



Wentworth

SHIRE COUNCIL

EXTRAORDINARY MEETING MINUTES

9 NOVEMBER 2023

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1 OPENING OF MEETING

The Mayor opened the meeting with a prayer at 5:01pm

2 PRAYER AND ACKNOWLEDGEMENT OF COUNTRY

PRESENT:

COUNCILLORS: Councillor Daniel Linklater
Councillor Steve Cooper
Councillor Peter Crisp
Councillor Tim Elstone
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

Council Resolution

That Council notes the apologies from Cr Beaumont and Cr Heywood.

Moved Cr. Elstone, Seconded Cr Cooper

CARRIED UNANIMOUSLY

4 DISCLOSURES OF INTERESTS

Nil

5 CONFIRMATION OF MINUTES

NOT APPLICABLE

6 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

NOT APPLICABLE

7 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:-

7.1 Beverley Street Wentworth - Urgent Sewer Main Repairs. (RPT/23/731)

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) (i) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it. 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.

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Moved Cr. MacAllister, Seconded Cr. Elstone

CARRIED UNANIMOUSLY

8 OPEN COUNCIL - REPORT FROM CLOSED COUNCIL

7.1 BEVERLEY STREET WENTWORTH - URGENT SEWER MAIN REPAIRS

File Number: RPT/23/731

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: 3.5 Infrastructure meets the needs of our growing Shire

REASON FOR CONFIDENTIALITY

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The General Manager advised that Council in accordance with the provisions of the *Local Government Act 1993* Section 55 Clause (3), accepted the quotation submitted by Waters Excavations Pty Ltd to carry out the urgent repair and replacement works to the Beverley Street Wentworth sewer main in accordance with the submitted schedule of rates at an estimated cost of \$344,997.80 GST Inc.

9 CONCLUSION OF THE MEETING

The meeting closed at 5:17pm.

NEXT MEETING

15 November 2023

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CHAIR