



**ORDINARY MEETING
MINUTES**

13 DECEMBER 2023

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1 OPENING OF MEETING

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

2 PRAYER OR ACKNOWLEDGEMENT OF COUNTRY

PRESENT:

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

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

3 APOLOGIES AND LEAVE OF ABSENCE

Council Resolution

That Council grants the Leave of Absence Request from Cr Heywood for this meeting, Cr Linklater for the period 21 December 2023 to 7 January 2024 and Cr Crisp for the period 18 December 2023 to 28 December 2023

Moved Cr.Elstone Second Cr Rodda

CARRIED UNANIMOUSLY

4 DISCLOSURES OF INTERESTS

Councillor Crisp advised that he had a pecuniary interest in Item 12.1 as he is an employee of a tender Panel Contract supplier, Nifty Engineering.

Councillor Rodda advised that she had a significant pecuniary interest in Item 9.3 as she has a financial involvement as event coordinator for the Wentworth Regional Community Project Association.

Councillor Beaumont advised that he had a less than significant non-pecuniary interest in Item 9.3 as he is the President of Wentworth Regional Tourism Inc who provided a letter of support

5 CONFIRMATION OF MINUTES

Recommendation

That the Minutes of the Ordinary Meeting held 15 November 2023 be confirmed as

circulated.

Council Resolution

That the Minutes of the Ordinary Meeting held 15 November 2023 be confirmed as circulated.

Moved Cr. MacAllister, Seconded Cr Cooper

CARRIED UNANIMOUSLY

Council Resolution

That Standing Orders be suspended for the purpose of a Public Forum in regard to Item 9.10.

Moved Cr. MacAllister, Seconded Cr Crisp

CARRIED UNANIMOUSLY

Mrs Joan Smith spoke against Item 9.10.

Andrew Mason spoke for Item 9.10.

Jeff Woodroffe spoke against Item 9.10.

Ian Hazeldene spoke for Item 9.10.

John Raven spoke against Item 9.10.

James Golsworthy spoke for Item 9.10.

Council Resolution

That Standing Orders be resumed and we move back into Ordinary Council.

Moved Cr. MacAllister, Seconded Cr Crisp

CARRIED UNANIMOUSLY

6 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

6.1 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

File Number: RPT/23/766

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

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

Strategy: 4.2 A strong, responsible and representative government

Summary

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

Officer Recommendation

That Council receives and notes the list of outstanding matters as at 6 December 2023.

Council Resolution

That Council receives and notes the list of outstanding matters as at 6 December 2023.

Moved Cr Cooper, Seconded Cr Beaumont

CARRIED UNANIMOUSLY

7 MAYORAL AND COUNCILLOR REPORTS

7.1 MAYORAL REPORT

File Number: RPT/23/767

Recommendation

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

Council Resolution

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

Moved Cr Linklater, Seconded Cr. Nichols

CARRIED UNANIMOUSLY

Cr Linklater gave a verbal report regarding the Murray Darling Association Region 4 Meeting.

Cr Linklater congratulated Susey from Gyndarna Preschool on 40 years service.

**7.2 WILLANDRA LAKES REGION WORLD HERITAGE ADVISORY COMMITTEE
MEETING REPORT OCTOBER 2023**

File Number: RPT/23/804

Summary

The Willandra Lakes Region World Heritage Advisory Committee held their meeting on 4 and 5 October 2023. Councillor MacAllister is the Local Government representative for the committee and has provided a copy of the committee's report.

Recommendation

That the information contained in the report provided by Councillor MacAllister be noted.

Council Resolution

That the information contained in the report provided by Councillor MacAllister be noted.

Moved Cr. MacAllister, Seconded Cr Rodda

CARRIED UNANIMOUSLY

**7.3 AUSTRALIA COMMUNITY ACHIEVEMENT AWARDS - BOTTLE BEND RESERVE
LAND MANAGER FINALIST**

File Number: RPT/23/806

Summary

Councillor MacAllister attended the NSW/ACT Community Achievement Awards presentation in Sydney 25 November 2023 on behalf of the Bottle Bend Land Manager Committee of which she is the Council representative.

Recommendation

That the information contained in the report from Councillor MacAllister be noted.

Council Resolution

That the information contained in the report from Councillor MacAllister be noted.

Moved Cr. MacAllister, Seconded Cr. Nichols

CARRIED UNANIMOUSLY

Cr Nichols gave a verbal report regarding the Pomona School presentation.

Cr Nichols gave a verbal report regarding the Wentworth Christmas markets.

Cr Nichols gave a verbal report regarding the Dareton Markets.

Cr Nichols gave a verbal report regarding the staff presentations.

Cr Rodda gave a verbal report regarding the staff presentations.

Australian Inland Botanic Gardens & Wentworth Regional Tourism Inc held their Annual General Meetings. Australian Inland Botanic Gardens masterplan document was presented.

Cr Beaumont gave a verbal report regarding the Wentworth Regional Tourism Inc Annual General meeting.

Cr Crisp gave a verbal report that he attended the Men in Shed Christmas function and the Dareton Primary School presentation.

8 REPORTS FROM COMMITTEES

8.1 AUDIT, RISK AND IMPROVEMENT COMMITTEE

File Number: RPT/23/752

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Simon Rule - Director Finance and Policy

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

Strategy: 4.2 A strong, responsible and representative government

Summary

A meeting of the Audit, Risk and Improvement Committee were held on 16 October 2023 and 3 November 2023 and the draft Minutes for each meeting have been separately circulated for the information of Councillors.

The Committee considered the following item of business:

- Review of Draft Annual Financial Statements
- Audit Office of NSW Update
- Quarterly Fraud Report
- Proposed Project & Contract Management Internal Audit Scope of Works
- Audit Committee Self-Assessment Review
- Procurement Review Action Plan Update
- 2023-2024 Work Plan
- Quarterly Operational Plan Progress Report
- Quarterly Budget Review – Fourth Quarter 2022-2023
- Roads & Engineering Overview.

Officer Recommendation

That Council:

- a) That Council receives and notes the draft minutes of the Audit, Risk and Improvement Committee Meetings held on 16 October 2023 and 3 November 2023.
- b) That Council approve the request from the Committee for an additional \$14,000 to be allocated so that the Project & Contract Management Internal Audit can be undertaken in 2023-2024 financial year.

Council Resolution

That Council:

- a) That Council receives and notes the draft minutes of the Audit, Risk and Improvement Committee Meetings held on 16 October 2023 and 3 November 2023.
- b) That Council approve the request from the Committee for an additional \$14,000 to be allocated so that the Project & Contract Management Internal Audit can be undertaken in 2023-2024 financial year.

Moved Cr Beaumont, Seconded Cr. MacAllister

CARRIED

For the Motion : ***Clr.s Beaumont, Cooper, Crisp, Elstone, Linklater and MacAllister.***

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

9 REPORTS TO COUNCIL

9.1 GENERAL MANAGERS REPORT

File Number: RPT/23/765

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

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

Strategy: 4.2 A strong, responsible and representative government

Summary

The General Manager's report details information pertaining to meetings attended and general information which are of public interest, and which have not been reported elsewhere in this agenda. Items of note in this report are:

1. OLG Circulars
2. Meetings
As listed
3. Upcoming meetings or events
As listed
4. Other items of note

Recommendation

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

Council Resolution

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

Moved Cr Cooper, Seconded Cr. MacAllister

CARRIED UNANIMOUSLY

9.2 GOL GOL PUBLIC SCHOOL - REQUEST FOR FINANCIAL ASSISTANCE

File Number: RPT/23/756

Responsible Officer: Ken Ross - General Manager
Responsible Division: Office of the General Manager
Reporting Officer: Hannah Nicholas - Business Support Officer

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

Summary

Council is in receipt of a request to provide financial sponsorship by means of in-kind support for the 2024 Gol Gol Country Fair to be held on 5 May 2024. This event is organised by Gol Gol Public School and the School has provided a list of in-kind support they require. Preliminary calculations put the value of in-kind support at \$2,744.00 inc. GST.

Recommendation

That Council provide financial sponsorship by means of in-kind support for the 2024 Gol Gol Country fair to be held on 5 May 2024.

Council Resolution

That Council provide financial sponsorship by means of in-kind support for the 2024 Gol Gol Country fair to be held on 5 May 2024.

Moved Cr Rodda, Seconded Cr. Nichols

CARRIED UNANIMOUSLY

9.3 WENTWORTH REGIONAL COMMUNITY PROJECT ASSOCIATION - REQUEST FOR FINANCIAL ASSISTANCE

File Number: RPT/23/764

Responsible Officer: Ken Ross - General Manager
Responsible Division: Office of the General Manager
Reporting Officer: Hannah Nicholas - Business Support Officer

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

At 08:32 pm Councillor Brian Beaumont left the Council Chambers.

At 08:32 pm Councillor Jo Rodda left the Council Chambers.

Summary

Council is in receipt of a request to provide further financial sponsorship towards the 2023 Christmas Eve Street Party, held on 24 December 2023 in Wentworth. This event is organised by the Wentworth Regional Community Project Association. A grant in the amount of \$5,000.00 has been provided through Council's Financial Assistance Program to the event organisers at the 15 November 2023 Council meeting.

Wentworth Regional Community Project Association has advised that whilst they do obtain funds via a raffle held during the event, they need further support in the amount of \$4,000.00 for costs associated with holding the event.

Recommendation

That Council consider providing further financial sponsorship for the 2023 Christmas Eve Street Party held in Wentworth.

Council Resolution

That Council provide further financial support of \$4000 to the Wentworth Regional Community Project Association Inc and inform the association that Council requests to review the costs and activities involved in this event and in the future.

Moved Cr Crisp, Seconded Cr. MacAllister

CARRIED UNANIMOUSLY

At 08:44 pm Councillor Brian Beaumont returned to Council Chambers.

At 08:44 pm Councillor Jo Rodda returned to Council Chambers.

9.4 WDR175 MILKENGAY ROAD CLOSURE

File Number: RPT/23/785

Responsible Officer: Ken Ross - General Manager
Responsible Division: Office of the General Manager
Reporting Officer: Hannah Nicholas - Business Support Officer

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

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

Summary

Council has been approached by the Department of Planning and Environment (the Department) with regards to a proposed road closure that was identified under the Legal Road Network (LRN) Project.

The Department has become aware that the closure of WDR175, known as Milkengay Road – Para/Anabranth South, had been overlooked by the LRN Project despite notification of the proposed closure being provided to Council on 6 November 2017. The Department has now requested to proceed with the closure.

Recommendation

That Council:

- a) Approves the closure of WDR175 (Milkengay Road)
- b) Gives the Department of Planning and Environment authority to proceed with the closure of WDR175 under Division 3 of Part 4 of the *Roads Act 1993* on behalf of Council;
- c) Approves the Department of Planning and Environment publishing of a notice of closure in the Government Gazette on behalf of Council.

Council Resolution

That Council:

- a) Approves the closure of WDR175 (Milkengay Road)
- b) Gives the Department of Planning and Environment authority to proceed with the closure of WDR175 under Division 3 of Part 4 of the *Roads Act 1993* on behalf of Council;
- c) Approves the Department of Planning and Environment publishing of a notice of closure in the Government Gazette on behalf of Council.

Moved Cr. Elstone, Seconded Cr Crisp

CARRIED UNANIMOUSLY

9.5 MONTHLY FINANCE REPORT - NOVEMBER 2023

File Number: RPT/23/772

Responsible Officer: Ken Ross - General Manager
Responsible Division: Office of the General Manager
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 November 2023 were \$1,489,632.07. After allowing for pensioner subsidies, the total levies collected are now 60.68%. For comparison purposes 57.73% of the levy had been collected at the end of November 2022. Council currently has \$49,790,247.56 in cash and investments.

Recommendation

That Council receives and notes the Monthly Finance Report.

Council Resolution

That Council receives and notes the Monthly Finance Report.

Moved Cr. Elstone, Seconded Cr. Nichols

CARRIED UNANIMOUSLY

9.6 MONTHLY INVESTMENT REPORT - NOVEMBER 2023

File Number: RPT/23/802

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

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

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

Summary

As of 30 November 2023 Council had \$39 million invested in term deposits and \$10,790,247.56 in other cash investments. Council received \$141,488.46 from its investments for the month of November 2023.

In November 2023 Council investments averaged a rate of return of 4.55% and it currently has \$8,327,228.16 of internal restrictions and \$33,464,984.38 of external restrictions.

Recommendation

That Council receives and notes the monthly investment report.

Council Resolution

That Council receives and notes the monthly investment report.

Moved Cr. Nichols, Seconded Cr Rodda

CARRIED UNANIMOUSLY

9.7 CODE OF CONDUCT COMPLAINT STATISTICS FOR THE PERIOD ENDING 31 AUGUST 2023

File Number: RPT/23/750

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

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

Strategy: 4.2 A strong, responsible and representative government

Summary

The Procedures for the Administration of the Model Code of Conduct requires a report to be presented to Council within three months of the end of September each year on Code of Conduct complaints.

The information contained in the report pertains to the period ended 31 August 2023.

Recommendation

That Council notes the reporting of the Code of Conduct complaints statistics for the period ending 31 August 2023.

Council Resolution

That Council notes the reporting of the Code of Conduct complaints statistics for the period ending 31 August 2023.

Moved Cr. Elstone, Seconded Cr Rodda

CARRIED UNANIMOUSLY

9.8 2022-2023 ANNUAL REPORT

File Number: RPT/23/778

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

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

Strategy: 4.2 A strong, responsible and representative government

Summary

Section 428 of the *Local Government Act 1993* (NSW) states that within five months after the end of each financial year Council must prepare a report for that year reporting as to its achievements in implementing its delivery program and the effectiveness of the principal activities undertaken.

There is no set format for the Annual Report and Council can develop the format that best suits them and their community provided mandatory and statutory requirements are addressed. It should be easy to navigate and understand by a wide range of people.

The Annual Report must be placed on Council's website with a link provided to the Minister for Local Government.

Recommendation

That Council notes the completion of the 2022-2023 Annual Report.

Council Resolution

That Council notes the completion of the 2022-2023 Annual Report.

Moved Cr. MacAllister, Seconded Cr Beaumont

CARRIED UNANIMOUSLY

9.9 CLASIFICATION & CATEGORISATION OF CROWN LAND

File Number: RPT/23/768

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 Shire is a community that works to enhance and protect its physical and natural environment

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

Summary

In December 2022, Council applied to the Crown Lands Minister to seek Minister's consent to adopt the Council's Draft Generic Plan of Management. Crown Lands conducted a review and has identified three crown reserves missing from the list of reserves Council identified.

Two parcels identified as Council's infrastructure and the other is a park / way side stop over. Prior to seeking the Minister's consent to assign both a classification and a categorisation to the land, concurrence by Council is sought.

Recommendation

That Council:

- a) Resolves to seek the Crown Land Minister's consent to reclassify the following land as Operational Land.

Parish of	Reserve	Lot(s)	DP	Use
Wentworth	74306	600	756961	Mourquong Water Supply
Gol Gol	86496	197 & 212	756946	Rubbish Depot

- b) Resolves to seek Crown Land Minister's consent to assign the classification of Community Land to part Reserve 32012 with a categorisation of Park.

Parish of	Reserve	Lot(s)	DP	Use
Wentworth	32012	101	1253778	Way side stopover / access to Effluent Disposal Station

Council Resolution

That Council:

- a) Resolves to seek the Crown Land Minister's consent to reclassify the following land as Operational Land.

Parish of	Reserve	Lot(s)	DP	Use
Wentworth	74306	600	756961	Mourquong Water Supply
Gol Gol	86496	197 & 212	756946	Rubbish Depot

- b) Resolves to seek Crown Land Minister's consent to assign the classification of Community Land to part Reserve 32012 with a categorisation of Park.

Parish of	Reserve	Lot(s)	DP	Use
Wentworth	32012	101	1253778	Way side stopover / access to Effluent Disposal Station

Moved Cr. Nichols, Seconded Cr Rodda

CARRIED UNANIMOUSLY

9.10 DA2023/102 TWO (2) AIRCRAFT HANGARS WITH AN OFFICE AND BUSINESS SIGNAGE 130A RENMARK ROAD LOT 1 DP 870517 WENTWORTH

File Number: RPT/23/771

Responsible Officer: Matthew Carlin - Director Health and Planning
Responsible Division: Health and Planning
Reporting Officer: Kerrie Copley - Planning Officer

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

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

Summary

A development application (DA2023/102) was received by Council for two (2) aircraft hangars with an office and business signage to be located at 130A Renmark Road Lot 1 DP 870517 Wentworth.

Under the *Wentworth Local Environmental Plan 2011 (WLEP 2011)*, this development is permitted with consent when located within the RU1 Primary Production zone.

The proposed development of two (2) aircraft hangars with an office and business signage is to be located on site, while retaining the existing smaller hangar.

The application was publicly notified for 14 days as per the Council Community Participation Plan. During the public notification five (5) submissions were received by Council objecting to the proposed development.

Four (4) submissions supporting the proposed development were received outside of the public notification period.

As per Council delegations, any development applications with three (3) or more submissions cannot be determined under delegated authority, and must be determined by Council.

Recommendation

That Council:

1. Approve DA2023/102 being a Two (2) aircraft hangars with an office and business signage located at 130A Renmark Road Lot 1 DP 870517 Wentworth.
2. Call a division in accordance with S375A of the Local Government Act 1993 (NSW).

Council Resolution

That Council:

1. Approve DA2023/102 being a Two (2) aircraft hangars with an office and business signage located at 130A Renmark Road Lot 1 DP 870517 Wentworth.
2. Call a division in accordance with S375A of the Local Government Act 1993 (NSW)

Moved Cr. MacAllister, Seconded Cr Cooper

CARRIED

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

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

Against the Motion: *Clr. Rodda.*

9.11 DA2023/097 SWIMMING POOL WITH SAFETY BARRIER 75-77 WENTWORTH STREET LOT 58 DP 756994 WENTWORTH

File Number: RPT/23/732

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: Kerrie Copley - Planning Officer

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

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

Summary

A development application (DA2023/097) was received by Council for a swimming pool with safety barrier to be located at 75-77 Wentworth Street Road Lot 58 DP 756994 Wentworth in close proximity to the river.

Under the *Wentworth Local Environmental Plan 2011 (WLEP 2011)*, this development is permitted with consent when located within the RU5 Village zone, as ancillary development.

The proposed swimming pool with safety barrier is to be located between the existing dwelling and the high bank of the Darling River. The proposed swimming pool is to be located 3.28m from the high bank of the river, while the safety barrier is 1.28m away. The required river setback under clause 7.6 the WLEP 2011 is 30m from the high bank of the river. As part of the 7.6 assessment, a variation to the 30m river setback standard was required (usually referred to as a 4.6 variation).

Due to the variation being greater than 10%, the application cannot be determined under delegated authority, and must be determined by Council.

Recommendation

That Council:

1. Refuse DA2023/097 being a swimming pool and safety barrier located at 75-77 Wentworth Street Lot 58 DP 756994 Wentworth.
2. Call a division in accordance with S375A of the Local Government Act 1993 (NSW).

Council Resolution

That Council:

1. Refuse DA2023/097 being a swimming pool and safety barrier located at 75-77 Wentworth Street Lot 58 DP 756994 Wentworth.
2. Call a division in accordance with S375A of the Local Government Act 1993 (NSW).

Moved Cr Crisp, Seconded Cr Cooper

Amendment

That Council:

1. Approve DA2023/097 being a swimming pool and safety barrier located at 75-77 Wentworth Street Lot 58 DP 756994 Wentworth.
2. Call a division in accordance with S375A of the Local Government Act 1993 (NSW).

Moved Cr. Elstone, Seconded Cr Cooper

CARRIED

Council Resolution

That Council:

1. Approve DA2023/097 being a swimming pool and safety barrier located at 75-77 Wentworth Street Lot 58 DP 756994 Wentworth.
2. Call a division in accordance with S375A of the Local Government Act 1993 (NSW).

Moved Cr. Elstone, Seconded Cr Cooper

Voting on item 9.11 was 4 for and 4 against.

Mayor Linklater applied his casting vote, the decision was 5 to 4.

CARRIED

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

For the Motion : ***Clr.s Cooper, Crisp, Elstone and Linklater.***

Against the Motion: ***Clr.s Beaumont, MacAllister, Nichols and Rodda.***

9.12 DA2021/167 THREE (3) PRIVATE ROADSIDE SIGNS ADJACENT TO 514 SILVER CITY HIGHWAY LOT 1131 DP 720092 MOURQUONG

File Number: RPT/23/786

Responsible Officer: Matthew Carlin - Director Health and Planning
Responsible Division: Health and Planning
Reporting Officer: George Kenende - Strategic Planning Officer

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

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

Summary

A development application (DA2021/167) was received by Council for three roadside signs (signs) to be located in the road reserve of Silver City Highway adjacent to 514 Silver City Highway Lot 1131 DP 720092 Mourquong.

Under the Wentworth Local Environmental Plan 2011 (WLEP 2011), only development incidental or ancillary to the purpose of the SP2 Infrastructure zone are permitted with consent on the land. In this case the SP zone is for a road and signs can be considered as ancillary development to road reserves.

The Silver City Highway is a classified road, and any works or structures to be installed in its road reserve requires the concurrence of Transport for NSW (TfNSW). This concurrence is to be sought as part of the section 138 approval under the *Roads Act 1993* (NSW). In their response to the proposed signs on a classified road reserve, TfNSW have not provided support for the development and will not be providing assumed concurrence under the *Roads Acts 1993* (NSW).

Due to TfNSW not supporting the development, Council cannot approve an application which cannot legally be constructed on the land. As such, the application has been recommended for refusal. Under Wentworth Shire Council delegations, development applications cannot be refused under delegated authority and must be determined by Council.

Recommendation

That Council:

- a) Refuse to issue approval for DA2021/167 being 3 roadside signs in the Silver City Highway reserve adjacent to 514 Silver City Highway Lot 1131 DP 720092 Mourquong.
- b) Call a division in accordance with S375A of the Local Government Act 1993 (NSW).

Council Resolution

That Council:

- a) Refuse to issue approval for DA2021/167 being 3 roadside signs in the Silver City Highway reserve adjacent to 514 Silver City Highway Lot 1131 DP 720092

Mourquong.

- b) Call a division in accordance with S375A of the Local Government Act 1993 (NSW).

Moved Cr Rodda, Seconded Cr Beaumont

CARRIED UNANIMOUSLY

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

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

Against the Motion: **Nil.**

9.13 WENTWORTH LOCAL ENVIRONMENTAL PLAN 2011 – PLANNING PROPOSAL TO REZONE FROM RU5 TO E4 WITH 1000 SQM MINIMUM LOT SIZE LOT 94 & 95 DP 756946

File Number: RPT/23/777

Responsible Officer: Matthew Carlin - Director Health and Planning
Responsible Division: Health and Planning
Reporting Officer: George Kenende - Strategic Planning Officer

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

Strategy: 4.1 Consistently engage and consult the whole community to ensure that feedback is captured and considered as part of decision-making and advocating processes

Summary

Wentworth Shire Council has received a Planning Proposal from Cadell Consulting Services on behalf of MH2 Engineering & Architectural Services and the land owner.

The Planning Proposal seeks to amend the Wentworth Local Environmental Plan 2011 (WLEP) for part of Lot 94 & 95 DP756946 (subject site) by rezoning it from RU5 Village to E4 General Industrial and a new Minimum Lot Size (MLS) of 1000 square metres.

Recommendation

That Council resolves to:

- a) Submit the Planning Proposal to the Minister for the Department of Planning and Environment for consideration of a Gateway Determination to amend the Wentworth Local Environmental Plan 2011 in accordance with Section 3.34 of the Environmental Planning and Assessment Act 1979.
- b) Call a division in accordance with S375A of the Local Government Act 1993 (NSW).

Council Resolution

That Council resolves to:

- a) Submit the Planning Proposal to the Minister for the Department of Planning and Environment for consideration of a Gateway Determination to amend the Wentworth Local Environmental Plan 2011 in accordance with Section 3.34 of the Environmental Planning and Assessment Act 1979.
- b) Call a division in accordance with S375A of the Local Government Act 1993 (NSW).

Moved Cr. MacAllister, Seconded Cr. Nichols

CARRIED UNANIMOUSLY

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

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

Against the Motion: *Nil.*

9.14 WENTWORTH LOCAL ENVIRONMENTAL PLAN 2011 – PLANNING PROPOSAL TO REDUCE MINIMUM LOT SIZE FROM 3000 SQM TO 2000 SQM AT 18 WILGA ROAD GOL GOL LOT 2 DP 875018

File Number: RPT/23/773

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: George Kenende - Strategic Planning Officer

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

Strategy: 4.1 Consistently engage and consult the whole community to ensure that feedback is captured and considered as part of decision-making and advocating processes

Summary

Wentworth Shire Council has received a Planning Proposal from Cadell Consulting Services on behalf of Quad Property Investments Pty Ltd.

The Planning Proposal seeks to amend the Wentworth Local Environmental Plan 2011 (WLEP) by reducing the Minimum Lot Size of 18 Wilga Road Gol Gol Lot 2 DP 875018 (subject site) from 3000 square metres to 2000 square metres.

Recommendation

That Council:

- a) Resolves to submit the planning proposal to the Minister for the Department of Planning and Environment for consideration of a Gateway Determination to amend the Wentworth Local Environmental Plan 2011 in accordance with Section 3.34 of the Environmental Planning and Assessment Act 1979
- b) Call a division in accordance with S375A of the Local Government Act 1993 (NSW).

Council Resolution

That Council:

- a) Resolves to submit the planning proposal to the Minister for the Department of Planning and Environment for consideration of a Gateway Determination to amend the Wentworth Local Environmental Plan 2011 in accordance with Section 3.34 of the Environmental Planning and Assessment Act 1979
- b) Call a division in accordance with S375A of the Local Government Act 1993 (NSW).

Moved Cr. MacAllister, Seconded Cr Rodda

CARRIED UNANIMOUSLY

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

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

Against the Motion: *Nil.*

9.15 PROJECT & WORKS UPDATE - DECEMBER 2023

File Number: RPT/23/762

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Jamie-Lee Kelly - Administration Officer

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

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

Summary

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

Recommendation

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

Council Resolution

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

Moved Cr. Elstone, Seconded Cr Crisp

CARRIED UNANIMOUSLY

10 NOTICES OF MOTIONS / QUESTIONS WITH NOTICE**10.1 PLANTINGS AT GOL GOL**

Cr Jo Rodda requested that the plantings be looked at due to the hot weather some are dying.

10.2 RIVERFRONT PARCELS

Cr Tim Elstone requested that the riverfront parcels be investigated to determine if the Minister consent does say that if one party declines the offer the arrangement cannot proceed.

The Director of Health and Planning advised that the paperwork for the parcels in question was currently with the Solicitors and he will look into the Ministers consent query.

10.3 CURRENT PROJECTS

Cr Susan Nichols requested that a list be provided of current projects and where they are up to.

The Director of Finance advised that there will be 3 quarterly reports provided prior to the end of the Council term, being February, May and August.

10.4 NEW SEXUAL HARRASSMENT LAWS

Cr Jane MacAllister advised that there are new laws to prevent sexual harassment in the workplace and suggested that a question be added to a future Pulse staff survey.

10.5 LIGHTING SHAREDWAY GOL GOL

Cr Daniel Linklater requested that lighting along the Gol Gol sharedway be investigated.

11 CONFIDENTIAL BUSINESS – ADJOURNMENT INTO CLOSED SESSION

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

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

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

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

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

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

Recommendation

That Council adjourns into Closed Session, the recording of the meeting be suspended, and members of the press and public be excluded from the Closed Session, and that access to the correspondence and reports relating to the items considered during the course of the Closed Session be withheld unless declassified by separate resolution.

This action is taken in accordance with Section 10A(2) of the Local Government Act, 1993 as the items listed come within the following provisions:-**12.1 Panel Contract - Supply of Building Trades - Professional & Consultation Services - PC2324/01. (RPT/23/683)**

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 Panel Contract - Supply of Road Construction Materials - PC2324/03. (RPT/23/684)

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 Panel Contract - Hire of Construction Plant & Equipment PC2324/02. (RPT/23/685)

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 Plant Replacement - Approval of Tender for new 4WD 48HP Tractor. (RPT/23/745)

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. On balance, the public interest in preserving the confidentiality of information about the tender outweighs the public interest in maintaining openness and transparency in council decision-making because disclosure of this information would reveal pricing and confidential information submitted via the tender process which if disclosed would prevent council from achieving its 'value for money' objectives.

12.5 Plant Replacement - Approval of Tenders for replacement of Plant 34, 39 & 51. (RPT/23/746)

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 PT2324/04 - Dareton to Namatjira Shared Path. (RPT/23/770)

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.

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 Panel Contract - Supply of Building Trades - Professional & Consultation Services - PC2324/01. (RPT/23/683)

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 Panel Contract - Supply of Road Construction Materials - PC2324/03. (RPT/23/684)

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12.3 Panel Contract - Hire of Construction Plant & Equipment PC2324/02. (RPT/23/685)

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 Plant Replacement - Approval of Tender for new 4WD 48HP Tractor. (RPT/23/745)

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. On balance, the public interest in preserving the confidentiality of information about the tender outweighs the public interest in maintaining openness and transparency in council decision-making because disclosure of this information would reveal pricing and confidential information submitted via the tender process which if disclosed would prevent council from achieving its 'value for money' objectives.

12.5 Plant Replacement - Approval of Tenders for replacement of Plant 34, 39 & 51. (RPT/23/746)

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 PT2324/04 - Dareton to Namatjira Shared Path. (RPT/23/770)

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.

Moved Cr. MacAllister, Seconded Cr Rodda

CARRIED UNANIMOUSLY

12 OPEN COUNCIL - REPORT FROM CLOSED COUNCIL

12.1 PANEL CONTRACT - SUPPLY OF BUILDING TRADES - PROFESSIONAL & CONSULTATION SERVICES - PC2324/01

File Number: RPT/23/683

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Jamie-Lee Kelly - Administration Officer

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

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

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. On balance, the public interest in preserving the confidentiality of information about the tender outweighs the public interest in maintaining openness and transparency in council decision-making because disclosure of this information would reveal pricing and confidential information submitted via the tender process which if disclosed would prevent council from achieving its 'value for money' objectives.

The General Manager advised that Council approved the Panel Contract supplier list attached to this report for the provision of Building Trades, Professional & Consultation Services PC2324/01 for a 3 year period.

12.2 PANEL CONTRACT - SUPPLY OF ROAD CONSTRUCTION MATERIALS - PC2324/03

File Number: RPT/23/684

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Jamie-Lee Kelly - Administration Officer

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

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

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. On balance, the public interest in preserving the confidentiality of information about the tender outweighs the public interest in maintaining openness and transparency in council decision-making because disclosure of this information would reveal pricing and confidential information submitted via the tender process which if disclosed would prevent council from achieving its 'value for money' objectives.

The General Manager advised that Council approved the Panel Contract supplier list attached to this report for the supply of Road Construction Materials – PC2324/03 for a 3 year period.

**12.3 PANEL CONTRACT - HIRE OF CONSTRUCTION PLANT & EQUIPMENT
PC2324/02**

File Number: RPT/23/685

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Jamie-Lee Kelly - Administration Officer

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

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

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. On balance, the public interest in preserving the confidentiality of information about the tender outweighs the public interest in maintaining openness and transparency in council decision-making because disclosure of this information would reveal pricing and confidential information submitted via the tender process which if disclosed would prevent council from achieving its 'value for money' objectives.

The General Manager advised that Council approved the Panel Contract supplier list attached to this report for the provision of Hire of Construction Plant & Equipment – PC2324/02 for a 3 year period.

12.4 PLANT REPLACEMENT - APPROVAL OF TENDER FOR NEW 4WD 48HP TRACTOR

File Number: RPT/23/745

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Samantha Wall - Projects Administration

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

Strategy: 3.4 Use and manage our resources wisely

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. On balance, the public interest in preserving the confidentiality of information about the tender outweighs the public interest in maintaining openness and transparency in council decision-making because disclosure of this information would reveal pricing and confidential information submitted via the tender process which if disclosed would prevent council from achieving its 'value for money' objectives.

The General Manager advised that Council accepted the tender from O'Connors for the supply of one Case IH 60B Cab Tractor for the sum of \$64,900.00 inc GST.

12.5 PLANT REPLACEMENT - APPROVAL OF TENDERS FOR REPLACEMENT OF PLANT 34, 39 & 51

File Number: RPT/23/746

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Samantha Wall - Projects Administration

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

Strategy: 3.4 Use and manage our resources wisely

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. On balance, the public interest in preserving the confidentiality of information about the tender outweighs the public interest in maintaining openness and transparency in council decision-making because disclosure of this information would reveal pricing and confidential information submitted via the tender process which if disclosed would prevent council from achieving its 'value for money' objectives.

The General Manager advised that Council accepted the tender from O'Connors for the supply of three Case IH 60B Tractors for the sum of \$130,900.00 inc GST and that Council undertake an Expression of Interest for the disposal of the three tractors being replaced.

12.6 PT2324/04 - DARETON TO NAMATJIRA SHARED PATH

File Number: RPT/23/770

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Michael Hilliard - Project Engineer

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

Strategy: 3.5 Infrastructure meets the needs of our growing Shire

REASON FOR CONFIDENTIALITY

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. On balance, the public interest in preserving the confidentiality of information about the tender outweighs the public interest in maintaining openness and transparency in council decision-making because disclosure of this information would reveal pricing and confidential information submitted via the tender process which if disclosed would prevent council from achieving its 'value for money' objectives.

The General Manager advised that Council in accordance with the provisions of the Local Government (General) Regulation 2021, section 178(1)(b) and 178(3) accept the tender from Fulton Hogan Pty Ltd to supply material for and to construct the concrete shared path and asphalt shared path for the sum of \$420,380.00 (ex GST) and that Council authorised the Mayor and General Manager to sign the contract documentation and affix the Council Seal.

13 CONCLUSION OF THE MEETING

The meeting closed at 10:35pm

NEXT MEETING

24 January 2024

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CHAIR