 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.

DISCUSSION NOTES FROM THE 24 JULY 2015
LOCAL TRAFFIC COMMITTEE MEETING

15/23 REJECT SHOP ACCESS RAMP OBSTRUCTION – 1/81 MORTIMER ST, MUDGEE

RMS representative advised that she had spent considerable time on 23 July observing the utilization of car parks in the Coles & Target car parking areas and also on the street near these businesses. She said there were often in excess of ten available car parks. She recommended that Council build a structure that is compliant with the RMS Standard, as if an accident were to occur, Council could be held liable.

The RMS representative also advised that the ramp that has been installed may not be compliant with the RMS Standard, due to the grade of the slope and because it also has a lip on the edge.

The RMS representative advised that the number of car parks likely to be removed as a result of installing the structure as initially designed is four.

Cr Weatherley noted that more car parking has been made available in the time since this matter was first considered by Council.

Staff noted there is currently no budget available and that the Committee would need to request that the Operational Plan be amended to include a budget or leave this project on hold and make a budget submission for the next financial year.

The RMS representative noted that 50% grant funding may be available from the RMS 2005/2016 West Traffic Efficiency Infrastructure Fund. Council Staff to determine estimated project cost and include in report to Council.

The Committee agreed to recommend that the pedestrian refuge be installed as originally designed.

15/24 LAWSON PARK – DISABLED CAR PARKS

The RMS representative recommended that the RMS Standard be followed in all instances and on this occasion for installing disabled parking.

The Committee supported the recommendation in the report.

15/25 MUDGEE HIGH SCHOOL RAINBOW DAY – 17 SEPTEMBER 2015

Inspector Boon explained that the Police will not be at each donation point as stated in the report; however they will be patrolling around the area.

There was discussion about the School's mention of a possible relocation of the Cassilis toll collection point, however the collection point shown on Attachment 2 is the same as last year's location.

Inspector Boon supported the recommendation as long as there were not cars already parked at the Cassilis collection point, as this would interfere with traffic pulling over to make donations.

Staff advised that this hasn't been an issue in previous years due to the event happening early in the morning and didn't expect it to be an issue this year.

The Committee supported the recommendation in the report.

15/26 FLAVOURS OF MUDGEE STREET FESTIVAL – 26 SEPTEMBER 2015

Staff advised that the Traffic Control Plan needed to be resubmitted due to an error with dates on the original.

The Committee agreed to support the event, following the circulation of the updated Traffic Control Plan and there being no objections to it.

15/27 CUDGEGONG JUMP CLUB & STATE PONY CLUB ONE DAY EVENT –17-18 OCTOBER 2015

Phillip Blackman stated there is not a great distance from the corner to where the horses cross. He said that the role of the VRA (manning the crossing) is to control the horses, and not the cars.

The Committee supported the recommendation in the report.

15/28 RYLSTONE STREETFEAST, 7 NOVEMBER 2015

The Committee supported the recommendation in the report.

15/29 GENERAL BUSINESS

Inspector Boon mentioned that the debriefing for Special Events (listed as a condition of approval) has not been occurring and that in future they should be tabled as an Agenda item. There needs to be a discussion of how the traffic control event actually went. It was suggested that the event organizer be invited to the Local Traffic Committee meeting that follows the event (particularly for large events), or they provide feedback in written form if unable to attend.

A general discussion was held about the Small Farm Field Days parking issues ie there wasn't any traffic control on the Friday afternoon and it was taking approximately 1.5 hours to exit the venue. The question was posed of how would traffic been managed if an emergency had arisen.

An invitation is to be sent to the organisers of the Small Farm Field Days for them to attend the next meeting to enable a debrief to occur.

The next meeting will be held on Friday 28th August subject to committee members confirming their availability.

The meeting closed at 10.30am

6.3.28 Gulgong Sports Council – July and August 2015

REPORT BY THE ACTING GENERAL MANAGER TO 21 OCTOBER 2015 COUNCIL MEETING

Gulgong Sports Council
GOV400043, A0360003

RECOMMENDATION

That:

1. the report by the Acting General Manager on the Gulgong Sports Council meeting minutes be received;
2. the minutes of the Gulgong Sports Council ordinary monthly meetings held on 15 July 2015 and 12 August 2015 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 15 July and 12 August 2015.

Detailed report

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.

Financial and Operational Plan implications

Not applicable.

Community Plan implications

Strategy 1.3.1 – Provide infrastructure and services to cater for the current and future needs of our Community.



SIMON JONES
ACTING GENERAL MANAGER

2 October 2015

- Attachments:
1. Gulgong Sports Council Minutes – 15 July 2015
 2. Gulgong Sports Council Minutes – 12 August 2015

ATTACHMENT 1

Gulgong Sports Council
Monthly Meeting
Wednesday, 15th July,
2015

Meeting Opened: 7pm

Apologies: Betty Rae

Present: C. Holden - President, B. Gudgeon - Senior Cricket, Lynne Hawkins- Tracey Kane
MWRC - C. Rae - J Mobbs- Gulgong Bowling Club, Greg Lillis- Soccer Club Gulgong Soccer,
M.Gaudry- Tennis, Steve Haney- Gulgong Terriers.

President read previous minutes.

Motion 1-"That the minutes be accepted as read"

Moved: C. Holden

Seconded: C. Rae

All in favour -motion moved and carried.

Council Business:

Craig to check on Management Plan with council to see what has been recorded for works
to be carried out in the future.

Finance Report:

Balance; \$5546.89

Nil Income & Expenditure

Donation of \$350.00 to the Gulgong Sports Development fund for the contribution to
Jnr Athletics which will help provide equipment.

Moved; Craig Holden 2nd; M.Guadry Carried

Motion -Finance report to be excepted.

Moved: B.Gudgeon

Seconded: C.Rae

All in favour- motion moved and carried.

Correspondence: Nil

General Business:

1. Sports Council Presentation Night has been cancelled this year due to no response regarding nominations. Nominations that have been received will be awarded a plaque for their achievements. Order of trophies those who were nominated in 2014 and presented at bowling club or to those in person who cannot attend. This will be done on Wednesday the 16th September this will also include the AGM.
2. Discus and Broad Jump pit to altered due to the commencement of Junior Athletics in October 2015. Craig to obtain quotes.
3. Storage for Junior Athletics needs to be looked at as soon as Junior Football works out where they going to be based. To contact junior league where this is at. Craig to Chase up.
4. Dog Obedience weekend sports council to supply 2 portable toilets and 8 bins.
5. The discus and shot put nets need to be altered before October for the little athletics to come up to the correct standard, Tracey Kane to check on Price fencing to carry out the work.
6. Gulgong Sports Council needs a new lap top computer as the one we have is not working and needs to be updated.

Meeting closed: 8.00

Craig Holden- President

Next meeting-19th August, 2015 Gulgong Bowling Club at 7.00pm.

ATTACHMENT 2

Gulgong Sports
Council Monthly
Meeting
Wednesday, 12th August, 2015

Meeting Opened: 7pm

Apologies: L. Hawkins, T. Kane, B. Rae, P. Thompson

Present: C. Holden - President, B. Gudgeon - Senior Cricket, MWRC - C. Rae - J Mobbs-
Gulgong Bowling Club, Greg Lillis- Soccer Club Gulgong Soccer, M.Gaudry- Tennis,

President read previous minutes.

Motion 1 - "That the minutes be accepted as read"

Moved: C. Holden

Seconded: C. Rae

All in favour- motion moved and carried.

Council Business:

Safety Nets at Victoria Park to be adjusted for little Athletics.

Finance Report:

Balance; \$5546.89

Income; North West Falcons Inc; Players Fees \$644.00

Expenditure;

Gulgong Dist Cricket Assoc; Donation	\$500.00 (assistance new turf wickets)
Gulgong VRA; Donation	\$200.00 (assistance in clean up)
North West Falcons Inc; Donation	\$200.00 (assistance men's team)
AC Hire; Port-a-loos	\$275.00 (Annual Dog Show)
Gulgong Timber and H'ware; Paint	\$500.00 (Tennis Club amenities)

Motion - Finance report to be accepted.

Moved: B. Gudgeon

Seconded: C. Rae

All in favour- motion moved and carried.

Correspondence: Nil

General Business:

1. Nominations that have been received will be awarded a plaque for their achievements. Order of trophies those who were nominated in 2014 and presented at bowling club or to those in person who cannot attend. This will be done on Wednesday the 16th September this will also include the AGM.
2. Discus and Broad Jump pit to altered due to the commencement of Junior Athletics in October 2015. Craig to obtain quotes.
3. Storage for Junior Athletics needs to be looked at as soon as Junior Football works out where they going to be based. To contact junior league where this is at. Craig to Chase up.
4. The discus and shot put nets need to be altered before October for the little athletics to come up to the correct standard, Tracey Kane to check on Price fencing to carry out the work.

Meeting closed: 8.00

Craig Holden- President

Next meeting-16thSeptember, 2015 Gulgong Bowling Club at 6.30pm.

6.3.29 Mudgee Sports Council Meeting – 25 August 2015

REPORT BY THE ACTING GENERAL MANAGER TO 21 OCTOBER 2015 COUNCIL MEETING
MUDGEE SPORTS COUNCIL – AUGUST 2015
GOV400043, A0360013

RECOMMENDATION

That:

- 1. the report by the Acting General Manager on the Mudgee Sports Council Meetings -August and September 2015 be received;**
- 2. the minutes for the Mudgee Sports Council ordinary monthly meetings held on 25 August and 28 September 2015 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 25 August and 28 September 2015.

Detailed report

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 receive additional information.

Financial and Operational Plan implications

Not applicable.

Community Plan implications

Strategy 1.3.1 – Provide infrastructure and services to cater for the current and future needs of our community.

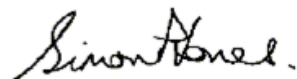


SIMON JONES
ACTING GENERAL MANAGER

2 October 2015

Attachments: 1. Mudgee Sports Council Minutes 25 August 2015
2. Mudgee Sports Council Minutes 28 September 2015

APPROVED FOR SUBMISSION:



SIMON JONES
ACTING GENERAL MANAGER

Mudgee Sports Council Minutes**25-08-2015****18:05****Present:**

G. Robinson, C. Kurtz, A. Whale, D. Sprigg (Softball), S. Jones (MWRC staff rep), G. Robinson, G. Bartrim (Rugby), K. Lang, M. O'Keefe (AFL), B. Stoddart (Mudgee Touch), N. Cavanaugh (Cricket), D. Payne (Mudgee Cycling) & J. Johnson.

Apologies:

J. Weatherley (MWRC Rep), P. Mitchell, apologies be accepted
Moved C. Kurtz Seconded M. O'Keefe

Amendments to previous meeting:

1. From the motion- Application to allow more playing surfaces on additional grounds- this was from the last special meeting.
2. It was Mark Collins, not Mark O'Keefe that moved reimbursements.

Minutes read as true and correct from previous meeting.

Moved K. Lang Seconded B. Stoddart

Business Arising from previous meeting:

1. Minutes went to council, and Council has agreed with Sports Council re the Cricket Pitch at Glen Willow, hope to hear soon re the grant applications.
2. Whatever happens at Glen Willow in the next stage the Cricket pitch will be installed as a matter of urgency?
3. Rugby got their cleaning bond back, and Touch got their grant.
4. The fridge has been delivered to Victoria Park, just need to remove the old one.
5. Speed humps will be installed along Pitts Lane, as well as internally in the fenced areas.

Treasurer's Report:

1. \$67,458.95 in account.
2. Payments from Mudgee Hockey and Touch, sports still to be finalised include Netball, Mudgee Wolves, Mudgee Black Swans and Junior League.

Moved G. Robinson Seconded M. O'Keefe

Secretary Report:

1. Emails from Kevin Pye re. Sports awards held over to General Business.
2. Email from Tracey Kane re. ground usage and driving vehicles on grounds.
3. Letter from 2MG requesting to use Victoria Park on the 19th December for a competition driving a car around the cycle track, not sure if this is allowed with the new surface, Simon will check.
4. Verbal booking for Relay for Life 30th April-1st May 2016 at Victoria Park.

Works Request Updates:

1. Lights replaced at Cahill Park, Glen Willow and Jubilee Oval.

2. Lights still to be repaired at fields 5&6 at Glen Willow awaiting parts, although Fields 3&4 have been completed.
3. Reflector tape has been applied to gates at Glen Willow.
4. Repairs to amenities at Victoria Park, water completed but toilet lock still to be repaired.
5. Signage still required for Toilets at amenities block Victoria Park.

Works Requests:

1. Gutters require urgent cleaning at West End Sports Complex, as trees have started sprouting; this is requested jointly by Mudgee Hockey and Mudgee Softball.
2. Toilet lids broken Mudgee Netball clubhouse.

General Business:

1. All user groups are reminded to leave meeting areas in a clean and tidy state, Netball meeting area left dirty & smelly.
2. Draft Parks user policy, an email will be sent to all schools re user group requirements, all private users need to use forms and apply as well, schools will only pay for building hire except when using field 1 Glen Willow.
3. Smoking on passive parks isn't allowed, and all active parks have a no smoking and no glass policy, user groups are finding this very difficult to police, could council provide a ranger to assist in implementing this policy.
4. With the new policy there are separate forms for Glen Willow bookings and all other grounds, all Sporting groups are requested to book via the new forms.

MOTION: That Mudgee Sports Council adopt MWRC Draft Parks policy.

Moved G. Robinson

Seconded C. Kurtz

Motion Carried

5. Is a Golf cart ok to use on fields, and how will the vehicle policy affect the Cricket curator, as well as Hockey when moving their goals, can a 125cc motor bike be used on the Velodrome we use this for Kirin Racing- Simon will get back with the information.
6. Letter from Kevin Pye - a survey was presented to Sports Council, with questions to see if sports think the Sports awards have relevance in the 21st Century, is the problem the criteria, or volunteer's lack of time, or sports peoples lack of time, or should we attach to the Australia Day Awards.
7. AFL made a booking for Friday the 18th September at Victoria Park from 6-9pm.
8. Lights at Victoria Park- letters are being sent to the 4 user groups, with codes, Mudgee Cycle club also require an amenities key.
9. Will fields 5&6 at Glen Willow have illuminators?
10. Clause 22B Parks Usage p5- Time Usage, sporting finishing later than 10pm and starting earlier than 7am, when putting in forms may need to apply for special permission, maybe for Glen Willow and Victoria Park, may need to apply for special dispensation.

Meeting closed 19:30

Next meeting to be held 27th September 2015 6pm

At Mudgee Netball Clubhouse.

Mudgee Sports Council Minutes**28-09-2015****18:05****Present:**

G. Robinson, P. Mitchell, J. Weatherley (MWRC Rep), C. Kurtz, D. Sprigg (Softball), S. Jones (MWRC staff rep), G. Bartrim (Rugby), K. Lang, M. O'Keefe (AFL), N. Cavanaugh (Cricket) & J. Johnson.

Apologies

A. Whale and B. Stoddart (Mudgee Touch), apologies be accepted
Moved G. Bartrim Seconded D. Sprigg.

Minutes from previous meeting read as true and correct, after note of item 2 from previous meeting should read moved with amendments - K. Lang and B. Stoddart.

Moved G. Bartrim Seconded K. Lang.

Business Arising from previous meeting:

1. No Motor Vehicle can be driven on the Victoria Park Velodrome with the exception of the motorbike used by the Mudgee Cycle club.
2. Smoking/Glass at venues- may in the future have council rangers policing grounds.
3. Draft ground policy is on exhibition at the MWRC council chambers for the general public's review.
4. No illuminators on fields 5&6.

Treasurer's Report:

\$64559.40 in account.

Moved G. Robinson, seconded M. O'Keefe.

Secretary Report:

1. Letter of confirmation re vehicle use of Victoria Park.
2. Letter of request to book Victoria Park 30th April/1st May 2016 for relay for life.
3. Number of bookings from schools, Western Area CHS Girls Softball 18th November.
4. Girls T20 Cricket gala day March 2016 at Victoria Park.

Works Request Updates:

1. Move reflector tape applied to gates at Glen Willow.
2. Locks fixed and gutters cleaned Victoria Park.
3. Sound system fields 5&6 at Glen Willow will need to be completely retrenched.
4. Drains blocking at amenities at Glen Willow, and will be rechecked again.
5. Tiling completed at Glen Willow.
6. Signs ordered for Victoria Park.
7. Fridge tagged and tested.
8. Gutters cleaned at West End complex.

Works Requests:

1. Toilet doors jamming in Ladies toilet at West End Complex.

2. Goalposts need removing from Rugby field West End.
3. Remove sleeves on Glen Willow Soccer has removed goals but unable to remove sleeves.

General Business:

1. League will remove posts on field 2 after Rugby 7's on the 10th October.
2. Rugby using fields 1, 2 & 5 for 7's, at Glen Willow.
3. Email re Cahill Park Cricket pitch, issue with Junior League, a game is being organised for the long week end, due to a communication break down a line is now running through the cricket pitch.
4. Cricket Pitch Glen Willow- where the dugouts were located for the State Titles the new Cricket pitch would be in the same location and the damage to the surface of the normal area was quite bad, if a cricket pitch was there it would be very damaged.
5. Windows and Carpets being cleaned at the Touch/Soccer clubhouse after Soccer finishes.
6. Surveys from Kevin Pye re the Sports Awards could they be returned by the next meeting.
7. Reminder to all clubs Sports Council AGM is the 26th October at the Netball clubhouse at 6pm.

Meeting closed 18:45

Next meeting to be held 26th October 2015 6pm

At Mudgee Netball clubhouse.

6.3.30 Red Hill Committee Meeting –September 2015

REPORT BY THE ACTING GENERAL MANAGER TO 21 OCTOBER 2015 COUNCIL MEETING
Red Hill Committee –September 2015
GOV400043, P0860011

RECOMMENDATION

That:

- 1. the report by the Acting General Manager on the Red Hill Committee Meeting - 22 September 2015 be received;**
 - 2. the minutes for the Red Hill Committee held on 22 September 2015 be noted.**
-

Executive summary

The purpose of this report is to advise Council of the considerations and recommendations of the Red Hill Committee meeting held on 22 September 2015.

Detailed report

There are no matters arising that require consideration by Council at this time. The project to establish a mining experience tourism facility at Red Hill is progressing well and is currently expected to be completed at the end of 2015.

The majority of excavation works has been completed and the tunnel itself has been established. The main contractor has been working with the Committee on details related to the finishing including lighting, use of timbers and metal sheeting and emergency lighting.

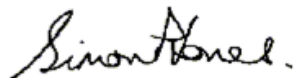
Further negotiations with tourism operators and members of the Committee will be required to establish how the facility will be operated when it is opened in 2016.

Financial and Operational Plan implications

Not applicable.

Community Plan implications

Strategy 1.2.1 - Respect and enhance the historic character of our Region and heritage value of our towns.



SIMON JONES
ACTING GENERAL MANAGER

2 October 2015

Attachments: 1. Red Hill Committee Minutes – 22 September 2015

Minutes

MINUTES OF MEETING FOR THE RED HILL COMMITTEE HELD ON 22 September 2015 COMMENCING AT 1.03pm AND CONCLUDING AT 1.16pm

Present: Maurice Gaudry, Tony Harrison, David Warner, Chris Pearson, Simon Jones, Paul Blackwell, Adam Perkins (Hine Constructions).

1. APOLOGIES

Cr Paul Cavalier, Michele McFarlane, Alan Rickwood.

2. MINUTES OF PREVIOUS MEETING

Not applicable

3. GENERAL BUSINESS

- Tunnel lights – Only 4 lights are shown in the scope of works. There are some concerns that this will not allow enough light. It was decided that the committee (Maurice Gaudry) would source an additional 4 hurricane lamps to provide to Hines.
- Emergency Lighting – There is limited emergency lighting and a couple of additional emergency lights will need to be included. This will be done in a way that is as sympathetic as possible to the design.
- There was a discussion over the opening and closing of the mine for visitors. For clarification, the mine will be locked except when there are tour groups or volunteers available to be there for visitors. Committee members will discuss with Red Hill Education Centre, Henry Lawson Society and Pioneers Museum over the location of keys to the mine.
- There is an opportunity for the Red Hill committee to have representation on the Red Hill Environment Centre Committee.

Motion: That David Warner be endorsed as the representative of the Red Hill Committee on the Red Hill Environment Centre Committee.

Moved: T. Harrison

Seconded: M. Gaudry

Accepted

Meeting closed at 1.16pm.

At the conclusion of the meeting, members of the Committee were given a tour of the works by Hines Constructions.

Next meeting: To be advised.

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