

REPORT ORDINARY COUNCIL MEETING 24 APRIL 2017

PRESENT:

Mr M Kneipp (Administrator).

ALSO IN ATTENDANCE:

The Interim General Manager, the Director Organisational Services, the Manager Governance and Risk, the Director Corporate Development, the Media and Public Relations Co-ordinator, the Director Technical Services, the Director Environmental Services, the Manager Building and Development Services, the Manager City Strategy Services, the Director Community Services (J Watts), and the Transition Project Leader.

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.

CCL17/34 CONFIRMATION OF MINUTES (ID17/524)

Confirmation of the minutes of the proceedings of the Ordinary Council meeting held on 27 March 2017 and the Extraordinary Council meeting held 31 March 2017.

Moved by Mr M Kneipp (Administrator)

MOTION

That the minutes of the proceedings of the Ordinary Council meeting held on 27 March 2017 comprising pages 5, 6, 7, 8, 9, 10, 11 and 12 and the Extraordinary Council meeting held 31 March 2017 comprising pages 13 and 14 of the series be taken as read, confirmed as correct minutes and signed by the Administrator and the Interim General Manager.

CARRIED

CCL17/35 LEAVE OF ABSENCE (ID17/525)

There were no requests for leave of absence recorded.

CCL17/36 PUBLIC FORUM (ID17/526)

The Council reports having met with Mr Wes Maas during Public Forum regarding;
PDC17/10 – Planning Proposal – Operational Review of the Dubbo Local Environmental Plan 2011 (ID17/374) and,
CCL17/42 – Development Application (D16-482) – Extractive Industry (Quarry) Property: Lot 211 DP 1220433, 20L Sheraton Road, Dubbo Pallican/Owner: Regional Hardrock Pty Ltd (ID17/528).

ADMINISTRATOR MINUTES:

CCL17/37 ADMINISTRATOR APPOINTMENTS (ID17/375)

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 April 2017, be noted.

CARRIED

MATTERS CONSIDERED BY COMMITTEES:

CCL17/38 REPORT OF THE PLANNING AND DEVELOPMENT - MEETING 18 APRIL 2017 (ID17/591)

The Council had before it the report of the Planning and Development Committee meeting held 18 April 2017.

Moved by Mr M Kneipp (Administrator)

MOTION

That the report of the Planning and Development Committee meeting held on 18 April 2017, be adopted save and except clauses PDC17/10, PDC17/11, PDC17/12, PDC17/13 and PDC17/14 which are to be dealt with separately.

CARRIED

PDC17/10 PLANNING PROPOSAL - OPERATIONAL REVIEW OF THE DUBBO LOCAL ENVIRONMENTAL PLAN 2011 (ID17/374)

The Council had before it the recommendation of the Planning and Development Committee regarding Planning Proposal - Operational Review of the Dubbo Local Environmental Plan 2011.

Moved by Mr M Kneipp (Administrator)

MOTION

That the matter be deferred pending further consideration as a result of the submission received by Council during Public Forum.

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)

PDC17/11 PLANNING PROPOSAL - OPERATIONAL REVIEW OF THE WELLINGTON LOCAL ENVIRONMENTAL PLAN 2012 (ID17/381)

The Council had before it the recommendation of the Planning and Development Committee regarding Planning Proposal - Operational Review of the Wellington Local Environmental Plan 2012.

Moved by Mr M Kneipp (Administrator)

MOTION

That the matter be deferred pending further consideration as a result of the submission received by Council during Public Forum.

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)

PDC17/12 COUNCIL POLICY - FLOODING IN GEURIE - RESULTS OF PUBLIC EXHIBITION (ID17/195)

The Council had before it the recommendation of the Planning and Development Committee regarding Council Policy - Flooding in Geurie - Results of Public Exhibition.

Moved by Mr M Kneipp (Administrator)

MOTION

1. That the Council Policy – Flooding in Geurie, as amended and provided in Appendix 1, of the report of the Manager City Strategy Services, dated 11 April 2017 be adopted.
2. That a review of the Council Policy – Flooding in Geurie be undertaken by Council in July 2018.
3. That an advertisement be placed in local print media advising of Council's adoption of the Council Policy – Flooding in Geurie.
4. That the Council Policy – Flooding in Geurie commence operation from the date it is advertised in local print media.
5. That the people who made submissions be thanked and advised of Council's determination in this matter.

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)

PDC17/13 DEVELOPMENT APPLICATION D17-133 - DUAL OCCUPANCY (DETACHED) AND TWO (2) LOT SUBDIVISION
PROPERTY: 276 BRISBANE STREET, DUBBO
APPLICANT: A R CARPENTRY
OWNER: MS M J WATKINS (ID17/538)

The Council had before it the recommendation of the Planning and Development Committee regarding Development Application D17-133 - Dual Occupancy (Detached) and Two (2) Lot Subdivision, 276 Brisbane Street, Dubbo.

Moved by Mr M Kneipp (Administrator)

MOTION

That Development Application D17-133 for a dual occupancy (detached) and two (2) lot subdivision at Lot 3 Sec B DP 9489, 276 Brisbane Street, Dubbo, be granted approval subject to the conditions of consent, included as Appendix 1, to the report of the Planning Services Supervisor dated 11 April 2017.

CARRIED

The Director Environmental Services 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 Director Environmental Services is the owner of the property at 276 Brisbane Street, Dubbo and the proposed development is an investment property. The Director Environmental Services' husband, Adam Ramsay of AR Carpentry, is also the applicant for the subject Development Application.

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)

PDC17/14 DEVELOPMENT APPLICATION D16-556 - SERVICED APARTMENTS (52)
LOCATION: LOT 13 DP 597771, 277-283 COBRA STREET, DUBBO
APPLICANT/OWNER: P A AND R A MCARDLE (ID17/536)

The Council had before it the recommendation of the Planning and Development Committee regarding Development Application D16-556 - Serviced Apartments (52), 277-283 Cobra Street, Dubbo.

Moved by Mr M Kneipp (Administrator)

MOTION

That Development Application D16-556 for Serviced Apartments (52) on Lot 13 DP 597771, 277-283 Cobra Street, Dubbo be approved subject to the conditions included in Appendix 1 to the report of the Planner dated 11 April 2017.

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)

CCL17/39 REPORT OF THE WORKS AND SERVICES COMMITTEE - MEETING 18 APRIL 2017 (ID17/593)

The Council had before it the report of the Works and Services Committee meeting held 18 April 2017.

Moved by Mr M Kneipp (Administrator)

MOTION

That the report of the Works and Services Committee meeting held on 18 April 2017, be adopted.

CARRIED

**CCL17/40 REPORT OF THE FINANCE AND POLICY COMMITTEE - MEETING 18 APRIL 2017
(ID17/592)**

The Council had before it the report of the Finance and Policy Committee meeting held 18 April 2017.

Moved by Mr M Kneipp (Administrator)

MOTION

That the report of the Finance and Policy Committee meeting held on 18 April 2017, be adopted.

CARRIED

REPORTS FROM STAFF:

CCL17/41 PROGRESS ON MERGER PROJECTS (ID17/575)

The Council had before it the report dated 13 April 2017 from the Interim General Manager regarding Progress on Merger Projects.

Moved by Mr M Kneipp (Administrator)

MOTION

That the information contained within the report of the Interim General Manager dated 13 April 2017, be noted.

CARRIED

CCL17/42 DEVELOPMENT APPLICATION (D16-482) - EXTRACTIVE INDUSTRY (QUARRY)
PROPERTY: LOT 211 DP 1220433, 20L SHERATON ROAD, DUBBO
APPLICANT/OWNER: REGIONAL HARDROCK P/L (ID17/528)

The Council had before it the report dated 18 April 2017 from the Director Environmental Services regarding Development Application (D16-482) - Extractive Industry (Quarry)

Moved by Mr M Kneipp (Administrator)

MOTION

That the matter be deferred pending further consideration as a result of the submission received by Council during Public Forum.

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)

CCL17/43 LICENCE AGREEMENT - WARRIOR WARBIRDS (ID17/595)

The Council had before it the report dated 20 April 2017 from the Director Corporate Development regarding Licence Agreement - Warrior Warbirds.

Moved by Mr M Kneipp (Administrator)

MOTION

- 1. That Council enter into a licence agreement with Mr Mark Benton of Warrior Warbirds for the use of an airport terminal booking desk for a one year period with a one year option.**
- 2. That Mr Benton be required to provide evidence of Public Liability insurance coverage to a minimum \$20 million.**

CARRIED

CCL17/44 COMMENTS AND MATTERS OF URGENCY (ID17/527)

There were no matters recorded under this clause.

The meeting closed at 5:50 pm.

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CHAIRMAN