

REPORT

ORDINARY COUNCIL MEETING

26 AUGUST 2025

PRESENT: Councillors J Black, L Butler, S Chowdhury, M Dickerson, R Ivey, K Richardson, A Ryan, P Toynton, P Wells and M Wright.

ALSO IN ATTENDANCE: The Chief Executive Officer, the Director Organisational Performance, the Acting Manager Corporate Governance, the Governance Officers, the Director Strategy, Partnerships and Engagement, the Communications Team Leader, the IT Infrastructure Specialist, the IT Support Officer, the Manager Customer Experience and Engagement, the Customer Experience Team Leader, the Director Development and Environment, the Manager Growth Planning, the Director Infrastructure and the Director Community, Culture and Places.

Councillor J Black assumed the Chair of the meeting.

The proceedings of the meeting commenced at 5:30pm at the Wellington Chambers, with a prayer for the Divine Guidance to the Council in its deliberations and activities by Councillor L Butler. The Acknowledgement of Country was also read by Councillor P Wells.

CCL25/200 LEAVE OF ABSENCE (ID25/461)

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

Councillors S Chowdhury and M Dickerson attended via audio visual link.

Moved by Councillor A Ryan and seconded by Councillor P Wells.

MOTION

That such request for Leave of Absence be accepted and Councillor J Cowley be granted leave of absence from this meeting.

CARRIED

For: Councillors J Black, L Butler, S Chowdhury, M Dickerson, R Ivey, K Richardson, A Ryan, P Toynton, P Wells and M Wright.

Against: Nil

CCL25/201 CONFLICTS OF INTEREST (ID25/462)

The following conflicts of interest were declared:

Councillor M Wright – CCL25/222 – Solar Car Park with Battery & EV Charging Tender – Dubbo Regional Airport.

Councillor M Wright – CCL25/223 – Outcome of Simplified Tender for Real Estate Agency Services for the Sale of Unsold Lots at Keswick Estate, Stage 5 Release 2.

Councillor P Toynton – CCL25/226 – Code of Conduct Matter.

CCL25/202 PUBLIC FORUM (ID25/1424)

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

- Jada Parsons – Urban Tree Canopy
- Clare Pearson – Little Wings
- Margaret McDonald – Pest Bird Management
- Grant Roberts – Pest Bird Management

CCL25/203 CONFIRMATION OF MINUTES - ORDINARY COUNCIL MEETING - 22 JULY 2025 (ID25/1622)

The Council had before it the report of the Ordinary Council meeting held on 22 July 2025.

Moved by Councillor K Richardson and seconded by Councillor M Wright.

MOTION

That the minutes of the Dubbo Regional Council Ordinary Council meeting held on 22 July 2025 (as attached) be taken as read, confirmed as correct minutes and signed by the Mayor and the Chief Executive Officer.

CARRIED

For: Councillors J Black, L Butler, M Dickerson, R Ivey, K Richardson, A Ryan, P Toynton, P Wells and M Wright.

Against: Nil

At this junction Councillor S Chowdhury left the meeting, and did not vote on this item, the time being 5:54pm.

INFORMATION ONLY MATTERS:

At this junction Councillor S Chowdhury rejoined the meeting, the time being 5:54pm.

CCL25/204 MAYORAL APPOINTMENTS AND MEETINGS (ID25/1573)

The Council had before it the report dated 5 August 2025 from the Chief Executive Officer regarding Mayoral Appointments and Meetings.

Moved by Councillor J Black and seconded by Councillor P Toynton.

MOTION

That the information contained within the report be noted.

CARRIED

For: Councillors J Black, L Butler, S Chowdhury, M Dickerson, R Ivey, K Richardson, A Ryan, P Toynton, P Wells and M Wright.

Against: Nil

CCL25/205 MAYORAL EXPENSES - JULY 2025 (ID25/1623)

The Council had before it the report dated 11 August 2025 from the Chief Executive Officer regarding Mayoral Expenses - July 2025.

Moved by Councillor J Black and seconded by Councillor P Toynton.

MOTION

That the information contained within the report be noted.

CARRIED

For: Councillors J Black, L Butler, S Chowdhury, M Dickerson, R Ivey, K Richardson, A Ryan, P Toynton, P Wells and M Wright.

Against: Nil

CCL25/206 INVESTMENT UNDER SECTION 625 OF THE LOCAL GOVERNMENT ACT - JULY 2025 (ID25/1568)

The Council had before it the report dated 11 August 2025 from the Revenue Accountant regarding Investment Under Section 625 of the Local Government Act – July 2025.

Moved by Councillor P Toynton and seconded by Councillor M Wright.

MOTION

That the information contained within the Investment under Section 625 of the Local Government Act Report be noted.

CARRIED

For: Councillors J Black, L Butler, S Chowdhury, M Dickerson, R Ivey, K Richardson, A Ryan, P Toynton, P Wells and M Wright.

Against: Nil

MATTERS CONSIDERED BY COMMITTEES:

**CCL25/207 REPORT OF THE INFRASTRUCTURE, PLANNING AND ENVIRONMENT
COMMITTEE - MEETING 12 AUGUST 2025 (ID25/1650)**

The Council had before it the report of the Infrastructure, Planning and Environment Committee meeting held 12 August 2025.

Moved by Councillor L Butler and seconded by Councillor P Toynton.

MOTION

That the report of the Infrastructure, Planning and Environment Committee meeting held on 12 August 2025, be adopted.

CARRIED

For: Councillors J Black, L Butler, S Chowdhury, M Dickerson, R Ivey, K Richardson, A Ryan, P Toynton, P Wells and M Wright.

Against: Nil

**CCL25/208 REPORT OF THE CULTURE AND COMMUNITY COMMITTEE - MEETING 12
AUGUST 2025 (ID25/1648)**

The Council had before it the report of the Culture and Community Committee meeting held 12 August 2025.

Moved by Councillor P Wells and seconded by Councillor P Toynton.

MOTION

That the report of the Culture and Community Committee meeting held on 12 August 2025, be adopted.

CARRIED

For: Councillors J Black, L Butler, S Chowdhury, M Dickerson, R Ivey, K Richardson, A Ryan, P Toynton, P Wells and M Wright.

Against: Nil

**CCL25/209 REPORT OF THE CORPORATE SERVICES COMMITTEE - MEETING 12 AUGUST
2025 (ID25/1649)**

The Council had before it the report of the Corporate Services Committee meeting held 12 August 2025.

Moved by Councillor K Richardson and seconded by Councillor P Wells.

MOTION

That the report of the Corporate Services Committee meeting held on 12 August 2025, be adopted.

CARRIED

For: Councillors J Black, L Butler, S Chowdhury, M Dickerson, R Ivey, K Richardson, A Ryan, P Toynton, P Wells and M Wright.

Against: Nil

NOTICES OF MOTION:

CCL25/210 RENEWABLE ENERGY PROJECTS (ID25/1621)

Council had before it a Notice of Motion dated 11 August 2025 from Councillor P Toynton regarding the Renewable Energy Projects.

Moved by Councillor P Toynton and seconded by Councillor L Butler.

MOTION

1. That the CEO write to the local MP The Hon. Dugald Saunders and the Duty MLC for Dubbo The Hon. Stephen Lawrence, asking what has been done to address the concerns of residents impacted by the REZ in our LGA and specifically solar projects at Boree and Hampton Park?
2. To set a timeframe of six weeks maximum, for a response from the above mentioned.
3. That upon receipt of a response from both, that this response be included at the first Council meeting after receiving the response.

CARRIED

For: Councillors J Black, L Butler, S Chowdhury, R Ivey, K Richardson, A Ryan, P Toynton, P Wells and M Wright.

Against: Councillor M Dickerson.

CCL25/211 COUNCIL'S ROLE IN GRANTS (ID25/1654)

Council had before it a Notice of Motion dated 18 August 2025 from Councillor K Richardson regarding the Council's Role in Grants.

Moved by Councillor K Richardson and seconded by Councillor P Toynton.

MOTION

That the CEO provide a report to the 28 October 2025 Ordinary Council meeting outlining Council's role in grants:

1. Outlining the support Council provides to promote available grants to businesses and community groups across the Dubbo Local Government Area.
2. Outlining the grants that Council applies for to assist with Council assets and services, including numbers, total value and success rate.

CARRIED

For: Councillors J Black, L Butler, R Ivey, K Richardson, A Ryan, P Toynton, P Wells and M Wright.

Against: Councillors S Chowdhury and M Dickerson.

CCL25/212 COUNCIL RESPONSES TO RENEWABLE ENERGY PROJECTS (ID25/1655)

Council had before it a Notice of Motion dated 18 August 2025 from Mayor J Black regarding the Council Responses to Renewable Energy Projects.

Moved by Councillor J Black and seconded by Councillor L Butler.

MOTION

1. That Council's draft responses to the State Government Department of Planning, Housing and Infrastructure for any individual State Significant Development Project be provided to Council for consideration at a Council meeting if written request is made by two or more Councillors.
2. That draft responses to be provided to Council for consideration at a Council meeting as referred to in (1) above are at the following stages:
 - At the scoping stage with input into the Secretary's Environmental Assessment Requirements.
 - At the Planning Assessment stage when the Environmental Impact Statement is placed on public display.

CARRIED

For: Councillors J Black, L Butler, S Chowdhury, M Dickerson, R Ivey, K Richardson, A Ryan, P Toynton, P Wells and M Wright.

Against: Nil

NOTICES OF RESCISSION:

CCL25/213 AUSTRALIA DAY EVENTS - DUBBO AND WELLINGTON (ID25/1619)

Council had before it a Notice of Motion of Rescission dated 8 August 2025 from Councillors P Toynton, S Chowdhury and L Butler regarding Australia Day Events – Dubbo and Wellington.

Moved by Councillor P Toynton and seconded by Councillor S Chowdhury.

RECOMMENDATION

That Council determine this Notice of Motion Rescission.

LOST

For: Councillors L Butler, S Chowdhury, K Richardson, and P Toynton.

Against: Councillors R Ivey, P Wells, M Wright, J Black, M Dickerson and A Ryan.

REPORTS FROM STAFF:

At this juncture the Chief Executive Officer entered the meeting, the time being 6:21pm.

CCL25/214 DRAFT DUBBO REGIONAL HOUSING STRATEGY (ID25/702)

The Council had before it the report dated 29 July 2025 from the Manager Growth Planning regarding Draft Dubbo Regional Housing Strategy.

Moved by Councillor M Wright and seconded by Councillor L Butler.

MOTION

1. That the draft Dubbo Regional Housing Strategy (attached in Appendices 1 and 2) be adopted for the purpose of public exhibition.
2. That authority be delegated to the Chief Executive Officer to approve any minor administrative corrections prior to the public exhibition publication and authorise the relevant staff to implement any such corrections.
3. That the draft Dubbo Regional Housing Strategy be placed on public exhibition from Monday 1 September 2025 until 9am, Monday 27 October 2025.
4. That community and stakeholder engagement be undertaken in accordance with Council's Community Engagement Strategy (including Community Participation Plan).
5. That following completion of the public exhibition period, a further report be presented to Council for consideration, including the results of public exhibition.

CARRIED

For: Councillors J Black, L Butler, S Chowdhury, M Dickerson, R Ivey, K Richardson, A Ryan, P Toynton, P Wells and M Wright.

Against: Nil

**CCL25/215 ACTION PLAN REVIEW CUSTOMER EXPERIENCE STRATEGY 2021-2027
(ID25/1395)**

The Council had before it the report dated 14 July 2025 from the Manager Customer Experience and Engagement regarding Action Plan Review Customer Experience Strategy 2021-2027.

Moved by Councillor A Ryan and seconded by Councillor P Toynton.

MOTION

1. That Draft Customer Experience Strategy 2021-2027 and Draft Customer Experience Charter go on public exhibition for community feedback, for a period of not less than 28 days.
2. That a report of the public exhibition outcomes be prepared for Council.

CARRIED

For: Councillors J Black, L Butler, S Chowdhury, M Dickerson, R Ivey, K Richardson, A Ryan, P Toynton, P Wells and M Wright.

Against: Nil

CCL25/216 RENAMING OF LOCAL TRAFFIC COMMITTEE TO LOCAL TRAFFIC FORUM DUE TO DELEGATION CHANGES (ID25/1629)

The Council had before it the report dated 13 August 2025 from the Governance Team Leader regarding Renaming of Local Traffic Committee to Local Traffic Forum due to Delegation changes.

Moved by Councillor P Wells and seconded by Councillor K Richardson.

MOTION

- 1. That the rebranding of Local Traffic Committee to Local Traffic Forum be noted.**
- 2. That the updated Terms of Reference be adopted.**

CARRIED

For: Councillors J Black, L Butler, S Chowdhury, M Dickerson, R Ivey, K Richardson, A Ryan, P Toynton, P Wells and M Wright.

Against: Nil

CCL25/217 WELLINGTON REZ TRAINING CENTRE - PROGRESS AND LOCAL BENEFITS (ID25/1632)

The Council had before it the Question on Notice dated 14 August 2025 from Councillor S Chowdhury.

CCL25/218 OPERATING LOSSES OF THE DRC AQUATIC LEISURE CENTRES (ID25/1659)

The Council had before it the Question on Notice dated 18 August 2025 from Councillor M Dickerson.

CCL25/219 WOOD HEATERS IN NEW RESIDENTIAL DEVELOPMENTS (ID25/1660)

The Council had before it the Question on Notice dated 18 November 2025 from Councillor M Dickerson.

CCL25/220 COMMENTS AND MATTERS OF URGENCY (ID25/1425)

There were no matters recorded under this clause.

CONFIDENTIAL

In accordance with Section 9(2A) Local Government Act 1993, in the opinion of the Chief Executive Officer, the following business is of a kind as referred to in Section 10A(2) of the Act, and should be dealt with in a Confidential Session of the Council meeting closed to the press and public.

The items listed come within the following provisions of the Act:

CCL25/221 - Tender – Victoria Park Amenity Block, Design and Construct - that the matter concerned information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business (Section 10A(2)(c)).

CCL25/222 – Solar Car Park with Battery & EV Charging Tender – Dubbo Regional Airport - the matter concerned information that would, if disclosed, prejudice the commercial position of the person who supplied it (Section 10A(2)(d)(i)).

CCL25/223 – Outcome of Simplified Tender for Real Estate Agency Services for the Sale of Unsold Lots at Keswick Estate, Stage 5 Release 2 - the matter concerned information that would, if disclosed, prejudice the commercial position of the person who supplied it (Section 10A(2)(d)(i)).

CCL25/224 – Update to Proposed Sale of, and Creation of Easement Over, Lot 131 on DP1277458 - the matter concerned information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business (Section 10A(2)(c)).

CCL25/225 – People Culture and Safety Quarterly Metrics Report - the matter concerned information that would, if disclosed, reveal personnel matters concerning particular individuals (other than Councillors) (Section 10A(2)(a)).

CCL25/226 – Code of Conduct Matter - the matter concerned information that would, if disclosed, reveal alleged contraventions of any code of conduct requirements applicable under Section 440 (Section 10A(2)(i)).

There were no submissions as to whether the meeting should be closed for this item.

At this juncture it was moved by Councillor L Butler and seconded by Councillor P Wells that the Council resolves into closed session, the time being 6:59pm.

The open session resumed at 9:28pm.

The Resolutions of the Closed session of Council were displayed on the screen on recommencement of live stream.

**CCL25/221 TENDER - VICTORIA PARK AMENITY BLOCK, DESIGN AND CONSTRUCT
(ID25/1664)**

The Council had before it the report dated 18 August 2025 from the Manager Recreation and Open Spaces regarding Tender - Victoria Park Amenity Block, Design and Construct.

Moved by Councillor L Butler and seconded by Councillor P Wells.

MOTION

The Council recommends that members of the press and public be excluded from the meeting during consideration of this item, the reason being that the matter concerned information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business (Section 10A(2)(c)).

CARRIED

Moved by Councillor P Wells and seconded by Councillor L Butler.

MOTION

1. That the tender be awarded to BLD Constructions Pty Ltd for \$548,634.31 inc gst for the design and construction of the Victoria Park amenity block.
2. That the proceeds received from the sale of 93L Railway Lane be utilised to help fund the shortfall of approximately \$171,114 inc gst, with any remaining proceeds going towards other capital renewal or embellishment projects within the public open space network.
3. That Council delegate the Chief Executive Officer to approve variations for any changes in scope with a view to reduce the cost to Council.
4. That Council delegates the Chief Executive Officer to award tender to other tenderer if the engagement with preferred tenderer fails.
5. That all documentation in relation to this matter be executed under Power of Attorney.
6. That all documentation in relation to this matter remain confidential to Council.

CARRIED

For: Councillors J Black, L Butler, S Chowdhury, M Dickerson, R Ivey, K Richardson, A Ryan, P Wells and M Wright.

Against: Councillor P Toynton.

**CCL25/222 SOLAR CAR PARK WITH BATTERY & EV CHARGING TENDER - DUBBO
REGIONAL AIRPORT (ID25/1633)**

The Council had before it the report dated 14 August 2025 from the Manager Airport Strategy and Operations regarding Solar Car Park with Battery & EV Charging Tender - Dubbo Regional Airport.

Moved by Councillor L Butler and seconded by Councillor P Wells.

MOTION

The Council recommends that members of the press and public be excluded from the meeting during consideration of this item, the reason being that the matter concerned information that would, if disclosed, prejudice the commercial position of the person who supplied it (Section 10A(2)(d)(i)).

CARRIED

That we have had two speakers for and two speakers against this item, Councillor M Dickerson moved that the motion be put.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, R Ivey, K Richardson, A Ryan, P Toynton, P Wells and M Wright.

Against: Councillors L Butler.

Moved by Councillor K Richardson and seconded by Councillor P Wells.

MOTION

1. That Council directly engage Iberdrola Australia Limited under the pre-qualified panel contract LGP319 for an amount of \$2,628,787.58 (incl. GST)
2. That Council delegate the Chief Executive Officer to approve contract variations for this contract subject to budget limitations.
3. That all documentation relating to this matter be executed under Power of Attorney.
4. That all information contained in this report remain confidential.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, R Ivey, K Richardson, A Ryan, P Wells and M Wright.

Against: Councillors L Butler, P Toynton.

Councillor M Wright declared a non-pecuniary, less than significant interest in the matter now before the Council and remained during the Council's consideration of this matter. The reason for such interest is that Councillor M Wright has a family member who is employed by Dubbo Regional Council at the Airport.

CCL25/223 OUTCOME OF SIMPLIFIED TENDER FOR REAL ESTATE AGENCY SERVICES FOR THE SALE OF UNSOLD LOTS AT KESWICK ESTATE, STAGE 5 RELEASE 2 (ID25/1415)

The Council had before it the report dated 21 July 2025 from the Manager Property and Land Development regarding Outcome of Simplified Tender for Real Estate Agency Services for the Sale of Unsold Lots at Keswick Estate, Stage 5 Release 2.

Moved by Councillor L Butler and seconded by Councillor P Wells.

MOTION

The Council recommends that members of the press and public be excluded from the meeting during consideration of this item, the reason being that the matter concerned

information that would, if disclosed, prejudice the commercial position of the person who supplied it (Section 10A(2)(d)(i)).

CARRIED

Moved by Councillor M Dickerson and seconded by Councillor S Chowdhury.

Recommendation

1. That Council engage Branri Pty Ltd trading as Ray White Dubbo (Ray White), on the terms as detailed in this report, to sell the unsold lots within Keswick Estate, Stage 5 Release 2.
2. That the Chief Executive Officer be authorised to execute any documentation in relation to recommendation no. 1 (above) under Power of Attorney.
3. That the considerations in relation to this matter remain confidential to Council.

LOST

For: Councillors S Chowdhury, M Dickerson, R Ivey, P Wells.

Against: Councillors L Butler, K Richardson, A Ryan, J Black and P Toynton.

Moved by Councillor L Butler and seconded by Councillor P Toynton.

MOTION

1. That Council decline to accept any of the submissions relating to the simplified tender for real estate agency services to sell land within Keswick Estate, Stage 5 Release 2.
2. That the Chief Executive Officer be authorised to execute any documentation in relation to recommendation no. 1 (above) under Power of Attorney.
3. That Council proceed with the sale of lots within Keswick Estate, Stage 5 Release 2 as per Option 2 outlined within the body of this report.
4. That the considerations in relation to this matter remain confidential to Council.

CARRIED

For: Councillors L Butler, K Richardson, A Ryan, J Black and P Toynton.

Against: Councillors S Chowdhury, M Dickerson, R Ivey, P Wells.

Councillor M Wright 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 M Wright has a personal friend and business acquaintance who is part owner of a business which has submitted a tender.

CCL25/224 UPDATE TO PROPOSED SALE OF, AND CREATION OF EASEMENT OVER, LOT 131 ON DP1277458 (ID25/392)

The Council had before it the report dated 13 March 2025 from the Property and Land Officer regarding Update to Proposed Sale of, and Creation of Easement Over, Lot 131 on DP1277458.

Moved by Councillor L Butler and seconded by Councillor P Wells.

MOTION

The Council recommends that members of the press and public be excluded from the meeting during consideration of this item, the reason being that the matter concerned information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business (Section 10A(2)(c)).

CARRIED

Moved by Councillor M Dickerson and seconded by Councillor P Wells.

MOTION

1. That Council agree to the sale of Lot 131 on DP1277458 (Property) on the terms contained within this report.
2. That if a contract for the sale of the Property:
 - (a) is not exchanged by 12 September 2025; or
 - (b) is rescinded or terminated,then Council to:
 - (c) terminate any lease tenures over the Property; and
 - (d) undertake an expression of interest for the sale of the Property.
3. That Council delegate to the Chief Executive Officer the power to negotiate, finalise and execute any documents relating to:
 - (a) an agreement for the sale of the Property;
 - (b) termination of lease over the Property; and
 - (c) any other documentation to finalise the sale and/ or termination of lease relating to the Property, including any NSW Land Registry Services documentation.
4. That all documentation in relation to this matter be executed under Power of Attorney.
5. That all considerations in relation to this matter remain confidential to Council.

CARRIED

For: Councillors J Black, L Butler, S Chowdhury, M Dickerson, R Ivey, K Richardson, A Ryan, P Toynton, P Wells and M Wright.

Against: Nil

CCL25/225 PEOPLE CULTURE AND SAFETY QUARTERLY METRICS REPORT (ID25/1561)

The Council had before it the report dated 31 July 2025 from the Manager People Culture and Safety regarding People Culture and Safety Quarterly Metrics Report.

Moved by Councillor L Butler and seconded by Councillor P Wells.

MOTION

The Council recommends that members of the press and public be excluded from the meeting during consideration of this item, the reason being that the matter concerned personnel matters concerning particular individuals (other than Councillors) (Section 10A(2)(a)).

CARRIED

Moved by Councillor P Wells and seconded by Councillor L Butler.

MOTION

1. That the information contained within the report of the Manager People Culture and Safety dated 31 July 2025 be noted.
2. That this report be provided quarterly to the relevant Ordinary meeting of Council.
3. That all documentation in relation to this matter remain confidential to Council.

CARRIED

For: Councillors J Black, L Butler, S Chowdhury, M Dickerson, R Ivey, K Richardson, A Ryan, P Toynton, P Wells and M Wright.

Against: Nil

At this juncture the Director Infrastructure, Development and Environment, Community, Culture and Places, Strategy Partnerships and Engagement, the Governance Officers, the Communication Services Team Leader, the IT Infrastructure Specialist and the IT Support Officer left the room, the time being 7.59 pm.

CCL25/226 CODE OF CONDUCT MATTER (ID25/1570)

The Council had before it the report dated 4 August 2025 from the Manager Corporate Governance regarding Code of Conduct Matter.

Moved by Councillor L Butler and seconded by Councillor P Wells.

MOTION

The Council recommends that members of the press and public be excluded from the meeting during consideration of this item, the reason being that the matter concerned alleged contraventions of any code of conduct requirements applicable under Section 440 (Section 10A(2)(i)).

CARRIED

Moved by Councillor K Richardson and seconded by Councillor M Dickerson.

MOTION

That Council determine the code of conduct matter.

Moved by Councillor K Richardson and seconded by Councillor L Butler

AMENDMENT

1. That Council determine the code of conduct matter.
2. That Council notes the Investigation Report dated 24 July 2025 into a Code of Conduct complaint. against Councillor Toynton, raising concerns about videos published on

social media in April and May 2025, which contained misleading comments that have the potential to erode public confidence in Council.

3. That it be noted that the maximum penalty that Council can impose is Censure.
4. That Council defer this matter to obtain comments from the Office of Local Government regarding permission to access the complaint under the new Code of Conduct that are to be enacted imminently.
5. That the documents and considerations with regard to this matter remain confidential to the Council.

LOST

For: Councillors J Black, L Butler and K Richardson.

Against: Councillors M Dickerson, R Ivey, M Wright, S Chowdhury, A Ryan and P Wells.

Moved by Councillor M Dickerson and seconded by Councillor M Wright.

AMENDMENT

1. That Council determine the code of conduct matter.
2. That Council notes the Investigation Report dated 24 July 2025 into a Code of Conduct complaint against Councillor Toynton, raising concerns about videos published on social media in April and May 2025, which contained misleading comments that have the potential to erode public confidence in Council.
3. That it be noted that the maximum penalty that Council can impose is Censure.
4. That Councillor Toynton be formally censured for breaches of the Code of Conduct as outlined in the Investigation Report dated 24 July 2024 under the following:
Clause 3.1
You must not conduct yourself in a manner that:
 - a. is likely to bring the Council or other Council officials into disrepute; and
 - b. is contrary to statutory requirements or the Council's administrative requirements or policies.Clause 3.2
 - c. You must act lawfully and honestly and exercise a reasonable degree of care and diligence in carrying out your functions under the LGA or any other Act.
5. That the documents and considerations with regard to this matter remain confidential to the Council.

CARRIED

The amendment on being put to the meeting was carried.

CARRIED

For: Councillors S Chowdhury, M Dickerson, R Ivey, A Ryan, P Wells and M Wright.

Against: J Black, L Butler and K Richardson.

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

CARRIED

For: Councillors S Chowdhury, M Dickerson, R Ivey, A Ryan, P Wells and M Wright.

Against: Councillors J Black, L Butler and K Richardson.

Councillor P Toynton 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 P Toynton is the subject of the item as it pertains to himself.

The meeting closed at 9:30pm.

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CHAIRPERSON