



REPORT ORDINARY COUNCIL MEETING 22 JULY 2019

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 Manager Governance Operations, the Communications Coordinator, the Community Support Officer, 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 5.34pm 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 S Lawrence.

CCL19/110 CONFIRMATION OF MINUTES (ID19/957)

Confirmation of the minutes of the proceedings of the Ordinary Council meeting held on 24 June 2019.

Moved by Councillor S Lawrence and seconded by Councillor A Jones

MOTION

That the minutes of the proceedings of the Dubbo Regional Council at the Ordinary Council meeting held on 24 June 2019 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, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46 and 47 of the series be taken as read, confirmed as correct minutes and signed by the Mayor and the Chief Executive Officer.

CARRIED

CCL19/112 LEAVE OF ABSENCE (ID19/956)

There were no applications for leave of absence received.

CCL19/111 PUBLIC FORUM (ID19/955)

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

- Mr Colin Middleton regarding item CCL19/118 - Proposed River Street Bridge.
- Ms Karina McLachlain regarding item CCL19/118 – Proposed River Street Bridge.
- Mr Andrew Mills regarding item CCL19/118 – Proposed River Street Bridge.
- Mr Allan Murphy regarding item CCL19/118 – Proposed River Street Bridge.
- Ms Kylie Thiel regarding item CCL19/118 – Proposed River Street Bridge.
- Mr John Fisher regarding item CCL19/118 – Proposed River Street Bridge.

MAYORAL MINUTES:

CCL19/113 NOMINATION OF MATHEW DICKERSON AS EMERITUS MAYOR (ID19/981)

The Council had before it the Mayoral Minute regarding Nomination of Mathew Dickerson as Emeritus Mayor.

Moved by Councillor B Shields

MOTION

That Council support the request and nominate Mr Mathew Dickerson to Local Government NSW to be considered for the award of Emeritus Mayor.

CARRIED

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 Diffey	Councillor Gumley
Councillor Etheridge	Councillor Lawrence
Councillor Grant	Councillor Mohr
Councillor Jones	
Councillor Parker	
Councillor Ryan	
Councillor Shields	
Total (7)	Total (3)

CCL19/114 SALE OF VACANT COUNCIL LAND IN WELLINGTON (ID19/993)

The Council had before it the Mayoral Minute regarding Sale of Vacant Council Land in Wellington

Moved by Councillor B Shields

MOTION

That Council offer for public sale Lot 4 DP 711298 that is identified as excess to Council's requirements in Wellington.

CARRIED

CCL19/115 COUNCILLOR OBSERVER TO THE LOCAL GOVERNMENT NSW ANNUAL CONFERENCE (ID19/1004)

The Council had before it the Mayoral Minute regarding Councillor Observer to the Local Government NSW Annual Conference

Moved by Councillor B Shields

MOTION

That Councillor Kevin Parker be a Councillor observer to attend the Local Government NSW Conference to be held in Sydney at the William Inglis Hotel, Warwick Farm from Monday 14 to Wednesday 16 October 2019.

CARRIED

MATTERS CONSIDERED BY COMMITTEES:

CCL19/116 REPORT OF THE INFRASTRUCTURE COMMUNITY AND RECREATION COMMITTEE - MEETING 8 JULY 2019 (ID19/953)

The Council had before it the report of the Infrastructure, Community and Recreation Committee meeting held 8 July 2019.

Moved by Councillor S Lawrence and seconded by Councillor G Mohr

MOTION

That the report of the Infrastructure, Community and Recreation Committee meeting held on 8 July 2019, be noted.

CARRIED

CCL19/117 REPORT OF THE ECONOMIC DEVELOPMENT BUSINESS AND CORPORATE COMMITTEE - MEETING 8 JULY 2019 (ID19/958)

The Council had before it the report of the Economic Development, Business and Corporate Committee meeting held 8 July 2019.

Moved by Councillor G Mohr and seconded by Councillor V Etheridge

MOTION

That the report of the Economic Development, Business and Corporate Committee meeting held on 8 July 2019, be noted.

CARRIED

CCL19/118 REPORT OF THE STREET TREE ADVISORY COMMITTEE - MEETING 2 JULY 2019 (ID19/948)

The Council had before it the report of the Street Tree Advisory Committee meeting held 2 July 2019.

Moved by Councillor J Ryan and seconded by Councillor V Etheridge

MOTION

That the report of the Street Tree Advisory Committee meeting held on 2 July 2019, be adopted.

CARRIED

NOTICES OF MOTION:

CCL19/119 PROPOSED RIVER STREET BRIDGE (ID19/991)

Council had before it a Notice of Motion dated 15 July 2019 from Councillor J Ryan regarding the Proposed River Street Bridge.

Moved by Councillor J Ryan and seconded by Councillor V Etheridge

MOTION

1. That Council notes the widespread community opposition to the proposed construction of the River Street bridge.
2. That Council notes the widespread community view that major highways be diverted around the city of Dubbo in a way that boosts economic activity and ensures the liveability and amenity of Dubbo.
3. That Council formally express its opposition to the proposed construction of the River Street bridge.
4. That the Chief Executive Officer be requested to prepare a report for the August 2019 Ordinary meeting of Council detailing any and all measures within Council's powers to stop the project.

Moved by Councillor G Mohr and seconded by Councillor A Jones

AMENDMENT

That the matter be deferred so that an Extraordinary Council meeting can be held so that Councillors can be fully briefed on this issue.

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

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 Diffey	Councillor Lawrence
Councillor Etheridge	Councillor Ryan
Councillor Grant	
Councillor Gumley	
Councillor Jones	
Councillor Mohr	
Councillor Parker	
Councillor Shields	
Total (8)	Total (2)

Councillor J Diffey declared a non-pecuniary, less than significant interest in the matter now before the Council and remained in the room during the Council's consideration of this matter. The reason for such interest is that Councillor J Diffey is employed by NSW Parliament as a Senior Electorate Officer for the Local State Member.

REPORTS FROM STAFF:

CCL19/120 2019 COMMUNITY NEEDS AND SATISFACTION SURVEY RESULTS (ID19/702)

The Council had before it the report dated 9 July 2019 from the Chief Executive Officer regarding 2019 Community Needs and Satisfaction Survey Results.

Moved by Councillor D Grant and seconded by Councillor V Etheridge

MOTION

- 1. That the report from the Chief Executive Officer dated 9 July 2019, be noted.**
- 2. That findings from the Community Needs and Satisfaction Survey Report be shared with the community, through Council's website, Council Column and Mayoral Column.**

CARRIED

CCL19/121 CODE OF MEETING PRACTICE (ID19/960)

The Council had before it the report dated 3 July 2019 from the Executive Manager Governance and Internal Control regarding Code of Meeting Practice.

Moved by Councillor G Mohr and seconded by Councillor D Gumley

MOTION

That the Code of Meeting Practice as appended to the report of the Executive Manager Governance and Internal Control, dated 3 July 2019 be adopted.

CARRIED

CCL19/122 AQUATIC LEISURE CENTRE OPEN AND CLOSE DATES AND DAILY OPERATING HOURS (ID19/951)

The Council had before it the report dated 3 July 2019 from the Recreation Coordinator regarding Aquatic Leisure Centre Open and Close Dates and Daily Operating Hours.

Moved by Councillor G Mohr and seconded by Councillor V Etheridge

MOTION

1. **That the Dubbo Aquatic Leisure Centre open 7 September 2019 and close on 29 March 2020. With the option to remain open for extended period no later than 25 April 2020 depending on weather and patronage.**
2. **That the Dubbo Aquatic Leisure Centre 2019/2020 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/March

Mon – Fri	5.30am – 8.30pm
Sat	6am – 8.30pm
Sun	10am – 8pm
3. **That the Wellington Aquatic Leisure Centre open on 5 October 2019 and close 22 March 2020 however pending construction completion of the redevelopment of the Wellington Aquatic Leisure Centre the opening date may be 12 November 2019.**
4. **That the Wellington Aquatic Leisure Centre 2019/2020 season daily operating hours be:**
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

5. That the Geurie Aquatic Leisure Centre open on 2 November 2019 and close on 8 March 2020.
6. That the Geurie Aquatic Leisure Centre 2019/2020 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
7. That the Dubbo Aquatic Leisure Centre, Wellington Aquatic Leisure Centre and Geurie Aquatic Leisure Centre close on Good Friday and Christmas Day and open on any other public holiday from 11am – 7pm.
8. That the Chief Executive Officer, or delegated staff member, have the authority 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.
9. That the new point of sales system installed at Dubbo Aquatic Leisure Centre, Wellington Aquatic Leisure Centre and Geurie Aquatic Leisure Centre be used to capture accurate entry and usage data to undertake a review of operating hours at the end of the 2019/2020 season and be used to inform future decisions regarding season dates and daily operating hours.

CARRIED

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 Diffey	Councillor Grant
Councillor Etheridge	
Councillor Gumley	
Councillor Jones	
Councillor Lawrence	
Councillor Mohr	
Councillor Parker	
Councillor Ryan	
Councillor Shields	
Total (9)	Total (1)

CCL19/123 ROAD CLOSURE & DISPOSAL AGREEMENT, PART GOONOO STREET IN VILLAGE OF WONGARBON (ID19/950)

The Council had before it the report dated 2 July 2019 from the Property Development Officer regarding Road Closure & Disposal Agreement, Part Goonoo Street in Village of Wongarbron.

Moved by Councillor D Gumley and seconded by Councillor G Mohr

MOTION

1. That Council execute the closure of the road (Goonoo Street) between Lot 184 and 186 DP 754321 in the Village of Wongarbron into one (1) lot of approximately 3,223.3m².
2. That upon closure of the subject road, the land be classified operational.
3. That Council dispose of the closed road lot to the adjoining owner of Lot 184 DP 754321 Mr Ben Braithwaite, for a sale price of \$11,500 excluding GST.
4. That the Chief Executive Officer be authorised to complete any documentation under delegated Power of Attorney.

CARRIED

CCL19/124 COMMENTS AND MATTERS OF URGENCY (ID19/954)

There were no matters recorded under this clause.

At this junction it was moved by Councillor G Mohr and seconded by Councillor D Gumley that the Council resolves into the Committee of the Whole Council, the time being 6.58pm.

The meeting resumed at 7.18pm.

CCL19/125 COMMITTEE OF THE WHOLE (ID19/1002)

The Executive Manager Governance and Internal Control read to the meeting of the report of Committee of the Whole held on 22 July 2019.

Moved by Councillor G Mohr and seconded by Councillor J Ryan

MOTION

That the report of the meeting of the Committee of the Whole held on 22 July 2019 be adopted.

CARRIED

The meeting closed at 7.20pm.

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CHAIRMAN