



REPORT INFRASTRUCTURE, PLANNING AND ENVIRONMENT COMMITTEE 11 APRIL 2024

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

ALSO IN ATTENDANCE: The Chief Executive Officer, the Director Organisational Performance, the Manager Corporate Governance, the Governance Team Leader, the Governance Officer, the Director Strategy Partnership and Engagement (S Jennings), the IT Support Officer, the Communications Partner, the Director Infrastructure, the Director Development and Environment and the Director Community Culture and Places.

Councillor M Dickerson assumed the Chair of the meeting.

The proceedings of the meeting commenced at 5.30pm.

IPEC24/12 ACKNOWLEDGEMENT OF COUNTRY (ID24/89)
Councillor L Burns delivered an Acknowledgement of Country.

IPEC24/13 LEAVE OF ABSENCE (ID24/62)
Requests for leave of absence were received from Councillors S Chowdhury and M Wright who were absent from the meeting due to personal reasons.

Moved by Councillor J Gough and seconded by Councillor P Wells

MOTION

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

CARRIED

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

Against: Nil.

Councillor D Mahon, the Director Organisational Performance and the Manager Growth Planning attended via audio visual link.

IPEC24/14 CONFLICTS OF INTEREST (ID24/65)

There were no Conflicts of Interest declared.

IPEC24/15 BUILDING SUMMARY - MARCH 2024 (ID24/493)

The Committee had before it the report dated 31 March 2024 from the Director Development and Environment regarding Building Summary - March 2024.

Moved by Councillor V Etheridge and seconded by Councillor L Burns

MOTION

That the report of the Director Development and Environment dated 31 March 2024, be noted.

CARRIED

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

Against: Nil.

**IPEC24/16 DRAFT PLANNING AGREEMENT - CONCRETE WORKS - 19L AND 20L
SHERATON ROAD, DUBBO (ID24/526)**

The Committee had before it the report dated 19 March 2024 from the Manager Growth Planning regarding Draft Planning Agreement - Concrete Works - 19L and 20L Sheraton Road, Dubbo.

Moved by Councillor P Wells and seconded by Councillor L Burns

MOTION

1. That a draft Planning Agreement be prepared in accordance with the terms identified in this report and the letter of offer provided by Regional Hardrock Pty Ltd (attached in Appendix 1).
2. That a further report be presented to Council for consideration if a Planning Agreement cannot be successfully negotiated.
3. That a draft Planning Agreement and Explanatory Note prepared in accordance with the terms identified in this report be placed on public exhibition in accordance with the provisions of the Environmental Planning and Assessment Act 1979.
4. That following the conclusion of the public exhibition period, a further report be presented to Council for consideration, including any submissions received.

Moved Councillor J Black and seconded by Councillor V Etheridge

AMENDMENT

1. **That a draft Planning Agreement be prepared in accordance with the terms identified**

in this report and the letter of offer provided by Regional Hardrock Pty Ltd (attached in Appendix 1).

2. That a further report be presented to Council for consideration if a Planning Agreement cannot be successfully negotiated.
3. That a draft Planning Agreement and Explanatory Note prepared in accordance with the terms identified in this report be placed on public exhibition in accordance with the provisions of the Environmental Planning and Assessment Act 1979.
4. That following the conclusion of the public exhibition period, a further report be presented to Council for consideration, including any submissions received.
5. That the determination of Development Application No. D22-528 be undertaken at a Council meeting.

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, M Dickerson, V Etheridge, J Gough, R Ivey, D Mahon and P Wells.

Against: Nil.

IPEC24/17 DRAFT PLANNING AGREEMENT - ORANA BATTERY ENERGY STORAGE SYSTEM (ID23/2869)

The Committee had before it the report dated 27 March 2024 from the Manager Growth Planning regarding Draft Planning Agreement - Orana Battery Energy Storage System.

Moved by Councillor R Ivey and seconded by Councillor L Burns

MOTION

1. That a draft Planning Agreement be prepared in accordance with the terms identified in this report.
2. That a further report be presented to Council for consideration if a Planning Agreement cannot be successfully negotiated.
3. That a draft Planning Agreement and Explanatory Note prepared in accordance with the terms identified in this report be placed on public exhibition in accordance with the provisions of the Environmental Planning and Assessment Act 1979.
4. That following the conclusion of the public exhibition period, a further report be presented to Council for consideration, including any submissions received.

CARRIED

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

Against: Nil.

IPEC24/18 DRAFT PLANNING AGREEMENT - WELLINGTON SOUTH BATTERY ENERGY STORAGE (ID23/2866)

The Committee had before it the report dated 27 March 2024 from the Manager Growth Planning regarding Draft Planning Agreement - Wellington South Battery Energy Storage.

Moved by Councillor J Gough and seconded by Councillor P Wells

MOTION

- 1. That a draft Planning Agreement be prepared in accordance with the terms identified in this report.**
- 2. That a further report be presented to Council for consideration if a Planning Agreement cannot be successfully negotiated.**
- 3. That a draft Planning Agreement and Explanatory Note prepared in accordance with the terms identified in this report be placed on public exhibition in accordance with the provisions of the Environmental Planning and Assessment Act 1979.**
- 4. That following the conclusion of the public exhibition period, a further report be presented to Council for consideration, including any submissions received.**

CARRIED

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

Against: Nil.

IPEC24/19 DUBBO REGIONAL HOUSING ROADMAP - PROGRESS REPORT (ID24/236)

The Committee had before it the report dated 7 March 2024 from the Growth Planner regarding Dubbo Regional Housing Roadmap - Progress Report.

Moved by Councillor J Black and seconded by Councillor L Burns

MOTION

- 1. That Council note progress in respect of the Dubbo Regional Housing Roadmap.**
- 2. That a further progress report be provided to Council in December 2024, outlining progress of the actions included in the Housing Roadmap.**

CARRIED

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

Against: Nil.

IPEC24/20 DRINKING WATER MANAGEMENT SYSTEM – ANNUAL REPORT (ID24/150)

The Committee had before it the report dated 27 March 2024 from the Water and Sewer Treatment Engineer regarding Drinking Water Management System – Annual Report.

Moved by Councillor J Black and seconded by Councillor P Wells

MOTION

1. That the report by the Water and Sewer Treatment Engineer be noted.
2. That it be noted, as is required, that the Drinking Water Management System Annual Report shall be provided to the Public Health/Western NSW Local Health District.

CARRIED

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

Against: Nil.

IPEC24/21 DISABLED PARKING SPACES - BRISBANE STREET DUBBO (ID24/627)

The Committee had before it the report dated 3 April 2024 from the Senior Traffic Engineer regarding Disabled Parking Spaces - Brisbane Street Dubbo.

Moved by Councillor V Etheridge and seconded by Councillor J Black

MOTION

That Council approval be granted for the installation of one disabled parking space and three additional angled parking spaces on the eastern side of Brisbane Street, adjacent to 166 Brisbane Street in accordance with Council's Plan TM 7613 (Appendix 1).

CARRIED

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

Against: Nil.

IPEC24/22 2024 CENTRAL WEST CHARITY TRACTOR TREK (ID24/628)

The Committee had before it the report dated 3 April 2024 from the Senior Traffic Engineer regarding 2024 Central West Charity Tractor Trek.

Moved by Councillor V Etheridge and seconded by Councillor R Ivey

MOTION

That Council approval be granted to conduct the 2024 Central West Charity Tractor Trek along local roads within the Dubbo Local Government Area from the 13 to 15 September 2024 in accordance with the submitted Event and Traffic Management Plan (Appendix 1) and any additional conditions imposed by Council, NSW Police and Transport for NSW.

CARRIED

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

Against: Nil.

CONFIDENTIAL

Moved by Councillor V Etheridge and seconded by Councillor P Wells.

MOTION

That confidential item IPEC24/23 be deferred to the conclusion of the Corporate Services Committee.

CARRIED

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

Against: Nil.

The closed session was held from 6.05pm to 6.22pm during the Corporate Services Committee meeting, where item IPEC24/23 was considered. During the open session at 6.22pm, the Mayor read out the following resolutions:

IPEC24/23 TENDER TO SUPPLY AND PLACE ASPHALT SURFACING - TAMWORTH STREET PAVEMENT RECONSTRUCTION (ID24/549)

The Committee had before it the report dated 21 March 2024 from the Project Engineer regarding Tender to Supply and Place Asphalt Surfacing - Tamworth Street Pavement Reconstruction.

Moved by Councillor V Etheridge and seconded by Councillor P Wells

MOTION

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 L Burns

MOTION

- 1. That the tender to Supply and Place Asphalt Surfacing - Tamworth Street Pavement Reconstruction be awarded to Bitupave Ltd T/A Boral Asphalt in accordance with Local Government Act 1993 section 55(3) for the amount of \$348,603.73 (incl GST).**
- 2. That Council delegate the Chief Executive Officer to approve the extension options for this contract if required.**
- 3. That Council delegate the Chief Executive Officer to approve contract variations for this contract subject to budget limitations.**
- 4. That all documentation in relation to this matter remain confidential to Council.**

5. That all documentation in relation to this matter be signed under the Common Seal of Council.

CARRIED

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

Against: Nil.

The meeting closed at 5.53pm.

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CHAIRPERSON