



REPORT ORDINARY COUNCIL MEETING 22 FEBRUARY 2021

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

ALSO IN ATTENDANCE:

The Chief Executive Officer, the Executive Manager CEO Services, the Administration Officer Governance, the Community Support Officer, the Communications Partner, the Director Organisational Performance, the Director Culture and Economy, the Director Infrastructure, 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 5:31pm 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.

CCL21/13 LEAVE OF ABSENCE (ID20/1628)

Requests for leave of absence were received from Councillors D Gumley and V Etheridge who were absent from the meeting due to the personal reasons.

Moved by Councillor G Mohr and seconded by Councillor A Jones

MOTION

That such requests for Leave of Absence be accepted and Councillors D Gumley and V Etheridge be granted leave of absence from this meeting.

CARRIED

CCL21/14 CONFIRMATION OF MINUTES (ID20/1629)

Confirmation of the minutes of the proceedings of the Ordinary Council Meeting held on 7 December 2020 and the Extraordinary Council Meeting held on 25 January 2021.

Moved by Councillor K Parker and seconded by Councillor D Grant

MOTION

That the minutes of the proceedings of the Dubbo Regional Council at the Ordinary Council meeting held on 7 December 2020 comprising pages 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20 and 21 of the series; and the Extraordinary Council meeting held on 25 January 2021 comprising pages 22, 23, 24, 25, 26, 27, 28 and 29 of the series be taken as read, confirmed as correct minutes and signed by the Mayor and the Chief Executive Officer.

CARRIED

CCL21/15 PUBLIC FORUM (ID20/1630)

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

- Marie Hoffman (OAM) – CCL21/24 – Draft Wellington Town Centre Plan – Results of Public Exhibition
- Peter Sutton – Talbragar Street Beautification

MAYORAL MINUTES:

CCL21/16 APPOINTMENT OF INTERIM CHIEF EXECUTIVE OFFICER (ID21/216)

The Council had before it the Mayoral Minute regarding Appointment of Interim Chief Executive Officer.

Moved by Councillor B Shields

MOTION

That the Mayoral Minute dated 15 February 2021, announcing the temporary appointment of the Chief Executive Officer Dean Frost, be noted.

CARRIED

CCL21/16A RUGBY LEAGUE PROPOSAL – DEVELOPMENT OF REGAND PARK (ID21/260)

The Council had before it the Mayoral Minute regarding Rugby League Proposal – Development of Regand Park.

Moved by Councillor B Shields

MOTION

1. That the Mayoral Minute, dated 22 February 2021, be noted.
2. That Council welcomes the proposal for the St John’s Junior Rugby League Football Club proponents to potentially develop up to 10 hectares of Regand Park, comprising playing fields and ancillary infrastructure, contingent upon Council endorsement of site drawings, technical plans, relevant supporting documentation and approvals.
3. That a notice of rescission motion be submitted in writing no later than five business days prior to the March 2021 Ordinary Council meeting relating to the resolution of Council at its meeting held 25 June 2018, *“That no further capital improvements be undertaken on land identified in the Regand Park Master Plan.”*

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 Diffey	Councillor Jones
Councillor Grant	Councillor Lawrence
Councillor Mohr	Councillor Ryan
Councillor Parker	
Councillor Shields	
Total (5)	Total (3)

MATTERS CONSIDERED BY COMMITTEES:

CCL21/17 REPORT OF THE DEVELOPMENT AND ENVIRONMENT COMMITTEE - MEETING 8 FEBRUARY 2021 (ID21/215)

The Council had before it the report of the Development and Environment Committee meeting held 8 February 2021.

Moved by Councillor G Mohr and seconded by Councillor K Parker

MOTION

That the report of the Development and Environment Committee meeting held on 8 February 2021, be noted.

CARRIED

CCL21/18 REPORT OF THE INFRASTRUCTURE AND LIVEABILITY COMMITTEE - MEETING 8 FEBRUARY 2021 (ID21/217)

The Council had before it the report of the Infrastructure and Liveability Committee meeting held 8 February 2021.

Moved by Councillor G Mohr and seconded by Councillor A Jones

MOTION

That the report of the Infrastructure and Liveability Committee meeting held on 8 February 2021, be noted.

CARRIED

CCL21/19 REPORT OF THE CULTURE, ECONOMY AND CORPORATE COMMITTEE - MEETING 8 FEBRUARY 2021 (ID21/218)

The Council had before it the report of the Culture, Economy and Corporate Committee meeting held 8 February 2021.

Moved by Councillor G Mohr and seconded by Councillor J Ryan

MOTION

That the report of the Culture, Economy and Corporate Committee meeting held on 8 February 2021, be noted.

CARRIED

REPORTS FROM STAFF:

CCL21/20 DECEMBER 2020 QUARTERLY BUDGET REVIEW STATEMENTS (ID21/154)

The Council had before it the report dated 4 February 2021 from the Chief Executive Officer regarding December 2020 Quarterly Budget Review Statements.

Moved by Councillor A Jones and seconded by Councillor K Parker

MOTION

- 1. That the Quarterly Budget Review Statements as at 31 December 2020, as attached to the report of the Chief Executive Officer dated 4 February 2021, 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 as at 31 December 2020 after utilising \$4.23M of the COVID-19 reserve, be noted.**

CARRIED

**CCL21/21 DELEGATION OF AUTHORITY TO THE INTERIM CHIEF EXECUTIVE OFFICER
(ID21/211)**

The Council had before it the report dated 17 February 2021 from the Executive Manager CEO Services regarding Delegation of Authority to the Interim Chief Executive Officer.

Moved by Councillor S Lawrence and seconded by Councillor K Parker

MOTION

That the Delegation of Authority to the interim Chief Executive Officer be as contained in the document attached to the report of the Executive Manager CEO Services, dated 17 February 2021 as Appendix 1.

CARRIED

**CCL21/22 POWER OF ATTORNEY FOR THE INTERIM CHIEF EXECUTIVE OFFICER
(ID21/204)**

The Council had before it the report dated 17 February 2021 from the Executive Manager CEO Services regarding Power of Attorney for the Interim Chief Executive Officer.

Moved by Councillor G Mohr and seconded by Councillor J Ryan

MOTION

- 1. That the report of the Executive Manager CEO Services, dated 17 February 2021, be noted.**
- 2. That Council rescind the power of attorney granted to the current Chief Executive Officer, Michael McMahon, to take effect on 2 April 2021.**
- 3. That Council delegate to the interim Chief Executive Officer, Dean William Frost the prescribed power of attorney in accordance with the draft General Power of Attorney attached to the report as Appendix 1.**
- 4. That Council authorise the Mayor and Deputy Mayor to execute the General Power of Attorney under the Common Seal of the Council.**
- 5. That Council rescind the power of attorney granted to the interim Chief Executive Officer upon appointment of a permanent Chief Executive Officer.**
- 6. That the Chief Executive Officer report to Council every three months on all documents signed under the prescribed Power of Attorney.**

CARRIED

CCL21/23 CHANGE OF ORDINARY COUNCIL MEETING DATE - APRIL 2021 (ID21/130)

The Council had before it the report dated 28 January 2021 from the Governance and Internal Control Manager regarding Change of Ordinary Council Meeting Date - April 2021.

Moved by Councillor A Jones and seconded by Councillor J Diffey

MOTION

That the Ordinary Council meeting scheduled for Tuesday, 27 April 2021 be moved to Monday, 26 April 2021.

CARRIED

**CCL21/24 DRAFT WELLINGTON TOWN CENTRE PLAN - RESULTS OF PUBLIC EXHIBITION
(ID20/1194)**

The Council had before it the report dated 2 February 2021 from the Growth Planning Projects Leader - Digital Futures regarding Draft Wellington Town Centre Plan - Results of Public Exhibition.

Moved by Councillor G Mohr and seconded by Councillor D Grant

MOTION

- 1. That the report of the Growth Planning Project Leader – Digital Futures, dated 2 February 2021, be noted.**
- 2. That the submission summary and response table, as provided at Appendix 2, be noted.**
- 3. That the Wellington Town Centre Plan, as provided in Appendix 3, be adopted.**
- 4. That those people who provided submissions to the draft Wellington Town Centre Plan be acknowledged and thanked for their submission/s.**

CARRIED

**CCL21/25 REFURBISHMENT OF OLD WELLINGTON POLICE STATION FOR COMMUNITY
USE (ID20/1690)**

The Council had before it the report dated 11 December 2020 from the Manager Regional Experiences regarding Refurbishment of Old Wellington Police Station for Community Use.

Moved by Councillor G Mohr and seconded by Councillor S Lawrence

MOTION

- 1. That the report of the Manager Regional Experiences, dated 11 December 2020, be noted.**
- 2. That Council provide the Wellington Museum Committee with a license agreement for the amount of \$1.00 a year to operate from the Old Police Station in Wellington for a minimum 12 month period.**

3. That in addition to use by the Wellington Museum Committee, Council activate the Old Police Station in Wellington as a community creative arts and culture hub to be included in the public programming by Council.
4. That during the 12 month licence period Council undertake a further assessment of the Oxley Museum property, and future restoration work required for the Old Police Station, and provide a further report on both buildings and future use to Council in March 2022.
5. An Exhibition Developed and Curated by the Wellington Museum Committee, supported by Dubbo Regional Council be displayed in three rooms of the Old Police Station for a minimum 12 month period commencing 31 May 2021.
6. That if requested by the Wellington Museum Committee, Council's Cultural Development Team assist in facilitating the development of a long term plan in line with Wellington Museum Committee's vision for their collection and capacity to manage a viable museum experience.
7. That from the 31 May 2021, the Oxley Museum building on the corner of Warne and Percy Streets be closed for public use and accessed only as a storage site for the Wellington Museum Committee's private collection during the review period.

CARRIED

**CCL21/26 PROPOSED SALE EASEMENT FOR ELECTRICITY AT HOLLS AVENUE CARPARK,
LOT 200 DP 881153 (ID20/1604)**

The Council had before it the report dated 8 December 2020 from the Property Specialist regarding Proposed Sale Easement for Electricity at Holls Avenue Carpark, Lot 200 DP 881153.

Moved by Councillor G Mohr and seconded by Councillor D Grant

MOTION

1. That the report of the Property Specialist, dated 8 December 2020, be noted.
2. That Council agree to the creation of an easement for electricity having an area of approximately 40m² at Holls Avenue carpark (Lot 200 DP 881153) to MAAS Properties.
3. That all documents in relation to this matter be executed under Power of Attorney.

CARRIED

CCL21/27 CLASSIFICATION OF LAND AT 92 MACQUARIE STREET (ID21/15)

The Council had before it the report dated 7 January 2021 from the Property Specialist regarding Classification of Land at 92 Macquarie Street.

Moved by Councillor D Grant and seconded by Councillor G Mohr

MOTION

1. That the report of the Property Specialist, dated 7 January 2021, be noted.
2. That 92 Macquarie Street (Lot 1 DP 726705 and Lot 9 DP 40398) be classified as Operational land in accordance with section 31 of the *Local Government Act 1993* (NSW) upon acquisition of the property by Council.
3. That all documentation in relation to this matter be executed under Power of Attorney.

CARRIED

CCL21/28 COMMENTS AND MATTERS OF URGENCY (ID20/1631)

There were no matters recorded under this clause.

At this juncture, it was moved by Councillor J Ryan and seconded by Councillor S Lawrence the Council resolve into a Committee of the Whole Council, the time being 6.14 pm.

The meeting resumed at 6.28 pm.

CCL21/29 COMMITTEE OF THE WHOLE (ID21/180)

The Executive Manager CEO read to the meeting of the Report of the Committee of the Whole meeting held on 22 February 2021.

Moved by Councillor A Jones and seconded by Councillor S Lawrence

MOTION

That the report of the meeting of the Committee of the Whole held on 22 February 2021, be adopted save and except CW21/1, which will be dealt with separately.

CARRIED

CW21/1 PROPOSED RIVER STREET BRIDGE - UPDATE (ID21/219)

The Council had before it the report dated 10 February 2021 from the Chief Executive Officer regarding Proposed River Street Bridge - Update.

Moved by Councillor S Lawrence and seconded by Councillor G Mohr

MOTION

1. That the report by the Chief Executive Officer, dated 10 February, be noted.
2. That a further report be provided to Council once a final determination by Transport for NSW has been made in respect to the roadway design and pedestrian access across the Macquarie River.
3. That documents and considerations in regard to this matter remain confidential to Council.
4. That Council continues to press for the pedestrian link, two part connection to the north-west sector and the lowering of the roadway.
5. That Council reiterates its opposition to the River Street Bridge.

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 is employed as a senior Electorate Officer by NSW Parliament for the State Member, Mr Dugald Saunders.

The meeting closed at 6.31 pm.

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CHAIRMAN