



REPORT ORDINARY COUNCIL MEETING 27 MAY 2019

PRESENT: Councillors J Diffey, 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 Community Support Officer, the Director Corporate Services, the Director Economic Development and Business (J Howard), the Communications Coordinator, the Manager Visitor Experiences and Services, the Manager Saleyards and Showground, the Director Infrastructure and Operations, the Director Planning and Environment, the Manager Strategic Planning Services, and the Director Community and Recreation.

Councillor B Shields assumed chairmanship of the meeting.

The proceedings of the meeting commenced at 5.31pm 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 D Grant.

CCL19/63 CONFIRMATION OF MINUTES (ID19/538)

Confirmation of the minutes of the proceedings of the Ordinary Council meeting held on 23 April 2019 and Extraordinary Council meeting held on 29 April 2019.

Moved by Councillor A Jones and seconded by Councillor G Mohr

MOTION

That the minutes of the proceedings of the Dubbo Regional Council at the Ordinary Council meeting held on 23 April 2019 comprising pages 6, 7, 8, 9, 10, 11 and 12 of the series and Extraordinary Council meeting held on 29 April 2019 comprising pages 16, 17 and 18 of the series be taken as read, confirmed as correct minutes and signed by the Mayor and the Chief Executive Officer.

CARRIED

CCL19/64 LEAVE OF ABSENCE (ID19/569)

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

Moved by Councillor D Grant and seconded by Councillor G Mohr

MOTION

That such request for leave of absence be accepted and Councillor V Etheridge be granted leave of absence from this meeting.

CARRIED

CCL19/65 PUBLIC FORUM (ID19/570)

The Council reports having met with the following person during Public Forum:

- Peter Hargraves regarding item CCL19/71 - Dubbo Aquatic Leisure Centre Change of Management – Petition.
- Karen Weekes, President of Dubbo Netball Association regarding the importance of the proposed sports complex.
- Luke Wilson regarding change of Lane Hire Fees for the Dubbo Aquatic Leisure Centre.

MAYORAL MINUTES:

CCL19/66 EMERGENCY SERVICES LEVY (ID19/589)

The Council had before it the Mayoral Minute regarding Emergency Services Levy.

Moved by Councillor B Shields

MOTION

1. **That Council supports Local Government NSW's calls for:**
 - the NSW Government to cover the initial additional \$19 million increase to local governments for the first year
 - the NSW Government to work with NSW local governments to redesign the funding mechanism for the scheme to ensure fairness into the future.
2. **That the Chief Executive Officer liaise with Local Government NSW to provide information on:**
 - The impact on Council's budgets
 - Council advocacy actions undertaken.
3. **That Council:**
 - Make representations to the NSW Premier and NSW Interim Opposition Leader, NSW Minister for Customer Services, NSW Minister for Emergency Services, Minister for Local Government and Shadow Minister for Local Government, and local state members to:
 - a) call upon the NSW Government to fund the 12 months of this extra cost

- rather than requiring councils to find the funds at short notice when budgets have already been allocated
- b) explain how this sudden increase will impact Council services/the local community
 - c) highlight that Council was not warned of the increased cost until May 2019, despite the new laws being passed in November 2018
 - d) explain that the poor planning and implementation of the increase is inconsistent with the Government's commitment to work in partnership with the sector
 - e) ask the Government to work with local governments to redesign the implementation of the scheme to ensure it is fairer for councils and communities into the future.

CARRIED

CCL19/67 MINOKAMO 30TH ANNIVERSARY CELEBRATIONS (ID19/590)

The Council had before it the Mayoral Minute regarding Minokamo 30th Anniversary Celebrations.

Moved by Councillor B Shields

MOTION

1. That the private road running from Coronation Drive past the entrance of Shoyoen be named Minokamo Way.
2. That signs be installed in English and Japanese to indicate the name of the private road, with an official unveiling by the Mayors of Dubbo and Minokamo during the Minokamo delegation's visit in November 2019.
3. A report into the creation and installation of interpretive signage depicting the design, construction and ongoing development of the Shoyoen Garden be presented to Council in July 2019 for consideration.

CARRIED

CCL19/68 CREATION OF A COAT OF ARMS FOR DUBBO REGIONAL COUNCIL (ID19/591)

The Council had before it the Mayoral Minute regarding Creation of a Coat of Arms for Dubbo Regional Council.

Moved by Councillor B Shields

MOTION

That the design created by the Royal College of Arms be noted.

CARRIED

CCL19/69 CONVERSION OF DUBBO STREET LIGHTS TO LED (ID19/593)

The Council had before it the Mayoral Minute regarding Conversion of Dubbo Street Lights to LED.

Moved by Councillor B Shields

MOTION

1. That the Chief Executive Officer be authorised to enter into an agreement with Essential Energy for the upgrade of street lights throughout the Dubbo Regional Council local government area.
2. That Council make representations to the relevant Ministers and Local Member for reimbursement of Council's project cost should the NSW Government fund these replacement programs across NSW councils.

CARRIED

CCL19/70 PROPOSED WATER RESTRICTIONS (ID19/598)

The Council had before it the Mayoral Minute regarding Proposed Water Restrictions.

Moved by Councillor B Shields

MOTION

That Council implement level 2 water restrictions from 1 June 2019 and undertake a comprehensive community engagement program to raise awareness of how residents and business can utilise water more efficiently during the current drought.

CARRIED

INFORMATION ONLY MATTERS:

CCL19/71 DUBBO AQUATIC LEISURE CENTRE CHANGE OF MANAGEMENT - PETITION (ID19/553)

The Council had before it the report dated 6 May 2019 from the Executive Manager Governance and Internal Control regarding Dubbo Aquatic Leisure Centre Change of Management - Petition.

Moved by Councillor S Lawrence and seconded by Councillor K Parker

MOTION

That the petition regarding the objection to the change of management at the Dubbo Aquatic Leisure Centre be noted.

CARRIED

Councillor G Mohr declared a non-pecuniary, significant interest in the matter now before the Council and left the room and was out of sight during the Council's consideration of this matter. The reason for such interest is that Councillor G Mohr works with the former Dubbo Aquatic Leisure Centre contractor's sister.

MATTERS CONSIDERED BY COMMITTEES:

**CCL19/72 REPORT OF THE PLANNING DEVELOPMENT AND ENVIRONMENT COMMITTEE
- MEETING 13 MAY 2019 (ID19/571)**

The Council had before it the report of the Planning, Development and Environment Committee meeting held 13 May 2019.

Moved by Councillor S Lawrence and seconded by Councillor A Jones

MOTION

That the report of the Planning, Development and Environment Committee meeting held on 13 May 2019, be noted.

CARRIED

**CCL19/73 REPORT OF THE INFRASTRUCTURE COMMUNITY AND RECREATION
COMMITTEE - MEETING 13 MAY 2019 (ID19/572)**

The Council had before it the report of the Infrastructure, Community and Recreation Committee meeting held 13 May 2019.

Moved by Councillor S Lawrence and seconded by Councillor J Ryan

MOTION

That the report of the Infrastructure, Community and Recreation Committee meeting held on 13 May 2019, be noted.

CARRIED

**CCL19/74 REPORT OF THE ECONOMIC DEVELOPMENT BUSINESS AND CORPORATE
COMMITTEE - MEETING 13 MAY 2019 (ID19/573)**

The Council had before it the report of the Economic Development, Business and Corporate Committee meeting held 13 May 2019.

Moved by Councillor G Mohr and seconded by Councillor D Gumley

MOTION

That the report of the Economic Development, Business and Corporate Committee meeting held on 13 May 2019, be noted.

CARRIED

**CCL19/75 REPORT OF THE STREET TREE ADVISORY COMMITTEE - MEETING 7 MAY 2019
(ID19/574)**

The Council had before it the report of the Street Tree Advisory Committee meeting held 7 May 2019.

Moved by Councillor J Ryan and seconded by Councillor G Mohr

MOTION

That the report of the Street Tree Advisory Committee meeting held on 7 May 2019, be noted.

CARRIED

NOTICES OF MOTION:

CCL19/76 WELLINGTON CBD UPGRADE (ID19/562)

Council had before it a Notice of Motion dated 6 May 2019 from Councillor D Grant regarding the Wellington CBD Upgrade.

Moved by Councillor D Grant and seconded by Councillor J Ryan

MOTION

That the Chief Executive Officer be requested to prepare a report for the June 2019 Ordinary meeting of Council regarding Wellington's CBD Upgrade to enable a complete review of tree planting and caravan parking availability in Nanima Crescent Wellington and that the current tree planting schedule be halted until a review has been completed.

LOST

As one or more Councillors voted against the motion, in accordance with Clause (b)(iv)(2) of Council's Code of Meeting Practice, the following votes were recorded:

FOR	AGAINST
Councillor Grant	Councillor Diffey
	Councillor Gumley
	Councillor Jones
	Councillor Lawrence
	Councillor Mohr
	Councillor Parker
	Councillor Ryan
	Councillor Shields
Total (1)	Total (8)

CCL19/77 WATER SECURITY MASTER PLAN (ID19/568)

Council had before it a Notice of Motion dated 2 May 2019 from Councillor D Gumley regarding the Water Security Master Plan.

Moved by Councillor D Gumley and seconded by Councillor G Mohr

MOTION

1. That the Chief Executive Officer be requested to prepare a report for the June 2019 Ordinary meeting of Council regarding Council's existing and proposed water infrastructure and its ability to reduce the impact of drought on the LGA and associated cost to work towards long term water security for the LGA.
2. That the Chief Executive Officer be requested to prepare a water security master plan for the consideration of Council by September 2019.

CARRIED

REPORTS FROM STAFF:

CCL19/78 MARCH 2019 QUARTERLY BUDGET REVIEW STATEMENTS (ID19/567)

The Council had before it the report dated 7 May 2019 from the Chief Executive Officer regarding March 2019 Quarterly Budget Review Statements.

Moved by Councillor G Mohr and seconded by Councillor A Jones

MOTION

1. That the Quarterly Budget Review Statements as at 31 March 2019, as attached to the report of the Chief Executive Officer dated 7 May 2019, be adopted and such sums voted for such purpose.
2. That the Statement of the Responsible Accounting Officer that Council is in a satisfactory financial position having regard to the changes herewith to the original budget, be noted.

CARRIED

CCL19/79 COUNCILLOR AND MAYORAL FEES (ID19/577)

The Council had before it the report dated 8 May 2019 from the Chief Executive Officer regarding Councillor and Mayoral Fees.

Moved by Councillor S Lawrence and seconded by Councillor J Ryan

MOTION

1. That pursuant to the provisions of Section 248(2) of the Local Government Act 1993, the annual fee payable to Councillors for the period commencing 1 July 2019 be \$20,280.
2. That pursuant to the provisions of Section 249(3) of the Local Government Act 1993, the annual fee payable to the Mayor for the period commencing 1 July 2019 be \$44,250.

CARRIED

CCL19/80 CODE OF MEETING PRACTICE (ID19/576)

The Council had before it the report dated 7 May 2019 from the Executive Manager Governance and Internal Control regarding Code of Meeting Practice.

Moved by Councillor G Mohr and seconded by Councillor J Diffey

MOTION

That the draft Code of Meeting Practice as appended to this report be placed on public exhibition for 28 days with a further report being presented to Council for consideration following the submission period of 42 days.

CARRIED

CCL19/81 RURAL LAND PLANNING AND DRAFT RURAL ISSUES PAPER (ID18/1549)

The Council had before it the report dated 14 May 2019 from the Manager Strategic Planning Services regarding Rural Land Planning and draft Rural Issues Paper.

Moved by Councillor G Mohr and seconded by Councillor S Lawrence

MOTION

1. That the report of the Manager Strategic Planning Services dated 29 April 2019 be noted.
2. That the draft Rural Issues Paper, provided attached here in Appendix 1, be adopted for the purposes of public exhibition and stakeholder consultation only.
3. That the draft Rural Issues Paper (Appendix 1) be placed on public display for a period of not less than 28 days.
4. That the draft Rural Issues Paper (Appendix 1) be placed on public display concurrently with Council's public and stakeholder engagement process for the preparation of the new Local Strategic Planning Statement for the Dubbo Regional Local Government Area.

5. 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 in respect of the draft Issues Paper (Appendix 1).
6. That the process for the preparation of a Rural Strategy for land within the former Wellington Local Government Area and for the preparation of a review of the Dubbo Rural Areas Development Strategy, as included in the report, be endorsed by Council.
7. That the Local Strategic Planning Statement development process be considered by Council at a Councillor Workshop.

CARRIED

CCL19/82 ACCEPTANCE OF BRIDGES RENEWAL PROGRAM OFFER OF FUNDING FOR BURRENDONG NO 2 AND TERRABELLA BRIDGES (ID19/586)

The Council had before it the report dated 13 May 2019 from the Manager Infrastructure Delivery regarding Acceptance of Bridges Renewal Program Offer of Funding for Burrendong No 2 and Terrabella Bridges.

Moved by Councillor A Jones and seconded by Councillor J Ryan

MOTION

1. That Council accept the Australian Government BRP offer of funding to financially assist with the replacement and upgrade of Burrendong Number 2 and Terrabella Bridges.
2. That Council pursues additional funding from the NSW Government under the Fixing Country Bridges program or other applicable program.
3. That Council commit to funding both Bridges through reserves and existing road funds if State Government funding cannot be secured.

CARRIED

CCL19/83 DUBBO SHOWGROUND MASTER PLAN (ID19/582)

The Council had before it the report dated 9 May 2019 from the Manager Visitor Experiences and Services regarding Dubbo Showground Master Plan.

Moved by Councillor J Diffey and seconded by Councillor G Mohr

MOTION

1. That the report of the Manager Visitor Experience and Services, dated 9 May 2019, be noted.
2. That the Dubbo Showground Master Plan 2019 be placed on public exhibition for a minimum of 28 days commencing 28 May 2019 and the community invited to make submissions on its content.
3. That following the end of the public exhibition period a further report to Council be submitted identifying any amendments to the draft document resulting from community feedback.

CARRIED

**CCL19/84 DRAFT DEBT RECOVERY AND HARDSHIP POLICY PUBLIC SUBMISSIONS
(ID19/587)**

The Council had before it the report dated 13 May 2019 from the Revenue Accountant regarding Draft Debt Recovery and Hardship Policy Public Submissions.

Moved by Councillor A Jones and seconded by Councillor G Mohr

MOTION

1. That the draft Debt Recovery and Hardship Policy, as attached as Appendix 1 to the report of the Revenue Accountant dated 13 May 2019, be adopted.
2. That Council's previous Debt Recovery and Financial Hardship Policies be revoked.

CARRIED

CCL19/85 COMMENTS AND MATTERS OF URGENCY (ID19/575)

There were no matters recorded under this clause.

At this junction it was moved by Councillor D Gumley and seconded by Councillor G Mohr that the Council resolves into the Committee of the Whole Council, the time being 6.47pm.

The meeting resumed at 7.05pm.

CCL19/86 COMMITTEE OF THE WHOLE (ID19/631)

The Executive Manager Governance and Internal Control read to the meeting of the report of Committee of the Whole held on 27 May 2019.

Moved by Councillor G Mohr and seconded by Councillor D Grant

MOTION

That the report of the meeting of the Committee of the Whole held on 27 May 2019 be adopted.

CARRIED

The meeting closed at 7.07pm.

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CHAIRMAN