



# AGENDA

## ORDINARY COUNCIL MEETING

### 24 AUGUST 2020

MEMBERSHIP: Councillors J Diffey, V Etheridge, D Grant, D Gumley, A Jones, S Lawrence, G Mohr, K Parker, J Ryan and B Shields.

The meeting is scheduled to commence at 5.30pm.

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#### PRAYER:

O God, Grant that by the knowledge of thy will, all we may resolve shall work together for good, we pray through Jesus Christ our Lord. Amen!

#### ACKNOWLEDGEMENT OF COUNTRY:

"I would like to acknowledge the Wiradjuri People who are the Traditional Custodians of the Land. I would also like to pay respect to the Elders both past and present of the Wiradjuri Nation and extend that respect to other Aboriginal peoples from other nations who are present".

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- CCL20/131    2020/2021 PRELIMINARY COVID-19 BUDGET REVIEW (ID20/1034)** 39  
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- CCL20/137 COMMENTS AND MATTERS AND OF URGENCY (ID20/939)**
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## Confirmation of Minutes

Confirmation of the minutes of the proceedings of the Ordinary Council meeting held on 27 July 2020.

### RECOMMENDATION

**That the minutes of the proceedings of Dubbo Regional Council at the Ordinary Council meeting held on 27 July 2020 comprising pages 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, and 16 of the series be taken as read, confirmed as correct minutes and signed by the Mayor and the Chief Executive Officer.**

Appendices:

- 1 [↓](#) Minutes - Ordinary Council Meeting - 27/07/2020
- 2 [↓](#) Minutes - Committee of the Whole - 27/07/2020



# REPORT

## ORDINARY COUNCIL MEETING

### 27 JULY 2020

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**PRESENT:** Councillors V Etheridge, D Grant, D Gumley, A Jones, S Lawrence, G Mohr, K Parker, J Ryan and B Shields.

**ALSO IN ATTENDANCE:**

The Chief Executive Officer, the Executive Manager Governance and Internal Control, the Governance Team Leader, the Communications Partner, the Director Organisational Performance, the Director Culture and Economy, the Director Infrastructure, the Manager Infrastructure Strategy and Design, the Director Development and Environment, the Manager Growth Planning and the Director Liveability.

Councillor B Shields assumed chairmanship of the meeting.

The proceedings of the meeting commenced at 5.30pm at the Dubbo Civic Administration Building, Council Chamber, with a prayer for Divine Guidance to the Council in its deliberations and activities. The acknowledgement of country was also read by Councillor V Etheridge.

It was noted by the Chair that Councillor A Jones was in attendance at this meeting via audio only, under the current COVID-19 Provisions.

**CCL20/104 CONFIRMATION OF MINUTES (ID20/660)**

Confirmation of the minutes of the proceedings of the Ordinary Council Meeting held on 22 June 2020 and Extraordinary Council Meeting held 6 July 2020.

Moved by Councillor D Grant and seconded by Councillor V Etheridge

**MOTION**

**That the minutes of the proceedings of the Dubbo Regional Council at the Ordinary Council meeting held on 22 June 2020 comprising pages 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31 and 32 and the Extraordinary Council Meeting held on 6 July 2020 comprising pages 33, 34, 35 and 36 of the series be taken as read, confirmed as correct minutes and signed by the Mayor and the Chief Executive Officer.**

**CARRIED**

**CCL20/105 LEAVE OF ABSENCE (ID20/827)**

A request for leave of absence was received from Councillor J Diffey who was absent from the meeting due to the personal reasons.

Moved by Councillor A Jones and seconded by Councillor G Mohr

**MOTION**

**That such request for leave of absence be accepted and Councillor J Diffey be granted leave of absence from this meeting.**

**CARRIED**

**CCL20/106 PUBLIC FORUM (ID20/828)**

There were no submissions received for Public Forum.

**CCL20/107 FEES AND CHARGES ASSOCIATED WITH OUTDOOR DINING COVID-19 RECOVERY (ID20/798)**

The Council had before it the Mayoral Minute regarding the Fees and Charges Associated with Outdoor Dining COVID-19 Recovery.

Moved by Councillor B Shields

**MOTION**

**That Council waive the \$140.00 application fees for Footpath Dining, Displayed Goods on Footpath and Portable Signs on Footpath for the 2020/2021 financial period to support the Region's economy and aid in local businesses recovery.**

**CARRIED**

**CCL20/108 CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW 2019/2020**

The Council had before it the Mayoral Minute regarding the Chief Executive Officer Performance review 2019/2020.

Moved by Councillor B Shields

**MOTION**

**That the matter be deferred to Committee of the Whole.**

**CARRIED**

**MATTERS CONSIDERED BY COMMITTEES:****CCL20/109 REPORT OF THE DEVELOPMENT AND ENVIRONMENT COMMITTEE - MEETING  
13 JULY 2020 (ID20/829)**

The Council had before it the report of the Development and Environment Committee meeting held 13 July 2020.

Moved by Councillor G Mohr and seconded by Councillor K Parker

**MOTION**

**That the report of the Development and Environment Committee meeting held on 13 July 2020, be noted.**

**CARRIED**

**CCL20/110 REPORT OF THE INFRASTRUCTURE AND LIVEABILITY COMMITTEE - MEETING  
13 JULY 2020 (ID20/830)**

The Council had before it the report of the Infrastructure and Liveability Committee meeting held 13 July 2020.

Moved by Councillor G Mohr and seconded by Councillor V Etheridge

**MOTION**

**That the report of the Infrastructure and Liveability Committee meeting held on 13 July 2020, be noted.**

**CARRIED**

**CCL20/111 REPORT OF THE CULTURE, ECONOMY AND CORPORATE COMMITTEE -  
MEETING 13 JULY 2020 (ID20/831)**

The Council had before it the report of the Culture, Economy and Corporate Committee meeting held 13 July 2020.

Moved by Councillor D Gumley and seconded by Councillor J Ryan

**MOTION**

**That the report of the Culture, Economy and Corporate Committee meeting held on 13 July 2020, be noted.**

**CARRIED**

**REPORTS FROM STAFF:****CCL20/112 WATER RESTRICTION LEVEL (ID20/826)**

The Council had before it the report dated 15 July 2020 from the Chief Executive Officer regarding Water Restriction Level.

Moved by Councillor J Ryan and seconded by Councillor S Lawrence

**MOTION**

1. That the information contained within the report of the Chief Executive Officer dated 15 July 2020, be noted.
2. That Council reduce the water restrictions for the Dubbo Regional Local Government Area to Level 1, with restrictions to be reviewed in October 2020.
3. That an appropriate education and communication strategy be developed with regard to the change to Level 1 restrictions.

**CARRIED**

**CCL20/113 DRAFT WELLINGTON TOWN CENTRE PLAN (ID20/554)**

The Council had before it the report dated 14 July 2020 from the Senior Growth Planner regarding Draft Wellington Town Centre Plan.

Moved by Councillor G Mohr and seconded by Councillor J Ryan

**MOTION**

1. That Council place the draft Wellington Town Centre Plan (attached as Appendix 1 to the report of the Senior Growth Planner dated 14 July 2020) on public exhibition for a period of two (2) months.
2. That public display of the draft Wellington Town Centre Plan is undertaken in accordance with the provisions of Council's Community Engagement Strategy, including placing the Wellington Town Centre Plan on public display in the Dubbo and Wellington Visitor Information Centres, Civic Administration Buildings and Macquarie Regional Library.
3. That interested community stakeholder groups be identified and invited to make a submission in respect of the draft Plan.
4. That Council investigate engaging an external consultant to assist in the community and stakeholder consultation activities for the draft Wellington Town Centre Plan.
5. That following completion of the public exhibition period, a further report be provided to Council for consideration, including the results of public exhibition.

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**CARRIED**



**CCL20/114 GROSS POLLUTANT TRAP CLEANING AND MAINTENANCE BY NOT-FOR-PROFIT ORGANISATIONS (ID20/733)**

The Council had before it the report dated 1 July 2020 from the Manager Infrastructure Strategy and Design regarding Gross Pollutant Trap Cleaning and Maintenance by Not-for-profit Organisations.

Moved by Councillor S Lawrence and seconded by Councillor J Ryan

**MOTION**

1. That the information contained within the report of the Manager Infrastructure Strategy and Design, be noted.
2. That the cleaning and maintenance of gross pollutant traps, owned and maintained by Council, continue to be maintained by Council.
3. That the cleaning of gross pollutant traps owned and maintained by Council be undertaken only by tenderers identified within the *Cleaning of Gross Pollutant Traps and CCTV and Jetting of Stormwater Assets (T18-001)*, advertised by Council or by suitably qualified Council Infrastructure Delivery or Water Supply and Sewerage staff.

**CARRIED**

**CCL20/115 COUNCIL POLICY - AQUATIC LEISURE CENTRES USAGE POLICY (ID20/775)**

The Council had before it the report dated 9 July 2020 from the Aquatic Leisure Centres Manager regarding Council Policy - Aquatic Leisure Centres Usage Policy.

Moved by Councillor D Grant and seconded by Councillor V Etheridge

**MOTION**

1. That the report by the Aquatic Leisure Centres Manager dated 9 July 2020, be noted.
2. That the Aquatic Leisure Centres Manager undertake community consultation with Aquatic Leisure Centres User Groups with regard to the amended 'Aquatic Leisure Centres Usage Policy'.
3. That a report be prepared by the Aquatic Leisure Centres Manager for the August 2020 Ordinary Council meeting, including the finalised 'Aquatic Leisure Centres Usage Policy' for adoption.

**CARRIED**

**CCL20/116 REVIEW OF COMMUNITY SUPPORT BASED PROCUREMENT POLICY (ID20/289)**

The Council had before it the report dated 8 July 2020 from the Director Organisational Performance regarding Review of Community Support Based Procurement Policy.

Moved by Councillor S Lawrence and seconded by Councillor V Etheridge

**MOTION**

1. That the draft Local Purchasing Policy and Local Purchasing Action Plan 2020 as attached to the report of the Director Organisational Performance dated 8 July 2020, be adopted and become effective 1 September 2020.
2. That the temporary COVID-19 Special Provisions as detailed within the Local Purchasing Policy be provided to qualified local suppliers until 31 December 2020.
3. That the Local Purchasing Policy be reviewed in 12 months and a report submitted to the July 2021 meeting of Council.
4. That a progress report on the outcomes achieved under the Local Purchasing Policy and Local Purchasing Action Plan be submitted to the December 2020 meeting of Council.
5. That a report detailing both local and non-local supplier procurement spends be submitted to both the December 2020 and June 2021 meetings of Council.
6. That the Community Support Based Procurement Policy 2018 be rescinded.

**CARRIED**

**CCL20/117 PROPOSED DEDICATION OF PUBLIC ROAD AT THE DUBBO BASE HOSPITAL DEVELOPMENT (ID20/766)**

The Council had before it the report dated 9 July 2020 from the Property Specialist regarding Proposed Dedication of Public Road at the Dubbo Base Hospital Development.

Moved by Councillor G Mohr and seconded by Councillor K Parker

**MOTION**

1. That Lot 11 DP 1233482 be dedicated as public road.
2. That any necessary documentation in relation to this matter be executed under Power of Attorney.

**CARRIED**

**CCL20/118 AUDIT AND RISK MANAGEMENT COMMITTEE (ID20/630)**

The Council had before it the report dated 17 June 2020 from the Executive Manager Governance and Internal Control regarding Audit and Risk Management Committee.

Moved by Councillor A Jones and seconded by Councillor K Parker

**MOTION**

1. That expressions of interest be sought for the two independent positions of the Audit and Risk Management Committee.
2. That the fees payable to the independent Audit and Risk Management Committee members be increased as detailed in the report as attached as Appendix 3.
3. That the Audit and Risk Management Committee Charter, as attached as Appendix 1 be adopted.

**CARRIED**

**CCL20/119 COMMENTS AND MATTERS AND OF URGENCY (ID20/832)**

There were no matters recorded under this Clause.

At this juncture, it was moved by Councillor A Jones and seconded by Councillor D Gumley that the Council resolve into Committee of the Whole Council, the time being 6.06pm.

The meeting resumed at 6.12pm.

**CCL20/120 COMMITTEE OF THE WHOLE (ID20/869)**

The Executive Manager Governance and Internal Control read to the meeting of the Report of the Committee of the Whole meeting held on 27 July 2020.

Moved by Councillor S Lawrence and seconded by Councillor V Etheridge

**MOTION**

**That the report of the meeting of the Committee of the Whole held on 27 July 2020, be adopted.**

**CARRIED**

The meeting closed at 6.18pm.

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CHAIRMAN



# REPORT CONFIDENTIAL COMMITTEE OF THE WHOLE MEETING 27 JULY 2020

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**PRESENT:** Councillors V Etheridge, D Grant, D Gumley, A Jones, S Lawrence, G Mohr, K Parker, J Ryan and B Shields.

**ALSO IN ATTENDANCE:**

The Chief Executive Officer, the Executive Manager Governance and Internal Control, the Manager Governance Operations, the Communications Partner, the Director Organisational Performance, the Director Culture and Economy, the Director Infrastructure, the Director Development and Environment and the Director Liveability.

Councillor B Shields assumed chairmanship of the meeting.

The proceedings of the meeting commenced at 6.06pm.

It was noted by the Chair that Councillor A Jones was in attendance at this meeting via audio only, under the current COVID-19 Provisions.

**CW20/14 ACQUISITION OF 92 MACQUARIE STREET - OLD DUBBO GAOL REDEVELOPMENT (ID20/786)**

The Committee had before it the report dated 13 July 2020 from the Property Specialist regarding Acquisition of 92 Macquarie Street - Old Dubbo Gaol Redevelopment.

Moved by Councillor A Jones and seconded by Councillor D Gumley

**MOTION**

**That members of the press and public be excluded from the meeting during consideration of this item, the reason being that the matter concerned information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business (Section 10A(2)(c)).**

Moved by Councillor G Mohr and seconded by Councillor J Ryan

#### **MOTION**

1. That the Chief Executive Officer be authorised to negotiate the purchase of 92 Macquarie Street (Lot 1 DP 726705 and Lot 9 DP 40398) within the price range as detailed within the report of the Property Specialist dated 13 July 2020.
2. That Council seek to compulsorily acquire 92 Macquarie Street (Lot 1 DP 726705 and Lot 9 DP 40398) failing an agreement by negotiation being reached in accordance with the *Land Acquisition (Just Terms Compensation) Act 1991*.
3. That all documentation in relation to this matter be executed under Power of Attorney.
4. That the documentation and considerations in regard to this matter remain confidential to Council.

**CARRIED**

#### **CW20/15 SALE OF COUNCIL OWNED LAND - PART LOT 7 DP 1249927, 154 TALBRAGAR STREET, TO SUPPORT NSW GOVERNMENT OFFICE DEVELOPMENT (ID20/799)**

The Committee had before it the report dated 14 July 2020 from the Property Specialist regarding Sale of Council Owned Land - Part Lot 7 DP 1249927, 154 Talbragar Street, to Support NSW Government Office Development.

Moved by Councillor A Jones and seconded by Councillor D Gumley

#### **MOTION**

**That members of the press and public be excluded from the meeting during consideration of this item, the reason being that the matter concerned commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the Council (Section 10A(2)(d)(ii)).**

Moved by Councillor G Mohr and seconded by Councillor K Parker

#### **MOTION**

1. The Council agree to sell 1,255m<sup>2</sup> of part Lot 7 in DP 1249927 to Castlerock Property Pty Ltd, under the terms as detailed in this report.
2. That Council agree to enter into a six month Option Agreement with Castlerock Property P/L at a fee of \$7,500 (excluding GST) with a further six month Option being offered by Council for an additional \$7,500.
3. That the land sale only proceed if Castlerock Property are awarded the tender to construct the NSW Government office building in this location.
4. That all documentation in relation to this matter be executed under Power of Attorney.
5. That documents and considerations in regard to this matter remain confidential to Council.

**CARRIED**

**CW20/16 11 WELCHMAN STREET, DUBBO - TRANSFER OF CROWN LAND MANAGEMENT TO DUBBO REGIONAL COUNCIL FOR THE PURPOSE OF MEN'S SHED (ID20/784)**

The Committee had before it the report dated 10 July 2020 from the Property Specialist regarding 11 Welchman Street, Dubbo - Transfer of Crown Land Management to Dubbo Regional Council for the Purpose of Men's Shed.

Moved by Councillor A Jones and seconded by Councillor D Gumley

**MOTION**

**That members of the press and public be excluded from the meeting during consideration of this item, the reason being that the matter concerned commercial information of a confidential nature that would, if disclosed, reveal a trade secret (Section 10A(2)(d)(iii)).**

Moved by Councillor J Ryan and seconded by Councillor D Gumley

**MOTION**

- 1. That Council apply to become appointed as Crown Land Managers of Lot 430 DP 42125 Reserve 94495.**
- 2. The Council commence discussions with the Men's Shed Committee to seek concurrence to the use of 11 Welchman Street for the relocation of the Men's Shed.**
- 3. That any documents in relation to this matter are executed under Power of Attorney.**
- 4. That the documentation and considerations in regard to this matter remain confidential to Council.**

**CARRIED**

**CW20/17 CODE OF CONDUCT MATTER (ID20/892)**

The Committee had before it the report dated 22 July 2020 from the Manager Governance Operations regarding Code of Conduct Matter.

Moved by Councillor A Jones and seconded by Councillor D Gumley

**MOTION**

**That members of the press and public be excluded from the meeting during consideration of this item, the reason being that the matter concerned alleged contraventions of any code of conduct requirements applicable under Section 440 (Section 10A(2)(i)).**

Moved by Councillor V Etheridge and seconded by Councillor S Lawrence

**MOTION**

**In light of the independent investigators Code of Conduct finding that on 13 February 2020**

Councillor Jane Diffey contacted a council staff member in her capacity as the Senior Electorate Officer to Dugald Saunders MP, to pressure a change of council operating procedure to favour her employer, council resolves:

1. That the Final Investigation Report by the independent Sydney based investigator be noted by Council.
2. That Council note the findings of the Final Investigation Report, being that Councillor Diffey's actions constitute a breach of the Code of Conduct at:
  - Clause 3.1 You must not conduct yourself in a manner that:
    - (b) is contrary to statutory requirements or the Council's administrative requirements or policies; and
    - Clause 7.2 Councillors and Administrators must not:
      - (c) contact a member of the staff of the Council on Council-related business unless in accordance with the policy and procedures governing the interaction of Councillors and Council staff that have been authorised by the Council and the Chief Executive Officer.
3. That Council attend to the revision of its Policy for the Provision of Information to and Interactions Between Councillors and Staff to provide explicit guidance for Councillors in situations where they hold dual role; and as part of this revision, all Councillors are to receive a briefing on their obligations on the revised Policy, as recommended in the Final Investigation Report.
4. That the office of Dugald Saunders MP be formally advised of all councillors obligations regarding Code of Conduct and Conflict of Interest Matters and request that he instructs his staff members not to use their role as a councillor to advocate for the benefit of the local member's office.
5. That Councillor Diffey be requested to voluntarily issue a written apology through the CEO to the staff member involved.
6. That the documents and considerations with regard to this matter remain confidential to the Council.

**CARRIED**

As one or more Councillors voted against the motion, in accordance with Clause 11.5 of Council's Code of Meeting Practice, the following votes were recorded:

FOR	AGAINST
Councillor Etheridge	
Councillor Grant	
Councillor Gumley	
Councillor Jones	
Councillor Lawrence	
Councillor Mohr	
Councillor Parker	
Councillor Ryan	
Councillor Shields	
<b>Total (9)</b>	<b>Total (0)</b>

At this juncture the Chief Executive Officer left the room and was out of sight during the Committee's consideration of this matter.

**CW20/19 CHIEF EXECUTIVE OFFICER PERFORMANCE REVIEW 2019/2020 (ID20/892)**

The Committee had before it the Mayoral Minute dated 20 July 2020 regarding the Chief Executive Officer Performance Review 2019/2020.

Moved by Councillor A Jones and seconded by Councillor D Gumley

**MOTION**

**That members of the press and public be excluded from the meeting during consideration of this item, the reason being that the matter concerned alleged contraventions of any code of conduct requirements applicable under Section 440 (Section 10A(2)(i)).**

Moved by Councillor B Shields

**MOTION**

- 1. That Council accepts the Performance Review Panel's determination of the Chief Executive Officer's performance for the period 2019/2020 and congratulates the Chief Executive Officer on his performance.**
- 2. That the Mayor be authorised to consult with the Chief Executive Officer in the development of the new performance plan for 2020/2021.**

**CARRIED**

The Chief Executive Officer returned to the meeting at the conclusion of this discussion.

**CW20/18 LEAVE OF ABSENCE**

A request for leave of absence was received from Councillor J Diffey who was absent from the meeting due to the personal reasons.

Moved by Councillor A Jones and seconded by Councillor G Mohr

**MOTION**

**That such request for leave of absence be accepted and Councillor J Diffey be granted leave of absence from this meeting.**

**CARRIED**

The meeting closed at 6.17pm.

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CHAIRMAN





DUBBO REGIONAL  
COUNCIL

## MAYORAL MINUTE: Proposed Location of Macquarie Conservatorium

**AUTHOR:** Mayor  
**REPORT DATE:** 11 August 2020  
**TRIM REFERENCE:** ID20/1026

To the Council  
Ladies and Gentlemen

Office of the Mayor  
Civic Administration Building  
Church Street, Dubbo

I recently met with management from the Macquarie Conservatorium. The Conservatorium is an independent, not-for-profit organisation that conducts music and cultural lessons for Dubbo regional school children and the general population.

The Conservatorium is based at the former Dubbo Infants School in Darling Street, which is owned by the NSW Department of Education. In 2019 the Department of Education informed the Conservatorium that their peppercorn lease would not be extended when it expires on 31 December, 2022.

The Conservatorium is a very important institution for the Dubbo Region. They offer expert musical tuition for our young people that is on par with capital city institutions. It is a great credit to Dubbo to be able to boast of having an institution like this. It enables us to market our region for those families with children who study musical arts.

The Conservatorium has helped bring people to Dubbo because of the employment opportunities it creates. There are 22 staff who provide opportunities to 1000 learners who participate in music education programs every year.

It also benefits students from across the wider Orana region including Gilgandra, Wellington, Narromine, Warren and Goolma.

While I am disappointed that the Department of Education is planning to evict the Conservatorium, it is critical that an alternative location for this vital educational facility be found as a matter of urgency. It is simply not good enough to leave this important organisation with an uncertain future.

If appropriate vacant land is found, it may take a significant amount of time to build a custom conservatorium facility and substantial funding would be required. Time is ticking and leaving the matter any longer is simply not an option for the stakeholders involved.

It is important that the families and stakeholders of Macquarie Conservatorium know that their Council supports them in their endeavour to find a new home. As such, I am proposing that Council write to the NSW Minister for Education, the Hon. Sarah Mitchell MLC expressing our concern for the future of Macquarie Conservatorium and requesting that the NSW Government assist in finding a suitable location for this facility.

**RECOMMENDATION**

- 1. That the circumstances facing the Macquarie Conservatorium be noted.**
- 2. That Council seek the full support and effort of State Member for Dubbo Dugald Saunders in advocating for this important facility.**
- 3. That Council write to the NSW Minister for Education, the Hon. Sarah Mitchell MLC and express concern for the future of the Macquarie Conservatorium and request the NSW Government assist in finding a suitable location for this organisation.**

*Councillor Ben Shields*  
Mayor



DUBBO REGIONAL  
COUNCIL

## MAYORAL MINUTE: Renewal of Firgrove Estate Street Signs

**AUTHOR:** Mayor  
**REPORT DATE:** 11 August 2020  
**TRIM REFERENCE:** ID20/1027

To the Council  
Ladies and Gentlemen

Office of the Mayor  
Civic Administration Building  
Church Street, Dubbo

Representations have been made to me by Mr Ross Sawtell from the Firgrove Residents Association regarding the state of the original street signs throughout the estate.

The original developer of Firgrove Estate installed these signs in the 1990s. In their day, they were decorative and gave Firgrove a unique appeal. Now a number of these signs are damaged, with some in complete disrepair as per photos in **Appendix 1**.

It is currently Council's operating arrangements where any developer-installed signs are replaced by metal street signs.

I am requesting Council investigate options to maintain or replace signs in Firgrove Estate to keep the style to ensure Firgrove retains its distinctive character.

I believe it is in the best interest of Dubbo to support these estates that have a different appeal and larger-sized blocks because they offer our region a point of difference in housing and lifestyle options.

I request the Chief Executive Officer prepare a report to be presented to Council in November 2020 regarding potential designs for street signs, the costs associated with replacement, and potential funding streams for such works.

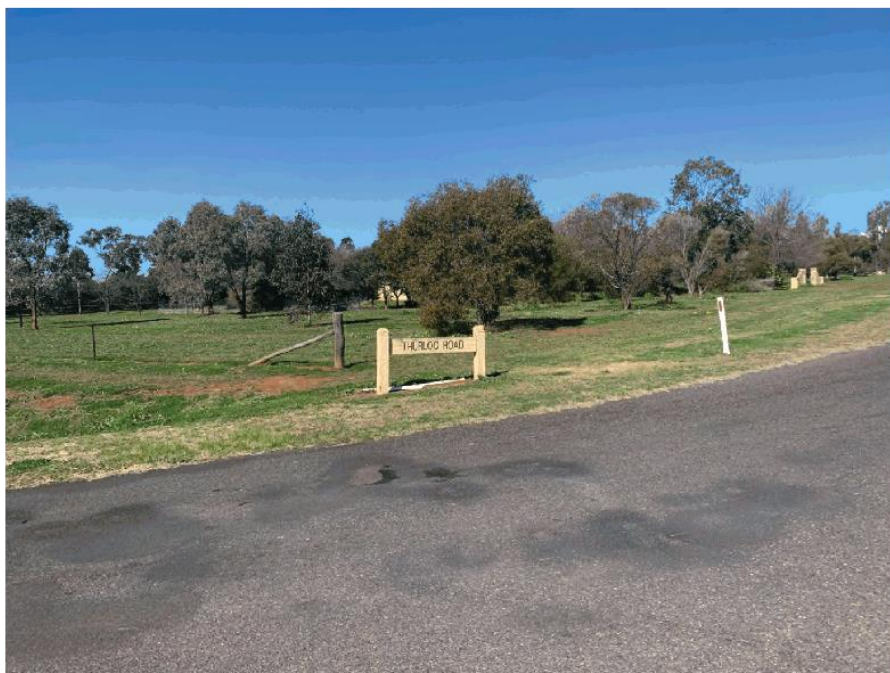
### RECOMMENDATION

**The Chief Executive Officer prepare a report to be presented to the November 2020 Ordinary meeting of Council detailing potential designs for street signs, the costs associated with replacement and potential funding streams for such works.**

*Councillor Ben Shields*  
Mayor

Appendices:

[1](#) ↓ Firgrove Estate - Photos of Street Signs









**DUBBO REGIONAL  
COUNCIL**

**Report of the Development and  
Environment Committee - meeting 10  
August 2020**

**AUTHOR: Executive Manager Governance and  
Internal Control**

**REPORT DATE: 7 August 2020**

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The Committee had before it the report of the Development and Environment Committee meeting held 10 August 2020.

**RECOMMENDATION**

**That the report of the Development and Environment Committee meeting held on 10 August 2020, be noted.**



**REPORT  
DEVELOPMENT AND ENVIRONMENT  
COMMITTEE  
10 AUGUST 2020**

**PRESENT:** Councillors J Diffey, V Etheridge, D Grant, D Gumley, A Jones, S Lawrence, G Mohr, K Parker, J Ryan and B Shields.

**ALSO IN ATTENDANCE:**

The Chief Executive Officer, the Executive Manager Governance and Internal Control, the Executive Manager People Culture and Safety, the Governance Team Leader, the Communications Partner, the Director Organisational Performance, the Director Culture and Economy, the Events and Partnerships Team Leader, the Director Infrastructure, the Director Development and Environment and the Director Liveability (I McAlister).

Councillor G Mohr assumed chairmanship of the meeting.

The proceedings of the meeting commenced at 5.30pm.

It was noted by the Chair that Councillor A Jones was in attendance at this meeting via audio only, under the current COVID-19 Provisions.

**DEC20/25 BUILDING SUMMARY - JULY 2020 (ID20/867)**

The Committee had before it the report dated 28 July 2020 from the Director Development and Environment regarding Building Summary - July 2020.

Moved by Councillor S Lawrence and seconded by Councillor D Gumley

**MOTION**

**That the information contained within the report of the Director Development and Environment dated 28 July 2020, be noted.**

**CARRIED**

The meeting closed at 5:31pm.

.....  
CHAIRMAN



**DUBBO REGIONAL  
COUNCIL**

**Report of the Infrastructure and  
Liveability Committee - meeting 10  
August 2020**

**AUTHOR: Executive Manager Governance and  
Internal Control**  
**REPORT DATE: 7 August 2020**

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The Committee had before it the report of the Infrastructure and Liveability Committee meeting held 10 August 2020.

**RECOMMENDATION**

**That the report of the Infrastructure and Liveability Committee meeting held on 10 August 2020, be noted.**





**REPORT  
INFRASTRUCTURE AND LIVEABILITY  
COMMITTEE  
10 AUGUST 2020**

**PRESENT:** Councillors J Diffey, V Etheridge, D Grant, D Gumley, A Jones, S Lawrence, G Mohr, K Parker, J Ryan and B Shields.

**ALSO IN ATTENDANCE:**

The Chief Executive Officer, the Executive Manager Governance and Internal Control, the Executive Manager People Culture and Safety, the Governance Team Leader, the Communications Partner, the Director Organisational Performance, the Director Culture and Economy, the Events and Partnerships Team Leader, the Director Infrastructure, the Director Development and Environment and the Director Liveability (I McAlister).

Councillor G Mohr assumed chairmanship of the meeting.

The proceedings of the meeting commenced at 5:31pm.

It was noted by the Chair that Councillor A Jones was in attendance at this meeting via audio only, under the current COVID-19 Provisions.

**ILC20/34      PROPOSED MEDIAN SEPARATION ISLANDS - INTERSECTIONS OF ARGYLE AND AZURE AVENUES AND WHEELERS LANE DUBBO (ID20/933)**

The Committee had before it the report dated 4 August 2020 from the Senior Traffic Engineer regarding Proposed Median Separation Islands - Intersections of Argyle and Azure Avenues and Wheelers Lane Dubbo.

Moved by Councillor V Etheridge and seconded by Councillor K Parker

**MOTION**

**That Council approval be granted for the installation of raised median separation islands, 'Give Way' and 'Keep Left' signs and hold lines on Argyle and Azure avenues at the intersection with Wheelers Lane in accordance with Council's Plan TM 7374.**

**CARRIED**

**ILC20/35 PROPOSED NEW BUS ZONE - BAIRD DRIVE DUBBO (ID20/934)**

The Committee had before it the report dated 4 August 2020 from the Senior Traffic Engineer regarding Proposed New Bus Zone - Baird Drive Dubbo.

Moved by Councillor D Gumley and seconded by Councillor B Shields

**MOTION**

**That Council approval be granted for the installation of a new full time bus zone at the existing J-pole location and adjustments to the existing 'No Stopping' zone on the western side of Baird Drive opposite Delroy Park Shopping Centre in accordance with Council's Plan TM 7377 (Appendix 1).**

**CARRIED**

**ILC20/36 PROPOSED STOP SIGN - INTERSECTION PEACHVILLE ROAD AND WHITEWOOD ROAD (ID20/935)**

The Committee had before it the report dated 4 August 2020 from the Senior Traffic Engineer regarding Proposed Stop Sign - Intersection Peachville Road and Whitewood Road.

Moved by Councillor J Diffey and seconded by Councillor K Parker

**MOTION**

- 1. That the 'Give Way' control in Peachville Road to be upgraded to a 'Stop' control.**
- 2. That the installation of duplicate 'Stop' signs at the intersection including an advanced 'Stop Ahead' warning sign 190m from the Whitewood Road intersection be undertaken.**
- 3. That the barrier lines be extended in Whitewood Road west for 70m and Peachville Road south for 100 m.**

**CARRIED**

**ILC20/37 GOBOLION AND PERCY STREETS T-INTERSECTION, WELLINGTON (ID20/936)**

The Committee had before it the report dated 4 August 2020 from the Senior Traffic Engineer regarding Gobolion and Percy Streets T-intersection, Wellington.

Moved by Councillor D Grant and seconded by Councillor A Jones

**MOTION**

**That Council approve the installation of a median separation island and associated traffic facilities in Percy Street at the intersection of Gobolion Street in accordance with Council's Plan TM 7377 (Appendix 1).**

**CARRIED**

**ILC20/38 FORMER GIRL GUIDES HALL, SOUTH DUBBO OVAL - ISSUE OF LICENCE TO DUBBO (DEMONS) AUSTRALIAN FOOTBALL CLUB INC. (ID20/908)**

The Committee had before it the report dated 23 July 2020 from the Manager Recreation and Open Spaces regarding Former Girl Guides Hall, South Dubbo Oval - Issue of licence to Dubbo (Demons) Australian Football Club Inc..

Moved by Councillor J Ryan and seconded by Councillor B Shields

**MOTION**

1. That the report from the Manager Recreation and Open Space, dated 23 July 2020, be noted.
2. That a licence agreement be drafted, and be offered to the Dubbo (Demons) Australian Football Club Inc. for a five (5) year licence, with a (5) year option.
3. That the basis of the annual licence fee be calculated on the future ten (10) year maintenance requirements of the building and averaged over the full licence term (10 years) to provide an annual licence fee.
4. That funds generated from the application of the licence fee be used for undertaking identified building maintenance, at the site.
5. That the existing user groups will be advised of the issuing of the licence to the Dubbo (Demons) Australian Football Club Inc.
6. That Council facilitates meetings between the existing user groups and the Dubbo (Demons) Australian Football Club Inc. in an effort to ensure equitable arrangements are put in place for their continued use of the hall.

**CARRIED**

**ILC20/39 VICTORIA PARK PRECINCT PLAN OF MANAGEMENT (ID20/890)**

The Committee had before it the report dated 21 July 2020 from the Plans of Management Officer regarding Victoria Park Precinct Plan of Management.

Moved by Councillor B Shields and seconded by Councillor D Gumley

**MOTION**

1. That the report by the Plans of Management Officer, dated 21 July 2020, be noted.
2. That the Victoria Park Precinct Plan of Management, dated April 2020, be placed on public exhibition for 28 days, providing the community an opportunity to provide feedback on the plan.
3. That following completion of the public exhibition process, a further report be presented to Council for consideration addressing the outcomes of the public exhibition period and any submissions received.
4. That on adoption of the Victoria Park Precinct Plan of Management by Council it be sent to the Minister responsible for Planning, Industry and Environment (NSW) for consideration.

**CARRIED**

**ILC20/40 AQUATIC LEISURE CENTRES - SEASON DATES AND DAILY OPERATING HOURS  
(ID20/745)**

The Committee had before it the report dated 3 July 2020 from the Aquatic Leisure Centres Manager regarding Aquatic Leisure Centres - Season Dates and Daily Operating Hours.

Moved by Councillor J Diffey and seconded by Councillor D Gumley

**MOTION**

- 1. That the report by the Aquatic Leisure Centres Manager dated 3 July 2020, be noted.**
- 2. That Dubbo Aquatic Leisure Centre open 5 September 2020 and close 28 March 2021, with restricted access through to 9 April 2021.**
- 3. That Dubbo Aquatic Leisure Centre 2020/2021 season daily operating hours be:**  
**September/October**  
Mon – Fri 5.30am – 6.30pm  
Sat 6.30am – 6.30pm  
Sun 10am – 6.30pm  
**November/December/January/February**  
Mon – Fri 5.30am – 8.30pm  
Sat 6am – 8.30pm  
Sun 10am – 8pm  
**March/April**  
Mon – Fri 5.30am – 7pm  
Sat 6am – 7pm  
Sun 10am – 7pm
- 4. That Wellington Aquatic Leisure Centre open 5 September 2020 and close 28 March 2021.**
- 5. That the Wellington Aquatic Leisure Centre 2020/2021 season daily operating hours be:**  
**September/October/November/December/February/March**  
Mon – Fri 6am – 6.30pm  
Sat 8am – 6.30pm  
Sun 10am – 6.30pm  
**January**  
Mon – Fri 6am – 7.30pm  
Sat 8am – 7.30pm  
Sun 10am – 7.30pm
- 6. That the Geurie Swimming Pool open on 7 November 2020 and close on 28 March 2021.**
- 7. That the Geurie Swimming Pool 2020/2021 season daily operating hours be:**  
**November/December/ February/March**  
Mon/Tues/Thurs/Fri 6am – 7am  
Mon – Fri 3.30pm – 6.30pm  
Sat 11.30am – 6.30pm  
Sun 11.30am – 6.30pm  
**January**  
Mon/Tues/Thurs/Fri 6am – 7pm  
Mon – Sun 11.30am – 7pm

8. That the Dubbo Aquatic Leisure Centre, Wellington Aquatic Leisure Centre and Geurie Swimming Pool close on Good Friday and Christmas Day and open on any other public holiday from 11am – 7pm.
9. That the Chief Executive Officer be authorised to alter community access for special events or the daily operating hours at any Aquatic Leisure Centre based on community demand and ability to achieve minimum staff requirements, and notifies councillors of such alterations

**CARRIED**

**ILC20/41 CAFE AND MERCHANDISE ITEMS - FEES AND CHARGES 2020/2021 - AQUATIC LEISURE CENTRES AND BOTANICAL GARDEN (ID20/893)**

The Committee had before it the report dated 22 July 2020 from the Aquatic Leisure Centres Manager regarding Cafe and Merchandise Items - Fees and Charges 2020/2021 - Aquatic Leisure Centres and Botanical Garden.

Moved by Councillor K Parker and seconded by Councillor S Lawrence

**MOTION**

1. That the report by the Aquatic Leisure Centres Manager dated 22 July 2020 be noted.
2. That all Merchandise and any Café Items not approved in the attached 'menu' list included in recommendation 3 are:
  - a. Initially offered at recommended retail prices, and then
  - b. With the approval of the Chief Executive Officer be offered at a sales price recommended by the merchandise provider, and then
  - c. With the approval of the Chief Executive Officer be offered at a sales price of not less than cost price (to council) to promote end of season sales.
3. That the Draft 2020/2021 Aquatic Leisure Centre and Botanic Gardens Café menu item price list as attached as Appendix 1 to this report be adopted and placed on Public Exhibition for no less than 28 days, with a further report to be provided to the Infrastructure and Liveability Committee in September 2020 for consideration.
4. That any additional fresh food options not listed in recommendation 2, including any food items made entirely on site (e.g. fruit salad, sandwiches, rolls, wraps, salads, yoghurt cups) are priced at cost plus appropriate mark-up that reflects current market forces and is approved by the Chief Executive Officer.
5. That Special Event food or promotions food (i.e. sausage sizzle) be provided at cost, plus appropriate mark-up that reflects current market forces and is approved by the Chief Executive Officer.
6. That any other CAFÉ items or fees introduced during the season that are not covered in the Dubbo Regional Council 2020/2021 Revenue Policy is approved by the Chief Executive Officer.

**CARRIED**

The meeting closed at 5:37pm.

.....  
CHAIRMAN

**Report of the Culture, Economy and  
Corporate Committee - meeting 10  
August 2020**



**DUBBO REGIONAL  
COUNCIL**

**AUTHOR:**

**Executive Manager Governance and  
Internal Control**

**REPORT DATE:**

**7 August 2020**

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The Committee had before it the report of the Culture, Economy and Corporate Committee meeting held 10 August 2020.

**RECOMMENDATION**

**That the report of the Culture, Economy and Corporate Committee meeting held on 10 August 2020, be noted.**



**REPORT  
CULTURE, ECONOMY AND CORPORATE  
COMMITTEE  
10 AUGUST 2020**

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**PRESENT:** Councillors J Diffey, V Etheridge, D Grant, D Gumley, A Jones, S Lawrence, G Mohr, K Parker, J Ryan and B Shields.

**ALSO IN ATTENDANCE:**

The Chief Executive Officer, the Executive Manager Governance and Internal Control, the Executive Manager People Culture and Safety, the Governance Team Leader, the Communications Partner, the Director Organisational Performance, the Director Culture and Economy, the Events and Partnerships Team Leader, the Director Infrastructure, the Director Development and Environment and the Director Liveability (I McAlister).

Councillor D Gumley assumed chairmanship of the meeting.

The proceedings of the meeting commenced at 5:37pm.

It was noted by the Chair that Councillor A Jones was in attendance at this meeting via audio only, under the current COVID-19 Provisions.

**CEC20/33      REPORT OF THE DUBBO REGIONAL COUNCIL AIRPORTS PANEL - MEETING 23  
JULY 2020 (ID20/921)**

The Committee had before it the report of the Dubbo Regional Council Airports Panel meeting held 23 July 2020.

Moved by Councillor G Mohr and seconded by Councillor J Ryan

**MOTION**

**That the report of the Dubbo Regional Council Airports Panel meeting held on 23 July 2020, be adopted.**

**CEC20/34 EVENT ATTRACTION - NRL FIXTURE 2021-2023 (ID20/728)**

The Committee had before it the report dated 29 June 2020 from the Manager Regional Events regarding Event Attraction - NRL fixture 2021-2023.

Moved by Councillor B Shields and seconded by Councillor V Etheridge

**ALTERNATE MOTION**

**That the matter be deferred to allow discussions to occur between Council and the relevant parties with regards to the State Government announcement committing to a NRL game for Dubbo.**

**CARRIED**

*Councillor J Diffey declared a non-pecuniary, but significant interest in the matter now before the Committee and left the room and was out of sight during the Committee's consideration of this matter. The reason for such interest is that Councillor J Diffey has a working relationship with the State Member for the Dubbo Electorate, Mr Dugald Saunders.*

**CEC20/35 INVESTMENTS UNDER SECTION 625 OF THE LOCAL GOVERNMENT ACT - JULY 2020 (ID20/825)**

The Committee had before it the report dated 3 August 2020 from the Director Organisational Performance regarding Investments Under Section 625 of the Local Government Act - July 2020.

Moved by Councillor A Jones and seconded by Councillor V Etheridge

**MOTION**

**That the information contained within the report of the Director Organisational Performance dated 3 August 2020, be noted.**

**CARRIED**

*Councillor K Parker declared pecuniary interest in the matter now before the Committee and left the room and was out of sight during the Committee's consideration of this matter. The reason for such interest is that Councillor K Parker is and Employee of the Bank of Queensland, Dubbo and Council has funds invested within the institution.*

The meeting closed at 5:45pm.

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CHAIRMAN





## **REPORT: Determination of Meeting Dates and Times for the remainder of the Council Term**

**AUTHOR:** Chief Executive Officer  
**REPORT DATE:** 5 August 2020  
**TRIM REFERENCE:** ID20/945

### **EXECUTIVE SUMMARY**

It is noted that the 2020 Local Government elections, originally scheduled to be held 12 September 2020 have been postponed until 4 September 2021, due to the COVID-19 pandemic. Accordingly Council will need to determine the meeting dates and times for meetings and other committees, working parties and panels memberships for the remainder of the council term.

### **FINANCIAL IMPLICATIONS**

There are no financial implications arising from this report.

### **POLICY IMPLICATIONS**

There are no policy implications arising from this report.

### **RECOMMENDATION**

- 1. That the report by the Chief Executive Officer, dated 5 August 2020 be noted.**
- 2. That for the remainder of the Council term, the Standing Committee meetings of Council be held on the second Monday of each month commencing at 5.30pm as detailed in the report of the Chief Executive Officer dated 5 August 2020.**
- 3. That for the remainder of the Council term, the Ordinary meetings of Council be held on the fourth Monday of each month commencing at 5.30pm as detailed in the report of the Chief Executive Officer dated 5 August 2020.**
- 4. That the current committees, working parties and advisory panels as listed in the report remain for the balance of the extended Council term.**
- 5. That the membership of the committees, working parties and advisory panels remain for the balance of the extended Council term.**

*Michael McMahon*  
Chief Executive Officer

**REPORT**

With the postponement of the Local Government Election, originally scheduled for 12 September 2020 due to the COVID-19 pandemic, Council will need to determine the dates and times for the following:

The dates and times of meetings of Standing Committees are proposed to be as follows and are listed in date order in the table below:

- (a) Development and Environment Committee on the second Monday each month at 5.30pm, as required;
- (b) Infrastructure and Liveability Committee on the second Monday each month commencing immediately following the completion of the Development and Environment Committee noting that if there is no requirement to conduct a Development and Environment Committee it will be scheduled for 5.30pm on that day;
- (c) Culture, Economy and Corporate Committee on the second Monday each month immediately following the completion of the Infrastructure and Liveability Committee.
- (d) Local Traffic Committee on the first Monday of the month commencing at 10.00am preceding the meeting of the Infrastructure and Liveability Committee (Note: this Committee is a requirement under Transport NSW Delegation to Councils for the Regulation of Traffic to enable Council to exercise its delegated functions.

The dates and times for the Ordinary Council meetings for the remainder of the Council term it is proposed that the Ordinary meeting of Council be held on the fourth Monday of each month commencing at 5.30pm outlined in the following table:

<b>Date</b>	<b>Meeting</b>
Monday 14 September 2020	Standing Committees
Monday 28 September 2020	Ordinary Council Meeting
Monday 12 October 2020	Standing Committees
Monday 26 October 2020	Ordinary Council Meeting
Monday 9 November 2020	Standing Committees
Monday 23 November 2020 Alternate date 16 November 2020	Ordinary Council Meeting Alternate date if the Local Government NSW Annual Conference goes ahead
Monday 7 December 2020	Ordinary Council Meeting  No committee meetings due to Christmas

January 2021	No meetings
Monday 8 February 2021	Standing Committees
Monday 22 February 2021	Ordinary Council Meeting
Monday 8 March 2021	Standing Committees
Monday 22 March 2021	Ordinary Council Meeting
Tuesday 12 April 2021	Standing Committees
Tuesday 27 April 2021*	Ordinary Council Meeting Tuesday due to ANZAC Day Public Holiday
Monday 10 May 2021	Standing Committees
Monday 24 May 2021	Ordinary Council Meeting
Tuesday 15 June 2021	Standing Committees Tuesday due to Queens Birthday Public Holiday
Monday 28 June 2021	Ordinary Council Meeting
Monday 12 July 2021	Standing Committees
Monday 26 July 2021	Ordinary Council Meeting
August 2021	No meetings due to care taker period prior to LG Elections
September 2021	Local Government Election

The existing Committees, Working Parties and Advisory Panels for Council are as listed below.

With regard to the current membership on these committees, working parties and advisory panels, it is recommended that the membership remain the same for the balance of the council term. With the exception of Audit and Risk Management Committee where it was resolved at Council on 27 July 2020 that council seek to renew the external membership on this committee due to the current membership expiring in November 2020.

- Audit and Risk Management Committee
- Dubbo Regional Council Airports Panel
- Dubbo Regional Council Solar and Wind Farm Consultative Committee
- Disability Inclusion Advisory Panel
- Wellington Caves Advisory Panel
- Wiradjuri Advisory Panel
- Dubbo Regional Livestock Markets Technical Advisory Panel (as per workshop recommendation).



DUBBO REGIONAL  
COUNCIL

## REPORT: Local Government NSW - 2020 Annual Conference

**AUTHOR:** Executive Manager Governance and  
Internal Control  
**REPORT DATE:** 10 August 2020  
**TRIM REFERENCE:** ID20/1020

### EXECUTIVE SUMMARY

The 2020 Local Government NSW Annual Conference is to be held in the Hunter Valley at the Crowne Plaza Hunter Valley in Lovedale NSW from Sunday 22 to Tuesday 24 November 2020.

Following adoption of Council's Policy in respect of the *"Payment of Expenses and Provision of Facilities for the Mayor and Councillors"*, at the January 2020 Ordinary meeting of Council, it is adopted that attendance at the Local Government NSW Conference be as follows:

- The Mayor of the day (or his nominee)
  - Two (2) other Councillors as delegates
- Council must also determine an alternate delegate (to act as delegate if required).

Council has since been advised by LGNSW that it now has 4 voting delegates allocated to vote at the LGNSW Annual Conference.

The Policy also provides for attendance by *"Councillors as determined by Council"* and the Chief Executive Officer (or nominee), as observers. If a Councillor is a member of the board of LGNSW, the Councillor is entitled to a vote at the conference which does not form part of Council's allocated four (4) votes. Accordingly if this is the case Council may determine four (4) Councillors as voting delegates at the annual conference in addition to the board member, if applicable. It is noted that Council's Mayor Councillor Ben Shields and Deputy Mayor Councillor Stephen Lawrence are LGNSW Board Members and will receive a vote in addition to Council allocated 4 votes.

Therefore Council must now determine four Councillor delegates to vote at the LGNSW Annual Conference 2020. Council will also be required to determine the attendance of other Councillors as observers. It is proposed that the four Councillors in addition to the board members are Council's nominated delegates for both the voting on motions and the voting on board nominations at this conference.

Whilst Council's normal practice is to select attendees during the Council meeting, this year in consideration of the COVID-19 environment, being the uncertainty of restrictions closer to the time and potential short notice for postcodes affected by travel restrictions, it is recommended that the Mayor be authorised to nominate the Councillors to attend closer to the date.

**FINANCIAL IMPLICATIONS**

Funding has been provided in the Governance budget to enable Councillors to attend the Local Government NSW Annual Conference 2020.

**POLICY IMPLICATIONS**

There are no policy implications arising from this report.

**RECOMMENDATION**

- 1. That it be noted that if a Councillor is a board member of LGNSW the Councillor would be entitled to a vote at the conference in addition to the four votes allocated to Dubbo Regional Council.**
- 2. That the Mayor be authorised to nominate four Councillor voting delegates, alternate voting Councillor and the Councillor observers to attend the Local Government NSW Conference to be held in the Hunter Valley at the Crowne Plaza Hunter Valley from Sunday 22 to Tuesday 24 November 2020.**

*Abbey Rouse*

Executive Manager Governance and Internal Control



DUBBO REGIONAL  
COUNCIL

## REPORT: 2020/2021 Preliminary COVID-19 Budget Review

**AUTHOR:** Chief Financial Officer  
**REPORT DATE:** 12 August 2020  
**TRIM REFERENCE:** ID20/1034

### EXECUTIVE SUMMARY

The 2020/2021 budget adopted by Council in June 2020 was prepared on the basis of business as usual, that is no impacts of COVID-19 had been factored into the budgets as they stood. Council resolved that a full preliminary review of the 2020/2021 budget be undertaken in July 2020 with a report on the outcome to be submitted to the August 2020 meeting of Council. A number of other known non COVID-19 related adjustments have also been included in this budget review.

These budget adjustments are based on the assumption that the current COVID-19 restrictions in place in NSW in July 2020 will continue until 30 June 2021. Any further changes to the budget are subject to a change in health orders.

The draft amended budget is attached (Appendix 1) and highlights the following that the net transfer required from the COVID-19 reserve to maintain a balanced budget is \$4.23M.

### FINANCIAL IMPLICATIONS

The net transfer required from the COVID-19 reserve to maintain a balanced budget is \$4.23M.

### POLICY IMPLICATIONS

There are no policy implications arising from this report.

### RECOMMENDATION

1. That the report of the Chief Financial Officer dated 12 August 2020 be noted.
2. That the 2020/2021 Preliminary COVID-19 Budget Review adjustments be adopted.

*Michael Howlett*  
Chief Financial Officer

## REPORT

The 2020/2021 budget adopted by Council in June 2020 was prepared on the basis of business as usual, that is no impacts of COVID-19 had been factored into the budgets as they stood. Council resolved that a full preliminary review of the 2020/2021 budget be undertaken in July 2020 with a report on the outcome to be submitted to the August 2020 meeting of Council. A number of other known non COVID-19 related adjustments have also been included in this budget review.

These budget adjustments are based on the assumption that the current COVID-19 restrictions in place in NSW in July 2020 will continue until 30 June 2021. Any further changes to the budget are subject to a change in health orders.

The draft amended budget is attached (**Appendix 1**) and highlights the following that the net transfer required from the COVID-19 reserve to maintain a balanced budget is \$4.23M.

The assumptions for the functions with the largest adjustments are explained below:

- **Dubbo Regional Airport** – The Airport is expecting a reduced capacity of 65% on RPT flights. Accordingly security screening operating expenses have also been reduced by the same 65%. It is expected that there will be a slight reduction in general aviation and 50% reduction in use of the secure car park, therefore the budgeted income has been adjusted accordingly. The remaining shortfall of \$1.69M is proposed to be funded from the COVID-19 reserve.
- **Dubbo Regional Livestock Markets (DRLM)** – The DRLM is expecting reduced yard dues and licence fees of \$269K as a result of a reduction in cattle sales, sheep sales and goat sales. It is anticipated that 100% of the reduction for cattle and goats is related to COVID-19 however only 25% of the reduction for sheep is COVID-19 related. There is no expected reduction in operating expenses as these are not directly related to sale head numbers. The net effect on the budget of \$147K is proposed to be funded internally from remaining DRLM reserves.
- **Regional Theatre and Convention Centre** – Show income is expected to be reduced by 40% and Hire Promoters Events and bar sale income is expected to reduce by 60%. Show and Hirer operating expenditure has been reduced by the same percentage as the reduction in revenue. All major known hirers of the Wellington Civic Centre have cancelled their events and therefore income has been significantly reduced. The net impact of \$370K is proposed to be funded from the COVID-19 reserve.
- **Old Dubbo Gaol** – It is anticipated that there will be an overall 13% reduction in gate takings. After hours events, bar and souvenir sales are also expected to reduce by 20%. Operating expenses including function expenditure and stock purchases have been reduced by the same percentage as the reduction in revenue. It is proposed that the net impact of \$83K is funded from the COVID-19 reserve.
- **Showgrounds** – Showgrounds are expecting a 40% reduction in events and associated income including electricity, camping and stable hire. It is also anticipated that there



will be a 50% reduction in cattle and sheep events and 20% reduction in horse events. Operating expenses relating to event set up has been reduced accordingly by 50%. The net result of \$82K is proposed to be funded from the COVID-19 reserve.

- **Wellington Caves** – It is anticipated that tour numbers will reduce by 55% for the first two quarters of 2020/2021. This same principle has been applied to souvenir and café income as these are dependent on customer numbers. It is also anticipated that there will be a reduction of 20% across all accommodation sites at the Caravan Park. Operating expenses have been reduced by the same percentage basis as income. The net result of \$180K is proposed to be funded from the COVID-19 reserve.
- **Rates and General Revenue** – Interest charges on overdue rates has been decreased as a result of a recent Office of Local Government determination. Interest on Investments has been decreased by \$1.00M due to worsening economic conditions reflected in investment return rates. Employee Leave Entitlements payments has increased as it is expected there will be an increase in staff accessing leave entitlements during this period.
- **Fire and Emergency Services** - The net impact of the increase in the Emergency Services Levy (ESL) of and the corresponding fee relief income from the Office of Local Government that was included in the original 2020/2021 budget was determined to be a budget surplus of \$30K. This has been returned to the COVID-19 reserve.

Appendices:

- 1 [2020/2021 COVID-19 Preliminary Budget Review](#)

Dubbo Regional Council 2020-2021 COVID-19 Preliminary Budget Adjustments			
	Original Budget	Preliminary Adjustment	Annual Forecast
<b>Culture and Economy</b>			
Dubbo Regional Airport	-308,749	1,698,877	1,390,128
Dubbo Regional Livestock Markets	-443,326	-1,000	-444,326
Economic Development and Marketing	2,257,946	-1,000	2,256,946
Holiday Park	-200,000	0	-200,000
Old Dubbo Gaol	224,920	82,929	307,849
Regional Events	691,444	2,500	693,944
Regional Experiences	1,541,488	-1,000	1,540,488
Regional Theatre and Convention Centre	2,239,338	369,508	2,608,846
Showgrounds	701,273	82,268	783,541
Strategic Culture and Economy	173,136	0	173,136
Wellington Caves Complex	409,322	179,698	589,020
Western Plains Cultural Centre	1,358,184	-1,000	1,357,184
<b>Culture and Economy Total</b>	<b>8,644,976</b>	<b>2,411,780</b>	<b>11,056,756</b>
<b>Development and Environment</b>			
Building and Development Services	366,867	0	366,867
Compliance	1,378,421	0	1,378,421
Environment and Health	592,061	0	592,061
Growth Planning	982,193	64,400	1,046,593
Resource Recovery and Efficiency	318,572	0	318,572
Strategic Development and Environment	996,492	0	996,492
Waste Management - Domestic	0	0	0
Waste Management - Other	0	0	0
<b>Development and Environment Total</b>	<b>4,634,606</b>	<b>64,400</b>	<b>4,699,006</b>
<b>Executive Services</b>			
Corporate Image and Communications	959,763	87,752	1,047,515
Governance and Internal Control	3,400,957	-46,083	3,354,874
People Culture and Safety	0	0	0
<b>Executive Services Total</b>	<b>4,360,720</b>	<b>41,669</b>	<b>4,402,389</b>
<b>Infrastructure</b>			
BILT	94,875	0	94,875
Depot Services	0	-2,000	-2,000
Fire and Emergency Services	1,577,176	-30,486	1,546,690
Fleet Services	-336,369	-2,000	-338,369
Infrastructure Strategy and Design	0	-1,000	-1,000
Roads Network	9,539,011	-2,000	9,537,011
Roads State Network	-68,183	0	-68,183
Sewerage Services	0	0	0
Stormwater	1,176,671	-1,000	1,175,671
Strategic Infrastructure	90,635	0	90,635
Street Lighting	1,455,522	0	1,455,522
Traffic Management	879,253	-1,000	878,253
Water for the Future	0	0	0
Water Supply	0	0	0
<b>Infrastructure Total</b>	<b>14,408,591</b>	<b>-39,486</b>	<b>14,369,105</b>

**Dubbo Regional Council**  
2020-2021 COVID-19 Preliminary Budget Adjustments

	Original Budget	Preliminary Adjustment	Annual Forecast
<b>Liveability</b>			
Aquatic Leisure Centres	1,481,284	0	1,481,284
Cemeteries	203,829	-19,756	184,073
Community Services	2,035,338	-2,500	2,032,838
Family Day Care	88,888	0	88,888
Library Services	2,443,218	0	2,443,218
Open Space	6,455,358	-9,921	6,445,437
Operations	2,040,490	146,467	2,186,957
Rainbow Cottage	235,854	-22,400	213,454
Recreation and Sporting	2,974,550	-64,907	2,909,643
Strategic Liveability	861,816	0	861,816
<b>Liveability Total</b>	<b>18,820,625</b>	<b>26,983</b>	<b>18,847,608</b>
<b>Organisational Performance</b>			
Corporate Overheads	-13,935,369	0	-13,935,369
Customer Experience	1,351,570	-1,000	1,350,570
Employment Overheads	0	0	0
Financial Operations	3,063,310	-2,000	3,061,310
Information Services	4,172,126	0	4,172,126
Procurement	490,176	-1,000	489,176
Property Assets	2,539,481	-1,000	2,538,481
Property Development	-499,739	0	-499,739
Rates and General Revenue	-48,563,712	-2,500,346	-51,064,058
Strategic Organisational Performance	512,639	0	512,639
<b>Organisational Performance Total</b>	<b>-50,869,518</b>	<b>-2,505,346</b>	<b>-53,374,864</b>
<b>Total</b>	<b>0</b>	<b>0</b>	<b>0</b>



DUBBO REGIONAL  
COUNCIL

## REPORT: Beautification of Dubbo CBD - proposed tree planting

**AUTHOR:** Manager Recreation and Open Spaces  
**REPORT DATE:** 18 August 2020  
**TRIM REFERENCE:** ID20/1066

### EXECUTIVE SUMMARY

At the February 2019 Ordinary Council Meeting, a Mayoral Minute was tabled requesting investigations be undertaken to potentially plant additional trees within the CBD. This was intended to provide more shading for pedestrians; and reduce extreme summer temperatures caused by asphalt heat absorption.

Group GSA, who had completed the Macquarie River CBD Master Plan, were engaged to develop preliminary planting plans for Bultje, Wingewarra and Talbragar streets, between Macquarie and Bligh streets. Following preliminary investigation of services of each of the streets Group GSA has now provided preliminary planting plans for each of the streets.

Dubbo Regional Council secured \$440,000 as a part of the Australian Government's Drought Communities Program – Round 2, for Drought Resilient Urban Landscapes, in Dubbo. These funds will be utilised to install tree pits within the streetscape, and to plant trees.

This report will recommend that the preliminary tree locations for Bultje, Wingewarra and Talbragar streets be placed on public exhibition for twenty-eight (28) days, enabling the community to provide feedback about proposed planting locations.

### FINANCIAL IMPLICATIONS

Dubbo Regional Council received \$440,000 from the Australian Government's Drought Communities Program – Round 2, for Drought Resilient Urban Landscapes in Dubbo. These funds will be fully expended to deliver this project.

### POLICY IMPLICATIONS

Tree planting and beautification of Dubbo CBD is consistent with Dubbo Regional Council's *Community Strategic Plan*, Community Leadership theme 4.3, "the resources of Council are appropriately managed"; Liveability themes, 5.1.3, "the City of Dubbo is recognised as being attractive and welcoming"; 5.5.2, "quality passive... open space is located to maximise access and use by the community"; and the economy theme 3.8 "Dubbo Central Business District... is strategically managed to promote occupation, activity and investment".

**RECOMMENDATION**

- 1. That the report of the Manager Recreation and Open Space dated 18 August 2020 be noted.**
- 2. That the proposed tree planting locations for Bultje, Wingewarra and Talbragar streets between Macquarie Street and Bligh Street be placed on public exhibition for 28 days, enabling community feedback.**
- 3. That following the public exhibition period, a further report be submitted to Council for consideration.**

*Ian McAlister*

Manager Recreation and Open Spaces

REPORT

At the February 2019 Ordinary Council Meeting, a Mayoral Minute was tabled requesting investigations be undertaken to potentially plant additional trees within the CBD. This was intended to provide more shading for pedestrians; and reduce extreme summer temperatures caused by asphalt heat absorption.

The Mayoral Minute identified the particular sites to be investigated:

1. Placement of a row of centre median trees along Talbragar Street.
2. Placement of a row of centre median trees along Bultje Street.
3. Placement of trees around the perimeter of Council’s public carpark, corner of Wingewarra and Bligh streets.
4. Replacement of missing trees in Macquarie Street.

This report specifically addresses Points 1 and 2 and partially point 3. Point 4 is being addressed under a different funding opportunity.

Group GSA were re-engaged to undertake preliminary assessment and development of planting proposals for Bultje, Wingewarra and Talbragar Streets, between Macquarie and Bligh Streets. Group GSA were engaged to undertake works on the basis of their recently completed Macquarie River CBD precinct masterplan development. It was also considered critical to ensure continuity between masterplan intentions and Macquarie Street.

Following assessment of services, both underground and overhead, as well as consideration of transport vehicular access and movement requirements for each of streets (inclusive of articulated vehicle requirements for Coles in Bultje Street and Woolworths in Talbragar Street), preliminary tree planting locations have been identified. These are illustrated below:



Figure 1. Preliminary tree planting locations for Bultje Street.



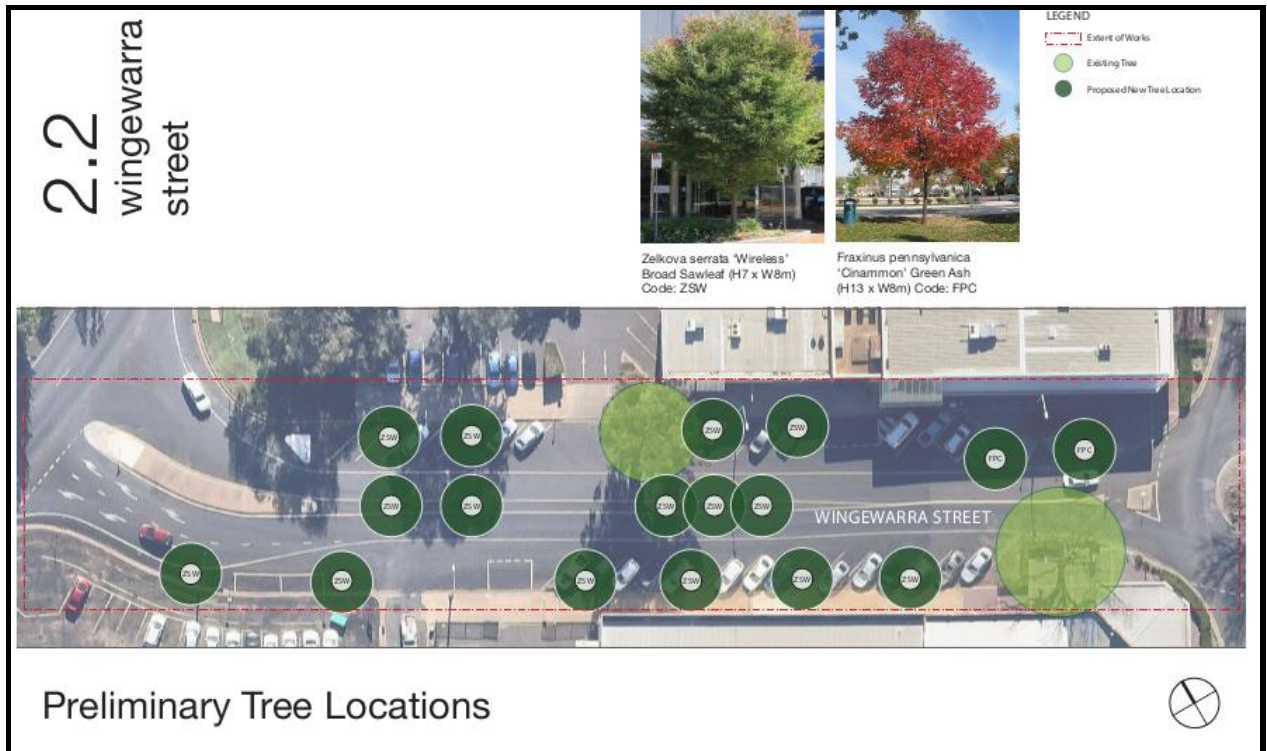


Figure 2. Preliminary tree planting locations for Wingewarra Street.

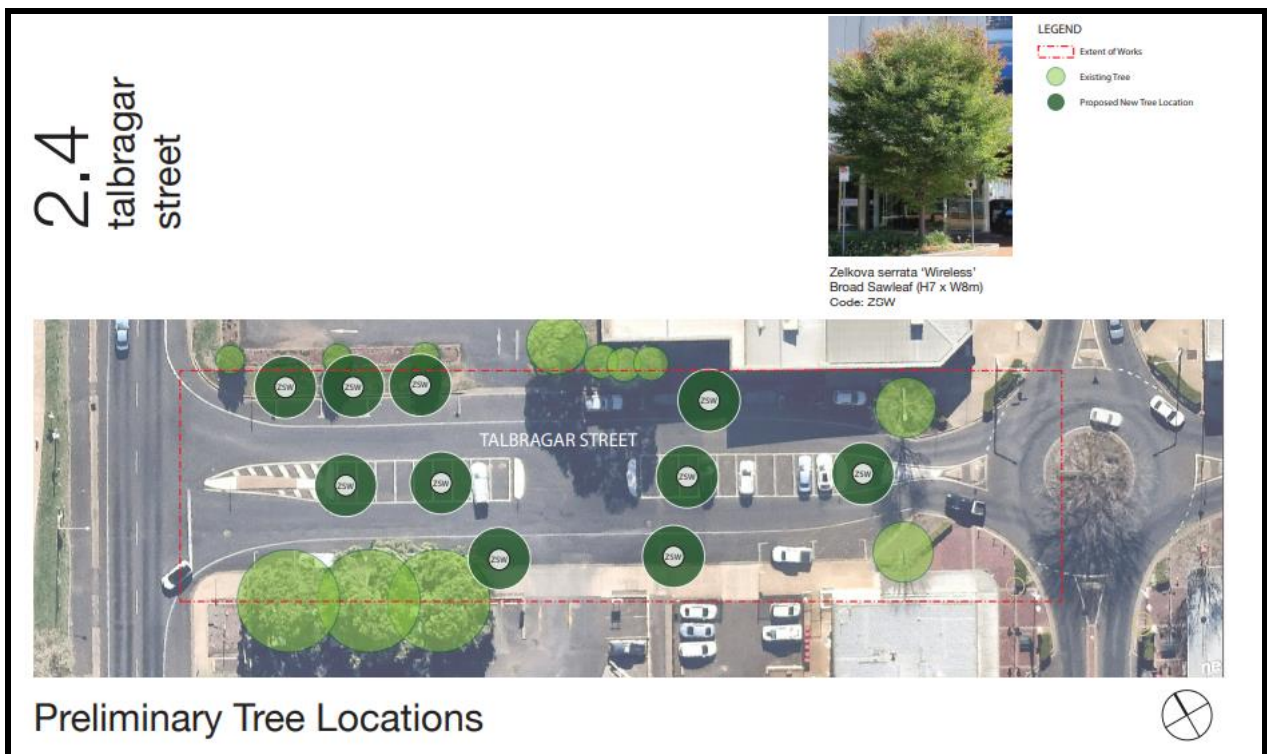


Figure 3. Preliminary tree planting locations for Talbragar Street.

In keeping with Mayoral Minute requests, median tree planting for each of the streets have been investigated. However due to some vehicular access requirements it has not been possible to extend plantings along the full length of the streets. To compensate, and achieve desired outcomes of shading and heat mitigation, additional side plantings have been shown. In both median and side planting instances, there will be a small loss allocated car parking within the CBD. However, due to the planting methodology being proposed, car parking loss may provide additional parking opportunities for motor bikes.

The proposed tree planting methodology utilised is intended to be the same as that which Council has utilised in Wingewarra Street. This methodology, the Stockholm method, incorporates construction of a root vault underneath road pavement and includes Water Sensitive Urban Design, allowing the tree to utilise road runoff. Tree species proposed in these locations include *Fraxinus pennsylvanica* and *Zelkova serrata*. Both species are deciduous, promoting solar access during winter months. They are also identified as suitable trees in the Dubbo Street Tree Master Plan.





As identified in the report, implementation of these tree planting proposals will have a small impact on car parking within the CBD. However in many cases this impact will be minimal as a result of the potential of the creation of 2 smaller motor bike parking spaces, especially in the central medians.

To enable community members and businesses within the CBD to have input into the beautification of the CBD it is recommended that plans be placed on public exhibition for 28 days; and a subsequent report be tabled at an Ordinary Meeting of Council for further consideration.



DUBBO REGIONAL  
COUNCIL

## REPORT: Aquatic Leisure Centres Usage Policy

**AUTHOR:** Aquatic Leisure Centres Manager  
**REPORT DATE:** 3 August 2020  
**TRIM REFERENCE:** ID20/931

### EXECUTIVE SUMMARY

Dubbo Regional Council has successfully operated the three Aquatic Leisure Centre for the 2019/2020 season. The Aquatic Leisure Centres Usage Policy was developed outlining a level of hierarchy for access to the Aquatic Leisure Centres pool space for all users. The Policy assisted management and staff in determining facility allocations (including lane allocations) for all requested bookings, whilst protecting community access, and assists with protecting the integrity of Council run programs such as Learn to Swim from private competition.

The initial Aquatic Leisure Centres Usage Policy was adopted at Council's Ordinary Meeting held on 9 September 2019 and subsequently implemented by Aquatic Leisure Centre management and staff across the 2019/2020 season.

Following the conclusion of the 2019/2020 season, a review of the Aquatic Leisure Centres Usage Policy was initiated. To date, Aquatic Leisure Centre management and staff reviewed the Policy and based on feedback, a draft amended Policy was developed.

Consultation with the key Aquatic Leisure Centre stakeholders was undertaken with no feedback or comments received in regard to the current policy and thus endorsement was given for the policy by the key users groups from Wellington and Dubbo.

Therefore it is recommended the Aquatic Leisure Centres Usage Policy, attached as **Appendix 1** be adopted and subsequent implementation for the 2020/2021 season.

### FINANCIAL IMPLICATIONS

There are no financial implications arising from this report.

### POLICY IMPLICATIONS

The Aquatic Leisure Centres Usage Policy complies with the Dubbo Regional Council Strategic Plan Liveability theme 5.5, *"The community has the opportunity to participate in a diverse range of lifestyle, sporting and passive recreational pursuits"*.

**RECOMMENDATION**

- 1. That the report by the Aquatic Leisure Centres Manager dated 31 July 2020, be noted.**
- 2. That the Aquatic Leisure Centres Usage Policy, attached as Appendix 1 to this report, be adopted and implemented for the commencement of the 2020/2021 season.**

*Beth Shea*

Aquatic Leisure Centres Manager

## BACKGROUND

A new Aquatic Leisure Centre Usage Policy was adopted at Council's Ordinary Meeting held on 9 September 2019. The policy was applied during the inaugural season.

The policy was reviewed by management and staff of the Aquatic Leisure Centres and as a result of the feedback provided, amendments were made to Dubbo Regional Council Aquatic Leisure Centres - Usage Policy.

## REPORT

At the Council meeting held on the 27 July 2020, Council resolved that the Aquatic Leisure Centres Manager undertake consultation with the key community stakeholders in regard to the Aquatic Leisure Centre Usage Policy.

On Tuesday 28 July 2020 a meeting was held with the Wellington Aquatic Leisure Centre user groups including a total of six (6) representatives from the Wellington Amateur Swimming Club and the Wellington Diggers Swimming Club.

Furthermore on Thursday 30 July 2020 a meeting was held with the Dubbo Aquatic Leisure Centre user groups including a total of six (6) representatives from Dubbo City Swimtech Swimming Club, Orana Aquatic Swimming Club, Dubbo Water Polo Club and Dubbo Triathlon Club

The Aquatic Leisure Centre – Usage Policy was circulated to the key stakeholders prior to the meeting. During consultation with the key stakeholders the following points were highlighted from the policy:

- Community lanes availability especially during extreme weather when lanes may need to be handed back.
- Parameters to determine preferential allocations between the two swimming clubs.
- A review of the variation in categories and thus hierarchy priority between swimming clubs and other sport groups such as water polo and triathlon.
- Council position on allowing private coaches and learn to swim providers' access and under what circumstances.
- Identification of a bottom level cut off standard for clubs to ensure clubs are not providing swimming opportunities to potential learn to swim clients.

During both meetings the user groups demonstrated an understanding of the content of the policy and no opposed feedback or comments was received in regard to the Aquatic Leisure Centres – Usage Policy.

Appendices:

- 1 [Attachment to Report - Council Policy - Aquatic Centre Usage Policy - Reviewed 09/07/2020](#)



# COUNCIL POLICY

## Aquatic Leisure Centres – Usage Policy

**Date** 22 August 2019  
**Council Resolution Date** 9 September 2019  
**Clause Number**

**Responsible Position** Aquatic Leisure Centre Manager  
**Branch** Recreation and Open Space  
**Division** Liveability  
**Version** 2  
**TRIM Reference Number**  
**Review Period** Annually  
**Review Date** July 2021  
**Consultation**

Document Revision History	
Description	Date
Version 1	22 August 2019
Version 2	9 July 2020
<b>Notes</b>	

## **POLICY**

### **PURPOSE**

The objective of this policy is to determine a set level of hierarchy of access to the Dubbo Regional Council Aquatic Leisure Centres for all users, and to protect the integrity of the 'aquatic industry business' that is being conducted by Dubbo Regional Council at their Aquatic Leisure Centres.

### **BACKGROUND AND RELATED LEGISLATION**

The Aquatic Leisure Centres were developed primarily as community recreational facilities as such facilities must be available for community recreational use during most operational hours.

When considering requests for lane hire for regular structured activities, consideration must be given to ensure space is available for the community recreation during peak times (morning and evening) and during extreme hot weather events.

However whilst community consideration remain foremost when considering lane hire requests, business considerations, (including large events which have the capacity to bring significant economic benefit to the region) may see community access being limited for a specific period of time (for example during a swimming carnival event), with appropriate notification.

Access to all patrons can be restricted due to safety concerns with no notification, against industry peak body, legislative or Work Health and Safety consideration.

### **SCOPE**

This policy is applicable to all users of the Dubbo Aquatic Leisure Centre, Wellington Aquatic Leisure Centre and Geurie Swimming Pool.

### **POLICY**

Pool space will be available for community use during all facility operating hours, except when an approved event is occurring in which instance access for community may be altered for a specific period of time. In general, a minimum of 3 lanes in the 50m pools will be available for community use (which may include Learn to Swim classes) at all times during operational hours, and specifically during peak times. Other facilities will be available during operating hours in accordance with operational requirement, patron demand or as previously advertised (ie waterslide access)

Lane allocations will be based on the Category Hierarchy outlined below.

Special events deemed to provide significant regional economic benefits may be approved upon individual application, and in this instance the community will be given no less than 7 days' notice of reduced access, which may include no general public access when safety is compromised.

### **Aquatic Centre User Categories**

All users of Dubbo Regional Council Aquatic Leisure Centres will be grouped into the following categories:

- Category 1 - Community Use Including Dubbo Regional Council Learn-To-Swim Classes
- Category 2 – Council approved and Swimming NSW affiliated Swim Clubs and State Sporting Organisation Clubs with an aquatic component, currently these include
  - Dubbo Aquatic Leisure Centre (Dubbo City Swimtech Swimming Club; Orana Aquatic Swimming Club.)
  - Wellington Aquatic Leisure Centre - Wellington Amateur Swimming Club,
  - Dubbo Water Polo Club
  - Dubbo Triathlon Club
- Category 3 - Other Community/Sporting Groups, schools and special needs groups requiring a regular, recurring booking, or a one off booking for a carnival or special event (ie school rewards day).
- Category 4 – Private bookings for a ‘one off’ special event.

**General Principles or Guidelines for Facility Use Allocation**

- All groups seeking to utilise an Aquatic Leisure Centre will be required to sign a written agreement and operate in accordance with Council’s Aquatic Leisure Centre User Agreement.
- The overall lane allocations provided in this policy will be reviewed annually to ensure they reflect the ongoing demand and utilisation at the Aquatic Leisure Centres, in accordance with strategic direction.
- Where available lane hire cannot accommodate the requests of the two swimming clubs and where competition for morning or afternoon lane hire allocation exists between the two swimming clubs, preference of allocations will be based on
  - Mutual agreement after appropriate negotiation, or
  - The number of registered Swimming NSW member and applied as a ratio to lane hire allocations available.
- Council staff may reduce lane allocations to any Category 2, 3 or 4 group in favour of community users at the discretion of the Aquatic Leisure Centres Manager or designated staff member in charge of the individual facility at the time. Such a decision is to be made on the basis of meeting the needs of the greatest number of users of the Centre, and prevailing circumstances could include, but not be limited to:
  - Days of extreme hot weather where there is extensive use of facilities by the general community in the afternoons and additional public lanes should be provided for the community rather than for organised swimming activities.
  - Days where the number of swimmers in attendance with an organised group is low and there is a large demand for community swimming, and a reallocation of lanes will result in a safer allocation of lanes amongst all swimmers
- Such changes to lane hire allocations will be discussed with the user groups involved, and as much notice provided of these changes as possible.

- Community Sporting clubs including water polo and triathlon require specific access to conduct competitions. In such instances special access conditions may be negotiated to facilitate these competitions. For example Water Polo requires approximately 60% of the 50m pool, across all lanes, however public access can still be maintained for free swimming at this time by using the shallow end of the pool at this time. Triathlon events include considerations related to running and cycle legs and access to Victoria Park, in this instance special consideration may be given to conducting an event outside regular hours to reduce risks for participants and for other patrons.
- Groups of swimmers who give the appearance of 'regular' and planned attendance (even if as a social group) will be encouraged to seek lane access as a Category 3 group to ensure they can secure dedicated lane space without impacting upon, or competing with, general Aquatic Centre users for lane access.
- For major events such as swimming carnivals Aquatic Leisure Centre management have the authority to restrict community access for a period of time (ie during the event) based on a risk assessment. At such times a minimum of 7 days' notice will be given to inform the community of reduced access conditions.
- To maintain the business integrity of Council run programs (including Learn to Swim), private coaching will only be considered and approved when
  - Participants are ranked above Dubbo Regional Council Learn to Swim program level;
  - Dubbo Regional Council cannot provide a program service due to lack of appropriate coaching qualifications (ie Disability Learn to Swim, Adult Learn to Swim) or lack of available staff. This consideration will be given on a case by case basis upon application.
  - The 'club level' swimmers benchmark is set as 'individuals engaged in club based activities must be able to swim a minimum 50m freestyle with a consistent, continuous and fluent technique and unaided'. Special consideration may be given to a swimmer who would be significantly disadvantaged by this rule due to family constraints (ie travelling with siblings to club training) would not be able to access a Learn to Swim program. This consideration must be applied for in writing and will be considered on a case by case basis.
- Any other request submitted in writing (and not covered in this policy) to be considered by the Aquatic Leisure Centres Manager and a recommendation provided to the Manager Recreation and Open Spaces for final approval.

#### **Hierarchy of Access**

The priority order for access to pool space is:

##### **Category 1**

1. Community members – recreational or lap swimming, leisure, non-structured exercise (minimum of 3 lanes available at peak times or 4 lanes available at non peak times)
2. Dubbo Regional Council run programs including
  - a. Learn to Swim
  - b. Transition (or mini squad) programs
  - c. Aqua Aerobics



- d. Any other program as developed by facility staff and approved by Dubbo Regional Council

Category 2

1. Sporting Clubs with an Aquatic component approved by Council and registered with a State Sporting Organisation.

Category 3

1. Community user groups requiring access to water space to run programs that provide a significant community contribution for inclusive access for disadvantaged groups. This group includes schools requiring access for carnivals, learn to swim, sport or PE;
2. Events sanctioned by Swimming NSW or other State bodies (Waterpolo etc.) for the purpose of conducting a Country, Regional or State Event

Category 4

1. Registered swim club - swimming out of other aquatic facilities in the region without a 50m pool, or with limited access to a 50m pool due to, for example to reconstruction/repairs. Limited access available for the purpose of athlete competition development or refinement of specific skill sets.
2. 'One off' bookings for an individual or specific purpose group. This could include a Private Coach bringing a group to the facility. Recommended 'access' – no more than 4 lanes and no more than 4 times per year and subject to availability, never in peak times.

**RESPONSIBILITIES**

Responsibility for enacting this Policy will lie with the Aquatic Leisure Centres Manager.



## **REPORT: Compulsory Acquisition of Lot 1 and Lot 2 in DP 1265086 - Part Crown Lot 7003 DP 1001294 and Part Lot 1 DP 1162663 - Burrendong Bridge No.2, Fashions Mount Road, Mumbil**

**AUTHOR:** Property Development Officer  
**REPORT DATE:** 12 August 2020  
**TRIM REFERENCE:** ID20/1032

### **EXECUTIVE SUMMARY**

Since 2019, Council staff have been liaising with Crown Lands and other stakeholders for Council to acquire land for the reconstruction of Burrendong Bridge No.2 on Fashions Mount Road, Mumbil.

The bridge reconstruction will provide a safer route for patrons of Burrendong Dam, but will require the acquisition of Part Crown Lot 7003 DP 1001294 and Part Lot 1 DP 1162663 owned by the Water Administration Ministerial Corporation (WAMC) and administered by Water NSW.

Council Staff have now made the necessary agreements, subject to their final execution, with NSW Department of Industry – Crown Lands, WAMC (Water NSW), and other stakeholders in the land, and registered plan of acquisition DP 1265086, for the compulsory acquisition to occur.

Having made the agreements and registered the plan of acquisition, a Council resolution is now required for Council to compulsorily acquire the land in accordance with the *Land Acquisition (Just terms Compensation) Act 1991*.

Upon the adoption of these recommendations, Council's Solicitor will be able to apply to the NSW Office of Local Government to undertake all other notifications and processes that are necessary for the compulsory acquisition to occur, and apply to the Governor of NSW to publish an Acquisition Notice in the NSW Government Gazette to execute the matter.

### **FINANCIAL IMPLICATIONS**

Pursuant to the *Land Acquisition (Just Terms Compensation) Act 1991*, the effect of resolving to compulsorily acquire Lots 1 and 2 DP 1265086, will be that Council's solicitor shall serve a Proposed Acquisition Notice (PAN) on the NSW Department of Primary Industry – Crown lands, Native Title Corporation (NTSCorp) and any Native title Claimants in respect of Councils acquisition of Lot 1 DP 1265086.

Subsequently Councils solicitor shall notify the NSW Valuer General to determine what compensation valuations are payable by Council to crown lands and any Native Title claimants.

In this regard it is estimated that the compensation valuation payable to crown lands will be in the order of \$3,338.18 plus GST consistent with the compensation valuation that council has previously procured for the project from Aspect Property Consultants, dated 4 March 2020.

The requirement for council to pay Compensation to NTSCorp or a Native Title Claimant group will only be apparent if a claim for compensation is lodged with NSW Valuer General upon receipt of the PAN notice. In this regard no Native Title claims are known to exist over the Crown Lot 7003 DP 1001294. Due to the nature of native title, a compensation valuation for any Native Title claimant cannot be estimated.

A PAN shall also be served on WAMC (Water NSW) in respect of Councils acquisition of Lot 2 DP 1265086, however an agreement is already in place with Water NSW for council to acquire their land for \$2883.66 plus GST. Refer to CW20/7.

#### **POLICY IMPLICATIONS**

There are no policy implications arising from this report.

**RECOMMENDATION**

- 1. That Council approve compulsory acquisition of the land noted within the report pursuant to sections 177 and 178 of the Roads Act 1993 (NSW) and undertake all necessary actions accordingly, if agreement cannot be reached between Council and the Owner.**
- 2. To acquire by compulsory acquisitions under sections 177 and 178 of the Roads Act 1993 (NSW), Lot 1 and Lot 2 in Deposited Plan 1265086 for the purposes of public road.**
- 3. That Council approve the making of an application to the Minister for Local Government to issue Proposed Acquisition Notice(s) under the Land Acquisition (Just terms Compensation) Act 1991 for Council to compulsorily acquire Lot 1 and Lot 2 in Deposited Plan 1265086.**
- 4. That Council approve the making of an application to the Governor of NSW for the publication of an Acquisition Notice in the NSW Government Gazette under the Land Acquisition (Just terms Compensation) Act 1991 for Council to compulsorily acquire Lot 1 and Lot 2 in Deposited Plan 1265086.**
- 5. That upon acquisition, Lot 1 and Lot 2 in Deposited Plan 1265086 is classified as operational land.**
- 6. That Council affix the Common Seal of Council to any documents required to be sealed as part of process for Council to compulsorily acquire Lot 1 and Lot 2 in Deposited Plan 1265086.**
- 7. That the Chief Executive Officer execute under power of attorney, any documents required to be executed as part of process for Council to compulsorily acquire Lot 1 and Lot 2 in Deposited Plan 1265086, that do not require the Common Seal of Council.**

*Alex Noad*  
Property Development Officer

## BACKGROUND

Since 2019, Property Assets Branch has been liaising with Crown Lands and other stakeholders for Council to acquire land for the reconstruction of Burrendong Bridge No.2 on Fashions Mount Road, Mumbil. The bridge is located approximately 21 km south east of Wellington, 3 km to the west of Burrendong Dam and is shown in Figure 1 below.

The existing bridge has been identified as 'highly' unsafe in many respects. Accordingly, Council's Infrastructure Division has secured state funding for its reconstruction and redesigned a more appropriate alignment for the bridge further south.

The bridge reconstruction will provide a safer route for patrons of Burrendong Dam, but will require the acquisition of Part Crown Lot 7003 DP 1001294 and Part Lot 1 DP 1162663 owned by the Water Administration Ministerial Corporation (WAMC) and administered by Water NSW.



**Figure 1:** Burrendong Bridge No.2, Fashions Mount Road, Mumbil - existing.

## REPORT

Council Staff have now made the necessary agreements, subject to their final execution, with NSW Department of Industry – Crown Lands, Water NSW, NSW Aboriginal Land Council, and Wellington Aboriginal land Council such that Council may now compulsorily acquire the subject portions of land required.

Staff have also registered plan of acquisition, DP 1265086 shown in **Figure 2** below, and an appropriate Council resolution is now required for Council to compulsorily acquire subject Lot 1 (4,670m<sup>2</sup>) and Lot 2 (817.4m<sup>2</sup>) of DP 1265086 required for the purpose of the Roads Act 1993, in accordance with the processes of Land Acquisition (Just terms Compensation) Act 1991. Herein, the appropriate recommendations are made for Council's adoption for the compulsory acquisition of Lots 1 and 2 DP 1265086 to occur.

The effect of Council resolving to adopt this report and its recommendations is that Council's solicitor, Marsdens Law Group, will then be able to apply to the NSW Office of Local Government for the consent of the Minister for Local Government to issue a Proposed Acquisition Notice (PAN) to Crown Lands and WAMC (Water NSW), undertake all other notifications and processes that are necessary for the compulsory acquisition to occur, and apply to the Governor of NSW to publish an Acquisition Notice in the NSW Government Gazette to execute the matter.

In this regard it should be noted that the NSW Valuer General shall determine the amount of compensation payable by Council to NSW Crown Lands for its acquisition of Part Crown Lot 7003 DP 1001294, that council has no appeal rights, and that prompt payment by council will be required.

It is expected that the NSW Valuer General's compensation valuation for Part Crown Lot 7003 DP 1001294 will be similar to the compensation valuation \$3,338.18 plus GST provided by Aspect Property Consultants dated 4 March 2020 agreed with the Wellington local Aboriginal land Council for their adjustment of the land claims on the Crown land. Refer to *CW20/6 Confidential Report: Aboriginal Land Claim Adjustment Agreements – Burrendong Bridge No.2 Fashions Mount Road, Mumbil – Renshaw McGirr Way - Curra Creek Intersection, Curra Creek.*

It should also be noted that Native Title is presumed to exist over Part Crown Lot 7003 DP 1001294, and that Council's solicitor will be required to submit a proposed acquisition notice (PAN) to the Native Title Corporation (NTS Corp) and any Native Title Claimants. No Native title claims are known to exist over the subject lots, however a claim for compensation may be lodged in response to the notification. Again, the NSW Valuer General would determine the amount of compensation payable by Council, and council would have no appeal rights. Given the nature of Native Title an estimation of this compensation valuation cannot be provided.

A PAN shall also be served on WAMC (Water NSW) in respect of Councils acquisition of Lot 2 DP 1265086, however an agreement is already in place with Water NSW for council to compulsorily acquire their land for \$2883.66 plus GST. Refer to *CW20/7 Confidential Report: Acquisition Agreement (Water NSW) – part Lot 1 DP 1162663, Burrendong Bridge No.2 Fashions Mount Road, Mumbil.*

SUMMARY

Council staff have now made all agreements necessary and registered plan of acquisition DP 1265086 for the compulsory acquisition of lots 1 and 2 DP 1265086, being part Crown Lot 7003 DP 1001294, and part WAMC (Water NSW) Lot 1 DP 1162663, that Council requires for the reconstruction of Burrendong Bridge No.2 on Fashions Mount Road, Mumbil.

A resolution of Council is now required for the compulsory acquisition of these lots to be executed by Council's solicitors, and the appropriate recommendations are made for this to occur. Executing the compulsory acquisition will ensure that an unsafe bridge will be replaced, and a much safer route will be provided for patrons of Burrendong Dam.

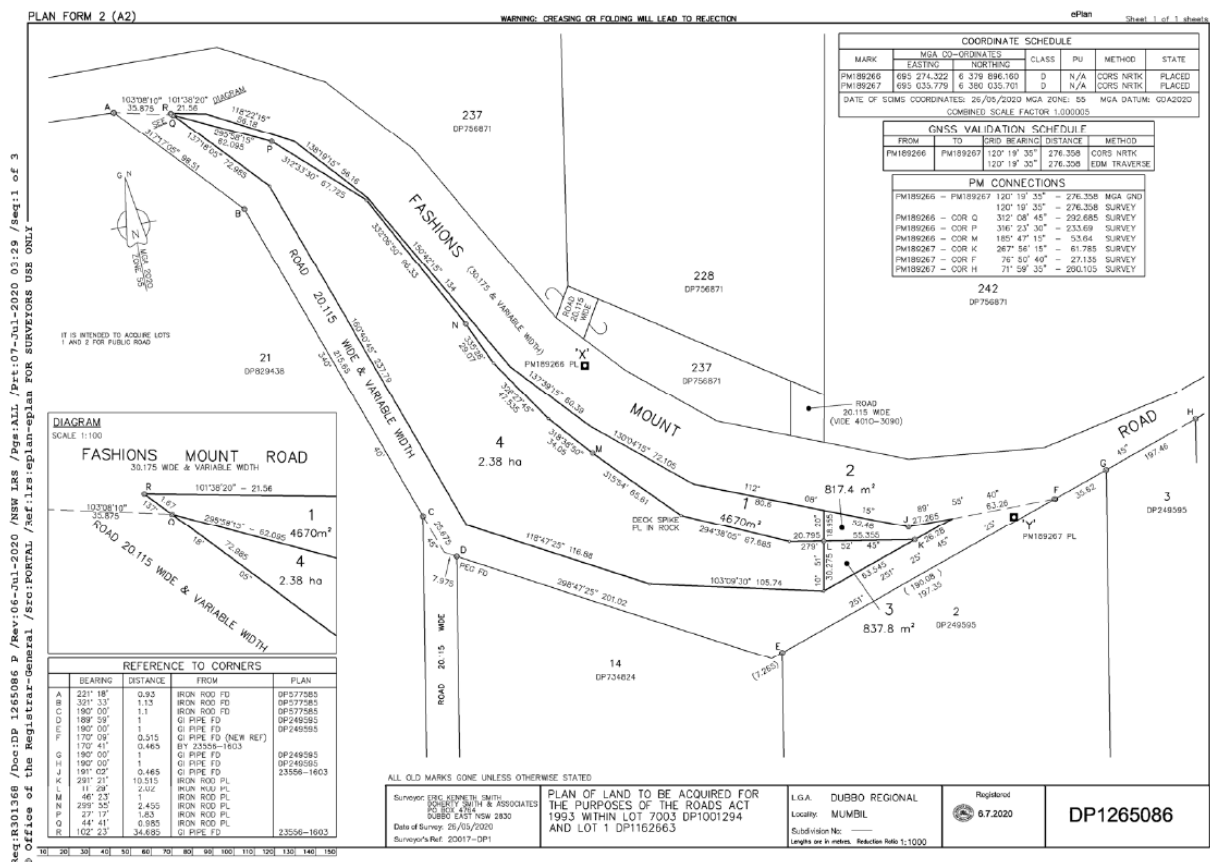


Figure 2: Plan of Acquisition DP 1265086 – Lots 1 and 2 DP 1265085 to be compulsorily acquired for Public Road.





**REPORT: Compulsory Acquisition of Lot 1 and Lot 2 in DP 1265085 - Part Crown Lot 92 DP 753230 and Part Crown Lot 7302 DP 116892 - Intersection, Curra Creek Road, Curra Creek**

**AUTHOR:** Property Development Officer  
**REPORT DATE:** 12 August 2020  
**TRIM REFERENCE:** ID20/1033

**EXECUTIVE SUMMARY**

In 2003, the former Wellington Shire Council upgraded the intersection of Curra Creek Road and Renshaw McGirr Way at Curra Creek. Land was required from two adjoining lots, being part Crown Lot 92 DP 753230 and part Crown Lot 7302 DP 1168692. The acquisition of these Crown land portions remains outstanding.

Council staff have now made all necessary agreements, subject to their final execution, with Crown lands and other stakeholders in the land, and registered plan of acquisition DP1265085, for the compulsory acquisition from Crown lands to occur.

Having made the agreements and registered the plan of acquisition, a Council resolution is now required for Council to compulsorily acquire the subject land in accordance with the *Land Acquisition (Just terms Compensation) Act 1991*.

Upon Council's adoption of these recommendations, Council's Solicitor will seek permission from the NSW Office of Local Government to undertake all other notifications and processes that are necessary for the compulsory acquisition to occur.

**FINANCIAL IMPLICATIONS**

It is estimated that the compensation valuation payable to Crown land will be in the order of \$7,750 plus GST, consistent with the compensation valuation that Council has previously procured for the project.

The requirement for Council to pay Compensation to NTSCorp or a Native Title Claimant group will only be apparent if a claim for compensation is lodged with NSW Valuer General upon receipt of the proposed acquisition notice (PAN).

**POLICY IMPLICATIONS**

There are no policy implications arising from this report.



**RECOMMENDATION**

- 1. That Council approve compulsory acquisition of the land noted within the report pursuant to sections 177 and 178 of the Roads Act 1993 (NSW) and undertake all necessary actions accordingly, if agreement cannot be reached between Council and the Owner.**
- 2. To acquire by compulsory acquisition under sections 177 and 178 of the Roads Act 1993 (NSW), Lot 1 and Lot 2 in Deposited Plan 1265085 for the purposes of public road.**
- 3. That Council approve the making of an application to the Minister for Local Government to issue a Proposed Acquisition Notice under the Land Acquisition (Just terms Compensation) Act 1991 for Council to compulsorily acquire Lot 1 and Lot 2 in Deposited Plan 1265085.**
- 4. That Council approve the making of an application to the Governor of NSW for the publication of an Acquisition Notice in the NSW Government Gazette under the Land Acquisition (Just terms Compensation) Act 1991 for Council to compulsorily acquire Lot 1 and Lot 2 in Deposited Plan 1265085.**
- 5. That upon acquisition, Lot 1 and Lot 2 in Deposited Plan 1265085 is classified as operational land.**
- 6. That Council affix the Common Seal of Council to any documents required to be sealed as part of process for Council to compulsorily acquire Lot 1 and Lot 2 in Deposited Plan 1265085.**
- 7. That the Chief Executive Officer execute under power of attorney, any documents required to be executed as part of process for Council to compulsorily acquire Lot 1 and Lot 2 in Deposited Plan 1265085, that do not require the Common Seal of Council.**

*Alex Noad*  
Property Development Officer

## BACKGROUND

In 2003 the former Wellington Shire Council upgraded the intersection of Curra Creek Road and Renshaw McGirr Way at Curra Creek, located approximately 8km to the south west of Wellington. The intersection is shown in **Figure 1**.

Prior to 2003 the roads intersected at an acute angle. The upgrade works reconstructed Curra Creek Road to intersect with Renshaw McGirr Way at a safer angle. To achieve this, land was required from two adjoining Crown land lots, being part Lot 92 DP 753230 and part lot 7302 DP 1168692. The acquisition of these Crown land portions remains outstanding.



**Figure 1:** Intersection of Curra Creek Road and Renshaw McGirr Way, Curra Creek (As upgraded by Wellington Shire Council circa 2003)

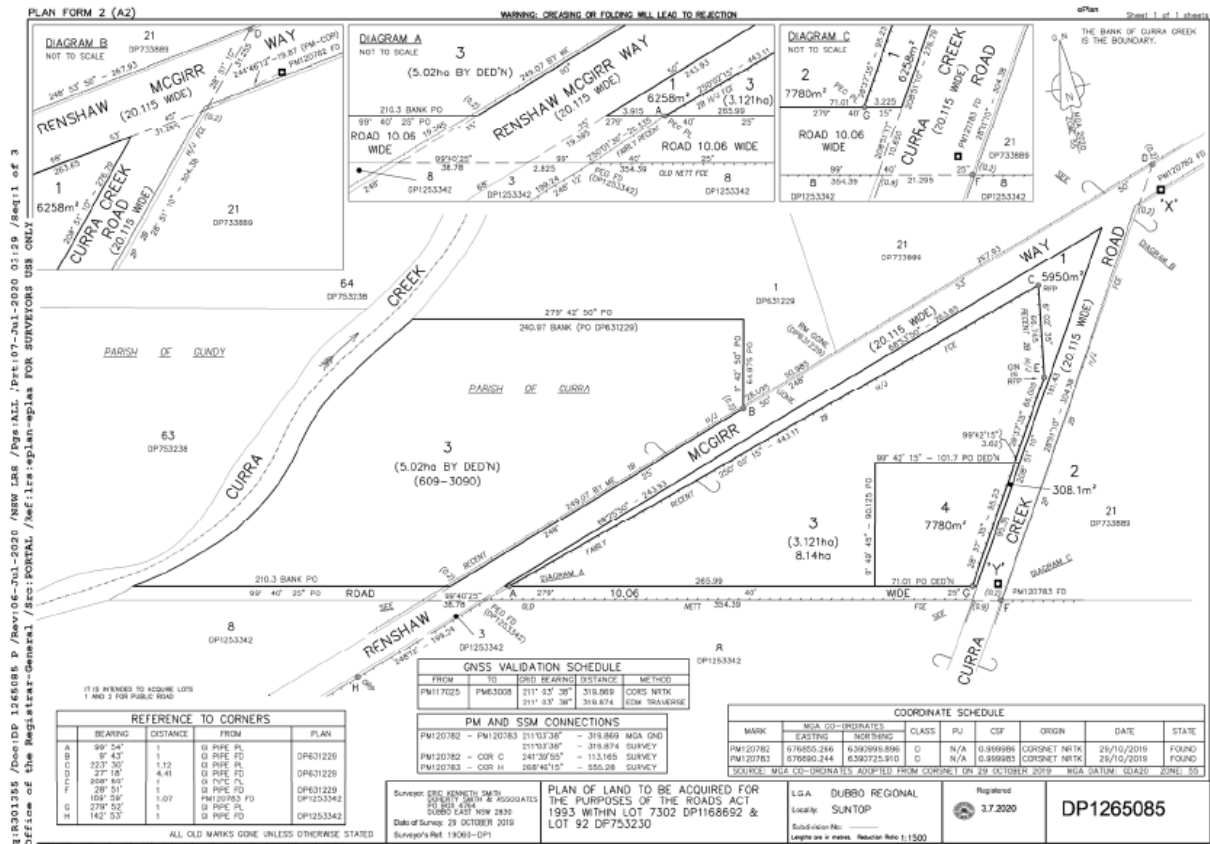
## REPORT

Since 2019, Council staff have been pursuing the formal acquisition of the Crown land portions that are required to accommodate the reconstructed intersection.

Council Staff have now made the necessary agreements, subject to their final execution, with NSW Department of Industry – Crown Lands, NSW Department of Industry – Local Land Services, NSW Aboriginal Land Council, and Wellington Aboriginal land Council such that Council may now compulsorily acquire the subject portions of Crown land.

Staff have also registered plan of acquisition, DP 1265085 shown in **Figure 2** below, and an appropriate Council resolution is now required for Council to compulsorily acquire subject Lot 1 (5,950m<sup>2</sup>) and Lot 2 (308.1m<sup>2</sup>) of DP 1265085 in accordance with the *Roads Act 1993*.

Herein, the appropriate recommendations are made for Council's adoption to compulsorily acquire Lots 1 and 2 DP 1265085.



**Figure 2:** Plan of Acquisition DP 1265085 – Lots 1 and 2 DP 1265085 to be compulsorily acquired for Public Road

Upon Council adopting this report, Council's solicitor, Marsdens Law Group, will proceed to apply to the NSW Office of Local Government for the consent of the Minister for Local Government to issue a Proposed Acquisition Notice (PAN) to Crown Lands, undertake all other notifications and processes that are necessary for the compulsory acquisition to occur, and apply to the Governor of NSW to publish an Acquisition Notice in the NSW Government Gazette to execute the matter.

The NSW Valuer General shall determine the amount of compensation payable by Council to NSW Crown Lands for their acquisition of the Crown land. Council has no appeal rights, and prompt payment by Council will be required.

It is expected that the NSW Valuer General compensation will be similar to the compensation valuation of \$7,750 exc. GST provided by Preston Rowe Paterson (PRP) dated 9 March 2020 and agreed with the Wellington local Aboriginal land Council for their adjustment of the land claims on the Crown land. Refer to *CW20/6 Confidential Report: Aboriginal Land Claim Adjustment Agreements – Burrendong Bridge No.2 Fashions Mount Road, Mumbil – Renshaw McGirr Way - Curra Creek Intersection, Curra Creek.*

It should also be noted that Native Title is **presumed** to exist over the subject lots and that Council's solicitor will be required to submit a proposed acquisition notice (PAN) to the Native Title Corporation (NTS Corp) and any Native Title Claimants. No Native title claims are known to exist over the subject lots, however a claim for compensation may be lodged in response to the notification. Again, the NSW Valuer General would determine the amount of compensation payable by Council, and Council would have no appeal rights. Given the nature of Native Title such an estimation of this compensation valuation cannot be provided.

#### **SUMMARY**

Council staff have now made all agreements necessary and registered a plan of acquisition DP1265085 for the compulsory acquisition of Lots 1 & 2 DP 1265085, being the parts of Crown lots 92 DP 753230 and Lot 7302 DP 1168692, that Council requires for the upgraded intersection of Renshaw McGirr Way and Curra Creek Road, Curra Creek.

A resolution of Council is now required for the compulsory acquisition of these lots to be executed by Council's solicitors, and the appropriate recommendations are made for this to occur. Executing the compulsory acquisition will ensure that the matter which has been outstanding since 2003 will be finalised.



DUBBO REGIONAL  
COUNCIL

## REPORT: Boundary Road Extension - Transfer of Land from MAAS to Council

AUTHOR: Property Specialist  
REPORT DATE: 11 August 2020  
TRIM REFERENCE: ID20/1031

### EXECUTIVE SUMMARY

Council will be progressing with Stage 2 of the Boundary Road extension from Alexandrina Avenue east to Sheraton Road.

A boundary adjustment between Council owned Keswick land and Southlakes Estate has recently been registered to accommodate the construction of the middle roundabout along the Boundary Road extension. Taken place in which MAAS Group amended their boundary as identified in **Appendix 1** to adjust the boundary in the location the roundabout will be constructed. This was done in anticipation of that area of land being dedicated as road.

As such, the new Certificate of Title for Keswick Estate residue land has been issued by NSW LRS under dual ownership in favour of both Council and MAAS Properties.

A 'transfer of ownership' is now required to be lodged with NSW LRS to remove MAAS from the first schedule of the Title.

### FINANCIAL IMPLICATIONS

This lodgement of the Transfer document with NSW LRS is estimated to cost Council \$500.

### POLICY IMPLICATIONS

There are no policy implications arising from this report.

### RECOMMENDATION

1. The approval be granted to allow for the execution of a Transfer, removing MAAS Groups interest in Lot 502 DP 1255115 from Title.
2. That all documentation in relation to this matter be executed under Power of Attorney.

*Vanessa Schmalz*  
Property Specialist



## BACKGROUND

At the Ordinary Council Meeting of 22 June 2016, report ID16/1110 adopted the recommendation that approval be granted for Boundary Road extension – Stage 1. This involved the implementation of two new four way, multi-lane roundabouts at the intersection of Boundary Road with Wheelers Lane and Alexandrina Avenue and the extension of Boundary Road.

As part of preparatory works for Stage 2 of the Boundary Road extension, a boundary adjustment between the Keswick Estate and Southlakes Estate boundary to accommodate another roundabout that will service both Estates.

In anticipation of the roundabout construction, MAAS Group and Council agreed to adjust the existing boundaries so that the area that would eventually become road, would fall within Councils land. This was to reduce the risk of any complications further down the track and allow for both parties to continue on with their separate developments. The boundary adjustment was approved as exempt development in accordance with *SEPP Infrastructure*.

## REPORT

The latest development of Southlakes has been undertaken as per development consent D2019-184. The boundary adjustment between Keswick Estate and Southlakes Estate was included in their subdivision to streamline plan registration with NSW LRS. The boundary adjustment resulted in an area of land falling within the boundary of Keswick Estate as seen below in **Figure 1**.



**Fig 1. Map of Boundary Adjustment**

This Subdivision was approved by Councils planning team and the plans subsequently registered with the NSW LRS. The Certificate of Title that was released upon registration has created Lot 502 DP 1255115 in dual entitlement with both Council and MAAS Group as estate owners. A transfer is now required to be completed to allow MAAS to relinquish their newly created interest in the land. Without this transfer document being registered, Councils other ongoing developments at Keswick Estate may be delayed.

### SUMMARY

Upon the registration of this transfer, Council will be the sole entity described in Schedule One of the Title, and the extension of Boundary Road and other works at Keswick can proceed without administrative complication.

Appendices:

1 [↓](#) Subdivision Certificate Plan for DP1255115

PLAN FORM 2 (A2)

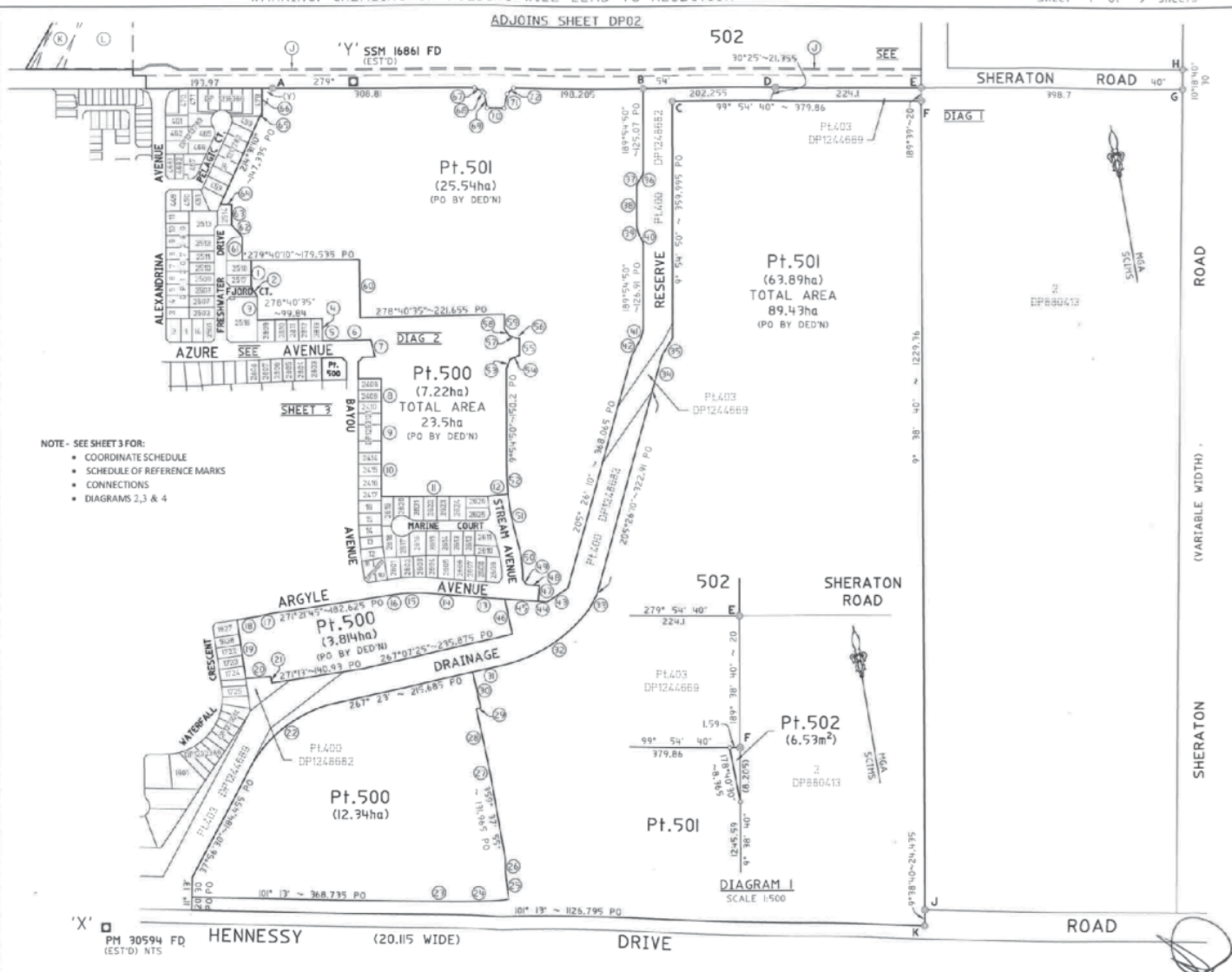
WARNING: CREASING OR FOLDING WILL LEAD TO REJECTION

Sheet 1 of 3 sheets

SCHEDULE OF SHORT LINES AND ARCS				
NO	BEARING	DISTANCE	ARC	RADIUS
1	190° 02' 30"	30.28		
2	158° 42' 55"	18.53		
3	189° 54' 45"	35.42		
4	189° 00' 40"	33.71		
5	279° 00' 35"	27.72		
6	278° 48' 45"	45.64		
7	176° 07' 50"	26.648		
8	189° 52' 30"	45		
9	9° 55' 15"	88		
10	9° 55' 55"	40		
11	99° 55'	162.645		
12	93° 54' 40"	32		
13	284° 11' 50"	65.58		
14	284° 13' 50"	52.806		
15	97° 47' 05"	53.248	53.359	238
16	91° 21' 45"	5.635		
17	87° 48'	22.82		
18	91° 12' 55"	32		
19	181° 31' 55"	89.986		
20	95° 37' 55"	39.1		
21	181° 33' 50"	10.006		
22	242° 39' 45"	167.28	172.588	200
23	101° 46' 35"	17.385		
24	97° 33' 50"	100.445	100.535	687.909
25	183° 22' 40"	43.29		
26	189° 42' 05"	18.145		
27	177° 55' 45"	16.01		
28	177° 41' 55"	84.805		
29	267° 23'	6.81		
30	177° 23'	56		
31	267° 23'	50.315		
32	56° 44' 35"	155.095	158.5	220
33	217° 44' 05"	24.68		
34	205° 28' 10"	54.566		
35	41° 49' 05"	30.625		
36	210° 34' 30"	14.115	14.425	20
37	210° 34' 30"	14.115	14.425	20
38	189° 54' 50"	54.855		
39	173° 10' 10"	23.045	23.38	40
40	173° 10' 10"	11.525	11.89	20
41	205° 28' 10"	14.17		
42	218° 22' 50"	26.575		
43	246° 42' 50"	37.645		
44	284° 11' 50"	13.755		
45	284° 11' 50"	81.205		
46	177° 42'	54.445		
47	14° 12' 30"	34		
48	284° 12' 30"	18.705		
49	329° 12' 30"	8.725		
50	182° 01' 45"	80.535	80.775	198.5
51	358° 32' 20"	72.36	72.465	386.5
52	185° 54' 45"	40.475	40.495	386.5
53	32° 24' 55"	15.305		
54	77° 24' 40"	15.31		
55	9° 54' 45"	26		
56	99° 54' 45"	4		
57	117° 51' 50"	12.33		
58	153° 48'	12.33		
59	189° 54' 45"	22.52		
60	189° 21' 15"	87.885		
61	189° 54' 45"	35.415		
62	147° 48' 25"	24.275		
63	9° 54' 45"	31.505		
64	89° 54' 50"	17.04		
65	279° 41'	3.28		
66	189° 54' 45"	42.525		
67	122° 24' 35"	12.95		
68	144° 54' 35"	4.405		
69	178° 31' 20"	23.59		
70	99° 54' 50"	26		
71	22° 23' 45"	22.21		
72	54° 54' 40"	13.455		

ALL LINES EXCEPT 51-69 ARE PO

0 10 20 30 40 50 60 70 80 90 100 110 120 130 140



- NOTE - SEE SHEET 3 FOR:
- COORDINATE SCHEDULE
  - SCHEDULE OF REFERENCE MARKS
  - CONNECTIONS
  - DIAGRAMS 2, 3 & 4

Surveyor: CHARLES ROBERT HIGGS  
 Date of Survey: 27/01/2020  
 Surveyor's Ref: I20020.OID.DPO1

PLAN OF SUBDIVISION OF LOT 407 IN DP1248682,  
 LOT 339 IN DP1241303 AND LOT 2802 IN  
 DP1256808

LGA: DUBBO REGIONAL  
 Locality: DUBBO  
 Subdivision No:  
 Lengths are in metres. Reduction Ratio 1:4000

Registered

DP1255115



PLAN FORM 2 (A2)

WARNING: CREASING OR FOLDING WILL LEAD TO REJECTION

Sheet 2 of 3 sheets

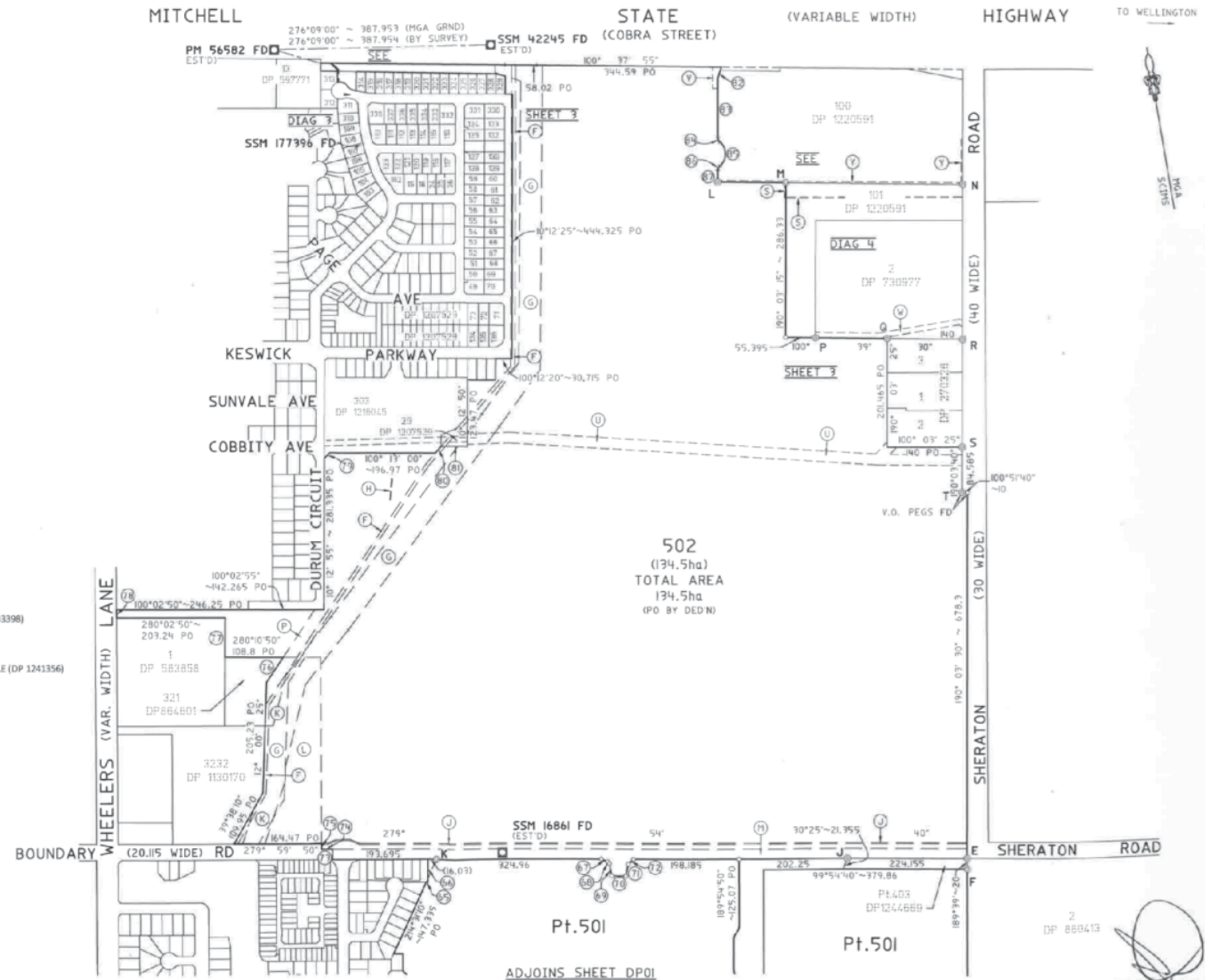
SCHEDULE OF SHORT LINES AND ARCS				
NO	BEARING	DISTANCE	ARC	RADIUS
65	279° 41'	3.28		
66	189° 54' 45"	42.525		
67	122° 24' 35"	12.95		
68	144° 54' 35"	4.405		
69	178° 31' 20"	23.99		
70	99° 54' 50"	26		
71	22° 23' 45"	22.21		
72	54° 54' 40"	13.465		
73	9° 59' 50"	20.115		
74	279° 59' 50"	20.115		
75	9° 49' 55"	10		
76	43° 58' 30"	55.495		
77	10° 34' 10"	73.03		
78	9° 47' 50"	15		
79	55° 13' 05"	14.14		
80	231° 17' 10"	15.915		
81	100° 12' 50"	48.89		
82	28° 48'	21.875		
83	10° 03' 10"	100.965		
84	345° 12' 25"	9.325	9.625	11.1
85	10° 03'	44.07	50.12	28.9
86	34° 54' 45"	9.33	9.625	11.1
87	10° 03' 25"	21.515		

ALL LINES EXCEPT 67-72 ARE PO

NOTE - SEE SHEET 3 FOR:

- COORDINATE SCHEDULE
- SCHEDULE OF REFERENCE MARKS
- CONNECTIONS
- DIAGRAMS 2,3 & 4

- (F) EASEMENT FOR WATER SUPPLY 6 WIDE (DP 849890)
- (G) EASEMENT FOR OVERHEAD POWERLINES 40 WIDE (DEALING A1233398)
- (H) EASEMENT FOR DRAINAGE 1.525 WIDE (DEALING D411346)
- (J) EASEMENT FOR UNDERGROUND POWERLINES 2 WIDE & VARIABLE (DP 1241356)
- (K) EASEMENT TO DRAIN WATER 40 WIDE (DP 814043)
- (L) RESTRICTIONS ON THE USE OF LAND (DP 814043)
- (M) LAND EXCLUDES MINERALS - SEE CROWN GRANT(S)
- (P) EASEMENT TO DRAIN WATER 20 WIDE (DP 583858)
- (S) EASEMENT TO DRAIN SEWAGE 2 WIDE (DP 1220591)
- (U) EASEMENT FOR OVERHEAD POWERLINES 20 WIDE (DP 1220591)
- (V) RIGHT OF ACCESS 10 WIDE AND VARIABLE (DP 1220591)
- (W) RIGHT OF ACCESS 10 WIDE (DP 1220591)
- (Y) EASEMENT TO DRAIN WATER 3 WIDE (DP 1220591)



502  
(134.5ha)  
TOTAL AREA  
134.5ha  
(PO BY DEDN)

Surveyor: CHARLES ROBERT HIGGS  
Date of Survey: 27/01/2020  
Surveyor's Ref: I20020.010.DP01

PLAN OF SUBDIVISION OF LOT 407 IN DP1248682,  
LOT 339 IN DP1241303 AND LOT 2802 IN  
DP1256808

LGA: DUBBO REGIONAL  
Locality: DUBBO  
Subdivision No:  
Lengths are in metres, Reduction Ratio 1:5000

Registered

DP1255115



PLAN FORM 2 (A2)

WARNING: CREASING OR FOLDING WILL LEAD TO REJECTION

Sheet 3 of 3 sheets

ADJOINS SHEET DP02



DIAGRAM 2  
SCALE 1:800

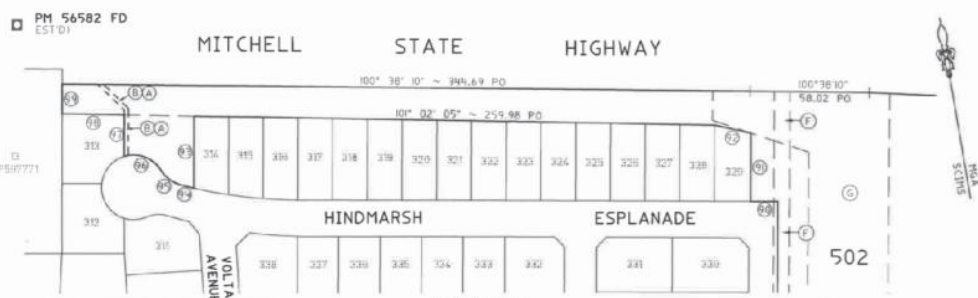


DIAGRAM 3  
SCALE 1:500

NO	BEARING	DISTANCE	ARC	RADIUS
88	144° 26' 10"	9.505		
89	234° 26' 10"	9.815		
90	280° 12' 25"	13.6		
91	10° 09' 40"	33.735		
92	112° 12'	16.635		
93	10° 12' 15"	35.55		
94	113° 31' 35"	6.995	6.995	246
95	136° 16' 10"	11.97	12.265	16
96	120° 54' 55"	19.415	20.86	16
97	10° 12' 15"	20.525		
98	101° 02' 05"	31.065		
99	10° 10' 10"	14.77		

ALL LINES EXCEPT ARE PO

CNR	BEARING	DISTANCE	DESCRIPTION	ORIGIN
A	185° 59'	1.02	GIP FD	DP 1070275
B	45° 06'	0.91	GIP FD	DP 1244669
C	336° 54'	0.89	GIP FD	DP 1244669
D	210° 25'	1.12	GIP FD	DP 737200
E	279° 54' 40"	1.005	GIP FD	DP 623366
F	283° 13'	0.885	GIP FD DIST	DP 737200
BY ME				
G	279° 54' 40"	1.24	GIP FD	DP 623366
H	279° 54' 40"	1.24	GIP FD	DP 623366
(NOW GONE)				
J	52° 18'	2.83	GIP FD	DP 1236775
K	351° 50'	9.635	RM PM 188542 FD	DP 1236775
L	12° 37'	4.135	GIP FD	DP 1220591
M	319° 11'	6.01	GIP FD	DP 1220591
N	330° 41' 30"	7.74	DH&W FD	DP 1220591
P	60° 25'	1.075	GIP FD	DP 846890
Q	101° 43'	0.495	GIP FD	DP 270326
R	277° 16' 35"	5.155	DH&W FD	DP 270326
S	100° 03' 25"	2.5	GIP FD	DP 730977
T	106° 36' 25"	2.385	GIP FD	DP 730977
			GIP GONE	DP 846890

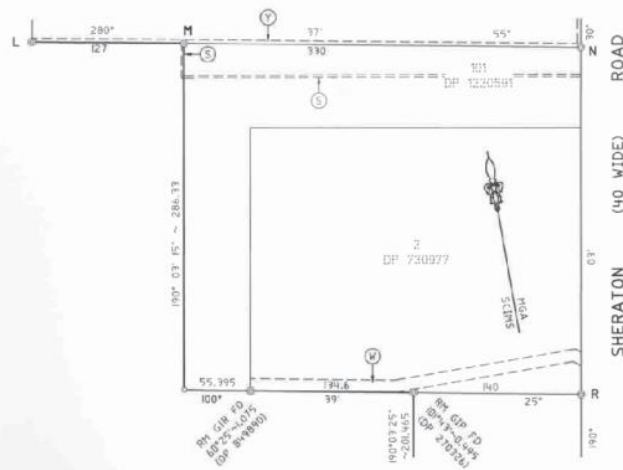


DIAGRAM 4  
SCALE 1:2500

MARK	MGA COORDINATES		CLASS	ORDER	METHOD	STATE
	EASTING	NORTHING				
SS 16861	653943.897	6428297.444	B	2	FROM SCIMS	FOUND
PM 30594	653007.088	6427165.768	C	3	FROM SCIMS	FOUND
SS 42245	654185.469	6428788.163	B	2	FROM SCIMS	FOUND
PM 56582	653799.809	6429829.716	B	2	FROM SCIMS	FOUND
PM 188542	654587.42	6426681.47	D	N/A	DP 1236775	FOUND

DATE OF SCIMS COORDINATES: 20-JAN-2020  
MGA ZONE: 66  
MGA DATUM: GDA84  
COMBINED SCALE FACTOR: 0.999844

CONNECTIONS

PM 56582 - SS42245	96° 09' 00"	387.953 MGA GROUND
SSM 42245 - SSM 16861	189° 12' 17"	387.954 BY SURVEY
SSM 16861 - PM 30594	189° 12' 25"	1510.404 MGA GROUND
SSM 16861 - PM 30594	220° 07' 15"	1510.412 BY SURVEY
SSM 16861 - PM 30594	1453.962 MGA GROUND	
PM 30594 - PM 56582	161° 41' 24"	1453.961 BY SURVEY
PM 30594 - PM 56582	161° 41' 28"	2760.661 MGA GROUND
PM 30594 - PM 188542	100° 53' 58"	2760.670 BY SURVEY
PM 188542 - SSM 16861	335° 33' 34"	1609.810 BY SURVEY
SSM 42245 - CNR L	131° 04' 50"	1555.591 BY SURVEY
SSM 16861 - CNR A	279° 19' 05"	465.178
		124.490

Surveyor: CHARLES ROBERT HIGGS  
Date of Survey: 27/01/2020  
Surveyor's Ref: I20020.0ID.DP01

PLAN OF SUBDIVISION OF LOT 407 IN DP1248682,  
LOT 339 IN DP1241903 AND LOT 2802 IN  
DP1256808

LGA: DUBBO REGIONAL  
Locality: DUBBO  
Subdivision No:  
Lengths are in metres. Reduction Ratio 1:4000

Registered

DP1255115

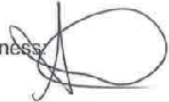

- (A) - EASEMENT FOR UNDERGROUND POWERLINE 2 WIDE (DEALING AN881748)
- (B) - EASEMENT FOR SERVICES 2 WIDE (DEALING AN881799)
- (F) - EASEMENT FOR WATER SUPPLY 6 WIDE (DP 849890)
- (G) - EASEMENT FOR OVERHEAD POWERLINES 40 WIDE (DEALING A1233398)
- (S) - EASEMENT TO DRAIN SEWAGE 2 WIDE (DP 1220591)
- (W) - RIGHT OF ACCESS 10 WIDE (DP 1220591)

PLAN FORM 6 (2017)	DEPOSITED PLAN ADMINISTRATION SHEET	Sheet 1 of 4 sheet(s)
Office Use Only Registered:  Title System: TORRENS		Office Use Only
<p><b>PLAN OF SUBDIVISION OF LOT 407 IN DP1248682, LOT 339 IN DP1241303 AND LOT 2802 IN DP1256808</b></p>		LGA: DUBBO REGIONAL Locality: DUBBO Parish: DUBBO County: LINCOLN
<p style="text-align: center;">Survey Certificate</p> <p>I, CHARLES ROBERT HIGGS                  of PREMISE PTY LTD, PO BOX 1842 DUBBO 2830                  a surveyor registered under the <i>Surveying and Spatial Information Act 2002</i>, certify that:</p> <p><del>*(a) The land shown in the plan was surveyed in accordance with the <i>Surveying and Spatial Information Regulation 2017</i>, is accurate and the survey was completed on [Choose date], or</del></p> <p>*(b) The part of the land shown in the plan (*being/excluding the residue of Lot 500 and Lot 501) was surveyed in accordance with the <i>Surveying and Spatial Information Regulation 2017</i>, the part surveyed is accurate and the survey was completed on, 27/01/2020 the part not surveyed was compiled in accordance with that Regulation, or</p> <p><del>*(c) The land shown in this plan was compiled in accordance with the <i>Surveying and Spatial Information Regulation 2017</i>.</del></p> <p>Datum Line: "X" - "Y"                  Type: *Urban/*Rural                  The terrain is *Level-Undulating / *Steep-Mountainous.</p> <p>Signature: ..... Dated: .....</p> <p>Surveyor Identification No: 1304                  Surveyor registered under the <i>Surveying and Spatial Information Act 2002</i></p> <p>*Strike out inappropriate words.                  **Specify the land actually surveyed or specify any land shown in the plan that is not the subject of the survey.</p>		<p style="text-align: center;">Crown Lands NSW/Western Lands Office Approval</p> <p>I, ..... (Authorised Officer) in approving this plan certify that all necessary approvals in regard to the allocation of the land shown herein have been given:</p> <p>Signature: .....</p> <p>Date: .....</p> <p>File Number: .....</p> <p>Office: .....</p>
<p>Plans used in the preparation of survey/compilation.</p> <p>DP 1248682                  DP 1241303                  DP 1256808                  DP 1220591</p>		<p style="text-align: center;">Subdivision Certificate</p> <p>I, <u>Stephen Wallace</u>                  *Authorised Person/*General Manager/*Accredited Certifier, certify that the provisions of s.109J of the <i>Environmental Planning and Assessment Act 1979</i> have been satisfied in relation to the proposed subdivision, new road or reserve set out herein.</p> <p>Signature:  .....</p> <p>Accreditation number: .....</p> <p>Consent Authority: <u>Dubbo Regional Council</u></p> <p>Date of endorsement: <u>19.3.2020</u></p> <p>Subdivision Certificate number: <u>SC19-184</u></p> <p>File number: <u>D19-184</u></p> <p>*Strike through if inapplicable.</p>
Surveyor's Reference: 112020.01D.DP01		Signatures, Seals and Section 88B Statements should appear on PLAN FORM 6A

PLAN FORM 6A (2017) <b>DEPOSITED PLAN ADMINISTRATION SHEET</b> Sheet 2 of 4 sheet(s)																					
Office Use Only	Office Use Only																				
<b>Registered:</b> PLAN OF SUBDIVISION OF LOT 407 IN DP1248682, LOT 339 IN DP1241303 AND LOT 2802 IN DP1256808																					
This sheet is for the provision of the following information as required:																					
Subdivision Certificate number: ..... <u>SC19 - 164</u> ..... Date of Endorsement: ..... <u>19.3.2020</u> .....																					
<ul style="list-style-type: none"> <li>• A schedule of lots and addresses - See 60(c) <i>SSI Regulation 2017</i></li> <li>• Statements of intention to create and release affecting interests in accordance with section 88B <i>Conveyancing Act 1919</i></li> <li>• Signatures and seals- see 195D <i>Conveyancing Act 1919</i></li> <li>• Any information which cannot fit in the appropriate panel of sheet 1 of the administration sheets.</li> </ul>																					
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EXECUTED on behalf of Maas Group Properties Southlakes Pty Limited    ) ABN 13 632 459 628 on the .....day of..... 20__    ) by the authorized persons whose signatures appear below    )																					
I certify that I am an eligible witness and that the attorney whose signature appears opposite signed this instrument in my presence. [See * below]  Signature of witness: _____  Name of witness: _____  Full address of witness: _____ _____	Certified correct for the purposes of the Real Property Act 1900 by the owner.  SIGNED by: <b>Louise Margaret Sullivan</b> as attorney for Maas Group Properties Southlakes Pty Limited under power of attorney registered book 4759 no. 233  _____ (Signature)  By executing this instrument the attorney states that the attorney has received no notice of the revocation of the power of attorney.																				
<p><small>* S117RP Act requires that you must have known the signatory for more than 12 months or have sighted identifying documentation.</small></p>																					
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PLAN FORM 6A (2017) <b>DEPOSITED PLAN ADMINISTRATION SHEET</b> Sheet 3 of 4 sheet(s)	
Office Use Only  <b>Registered:</b> <b>PLAN OF SUBDIVISION OF LOT 407 IN DP1248682, LOT 339 IN DP1241303 AND LOT 2802 IN DP1256808</b>	Office Use Only  This sheet is for the provision of the following information as required: <ul style="list-style-type: none"> <li>• A schedule of lots and addresses - See 60(c) <i>SSI Regulation 2017</i></li> <li>• Statements of intention to create and release affecting interests in accordance with section 88B <i>Conveyancing Act 1919</i></li> <li>• Signatures and seals- see 195D <i>Conveyancing Act 1919</i></li> <li>• Any information which cannot fit in the appropriate panel of sheet 1 of the administration sheets.</li> </ul>
Subdivision Certificate number: ..... <u>sc19-164</u> ..... Date of Endorsement: ..... <u>19.3.2020</u> .....	
EXECUTED on behalf of Colin Robert Hood and _____ ) Ann Robyn Hood on the .....day of..... 20__ ) by the authorized persons whose signatures appear below _____ )	
I certify that I am an eligible witness and that the attorney whose signature appears opposite signed this instrument in my presence.  Signature of witness: _____ Name of witness: _____ Full address of witness: _____ _____	Certified correct for the purposes of the Real Property Act 1900 by the owner.  SIGNED by: _____ as attorney for Ann Robyn Hood under power of attorney registered Book 4757 No.29 and Colin Robert Hood under power of attorney registered Book 4757 No.30  _____ (Signature)  By executing this instrument the attorney states that the attorney has received no notice of the revocation of the power of attorney.  * S117 RP Act requires that you must have known the signatory for more than 12 months or have sighted identifying documentation.
If space is insufficient use additional annexure sheet	
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<b>PLAN FORM 6A (2017) DEPOSITED PLAN ADMINISTRATION SHEET</b>		Sheet 4 of 4 sheet(s)
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Subdivision Certificate number: <u>SC19-184</u>		
Date of Endorsement: <u>19.3.2020</u>		
<p>Signed on the <u>19<sup>th</sup></u> day of <u>March</u> 20<u>20</u> by the Chief Executive Officer as Attorney for Dubbo Regional Council.</p> <p>I certify that I am an eligible witness and that the attorney whose signature appears opposite signed this instrument in my presence. [See * below]</p> <p>Signature of witness: </p> <p>Full name of witness: <u>Stephen Wallace</u></p> <p>Street address of witness: <u>CHURCH STREET - ADMINISTRATION BUILDING, DUBBO</u></p> <p>Signature of attorney: </p> <p>Attorney's name: MICHAEL GERARD McMAHON Chief Executive Office</p> <p>Signed on behalf of: Dubbo Regional Council</p> <p>Power of attorney - Book 4740 - No: 774</p> <p>By executing this instrument the attorney states that the attorney has received no notice of the revocation of the power of attorney.</p> <p><small>* S117 RP Act requires that you must have known the signatory for more than 12 months or have sighted identifying documentation.</small></p> <p style="text-align: center;">If space is insufficient use additional annexure sheet</p> <p>Surveyor's Reference: 112020.01D.DP01</p>		