



# **WENTWORTH SHIRE COUNCIL**

## **ORDINARY MEETING MINUTES**

**15 JULY 2020**



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## 1 OPENING OF MEETING

At the invitation of the Mayor the General Manager provided information regarding the live streaming of the meeting.

## 2 PRAYER OR ACKNOWLEDGEMENT OF COUNTRY

The Mayor opened the meeting with a prayer at 10am.

### PRESENT:

**COUNCILLORS:** Councillor Melisa Hederics (Mayor)  
Councillor Tim Elstone (Deputy Mayor)  
Councillor Steve Heywood  
Councillor Jane MacAllister  
Councillor Don McKinnon (via Video Link)  
Councillor Susan Nichols  
Councillor Peter Nunan

**STAFF:** Ken Ross (General Manager)  
Matthew Carlin (Director Health and Planning)  
Geoff Gunn (Director Roads and Engineering)  
Simon Rule (Director Finance and Policy)  
Paula Mastrippolito (Manager Organisational Support)  
Gayle Marsden (Executive Assistant)

## 3 APOLOGIES AND LEAVE OF ABSENCE

Cr Wheeldon is an apology and has requested a leave of absence for this meeting

Cr Evans is an apology and has requested a leave of absence for this meeting.

### Council Resolution

That Council notes the apologies from Cr Wheeldon and Cr Evans and grants the Leave of Absence requests from Cr Wheeldon and Cr Evans for this meeting.

**Moved Cr. Nunan, Seconded Cr. Elstone**

**CARRIED**

## 4 DISCLOSURES OF INTERESTS

Nil

## 5 CONFIRMATION OF MINUTES

### Recommendation

That the Minutes of the Ordinary Meeting held 24 June 2020 be confirmed as circulated.

### Council Resolution

That the Minutes of the Ordinary Meeting held 24 June 2020 be confirmed as amended.

**Moved Cr. MacAllister, Seconded Cr. Elstone**

**CARRIED**

## 6 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

### 6.1 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

File Number: RPT/20/381

Responsible Officer: Ken Ross - General Manager  
Responsible Division: Office of the General Manager  
Reporting Officer: Gayle Marsden - Executive Assistant

Objective: 4.0 Wentworth is a caring, supportive and inclusive community that is informed and engaged in its future

Strategy: 4.1 Provide strong and effective representation, leadership, planning, decision-making and service delivery

#### **Summary**

The Outstanding Matters report provides details of activities raised at previous Council meetings that remain outstanding.

#### **Officer Recommendation**

That Council notes the list of outstanding matters as at 8 July 2020.

#### **Council Resolution**

That Council notes the list of outstanding matters as at 8 July 2020.

**Moved Cr. Nichols, Seconded Cr. Heywood**

**CARRIED**

## **7 MAYORAL AND COUNCILLOR REPORTS**

### **7.1 MAYORAL REPORT**

File Number: RPT/20/358

#### **Recommendation**

That Council notes the information contained in the Mayoral report.

#### **Council Resolution**

That Council notes the information contained in the Mayoral report.

**Moved Cr. McKinnon, Seconded Cr. Elstone**

**CARRIED**

**7.2 ACTIVITY REPORT - COUNCILLOR JANE MACALLISTER**

File Number: RPT/20/357

**Summary**

The purpose of this report is to advise Council of meetings, conferences and appointments undertaken by Councillor Jane MacAllister for the period 1 April 2020 – 30 June 2020.

**Recommendation**

That Council notes the information contained in Councillor Jane MacAllister's report.

**Council Resolution**

That Council notes the information contained in Councillor Jane MacAllister's report.

**Moved Cr. MacAllister, Seconded Cr. Elstone**

**CARRIED**



## **8 REPORTS FROM COMMITTEES**

### **8.1 MURRAY DARLING ASSOCIATION (MDA) DELEGATES REPORT JUNE 2020**

File Number: RPT/20/363

Responsible Officer: Ken Ross - General Manager  
Responsible Division: Office of the General Manager  
Reporting Officer: Gayle Marsden - Executive Assistant

Objective: 3.0 Wentworth is a community that works to enhance and protect its physical and natural assets

Strategy: 3.5 Recognise the importance of a healthy Murray-Darling River system

#### **Summary**

At the 20 April 2020 Murray Darling Association (MDA) Board meeting it was resolved that a monthly Delegate's Report be forwarded to all member Councils & delegates.

#### **Recommendation**

1. That Council notes the Delegate's Report for June 2020 from the Murray Darling Association.
2. That Council formalises motions for submission to the Murray Darling Association AGM.

#### **Council Resolution**

That Council notes the Delegate's Report for June 2020 from the Murray Darling Association.

**Moved Cr. MacAllister, Seconded Cr. Heywood**

**CARRIED**

## 9 REPORTS TO COUNCIL

### 9.1 GENERAL MANAGER'S REPORT

File Number: RPT/20/356

Responsible Officer: Ken Ross - General Manager  
Responsible Division: Office of the General Manager  
Reporting Officer: Gayle Marsden - Executive Assistant

Objective: 4.0 Wentworth is a caring, supportive and inclusive community that is informed and engaged in its future

Strategy: 4.1 Provide strong and effective representation, leadership, planning, decision-making and service delivery

#### **Summary**

The General Manager's report details information pertaining to meetings attended and general information which are of public interest, and which have not been reported elsewhere in this agenda. Items of note in this report are:

1. OLG Circulars

Details of OLG circulars 20-21 to 20-28

2. Meetings

As listed

3. Upcoming meetings or events

As listed

4. Other items of note

Nil

#### **Recommendation**

That Council notes the information contained within the report from the General Manager.

#### **Council Resolution**

That Council notes the information contained within the report from the General Manager.

**Moved Cr. Elstone, Seconded Cr. MacAllister**

**CARRIED**

**9.2 MURRAY DARLING ASSOCIATION REGION 4 NOMINATIONS**

File Number: RPT/20/366

Responsible Officer: Ken Ross - General Manager  
Responsible Division: Office of the General Manager  
Reporting Officer: Gayle Marsden - Executive Assistant

Objective: 3.0 Wentworth is a community that works to enhance and protect its physical and natural assets

Strategy: 3.5 Recognise the importance of a healthy Murray-Darling River system

**Summary**

Wentworth Shire Council continues to be a member of the Murray Darling Association (MDA); a membership-based organisation representing local government and communities across the Murray-Darling Basin since 1944.

The MDA works with and for member councils, in collaboration with state based local government associations such as Local Government NSW, Joint Organisations and other local government affiliations.

Wentworth Shire Council sits within Region 4, out of a total of 12 regions.

The MDA Region 4 Annual General Meeting is scheduled to be held on 8 September 2020 at the Midway Centre, Buronga.

Nominations are now being called for the position of Chair and executive committee members.

**Recommendation**

1. That Council nominates delegate(s) for positions on the Executive Committee of MDA Region 4, and in doing so acknowledges its commitment to the nomination.
2. That Council nominates its preferred delegate to the position of Chair of MDA Region 4, and in doing so acknowledges the obligations of the Region Chair and commits to providing the resources required to support the role of Chair.

**Council Resolution**

1. That Council nominates Cr MacAllister, Cr Elstone, Cr Heywood for positions on the Executive Committee of MDA Region 4, and in doing so acknowledges its commitment to the nomination.
2. That Council nominates Cr MacAllister to the position of Chair of MDA Region 4, and in doing so acknowledges the obligations of the Region Chair and commits to providing the resources required to support the role of Chair.

**Moved Cr. Elstone, Seconded Cr. Nichols**

**CARRIED**

**9.3 MONTHLY FINANCE REPORT**

File Number: RPT/20/370

Responsible Officer: Simon Rule - Director Finance and Policy  
Responsible Division: Finance and Policy  
Reporting Officer: Vanessa Lock - Finance Officer

Objective: 4.0 Wentworth is a caring, supportive and inclusive community that is informed and engaged in its future

Strategy: 4.1 Provide strong and effective representation, leadership, planning, decision-making and service delivery

**Summary**

Rates and Charges collections for the month of June 2020 were \$482,572.96. After allowing for pensioner subsidies, the total levies collected are now 89.82%. For comparison purposes 90.55% of the levy had been collected at the end of June 2019. Council currently has \$27,874,688.11 in cash and investments.

**Recommendation**

That Council notes the monthly finance report.

**Council Resolution**

That Council notes the monthly finance report.

**Moved Cr. MacAllister, Seconded Cr. Nunan**

**CARRIED**

**9.4 MONTHLY INVESTMENT REPORT**

File Number: RPT/20/373

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Hodi Beauliv - Manager Finance

Objective: 4.0 Wentworth is a caring, supportive and inclusive community that is informed and engaged in its future

Strategy: 4.1 Provide strong and effective representation, leadership, planning, decision-making and service delivery

**Summary**

As at 30 June 2020 Council had \$24,005,304.11 invested in term deposits and \$2 million in a cash at call account. Council received \$37,089.04 from its investments for the month of June 2020.

In June 2020 Council investments averaged a rate of return of 1.27% and it currently has \$8,466,832.09 of internal restrictions and \$16,781,984.70 of external restrictions.

**Recommendation**

That Council notes the monthly investment report.

**Council Resolution**

That Council notes the monthly investment report.

**Moved Cr. Elstone, Seconded Cr. MacAllister**

**CARRIED**

**9.5 DELEGATED AUTHORITY APPROVALS AS AT END OF JUNE 2020**

File Number: RPT/20/379

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: Nicky Meredith - Coordinator Health and Planning

Objective: 1.0 Wentworth is a vibrant, growing and thriving Shire

Strategy: 1.1 Grow the potential for business and industry to develop and expand

**Summary**

For the month of June 2020, a total of 14 Development Applications and four S4.55 Modification Applications were determined under delegated authority by the Director Health and Planning.

The estimated value of the determined developments was \$3,255,151.00. This brings the year to date total to 72 Development Applications and 19 S4.55 Applications approved, with an estimated development value of \$17,779,794.00.

**Recommendation**

- a) That Council receives and notes the report for the month of June 2020.
- b) That Council publicly notifies, for the purposes of Schedule 1 Division 4 Section 20 (2) of the Environmental Planning and Assessment Act 1979, the applications as listed in the attachment on the Wentworth Shire Council website.
- c) That a division be called in accordance with S375A of the *Local Government Act 1993* (NSW).

**Council Resolution**

- a) That Council receives and notes the report for the month of June 2020.
- b) That Council publicly notifies, for the purposes of Schedule 1 Division 4 Section 20 (2) of the Environmental Planning and Assessment Act 1979, the applications as listed in the attachment on the Wentworth Shire Council website.
- c) That a division be called in accordance with S375A of the *Local Government Act 1993* (NSW).

**Moved Cr. Elstone, Seconded Cr. Heywood**

**CARRIED**

***In accordance with Section 375A of the Local Government Act the Mayor called for a division.***

***For the Motion :*** ***Clr.s Elstone, Hederics, Heywood, MacAllister, McKinnon, Nichols, and Nunan.***

***Against the Motion:*** ***Nil.***

## **10 NOTICES OF MOTIONS / QUESTIONS WITH NOTICE**

### **10.1 PLANTINGS ON PUNT ROAD DARETON**

Cr Peter Nunan asked about plans for plantings on Silver City Highway, Dareton.

### **10.2 DARETON TOWN PLAN**

Cr Peter Nunan asked about the progress of the Dareton Town Plan

Director of Roads and Engineering advised that it was a works in progress. An audit on the street lights has been undertaken. The Director of Health and Planning advised that his team are working on the strategic component of the Dareton Town Plan.

### **10.3 REQUEST TO REVISIT SPEED HUMPS IN DARETON**

Cr Peter Nunan requested a review of speed humps at Davenport Street past Mallee Family Care, at Millie Street and adjacent to pool.

Councillors questioned why there has not been meetings of the Roads and Road Safety Committee.

### **10.4 UPDATE ON FLATS AT DARETON**

Cr Melisa Hederics requested an update on a clean-up order that has been issued to the owner of flats in Dareton.

Director of Health and Planning gave a verbal update.

### **10.5 MIDWAY CENTRE OPENING LIBRARY OPENING HOURS**

Cr Susan Nichols questioned why a Google search shows that the Midway Service Centre Library and Customer Service opening hours are showing open on a Saturday when the centre is no longer open on a Saturday.

### **10.6 CURLWAA HALL DEMOLITION**

Cr Susan Nichols asked why the old Curlwaa Hall hasn't been removed.

Director of Health and Planning advised that the hall was listed as a Local Heritage item in the LEP. He will arrange for the building to be inspected by a qualified person and a decision of Council would be required in order to remove the hall as a Local Heritage item. Only after this has happened can the building be demolished.

### **10.7 CURLWAA HALL FURNISHINGS AND RAINWATER TANK**

Cr Susan Nichols asked what the plans are for furnishing the Curlwaa Hall and if a rainwater tank will be installed.

### **10.8 INSPECTION OF SEWER PIPES IN DARLING, ADAMS AND BEVERLEY STREETS**

Cr Susan Nichols asked how long has it been since there was an inspection of the sewer pipes in Darling, Adams and Beverley Streets, Wentworth.

Director of Roads and Engineering provided a verbal response and advised that he will follow up on the particular locations mentioned.

#### **10.9 POPILTAH ROADSIDE STOP**

Cr Steve Heywood asked about the accumulation of rubbish at the Popiltah roadside stop near Coombah. Who has the responsibility for this roadside stop because it is not in the Wentworth Shire area.

The General Manager advised it is in the Unincorporated area and as such he thinks there would be a highway maintenance contract through Transport for NSW.

#### **10.10 BOTTLEBEND RESERVE ROAD EGRESS**

Cr Jane MacAllister asked if a response has been forthcoming from Transport for NSW regarding the turning lanes in and out of Bottlebend Reserve onto the highway.



## 11 CONFIDENTIAL BUSINESS – ADJOURNMENT INTO CLOSED SESSION

### Recommendation

That Council adjourns into Closed Session, the recording of the meeting be suspended, and members of the press and public be excluded from the Closed Session, and that access to the correspondence and reports relating to the items considered during the course of the Closed Session be withheld unless declassified by separate resolution.

This action is taken in accordance with Section 10A(2) of the Local Government Act, 1993 as the items listed come within the following provisions:-

### **12.1 Wentworth Aerodrome Upgrade - Bitumen, Asphalt and Linemarking Works PT1920/07. (RPT/20/372)**

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. On balance, the public interest in preserving the confidentiality of information about the tender outweighs the public interest in maintaining openness and transparency in council decision-making because disclosure of this information would reveal pricing and confidential information submitted via the tender process which if disclosed would prevent council from achieving its 'value for money' objectives.

### Move into Closed Session

That Council adjourns into a closed session, that the recording of the meeting be paused, that members of the press and public be excluded from the meeting of the closed session, and that access to the correspondence and reports relating to the items considered during the course of the closed session be with-held unless declassified by separate resolution.

**Moved Cr. Nunan, Seconded Cr. Elstone**

The meeting moved into closed session at 11:02am.

Council reconvened into open session at 11:34am.

## 12 OPEN COUNCIL - REPORT FROM CLOSED COUNCIL

At the Mayors request the General Manager reported on the following items from the closed session of Council.

### 12.1 WENTWORTH AERODROME UPGRADE - BITUMEN, ASPHALT AND LINEMARKING WORKS PT1920/07

File Number: RPT/20/372

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Tarryn Kampman - Administration Officer

Objective: 3.0 Wentworth is a community that works to enhance and protect its physical and natural assets

Strategy: 3.2 Plan for and develop the right assets and infrastructure

The General Manager advised that during the closed session Council accepted the tender from Primal Surfacing to carry out the supply, delivery and placement of Bitumen, Asphalt and Linemarking for contract PT1920/07, in the amount of \$1,023,599.50 including GST and Council authorised the mayor and general manager to sign the contract documentation and affix the council seal.

### 12.2 Mayoral Minute

The General Manager advised that the Mayor put forward a Mayoral Minute. The resolution of Council is as follows:

- That the resolution regarding the Wentworth Doctor Proposal dated 22 April 2020 be recognised as the direction of Council
- That Council provide funding of up to \$170,000 to enable CHAC to establish an operating medical clinic in Wentworth in line with the proposals as presented to Council.
- That this additional allocation be funded from savings within the salaries budget

## 13 CONCLUSION OF THE MEETING

Meeting Closed 11.36am

### NEXT MEETING

19 August 2020

.....  
**CHAIR**