



**ORDINARY MEETING
MINUTES**

19 JULY 2023

TABLE OF CONTENTS

ITEM	SUBJECT	PAGE NO
1	OPENING OF MEETING	3
2	PRAYER OR ACKNOWLEDGEMENT OF COUNTRY.....	3
3	APOLOGIES AND LEAVE OF ABSENCE.....	3
4	DISCLOSURES OF INTERESTS	3
5	CONFIRMATION OF MINUTES	3
6	OUTSTANDING MATTERS FROM PREVIOUS MEETINGS	4
6.1	Outstanding Matters from Previous Meetings.....	4
7	MAYORAL AND COUNCILLOR REPORTS	5
7.1	Mayoral Report	5
8	REPORTS FROM COMMITTEES	6
9	REPORTS TO COUNCIL	7
9.1	General Managers Report.....	7
9.2	Heritage & History Advisory Committee Expressions of Interest.....	8
9.3	Monthly Finance Report - June 2023	9
9.4	Monthly Investment Report - June 2023.....	10
9.5	TCorp Loan Acceptance	11
9.6	Planning Proposal Application Fee Waiver Request Lots 506, 551, 719 & 719 DP 756961 Dareton	12
9.7	Application for Modification S4.55/2023/021 10A Carbone Court Lot 1 DP 1233515 Buronga.....	13
9.8	Delegated Authority Approvals as at end of June 2023	14
9.9	Update Integrated Water Cycle Management Plan.....	15
9.10	Project & Works Update - July 2023.....	16
10	NOTICES OF MOTIONS / QUESTIONS WITH NOTICE	17
11	CONFIDENTIAL BUSINESS – ADJOURNMENT INTO CLOSED SESSION.....	19
12	OPEN COUNCIL - REPORT FROM CLOSED COUNCIL	21
12.1	Disposal of Council Chambers and Library Building	21
12.2	Plant Replacement - Approval oF Tenders for Replacement of Plant 656 - Toyota Prado - VR2324/678.....	22
12.3	Plant Replacement - Approval OF Tenders for REPlacement of Plant - Multiple Vehicles - VR2324/659,661,667,668,669,672,673	23
12.4	PT2223/11 - Junction Island Bridge Demolition and Installation	24

	12.5 Heritage & History Advisory Committee Expressions of Interest (RPT/23/367)	25
13	CONCLUSION OF THE MEETING	26
	NEXT MEETING	26

1 OPENING OF MEETING

The Mayor opened the meeting with a prayer at 7:00pm

2 PRAYER OR ACKNOWLEDGEMENT OF COUNTRY

PRESENT:

COUNCILLORS: Councillor Brian Beaumont
Councillor Steve Cooper
Councillor Peter Crisp
Councillor Steve Heywood
Councillor Daniel Linklater
Councillor Jane MacAllister
Councillor Susan Nichols
Councillor Jo Rodda

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

3 APOLOGIES AND LEAVE OF ABSENCE

Mayor Elstone on Leave of absence and will be returning on 11 August 2023.

4 DISCLOSURES OF INTERESTS

Councillor Nichols advised that she had a less than significant non-pecuniary interest in Item 9.2 as an applicant is the Treasurer of a sporting club of which she is the president.

Councillor Nichols advised that she had a less than significant non-pecuniary interest in Item 12.1 as she is Power of Attorney for a person who will buy into this establishment and to be transparent she may be seen to be voting an advantage for this person.

5 CONFIRMATION OF MINUTES

Recommendation

That the Minutes of the Ordinary Meeting held 28 June 2023 be confirmed as circulated.

Council Resolution

That the Minutes of the Ordinary Meeting held 28 June 2023 be confirmed as circulated.

Moved Cr. Heywood, Seconded Cr Rodda

CARRIED UNANIMOUSLY

6 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

6.1 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

File Number: RPT/23/443

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. MacAllister, Seconded Cr. Nichols

CARRIED UNANIMOUSLY

7 MAYORAL AND COUNCILLOR REPORTS

7.1 MAYORAL REPORT

File Number: RPT/23/370

Recommendation

That Council

- a) Receives and notes the information contained in the Mayoral report
- b) Resolves that Deputy Mayor Linklater be appointed Acting Mayor for the period 16 July 2023 to 18 August 2023 inclusive

Council Resolution

That Council

- a) Receives and notes the information contained in the Mayoral report
- b) Resolves that Deputy Mayor Linklater be appointed Acting Mayor for the period 16 July 2023 to 11 August 2023 inclusive

Moved Cr Linklater, Seconded Cr Crisp

CARRIED UNANIMOUSLY

Mayoral Minute

That Council propose the following motion to the Western Division of Councils meeting.

Motion: That the Western Division Group of Councils writes to the Minister for the Environment, the Minister for Planning and Public Spaces and the Minister for Regional & Western New South Wales requesting that the Biodiversity Conservation Act 2016 be amended in such a manner as to allow the recommencement of development of housing and industry in Regional NSW, unhindered by the devastating impacts of this Act.

Moved Acting Mayor Linklater

CARRIED UNANIMOUSLY

8 REPORTS FROM COMMITTEES

Cr Nichols provided a verbal report from the Showground User group meeting.

Cr Rodda provided a verbal report regarding WRTI, the Botanical Gardens and the Pooncarie User Group.

Cr Beaumont provided a verbal report from the Wentworth Sporting complex User group meeting.

Council Resolution

That Council receive and note the reports from the Councillors.

Moved Cr. MacAllister, Seconded Cr Cooper

CARRIED UNANIMOUSLY

9 REPORTS TO COUNCIL

9.1 GENERAL MANAGERS REPORT

File Number: RPT/23/371

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 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 23-06
Circular 23-08
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. MacAllister, Seconded Cr Crisp

CARRIED UNANIMOUSLY

At 7:19 pm Councillor Susan Nichols left the Council Chambers.

9.2 HERITAGE & HISTORY ADVISORY COMMITTEE EXPRESSIONS OF INTEREST

File Number: RPT/23/367

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

Council Resolution

That Council consider the expressions of interest in the confidential section of the agenda.

Moved Cr Crisp, Seconded Cr Beaumont

CARRIED UNANIMOUSLY

Summary

By way of a Resolution at the 19 April 2023 Council meeting, Council adopted the terms of reference detailed in the Heritage & History Advisory Committee draft Charter, with endorsement of the objectives, composition of the Committee, and the membership nomination and selection process to enable establishment of the Committee. Cr MacAllister and Cr Nichols were nominated to be the Council delegates with Cr Beaumont to be the alternate representative.

The endorsed selection process for community representation was by way of Expressions of Interest addressing criteria set out therein, with applications closing 5.00 pm Friday 16 June 2023. Three formal applications were received by close of business 16 June 2023.

Four other parties indicated their interest Monday 19 June seeking approval for late submission: three submissions subsequently received. (Whilst one further submission was anticipated (from Barkindji Maraura Elders Environment Team Limited (BMEET) with reference to three representatives from that organisation) it has not been forthcoming.

Recommendation

That Council reviews the submissions received against the criteria described in advertisements for the Expression of Interest and select community representation for the Heritage & History Advisory Committee.

At 07:20 pm Councillor Susan Nichols returned to Council Chambers.

9.3 MONTHLY FINANCE REPORT - JUNE 2023

File Number: RPT/23/430

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 2023 were \$593,303.65. After allowing for pensioner subsidies, the total levies collected are now 92.14%. For comparison purposes 91.56% of the levy had been collected at the end of June 2022. Council currently has \$51,203,070.63 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 Rodda

CARRIED UNANIMOUSLY

9.4 MONTHLY INVESTMENT REPORT - JUNE 2023

File Number: RPT/23/433

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 30 June 2023 Council had \$42 million invested in term deposits and \$9,203,070.63 in other cash investments. Council received \$175,834.45 from its investments for the month of June 2023.

In June 2023 Council investments averaged a rate of return of 4.35% and it currently has \$8,020,023.99 of internal restrictions and \$39,508,489.08 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 Cooper, Seconded Cr. Nichols

CARRIED UNANIMOUSLY

9.5 TCORP LOAN ACCEPTANCE

File Number: RPT/23/432

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

Summary

In February 2023 the Minister for Local Government gave approval for all NSW councils to be able to apply to TCorp for competitive low interest loans subject to TCorp's standard loan application process and lending criteria.

Council's Long Term Financial Plan and the recently approved 2023-2024 Operational Plan identified \$6,000,000 dollars of new loans to finance the following:

- \$4,000,000 to finance Council's commitment to the Wentworth Civic Centre Redevelopment (in October 2022 Council approved \$1,500,000 of loan savings from the Willow Bend Caravan Park project be reallocated to this project); and
- \$2,000,000 to finance new Stormwater Infrastructure projects (the major component of this is the Pink Lake project)

TCorp has approved Council's loan application and it is the recommendation of the reporting officer that Council accept the loan offer from TCorp and delegates authority to the Mayor and the General Manager to sign the loan agreement and affix the Common Seal.

Recommendation

That Council

- Accepts the Loan Offer from NSW TCorp.
- Delegates authority to the Mayor and the General Manager to sign loan documents and affix the Council Seal.

Council Resolution

That Council

- Accepts the Loan Offer from NSW TCorp.
- Delegates authority to the Mayor and the General Manager to sign loan documents and affix the Council Seal.

Moved Cr Crisp, Seconded Cr Rodda

CARRIED UNANIMOUSLY

9.6 PLANNING PROPOSAL APPLICATION FEE WAIVER REQUEST LOTS 506, 551, 719 & 719 DP 756961 DARETON

File Number: RPT/23/373

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

Summary

James Golsworthy Consulting, on behalf of their clients is seeking a waiver of the applicable fee for the lodgment of a planning proposal of \$7,885.90 – see Attachment 1.

Once lodged, the Planning Proposal aims to amend the Minimum Lot Size of Lots 506, 551, 719 & 822 DP 756962 (subject land) from 5000sqm to 3000sqm. This will be subject to a completed planning proposal document and report to Council at a later date.

Recommendation

That Council resolves to waive the LEP Amendment Fee by \$2,628.63, making the lodgement fee payable for the planning proposal \$5,257.26.

Council Resolution

That Council resolves to waive the LEP Amendment Fee by \$2,628.63, making the lodgement fee payable for the planning proposal \$5,257.26.

Moved Cr Crisp, Seconded Cr Cooper

CARRIED

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

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

Against the Motion: ***MacAllister***

9.7 APPLICATION FOR MODIFICATION S4.55/2023/021 10A CARBONE COURT LOT 1 DP 1233515 BURONGA

File Number: RPT/23/375

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: Matthew Carlin - Director Health and Planning

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

Council has received an application for modification S4.55/2023/021 at 10A Carbone Court Lot 1 DP 1233515 Buronga, seeking Council to approve the addition of the swimming pool to the Notice of Determination that was omitted from the previously approved DA2023/024 which granted consent for a dwelling.

Recommendation

That Council

- 1) Approve modification application s4.55/2023/021 for addition of swimming pool subject to conditions
- 2) Call a division in accordance with S375A of the Local Government Act 1993 (NSW).

Council Resolution

That Council

- 1) Approve modification application s4.55/2023/021 for addition of swimming pool subject to conditions
- 2) Call a division in accordance with S375A of the Local Government Act 1993 (NSW).

Moved Cr Crisp, Seconded Cr Rodda

CARRIED UNANIMOUSLY

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

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

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

9.8 DELEGATED AUTHORITY APPROVALS AS AT END OF JUNE 2023

File Number: RPT/23/436

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: Carmel Giugno - Administration 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

THIS ITEM WAS WITHDRAWN FROM THE AGENDA**Summary**

For the month of June 2023, a total of ten (10) Development Applications and three (3) S4.55 Modification Applications were determined under delegated authority by the Director Health and Planning.

The estimated value of the determined Development Applications was \$1,811,704.00. This brings the year to date total to sixty-seven (67) Development Applications and twenty-two (22) S4.55 applications approved, with an estimated development value of \$11,596,490.00.

Recommendation

That Council:

- a) Receives and notes the report for the Delegated Authority Approvals for the month of June 2023.
- b) Publicly notifies the applications as listed in the attachment on the Wentworth Shire Council website.

9.9 UPDATE INTEGRATED WATER CYCLE MANAGEMENT PLAN

File Number: RPT/23/403

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Scott Barnes - Manager Engineering Services

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

All Councils in NSW which are managing water and wastewater are in the process of preparing an Integrated Water Cycle Management Strategy as part of the NSW Government's "Safe and Secure Water Program". The purpose of this program is to identify the high-risk projects and to provide the government support and funding in a timely manner. Every 4 years, the strategy will be reviewed and funding options explored.

Recommendation

That Council receives and notes the report.

Council Resolution

That Council receives and notes the report.

Moved Cr. MacAllister, Seconded Cr Rodda

CARRIED UNANIMOUSLY

9.10 PROJECT & WORKS UPDATE - JULY 2023

File Number: RPT/23/404

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 June 2023 and the planned activities for July 2023.

Recommendation

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

Council Resolution

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

Moved Cr. Nichols, Seconded Cr Cooper

CARRIED UNANIMOUSLY

10 NOTICES OF MOTIONS / QUESTIONS WITH NOTICE

10.1 REPLACEMENT OF QUEEN'S PHOTOS WITH THE KING

Cr Susan Nichols requested that the Queen Elizabeth 11 photos be replaced by the King Charles 111 and Cr MacAllister further requested that the painted portrait of Queen Elizabeth in the Chambers be valued.

10.2 MEDIA SPENDING

Cr Jo Rodda asked that in regard to advertising after speaking with various media outlets, can Council share the media budget around with various media outlets.

10.3 MILDURA WENTWORTH COUNTRY MUSIC FESTIVAL

Cr Jo Rodda asked if there was money put aside in the budget for the Mildura Wentworth Country Music Festival.

The Director of Finance advised that there was money in the budget and also that the Bendigo Bank had provided money to Council toward this event as well.

10.4 DARETON COOMEALLA CENTENARY

Cr Peter Crisp requested if a clean up of the nature strips could occur for the event 25-28 April 2024. Also how can untidy vacant blocks be cleaned up for the event.

Director Health & Planning advised blocks are identified and then the process is commenced with an informal letter then action can be taken under the legislation.

Director Roads & Engineering failing the process that Planning go through Council can undertake a one off clean up in preparation for the event.

Council have offered support to the event for assistance what process is required.

The General Manager asked for an official letter requesting support to Council.

10.5 RISK REGISTER

Cr Brian Beaumont requested that management supply Councillors with a quarterly copy of the Risk Register.

The General Manager advised that he will establish a mechanism to achieve this request.

Council Resolution

That Council accept Cr MacAllister's motion into the formal business.

Moved Cr. MacAllister, Seconded Cr Rodda

CARRIED UNANIMOUSLY

Council Resolution

That Council write to the Water Minister and cc the premier reminding them that despite recent floods state wide water quality still threatens the 250,000 odd head of stock, staff,

residents & communities including first nations cultural activities across the far west. if local government is to continue to provide safe drinkable water to its ratepayers, the NSW government must act more quickly to ensure water quality & equity

Moved Cr. MacAllister, Seconded Cr Rodda

CARRIED UNANIMOUSLY

10.6 NEW FLOOD EVENT

Cr Jo Rodda asked if there will be another flood event.

Cr Crisp advised there is a 40,000 – 50000 ML in the system however Wentworth shouldn't be effected and the volume is a long way from the 220,000ML of last year.

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 Disposal of Council Chambers and Library Building. (RPT/23/427)

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 (d) (iii) information that would, if disclosed, reveal a trade secret. On balance, the public interest in preserving the confidentiality of information about the item outweighs the public interest in maintaining openness and transparency in council decision-making.

12.2 Plant Replacement - Approval of Tenders for Replacement of Plant 656 - Toyota Prado - VR2324/678. (RPT/23/429)

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 Plant Replacement - Approval of Tenders for Replacement of Plant - Multiple Vehicles - VR2324/659,661,667,668,669,672,673. (RPT/23/431)

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 PT2223/11 - Junction Island Bridge Demolition and Installation. (RPT/23/440)

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.

12.5 Heritage & History Advisory Committee Expressions of Interest (RPT/23/367)

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 (a) personnel matters concerning particular individuals (other than councillors)

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. MacAllister, Seconded Cr Crisp

CARRIED UNANIMOUSLY

12 OPEN COUNCIL - REPORT FROM CLOSED COUNCIL

12.1 DISPOSAL OF COUNCIL CHAMBERS AND LIBRARY BUILDING

File Number: RPT/23/427

Responsible Officer: Ken Ross - General Manager
Responsible Division: Office of the General Manager
Reporting Officer: Ken Ross - General Manager

Objective: 2.0 Wentworth Shire is a great place to live
Strategy: 2.2 Work together to solve a range of social and health issues
that impact community wellbeing and vulnerable people

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 (d) (iii) information that would, if disclosed, reveal a trade secret. On balance, the public interest in preserving the confidentiality of information about the item outweighs the public interest in maintaining openness and transparency in council decision-making.

The General Manager advised that Council resolved to dispose of the Council Chambers and Library building Lot 2 Deposited Plan 1227871 by way of private sale to the adjoining land owners based on the Herron Todd White valuation of \$525,000 with the adjoining land owners being Murray House and authorise the Mayor and General Manager to attach the common seal of Council to the contract of sale.

12.2 PLANT REPLACEMENT - APPROVAL OF TENDERS FOR REPLACEMENT OF PLANT 656 - TOYOTA PRADO - VR2324/678

File Number: RPT/23/429

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Samantha Wall - Projects Administration

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

Strategy: 3.4 Use and manage our resources wisely

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 approved the acceptance of the tender from Davison Ford for the supply of a Ford Everest Platinum that meets specification at the price of \$76,971.92 inc GST and accepted the trade price of \$67,000.00 inc GST for the Council owned 2019 Toyota Prado, Registration WSC404, with a total changeover price of \$9,971.92 inc GST

12.3 PLANT REPLACEMENT - APPROVAL OF TENDERS FOR REPLACEMENT OF PLANT - MULTIPLE VEHICLES - VR2324/659,661,667,668,669,672,673

File Number: RPT/23/431

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Samantha Wall - Projects Administration

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

Strategy: 3.4 Use and manage our resources wisely

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

1. That Council accepted the tender from Auto Synergy for the supply of an Isuzu D-Max SX Crew Cab Ute 4x4 for the sum of \$57,096.49 inc GST, and accepted the trade price of \$27,000 inc GST for Council owned 2018 Ford Ranger, Registration WSC427, plant item 659 with a total changeover price of \$30,096.49 inc GST.
2. That Council accepted the tender from Davison Ford for the supply of a Ford Ranger XL Utility for the sum of \$56,965.50 inc GST, and accepted the trade price of \$15,000 inc GST for Council owned 2018 Holden Ute Registration WSC407, plant item 661 with a total changeover price of \$41,965.50 inc GST.
3. That Council accepted the tender from Davison Ford for the supply of a Ford Ranger XL Utility for the sum of \$84,716.42 inc GST, and accepted the trade price of \$22,000 inc GST for Council owned 2018 Ford Ranger, Registration WSC445, plant item 667 with a total changeover price of \$62,716.42 inc GST.
4. That Council accepted the tender from Davison Ford for the supply of a Ford Ranger XL Utility for the sum of \$84,716.42 inc GST, and accepted the trade price of \$22,000 inc GST for Council owned 2018 Ford Ranger, Registration WSC408, plant item 668 with a total changeover price of \$62,716.42 inc GST.
5. That Council accepted the tender from Davison Ford for the supply of a Ford Ranger XL Utility for the sum of \$84,716.42 inc GST, and accepted the trade price of \$32,000.00 inc GST for Council owned 2018 Ford Ranger, Registration WSC421, plant item 669 with a total changeover price of \$52,716.42 inc GST.
6. That Council accepted the tender from Auto Synergy for the supply of an Isuzu DMAX SX Crew Cab 4x4 Utility for the sum of \$69,736.21 inc GST, and accepted the trade price of \$20,000.00 inc GST for Council owned 2019 Holden Colorado, Registration WSC448, plant item 672 with a total changeover price of \$49,736.21 inc GST.
7. That Council accepted the tender from Auto Synergy for the supply of 3 x Isuzu SX 4x4 Utilities for the sum of \$171,289.47 inc GST.

12.4 PT2223/11 - JUNCTION ISLAND BRIDGE DEMOLITION AND INSTALLATION

File Number: RPT/23/440

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Michael Hilliard - Project Engineer

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

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) (a) accepted the tender from Teleo Design Pty Ltd for demolition and installation of Junction Island Bridge in accordance with the Bored Pier alternative and subsequently authorized the Mayor and General Manager to sign the contract documentation and affix the seal for the recommended contractor to carry out all works specified for PT 2223/11 for \$253,482.73 exc GST.

**12.5 HERITAGE & HISTORY ADVISORY COMMITTEE EXPRESSIONS OF INTEREST
(RPT/23/367)**

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 (a) personnel matters concerning particular individuals (other than councillors)

The General Manager advised that the Heritage and History Advisory Committee comprise 5 Community members as well as 2 Councillors and an alternate, the General Manager and the Director of Health & Planning and Council will advise the applicants of the outcome.

13 CONCLUSION OF THE MEETING

The meeting closed at 8:32pm

NEXT MEETING

16 August 2023

.....
CHAIR