



REPORT ORDINARY COUNCIL MEETING 28 APRIL 2022

PRESENT: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, P Wells and D Mahon.

ALSO IN ATTENDANCE:

The Chief Executive Officer, the Executive Manager Governance and Internal Control, the Governance Team Leader, the Administration Officer Governance, the Director Organisational Performance, the Manager Property and Land Development, the Director Culture and Economy, the Manager Dubbo Regional Airport, the Director Infrastructure, the Director Development and Environment (D Quigley), the Manager Growth Planning, the Senior Planner, and the Director Liveability.

Councillor M Dickerson assumed the Chair of the meeting.

The proceedings of the meeting commenced at 5.30 pm at the Dubbo Civic Administration Building, Council Chamber, with a prayer read by Councillor Etheridge and a Welcome to Country delivered by Councillor P Wells.

CCL22/79 LEAVE OF ABSENCE (ID22/667)

A request for leave of absence was received from Councillors L Burns and M Wright who were absent from the meeting due to personal reasons.

Moved by Councillor J Black and seconded by Councillor D Mahon

MOTION

That such requests for Leave of Absence be accepted and Councillors L Burns and M Wright be granted leave of absence from this meeting.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/80 CONFLICTS OF INTEREST (ID22/668)

The following conflicts of interest were declared:

- Director Culture and Economy declared a pecuniary interest in item CCL22/106. The reason for such declaration is that the Director Culture and Economy may purchase a block at Keswick Stage 5 Release 2.
- Councillor J Black declared a non-pecuniary, less than significant interest in item CSC22/15 (CCL22/86). The reason for such declaration is that Councillor J Black is employed by Berakah Christian Education where the purchase of land was finalised by the Chief Executive Officer under Power of Attorney prior to Councillor Black's election as a Councillor and that such interest would not influence his decision making.
- The Chief Executive Officer declared a pecuniary interest in item CCL22/83. The reason for such declaration is that the item relates directly to the Chief Executive Officer's contract and remuneration.

CCL22/81 CONFIRMATION OF MINUTES (ID22/669)

Confirmation of the minutes of the proceedings of the Ordinary Council meeting held 24 March 2022.

Moved by Councillor S Chowdhury and seconded by Councillor R Ivey

MOTION

That the minutes of the proceedings of the Dubbo Regional Council at the Ordinary Council meeting held on 24 March 2022, comprising pages as attached under separate cover, be taken as read, confirmed as correct minutes and signed by the Mayor and the Chief Executive Officer.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/82 PUBLIC FORUM (ID22/670)

The Council reports having heard from the following persons during Public Forum:

- Mr Andrew McClelland – CCL22/89 – Use of Wellington Aerodrome and Recreation Park - Via Audio-Visual Link
- Ms Stephanie Huysmans – CCL22/89 – Use of Wellington Aerodrome and Recreation Park
- Mr Bob Berry, REINSW Orana Division – CCL22/106 – Proposed Method of Sale and Pricing of Lot Release at Keswick Estate – Stage 5, Release 2
- Mr Brad Acheson – CCL22/87 – Release of Residential Land
- Mr Mark Conn – CCL22/89 – Use of Wellington Aerodrome and Recreation Park
- Senator Deborah O'Neill – Visit to the region
- Mr Wayne Gilbert – CCL22/89 – Wellington Aerodrome and Recreation Park

MAYORAL MINUTES:

CCL22/83 CHIEF EXECUTIVE OFFICER'S PERFORMANCE AGREEMENT (ID22/722)

The Council had before it the Mayoral Minute regarding Chief Executive Officer's Performance Agreement.

Moved by Councillor M Dickerson

MOTION

That the Mayor be authorised to execute the Chief Executive Officer's Performance Agreement.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

The Chief Executive Officer declared a 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 the item relates directly to the Chief Executive Officer's contract and remuneration.

MATTERS CONSIDERED BY COMMITTEES:

CCL22/84 REPORT OF THE INFRASTRUCTURE, PLANNING AND ENVIRONMENT COMMITTEE - MEETING 14 APRIL 2022 (ID22/671)

The Council had before it the report of the Infrastructure, Planning and Environment Committee meeting held 14 April 2022.

Moved by Councillor J Black and seconded by Councillor V Etheridge

MOTION

That the report of the Infrastructure, Planning and Environment Committee meeting held on 14 April 2022, be adopted.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/85 REPORT OF THE CULTURE AND COMMUNITY COMMITTEE - MEETING 14 APRIL 2022 (ID22/672)

The Council had before it the report of the Culture and Community Committee meeting held 14 April 2022.

Moved by Councillor J Gough and seconded by Councillor S Chowdhury

MOTION

That the report of the Culture and Community Committee meeting held on 14 April 2022, be adopted, save and except item CCC22/14, which will be dealt with separately.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCC22/14 WELLINGTON AERODROME AND RECREATION PARK - 12 MONTH REVIEW (ID22/509)

The Committee had before it the report dated 21 March 2022 from the Manager Dubbo Regional Airport regarding Wellington Aerodrome and Recreation Park - 12 Month Review.

Moved by Councillor J Gough and seconded by Councillor S Chowdhury

MOTION

- 1. That the information contained within this report, including financial impacts and corporate risk related to operation of the facility be noted.**
- 2. That Council continue to manage the Wellington Aerodrome and Recreation Park as a multi-use facility in partnership with key user groups.**
- 3. That Council consider the separate report regarding grant opportunities and funding strategies for renewal of the sealed runway at Wellington Aerodrome and Recreation Park.**

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/86 REPORT OF THE CORPORATE SERVICES COMMITTEE - MEETING 14 APRIL 2022 (ID22/673)

The Council had before it the report of the Corporate Services Committee meeting held 14 April 2022.

Moved by Councillor D Mahon and seconded by Councillor J Black

MOTION

That the report of the Corporate Services Committee meeting held on 14 April 2022, be adopted, save and except item CSC22/15.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CSC22/15 QUARTERLY REPORT ON DOCUMENTS EXECUTED UNDER POWER OF ATTORNEY (ID22/644)

The Council had before it the report dated 4 April 2022 from the Governance Team Leader regarding Quarterly Report on Documents Executed Under Power of Attorney.

Moved by Councillor D Mahon and seconded by Councillor J Gough

MOTION

That the information contained within the report of the Governance Team Leader, dated 4 April 2022, be noted.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

Councillor J Black 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 Black is employed by Berakah Christian Education where the purchase of land was finalised by the Chief Executive Officer under Power of Attorney prior to Councillor Black's election as a Councillor and that such interest would not influence his decision making.

NOTICES OF MOTION:

CCL22/87 RELEASE OF RESIDENTIAL LAND (ID22/715)

Council had before it a Notice of Motion dated 11 April 2022 from Councillor S Chowdhury regarding the Release of Residential Land.

Moved by Councillor S Chowdhury and seconded by Councillor P Wells

MOTION

That the CEO be requested to prepare a report for the June 2022 Council meeting, outlining

current activity at Keswick Estate and implications of accelerating the current programmed release of land for residential Housing.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/88 COUNCIL MEETINGS TO BE HELD IN WELLINGTON FOR THE REMAINDER OF THE COUNCIL TERM (ID22/714)

Council had before it a Notice of Motion dated 12 April 2022 from Councillor R Ivey regarding the Council Meetings to be Held in Wellington for the Remainder of the Council Term.

Moved by Councillor R Ivey and seconded by Councillor S Chowdhury

MOTION

1. That Council resolve to hold Ordinary Council meetings in Wellington on the following dates, commencing at 5.30 pm:
 - 26 May 2022
 - 22 September 2022
 - 25 January 2023 (date to be confirmed)
 - 25 May 2023
 - 24 August 2023
2. That the dates for subsequent meetings to be held in Wellington be determined in October 2023.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/89 USE OF WELLINGTON AERODROME AND RECREATION PARK (ID22/721)

Council had before it a Notice of Motion dated 21 April 2022 from Councillor R Ivey regarding the Use of Wellington Aerodrome and Recreation Park.

Moved by Councillor R Ivey and seconded by Councillor J Black

MOTION

That Council temporarily withhold permission for the Dubbo City Car Club (DCCC) to use the Wellington Aerodrome and Recreation Park for the purposes of holding drag meetings, pending resolution of the following:

- An assessment of the actual cost of wear and tear on the airfield tarmac which results from the use of the facility for drag racing, be undertaken.

- Subsequent agreement being reached between Dubbo Regional Council (DRC) and the DCCC for a reasonable level of cost recovery to be paid by the DCCC to DRC in relation to that assessed wear and tear.

LOST

For: R Ivey

Against: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, D Mahon and P Wells.

REPORTS FROM STAFF:

CCL22/90 MAYORAL APPOINTMENTS AND MEETINGS (ID22/703)

The Council had before it the report dated 12 April 2022 from the Chief Executive Officer regarding Mayoral Appointments and Meetings.

Moved by Councillor S Chowdhury and seconded by Councillor P Wells

MOTION

That the information contained in the report be noted.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/91 ADDITIONAL SPECIAL VARIATION 2022/2023 (ID22/685)

The Council had before it the report dated 11 April 2022 from the Chief Financial Officer regarding Additional Special Variation 2022/2023.

Moved by Councillor S Chowdhury and seconded by Councillor J Gough

MOTION

- 1. That Council apply for a permanent special variation under section 508(2) of the Local Government Act 1993.**
- 2. That Council note the additional \$642,574 income that will be received if the special variation is approved.**
- 3. That Council note the special variation is required as a financial need to improve Council's General Fund Operating Performance Ratio and for existing asset renewal.**
- 4. That Council has considered the impact on ratepayers and the community in 2022/2023 and in future years if the special variation is approved and considers that it is reasonable.**

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/92 DRAFT 2022/2023 BUDGET AND FEES/CHARGES (ID22/701)

The Council had before it the report dated 12 April 2022 from the Chief Executive Officer regarding Draft 2022/2023 Budget and Fees/Charges.

Moved by Councillor S Chowdhury and seconded by Councillor P Wells

MOTION

1. That the 2022/2023 draft Dubbo Regional Council Budget (including Fees and Charges) and Forward Budgets for 2023/2024, 2024/2025 and 2025/2026 be adopted by Council for the purposes of public exhibition only.
2. That the 2022/2023 draft Dubbo Regional Council Budget (including Fees and Charges) and Forward Budgets for 2023/2024, 2024/2025 and 2025/2026 be placed on public exhibition from Monday, 2 May 2022 until 5 pm Monday, 30 May 2022.
3. That the 2022/2023 draft Macquarie Regional Library Budget (including Fees and Charges) and Forward Budgets for 2023/2024, 2024/2025 and 2025/2026 be adopted by Council for the purposes of public exhibition only.
4. That the 2022/2023 draft Macquarie Regional Library Budget (including Fees and Charges) and Forward Budgets for 2023/2024, 2024/2025 and 2025/2026 be placed on public exhibition from Monday, 2 May 2022 until 5 pm Monday, 30 May 2022.
5. That community and stakeholder engagement be undertaken in accordance with the community engagement principles included in this report.
6. That the interest rate on overdue rates and charges be the maximum, as advised by the Minister for Local Government for the 2022/2023 year.
7. That the annual pensioner rebates on both water and sewerage charges be maintained at \$100.00 each for the 2022/2023 financial year.
8. That the annual pensioner rebate on the Domestic Waste Management Service Charge – Three Bin Service be maintained at \$52.00 for the 2022/2023 financial year.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/93 DRAFT 2022/2023 DELIVERY PROGRAM AND OPERATIONAL PLAN (ID22/596)

The Council had before it the report dated 28 March 2022 from the Team Leader Growth Planning Projects regarding Draft 2022/2023 Delivery Program and Operational Plan.

Moved by Councillor J Black and seconded by Councillor J Gough

MOTION

1. That the draft 2022/2023 Delivery Program and Operational Plan (attached in Appendix 1), draft Macquarie Regional Library 2022/2023 Operational Plan (attached in Appendix 2), draft Long Term Financial Plans (attached in Appendix 3 and Appendix 4) and draft Interim Workforce Management Plan (attached in Appendix 5) be adopted by Council for the purposes of public exhibition only.
2. That the draft 2022/2023 Delivery Program and Operational Plan, draft Macquarie Regional Library 2022/2023 Operational Plan, draft Long Term Financial Plans and draft Interim Workforce Management Plan be placed on public exhibition from Monday, 2 May 2022 until 5 pm Monday, 30 May 2022.
3. That community and stakeholder engagement be undertaken in accordance with the community engagement principles included in this report.
4. That following completion of the public exhibition, a further report be presented to Council for consideration, addressing the outcomes of the public exhibition.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/94 RESULTS OF PUBLIC EXHIBITION - COUNCIL POLICY - CODE OF MEETING PRACTICE (ID22/467)

The Council had before it the report dated 11 April 2022 from the Executive Manager Governance and Internal Control regarding Results of Public Exhibition - Council Policy - Code of Meeting Practice.

Moved by Councillor R Ivey and seconded by Councillor V Etheridge

MOTION

That the draft Council Policy – Code of Meeting Practice, as attached as Appendix 1 to this report, be adopted.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/95 AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION CONFERENCE 2022 (ID22/640)

The Council had before it the report dated 29 March 2022 from the Governance Team Leader regarding Australian Local Government Women's Association Conference 2022.

Moved by Councillor J Black and seconded by Councillor S Chowdhury

MOTION

That Councillor J Gough and Councillor V Etheridge attend the Australian Local Government Women's Association Conference as Council's representatives.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/96 COUNCILLOR REPRESENTATIVES TO EXTERNAL COMMITTEES (ID22/684)

The Council had before it the report dated 11 April 2022 from the Governance Team Leader regarding Councillor Representatives to External Committees.

Moved by Councillor D Mahon and seconded by Councillor S Chowdhury

MOTION

- 1. That Councillor R Ivey be nominated is Council's representative to the Bodangora Wind Farm Community Consultative Committee.**
- 2. That Councillor J Gough be nominated is Council's representative to the Burrendong Wind Farm Community Consultative Committee.**
- 3. That Councillor R Ivey be nominated is Council's representative to the Ungula Wind Farm Community Consultative Committee.**
- 4. That Councillor S Chowdhury be nominated is Council's representative to the Dubbo Project Community Consultative Committee.**
- 5. That Councillor P Wells be nominated is Council's representative to the Tony McGrane Memorial Scholarship Committee.**

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/97 HOUSING IN THE DUBBO REGIONAL LOCAL GOVERNMENT AREA (ID22/695)

The Council had before it the report dated 11 April 2022 from the Manager Growth Planning regarding Housing in the Dubbo Regional Local Government Area.

Moved by Councillor J Black and seconded by Councillor R Ivey

MOTION

- 1. That Council notes the current status and composition of the Housing Markets in both Dubbo and Wellington and the issues around the current availability across the whole housing spectrum.**
- 2. That a Housing Roadmap be developed to guide the undertaking of Council actions and initiatives in respect of housing and that a report in respect of the Housing Roadmap be provided to Council for consideration at the June 2022 Council meeting.**

3. That the Housing Solutions contained in the report be noted and included in the Housing Roadmap for the consideration of Council.
4. That a further report be provided to Council in respect of the results of the Short Term Accommodation Plan.
5. That Council continue industry engagement and consultation through the Dubbo Housing Supply Reference Group and the NSW Government in respect of housing issues and the recommendations of the Regional Housing Taskforce.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/98 D21-818 - DWELLING - LOTS 45, 46, 49, 50, 52, 138 & 213 DP 754287 & LOT 1 DP 1112666, 112L DUNEDOO ROAD DUBBO (ID22/676)

The Council had before it the report dated 13 April 2022 from the Senior Planner regarding D21-818 - Dwelling - Lots 45, 46, 49, 50, 52, 138 & 213 DP 754287 & Lot 1 DP 1112666, 112L Dunedoo Road DUBBO.

Moved by Councillor V Etheridge and seconded by Councillor P Wells

MOTION

1. That Development Application D21-818 – Dwelling, 112L Dunedoo Road Dubbo be approved, subject to the recommended conditions (Appendix 2).
2. That Council seek concurrence from the Secretary of the Department of Planning, Industry and Environment.
3. That Council grant the Chief Executive Officer delegation to issue development consent upon receipt of the Secretary of the Department of Planning Industry and Environment’s concurrence.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/99 ADOPTION OF EUMUNGERIE FLOOD RISK MANAGEMENT PLAN (ID22/702)

The Council had before it the report dated 14 April 2022 from the Manager Infrastructure Strategy and Design regarding Adoption of Eumungerie Flood Risk Management Plan.

Moved by Councillor P Wells and seconded by Councillor V Etheridge

MOTION

That the Eumungerie Floodplain Risk Management Plan be adopted.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/100 DRAFT GEURIE FLOOD RISK MANAGEMENT PLAN FOR PUBLIC EXHIBITION (ID22/713)

The Council had before it the report dated 14 April 2022 from the Manager Infrastructure Strategy and Design regarding Draft Geurie Flood Risk Management Plan for Public Exhibition.

Moved by Councillor J Gough and seconded by Councillor D Mahon

MOTION

That the Geurie Floodplain Risk Management Plan be placed on public exhibition for four weeks in May/June 2022.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/101 ROAD SAFETY IMPROVEMENTS - NANIMA VILLAGE ROAD, WELLINGTON (ID22/658)

The Council had before it the report dated 4 April 2022 from the Safe Roads Engineer regarding Road Safety Improvements - Nanima Village Road, Wellington.

Moved by Councillor J Gough and seconded by Councillor V Etheridge

MOTION

That Council approval be granted for the implementation of the proposed road safety improvements on Nanima Village Road in Wellington incorporating advanced 'Grid/One Lane' warning signs, 'Give Way' sign, directional signs for Wellington Waste Transfer Station, side intersection warning signs and line marking in accordance with Council Plan TM 7507.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/102 TEMPORARY TRAFFIC MANAGEMENT - SHERATON ROAD, DUBBO (ID22/659)

The Council had before it the report dated 4 April 2022 from the Safe Roads Engineer regarding Temporary Traffic Management - Sheraton Road, Dubbo.

Moved by Councillor P Wells and seconded by Councillor J Black

MOTION

That Council approval be granted for the implementation of the proposed temporary traffic management on Sheraton Road south of the schools, approximately 40 m south of the existing informal U-turn area, incorporating a formalised U-turn facility, 'No Stopping' zones, associated pavement widening, signs and line marking in accordance with Council plan TM 7503 (Appendix 1).

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/103 COMMENTS AND MATTERS OF URGENCY (ID22/666)

There were no matters recorded under this clause.

CONFIDENTIAL COUNCIL

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:

- CCL22/104 – Dubbo Regional Livestock Markets - Business Structure Review
Section 10A(2)(c) – Information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.
- CCL22/105 – Dubbo Groundwater Security - engagement of PTS Group Boring and Drilling Contractors for Macquarie River underbore
Section 10A(2)(d)(i) – Information that would, if disclosed, confer a commercial position of the person who supplied it.
- CCL22/106 – Proposed Method of Sale and Pricing of Lot Releases at Keswick Estate - Stage 5, Release 2
Section 10A(d)(ii) – Information that would, if disclosed, confer a commercial advantage on a competitor of the Council
- CCL22/107 – Tender for the Construction of Keswick Estate Landscaping, Stage 5 Release 1 - Non-Acceptance of any Tender

Section 10A(2)(c) – Information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

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

At this junction it was moved by Councillor P Wells and seconded by Councillor S Chowdhury that the Council resolves into Closed Session, the time being 6.57 pm.

The Open Session resumed at 7.21 pm.

The Executive Manager Governance and Internal Control read out the following resolutions made in the closed session of council.

CCL22/104 DUBBO REGIONAL LIVESTOCK MARKETS - BUSINESS STRUCTURE REVIEW (ID22/476)

The Council had before it the report dated 16 March 2022 from the Director Culture and Economy regarding Dubbo Regional Livestock Markets - Business Structure Review.

Moved by Councillor P Wells and seconded by Councillor S Chowdhury

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 R Ivey and seconded by Councillor V Etheridge

MOTION

- 1. That the information in the report be noted.**
- 2. That a workshop be held with Councillors to define the next stage of the service review scope of works.**

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/105 DUBBO GROUNDWATER SECURITY - ENGAGEMENT OF PTS GROUP BORING AND DRILLING CONTRACTORS FOR MACQUARIE RIVER UNDERBORE (ID22/704)

The Council had before it the report dated 12 April 2022 from the Manager Major Projects regarding Dubbo Groundwater Security - engagement of PTS Group Boring and Drilling Contractors for Macquarie River underbore.

Moved by Councillor P Wells and seconded by Councillor S Chowdhury

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 J Black and seconded by Councillor V Etheridge

MOTION

That Director Infrastructure be approved to engage PTS Group directly to drill and install a non-potable pipeline under the Macquarie River at Devil's Hole.

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

CCL22/106 PROPOSED METHOD OF SALE AND PRICING OF LOT RELEASES AT KESWICK ESTATE - STAGE 5, RELEASE 2 (ID22/720)

The Council had before it the report dated 21 April 2022 from the Manager Property and Land Development regarding Proposed Method of Sale and Pricing of Lot Releases at Keswick Estate - Stage 5, Release 2.

Moved by Councillor P Wells and seconded by Councillor S Chowdhury

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 commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the Council (Section 10A(2)(d)(ii)).

CARRIED

Moved by Councillor P Wells and seconded by Councillor J Black

MOTION

1. That Council authorise the Chief Executive Officer to:
 - a. facilitate, negotiate and finalise the sale of 52 registered lots within Stage 5, Release 2 of Keswick Estate (Lot) in accordance with:
 - i. the sales method, being auction; and
 - ii. the reserve price, as identified within this Report;
 - and
 - b. sign any documentation related to the sale of any Lot, including any contract with a purchaser of a Lot, by Power of Attorney.

Moved by Councillor S Chowdhury and seconded by Councillor J Gough

AMENDMENT

1. That Council authorise the Chief Executive Officer to:
 - a. facilitate, negotiate and finalise the sale of 52 registered lots within Stage 5, Release 2 of Keswick Estate (Lot) in accordance with:
 - i. the sales method, being auction; and
 - ii. the reserve price, as identified within this Report;
 - and
 - b. sign any documentation related to the sale of any Lot, including any contract with a purchaser of a Lot, by Power of Attorney.
2. That each buying entity, including any related entity, be limited to the purchase of two lots from the fifty-two lots.

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

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

The Director Culture and Economy declared a pecuniary 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 the Director Culture and Economy may purchase a block at Keswick Stage 5 Release 2.

CCL22/107 TENDER FOR THE CONSTRUCTION OF KESWICK ESTATE LANDSCAPING, STAGE 5 RELEASE 1 - NON-ACCEPTANCE OF ANY TENDER (ID22/471)

The Council had before it the report dated 1 April 2022 from the Property Development Officer regarding Tender for the Construction of Keswick Estate Landscaping, Stage 5 Release 1 - Non-Acceptance of any Tender.

Moved by Councillor P Wells and seconded by Councillor S Chowdhury

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 J Black and seconded by Councillor P Wells

MOTION

- 1. That Council resolve not to accept any of the tenders received for proposed contract T22-007 for the construction of Keswick Estate Landscaping, Stage 5 Release 1, in accordance with Local Government (General) Regulation 2021, section 178(1)(b).**
- 2. That Council resolve to invite fresh tenders for the construction of Keswick Estate Landscaping, Stage 5 Release 1, based on different details in accordance with Local Government (General) Regulation 2021, section 178(3)(b)).**

CARRIED

For: Councillors J Black, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells .

Against: Nil

The meeting closed at 7.25 pm.

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CHAIRPERSON