



REPORT ORDINARY COUNCIL MEETING 24 JULY 2017

PRESENT:

Mr M Kneipp (Administrator).

ALSO IN ATTENDANCE:

The General Manager, the Director Corporate Services, the Manager Governance and Risk, the Supervisor Governance, the Director Economic Development and Business, the Transition Project Communications Supervisor, the Media and Public Relations Coordinator, the Director Infrastructure and Operations, the Manager Civil Infrastructure and Solid Waste, the Asset Systems Engineer, the Manager Fleet Management Services, the Director Planning and Environment, the Manager City Strategy Services, and the Director Community and Recreation.

Mr M Kneipp (Administrator) assumed chairmanship of the meeting.

The proceedings of the meeting commenced at 5.30pm with a prayer for Divine Guidance to the Council in its deliberations and activities. The acknowledgement of country was also read by the Administrator, Mr M Kneipp.

CCL17/83 CONFIRMATION OF MINUTES (ID17/1238)

Confirmation of the minutes of the proceedings of the Ordinary Council meeting held on 26 June 2017.

Moved by Mr M Kneipp (Administrator)

MOTION

That the minutes of the proceedings of the Dubbo Regional Council at the Ordinary Council meeting held on 26 June 2017 comprising pages 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 26 of the series be taken as read, confirmed as correct minutes and signed by the Administrator and the General Manager.

CARRIED

CCL17/84 LEAVE OF ABSENCE (ID17/1234)

There were no requests for leave of absence recorded.

CCL17/85 PUBLIC FORUM (ID17/1235)

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

Mr Vince Gordon from the Dubbo Turf Club regarding an Application for an Interest Free Deferred Contribution for the Dubbo City Turf Club.

Mr Adam Willner from Dubbo Junior Rugby Club regarding the upgrade for the sports field lighting for Victoria Park No. 2 Oval.

Mr Josh Black regarding a ring road, rates and the third bin proposal.

Mr Ben Shields regarding the Tender for Netwaste Regional Waste Services.

Miss Shirley Colless regarding the Tender for Netwaste Regional Waste Services.

Mrs Julie Webber regarding Licence Agreement for Pioneer Park Hockey Facility.

ADMINISTRATOR MINUTES:

CCL17/86 ADMINISTRATOR APPOINTMENTS (ID17/1232)

The Council had before it the Administrator Minute regarding Administrator Appointments.

Moved by Mr M Kneipp (Administrator)

MOTION

That the information contained within the Administrator Minute dated 17 July 2017 be noted.

CARRIED

CCL17/87 RURAL FIRE SERVICE REGIONAL TRAINING FACILITY (ID17/1233)

The Council had before it the Administrator Minute regarding Rural Fire Service Regional Training Facility

Moved by Mr M Kneipp (Administrator)

MOTION

1. That the General Manager, in consultation with the Administrator, be requested and authorised to take the necessary action to negotiate and finalise a Heads of Agreement document with the Commissioner of the NSW Rural Fire Service in respect of articulating the roles of Council and the NSW Rural Fire Service in relation to the provision of the proposed NSW Rural Fire Service Regional Training Facility.
2. That at the appropriate time, and as part of the Heads of Agreement in respect of the proposed NSW Rural Fire Service Regional Training Facility, Council provides the land to the NSW Rural Fire Service comprising an initial term of thirty (30) years and two option periods of ten (10) years in respect of land for the construction of the Regional Training Facility on the northern side of Arthur Butler Drive, Dubbo Airport, as per the general area as identified in this Minute, along with land on the southern side of Arthur Butler Drive, Dubbo Airport, for the purposes of the construction of a car park, as also identified in this Minute.
3. That in addition to the various roles of Council and the NSW Rural Fire Service to be articulated in the Heads of Agreement document, it be noted that in respect of the delivery of this project, Council will take responsibility for the detailed planning and construction of the Training Facility and car park on the basis of all costs being reimbursed to Council by the NSW Rural Fire Service, such that the project is cost neutral to Council.
4. That any necessary documents be executed under the Common Seal of Council.

CARRIED

CCL17/88 313 SQUADRON (CITY OF DUBBO) AUSTRALIAN AIR FORCE CADETS - EXERCISING THEIR RIGHT TO THE FREEDOM OF THE CITY (ID17/1242)

The Council had before it the Administrator Minute regarding 313 Squadron (City of Dubbo) Australian Air Force Cadets - Exercising their right to the Freedom of the City

Moved by Mr M Kneipp (Administrator)

MOTION

- 1. That the 313 (City of Dubbo) Squadron Australian Airforce Cadets be permitted to exercise their right on the Freedom on the City of Dubbo on Saturday 18 November 2017.**
- 2. That Council take the necessary actions to facilitate such Freedom of the City.**
- 3. That any necessary documents be executed under the Seal of Council.**

CARRIED

CCL17/88(a) ACCEPTANCE OF NETWASTE WASTE SERVICES TENDERS

The Council had before it the Administrator Minute regarding Acceptance of Netwaste Waste Services Tenders.

Moved by Mr M Kneipp (Administrator)

MOTION

- 1. That the letter dated 19 July 2017 from Mr Ben Shields, as attached to the Administrator Minute dated 21 July 2017 as Appendix 1 be noted.**
- 2. That Council not accede to the proposal that the terms of the contract T16-036 incorporate a 'cooling off' period of three months.**
- 3. That Council proceed to determine item WSC17/55 - Tender for NetWaste Regional Waste Services as recommended in the report of the Works and Services Committee meeting held on 17 July 2017.**

CARRIED

MATTERS CONSIDERED BY COMMITTEES:

CCL17/89 REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE - MEETING 17 JULY 2017 (ID17/1248)

The Council had before it the report of the Planning and Development Committee meeting held 17 July 2017.

Moved by Mr M Kneipp (Administrator)

MOTION

That the report of the Planning and Development Committee meeting held on 17 July 2017, be adopted save and except PDC17/24 which is to be dealt with separately.

CARRIED

PDC17/24 PLANNING PROPOSAL (R15-3) - PROPOSED ALTERATION TO MINIMUM LOT SIZES - LOT 172 DP 753233, 20R PEAK HILL ROAD, DUBBO (ID17/1223)

The Council had before it the report dated 12 July 2017 from the Manager City Strategy Services regarding Planning Proposal (R15-3) - Proposed Alteration to Minimum Lot Sizes - Lot 172 DP 753233, 20R Peak Hill Road, Dubbo.

Moved by Mr M Kneipp (Administrator)

MOTION

1. **That Council endorse the Planning Proposal with respect to Lot 172 DP 753233, 20R Peak Hill Road Dubbo, including the further information provided by the Proponent, to amend the minimum allotment size for subdivision of the land from 10 hectares to a range between 2,000 m² and 4,000 m² and including the following amendments:**
 - **The residue area of the land maintain the current minimum allotment size for subdivision of 10 hectares under the provisions of the Dubbo Local Environmental Plan 2011.**
 - **The Natural Resource – Biodiversity Map (Sheet NRB_008) not be amended as intended in the Planning Proposal as it is considered that removal of the land from the Natural Resource – Biodiversity Map would be premature prior to any development application for residential subdivision being considered by Council.**
2. **That Council support a minimum 28 day public exhibition period for the Planning Proposal.**
3. **That Council not use its delegation under Section 59 of the Environmental Planning and Assessment Act, 1979 to draft the amendments to the Dubbo Local Environmental Plan 2011 as the caretaker period associated with the next Local Government Election on 9 September 2017 may impact progression of the Planning Proposal.**

4. That Council request the Department of Planning and Environment to provide the Director General's requirements for the provision of State Public Infrastructure for the subject land only in accordance with Clause 6.1 of the Dubbo Local Environmental Plan 2011.
5. That following completion of the public exhibition period, a further report be provided to Council detailing the results of the public exhibition for further consideration of the Planning Proposal.

CARRIED

In accordance with s375A(2) of the Local Government Act 1993, a division was duly called, the following votes on the motion were recorded:

FOR	AGAINST
Mr M Kneipp (Administrator)	
Total (1)	Total (0)

CCL17/90 REPORT OF THE WORKS AND SERVICES COMMITTEE - MEETING 17 JULY 2017 (ID17/1249)

The Council had before it the report of the Works and Services Committee meeting held 17 July 2017.

Moved by Mr M Kneipp (Administrator)

MOTION

That the report of the Works and Services Committee meeting held on 17 July 2017, be adopted save and except clauses WSC17/50, WSC17/51, WSC17/55 and WSC17/57 which are to be dealt with separately.

CARRIED

WSC17/50 PROPOSED EXPANSION OF DOMESTIC WASTE MANAGEMENT SERVICE LEVELS TO DUBBO AND WELLINGTON (ID17/1210)

The Council had before it the report dated 13 July 2017 from the Manager Civil Infrastructure and Solid Waste regarding Proposed Expansion of Domestic Waste Management Service Levels to Dubbo and Wellington.

Moved by Mr M Kneipp (Administrator)

MOTION

1. That subject to the acceptance by Council of a tender in respect of Request for Tender T16-036 for the Regional Waste Services contract (including Waste Collection Services, Recycling Processing Services and Organics Processing Services), Council commence an expanded level of waste collection and processing services to the Dubbo Regional Council Local Government Area from 1 July 2018 incorporating both “two bin” (fortnightly Recycling and weekly Mixed Solid Waste) and “three bin” (fortnightly Recycling, weekly Organics and fortnightly Mixed Solid Waste) service levels to be delivered to the following areas (as shown in Appendix 1 of the report of the Manager Civil Infrastructure and Solid Waste dated 13 July 2017) by way of a combination of in-house resources and services provided under Contract T16-036 as follows:
 - Two Bin Area
 1. The villages of Eumungerie, Ballimore, Mogriguy, Bodangora, Dripstone, Mumbil, Stuart Town, Cadonia Estate and North Yeoval.
 2. The other rural and urban fringe areas of the Dubbo and Wellington Collection Districts currently with a Council provided kerbside collection service.
 3. Multiple Unit Dwellings within Dubbo and Wellington.
 - Three Bin Area The urban areas of Dubbo, Wellington, Geurie, Brocklehurst and Wongarbron (excluding Multiple Unit Dwellings such as retirement villages, gated estates and apartment blocks).
2. That a community education programme be undertaken prior to the commencement of the new services with specific attention given to the collection areas recommended to receive the “three bin” service including Dubbo, Brocklehurst, Wongarbron, Wellington and Geurie, and to all other areas within the current Wellington kerbside collection district, recommended to receive a “two bin” service for the first time.
3. That the draft 2018/2019 Revenue Policy include a Domestic Waste Management Charge for the “two bin” service of \$308 and for the “three bin” service of \$378 with such charges to apply uniformly to the whole of the Local Government Area receiving these respective service levels.
4. That the draft 2018/2019 and ongoing budgets for Domestic Waste Management Services provide for a \$50 per year rebate for all eligible pensioner occupied households receiving the “three bin” service.

5. That the proposed Mixed Solid Waste collection frequency to apply from 1 July 2018 be “fortnightly” (as the default level of service in respect of the “three bin” service) and include an upgrade option to “weekly” collection at an additional cost of \$40 per annum, as requested by the customer.
6. That negotiations be entered into with the current Recycling Services Contractor to provide a fortnightly recycling service to all properties within the Wellington Waste Collection District commencing 1 July 2018, as a variation to the current contract due to expire 30 June 2020.
7. That Council offer to enter into agreements with the Narromine Shire Council and Mid- Western Regional Council for the acceptance of uncontaminated green waste that is supplementary to the quantity collected in the Food and Garden Organics kerbside collection contract, at a 10% discount to the standard tipping fee for this class of material.

CARRIED

WSC17/51 LICENCE AGREEMENT FOR THE PIONEER PARK HOCKEY COMPLEX (ID17/324)

The Council had before it the report dated 1 May 2017 from the Manager Horticultural Services regarding Licence Agreement for the Pioneer Park Hockey Complex.

Moved by Mr M Kneipp (Administrator)

MOTION

1. That the report from the Manager Horticultural Services dated 1 May 2017 be noted.
2. That Council enter into a licence agreement with the Dubbo Hockey Association Inc. for the use of the Pioneer Park Hockey Complex commencing 1 July 2017 with the term of the licence agreement being for a period of ten (10) years.
3. That the annual licence fee for the first 2 years shall be fixed at \$5,000 ex GST, increasing to \$10,000 ex GST for Year 3 increasing annually by CPI Sydney All Groups for the remainder of the 10 year licence agreement.
4. That any necessary documentation be executed under the Common Seal of the Council.

CARRIED

Council’s Director Community and Recreation, Mr Murray Wood, declared a non-pecuniary, less than significant interest in the matter now before the Council and left the room and was out of sight during the Council’s consideration, the reason being that Mr Wood is a registered player of the Dubbo Hockey Association and the immediate past president of the Dubbo Hockey Association.

WSC17/55 TENDER FOR NETWASTE REGIONAL WASTE SERVICES (ID17/1209)

The Council had before it the report dated 13 July 2017 from the Manager Civil Infrastructure and Solid Waste regarding Tender for Netwaste Regional Waste Services.

Moved by Mr M Kneipp (Administrator)

MOTION

That the matter be referred to the Committee of the Whole for determination.

CARRIED

WSC17/57 TENDER FOR THE REPLACEMENT OF THE PIONEER PARK HOCKEY COMPLEX - SYNTHETIC PLAYING SURFACE (ID17/1003)

The Council had before it the report dated 15 June 2017 from the Manager Horticultural Services regarding Tender for the Replacement of the Pioneer Park Hockey Complex - Synthetic Playing Surface.

Moved by Mr M Kneipp (Administrator)

MOTION

- 1. That the tender of Tuff Turf N Co Pty Ltd be selected for the Replacement of the Pioneer Park Hockey Complex Synthetic Playing Surface at a cost of \$349,558.80 (ex GST).**
- 2. That any necessary documents be executed under the Common Seal of Council.**
- 3. That the documents and considerations in regard to this matter remain confidential to Council.**

CARRIED

Council's Director Community and Recreation, Mr Murray Wood, declared a non-pecuniary, less than significant interest in the matter now before the Council and left the room and was out of sight during the Council's consideration, the reason being that Mr Wood is a registered player of the Dubbo Hockey Association and the immediate past president of the Dubbo Hockey Association.

**CCL17/91 REPORT OF THE FINANCE AND POLICY COMMITTEE - MEETING 17 JULY 2017
(ID17/1247)**

The Council had before it the report of the Finance and Policy Committee meeting held 17 July 2017.

Moved by Mr M Kneipp (Administrator)

MOTION

That the report of the Finance and Policy Committee meeting held on 17 July 2017, be adopted.

CARRIED

REPORTS FROM STAFF:

CCL17/92 PROGRESS ON MERGER PROJECTS (ID17/1241)

The Council had before it the report dated 18 July 2017 from the General Manager regarding Progress on Merger Projects.

Moved by Mr M Kneipp (Administrator)

MOTION

That the information contained within the report of the General Manager dated 18 July 2017 be noted.

CARRIED

**CCL17/93 STRONGER COMMUNITIES FUND - COMMUNITY GRANTS PROGRAMME
ROUND TWO (ID17/1225)**

The Council had before it the report dated 13 July 2017 from the Transition Project Officer regarding Stronger Communities Fund - Community Grants Programme Round Two.

Moved by Mr M Kneipp (Administrator)

MOTION

That \$332,939.31 funding under the Stronger Communities Fund Community Grants Programme be allocated as follows for 2017/2018:

Stuart Town Advancement Association	\$17,650
Mt Arthur Reserve Trust	\$2,217.60
Binjang Community Radio	\$14,822.50
Dubbo Australian Football Club	\$3,000
Dubbo Kangaroos Rugby Club	\$3,000
Dubbo City Softball Association	\$3,000
Wellington Connect Inc	\$20,778.45
Police Citizens Youth Clubs Ltd	\$44,562
Dubbo Junior Rugby Union Club	\$7,985
Wellington Rugby Union Club Inc/Wellington Rugby League Club Inc	\$14,000
Wellington Rugby Union Club Inc/Wellington Rugby League Club Inc	\$8,600
Wellington Uniting Church	\$5,000
Westside Panthers Football Club	\$3,000
Dubbo Running Festival Inc	\$5,005
Paramount Tennis Club Inc	\$2,340
Talbragar CWA	\$3,119
Wellington Junior Soccer Club Inc	\$5,017.76
Dubbo & District Parent Support Group for Deaf/Hearing Impaired Inc	\$50,000
Wongarbon CWA	\$5,850
Dubbo Netball Association	\$18,713
Dubbo Touch Association	\$10,252
Dubbo Touch Association	\$6,105
Dubbo & District Kindergarten Inc	\$28,922
Mumbil District Progress Assn Inc	\$50,000

CARRIED

**CCL17/94 ANNUAL RISK MANAGEMENT PROGRAM AND INSURANCE MATTERS
(ID17/1217)**

The Council had before it the report dated 11 July 2017 from the Manager Governance and Risk Services regarding Annual Risk Management Program and Insurance Matters.

Moved by Mr M Kneipp (Administrator)

MOTION

That the Risk Management Program review and the classes of insurance acquired for 2017/2018 be endorsed.

CARRIED

CCL17/95 REGIONAL ECONOMIC DEVELOPMENT STRATEGY (ID17/1246)

The Council had before it the report dated 18 July 2017 from the Director Economic Development and Business regarding Regional Economic Development Strategy.

Moved by Mr M Kneipp (Administrator)

MOTION

- 1. That Dubbo Regional Council supports the development of a Regional Economic Development Strategy for Dubbo, Wellington and Narromine with the intention that if appropriate it be implemented as Council's long term economic development strategy.**
- 2. That input gathered from initial community engagement for the development of the draft 2040 Community Strategic Plan be provided as input to the drafting of the Regional Economic Development Strategy.**
- 3. That the draft Regional Economic Development Strategy be presented by the Balmoral Group to a future Councillor Workshop prior to its finalisation.**
- 4. That reporting of Council's Economic Development Services to the community be provided in appropriate detail to Council through a monthly Informal Report, quarterly Operational Plans and six (6) monthly Economic Development Services Reports.**

CARRIED

CCL17/96 WELLINGTON DESTINATION BRAND PROJECT (ID17/1245)

The Council had before it the report dated 17 July 2017 from the Economic Development Officer regarding Wellington Destination Brand Project.

Moved by Mr M Kneipp (Administrator)

MOTION

1. That the Economic Development and Marketing Branch progress with the implementation of the Wellington Destination Brand Project including consultation and stakeholder engagement as identified in the report of the Economic Development officer, dated 17 July 2017.
2. That a report be provided to the August 2017 meeting of Council on a refined community led brand concept for consideration for a second phase of public consultation.
3. That a report be provided to the October 2017 meeting of Council on the two phase community consultation process and the proposed Wellington Destination Brand.

CARRIED

CCL17/97 APPLICATION FOR AN INTEREST FREE DEFERRED CONTRIBUTION FOR THE DUBBO CITY TURF CLUB (ID17/1218)

The Council had before it the report dated 11 July 2017 from the Director Community and Recreation regarding Application for an Interest Free Deferred Contribution for the Dubbo City Turf Club.

Moved by Mr M Kneipp (Administrator)

MOTION

1. That Council provide an interest free deferred contribution of \$190,550 (excluding GST) to the City of Dubbo Turf Club to be repaid over a period of five (5) years at an amount of \$41,921 (inclusive of GST) per annum.
2. That any necessary documents be executed under the Common Seal of Council.

CARRIED

CCL17/98 RENEWAL OF THE MACQUARIE REGIONAL LIBRARY AGREEMENT (ID17/1243)

The Council had before it the report dated 17 July 2017 from the Director Community and Recreation regarding Renewal of the Macquarie Regional Library Agreement.

Moved by Mr M Kneipp (Administrator)

MOTION

1. That Council commence negotiations with Narromine Shire Council and Warrumbungle Shire Council in regards to entering a Macquarie Regional Library agreement for the period 1 July 2018 to 30 June 2021.
2. That a further report be presented to Council following the negotiations for consideration.

CARRIED

CCL17/99 KENNARD PARK MASTER PLAN (ID17/1244)

The Council had before it the report dated 17 July 2017 from the Manager Horticultural Services regarding Kennard Park Master Plan.

Moved by Mr M Kneipp (Administrator)

MOTION

1. That the report from Manager Horticultural Services dated 17 July 2017 be noted.
2. That the draft Kennard Park Master Plan be placed on public exhibition for 28 days and the community invited to make submissions.
3. That following public exhibition a further report be presented to Council for consideration.
4. That Council write to the Federal Member of Calare, Mr Andrew Gee MP in regards to Council being allocated the \$200,000 that was an election commitment to the community of Wellington for the improvement of the Kennard Park Complex.

CARRIED

CCL17/100 COMMENTS AND MATTERS OF URGENCY (ID17/1236)

There were no matters recorded under this clause.

At this junction it was moved by Mr M Kneipp (Administrator) that the Council resolves into the Committee of the Whole Council, the time being 6.33pm.

The meeting resumed at 6.41pm.

CCL17/101 COMMITTEE OF THE WHOLE (ID17/1237)

The Director Corporate Services read to the meeting of the Report of Committee of the Whole held on 24 July 2017.

Moved by Mr M Kneipp (Administrator)

MOTION

That the report of the meeting of the Committee of the Whole held on 24 July 2017 be adopted.

CARRIED

The meeting closed at 6.49pm.

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CHAIRMAN