



# **WENTWORTH SHIRE COUNCIL**

## **ORDINARY MEETING MINUTES**

**18 NOVEMBER 2020**

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## 1 OPENING OF MEETING

The Mayor opened the meeting with a prayer at 10:00AM.

## 2 PRAYER OR ACKNOWLEDGEMENT OF COUNTRY

### PRESENT:

**COUNCILLORS:** Councillor Susan Nichols (Mayor)  
Councillor Tim Elstone (Deputy Mayor)  
Councillor Greg Evans  
Councillor Steve Heywood  
Councillor Jane MacAllister  
Councillor Don McKinnon (VC)  
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)

## 3 APOLOGIES AND LEAVE OF ABSENCE

Nil

## 4 DISCLOSURES OF INTERESTS

Councillor Heywood advised that he had a significant non-pecuniary interest in Items 12.7 and 12.8.

Councillor MacAllister advised that he had a less than significant non-pecuniary interest in Item 9.5.

Councillor McKinnon advised that he had a significant non-pecuniary/interest in Items 12.7 and 12.8.

## 5 CONFIRMATION OF MINUTES

### Recommendation

That the Minutes of the Ordinary Meeting held 21 October 2020 be confirmed as circulated.

### Council Resolution

That the Minutes of the Ordinary Meeting held 21 October 2020 be confirmed as circulated.

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

**CARRIED**

**Recommendation**

That the Minutes of the Extraordinary Meeting held 9 November 2020 be confirmed as circulated.

**Council Resolution**

That the Minutes of the Extraordinary Meeting held 9 November 2020 be confirmed as circulated.

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

**CARRIED**

## 6 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

### 6.1 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

File Number: RPT/20/772

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 6 November 2020.

#### **Council Resolution**

That Council notes the list of outstanding matters as at 6 November 2020.

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

**CARRIED**

## **7 MAYORAL AND COUNCILLOR REPORTS**

### **7.1 MAYORAL REPORT**

File Number: RPT/20/699

#### **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. MacAllister, Seconded Cr. Wheeldon**

**CARRIED**

## 8 REPORTS FROM COMMITTEES

### 8.1 INTERNAL AUDIT & RISK MANAGEMENT COMMITTEE

File Number: RPT/20/723

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

A meeting of the Internal Audit & Risk Management Committee was held on 27 October 2020. The Minutes of the meeting are attached to this report for the information of Councillors.

The Committee has requested that the Reporting Officer seeks resolutions of Council on the following:

- approval of the Quarterly Budget Review Statement; and
- adoption of the various policies (attached) endorsed by the Committee.

The Committee has also requested Council notes:

- the quarterly Operational Plan progress report.

#### Officer Recommendation

That Council:

1. Approves the variations to the 2020/21 Operational Plan adopted at the Council meeting on 24 June 2020.
2. Adopts the recommended changes to the following policies:
  - a. Code of Conduct Policy;
  - b. Code of Meeting Practice; and
  - c. Contaminated Land Management Policy (replaced with an Operational Policy).
3. Notes the quarterly progress report against the 2019/20 Operational Plan.
4. Notes the updates on risk management and the 2020 Audit and finalisation of the 2020 Audited Financial Statements from the minutes.

#### Council Resolution

That Council:

1. Approves the variations to the 2020/21 Operational Plan adopted at the Council meeting on 24 June 2020.
2. Adopts the recommended changes to the following policies:
  - a. Code of Conduct Policy;
  - b. Code of Meeting Practice; and
  - c. Contaminated Land Management Policy (replaced with an Operational Policy).

3. Notes the quarterly progress report against the 2019/20 Operational Plan.
4. Notes the updates on risk management and the 2020 Audit and finalisation of the 2020 Audited Financial Statements from the minutes.

**Moved Cr. MacAllister, Seconded Cr. McKinnon**

**CARRIED**

## 9 REPORTS TO COUNCIL

### 9.1 GENERAL MANAGER'S REPORT

File Number: RPT/20/700

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

Nil

2. Meetings

As listed

3. Upcoming meetings or events

As listed

4. Other items of note

Cr Susan Nichols was elected Mayor at an Extraordinary Meeting of Council held 9 November 2020.

#### **Recommendation**

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

#### **Council Resolution**

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

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

**CARRIED**

**9.2 ALL STAFF MEETING**

File Number: RPT/20/715

Responsible Officer: Ken Ross - General Manager  
Responsible Division: Office of the General Manager  
Reporting Officer: Glen Norris - Manager Human Resources

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 purpose of this report is to seek permission from Council to close the Adelaide Street Office, Midway Centre, Depots, Workshop, Landfill sites, Libraries and the Visitor Information Centre on Friday 11 December, 2020 at 1pm for the purpose of an all staff meeting.

**Recommendation**

That Council approve a 1pm closure of the Adelaide Street Office, Midway Centre, Depots, Workshop, Landfill sites, Libraries and the Visitor Information Centre on Friday 11 December 2020 for the purpose of an all staff meeting to be held at the Civic Centre.

**Council Resolution**

That Council approve a 1pm closure of the Adelaide Street Office, Midway Centre, Depots, Workshop, Landfill sites, Libraries and the Visitor Information Centre on Friday 11 December 2020 for the purpose of an all staff meeting to be held at the Civic Centre.

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

**CARRIED**

**9.3 BENDIGO BANK AGENCY AGREEMENT**

File Number:	RPT/20/686
Responsible Officer:	Simon Rule - Director Finance and Policy
Responsible Division:	Finance and Policy
Reporting Officer:	Annette Fraser - Team Leader Customer Service
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**

To encourage more people to use the Midway Service Centre, Council commenced discussions with the Wentworth & District Community Bank and offered our facilities and staff to run a Bendigo Bank Agency.

A detailed risk assessment of our facilities was conducted by Bendigo & Adelaide Bank Limited and approved in September 2019.

An Agency Application was lodged in December 2019 and we received notification in October 2020 that our application to become an agent for the Bendigo Bank was successful.

Bendigo Bank require a resolution from Council approving execution of the Community Bank Agency Agreement by the Mayor and the General Manager.

**Recommendation**

That Council approves the execution of the Community Bank Agency Agreement and delegates authority to the Mayor and General Manager to sign the agreement and affix the Common Seal on behalf of Council.

**Council Resolution**

That Council approves the execution of the Community Bank Agency Agreement and delegates authority to the Mayor and General Manager to sign the agreement and affix the Common Seal on behalf of Council.

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

**CARRIED**

**9.4 REQUEST FOR EXPANDED USE OF MIDWAY BASKETBALL STADIUM**

File Number: RPT/20/716

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

Objective: 4.0 Wentworth is a caring, supportive and inclusive community that is informed and engaged in its future  
Strategy: 4.6 Collaborate with others to achieve desired outcomes for the local community

**Summary**

The Alcheringa Saints Basketball Club is the major user of the Midway Centre Stadium. The current Regular Use Agreement permits 21.5 hours of use per week over seven (7) days. The club is requesting that this be increased by 7.5 hours per week to a weekly total of 29 hours.

**Recommendation**

That Council amends the Regular Use Agreement for the Alcheringa Basketball Club to include an additional 7.5 hours per week at the discounted charge of an additional \$1,750.00 per annum.

**Council Resolution**

That Council amends the Regular Use Agreement for the Alcheringa Basketball Club to include an additional 7.5 hours per week at the discounted charge of an additional \$1,750.00 per annum.

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

**CARRIED**

*At 10:09 am Councillor Jane MacAllister left the meeting room.*

*At 10:09 am Councillor Tim Elstone left the meeting room.*

**9.5 AF003 REQUESTS FOR FINANCIAL ASSISTANCE**

File Number: RPT/20/719

Responsible Officer: Simon Rule - Director Finance and Policy  
Responsible Division: Finance and Policy  
Reporting Officer: Shenay Harris - Coordinator Finance and Policy

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**

Council has provided an allocation of \$187,000.00 (inclusive of GST) for the 2020/21 financial year for the consideration by Council, for the funding of requests from the community for financial assistance. In this financial year, \$99,401.00 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 so far for this financial year totals \$8,480.72.

The total value of requests for this November 2020 funding application period totals \$1,692.58, which if granted in full, would leave a balance in the Donations, Contributions and Grants fund of \$77,425.70.

**Recommendation**

That Council having considered the current requests for financial assistance, makes appropriate recommendations on the level of funding to be provided to each of these applications, from the Donations, Contributions and Grants program.

**Council Resolution**

That Council grants the requests for financial assistance to be funded from the Donations, Contributions and Grants program as listed.

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

**CARRIED**

*At 10:11 am Councillor Jane MacAllister returned to the meeting room.*

*At 10:11 am Councillor Tim Elstone returned to the meeting room.*

**9.6 MONTHLY FINANCE REPORT**

File Number: RPT/20/735

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 October 2020 were \$484,698.07. After allowing for pensioner subsidies, the total levies collected are now 43.6%. For comparison purposes 41.86% of the levy had been collected at the end of October 2019. Council currently has \$29,146,263.51 in cash and investments.

**Recommendation**

That Council notes the monthly finance report.

**Council Resolution**

That Council notes the monthly finance report.

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

**CARRIED**

**9.7 MONTHLY INVESTMENT REPORT**

File Number: RPT/20/726

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 31 October 2020 Council had \$24 million invested in term deposits and \$4 million in other cash investments. Council received \$24,287.68 from its investments for the month of October 2020.

In October 2020 Council investments averaged a rate of return of 0.85% and it currently has \$8,466,832.09 of internal restrictions and \$14,470,914.53 of external restrictions.

**Recommendation**

That Council notes the monthly investment report.

**Council Resolution**

That Council notes the monthly investment report.

**Moved Cr. McKinnon, Seconded Cr. MacAllister**

**CARRIED**

**9.8 A47 CROWN LAND ACQUISITION FOR PUBLIC ROAD - IGA SERVICE ROAD**

File Number: RPT/20/701

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

A Council Resolution is required to commence the acquisition of Crown Land being part of Lot 7011 DP 1045202 & part of Lot 7001 DP 1118958 at Gol Gol, Buronga, NSW (part of Carramar Drive Sporting Reserve R91386) for public road and sewer infrastructure.

**Recommendation**

1. That Council proceed to acquire part of Lot 7011 DP 1045202 & part of Lot 7001 DP1118958 by the compulsory process under the Land Acquisition (Just Terms Compensation) Act 1991 (NSW) and by authority contained in the Local Government Act 1993 (NSW).
2. That the land is to be acquired for the public purpose of public road and sewer infrastructure
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 to the NSW Minister for Local Government and the Governor of NSW for approval to compulsorily acquire the Crown land for the public purpose
6. That compensation is paid to Crown Lands and any other party with an interest in the land as determined by the Valuer General of NSW.
7. That the land is classified as operational land upon acquisition.
8. That the General Manager be authorised to approve and sign the Acquisition Notice for publication in the NSW Government Gazette which will acquire the land.

**Council Resolution**

1. That Council proceed to acquire part of Lot 7011 DP 1045202 & part of Lot 7001 DP1118958 by the compulsory process under the Land Acquisition (Just Terms Compensation) Act 1991 (NSW) and by authority contained in the Local Government Act 1993 (NSW).
2. That the land is to be acquired for the public purpose of public road and sewer infrastructure
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 to the NSW Minister for Local Government and the Governor of NSW for approval to compulsorily acquire the Crown land for the public purpose
6. That compensation is paid to Crown Lands and any other party with an interest in the land as determined by the Valuer General of NSW.
7. That the land is classified as operational land upon acquisition.
8. That the General Manager be authorised to approve and sign the Acquisition Notice for publication in the NSW Government Gazette which will acquire the land.

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

**CARRIED**

**9.9 LAND ACQUISITION A55 EXTENSION DRAINAGE BASIN 4**

File Number: RPT/20/702

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

A Council Resolution is required to commence the acquisition of Crown Land being Lot 7313 DP 1177383 at Gol Gol, NSW for the purpose of stormwater drainage extension to Drainage Basin 4.

**Recommendation**

1. That Council proceed to acquire Lot 7313 DP 1177383 by the compulsory process under the terms of the Land Acquisition (Just Terms Compensation) Act 1991 (NSW) and by authority contained in the Local Government Act 1993 (NSW)
2. That the land is to be acquired for the public purpose of a drainage basin and associated stormwater infrastructure
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 to the NSW Minister for Local Government and the NSW Governor for approval to compulsorily acquire the Crown land for the public purpose
6. That post acquisition, the land be classified as Operational Land
7. That the Common Seal of Wentworth Shire Council be affixed to all documentation required to be sealed to give effect to this resolution and that Mayor and General Manager be delegated to sign any related documents.

**Council Resolution**

1. That Council proceed to acquire Lot 7313 DP 1177383 by the compulsory process under the terms of the Land Acquisition (Just Terms Compensation) Act 1991 (NSW) and by authority contained in the Local Government Act 1993 (NSW)
2. That the land is to be acquired for the public purpose of a drainage basin and associated stormwater infrastructure
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 to the NSW Minister for Local Government and the NSW Governor for approval to compulsorily acquire the Crown land for the public purpose

6. That post acquisition, the land be classified as Operational Land
7. That the Common Seal of Wentworth Shire Council be affixed to all documentation required to be sealed to give effect to this resolution and that Mayor and General Manager be delegated to sign any related documents.

**Moved Cr. Elstone, Seconded Cr. Evans**

**CARRIED**

**9.10 LAND ACQUISITION - A45 DARETON DRAINAGE ACCESS**

File Number:	RPT/20/703
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**

A Council Resolution is required to commence the acquisition of Crown Land, being Lot 395 DP 1216729 at Dareton, Wentworth NSW, for the purpose of access to essential stormwater infrastructure.

**Recommendation**

1. That Council proceed to acquire Lot 395 DP 1216729 by the compulsory process under the terms of the Land Acquisition (Just Terms Compensation) Act 1991 (NSW) and by authority contained in the Local Government Act 1993 (NSW)
2. That the land is to be acquired for the public purpose of access to essential stormwater infrastructure
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 to the NSW Minister for Local Government and the Governor of NSW for approval to compulsorily acquire the Crown land for the public purpose
6. That compensation is paid to Crown Lands for the acquisition of the subject land as determined by the Valuer General of NSW
7. That post acquisition, the land be classified as Operational Land
8. That the Common Seal of Wentworth Shire Council be affixed to all documentation required to be sealed to give effect to this resolution and that Mayor and General Manager be delegated to sign any related documents.

**Council Resolution**

1. That Council proceed to acquire Lot 395 DP 1216729 by the compulsory process under the terms of the Land Acquisition (Just Terms Compensation) Act 1991 (NSW) and by authority contained in the Local Government Act 1993 (NSW)
2. That the land is to be acquired for the public purpose of access to essential stormwater infrastructure
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 to the NSW Minister for Local Government and the Governor of NSW for approval to compulsorily acquire the

Crown land for the public purpose

6. That compensation is paid to Crown Lands for the acquisition of the subject land as determined by the Valuer General of NSW
7. That post acquisition, the land be classified as Operational Land
8. That the Common Seal of Wentworth Shire Council be affixed to all documentation required to be sealed to give effect to this resolution and that Mayor and General Manager be delegated to sign any related documents.

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

**CARRIED**

**9.11 DISPOSAL OF RIVERFRONT PARCELS PROJECT**

File Number: RPT/20/630

Responsible Officer: Matthew Carlin - Director Health and Planning  
Responsible Division: Health and Planning  
Reporting Officer: Michele Bos - Strategic Development Officer

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**

A recent amendment to the Wentworth LEP 2011 finalised the reclassification of 20 riverfront parcels from community to operational land. The finalisation of this amendment allows Council to proceed with the disposal of these parcels of land.

This report provides Council with details of how the disposal process will be undertaken and the costs applicable to purchasing the lots or portions thereof.

The report also seeks Council's endorsement as to decisions to be made when determining the parties to be involved in the disposal of the parcels and the alignment of the title boundaries.

**Recommendation**

That Council:

1. Rescind resolutions a) and d) of RPT/16/1317 from the Ordinary Meeting held 16 November 2016.
2. Determine that where multiple landholders are affected, that all applicable parties are to obtain the adjacent portion of the parcel or the disposal does not proceed.
3. Undertake the responsibility of determining boundary alignments of riverfront parcels where there are multiple landholders involved.

**Council Resolution**

That Council:

1. Rescind resolutions a) and d) of RPT/16/1317 from the Ordinary Meeting held 16 November 2016.
2. Determine that where multiple landholders are affected, that all applicable parties are to obtain the adjacent portion of the parcel or the disposal does not proceed.
3. Undertake the responsibility of determining boundary alignments of riverfront parcels where there are multiple landholders involved.

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

**CARRIED**

*At 10:20 am Councillor Don McKinnon left the meeting room.*

**9.12 JEWEL MARKET PLANNING PROPOSAL, LOT 3 DP 1216096, STURT HIGHWAY, GOL GOL**

File Number: RPT/20/694

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: Michele Bos - Strategic Development 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**

Council has received advice from the Department of Planning, Industry and Environment (DPIE) that in July 2020 the NSW Premier announced the Planning System Acceleration Program to reform the NSW planning system. The reforms mandate all Planning Proposals that have been in the system for four (4) or more years to be completed by 31 December 2020.

The Jewel Market Planning Proposal received a Gateway Determination to proceed in September 2015. Due to a condition of the Gateway Determination remaining unsatisfied to date, the Planning Proposal has been unable to progress to community and state agency consultation.

This report seeks a resolution of Council to withdraw the Planning Proposal until such time as the condition of the Gateway Determination can be satisfied.

**Recommendation**

That Council resolves to advise the Minister for Planning and Public Spaces that the Jewel Market Planning Proposal is to be withdrawn in accordance with Section 3.35(4) of the *Environmental Planning and Assessment Act 1979*.

**Council Resolution**

That Council resolves to advise the Minister for Planning and Public Spaces that the Jewel Market Planning Proposal is to be withdrawn in accordance with Section 3.35(4) of the *Environmental Planning and Assessment Act 1979*.

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

**CARRIED**

**9.13 DEVELOPMENT APPLICATION 2020/128 SWIMMING POOL 185 BOEILL CREEK ROAD LOT 1 DP 1215859 BOEILL CREEK**

File Number: RPT/20/750

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**

A Development Application (DA) (DA2020/128) has been received by Council for a swimming pool to be located at 185 Boeill Creek Road Lot 1 DP 1215859 Boeill Creek (the subject site).

The site falls under the RU1 Primary Production zone and in accordance with the *Wentworth Local Environmental Plan 2011* (WLEP 2011), swimming pools are permissible with consent in that zone as they can be classified as ancillary development to existing dwellings.

**Recommendation**

- 1) That Council, having considered the content of this report, resolves to issue development approval for DA2020/128 being a swimming pool located at 85 Boeill Creek Road Lot 1 DP 1215859 Boeill Creek.
- 2) That a division be called in accordance with s375A of the Local Government Act 1993 (NSW).

**Council Resolution**

- 1) That Council, having considered the content of this report, resolves to issue development approval for DA2020/128 being a swimming pool located at 85 Boeill Creek Road Lot 1 DP 1215859 Boeill Creek.
- 2) That a division be called in accordance with s375A of the Local Government Act 1993 (NSW).

**Moved Cr. Wheeldon, 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, MacAllister, Nichols, Nunan and Wheeldon.***

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

**9.14 DELEGATED AUTHORITY APPROVALS AS AT END OF OCTOBER 2020**

File Number: RPT/20/737

Responsible Officer: Matthew Carlin - Director Health and Planning  
Responsible Division: Health and Planning  
Reporting Officer: Nicky Meredith - Coordinator Health and Planning

Objective: 1.0 Wentworth is a vibrant, growing and thriving Shire  
Strategy: 1.1 Grow the potential for business and industry to develop and expand

**Summary**

For the month of October 2020, a total of 15 Development Applications and one S4.55 Modification Applications were determined under delegated authority by the Director Health and Planning.

The estimated value of the determined developments was \$1,627,002.00. This brings the year to date total to 138 Development Applications and 31 S4.55 Applications approved, with an estimated development value of \$29,082,013.00.

**Recommendation**

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

**Council Resolution**

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

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

**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, MacAllister, Nichols, Nunan and Wheeldon.***

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

**9.15 PROJECT AND WORKS REPORT UPGRADE - NOVEMBER 2020**

File Number: RPT/20/713

Responsible Officer: Geoff Gunn - Director Roads and Engineering  
Responsible Division: Roads and Engineering  
Reporting Officer: Tarryn Kampman - Administration Officer

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

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

**Summary**

This report provides a summary of the major works undertaken by the Roads and Engineering Department which have been completed during the month of October 2020.

**Recommendation**

That Council notes the major works undertaken for October and the proposed works for November 2020.

**Council Resolution**

That Council notes the major works undertaken for October and the proposed works for November 2020.

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

**CARRIED**

*At 10:24 am Councillor Don McKinnon returned to the meeting room.*

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

**10.1 UPDATE AERODROME FENCE**

Cr Peter Nunan requested an update on the aerodrome fence issue.

The General Manager advised Council is awaiting expert advice.

**10.2 WELCOME SIGNAGE AT WENTWORTH**

Cr Bill Wheeldon asked if the sign on the Broken Hill entrance to Wentworth on the Silver City Highway could be updated.

The General Manger advised that Tourism signage will be part of a review through the Manager of Tourism and Promotion.

## 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 Mourquong Filtered Water. (RPT/20/690)**

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).

#### **12.2 Plant Replacement - Approval of Tenders for Replacement of Plant 658 - Ranger. (RPT/20/706)**

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 651 Mazda BT50 and Plant 652 Mazda BT50. (RPT/20/707)**

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) (ii) information that would, if disclosed, confer a commercial advantage on a competitor of the council. 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.

#### **12.4 Plant Replacement - Approval of Tenders for Replacement of Plant 904 Triton Utility and 905 Triton Utility. (RPT/20/708)**

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.

#### **12.5 Plant Replacement - Approval of Tenders for Replacement Plant 653, 654 & new pool vehicle. (RPT/20/709)**

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.

#### **12.6 Panel Contract - Supply of Road Construction Materials PC2021/03.**

**(RPT/20/712)**

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.

**12.7 Panel Contract - Supply of Building Trades, Professional & Consultation Services PC2021/01. (RPT/20/710)**

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.

**12.8 Panel Contract - Hire of Construction Plant & Equipment PC2021/02. (RPT/20/711)**

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.

**12.9 PT2021/04 - Buronga Riverfront Nature Play Area. (RPT/20/742)**

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.

**12.10 PT2021/02 & PT2021/03 - Construction of Concrete Shared Paths in Buronga / Gol Gol. (RPT/20/741)**

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. MacAllister, Seconded Cr. Nunan**

**CARRIED**

## 12 OPEN COUNCIL - REPORT FROM CLOSED COUNCIL

### 12.1 MOURQUONG FILTERED WATER

File Number: RPT/20/690

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Geoff Gunn - Director Roads and Engineering

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

Strategy: 3.1 Promote the efficient delivery of water supply, sewer and drainage services for the long term interests of future generations

#### **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 (a) personnel matters concerning particular individuals (other than councillors).*

The General Manager advised that Council endorsed the proposal to proceed with the installation of a 150mm filtered water main in Mourquong, with the project to be funded as follows:

- 1) Council to approve an additional amount of \$103,000 from the water fund to be added to the current 2020/21 budgeted amount of \$50,000 to cover the total cost of the project
- 2) Increase the revenue budget by \$80,000 to reflect the contribution of:
  - a. nine property owners who have committed to pay \$7,273 per property
  - b. one property owner to be offered the opportunity of a payment plan to connect in, subject to contribution of \$7,273 plus CPI increase
  - c. one other property owner to confirm acceptance of the proposal subject to the current sale of their property

**12.2 PLANT REPLACEMENT - APPROVAL OF TENDERS FOR REPLACEMENT OF PLANT 658 - RANGER**

File Number: RPT/20/706

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 accepted the tender from Davison Ford for the supply of one 2020 Ford Ranger XL 4x4 Dual Cab Utility for the sum of \$57,621.13 inc GST and accept the trade price of \$29,390 inc GST for the Council owned Ford Ranger, plant item 658 with a changeover price of \$28,231.13 inc GST.

**12.3 PLANT REPLACEMENT - APPROVAL OF TENDERS FOR REPLACEMENT OF PLANT 651 MAZDA BT50 AND PLANT 652 MAZDA BT50**

File Number: RPT/20/707

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 (d) (ii) information that would, if disclosed, confer a commercial advantage on a competitor of the council. 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 accepted the tender from Davison Ford for the supply of two Ford Ranger XL 4x2 utilities for the total sum of \$93,118.62 inc GST, and accept the trade price of \$51,380.00 inc GST for the Council owned Mazda BT50s, plant item 651 and plant item 652 with a total changeover price of \$41,738.62.

**12.4 PLANT REPLACEMENT - APPROVAL OF TENDERS FOR REPLACEMENT OF PLANT 904 TRITON UTILITY AND 905 TRITON UTILITY**

File Number: RPT/20/708

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 (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.*

The General Manager advised that Council accepted the tender from Davison Ford for the supply of one Ford Ranger XL Super CC 4x4 Utility and one Ford Ranger XL 4x4 Utility for the total sum of \$95,698.56 inc GST and accept the trade price of \$39,380.00 inc GST for the 2 Council owned 2014 Mitsubishi Triton Utilities – Plant 904 and 905 with a total changeover price of \$56,318.56.

**12.5 PLANT REPLACEMENT - APPROVAL OF TENDERS FOR REPLACEMENT  
PLANT 653, 654 & NEW POOL VEHICLE**

File Number: RPT/20/709

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 accepted the tender from Davison Ford for the supply of 3 x 2020 Ford Ranger XL Dual Cab 4x4 Utilities for the sum of \$159,696.36 inc GST, and accept the trade price of \$60,380 inc GST for the two Council owned 2016 Mazda BT50, plant items 653 & 654 with a total changeover price of \$99,316.36 inc GST.

**12.6 PANEL CONTRACT - SUPPLY OF ROAD CONSTRUCTION MATERIALS  
PC2021/03**

File Number: RPT/20/712

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Geoff Gunn - Director 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 accepted the Panel Contract for the supply of Road Construction Materials – PC2021/03 for a 12-month period.

**12.7 PANEL CONTRACT - SUPPLY OF BUILDING TRADES, PROFESSIONAL & CONSULTATION SERVICES PC2021/01**

File Number: RPT/20/710

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Geoff Gunn - Director 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 accepted the Panel Contract for the provision of Building Trades, Professional & Consultation Services for a 12-month period.

**12.8 PANEL CONTRACT - HIRE OF CONSTRUCTION PLANT & EQUIPMENT  
PC2021/02**

File Number: RPT/20/711

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Geoff Gunn - Director 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 accepted the Panel Contract for the provision of Hire of Construction Plant & Equipment for a 12-month period.

**12.9 PT2021/04 - BURONGA RIVERFRONT NATURE PLAY AREA**

File Number: RPT/20/742

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Taygun Saritoprak - Project Officer

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

**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 Oasis Unmatched Pty Ltd and subsequently authorise the Mayor and General Manager to sign the contract documentation and affix the seal for the recommended contractor to carry out softscape works specified in PT2021/04 for \$226,121.50 GST inclusive, and renegotiate the hardscape components to an upper limit of \$110,000.00 GST inclusive.

**12.10 PT2021/02 & PT2021/03 - CONSTRUCTION OF CONCRETE SHARED PATHS IN BURONGA / GOL GOL**

File Number: RPT/20/741

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Taygun Saritoprak - Project 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 in accordance with the provisions of the Local Government (General) Regulation 2005, Section 178(1) (a) accepts the tender from Roger Bath Concreting Pty Ltd and subsequently authorise 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 PT2021/02 in Gol Gol for \$176,108.75 GST inclusive, and PT2021/03 in Buronga for \$137,391.25 GST inclusive.

**13 CONCLUSION OF THE MEETING**

Mayor Nichols closed the meeting at 10:51AM.

**NEXT MEETING**

16 December 2020

.....  
**CHAIR**