



**ORDINARY MEETING
MINUTES**

28 JUNE 2023

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1 OPENING OF MEETING

The Mayor opened the meeting with a prayer at 7PM.

2 PRAYER OR ACKNOWLEDGEMENT OF COUNTRY

PRESENT:

COUNCILLORS: Councillor Tim Elstone
Councillor Brian Beaumont
Councillor Peter Crisp
Councillor Steve Heywood
Councillor Daniel Linklater
Councillor Jane MacAllister
Councillor Susan Nichols
Councillor Jo Rodda (Via Video Conferencing)

STAFF: Ken Ross (General Manager)
Matthew Carlin (Director Health and Planning)
Jarrod Roberts (Works Manager)
Simon Rule (Director Finance and Policy)
Gayle Marsden (Executive Assistant to General Manager)
Joanne Andrews (Customer Service Officer)

3 APOLOGIES AND LEAVE OF ABSENCE

Council Resolution

That Council grants the Leave of Absence Request from Cr Beaumont for 19 July 2023.

Moved Cr. MacAllister, Seconded Cr Linklater

CARRIED UNANIMOUSLY

Councillor Steve Cooper was granted a leave of absence at the 17 May Ordinary Council meeting.

4 DISCLOSURES OF INTERESTS

Councillor Nichols advised that she had a less than significant non-pecuniary interest in Item 9.9 as she is President of the Wentworth Bowling Club.

5 CONFIRMATION OF MINUTES

Recommendation

That the Minutes of the Ordinary Meeting held 17 May 2023 be confirmed as circulated.

Council Resolution

That the Minutes of the Ordinary Meeting held 17 May 2023 be confirmed as circulated.

Moved Cr Crisp, Seconded Cr Linklater

CARRIED UNANIMOUSLY

6 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

6.1 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

File Number: RPT/23/366

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

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.2 A strong, responsible and representative government

Summary

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

Officer Recommendation

That Council receives and notes the list of outstanding matters as at 20 June 2023

Council Resolution

That Council receives and notes the list of outstanding matters as at 20 June 2023.

Moved Cr. Nichols, Seconded Cr Linklater

CARRIED UNANIMOUSLY

7 MAYORAL AND COUNCILLOR REPORTS

7.1 MAYORAL REPORT

File Number: RPT/23/295

Recommendation

That Council receives and notes the information contained in the Mayoral report.

Council Resolution

That Council receives and notes the information contained in the Mayoral report.

Moved Cr. Elstone, Seconded Cr Linklater

CARRIED UNANIMOUSLY

8 REPORTS FROM COMMITTEES

8.1 AUDIT, RISK AND IMPROVEMENT COMMITTEE

File Number: RPT/23/311

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Simon Rule - Director Finance and Policy

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.2 A strong, responsible and representative government

Summary

A meeting of the Audit, Risk and Improvement Committee was held on 5 May 2023 and the draft Minutes of the meeting are attached to this report for the information of Councillors.

The Committee considered the following item of business:

- Audit Engagement Plan
- Internal Audit
- Compliance Framework
- Quarterly Operational Plan Progress Report
- September Quarterly Budget Review – Third Quarter 2022-2023
- Budget and Operating Plan Update

Officer Recommendation

That Council receive and note the draft minutes of the Audit, Risk and Improvement Committee Meeting held on 5 May 2023.

Council Resolution

That Council receive and note the draft minutes of the Audit, Risk and Improvement Committee Meeting held on 5 May 2023.

Moved Cr Beaumont, Seconded Cr. Heywood

CARRIED UNANIMOUSLY

9 REPORTS TO COUNCIL

9.1 GENERAL MANAGERS REPORT

File Number: RPT/23/296

Responsible Officer: Ken Ross - General Manager
Responsible Division: Office of the General Manager
Reporting Officer: Tania Peel - Business Support Officer

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.2 A strong, responsible and representative government

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
Circular 23-04 to 23-05
2. Meetings
As listed
3. Upcoming meetings or events
As listed
4. Other items of note

Recommendation

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

Council Resolution

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

Moved Cr. Nichols, Seconded Cr. Heywood

CARRIED UNANIMOUSLY

9.2 SUNRAYSIA SAFARI CROSS COUNTRY RALLY 2023 REQUEST FOR SPONSORSHIP

File Number: RPT/23/300

Responsible Officer: Ken Ross - General Manager
Responsible Division: Office of the General Manager
Reporting Officer: Tania Peel - Business Support Officer

Objective: 1.0 Wentworth Shire is a vibrant, growing and thriving Region
Strategy: 1.2 Promote the Wentworth Region as a desirable visitor and tourism destination

Summary

Council is in receipt of a request to provide financial sponsorship and provision of the Wentworth Showgrounds (including in kind support of daily cleaning of toilets, showers and emptying of rubbish bins) for the 2023 Sunraysia Safari Cross Country Rally to be held from 4 September to 11 September 2023. Council approved financial sponsorship and provision of Wentworth Showgrounds for the event in 2022.

Recommendation

That Council provide financial sponsorship and provision of the Wentworth Showgrounds (including in kind support of daily cleaning of toilets, showers and emptying of rubbish bins) from 4 September to 11 September 2023 for the Sunraysia Safari Cross Country Rally.

That Council approve financial sponsorship of \$20,000 and provision of the Wentworth Showgrounds (including in kind support of daily cleaning of toilets, showers and emptying of rubbish bins) from 4 September to 11 September 2023 for the Sunraysia Safari Cross Country Rally.

Moved Cr Beaumont, Seconded Cr Linklater

Amendment

That Council approve financial sponsorship of \$20,000 for the Sunraysia Safari Cross Country Rally.

Moved Cr. MacAllister, Seconded Cr. Nichols

LOST

Council Resolution

That Council approve financial sponsorship of \$20,000 and provision of the Wentworth Showgrounds (including in kind support of daily cleaning of toilets, showers and emptying of rubbish bins) from 4 September to 11 September 2023 for the Sunraysia Safari Cross Country Rally.

Moved Cr Beaumont, Seconded Cr Linklater

CARRIED

For the Motion : *Clr.s Beaumont, Crisp, Elstone, Heywood, Linklater and Rodda.*

Against the Motion: *Clr.s MacAllister and Nichols.*

9.3 2023 WESTERN DIVISION OF COUNCILS ANNUAL CONFERENCE

File Number: RPT/23/365

Responsible Officer: Ken Ross - General Manager

Responsible Division: Office of the General Manager

Reporting Officer: Tania Peel - Business Support Officer

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.2 A strong, responsible and representative government

Summary

The 2023 Western Division of Councils Annual Conference will be held from 9 -11 August 2023 in Cobar.

Recommendation

That Council determines attendees to the 2023 Western Division of Council's Annual Conference to be held in Cobar from 9-11 August 2023.

Council Resolution

That Council determines that Cr Linklater, Cr Rodda and the General Manager attend the 2023 Western Division of Council's Annual Conference to be held in Cobar from 9-11 August 2023.

Moved Cr Linklater, Seconded Cr. Heywood

CARRIED UNANIMOUSLY

9.4 MONTHLY FINANCE REPORT - MAY 2023

File Number: RPT/23/305

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 May 2023 were \$1,192,712.43. After allowing for pensioner subsidies, the total levies collected are now 87.44%. For comparison purposes 88.96% of the levy had been collected at the end of May 2022. Council currently has \$47,380,021.25 in cash and investments.

Recommendation

That Council receives and notes the Monthly Finance Report.

Council Resolution

That Council receives and notes the Monthly Finance Report.

Moved Cr. MacAllister, Seconded Cr Linklater

CARRIED UNANIMOUSLY

9.5 MONTHLY INVESTMENT REPORT - MAY 2023

File Number: RPT/23/308

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Bryce Watson - Accountant

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.5 Adopt practices of prudent asset, financial and human resource management across Council to ensure long-term sustainability and efficiency

Summary

As at 31 May 2023 Council had \$42 million invested in term deposits and \$5,380,021.25 in other cash investments. Council received \$68,137.67 from its investments for the month of May 2023.

In May 2023 Council investments averaged a rate of return of 4.23% and it currently has \$8,040,222.62 of internal restrictions and \$31,294,108.39 of external restrictions.

Recommendation

That Council receives and notes the monthly investment report.

Council Resolution

That Council receives and notes the monthly investment report.

Moved Cr Crisp, Seconded Cr. Nichols

CARRIED UNANIMOUSLY

9.6 ADOPTION OF THE 2022-2026 DELIVERY PROGRAM/2023-2024 OPERATIONAL PLAN

File Number: RPT/23/310

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Simon Rule - Director Finance and Policy

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.2 A strong, responsible and representative government

Summary

Following the presentation of the Draft 2022-2026 Delivery Program/2023-2024 Operational Plan to the May Ordinary Council Meeting, the Draft Plan was placed on public exhibition for 28 days as required under the *Local Government Act*.

Council is now required to consider all submissions received prior to adopting the 2022-2026 Delivery Program/2023-2024 Operational Plan. This includes the following:

- The 2023-2024 Annual Statement of Revenue and the Annual Fees and Charges.
- The making and levying of rates and charges including:
 - 3.70% increase in the Ordinary Rate for 2023-2024
 - 3.70% increase in Sewer Access Charges for 2023-2024
 - 3.70% increase in Water Access Charges for 2023-2024
 - 3.70% increase in Domestic Waste Charges for 2023-2024
 - 3.70% increase to Water Consumption Charges for 2023-2024
 - Charge the maximum interest rate on Overdue Rates and Charges

Recommendation

- a) That Council adopts the 2022-2026 Delivery Program/2023-2024 Operational Plan, as amended, having considered submissions received.
- b) That Council resolves to increase ordinary rate income for the 2023-2024 year by the maximum 3.70% rate pegged amount determined by the Independent Pricing and Regulatory Tribunal of NSW (IPART)
- c) That Council resolves to make and levy an ordinary rate to comprise of a base rate and an ad valorem rating structure for Residential, Business and Farmland categories of rates under Section 534, 535, 537 of the *Local Government Act 1993* (NSW) for the 2023-2024 year including:

Farmland category

Includes all of the lands within the local government area of Wentworth categorised as Farmland except those parcels of rateable land sub categorised as Farmland, Dry Land

Grazing and Farmland, Licence/Pump Site/Pipeline

Farmland

- An ordinary rate of 0.00185599 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Farmland, in accordance with Section 515 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$600.00) for each assessment. The base amount accounts for 34.62% of the estimated yield for this category. The estimated yield for this rate is \$1,223,586

Farmland – Dry Land Grazing

- An ordinary rate of 0.00150306 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Farmland, sub categorised Dry Land Grazing in accordance with Section 515 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$600.00) for each assessment. The base amount accounts for 19.98% of the estimated yield for this category. The estimated yield for this rate is \$783,609

Farmland, Licence/Pump Site/Pipeline

- An ordinary rate of 0.03225436 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Farmland, sub categorised Licence/Pump Site/Pipeline, in accordance with Section 515 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$95.00) for each assessment. The base amount accounts for 42.01% of the estimated yield for this category. The estimated yield for this rate is \$15,151

Residential Category

Wentworth

- An ordinary rate of 0.00321164 cents in the dollar on the land value of all rateable lands with Wentworth Shire Council categorised as Residential, sub categorised Wentworth, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to base amount of (\$240.00) for each assessment. The amount accounts for 42.41% of the estimated yield for this category. The estimated yield for this rate is \$344,049

Buronga

- An ordinary rate of 0.00265344 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Buronga, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$260.00) for each assessment. The base amount accounts for 28.73% of the estimated yield for this category. The estimated yield for this rate is \$472,394

Gol Gol

- An ordinary rate of 0.00294698 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Gol Gol, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$260.00) for each assessment. The base amount accounts for 24.33% of the estimated yield for this category. The estimated yield for this rate is \$637,954

Gol Gol East

- An ordinary rate of 0.00281207 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Gol Gol East, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$360.00) for each assessment. The base amount accounts for 22.69% of the estimated yield for this category. The estimated yield for this rate is \$418,946

Pooncarie

- An ordinary rate of 0.01507824 cents in the dollar on the land value of all rateable lands with Wentworth Shire Council categorised as Residential, sub categorised Pooncarie, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$195.00) for each assessment. The base amount accounts for 43.84% of the estimated yield for this category. The estimated yield for this rate is \$23,575

Dareton

- An ordinary rate of 0.01861786 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Dareton, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$195.00) for each assessment. The base amount accounts for 45.36% of the estimated yield for this category. The estimated yield for this rate is \$81,677

Rural Residential

- An ordinary rate of 0.00236864 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Rural, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$195.00) for each assessment. The base amount accounts for 24.22% of the estimated yield for this category. The estimated yield for this rate is \$525,677

Business Category

Includes all of the lands within the local government area of Wentworth categorised as Business except those parcels of rateable land sub categorised as Business, Mourquong; Business, Trentham Cliffs; Business, Arumpo; Business, Wentworth; Business, Pooncarie (including all of the lands within the locality of Pooncarie sub categorised as Business Pooncarie except those lands within the township of Pooncarie).

Business

- An ordinary rate of 0.00503586 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$270.00) for each assessment. The base amount accounts for 18.01% of the estimated yield for this category. The estimated yield for this rate is \$281,779

Business, Wentworth

- An ordinary rate of 0.00802806 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Wentworth, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/24 rating period, subject to a base amount of (\$270.00) for

each assessment. The base amount accounts for 38.08% of the estimated yield for this category. The estimated yield for this rate is \$39,000

Business, Mourquong

- An ordinary rate of 0.16431420 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Mourquong, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$100.00) for each assessment. The base amount accounts for 0.11% of the estimated yield for this category. The estimated yield for this rate is \$270,597

Business, Trentham Cliffs

- An ordinary rate of 0.00469617 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Trentham Cliffs, in accordance with Section 518 of the Local Government Act 1993, be now made for the 2023/2024 rating period, subject to a base amount of (\$120.00) for each assessment. The base amount accounts for 3.93% of the estimated yield for this category. The estimated yield for this rate is \$12,225

Business, Arumpo

- An ordinary rate of 0.06126544 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Arumpo, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$210.00) for each assessment. The base amount accounts for 1.27% of the estimated yield for this category. The estimated yield for this rate is \$82,411

Business, Poongcarie

- An ordinary rate of 0.05876975 cents in the dollar on the land value of all rateable lands with Wentworth Shire Council categorised as Business, sub categorised Poongcarie, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$100.00) for each assessment. The base amount accounts for 0.02% of the estimated yield for this category. The estimated yield for this rate is \$826,797
- d) That Council resolves to make and levy fees and charges for Sewer Services for the 2023-2024 year as set out in the Annual Statement of Revenue.
- e) That Council resolves to make ad levy fees and charges for Water Services for the 2023-2024 year as set out in the Annual Statement of Revenue.
- f) That Council resolves to make and levy a Domestic Waste Management charge for the 2023-2024 year under Section 496 of the *Local Government Act 1993* (NSW) on each parcel of rateable land of which the service is available as set out in the Annual Statement of Revenue.
- g) That Council resolves to fix the Fees and Charges schedule for the 2023-2024 year as set out in the Annual Statement of Revenue.
- h) That Council resolves to charge the maximum interest rate on overdue rates and charges.
- i) That Council resolves to approve Appendix A – Bodies Granted Exemptions automatic fee waiver as part of the 2023-2024 Financial Assistance Program as set out in the Schedule of Fees and Charges.

- j) That Council resolves to approve borrowings for 2023-2024 of \$2,000,000 as outlined in the Annual Statement of Revenue.

Council Resolution

- a) That Council adopts the 2022-2026 Delivery Program/2023-2024 Operational Plan, as amended, having considered submissions received.
- b) That Council resolves to increase ordinary rate income for the 2023-2024 year by the maximum 3.70% rate pegged amount determined by the Independent Pricing and Regulatory Tribunal of NSW (IPART)
- c) That Council resolves to make and levy an ordinary rate to comprise of a base rate and an ad valorem rating structure for Residential, Business and Farmland categories of rates under Section 534, 535, 537 of the *Local Government Act 1993* (NSW) for the 2023-2024 year including:

Farmland category

Includes all of the lands within the local government area of Wentworth categorised as Farmland except those parcels of rateable land sub categorised as Farmland, Dry Land Grazing and Farmland, Licence/Pump Site/Pipeline

Farmland

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category. The estimated yield for this rate is \$344,049

Buronga

- An ordinary rate of 0.00265344 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Buronga, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$260.00) for each assessment. The base amount accounts for 28.73% of the estimated yield for this category. The estimated yield for this rate is \$472,394

Gol Gol

- An ordinary rate of 0.00294698 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Gol Gol, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$260.00) for each assessment. The base amount accounts for 24.33% of the estimated yield for this category. The estimated yield for this rate is \$637,954

Gol Gol East

- An ordinary rate of 0.00281207 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Gol Gol East, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$360.00) for each assessment. The base amount accounts for 22.69% of the estimated yield for this category. The estimated yield for this rate is \$418,946

Pooncarie

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Dareton

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Business Category

Includes all of the lands within the local government area of Wentworth categorised as Business except those parcels of rateable land sub categorised as Business, Mourquong; Business, Trentham Cliffs; Business, Arumpo; Business, Wentworth; Business, Pooncarie (including all of the lands within the locality of Pooncarie sub categorised as Business Pooncarie except those lands within the township of Pooncarie).

Business

- An ordinary rate of 0.00503586 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$270.00) for each assessment. The base amount accounts for 18.01% of the estimated yield for this category. The estimated yield for this rate is \$281,779

Business, Wentworth

- An ordinary rate of 0.00802806 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Wentworth, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/24 rating period, subject to a base amount of (\$270.00) for each assessment. The base amount accounts for 38.08% of the estimated yield for this category. The estimated yield for this rate is \$39,000

Business, Mourquong

- An ordinary rate of 0.16431420 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Mourquong, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$100.00) for each assessment. The base amount accounts for 0.11% of the estimated yield for this category. The estimated yield for this rate is \$270,597

Business, Trentham Cliffs

- An ordinary rate of 0.00469617 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Trentham Cliffs, in accordance with Section 518 of the Local Government Act 1993, be now made for the 2023/2024 rating period, subject to a base amount of (\$120.00) for each assessment. The base amount accounts for 3.93% of the estimated yield for this category. The estimated yield for this rate is \$12,225

Business, Arumpo

- An ordinary rate of 0.06126544 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Arumpo, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$210.00) for each assessment. The base amount accounts for 1.27% of the estimated yield for this category. The estimated yield for this rate is \$82,411

Business, Pooncarie

- An ordinary rate of 0.05876975 cents in the dollar on the land value of all rateable lands with Wentworth Shire Council categorised as Business, sub categorised Pooncarie, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$100.00) for

each assessment. The base amount accounts for 0.02% of the estimated yield for this category. The estimated yield for this rate is \$826,797

- d) That Council resolves to make and levy fees and charges for Sewer Services for the 2023-2024 year as set out in the Annual Statement of Revenue.
- e) That Council resolves to make and levy fees and charges for Water Services for the 2023-2024 year as set out in the Annual Statement of Revenue.
- f) That Council resolves to make and levy a Domestic Waste Management charge for the 2023-2024 year under Section 496 of the *Local Government Act 1993* (NSW) on each parcel of rateable land of which the service is available as set out in the Annual Statement of Revenue.
- g) That Council resolves to fix the Fees and Charges schedule for the 2023-2024 year as set out in the Annual Statement of Revenue.
- h) That Council resolves to charge the maximum interest rate on overdue rates and charges.
- i) That Council resolves to approve Appendix A – Bodies Granted Exemptions automatic fee waiver as part of the 2023-2024 Financial Assistance Program as set out in the Schedule of Fees and Charges.
- j) That Council resolves to approve borrowings for 2023-2024 of \$2,000,000 as outlined in the Annual Statement of Revenue.

Moved Cr. Heywood, Seconded Cr Crisp

CARRIED UNANIMOUSLY

9.7 POLICY APPROVAL

File Number: RPT/23/314

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Simon Rule - Director Finance and Policy

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.2 A strong, responsible and representative government

Summary

The following two (2) policies:

- GOV026 - Child Safety Policy
- PR019 - Conflict of Interest Management Policy for Council-Related Development

Have been placed on public exhibition as required by the *Local Government Act 1993* (NSW) (the Act) and Council's Community Engagement Strategy.

There have been no submissions received during the public exhibition period therefore it is recommendation of the reporting officer that Council formally adopt the new policies.

Recommendation

That Council adopt the following new policies:

- a) GOV026 - Child Safety Policy
- b) PR019 - Conflict of Interest Management Policy for Council-Related Development

Council Resolution

That Council adopt the following new policies:

- a) GOV026 - Child Safety Policy
- b) PR019 - Conflict of Interest Management Policy for Council-Related Development

Moved Cr. MacAllister, Seconded Cr Beaumont

CARRIED UNANIMOUSLY

9.8 MODERN SLAVERY OBLIGATIONS AND POLICY UPDATES

File Number: RPT/23/336

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Deborah Zorzi - Governance Officer

Objective: 4.0 Wentworth Shire is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner

Strategy: 4.2 A strong, responsible and representative government

Summary

On 1 January 2022 the *NSW Modern Slavery Act 2018 (NSW)* commenced. The introduction of this Act was the major recommendation arising out of the 2017 NSW Legislative Council *Select Committee on Human Trafficking in NSW*. Commencement of this Act introduced new obligations for Councils under the *Local Government Act 1993 (NSW)* relating to modern slavery.

Council must now demonstrate by publishing in our annual report, the steps taken to ensure that goods and services procured by and for Council during the financial year were not the product of modern slavery within the meaning of the *Modern Slavery Act 2018 (NSW)*.

'Modern Slavery' is defined in the *Modern Slavery Act 2018 (NSW)* as any conduct constituting a modern slavery offence within the meaning of that Act and any conduct involving the use of any form of slavery, servitude or forced labour to exploit children or other persons taking place in the supply chains of organisations.

Council has revised its Procurement Policy and its Statement of Business Ethics to ensure compliance with the modern slavery legislation. Updating these policies is one of a number of steps being taken by Council to address our obligations under the *Modern Slavery Act 2018 (NSW)*, including reviewing our own operations and supply chains to understand and to address the risks of modern slavery occurring therein, and revising our procurement procedures.

Recommendation

That Council adopts the updated Procurement Policy and Statement of Business Ethics Policy.

Council Resolution

That Council adopts the updated Procurement Policy and Statement of Business Ethics Policy.

Moved Cr. Nichols, Seconded Cr Crisp

CARRIED UNANIMOUSLY

9.9 AF003 REQUESTS FOR FINANCIAL ASSISTANCE

File Number: RPT/23/306

Responsible Officer: Simon Rule - Director Finance and Policy
Responsible Division: Finance and Policy
Reporting Officer: Annette Fraser - Team Leader Customer Service

Objective: 2.0 Wentworth Shire is a great place to live
Strategy: 2.4 A well informed, supported and engaged community

Summary

At the 17 May 2023 Council Meeting following the approval of the most recent round of Financial Assistance requests, Councillor Rodda requested a report on the total amount approved under the program for the financial year to date.

At the June 2022 Council Meeting, Council approved an allocation of \$160,000.00 for the 2022/2023 financial year for consideration by Council, for the funding of requests from the community for financial assistance.

Council approved a budget variation of \$30,000.00 at the 15 February 2023 Council Meeting, increasing the total amount available for 2022/2023 to \$190,000.

In this financial year, \$104,320.00 has been granted to a variety of organisations through the annual fees and charges "Exemptions from the Application" process.

The total value of requests granted under delegated authority to date this financial year is \$3,943.00 and the total value of requests approved by Council equals \$62,173.42.

Total financial assistance amount for the 2022/2023 period, \$170,436.42.

Recommendation

That Council receives and notes the financial assistance requests for the 2022/2023 financial year.

Council Resolution

That Council receives and notes the financial assistance requests for the 2022/2023 financial year.

Moved Cr Beaumont, Seconded Cr. MacAllister

CARRIED UNANIMOUSLY

9.10 A62 ACQUISITION OF LAND FOR PUBLIC ROAD - LINKING ROADS

File Number: RPT/23/330

Responsible Officer: Matthew Carlin - Director Health and Planning
Responsible Division: Health and Planning
Reporting Officer: Hilary Dye - Property and Land Tenure Officer

Objective: 2.0 Wentworth Shire is a great place to live
Strategy: 2.3 To have a safe community

Summary

A Council resolution is required to begin the Compulsory Acquisition of Lots 430 & 431 in Deposited Plan 756961, Lot 7305 in Deposited Plan 1177109 and Lot 201 in Deposited Plan 1252696 at Buronga NSW, from Crown Lands for the registration of three Public Roads, identifies as West Road, Caravan Park Road and Bridge Road.

Recommendation

That Council:

1. Proceeds to acquire the following land by compulsory process under the *Land Acquisition (Just Terms Compensation) Act 1991* by authority contained in the *Roads Act 1993* for the purpose of a public road:
 - a. Proposed Lots 622, 623 & 624 in Deposited Plan 1291097 previously identified as part of Lots 430 & 431 in Deposited Plan 756961
 - b. Lot 620 in Deposited Plan 1291097 previously identified as part Lot 7305 in Deposited Plan 1177109
 - c. Lot 621 & 625 in Deposited Plan 1291097 previously identified as part of Lot 201 in Deposited Plan 1252696
2. Acknowledges that minerals are to be excluded from this acquisition.
3. Acknowledges these acquisitions are not for the purpose of resale.
4. Makes the necessary applications be made to the Minister for Local Government and the Governor.
5. Affixes the Common Seal of Council to all documentation required to be sealed to give effect to this resolution.
6. Permits the General Manager and Mayor be authorised to sign any documentation necessary to complete the acquisitions.
7. Upon acquisition the land is dedicated under S.10 of the Roads Act as a public road.

Council Resolution

That Council:

1. Proceeds to acquire the following land by compulsory process under the *Land Acquisition (Just Terms Compensation) Act 1991* by authority contained in the *Roads Act 1993* for the purpose of a public road:

- a. Proposed Lots 622, 623 & 624 in Deposited Plan 1291097 previously identified as part of Lots 430 & 431 in Deposited Plan 756961
 - b. Lot 620 in Deposited Plan 1291097 previously identified as part Lot 7305 in Deposited Plan 1177109
 - c. Lot 621 & 625 in Deposited Plan 1291097 previously identified as part of Lot 201 in Deposited Plan 1252696
2. Acknowledges that minerals are to be excluded from this acquisition.
 3. Acknowledges these acquisitions are not for the purpose of resale.
 4. Makes the necessary applications be made to the Minister for Local Government and the Governor.
 5. Affixes the Common Seal of Council to all documentation required to be sealed to give effect to this resolution.
 6. Permits the General Manager and Mayor be authorised to sign any documentation necessary to complete the acquisitions.
 7. Upon acquisition the land is dedicated under S.10 of the Roads Act as a public road.

Moved Cr Crisp, Seconded Cr. Heywood

CARRIED UNANIMOUSLY

9.11 DELEGATED AUTHORITY APPROVALS AS AT END OF MAY 2023

File Number: RPT/23/312

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: Kerrie Copley - Planning Officer

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

Strategy: 3.1 Ensure our planning decisions and controls enable the community to benefit from development

Summary

For the month of May 2023, a total of fifteen (15) Development Applications and two (2) S4.55 Modification Applications were determined under delegated authority by the Director Health and Planning.

The estimated value of the determined Development Applications was \$756,727.00. This brings the year to date total to fifty-seven (57) Development Applications and nineteen (19) S4.55 applications approved, with an estimated development value of \$9,064,786.00.

Recommendation

That Council:

- a) Receives and notes the report for the Delegated Authority Approvals for the month of May 2023.
- b) 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) Calls a Division in accordance with S375A of the Local Government Act 1993 (NSW).

Council Resolution

That Council:

- a) Receives and notes the report for the Delegated Authority Approvals for the month of May 2023.
- b) 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) Calls a Division in accordance with S375A of the Local Government Act 1993 (NSW).

Moved Cr Linklater, Seconded Cr Crisp

CARRIED UNANIMOUSLY

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

For the Motion : *Clr.s Beaumont, Crisp, Elstone, Heywood, Linklater, MacAllister, Nichols and Rodda.*

Against the Motion: *Nil.*

9.12 PROJECT & WORKS UPDATE - JUNE 2023

File Number: RPT/23/302

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Jamie-Lee Kelly - Administration Officer

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

Strategy: 3.2 Ensure that community assets and public infrastructure are well maintained

Summary

This report provides a summary of the projects and major works undertaken by the Roads and Engineering Department which have been completed during the months of May/June 2023 and the planned activities for June 2023.

Recommendation

That Council receives and notes the major works undertaken in May/June 2023 and the scheduled works for the following month.

Council Resolution

That Council receives and notes the major works undertaken in May/June 2023 and the scheduled works for the following month.

Moved Cr. MacAllister, Seconded Cr Beaumont

CARRIED UNANIMOUSLY

10 NOTICES OF MOTIONS / QUESTIONS WITH NOTICE

10.1 RECOGNITION OF BRIAN GROGAN OAM AND THE LATE HELEN GROGAN

File Number: RPT/23/299

Council Resolution

That Wentworth Shire Council recognise the contribution of Brian Grogan OAM and the late Helen Grogan in bringing the Junction Island Walking Trail and Confluence Platform to fruition with the placing of an appropriately worded plaque to be mounted on the platform structure.

Moved Cr Beaumont, Seconded Cr. MacAllister

CARRIED UNANIMOUSLY

10.2 TRANSPORTABLE BUILDINGS

Cr Susan Nichols asked if the transportable buildings not being used by Council for the waste stations could be disposed of.

The General Manager advised he will organise appropriate disposal.

Cr Linklater advised at the Carramar Drive User Group meeting the members thanked the Director Health and Planning for his report regarding a second oval.

Cr Linklater advised at the Gol Gol Fire Brigade meeting Steve Walker thanked Council for the work done during the flood.

10.3 BOTTLE BEND TURNING LANE

Cr Daniel Linklater asked for an update on the Bottle Bend turning lane.

Cr MacAllister acknowledged the passing of Murra Wurra Paakantji elder Dorothy Lawson.

I would like to note the passing of a very important lady in the region, she was born under a tree at Lake Victoria, at the age of eight she was moved on with her family from Nulla Station where her Grandfather and Granny Mary Alice Mitchell lived and taken to the mission at Menindee where at the age of eight she watched her baby sister be snatched out of her mums arms and she and her siblings screaming had to stay in gaol for seven days in Menindee. Then she was sent to Cootamundra Girls School where she had a couple of attempts at escaping to get back to her father's country, then at the age of 18 had enough money together to get to Wilcannia by train where she married and spent the rest of her life trying to get back to her father's country. In 1956 her Granny passed in Wilcannia at the age of 104 and they were able to spend the last couple of years of Granny's life together. Her Granny was able to speak to her through an aunty, her language was so strong but little Dotty's language was not so good because everything had been taken from her at a very early age. In 1981 she stood against Council having had her and other families primitive housing bulldozed for the seventh time when she decided enough is enough, it was 2 weeks before the Mbaol claim and the settlement at Namatjira Avenue became established, two years later the Land Council was established to take over that one. She also began a native title claim in 1990 which was then taken from her by others and eventually awarded to the Barkandji Native Title mob. I'm talking of course of Murra Wurra Paakantji elder, the last of her kind Mrs Dorothy Lawson who passed just last week and with respect to her family and all of the work she has done fighting I'm very pleased and proud to announce she has outsmarted the legal system and the Government which has continually dispossessed her, taken her kids from her and continued the intergenerational abuse that has been wrought on

people who have been dispossessed of their country. Unfortunately, she did not pass on the country that she spent her whole life trying to return to, but I do believe she will be laid to rest within Wentworth Shire where she belongs.

10.4 ACKNOWLEDGEMENT OF CORRESPONDENCE

Cr Jo Rodda questioned the process for acknowledgement of correspondence.

The General Manager advised he will look into this operational process.

10.5 UPDATE ON 40KM PROPOSAL FOR WENTWORTH TOWNSHIP

Cr Steve Heywood would like an update on the proposed 40km zone in Wentworth Township through TfNSW.

10.6 DOG WASTE STATIONS

Cr Brian Beaumont requested that the installation of dog waste stations be investigated.

11 CONFIDENTIAL BUSINESS – ADJOURNMENT INTO CLOSED SESSION

Despite the right of members of the public to attend meetings of a council, the council may choose to close to the public, parts of the meeting that involve the discussion or receipt of certain matters as prescribed under section 10A(2) of the Local Government Act.

With the exception of matters concerning particular individuals (other than councillors) (10A(2)(a)), matters involving the personal hardship of a resident or ratepayer (10A(2)(b)) or matters that would disclose a trade secret (10A(2)(d)(iii)), council must be satisfied that discussion of the matter in an open meeting would, on balance, be contrary to the public interest.

The Act requires council to close the meeting for only so much of the discussion as is necessary to preserve the relevant confidentiality, privilege or security being protected. (section 10B(1)(a))

Section 10A(4) of the Act provides that a council may allow members of the public to make representations to or at a meeting, before any part of the meeting is closed to the public, as to whether that part of the meeting should be closed.

Section 10B(4) of the Act stipulates that for the purpose of determining whether the discussion of a matter in an open meeting would be contrary to the public interest, it is irrelevant that:-

- (a) a person may misinterpret or misunderstand the discussion, or
- (b) the discussion of the matter may -
 - (i) cause embarrassment to the council or committee concerned, or to councillors or to employees of the council, or
 - (ii) cause a loss of confidence in the council or committee.

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 PT2223/10 Wentworth Flood Study. (RPT/23/309)

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.

12.2 PT2223/12 Gol Gol Water Treatment Plant - Drainage Works. (RPT/23/333)

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.

12.3 PT2223/15 - Construction of Shared Paths Gol Gol. (RPT/23/332)

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.

12.4 PT2223/04 - Construction of the Buronga Wetlands to Riverfront Shared Path. (RPT/23/303)

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.

Council Resolution

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.

Moved Cr Linklater, Seconded Cr Beaumont

CARRIED UNANIMOUSLY

12 OPEN COUNCIL - REPORT FROM CLOSED COUNCIL

12.1 PT2223/10 WENTWORTH FLOOD STUDY

File Number: RPT/23/309

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: George Kenende - Strategic Planning Officer

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

Strategy: 3.3 Minimise the impact on the natural environment

REASON FOR CONFIDENTIALITY

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.

The General Manager advised that Council in accordance with the provisions of the Local Government (General) Regulation 2005, Section 178(1)(a) accepted the tender from Lyall & Associates to carry out the Riverine Wentworth Flood Study for Contract PT2223/10 in the amount of \$165,050.00 ex GST, and authorised the Mayor and General Manager to sign the contract documentation and affix the council seal.

12.2 PT2223/12 GOL GOL WATER TREATMENT PLANT - DRAINAGE WORKS

File Number: RPT/23/333

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Michael Hilliard - Project Engineer

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

Strategy: 3.2 Ensure that community assets and public infrastructure are well maintained

REASON FOR CONFIDENTIALITY

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.

The General Manager advised that Council in accordance with the provisions of the Local Government (General) Regulation 2021, section 178(1)(b) and 178(3) awarded the tender to Waters Excavations PTY LTD to complete the concrete and drainage works at the Gol Gol Water Treatment Plant for the sum of \$379,136.25 excl GST; and

That Council approved a variation to the 2023/24 Operational Plan to the value of \$417049.88 ex GST which includes a contingency allowance of \$37,913.62, to be funded via the Water Fund.

That Council authorised the Mayor and General Manager to sign the contract documentation and affix the Council Seal.

12.3 PT2223/15 - CONSTRUCTION OF SHARED PATHS GOL GOL

File Number: RPT/23/332

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Ryan Thomson - Project Engineer

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

Strategy: 3.5 Infrastructure meets the needs of our growing Shire

REASON FOR CONFIDENTIALITY

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.

The General Manager advised that Council in accordance with the provisions of the Local Government (General) Regulation 2021, section 178(1)(b) and 178(3) accepted the tender from Oliver Concreting PTY LTD to supply material for and to construct the concrete shared path for the sum of \$298,860 ex GST; and that Council authorised the Mayor and General Manager to sign the contract documentation and affix the Council Seal.

12.4 PT2223/04 - CONSTRUCTION OF THE BURONGA WETLANDS TO RIVERFRONT SHARED PATH

File Number: RPT/23/303

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Ryan Thomson - Project Engineer

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

Strategy: 3.5 Infrastructure meets the needs of our growing Shire

REASON FOR CONFIDENTIALITY

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.

That Council in accordance with the provisions of the Local Government (General) Regulation 2021, section 178(1)(b) and 178(3) accepted the tender from Oliver Concreting PTY LTD to supply material for and to construct the concrete shared path for the sum of \$444,288.00; and that council authorised the mayor and general manager to sign the contract documentation and affix the council seal.

13 CONCLUSION OF THE MEETING

Meeting closed at 8:48PM

NEXT MEETING

19 July 2023

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CHAIR