



# REPORT ORDINARY COUNCIL MEETING 23 MARCH 2023

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

**ALSO IN ATTENDANCE:**

The Chief Executive Officer, the Director Organisational Performance (J Bassingthwaite), the Manager Commercial Strategy, the Governance Team Leader, the Administration Officers Governance, the Director Strategy, Partnerships and Engagement, the Communication Services Team Leader, the Director Development and Environment, the Manager Growth Planning, the Senior Growth Planner, the Director Infrastructure (C Godfrey), the Manager Infrastructure and Design, the Technical Officer, the Director Community, Culture and Places (K Hague) and the Manager Recreation and Open Space.

Councillor M Dickerson assumed the Chair 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 read by Councillor V Etheridge. The welcome to country was given by Councillor L Burns.

**CCL23/59 LEAVE OF ABSENCE (ID23/506)**

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

Moved by Councillor P Wells and seconded by Councillor V Etheridge

**MOTION**

**That such requests for leave of absence be accepted and Councillor M Wright be granted leave of absence from this meeting.**

**CARRIED**

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

**Against:** Nil

**CCL23/60 CONFLICTS OF INTEREST (ID23/507)**

The following conflicts of interest were declared:

- Director Strategy, Partnership and Engagement - non-pecuniary – less than significant in CCL23/80
- Director Community, Culture and Places – non-pecuniary – Significant interest in CCL23/89
- Councillor J Black - non-pecuniary – less than significant in CCL23/87

**CCL23/61 PUBLIC FORUM (ID23/508)**

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

- Mr Nicholas Broadbent – regarding CCL23/80 Macquarie Conservatorium of Music Update
- Mr John Cohen – regarding CCL23/77 – Draft North-West Urban Release Area Precinct Plan – Results of Public Exhibition
- Margaret McDonald – regarding CCL23/77 Draft North-West Urban Release Area Precinct Plan – Results of Public Exhibition and CCL23/87 – Macquarie River Master Plan (North and South Precincts) – Community Consultation
- Mr Peter Duggan – regarding CCL23/77 Draft North-West Urban Release Area Precinct Plan – Results of Public Exhibition and CCL23/87 – Macquarie River Master Plan (North and South Precincts) – Community Consultation
- Mel Gray – regarding World water day this week

**CCL23/62 CONFIRMATION OF MINUTES (ID23/322)**

Confirmation of the minutes of the proceedings of the Ordinary Council meeting held on 23 February 2023.

Moved by Councillor V Etheridge and seconded by Councillor P Wells

**MOTION**

**That the minutes of the proceedings of the Dubbo Regional Council at the Ordinary Council meeting held on 23 February 2023 comprising pages as per attached in Appendix 1 be taken as read, confirmed as correct minutes and signed by the Mayor and the Chief Executive Officer.**

**CARRIED**

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

**Against:** Nil

**INFORMATION ONLY MATTERS:**

**CCL23/63 MAYORAL APPOINTMENTS AND MEETINGS (ID23/449)**

The Council had before it the report dated 8 March 2023 from the Chief Executive Officer regarding Mayoral Appointments and Meetings.

Moved by Councillor V Etheridge and seconded by Councillor R Ivey

**MOTION**

**That the information contained in the report be noted.**

**CARRIED**

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

**Against:** Nil

**MATTERS CONSIDERED BY COMMITTEES:**

**CCL23/64 REPORT OF THE INFRASTRUCTURE, PLANNING AND ENVIRONMENT  
COMMITTEE - MEETING 9 MARCH 2023 (ID23/503)**

The Council had before it the report of the Infrastructure, Planning and Environment Committee meeting held 9 March 2023.

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 9 March 2023, be adopted.**

**CARRIED**

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

**Against:** Nil

**CCL23/65 REPORT OF THE CULTURE AND COMMUNITY COMMITTEE - MEETING 9  
MARCH 2023 (ID23/502)**

The Council had before it the report of the Culture and Community Committee meeting held 9 March 2023.

Moved by Councillor J Gough and seconded by Councillor P Wells

**MOTION**

**That the report of the Culture and Community Committee meeting held on 9 March 2023, be adopted.**

**CARRIED**

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

**Against:** Nil

**CCL23/66      REPORT OF THE CORPORATE SERVICES COMMITTEE - MEETING 9 MARCH 2023 (ID23/501)**

The Council had before it the report of the Corporate Services Committee meeting held 9 March 2023.

Moved by Councillor D Mahon and seconded by Councillor V Etheridge

**MOTION**

**That the report of the Corporate Services Committee meeting held on 9 March 2023, save and except item CSC23/5 be adopted.**

**CARRIED**

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

**Against:** Nil

**CSC23/5      RELOCATION OF COUNCIL CHAMBERS AT THE DUBBO ADMINISTRATION BUILDING (ID23/237)**

The Committee had before it the report dated 13 February 2023 from the Manager Corporate Governance regarding Relocation of Council Chambers at the Dubbo Administration Building.

Moved by Councillor D Mahon and seconded by Councillor L Burns

**MOTION**

- 1. That Council endorses the proposal to move the existing Chamber to the ground floor conference rooms with the layout proposed in option 1, and desk furniture proposed in option 2 of the report.**
- 2. That the former Dubbo Regional Council Chamber located in the Dubbo Administration Office be decommissioned and used for operational use (staff accommodation).**
- 3. That Chief Executive Officer provides a report on the future options (selling or leasing) related to 69 Church Street, Dubbo.**

**CARRIED**

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

**Against:** Nil

**CCL23/67      REPORT OF THE FLOODPLAIN MANAGEMENT COMMITTEE - MEETING 14  
MARCH 2023 (ID23/511)**

The Council had before it the report of the Floodplain Management Committee meeting held 14 March 2023.

Moved by Councillor L Burns and seconded by Councillor P Wells

**MOTION**

**That the report of the Floodplain Management Committee meeting held on 14 March 2023, be adopted.**

**CARRIED**

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

**Against:** Nil

**NOTICES OF MOTION:**

**CCL23/68      NOTICE OF MOTION OF RESCISSION - CCL22/12 - MOTION FOR NATIONAL  
GENERAL ASSEMBLY (ID23/529)**

Council had before it a Notice of Motion of Rescission dated 16 March 2023 from Councillors S Chowdhury, M Wright and D Mahon.

Moved by Councillor S Chowdhury and seconded by Councillor D Mahon

**MOTION**

**That Council rescind this Notice of Motion.**

**CARRIED**

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

**Against:** Nil

**CCL23/69      NOTICE OF MOTION FOR NATIONAL GENERAL ASSEMBLY (ID23/519)**

Council had before it a Notice of Motion dated 16 March 2023 from Councillor S Chowdhury regarding the Notice of Motion for National General Assembly.

Moved by Councillor S Chowdhury and seconded by Councillor D Mahon

**MOTION**

- 1. That the CEO submit the following motion to the Local Government Association for inclusion on the agenda for the National General Assembly for 2023.**

**“That the Federal Government undertake a scope analysis and develop an action plan**

for the settlement of skilled and non-skilled migrants in regional areas”.

**CARRIED**

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

**Against:** Nil

**CCL23/70 DUBBO REGION CHRISTMAS CAMPAIGN (ID23/395)**

Council had before it a Notice of Motion dated 16 March 2023 from Councillor S Chowdhury regarding the Dubbo Region Christmas Campaign.

Moved by Councillor S Chowdhury and seconded by Councillor L Burns

**MOTION**

1. That as part of the draft 2023/2024 operational plan and budget process the covering report from the CEO identify potential options and costs to for improving place-based activation to celebrate the festive season within the Dubbo and Wellington central business districts, in addition to increasing engagement with local business community through campaigns and collaboration.
2. That budget to increase place-based activation to celebrate the festive season be considered by Council in the drafting of the 2023/2024 operational budget.

**CARRIED**

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

**Against:** Nil

**REPORTS FROM STAFF:**

**CCL23/71 BOIL WATER ALERT REVIEW (ID23/341)**

The Council had before it the report dated 2 March 2023 from the Manager Water Supply and Sewerage regarding Boil Water Alert Review.

Moved by Councillor P Wells and seconded by Councillor L Burns

**MOTION**

**That the report be noted.**

**CARRIED**

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

**Against:** Nil

**CCL23/72 DRINKING WATER MANAGEMENT SYSTEM – ANNUAL REPORT (ID23/342)**

The Council had before it the report dated 2 March 2023 from the Technical Officer Operations regarding Drinking Water Management System – Annual Report.

Moved by Councillor V Etheridge and seconded by Councillor J Gough

**MOTION**

- 1. That Council notes the report.**
- 2. That an annual report be provided to Council on the Drinking Water Management System Performance by the April Ordinary meeting of Council.**
- 3. That it be noted, as is required, that the annual report shall be provided to the Public Health / Western NSW Local Health District.**

**CARRIED**

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

**Against:** Nil

**CCL23/73 ADOPTION OF THE GEURIE FLOOD STUDY AND FLOOD RISK MANAGEMENT PLAN (ID23/516)**

The Council had before it the report dated 14 March 2023 from the Manager Infrastructure Strategy and Design regarding Adoption of the Geurie Flood Study and Flood Risk Management Plan.

Moved by Councillor J Gough and seconded by Councillor V Etheridge

**MOTION**

- 1. That the 2022 Geurie Flood Study be adopted by Council.**
- 2. That the 2022 Geurie Flood Risk Management Plan be adopted by Council.**

**CARRIED**

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

**Against:** Nil

**CCL23/74 2023 ANZAC DAY CEREMONIES - DUBBO LOCAL GOVERNMENT AREA (ID23/381)**

The Council had before it the report dated 6 March 2023 from the Senior Traffic Engineer regarding 2023 Anzac Day Ceremonies - Dubbo Local Government Area.

Moved by Councillor J Black and seconded by Councillor P Wells

## MOTION

That Council approval be granted to the Returned and Services League Sub-branch in Dubbo and Wellington and the Stuart Town Anzac Committee to undertake their respective Anzac Day marches on Tuesday 25 April 2023 and implement road closures and detours as conditioned by Transport for NSW (TfNSW), NSW Police and Council's following conditions of consent:

**1. Dubbo:**

- a. **For the Dawn Service and Anzac Day March, temporary road closures are to be provided:**
  - Dawn Service in Darling Street between Talbragar and Wingewarra streets from 5.00 am to 6.30 am.
  - Anzac Day March in Brisbane Street between Wingewarra and Serisier streets and Wingewarra Street between Darling and Brisbane streets from 9.00 am to 10.45 am.
  - Wingewarra Street from Brisbane to Macquarie streets and Macquarie Street from Wingewarra to Talbragar streets from 10.15 am to 11.00 am.
  - Talbragar Street from Macquarie Street to Memorial Drive, Victoria Park, from 10.45 am to 11.15 am, Darling Street from Talbragar to Wingewarra streets from 10.15 am.
  - Wingewarra Street between Darling and Brisbane streets as directed by the NSW Police at the conclusion of the Cenotaph service at approximately 12.00 noon to 12.30 pm.
  - Council's Traffic Control Plan TM 7048 (attached as Appendix 1) is to be used for the event.
- b. **Submission of a Traffic Management Plan and Traffic Control Plan to Council for approval with the Traffic Control Plan submitted a minimum three weeks prior to the event. All traffic control measures contained in the Plan are to be in accordance with Australian Standard AS1742.3 and the TfNSW 'Traffic Control at Worksites Manual' prepared by an accredited person.**
- c. **Traffic controllers and/or trained Marshals are to be provided at all road closure points, and other locations as identified in the Traffic Control Plan (attached as Appendix 1).**
- d. **Council's Governance Team Leader must sight a copy of the Public Liability Insurance Policy for a minimum amount of \$20 million on which Dubbo Regional Council and NSW Police are specifically noted to be indemnified against any action resulting from the event.**
- e. **The applicant is responsible for the provision of all traffic controls required for the event (ie Marshals, traffic barriers and signs).**
- f. **A public notification is required for the Anzac Day March a minimum of seven days prior to the event.**
- g. **The applicant is to forward a letter to Council with all the required documentation accepting the above conditions before final approval will be granted.**

**2. Wellington:**



- a. For the Anzac Day March, a temporary road closure is to be provided on the Mitchell Highway, being Nanima Crescent and Lee Street, between Maughan and Whiteley streets from 10.45 am to 11.00 am, with the detour via Arthur, Warne, Percy and Whiteley streets. Council's Traffic Control Plan Wellington Anzac Detour TM 7270 (attached as Appendix 2) is to be used for this event.
  - b. The applicant is to gain approval from TfNSW for the closure and detour of the Mitchell Highway and Road Occupancy Licence with evidence provided to Council of such approval and conditions as warranted.
  - c. Submission of a Traffic Management Plan and Traffic Control Plan to Council for approval, with the Traffic Control Plan submitted a minimum three weeks prior to the event. All traffic control measures contained in the Plan are to be in accordance with Australian Standard AS 1742.3 and the TfNSW 'Traffic Control at Worksites Manual' prepared by an accredited person.
  - d. Traffic controllers and/or trained Marshals are to be provided at all road closure points, and other locations as identified in the Traffic Control Plan (attached as Appendix 2).
  - e. Council's Governance Team Leader must sight a copy of the Public Liability Insurance Policy for a minimum amount of \$20 million on which Dubbo Regional Council, TfNSW and NSW Police are specifically noted to be indemnified against any action resulting from the event.
  - f. The applicant is responsible for the provision of all traffic controls required for the event (ie Marshals, traffic barriers and signs).
  - g. A public notification is required for the Anzac Day March a minimum of seven days prior to the event.
  - h. The applicant is to forward a letter to Council with all the required documentation accepting the above conditions before final approval will be granted.
3. **Stuart Town:**
- a. For the Anzac Day Ceremony, a temporary road closure is to be provided in Molong Street, between the Burrendong Way (Alexander Street) and Bell Street from 8.00 am to 2.30 pm, with a detour of Molong Street via Burrendong Way and Bell Street. Council's Traffic Control Plan TM 7175 (attached as Appendix 3) is to be used for the event.
  - b. Concurrence is required from the TfNSW for the event to utilise part of Burrendong Way between Molong and Bell streets as a detour with advice provided to Council.
  - c. Submission of a Traffic Management Plan and Traffic Control Plan to Council for approval with the Traffic Control Plan to be submitted a minimum of three weeks prior to the event. All traffic control measures contained in the Plan are to be in accordance with Australian Standard AS1742.3 and the TfNSW 'Traffic Control at Worksites Manual' prepared by an accredited person.
  - d. Traffic controllers and/or trained Marshals are to be provided at all road closure points, and other locations, as identified in the Traffic Control Plan (attached as Appendix 3).
  - e. Council's Governance Team Leader must sight a copy of the Public Liability Insurance Policy for a minimum amount of \$20 million on which Dubbo Regional Council, TfNSW and NSW Police are specifically noted to be

- indemnified against any action resulting from the event.
- f. The applicant is responsible for the provision of all traffic controls required for the event (ie Marshals, traffic barriers and signs).
- g. A public notification is required for the Anzac Day March a minimum of seven days prior to the event, with notification letters to be delivered to the affected residents within the road closure areas in the village.
- h. The applicant is to forward a letter to Council with all the required documentation accepting the above conditions before final approval will be granted.

**CARRIED**

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

**Against:** Nil

**CCL23/75 2023 DUBBO CYCLE CLUB SEASON (ID23/383)**

The Council had before it the report dated 6 March 2023 from the Senior Traffic Engineer regarding 2023 Dubbo Cycle Club Season.

Moved by Councillor R Ivey and seconded by Councillor J Gough

**MOTION**

1. That the application (Appendix 1) of the Dubbo Cycle Club Racing Season 2023 between 1 January 2023 and 23 December 2023 be approved and undertaken in accordance with the Event and Traffic Management Plan as conditioned by the NSW Police and the following conditions of Dubbo Regional Council:
  - a. Burroway Road - Commencing 500 m west of the Newell Highway at Brocklehurst for 18km to 200m east of Rawsonville Bridge Road intersection and return on Saturdays between 1 pm and 5 pm, or Sundays between 8 am and 4 pm.
  - b. Mogriguy Road - Time trial course commencing 650 m north of the Mendooran Road intersection for a distance of 10.5km to Mogriguy Village. Long course commencing 650 m north of the Mendooran Road intersection for 19 km with turnaround being 5.1 km north of the Coolbaggie Road intersection and return on Saturdays between 1 pm and 5 pm, or Sundays between 8 am and 4 pm.
  - c. Wongarbon/Westella roads - short course commencing in Barbical Street 100 m north of Derribong Street for a distance of 15km and finishing at 300m north on Barbical Street from the intersection with Derribong Street. The turn point is 175m east of the Westella Road intersection and return on Saturdays between 1 pm and 5 pm, or Sundays between 8 am and 4 pm. The long course along Westella Road and Ballimore/Geurie roads for 25 km to a turnaround 550 m south of the Golden Highway and return on Saturdays between 1 pm and 5 pm, or Sundays between 8 am and 4 pm.
  - d. Benolong Road - Sprint course start and finish is on Nubingerie Road 1.2 km south of the Benolong Road intersection (adjacent to the Benolong Rural Fire Brigade) then west on Benolong Road to a turnaround 300 m east of the

- Wambangalang Creek Bridge on Saturdays between 1 pm and 5 pm or Sundays between 8 am and 4 pm.
- e. South Geurie/Arthurville Road - Short course commencing 400 m south of the Scabbing Flat bridge over the Macquarie River for a distance of 15 km to a turnaround 600 m north-east of the intersection of Hermitage and Arthurville roads on Saturdays between 1 pm and 5 pm, or Sundays between 8 am and 4 pm.
  - f. South Geurie/Arthurville Road - Middle course commencing 400 m south of the Scabbing Flat bridge over the Macquarie River for a distance of 21 km with the turnaround point being 3.2 km on Suntop Road east of the intersection with Arthurville Road on Saturdays between 1 pm and 5 pm, or Sundays between 8 am and 4 pm.
  - g. South Geurie/Arthurville Road - Long course commencing 400 m south of the Scabbing Flat bridge over the Macquarie River for a distance of 30 km to a turnaround 3.8 km on Suntop Road west of the intersection of Renshaw-McGirr Way on Saturdays between 1 pm and 5 pm, or Sundays between 8 am and 4 pm.
  - h. South Geurie/Terrabella Road - Time trial course commencing 2.1 km west of the intersection of Terrabella and Arthurville roads for a 6.4 km distance to a turnaround being 1.3 km east of the bridge over Little River on Saturdays between 1 pm and 5 pm, or Sundays between 8 am and 4 pm.
  - i. South Geurie/Arthurville Road - Strada long loop commencing 400 m south of the Scabbing Flat bridge over the Macquarie River on Arthurville Road for a distance of 50.3 km incorporating River Road 10.6 km, Zaias Lane 3 km, Bennetts Road 6.5 km, Suntop Road 9 km, Arthurville Road 2.2 km, Hermitage Road 11.9 km, Terrabella Road 0.35 km, Arthurville Road 2.9 km to the finish line on Saturdays between 1 pm and 5 pm, or Sundays between 8 am and 4 pm.
  - j. South Geurie/Arthurville Road - Strada short loop commencing 400 m south of the Scabbing Flat bridge over the Macquarie River on Arthurville Road for a distance of 42 km incorporating Arthurville Road 4.3 km, River Road 10.6 km, Zaias Lane 8.1 km, Arthurville Road 4.5 km, Hermitage Road 11.9 km, Terrabella Road 0.35 km, Arthurville Road 2.9 km to the finish on Saturdays between 1 pm and 5 pm, or on Sundays between 8 am and 4 pm.
  - k. North Geurie/Comobella Road - Commencing 0.25 km north of the intersection of Paxton and Fitzroy streets for 13 km to a turnaround 0.15 km west of Cobbora Road on Saturdays between 1 pm and 5 pm, or Sundays between 8 am and 4 pm.
  - l. The approval for use of the roads will alternate between locations in accordance with the nominated block dates.
2. That the Dubbo Cycle Club provide Council with the full racing calendar prior to the first event, and then at two monthly intervals.
  3. That the submission of Traffic Control Plans to Council for approval be submitted a minimum of three weeks prior to the first event. All traffic control measures contained in the Plan are to be in accordance with Australian Standard AS 1742.3-2019, the Transport for NSW Guidelines for Bicycle Road Races and the Traffic Control at Worksites Technical Manual prepared by an accredited person.
  4. That all traffic control, including the placement and removal of barricades and/or

regulation of traffic, is to be carried out by traffic controllers appropriately trained in accordance with the requirements of Australian Standard AS 1742.3-2019 and Transport for NSW accreditation requirements for Traffic Control Planners or Controllers as required. In this respect there is a requirement that traffic controllers, and not marshals, are to be provided at the start/finish and turnaround to stop all traffic whilst riders are:

- a. Starting and finishing within a 60 km/h or less speed zone.
  - b. Assembled on the road carriageway immediately prior to a mass or staggered start.
  - c. Undertaking the turnaround movement.
  - d. Sprinting to the finish line.
5. That the NSW Police consent and conditions for bicycle races permit under the NSW Road Transport Act 2013, Section 115 is required with documented evidence submitted to Council.
  6. That Council's Governance Team Leader must sight a current copy of the Public Liability Insurance Policy for a minimum amount of \$20 million on which Dubbo Regional Council and NSW Police are specifically noted to be indemnified against any action resulting from the cycle race.
  7. That the applicant is to submit to Council all the appropriate documentation required, accepting the above conditions, before final approval is granted.
  8. That the approval is for a twelve-month period commencing at the time final authorisation of all documentation is granted.

**CARRIED**

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

**Against:** Nil

**CCL23/76      SHORT-TERM WORKER ACCOMMODATION IN THE LOCAL GOVERNMENT  
AREA (ID22/2588)**

The Council had before it the report dated 10 March 2023 from the Manager Growth Planning regarding Short-Term Worker Accommodation in the Local Government Area.

Moved by Councillor R Ivey and seconded by Councillor J Gough

**MOTION**

1. That Council note the information in this report and the Analysis of Short-Term Worker Accommodation Needs – Research Report (attached in Appendix 1).
2. That Council continues in collaborating with the NSW Government agencies and Energy Co to ensure short-term worker accommodation issues are adequately assessed and addressed in all major projects.
3. That the draft Research Report (Appendix 1) and this report be publicly available and that the industry stakeholders be advised.
4. That Council commence an amendment to the Dubbo Local Environmental Plan 2022 to include temporary workers accommodation as a permissible development activity.

**CARRIED**

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

**Against:** Nil

**CCL23/77      DRAFT NORTH-WEST URBAN RELEASE AREA PRECINCT PLAN - RESULTS OF PUBLIC EXHIBITION (ID22/2167)**

The Council had before it the report dated 10 March 2023 from the Senior Growth Planner regarding Draft North-West Urban Release Area Precinct Plan - Results of Public Exhibition.

Moved by Councillor R Ivey and seconded by Councillor J Black

**MOTION**

- 1. That the submissions received by Council in respect of the draft North-West Urban Release Area Precinct Plan (attached in Appendix 1 and 2) be noted.**
- 2. That proposed amendments resulting from the public exhibition process be noted.**
- 3. That the updated draft North-West Urban Release Area draft Precinct Plan (as attached in Appendix 3) be adopted for the purposes of consultation with land owners and persons who provided a submission.**
- 4. That Council undertake targeted consultation with landowners in the North-West Urban Release Area.**

**CARRIED**

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

**Against:** Nil

**CCL23/78      DRAFT DEVELOPMENT CONTROL PLAN - CLEARMONT RISE - CENTRAL WEST URBAN RELEASE AREA (ID23/320)**

The Council had before it the report dated 10 March 2023 from the Senior Growth Planner regarding Draft Development Control Plan - Clearmont Rise - Central West Urban Release Area.

Moved by Councillor J Gough and seconded by Councillor V Etheridge

**MOTION**

- 1. That the draft Clearmont Rise Development Control Plan (attached in Appendix 1) be adopted for the purposes of public exhibition only.**
- 2. That the draft Clearmont Rise Development Control Plan be placed on public exhibition for a period of not less than 28 days in accordance with the requirements of the Environmental Planning and Assessment Act, 1979.**
- 3. 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 Burns, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells.

**Against:** Nil

**CCL23/79      PLANNING PROPOSAL R22-006 - 13L NARROMINE ROAD DUBBO - PROPOSED AMENDMENTS TO LAND USE ZONES (ID22/2166)**

The Council had before it the report dated 8 March 2023 from the Growth Planner regarding Planning Proposal R22-006 - 13L Narromine Road Dubbo - Proposed Amendments to Land Use Zones.

Moved by Councillor J Gough and seconded by Councillor D Mahon

**MOTION**

1. That Council note the process and key steps for amending the Dubbo Regional Local Environmental Plan 2022 (attached in Appendix 1).
2. That Council endorse the Planning Proposal (attached in Appendix 2) to amend the Dubbo Regional Local Environmental Plan 2022 by rezoning the northern portion of 13L Narromine Road Dubbo (Lot 22 DP 1038924), subject to a suitable provision being included in the Dubbo Regional Local Environmental Plan 2022 that:
  - Limits the total floor area of any supermarket to 1500 square metres;
  - Limits the overall floor space of any future retail shops to 3000 square metres;
  - Requires any future development application within the B2 Local Centre Zone to consider the economic impact of the development, and ensure it is consistent with the Dubbo Employment Lands Strategy.
3. That Council submit the planning proposal to the NSW Department of Planning and Environment for a Gateway Determination.
4. That Council request the Chief Executive Officer (or delegate) be authorised as the Local Plan Making Authority under Section 3.36 of the Environmental Planning and Assessment Act, 1979.
5. That Council support a minimum 28 days public exhibition period for the planning proposal, subject to the conditions of a Gateway Determination.
6. That following the 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 Burns, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells.

**Against:** Nil

**CCL23/80 MACQUARIE CONSERVATORIUM OF MUSIC UPDATE (ID23/309)**

The Council had before it the report dated 23 February 2023 from the Director Organisational Performance regarding Macquarie Conservatorium of Music Update.

Moved by Councillor J Black and seconded by Councillor J Gough

**MOTION**

1. That Council considers its role in providing further support to Macquarie Conservatorium of Music to find a short to medium term location.
2. That Council continue with development of a future focused Cultural Precinct Plan at the Western Plains Cultural Centre, and continue to engage with cultural stakeholders such as the Macquarie Conservatorium of Music in the process.

Moved by Councillor R Ivey and seconded by Councillor J Gough

**AMENDMENT**

1. That this Council actively investigates ways in which it can support the Macquarie Conservatorium to find short to medium accommodation.
2. That Council continue with development of a future focused Cultural Precinct Plan at the Western Plains Cultural Centre, and continue to engage with cultural stakeholders such as the Macquarie Conservatorium of Music in the process.

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, L Burns, S Chowdhury, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells.

**Against:** Nil

Moved by Councillor J Black and seconded by Councillor J Gough

**FURTHER AMENDMENT**

1. That this Council actively investigates ways in which it can support the Macquarie Conservatorium to find short to medium accommodation.
2. That Council continue with development of a future focused Cultural Precinct Plan at the Western Plains Cultural Centre, and continue to engage with cultural stakeholders such as the Macquarie Conservatorium of Music in the process.
3. That Council notes the valuable education, cultural and economic benefit of the

<b>Dubbo Region having a Conservatorium.</b>	
<b>The further amendment on being put to the meeting was carried.</b>	<b>CARRIED</b>
<b>The further amendment then became the motion and on being put to the meeting was carried.</b>	<b>CARRIED</b>

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

**Against:** L Burns

*Director Strategy, Partnership and Engagement 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 the Director Strategy, Partnership and Engagement has a daughter who is a student of the Macquarie Conservatorium, and such interest will not affect any decision making.*

#### **CCL23/81 INVESTMENT POLICY AND STRATEGY REVIEW - 2023 (ID23/500)**

The Council had before it the report dated 10 March 2023 from the Graduate Accountant regarding Investment Policy and Strategy Review - 2023.

Moved by Councillor J Gough and seconded by Councillor V Etheridge

#### **MOTION**

- 1. That the draft Investment Policy March 2023 and the draft Investment Strategy March 2023 attached to this report of the Chief Financial Officer, dated 10 March 2023 as Appendix 1 and Appendix 2, be adopted.**
- 2. That Council's Investment Policy and Investment Strategy be again reviewed and submitted to Council for determination in March 2024.**

**CARRIED**

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

**Against:** Nil

#### **CCL23/82 UPDATE ON INTERNAL AUDIT AND RISK FUNCTION (ID23/458)**

The Council had before it the report dated 8 March 2023 from the Manager Corporate Governance regarding Update on Internal Audit and Risk Function.

Moved by Councillor P Wells and seconded by Councillor D Mahon

#### **MOTION**

**That the report from the Manager Corporate Governance be noted.**



**CARRIED**

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

**Against:** Nil

**CCL23/83 DUBBO REGIONAL AIRPORT AIRLINE REGULAR PASSENGER TRANSPORT (RPT) FEES AND CHARGES 2023/2024 (ID23/287)**

The Council had before it the report dated 21 February 2023 from the Manager Commercial Strategy regarding Dubbo Regional Airport Airline Regular Passenger Transport (RPT) Fees and Charges 2023/2024.

Moved by Councillor R Ivey and seconded by Councillor V Etheridge

**MOTION**

1. That the draft 2023/2024 Fees and Charges reflect an increase of 5% for Passenger Fees and Charges at Dubbo Regional Airport, to \$18.32 (Including GST).
2. That the Chief Executive Officer formally advise all airlines of proposed Passenger Facility Charge.
3. That all other fees relating to Dubbo Regional Airport and Wellington Aerodrome and Recreation Park, including security fees and general aviation landing fees, be considered as part of the broader annual Revenue Policy and Fees and Charges review process.
4. That the Chief Executive Officer to development an engagement plan with Stakeholders to investigate the introduction of a per tonne Maximum Take-off Weight (MTOW) charge for RPT operators at Dubbo Regional Airport, as part of the 2024/2025 annual Revenue Policy and Fees and Charges review process.

**CARRIED**

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

**Against:** Nil

**CCL23/84 EASEMENTS AND DEED OF AGREEMENT TO GRANT EASEMENTS - UUNGULA WIND FARM (ID23/481)**

The Council had before it the report dated 10 March 2023 from the Property Development Officer regarding Easements and Deed of Agreement to Grant Easements - Uungula Wind Farm.

Moved by Councillor D Mahon and seconded by Councillor V Etheridge

**MOTION**

1. That Council agree to grant easements over those portions of Twelve Mile Road, Uungula Road, and Ilgingery Road as described in the body of this report, provided

that such easements are:

- a. On terms reasonably acceptable to Council; and
  - b. Generally in accordance with the details described in the body of this report.
2. That Council agree to enter into a Deed of Agreement with Squadron Energy Pty Ltd to grant the easements described in Resolution 1 (above).
  3. That Council authorise the Chief Executive Officer to:
    - a. Negotiate the terms of the easements and the Deed of Agreement; and
    - b. Negotiate the amount of compensation payable for the easements, provided that such compensation is supported by a professional valuation.
  4. That all documents arising from this matter are signed under the Common Seal of Council.
  5. That it is noted that Squadron Energy Pty Ltd shall cover all of Council's costs in the matter, and pay compensation to Council for the granting of the easements.

**CARRIED**

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

**Against:** Nil

**CCL23/85 EXECUTION OF DOCUMENTS RELATED TO 8A AND 10 MONTEFIORES STREET, MONTEFIORES (ID23/31)**

The Council had before it the report dated 11 January 2023 from the Property Services Officer regarding Execution of Documents Related to 8A and 10 Montefiores Street, Montefiores.

Moved by Councillor J Gough and seconded by Councillor V Etheridge

**MOTION**

1. That Council approve the documentation necessary to grant and register an access easement over 10 Montefiores Street, Montefiores.
2. That all necessary documentation be executed under the Common Seal of Council.

**CARRIED**

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

**Against:** Nil

**CCL23/86 BODANGORA WIND FARM COMMUNITY BENEFIT FUND 2022/2023 (ID23/467)**

The Council had before it the report dated 9 March 2023 from the Manager Community Services regarding Bodangora Wind Farm Community Benefit Fund 2022/2023.

Moved by Councillor R Ivey and seconded by Councillor V Etheridge

**MOTION**

1. That Council allocate to the community based organisations the total funds of

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**\$61,206.28.** The following funds are recommended by the Bodangora Community Consultative Committee in accordance with the Bodangora Wind Farm Community Benefit Fund Grant Guidelines and notification to be sent to each successful applicant:

• Wellington Junior Redbacks Rugby Club	\$9,528.28
• Wellington Town Band	\$3,500.00
• Red Cross, Wellington Branch	\$1,000.00
• Stuart Town Advancement Association Inc	\$1,855.00
• Stuart Town Action Group Inc	\$10,000.00
• Wellington Golf Club Ltd	\$5,812.00
• Wellington Arts Centre Inc	\$9,185.00
• Neurea Recreation Ground	\$6,500.00
• Barnardos Australia	\$6,507.00
• Mumbil Parents & Citizens Association Inc	\$7,319.00

2. That all unsuccessful applicants be advised of Council's Grants Hub, as well as other funding opportunities and any advice to assist future applications for council financial assistance.
3. That council review the current Bodangora Wind Farm Grant Guidelines to increase the current limit of \$10,000 per application.
4. That surplus funds remaining from Round 8 be rolled over to Round 9 of Bodangora Wind Farm Community Benefit Fund 2023/2024.

**CARRIED**

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

**Against:** Nil

**CCL23/87      MACQUARIE RIVER MASTER PLAN (NORTH AND SOUTH PRECINCTS) -  
COMMUNITY CONSULTATION (ID23/323)**

The Council had before it the report dated 28 February 2023 from the Manager Recreation and Open Space regarding Macquarie River Master Plan (North and South Precincts) - Community Consultation.

Moved by Councillor J Black and seconded by Councillor V Etheridge

**MOTION**

1. That the Macquarie River Master Plan (North and South Precincts) - Community Consultation report be noted.
2. That the North West Urban Release Area be withdrawn from the Macquarie River Master Plan (North and South Precinct), with a further review of the structural plan to be undertaken through Growth Planning with a subsequent report to Council.
3. That the sealed access road and paths shown within the Macquarie River Master Plan (North and South Precincts) - Regand Park are to be retained to provide equitable access and recreational opportunities to the broader community.
4. That the following amendments be noted:

- a. The repositioning of the amphitheatre towards the centre of Regand Park, overlooking the wetlands and adjacent to a carpark.
  - b. The repositioning of the walking trails at the back of Regand Park to ensure a minimum 50 metre buffer is retained.
  - c. That the area identified as a Mud Run area be retitled as an “Event Area” to broaden its application and opportunities for other activities.
  - d. That the new proposed carpark at Sir Roden Cutler Park be identified as a “flexible hard stand area” that provides opportunities for catering vans to support events.
  - e. That Electric Vehicle charging stations be allowed for at Sir Roden Cutler Park top carpark.
  - f. That the location of the clubhouse at Police Paddock be repositioned to a more central location on the western side of the active recreation area, and the southern amenity block be removed.
  - g. That the internal roads of Devil’s Hole and Police Paddock (west of the drainage swale) be unsealed.
5. That the response provided for each of the themes identified be noted.
  6. That the community be acknowledged for their contribution into the development of the Macquarie River Master Plan (North and South Precincts).
  7. That the Macquarie River Master Plan (North and South Precincts) be adopted with the amendments.
  8. That it be noted:
    - a. The NSW Government policy settings and the NSW Floodplain Inquiry allow for suitable sporting and recreational facility on floodplains as they do meet the threshold of key infrastructure.
    - b. That the installation and/or construction of specific sporting and recreational assets or floodplain will be assessed against the relevant standards and government policy on a case by case basis.
  9. That the wayfinding project currently being rolled out for the Macquarie River Open Space Precinct be extended to cover interpretative and information signs to help ensure a consistent signage strategy is implemented.
  10. That public art installations within the Macquarie River Open Space Precinct be in accordance with the goals and objectives of Dubbo Regional Council Public Art Strategy – Shaping Plans to Advance Regional Culture (SPARC) plan.
  11. That options for the water supply for the wetlands be investigated further to help ensure that they retain their function and aesthetic quality.

**CARRIED**

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

**Against:** Nil

**CCL23/88 COMMENTS AND MATTERS OF URGENCY (ID23/509)**

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:

- *CCL23/89 - Proposed acquisition of land for the Dubbo Northern Borefield project (ID23/469)*  
(Section 10A(2)(c)) - information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposed to conduct) business.

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

At this juncture it was moved by Councillor P Wells and seconded by Councillor J Black that the Council resolves into closed session, the time being 7.12pm.

The open session resumed at 7.21pm.

The Governance Team Leader will read out the following resolutions made in the closed session in Council.

### **CCL23/89 PROPOSED ACQUISITION OF LAND FOR THE DUBBO NORTHERN BOREFIELD PROJECT (ID23/469)**

The Council had before it the report dated 10 March 2023 from the Manager Property and Land Development regarding Proposed acquisition of land for the Dubbo Northern Borefield project.

Moved by Councillor P Wells and seconded by Councillor J Black

### **RECOMMENDATION**

**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 V Etheridge and seconded by Councillor L Burns

### **MOTION**

- 1. That Council commence the process of acquiring the relevant land as specified in this report:**

- a. pursuant to s186(1) of the *Local Government Act 1993*; and
  - b. in accordance with the *Land Acquisition (Just Terms Compensation) Act 1991*.
2. That Council authorise the Chief Executive Officer to register an acquisition plan with the New South Wales Land Registry Service outlining the proposed acquisition area as specified in this report.
  3. That any document relating to this matter be signed under the Common Seal of Council.
  4. That all matters contained within this report remain confidential to Council.

**CARRIED**

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

**Against:** Nil

The meeting closed at 7.23pm.

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CHAIRPERSON