



# AGENDA

## INFRASTRUCTURE, COMMUNITY AND RECREATION COMMITTEE

### 8 OCTOBER 2018

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

The meeting is scheduled to commence at .

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<p>The Committee had before it the report of the Infrastructure, Community and Recreation Committee meeting held 10 September 2018.</p>	
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**DUBBO REGIONAL  
COUNCIL**

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## **Report of the Infrastructure Community and Recreation Committee - meeting 10 September 2018**

**AUTHOR: Administration Officer - Governance**  
**REPORT DATE: 25 September 2018**

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The Committee had before it the report of the Infrastructure, Community and Recreation Committee meeting held 10 September 2018.

### **RECOMMENDATION**

**That the report of the Infrastructure, Community and Recreation Committee meeting held on 10 September 2018, be adopted.**



**REPORT  
INFRASTRUCTURE, COMMUNITY AND  
RECREATION COMMITTEE  
10 SEPTEMBER 2018**

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

**ALSO IN ATTENDANCE:**

The Chief Executive Officer, the Executive Manager Governance and Internal Control (S Wade), the Administrative Officer Governance, the Community Support Officer, the Director Corporate Services, the Director Economic Development and Business, the Communications Coordinator, the Director Infrastructure and Operations (S Carter), the Director Planning and Environment, the Strategic Planner, the Trainee Planner, the Director Community and Recreation, the Manager Social Services and the Social Justice Coordinator.

Councillor G Mohr assumed chairmanship of the meeting.

The proceedings of the meeting commenced at 5.35pm.

**ICRC18/75 REPORT OF THE INFRASTRUCTURE COMMUNITY AND RECREATION  
COMMITTEE - MEETING 13 AUGUST 2018 (ID18/1345)**

The Committee had before it the report of the Infrastructure, Community and Recreation Committee meeting held 13 August 2018.

Moved by Councillor D Grant and seconded by Councillor J Diffey

**MOTION**

**That the report of the Infrastructure, Community and Recreation Committee meeting held on 13 August 2018, be noted.**

**CARRIED**

**ICRC18/76 COMMUNITY SERVICES FUND 2018/2019 - COMMUNITY BENEFIT FUNDING  
IN ACCORDANCE WITH SECTION 356 LOCAL GOVERNMENT ACT 1993  
(ID18/1268)**

The Committee had before it the report dated 7 August 2018 from the Director Community and Recreation regarding Community Services Fund 2018/2019 - community benefit funding in accordance with Section 356 Local Government Act 1993.

Moved by Councillor A Jones and seconded by Councillor B Shields

**MOTION**

1. That the information contained within the report of the Director Community and Recreation dated 7 August 2018 be noted.
2. That Council allocate to the community based organisations the following funds in accordance with Section 356 of The Local Government Act 1993:

a) Central West Leadership Academy	\$5,300.00
b) Dubbo & District Pipe Band	\$1,500.00
c) University of the Third Age, Dubbo Chapter Inc	\$3,197.00
d) Orana Support Service Inc	\$2,654.00
e) Oriscon Inc	\$700.00
f) Life Education NSW	\$7,400.00
g) Wellington Information & Neighbourhood Services Inc	\$20,000.00
h) Orana K9 Training Club Inc	\$3,536.00
i) Dubbo Neighbourhood Centre	\$160,000.00
j) Western Region Academy of Sport	\$2,847.00
k) Dubbo and District Preschool Kindergarten Inc	\$4,000.00
l) City of Dubbo Eisteddfod Society Inc	\$10,000.00
m) Walan Wirringah Women's Group - Community Garden	\$10,000.00
n) Orana Early Childhood Intervention and Education Project Inc	\$2,500.00
o) Victims and Witnesses of Crime Court Support (VWCCS)	\$6,000.00
p) Lifeline	\$15,000
3. That all applicants be advised of the outcomes of their funding application and unsuccessful applicants be advised as to other opportunities to obtain funding from either other Council funding streams or external opportunities. Other Council funding streams include:
  - a) Event Development Fund,
  - b) Major Event Sponsor Program
  - c) Chief Executive Officer's Sponsorship Fund
  - d) Financial Assistance Grant
4. That Council continue the Financial Assistance Grants totalling \$30,000 to be released in two separate tranches of \$15,000.

**CARRIED**

*Councillor J Diffey declared a pecuniary, 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 is the President of the Board of Orana Early Childhood Intervention and her daughter attends Dubbo and District Preschool.*

**ICRC18/77 DUBBO NEIGHBOURHOOD CENTRE BIENNIAL ACTIVITIES REPORT  
(ID18/1325)**

The Committee had before it the report dated 20 August 2018 from the Manager Social Services regarding Dubbo Neighbourhood Centre Biennial Activities Report.

Moved by Councillor K Parker and seconded by Councillor J Ryan

**MOTION**

**That the information contained within the report of the Manager Social Services, dated 20 August 2018 be noted.**

**CARRIED**

**ICRC18/78 ALCOHOL FREE ZONES DUBBO (ID18/1179)**

The Committee had before it the report dated 16 July 2018 from the Manager Social Services regarding Alcohol Free Zones Dubbo.

Moved by Councillor B Shields and seconded by Councillor V Etheridge

**MOTION**

- 1. That the proposed alcohol free zones to cover public roadways, footpaths and car parks as detailed in Appendix 1 attached to the report of Manager Social Services dated 16 July 2018 be adopted.**
- 2. That the period of operation of the alcohol free zones in item 1 above be from 1 January 2019 to 31 December 2022, 24 hours per day.**
- 3. That the crime rates in Dubbo, law and order issues and the low incidences of street drinking as a result of the existing alcohol free zones be used as reasons for the requirement of the alcohol free zones.**
- 4. That the necessary actions in accordance with Section 642 to 646 of the Local Government Act 1993 inclusive be undertaken to establish the proposed alcohol free zones in item 1 above.**
- 5. That an agreement by Council to lease a section of public area for use as a restaurant under Section 125 of the Roads Act 1993 overrides the provisions of an alcohol free zone.**

**CARRIED**

**ICRC18/79 DRAFT COLLECTIVE IMPACT FOR SOCIAL CHANGE POLICY (ID18/1344)**

The Committee had before it the report dated 28 August 2018 from the Social Justice Project Coordinator regarding Draft Collective Impact for Social Change Policy.

Moved by Councillor J Ryan and seconded by Councillor V Etheridge

**MOTION**

- 1. That Council formally adopt the Collective Impact for Social Change Policy.**
- 2. That the Department of Family and Community Services be formally advised of Councils resolution in this matter.**

**CARRIED**

**ICRC18/80 REPORT OF THE SOCIAL JUSTICE AND CRIME PREVENTION WORKING PARTY - MEETING 20 AUGUST 2018 (ID18/1404)**

The Committee had before it the report of the Social Justice and Crime Prevention Working Party meeting held 20 August 2018.

Moved by Councillor A Jones and seconded by Councillor V Etheridge

**MOTION**

**That the report of the Social Justice and Crime Prevention Working Party meeting held on 20 August 2018, be adopted.**

**CARRIED**

**ICRC18/81 WELLINGTON MEMORIAL SWIMMING POOL 2018/2019 SEASON PROPOSAL (GEURIE POOL) (ID18/1353)**

The Committee had before it the report dated 28 August 2018 from the Recreation Coordinator regarding Wellington Memorial Swimming Pool 2018/2019 Season Proposal (Geurie Pool).

Moved by Councillor D Grant and seconded by Councillor A Jones

**MOTION**

- 1. That Council adopt the finalised Wellington Memorial Swimming Pool Closure 2018/2019 Season Proposal that accommodates the needs of the Wellington swimming community at Geurie.**
- 2. That the usage of the Geurie Swimming Pool be assessed and monitored throughout the season with changes to the proposal made if required.**

Moved by Councillor V Etheridge and seconded by Councillor J Diffey

**AMENDMENT**

1. That Council adopt the finalised Wellington Memorial Swimming Pool Closure 2018/2019 Season Proposal that accommodates the needs of the Wellington swimming community at Geurie.
2. That the usage of the Geurie Swimming Pool be assessed and monitored throughout the season with changes to the proposal made if required.
3. That a progress report be provided to the Infrastructure Community and Recreation Committee in December 2018.

The amendment on being put to the meeting was carried.

**CARRIED**

The amendment then became the motion and on being put to the meeting was carried.

**CARRIED**

**ICRC18/82 REPORT OF THE STREET TREE ADVISORY COMMITTEE - MEETING 4 SEPTEMBER 2018 (ID18/1412)**

The Committee had before it the report of the Street Tree Advisory Committee meeting held 4 September 2018.

Moved by Councillor J Ryan and seconded by Councillor V Etheridge

**MOTION**

**That the report of the Street Tree Advisory Committee meeting held on 4 September 2018, be adopted.**

**CARRIED**

**ICRC18/83 LEAVE OF ABSENCE**

Requests for leave of absence were received from Councillors D Gumley and S Lawrence who were absent from the meeting for personal reasons.

Moved by Councillor A Jones and seconded by Councillor J Ryan

**MOTION**

**That such requests for leave of absence be accepted and Councillors D Gumley and S Lawrence be granted leave of absence from this meeting.**

**CARRIED**

The meeting closed at 5.40pm.

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CHAIRMAN



## REPORT: Proposed Walkway Closure Between Davidson Drive and Gregory Court Dubbo

**AUTHOR:** Manager Infrastructure Delivery  
**REPORT DATE:** 21 September 2018  
**TRIM REFERENCE:** ID18/1485

### EXECUTIVE SUMMARY

A request has been received from Mr T J Haylock and Mrs J M Haylock, who are the owners of the property at 50 Davidson Drive Dubbo. The reason behind this request relates to problems of anti-social behaviour and criminal activity, including fire risk and standards of maintenance.

Mr Haylock and Mr M J Mohammed (the owner of 13 Gregory Court) are interested in purchasing this land upon closure. Ms M S Taylor (the owner of 10 Gregory Court) has no objection to the sale of the land to Mr Haylock and Mr Mohammed.

The closure of the walkway is a convenience they are prepared to forgo for the sake of bringing an end to the problems they have been experiencing. A map indicating the location of the proposed closure is attached as **Appendix 1**.

### ORGANISATIONAL VALUES

Customer Focused: This proposal is an initiative of both Council and local residents to address issues of law and order in a local neighbourhood. Dubbo Regional Council initiative due to the adjoining landowners who have expressed interest in purchasing this land.

Integrity: Council supports the proposal to be undertaken in conjunction with the request of the adjacent land owner. Council undertakes to follow due process in a road closure proposal to ensure the community and other stakeholders are duly consulted.

One Team: Council takes every reasonable step to co-operate with the customer and NSW Department of Primary Industries - Lands to close formed walkways rarely maintained by Dubbo Regional Council.

### FINANCIAL IMPLICATIONS

The walkway will vest in the Council upon closure, and once closed Council will offer the land for sale at market value as determined by valuation including cost for survey, subdivision approval, legal expenses and other necessary costs to be incurred in presenting the land for sale.



**POLICY IMPLICATIONS**

There are no policy implications arising from this report.

**RECOMMENDATION**

- 1. That Council consent to the closure of this walkway between Davidson Drive and Gregory Court Dubbo.**
- 2. That it be noted that the road, pursuant to section 38(2) of the Roads Act, the land will vest in Council upon closure.**
- 3. That an application be made to close the walkway, and the property to be sold to adjacent land owners (Mr T J Haylock and Mr M J Mohammed).**
- 4. That the Chief Executive Officer be authorised to complete any necessary documentation under delegated Power of Attorney.**

*Matthew Lewis*  
Manager Infrastructure Delivery

**BACKGROUND**

A request has been received from Mr T J Haylock and Mrs J M Haylock, who are the owners of the property at 50 Davidson Drive Dubbo. The reason behind this request relates to problems of anti-social behaviour and criminal activity, including fire risk and standards of maintenance.

Mr Haylock and Mr M J Mohammed (the owners of 13 Gregory Court and 50 Davidson Drive) are interested in purchasing this land upon closure. Ms M S Taylor (the owner of 10 Gregory Court) has no objection to the sale of the land to Mr Haylock and Mr Mohammed.

**REPORT**

Council has been requested by Mr T J Haylock and Mr M J Mohammed, who are the owners of the property at 50 Davidson Drive and 13 Gregory Court, who are interested in purchasing the walkway land upon closure.

The walkway is formed and has been rarely maintained by Council. Council supports the closure of this formed walkway and sell the land to the adjacent landowners and the subsequent sale.

This action will enable the walkway to be vested in Council upon closure and allow Council to dispose of the land to the adjoining landowners who have expressed interest in purchasing this land.

The below diagram shows the section of the proposed closure in RED:

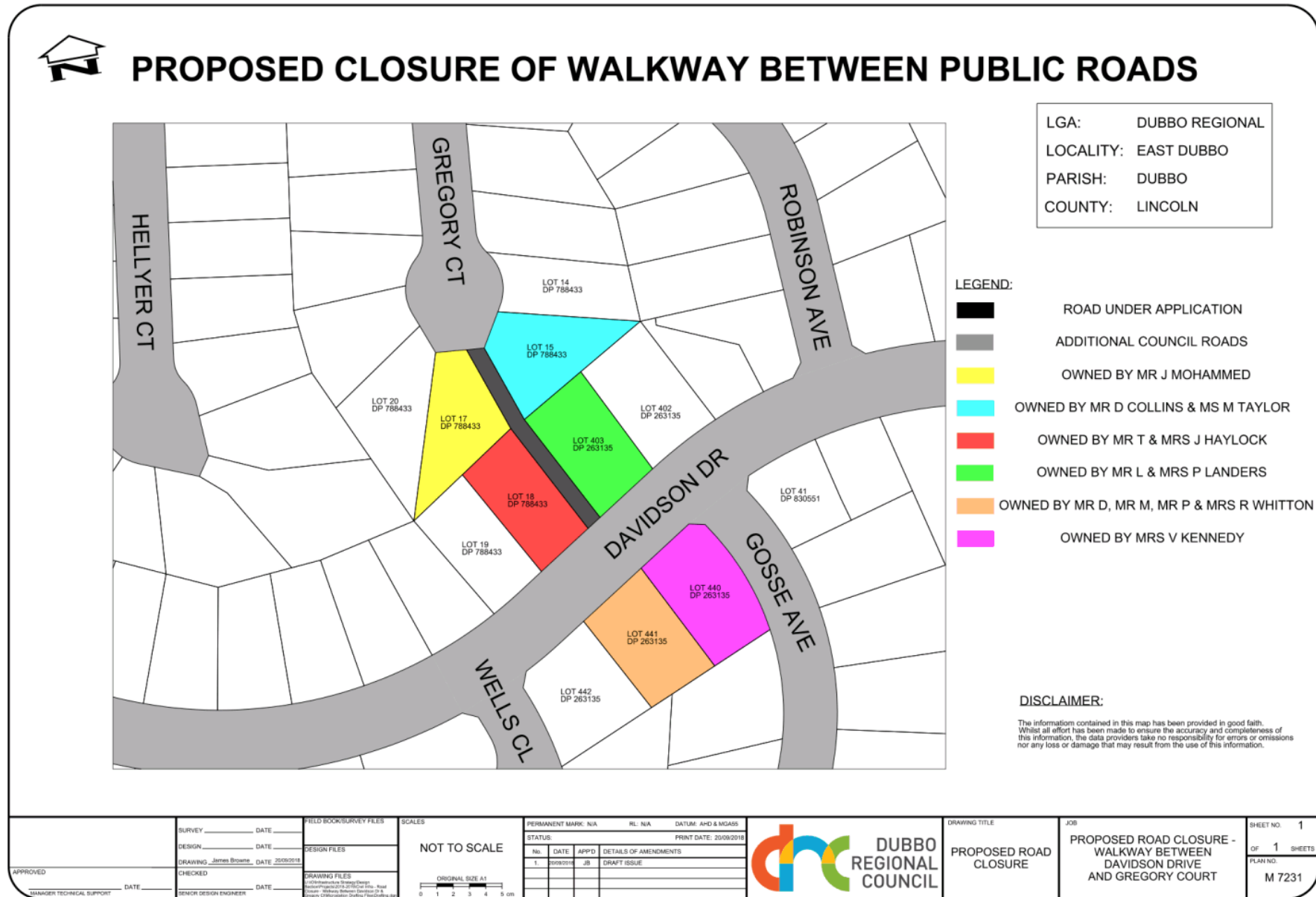


**SUMMARY**

It is recommended that Council support the closure of the walkway between Davidson Drive and Gregory Court Dubbo for the purpose of sale to Mr T J Haylock and Mr M J Mohammed.

Appendices:

- 1 [↓](#) Proposed Closure of Walkway Between Public Roads





## REPORT: Declaration of Dubbo Regional Council Local Government Area as a Fossicking District

**AUTHOR:** Executive Manager Governance and Internal Control  
**REPORT DATE:** 26 September 2018  
**TRIM REFERENCE:** ID18/1509

### EXECUTIVE SUMMARY

A report was presented to the Infrastructure, Community and Recreation Committee on 13 August 2018 recommending the gazetting of Dubbo Regional Council Local Government Area as a Fossicking District. It was resolved:

- "1. That the proposal to gazette the Dubbo Regional Council Local Government Area as a fossicking district be placed on public exhibition for a period of 28 days inviting comment from the public.*
- 2. That it be noted that approval not be granted for Council owned operational sites and construction sites to be subject to fossicking activities."*

The Declaration of Dubbo Regional Council Local Government Area as a Fossicking District report was then placed on public exhibition from 20 August 2018 to 19 September 2018. No submissions were received. It is therefore recommended that Dubbo Regional Council undertake the necessary process to have the area gazetted as a Fossicking District.

Council has received representations from the NSW and ACT Prospectors and Fossickers Association (NAPFA) regarding the possibility of gazetting the Dubbo Regional Council Local Government Area (LGA) as a Fossicking District. Gazetting the area as a fossicking district will provide economic benefits to the area through increased tourism and also recreational advantages to fossickers in the area.

### ORGANISATIONAL VALUES

Customer Focused: Gazetting the area as a fossicking district will provide economic benefits to the area through increased tourism and also recreational advantages to fossickers in the area.

Integrity: This proposal was placed on public exhibition for 28 days inviting comment from the public prior to any decisions being made with no submissions received.

One Team: Not applicable

### 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 necessary steps be undertaken to gazette the Dubbo Regional Council Local Government Area as a fossicking district.**
- 2. That it be noted that approval not be granted for Council owned operational sites and construction sites to be subject to fossicking activities.**

*Michael Ferguson*

Executive Manager Governance and Internal Control

## REPORT

Council has received representations from the NSW and ACT Prospectors and Fossickers Association (NAPFA) regarding the possibility of gazetting the Dubbo Regional Council Local Government Area (LGA) as a Fossicking District.

The declaration of the Local Government Area as a fossicking district would increase tourism prospects by making it easier for recreational fossickers in NSW to comply with the requirements of the Mining Act 1992 when visiting this area. This measure will also make NSW more attractive for interstate fossicking visitors.

Declaring an area as a fossicking district does not provide open access to land. Recreational fossickers will continue to require the permission of land owners or land managers to fossick. They are also obliged to comply with the Mining Act 1992, Mining Regulations 2016, and the NSW Fossicking Guidelines as issued by the Division of Resources and Geoscience (DRG).

The legal effect of a declared Fossicking District is simply that fossickers do not need the permission of the holder of a mineral or petroleum exploration licence over the subject land. It also has the advantage of removing any liability to the exploration licence holders (often a restriction to giving permission), and landholders as stated under the Act.

The Dubbo and Wellington areas are of particular interest, as the Burrendong and Stuart Town goldfields have exploration licences over them, and other areas in the LGA have the following mineral and gemstone deposits recorded:

**Dubbo** - Gold, Common Opal, Chalcedony, Agate and fossils.

**Wellington** – Gold, Common Opal, Carnelian, Agate, Tektites (glass meteorites) and fossils.

The declaration of the Dubbo Regional Council as a Fossicking District would not only benefit its citizens and attract visiting fossickers, but would allow its resident prospecting and fossicking clubs and associations the ability to host in your LGA some of the numerous events they currently hold in other locations.