



REPORT ORDINARY COUNCIL MEETING 24 AUGUST 2020

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 Executive Manager People Culture and Safety, the Governance Team Leader, the Community Support Officer, the Communications Partner, the Director Organisational Performance, the Director Culture and Economy, the Director Infrastructure, the Director Development and Environment (S Jennings) and the Director Liveability.

Councillor B Shields assumed chairmanship of the meeting.

The proceedings of the meeting commenced at 5.30pm 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.

It was noted by the Chair that Councillor A Jones was in attendance at this meeting via audio only, under the current COVID-19 Provisions.

CCL20/121 CONFIRMATION OF MINUTES (ID20/1013)

Confirmation of the minutes of the proceedings of the Ordinary Council Meeting held on 27 July 2020.

Moved by Councillor D Grant and seconded by Councillor K Parker.

MOTION

That the minutes of the proceedings of the Dubbo Regional Council at the Ordinary Council meeting held on 27 July 2020 comprising pages 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16 of the series be taken as read, confirmed as correct minutes and signed by the Mayor and the Chief Executive Officer.

CARRIED

CCL20/122 LEAVE OF ABSENCE (ID20/938)

A request for an urgent leave of absence was received from Councillor D Gumley who left the meeting due to personal reasons.

Moved by Councillor B Shields and seconded by Councillor G Mohr

MOTION

That such request for leave of absence was accepted and Councillor D Gumley was granted leave of absence from this meeting.

CARRIED

CCL20/123 PUBLIC FORUM (ID20/1029)

There were no speakers during Public Forum.

MAYORAL MINUTES:

CCL20/124 PROPOSED LOCATION OF MACQUARIE CONSERVATORIUM (ID20/1026)

The Council had before it the Mayoral Minute regarding Proposed Location of Macquarie Conservatorium.

Moved by Councillor B Shields

MOTION

- 1. That the circumstances facing the Macquarie Conservatorium be noted.**
- 2. That Council seek the full support and effort of State Member for Dubbo Dugald Saunders in advocating for this important facility.**
- 3. That Council write to the NSW Minister for Education, the Hon. Sarah Mitchell MLC and express concern for the future of the Macquarie Conservatorium and request the NSW Government assist in finding a suitable location for this organisation.**

CARRIED

Councillor J Diffey declared a non-pecuniary, but significant interest in the matter now before the Council and left the room and was out of sight during Council's consideration of this matter. The reason for such interest is that Councillor J Diffey has a working relationship with the State Member for the Dubbo Electorate, Mr Dugald Saunders.

Councillor S Lawrence declared a non-pecuniary, non-significant interest in the matter now before the Council and remained in the room during Council's consideration of this matter. The reason for such interest is that Councillor S Lawrence's Son attends the Conservatorium for Piano lessons.

At this juncture Councillor D Gumley left the meeting, the time being 5:39pm.

CCL20/125 RENEWAL OF FIRGROVE ESTATE STREET SIGNS (ID20/1027)

The Council had before it the Mayoral Minute regarding Renewal of Firgrove Estate Street Signs.

Moved by Councillor B Shields

MOTION

The Chief Executive Officer prepare a report to be presented to the November 2020 Ordinary meeting of Council detailing potential designs for street signs, the costs associated with replacement and potential funding streams for such works.

CARRIED

MATTERS CONSIDERED BY COMMITTEES:

CCL20/126 REPORT OF THE DEVELOPMENT AND ENVIRONMENT COMMITTEE - MEETING 10 AUGUST 2020 (ID20/1014)

The Council had before it the report of the Development and Environment Committee meeting held 10 August 2020.

Moved by Councillor G Mohr and seconded by Councillor V Etheridge

MOTION

That the report of the Development and Environment Committee meeting held on 10 August 2020, be noted.

CARRIED

CCL20/127 REPORT OF THE INFRASTRUCTURE AND LIVEABILITY COMMITTEE - MEETING 10 AUGUST 2020 (ID20/1015)

The Council had before it the report of the Infrastructure and Liveability Committee meeting held 10 August 2020.

Moved by Councillor G Mohr and seconded by Councillor J Diffey

MOTION

That the report of the Infrastructure and Liveability Committee meeting held on 10 August 2020, be noted.

CARRIED

**CCL20/128 REPORT OF THE CULTURE, ECONOMY AND CORPORATE COMMITTEE -
MEETING 10 AUGUST 2020 (ID20/1016)**

The Council had before it the report of the Culture, Economy and Corporate Committee meeting held 10 August 2020.

Moved by Councillor G Mohr and seconded by Councillor V Etheridge

MOTION

That the report of the Culture, Economy and Corporate Committee meeting held on 10 August 2020, be noted.

CARRIED

REPORTS FROM STAFF:

**CCL20/129 DETERMINATION OF MEETING DATES AND TIMES FOR THE REMAINDER OF
THE COUNCIL TERM (ID20/945)**

The Council had before it the report dated 5 August 2020 from the Chief Executive Officer regarding Determination of Meeting Dates and Times for the remainder of the Council Term.

Moved by Councillor G Mohr and seconded by Councillor J Diffey

MOTION

- 1. That the report by the Chief Executive Officer, dated 5 August 2020 be noted.**
- 2. That for the remainder of the Council term, the Standing Committee meetings of Council be held on the second Monday of each month commencing at 5.30pm as detailed in the report of the Chief Executive Officer dated 5 August 2020.**
- 3. That for the remainder of the Council term, the Ordinary meetings of Council be held on the fourth Monday of each month commencing at 5.30pm as detailed in the report of the Chief Executive Officer dated 5 August 2020.**
- 4. That the current committees, working parties and advisory panels as listed in the report remain for the balance of the extended Council term.**
- 5. That the membership of the committees, working parties and advisory panels remain for the balance of the extended Council term.**

CARRIED

CCL20/130 LOCAL GOVERNMENT NSW - 2020 ANNUAL CONFERENCE (ID20/1020)

The Council had before it the report dated 10 August 2020 from the Executive Manager Governance and Internal Control regarding Local Government NSW - 2020 Annual Conference.

Moved by Councillor S Lawrence and seconded by Councillor J Ryan

MOTION

- 1. That it be noted that if a Councillor is a board member of LGNSW the Councillor would be entitled to a vote at the conference in addition to the four votes allocated to Dubbo Regional Council.**
- 2. That the Mayor be authorised to nominate four Councillor voting delegates, alternate voting Councillor and the Councillor observers to attend the Local Government NSW Conference to be held in the Hunter Valley at the Crowne Plaza Hunter Valley from Sunday 22 to Tuesday 24 November 2020.**

CARRIED

CCL20/131 2020/2021 PRELIMINARY COVID-19 BUDGET REVIEW (ID20/1034)

The Council had before it the report dated 12 August 2020 from the Chief Financial Officer regarding 2020/2021 Preliminary COVID-19 Budget Review.

Moved by Councillor K Parker and seconded by Councillor V Etheridge

MOTION

- 1. That the report of the Chief Financial Officer dated 12 August 2020 be noted.**
- 2. That the 2020/2021 Preliminary COVID-19 Budget Review adjustments be adopted.**

CARRIED

CCL20/132 BEAUTIFICATION OF DUBBO CBD - PROPOSED TREE PLANTING (ID20/1066)

The Council had before it the report dated 18 August 2020 from the Manager Recreation and Open Spaces regarding Beautification of Dubbo CBD - proposed tree planting.

Moved by Councillor J Ryan and seconded by Councillor V Etheridge

MOTION

- 1. That the report of the Manager Recreation and Open Space dated 18 August 2020 be noted.**
- 2. That the proposed tree planting locations for Bultje, Wingewarra and Talbragar streets between Macquarie Street and Bligh Street be placed on public exhibition for 28 days, enabling community feedback.**
- 3. That following the public exhibition period, a further report be submitted to Council for consideration.**

CARRIED

CCL20/133 AQUATIC LEISURE CENTRES USAGE POLICY (ID20/931)

The Council had before it the report dated 3 August 2020 from the Aquatic Leisure Centres Manager regarding Aquatic Leisure Centres Usage Policy.

Moved by Councillor J Ryan and seconded by Councillor J Diffey

MOTION

1. That the report by the Aquatic Leisure Centres Manager dated 31 July 2020, be noted.
2. That the Aquatic Leisure Centres Usage Policy, attached as Appendix 1 to this report, be adopted and implemented for the commencement of the 2020/2021 season.

CARRIED

CCL20/134 COMPULSORY ACQUISITION OF LOT 1 AND LOT 2 IN DP 1265086 - PART CROWN LOT 7003 DP 1001294 AND PART LOT 1 DP 1162663 - BURRENDONG BRIDGE NO.2, FASHIONS MOUNT ROAD, MUMBIL (ID20/1032)

The Council had before it the report dated 12 August 2020 from the Property Development Officer regarding Compulsory Acquisition of Lot 1 and Lot 2 in DP 1265086 - Part Crown Lot 7003 DP 1001294 and Part Lot 1 DP 1162663 - Burrendong Bridge No.2, Fashions Mount Road, Mumbil.

Moved by Councillor D Gumley and seconded by Councillor A Jones

MOTION

1. That Council approve compulsory acquisition of the land noted within the report pursuant to sections 177 and 178 of the Roads Act 1993 (NSW) and undertake all necessary actions accordingly, if agreement cannot be reached between Council and the Owner.
2. To acquire by compulsory acquisitions under sections 177 and 178 of the Roads Act 1993 (NSW), Lot 1 and Lot 2 in Deposited Plan 1265086 for the purposes of public road.
3. That Council approve the making of an application to the Minister for Local Government to issue Proposed Acquisition Notice(s) under the Land Acquisition (Just terms Compensation) Act 1991 for Council to compulsorily acquire Lot 1 and Lot 2 in Deposited Plan 1265086.
4. That Council approve the making of an application to the Governor of NSW for the publication of an Acquisition Notice in the NSW Government Gazette under the Land Acquisition (Just terms Compensation) Act 1991 for Council to compulsorily acquire Lot 1 and Lot 2 in Deposited Plan 1265086.
5. That upon acquisition, Lot 1 and Lot 2 in Deposited Plan 1265086 is classified as operational land.
6. That Council affix the Common Seal of Council to any documents required to be sealed as part of process for Council to compulsorily acquire Lot 1 and Lot 2 in Deposited Plan 1265086.

7. That the Chief Executive Officer execute under power of attorney, any documents required to be executed as part of process for Council to compulsorily acquire Lot 1 and Lot 2 in Deposited Plan 1265086, that do not require the Common Seal of Council.

CARRIED

CCL20/135 COMPULSORY ACQUISITION OF LOT 1 AND LOT 2 IN DP 1265085 - PART CROWN LOT 92 DP 753230 AND PART CROWN LOT 7302 DP 116892 - INTERSECTION, CURRA CREEK ROAD, CURRA CREEK (ID20/1033)

The Council had before it the report dated 12 August 2020 from the Property Development Officer regarding Compulsory Acquisition of Lot 1 and Lot 2 in DP 1265085 - Part Crown Lot 92 DP 753230 and Part Crown Lot 7302 DP 116892 - Intersection, Curra Creek Road, Curra Creek.

Moved by Councillor A Jones and seconded by Councillor G Grant

MOTION

1. That Council approve compulsory acquisition of the land noted within the report pursuant to sections 177 and 178 of the Roads Act 1993 (NSW) and undertake all necessary actions accordingly, if agreement cannot be reached between Council and the Owner.
2. To acquire by compulsory acquisition under sections 177 and 178 of the Roads Act 1993 (NSW), Lot 1 and Lot 2 in Deposited Plan 1265085 for the purposes of public road.
3. That Council approve the making of an application to the Minister for Local Government to issue a Proposed Acquisition Notice under the Land Acquisition (Just terms Compensation) Act 1991 for Council to compulsorily acquire Lot 1 and Lot 2 in Deposited Plan 1265085.
4. That Council approve the making of an application to the Governor of NSW for the publication of an Acquisition Notice in the NSW Government Gazette under the Land Acquisition (Just terms Compensation) Act 1991 for Council to compulsorily acquire Lot 1 and Lot 2 in Deposited Plan 1265085.
5. That upon acquisition, Lot 1 and Lot 2 in Deposited Plan 1265085 is classified as operational land.
6. That Council affix the Common Seal of Council to any documents required to be sealed as part of process for Council to compulsorily acquire Lot 1 and Lot 2 in Deposited Plan 1265085.
7. That the Chief Executive Officer execute under power of attorney, any documents required to be executed as part of process for Council to compulsorily acquire Lot 1 and Lot 2 in Deposited Plan 1265085, that do not require the Common Seal of Council.

CARRIED

CCL20/136 BOUNDARY ROAD EXTENSION - TRANSFER OF LAND FROM MAAS TO COUNCIL (ID20/1031)

The Council had before it the report dated 11 August 2020 from the Property Specialist regarding Boundary Road Extension - Transfer of Land from MAAS to Council.

Moved by Councillor K Parker and seconded by Councillor S Lawrence

MOTION

1. The approval be granted to allow for the execution of a Transfer, removing MAAS Groups interest in Lot 502 DP 1255115 from Title.
2. That all documentation in relation to this matter be executed under Power of Attorney.

CARRIED

CCL20/137 COMMENTS AND MATTERS AND OF URGENCY (ID20/939)

ACTION

1. That the Mayor, as requested by Councillor G Mohr write to Wellington Times Newspaper and ask them clarify the future of the publication.
2. That the Mayor, as requested by Councillor J Ryan write to the Dubbo Motorcyclist and Drivers Club Inc. to thank them for their efforts in getting Classic Restos Car show to Dubbo to promote Dubbo, showcase the Westview Drive Inn and the Dubbo car scene.
3. That the Mayor follow up on behalf of the Nanima Village the lack of postal service and mobile telecommunication services in the village, by writing to Australia Post, Telstra and any relevant government agencies to get a resolution to these issues.

COMMITTEE OF THE WHOLE COUNCIL

At this juncture, it was moved by Councillor V Etheridge and seconded by Councillor S Lawrence that the Council resolve into a Committee of the Whole Council, the time being 6:00pm.

The meeting resumed at 6:03pm.

CCL20/138 COMMITTEE OF THE WHOLE (ID20/940)

The Executive Manager Governance and Internal Control read to the meeting of the Report of the Committee of the Whole meeting held on 24 August 2020.

Moved by Councillor G Mohr and seconded by Councillor D Grant

MOTION

That the report of the meeting of the Committee of the Whole held on 24 August 2020, be adopted.

CARRIED

The meeting closed at 6:05pm.

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CHAIRMAN