



# **WENTWORTH SHIRE COUNCIL**

## **ORDINARY MEETING MINUTES**

**17 MARCH 2021**

## TABLE OF CONTENTS

ITEM	SUBJECT	PAGE NO
1	OPENING OF MEETING .....	1
2	PRAYER AND ACKNOWLEDGEMENT OF COUNTRY .....	1
3	APOLOGIES AND LEAVE OF ABSENCE.....	1
4	DISCLOSURES OF INTERESTS .....	1
5	CONFIRMATION OF MINUTES .....	1
6	OUTSTANDING MATTERS FROM PREVIOUS MEETINGS .....	2
	6.1 Outstanding Matters from Previous Meetings.....	2
	6.2 Willowbend Caravan Park Update.....	3
7	MAYORAL AND COUNCILLOR REPORTS .....	4
	7.1 Mayoral Report .....	4
8	REPORTS FROM COMMITTEES .....	5
	Nil	
9	REPORTS TO COUNCIL .....	6
	9.1 General Manager's Report .....	6
	9.2 Attendance and Motions at the Murray Darling Association 77th National Conference and Annual General Meeting.....	7
	9.3 Slattery & Johnson Report .....	8
	9.4 Request to Amend the Date of April Ordinary Council Meeting .....	9
	9.5 Monthly Finance Report .....	10
	9.6 Monthly Investment Report .....	11
	9.7 A34 East Wentworth Sewerage Works & Easement Acquisition .....	12
	9.8 Cancellation of the Wentworth District Rowing Club Easter Regatta .....	14
	9.9 New process for lodging Development applications through the Planning Portal.....	15
	9.10 Delegated Authority Approvals as at end of February 2021.....	16
	9.11 Projects and Works Report Update - March 2021 .....	17
10	NOTICES OF MOTIONS / QUESTIONS WITH NOTICE .....	18
11	CONFIDENTIAL BUSINESS – ADJOURNMENT INTO CLOSED SESSION.....	19
12	OPEN COUNCIL - REPORT FROM CLOSED COUNCIL .....	21
	12.1 Construction of Houseboat and Rowing Boat Mooring area, Wentworth Riverfront - PT2021/05 .....	21

12.2 Plant Replacement - Approval of Tenders for Replacement of Plant  
65 - Road Sweeper ..... 22

12.3 Wentworth Sporting Complex Cool Room - Approval of Tenders for  
Disposal ..... 23

12.4 Wentworth Aerodrome Upgrade - Stage 2 - Bitumen, Asphalt and  
Line Marking Works PT2021/06 ..... 24

**13 CONCLUSION OF THE MEETING ..... 25**

**NEXT MEETING ..... 25**

## 1 OPENING OF MEETING

The Mayor opened the meeting with a prayer at 10:07AM

## 2 PRAYER AND ACKNOWLEDGEMENT OF COUNTRY

### PRESENT:

**COUNCILLORS:** Councillor Susan Nichols (Mayor)  
Councillor Tim Elstone (Deputy Mayor)  
Councillor Greg Evans  
Councillor Steve Heywood  
Councillor Don McKinnon (via Video Conference)  
Councillor Peter Nunan  
Councillor Bill Wheeldon OAM

**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 General Manager)  
Chloe Horne (Business Support Officer)  
Sam Wall (Administration Officer Roads & Engineering)

## 3 APOLOGIES AND LEAVE OF ABSENCE

Councillor Jane MacAllister requested a Leave of Absence for this meeting.

### Council Resolution

That Council notes the Leave of Absence Request from Councillor Jane MacAllister for this meeting.

**Moved Cr. Elstone, Seconded Cr. Wheeldon**

**CARRIED**

## 4 DISCLOSURES OF INTERESTS

Nil

## 5 CONFIRMATION OF MINUTES

### Recommendation

That the Minutes of the Ordinary Meeting held 17 February 2021 be confirmed as circulated.

### Council Resolution

That the Minutes of the Ordinary Meeting held 17 February 2021 be confirmed as circulated.

**Moved Cr. Nunan, Seconded Cr. Heywood**

**CARRIED**

## 6 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

### 6.1 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

File Number: RPT/21/152

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

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

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

#### **Summary**

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

#### **Officer Recommendation**

That Council notes the list of outstanding matters as at 9 March 2021.

#### **Council Resolution**

That Council notes the list of outstanding matters as at 9 March 2021.

**Moved Cr. Heywood, Seconded Cr. Nunan**

**CARRIED**

**6.2 WILLOWBEND CARAVAN PARK UPDATE**

File Number: RPT/21/134

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Simon Rule - Director Finance and Policy

Objective: 2.0 Wentworth is a desirable Shire to visit, live, work and invest

Strategy: 2.5 Maintain/create desirable open spaces and recreation facilities

**Summary**

This report responds to an action raised from the Ordinary Council Meeting held on 17 February 2021, item 10.7.

At that meeting Councillor Steve Heywood requested an update on the Willowbend Caravan Park project.

**Recommendation**

That Council notes the report.

**Council Resolution**

That Council notes the report.

**Moved Cr. Heywood, Seconded Cr. Evans**

**CARRIED**

## 7 MAYORAL AND COUNCILLOR REPORTS

### 7.1 MAYORAL REPORT

File Number: RPT/20/857

#### **Recommendation**

That Council notes the information contained in the Mayoral report.

#### **Council Resolution**

That Council notes the information contained in the Mayoral report.

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

**CARRIED**

#### **Mayoral Minute**

That Council request the Electoral Commission to provide costing for the provision of a polling venue in Pooncarie for further consideration by Council.

**Moved Cr Nichols**

**CARRIED**

**8 REPORTS FROM COMMITTEES**

Nil

## 9 REPORTS TO COUNCIL

### 9.1 GENERAL MANAGER'S REPORT

File Number: RPT/20/849

Responsible Officer: Ken Ross - General Manager  
Responsible Division: Office of the General Manager  
Reporting Officer: Chloe Horne - Business Support 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**

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 21-01
2. Meetings  
As listed
3. Upcoming meetings or events  
As listed
4. Other items of note

#### **Recommendation**

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

#### **Council Resolution**

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

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

**CARRIED**

**9.2 ATTENDANCE AND MOTIONS AT THE MURRAY DARLING ASSOCIATION 77TH NATIONAL CONFERENCE AND ANNUAL GENERAL MEETING**

File Number: RPT/21/128

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

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

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

**Summary**

The Murray Darling Association's 77th National Conference and Annual General Meeting is being held from the 16–19 May 2021 in Wentworth. The focus of the Conference is, 'Connectivity: Connecting Council and Catchments'. Traditionally Council nominates its Murray Darling Association representatives to attend the Conference and submits relevant motions for consideration.

**Recommendation**

That Council:

- (a) Determines attendees to the Murray Darling Association's 77<sup>th</sup> National Conference and Annual General Meeting from 16–19 May 2021; and
- (b) Determines motions to be submitted at the Annual General Meeting by 12 April 2021.

**Council Resolution**

That Council:

- (a) Nominates Cr Elstone, Cr MacAllister, Cr Heywood Murray Darling Association delegates and the Mayor and General Manager to attend the Murray Darling Association's 77<sup>th</sup> National Conference and Annual General Meeting from 16–19 May 2021; and
- (b) Determines motions to be submitted at the Annual General Meeting by 12 April 2021.

**Moved Cr. Wheeldon, Seconded Cr. Nunan**

**CARRIED**

**9.3 SLATTERY & JOHNSON REPORT**

File Number: RPT/21/129

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

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

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

**Summary**

At the 19 August 2020 Ordinary Meeting of Council, it was resolved to support a Floodplain Harvesting Project proposal from Slattery & Johnson. Council is now in receipt of the final report.

**Recommendation**

That Council notes the Slattery & Johnson report.

**Council Resolution**

That Council notes the Slattery & Johnson report.

**Moved Cr. McKinnon, Seconded Cr. Nunan**

**CARRIED**

**9.4 REQUEST TO AMEND THE DATE OF APRIL ORDINARY COUNCIL MEETING**

File Number: RPT/21/132

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

Objective: 2.0 Wentworth is a desirable Shire to visit, live, work and invest  
Strategy: 2.1 Grow visitation to the Shire by developing a quality visitor experience and promoting our destination

**Summary**

Six of the eight Councillors have been nominated to attend the Western Division of Councils Conference in Broken Hill from 19-21 April 2021.

The Ordinary Council Meeting is also scheduled for 21 April 2021.

It is proposed that Council consider amending the date of the Ordinary Council Meeting from 21 April 2021 to 14 April 2021 to allow Councillors to attend the Western Division of Councils Conference that is scheduled to be held in Broken Hill on 19-21 April 2021.

**Recommendation**

That Council amend the date of the Ordinary Council Meeting from 21 April 2021 to 14 April 2021.

**Council Resolution**

That Council amend the date of the Ordinary Council Meeting from 21 April 2021 to 14 April 2021.

**Moved Cr. Wheeldon, Seconded Cr. Evans**

**CARRIED**

**9.5 MONTHLY FINANCE REPORT**

File Number: RPT/21/135

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 February 2021 were \$1,212,864.96. After allowing for pensioner subsidies, the total levies collected are now 68.62%. For comparison purposes 67.32% of the levy had been collected at the end of February 2020. Council currently has \$29,400,150.73 in cash and investments.

**Recommendation**

That Council notes the monthly finance report.

**Council Resolution**

That Council notes the monthly finance report.

**Moved Cr. McKinnon, Seconded Cr. Heywood**

**CARRIED**

**9.6 MONTHLY INVESTMENT REPORT**

File Number: RPT/21/144

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Hodi Beauliv - Manager Finance

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

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

**Summary**

As at 28 February 2021 Council had \$18 million invested in term deposits and \$11,408,917.95 in other cash investments. Council received \$18,917.83 from its investments for the month of February 2021.

In February 2021 Council investments averaged a rate of return of 0.51% and it currently has \$6,681,129.01 of internal restrictions and \$15,926,320.72 of external restrictions.

**Recommendation**

That Council notes the monthly investment report.

**Council Resolution**

That Council notes the monthly investment report.

**Moved Cr. Evans, Seconded Cr. Heywood**

**CARRIED**

**9.7 A34 EAST WENTWORTH SEWERAGE WORKS & EASEMENT ACQUISITION**

File Number:	RPT/21/136
Responsible Officer:	Matthew Carlin - Director Health and Planning
Responsible Division:	Health and Planning
Reporting Officer:	Hilary Dye - Property and Land Tenure Officer
Objective:	3.0 Wentworth is a community that works to enhance and protect its physical and natural assets
Strategy:	3.2 Plan for and develop the right assets and infrastructure

**Summary**

Subsequent to a Council resolution passed in January 2018, a new Council report is required to continue the acquisition of the East Wentworth Sewerage Works and easement due to additional land being acquired and a new registered plan of acquisition.

The area of acquisition is Part of Lot 7349 DP1177510, Part of Lot 1 DP762875, Easement for Access 5m wide and Easement for Sewer 5m wide over Lot 7348 DP1177510, being Crown land and by the Compulsory Acquisition Process.

**Recommendation**

1. That Council proceed to acquire Lots 341 and 342 DP1269863, easement for sewer and easement for access shown as A and B in DP1269863, Lots 341 and 342 being part of Lot 7349 Deposited Plan 1177510 and part of Lot 1 Deposited Plan 762875, and the easements affecting Lot 7348 Deposited Plan 1177510.
2. That Lots 341 and 342 DP1269863 and easements A and B in DP1269863 are to be acquired by the compulsory process under the terms of the Land Acquisition (Just Terms Compensation) Act 1991 by authority contained in the Local Government Act 1993, for the purposes of the upgrade of the East Wentworth Sewer Pump Station.
3. That minerals are to be excluded from this acquisition.
4. That the acquisition is not for the purpose of resale.
5. That the necessary applications be made via the Office of Local Government to the Minister for Local Government and the Governor for approval to the compulsory acquisition.
6. That the General Manager be provided with authority to finalise the acquisitions including signing any necessary documentation.
7. That upon acquisition the acquired land becomes classified as Operational land.
8. That the Valuer General be engaged to determine the compensation payable to the owner and interested parties.

**Council Resolution**

1. That Council proceed to acquire Lots 341 and 342 DP1269863, easement for sewer and easement for access shown as A and B in DP1269863, Lots 341 and 342 being part of Lot 7349 Deposited Plan 1177510 and part of Lot 1 Deposited Plan 762875, and the easements affecting Lot 7348 Deposited Plan 1177510.

2. That Lots 341 and 342 DP1269863 and easements A and B in DP1269863 are to be acquired by the compulsory process under the terms of the Land Acquisition (Just Terms Compensation) Act 1991 by authority contained in the Local Government Act 1993, for the purposes of the upgrade of the East Wentworth Sewer Pump Station.
3. That minerals are to be excluded from this acquisition.
4. That the acquisition is not for the purpose of resale.
5. That the necessary applications be made via the Office of Local Government to the Minister for Local Government and the Governor for approval to the compulsory acquisition.
6. That the General Manager be provided with authority to finalise the acquisitions including signing any necessary documentation.
7. That upon acquisition the acquired land becomes classified as Operational land.
8. That the Valuer General be engaged to determine the compensation payable to the owner and interested parties.

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

**CARRIED**

**9.8 CANCELLATION OF THE WENTWORTH DISTRICT ROWING CLUB EASTER REGATTA**

File Number: RPT/21/137

Responsible Officer: Matthew Carlin - Director Health and Planning  
Responsible Division: Health and Planning  
Reporting Officer: Deborah Zorzi - Administration Officer, Health and Planning

Objective: 2.0 Wentworth is a desirable Shire to visit, live, work and invest  
Strategy: 2.5 Maintain/create desirable open spaces and recreation facilities

**Summary**

At the ordinary Council meeting of 16 December 2020 Council resolved to suspend the operation of the alcohol-free zone in the area of Wentworth District Rowing Club and immediate lawn area for this year's event of the Wentworth District Rowing Club Annual Easter Regatta.

Following consultation with Wentworth District Rowing Club and Mildura Rowing Club, Rowing Victoria has moved the location of this year's Easter Regatta from Wentworth to Mildura.

**Recommendation**

That Council note that having regard to the change of location of this year's Easter Regatta, the suspension of the alcohol-free zone in the area of Wentworth District Rowing Club and immediate lawn area is no longer required.

**Council Resolution**

That Council note that having regard to the change of location of this year's Easter Regatta, the suspension of the alcohol-free zone in the area of Wentworth District Rowing Club and immediate lawn area is no longer required.

**Moved Cr. Evans, Seconded Cr. Heywood**

**CARRIED**

**9.9 NEW PROCESS FOR LODGING DEVELOPMENT APPLICATIONS THROUGH THE PLANNING PORTAL**

File Number: RPT/21/138

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: George Kenende - Development Assessment Officer

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

Strategy: 1.2 Encourage and support population growth and resident attraction

**Summary**

In September 2019, a Secretary order was released by the NSW Government requiring that all concurrence and referrals as part of a development application from Wentworth Shire Council to other agencies must be done through the Planning Portal. This was the first part of a process by the NSW State Government to move all Development Applications onto the portal.

On 1 January 2021, Wentworth Shire Council was activated to allow applicants to lodge Development Applications through the portal. Council can still lodge Development Applications received through other mediums (e-mail or hardcopy files over the counter).

From 1 July 2021, all Development Applications including Section 4.55 Modification Applications must be lodged with Wentworth Shire Council through the planning portal. Council will be unable to accept a Development Application lodged through other mediums (e-mail or hardcopy files over the counter).

**Recommendation**

That Council notes the changes that will occur from 1 July 2021 for the lodgement of all Development Applications and Section 4.55 Modification Applications.

**Council Resolution**

That Council notes the changes that will occur from 1 July 2021 for the lodgement of all Development Applications and Section 4.55 Modification Applications.

**Moved Cr. McKinnon, Seconded Cr. Nunan**

**CARRIED**

**9.10 DELEGATED AUTHORITY APPROVALS AS AT END OF FEBRUARY 2021**

File Number: RPT/21/141

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: Kerrie Copley - Administration Officer

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

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

**Summary**

For the month of February 2021, a total of eight Development Applications and four S4.55 Modification Applications were determined under delegated authority by the Director Health and Planning.

The estimated value of the determined developments was \$1,201,370.00. This brings the year to date total to nine Development Applications and five S4.55 Applications approved, with an estimated development value of \$1,212,370.00.

**Recommendation**

That Council:

- a) Receives and notes the report for the month of February 2021; and
- 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.

That a division be called in accordance with S375A of the *Local Government Act 1993 (NSW)*.

**Council Resolution**

That Council:

- a) Receives and notes the report for the month of February 2021; and
- 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.

That a division be called in accordance with S375A of the *Local Government Act 1993 (NSW)*.

**Moved Cr. Nunan, Seconded Cr. Evans**

**CARRIED**

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

***For the Motion :*** ***Clr.s Elstone, Evans, Heywood, McKinnon, Nichols, Nunan and Wheeldon.***

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

**9.11 PROJECTS AND WORKS REPORT UPDATE - MARCH 2021**

File Number: RPT/21/140

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Tarryn Kampman - Coordinator Roads & Engineering

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

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

**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 month of February 2021.

**Recommendation**

That Council notes the major works undertaken for February and the scheduled works for March 2021.

**Council Resolution**

That Council notes the major works undertaken for February and the scheduled works for March 2021.

**Moved Cr. McKinnon, Seconded Cr. Nunan**

**CARRIED**

**10 NOTICES OF MOTIONS / QUESTIONS WITH NOTICE****10.1 CALIFORNIA PUNCTURE WEED**

Councillor Steve Heywood advised that there is a large amount of California Puncture Weed in the Shire, in particular at the George Gordon Oval Netball Courts. He requested that the weed be removed.

**10.2 AMENITIES AT THE LANDFILLS**

Councillor Bill Wheeldon questioned why portable amenities are still regularly being transported to the Landfills.

The General Manager advised that Council has transportable buildings that are being converted to permanent amenities that will be installed at the Landfills in the near future.

**10.3 TRAFFIC COUNTERS ON RENMARK ROAD**

Councillor Bill Wheeldon requested that two traffic counters be set up on Renmark Road, one before the Aerodrome entrance and the other west of Fort Courage.

**10.4 SUBSIDISED WASTE REPORT**

Councillor Peter Nunan requested a report detailing which companies receive a waste subsidy, statistics in terms of how many tonnes the Landfill has received at a subsidised rate, how much Council has subsidised these companies, and the history of the decision to allow companies to discard of their waste at a subsidised fee.

**10.5 TRAFFIC COUNTERS ON RIVER ROAD**

Councillor Susan Nichols requested that the traffic counter data that was captured on River Road over the last few months be shared with Councillors.

## 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 Construction of Houseboat and Rowing Boat Mooring area, Wentworth Riverfront - PT2021/05. (RPT/20/714)**

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 Plant Replacement - Approval of Tenders for Replacement of Plant 65 - Road Sweeper. (RPT/20/795)**

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 Wentworth Sporting Complex Cool Room - Approval of Tenders for Disposal. (RPT/21/130)**

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 Wentworth Aerodrome Upgrade - Stage 2 - Bitumen, Asphalt and Line Marking Works PT2021/06. (RPT/21/131)**

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. Nunan, Seconded Cr. Elstone**

**CARRIED**

*Council moved into closed session at 10:54AM*

*Council resumed into open session at 10:57AM*

**12 OPEN COUNCIL - REPORT FROM CLOSED COUNCIL****12.1 CONSTRUCTION OF HOUSEBOAT AND ROWING BOAT MOORING AREA, WENTWORTH RIVERFRONT - PT2021/05**

File Number: RPT/20/714

Responsible Officer: Geoff Gunn - Director Roads and Engineering  
Responsible Division: Roads and Engineering  
Reporting Officer: Ivan McKenzie - Infrastructure Projects Officer

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

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

**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 accepts the tender from FWG Contracting (Vic) Pty Ltd to carry out the specified works for Contract PT2021/05 in the amount of \$545,545.00 including GST and authorises the Mayor and General Manager to sign the contract documentation and affix the Council Seal.

**12.2 PLANT REPLACEMENT - APPROVAL OF TENDERS FOR REPLACEMENT OF PLANT 65 - ROAD SWEEPER**

File Number: RPT/20/795

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Allan Eastmond - Manager Works

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

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

**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 accepts the tender from Rosmech – Option 2 for the supply of a Hino R6 / FG 1628 – Regenerative Air Sweeper for the total sum of \$373,316.90 inc GST and accepts the trade price of \$44,000.00 inc GST for the Council owned 2014 Schwarze Road Sweeper, plant item 65, with a total changeover price of \$329,316.90.

**12.3 WENTWORTH SPORTING COMPLEX COOL ROOM - APPROVAL OF TENDERS FOR DISPOSAL**

File Number: RPT/21/130

Responsible Officer: Geoff Gunn - Director Roads and Engineering  
Responsible Division: Roads and Engineering  
Reporting Officer: Barbara George - Administration Officer, Roads and Engineering

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

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

**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 accepts the tender from Steven Begg for the total sum of \$2,530.00 inc GST.

**12.4 WENTWORTH AERODROME UPGRADE - STAGE 2 - BITUMEN, ASPHALT AND LINE MARKING WORKS PT2021/06**

File Number: RPT/21/131

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Tarryn Kampman - Coordinator Roads & Engineering

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

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

**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 accepts the tender from Primal Surfacing Pty Ltd to carry out the supply, delivery and placement of bitumen, asphalt and line marking for contract PT2021/06, in the amount of \$782,333.53 including GST and authorises the Mayor and General Manager to sign the contract documentation and affix the Council Seal.

**13 CONCLUSION OF THE MEETING**

The Mayor closed the meeting at 10:59AM

**NEXT MEETING**

21 April 2021

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**CHAIR**