



Notice is hereby given, in accordance with the provisions of the Local Government Act 1993 that an **ORDINARY MEETING** of Wentworth Shire Council will be held in the **WENTWORTH SHIRE COUNCIL CHAMBERS, SHORT STREET, WENTWORTH**, commencing at **7:00 PM**.

The meeting is being livestreamed and/or recorded for on-demand viewing via Council's website. Attendance at the meeting is to be taken as consent by a person to their image and/or voice being webcast.

All speakers should refrain from making any defamatory comments or releasing personal information about another individual without their consent. Council accepts no liability for any damage that may result from defamatory comments made by persons attending meetings – all liability will rest with the individual who made the comments.

The meeting must not be recorded by others without prior written consent of the Council in accordance with the Council's code of meeting practice.

Councillors & staff are obligated to declare Conflicts of Interest as required under the Local Government Act 1993 and Councils adopted Code of Conduct.

Councillors are reminded of their Oath of Office whereby they have declared and affirmed that they will undertake the duties of the Office of Councillor in the best interests of the people of Wentworth Shire and the Wentworth Shire Council and that they will faithfully and impartially carry out the functions, powers, authorities and discretions vested in them under the Local Government Act 1993 or any other Act to the best of their ability and judgment.

KEN ROSS
GENERAL MANAGER

ORDINARY MEETING

AGENDA

15 FEBRUARY 2023

TABLE OF CONTENTS

ITEM	SUBJECT	PAGE NO
1	OPENING OF MEETING	1
2	PRAYER OR ACKNOWLEDGEMENT OF COUNTRY.....	1
3	APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE	1
4	DISCLOSURES OF INTERESTS	1
5	CONFIRMATION OF MINUTES	1
6	OUTSTANDING MATTERS FROM PREVIOUS MEETINGS	46
6.1	Outstanding Matters from Previous Meetings.....	46
7	MAYORAL AND COUNCILLOR REPORTS	50
7.1	Mayoral Report	50
8	REPORTS FROM COMMITTEES	51
	Nil	
9	REPORTS TO COUNCIL	52
9.1	General Managers Report.....	52
9.2	Organisational Structure	72
9.3	Heritage Advisory Committee - Draft Charter	75
9.4	Motions for the 2023 National General Assembly of Local Government	80
9.5	Pooncarie Desert Dash 2023 Request for Sponsorship	101
9.6	Monthly Finance Report - December 2022.....	105
9.7	Monthly Finance Report - January 2023.....	110
9.8	Monthly Investment Report - December 2022	113
9.9	Monthly Investment Report - January 2023.....	120
9.10	2024 Local Government Elections.....	127
9.11	AF003 Requests for Financial Assistance	129
9.12	December Quaterly Budget Review - Second Quarter 2022 - 2023	133
9.13	Quarterly Operational Plan Progress Report	156
9.14	Affix Seal for Sale of Land - Disposal of Riverfront Parcel	207
9.15	DA2022/120 Five (5) Dual Occupancy Units with Lockable Carports Tapio Avenue Dareton	216
9.16	Delegated Authority Approvals as at end of December 2022	259
9.17	Delegated Authority Approvals as at end of January 2023	263
9.18	Project & Works Update - February 2023.....	265

10	NOTICES OF MOTIONS / QUESTIONS WITH NOTICE	279
	Nil	
11	CONFIDENTIAL BUSINESS – ADJOURNMENT INTO CLOSED SESSION....	280
12	OPEN COUNCIL - REPORT FROM CLOSED COUNCIL	282
12.1	Sale of Land for unpaid Rates under Section 713 of the Local Government Act, 1993	282
12.2	PT2223/06 - Buronga Landfill Expansion Design Tender	283
12.3	PT2223/05 - Supply and Construct Amenities Blocks (Shire Wide)	284
12.4	Gol Gol East Raw Water Tender	285
13	CONCLUSION OF THE MEETING	286
	NEXT MEETING	286

1 OPENING OF MEETING

THE MAYOR REQUESTS THAT THE GENERAL MANAGER MAKES
ANNOUNCEMENTS REGARDING THE LIVE-STREAMING OF THE MEETING.

2 PRAYER OR ACKNOWLEDGEMENT OF COUNTRY

3 APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE

4 DISCLOSURES OF INTERESTS

5 CONFIRMATION OF MINUTES

Recommendation

That the Minutes of the Ordinary Meeting held 14 December 2022 be confirmed as
circulated.



ORDINARY MEETING MINUTES

14 DECEMBER 2022

TABLE OF CONTENTS

ITEM	SUBJECT	PAGE NO
1	OPENING OF MEETING	1
2	PRAYER OR ACKNOWLEDGEMENT OF COUNTRY.....	1
3	APOLOGIES AND LEAVE OF ABSENCE.....	1
4	DISCLOSURES OF INTERESTS	1
5	CONFIRMATION OF MINUTES	1
6	OUTSTANDING MATTERS FROM PREVIOUS MEETINGS	2
6.1	Outstanding Matters from Previous Meetings.....	2
7	MAYORAL AND COUNCILLOR REPORTS	4
7.1	Mayoral Report	4
8	REPORTS FROM COMMITTEES	5
8.1	Audit, Risk and Improvement Committee	5
9	REPORTS TO COUNCIL	6
9.1	General Managers Report.....	6
9.2	Monthly Finance Report	7
9.3	Monthly Investment Report	8
9.4	Presentation of Annual Financial Statements	9
9.5	2021-2022 Annual Report	10
9.6	Code of Conduct Complaint Statistics for the period ending 31 August 2022.....	11
9.7	A59 Easement for Mourquong Watermain Pipeline Extension	12
9.8	Alteration to Categorisation on Crown Reserves 6 & 85836	13
9.9	Minister notification of draft Plan of Management.....	14
9.10	A54 Wilga Road Widening	16
9.11	DA2022/118 Dwelling and Storage Shed Pooncarie Road Lot 4 DP 1270097 Wentworth	17
9.12	DA2022/105 Moveable Dwelling 193 Pooncarie Road Lot 1 DP 1270097 Wentworth	18
9.13	S4.55/2022/042 to Modify DA2022/075 Dwelling with Garage Pooncarie Road Lot 5 DP 1270097 Wentworth	19
9.14	DA2022/082 Second dwelling (Dual Occupancy - Detached) Deferred Commencement 28-30 Hendy Road Lot 455 DP 756961 Buronga	20
9.15	Delegated Authority Approvals as at end of November 2022	21
9.16	Project & Works Update - December 2022.....	22

10	NOTICES OF MOTIONS / QUESTIONS WITH NOTICE	23
	Nil	
11	CONFIDENTIAL BUSINESS – ADJOURNMENT INTO CLOSED SESSION.....	24
12	OPEN COUNCIL - REPORT FROM CLOSED COUNCIL	27
12.1	Trentham Cliffs Development - Provision of Water and Sewer	27
12.2	MRCC request for discounted landfill rate	28
12.3	Wentworth Shire Council Bridge Lifts and Maintenance - 12 month period - PT2223/03	29
12.4	Panel Contract - Supply of Building Trades, Professional & Consultation Services PC2223/01	30
12.5	Panel Contract - Hire of Construction Plant & Equipment PC2223/02	31
12.6	Panel Contract - Supply of Road Construction Materials - PC2223/03 ...	32
12.7	PT2223/05 - Supply and Construct Amenities Blocks (Shire Wide)	33
13	CONCLUSION OF THE MEETING	34
	NEXT MEETING	34

1 OPENING OF MEETING

The Mayor opened the meeting with a prayer at 7:03PM

2 PRAYER OR ACKNOWLEDGEMENT OF COUNTRY**PRESENT:**

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

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

3 APOLOGIES AND LEAVE OF ABSENCE

Nil

4 DISCLOSURES OF INTERESTS

Councillor Heywood advised that he has a non-pecuniary interest in Item 12.5 as XCAV8 is his son.

Councillor Heywood advised that he has a non-pecuniary interest in Item 12.4 as KNH Cleaning Services owner is his Daughter in law.

Councillor Cooper advised that he has a pecuniary interest in Item 9.11, 9.12 and 9.13 as his business has been involved with the sale of these properties.

Councillor Elstone advised that he has a pecuniary interest in Item 9.11, 9.12 and 9.13 as his business has been involved with the sale of these properties.

Director Geoff Gunn advised that he has a non-pecuniary interest in 12.4, 12.5 and 12.7 as Wall Construction is part owned by his daughter and son in law.

Councillor Crisp advised that he had a non-pecuniary interest in Item 12.4 as his employer is Nifty Engineering.

Councillor Rodda advised that he had a pecuniary interest in Item 12.4 as she is a Contractor for Council.

5 CONFIRMATION OF MINUTES

Recommendation

That the Minutes of the Ordinary Meeting held 16 November 2022 be confirmed as circulated.

Council Resolution

That the Minutes of the Ordinary Meeting held 16 November 2022 be confirmed as circulated.

Moved Cr. Nichols, Seconded Cr Linklater

CARRIED UNANIMOUSLY

Council Resolution

That the Ordinary Council meeting be adjourned, and the recording of the meeting paused, for the purpose of conducting a Public Forum.
The meeting was adjourned at 7:17pm.

Moved Cr. MacAllister, Seconded Cr Linklater

CARRIED UNANIMOUSLY

PUBLIC FORUM

Mr James Golsworthy spoke to Agenda Item 9.14

Council Resolution

That Council reconvenes into open session and that the recording of the meeting be recommenced.

Moved Cr Linklater, Seconded Cr Crisp

CARRIED UNANIMOUSLY

6 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

6.1 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

File Number: RPT/22/718

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 2022.

Council Resolution

That Council receives and notes the list of outstanding matters as at 6 December 2022.

Moved Cr Rodda, Seconded Cr Cooper

CARRIED UNANIMOUSLY

7 MAYORAL AND COUNCILLOR REPORTS

7.1 MAYORAL REPORT

File Number: RPT/22/719

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. Elstone, Seconded Cr Linklater

CARRIED UNANIMOUSLY

8 REPORTS FROM COMMITTEES

8.1 AUDIT, RISK AND IMPROVEMENT COMMITTEE

File Number: RPT/22/713

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 was held on 28 October 2022 and the draft Minutes of the meeting are attached to this report for the information of Councillors.

The Committee considered the following item of business:

- Risk Management Framework
- Draft Internal Audit Charter
- Draft Annual Work Plan
- Quarterly Operational Plan Progress Report
- September Quarterly Budget Review – First Quarter 2022-2023

The Committee has requested that the Reporting Officer seek a number of resolutions from Council in relation to the items considered.

Officer Recommendation

- a) That Council receive and note the draft minutes of the Audit, Risk and Improvement Committee Meeting held on 28 October 2022;
- b) That Council adopt the changes to the Enterprise Wide Risk Management Policy;
- c) That Council adopt the Risk Management Framework;
- d) That Council adopt the Internal Audit Charter;
- e) That Council endorses the Director Finance & Policy to be the Chief Audit Executive; and
- f) That Council adopt the Audit, Risk & Improvement Committee Annual Work Plan

Council Resolution

- a) That Council receive and note the draft minutes of the Audit, Risk and Improvement Committee Meeting held on 28 October 2022;
- b) That Council adopt the changes to the Enterprise Wide Risk Management Policy;

- c) That Council adopt the Risk Management Framework;
- d) That Council adopt the Internal Audit Charter;
- e) That Council endorses the Director Finance & Policy to be the Chief Audit Executive;
and
- f) That Council adopt the Audit, Risk & Improvement Committee Annual Work Plan

Moved Cr. MacAllister, Seconded Cr Beaumont

CARRIED UNANIMOUSLY

9 REPORTS TO COUNCIL

9.1 GENERAL MANAGERS REPORT

File Number: RPT/22/720

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

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

Strategy: 4.2 A strong, responsible and representative government

Summary

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

1. OLG Circulars
Circular 22-34 – 22-35
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. Heywood, Seconded Cr Cooper

CARRIED UNANIMOUSLY

9.2 Monthly Finance Report

File Number: RPT/22/732

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 November 2022 were \$1,418,440.46. After allowing for pensioner subsidies, the total levies collected are now 57.73%. For comparison purposes 52.13% of the levy had been collected at the end of November 2021. Council currently has \$42,644,443.10 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 Rodda, Seconded Cr Linklater

CARRIED UNANIMOUSLY

9.3 MONTHLY INVESTMENT REPORT

File Number: RPT/22/760

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Bryce Watson - Accountant

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

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

Summary

As at 30 November 2022 Council had \$37 million invested in term deposits and \$5,644,443.10 in other cash investments. Council received \$23,811.05 from its investments for the month of November 2022.

In November 2022 Council investments averaged a rate of return of 2.92% and it currently has \$8,358,589.99 of internal restrictions and \$26,001,460.41 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 Rodda, Seconded Cr Cooper

CARRIED UNANIMOUSLY

9.4 PRESENTATION OF ANNUAL FINANCIAL STATEMENTS

File Number: RPT/22/711

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 annual audit of Council's Financial Statements was carried out by Nexia Australia on behalf of the Audit Office of New South Wales. Brett Hanger, Director, Audit and Assurance Services from Nexia Australia and Manuel Moncada from the Audit Office will join the meeting via video conference to assist in the presentation about the 2021/2022 audit to Council and the public.

Public notice of the presentation was given by advertising in the Sunraysia Daily, with the audited Financial Statements and the Auditor's Report made available at the Wentworth Shire Office's and on Council's website as required under Section 418 of the *Local Government Act 1993 (NSW)* (the Act).

Recommendation

That Council notes the presentation of the Annual Financial Statements and the movements in Council's internal and external reserves.

Council Resolution

That Council notes the presentation of the Annual Financial Statements and the movements in Council's internal and external reserves.

Moved Cr Rodda, Seconded Cr Linklater

CARRIED UNANIMOUSLY

9.5 2021-2022 ANNUAL REPORT

File Number: RPT/22/725

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

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 not 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 and any other persons or bodies as required by legislation.

Recommendation

That Council notes the completion of the 2021/2022 Annual Report.

Council Resolution

That Council notes the completion of the 2021/2022 Annual Report.

Moved Cr Crisp, Seconded Cr Linklater

CARRIED UNANIMOUSLY

9.6 Code of Conduct Complaint Statistics for the period ending 31 August 2022.

File Number: RPT/22/723

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 2022.

Recommendation

That Council notes the reporting of the Code of Conduct complaints statistics for the period ending 31 August 2022.

Council Resolution

That Council notes the reporting of the Code of Conduct complaints statistics for the period ending 31 August 2022.

Moved Cr Rodda, Seconded Cr Crisp

CARRIED UNANIMOUSLY

9.7 A59 EASEMENT FOR MOURQUONG WATERMAIN PIPELINE EXTENSION

File Number: RPT/22/669

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 environment
Strategy: 3.5 Infrastructure meets the needs of our growing Shire

Summary

A Council resolution is required to commence the Acquisition of an easement 3.5 metres wide for the purpose of water supply affecting Lot 9191 in Deposited Plan 1217480, in Mourquong.

Recommendation

That Council:

1. Resolves to acquire the following interests in land by compulsory process under the *Land Acquisition (Just Terms Compensation) Act 1991 (NSW)* by authority contained in the *Local Government Act 1993 (NSW)* for the purposes of the Mourquong Watermain Pipeline Extension project:
 - a) an easement for water supply over the site shown as '(A) PROPOSED EASEMENT FOR WATER SUPPLY 3.5 WIDE' in Deposited Plan 1279544 affecting Lot 9191 in Deposited Plan 1217480.
2. That the terms of the easement shall be as shown on Schedule 'A' attached
3. That minerals are to be excluded from this acquisition
4. That this acquisition is not for the purpose of resale
5. That the necessary applications be made to the Minister for Local Government and the NSW Governor
6. That the Common Seal of Wentworth Shire Council be affixed to all documentation required to be sealed to give effect to this resolution and the Mayor and the General Manager be delegated to sign any related documents.

Council Resolution

That Council:

1. Resolves to acquire the following interests in land by compulsory process under the *Land Acquisition (Just Terms Compensation) Act 1991 (NSW)* by authority contained in the *Local Government Act 1993 (NSW)* for the purposes of the Mourquong Watermain Pipeline Extension project:
 - a) an easement for water supply over the site shown as '(A) PROPOSED EASEMENT FOR WATER SUPPLY 3.5 WIDE' in Deposited Plan 1279544 affecting Lot 9191 in Deposited Plan 1217480.

2. That the terms of the easement shall be as shown on Schedule 'A' attached
3. That minerals are to be excluded from this acquisition
4. That this acquisition is not for the purpose of resale
5. That the necessary applications be made to the Minister for Local Government and the NSW Governor
6. That the Common Seal of Wentworth Shire Council be affixed to all documentation required to be sealed to give effect to this resolution and the Mayor and the General Manager be delegated to sign any related documents.

Moved Cr. Nichols, Seconded Cr Rodda

CARRIED UNANIMOUSLY

9.8 ALTERATION TO CATEGORISATION ON CROWN RESERVES 6 & 85836

File Number: RPT/22/727

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 environment
Strategy: 3.4 Use and manage our resources wisely

Summary

While undertaking the final revisions of the Draft Plan of Management, it has been identified that two Crown reserves are not considered to have been assigned the categorisation that most closely relates to the purpose for which the land is dedicated or reserved.

Council must seek approval from the Minister to request a categorisation change. Modifications to a 'category' can be submitted at the same time as notifying the Minister for Consent to exhibit the draft Plan of Management.

Recommendation

That Council:

- 1) Apply to the Minister administering crown lands, with written notice requesting an alteration to the initial category assigned for two Crown reserves:
 - a. Pooncarie Sporting Reserve 6 - consent to remove the initial categorisation of Sportsground & Natural Area Bushland to General Community Use over Lot 73 DP 820498 & part 7304 DP 1182431
 - b. Dareton Swimming Pool Reserve 85836 – consent to extend the approved categorisation of General Community Use to include the area north of the swimming pool within Lot 101 DP 1232722, keeping the assignment of Park for the remainder of the reserve

Council Resolution

That Council:

- 1) Apply to the Minister administering crown lands, with written notice requesting an alteration to the initial category assigned for two Crown reserves:
 - a. Pooncarie Sporting Reserve 6 - consent to remove the initial categorisation of Sportsground & Natural Area Bushland to General Community Use over Lot 73 DP 820498 & part 7304 DP 1182431
 - b. Dareton Swimming Pool Reserve 85836 – consent to extend the approved categorisation of General Community Use to include the area north of the swimming pool within Lot 101 DP 1232722, keeping the assignment of Park for the remainder of the reserve

Moved Cr Cooper, Seconded Cr Beaumont

CARRIED UNANIMOUSLY

9.9 MINISTER NOTIFICATION OF DRAFT PLAN OF MANAGEMENT

File Number:	RPT/22/728
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 environment
Strategy:	3.2 Ensure that community assets and public infrastructure are well maintained

Summary

Wentworth Shire Council's Generic Draft Plan of Management (PoM) has been prepared. Council is required to submit a copy of the draft plan to the Minister as the landowner, prior to public exhibition.

Council will prepare and complete the 'Notice of Plan of Management Form' which is then submitted to the Minister for Crown Lands. The purpose of this form is to seek consent for adoption of the draft PoM following public exhibition. Additionally, Council is required to seek written consent from the Minister for the adoption of PoMs for Council managed Crown Land.

All community land managed by a Council and used by the community must have a Plan of Management in place under the *Crown Land Management Act 2016* and the *Local Government Act 1993*. Plans of Management ensure that Crown land is lawfully used and occupied, which is an essential part of the role of all Council Land Managers in managing Crown reserves.

Council has prepared a draft Plan of Management for the consideration of Council prior to referring it to the Minister of the Department of Planning, Industry and Environment - Crown Lands. Minister's consent can be requested to adopt the Plan of Management at the same time as landowner notification.

Recommendation

That Council:

- 1) Considers the Native Title Manager advice and endorses the draft Plan of Management.
- 2) Provides the draft Plan of Management to the Department of Planning, Industry and Environment – Crown Lands seeking authority to undertake community consultation requirements.
- 3) Endorses the draft Plan of Management for community consultation for a period of 42 days (28 days of exhibition and a further 14 days for receipt of comments and submissions), in accordance with the public exhibition requirements of the *Local Government Act 1993*
- 4) Following Minister's consent under clause 70B of the *Crown Land Management Regulation 2018*, the Council resolution should note the Plan of Management is adopted, pursuant to section 40 of the *Local Government Act 1993* in accordance with 3.23(6) of the *Crown Land Management Act 2016*.
- 5) Authorises the General Manager to notify the department as the landowner for

consent to public exhibit the draft Plan of Management, using the appropriate Crown Lands Written Notification of Plans of Management form.

- 6) Applies for Ministers written consent to adopt the Plan of Management at the same time as notifying the landowner of the draft plan.

Council Resolution

That Council:

- 1) Considers the Native Title Manager advice and endorses the draft Plan of Management.
- 2) Provides the draft Plan of Management to the Department of Planning, Industry and Environment – Crown Lands seeking authority to undertake community consultation requirements.
- 3) Endorses the draft Plan of Management for community consultation for a period of 42 days (28 days of exhibition and a further 14 days for receipt of comments and submissions), in accordance with the public exhibition requirements of the *Local Government Act 1993*
- 4) Following Minister's consent under clause 70B of the *Crown Land Management Regulation 2018*, the Council resolution should note the Plan of Management is adopted, pursuant to section 40 of the *Local Government Act 1993* in accordance with 3.23(6) of the *Crown Land Management Act 2016*.
- 5) Authorises the General Manager to notify the department as the landowner for consent to public exhibit the draft Plan of Management, using the appropriate Crown Lands Written Notification of Plans of Management form.
- 6) Applies for Ministers written consent to adopt the Plan of Management at the same time as notifying the landowner of the draft plan.

Moved Cr. MacAllister, Seconded Cr. Nichols

CARRIED UNANIMOUSLY

9.10 A54 WILGA ROAD WIDENING

File Number: RPT/22/485

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

Objective: 2.0 Wentworth Shire is a great place to live
Strategy: 2.3 To have a safe community

Summary

A Council resolution is required to commence the compulsory acquisition of Lot 2584 Deposited Plan 764612 at Gol Gol, NSW from Crown Lands for the purpose of widening an existing public road.

Recommendation

That Council

1. Proceed to acquire Lot 2584 Deposited Plan 764612 by the compulsory process under the terms of the *Land Acquisition (Just Terms Compensation) Act 1991 (NSW)* by authority contained in the *Roads Act 1993 (NSW)* for the purpose of widening a public road
2. Dedicate the land as public road in accordance with the *Roads Act 1993 (NSW)*
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 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

That Council

1. Proceed to acquire Lot 2584 Deposited Plan 764612 by the compulsory process under the terms of the *Land Acquisition (Just Terms Compensation) Act 1991 (NSW)* by authority contained in the *Roads Act 1993 (NSW)* for the purpose of widening a public road
2. Dedicate the land as public road in accordance with the *Roads Act 1993 (NSW)*
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 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 Crisp, Seconded Cr Linklater

CARRIED UNANIMOUSLY

9.11 DA2022/118 DWELLING AND STORAGE SHED POONCARIE ROAD LOT 4 DP 1270097 WENTWORTH

File Number: RPT/22/738

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

Objective: 3.0 Wentworth 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

At 08:02 pm Councillor Tim Elstone left the Council Chambers.

At 08:02 pm Councillor Steve Cooper left the Council Chambers.

Deputy Mayor Cr Linklater assumed the chair.

Summary

A development application (DA2022/118) was received by Council for a new dwelling and storage shed to be located at Pooncarie Road Lot 4 DP 1270097 Wentworth in close proximity to the river.

Under the *Wentworth Local Environmental Plan 2011 (WLEP 2011)*, dwellings are permitted with consent if located within the R5 Large Lot Residential zone.

Clause 7.9 of the WLEP 2011, was a site-specific clause created by a planning proposal which was referred to several state agencies. This clause allows dwellings to be located 30m from the lowest bank of the Darling River (waters edge at normal pool level) on land identified as "Riverton". The proposed dwelling has a setback of 30m from the lowest bank (water edge), which complies with the clause.

The proposed dwelling is located 20.9m from the high bank of the river, while the required river setback under clause 7.6 the WLEP 2011 is 30m from the high bank. Although clause 7.9 allows the proposed setback, some form of assessment is still required against clause 7.6. 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. Approve DA2022/118 being a Dwelling and Storage Shed located at Pooncarie Road Lot 4 DP 1270097 Wentworth.
2. Call a division in accordance with S375A of the Local Government Act 1993 (NSW)

Council Resolution

That Council:

1. Approve DA2022/118 being a Dwelling and Storage Shed located at Pooncarie Road

Lot 4 DP 1270097 Wentworth.

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

Moved Cr. Heywood, Seconded Cr Beaumont

CARRIED

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

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

Against the Motion: **Clr. Nichols.**

9.12 DA2022/105 MOVEABLE DWELLING 193 POONCARIE ROAD LOT 1 DP 1270097 WENTWORTH

File Number: RPT/22/751

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

Objective: 3.0 Wentworth 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 (DA2022/105) was received by Council for a new moveable dwelling to be located at 193 Pooncarie Road Lot 1 DP 1270097 Wentworth.

Under the *Wentworth Local Environmental Plan 2011 (WLEP 2011)*, dwellings are permitted with consent if located within the R5 Large Lot Residential zone.

Clause 7.9 of the WLEP 2011, was a site-specific clause created by a planning proposal which was referred to several state agencies. This clause allows dwellings to be located 30m from the lowest bank of the Darling River (waters edge at normal pool level) on land identified as "Riverton". The proposed dwelling has a setback of 31m from the lowest bank (water edge), which complies with the clause.

The proposed moveable dwelling is located 17.31m from the high bank of the river, while the required river setback under clause 7.6 the WLEP 2011 is 30m from the high bank. Although clause 7.9 allows the proposed setback, some form of assessment is still required against clause 7.6. 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

1. That Council approve to issue development approval for DA2022/105 being a moveable dwelling located at 193 Pooncarie Road Lot 1 DP 1270097 Wentworth.
2. Call a division in accordance with S375A of the Local Government Act 1993 (NSW)

Council Resolution

1. That Council approve to issue development approval for DA2022/105 being a moveable dwelling located at 193 Pooncarie Road Lot 1 DP 1270097 Wentworth.
2. Call a division in accordance with S375A of the Local Government Act 1993 (NSW)

Moved Cr. Beaumont, Seconded Cr MacAllister

CARRIED

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

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

Against the Motion: *Clr. Nichols.*

9.13 S4.55/2022/042 TO MODIFY DA2022/075 DWELLING WITH GARAGE POONCARIE ROAD LOT 5 DP 1270097 WENTWORTH

File Number: RPT/22/753

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

Objective: 3.0 Wentworth 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 modification application (s4.55/2022/042) was received by Council to modify DA2022/075 for a dwelling and garage to be located at Pooncarie Road Lot 5 DP 1270097 Wentworth.

Under the *Wentworth Local Environmental Plan 2011 (WLEP 2011)*, dwellings are permitted with consent if located within the R5 Large Lot Residential zone.

Clause 7.9 of the WLEP 2011, was a site-specific clause created by a planning proposal which was referred to several state agencies. This clause allows dwellings to be located 30m from the lowest bank of the Darling River (waters edge at normal pool level) on land identified as "Riverton". The proposed dwelling has a setback of 31m from the lowest bank (water edge), which complies with the clause.

The proposed dwelling is located 24m from the high bank of the river, while the required river setback under clause 7.6 the WLEP 2011 is 30m from the high bank. Although clause 7.9 allows the proposed setback, some form of assessment is still required against clause 7.6. 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

1. That Council approve to issue modification approval for s4.55/2022/042 to modify DA2022/075 being a dwelling and garage located at Pooncarie Road Lot 5 DP 1270097 Wentworth.
2. Call a division in accordance with S375A of the Local Government Act 1993 (NSW)

Council Resolution

1. That Council approve to issue modification approval for s4.55/2022/042 to modify DA2022/075 being a dwelling and garage located at Pooncarie Road Lot 5 DP 1270097 Wentworth.
2. Call a division in accordance with S375A of the Local Government Act 1993 (NSW)

Moved Cr Heywood, Seconded Cr. Rodda

CARRIED

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

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

Against the Motion: ***Clr. Nichols.***

At 08:04 pm Councillor Steve Cooper returned to Council Chambers.

At 08:04 pm Councillor Tim Elstone returned to Council Chambers.

Mayor Elstone resumed the chair.

9.14 DA2022/082 SECOND DWELLING (DUAL OCCUPANCY - DETACHED) DEFERRED COMMENCEMENT 28-30 HENDY ROAD LOT 455 DP 756961 BURONGA

File Number: RPT/22/761

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

Objective: 3.0 Wentworth 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 (DA2022/082) was received by Council for a new detached dual occupancy to be located at 28-30 Hendy Road Lot 455 DP 756961 Buronga.

Under the *Wentworth Local Environmental Plan 2011 (WLEP 2011)*, detached dual occupancy are permitted with consent if located within the RU5 Village zone.

The proposed detached dual occupancy is located 25m from the high bank of the river, while the required river setback under clause 7.6 the WLEP 2011 is 30m from the high bank. The applicant has provided a variation application, to allow the detached dual occupancy to be located closer to the river than is allowed by legislation. Due to the variation being greater than 10%, the application cannot be determined under delegated authority, and must be determined by Council.

Recommendation

1. That Council refuse to issue approval for DA2022/082 being a detached dual occupancy located at 28-30 Hendy Road Lot 455 DP 756961 Buronga.
2. Call a division in accordance with S375A of the Local Government Act 1993 (NSW)

Amendment

That Council defer this item until the February 2023 meeting and include in the assessment the further information discussed by Mr Golsworthy in the Public Forum.

Moved Cr Linklater, Seconded Cr Rodda

CARRIED UNANIMOUSLY

Council Resolution

That Council defer this item until the February 2023 meeting and include in the assessment the further information discussed by Mr Golsworthy in the Public Forum.

Moved Cr Linklater, 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, Heywood, Linklater, MacAllister, Nichols and Rodda.***

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

9.15 DELEGATED AUTHORITY APPROVALS AS AT END OF NOVEMBER 2022

File Number: RPT/22/746

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

Objective: 3.0 Wentworth 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

For the month of November 2022, a total of six (6) Development Applications and three (3) S4.55 Modification Applications were determined under delegated authority by the Director Health and Planning.

The estimated value of the determined developments was \$2,201,801.00. This brings the year to date total to ninety-seven (97) Development Applications and forty-four (44) S4.55 applications approved, with an estimated development value of \$16,499,329.00.

Recommendation

That Council:

- a) Receives and notes the report for the Delegated Authority Approvals for the month of November 2022.
- b) Publicly notifies, for the purposes of Schedule 1 Division 4 Section 20 (2) of the Environmental Planning and Assessment Act 1979, the applications as listed in the attachment on the Wentworth Shire Council website.
- c) Calls a Division in accordance with S375A of the Local Government Act 1993 (NSW).

Council Resolution

That Council:

- a) Receives and notes the report for the Delegated Authority Approvals for the month of November 2022.
- b) Publicly notifies, for the purposes of Schedule 1 Division 4 Section 20 (2) of the Environmental Planning and Assessment Act 1979, the applications as listed in the attachment on the Wentworth Shire Council website.
- c) Calls a Division in accordance with S375A of the Local Government Act 1993 (NSW).

Moved Cr Crisp, 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, Heywood, Linklater, MacAllister, Nichols and Rodda.***

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

9.16 PROJECT & WORKS UPDATE - DECEMBER 2022

File Number: RPT/22/710

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Jamie-Lee Kelly - Administration Officer

Objective: 3.0 Wentworth 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 month of November 2022 and the planned activities for December 2022.

Recommendation

That Council receives and notes the major works undertaken in November 2022 and the scheduled works for the following month.

Council Resolution

That Council receives and notes the major works undertaken in November 2022 and the scheduled works for the following month.

Moved Cr Linklater, Seconded Cr. Heywood

CARRIED UNANIMOUSLY

10 NOTICES OF MOTIONS / QUESTIONS WITH NOTICE

Council Resolution

That Council staff be congratulated for its response to the current flood event.

Moved Cr Crisp, Seconded Cr. Linklater

CARRIED UNANIMOUSLY

10.1 PROMOTE THE SHIRE DURING THE FLOOD

Cr Jane MacAllister requested that Council promote the Shire area as being open for tourism as we are still accessible

10.2 CHILDREN SWIMMING IN THE RIVER

Cr Brian Beaumont requested that due to kids swimming in the river during summer could Council look at waiving pool fees.

Council Resolution

That Council give in principle support to waive pool entry fees for youth under 17 on presentation of student Identification.

Moved Cr Beaumont, Seconded Cr. Rodda

CARRIED UNANIMOUSLY

10.3 LACK OF SUPPORT FUNDING FOR NSW RESIDENTS

Cr Jo Rodda requested that Council invite the Cross Border Commissioner, Murray Watt Minister for Emergency Management and Steph Cooke NSW Minister for Emergency Services and Resilience to visit Wentworth Shire.

The Mayor advised Minister Steph Cooke is visiting Wentworth Shire on Sunday 18 December 2022.

10.4 DISPLACED RESIDENTS DATA

Cr Jo Rodda asked if Council could have an Economic Development Officer position to collect data of displaced residents to garner support from the NSW Government.

The General Manager advised that the Organisational Structure will be put before Council in February 2023.

10.5 STURT HIGHWAY BETWEEN WILGA ROAD AND THE GOL GOL CREEK

Cr Jo Rodda advised that the area between Wilga Road and the Gol Gol Creek is being used as truck parking area. Can the area be modified so trucks can't park in this area?

10.6 HERITAGE COMMITTEE

Cr Jane MacAllister requested that a Heritage Committee be considered.

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 Trentham Cliffs Development - Provision of Water and Sewer. (RPT/22/729)

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.

12.2 MRCC request for discounted landfill rate. (RPT/22/731)

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (d) (i) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it. On balance, the public interest in preserving the confidentiality of information about the item

outweighs the public interest in maintaining openness and transparency in council decision-making.

12.3 Wentworth Shire Council Bridge Lifts and Maintenance - 12 month period - PT2223/03. (RPT/22/733)

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 Panel Contract - Supply of Building Trades, Professional & Consultation Services PC2223/01. (RPT/22/730)

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 Panel Contract - Hire of Construction Plant & Equipment PC2223/02. (RPT/22/735)

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 - PC2223/03. (RPT/22/737)

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 PT2223/05 - Supply and Construct Amenities Blocks (Shire Wide). (RPT/22/750)

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.

Moved Cr Linklater, Seconded Cr. MacAllister

CARRIED UNANIMOUSLY

12 OPEN COUNCIL - REPORT FROM CLOSED COUNCIL

12.1 TRENTHAM CLIFFS DEVELOPMENT - PROVISION OF WATER AND SEWER

File Number: RPT/22/729

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

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

- a) Approved the revision to its resolution of 24 June 2020 to increase the payment to the contractor to \$1,841,106.00 (ex GST) with the difference of \$341,106.00 (ex GST) being reimbursed by the developer.
- b) Approved a variation to the total cost of the project to \$2,428,006.00 (ex GST) with the additional budget allocation of \$440,175.00 (ex GST) from the Water Fund and \$146,725.00 (ex GST) from the sewer fund with a contribution from the developer of \$108,873.95 (ex GST) based on the proportional percentage applied in the original agreement.

12.2 MRCC REQUEST FOR DISCOUNTED LANDFILL RATE

File Number: RPT/22/731

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Simon Rule - Director Finance and Policy

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

Strategy: 3.3 Minimise the impact on the natural environment

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 resolved to offer our neighbouring Mildura Rural City Council a discount rate of 20% on Council's normal gate rate at the Landfill.

12.3 WENTWORTH SHIRE COUNCIL BRIDGE LIFTS AND MAINTENANCE - 12 MONTH PERIOD - PT2223/03

File Number: RPT/22/733

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Jarrod Roberts - 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 in accordance with the provisions of the Local Government (General) Regulation 2005, Section 178(1)(a) accepted the tender from Regional Power Services Pty Ltd, Option 1, to undertake the Bridge Lift and Maintenance contract for a 12 month period for Contract PT2223/03 in the amount of \$410.00 inc GST per bridge lift, and authorised the Mayor and General Manager to sign the contract documentation and affix the Council Seal.

12.4 PANEL CONTRACT - SUPPLY OF BUILDING TRADES, PROFESSIONAL & CONSULTATION SERVICES PC2223/01

File Number: RPT/22/730

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Jamie-Lee Kelly - 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

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 attached to this report for the provision of Building Trades, Professional & Consultation Services PC2223/01 for a 12-month period.

And that Council is not limited to the Panel Contract list attached and can allow the addition of future service providers following a formal assessment process.

**12.5 PANEL CONTRACT - HIRE OF CONSTRUCTION PLANT & EQUIPMENT
PC2223/02**

File Number: RPT/22/735

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Jamie-Lee Kelly - 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

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 attached to this report for the provision of Hire of Construction Plant & Equipment – PC2223/02 for a 12 month period.

And that Council is not limited to the Panel Contract list attached and can allow the addition of future service providers following a formal assessment process.

12.6 PANEL CONTRACT - SUPPLY OF ROAD CONSTRUCTION MATERIALS - PC2223/03

File Number: RPT/22/737

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Jamie-Lee Kelly - 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

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 attached to this report for the supply of Road Construction Materials – PC2223/03 for a 12 month period.

And that Council is not limited to the Panel Contract list attached and can allow the addition of future service providers following a formal assessment process.

12.7 PT2223/05 - SUPPLY AND CONSTRUCT AMENITIES BLOCKS (SHIRE WIDE)

File Number: RPT/22/750

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Taygun Saritoprak - Project Officer

Objective: 3.0 Wentworth 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 resolved that all tenders submitted and the assessment for tender PT2223/05 be reviewed by the General Manager and brought back to Council at the next meeting.

13 CONCLUSION OF THE MEETING

The meeting closed at 10:06 PM

NEXT MEETING

15 February 2023

.....
CHAIR

6 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

6.1 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

File Number: RPT/23/64

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 8 January 2023

Attachments

1. Outstanding Actions Report as of 8 February 2023  

Division: Committee: Ordinary Council Officer: Outstanding Action Items Report				Date From: Date To: Printed: Wednesday, 8 February 2023 3:23:00 PM
Meeting	Item	Title	Item	Action Record (latest first)
Ordinary Council 20/07/2022 2	10.1	Transportable Buildings	Cr Steve Heywood requested an updated on the two transportable buildings that were earmarked for use at the landfills. The General Manager advised that quotations had been received to cut the buildings in half and fit out however, this was cost prohibitive and it may be a better option to buy a new unit off the shelf.	08 Feb 2023 8:02am Marsden, Gayle Buildings will be disposed of in conjunction with other obsolete items toward the end of the year
Ordinary Council 20/07/2022 2	10.5	Darling Street Pavers	Cr Brian Beaumont asked if Council should be focussing on the issue raised on Facebook with the pavers in Darling Street	07 Feb 2023 3:37pm Kalemkeridis, Lisa A report will be prepared for Council after the flood recovery is complete.
Ordinary Council 20/07/2022 2	10.7	Long Bay Parking	Cr Brian Beaumont requested that Long Bay be parking be investigated in Wentworth directional including signage so Caravans are not parking in the main street.	08 Feb 2023 3:04pm Kalemkeridis, Lisa Concept re-addressed at next Local Traffic Committee (LTC) meeting February 2023.
Ordinary Council 26/10/2022 2	10.1	Solar Panels	Cr Susan Nichols requested that Council look into installing solar panels on Council buildings.	08 Feb 2023 8:05am Marsden, Gayle Working with the designers to investigate costings
Ordinary Council 26/10/2022 2	10.3	Missing gutter	Cr Daniel Linklater advised that the missing kerb at 74-78 Wood Street hasn't been replaced and it was advised it would be completed before the end of the year.	06 Feb 2023 3:46pm Kalemkeridis, Lisa Works have been approved scheduled to commence 2023. Civil works engineering to schedule maintenance works. This will be determined by weekending 10.2.2023.
Ordinary Council 26/10/2022 2	10.5	Bottle Bend Signage	Cr Jane MacAllister asked if Council could contact the appropriate Authority to get the green Bottle Bend sign changed to a brown sign with a camping logo and a boat ramp logo	12 Jan 2023 8:35am Kalemkeridis, Lisa Sign Ordered 11.1.2023 - could take 4 to 6 weeks to arrive.
Ordinary Council 16/11/2022 2	10.1	PS RUBY	Cr Brian Beaumont requested that the future of the PS Ruby be placed back on the outstanding action list to be discussed at a future meeting.	08 Feb 2023 8:08am Marsden, Gayle To be discussed at a future meeting after the flood event and recovery is complete

Division: Committee: Ordinary Council Officer: Outstanding Action Items Report				Date From: Date To: Printed: Wednesday, 8 February 2023 3:23:00 PM
Ordinary Council 16/11/2022 2	10.4	GOL GOL Water Tower	Cr Jo Rodda asked if the Gol Gol water tower could be used for a mural. The General Manager advised that it wasn't the first time a request had been made however there were some issues when it was investigated due to the tower location close to the highway and parking issues.	08 Feb 2023 8:07am Marsden, Gayle Have contacted Transport for NSW and awaiting a response
Ordinary Council 16/11/2022 2	10.6	Performing arts looking for a home	Cr Jane MacAllister asked if Council could consider providing a suitable venue for three performing arts groups who currently have no venue. She advised this could be three extra user groups for Wentworth Shire Council. The General Manager advised he had already met with one group who have a Concept Plan for a building which would fit the need for the groups.	08 Feb 2023 2:56pm Marsden, Gayle Recent advice from Crown prevents the concept building being placed on the chosen reserve. Further investigation required prior to organising a meeting.
Ordinary Council 14/12/2022 2	10.2	Children swimming in the river	Cr Brian Beaumont requested that due to kids swimming in the river during summer could Council look at waiving pool fees.	08 Feb 2023 8:11am Marsden, Gayle Free entry to the Dareton & Wentworth pools was negotiated with Belgravia - Complete
Ordinary Council 14/12/2022 2	10.3	Lack of Support funding for NSW Residents	Cr Jo Rodda requested that Council invite the Cross Border Commissioner, Murray Watt Minister for Emergency Management and Steph Cooke NSW Minister for Emergency Services and Resilience to visit Wentworth Shire. The Mayor advised Minister Steph Cooke is visiting Wentworth Shire on Sunday 18 December 2022.	08 Feb 2023 8:12am Marsden, Gayle Minister Cooke visited Wentworth to view the flood impact. There were two Recovery Access Points (RAP's) one at Buronga and one at Dareton, both well attended. Regional NSW has followed up with some anomalies that came out of these. Cross Border Commissioner is holding a breakfast in March by invitation. - Complete
Ordinary Council 14/12/2022 2	10.5	Sturt Highway between Wilga Road and the Gol Creek	Cr Jo Rodda advised that the area between Wilga Road and the Gol Creek is being used as truck parking area. Can the area be modified so trucks can't park in this area?	07 Feb 2023 11:26am Kalemkeridis, Lisa TfNSW have deemed and approved this area not suitable for trucks to stop. Two (2) signs have been placed at Gol Creek.

Division: Ordinary Council Committee: Officer:				Date From: Date To: Printed: Wednesday, 8 February 2023 3:23:00 PM
Outstanding Action Items Report				
Ordinary Council 14/12/2022 2	10.4	Displaced Residents Data	Cr Jo Rodda asked if Council could have an Economic Development Officer position to collect data of displaced residents to garner support from the NSW Government. The General Manager advised that the Organisational Structure will be put before Council in February 2023.	08 Feb 2023 8:09am Marsden, Gayle Resources for collection of data were made available through external agencies - Complete
Ordinary Council 14/12/2022 2	10.6	Heritage Committee	Cr Jane MacAllister requested that a Heritage Committee be considered.	08 Feb 2023 8:10am Marsden, Gayle Draft charter report prepared for February Council meeting - Complete

7 MAYORAL AND COUNCILLOR REPORTS

7.1 MAYORAL REPORT

File Number: RPT/23/18

Summary

The purpose of this report is to advise Council of meetings, conferences and appointments undertaken by Mayor Elstone for the period of 9 December 2022 – 14 February 2023.

Recommendation

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

Report

The following table lists the meetings attended by Mayor Elstone for the period of 9 December 2022 – 7 February 2023.

Date	Meeting	Location
14 Dec 2022	Helen Dalton MP Visit	Wentworth
16 Dec 2022	Radio Interview River 1467	Phone
10 Jan 2023	Radio Interview ABC Broken Hill	Phone
11 Jan 2023	Hon Sam Faraway Visit	Wentworth
12 Jan 2023	Susan Ley MP Visit	Wentworth
19 Jan 2023	Wentworth Community Pantry Grand Opening	Wentworth
25 Jan 2023	Australia Day Awards & Citizenship Ceremony	Coomealla
31 Jan 2023	Deputy Premier Visit – Opening Aerodrome	Wentworth
31 Jan 2023	Deputy Premier Visit – Light State Funding Announcement	Wentworth
31 Jan 2023	Deputy Premier Visit – Visit new hospital site	Wentworth
31 Jan 2023	Deputy Premier Visit – Opening Wentworth Showground Community Pavilion	Wentworth
31 Jan 2023	Deputy Premier Visit – Opening Buronga HealthOne	Buronga
31 Jan 2023	Deputy Premier Visit – Medical Centre funding announcement	Wentworth

Councillor Jane MacAllister has been reappointed as the Local Government representative to the Willandra Lakes Region World Heritage Advisory Committee.

Attachments

Nil

8 REPORTS FROM COMMITTEES

Nil

9 REPORTS TO COUNCIL

9.1 GENERAL MANAGERS REPORT

File Number: RPT/23/3

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

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

Strategy: 4.2 A strong, responsible and representative government

Summary

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

1. OLG Circulars
Circular 22-36 to 22-42
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 Acting General Manager.

Detailed Report

1. Circulars

Circular 22-36

Local Government Code of Accounting Practice and Financial Reporting 2022-23 and related guidance material

What's new or changing

- The final Code of Accounting Practice and Financial Reporting (Code) is available to guide the preparation of councils' 2022-23 financial statements.
- A Joint Organisation (JO) Supplement to the Code is also available for preparing JO 2022-23 financial statements.
- The Office of Local Government (OLG) has consolidated guidance in relation to mandates of options and major policy decisions for NSW local government entities under Australian Accounting Standards.

What this will mean for your council/JO

- The Code must be used by councils and JOs to prepare their annual financial statements in accordance with the *Local Government Act 1993* and the Local Government (General) Regulation 2005.

Circular 22-37**Model Media Policy**

What's new or changing

- The Office of Local Government (OLG) has finalised the Model Media Policy (the model policy).
- The model policy has been developed following two rounds of consultation with the local government sector and reflects best practice in the local government sector.

What this will mean for your council

- The model policy is not mandatory, and councils are free to choose whether to use or to adapt it for their own purposes. If adopted, the policy will operate to supplement the provisions of councils' adopted codes of conduct.

Circular 22-38**Consultation on the outcomes of the review of the councillor misconduct framework**

What's new or changing

- Mr Gary Kellar PSM has completed his review of the councillor misconduct framework and has provided his report to the Minister.
- Mr Kellar's report, *Focus on Civic Responsibility: Councillor Conduct Accountability in New South Wales*, is available on the Office of Local Government's website [here](#).
- A consultation guide has been developed to focus attention on some of the key recommendations contained in the report. The consultation guide should be read in conjunction with the Mr Kellar's report.
- The Government is seeking the views of the public, local government sector and others on Mr Kellar's findings and recommendations to inform its response to them.

What this will mean for your council

- Anyone, including the general public, councils, individual councillors and council staff, can make written submissions in response to the consultation paper.
- Councils' complaints coordinators should also provide a copy of Mr Kellar's report to their conduct reviewers and advise them of the opportunity to make written submissions in response to the report.
- The consultation guide provides information about how to make a submission.
- Submissions should be made by COB 3 February 2023.

Circular 22-39**Release of Cyber Security Guidelines for NSW Local Government**

What's new or changing

- The Cyber Security Guidelines - Local Government (the Guidelines) allow councils to assess their cyber security maturity and plan their maturity uplift.
- The Guidelines outline cyber security standards and controls recommended by Cyber Security NSW for NSW local governments.

What this will mean for your council

- Councils can adopt the Guidelines or use them to form the basis of an internally developed cyber security policy.
- Adherence to the Guidelines is strongly recommended but voluntary with no requirement to report maturity scores to Cyber Security NSW.

Circular 22-40

Amendments to the tendering provisions of the Local Government (General) Regulation 2021 and consultation of the development of new procurement guidelines for councils.

What's new or changing

- Amendments have been made to the tendering provisions of the Local Government (General) Regulation 2021 to reduce red tape and to update them to reflect the increased use of electronic tendering by councils.
- The amendments, which have been developed following a public consultation process, will give effect to a recommendation by the Audit Office and will support councils to achieve greater efficiencies in their procurement.
- The amendments also allow decisions to decline to accept all tenders to be made under delegation. However, decisions to decline to accept all tenders and to enter into negotiations in relation to the subject matter of the tender, must still be made by a resolution of the council to ensure transparency and accountability.
- The Office of Local Government (OLG) is also developing comprehensive new procurement guidelines to complement the new regulations.
- The proposed guidelines will provide best practice guidance on all steps of the tendering process, procurement below the tendering threshold, probity, the use of NSW Government prequalification schemes and other providers' contractor panels, the use of procurement to promote social and economic development outcomes, and contract management and evaluation.
- OLG is seeking the views of councils and others on the content of the proposed guidelines and to identify best practice procurement in the local government sector.

Circular 22-41

Update on the Guidelines for Risk Management and Internal Audit for Local Government in NSW

- The approved Guidelines are available on OLG's website
<https://www.olg.nsw.gov.au/councils/governance/risk-management-audit-and-internal-controls/risk-management-and-internal-audit-framework-for-local-councils-in-nsw/>.
- The model terms of reference for audit risk and improvement committees, an example risk management policy, and the model internal audit charter have joint organisations.
- Councils and joint organisations must comply with the Guidelines from 1 July 2024. As of that date all councils and joint organisations will be required to ensure audit risk and improvement committee chairs and members meet the eligibility and independence requirements set out in the Guidelines and have

a risk management framework and internal audit function in place that complies with the Guidelines.

Circular 22-42

Councils and joint organisations to provide OLG's credit card guidelines to their ARICs

- The credit card guidelines have been issued under section 23A of the Local Government Act 1993. Councils are required to consider them when developing or reviewing their credit card policy. This will ensure greater consistency across the sector in terms of how credit cards are managed, and inherent risks are minimised.
- The guidelines are divided into two parts:
 - o Part A provides a list of core responsibilities that councils should consider as foundational elements of their credit card policy and related procedures; and
 - o Part B provides operational guidance that expands on these core responsibilities with practical advice on best practice credit card management and the responsibilities of individual cardholders, including risk management, preventative controls, and detective controls.
- The guidelines are based on NSW Treasury's credit card policy and guidelines for NSW state agencies (TPP21-02 Use and management of NSW Government Purchasing Cards).
- The guidelines were developed in response to a performance audit of credit card usage at six local councils by the NSW Audit Office

2. Meetings

Following is a list of meetings or events attended by the General Manager and Acting General Manager for the period of 9 December 2022 – 14 February 2023.

Date	Meeting	Location
9 Dec 2022	Lower Murray EOC Briefing Daily	Video Conference
10 Dec 2022	Lower Murray EOC Briefing Daily	Video Conference
11 Dec 2022	Lower Murray EOC Briefing Daily	Video Conference
12 Dec 2022	Lower Murray EOC Briefing Daily	Video Conference
13 Dec 2022	Lower Murray EOC Briefing Daily	Video Conference
14 Dec 2022	Lower Murray EOC Briefing Daily	Video Conference
15 Dec 2022	Lower Murray EOC Briefing Daily	Video Conference
16 Dec 2022	Lower Murray EOC Briefing Daily	Video Conference
19 Dec 2022	Lower Murray EOC Briefing Daily	Video Conference
21 Dec 2022	Lower Murray EOC Briefing Daily	Video Conference
23 Dec 2022	Lower Murray EOC Briefing Daily	Video Conference
28 Dec 2022	Lower Murray EOC Briefing Daily	Video Conference
4 Jan 2023	Extraordinary Joint Wentworth Balranald LEMC	Video Conference
11 Jan 2023	RDN Bush Busary Students meet & Greet	Wentworth
11 Jan 2023	Wentworth Shire LEMC Weekly Meeting	Video Conference

11 Jan 2023	Honorable Sam Faraway Visit	Wentworth
12 Jan 2023	Honorable Susan Ley Visit	Wentworth
18 Jan 2023	Wentworth Shire LEMC Weekly Meeting	Video Conference
25 Jan 2023	Wentworth Shire LEMC Weekly Meeting	Video Conference
18 Jan 2023	Riverina Murray Regional Recovery Committee	Video Conference
25 Jan 2023	Wentworth Shire Recovery Weekly Meeting	Video Conference
25 Jan 2023	Wentworth Shire LEMC Weekly Meeting	
25 Jan 2023	Australia Day Ceremony	Coomealla
26 Jan 2023	Australia Day Breakfast	Botanical Gardens
30 Jan 2023	Wentworth Shire Community Safety Precinct Committee meeting	Buronga
31 Jan 2023	Deputy Premier Visit – Opening Aerodrome	Wentworth
31 Jan 2023	Deputy Premier Visit – Light State Funding Announcement	Wentworth
31 Jan 2023	Deputy Premier Visit – Visit new hospital site	Wentworth
31 Jan 2023	Deputy Premier Visit – Opening Wentworth Showground Community Pavilion	Wentworth
31 Jan 2023	Deputy Premier Visit – Opening Buronga HealthOne	Buronga
31 Jan 2023	Deputy Premier Visit – Medical Centre funding announcement	Wentworth
1 Feb 2023	Wentworth Shire LEMC Weekly Meeting	Video Conference
1 Feb 2023	Wentworth Shire Recovery Weekly Meeting	Video Conference
3 Feb 2023	ARIC Meeting	Council Chambers
9 Feb 2023	Central West Orana & Far West Regional recovery Committee	Video Conference

3. Events

Following is a list of upcoming events, conferences or committee meetings, including out of region meetings where the Shire has been requested to attend in an official capacity from 16 February – 31 March 2023.

Date	Meeting	Proposed Attendees	Location
16 Feb 2023	Riverina Murray Regional Recovery Committee	Ken Ross	Video Conference
16 Feb 2023	WSIG Child & Youth Meeting	Cr MacAlilister, Cr Rodda	Midway
22 Feb 2023	Advisory Meeting	Ken Ross, Councillors	Council Chambers
23 Feb 2023	Riverina Murray Regional Recovery Committee	Ken Ross	Video Conference
23 Feb 2023	Wentworth Shire Liquor Accord	Cr Nichols	Coomealla

			Club
28 Feb 2023	Senior Weeks Guest Speaker	CR Elstone	Botanical Gardens
2 Mar 2023	Riverina Murray Regional Recovery Committee	Ken Ross	Video Conference
6 Mar 2023	WRTI Meeting	Cr Rodda	Coomealla Club
9 Mar 2023	Riverina Murray Regional Recovery Committee	Ken Ross	Video Conference
14 Mar 2023	Botanical Gardens Meeting	Cr Rodda	Botanical Gardens
15 Mar 2023	Riverina Murray regional recovery Committee	Ken Ross	Video Conference
15 Mar 2023	Ordinary Council Meeting	Ken Ross, Councillors	Council Chambers
16 Mar 2023	WSIG Meeting	Cr MacAlister, Cr Rodda	Midway
16 Mar 2023	Riverina Murray Regional Recovery Committee	Ken Ross	Video Conference
16 Mar 2023	MDA Region 4 Ordinary Meeting	Cr Linklater, Cr Heywood, Cr Elstone	Council Chambers
22 Mar 2023	Advisory Meeting	Ken Ross, Councillors	Council Chambers
23 Mar 2023	Riverina Murray Regional Recovery Committee	Ken Ross	Video Conference
30 Mar 2023	Riverina Murray Regional Recovery Committee	Ken Ross	Video Conference

4. Other items of note

Tourism Officers Report

6 February 2023

Update on Events

Wentworth Winedown

Saturday 25 February – 2pm until late – Australian Inland Botanic Gardens

- The food and wine vendors have been confirmed. The wineries who will be attending include:
 - Trentham Estate
 - Monak Wine
 - Cappa Stone Winery
 - Fosseys Gin

The food vendors include:

- Verdict – gourmet smoked meat burgers

- Enjoy Catering – paella
- Souvlaki's
- Two Black Sheep – salt n pepper squid, arancini balls, sliders etc
- Scads Cruisin Café – fast food
- The Van – coffee and gourmet pastries
- Gringos Mexican Van
- Outback Almonds
- Grazing into Brunch selling platters

There is also a bar selling beer, seltzers and other drinks which aren't wine or gin.

The set times have been released with the first act starting at 2.15pm and the night ending at 7.30pm on sunset so there's enough time to get everyone out before dark.

2023 Events Calendar

Saturday 25 February - Wentworth Winedown

Saturday 1 April – Gol Gol Twilight Markets

Postponed from Saturday 14 January

Saturday 27 May – Dareton Markets

Saturday 24 June – Smoked Meats Festival hosted at the Wentworth Riverfront

Saturday 8 July - Lantern Festival at AIBG

Sunday 30 July – Wentworth Winter Art Fest

Saturday 26 August – 'Official Wentworth Show Afterparty'

Darling Street will be closed off with live music, whip cracking demonstrations & food vans.

Saturday 9 September – Dareton Markets

22 – 30 September (official date TBC) – Country Music Festival Event in Darling Street

Saturday 25 November - Wentworth Christmas Twilight Markets

Similar to last years' Lights Up event but have reduced the similarities to the Christmas Eve event. More focused on market stalls and late-night shopping.

Sunday 10 December – Gol Gol Carols with a Twist

A very popular event last year however this year instead of just carols we would like to include more local artists singing songs that aren't carols, acrobatic performances, dance performances etc.

Sunday 24 December – Christmas Eve Street Party

Not a council run event. *The current group would continue to run the event however more Council support and funding will be given.*

General Tourism Update

Tourism in the region continues to be severely impacted with one of the quietest Christmas and New Year seasons since the early 1990's. Wentworth Shire Council will begin to advertise the region to tourists again around Easter time when the local tourist attractions have been cleaned up and are fully operating again.

Wentworth Shire hopes to secure funding for tourism and events due to the flood impact which will be utilised by running the above events calendar and continuing to give








exposure to the new tourism branding, including new billboards and signage for around the Shire.

Council has also received \$4,993,951 for the Light State Project which will be a massive boost for tourism in the area.

The new tourism collateral including a QR code linking to the new Experience Wentworth page will be completed within a few months and distributed to local businesses to encourage the local community and tourists to view the new website.

The WRTI section on the website should now be live.

Attachments

1. Circular 22-36 [↓](#) 
2. Circular 22-37 [↓](#) 
3. Circular 22-38 [↓](#) 
4. Circular 22-39 [↓](#) 
5. Circular 22-40 [↓](#) 
6. Circular 22-41 [↓](#) 
7. Circular 22-42 [↓](#) 



Office of
Local Government

Circular to Councils

Circular Details	Circular No 22-36 / 6 December 2022 / A839669
Previous Circular	22-01 / 24 January 2022 / A796990
Who should read this	General Managers / Financial accounting business areas
Contact	Policy Team / (02) 4428 4100 / code@olg.nsw.gov.au
Action required	Council/Joint Organisations to implement

Local Government Code of Accounting Practice and Financial Reporting 2022-23 and related guidance material

What's new or changing

- The final Code of Accounting Practice and Financial Reporting (Code) is available to guide the preparation of councils' 2022-23 financial statements.
- A Joint Organisation (JO) Supplement to the Code is also available for preparing JO 2022-23 financial statements.
- The Office of Local Government (OLG) has consolidated guidance in relation to mandates of options and major policy decisions for NSW local government entities under Australian Accounting Standards.

What this will mean for your council/JO

- The Code must be used by councils and JOs to prepare their annual financial statements in accordance with the *Local Government Act 1993* and the Local Government (General) Regulation 2005.

Key points

- The Code has been prepared in accordance with the *Local Government Act 1993*, the Australian Accounting Standards and other requirements.
- Changes highlighted in yellow are new for 2022-23.
- Councils and JOs should carefully review the key changes in this year's Code, which are also detailed within the Summary of key changes to the Code 2022-23.
- The JO Supplement to the Code supports the preparation of JO financial statements.
- The introduction and overview of the Code provides guidance to JOs on the application of the JO Supplement.
- The Code has been developed in consultation with the Code Working Group, which involves key stakeholders, including the NSW Audit Office, council and JO representatives, external auditors and Local Government NSW.
- OLG has consolidated guidance in relation to mandates of options and major policy decisions for NSW Local Government entities under Australian Accounting Standards. This guidance supersedes Guidance to councils on transitioning to Australian Accounting Standards Board 9, 16, 15 and 1058 previously issued by OLG.

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Where to go for further information

- OLG's website has the:
 - Code, comprising of five documents:
 1. General Purpose Financial Statements (Section 1)
 2. Joint Organisations Supplement (Section 2)
 3. Special Purpose Financial Statements (Section 3)
 4. Special Schedules (section 4)
 5. Appendices (Section 5)
 - Summary of key changes to the Code 2022-23
 - Mandates of options and major policy decisions for NSW Local Government entities under Australian Accounting Standards.

OLG's Accounting Practice page can be found here:

<https://www.olg.nsw.gov.au/councils/council-finances/financial-reporting/local-government-code-of-accounting-practice-and-financial-reporting/>

Melanie Hawyes
Deputy Secretary, Crown Lands and Local Government

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Office of
Local Government

Circular to Councils

Circular Details	Circular No 22-37 / 12 December 2022 / A842728
Previous Circular	22-24: <i>Consultation on draft Model Media Policy</i>
Who should read this	Councillors / General Managers / Council governance and communications staff
Contact	Council Governance/ (02) 4428 4100 / olg@olg.nsw.gov.au
Action required	Information / Council to Implement

Model Media Policy

What's new or changing

- The Office of Local Government (OLG) has finalised the Model Media Policy (the model policy).
- The model policy has been developed following two rounds of consultation with the local government sector and reflects best practice in the local government sector.

What this will mean for your council

- The model policy is not mandatory, and councils are free to choose whether to use or to adapt it for their own purposes. If adopted, the policy will operate to supplement the provisions of councils' adopted codes of conduct.

Key points

- OLG has previously issued a Model Social Media Policy, Councillor and Staff Interaction Policy and Councillor Expenses and Facilities Policy for use by councils.
- The Model Media Policy, Model Social Media Policy, Councillor and Staff Interaction Policy and Councillor Expenses and Facilities Policy are available on OLG's website - <https://www.olg.nsw.gov.au/councils/governance/best-practice-governance-policies-consulations/>.

Where to go for further information

- For further information, contact OLG's Council Governance Team on (02) 4428 4100.

Melanie Hawyes

Deputy Secretary, Crown Lands and Local Government

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Office of
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Circular to Councils

Circular Details	Circular No 22-38 / 13 December 2022 / A844528
Previous Circular	21-38 <i>Consultation on review of the councillor misconduct framework</i>
Who should read this	Councillors / General Managers / All council staff / conduct reviewers
Contact	Council Governance Team / 02 4428 4100 / olg@olg.nsw.gov.au
Action required	Response to OLG

Consultation on the outcomes of the review of the councillor misconduct framework

What's new or changing

- Mr Gary Kellar PSM has completed his review of the councillor misconduct framework and has provided his report to the Minister.
- Mr Kellar's report, *Focus on Civic Responsibility: Councillor Conduct Accountability in New South Wales*, is available on the Office of Local Government's website [here](#).
- A consultation guide has been developed to focus attention on some of the key recommendations contained in the report. The consultation guide should be read in conjunction with the Mr Kellar's report.
- The Government is seeking the views of the public, local government sector and others on Mr Kellar's findings and recommendations to inform its response to them.

What this will mean for your council

- Anyone, including the general public, councils, individual councillors and council staff, can make written submissions in response to the consultation paper.
- Councils' complaints coordinators should also provide a copy of Mr Kellar's report to their conduct reviewers and advise them of the opportunity to make written submissions in response to the report.
- The consultation guide provides information about how to make a submission.
- Submissions should be made by **COB 3 February 2023**.

Key points

- Mr Kellar was appointed to undertake an independent review of the framework for dealing with councillor misconduct in New South Wales.
- Mr Kellar was a member of the expert panel which conducted a review of the local government misconduct framework in Queensland in 2017 and was general manager of Logan City Council for 26 years.
- Mr Kellar's review has examined the current administrative framework under which complaints about councillor misconduct are managed, with the aim of identifying areas for improvement. The review has included an examination of similar frameworks used in other jurisdictions.

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- Mr Kellar has made 49 recommendations.
- Among other things, Mr Kellar has recommended the establishment of a new framework for dealing with councillor misconduct in which code of conduct complaints about councillors are managed by regionally based Independent Councillor Conduct Review Panels under the regulatory oversight of an independent Councillor Conduct Commissioner. Panels will have stronger disciplinary powers than those currently available to councils including the ability to impose monetary penalties. Councils will be required to meet the panels' and the Commissioner's costs in dealing with complaints about their councillors.
- Other recommendations include:
 - requiring candidates at local government elections to participate in training before they can nominate
 - mandating training for councillors
 - allowing councillors to be prosecuted for breaches of their oaths of office
 - empowering mayors to expel councillors from meetings for disorder, and
 - placing a positive duty on mayors to deal with disorder at meetings – a failure by mayors to do so will constitute serious misconduct.

Where to go for further information

- Mr Kellar's report and the consultation guide is available on OLG's website [here](#).
- For further information, please contact OLG's Council Governance Team on 02 4428 4100 or by email at olg@olg.nsw.gov.au.

Melanie Hawyes
Deputy Secretary Crown Lands and Local Government

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Office of
Local Government

Circular to Councils

Circular Details	Circular No 22-39 / 19 December 2022 / Doc ID A845675
Previous Circular	N/A
Who should read this	Councillors / General Managers / Council policy staff
Contact	Cyber Security
Action required	Information

Release of Cyber Security Guidelines for NSW Local Government

What's new or changing

- The Cyber Security Guidelines - Local Government (the Guidelines) allow councils to assess their cyber security maturity and plan their maturity uplift.
- The Guidelines outline cyber security standards and controls recommended by Cyber Security NSW for NSW local governments.

What this will mean for your council

- Councils can adopt the Guidelines or use them to form the basis of an internally developed cyber security policy.
- Adherence to the Guidelines is strongly recommended but voluntary with no requirement to report maturity scores to Cyber Security NSW.

Key points

- Councils are increasingly dependent on digital technologies and are a target for state-based, criminal and activist threat actors.
- A cyber-attack or incident has a risk of major disruption to services and operations, with genuine risk to critical infrastructure and services.
- Strong cyber security enables the effective use of emerging technologies and ensures confidence in the services provided by NSW local governments.
- The Guidelines should form the basis of an internally developed cyber security policy for individual NSW councils.
- Cyber Security NSW does not offer funding assistance for the implementation of the Guidelines or other cyber security maturity uplift.

Where to go for further information

- The Guidelines and relevant templates for council use are hosted on the Councils and Cyber Security NSW Microsoft Teams forum. To join the forum, contact community@cyber.nsw.gov.au.
- Cyber Security NSW offers various services to assist councils in boosting their cyber security capability. Contact info@cyber.nsw.gov.au for more information.
- For questions about the Guidelines, contact the Policy Development and Coordination Team at policy@cyber.nsw.gov.au.

Melanie Hawyes

Deputy Secretary, Crown Lands and Local Government

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Office of
Local Government

Circular to Councils

Circular Details	Circular No 22-40 / 19 December 2022 / A809665
Previous Circular	21-27 <i>Review of the tendering provisions of the Local Government (General) Regulation 2005</i>
Who should read this	General Managers / Governance and Procurement Staff
Contact	Council Governance Team / 02 4428 4100 / olg@olg.nsw.gov.au
Action required	Response to OLG / Council to Implement

Amendments to the tendering provisions of the Local Government (General) Regulation 2021 and consultation of the development of new procurement guidelines for councils.

What's new or changing

- Amendments have been made to the tendering provisions of the Local Government (General) Regulation 2021 to reduce red tape and to update them to reflect the increased use of electronic tendering by councils.
- The amendments, which have been developed following a public consultation process, will give effect to a recommendation by the Audit Office and will support councils to achieve greater efficiencies in their procurement.
- The amendments also allow decisions to decline to accept all tenders to be made under delegation. However, decisions to decline to accept all tenders and to enter into negotiations in relation to the subject matter of the tender, must still be made by a resolution of the council to ensure transparency and accountability.
- The Office of Local Government (OLG) is also developing comprehensive new procurement guidelines to complement the new regulations.
- The proposed guidelines will provide best practice guidance on all steps of the tendering process, procurement below the tendering threshold, probity, the use of NSW Government prequalification schemes and other providers' contractor panels, the use of procurement to promote social and economic development outcomes, and contract management and evaluation.
- OLG is seeking the views of councils and others on the content of the proposed guidelines and to identify best practice procurement in the local government sector.

What this will mean for your council

- To assist in the development of the guidelines, OLG is seeking the following from councils:
 - suggestions on what issues should be addressed in the guidelines
 - copies of or links to councils' policies, procedures or guidelines on tendering and procurement.
- Submissions may be made by email to olg@olg.nsw.gov.au.
- Submissions should be labelled "Procurement Guidelines Consultation" and marked to the attention of OLG's Council Governance Team.
- Submissions should be made before **Friday 24 February 2023**.

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- Information gathered during the initial consultation will be used to develop a draft of the procurement guidelines. These will be issued for a second round of consultation with the local government sector to ensure they are fit for purpose.

Key points

- In December 2020 the NSW Auditor-General released a report examining procurement management in local government. In her report, the Auditor-General recommended that the regulations be updated to reflect the increased use of electronic tendering and that comprehensive and updated guidance on effective procurement practices be published.

Where to go for further information

- The amended Regulations are available at <https://legislation.nsw.gov.au/view/html/inforce/current/sl-2021-0460>.
- Contact OLG's Council Governance Team by telephone on 02 4428 4100 or by email at olg@olg.nsw.gov.au.

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Office of
Local Government

Circular to Councils

Circular Details	Circular No 22-41 / 19 December 2022 / A843647
Previous Circular	22-21 Update on membership requirements for audit, risk and improvement committees
Who should read this	General Managers / Councillors / Council governance staff / Audit, risk and improvement committee members and internal audit personnel
Contact	Council Governance Team / (02) 4428 4100 / olg@olg.nsw.gov.au
Action required	Information

Update on the *Guidelines for Risk Management and Internal Audit for Local Government in NSW*

What's new or changing

- The Guidelines for Risk Management and Internal Audit for Local Government in NSW (the Guidelines) have been approved. However, the Office of Local Government (OLG) has been advised that the amendments to the Local Government (General) Regulation 2021 giving statutory force to elements of the Guidelines will not be made until early 2023.
- OLG has issued the approved Guidelines in draft form pending the supporting Regulation amendments being made so that councils can start to implement them.

What this will mean for your council

- The approved Guidelines are available on OLG's website - <https://www.olg.nsw.gov.au/councils/governance/risk-management-audit-and-internal-controls/risk-management-and-internal-audit-framework-for-local-councils-in-nsw/>.
- The model terms of reference for audit risk and improvement committees, an example risk management policy, and the model internal audit charter have also been published on OLG's website in Word format for use by councils and joint organisations.
- Councils and joint organisations must comply with the Guidelines from **1 July 2024**. As of that date all councils and joint organisations will be required to ensure audit risk and improvement committee chairs and members meet the eligibility and independence requirements set out in the Guidelines and have a risk management framework and internal audit function in place that complies with the Guidelines.

Key points

- The final version of the Guidelines will be issued when the supporting Regulation amendments are made. While further minor amendments will be made to the Guidelines to align them with the supporting Regulations as drafted, OLG does not anticipate any significant changes.

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Where to go for further information

- For further information please contact the Council Governance Team on 02 4428 4100 or by email at olg@olg.nsw.gov.au.
- If councils or joint organisations require assistance in establishing an ARIC or shared arrangements for an ARIC, they should contact their council engagement manager at OLG.

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Office of
Local Government

Circular to Councils

Circular Details	Circular No 22-42 / 22 December 2022 / A846535
Previous Circular	21-29 <i>Release of the Guideline on the Use and Management of Credit Cards</i>
Who should read this	General Managers / Governance staff / Internal audit personnel
Contact	Council Governance / (02) 4428 4100 / olg@olg.nsw.gov.au
Action required	Council to Implement

Councils and joint organisations to provide OLG's credit card guidelines to their ARICs

What's new or changing

- The NSW Parliament's Public Accounts Committee has recommended that the Office of Local Government's (OLG's) *Guidelines on the Use and Management of Credit Cards* (credit card guidelines) should be provided to councils' audit risk and improvement committees (ARICs) to provide further guidance on credit card use.

What this will mean for your council

- General managers of councils and executive officers of joint organisations should arrange for the credit card guidelines to be provided to the chair of their ARICs. The credit card guidelines are available [here](#).

Key points

- The credit card guidelines have been issued under section 23A of the *Local Government Act 1993*. Councils are required to consider them when developing or reviewing their credit card policy. This will ensure greater consistency across the sector in terms of how credit cards are managed, and inherent risks are minimised.
- The guidelines are divided into two parts:
 - Part A provides a list of core responsibilities that councils should consider as foundational elements of their credit card policy and related procedures; and
 - Part B provides operational guidance that expands on these core responsibilities with practical advice on best practice credit card management and the responsibilities of individual cardholders, including risk management, preventative controls, and detective controls.
- The guidelines are based on NSW Treasury's credit card policy and guidelines for NSW state agencies (TPP21-02 Use and management of NSW Government Purchasing Cards).
- The guidelines were developed in response to a performance audit of credit card usage at six local councils by the NSW Audit Office.

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Where to go for further information

- The credit card guidelines are available [here](#).
- For further information, contact OLG's Council Governance Team on (02) 4428 4100.

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9.2 ORGANISATIONAL STRUCTURE

File Number: RPT/23/20

Responsible Officer: Ken Ross - General Manager
 Responsible Division: Office of the General Manager
 Reporting Officer: Tania Peel - Business Support 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 333 of the Local Government Act of 1993 states: *"The organization structure may be re-determined under this Part from time to time. The council must review, and may redetermine, the organisation structure within 12 months after any ordinary election of the council."*

This report is presented to Council to comply with that mandatory obligation.

Currently, Wentworth Shire Council has an adopted structure with 133.45 full time equivalent positions. This report does not seek any addition to that number.

Recommendation

That Council having reviewed the existing structure deem the current approved number and positions appropriate to enable the delivery of all services to a satisfactory level.

Detailed Report

Purpose

The purpose of this report is to provide a level of detail around the existing workforce and consider the future requirements to support the community expectation relative to the business undertakings of Council. This report does not seek any addition to the total number of approved team members.

Report Detail

The key to a successful local government organisation that is able to deliver for its broad range of stakeholders comes down to one thing, its people. A strong organisation culture underpinned by values and behaviours-based leadership, aligned to a solid strategic direction and an operational plan that is properly funded and achievable is the key to ensuring that the people entrusted to deliver the outcomes are given the best opportunity to do so.

Currently Wentworth Shire Council has an adopted structure with 133.45 full time equivalent positions. Within that 133.45 FTE there is currently 18.6 vacancies which are occupied with part time, casual and term contract team members.

The organisation consists of four (4) operational areas being Roads and Engineering, Health and Planning, Finance and Policy and the Office of the General Manager.


The structure is based around a three-Director model and the General Manager forming the executive team of Council. This review does not deviate from that. While this report does not request any additional numbers recent scrutiny of the tender / procurement processes within Council deem it appropriate to allocate a position to improve that aspect of Council process.

The Organisational Structure Chart is attached for the information of Councillors.

Conclusion

For Council to successfully support the initiatives outlined in Councils delivery program the structure as identified should be maintained.

Attachments

1. Organisation Chart 2023  



9.3 HERITAGE ADVISORY COMMITTEE - DRAFT CHARTER

File Number: RPT/23/61

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Deborah Zorzi - Governance Officer

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

Strategy: 4.2 A strong, responsible and representative government

Summary

By way of Resolution of 28 September 2022 Council approved the inclusion of a Heritage Advisory Committee in its Committee structure for the next 12 months.

Prior to the new committee meeting, Council needs to determine both the terms of reference of the Committee and the Committee membership.

Recommendation

That Council adopts the terms of reference detailed in the Heritage Advisory Committee draft charter and endorses the objectives, composition of the Committee, and the membership nomination and selection process to enable establishment of the Committee.

Detailed Report

Purpose

The purpose of this report is to provide details of the proposed Heritage Advisory Committee draft charter setting out details of the objectives of the Committee, its structure, the nomination and selection process of committee members, delegation, and reporting requirements.

Background

Council has not had a Heritage Advisory Panel or engaged a Heritage Advisor for some years. The last Shire-wide heritage study was undertaken at the request of Council by Hassell Planning Consultants in 1989 and this has remained the guiding document. The Wentworth Heritage Precinct Study undertaken in 1993 by McDougall and Vines is a subsequent localized study. The absence of recent studies and of engagement targeted at increasing community participation, awareness and appreciation of heritage across Wentworth Shire has informed the terms of reference of this draft Heritage Advisory Committee Charter.

A brief review has been undertaken of the Charters of other local government Heritage Advisory Committees as published on their websites, and of the *Local Government Heritage Guidelines* published by NSW Heritage in drafting this charter. This draft charter is considered generally consistent with the objectives and structures set out therein.

Some Councils with a Heritage Advisory Committee such as Blue Mountains City Council, Liverpool City Council and Cumberland City Council are quite prescriptive in their membership criteria – both by way of organization representation required and by the extent of experience required for nominations, however it is noted that they have a larger population to draw membership and representation from and this is not readily transferable here.


The number of Committee members proposed is less than other Councils, again attributed to their population base (other Councils are consistent with a requirement for two Councillors however community representation varies between six to twelve).

It is noted that the final terms of reference will include additional details such as the frequency of meetings, being matters to be determined in consultation with committee members.

Conclusion

The recommendation in this report will facilitate the establishment of the Heritage Advisory Committee.

Attachments

1. Draft Heritage Advisory Committee Charter [!\[\]\(b1b781be830eb908d845c527ab08d5f8_img.jpg\)](#) 

WENTWORTH SHIRE COUNCIL HERITAGE ADVISORY COMMITTEE

DRAFT CHARTER

PURPOSE

The Wentworth Shire Council Heritage Advisory Committee is to act in an advisory capacity to the Council with respect to providing support and advice on cultural heritage within the Local Government Area.

Heritage is a diverse field and may include built heritage, cultural landscapes, moveable heritage, Indigenous places, local histories and documenting heritage. Through its actions and contribution, the Committee encourages increased community participation, awareness and appreciation of heritage across Wentworth Shire.

OBJECTIVES

- provide advice to Council in relation to proposed and current heritage listings, including the identification and documentation of heritage items
- promote heritage matters within the community, such as supporting Council to raise awareness and appreciation of the Shire's cultural heritage and contributing to collective knowledge
- provide support for Council in effective heritage management, such as alerting council to heritage issues within the community, helping to preserve heritage and supporting education, awareness and capacity building
- provide advice to Council in the development and implementation of strategies, policies and programs related to heritage conservation
- provide feedback to Council on specific applications that may impact heritage items or areas
- provide advice on requests for heritage grants from the relevant state heritage authority

MEMBERSHIP

Membership Structure

The Committee shall comprise of the following six (6) voting members:

- Councillors (2) (Councillor MacAllister with an alternate Councillor to be selected)
- Community Representatives (4)

The Committee shall comprise of the following non-voting members:

- General Manager
- Director Health & Planning

Community representatives will have a specific interest in history, heritage conservation, local community development or landscapes such as local historical society, local indigenous group(s) and may come from local organisations.

One Councillor approved by Council will act as Chair of the Committee.

Applications

Applications for membership will take place through a publicly advertised expression of interest process, after which a recommendation will be submitted to Council for approval of membership of the Committee.

Applications from an organisation representative must be accompanied by endorsed minutes from a meeting of that organisation's executive endorsing the representative.

Nomination and Selection

Expressions of interest to participate in the Committee will be called for through Council notices posted in the local and online media and Council's website.

The membership criteria for the Committee include the following:

- demonstrated *extensive* interest in and knowledge of cultural heritage and local history of Wentworth Shire;
- demonstrated interest in and knowledge of the challenges and opportunities affecting local heritage management;
- a willingness to commit time to be actively involved in the Committee and to perform tasks related to Committee business;
- resident, ratepayer or a strong association with the Wentworth LGA, including a strong interest and understanding of the local heritage and history; and
- the ability to effectively listen, cooperate with community members holding similar or different points of view, and constructively participate as a member.
- demonstrated practical experience in promoting and protecting heritage.

COMMITTEE MEETINGS

This committee meets on the following basis:

- to be determined in consultation with the committee members
- not open to the public (by invitation only)

REPORTING REQUIREMENTS

This committee will report directly to Council.

ESTABLISHMENT AND DISSOLUTION OF THE COMMITTEE

The Council, through resolution of the Council, establishes advisory committees as it considers necessary. The Council retains the right to dissolve a committee at any time by a resolution of Council.

COMMITTEE DELEGATIONS

The Committee has no formal delegations and acts only in an advisory capacity.

REVIEW OF CHARTER

This charter will be reviewed after 12 months. Any member of the Committee can request an amendment. To become effective, any amendment to the Charter must be by a resolution of Council.

MEDIA AND COMMITTEE PUBLIC RELATIONS

The Committee as a Council function operates within the provision of Council's media policy. All media representation, press contact and publications shall be directed through the Council's Communications Officer via the Chair and as approved by the Chair. To avoid doubt, members cannot make any comment in correspondence, media representation, press contact and publications with reference to speaking as a member of the Committee or on behalf of the Committee.

9.4 MOTIONS FOR THE 2023 NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT

File Number: RPT/23/19

Responsible Officer: Ken Ross - General Manager
 Responsible Division: Office of the General Manager
 Reporting Officer: Tania Peel - Business Support 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

The 2023 National General Assembly of Local Government (hosted by the Australian Local Government Association) is being held from Tuesday 13 June to Thursday 15 June 2023 at the National Convention Centre, Canberra.

Motions to the Annual Conference require a resolution of Council and must be submitted by Friday 24 March 2023 via the online portal.

Recommendation

That Council determines the motions to be lodged with the Australian Local Government Association (ALGA) for the 2023 National General Assembly. Noting that the closing date for submission of motions is Friday 24 March 2023.

Detailed Report

Purpose

The purpose of this report is to consider motions for the 2023 Australian Local Government Association (ALGA).

Background

The Conference is held annually and is the main local government forum for policy making in Australia. Council sends delegates to the Conference annually. The theme for this year's National General Assembly of Local Government is: *"Our Communities, Our Future"*.

Report Detail

Motions must conform to the criteria outlined in the discussion paper attached.

If your council does submit a motion, there is an expectation that a council representative will be present at the NGA to move and speak to that motion if required.

Conclusion

Formal endorsement of motions by Council will be required prior to submission to the Australian Local Government Association.

Attachments

1. NGA23-Call-for-Motions-Discussion-Paper_Final_Dec_22  



AUSTRALIAN
LOCAL GOVERNMENT
ASSOCIATION

2023 NGA

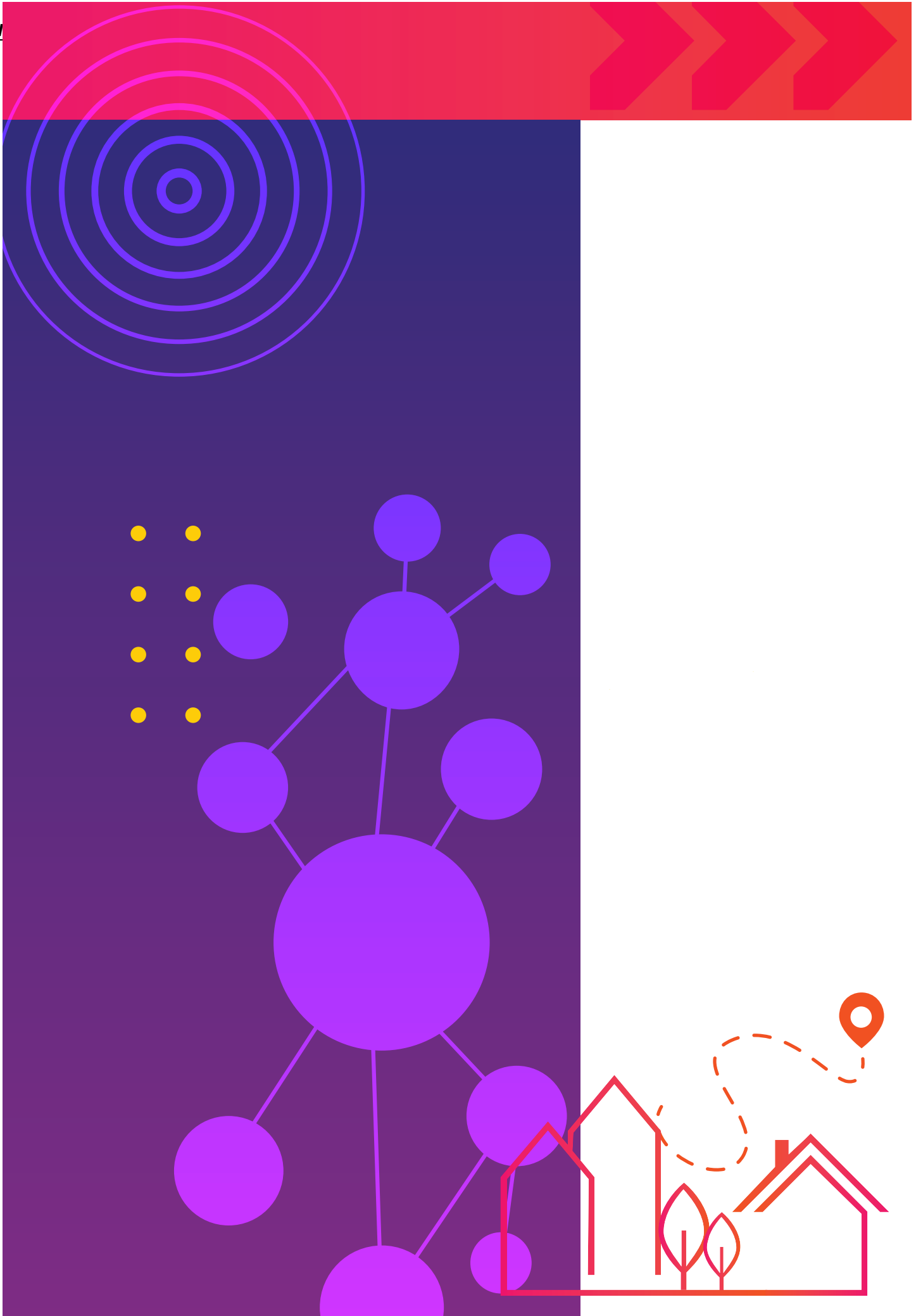
OUR COMMUNITIES
OUR FUTURE

DISCUSSION PAPER
Call for Motions

JUNE 2023

NATIONAL CONVENTION CENTRE
CANBERRA







The Australian Local Government Association (ALGA) is pleased to convene the 29th National General Assembly of Local Government (NGA), to be held in Canberra mid June 2023.

This discussion paper contains essential information for Australian councils considering submitting motions for debate at the 2023 NGA.

It is recommended that all councils and delegates intending to attend this event familiarise themselves with the guidelines for motions contained in this paper.

Key Dates

December 2022	24 March 2023	June 2023 *	June 2023 *
Opening of Call for Motions	Acceptance of Motions	Regional Cooperation & Development Forum	National General Assembly

* Dates are subject to change depending on timing of Australian Council of Local Government

**To submit your motion,
visit: alga.com.au**



Background to ALGA and the NGA

ALGA was established in 1947, and its structure is a federation of member state and territory local government associations.

Its mission is to champion and strengthen Australian councils by representing the agreed position of ALGA members, the seven local government associations from around Australia, who represent 537 Australian councils.

In 1994, the ALGA Board, in consultation with its member associations, established the NGA as a unique forum to engage with councils directly at the national level.

The purpose of the NGA was to build the profile of local government on the national stage and demonstrate to the Australian Government the strength and value of working with local government nationally.

As part of the NGA, debate on motions was introduced as a vehicle for councils from across the nation to canvas ideas, and solutions to the challenges facing Australia's councils and communities.

Outcomes of debate on motions (NGA Resolutions) could then be used by participating councils to inform their own policies and priorities, as well as their own advocacy to the Federal Government and Federal MPs.

At the same time, they assist ALGA, and its member state and territory associations to gain valuable insight into council priorities, emerging national issues, and gauge the level of need and support for emerging policy and program initiatives and advocacy.

Changes for 2023

The ALGA Board has undertaken a comprehensive review of the motions process.

As a result, ALGA has allocated additional time for debate on motions at the 2023 NGA and amended the criteria with a view to improving the quality and relevance of motions included in the Business Papers.

The updated criteria for motions is listed on page 6.

ALGA's policies and priorities will continue to be informed by motions and determined by the ALGA Board and based on the positions of its member associations.

ALGA's Board thanks all councils for attending the NGA, and those that will take the time to submit motions for debate at this event.





Submitting Motions

The theme of the 2023 NGA: Our Communities, Our Future.

This theme conveys the critical importance of our communities, how they are the focus of our attention, and how they are at the centre of all our work.

Our communities are the reason that local governments exist, and it is the health and wellbeing of our communities that will shape Australia's future.

This discussion paper is a call for councils to submit motions for debate at the 2023 NGA, to be held in Canberra mid June 2023.

A notice of motion to this year's NGA should either:

- Focus on practical and deliverable programs and policies that the Australian Government can support and work directly with the local government sector to build our communities; or
- New program ideas that would help the local government sector to deliver national objectives.

Motions should be concise, practical and able to be implemented.

They must also meet the guidelines for motions outlined in this paper.

You are encouraged to read all the sections of the paper but are not expected to respond to every issue or question. Your council's motion/s should address one or more of the issues identified in the discussion paper.

Motions must be lodged electronically using the online form available at www.alga.com.au and be received no later than 11:59pm on Friday 24 March 2023.

All notices of motions will be reviewed by the NGA Subcommittee to ensure that they meet the criteria included in this paper.

The Subcommittee reserves the right to select, edit or amend notices of motions to facilitate the efficient and effective management of debate on motions at the NGA.

All NGA resolutions will be published on www.nationalgeneralassembly.com.au.

As the convenor of the NGA, the ALGA Board will communicate resolutions to the relevant Australian Government Minister and publish Ministerial responses as they are received on this website.

If your council does submit a motion, there is an expectation that a council representative will be present at the NGA to move and speak to that motion if required.

We look forward to hearing from you and seeing you at the 2023 NGA.



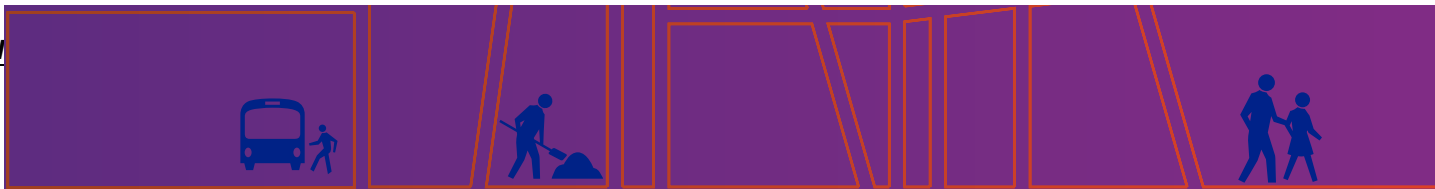
Criteria for motions

To be eligible for inclusion in the NGA Business Papers, and subsequent debate on the floor of the NGA, motions must meet the following criteria:

1. Be relevant to the work of local government nationally.
2. Not be focused on a specific jurisdiction, location or region – unless the project or issue has national implications.
3. Be consistent with the themes of the NGA.
4. Complement or build on the policy objectives of ALGA and your state or territory local government association.
5. Be submitted by a council which is a financial member of their state or territory local government association.
6. Propose a clear action and outcome ie call on the Australian Government to act on something.
7. Not be advanced on behalf of external third parties that may seek to use the NGA to apply pressure to Board members, or to gain national political exposure for positions that are not directly relevant to the work of, or in the national interests of, local government.
8. Address issues that will directly improve the capacity of local government to deliver services and infrastructure for the benefit of all Australian communities.
9. Not seek to advance an outcome that would result in a benefit to one group of councils to the detriment of another.
10. Be supported by sufficient evidence to support the outcome being sought and demonstrate the relevance and significance of the matter to local government nationally.

Motions must commence with the following wording:

This National General Assembly calls on the Australian Government to ...



Other things to consider

Please note that it is important to complete the background section on the form. Submitters of motions should not assume that NGA delegates will have background knowledge of the proposal.

The background section helps all delegates, including those with no previous knowledge of the issue, in their consideration of the motion.

Motions should not be prescriptive in directing how the matter should be pursued.

Try to keep motions practical, focussed, relatively simple and capable of being implemented to ensure that relevant Australian Government Ministers provide considered, thoughtful and timely responses.

Multi-point motions that require cross portfolio coordination have not historically received meaningful responses from the Government.

All motions submitted will be reviewed by the NGA Subcommittee, in consultation with state and territory local government associations, to determine their eligibility for inclusion in the NGA Business Papers.

When reviewing motions, the Subcommittee will consider the motions criteria, clarity of the motion and the importance and relevance of the issue to local government.

If there are any questions about the substance or intent of a motion, ALGA will raise these with the nominated contact officer. With the agreement of the submitting council, these motions may be edited before inclusion in the NGA Business Papers.

To ensure an efficient and effective debate where there are numerous motions on a similar issue, the Subcommittee will group motions together under an overarching strategic motion.

The strategic motions will have either been drafted by ALGA or will be based on a motion submitted by a council which best summarises the subject matter.

Debate will occur in accordance with the rules for debate on motions published in the Business Papers and will focus on the strategic motions.

Associated sub-motions will be debated by exception only or in accordance with the debating rules.

Any motion deemed to be primarily concerned with local or state issues will be referred to the relevant state or territory local government association and will not be included in the NGA Business Papers.

Motions should be lodged electronically using the online form available on the NGA website at: www.alga.com.au.

All motions require, among other things, a contact officer, a clear national objective, a summary of the key arguments in support of the motion, and endorsement of your council.

> **Motions should be received no later than 11:59pm on Friday 24 March 2023.**



Setting the scene

'Through a devastating pandemic, through a succession of dangerous and damaging natural disasters, through global uncertainty and painful price rises – The Australian people have demonstrated the best of our national character. Resolute and resilient in hard times. Practical and pragmatic about the challenges we confront. Optimistic and confident in a better future. And ready to work together to build it.'

The Hon Jim Chalmer MP, Federal Treasurer Budget Speech 2022-23

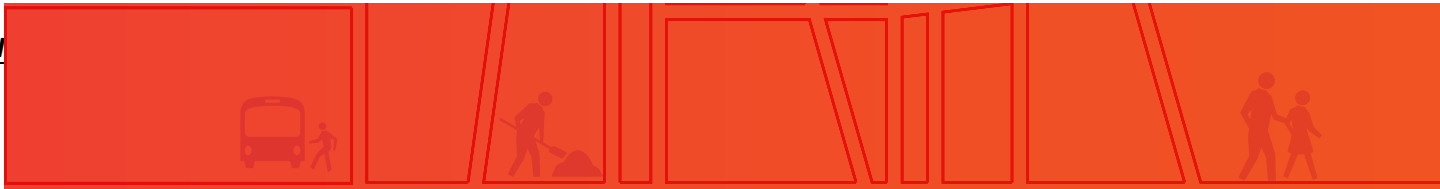
The opening statement of the Federal Treasurer's first Budget Speech describes the backdrop against which the 2023 NGA will be held.

The 2022 NGA was held just weeks after the change in the Federal Government on 21 May 2022. On 25 October 2022, the new Government handed down its first Budget which updated the economic outlook, realigned priorities and outlined how the Government was to meet its election promises.

The Budget update foreshadows deteriorating economic conditions, citing global challenges, slowing growth, high inflation and higher interest rates, and acknowledges the mounting cost of living pressures on individuals, families and communities.

Key updates include:

- The economy is expected to grow solidly this financial year, by 3 ¼ percent – before slowing to 1 ½ percent growth for 2023/24, a full percentage point lower than what was forecast in March;
- That slowing growth will have an effect on employment, but jobs will continue to be created, and unemployment is expected to stay low by historical standards – at 4 ½ percent in 2023/24 and 2024/25;
- Inflation is expected to peak at 7 ¾ percent late in 2022, before moderating over time to 3 ½ percent through 2023/24, and returning to the Reserve Bank's target range in 2024/25; and that
- When that inflation moderates, real wages are expected to start growing again in 2024.



The Government is also committed to repairing the Budget in a ‘measured and responsible’ manner consistent with the objective of maintaining full employment and the delivery of essential services. It foreshadows that this will be achieved through spending restraint, with new spending focused on high-quality and targeted investments and building on the capability of the Australian people, expanding the productive capacity of the economy, and supporting action on climate change.

The Budget also included a focus on measuring and improving community wellbeing.

By the time of the 2023 NGA, the Government will have delivered its second Budget, which will provide further updates to the economic outlook and also refine its economic strategy going forward.

The 2023 NGA provides you – the elected representatives of Australia’s local councils and communities – with the opportunity to engage with the Federal Government and key Ministers.

Further, it is your opportunity to advocate for new or extended programs and policy initiatives that could strengthen local governments’ capacity to deliver services and infrastructure to communities across the nation.

This year’s call for motions focusses on eight priority areas:

- Productivity;
- Local Government Infrastructure;
- Community Wellbeing;
- Local Government Workforce;
- Data, Digital Technology and Cyber Security;
- Climate Change and Renewable Energy;
- Natural Disasters; and
- Housing.



1. Productivity

In February 2022, the then Federal Treasurer asked the Productivity Commission to undertake an inquiry into Australia's productivity performance and provide recommendations on productivity enhancing reform.

This inquiry was the second of a regular series, undertaken at five-yearly intervals, and recognises that productivity growth is vital for Australia's future. Drawing on the Intergenerational Report the Treasurer notes that '... future growth in income and living standards will be driven from productivity growth as the participation effects of young migration are offset by an ageing population.'

ALGA engaged SGS Economics and Planning to undertake research to support its submissions to this inquiry.

SGS Principal and Partner Dr Marcus Spiller presented on some of the findings of this research at the 2022 NGA. In his presentation he identified that local governments generate local economic activity through employment, payment of wages and expenditure on goods and services in the local economy. In addition, SGS identified nine ways local government supports the productive capacity of the broader economy.

Figure 1 – Nine ways local governments contribute to the productive capacity of the broader economy



Sources: Adapted from SGS Research for ALGA's Submission to Productivity Commission (2022)

Are there programs and initiatives that the Commonwealth Government could implement to improve local government's capacity to support productivity growth?

Are there programs that could support one, or all of the identified ways local government contributes to productivity in the broader economy?



2. Local Government Infrastructure

The 2021 National State of the Assets Report (NSoA) shone a spotlight on local government infrastructure assets. While the technical report shows that local government assets such as roads, bridges, buildings, parks and recreation, stormwater, water and wastewater and airports and aerodromes are generally in good to very good condition, around 10 percent are not fit for purpose, and around 20 – 25 percent are only fair and over time will need attention.

Over the past 12 months this situation has further deteriorated as a result of natural disasters, and particularly flooding across the eastern seaboard.

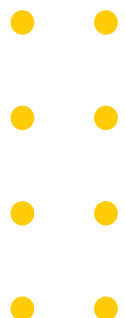
The technical report shows that in 2019/20 non-financial infrastructure assets were valued at \$342 billion and were depreciating at \$7.7 billion per year. Replacement costs of these infrastructure assets were in the order of \$533 billion.

While 86 percent of councils have adopted long term financial plans, one third of councils do not have asset management plans for their major assets, or if they do, they are out-of-date. Of the councils that do have asset management plans only 66 percent included financial projections in their financial plan.

Asset management and long-term financial planning are essential tools for councils to manage community assets now and into the future.

Are there programs or initiatives that the Commonwealth Government could adopt to improve the long-term sustainability of council's infrastructure?

Are there programs or initiatives that the Commonwealth Government could provide to improve the sector's capacity to manage local government infrastructure and to integrate these plans into long-term financial plans?





3. Community Wellbeing

While the NSoA focuses attention on physical assets, local governments also provide a wide range of important community services that improve local wellbeing. These services are provided at the discretion of councils based on local characteristics, needs, priorities and resources of the local community.

Australian Bureau of Statistics (ABS) data shows that local government annual expenditure in 2020/21 was \$43 billion. It is important to note that nationally local government is 83 percent self-sufficient. That is, the vast majority of local government services and infrastructure are funded at the local level either through rates, fees and charges, sale of goods and services, and interest, and only 17 percent comes from grants and subsidies from other levels of government. Unfortunately, many of these grants and subsidies are tied, and often require matching funding which restricts the ability to address local priorities in the way the council and community might like.

Local government community services are broadly defined and may include but not limited to:

- environmental health including food safety;
- childcare, early childhood education;
- aged care, senior citizens;
- services to the disabled;
- programs to address disadvantage, to reduce poverty and homelessness;
- sporting and recreational programs;
- arts and cultural activities, program and festivals;
- tourism and economic development activities; and
- library services.

Councils also play a key role making places that are attractive and liveable for current and future workers, and closing the gap between Indigenous and non-Indigenous Australians.

ALGA's research shows that almost one in four councils are heavily reliant on federal Financial Assistance Grants, which make up at least 20 percent of their annual operating revenue. Financial sustainability of local governments remains an ongoing issue which threatens local service provision and community wellbeing.

Noting the funding arrangements for the provision of local government community services in your area and across the country, are there programs and initiatives that the Commonwealth Government could implement to improve the delivery of these services?

Are there changes to existing programs, including to administrative arrangements, that would significantly improve local government human service planning and provision of services and infrastructure across Australia?

Are there new programs the Australian Government could develop that would support councils to close the gap between Indigenous and non-Indigenous Australians?

What are the actions the Australian Government could take to support councils to improve their ongoing financial sustainability, and their capacity to deliver the services their communities need?



4. Local Government Workforce

Local government is a major employer in Australia providing employment, career advancement and training opportunities for more than 190,800 Australians, across an estimated 400 occupations. In many communities, the council is one of the largest employers.

There are 537 local councils in Australia. Importantly, they are geographically dispersed and provide essential public administration to every corner of the nation.

According to the 2022 National Local Government Workforce Skills and Capability Survey, more than 90 percent of local governments are experiencing skills shortages, resulting in around two thirds of councils having their projects impacted or delayed.

Skills shortages occur for a variety of reasons including an inability to compete against the private sector, worker accommodation, support services for families, ageing of the workforce and geographic isolation. The attrition rate (or rate of turnover) of local government staff is estimated to be between 15 – 20 percent per annum.

The most cited skills shortages include engineers, urban planners, building surveyors, environmental officers and human resources professionals.

ALGA's submission to the Productivity Commission's Productivity Inquiry called on all levels of government to work together to improve training pathways and address skills and labour shortages for the benefit of councils, communities, and businesses right across Australia.

While local government must face its immediate workforce challenges, it must also anticipate the changing nature of work, and future skills needed to meet the changing needs of our communities.

Are there programs or initiatives that the Commonwealth Government could implement that would enhance local government's capacity to attract and retain appropriately skilled staff now and into the future?

Are there programs or changes to existing programs that would increase local government's ability to employ apprentices and trainees?

Are there other initiatives that the Commonwealth Government could provide to improve the sector's ability to plan and develop skills fit for the future?



5. Data, Digital Technology and Cyber Security

Provision of information technology to all Australians is vital for innovation, economic growth and social equity. However, it is potentially even more important to regional Australia where the tyranny of distance increases the inequity of services available – including education, health, economic and social.

Innovative technology is becoming more broadly available and has the ability to boost productivity and economic growth.

Councils around Australia continue to embrace new technologies to improve their service delivery standards and broaden consultation and engagement with their local communities. However, many councils lack basic technological infrastructure and have a shortage of necessary skills and resources.

In October 2022, cyber-attacks on major Australian corporate organisations including Optus and Medibank Private highlighted the critical importance of cyber security. It is a timely reminder as digital information, services and products become an increasing feature of modern business operation including in local government.

Like all risks, local government must manage the risk of cyber-attack and address cyber security. At a national level, there is a poor understanding of local government's vulnerability to cyber-attacks and a lack or inadequacy of risk management strategies and business continuity planning within the sector. While this is primarily a responsibility of the sector itself, governments at all levels must work together to ensure that the public have confidence in government information management systems and its security.

Drawing upon your own council experience, and your knowledge of other councils within your state, or territory, are there programs and initiatives that the Commonwealth Government could implement to help local government develop its digital technology services and infrastructure and/or to improve cyber security within the sector?



6. Climate Change and Renewable Energy

Local governments are playing an important leadership role in addressing climate change, supporting a wide range of programs to lower the carbon footprint of their own business operations and in their local communities.

As a sector, local government is leading the debate for lowering carbon emissions, sourcing renewable energy, responding creatively to reduce greenhouse gas emissions from landfills, and facilitating the construction of green buildings and water sensitive design of cities and towns.

Councils also have a role to play supporting communities in transition, moving away from fossil fuels to new industries.

Pragmatically, local government has been at the forefront of addressing the impacts of climate change and adapting to reduce its environmental footprint. These impacts include an increased number of days with high temperatures, less rainfall and more droughts in southern Australia, less snow, more intense rainfall and fire weather, stronger cyclones, and sea level rise. These changes will increase stress on Australia's infrastructure and physical assets and natural ecosystems that are already threatened, and significantly affect agriculture, forestry, fisheries, transport, health, tourism, finance and disaster risk management.

At the 2022 NGA, there were five Strategic Motions and 15 associated motions debated concerning this issue. Councils are encouraged to review these motions on ALGA's website prior to developing new motions for debate at the 2023 NGA.

Noting the Government's commitment to reducing emissions, are there programs and initiatives that the Commonwealth Government could develop to assist councils in their work to address climate change and reduce emissions?





7. Natural Disasters

Over the past five years, Australian communities have experienced unprecedented natural disasters. At the time of writing, almost every community in Australia, particularly those on the East Coast, had been adversely affected by wet weather conditions associated with the La Nina weather pattern.

Councils in Western Australia are still recovering from a cyclone in 2021, and the Black Summer bushfires in 2019/20 burned approximately 250,000 square kilometres across the country.

The impacts of heavy rainfall, record breaking floods and associated social disruption and damage to infrastructure have exposed weaknesses as well as the strength of current emergency management systems.

There have been numerous NGA motions in the past regarding natural disasters. This year, councils are encouraged to draw on their practical experience of the improvements that could be made to managing emergencies.

Please note, however, that many aspects of emergency management are state or territory responsibilities, and your motions should focus on how the Commonwealth Government could assist.

What new programs could the Australian Government develop to partner with local government to improve the current natural disaster management systems to further assist in recovery and build resilience?



8. Housing

A lack of affordable housing remains one of the biggest issues for Australian councils and communities.

There is less social and affordable housing stock available than there was a decade ago, and more low-income Australians are experiencing housing stress.

The shortage and rising costs of rental properties and affordable home ownership are having significant social and economic impacts in cities and towns across Australia, including rural and regional communities.

This is due to a range of factors including changes to recent migration patterns, cheap finance and labour and material shortages in the construction sector.

While the provision of affordable housing is not a local government responsibility, councils often facilitate affordable housing within their communities, operating within state/territory planning, financial and other legislation requirements.

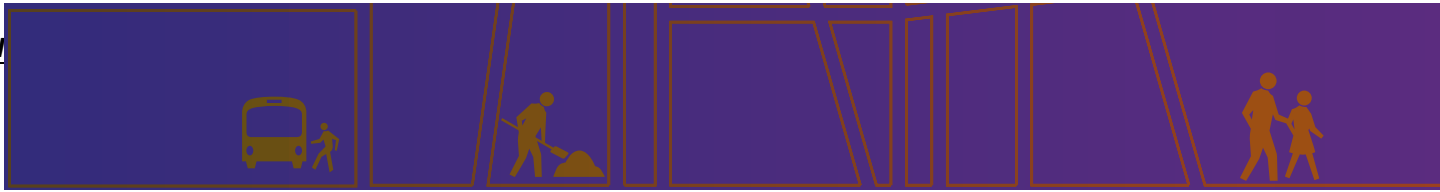
Some councils are going further, addressing thin markets and developing land and housing themselves, delivering local solutions to meet the needs of their communities.

Local government also plays an important role addressing some of the causes of homelessness, including social inclusion programs that can assist mental health and family violence issues, as well as providing support for people currently experiencing homelessness.

What new programs and policies could the Australian Government develop to partner with local government to support the provision of more affordable housing?

How can the Australian Government work with councils to address the causes and impacts of homelessness?





Conclusion

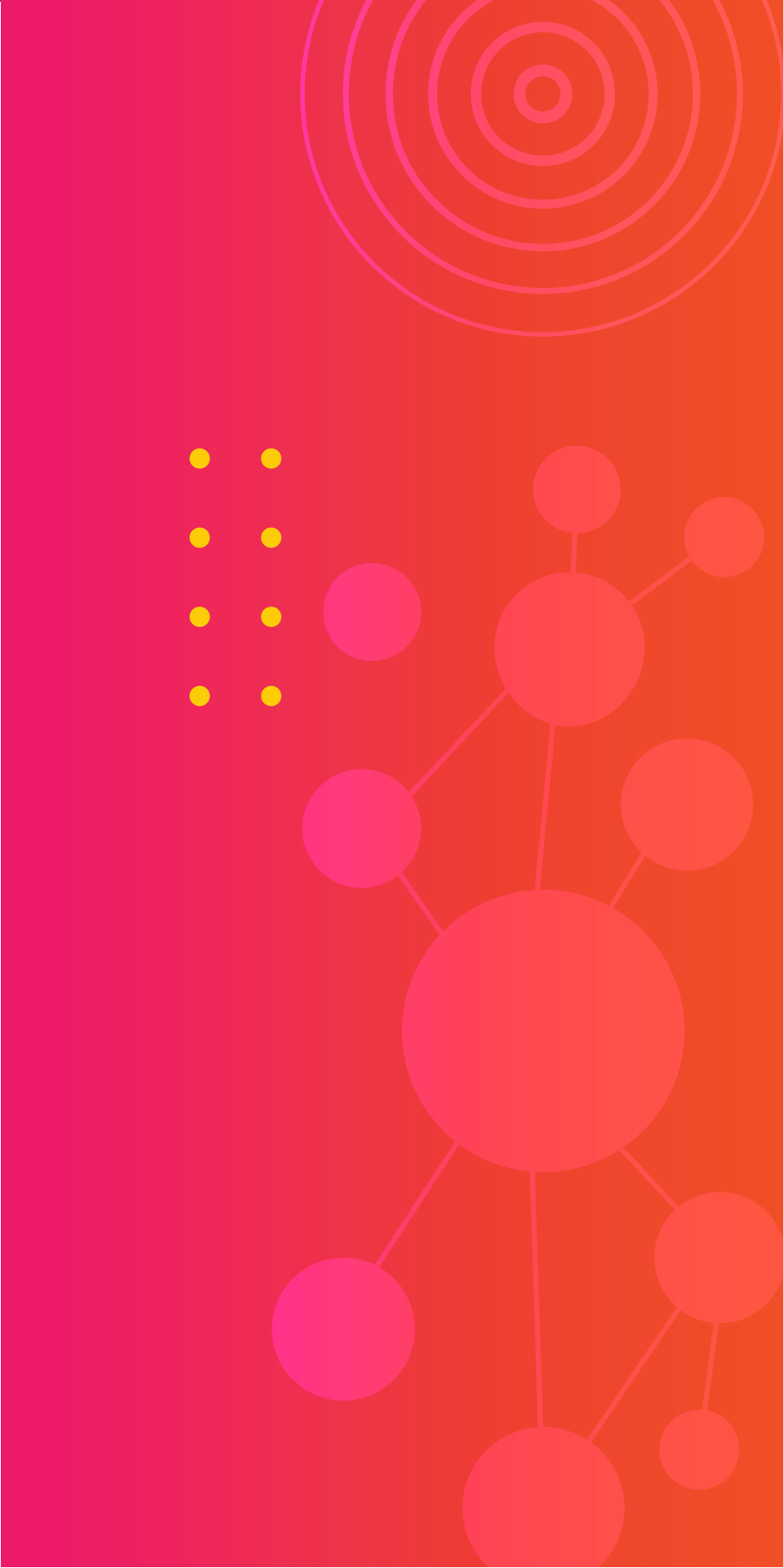
Thank you for taking the time to read this discussion paper and your support for the 2023 National General Assembly of Local Government.

A FINAL REMINDER:

- » Motions should be lodged electronically at www.alga.com.au and received no later than 11.59pm on Friday 24 March 2023.
- » Motions must meet the criteria published in this paper.
- » Motions should commence with the following wording: 'This National General Assembly calls on the Australian Government to...'
- » Motions should not be prescriptive in directing how the matter should be pursued
- » Motions should be practical, focussed and relatively simple.
- » It is important to complete the background section on the form.
- » Motions must not seek to advance an outcome that would result in a benefit to one group of councils to the detriment of another.
- » When your council submits a motion there is an expectation that a council representative will be present at the 2023 National General Assembly to move and speak to that motion if required.

We look forward to hearing from you and seeing you at the 2023 National General Assembly in Canberra.







AUSTRALIAN
LOCAL GOVERNMENT
ASSOCIATION

8 Geils Court | 02 6122 9400
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www.alga.com.au

9.5 POONCARIE DESERT DASH 2023 REQUEST FOR SPONSORSHIP

File Number: RPT/23/28

Responsible Officer: Ken Ross - General Manager
 Responsible Division: Office of the General Manager
 Reporting Officer: Tania Peel - 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 for the 2023 Pooncarie Desert Dash. Its proposed to hold the event within the Pooncarie region from Friday 21 April 2023 to Sunday 23 April 2023 inclusive. Council approved financial support for a similar event the Sunraysia Safari Rally held in September 2022.

Recommendation

That Council provide financial support in line with one of the options identified within this report to the 2023 Pooncarie Desert Dash subject to the event going ahead.

Detailed Report

Purpose

The purpose of this report is to inform Council of a request for financial support for the 2023 Pooncarie Desert Dash.

Report Detail

Council is in receipt of a request from Sunraysia Motorsports Club for Sponsorship for the 2023 Pooncarie Desert Dash, a copy of which is attached for reference.

The event will be held from Friday 21 April 2023 to Sunday 23 April 2023 inclusive.

Council approved financial support for a similar event the Sunraysia Safari Rally held in September 2022.



Options

- a) Approve the sponsorship and approve a budget variation to the Tourism & Promotions budget for \$20,000
- b) Partially approve the sponsorship and approve a budget variation for the same amount of the sponsorship
- c) Not approve sponsorship

Conclusion

Council is in receipt of a request to provide financial sponsorship for the 2023 Pooncarie Desert Dash. It is proposed to hold the event within the Pooncarie region from Friday 21 April 2023 to Sunday 23 April 2023 inclusive. It is noted that Council approved financial support for a similar event the Sunraysia Safari Rally held in September 2022.

Attachments

1. Pooncarie Desert Dash Sponsorship Request 
2. Sunraysia Motorsports Club Balance Reports (Under Separate Cover) 



11th January 2023

Wentworth Shire Council
General Manager & Councillors
Via email: kross@wsc.nsw.gov.au

Dear Ken, Mayor and Councillors

Sponsorship Proposal - Pooncarie Desert Dash April 21 – 23 2023

Sunraysia Motor Sports Club has hosted the Pooncarie Desert Dash since 2021. After a successful event, Motorsports Australia invited the Club to be part of the Australian Off Road Championship (AORC). And in 2022 the Pooncarie Desert Dash was added to the National championship calendar as the only NSW round. In 2023 the race event will feature as Round 2 and remains the only NSW round on the AORC calendar.

The event draws hundreds of competitors and visitors from New South Wales, Victoria, South Australia, Western Australia, and Queensland.

The Pooncarie Desert Dash is run by a team of dedicated volunteers and is dependent upon support from organisations like yours to host and promote this event that produces significant economic benefits to our community.

Key highlights since inception:

- Growing spectator numbers of over the weekend event.
- Total competitors & team members 250 from VIC, SA, NSW, WA & QLD including driver, navigator, and support team member.
- Promotional reach via both Sunraysia Motorsports Club and Motorsports Australia social media platforms, offering a combined reach of 135,000 followers.
- Television coverage of the event via 7plus.
- Recognising the importance of tourism to this region, and the ability of this event to promote and offer the potential tourism exposure, showcasing the region as a destination to both new and return visitors.

We invite the Wentworth Shire Council to support this National event to the value of \$20,000.



PO Box 2064, Mildura VIC 3502
Email: secretary.sunraysiamotorsports@gmail.com
President Phone: 0408 502 921

Your investment will allow us to promote the event outside the region drawing on competitors from all states providing significant economic benefits to local business and community.

As a major sponsor you will receive naming rights of the event which is not only promoted locally but includes national exposure through our affiliating partnership with Motorsports Australia. Including, but not limited to a potential exposure to an audience of 132,000 Facebook and 20,700 Instagram followers.

Motorsports Australia and Sunraysia Motorsports have committed to AORC events for the 2023 and 2024 racing calendar. We would ask that you consider a multi-year sponsorship commitment, which supports club and event sustainability, allowing the financial and operational security to seek additional avenues of enhancing this event and supporting long term community collaboration.

We have included several supporting documents including 7plus footage of the 2022 Pooncarie Desert Dash for your information.

If you are interested in proceeding with a sponsorship investment or would like to discuss further, please contact me on 0427 248520.

Thank you for your support in past year and we look forward to you getting behind this great event again.

With thanks

Melisa Hederics
Sponsorship Coordinator



PO Box 2064, Mildura VIC 3502
Email: secretary.sunraysiamotorsports@gmail.com
President Phone: 0408 502 921



SAVE THE DATE
Round Two
 21 - 23 APRIL 2023

As Sponsors your organisation will receive:

- Live commentary throughout the two-day event by our on site broadcaster.
- Your business will be promoted via our Sunraysia Motorsports Club social media platforms.
- Your business will be listed on our Sponsors page on our website.
- The event is promoted on Motorsports Australia & AORC social media and web platforms, offering a National audience reach.
- Logo displayed on promotional collateral.
- Options to have signage and/or pop up marquee at the event.
- Race class naming rights options available
- Listed in the 2023 Event Program
- Major sponsors will be featured on all merchandise



135,000

COMBINED AUDIENCE
FOLLOWING

Thank you to the following sponsors for the continued support.



Contact

Sponsorship Coordinator:
 Melisa Hederics 0427 248 520

Sunraysia Motorsports Club
 PO Box 2064, Mildura VIC. 3502
www.sunraysiamotorsportsclub.com.au
secretary.sunraysiamotorsports@gmail.com
[@sunraysiamotorsports](https://www.instagram.com/sunraysiamotorsports)



9.6 MONTHLY FINANCE REPORT - DECEMBER 2022

File Number: RPT/23/2

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 December 2022 were \$483,768.33. After allowing for pensioner subsidies, the total levies collected are now 61.81%. For comparison purposes 62.98% of the levy had been collected at the end of December 2021. Council currently has \$44,117,868.10 in cash and investments.

Recommendation

That Council receives and notes the Monthly Finance Report.

Detailed Report

The purpose of this report is to indicate to Council the position in relation to the rate of collections and the balance of cash books.

Reconciliation and Balance of Funds held as at 31 December 2022

The reconciliation has been carried out between the Cash Book of each fund and the Bank Pass Sheet as at 31 December 2022.

	Combined Bank Account
Cash Balance as at 1 December 2022	\$ 1,767,163.22
Add: Receipts for the Period Ending 31 December 2022	\$ 6,887,609.10
Rates, Debtors, Miscellaneous	
Less: Payments for the Period Ending 31 December 2022	
Cash Book entries for this Month	\$ 5,423,489.32
Cash Balance of Operating A/C as at 31 December 2022	\$ 3,231,283.00
Trust Fund Balance	\$ 823,006.87
Investments	
Total Investments as at 31 December 2022	\$ 40,063,578.23
TOTAL	\$ 44,117,868.10

Collection of Rates and Charges

Rates and Charges collections for the month of December 2022 were \$483,768.33. After allowing for pensioner subsidies, the total levies collected are now 61.81%. A summary of the Rates and Charges situation as at 31 December 2022 is as follows:

	Rates and Charges	
Levies		
Balance Outstanding at 30 June 2021 - Rates / Water	1,015,628.18	
Rates and Charges Levied 20 July 2022	9,715,491.57	\$ 10,731,119.75
+ Additional Water Charges	888,664.09	
+ Supplementary Rates and Charges	136,606.21	
+ Additional Charges	42,578.43	
- Credit Adjustments	8,399.51	
- Abandonments	574.15	\$ 11,789,994.82
Deductions		
- Payments	7,122,943.68	
- Less Refunds of Payments	6,603.33	\$ 7,116,340.35
		\$ 4,673,654.47
- Pensioner Subsidy		
Government Subsidy	94,073.95	
Council Subsidy	76,969.59	\$ 171,043.54
Total Rates/Water Charges Outstanding		\$ 4,502,610.93

Note: For comparison purposes 62.98% of the levy had been collected at the end of December 2021.

Rates/Water write offs and adjustments

Rates and charges that have been written off or adjustments made under the delegated authority of the General Manager for the month of December 2022.

Account	Date	Amount	Comment
Debtors			
C Brynes	7.12.2022	457.00	Building fees paid direct into job number instead of invoice
Gol Gol Football Club	9.12.2022	211.00	Cancelled hire of Carramar Sporting Complex
AFL Sunraysia	6.12.2022	150.00	Cancelled hire of Carramar Sporting Complex
Dareton Primary School	5.12.2022	107.00	Cancelled hire of Tapio Park /Garbage Bins
Water			
294.071	16.12.2022	742.55	Meters were installed incorrectly - raw was charged for filtered and filtered charged for raw water.
1051.72	6.12.2022	669.40	Incorrect water meter reading entered
536.13	6.12.2022	127.90	Water calculations were incorrect on 603 Certificate

Council Loans Report

Name	Institution	Purpose	Interest Rate	Loan Amount	Amount Outstanding	Due Date
Loan 201	National Australia Bank	Buronga Landfill	4.550% Fixed	\$ 920,000.00	\$ 239,165.41	30/01/2025
Loan 202	ANZ Bank	Civic Centre	3.470% Fixed	\$ 850,000.00	\$ 603,255.17	21/10/2026
Loan 203	National Australia Bank	Midway Centre	3.586% Fixed	\$ 1,900,000.00	\$ 1,474,902.24	28/04/2023
Loan 204	Bendigo Bank	Buronga Landfill	5.290% Fixed	\$ 1,500,000.00	\$ 1,226,160.34	12/05/2037
CFWC31 0604	T-Corp	Trentham Cliffs Sewer	1.82% Fixed	\$ 750,000.00	\$ 649,732.67	4/06/2031
CFWC31 0624	T-Corp	Burong/Gol Gol Stormwater	1.79% Fixed	\$ 1,250,000.00	\$ 1,072,690.03	24/06/2031
Loan 205	National Australia Bank	Willowbend Caravan Park	Fixed 2.2%	\$ 1,500,000.00	\$ 1,463,498.63	25/01/2027
Loan 206	Bendigo Bank	Buronga Landfill #3	Fixed 1.85%	\$ 900,000.00	\$ 762,088.94	25/09/2028
				TOTAL	\$ 7,491,493.43	

Overtime and Travelling

Month	December	Pay Periods	11,12 & 13		
Overtime from 12 November 22 to 23 December 2022 (6 weeks)					
Overtime					
	Time and a Half		Double Time		Total
Department	Hours	Amount	Hours	Amount	
Animal Services	19.50	960.17	37.25	\$ 2,435.19	\$ 3,395.36
Civil Works	4.00	238.20	6.50	\$ 589.61	\$ 827.81
Depot	2.00	98.03			\$ 98.03
Finance	3.00	217.05			\$ 217.05
Flood Management	337.00	17,881.01	458.00	\$ 32,446.39	\$ 50,327.40
GM Office	11.50	849.41	1.50	\$ 147.73	\$ 997.14
Information Technology	2.00	76.20			\$ 76.20
Parks & Gardens	10.00	421.70	11.00	\$ 618.48	\$ 1,040.18
Roads - Council	204.25	9,391.76	83.50	\$ 5,492.96	\$ 14,884.72
Roads - RMS	66.25	3,261.29	23.50	\$ 1,566.89	\$ 4,828.18
Roads & Eng - Indoor	15.50	1,081.49	10.00	\$ 944.22	\$ 2,025.71
Tourism / Events	5.00	214.56	14.25	\$ 903.62	\$ 1,118.18
Waste Management	13.00	653.66	28.50	\$ 1,783.20	\$ 2,436.86
Water & Waste Water	97.50	5,260.50	169.00	\$ 11,891.46	\$ 17,151.96
Workshop	3.50	200.32	-		\$ 200.32
Total	794.00	40,805.35	843.00	58,819.75	\$ 99,625.10
Travel Allowance					
Department	Kms	Amount			
Flood Management	5.7	\$ 4.45			
Total	5.7	\$ 4.45			
Grand Total		99,629.55			

Conclusion

The report indicates to Council that its finances are in a favourable position.

Attachments

Nil

9.7 MONTHLY FINANCE REPORT - JANUARY 2023

File Number: RPT/23/39

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 January 2023 were \$235,462.40. After allowing for pensioner subsidies, the total levies collected are now 63.72%. For comparison purposes 65.31% of the levy had been collected at the end of January 2022. Council currently has \$43,697,411.02 in cash and investments.

Recommendation

That Council receives and notes the Monthly Finance Report.

Detailed Report

The purpose of this report is to indicate to Council the position in relation to the rate of collections and the balance of cash books.

Reconciliation and Balance of Funds held as at 31 January 2022

The reconciliation has been carried out between the Cash Book of each fund and the Bank Pass Sheet as at 31 January 2022.

	Combined Bank Account
Cash Balance as at 1 January 2023	\$ 3,231,283.00
Add: Receipts for the Period Ending 31 January 2023	\$ 2,050,096.67
Rates, Debtors, Miscellaneous	
Less: Payments for the Period Ending 31 January 2023	
Cash Book entries for this Month	\$ 3,481,666.89
Cash Balance of Operating A/C as at 31 January 2023	\$ 1,799,712.78
Trust Fund Balance	\$ 823,006.87
Investments	
Total Investments as at 31 January 2023	\$ 41,074,691.37
TOTAL	\$ 43,697,411.02

Collection of Rates and Charges

Rates and Charges collections for the month of January 2023 were \$235,462.40. After allowing for pensioner subsidies, the total levies collected are now 63.72%. A summary of the Rates and Charges situation as at 31 January 2023 is as follows:

	Rates and Charges	
Levies		
Balance Outstanding at 30 June 2021 - Rates / Water	1,015,628.18	
Rates and Charges Levied 20 July 2022	9,715,491.57	\$ 10,731,119.75
+ Additional Water Charges	888,664.09	
+ Supplementary Rates and Charges	138,431.07	
+ Additional Charges	57,781.75	
- Credit Adjustments	8,505.51	
- Abandonments	586.63	\$ 11,806,904.52
Deductions		
- Payments	7,358,406.08	
- Less Refunds of Payments	6,603.33	\$ 7,351,802.75
		\$ 4,455,101.77
- Pensioner Subsidy		
Government Subsidy	94,142.70	
Council Subsidy	77,025.84	\$ 171,168.54
Total Rates/Water Charges Outstanding		\$ 4,283,933.23

Note: For comparison purposes 65.31% of the levy had been collected at the end of January 2022.

Rates/Water write offs and adjustments

Rates and charges that have been written off or adjustments made under the delegated authority of the General Manager for the month of January 2023.

Account	Date	Amount	Comment
Rates			
1669.3	6.1.2023	106.00	Lic 571549 has been cancelled therefore valuation and rate account has been cancelled
1158.2	23.1.2023	2.92	Write off interest - ratepayer paid into water account instead of rate account
1653.57	30.1.2023	4.52	Write off interest accrued before property settlement
598	31.1.2023	3.22	Interest calculated incorrectly on rate account

Council Loans Report

Name	Institution	Purpose	Interest Rate	Loan Amount	Amount Outstanding	Due Date
Loan 201	National Australia Bank	Buronga Landfill	4.550% Fixed	\$ 920,000.00	\$ 239,165.41	30/01/2025
Loan 202	ANZ Bank	Civic Centre	3.470% Fixed	\$ 850,000.00	\$ 591,822.40	21/10/2026
Loan 203	National Australia Bank	Midway Centre	3.586% Fixed	\$ 1,900,000.00	\$ 1,474,902.24	28/04/2023
Loan 204	Bendigo Bank	Buronga Landfill	5.290% Fixed	\$ 1,500,000.00	\$ 1,221,515.31	12/05/2037
CFWC31 0604	T-Corp	Trentham Cliffs Sewer	1.82% Fixed	\$ 750,000.00	\$ 649,732.67	4/06/2031
CFWC31 0624	T-Corp	Burong/Gol Gol Stormwater	1.79% Fixed	\$ 1,250,000.00	\$ 1,072,690.03	24/06/2031
Loan 205	National Australia Bank	Willowbend Caravan Park	Fixed 2.2%	\$ 1,500,000.00	\$ 1,463,498.63	25/01/2027
Loan 206	Bendigo Bank	Buronga Landfill #3	Fixed 1.85%	\$ 900,000.00	\$ 742,021.74	25/09/2028
				TOTAL	\$ 7,455,348.43	

Overtime and Travelling

Month	January	Pay Periods	14 & 15				
Overtime from 24 December 2022 to 20 January 2023							
Overtime							
	Time and a Half		Double Time		Double Time 1/2		Total
Department	Hours	Amount	Hours	Amount	Hours	Amount	
Animal Services	21.75	1,115.94	15.25	\$ 1,055.70	10.25	\$ 865.33	\$ 3,036.97
Civil Works	17.00	957.46			4.00	\$ 453.55	\$ 1,411.01
Customer Service Office	1.00	63.70					
Flood Management	82.00	3,976.98	15.00	\$ 1,023.81			\$ 5,000.79
Finance							\$ -
Flood Management					28.50	\$ 2,260.03	\$ 2,260.03
GM Office							\$ -
Subdivision			4.00	\$ 393.94			\$ 393.94
Parks & Gardens	8.00	427.75	11.00	\$ 799.24			\$ 1,226.99
Roads - Council	85.00	4,027.07	11.50	\$ 916.68			\$ 4,943.75
Roads - RMS	27.00	1,569.62	10.50	\$ 661.63			\$ 2,231.25
Roads & Eng - Indoor	7.00	489.99					\$ 489.99
Tourism / Events	12.50	625.91	8.00	\$ 492.24			\$ 1,118.15
Waste Management	66.50	2,878.27	7.00	\$ 534.17			\$ 3,412.44
Water & Waste Water	83.00	4,610.58	65.00	\$ 4,701.55	26.75	\$ 2,414.05	\$ 11,726.18
Workshop	4.50	257.57					\$ 257.57
Total	415.25	21,000.84	147.25	10,578.96	69.50	5,992.96	\$ 37,572.76
Grand Total		37,572.76					

Conclusion

The report indicates to Council that its finances are in a favourable position.

Attachments

Nil

9.8 MONTHLY INVESTMENT REPORT - DECEMBER 2022

File Number: RPT/23/13

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

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

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

Summary

As at 31 December 2022 Council had \$36 million invested in term deposits and \$8,117,868.10 in other cash investments. Council received \$76,434.68 from its investments for the month of December 2022.

In December 2022 Council investments averaged a rate of return of 3.19% and it currently has \$8,255,811.27 of internal restrictions and \$28,321,598.61 of external restrictions.

Recommendation

That Council receives and notes the monthly investment report.

Detailed Report

Purpose

The purpose of this report is to update Council on the current status of its investments as required by the *Local Government Act 1993* (NSW) and the associated regulation.

Matters under consideration

As at 31 December 2022 Council had \$44,117,868.10 invested with Nine (9) financial institutions and One (1) Treasury Corporation. This is an increase of \$1,473,425.00 from the previous month.

The investment of surplus funds remains in line with Council's Investment Policy. This ensures sufficient working capital is retained and restrictions are supported by cash and investments that are easily converted into cash.

Breakdown of Total Funds Available

Financial Institution	Amount	Percentage of Available Funds
AMP	\$2,000,000.00	4.53%
Bank of Queensland	\$1,000,000.00	2.27%
Bendigo Bank	\$6,054,289.87	13.72%
Commonwealth Bank	\$5,000,000.00	11.33%
IMB Bank	\$1,000,000.00	2.27%
Macquarie Bank	\$8,063,578.23	18.28%
ING Bank	\$7,000,000.00	15.87%
National Australia Bank	\$6,000,000.00	13.60%
Westpac	\$7,000,000.00	15.87%
Northern Territory T-Corp	\$1,000,000.00	2.27%
TOTAL	\$44,117,868.10	100.00%

Investments on Hand as at 31 December 2022

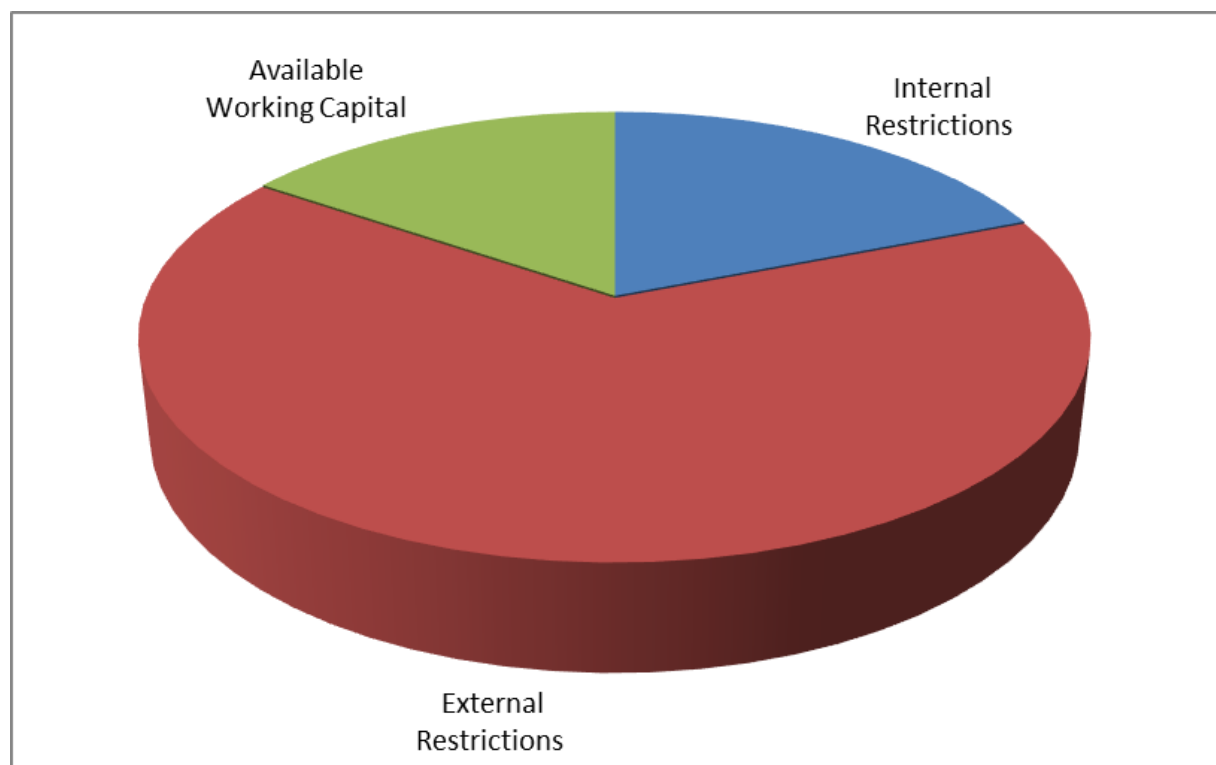
Wentworth Shire Council						
Investments on Hand as at 31 December 2022						
Investee	Date Invested	Date of Maturity	Effective Interest Rate	Investment Type	Amount Invested	Rating
AMP	23/09/2022	25/09/2023	4.50%	Term Deposit	\$ 1,000,000.00	BBB+
AMP	5/09/2022	5/09/2023	4.30%	Term Deposit	\$ 1,000,000.00	BBB+
Bank of Queensland	15/06/2022	15/03/2023	3.50%	Term Deposit	\$ 1,000,000.00	BBB+
Bendigo Bank	24/02/2022	24/02/2023	0.85%	Term Deposit	\$ 1,000,000.00	BBB+
Bendigo Bank	22/12/2022	22/12/2023	4.30%	Term Deposit	\$ 1,000,000.00	BBB+
Commonwealth Bank	8/04/2022	6/04/2023	1.87%	Term Deposit	\$ 1,000,000.00	AA-
Commonwealth Bank	27/05/2022	26/05/2023	3.01%	Term Deposit	\$ 1,000,000.00	AA-
Commonwealth Bank	15/06/2022	15/06/2023	4.16%	Term Deposit	\$ 1,000,000.00	AA-
Commonwealth Bank	2/11/2022	2/11/2023	4.44%	Term Deposit	\$ 1,000,000.00	AA-
Commonwealth Bank	2/11/2022	2/11/2023	4.44%	Term Deposit	\$ 1,000,000.00	AA-
IMB Bank	9/12/2022	9/03/2023	4.08%	Floating Rate Note	\$ 1,000,000.00	BBB+
Macquarie Bank	23/03/2022	23/02/2023	1.25%	Term Deposit	\$ 1,000,000.00	A+
Macquarie Bank	6/09/2022	6/03/2023	2.80%	Term Deposit	\$ 1,000,000.00	A+
Macquarie Bank	4/10/2022	4/10/2023	4.50%	Term Deposit	\$ 1,000,000.00	A+
Macquarie Bank	5/10/2022	5/10/2023	4.50%	Term Deposit	\$ 1,000,000.00	A+
National Australia Bank	18/10/2022	18/10/2023	4.30%	Term Deposit	\$ 1,000,000.00	AA-
National Australia Bank	11/03/2022	11/03/2024	1.85%	Term Deposit	\$ 1,000,000.00	AA-
National Australia Bank	25/03/2022	20/02/2023	1.18%	Term Deposit	\$ 1,000,000.00	AA-
National Australia Bank	15/06/2022	15/06/2023	3.70%	Term Deposit	\$ 1,000,000.00	AA-
National Australia Bank	1/07/2022	3/01/2023	2.98%	Term Deposit	\$ 1,000,000.00	AA-
National Australia Bank	15/12/2022	15/12/2023	4.35%	Term Deposit	\$ 1,000,000.00	AA-
ING Bank	23/03/2022	23/03/2023	1.24%	Term Deposit	\$ 1,000,000.00	A+
ING Bank	31/03/2022	31/03/2023	1.68%	Term Deposit	\$ 1,000,000.00	A+
ING Bank	19/04/2022	19/04/2024	3.09%	Term Deposit	\$ 1,000,000.00	A+
ING Bank	19/04/2022	20/03/2023	1.98%	Term Deposit	\$ 1,000,000.00	A+
ING Bank	19/12/2022	19/12/2023	4.50%	Term Deposit	\$ 1,000,000.00	A+
ING Bank	5/04/2022	5/04/2023	1.68%	Term Deposit	\$ 1,000,000.00	A+
ING Bank	18/05/2022	18/05/2023	3.11%	Term Deposit	\$ 1,000,000.00	A+
NT T-Corp	16/09/2021	15/12/2025	1.35%	Fixed Bond	\$ 1,000,000.00	AA-
Westpac Banking Corporation	3/06/2022	3/06/2023	3.19%	Term Deposit	\$ 1,000,000.00	AA-
Westpac Banking Corporation	25/11/2022	27/11/2023	4.43%	Term Deposit	\$ 1,000,000.00	AA-
Westpac Banking Corporation	28/12/2022	26/07/2023	4.28%	Term Deposit	\$ 1,000,000.00	AA-
Westpac Banking Corporation	5/08/2022	5/04/2023	3.38%	Term Deposit	\$ 1,000,000.00	AA-
Westpac Banking Corporation	24/08/2022	24/08/2023	4.12%	Term Deposit	\$ 1,000,000.00	AA-
Westpac Banking Corporation	24/08/2022	24/08/2023	4.12%	Term Deposit	\$ 1,000,000.00	AA-
Westpac Banking Corporation	11/03/2022	11/03/2024	1.92%	Term Deposit	\$ 1,000,000.00	AA-
Total					\$ 36,000,000.00	
Other Cash Investments						
Investee	Date Invested	Date of Maturity	Effective Interest Rate	Amount Invested	Rating	
Bendigo Bank - Operating A/c	N/A	Ongoing		\$ 4,054,289.87	BBB+	
Macquarie Bank (4) - Ongoing	3/12/2020	Ongoing	3.10%	\$ 4,063,578.23	A+	
Total Funds Available					\$ 44,117,868.10	

Note: Ratings provided are from Moody's and Standard & Poors Rating Agencies

Restrictions

Internal Restrictions		
- Employee Entitlements	\$2,294,469.28	
- Doubtful Debts	\$115,011.00	
- Future Development Reserve	\$1,076,217.20	
- Trust Account	\$1,500,000.00	
- Caravan Park Loan Facility	\$770,113.79	
- Capital Projects	\$1,000,000.00	
- Plant Replacement Reserve	\$1,500,000.00	\$8,255,811.27
External Restrictions		
- Water Fund	\$11,361,105.17	
- Sewer Fund	\$4,492,759.34	
- T-Corp Loan Balance	\$579,074.19	
- Developer Contributions Reserve	\$663,375.97	
- Unexpended Grants	\$10,465,860.89	
- Crown Reserves Reserve	\$213,700.14	
- Loan Guarantee Reserve	\$3,460.91	
- Prepayments Cemeteries	\$542,262.00	\$28,321,598.61
Day to Day Liquidity		\$7,540,458.22
Total Funds Available		\$44,117,868.10

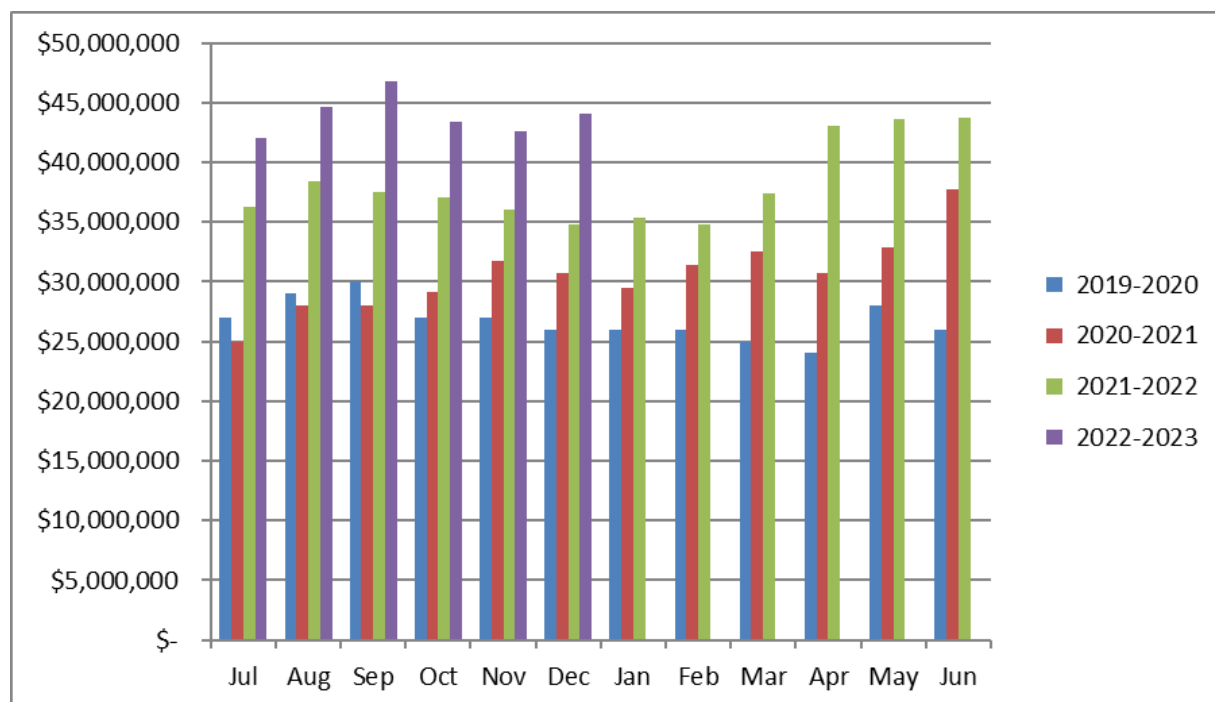
Breakdown



Summary – Unexpended Grants as at 31 December 2022

Grant	Amount
Library Infrastructure Grant	\$477,685.19
Resources for Regions VIC Relocation	\$423,300.55
SCCF Wentworth Rowing Club	\$51,089.92
Crown Reserve Improvement Fund Astronomy Park	\$656,000.21
Crown Reserve Improvement Fund Pooncarie Racecourse	\$3,200.00
EDS Grant	\$65,552.58
Fixing Local Roads Grants - Stage 3	\$211,529.51
Murray Darling Basin Upstairs Area	\$465,009.00
Resources for Regions Round 8	\$584,543.17
Local Roads and Community Infrastructure Phase 3	\$1,175,069.79
Community Events Program	\$63,979.12
Pooncarie Menindee Road	\$2,610,831.83
Transport for NSW Pothole Repair Program	\$690,420.91
Rural Fire Service Levy	\$101,193.91
Resources for Regions Round 9	\$2,886,455.20
Total	\$10,465,860.89

Total Funds Invested

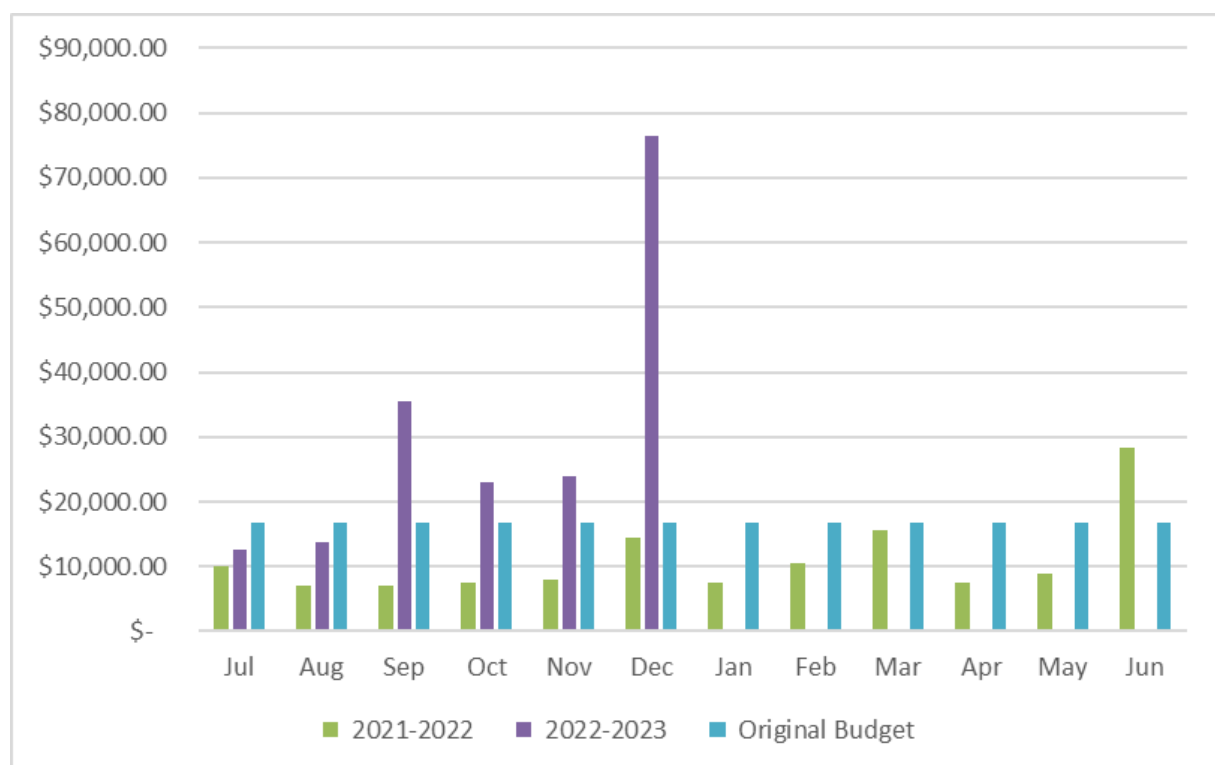


Eight (8) deposits and One (1) other account matured or provided interest in December earning Council \$76,434.68 in interest. The budget for December was \$16,666.67. Year to date Council has received \$185,072.58 in interest. The budget for the current financial year is currently set at \$200,000.00.

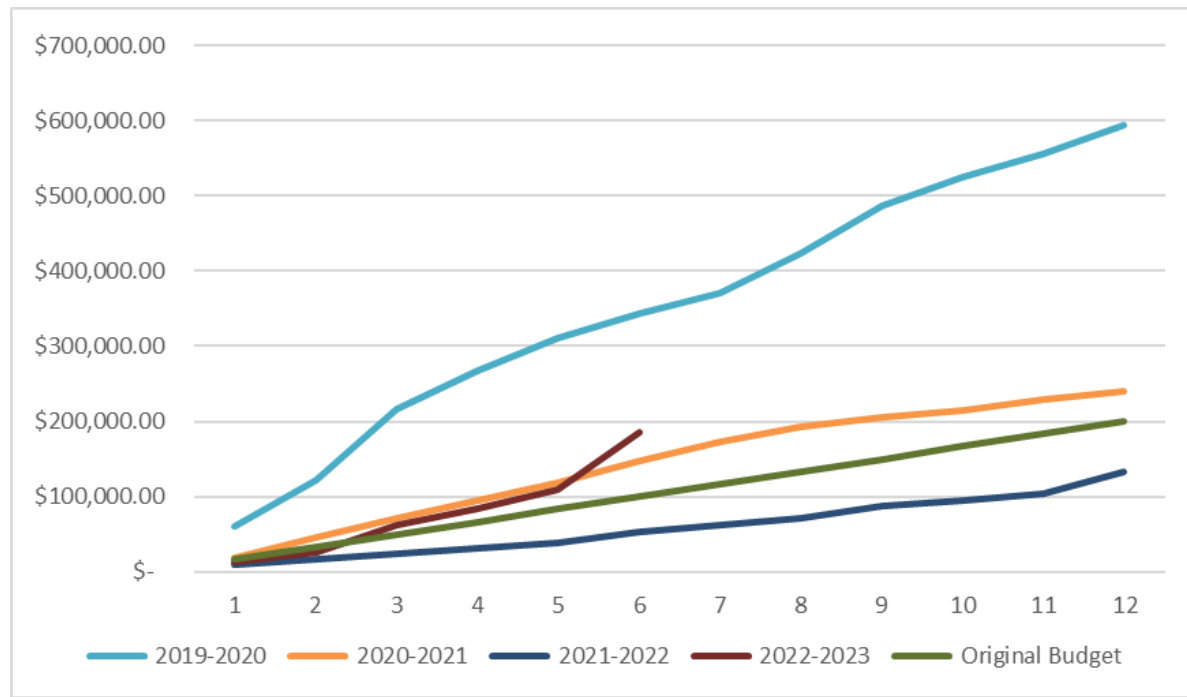
Investment Revenue in December 2022

Investee	Date Invested	Date of Maturity	Effective Interest Rate	Amount Invested	Interest Earned
Term Deposits					
IMB Bank	9/09/2022	9/12/2022	3.56%	\$1,000,000.00	\$8,875.62
Commonwealth Bank	15/06/2022	12/12/2022	3.23%	\$1,000,000.00	\$15,928.77
Westpac Bank (Paid Quarterly)	11/03/2022	11/03/2024	1.92%	\$1,000,000.00	\$4,786.85
National Australia Bank	19/07/2022	15/12/2022	3.05%	\$1,000,000.00	\$12,534.46
NT T-Corp (Paid Quarterly)	15/09/2022	15/12/2022	1.35%	\$1,000,000.00	\$3,375.00
ING Bank	19/04/2022	19/12/2022	1.42%	\$1,000,000.00	\$9,492.60
Bendigo Bank	27/06/2022	22/12/2022	3.10%	\$1,000,000.00	\$15,117.81
Westpac Bank	28/02/2022	28/12/2022	0.71%	\$1,000,000.00	\$5,893.97
Other Cash Investments					
Macquarie Bank	3/12/2020	Ongoing	2.25%	\$4,063,578.23	\$9,305.22
Total					\$76,434.68

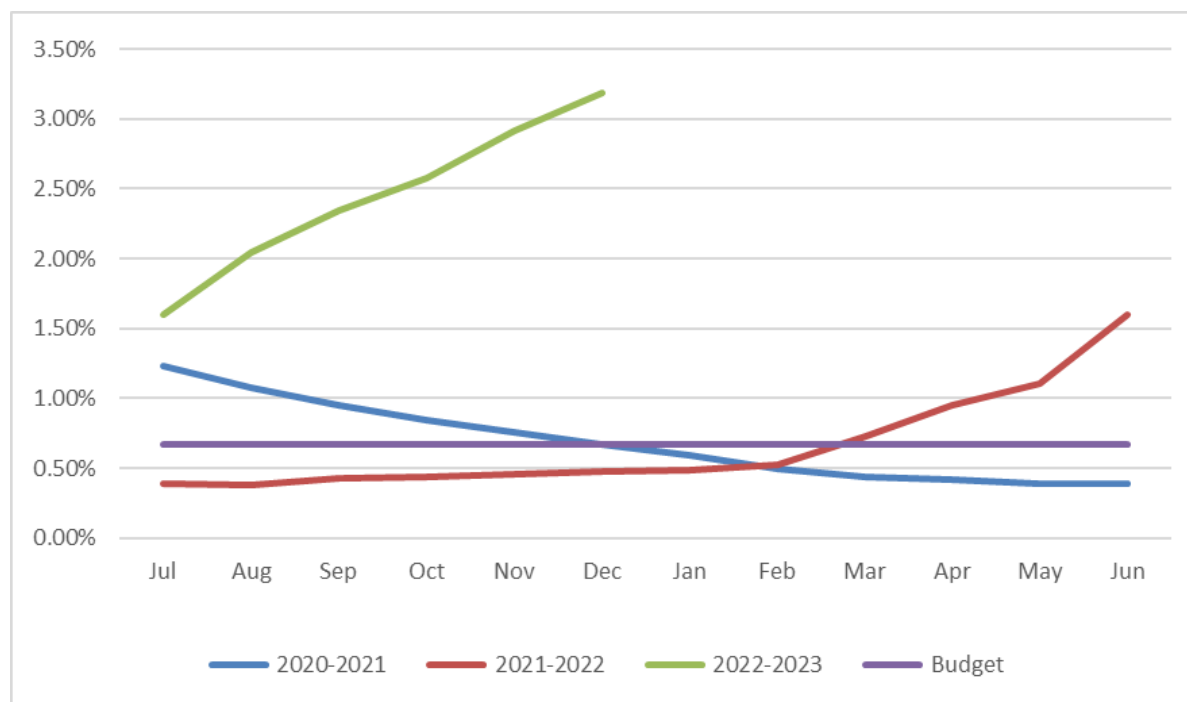
Investment Revenue received December 2022



Total Interest received July 2022 – June 2023



For December 2022 Council's investments returned an effective average rate of 3.19%. Year to date the effective average rate has been 2.44%. The budget for 2021-2022 was set at 0.67%. During the month the Reserve Bank increased the official cash rate by 0.25% to 3.1%



Conclusion

The Director Finance & Policy certifies that all investments have been made in accordance with the *Local Government Act 1993* (NSW), Local Government (General) Regulations 2021 and Council's Investment Policy. Council is investing its funds prudently to optimise returns and reduce exposure to risk in accordance with legislation and its own investment policy.

Attachments

Nil

9.9 MONTHLY INVESTMENT REPORT - JANUARY 2023

File Number: RPT/23/40

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Bryce Watson - Accountant

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

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

Summary

As at 31 January 2023 Council had \$37 million invested in term deposits and \$6,697,411.02 in other cash investments. Council received \$26,579.89 from its investments for the month of January 2023.

In January 2023 Council investments averaged a rate of return of 3.27% and it currently has \$8,258,720.27 of internal restrictions and \$28,735,623.55 of external restrictions.

Recommendation

That Council receives and notes the monthly investment report.

Detailed Report

Purpose

The purpose of this report is to update Council on the current status of its investments as required by the *Local Government Act 1993* (NSW) and the associated regulation.

Matters under consideration

As at 31 January 2023 Council had \$43,697,411.02 invested with Nine (9) financial institutions and One (1) Treasury Corporation. This is a decrease of \$420,457.08 from the previous month.

The investment of surplus funds remains in line with Council's Investment Policy. This ensures sufficient working capital is retained and restrictions are supported by cash and investments that are easily converted into cash.

Breakdown of Total Funds Available

Financial Institution	Amount	Percentage of Available Funds
AMP	\$2,000,000.00	4.58%
Bank of Queensland	\$1,000,000.00	2.29%
Bendigo Bank	\$4,622,719.65	10.58%
Commonwealth Bank	\$6,000,000.00	13.73%
IMB Bank	\$1,000,000.00	2.29%
Macquarie Bank	\$8,074,691.37	18.48%
ING Bank	\$7,000,000.00	16.02%
National Australia Bank	\$6,000,000.00	13.73%
Westpac	\$7,000,000.00	16.02%
Northern Territory T-Corp	\$1,000,000.00	2.29%
TOTAL	\$43,697,411.02	100.00%

Investments on Hand as at 31 January 2023

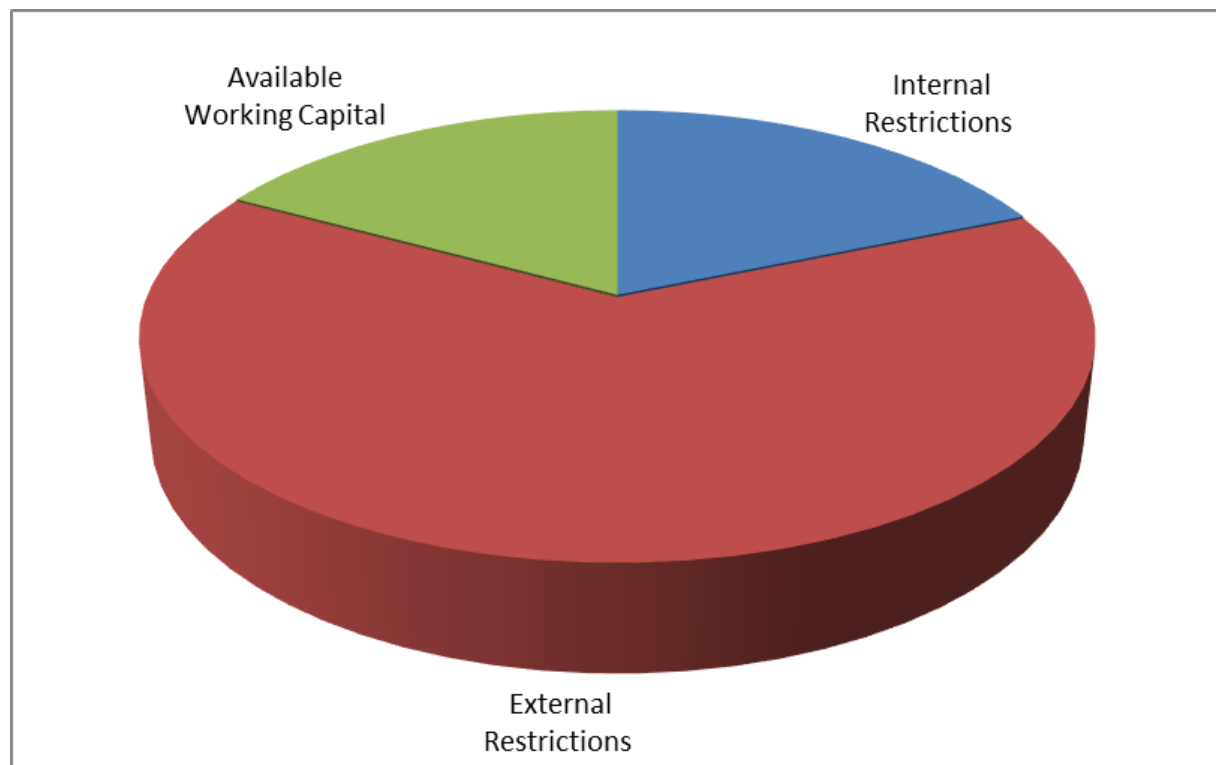
Wentworth Shire Council						
Investments on Hand as at 31 January 2023						
Investee	Date Invested	Date of Maturity	Effective Interest Rate	Investment Type	Amount Invested	Rating
AMP	23/09/2022	25/09/2023	4.50%	Term Deposit	\$ 1,000,000.00	BBB+
AMP	5/09/2022	5/09/2023	4.30%	Term Deposit	\$ 1,000,000.00	BBB+
Bank of Queensland	15/06/2022	15/03/2023	3.50%	Term Deposit	\$ 1,000,000.00	BBB+
Bendigo Bank	24/02/2022	24/02/2023	0.85%	Term Deposit	\$ 1,000,000.00	BBB+
Bendigo Bank	22/12/2022	22/12/2023	4.30%	Term Deposit	\$ 1,000,000.00	BBB+
Commonwealth Bank	8/04/2022	6/04/2023	1.87%	Term Deposit	\$ 1,000,000.00	AA-
Commonwealth Bank	27/05/2022	26/05/2023	3.01%	Term Deposit	\$ 1,000,000.00	AA-
Commonwealth Bank	15/06/2022	15/06/2023	4.16%	Term Deposit	\$ 1,000,000.00	AA-
Commonwealth Bank	2/11/2022	2/11/2023	4.44%	Term Deposit	\$ 1,000,000.00	AA-
Commonwealth Bank	2/11/2022	2/11/2023	4.44%	Term Deposit	\$ 1,000,000.00	AA-
Commonwealth Bank	30/01/2023	30/01/2024	4.69%	Term Deposit	\$ 1,000,000.00	AA-
IMB Bank	9/12/2022	9/03/2023	4.08%	Floating Rate Note	\$ 1,000,000.00	BBB+
Macquarie Bank	23/03/2022	23/02/2023	1.25%	Term Deposit	\$ 1,000,000.00	A+
Macquarie Bank	6/09/2022	6/03/2023	2.80%	Term Deposit	\$ 1,000,000.00	A+
Macquarie Bank	4/10/2022	4/10/2023	4.50%	Term Deposit	\$ 1,000,000.00	A+
Macquarie Bank	5/10/2022	5/10/2023	4.50%	Term Deposit	\$ 1,000,000.00	A+
National Australia Bank	18/10/2022	18/10/2023	4.30%	Term Deposit	\$ 1,000,000.00	AA-
National Australia Bank	11/03/2022	11/03/2024	1.85%	Term Deposit	\$ 1,000,000.00	AA-
National Australia Bank	25/03/2022	20/02/2023	1.18%	Term Deposit	\$ 1,000,000.00	AA-
National Australia Bank	15/06/2022	15/06/2023	3.70%	Term Deposit	\$ 1,000,000.00	AA-
National Australia Bank	3/01/2023	3/01/2024	4.50%	Term Deposit	\$ 1,000,000.00	AA-
National Australia Bank	15/12/2022	15/12/2023	4.35%	Term Deposit	\$ 1,000,000.00	AA-
ING Bank	23/03/2022	23/03/2023	1.24%	Term Deposit	\$ 1,000,000.00	A+
ING Bank	31/03/2022	31/03/2023	1.68%	Term Deposit	\$ 1,000,000.00	A+
ING Bank	19/04/2022	19/04/2024	3.09%	Term Deposit	\$ 1,000,000.00	A+
ING Bank	19/04/2022	20/03/2023	1.98%	Term Deposit	\$ 1,000,000.00	A+
ING Bank	19/12/2022	19/12/2023	4.50%	Term Deposit	\$ 1,000,000.00	A+
ING Bank	5/04/2022	5/04/2023	1.68%	Term Deposit	\$ 1,000,000.00	A+
ING Bank	18/05/2022	18/05/2023	3.11%	Term Deposit	\$ 1,000,000.00	A+
NTT-Corp	16/09/2021	15/12/2025	1.35%	Fixed Bond	\$ 1,000,000.00	AA-
Westpac Banking Corporation	3/06/2022	3/06/2023	3.19%	Term Deposit	\$ 1,000,000.00	AA-
Westpac Banking Corporation	25/11/2022	27/11/2023	4.43%	Term Deposit	\$ 1,000,000.00	AA-
Westpac Banking Corporation	28/12/2022	26/07/2023	4.28%	Term Deposit	\$ 1,000,000.00	AA-
Westpac Banking Corporation	5/08/2022	5/04/2023	3.38%	Term Deposit	\$ 1,000,000.00	AA-
Westpac Banking Corporation	24/08/2022	24/08/2023	4.12%	Term Deposit	\$ 1,000,000.00	AA-
Westpac Banking Corporation	24/08/2022	24/08/2023	4.12%	Term Deposit	\$ 1,000,000.00	AA-
Westpac Banking Corporation	11/03/2022	11/03/2024	1.92%	Term Deposit	\$ 1,000,000.00	AA-
Total					\$ 37,000,000.00	
Other Cash Investments						
Investee	Date Invested	Date of Maturity	Effective Interest Rate	Amount Invested	Rating	
Bendigo Bank - Operating A/c	N/A	Ongoing		\$ 2,622,719.65	BBB+	
Macquarie Bank (4) - Ongoing	3/12/2020	Ongoing	3.10%	\$ 4,074,691.37	A+	
Total Funds Available						\$ 43,697,411.02

Note: Ratings provided are from Moody's and Standard & Poors Rating Agencies

Restrictions

Internal Restrictions		
- Employee Entitlements	\$2,294,469.28	
- Doubtful Debts	\$115,011.00	
- Future Development Reserve	\$1,076,217.20	
- Trust Account	\$1,500,000.00	
- Caravan Park Loan Facility	\$773,022.79	
- Capital Projects	\$1,000,000.00	
- Plant Replacement Reserve	\$1,500,000.00	\$8,258,720.27
External Restrictions		
- Water Fund	\$11,325,797.41	
- Sewer Fund	\$4,499,225.37	
- T-Corp Loan Balance	\$579,074.19	
- Developer Contributions Reserve	\$663,375.97	
- Unexpended Grants	\$10,907,669.38	
- Crown Reserves Reserve	\$213,700.14	
- Loan Guarantee Reserve	\$3,460.91	
- Prepayments Cemeteries	\$543,320.18	\$28,735,623.55
Day to Day Liquidity		\$6,703,067.20
Total Funds Available		\$43,697,411.02

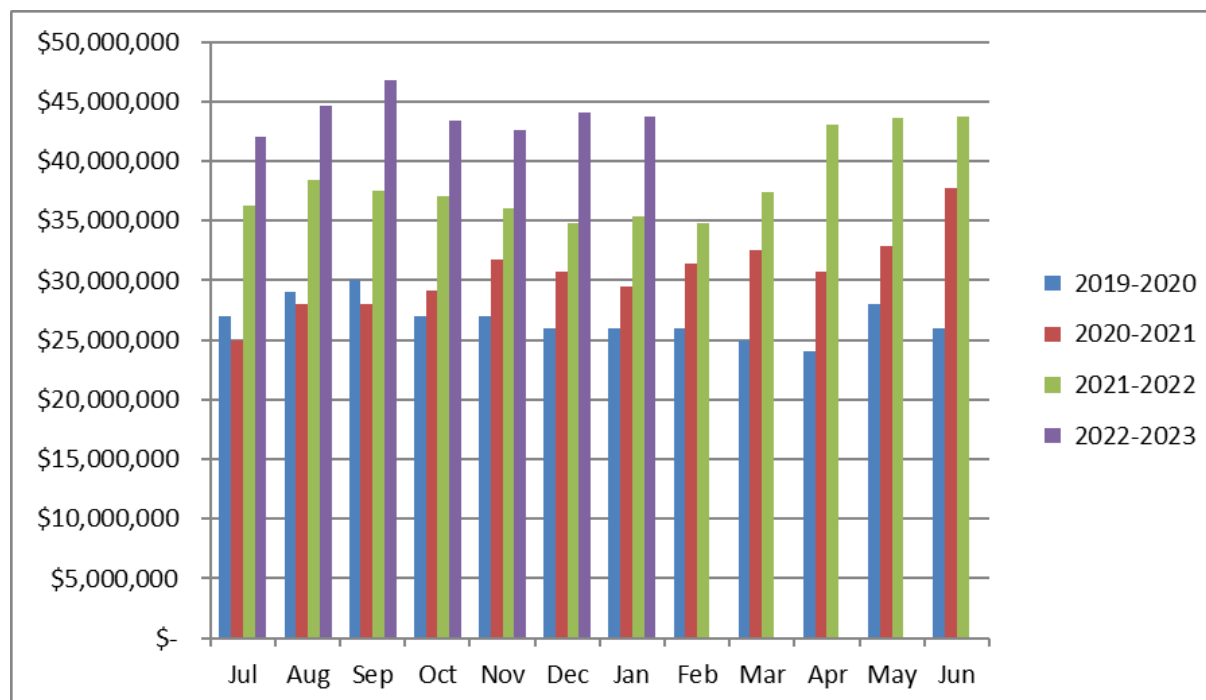
Breakdown



Summary – Unexpended Grants as at 31 January 2023

Grant	Amount
Library Infrastructure Grant	\$477,685.19
Resources for Regions VIC Relocation	\$418,664.78
SCCF Wentworth Rowing Club	\$51,089.92
Crown Reserve Improvement Fund Astronomy Park	\$656,000.21
Crown Reserve Improvement Fund Pooncarie Racecourse	\$3,200.00
EDS Grant	\$65,552.58
Main Roads Block Grant	\$597,147.98
Fixing Local Roads Grants - Stage 3	\$211,529.51
Murray Darling Basin Upstairs Area	\$465,009.00
Resources for Regions Round 8	\$469,004.47
Local Roads and Community Infrastructure Phase 3	\$1,175,069.79
Community Events Program	\$63,979.12
Pooncarie Menindee Road	\$2,600,263.84
Transport for NSW Pothole Repair Program	\$685,093.79
Rural Fire Service Levy	\$81,924.00
Resources for Regions Round 9	\$2,886,455.20
Total	\$10,907,669.38

Total Funds Invested

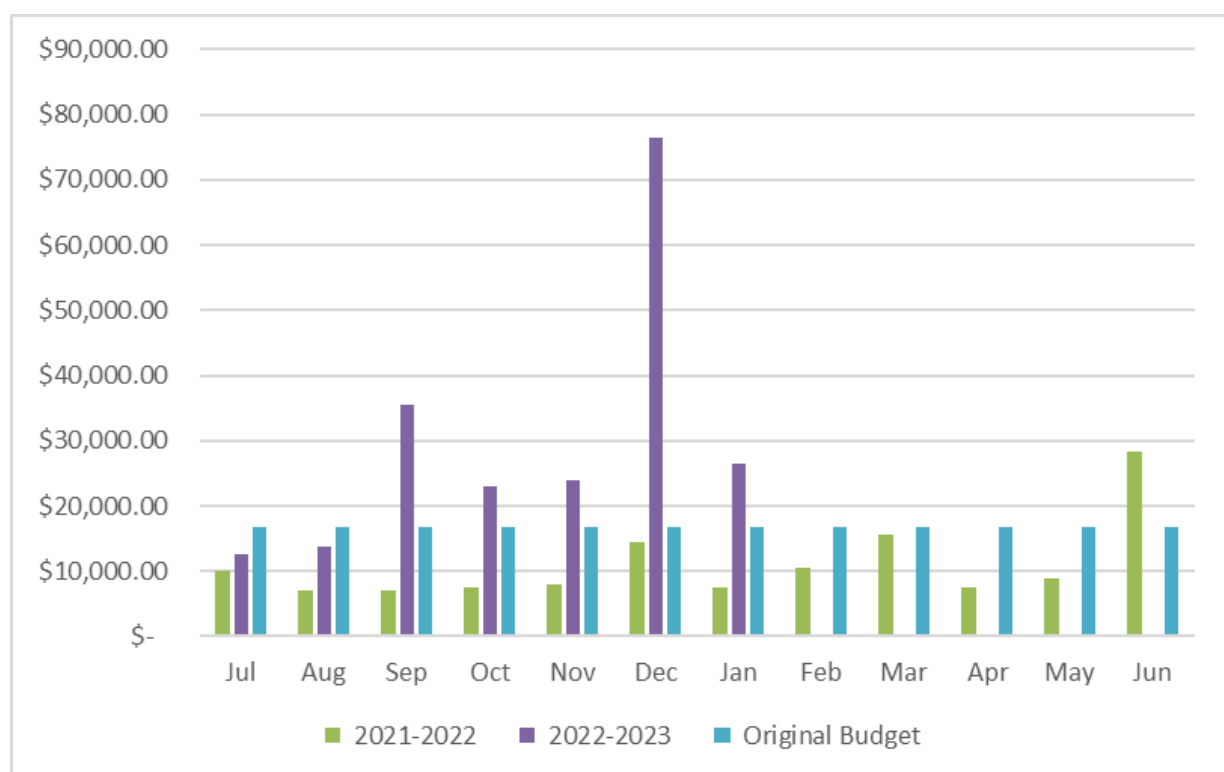


One (1) deposits and One (1) other account matured or provided interest in January earning Council \$26,579.89 in interest. The budget for January was \$16,666.67. Year to date Council has received \$211,652.47 in interest. The budget for the current financial year is currently set at \$200,000.00.

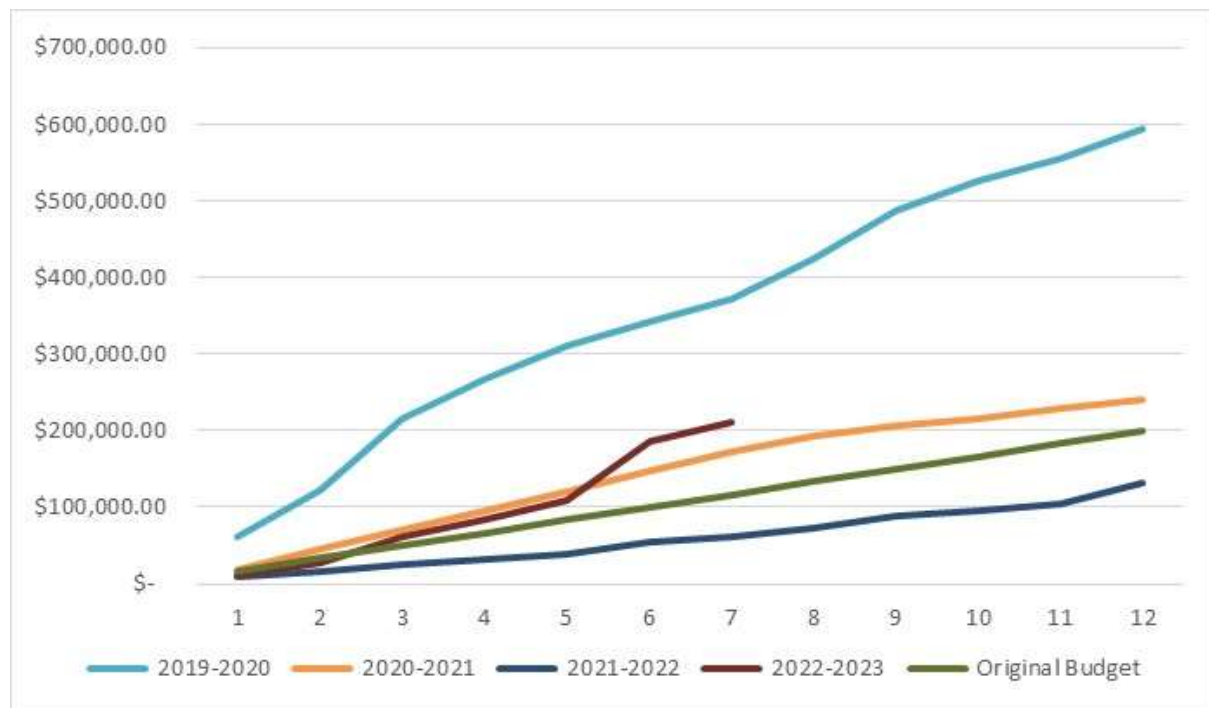
Investment Revenue in January 2023

Investee	Date Invested	Date of Maturity	Effective Interest Rate	Amount Invested	Interest Earned
Term Deposits					
National Australia Bank	1/07/2022	3/01/2023	2.98%	\$1,000,000.00	\$15,185.76
Other Cash Investments					
Macquarie Bank	3/12/2020	Ongoing	3.10%	\$4,074,691.37	\$11,394.13
Total					\$26,579.89

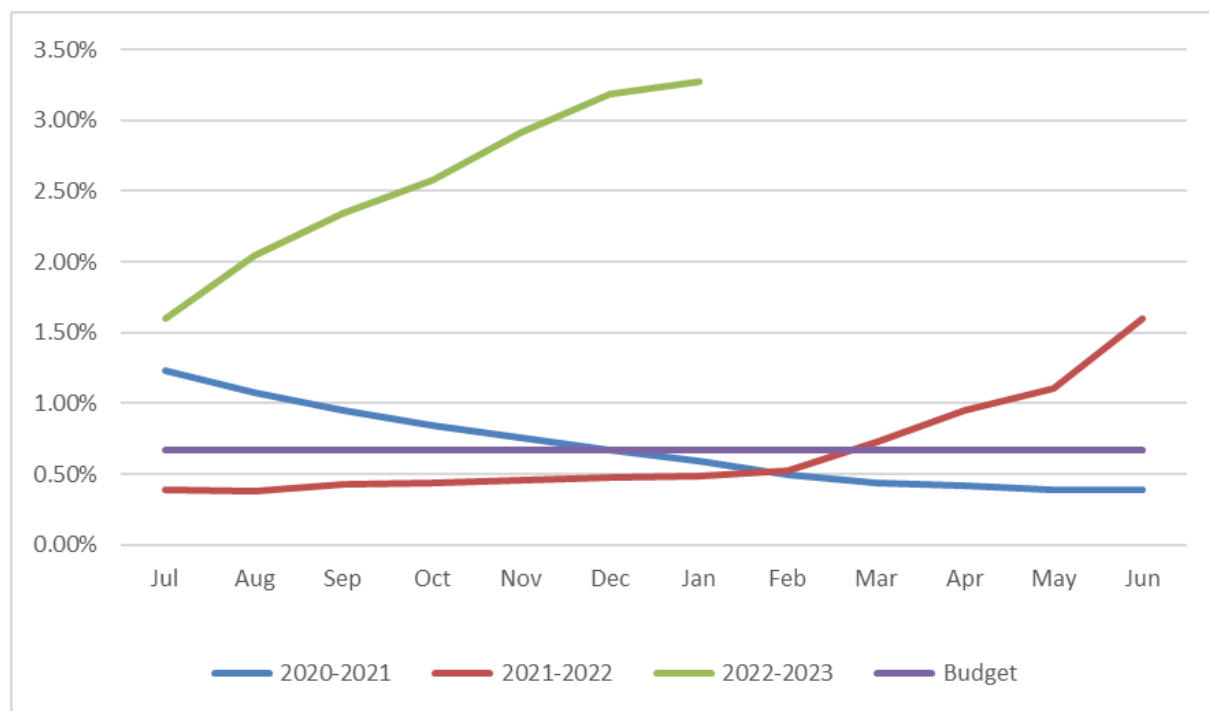
Investment Revenue received January 2023



Total Interest received July 2022 – June 2023



For January 2023 Council's investments returned an effective average rate of 3.27%. Year to date the effective average rate has been 2.56%. The budget for 2021-2022 was set at 0.67%. The Reserve Bank did not meet in January therefore the Cash Rate remained steady at 3.10%. Currently Council Investments are outperforming the cash rate by 0.17%.



Conclusion

The Director Finance & Policy certifies that all investments have been made in accordance with the *Local Government Act 1993* (NSW), Local Government (General) Regulations 2021 and Council's Investment Policy. Council is investing its funds prudently to optimise returns and reduce exposure to risk in accordance with legislation and its own investment policy.

Attachments

Nil

9.10 2024 LOCAL GOVERNMENT ELECTIONS

File Number: RPT/22/762

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

Section 296AA of the *Local Government Act 1993, (NSW)* (the Act) requires that Council must make a decision on how their September 2024 Council Election is to be administered. The recently released Circular 22-35 from the Office of Local Government has mandated that this decision must be made no later than 13 March 2023.

Amendments to the Act in 2018 means that Council only has two options available. It must choose between engaging the services of the NSW Electoral Commission (NSWEC) or the services of an electoral service provider. Council General Managers are no longer able to administer their own elections.

The cost to engage a commercial provider would in the vicinity of \$100,000 more expensive than the NSWEC.

Recommendation

That Wentworth Shire Council ('the Council') resolves:

Pursuant to s. 296(2) and (3) of the *Local Government Act 1993 (NSW)* that an election arrangement be entered into by contract for the Electoral Commissioner to administer all elections of the Council.

Detailed Report

Purpose

The purpose of this report is to seek a resolution of Council on the administration of the 2024 Council Election.

Background

Section 296AA of the *Local Government Act 1993, (NSW)* (the Act) requires that Council must make a decision on how their September 2024 Council Election is to be administered. The recently released Circular 22-35 from the Office of Local Government has mandated that this decision must be made no later than 13 March 2023.

Matters under consideration

Amendments to the Act in 2018 means that Council only has two options available. It must choose between engaging the services of the NSW Electoral Commission (NSWEC) or the services of an electoral service provider. Council General Managers are no longer able to administer their own elections.

This has come about due to the introduction of new preference counting rules that come into effect at the last Council election meaning that it will no longer be possible for votes to be

manually counted making it impossible to administer an election without the assistance of an expert electoral service provider (either the NSWEC or a commercial provider).

Following the 2024 Council Election the new Council can resolve to fill a councilor vacancy via a countback instead of via a bi-election if that vacancy occurs within 18 months (ie before 14 March 2026).

If Council resolves to fill a vacancy via a countback then the party responsible for conducting the September 2024 election must conduct the countback. Therefore, due consideration needs to be given to who would best be able to conduct a countback, the NSWEC or a commercial provider.

The cost to engage a commercial provider would in the vicinity of \$100,000 more expensive than the NSWEC.

Options

Based on the information contained in this report, the options available to address this matter are to:

- a) Engage the services of the NSWEC; or
- b) Engage the services of a commercial provider

Legal, strategic, financial or policy implications

Should Council resolve to engage the services of a commercial provider to conduct the 2024 Council election the cost of doing would be as much as \$100,000 more than if the NSWEC is engaged.

Conclusion

As per the requirements of the Act, Council must decide by no later than 13 March 2023 who will conduct the 2024 Council Election. It is recommended that Council engage the services of the NSE Electoral Commission.

Attachments

Nil

9.11 AF003 REQUESTS FOR FINANCIAL ASSISTANCE

File Number: RPT/23/37

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

Objective: 2.0 Wentworth Shire is a great place to live
 Strategy: 2.4 A well informed, supported and engaged community

Summary

Council has provided an allocation of \$160,000.00 for the 2022/23 financial year for consideration by Council, for the funding of requests from the community for financial assistance. In this financial year, \$104,320.00 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 under delegated authority to date this financial year is \$2,417.00 and the total value of requests granted in full equals \$42,504.11 leaving a balance in the financial assistance program of \$10,758.89

Financial Assistance Program starting balance 2022/23	\$160,000.00
Annual fees & charges annual exemptions granted	\$104,320.00
Remaining balance	\$55,680.00
Granted under delegated authority to August 2022	\$ 739.00
Value of approved requests August 2022 Council Meeting	\$ 27,040.11
Granted under delegated authority to October 2023	\$ 907.00
Value of approved requests 16 November 2022 Council Meeting	\$15,464.00
Remaining balance as at 16 November 2022	\$11,529.89
Granted under delegated authority to 29 January 2023	\$771.00
Remaining balance	\$10,758.89
Request applications received 1 November 2022 – 29 January 2023	\$17,960.89
Remaining balance if all approved	\$7202.00 -

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 Financial Assistance program.

That Council approves a budget variation of \$30,000 increasing the total amount available for 2022/2023 to \$190,000.

Detailed Report**Purpose**

The purpose of this report is to consider requests for financial assistance that have been received within the current application period.

Background

Council's ability to make financial contribution and/or in-kind assistance are set out in Section 356 of the *Local Government Act 1993*. To assist Council in its compliance requirement, Council has adopted a Financial Assistance Policy (AF003) and has provided a funding allocation of \$160,000.00 for the 2022/23 financial year.

Report Detail

In this current application period, there have been five (5) requests for assistance received from community organisations. The total value of the requests under consideration is \$17,960.89

A review of the applications has determined that the applications meet the program guidelines.

The Financial Assistance Policy (AF003) allows for requests for fee waivers up to the value of \$2,000 to be determined under delegated authority by either the Director Finance & Policy or the General Manager. During this application period the following three (3) requests totalling \$771.00 have been approved under delegated authority:

\$503.00 – Mallee Family Care – hire fee Midway Function Room

\$208.00– Coomealla Health Aboriginal Corporation - hire fee Sturt Park plus three (3) x bins

\$ 50.00 – The Wentworth Makers – hire fee AVIC Great Hall Wentworth

Additional information

Wentworth Pioneer Homes Committee request for Rate Reduction of \$17,203.17. Request presented to Council as 25% of 2021/22 Annual Rates being \$4,300.79, in line with financial assistance category limitations outlined on application form.

Options

Based on the information contained in this report, the options available to address this matter are to:

- (a) Granting the full value of all requests for a total of \$17,960.89, which would require additional money to be allocated over and above the \$160,000.00 allocated for the 2022/2023 financial year or
- (b) consider partially funding some applications.



Legal, strategic, financial or policy implications

If the requested total of \$17,960.89 is approved this would leave a deficit of \$7,202.00 and would require additional money to be allocated to the program for the rest of the financial year.

Conclusion

Council has received requests for financial assistance under this round of the program to the value of \$17,960.89. Council Officers under delegated authority has also approved \$771.00 worth of fee waivers.

Attachments

- 1. Financial Assistance Applications List 
- 2. Financial Assistance Applications (Under Seperate Cover) 

FINANCIAL ASSISTANCE APPLICATIONS - FEBRUARY 2023

Organisation/Recipient	Type of Request	\$ Value	\$ Amounts granted in 2021/22	Details of Request
Wentworth Pioneer Homes Committee	Rate Reduction	\$17,203.17 reduced to \$4300.79	\$0.00	Request for Rate Reduction of \$17,203.17. Request to be presented to Council as 25% of 2021/22 Annual Rates \$4300.79 in line with Financial Assistance category limitations outlined on application form.
Coomealla Wentworth Cricket Club	Grant	\$2,240.00	\$0.00	Request for \$2240.00 to recover costs associated with paying Curator of McLeod Oval Wentworth for 6 months of year
Wentworth District Racing Club Inc	Grant	\$534.00	\$4,466.00	Request for grant of \$534.00 to help offset additional costs incurred to purchase & install dishwasher for new Wentworth Showgrounds Community Pavilion
Wentworth Military Collection Inc	Grant	\$3,886.10	\$5,000.00	Request for grant to purchase public address system & lectern
Australian Blind Bowlers Association	Grant	\$5,000.00	\$0.00	National Blind Bowlers 9 Day Tournament being held at Coomealla Club starting 18 April 2023
Wentworth Bowling Club Inc	Grant	\$2,000.00	\$800.00	2 x Star Days - Power Puff 15 March & Margaret Cooke 15 November 2023

9.12 DECEMBER QUATERLY BUDGET REVIEW - SECOND QUARTER 2022 - 2023

File Number: RPT/23/55

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Report Author: Bryce Watson - Accountant

Summary

A full analysis of Council's Income, Operating Expenditure and Capital Expenditure has been undertaken. A number of variations have been identified against the original budget as outlined in this report. Council's revenue and expenditure is reviewed on a quarterly basis to identify any potential areas requiring a variation.

If approved, the net result of variances for the December 2022 is an unfavourable operational variance of \$1,389,000 and a favourable capital variance of \$8,802,000 resulting in a total favourable budget variation of \$7,413,000.

This report was presented to the Audit Risk and Improvement Committee on the 3 February 2023 wherein they recommended that Council approve the recommendation.

Recommendation

That Council:

- Note the 2022/2023 Second Quarter Budget Review
- Note the proposed revised 2022/2023 Changes to Operational and Capital Expenditure.
- Resolve to amend the 2022/2023 budget in accordance with the changes recommended in the Quarterly Budget Review Statement for the period of 1 October to 31 December 2022.

Detailed Report

Introduction

The purpose of this report is to provide the Audit Committee and Council with information on the 2022/2023 Budget position, proposing amendments where required and also provide an overview of Council's current year financial performance in relation to the adopted budget and key indicators.

This report is prepared in accordance with S407 (1) of the *Local Government Act 1993*, Clause 203(1) of the *Local Government (General) Regulation 2021* and Council's 2022/2023 Operational Plan. This report complies with the format required by the Office of Local Government.

Report Detail

As required by the Office of Local Government the quarterly budget review statement is attached and includes the following documents in order. All reports are presented in a consolidated view of all funds (General, Water and Sewer).

1. Consolidated Income Statement (containing operating income and expenses)
2. Proposed Variations to the Income Statement
3. Consolidated Capital Budget
4. Proposed Capital Budget Variations
5. Cash and Investments Position and Reserve Balance

6. Register of Material Contracts
7. Consultancy and Legal Expense Report

1. Consolidated Income Statement

Budget review for the quarter ended 31 December 2022

Income & expenses - Council Consolidated

(\$'000's)	Original budget 2022/23	Approved Changes					Revised budget 2022/23	Variations for this Dec Qtr	Notes	Projected year end result	Actual YTD figures
		Carry forwards	Other than by QBRs	Sep QBRs	Dec QBRs	Mar QBRs					
Income											
Rates and annual charges	10,098						10,098			10,098	9,669
User charges and fees	6,331						6,331			6,331	2,107
Other revenues	1,228						1,228			1,228	662
Grants and contributions - operating	9,901			(7)			9,894			9,894	1,983
Grants and contributions - capital	20,181	725	1,123	80			22,109	(1,850)		20,259	8,604
Interest and investment revenue	239						239	461		700	268
Net gain from disposal of assets	100						100			100	-
Total income from continuing operations	48,078	725	1,123	73	-	-	49,999	(1,389)		48,610	23,293
Expenses											
Employee benefits and on-costs	10,745						10,745			10,745	5,433
Borrowing costs	391						391			391	96
Materials and services	4,175			(7)			4,168			4,168	2,865
Depreciation and amortisation	8,025						8,025			8,025	4,012
Other expenses	3,368						3,368			3,368	2,088
Net Loss from disposal of assets	-						-			-	-
Total expenses from continuing operations	26,704	-	-	(7)	-	-	26,697	-		26,697	14,494
Net operating result from continuing operation	21,374	725	1,123	80	-	-	23,302	(1,389)		21,913	8,799
Discontinued operations - surplus/(deficit)											
Net operating result from all operations	21,374	725	1,123	80	-	-	23,302	(1,389)		21,913	8,799
Net Operating Result before Capital Items	1,193	-	-	-	-	-	1,193	461		1,654	195

The net result of operations as at 31 December was a surplus of \$195,000 before capital income. The sum of proposed variations results in a \$1,389,000 decrease in budgeted Income with no change to budgeted operational expenditure. The net result of proposed changes is an unfavorable operational variance of \$1,389,000.

Note; capital grant income in the operational income statement does not reflect grant amounts paid in advance and those held in external restrictions it only reflects cash amounts received to date this financial year. A reconciliation will be performed at 30th June 2023 to recognise these amounts as income.

For the quarter to 31 December there was \$23.293 million of operational income. Some of the notable income for the second quarter is listed below;

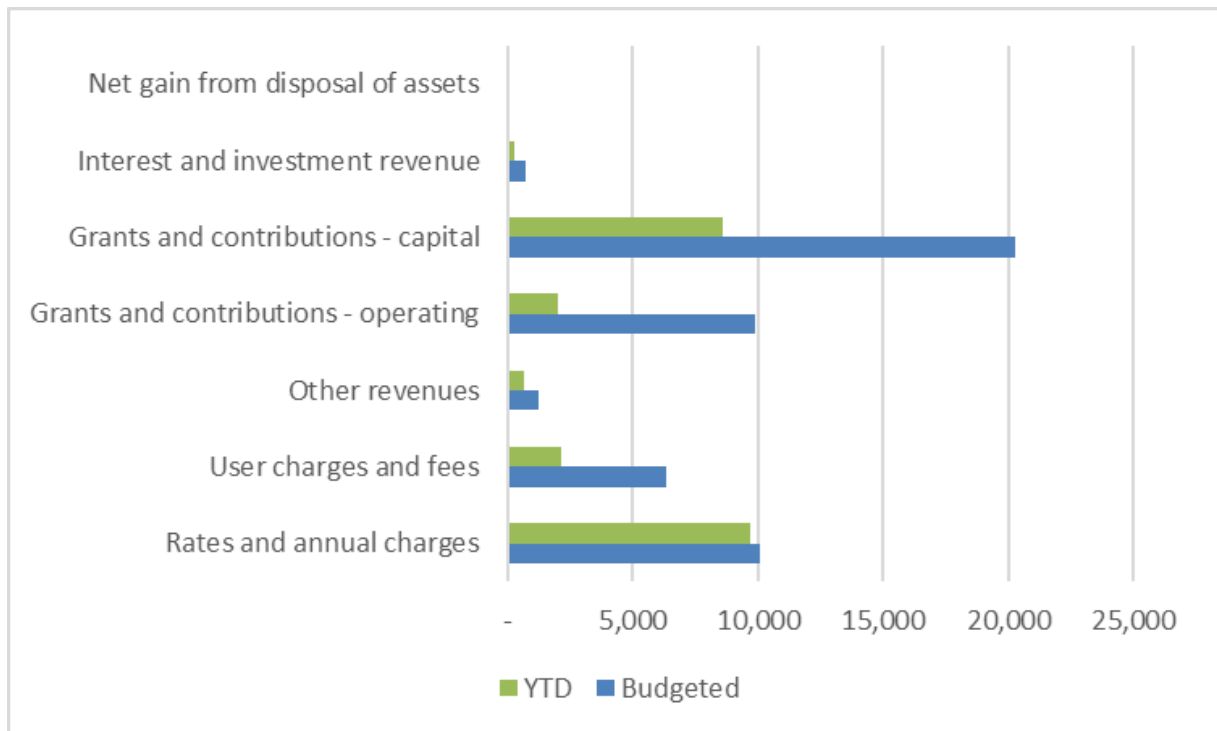
- Pooncarie - Menindee Road Grant \$3,685,000
- Resources for Regions Round 9 \$2,886,455
- Buronga Landfill Revenue \$879,499
- TfNSW Block Grant Program \$812,500
- Trentham Sewer and Water Contributions \$221,268
- Rural Fire Services Levy \$200,124

For the quarter to 31 December there was \$14.494 million of operational expenditure. Some of the notable expenditure is listed below;

- Road Network Maintenance \$1,576,824
- Flood Preparation \$1,146,148
- Water Network Maintenance \$633,783
- Landfill Operational Expenditure \$370,321
- Sewer Network Maintenance \$295,506

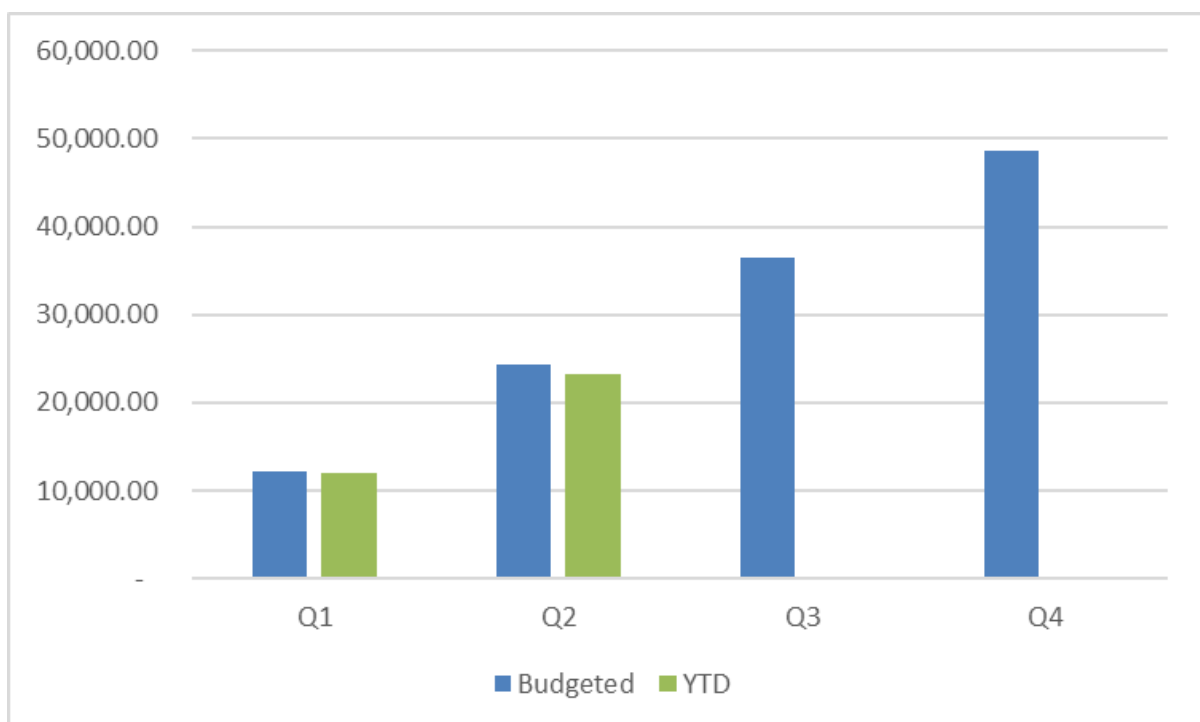
Income vs Budgeted Income at 31 December 2022

Units displayed in ('000)



Consolidated Income vs Budgeted at 31 December 2022

Units displayed in ('000)



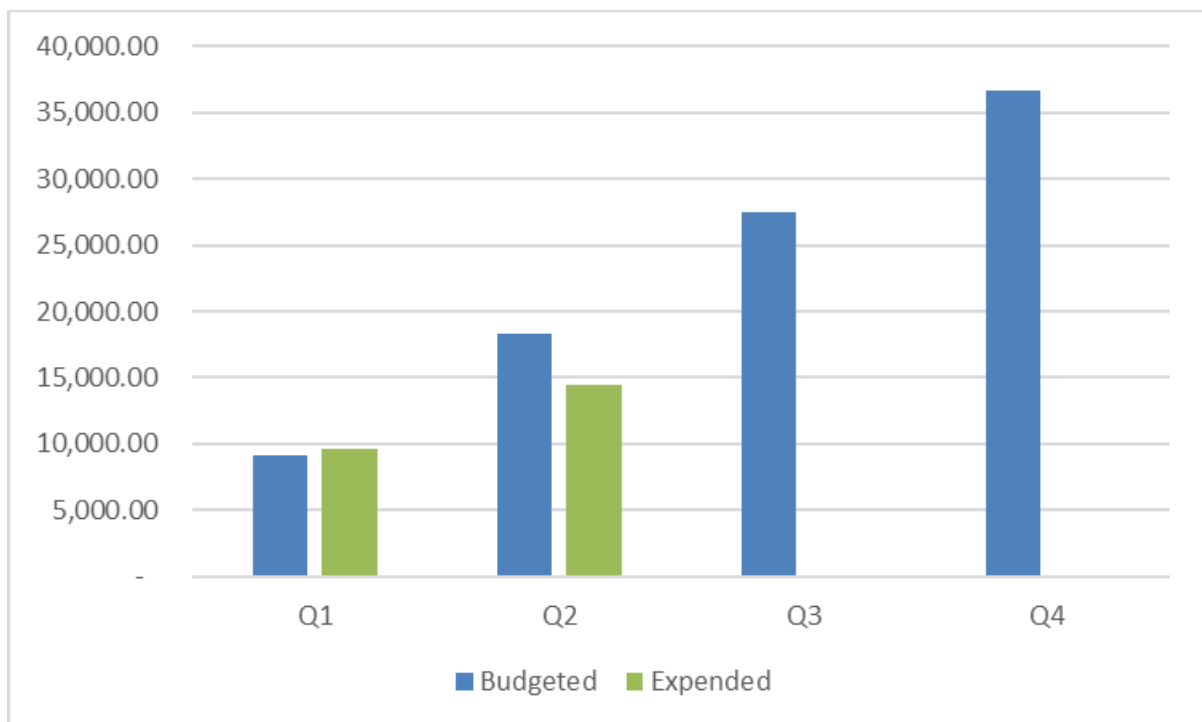
Expenditure to date vs Budgeted Expenditure at 31 December 2022

Units displayed in ('000)



Consolidated Expenditure vs Budgeted Expenditure at 31 December 2022

Units displayed in ('000)



2. Proposed Variations to the Income Statement

The December Quarterly Budget Review Statement includes three proposed operational variations which are discussed below. The capital income variations will be discussed later in section 4.

- Pothole Repair Program

Funding received under the Fixing Local Roads Pothole Repair Round is available to 95 regional councils and authorities to help repair potholes on regional and local roads. Work must be completed by 1 January 2024.

- Natural Disaster Repair Program

Disclosed is the preliminary repair estimate to be covered by the NSW Disaster Repair Program under the Essential Public Asset Restoration Program. This funding is partly funded by council up to the first \$46,000.

- Interest Income from Investments

The original budgeted income from investments was calculated at a 0.67% interest rate. As at December 2022 Councils average investment interest rate is 3.19% indicating returns over \$700,000 based on returns of currently invested term deposits.

Note: A budget variation for flood preparation works has not been included in this quarters report. A variation will be included once a full reconciliation of costs has been completed and funding/reimbursement income has been identified.

3. Consolidated Capital Budget

Budget review for the quarter ended 31 December 2022

Capital budget - Council Consolidated

(\$000's)	Original budget 2022/23	Approved changes					Revised budget 2022/23	Variations for this Dec Qtr	Notes	Projected year end result	Actual YTD figures
		Carry forwards	Other than by QBRs	Sep QBRs	Dec QBRs	Mar QBRs					
Capital expenditure											
New assets											
- Plant & equipment	-			80			80			80	56
- Land & buildings	6,623						6,623	(2,000)		4,623	1,193
- Other	2,089	120					2,209	(715)		1,494	274
- Roads, bridges, footpaths	374						374			374	1
Renewal assets (replacement)											
- Plant & equipment	1,956	320					2,276			2,276	1,152
- Land & buildings	12,584	65	2,460				15,109	(8,478)		6,631	873
- Roads, bridges, footpaths	12,364	1,192					13,556	2,391		15,947	4,375
- Other	903						903			903	312
Loan repayments (principal)	854						854			854	323
Water Fund	740	75	654				1,469			1,469	319
Sewer Fund	1,287	450	317				2,054			2,054	700
Total capital expenditure	39,774	2,222	3,431	80	-	-	45,507	(8,802)		36,705	9,578
Capital funding											
Rates & other untied funding	9,368	927	787				11,082	(952)		10,130	3,033
Capital grants & contributions	20,181	725	1,123	80			22,109	(1,850)		20,259	5,305
Reserves:											
- External restrictions/reserves			1,521				1,521			1,521	392
- Internal restrictions/reserves	1,975	570					2,545			2,545	848
New loans	8,250						8,250	(6,000)		2,250	
Receipts from sale of assets											
Total capital funding	39,774	2,222	3,431	80	-	-	45,507	(8,802)		36,705	9,578
Net capital funding - surplus/(deficit)	-	-	-	-	-	-	-	-		-	-

The net result of capital activities as at 31 December 2022 is a total expenditure of \$9,578,000. The sum of proposed variations results in a favorable capital variance of \$8,802,000.

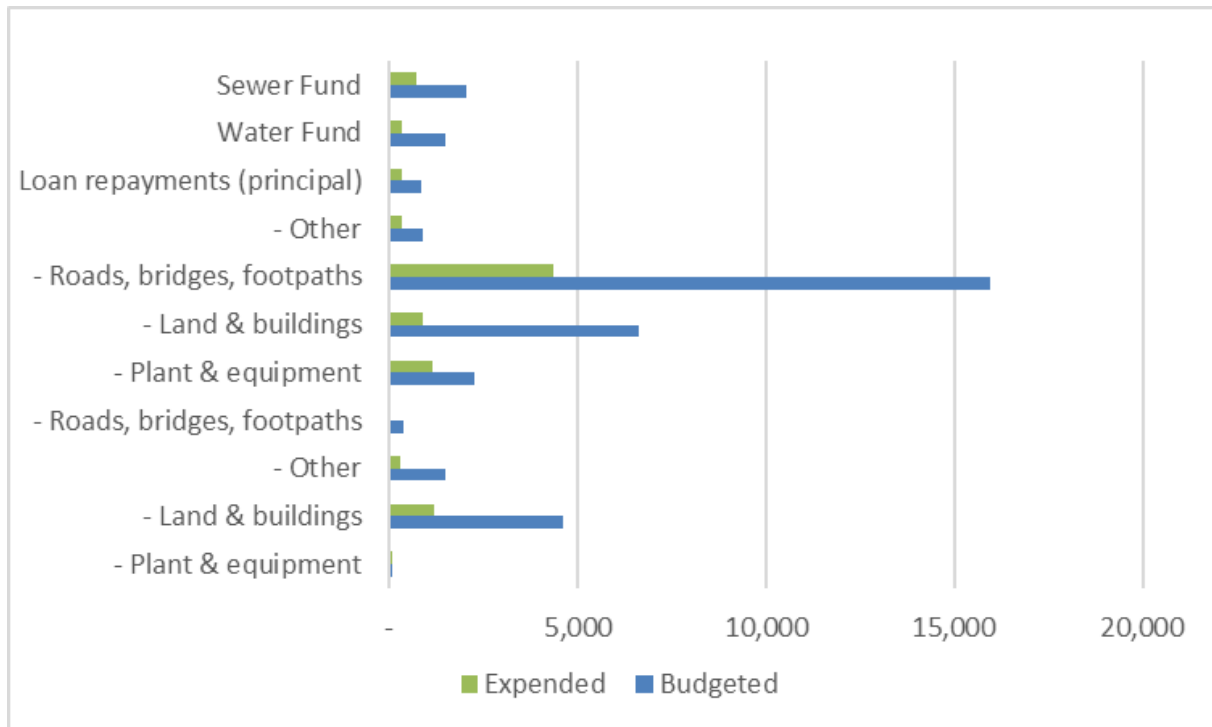
Some of the notable expenditure is listed below;

- Old Wentworth Road \$839,838
- Pooncarie – Menindee Road \$813,068
- Capital Plant Replacement \$649,370
- Trentham Cliffs Sewer Install \$455,556

- Wentworth Extended Daycare \$411,522
- Gol Gol East Raw Water Upgrade \$153,943

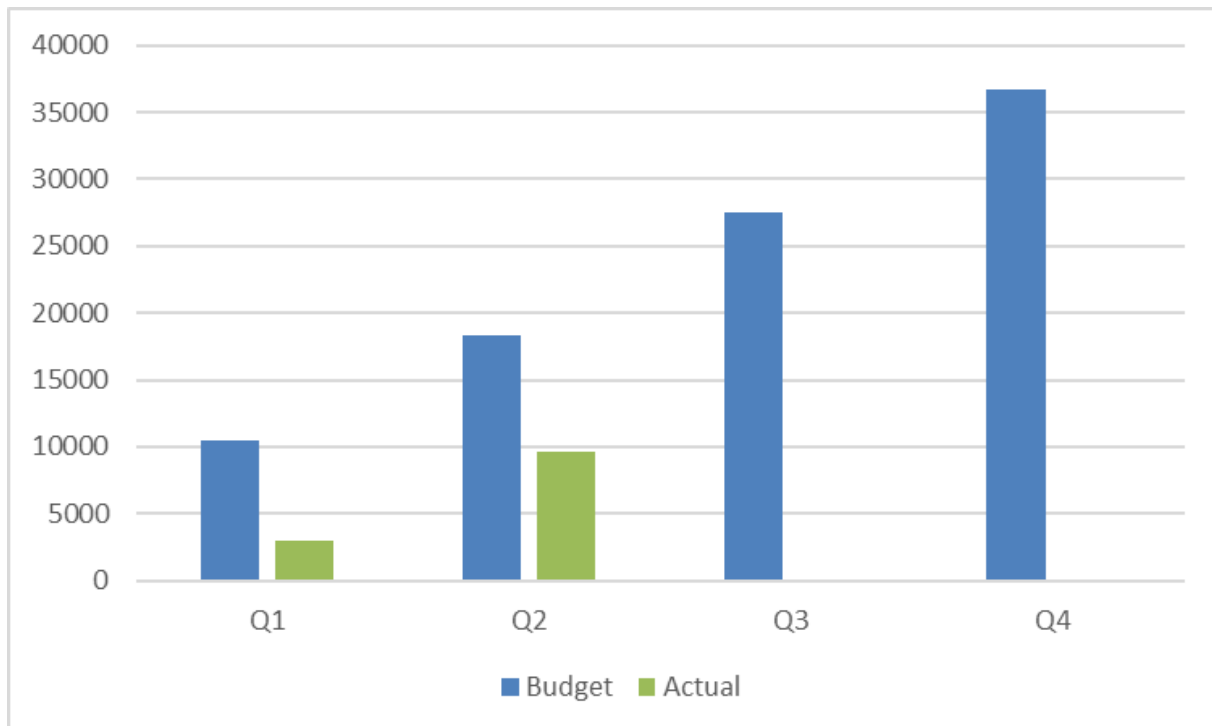
Capital Works Expenditure vs Budgeted Expenditure at 31 December 2022

Units displayed in ('000)



Consolidated Capital Works Expenditure vs Budgeted at 31 December 2022

Units displayed in ('000)



4. Proposed Capital Budget Variations

The December Quarterly Budget Review Statement includes nine proposed capital variations which are discussed below.

- Willowbend Caravan Park

Project delayed due to flooding and site accessibility, Budget reduced for 2023 financial year to be budgeted in 2024.

- Wurlong Drive Stormwater.

Further funding required to remove and upgrade 8 driveways and culverts to larger drainage as well as upgraded drainage pit capacity and installation of new pit.

- Wilson Drainage Reserve

Due to staff priorities with flood preparation and restoration and timelines of works in surrounding subdivisions it is recommended that this project be re-budgeted to the 2024 financial year.

- EDS Facilities

Project delayed due to flooding and site accessibility, Budget reduced for 2023 financial year to be budgeted in 2024.

- Standpipe Hard Stand Area

Due to staff priorities with flood preparation and restoration and timelines of works in surrounding subdivisions it recommended that this project be re-budgeted to the 2024 financial year.

- Wentworth Civic Centre

Due to delays from original timeline the budget has been reduced for 2023 financial year to be budgeted in 2024. Estimated completion June 2024.

- CRIF Astronomy Park

Re-budgeted to 2024 due to ongoing negotiations with crown lands regarding site location. The project is also awaiting confirmation of additional funding via a grant application that has been submitted.

- Pothole Repair Program

Funding received under the Fixing Local Roads Pothole Repair Round is available to 95 regional councils and authorities to help repair potholes on regional and local roads. Work must be completed by 1 January 2024.

- Natural Disaster Repair Program

Disclosed is the preliminary repair estimate to be covered by the NSW Disaster Repair Program under the Essential Public Asset Restoration Program. This funding is partly funded by council up to the first \$46,000.

5. Cash and Investments Position and Reserve Balance

Reserve Balance at 31 December 2022

<i>Internal Restrictions</i>	<i>Balance</i>	<i>Restriction</i>
- Employee Entitlements	\$2,294,469.28	
- Doubtful Debts	\$115,011.00	
- Future Development Reserve	\$1,076,217.20	
- Trust Account	\$1,500,000.00	
- Caravan Park Loan Facility	\$770,113.79	
- Capital Projects	\$1,000,000.00	
- Plant Replacement Reserve	\$1,500,000.00	\$8,255,811.27
<i>External Restrictions</i>		
- Water Fund	\$11,361,105.17	
- Sewer Fund	\$4,492,759.34	
- T-Corp Loan Balance	\$579,074.19	
- Developer Contributions Reserve	\$663,375.97	
- Unexpended Grants	\$10,465,860.89	
- Crown Reserves Reserve	\$213,700.14	
- Loan Guarantee Reserve	\$3,460.91	
- Prepayments Cemeteries	\$542,262.00	\$28,321,598.61
Day to Day Liquidity		\$7,540,458.22
Total Funds Available		\$44,117,868.10

Compliance with NSW T-Corp Framework

As part of Council's agreement with the New South Wales Treasury Corporation for access to the loan facility of \$2,000,000 Council's investments must comply with the following limits.

Column A		Column B	Column C	Column D
Long Term Debt Rating		Portfolio Limit	Counterparty Limit	Maximum Tenor
S&P	Moody's			
AAA	Aaa	100%	100%	Not applicable
AA+ to AA-	Aa1 to Aa3	100%	100%	5 years
A+ to A	A1 to A2	100%	100%	3 years
A-	A3	40%	20%	3 years
BBB+	Baa1	35%	10%	3 years
BBB	Baa2		5%	12 months

Compliance with Portfolio and Counterparty Limit at 31 December 2022

As demonstrated below Council's current investments are in line with T-Corp requirements. Majority of investments are held with A+ or higher rated institutions with 15% held in BBB+ rated investments.

<i>Row Labels</i>	<i>Investment Amount</i>	<i>% Invested</i>
A+	\$15,063,578.23	37.6%
Macquarie Bank	\$8,063,578.23	20.1%
ING Bank	\$7,000,000.00	17.5%
A1+/AA-	\$1,000,000.00	2.5%
NT T-Corp	\$1,000,000.00	2.5%
AA-	\$18,000,000.00	44.9%
National Australia Bank	\$6,000,000.00	15.0%
Commonwealth Bank	\$5,000,000.00	12.5%
Westpac Banking Corporation	\$7,000,000.00	17.5%
BBB+	\$6,000,000.00	15.0%
AMP	\$2,000,000.00	5.0%
Bank of Queensland	\$1,000,000.00	2.5%
Bendigo Bank	\$2,000,000.00	5.0%
IMB Bank	\$1,000,000.00	2.5%
Grand Total	\$40,063,578.23	100.0%

Note: The table above excludes Council's Operating and Trust account.

Investments by Timeframe at 31 December 2022

Council is currently complying with its investment strategy which notes the preference of keeping cash invested for the short term (12 months or less). Cash needs to be accessed as needed due to the large amount of capital works currently being undertaken and the need for readily accessible cash flow to pay for these Capital Works.

<i>Term</i>	<i>Amount</i>	<i>% of Portfolio</i>	<i>Strategy</i>	<i>Difference</i>
Long Term 12mths+	\$5,000,000.00	12.48%	15.00%	2.52%
Short Term <12mths	\$31,000,000.00	77.38%	75.00%	-2.38%
At-Call	\$4,063,578.28	10.14%	10.00%	-0.14%
TOTAL	\$40,063,578.23			

6. Register of Material Contracts

Contracts over \$50k are disclosed in the report below. As at 31st of December 2022 Council had not materially varied any of the contracts included in the register or ceased any of the agreements.

For future reference any material variations, cancellations or other disclosures to these contracts will be listed within this report.

7. Consultancy and Legal Expense Report

Consultancies paid YTD at 31 December 2022

Contractor	1st Qtr	2nd Qtr	Details
Tonkin - Landfill	\$75,954.13		Survey & Design Works & Project Evaluation - Buronga Landfill
Civil Test - RMS		\$832.98	Roadwork Certification/testing/soil testing
Greenedge Environmental	\$30,501.90		Gravel Pit Licensing / Cultural Heritage Assessments
Zenith Town Planning	\$18,711.00		Rural Residential Strategy
GBM Consulting		\$1,215.50	Survey & Design Works & Project Evaluation
EBS Heritage	\$6,067.60		Cultural Heritage
Greenedge Environmental		\$27,063.30	Planning
James Goldsworthy	\$5,192.69		Landfill Expansion
EMM Consulting	\$5,189.89		Pooncarie WTP Water Testing
McMahon Consultancy Services		\$6,056.60	Human Resources Consultancies
Morrison Low Consultants	\$3,982.00		Asset Management Plan
GSD Architects	\$3,047.00		Civic Centre Project Management
Pinion Advisory		\$15,928.00	Buronga Landfill
Public Works Advisory		\$53,935.13	Acquisitions
Civil Test	\$2,178.00		Roadwork Certification/testing/soil testing
Tonkin		\$33,284.13	Survey & Design Works & Project Evaluation
Phil Maw Designs	\$742.50		Survey & Design Works & Project Evaluation
TOTAL	\$151,566.71	\$289,882.35	(Running Total)

Notes to Consultancies

Council is currently expecting higher than normal consultancy fees due to the design and environmental compliance of major capital works projects such as; Pooncarie – Menindee Road, Wentworth Civic Centre and Buronga Landfill Expansion.

Legal Expenses paid YTD at 31 December 2022

<i>Contractor</i>	<i>1st Qtr.</i>	<i>2nd Qtr.</i>	<i>Details</i>
<i>Iron Mountain</i>	\$270.57	\$270.57	Document Storage - Debt Collection
<i>Maloney Anderson Legal</i>	-	\$1,218.42	Acquisitions
<i>Marsdens Law Group</i>	\$10,375.55	-	Lawyers Fees Rate Recovery
<i>NV Lawyers</i>	\$4,285.30	\$3,388.60	Rate Recoveries
<i>Bartier Perry</i>	\$4,359.56	\$10,258.28	Crown Land Legal Fees
<i>Total</i>	\$19,290.98	\$34,426.85	(Running Total)

Notes to Legal Expenses

No major changes to note.

Conclusion

This report is prepared in accordance with S407 (1) of the *Local Government Act 1993*, Clause 203(1) of the *Local Government (General) Regulation 2021* and Council's 2022/23 Operational Plan. This report complies with the format required by the Office of Local Government.

If approved, the net result of variances for the December 2022 Quarter is an unfavourable operational variance of \$1,389,000 and a favourable capital variance of \$8,802,000 resulting in a total favourable budget variation of \$7,413,000.

Attachments

1. December Quarterly Budget Review 2022 - 2023 Financial Year [↓](#) 

Wentworth Shire Council

Quarterly Budget Review Statement
for the period 01/10/22 to 31/12/22

Report by responsible accounting officer

The following statement is made in accordance with Clause 203(2) of the Local Government (General) Regulations 2005:

31 December 2022

It is my opinion that the Quarterly Budget Review Statement for Wentworth Shire Council for the quarter ended 30/09/2022 indicates that Council's projected financial position at 30/06/2023 will be satisfactory at year end, having regard to the projected estimates of income and expenditure and the original budgeted income and expenditure.

Signed:  _____

Simon Rule
Responsible accounting officer

Date: 18/1/2023

Quarterly Budget Review Statement¹
for the period 01/10/22 to 31/12/22

Wentworth Shire Council

Income & expenses budget review statement

Budget review for the quarter ended 31 December 2022

Income & expenses - Council Consolidated

Original budget 2022/23	Approved Changes				Revised budget 2022/23	Variations for this Dec Qtr	Notes	Projected year end result	Actual YTD figures	Variance Surplus (Deficit)	% Actuals by Projected
	Carry forwards	Other than by QBRs	Sep QBRs	Dec QBRs							
Income											
Rates and annual charges	10,098				10,098		a	10,098	9,669	(429)	95.75%
User charges and fees	6,331				6,331		b	6,331	2,107	(4,224)	33.28%
Other revenues	1,228				1,228		c	1,228	662	(566)	53.91%
Grants and contributions - operating	9,901		(7)		9,894		d	9,894	1,983	(7,911)	20.04%
Grants and contributions - capital	20,181	1,123	80		22,109	(1,850)	e	20,259	8,604	(13,505)	42.47%
Interest and investment revenue	239				239		f	700	268	29	38.29%
Net gain from disposal of assets	100				100		g	100	-	(100)	0.00%
Total income from continuing operations	48,078	1,123	73	-	49,999	(1,389)		48,610	23,293	(26,706)	
Expenses											
Employee benefits and on-costs	10,745				10,745		h	10,745	5,433	5,312	50.56%
Borrowing costs	391				391		i	391	96	295	24.55%
Materials and services	4,175		(7)		4,168		j	4,168	2,865	1,303	68.74%
Depreciation and amortisation	8,025				8,025		k	8,025	4,012	4,013	49.99%
Other expenses	3,368				3,368		l	3,368	2,088	1,280	62.00%
Net Loss from disposal of assets					-		m	-	-	-	
Total expenses from continuing operations	26,704	-	(7)	-	26,697	-		26,697	14,494	12,203	
Net operating result from continuing operations	21,374	725	80	-	23,302	(1,389)		21,913	8,799	(14,503)	
Discontinued operations - surplus/(deficit)					-		n	-	-	-	
Net operating result from all operations	21,374	725	80	-	23,302	(1,389)		21,913	8,799	(14,503)	
Net Operating Result before Capital Items	1,193	-	-	-	1,193	461		1,654	195	(998)	

This statement forms part of Council's Quarterly Budget Review Statement (QBRs) for the quarter ended 31/12/2022 and should be read in conjunction with the total QBRs report

Wentworth Shire Council

Quarterly Budget Review Statement

for the period 01/10/22 to 31/12/22

Income & expenses budget review statement**Recommended changes to revised budget**

Budget Variations being recommended include the following material items:

Notes	Details	
e	Grants and Contributions - Capital	
	EDS Facilities	-\$500,000
	CRIF Astronomy Park	-\$550,000
	Pothole Repair Program	\$690,767
	Natural Disaster Repair Program (estimated cover amount)	\$1,700,000
	Wentworth Civic Centre	-\$3,190,309
f	Interest and Investment Revenue	
	Interest Income from Investments	\$461,000

Quarterly Budget Review Statement
for the period 01/10/22 to 31/12/22:

Wentworth Shire Council

Capital budget review statement

Budget review for the quarter ended 31 December 2022

Capital budget - Council Consolidated

(\$000's)	Original budget 2022/23	Approved changes				Revised budget 2022/23	Variations for this Dec Qtr	Notes	Projected year end result	Actual YTD figures	Variance Surplus (Deficit)	% Actuals by Projected
		Carry forwards	Other than by QBRs	Sep QBRs	Dec QBRs							
Capital expenditure												
New assets												
- Plant & equipment	-			80		80	(2,000)		80	56	24	70.00%
- Land & buildings	6,623	120				6,623	(715)		4,623	1,193	5,430	25.81%
- Other	2,089					2,209			1,494	274	1,935	18.34%
	374					374			374	1	373	0.27%
Renewal assets (replacement)												
- Plant & equipment	1,956	320				2,276	(8,478)		2,276	1,152	1,124	50.62%
- Land & buildings	12,584	65	2,460			15,109			6,631	873	14,236	13.17%
- Roads, bridges, footpaths	12,364	1,192				13,556	2,391		15,947	4,375	9,181	27.43%
- Other	903					903			903	312	591	34.55%
Loan repayments (principal)	854					854			854	323	531	37.82%
Water Fund	740	75	654			1,469			1,469	319	1,150	21.72%
Sewer Fund	1,287	450	317			2,054			2,054	700	1,354	34.08%
Total capital expenditure	39,774	2,222	3,431	80	-	45,507	(8,802)		36,705	9,578	35,929	26.09%
Capital funding												
Rates & other unified funding	9,368	927	787			11,082	(952)		10,130	3,033	(8,049)	29.94%
Capital grants & contributions	20,181	725	1,123	80		22,109	(1,850)		20,259	5,305	(16,804)	26.19%
Reserves:												
- External restrictions/reserves			1,521			1,521			1,521	392	(1,129)	25.77%
- Internal restrictions/reserves	1,975	570				2,545	(6,000)		2,545	848	(1,697)	33.32%
New loans	8,250					8,250			2,250		(8,250)	0.00%
Receipts from sale of assets												
Total capital funding	39,774	2,222	3,431	80	-	45,507	(8,802)		36,705	9,578	(35,929)	26.09%
Net capital funding - surplus/(deficit)	-	-	-	-	-	-	-		-	-	-	

This statement forms part of Council's Quarterly Budget Review Statement (QBRs) for the quarter ended 31/12/2022 and should be read in conjunction with the total QBRs report

Wentworth Shire Council

Quarterly Budget Review Statement

for the period 01/10/22 to 31/12/22

Capital budget review statement**Recommended changes to revised budget**

Budget variations being recommended include the following material items:

Notes Details

b	New Land & Buildings Willowbend Caravan Park	-\$2,000,000
c	New Other Assets Woorlong Drive Stormwater Wilson Drainage Reserve EDS Facilities Standpipe Hard Stand Area	\$40,000 -\$170,000 -\$500,000 -\$85,000
f	Renewal Other Assets Wentworth Civic Centre CRIF Astronomy Park	-\$7,928,292 -\$550,000
g	Renewal Roads, Bridges & Footpaths Pothole Repair Program Natural Disaster Repair Program (estimated cover amount)	\$690,767 \$1,700,000
l	Rates & Other Untied Funding Woorlong Drive Stormwater Wilson Drainage Reserve Standpipe Hard Stand Area Wentworth Civic Centre	\$40,000 -\$170,000 -\$85,000 -\$737,985
m	Capital Grants & Contributions EDS Facilities CRIF Astronomy Park Pothole Repair Program Natural Disaster Repair Program (estimated cover amount) Wentworth Civic Centre	-\$500,000 -\$550,000 \$690,767 \$1,700,000 -\$3,190,309
p	New Loans Willowbend Caravan Park Wentworth Civic Centre	-\$2,000,000 -\$4,000,000

Wentworth Shire Council

Quarterly Budget Review Statement

for the period 01/10/22 to 31/12/22

Cash & investments budget review statement**Reconciliation status**

The YTD cash & investment figure reconciles to the actual balances held as follows:

\$ 000's

Cash at bank (as per bank statements)

4,054

Investments on hand

40,064

less: unpresented cheques

(Timing Difference)

1

add: undeposited funds

(Timing Difference)

1

Reconciled cash at bank & investments

44,120

Balance as per QBRS review statement:

44,120

Difference:

-

Recommended changes to revised budget

Budget variations being recommended include the following material items:

Notes Details

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Wentworth Shire Council

Quarterly Budget Review Statement

for the period 01/10/22 to 31/12/22:

Key performance indicators budget review statement - Industry KPI's (OLG)

Budget review for the quarter ended 31 December 2022

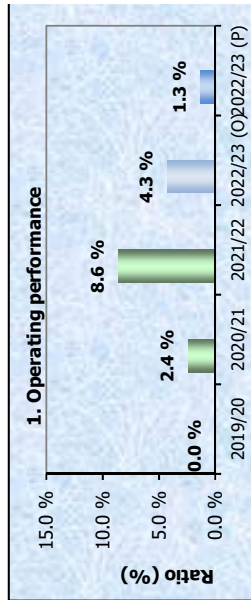
(\$000's)	Current projection		Original budget	Actuals prior periods
	22/23	22/23	22/23	21/22 20/21

NSW local government industry key performance indicators (OLG):

1. Operating performance	
Operating revenue (excl. capital) - operating expenses	195
Operating revenue (excl. capital grants & contributions)	14689

8.6 %	2.4 %
-------	-------

4.3 %



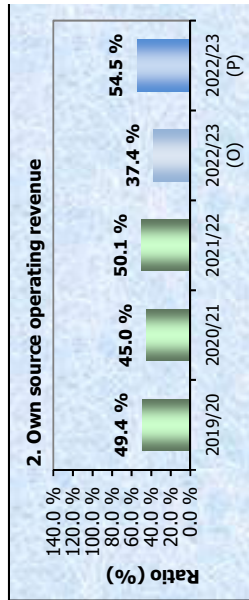
This ratio measures Council's achievement of containing operating expenditure within operating revenue.

Benchmark: > 0

2. Own source operating revenue	
Operating revenue (excl. ALL grants & contributions)	12706
Total Operating revenue (incl. capital grants & cont)	23293

50.1 %	45.0 %
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37.4 %



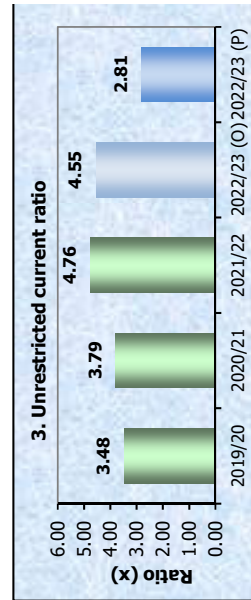
This ratio measures fiscal flexibility. It is the degree of reliance on external funding sources such as operating grants & contributions.

Benchmark: > 60%

3. Unrestricted current ratio	
Current assets less all external restrictions	15796
Current liabilities less specific purpose liabilities	5624

4.76	3.79
------	------

4.55



To assess the adequacy of working capital and its ability to satisfy obligations in the short term for the unrestricted activities of Council.

Benchmark: > 1.5

Wentworth Shire Council

Quarterly Budget Review Statement

for the period 01/10/22 to 31/12/22:

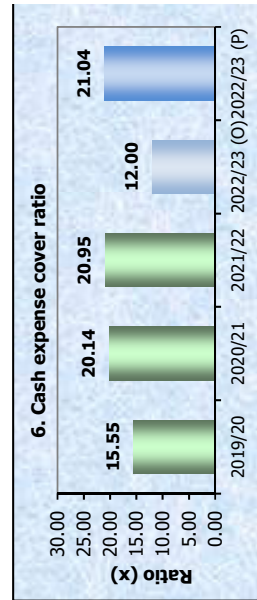
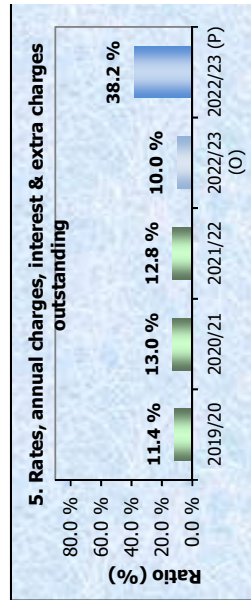
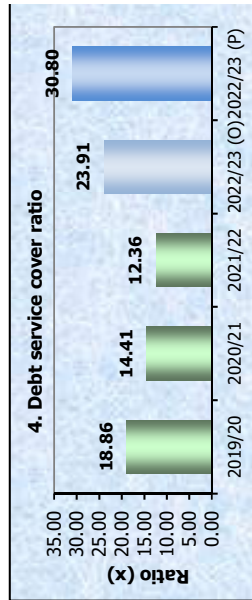
Key performance indicators budget review statement - Industry KPI's (OLG)

Budget review for the quarter ended 31 December 2022

(\$000's)	Current projection		Original budget	Actuals prior periods
	Amounts	Indicator		
	22/23	22/23	22/23	21/22 20/21

NSW local government industry key performance indicators (OLG):

4. Debt service cover ratio Operating result before interest & dep. exp (EBITDA) Principal repayments + borrowing interest costs	12907	30.80	23.91	12.36	14.41
	419				
This ratio measures the availability of operating cash to service debt including interest, principal and lease payments. Benchmark: > 2					
5. Rates, annual charges, interest & extra charges outstanding Rates, annual & extra charges outstanding Rates, annual & extra charges collectible	4503	38.2 %	10.0 %	12.8 %	13.0 %
	11790				
To assess the impact of uncollected rates and annual charges on Council's liquidity and the adequacy of recovery efforts. Benchmark: < 10%					
6. Cash expense cover ratio Current year's cash & cash equivalents (incl. term deposits) Operating & financing activities cash flow payments	46813	21.04	12.00	20.95	20.14
	2225				
This liquidity ratio indicates the number of months a Council can continue paying for its immediate expenses without additional cash inflow. Benchmark: > 3					



Wentworth Shire Council

Quarterly Budget Review Statement

for the period 01/10/22 to 31/12/22.

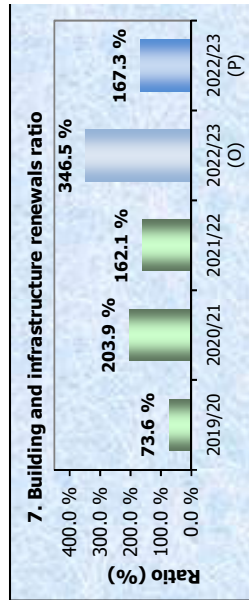
Key performance indicators budget review statement - Industry KPI's (OLG)

Budget review for the quarter ended 31 December 2022

(\$000's)	Current projection		Original budget	Actuals prior periods
	22/23	22/23	22/23	21/22 20/21

NSW Local Government Infrastructure Asset Performance Indicators (OLG):

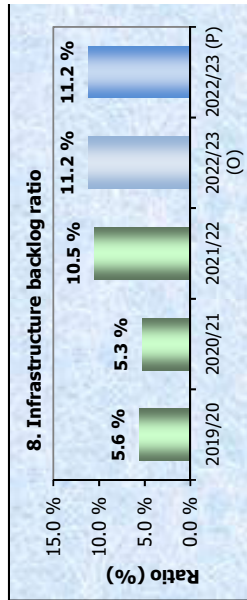
7. Building and infrastructure renewals ratio				
Asset renewals (building, infrastructure & other structures)	6712	167.3 %	346.5 %	162.1 % 203.9 %
Depreciation, amortisation & impairment	4012			



To assess the rate at which these assets are being renewed relative to the rate at which they are depreciating.

Benchmark: > 100%

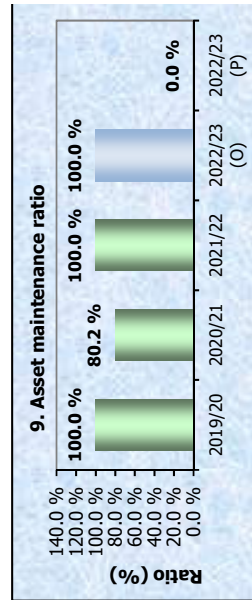
8. Infrastructure backlog ratio				
Estimated cost to bring assets to a satisfactory condition	50003	11.2 %	11.2 %	10.5 % 5.3 %
Total value of infrastructure, building, other structures & depreciable land improvement assets	446395			



This ratio shows what proportion the backlog is against the total value of a Council's infrastructure.

Benchmark: < 2

9. Asset maintenance ratio				
Actual asset maintenance	N/A	0.0 %	100.0 %	100.0 % 80.2 %
Required asset maintenance				



Compares actual vs. required annual asset maintenance. A ratio above 1.0 indicates Council is investing enough funds to stop the Infrastructure Backlog growing.

Benchmark: > 100%

Wentworth Shire Council

Quarterly Budget Review Statement
for the period 01/10/22 to 31/12/22:

Key performance indicators budget review statement - Industry KPI's (OLG)

Budget review for the quarter ended 31 December 2022

(\$000's)	Current projection		Original budget 22/23	Actuals prior periods 21/22 20/21
	Amounts	Indicator		
	22/23	22/23		

NSW Local Government Infrastructure Asset Performance Indicators (OLG):

10. Cost to bring assets to agreed service level

Estimated cost to bring assets to an agreed service level set by council

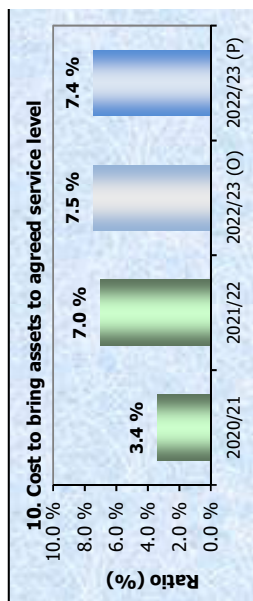
Gross replacement cost

50003	671336
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7.4 %

7.5 %

7.0 % 3.4 %



This ratio provides a snapshot of the proportion of outstanding renewal works compared to the total value of assets under Council's care and stewardship.

No Benchmark

11. Capital expenditure ratio

Annual capital expenditure

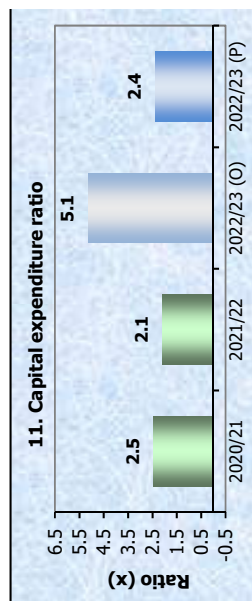
Annual depreciation

9578	4012
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2.4

5.1

2.1 2.5



To assess the extent to which a Council is expanding its asset base thru capital expenditure on both new assets and the replacement and renewal of existing assets.

Benchmark: > 1

Quarterly Budget Review Statement
for the period 01/10/22 to 31/12/22

Wentworth Shire Council

Contracts budget review statement

Budget review for the quarter ended 31 December 2022

Part A - Contracts listing - contracts entered into during the quarter

Contractor	Contract detail & purpose	Contract value	Start date	Duration of contract	Budgeted (Y/N)	Notes
XCAV8 Pty Ltd	River Road Levy Bank Works	\$ 70,257.67	19/12/2022	Until Completion	N	
Coates Hire Operations Pty Ltd	Pump Hire for Floods	\$ 65,000.00	15/12/2022	Until Completion	N	
Ausschredding Pty Ltd	Shredding of Greenwaste & Stockpiles Mattresses and Tyres	\$ 60,000.00	9/12/2022	Until Completion	Y	
Alinga Grove Pty Ltd	Stormwater, Road Widening & Kerb and Gutter in accordance with the construction agreement	\$ 156,893.28	22/11/2022	Until Completion	Y	
Regional Power Services Pty Ltd	Emergency Generator for Midway Centre	\$ 59,971.00	21/11/2022	Until Completion	N	
Mallee Quarries Pty Ltd	Dirty Metal for Renmark Road Reconstruction	\$ 214,500.00	15/11/2022	Until Completion	N	
Ultimate Positioning Group Pty Ltd	Supply and Delivery of Trimble R12L - Rover	\$ 67,198.73	10/11/2022	Until Delivery	Y	
Kennards Hire	Pump Hire for Floods	\$ 65,340.00	10/11/2022	Until Completion	N	
Raging Empire	Supply of Event Management Services	\$ 200,000.00	27/10/2022	25/02/2022	Y	
IOXM Operations Pty Ltd	Supply of HYPO for Swimming Pools	\$ 100,000.00	27/10/2022	Until Completion	Y	
King Construction	Road Widening & Asphalt in accordance with the construction agreement	\$ 104,401.00	18/10/2022	Until Completion	Y	
New World Artists	Wentworth Winedown Artists	\$ 66,000.00	12/10/2022	25/02/2022	Y	
Capital Lines & Signs Pty Ltd	Linemarking Services	\$ 144,195.79	12/10/2022	Until Completion	Y	
GSD Architects	Project Management of the Wentworth Civic Centre Redevelopment	\$ 110,000.00	7/10/2022	Until Completion	Y	
Mildura Traffic Management	Traffic Management for State Highway 22 Slashing	\$ 84,150.00	5/10/2022	Until Completion	Y	

Notes:

1. Minimum reporting level is 1% of estimated income from continuing operations of Council or \$50,000 - whatever is the lesser.
2. Contracts listed are those entered into during the quarter being reported and exclude contractors on Council's Preferred Supplier list.
3. Contracts for employment are not required to be included.

This statement forms part of Council's Quarterly Budget Review Statement (QBRs) for the quarter ended 31/12/2022 and should be read in conjunction with the total QBRs report

Wentworth Shire Council

Quarterly Budget Review Statement

for the period 01/10/22 to 31/12/22

Consultancy & legal expenses budget review statement

Consultancy & legal expenses overview

Expense	YTD expenditure (actual dollars)	Budgeted (Y/N)
Consultancies	289,882	Y
Legal Fees	34,426	Y

Definition of a consultant:

A consultant is a person or organisation engaged under contract on a temporary basis to provide recommendations or high level specialist or professional advice to assist decision making by management. Generally it is the advisory nature of the work that differentiates a consultant from other contractors.

Comments

Expenditure included in the above YTD figure but not budgeted includes:

Details

9.13 QUARTERLY OPERATIONAL PLAN PROGRESS REPORT

File Number: RPT/23/54

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Report Author: Simon Rule - Director Finance and Policy

Summary

In accordance with the Local Government Integrated Planning and Reporting Framework, Council develops a Four Year Delivery Program and a One Year Operational Plan which details the actions to be undertaken by Council to implement the strategies established in the Community Strategic Plan.

The *Local Government Act 1993* requires that progress is reported to Council with respect to the principal actions detailed in its Operational Plan at least every six months. To better align with the Quarterly Budget Review Process, the Operational Plan progress report is also compiled on a quarterly basis.

New Actions added in the 2nd Quarter:

- 2.3.9 - Flood Preparation/Response works

The following Actions have been recommended to be deferred:

- 2.5.6 – Wetlands Standpipe Hardstand
- 3.5.6 - Crane Drive Stormwater
- 3.5.7 - Wilson Drainage Reserve
- 3.5.9 - Corbett Avenue Sewer Pump Station
- 3.5.10 - King Ridge Landscaping

As recommended by the *Guidelines for risk management and internal audit in local councils in NSW*, the Quarterly Operational Plan progress report was considered by the Audit, Risk and Improvement Committee at its meeting on 3 February 2023.

Recommendation

That Council notes the Quarterly Operational Plan Progress Report

The Council approves the new additional action added and the deferment of five (5) actions as outlined in the report

Detailed Report

Introduction

The purpose of this report is to detail Council's progress on implementing the 2022/2023 Operational Plan.

Report Detail

In accordance with the Local Government Integrated Planning and Reporting Framework, Council develops a Four Year Delivery Program and a One Year Operational Plan which details the actions to be undertaken by Council to implement the strategies established in the Community Strategic Plan.

The *Local Government Act 1993* requires that progress is reported to Council with respect to the principal actions detailed in its Operational Plan at least every six months. To better align with the Quarterly Budget Review Process, the Operational Plan progress report is also compiled on a quarterly basis.

Council's 2022-2023 Operational Plan commenced with 122 actions aligned with the four (4) themes of:

- A vibrant, growing and thriving region
- A great place to live
- A community that works to enhance and protect its physical and natural environment
- Is supported by strong and ethical civic leadership with all activities conducted in an open, transparent and inclusive manner.

Each action has been allocated to a Department who is accountable for its progress. The responsible officer is required to assess the status of the action as follows:

Status Option	Definition	Legend
Completed	Action completed for the year	
Progressing	Action underway and is progressing as planned	
Stalled	There is an issue that has delayed progress with this action	
Not due to start	Action not scheduled to start until later in the year	
Deferred	Action will not happen this year	

The Wentworth Shire Council's Quarterly Operational Plan Progress Report (refer attachment 1) the progress for the period October to December 2022 is as follows:

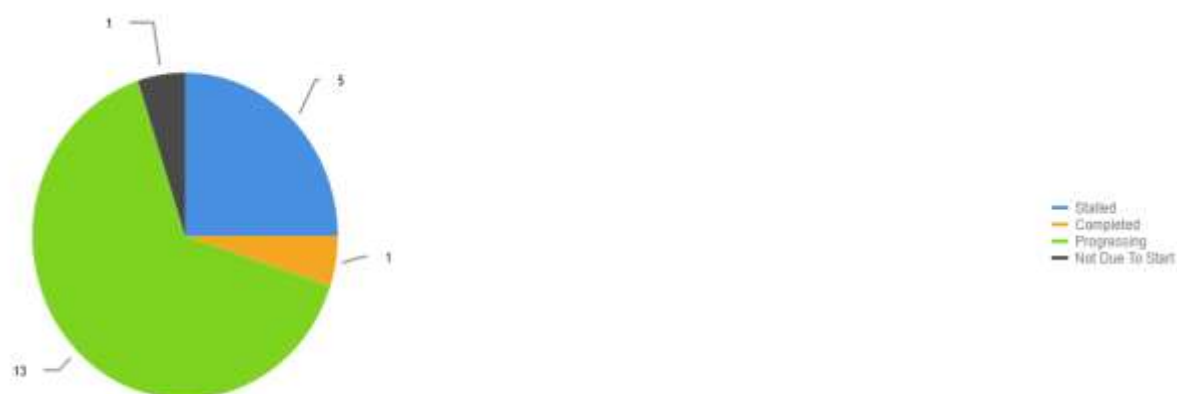
Status Option	Action Status – 1 st Quarter	Action Status – 2 nd Quarter
Completed	9	15
Progressing	101	92
Stalled	8	27
Not due to Start	24	4
Deferred	0	5

All Actions

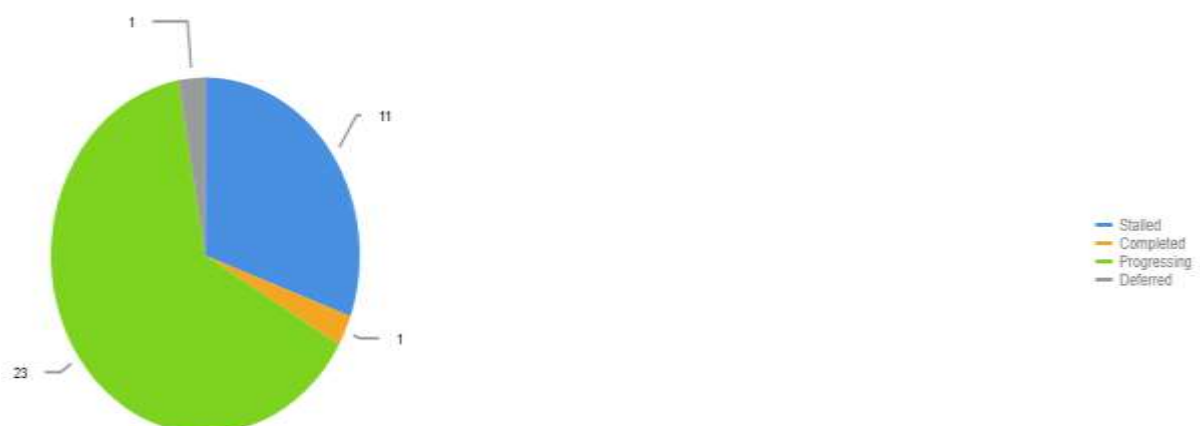


Strategic Direction

Our Economy



Our Community



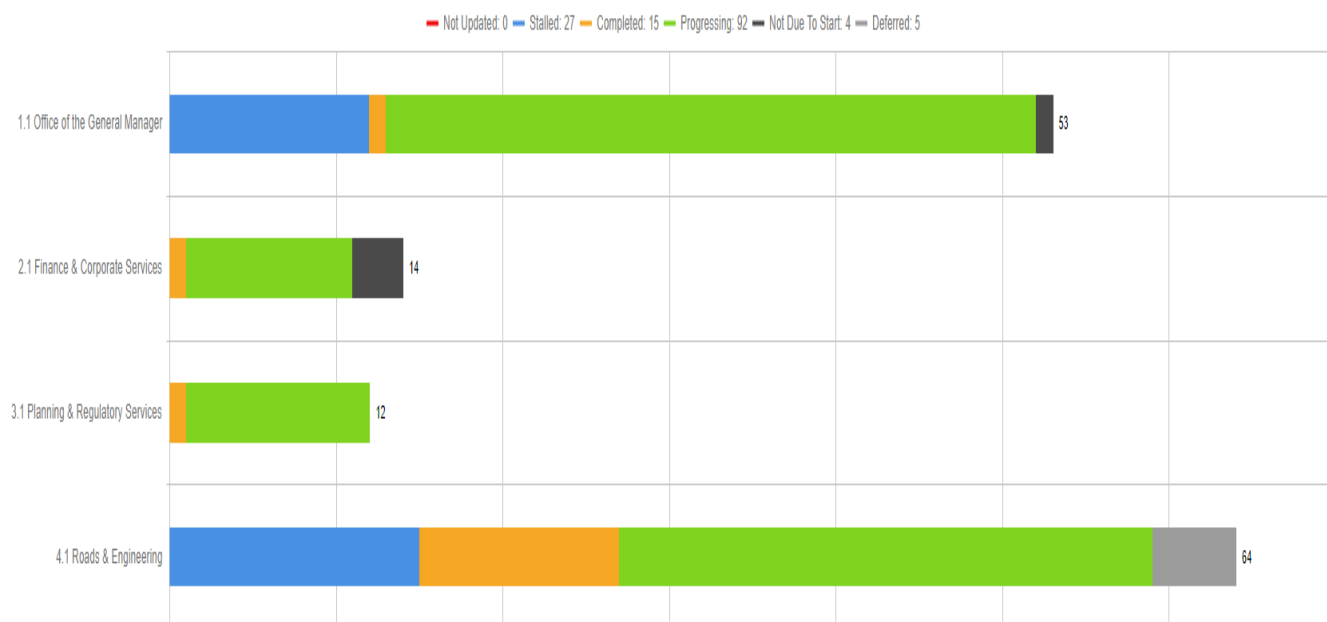
Our Environment



Our Leadership



Department



20 Actions were added during the 1st quarter. An additional Action has been added during the 2nd Quarter:

- Flood Preparation/Response Works

Discussion with operational staff have identified five (5) Actions where it is recommended that the Actions be deferred due to the need to reprioritise Council resources to undertake flood preparation or response works, or where the developer has not progress there subdivision as much as expected, therefore Councils contribution to the projects is not currently required. It is also recommended that Action 3.5.10 be deferred as this project will be completed in conjunction with a larger Open Spaces project in the same locality that has recently received grant funding.

19 Actions have stalled due to the projects being directly impacted by flooding or indirectly impacted due to staff resources being reprioritised to assist with flood preparation and response works.

Quarterly Highlights

The following projects were completed during the quarter

- 2.2.10 – Wentworth Extended Day Care
- 3.2.4 – Fixing Local Roads – Punt Road
- 3.2.7 – Fixing Local Roads – Bridge Road
- 3.2.22 – Old Wentworth Road Upgrade
- 3.4.23 – Fixing Local Roads – Little Manly Road
- 3.4.13 – Wood Street Sewer

Significant Council resources during this quarter have been dedicated to flood preparation and response works this has included substantial on ground works, monitoring and surveying works constant messaging and providing information via Councils various communication channels and two (2) flood information sessions at Wentworth and Buronga were held in conjunction with the SES and the Local Emergency Management Committee.


It is anticipated that these works will continue as water continues to flow down the Darling River but it is not expected to consume the same amount of resources as has currently been

required. As Council moves into the recovery phase further reviews of actions will be undertaken which may see other projects deferred or stalled as priority is given to restoration of flood impacted assets.

Conclusion

The Quarterly Operational Plan Progress report details Council's overall progress against all 143 Operational Plan actions for the period July-December 2022.

Attachments


1. 2022-2023 Operational Plan Progress Report [↓](#) 



Operational Plan Quarterly Review

Strategic Direction: Our Economy

Wentworth Shire is a vibrant, growing and thriving Region.

Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
1.1	Promote the Shire as an ideal location for investment and the establishment of innovative, sustainable and diversified industries.	1.1.1	Advocate for the local businesses on issues which further business and career opportunities for all	Progressing	General Manager	50%	This is an annual action and part of Council's core functions. Senior Council staff have been attending Recovery meetings with State Government agencies advocating for post flood assistance for business that have been affected directly and indirectly by the flood.	



Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
1.2	Promote the Wentworth Region as a desirable visitor and tourism destination.	1.1.2	Support economic growth and expansion across the Shire through improvement of local infrastructure and the identification of land for commercial and/or industrial use.	Progressing	Director Health & Planning	50%	This is an annual action and is part of Council's core functions.	
		1.2.1	Provide Visitor Information Centre Services	Progressing	Manager Tourism & Promotion	50%	This is an annual action and is part of Council's core functions.	
		1.2.2	PS Ruby	Stalled	General Manager	20%	Work on this action has been postponed due to the flood. Recommendation date is unknown at this stage.	

Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		1.2.3	Contribute to the promotion of tourism in the Wentworth Region through the management of Willowbend Caravan Park	Stalled	General Manager	15%	Work on this action has been postponed due to flooding. Recommencement date is unknown at this stage.	
		1.2.4	Continue to engage with and support the activities of Murray Regional Tourism, Destination NSW Riverina-Murray, Mildura Regional Development and Wentworth Regional Tourism Inc.	Progressing	Manager Tourism & Promotion	50%	This is an annual action and is part of Council's core functions.	
		1.2.5	Work with FSWJO to complete the Destination Management Plan for the region	Completed	Manager Tourism & Promotion	100%		





Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		1.2.6	Willowbend Caravan Park - Civil Works Redevelopment	Stalled	General Manager	20%	Construction has been postponed due to flooding. Recommendation date is unknown at this stage.	
		1.2.7	Willowbend Caravan Park - Ablution Block Upgrade	Progressing	General Manager	10%	Tender for construction of the amenities block to be considered by Council at February 2023 Council meeting.	
		1.2.8	Finalise development of a Shire Events Manual	Progressing	Manager Tourism & Promotion	70%	Draft Manual is being cross-referenced against public liability requirements and best practice as per guidelines provided by Council's insurer. Manual is also being reviewed to ensure it incorporates recently introduced Child Safe Standards.	



Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
1.3	High quality connectivity across the region.	1.2.9	Undertake Economic Recovery Program utilising State Government Funding	Progressing	Manager Tourism & Promotion	60%	The following events have been held utilising the Reconnecting the Wentworth Shire post COVID grant funding: - Winter Art Show - Street Markets in Dareton & Wentworth - Wentworth Open Day - Lights up Wentworth - Carols by Candlelight in Gol Gol	
		1.3.1	Advocate for the ongoing provision of quality transport and freight links	Progressing	General Manager	50%	This is an annual action and is part of Council's core functions.	
		1.3.2	Advocate for improved region-wide internet and mobile connectivity	Progressing	General Manager	50%	3 new towers have been announced for the Silver City Highway in addition to upgrades to the Emergency Services Network.	



Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
1.4	Encourage lifelong learning opportunities.	1.4.1	Undertake a program of activities and services that facilitate learning opportunities at Council's library services	Progressing	Team Leader Library Services	50%	Council continues to provide a range of services and programs across its library facilities that facilitate learning opportunities.	
		1.4.2	Advocate for the development and provision of local education, training and lifelong learning opportunities	Progressing	General Manager	50%	This is an annual action and is part of Council's core functions.	
		1.4.3	Advocate for improved school services across the Wentworth Shire	Progressing	General Manager	50%	This is an annual action and is part of Council's core functions.	
1.5	Encourage and support initiatives that improve local employment opportunities.	1.5.1	Promote Wentworth Council as an employer of choice including offering apprenticeships and traineeships	Progressing	Manager Human Resources	30%	HR Manager is currently working with a local Registered Training Provider to recruit an apprentice gardener and mechanic.	

Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		1.5.2	Identify opportunities to promote Wentworth as an employer of choice for people with disability and from culturally diverse backgrounds	Not Due To Start	Manager Human Resources	0%	This action has been scheduled to start in the second half of the financial year in line with involvement of the new Media & Communications Officer.	
		1.5.3	Promote the benefits of supporting Social enterprises and business to grow local employment opportunities	Stalled	Manager Tourism & Promotion	0%	Stalled due to resignation of Media and Communication Officer. New employee commenced with Council prior to Christmas which will allow this action to commence in the second half of the financial year.	





Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		1.5.4	Encourage businesses to employ people of all abilities and different backgrounds	Stalled	Manager Tourism & Promotion	0%	Stalled due to resignation of Media and Communication Officer. New employee commenced with Council prior to Christmas which will allow this action to commence in the second half of the financial year.	

Strategic Direction: Our Community

Wentworth Shire is a great place to live.

Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
2.1	Continue to create opportunities for inclusion where all people feel welcome and participate in community life.	2.1.1	Acknowledge and celebrate Seniors Week and International Day of People with Disabilities	Progressing	Manager Tourism & Promotion	50%	Council actively promoted International Day of People with Disabilities in December.	
		2.1.2	Support and empower the community to deliver community initiatives that improve the lives of residents and visitors to the region	Progressing	Director Finance & Policy	50%	Council staff have been working with a number of sporting clubs and community groups on how to submit grants for infrastructure upgrades and programs. This is giving those organisations the confidence to be in charge of their own destiny.	

Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		2.1.3	Actively engage with and include the perspectives of the local indigenous community	Progressing	General Manager	40%	Draft Terms of Reference for the new Heritage Committee have been drafted for consultation with Council. Following approval of the TOR an expression of interest process will be undertaken to determine members of the committee.	
		2.1.4	Promote a welcome and inclusive community that strengthens positive attitudes and behaviours towards people of all abilities	Stalled	Manager Tourism & Promotion	0%	Stalled due to resignation of Media and Communication Officer. New employee commenced with Council prior to Christmas which will allow this action to commence in the second half of the financial year.	



Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		2.1.5	Explore opportunities to promote and celebrate Culturally and Linguistically Diverse events and celebrations	Stalled	Manager Tourism & Promotion	10%	Stalled due to resignation of the Media and Communications Officer. New employee commenced with Council prior to Christmas will allow this action to commence in the second half of the financial year.	
2.2	Work together to solve a range of social and health issues that may impact community wellbeing and vulnerable people.	2.2.1	Implement recommendations of the Pedestrian Access Mobility Plan	Progressing	Director Roads & Engineering	50%	Projects have been identified for potential funding under the Action Transport for NSW grant program including a review and update of the plan. New and upgraded footpaths and sharedways have been approved for construction via a number of grant programs to be completed over the next 18-24 months.	



Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		2.2.2	Undertake a program of activities and services that facilitate opportunities for vulnerable members of the community at Council's library services	Progressing	Team Leader Library Services	50%	This is an annual action and part of Council's core functions.	
		2.2.3	Continue to collaborate with Government Agencies and other organisations to support the provision of health services across the Region	Progressing	General Manager	50%	A new hospital has been approved for Wentworth. Council continues to support the work of the Wentworth Shire Interagency Group in regards to health issues.	
		2.2.4	Advocate for the provision of social services that meet the needs of all our community including families, children, youth, people with disability and the aged	Progressing	General Manager	50%	Council continues to support the work of the Wentworth Shire Interagency Group in regards to the provision of social services across the Wentworth Shire.	



Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		2.2.5	Promote and foster an accessible community that encourages access by people of all abilities	Stalled	Manager Tourism & Promotion	0%	Stalled due to resignation of Media and Communications Officer. New employee commenced with Council prior to Christmas which will allow this action to commence in the second half of the financial year.	
		2.2.6	Work with external agencies to promote the benefit of an active lifestyle	Stalled	Manager Tourism & Promotion	30%	Stalled due to resignation of Media and Communications officer. New employee commenced with Council prior to Christmas which will allow this action to commence in the second half of the financial year.	



Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		2.2.7	Review Council facilities to ensure they are accessible to people with disability, including accessible pathways leading to accessible facilities	Progressing	Director Roads & Engineering	50%	Council staff have undertaken an assessment of the Dareton Library and Senior Citizens building. Rectification works have been identified and has been budgeted for 2023-2024 financial year.	
		2.2.8	Advocate for the construction of a PCYC facility in Dareton	Progressing	General Manager	10%	No further progress on this action. Council has committed to providing land for the project and continues to advocate for the project.	
		2.2.9	Support Dareton Men in a Shed relocation project	Progressing	Director Finance & Policy	50%	Council has helped sourced funding for this project. Construction of the new shed has commenced.	



Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		2.2.10	Wentworth Extended Day Care	Completed	Director Roads & Engineering	100%		
2.3	To have a safe community	2.3.1	Provide Public Health Function	Progressing	Director Health & Planning	50%	This is an annual action and part of Council's core functions.	
		2.3.2	Companion Animals & Buronga Pound Operations	Progressing	Director Health & Planning	50%	This is an annual action and part of Council's core functions.	
		2.3.3	Provide Building Compliance Function	Progressing	Director Health & Planning	50%	This is an annual action and part of Council's core functions.	
		2.3.4	In partnership with the RFS undertake hazard reduction works	Progressing	Director Roads & Engineering	20%	Planning session has been held with RFS to develop a work schedule.	
		2.3.5	Continue to engage with the Local Area Command on key community safety issues	Progressing	General Manager	50%	This is an annual action and part of Council's core actions. The Mayor and General Manager continue to attend Police Liaison Committee Meetings.	







Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		2.3.6	Facilitate the Local Emergency Management Committee to ensure a co-ordinated approach by all agencies having responsibilities and functions in emergencies	Progressing	General Manager	50%	This is an annual action and part of Council's core function. The LEMC has been activated as part of the preparation and response to the flood.	
		2.3.7	In partnership with Transport for NSW continue to promote and encourage safe driving behaviours	Stalled	Director Roads & Engineering	20%	Stalled due to vacancy in the Road Safety Officer Position. Council is currently working with Transport for NSW to fill the vacancy.	
		2.3.8	Identify and resolve were possible road and pedestrian safety issues	Stalled	Director Roads & Engineering	20%	Stalled due to vacancy in the Road Safety Officer Position. Council is currently working with Transport for NSW to fill the vacancy.	





Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		2.3.9	Undertake Flood Preparation and Response works.	Progressing	Director Roads & Engineering	80%	Murray Flood slowly moving into recovery phase. Waiting for additional water to make its way down the Darling.	
2.4	A well informed, supported and engaged community	2.4.1	Consistently communicate the role of Council to the community	Stalled	General Manager	0%	Stalled due to the resignation of the Media and Communication Officer. New employee commenced with Council prior to Christmas. This will allow this action to commence in the second half of the financial year.	
		2.4.2	Provide regular updates of Council's achievements, strategic objectives and actions	Progressing	General Manager	50%	This is an annual action and is part of Council's core function.	



Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		2.4.3	Communicate funding opportunities available for the community	Progressing	Grants Officer	50%	This is an annual action and part of Council's core functions.	
		2.4.4	Continue to facilitate Council Connects & Quarterly newsletter	Stalled	Media & Communications Officer	30%	Stalled due to resignation of Media and Communications Officer. New employee commenced with Council prior to Christmas, which will allow this action to recommence in the second half of the financial year.	
2.5	To have a strong sense of place.	2.5.1	Maintain and update the amenity of the Shire to meet community expectations for clean and well-presented public spaces and townships	Progressing	Director Roads & Engineering	50%	This is an annual action and is part of Council's core functions.	

Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		2.5.2	Engage with the community in the design and provision of public art within open space areas	Progressing	General Manager	40%	Council continues to engage with community members in Dareton regarding painting of the Dareton Pool wall. Actual works to be undertaken after the pool closes for the season.	
		2.5.3	Undertake specific public spaces capital works projects - Reserves Upgrades	Stalled	Director Roads & Engineering	10%	Action has been delayed due to flooding. Recommendation date is unknown at this stage.	
		2.5.4	Undertake specific public spaces capital works projects - Buronga Riverfront Toilet Block	Progressing	Director Roads & Engineering	20%	Contract to construct the toilet block to be considered by Council at the February 2023 Council Meeting.	
		2.5.5	Undertake specific public spaces capital works projects - Pooncarie Toilet Block	Progressing	Director Roads & Engineering	20%	Contact to construct the toilet block to be considered by Council at the February 2023 Council meeting.	

Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		2.5.6	Undertake specific public spaces capital works projects - Wetlands Standpipe Area	Deferred	Director Roads & Engineering	0%	Due to the need to reallocate resources to flood preparation and recovery activities it is recommended that this action be deferred to the 2023-2024 financial year.	
		2.5.7	Undertake specific public spaces capital works projects - Junction Island Bridge	Stalled	Director Roads & Engineering	30%	This action has stalled due to the flood. The river needs to return to normal pool level before this project can recommence.	
		2.5.8	Undertake specific public spaces capital works projects - Astronomy Park	Stalled	Director Roads & Engineering	20%	Still waiting on the outcome of additional funding application.	



Strategic Direction: Our Environment

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

Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
3.1	Ensure our planning decisions and controls ensure the community benefits from development.	3.1.1	Ensure that all Development Applications and planning proposals mitigate the impact of the development on the natural environment.	Progressing	Director Health & Planning	50%	This is an annual action and is part of Council's core functions.	
		3.1.2	Review and Update Development Control Plan	Progressing	Director Health & Planning	40%	Due to other strategic planning priorities the draft revised Plan has been pushed back to Mid April.	
		3.1.3	Finalise and submit gateway determination for rezoning of Thegoa Lagoon	Completed	Director Health & Planning	100%		
		3.1.4	Continue to progress Rural Residential Strategy	Progressing	Director Health & Planning	50%	Draft Strategy due to be completed by the end of January 2023.	



Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
3.2	Ensure that community assets and public infrastructure are well maintained.	3.2.1	Land Tenure Program	Progressing	Property & Land Tenure Officer	50%	This is an annual action and is part of Council's core functions.	
		3.2.2	Maintain transport network including Roads, Brides & Footpaths	Progressing	Director Roads & Engineering	50%	This is an annual action and is part of Council's core functions.	
		3.2.3	Maintain community facilities including halls, ovals, pools and other sporting facilities	Progressing	Director Roads & Engineering	50%	This is an annual action and is part of Council's core functions.	
		3.2.4	Prioritise and implement recommendations of Asset Management Plans - Fixing Local Roads - Punt Road	Completed	Manager Works	100%		
		3.2.5	Prioritise and implement recommendations of Asset Management Plans - Fixing Local Roads - Fletchers Lake Road	Completed	Manager Works	100%		



Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		3.2.6	Prioritise and implement recommendations of Asset Management Plans - Fixing Local Roads - Log Bridge Road	Stalled	Manager Works	10%	This action has stalled due to flooding. Recommencement date is unknown at this stage.	
		3.2.7	Prioritise and implement recommendations of Asset Management Plans - Fixing Local Roads - Bridge Road	Completed	Manager Works	100%		
		3.2.8	Prioritise and implement recommendations of Asset Management Plans - Pooncarie-Menindee Road	Stalled	Manager Works	40%	Stalled due to other priorities (flood preparation). Works to recommence in May.	



Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		3.2.9	Prioritise and implement recommendations of Asset Management Plans - Wentworth & Dareton Pool Lighting Upgrade	Progressing	Director Roads & Engineering	50%	Final connection of the new lights to happen once the pool since has finished at the end of March.	
		3.2.10	Prioritise and implement recommendations of Asset Management Plans - Buronga Wetlands Sharedway	Stalled	Director Roads & Engineering	0%	Stalled due to flooding. Recommencement date unknown at this stage.	
		3.2.11	Prioritise and implement recommendations of Asset Management Plans - Pooncarie Telegraph Building	Progressing	Director Roads & Engineering	20%	Contractor has been engaged, work to commence in January and completed by the end of March.	



Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		3.2.12	Prioritise and implement recommendations of Asset Management Plans - Poonaire Aerodrome Lighting	Stalled	Director Roads & Engineering	30%	Tender has been awarded. Project has stalled due to flood priorities. Council staff have to undertake preliminary ground works prior to the contractor coming onsite.	
		3.2.13	Prioritise and implement recommendations of Asset Management Plans - Wentworth Showgrounds Female Change Rooms & Running Rail Replacement	Progressing	Director Roads & Engineering	40%	Running rail installation has been completed. Design plans for the new change room have been completed. Procurement of a contractor to commence in February.	
		3.2.14	Prioritise and implement recommendations of Asset Management Plans - Wentworth EDS	Stalled	Director Roads & Engineering	10%	Stalled due to flood. Tender process to commence Mid April with construction to commence in the 23/24 financial year.	



Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		3.2.15	Prioritise and implement recommendations of Asset Management Plans - Wentworth Rowing Club Extension	Stalled	Director Roads & Engineering	20%	Stalled due to Flood. Recommencement date is unknown at this stage. As assessment of the existing building may need to be completed before project can commence.	
		3.2.16	Prioritise and implement recommendations of Asset Management Plans - Pooncarie Race Course	Completed	Director Roads & Engineering	100%		
		3.2.17	Prioritise and implement recommendations of Asset Management Plans - Wentworth Showgrounds Sewer	Stalled	Director Roads & Engineering	85%	Stalled due to flood. Works to recommence in February.	
		3.2.18	Continue to liaise with Crown Land to finalise Plans of Management for Community Land.	Progressing	Property & Land Tenure Officer	70%	Draft Plan of Management approved to go on Public Exhibition by Council at December 2022 meeting.	



Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		3.2.19	Gol Gol Cemetery Shed	Completed	Director Roads & Engineering	100%		
		3.2.20	George Gordon Sporting Complex Car Park	Progressing	Director Roads & Engineering	60%	Due for completion in April/May to align with visit from sealing contractor.	
		3.2.21	Wentworth Showgrounds Tower and Shade Sail	Completed	Director Roads & Engineering	100%		
		3.2.22	Old Wentworth Road Upgrade	Completed	Manager Works	100%		
		3.2.24	Coomealla Cemetery Shed Power	Stalled	Director Roads & Engineering	0%	Stalled due to flooding priorities. Commencement date is unknown at this stage.	
3.3	Minimise the impact on the natural environment	3.3.1	Undertake actions identified in the Western Weeds Action Plan	Progressing	Director Roads & Engineering	50%	This is an annual action and is part of Council's core function.	
		3.3.2	Monitor and investigate Illegal Dumping Activities as required	Progressing	Director Health & Planning	50%	This is an annual action and is part of Council's core functions.	











Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		3.3.3	Support the activities of the Murray Darling Association	Progressing	General Manager	50%	This is an annual action and is part of Council's core functions.	
		3.3.4	Advocate for the sustainable management of the Darling-Barka River and the Menindee Lakes	Progressing	General Manager	50%	This is an annual action and is part of Council's core functions	
		3.3.5	Identify opportunities to collaborate with other stakeholders on projects that protect the environment	Progressing	Director Roads & Engineering	50%	Partnered with NSW Western Land Care and Pomona School for National Tree Day.	
		3.3.6	Flood Plain Management Plan	Progressing	Director Health & Planning	30%	Council was successful in receiving funding to progress this action. Currently working with Department of Planning to finalise project brief. Procurement process to appoint a consultant to commence in March 2023.	



Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
3.4	Use and manage our resources wisely.	3.4.1	Provide best practice water, waste water and stormwater management infrastructure	Progressing	Director Roads & Engineering	50%	This is an annual action and is part of Council's core functions.	
		3.4.2	Collaborate with partners and the community to support innovative approaches to waste minimisation and increased reuse and recycling opportunities	Progressing	Director Roads & Engineering	50%	This is an annual action and is part of Council's core functions.	
		3.4.3	Encourage businesses and the community to be socially and environmentally responsible	Stalled	Manager Tourism & Promotion.	0%	Stalled due to the resignation of the Media & Communications Officer. New employee commenced with Council prior to Christmas which will allow this action to commence in the second half of the financial year.	









Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		3.4.4	Progress Buronga Landfill Expansion	Progressing	Director Roads & Engineering	20%	Currently at Tender stage. Tenders close 1 February 2023. Outcome and assessment of the tender to be reported to the March 2023 Council meeting.	
		3.4.5	Review public place bins and revise service levels as required	Stalled	Director Roads & Engineering	0%	This action has been postponed due to flooding. Commencement date is unknown at this stage.	
		3.4.6	Finalise Integrated Water Cycle Management Plan	Progressing	Director Roads & Engineering	85%	Draft report to be presented in February for Council review and feedback prior to going on Public exhibition, with the final report expected to be completed in May. Currently working with Public Works and Department Planning and Environment on identified priority projects listed in the draft report.	

Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		3.4.7	Buronga Landfill Machinery Shed	Progressing	Team Leader Landfill Operations	25%	Preliminary ground works completed prior to Christmas. Contractor to be back on site in Mid January to complete the project.	
		3.4.8	Buronga Landfill Land Use & Licence Upgrade	Progressing	Director Finance & Policy	70%	Continuing to work with the Department of Planning to finalise the Development Application.	
		3.4.9	Trentham Cliffs Water Installation	Progressing	Director Roads & Engineering	90%	Water booster pump station currently being installed. Water main will then be ready for commissioning.	
		3.4.10	Mourquong Filtered Water Main	Progressing	Director Roads & Engineering	80%	Finalising creation of easements.	
		3.4.11	Gol Gol Pump Station	Completed	Director Roads & Engineering	100%		
		3.4.12	Kingridge Sewer	Completed	Director Roads & Engineering	100%		
		3.4.13	Wood Street Sewer	Completed	Director Roads & Engineering	100%		
		3.4.14	Sewer Pump Station # 5	Progressing	Director Roads & Engineering	25%	Works to be completed by the end of January.	



Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		3.4.15	Dareton Sewer Pump Station # 2	Progressing	Director Roads & Engineering	70%	Switch board has been built. Will be delivered onsite in January for a February installation.	
		3.4.16	Trentham Cliffs Sewer Installation	Progressing	Director Roads & Engineering	70%	Sewer pump station currently being installed. Sewer Main will then be ready for commissioning.	
3.2	Ensure that community assets and public infrastructure are well maintained.	3.4.23	Fixing Local Roads - Little Manly Road	Completed		100%		
3.5	Infrastructure meets the needs of our growing Shire.	3.5.1	Continue to explore funding opportunities for the delivery of key projects	Progressing	Grants Officer	50%	This is an annual action and is part of Council's core function.	
		3.5.2	Continue to lobby all levels of government to support the provision of essential infrastructure for the Region	Progressing	General Manager	50%	This is an annual action and is part of Council's core functions.	

Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		3.5.3	Plan for appropriate infrastructure and services that support current and future needs	Progressing	Director Roads & Engineering	50%	This is an annual action and is part of Council's core functions.	
		3.5.4	Finalise Civic Centre Redevelopment	Progressing	General Manager	20%	Principal contractor has been appointed. Works commenced onsite in November 2022.	
		3.5.5	Progress actions from the Buronga/Gol Gol Structure Plan - Pink Lake Stormwater	Progressing	Director Roads & Engineering	10%	Design phase continues to progress, with geotechnical data completed. Finalisation of design and tender documentation expected by the end of March. Tender process to commence following Easter.	
		3.5.6	Progress actions from the Buronga/Gol Gol Structure Plan - Crane Drive Stormwater	Deferred	Director Roads & Engineering	0%	Waiting for the developer to progress the subdivision. It is not likely that this project will commence this year therefore it is recommended that this action is deferred to a future financial year.	

Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		3.5.7	Progress actions from the Buronga/Gol Gol Structure Plan - Wilson Drainage Reserve	Deferred	Director Roads & Engineering	0%	Waiting for the developer to progress the subdivision. It is unlikely that this project will commence this financial year, therefore it is recommended that be deferred to a future financial year.	
		3.5.8	Progress actions from the Buronga/Gol Gol Structure Plan - Kingfisher Road Stormwater & Sewer Pump Station	Progressing	Director Roads & Engineering	20%	Stormwater design has been completed. Tender for this component to commence mid March. Sewer design to commence February and will be finished in late June, early July. Construction of the sewer component is dependent on the completion of the stormwater works and other works within the subdivision.	




Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		3.5.9	Progress actions from the Buronga/Gol Gol Structure Plan - Corbett Avenue Sewer Pump Station	Deferred	Director Roads & Engineering	0%	Waiting for the developer to progress the subdivision. Not likely to commence this year therefore it is recommended that this action be deferred to a future year.	
		3.5.10	Progress actions from the Buronga/Gol Gol Structure Plan - King Ridge Landscaping	Deferred	Director Roads & Engineering	0%	This action will be completed with the larger Open Spaces project that has recently received grant funding. It is recommended that this action be deferred to a future financial year.	
		3.5.11	Undertake a review of current and future sporting needs within the Shire	Progressing	Director Roads & Engineering	20%	In conjunction with the Office of Sport & Recreation, community consultation workshops/engagement to commence in March 2023.	
		3.5.12	Woorlong Drive Stormwater	Progressing	Director Roads & Engineering	85%	Due for completion by the end of March 2023.	



Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		3.5.13	Midway Stormwater Upgrade	Stalled	Director Roads & Engineering	80%	Due for completion by the end of February 2023. Works have been delayed due to the developer being involved in flood work.	




Strategic Direction: Our Leadership






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




Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
4.1	Consistently engage and consult the whole community to ensure feedback is captured and considered as part of decision making and advocating processes.	4.1.1	Undertake community engagement activities and provide opportunities for participation in decision making where appropriate, in-line with Council's adopted Community Engagement Strategy	Progressing	General Manager	50%	This is an annual action and is part of Council's core functions.	
		4.1.2	Undertake audit of Council's websites to ensure compliance with Website Accessibility Guidelines	Not Due To Start	Manager Technology Services	0%	This action will commence in January 2023.	








Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		4.1.3	Implement actions outlined in the Disability Inclusion Action Plan	Progressing	Director Finance & Policy	50%	Council helped facilitate a forum delivered by the National Disability Insurance Agency on how to encourage and engage with potential employees in Disability Services.	
4.2	A strong, responsible and representative government.	4.2.1	Ensure that Council is accountable to the community, meets legislative requirements and supports the Councilors to undertake their civic responsibilities	Progressing	General Manager	50%	This is an annual action and is part of Council's core functions.	
		4.2.2	Support Councilors to undertake ongoing professional development	Progressing	General Manager	50%	This is an annual action and is part of Council's core functions.	

Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
4.3	An effective and efficient organisation.	4.3.1	Review services on a regular basis to ensure they are providing value for money and are relevant in meeting the changing needs of the community	Progressing	Director Finance & Policy	20%	Service review scheduled to be undertaken in first quarter of 2023.	
		4.3.2	Staff are supported to deliver high quality services to the community	Progressing	General Manager	50%	This is an annual action and is part of Council's core functions	
		4.3.3	Ensure the organisation is well led and managed through the implementation of Good Governance, Risk Management and Compliance Frameworks	Progressing	Director Finance & Policy	50%	This is annual action and is part of Council's core functions. The Audit, Risk and Improvement Committee is now in place and meeting quarterly. Currently in the process of appointing an Internal Auditor.	

Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
4.4		4.3.4	Undertake regular surveys to assess community satisfaction with Council service delivery	Not Due To Start	Director Finance & Policy	0%	This will commence in the second half of the financial year.	
		4.3.5	Review Information Technology Strategic Plan and implement actions accordingly	Not Due To Start	Manager Technology Services	0%	Due to commence in February 2023.	
		4.3.6	Integrated Corporate Management System	Progressing	Manager Technology Services	75%	Implementation back on-track. Go-Live scheduled for May 2023.	
	Provide strong leadership and work in partnership to strategically plan for the future.	4.4.1	Continue to support the work of the Wentworth Interagency Group	Progressing	General Manager	50%	This is annual action and is part of Council's core functions.	
		4.4.2	Foster strong partnerships with all levels of government, peak bodies, agencies and the community	Progressing	General Manager	50%	This is annual action and is part of Council's core function.	

Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
4.5	Adopt practices of prudent asset, financial and human resource management across Council to ensure long-term sustainability and efficiency.	4.4.3	Annual Financial Assistance Program	Progressing	Director Finance & Policy	50%	This is an annual action and is part of Council's core functions. \$149,300 in financial assistance has been approved so far this year.	
		4.4.4	Undertake a review of the Annual Financial Assistance Program	Completed	Director Finance & Policy	100%		
		4.5.1	Maintain a strong financial position that supports the delivery of services and strategies and ensures long term financial sustainability	Progressing	Director Finance & Policy	50%	This is an annual action and is part of Council's core function. Budget preparation for 2023/2024 has commenced.	

Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		4.5.2	Provide accurate and timely financial reports, monthly, quarterly and annually	Progressing	Financial Accountant	50%	This is an annual action and is part of Council's core functions. Annual Financial Statements for 2021/2022 have been completed. Council received an unqualified audit opinion. 1st & 2nd Qtr Budget Reviews have been presented to the Audit Committee. Regular reporting provided to key stakeholders.	
		4.5.3	Be the best employer that we can be by attracting, developing and retaining skilled staff to ensure a capable and effective workforce	Progressing	Manager Human Resources	50%	This is an annual action and is part of Council's core functions	

Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		4.5.4	Implement sound asset management practices to ensure adequate provision is made for the maintenance and long-term replacement of Council's infrastructure assets	Progressing	Director Roads & Engineering	50%	This is an annual action and is part of Council's core functions.	
		4.5.5	Implement actions outlined in the Workforce Management Plan - Review flexible working practices	Progressing	Manager Human Resources	40%	Currently being assessed on a case by case basis. Broader framework being developed in conjunction with the salary review.	
		4.5.6	Implement actions outlined in the Workforce Management Plan - Formulate a learning and development framework	Progressing	Manager Human Resources	80%	Currently in draft and being reviewed by the General Manager and Directors. Aiming to be operational by the end of February 2023.	



Objective Code	Objective	Action Code	Action Name	Status	Responsible Officer Position	Progress	Comments	Traffic Lights
		4.5.7	Implement actions outlined in the Workforce Management Plan - Develop succession/transition plan	Progressing	Manager Human Resources	10%	This action will progress further following the completion of action 4.5.6	
		4.5.8	Implement actions outlined in the Workforce Management Plan - Health and Well Being Strategy	Progressing	Manager Human Resources	50%	HR Manager is working with Council's Workcover provider to conduct a health and wellbeing day in June 2023.	
		4.5.9	Implement actions outlined in the Workforce Management Plan - Salary System Review	Progressing	Manager Human Resources	50%	The finalisation of this action is dependent on approval of the new Local Government State Award.	

9.14 AFFIX SEAL FOR SALE OF LAND - DISPOSAL OF RIVERFRONT PARCEL

File Number: RPT/23/46

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: Matthew Carlin - Director Health and Planning

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

This report seeks to complete the sale of land that is part of the Riverfront Parcel acquisition and disposal project. The parcel of land identified in the attached documents is a standalone consolidation where a riverfront parcel owned by Council is adjoined by a single landholder. The report is presented to Council to finalise this transaction.

Recommendation

That Council authorises the Mayor and Deputy Mayor to sign the Contract of Sale and affix the seal of the Wentworth Shire Council.

Detailed Report

Purpose

The purpose of this report is to seek a Council resolution to finalise the transfer of sale of a Riverfront Parcel to an adjoining landholder as part of the Riverfront Parcel acquisition and disposal project.

Background

The Riverfront Parcel project commenced in 2015 following a resolution of Council to proceed with the project. The timeline of events is provided under Attachment 1.

The Contract for Sale has been prepared and is presented for signing, see Attachment 2.

Matters under consideration

Since 2015, Council has been working to complete the Riverfront Parcel Project. The contractual documents are attached for review and signing by the Mayor and Deputy Mayor.

History of Lot 4 DP 733472

This riverfront parcel was identified in the planning proposal documents as presented to and adopted by Council and the relevant government agencies. The report that supported the planning proposal and gateway determination identified this parcel had only one adjoining land owner – see the excerpt at attachment 6.








Correspondence was sent to the landholders of Lot 54 756936, advising and updating of this project and the next steps – see Attachment 6. The letter sent this land holder was in error as the project had recently been re-assigned to new staff members who were not at the time familiar with the history of the project. A subsequent letter was sent to the same land holder on 27/10/2020 advising of their eligibility status had changed and Council would not be proceeding – see attachment 7.

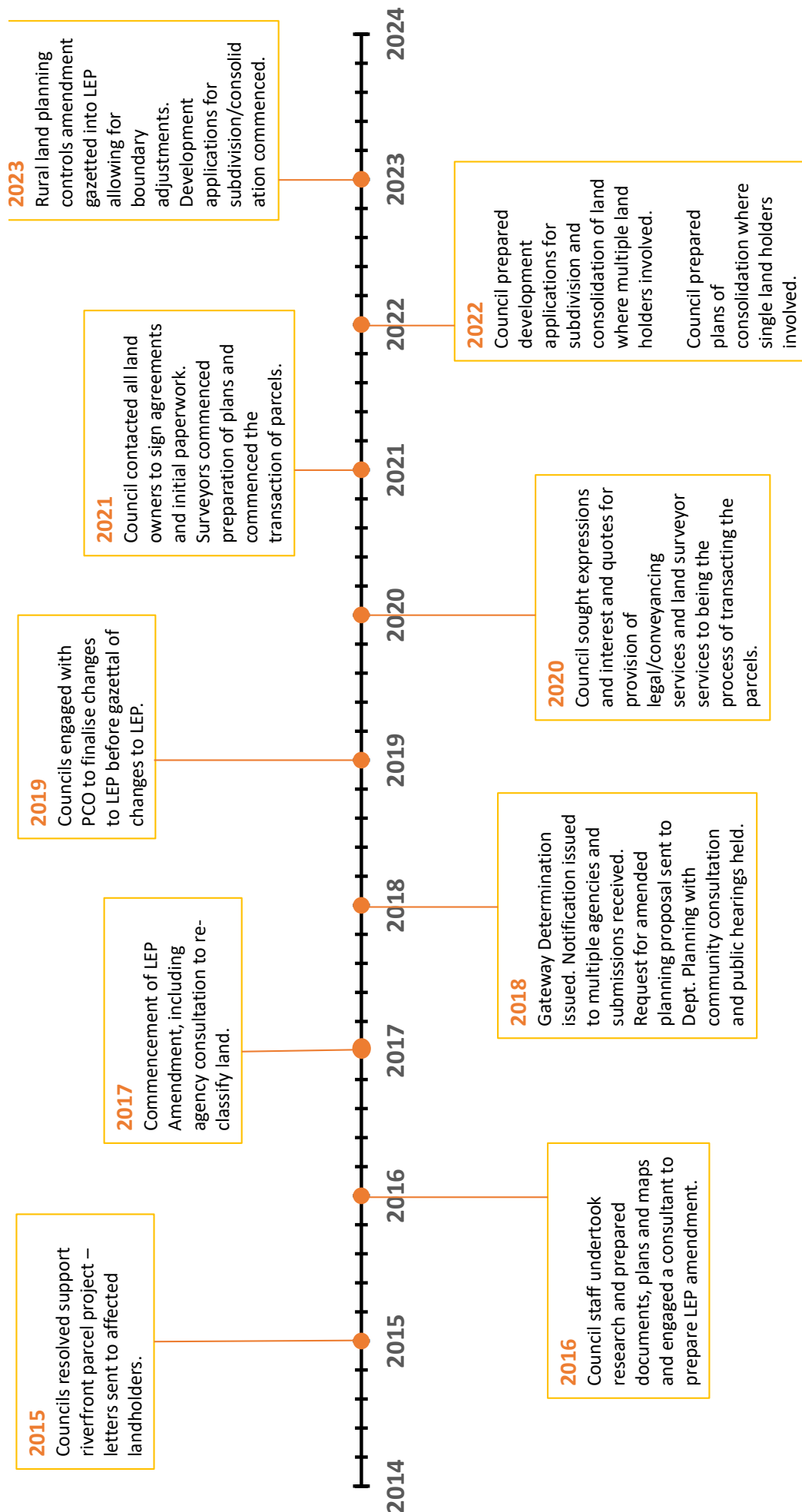
This riverfront parcel was reclassified as operational land and gazetted into Schedule 4 of the Wentworth Local Environmental Plan 2011. Council are complying with the Gateway Determination and the identified characteristics of the parcels as gazette 26 June 2020.

Conclusion

This contract for sale is the completion of the disposal of a riverfront parcel.

Attachments

1. Timeline of Events [↓](#) 
2. Contract for Sale (Under Separate Cover) 
3. Client Authorisation [↓](#) 
4. Vendor Signature for affixing of seal [↓](#) 
5. Excerpt from Planning Proposal [↓](#) 
6. Letters to adjoining landowners (Under Separate Cover) 
7. Letter of Advice (Under Separate Cover) 



CLIENT AUTHORISATION

Version 6.0

When this form is signed, the Representative is authorised to act for the Client in a Conveyancing Transaction(s)

Privacy Collection Statement: The information in this form is collected under statutory authority and used for the purpose of maintaining publicly searchable registers and indexes and for other purposes set out in clause 4.1 of this form.

Representative Reference: LKC:PEM 210096

CLIENT DETAILS	CLIENT 1	CLIENT 2
NAME	Wentworth Shire Council	
ACN/ARBN	96 283 886 815	
ADDRESS	26-28 Adelaide Street, Wentworth NSW 2648	

TRANSACTION DETAILS	CONVEYANCING TRANSACTION(S) 1	CONVEYANCING TRANSACTION(S) 2
AUTHORITY TYPE	<input checked="" type="checkbox"/> SPECIFIC AUTHORITY (set out conveyancing transaction details below)	<input type="checkbox"/> STANDING AUTHORITY ends on revocation or expiration date: ____/____/____ (tick relevant conveyancing transaction(s) below)
	<input type="checkbox"/> BATCH AUTHORITY (attach details of conveyancing transaction(s))	
PROPERTY ADDRESS	Part of "Lot 1", 6796 Sturt Highway, Trentham Cliffs NSW 2739 being that part of Lot 1 on the proposed Plan of Consolidation attached hereto and marked "Unregistered Plan" being the area of land shaded in red and being the land contained in Lot 4 in Deposited Plan 733472 as more particularly described in Certificate of Title Folio Identifier 4/733472	
LAND TITLE REFERENCE(S) (and/or property description)	4/733472	
CONVEYANCING TRANSACTION(S)	<input checked="" type="checkbox"/> TRANSFER <input type="checkbox"/> MORTGAGE <input type="checkbox"/> CAVEAT <input type="checkbox"/> PRIORITY NOTICE <input type="checkbox"/> DISCHARGE/RELEASE OF MORTGAGE <input type="checkbox"/> WITHDRAWAL OF CAVEAT <input checked="" type="checkbox"/> OTHER (set out below or attach details)	<input type="checkbox"/> TRANSFER <input type="checkbox"/> MORTGAGE <input type="checkbox"/> CAVEAT <input type="checkbox"/> PRIORITY NOTICE <input type="checkbox"/> DISCHARGE/RELEASE OF MORTGAGE <input type="checkbox"/> WITHDRAWAL OF CAVEAT <input type="checkbox"/> OTHER (set out below or attach details)
ADDITIONAL INSTRUCTIONS	Plan of Consolidation	

CLIENT AUTHORITY AND SIGNING	CLIENT 1 / CLIENT AGENT 1	CLIENT 2 / CLIENT AGENT 2
	<p>I CERTIFY that:</p> <p>(a) I am the Client or Client Agent; and</p> <p>(b) I have the legal authority to instruct the Representative in relation to the Conveyancing Transaction(s); and</p> <p>(c) if I am acting as a Client Agent that I have no notice of the revocation of my authority to act on behalf of the Client.</p> <p>I AUTHORISE the Representative to act on my behalf, or where I am a Client Agent to act on behalf of the Client, in accordance with the terms of this Client Authorisation and any Participation Rules and any Prescribed Requirement to:</p> <p>(a) sign documents on my behalf as required for the Conveyancing Transaction(s); and</p> <p>(b) submit or authorise submission of documents for lodgement with the relevant Land Registry; and</p> <p>(c) authorise any financial settlement involved in the Conveyancing Transaction(s); and</p> <p>(d) do anything else necessary to complete the Conveyancing Transaction(s).</p>	
	<p>DATE / /</p> <p>CLIENT/CLIENT AGENT NAME: Timothy Elstone</p> <p>CAPACITY: Mayor of the WSC</p> <p>If applicable AUSTRALIAN CONSULAR OFFICE WITNESS or IDENTITY AGENT (if not a Representative Agent)</p> <p>NAME: DATE:</p>	<p>DATE / /</p> <p>CLIENT/CLIENT AGENT NAME: Daniel Linklater</p> <p>CAPACITY: Deputy Mayor of the WSC</p> <p>If applicable AUSTRALIAN CONSULAR OFFICE WITNESS or IDENTITY AGENT (if not a Representative Agent)</p> <p>NAME: DATE:</p>

REPRESENTATIVE DETAILS AND SIGNING	REPRESENTATIVE	REPRESENTATIVE AGENT (if applicable)
NAME	Maloney Anderson Legal ("MAL")	
ACN/ARBN		
ADDRESS	43 Deakin Ave MILDURA VIC 3500	
	<p>I/We CERTIFY that reasonable steps have been taken to ensure that this Client Authorisation was signed by each of the persons named above as Client or Client Agent.</p> <p>SIGNATURE OF REPRESENTATIVE OR REPRESENTATIVE AGENT IF APPLICABLE:</p>	
	<p>DATE / /</p> <p>SIGNATURE NAME: Loren Kate Caulfield</p> <p>CAPACITY: Solicitor of MAL</p>	<p>DATE / /</p> <p>SIGNATURE NAME:</p> <p>CAPACITY:</p>

TERMS OF THIS CLIENT AUTHORISATION

1. What is Authorised

The Client authorises the Representative to act on behalf of the Client in accordance with the terms of this Client Authorisation and any Participation Rules and any Prescribed Requirement to:

- (a) sign documents on the Client's behalf as required for the Conveyancing Transaction(s); and
- (b) submit or authorise submission of documents for lodgment with the relevant Land Registry; and
- (c) authorise any financial settlement involved in the Conveyancing Transaction(s); and
- (d) do anything else necessary to complete the Conveyancing Transaction(s).

The Client acknowledges that the Client is bound by any documents required in connection with a Conveyancing Transaction that the Representative signs on the Client's behalf in accordance with this Client Authorisation.

2. Mortgagees

Where:

- (a) the Representative represents the Client in the Client's capacity as mortgagee; and
- (b) the Client represents to the Representative that the Client has taken reasonable steps to verify the identity of the mortgagor,

the Client indemnifies the Representative for any loss resulting from the Client's failure to take reasonable steps to verify the identity of the mortgagor.

3. Revocation

This Client Authorisation may be revoked by either the Client or the Representative giving notice in writing to the other that they wish to end this Client Authorisation.

4. Privacy and Client information

4.1 The Client acknowledges that information relating to the Client that is required to complete or process the Conveyancing Transaction(s), including the Client's Personal Information, may be collected, stored and used by, and disclosed to, stored and used by:

- (a) the Duty Authority;
- (b) the ELNO;
- (c) the Land Registry;
- (d) the Registrar;
- (e) the Representative;
- (f) Subscribers; and
- (g) third parties (who may be located overseas), involved in the completion or processing of the Conveyancing Transaction(s), for the purpose of completing and processing the Conveyancing Transaction(s) or as required by law, including for the purpose of a Compliance Examination.

4.2 The Client consents to the collection, disclosure, storage and use of information relating to the Client as acknowledged under clause 4.1.

4.3 For further information about the collection, disclosure, storage and use of your Personal Information, refer to the privacy policy of the persons listed in clause 4.1(a) to (g).

5. Applicable law

This Client Authorisation is governed by the law in force in the Jurisdiction in which the Property is situated. The Client and the Representative submit to the non-exclusive jurisdiction of the courts of that place.

6. Meaning of words used in this Client Authorisation

In this Client Authorisation, capitalised terms have the meaning set out below:

Australian Consular Office Witness means a person listed in section 3 of the *Consular Fees Act 1955* (Cth).

Batch Authority means an authority for the Representative to act for the Client in a batch of Conveyancing Transactions details of which are attached to this Client Authorisation.

Capacity means the role of the signatory (for example an attorney or a director of a company).

Client means the person or persons named in this Client Authorisation.

Client Agent means a person authorised to act as the Client's agent but does not include the Representative acting solely in this role.

Compliance Examination has the meaning given to it in the ECNL.

Conveyancing Transaction has the meaning given to it in the ECNL.

Duty Authority means the State Revenue Office of the Jurisdiction in which the property is situated.

ECNL means the Electronic Conveyancing National Law as adopted or implemented in a Jurisdiction by the application law, as amended from time to time.

ELNO means Electronic Lodgment Network Operator.

Identity Agent means a person appointed in writing by either a Representative, or a mortgagee represented by a Representative, to act as the agent of the Representative or mortgagee, and who:

- (a) the Representative or mortgagee reasonably believes is reputable, competent and appropriately insured; and
- (b) is authorised by the Representative or mortgagee to conduct verification of identity on behalf of the Representative or mortgagee in accordance with the Verification of Identity Standard.

Jurisdiction means an Australian State or Territory.

Land Registry means the agency of a State or Territory responsible for maintaining the Jurisdiction's titles register and, where the responsibility has been delegated, it includes the delegate.

Participation Rules, means the rules relating to use of the electronic lodgment network determined by the Registrar from time to time.

Personal Information has the meaning given to it in the *Privacy Act 1988* (Cth).

Prescribed Requirement means any published requirement of the Registrar that Representatives are required to comply with.

Registrar means the Recorder of Titles in Tasmania, the Registrar-General in Australian Capital Territory, New South Wales, Northern Territory and South Australia, and the Registrar of Titles in Queensland, Victoria and Western Australia.

Representative is the Australian legal practitioner, law practice or licensed conveyancer named in this Client Authorisation who acts on behalf of the Client and under the relevant legislation of the Jurisdiction in which the property is situated can conduct a Conveyancing Transaction.

Representative Agent means a person appointed in writing by a Representative to act as the agent of the Representative including to sign the Client Authorisation. For the avoidance of doubt this can include an Identity Agent if so authorised.

Specific Authority means an authority for the Representative to act for the Client in completing the Conveyancing Transactions described in this Client Authorisation.

Standing Authority means an authority for the Representative to act for the Client as described in this Client Authorisation for the period of time set out in this Client Authorisation.

Subscriber has the meaning given to it in the ECNL.

Signature by Vendor

Council: Wentworth Shire Council

Authority: Section 400 of the Local Government (General) Regulation 2005

The common seal was affixed on _____ pursuant to the authority specified and in the presence of:

Signature _____

Name Timothy Elstone _____

Position: Mayor _____

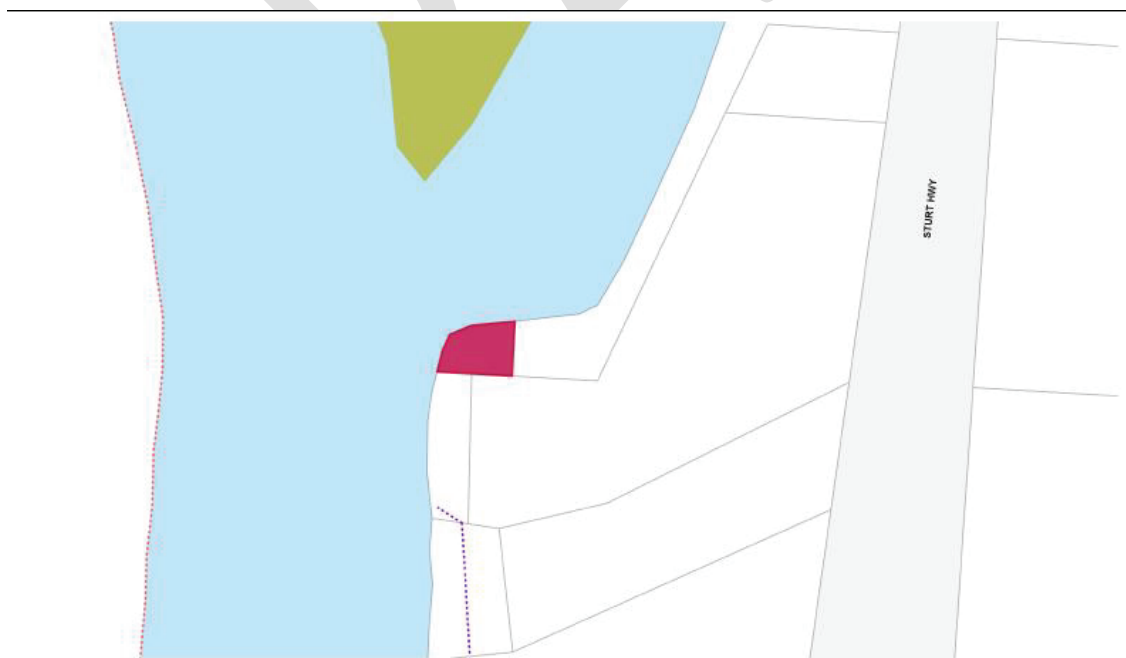
Signature _____

Name Daniel Linklater _____

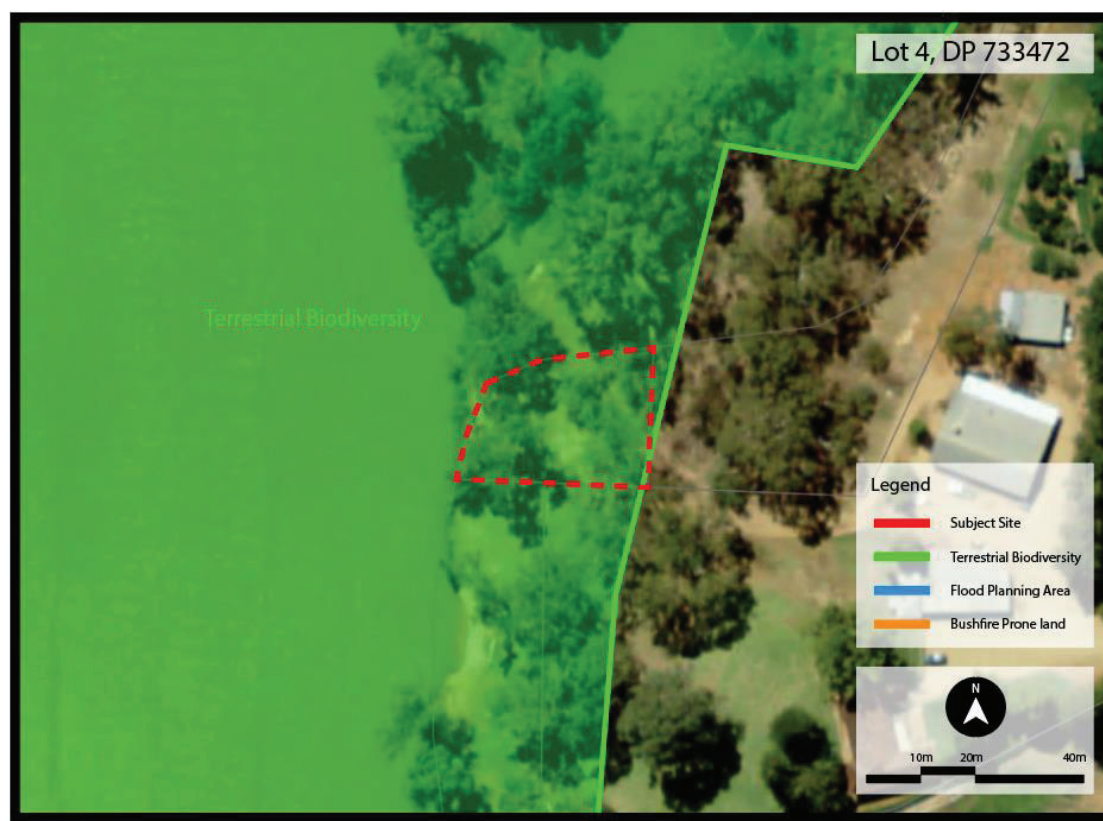
Position: Deputy Mayor _____

LOT 4, DP 733472

 <p>Wentworth Shire Council 10 Bay St WENTWORTH NSW 2468 Ph (01) 9371 3337 Fax (01) 9371 3400 Email general@wentworth.nsw.gov.au Web www.wentworth.nsw.gov.au</p>	<p>© Wentworth Shire Council 2016. © 1997 Department of Planning and Infrastructure 2016, New South Wales, Australia, 2016, www.dpi.nsw.gov.au © Department of Planning and Infrastructure 2016, New South Wales, Australia, 2016, www.dpi.nsw.gov.au © Department of Planning and Infrastructure 2016, New South Wales, Australia, 2016, www.dpi.nsw.gov.au While every care has been taken to ensure the accuracy of the product, Wentworth Shire Council and the Local / State / Federal Government Departments and their Government representatives cannot accept liability, either in whole or in part, for any errors, omissions, or inaccuracies in any particular purpose and decisions of responsibility and all liability (including without limitation, liability in negligence) for all expenses, losses, damages (including indirect or consequential damages) and costs which you might incur as a result of the product being inaccurate or incomplete in any way and for any reason.</p>	<p>Projection: GDA94 / MGA zone 54</p> <p>Date: 5/12/2016</p> <p>Created By: Kathy Collinson</p>	<p>Lot 4 DP 733472 Aerial View</p> <p>Map Scale: 1:2238 at A4</p>
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 <p>Wentworth Shire Council 10 Bay St WENTWORTH NSW 2468 Ph (01) 9371 3337 Fax (01) 9371 3400 Email general@wentworth.nsw.gov.au Web www.wentworth.nsw.gov.au</p>	<p>© Wentworth Shire Council 2016. © 1997 Department of Planning and Infrastructure 2016, New South Wales, Australia, 2016, www.dpi.nsw.gov.au © Department of Planning and Infrastructure 2016, New South Wales, Australia, 2016, www.dpi.nsw.gov.au © Department of Planning and Infrastructure 2016, New South Wales, Australia, 2016, www.dpi.nsw.gov.au While every care has been taken to ensure the accuracy of the product, Wentworth Shire Council and the Local / State / Federal Government Departments and their Government representatives cannot accept liability, either in whole or in part, for any errors, omissions, or inaccuracies in any particular purpose and decisions of responsibility and all liability (including without limitation, liability in negligence) for all expenses, losses, damages (including indirect or consequential damages) and costs which you might incur as a result of the product being inaccurate or incomplete in any way and for any reason.</p>	<p>Projection: GDA94 / MGA zone 54</p> <p>Date: 5/12/2016</p> <p>Created By: Kathy Collinson</p>	<p>Lot 4 DP 733472</p> <p>Map Scale: 1:2238 at A4</p>
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LOT 4, DP 733472	
Property Owner	Wentworth Shire Council;
Number of adjoining owners	Two (of three adjoining lots).
Current classification	Community land
Proposed Classification	Operational
Title:	Freehold
Public Reserve? –	YES
<u>Zoning</u>	RU 1 – Primary Production
<u>Minimum Lot size</u>	10 ha
<u>Area</u>	994 m2
Planning and/or Environmental Constraints	Floodplain Wetland; River Red gum community; Terrestrial Biodiversity
Background Information and How acquired	Land Grant Vol.11870 Fol.172 Check cert of title has reservations. Odd shaped subdivision of DP 733472
Certificate of title provisions, restrictions on the land	Certificate of title (29/5/1986) states: “Land excludes minerals and is subject to reservations and conditions in favour of the Crown – see Crown Grant(s): K20000P Caveat by the Registrar General forbidding unauthorised dealings with Public Reserves.
Council interests in the land (lease arrangements, business dealings) -	None

Has/have adjoining owner(s) expressed interest in consolidating and purchasing?	One owner – conditionally interested in purchasing
Is it proposed to discharge of the land and why?	Yes
Current Uses (authorised and unauthorised):	
Strategic and Site Specific Merit Issues:	<ul style="list-style-type: none"> • The site is not accessible to the public by public road – only through the adjoining private property and from the river; • Location and lack of useability leads to conclusion that the public reserve does not enable the best use, management and maintenance of the subject lot; • The ecological assets, vegetation and scenic values of this site can be managed for retention and protection; • The current single adjoining landowner has expressed interest in purchasing the river front lot.

RECOMMENDATION: RECLASSIFY TO OPERATIONAL LAND AND AMEND THE LOT SIZE MAP IN WENTWORTH LEP 2011 TO NO MINIMUM LOT SIZE REQUIREMENT FOR SUBDIVISION

9.15 DA2022/120 FIVE (5) DUAL OCCUPANCY UNITS WITH LOCKABLE CARPORTS TAPIO AVENUE DARETON

File Number: RPT/23/45

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: Kerrie Copley - Planning Officer

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

Strategy: 1.1 Promote the Shire as an ideal location for investment and the establishment of innovative, sustainable and diversified industries

Summary

A development application (DA2022/120) was received by Council for change of use of commercial shops into five (5) dual occupancy units to be located at 24 Tapio Avenue PT6 Section 11 DP 758338 – 32 Tapio Avenue PT3 Section 11 DP 758338 and 36 Tapio Avenue PT3 Section 11 DP 758338 Dareton.

Under RU5 Village land use zoning of the *Wentworth Local Environmental Plan 2011 (WLEP 2011)*, dwelling houses are permitted with consent. The proposed development proposes to convert commercial buildings into 5 dual occupancy dwellings with lockable carports.

The application was publicly notified for 14 days as per the Council Community Participation Plan. During the public notification six (6) submissions were received by Council.

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

1. That Council approve DA2022/120 being for converting existing commercial shops into 5 dual occupancy units with lockable carports located at 24 Tapio Avenue PT6 Section 11 DP 758338 – 32 Tapio Avenue PT3 Section 11 DP 758338 and 36 Tapio Avenue PT3 Section 11 DP 758338 Dareton.
2. Call a division in accordance with S375A of the Local Government Act 1993 (NSW)

Detailed Report

Purpose

The purpose of this report is to provide information for Council to determine Development Application DA2022/120, having consideration to the detail provided both within this report and the attachments provided.

Background

A Development Application was lodged with Council on 31 October 2022 seeking consent to convert commercial buildings to dual occupancy dwellings with lockable carports and dividing fencing, including demolition of existing outbuildings on the sites.

The subject lots are located in the RU5 Village zone, under which dwelling houses are permitted with consent. DA2022/120 was publicly notified as per Council Community Participation Plan for 14 days, with a total of 6 unique submissions received during this time.

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

Refer to attachment 1 – Development Application (Under separate cover)

Refer to attachment 2 – Plans (Under separate cover)

Refer to attachment 3 – Statement of Environmental Effects

Matters under consideration

In determining a development application that requires consent, the consent authority must take into consideration matters prescribed in Section 4.15 of the *Environmental Planning and Assessment Act 1979* as relevant to the development.

The proposed development was assessed against and met the relevant principles and provisions under the *State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004*.

The proposed development for dwelling houses is permitted with consent and meets the zone objectives of the RU5 Village zone under the WLEP 2011.

Due to the nature of the proposed development, it was assessed against Chapters 3 & 4 of the Wentworth Development Control Plan (DCP) 2011. The proposed development met relevant provisions of the Wentworth Development Control Plan (DCP) 2011.

The subject land is located within the Dareton township, and was assessed against the Dareton Revitalised Strategy 2020 (DRS) which is a council endorsed strategy. The subject sites are located in proximity of services (shops, community center, bus stop) on Tapio Avenue that continues on toward Buronga and Wentworth as the Silver City Highway.

The following key objectives have been identified to guide the realisation of the DRS vision:

- a) Revitalise and activate the commercial precinct to retain and attract new businesses.
- b) Stimulate diverse residential development at appropriate locations in the town.
- c) Upgrade and expand infrastructure and facilities to meet demand.
- d) Identify alternative and adaptive reuse opportunities for existing vacant buildings.
- e) Improve quality of recreational areas and promote healthy, active lifestyles.
- f) Develop and promote the Indigenous cultural heritage potential of the town.
- g) Build community image, identity and participation.
- h) Promote conservation and protection of the environment and natural landscapes.

The subject site is surrounded by RU5 zoned lands currently used for commercial and residential uses with associated structures.

During public notifications six (6) unique submissions were received. The main concerns raised by the submitters and Council officer response are as follows:

- Does not meet “Our town Our Future – Dareton Revitalised” strategy 5.3.2 Revitalise the commercial precinct and streetscape endorsed by Council.

Officer Comments: As identified by the applicant the Key objectives listed under 5.2 of the “Our Town, Our Future, Dareton Revitalised Strategy” relate to the proposed development.

b) Stimulate diverse residential development at appropriate locations in the town

d) Identify alternative and adaptive reuse opportunities for existing vacant buildings.

The proposed dual occupancy dwellings are permitted with consent in the RU5 Village zone under the Wentworth LEP 2011 and propose to reuse and potentially revitalise, buildings in an area.

- Replacing commercial premises with accommodation facilities will not support new & diverse businesses inhibiting further development.

Officer Comments: As previously identified above the proposed development is permitted with development consent within the RU5 zone, and complies with the overall objectives of the Strategy listed under 5.2.

- Potential for additional poorly maintained accommodation on main street to project negative perception of town

Officer Comments: As previously identified above the proposed development is permitted with development consent within the RU5 zone, and complies with the overall objectives of the Strategy listed under 5.2. The refurbishment of the existing buildings will uplift the look and safety of the Tapio Street precinct, potentially encouraging other existing development to follow suit and encourage mixed development uses in the area.

- Potential population increase will not be supported with availability to local retail outlets.

Officer Comments: Reuse of these buildings may prompt further property owners in the vicinity to invest in the local community

- Loss of formal retail presence in the town

Officer Comments: The “Our Town, Our Future, Dareton Revitalised Strategy” presents strategies and local opportunities facilitated through changes to zoning, to allow wider use of available land to promote varied businesses in the area.

- Converting commercial buildings to residential will become a missed opportunity and permanent loss for employment and economic growth within the town

Officer Comments: The “Our Town, Our Future, Dareton Revitalised Strategy” presents strategies and local opportunities facilitated through changes to zoning, to allow wider use of available land to promote varied businesses in the area.

The application was referred to the following external agencies:

- Essential Energy: No objection to the development and provided comments

Based on the assessment of the application and concerns raised by the submitters, it is determined that the proposed development is consistent with the relevant matters under the:

- Wentworth Local Environmental Plan 2011
- Wentworth Development Control Plan 2011
- State Environmental Policies
- Wentworth Local Strategic Planning Statement
- Our Town Our Future Dareton Revitalised Strategy

Refer to attachment 4 – 4.15 Assessment Report

Refer to attachment 5 – Submissions (Under separate cover)

Refer to attachment 6 – Response to submission by applicant (Under separate cover)

Refer to attachment 7 – Conditions of consent

Refer to attachment 8 – Agency response (Under separate cover)

Options

Based on the information contained in this report, the options available to address this matter are to:

Approve Development Application 2022/120 subject to conditions.

Legal, strategic, financial or policy implications









Should Council issue a determination to the application, the applicant has the right to submit a request for review of the determination to Council under Section 8.2 of the *Environmental Planning & Assessment Act 1987*.

The applicant also has the right to appeal the decision made by Council to the Land and Environment Court pursuant to Section 8.7 of the *Environmental Planning & Assessment Act 1987*.

Conclusion

Having consideration to the content of this report it is concluded that the appropriate course of action is to approve DA2022/120 subject to conditions within the report

Attachments

1. Development Application 
2. Plans (Under Separate Cover) 
3. Statement of Environmental Effects [↓](#) 
4. Submissions 
5. Response to submissions by applicant 
6. Agency response 
7. 4.15 Assessment Report [↓](#) 
8. Conditions of consent [↓](#) 

DEVELOPMENT OF A DUEL OCCUPANCY DWELLINGS, FENCING AND DEMOLITION

STATEMENT OF ENVIRONMENTAL EFFECTS

**24-38 TAPIO STREET
DARETON 2717**

**Prepared for:
Moonprint Pty Ltd**

**Prepared by:
Matthew Jackson**



Hatch Planning Pty Ltd

Land Use and Development | Subdivision |
Council Assessments | VCAT Representation |
Strategic Planning | Due Diligence Advice



Table of Contents (Hyperlinked)

1. Introduction	3
2. Subject site and surrounding area.....	4
2.1 Site and area	4
2.2 The proposal	7
3. Planning controls	9
3.1 Wentworth Local Environmental Plan 2011 (LEP), Wentworth Shire Development Control Plan 2011 and Dareton Revitalised Strategy July 2021.....	9
3.2 State Environmental Planning Policies (SEPP)	11
4. Assessment	12
5. Conclusion.....	14

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1. Introduction

This statement of environment effects has been prepared in support of a development application for a Duel Occupancy Dwellings and associated works at the site known as 24-38, Dareton.

Figure 1 shows the subject land in relation to the surrounding landscape.



Figure 1: Subject site and immediate surrounds (17 January 2020). Source: Metromap.

This report provides details of the site and its environs, the proposal, relevant controls and an assessment against the relevant provisions of the Wentworth Local Environment Plan 2011.

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2. Subject site and surrounding area

2.1 Site and area

The subject site, Lot 3,4 and 6 DP 758338, are three separate lots having an approximate size of 500m² allotment located within the center of the Dareton Township. The lots are regular in shape and currently contain existing buildings previously used for commercial purposes. Primary access is currently provided from Tapio Street and vehicular access from the rear lane via an existing crossovers.

Given the location of the subject land, the locality contains a wide range of commercial and residential uses.

The subject site appears to have access to reticulated electricity, telecommunications, water and effluent is managed onsite with a septic system.



Figure 2: Tapio frontage

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Figure 3: Tapio frontage



Figure 4: Tapio frontage

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Figure 5: Rear of site



Figure 6: Rear lane

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2.2 The proposal

This proposal seeks approval of five dwellings over three lots (Duel Occupancy Dwellings)

The key aspects of the dwellings include:

- 103m² Single story dwellings containing:
 - Two (2) bedrooms
 - Open plan kitchen/dining/family area
 - Detached carports located at the rear of the site.
- 1800mm high fence along the rear of the site (between the proposed car ports)
- Demolition of existing works at the rear of the site (sheds/outhouses)

Pursuant to the provisions of the Wentworth Local Environment Plan 2011, a Development Consent is required for the development of an outbuilding on the subject land as proposed.

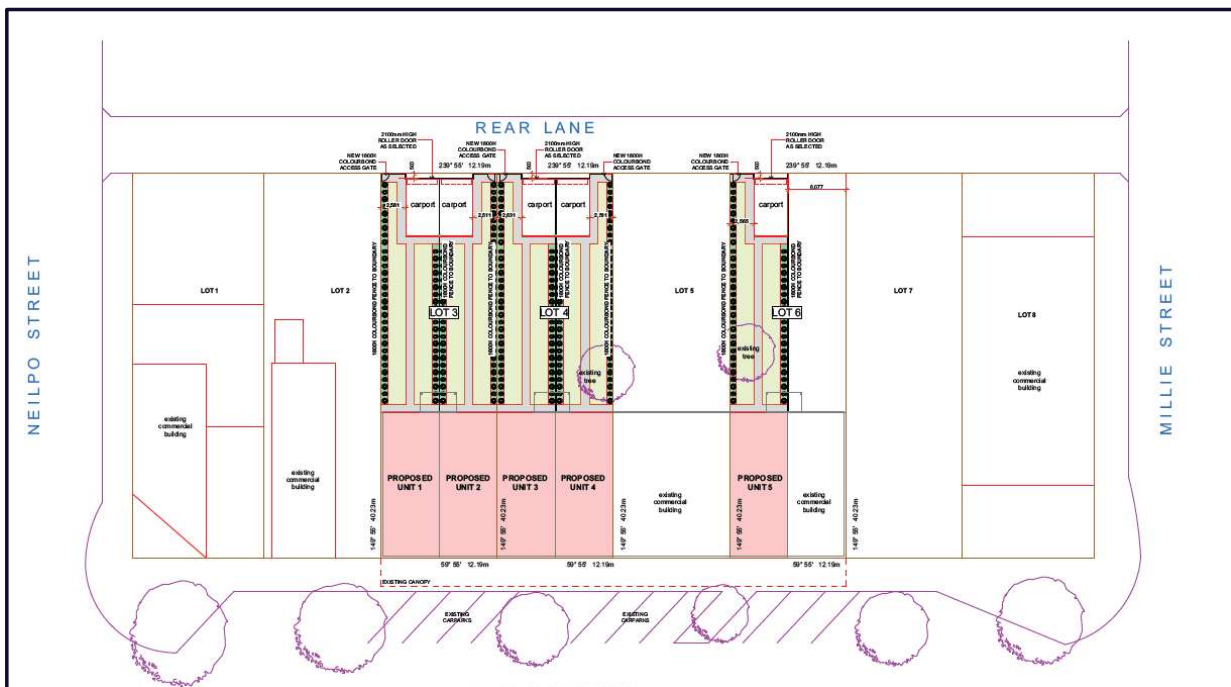


Figure 7: Site Plan

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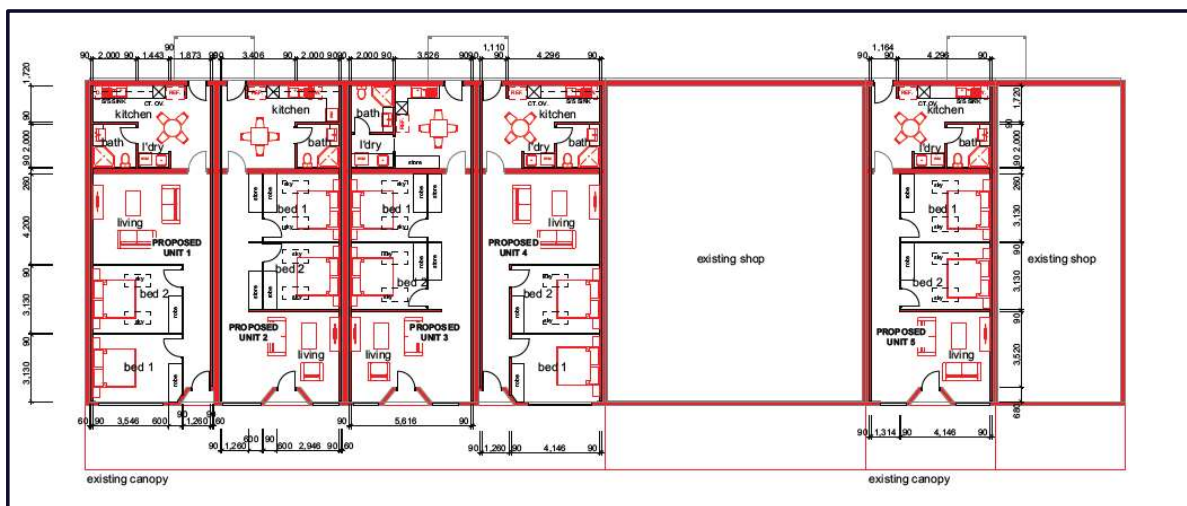


Figure 8: Floor Plan

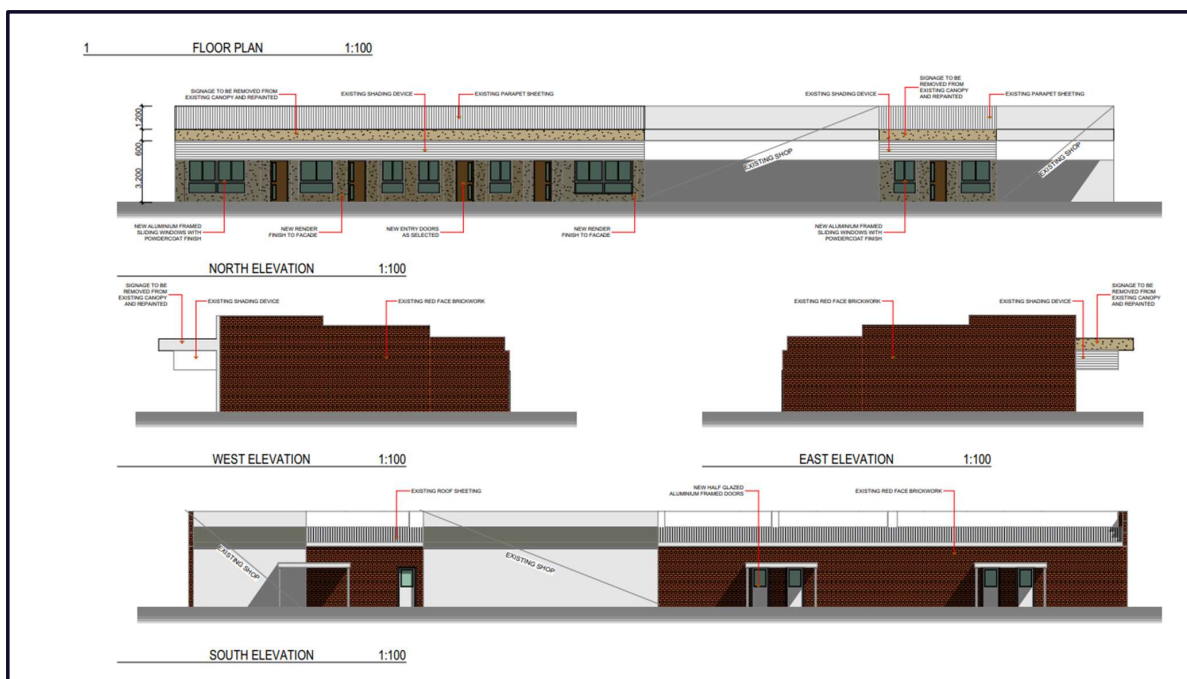


Figure 9: Elevations

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3. Planning controls

3.1 Wentworth Local Environmental Plan 2011 (LEP), Wentworth Shire Development Control Plan 2011 and Dareton Revitalised Strategy July 2021

The Subject site is within the R5 – Large Lot Residential

The objectives of the zone are:

- *To provide for a range of land uses, services and facilities that are associated with a rural village.*
- *To promote development in existing towns and villages in a manner that is compatible with their urban function.*
- *To encourage well-serviced sustainable development.*
- *To ensure there are opportunities for economic development.*
- *To deliver new residential and employment growth in Buronga and Gol Gol.*
- *To ensure business and retail land uses are grouped within and around existing activity centres.*

Discussion

The intensive nature of the proposed uses are suitable for this area of Dareton. The site is well serviced and located within close proximity to community services and public transport.

The Wentworth Shire Development Control Plan 2011 contains the following guidance (as relevant)

Chapter 4 – Residential Development Controls

4.1.2 Streetscapes

The streetscape of the proposed development will remain mainly unchanged.

4.1.3 Front Setback

Given the proposed dwellings are “infill development”, the dwellings will have a zero setback; however this will remain consistent with the current character of this area.

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**4.1.4 Side setbacks and Corner Lot Setbacks**

Not applicable for this application.

4.1.5 Rear setbacks

The dwellings are located in excess of three metres from the rear setback.

4.1.6. Walls on Boundaries

All dwellings will not meet the control found within this clause. However due to the thick party walls, it is considered that there will be minimal impacts on the proposed dwellings from the adjoining commercial uses.

4.1.7 Building heights and overshadowing

Not applicable for this application.

4.1.8 Site Coverage

The total site coverage is less than the 60% requirement, thus meeting the objective.

4.1.9 Private Open Space

The dwelling contains more than 40 square metres of private open space, thus meeting the objective.

4.1.10 Energy Efficiency and Solar access

Natural light has been provided via sky lights. BASIX reports have been supplied with this application.

4.1.11 Daylight to existing windows

Not applicable for this application.

4.1.12 North-facing windows

Not applicable for this application.

4.1.13 Overlooking

Not applicable for this application.

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**4.1.14 Fencing and Retaining Walls**

Not applicable for this application.

4.1.15 Car Parking and Vehicle Access

Sufficient car parking has been provided for each dwelling. Access to the carports is to be achieved via the rear laneway.

4.1.16 Cut and Fill

Due to the site being flat to accommodate residential development, minimal cut and fill is required for this development.

3.2 State Environmental Planning Policies (SEPP)

There are no SEPP's applicable to this application.

Dareton Revitalised Strategy July 2021

A review of the document highlights that the subject land as existing sites used for shops. It is considered that the change of use to dwellings will not result in the primary objectives being achieved within the strategy. It is also worth noting that the sites can be reverted to commercial uses at a future time.

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4. Assessment

Visual Impacts

Due to the infill nature of the development, visual impacts are not considered applicable.

Open Space

Not applicable for this application

Overshadowing and Privacy

Not applicable for this application.

Noise

Not applicable for this application.

Erosion Control Measures

No erosion control measures are considered necessary for this development.

Economic and Social Impacts

Given the residential nature of this development, economic or social impacts on the locality are not envisaged.

Environmental Benefits

Due to the nature of this development, there are no significant environmental benefits predicted.

Disabled Access

Not applicable for this application

Security, Site Facilities and Safety

Not applicable for this application

Waste Management

The sites are already connected to the existing sewer system within Dareton.

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Building Code of Australia

The Construction Certificate will be issued by a Building Surveyor who will review the structures compliance with the Building Code of Australia.

Traffic

Traffic will not be significantly impacted on from the proposed development.

Stormwater/flooding

All stormwater will be connected to the existing legal point of discharges.

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5. Conclusion

This report demonstrates that the proposal is consistent with the relevant provisions of the Wentworth Local Environmental Plan 2011.

The proposed outbuilding is appropriate for the site as it:

- Is encouraged in RU5 – Village Zone
- Is appropriately located on the subject site and allows an acceptably designed infill development.
- Will have minimal impacts on the locality
- Will not result in any detrimental impacts on the environment

It is therefore considered that the proposal is worthy of support, and it is therefore respectfully requested that the Wentworth Shire Council grant Development Consent for a Dual Occupancy Dwellings and associated works as described in this report at 24-38 Tapio Street, Dareton.

 <p>WENTWORTH SHIRE COUNCIL WORTH <small>THE</small> DRIVE</p>	<p>Health & Planning Department 26-28 Adelaide Street PO Box 81 WENTWORTH NSW 2648 Tel: 03 5027 5027 council@wentworth.nsw.gov.au</p>	<p>DA Assessment Report Section 4.15 Evaluation</p> <p>Environmental Planning & Assessment Act 1979 as amended</p>
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File Reference:	DA2022/120 & PAN-277089
Property Title & Address:	PT 6 Section 11 DP 758338 & 24 Tapio Avenue Dareton PT 3 Section 11 DP 758338 & 32 Tapio Avenue Dareton PT 3 Section 11 DP 758338 & 36 Tapio Avenue Dareton
Property owner(s):	Moonprint Pty Ltd
Applicant(s):	Hatch Planning Pty Ltd – Matt Jackson
Proposal:	5 Dual occupancy dwellings, carports, fencing and demolition
Previous DAs:	DA08/117 Advertising sign & display rack - PT 3 Section 11 DP 758338
Cost of proposed development:	\$302,500.00

SITE AND SURROUNDING DEVELOPMENT

The subject site comprises PT6 Section 11 DP 758338 & 24 Tapio Avenue Dareton, PT3 Section 11 DP 758338 & 32 Tapio Avenue Dareton, and PT3 Section 11 DP 758338 & 36 Tapio Avenue Dareton. The Lots each have an area of 240m² and front Tapio Avenue (Silver City Highway), with vehicle access to the surrounding area via an un-named rear lane.

The subject sites are zoned RU5 Village under the Wentworth Local Environmental Plan 2011 (WLEP 2011). The subject sites are rectangular shaped Lots previously used as commercial premises. Adjoining Lots are used for commercial and residential use. The subject site is part of the main business centre for the township of Dareton. The sites do not contain any heritage, conservation, flooding or floodway, bushfire, urban release, wetlands or terrestrial biodiversity areas.

DESCRIPTION OF PROPOSAL

The proposal seeks the development consent to change the use of commercial premises into 5 single storey dual occupancy dwellings with lockable carports and associated fencing, along with demolition of existing internal and outdoor structures. The proposed dual occupancy dwellings will have a proposed floor area of 103m² and a ceiling height of 3.2m, the carports will have a maximum height of approximately 2.95m, and the colorbond fence a maximum height of 1.8m. Demolition of existing storage sheds, outhouses and associated on site structures.

HISTORY RELEVANT TO THE DEVELOPMENT APPLICATION

n/a

SECTION 4.15-MATTERS FOR CONSIDERATION

(1) The provisions of any environmental planning instrument and development control plan

State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004

BASIX certificates supplied for all units.

State Environmental Planning Policy (Biodiversity and Conservation) 2021

The proposed 5 x dual occupancy dwellings are located on land under 1ha in size with no native vegetation removal, occurs on land that has already been disturbed, and does not have any frontage to the Murray or Darling rivers, as such the development was not assessed against Chapter 4 or 5 of the SEPP.

Wentworth Local Environmental Plan (LEP) 2011

The proposed dual occupancy dwellings are permitted with consent under the RU5 Village zone under which the subject sites are located.

Clause 4.1A Minimum lot sizes for dual occupancies, multi dwelling housing and residential flat buildings.

The proposed dual occupancy dwellings meet set lot size requirements

Clause 7.1 Earthworks

Minimal earthworks anticipated as development is primarily carrying out internal alterations to the existing buildings on the sites. Demolition of some external outhouse structures with earthwork to form conditions of consent if granted.

Clause 7.2 Essential Services

All essential services are currently available to the sites.

Wentworth Development Control Plan (DCP) 2011

The proposed development is acceptable against the relevant provisions of the Wentworth Development Control Plan (DCP) 2011 as outlined in the table below.

Wentworth DCP	Chapter	Y	N	N/A	Further information
	Chapter 3 2.1 Murray River & Darling River			X	The proposed site of the dual occupancies does not have river frontage
	2.3 Erosion Control	X			Erosion control will be conditioned as part of development consent should the development be approved – management plans to be implemented during construction for the control of pollution, waste, noise etc
	2.4 Vegetation Protection	X			No removal of native vegetation on the site required. Future landscaping will be conditioned to encourage local native species

	3 Koala Habitat Protection			X	No koala habitat known on this site
	4 Flood affected Land			X	Not within flood prone or mapped areas
	5.1 Parking layout, servicing and manoeuvring	X			The carport to the South side of each dual occupancy is to be accessed via the unnamed laneway. With the proposed dual occupancy buildings to front the Silver City Highway (Tapio Avenue) where car parking exists for nearby commercial premises – competition and congestion could arise for available parking spots. Although after hours, this would not be an issue. Poses safety concerns to pedestrians & nuisance traffic to highway Visitor parking would likely occur along Tapio Avenue. Garbage collection would most likely occur along this section as the rear lane may not provide adequate space
	5.2 Specific land use requirements	X			Car parking space of 1 per dual occupancy dwelling met
	6 Crime prevention through environmental design	X			The proposed design incorporates measures set out within the CPTED
	7 Disability Access Standards	X			All alterations to the existing building must comply with relevant standards of the BCA.

Wentworth DCP	Chapter	Y	N	N/A	Further information
	Chapter 4 4.1.1 Site context	X			The proposed dual occupancy dwellings & carports meet requirements
	4.1.2 Streetscape	X			As the proposed dual occupancy dwellings will be utilising existing buildings on site setbacks and building materials already exist

					Fencing and carport facilities to be built to the South side of the site will be constructed of non-reflective materials - colorbond
	4.1.3 Front Setback		X		Not possible as front setback from street pre-existing
	4.1.4 Side setbacks		X		No side setbacks possible
	4.1.5 Rear setback	X			Meets rear setback of more than 3m
	4.1.6 Walls on Boundaries		X		N/A walls pre-exist on lot boundaries
	4.1.7 Building heights and overshadowing			X	N/A as proposed development is not double storey
	4.1.8 Site Coverage	X			Compliant as < 60% site coverage
	4.1.9 Private open space	X			Site offers room for private open space
	4.1.10 Energy & solar access	X			Dual occupancy dwellings comply with BASIX requirements
	4.1.11 Daylight to existing windows	X			Access to daylight adequate with installation of skylights
	4.1.12 North facing windows	X			Solar access to North facing windows not compromised as no close neighbours
	4.1.13 Overlooking			X	N/A as single storey dual occupancy dwellings
	4.1.14 Fencing and retaining walls	X			No front fencing required
	4.1.15 Car parking and vehicle access	X			Site offers adequate room and parking for 1 vehicle as per requirements Site 5 carport has an offset from the neighbouring commercial property
	4.1.16 Cut and fill	X			The need for excavation & or fill seems to be minimal, however, soil management to be conditioned if approved

(2) The provisions of any draft environmental planning instrument

There is no Division 3.4 draft environmental planning instrument that affect the proposed development. (Post 1 July 2009 LEP amendments).

(3) Any matters prescribed by regulations

There are no further matters prescribed by regulations.

(4) The likely impacts of the development

There are likely impacts from the proposal as discussed in the table below.

Impact item <i>(insert an 'x' in the relevant section)</i>	Acceptable	Not acceptable	Not relevant	Comment
Context and setting	X			Zoning allows proposed mixed use – commercial / residential
Public domain & Streetscape	X			Conforms with that already existing in the area
Landscaping	X			Local native plant species to be encouraged for use through conditions of consent
Stormwater	X			To be connected to legal point of discharge – council infrastructure
Heritage			X	No heritage item or listing on this site identified
Soils & Soils Erosion	X			To be conditioned through consent
Air and microclimate	X			No change to air or microclimate anticipated
Water Resources	X			No water resources on site, however, no impact anticipated to those in the vicinity
Biodiversity (Flora & Fauna)	X			No vegetation removal proposed through development
Land Resources	X			None know at this location
Utilities	X			Utilities currently available for connection at these sites Each unit will require raw and filtered water meters
Access & Parking	X			Development does not meet the parking requirements of the DCP 2011
Roads & Traffic	X			A second car space is not required as afterhours parks available in Tapio Street
Solar Access and Energy Efficiency	X			Meet requirements through BASIX certificate
Overshadowing			X	N/A as single storey buildings & no change to existing structure

Privacy & Overlooking			X	N/A as single storey buildings
Flooding			X	N/A as not in flood affected area
Bushfire Prone Area			X	N/A as not in Bushfire prone area
Noise	X	X		Some noise anticipated during demolition and refurbishment of buildings anticipated Residential noise ongoing Noise from passing traffic should be considered
Technological hazards	X			None anticipated
Safety, Security & Crime Prevention	X			With more eyes on the street this development could benefit the area Security should be considered Road facing windows would benefit from privacy screening to provide privacy and reduce noise
Social and Economic Impacts	X	X		This refurbishment could be beneficial to the town with many houses from the surrounding rural area being demolished, this development provides housing opportunities within the township and repurposes tired looking buildings within the main street of the town The loss of commercial buildings within the town leaves less opportunity for future commercial growth and investment

(5) The suitability of the site for development

The site is suitable for the proposed dual occupancy dwellings, lockable carports, and boundary fencing, following the demolition of the existing outbuildings as it will not have any adverse impact on the locality. The proposed development is permitted by the RU5 Village zoning of the area under the Wentworth LEP 2011. The character and use of the proposed dual occupancy dwellings is consistent with existing development permissible in the surrounding area.

(6) Any submissions made in accordance with this Act or Regulation

The application was notified for 14 days as per councils Community Participation Plan. 6 submissions were received during the notification period.

The applicant was sent a request for further information to respond to the 6 submissions received during the notification period. The applicant provided response to the submissions which will be considered when going through the submissions and assessing the application.

The main concerns raised by the 6 submitters were summarised below with officer comments:

- Does not meet "Our town Our Future – Dareton Revitalised" strategy 5.3.2 Revitalise the commercial precinct and streetscape endorsed by Council.

Officer Comments: As identified by the applicant the Key objectives listed under 5.2 of the “Our Town, Our Future, Dareton Revitalised Strategy” relate to the proposed development.

b) Stimulate diverse residential development at appropriate locations in the town

d) Identify alternative and adaptive reuse opportunities for existing vacant buildings.

The proposed dual occupancy dwellings are permitted with consent in the RU5 Village zone under the Wentworth LEP 2011 and propose to reuse and potentially revitalise, buildings in an area.

- Replacing commercial premises with accommodation facilities will not support new & diverse businesses inhibiting further development.

Officer Comments: As previously identified above the proposed development is permitted with development consent within the RU5 zone, and complies with the overall objectives of the Strategy listed under 5.2.

- Potential for additional poorly maintained accommodation on main street to project negative perception of town

Officer Comments: As previously identified above the proposed development is permitted with development consent within the RU5 zone, and complies with the overall objectives of the Strategy listed under 5.2. The refurbishment of the existing buildings will uplift the look and safety of the Tapio Street precinct, potentially encouraging other existing development to follow suit and encourage mixed development uses in the area.

- Potential population increase will not be supported with availability to local retail outlets.

Officer Comments: Reuse of these buildings may prompt further property owners in the vicinity to invest in the local community

- Loss of formal retail presence in the town

Officer Comments: The “Our Town, Our Future, Dareton Revitalised Strategy” presents strategies and local opportunities facilitated through changes to zoning, to allow wider use of available land to promote varied businesses in the area.

- Converting commercial buildings to residential will become a missed opportunity and permanent loss for employment and economic growth within the town

Officer Comments: The “Our Town, Our Future, Dareton Revitalised Strategy” presents strategies and local opportunities facilitated through changes to zoning, to allow wider use of available land to promote varied businesses in the area.

(7) The public interest

The proposed development is partially consistent with public interest as some detrimental effect on the surrounding area is anticipated, however, acceptable under Wentworth LEP & DCP.

Our Town Our Future – Dareton Revitalised Strategy

Key strategies	Assessment
Revitalise and activate the commercial precinct to retain and attract new businesses	The proposed development will impact positively in revitalising and activating the commercial precinct, however, approval will mean the loss of commercial buildings within the main business area
Stimulate diverse residential development at appropriate locations in the town.	The proposed development supports this clause
Upgrade and expand infrastructure and facilities to meet demand.	N/A
Identify alternative and adaptive reuse opportunities for existing vacant buildings.	The proposed development supports this clause
Improve quality of recreational areas and promote healthy, active lifestyles.	N/A
Develop and promote the Indigenous cultural heritage potential of the town	N/A
Build community image, identity and participation.	N/A
Promote conservation and protection of the environment and natural landscapes	N/A

COMMENTS FROM COUNCIL INTERNAL DEPARTMENTS

Department	Referred Y/N	Comments
Building	Y	<p>BCA Class: 1a & 10a</p> <p>Pursuant to S64 of the Environmental Planning and Assessment Act 2021, the entire buildings the subject of this approval, are to be brought into full compliance with the performance provisions of the National Construction Code 2019 Volume 2 - Building Code of Australia, as so far as it relates to class 1a buildings.</p> <p>Approval under S68 of the Local Government Act must be obtained prior to the issue of a Construction Certificate in relation to:</p> <ul style="list-style-type: none"> • Carrying out of water supply work. • Carrying out of sewerage work. • Carrying out of stormwater drainage work.

		Individual units are to be separately metered for the supply of filtered and unfiltered water.
Subdivision Engineer	N	
Roads & Engineering	N	
Finance & Policy	N	
Heritage Advisor	N	
Environmental Health	N	
Local Laws	N	
Floodplain Mgt Committee	N	
Sustainable Infrastructure	N	

COMMENTS FROM REFERRAL AGENCIES

ESSENTIAL ENERGY: Provided comments that will form part of the conditions of consent if approved.

CONCLUSIONS

1. General comments:
2. The proposal satisfies the points for consideration listed under Section 4.15 of the *Environmental Planning and Assessment Act*.
3. The proposal occurs on land zoned RU5 Village zone. The proposal is not considered to have detrimental impact on the site and surrounds. (*Sec 4.15 (a)*)
4. The proposal is consistent with the Wentworth Shire Development Control Plan (Dec 2011). The proposal is consistent with the development controls in Chapter 3 and 4 of the Wentworth Shire Development Control Plan. (*Sec 4.15 (a)*)
5. The proposed dual occupancy development accords with the relevant objectives and provisions of the State Environmental Planning Policy (Building Sustainability Index: BASIX) 2004.
6. There is no draft local environmental plan affecting the proposed development.

Recommendation:

Approve the application subject to conditions:

Delegate report author	Delegated approval and endorsement
Signature: 	Signature:
Kerrie Copley Planning Officer	Matthew Carlin Director Health & Planning
Date: 02/02/2023	Date:

WENTWORTH SHIRE COUNCIL WORTH THE DRIVE	Health & Planning Department 26-28 Adelaide Street PO Box 81 WENTWORTH NSW 2648 Tel: 03 5027 5027 council@wentworth.nsw.gov.au	TEMPLATE CONDITIONS
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DA2022/120 CHANGE OF USE OF EXISTING COMMERCIAL BUILDINGS TO FIVE (5) DUAL OCCUPANCY DWELLINGS WITH LOCKABLE CARPORT 24 TAPIO AVENUE LOT PT6 SECTION 11 DP 758338 – 32 TAPIO AVENUE LOT PT4 SECTION 11 DP 758338 & 36 TAPIO AVENUE LOT PT3 SECTION 11 DP 758338 DARETON

SCHEDULE 1

PRESCRIBED CONDITIONS

1.	The development must adhere to the prescribed conditions in Part 4, Division 2 of the <i>Environmental Planning and Assessment Regulation 2021</i> .
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GENERAL CONDITIONS

2.	<p>Approved plans and supporting documentation</p> <p>The development hereby authorised shall be carried out strictly in accordance with the conditions of this approval and stamped approved plans listed below:</p> <ul style="list-style-type: none"> • Existing Site Plan by GSD Architects; Project No: 21-106; DRG No: 01; Date: 01/02/2023 • Proposed Site Plan with fence elevations by GSD Architects; Project No: 21-106; DRG No: 02; Date: 01/02/2023 • Floor Plans & Elevations by GSD Architects; Project No: 21-106; DRG No: 03; Date: 01/02/2023 • BASIX Certificate number 1335823M; Date: 06 October 2022; Pages 1 to 24 • BASIX Certificate number 1338100M; Date: 06 October 2022; Pages 1 to 24 • BASIX Certificate number 1338103M; Date: 06 October 2022; Pages 1 to 18 <p>In the event of any inconsistency between the approved plans and the supporting documentation, the approved plans prevail. In the event of any inconsistency between the approved plans and a condition of this consent, the condition prevails.</p> <p>Note: an inconsistency occurs between an approved plan and supporting documentation or between an approved plan and a condition when it is not possible to comply with both at the relevant time.</p> <p>Reason: To ensure all parties are aware of the approved plans and supporting documentation that applies to the development.</p>
3.	<p>Approved development</p> <p>Approval is for change of use to existing commercial buildings to Five (5) dual occupancy dwellings</p>

	with carports, and boundary fencing, including demolition of existing outbuildings on PT4 Section 11 DP 758338 & PT3 Section 11 DP 758338.
4.	Lapsing of Consent This consent shall lapse and have no force or effect unless the use or development hereby permitted is physically commenced within 5 years of the date of this consent.
5.	Works Outside the Property Boundary This development consent does not authorise works outside the property boundaries on adjoining lands.
6.	Building Compliance Pursuant to S64 of the <i>Environmental Planning and Assessment Act 2021</i> , the entire buildings the subject of this approval, are to be brought into full compliance with the performance provisions of the National Construction Code 2019 Volume 2 - Building Code of Australia, as so far as it relates to class 1a buildings.

BEFORE THE ISSUE OF A CONSTRUCTION CERTIFICATE

7.	Design amendment Before the issue of a construction certificate, the certifier must ensure the construction certificate plans and specifications detail the following required amendments to the approved plans and documents: <ul style="list-style-type: none"> a) The new windows facing Tapio Street must be constructed of Laminated Safety Glass (Grade A) with a minimum thickness of 6.38mm. b) The new doors facing Tapio Street must be of solid construction with a minimum thickness of 35mm. c) The wall facing Tapio Street is to have an $R_w + C_{tr}$ (airborne) of more than 50 Reason: To require minor amendments to the plans endorsed by the consent authority following assessment of the development				
8.	Payment of bonds / securities <i>This condition applies to all construction works \$25,001 and above.</i> Before the commencement of any works on the site or the issue of a construction certificate, the beneficiary of this consent must make all of the following payments to Council and provide written evidence of these payments to the certifier: <table border="1" data-bbox="341 1778 1147 1935"> <tr> <td>Infrastructure Bond (Security Deposit)</td><td>\$3,000.00</td></tr> <tr> <td>Infrastructure Protection Permit Fee (includes inspections)</td><td>\$210.00</td></tr> </table>	Infrastructure Bond (Security Deposit)	\$3,000.00	Infrastructure Protection Permit Fee (includes inspections)	\$210.00
Infrastructure Bond (Security Deposit)	\$3,000.00				
Infrastructure Protection Permit Fee (includes inspections)	\$210.00				

	<p>The payments will be used for the cost of:</p> <ul style="list-style-type: none"> • making good any damage caused to any council property (including street trees, kerb, road etc) as a consequence of carrying out the works to which the consent relates, • completing any public work such as roadwork, kerbing and guttering, footway construction, stormwater drainage and environmental controls, required in connection with this consent, and • any inspection carried out by Council in connection with the completion of public work or the making good any damage to council property. <p>The Infrastructure Bond will be returned on completion of the construction of the proposed development, subject to no damage being done to any council property (including street trees, kerb, road etc) as a consequence of carrying out the works to which the consent relates. The owner / developer is to arrange an inspection with an Officer of Wentworth Shire Council before any work commences on site. Any damage incurred to Council infrastructure will be repaired at the owner's / developer's expense and the balance of the Infrastructure Bond will be returned to the owner / developer on completion of the construction.</p> <p>Note: The inspection fee includes Council's fees and charges and includes the Public Road and Footpath Infrastructure Inspection Fee (under the Roads Act 1993). The amount payable must be in accordance with council's fees and charges at the payment date.</p> <p>Reason: To ensure any damage to public infrastructure is rectified and public works can be completed.</p>
9.	<p>Payment of building and construction industry long service levy</p> <p>Before the issue of a construction certificate, the beneficiary of this consent is to ensure that the person liable pays the long service levy as calculated at the operational date of this consent to the Long Service Corporation or Council under section 34 of the Building and Construction Industry Long Service Payments Act 1986 and provides proof of this payment to the certifier.</p> <p>Reason: To ensure the long service levy is paid.</p>
10.	<p>Payment of section 7.12 contributions</p> <p>Before the issue of a construction certificate, the applicant must pay a total contribution of \$3,025.00 as calculated at the date of this consent to Council under section 7.12 of the EP&A Act in accordance with Wentworth Shire Council Section 7.12 Development Contributions Plan. The total amount payable may be adjusted at the time the payment is made, in accordance with the provisions of the Wentworth Shire Council Section 7.12 Development Contributions Plan (3.10).</p> <p>A copy of the development contributions plan is available on council website or for inspection at Wentworth Shire Council offices.</p>
11.	<p>Construction site management plan</p> <p>Before the issue of a construction certificate, the beneficiary of this consent must ensure a construction site management plan is prepared before it is provided to and approved by the</p>

	<p>certifier. The plan must include the following matters:</p> <ul style="list-style-type: none"> • location and materials for protective fencing and hoardings to the perimeter on the site • provisions for public safety • pedestrian and vehicular site access points and construction activity zones • details of construction traffic management, including proposed truck movements to and from the site and estimated frequency of those movements, and measures to preserve pedestrian safety in the vicinity of the site • protective measures for on-site tree preservation (including in accordance with AS 4970-2009 Protection of trees on development sites) and trees in adjoining public domain • details of any bulk earthworks to be carried out • location of site storage areas and sheds • equipment used to carry out all works • a garbage container with a tight-fitting lid • dust, noise and vibration control measures • location of temporary toilets. <p>The beneficiary of this consent must ensure a copy of the approved construction site management plan is kept on-site at all times during construction.</p> <p>Reason: To require details of measures that will protect the public, and the surrounding environment, during site works and construction</p>
12.	<p>Erosion and sediment control plan</p> <p>Before the issue of a construction certificate, the beneficiary of this consent is to ensure that an erosion and sediment control plan is prepared in accordance with the following documents before it is provided to and approved by the certifier:</p> <ul style="list-style-type: none"> • the guidelines set out in the NSW Department of Housing manual 'Managing Urban Stormwater: Soils and Construction Certificate' (the Blue Book), and • the 'Do it Right On-Site, Soil and Water Management for the Construction Industry' (Southern Sydney Regional Organisation of Councils and the Natural Heritage Trust). <p>The applicant must ensure the erosion and sediment control plan is kept onsite at all times during site works and construction.</p> <p>Reason: To ensure no substance other than rainwater enters the stormwater system and waterways</p>
13.	<p>Waste management plan</p> <p>Before the issue of a construction certificate, the applicant is to ensure that a waste management plan is prepared in accordance with the EPA's Waste Classification Guidelines and the following requirements before it is provided to and approved by the certifier:</p> <p>Details the following:</p> <ul style="list-style-type: none"> • the contact details of the person(s) removing the waste

	<ul style="list-style-type: none"> an estimate of the waste (type and quantity) and whether the waste is expected to be reused, recycled or go to landfill the address of the disposal location(s) where the waste is to be taken <p>The applicant must ensure the waste management plan is referred to in the construction site management plan and kept on-site at all times during construction.</p> <p>Reason: To ensure resource recovery is promoted and local amenity protected during construction.</p>
14.	<p>Access points</p> <p>Before issuance of the Construction Certificate, the beneficiary of this consent must build a driveway crossing for the subject land (if one doesn't exist) to Council standards.</p> <p>Access during construction shall only be through the driveway crossing of the subject land.</p>
15.	<p>Works in Road Reserve</p> <p>A Road Opening Permit is required from the Wentworth Shire Council prior to any works / excavation within the road reserve ie water tapping, sewer, driveway crossings, tree planting or removal etc. Please contact Councils Roads & Engineering Department on Tel: (03) 5027 5027 to arrange a permit.</p> <p>Section 138 Concurrence together with a Road Occupancy Authorisation, and a Speed Zone Authorisation is to be obtained from Transport for NSW for any works proposed within the road reserve of the Tapio Street (classified road). These approvals are separate to Council's Road Opening Permit Application.</p>
16.	<p>Utilities and services</p> <p>Reticulated raw water, filtered water and sewerage are available to the subject site and are to be connected to the development. Dual water supply lines are to be provided with one line to convey filtered water to all fittings within the premises and the other line to convey unfiltered water to all fittings outside i.e. garden taps, etc.</p> <p>Reason: To ensure relevant utility and service providers requirements are provided to the certifier</p>
17.	<p>Plumbing and Drainage</p> <p>A Plumbing and Drainage Approval Application under Section 68 of the <i>Local Government Act NSW 1993</i> is to be submitted to Council for approval before carrying out any plumbing & drainage work (stormwater, water and sewerage).</p> <p>Note: All plumbing and drainage work is to be carried out by a plumber and drainer, or other authorised person, licensed with the New South Wales Department of Fair Trading.</p>

BEFORE THE COMMENCEMENT OF BUILDING WORK

18.	<p>Construction Certificate</p> <p>An application for a construction certificate is to be made under Section 4.12 of the Environmental Planning and Assessment Act 1979 and construction certificate(s) issued under Sections 6.3, 6.4(a) and 6.7 of the Environmental; Planning and Assessment Act 1979 prior to any work commencing on the building. All work in relation to plans for the construction certificate(s) shall comply with the requirements of the Building Code of Australia, the Environmental Planning & Assessment Act, and regulations, SEPP (Building Sustainability Index) BASIX 2004 and the Local Government Act and Regulations thereunder.</p>
19.	<p>Erosion and sediment controls in place</p> <p>Before the commencement of any site or building work, the principal certifier must be satisfied the erosion and sediment controls in the erosion and sediment control plan, (as approved by the principal certifier) are in place until the site is rectified (at least 70% ground cover achieved over any bare ground on site).</p> <p>Reason: To ensure runoff and site debris do not impact local stormwater systems and waterways</p>
20.	<p>Toilet facilities</p> <p>Toilet facilities are to be provided on or in the vicinity of the building site. The toilet must be connected to a public sewer, or if connection to a public sewer is not practicable, an approved chemical closet. The toilet facility must be installed on-site prior to the commencement of any other work.</p>
21.	<p>Rubbish Management</p> <p>Throughout the construction period, from commencement of work, a suitable rubbish containment structure is to be located on site and utilized to ensure the construction site is kept clean and safe at all times.</p>
22.	<p>Storage of materials</p> <p>Throughout the construction period, from commencement of work, the storage of materials is not permitted on footpaths, roadways or in reserves. Rubbish and building materials must be contained on the site.</p>
23.	<p>Tree protection measures</p> <p>Before the commencement of any site or building work, the principal certifier must ensure the measures for tree protection detailed in the construction site management plan are in place.</p> <p>Reason: To protect and retain trees</p>

24.	<p>Notice of Commencement of Works</p> <p>Subject to approval to commence works two days before any site works, building or demolition begins, the beneficiary of this consent must:</p> <ul style="list-style-type: none"> (a) Forward to Council notice of commencement of work and appointment of Principal Certifying Authority. (b) Notify the adjoining owners that work will commence.
25.	<p>Contractor</p> <ul style="list-style-type: none"> (a) Before the work is commenced, the Council must be informed in writing of: <ul style="list-style-type: none"> • The name and contractor licence number of the licensee who has been contracted to do the work; or • The name and permit number of the owner/builder who intends to do the work. (b) The Council is to be immediately informed in writing of similar details required in the above if: <ul style="list-style-type: none"> • A contract is entered into for the work to be undertaken by a different licensee; or <p>Arrangements for the completion of the work are otherwise changed.</p>
26.	<p>Lighting</p> <p>Any lighting on the site shall be designed so as not to cause a nuisance to other residences in the area or to motorists on nearby roads and to ensure no adverse impact on the amenity of the surrounding area by light overspill. All lighting shall comply with relevant standards in this regard.</p> <p>All external lighting must—</p> <ul style="list-style-type: none"> a) comply with AS/NZS 4282:2019, <i>Control of the obtrusive effects of outdoor lighting</i>, and b) be mounted, screened and directed in a way that it does not create a nuisance or light spill on to buildings on adjoining lots or public places. <p>Lighting at vehicle access points to the development must be in accordance with AS/NZS 1158 Set:2010 <i>Lighting for roads and public spaces Set</i>.</p> <p>Pedestrian pathways, roadways and carparks shall be appropriately lit.</p>

WHILE BUILDING WORK IS BEING CARRIED OUT

27.	<p>Hours of work</p> <p>The principal certifier must ensure that building work, demolition or vegetation removal is only carried out between:</p> <ul style="list-style-type: none"> • 7.00am to 6.00pm on Monday to Friday • 8.00am to 1.00pm on Saturdays
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	<p>The principal certifier must ensure building work, demolition or vegetation removal is not carried out on Sundays and public holidays, except where there is an emergency.</p> <p>Unless otherwise approved within a construction site management plan, construction vehicles, machinery, goods or materials must not be delivered to the site outside the approved hours of site works.</p> <p>Note: Any variation to the hours of work requires Council's approval.</p> <p>Reason: To protect the amenity of the surrounding area</p>
28.	<p>Procedure for critical stage inspections</p> <p>While building work is being carried out, any such work must not continue after each critical stage inspection unless the principal certifier is satisfied the work may proceed in accordance with this consent and the relevant construction certificate.</p> <p>Reason: To require approval to proceed with building work following each critical stage inspection</p>
29.	<p>Implementation of the site management plans</p> <p>While vegetation removal, demolition and/or building work is being carried out, the applicant must ensure the measures required by the approved construction site management plan and the erosion and sediment control plan are implemented at all times. The applicant must ensure a copy of these approved plans is kept on site at all times and made available to Council officers upon request.</p> <p>Reason: To ensure the required site management measures are implemented during construction</p>
30.	<p>Implementation of BASIX commitments</p> <p>While building work is being carried out, the applicant must undertake the development strictly in accordance with the commitments listed in the BASIX certificate(s) approved by this consent, for the development to which the consent applies.</p> <p>Reason: To ensure BASIX commitments are fulfilled in accordance with the BASIX certificate (prescribed condition under clause 97A(2) EP&A Regulation)</p>
31.	<p>Construction noise</p> <p>While building work is being carried out and where no noise and vibration management plan is approved under this consent, the applicant is to ensure that any noise caused by demolition, vegetation removal or construction does not exceed an LAeq (15 min) of 5dB(A) above background noise, when measured at any lot boundary of the property where the construction is being carried out.</p>

	Reason: To protect the amenity of the neighbourhood
32.	<p>Tree protection</p> <p>While site or building work is being carried out, the applicant must maintain all required tree protection measures in good condition in accordance with the construction site management plan required under this consent, the relevant requirements of AS 4970-2009 Protection of trees on development sites and any arborist's report approved under this consent. This includes maintaining adequate soil grades and ensuring all machinery, builders refuse, spoil and materials remain outside tree protection zones.</p> <p>Reason: To protect trees during construction</p>
33.	<p>Responsibility for changes to public infrastructure</p> <p>While building work is being carried out, the applicant must pay any costs incurred as a result of the approved removal, relocation or reconstruction of infrastructure (including ramps, footpaths, kerb and gutter, light poles, kerb inlet pits, service provider pits, street trees or any other infrastructure in the street footpath area).</p> <p>Reason: To ensure payment of approved changes to public infrastructure</p>
34.	<p>Uncovering relics or Aboriginal objects</p> <p>While demolition or building work is being carried out, all such works must cease immediately if a relic or Aboriginal object is unexpectedly discovered. The applicant must notify the Heritage Council of NSW in respect of a relic and notify the Secretary of the Department of Planning, Industry and Environment and the Heritage Council of NSW in respect of an Aboriginal object. Building work may recommence at a time confirmed by either the Heritage Council of NSW or the Secretary of the Department of Planning, Industry and Environment.</p> <p>In this condition:</p> <ul style="list-style-type: none"> • "relic" means any deposit, artefact, object or material evidence that: (a) relates to the settlement of the area that comprises New South Wales, not being Aboriginal settlement, and (b) is of State or local heritage significance; and • "Aboriginal object" means any deposit, object or material evidence (not being a handicraft made for sale) relating to the Aboriginal habitation of the area that comprises New South Wales, being habitation before or concurrent with (or both) the occupation of that area by persons of non-Aboriginal extraction and includes Aboriginal remains. <p>Reason: To ensure the protection of objects of potential significance during works</p>
35.	<p>Security Fencing</p> <p>An adequate security fence is to be erected around the perimeter of the site prior to commencement of any excavation or construction works, and this fence is to be maintained in a state of good repair and condition until completion of the building project.</p>

36.	<p>Cut and fill (if applicable)</p> <p>While building work is being carried out, the principal certifier must be satisfied all soil removed from or imported to the site is managed in accordance with the following requirements:</p> <ol style="list-style-type: none"> All excavated material removed from the site must be classified in accordance with the EPA's Waste Classification Guidelines before it is disposed of at an approved waste management facility and the classification and the volume of material removed must be reported to the principal certifier. All fill material imported to the site must be Virgin Excavated Natural Material as defined in Schedule 1 of the Protection of the Environment Operations Act 1997 or a material identified as being subject to a resource recovery exemption by the NSW EPA.
37.	<p>Waste management</p> <p>While building work, demolition or vegetation removal is being carried out, the principal certifier must be satisfied all waste management is undertaken in accordance with the approved waste management plan.</p> <p>Upon disposal of waste, the applicant is to compile and provide records of the disposal to the principal certifier, detailing the following:</p> <ul style="list-style-type: none"> The contact details of the person(s) who removed the waste The waste carrier vehicle registration The date and time of waste collection A description of the waste (type of waste and estimated quantity) and whether the waste is expected to be reused, recycled or go to landfill The address of the disposal location(s) where the waste was taken The corresponding tip docket/receipt from the site(s) to which the waste is transferred, noting date and time of delivery, description (type and quantity) of waste. <p>Note: If waste has been removed from the site under an EPA Resource Recovery Order or Exemption, the applicant is to maintain all records in relation to that Order or Exemption and provide the records to the principal certifier and Council.</p> <p>Reason: To require records to be provided, during construction, documenting that waste is appropriately handled</p>
38.	<p>Demolition</p> <p>Any demolition must be carried out in accordance with AS 2601—2001, <i>The demolition of structures</i>.</p>
39.	<p>Asbestos</p> <p>A building constructed before 1987 may contain asbestos. Should asbestos be found during the demolition, all demolition works shall be ceased and a business licensed to undertake asbestos removal work under the <i>Work Health and Safety Regulation 2017</i> and <i>WorkCover's "Working with Asbestos: Guide 2008"</i> shall be contracted.</p>

	Waste materials which contain asbestos must be managed on the site and then disposed of at a waste management site licensed to accept this waste. All receipts detailing method and location of disposal must be submitted to Council as evidence of correct disposal.
40.	<p>Contamination discovered during works</p> <p>1) If during works on the land comprising the lot, the land is found to be contaminated, within the meaning of the <i>Contaminated Land Management Act 1997</i>:</p> <ol style="list-style-type: none"> all works must stop immediately, and the Environment Protection Authority and the council must be notified of the contamination. <p>2) Land is found to be contaminated for the purposes of this condition if the principal certifying authority knows or reasonably suspects the land is contaminated.</p> <p>Note: Depending on the nature and level of the contamination, remediation of the land may be required before further work can continue.</p>
41.	<p>Encroachment of easements</p> <p>No building works are to encroach over any easements.</p>
42.	<p>Building Material</p> <p>The proposed carport and boundary fencing shall be clad in an approved non-reflective material e.g. colorbond.</p>

BEFORE THE ISSUE OF AN OCCUPATION CERTIFICATE

43.	<p>Occupation Certificate</p> <p>The building shall not be occupied or used until an Occupation Certificate is issued either by council or by an accredited certifier.</p>
44.	<p>Completion of public utility services</p> <p>Before the issue of the relevant occupation certificate, the principal certifier must ensure any adjustment or augmentation of any public utility services including gas, water, sewer, electricity, street lighting and telecommunications, required as a result of the development, is completed to the satisfaction of the relevant authority. Before the issue of the occupation certificate, the certifier must request written confirmation from the relevant authority that the relevant services have been completed.</p> <p>Reason: To ensure required changes to public utility services are completed, in accordance with the relevant agency requirements, before occupation</p>

45.	<p>Repair of infrastructure</p> <p>Before the issue of an occupation certificate, the applicant must ensure any public infrastructure damaged as a result of the carrying out of building works (including damage caused by, but not limited to, delivery vehicles, waste collection, contractors, sub-contractors, concreting vehicles) is fully repaired to the written satisfaction of Council, and at no cost to Council.</p> <p>Note: If the council is not satisfied, the whole or part of the bond submitted will be used to cover the rectification work.</p> <p>Reason: To ensure any damage to public infrastructure is rectified</p>
46.	<p>Removal of waste upon completion</p> <p>Before the issue of an occupation certificate, the principal certifier must ensure all refuse, spoil and material unsuitable for use on-site is removed from the site and disposed of in accordance with the approved waste management plan. Written evidence of the removal must be supplied to the satisfaction of the principal certifier.</p> <p>Before the issue of a partial occupation certificate, the applicant must ensure the temporary storage of any waste is carried out in accordance with the approved waste management plan to the principal certifier's satisfaction.</p> <p>Reason: To ensure waste material is appropriately disposed or satisfactorily stored</p>
47.	<p>Completion of landscape and tree works</p> <p>Before the issue of an occupation certificate, the principal certifier must be satisfied that all landscape and tree-works, including pruning in accordance with AS 4373-2007 Pruning of amenity trees and the removal of all noxious weed species, have been completed in accordance with the approved plans and any relevant conditions of this consent.</p> <p>Reason: To ensure the approved landscaping works have been completed before occupation, in accordance with the approved landscaping plan(s)</p>

OCCUPATION AND ONGOING USE

48.	<p>Release of securities / bonds</p> <p>When Council receives an occupation certificate from the principal certifier, the applicant may lodge an application to release the securities held. Council may use part, or all of the securities held to complete the works to its satisfaction if the works do not meet Council's requirements.</p> <p>Reason: To allow release of securities and authorise Council to use the security deposit to complete works to its satisfaction</p>
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49.	<p>Amenity of the neighbourhood</p> <p>The operation of this development shall not adversely affect the amenity of the neighbourhood or interfere unreasonably with the comfort or repose of a person who is outside the premises by reason of the emission or discharge of noise, fumes, vapour, odour, steam, soot, dust, waste water, waste products, grit, oil or other harmful products.</p>
50.	<p>Maintenance of wastewater and stormwater treatment device</p> <p>During occupation and ongoing use of the building, the beneficiary of this consent must ensure all wastewater and stormwater treatment devices (including drainage systems, sumps and traps, and on-site detention) are regularly maintained, to remain effective.</p> <p>Reason: To protect sewerage and stormwater systems</p>

CONDITIONS FROM ESSENTIAL ENERGY

1.	<p>Essential Energy's records indicate existing 22kV/LV overhead powerlines are located across the Tapio Street frontage of the properties:</p> <ul style="list-style-type: none"> (i) The existing structures were in place prior to 26 May 2006. However, Essential Energy's preference is not to have any structures under powerlines. (ii) The plans indicate that only internal works are occurring to the existing structures. If any works are to occur externally, then clearances must be provided. To assist with this calculation and ensure compliance, the Applicant will need to engage the services of a Level 3 Accredited Service Provider. A list of Level 3 Accredited Service Providers is available at https://www.energy.nsw.gov.au/households/guides-and-helpful-advice/being-more-energy-efficient/understand-your-energy-bill/altering-supply. Essential Energy's preference is that the existing structures (closest part, eaves and guttering) maintain the safety distance of a minimum of 2.1 metres (for 22kV overhead) plus the blowout from the nearest conductor (horizontally). (iii) Any excavation works in this area must comply with the latest industry guideline currently known as <i>ISSC 20 Guideline for the Management of Activities within Electricity Easements and Close to Infrastructure</i>. (iv) Any landscaping, tree planting, gardens in this area must comply with <i>ISSC 20 Guideline for the Management of Activities within Electricity Easements and Close to Infrastructure</i>.
2.	<p>It is unclear where the powerlines in the back lane are located and if the new works on the sites, as indicated in the plans, affect these powerlines?</p>

3.	Prior to any demolition works commencing, any service line/s to the properties must be disconnected. Essential Energy's records indicate overhead services to Lots 4 and 6 and an underground service to Lot 3.
4.	The existing overhead service connecting Lot 5 Section 11 DP728338 will need to comply with the <i>NSW Service and Installation Rules</i> , both in relation to the clearances and access to the point of attachment to the proposed dual occupancy development. This may mean that this existing service will need to be re-located, at the Applicant's expense. A Level 2 Electrician will be able to advise on these requirements and carry out the required work to ensure compliance.
5.	The Applicant will need to engage the services of an Accredited Service Provider to ensure adequate provision of power is available to the new dual occupancy dwelling(s) in accordance with <i>NSW Service and Installation Rules</i> . A Level 2 Electrician will be able to advise on these requirements and carry out the required work to ensure compliance.

REASONS FOR CONDITIONS

- a) To ensure compliance with the terms of the Environmental Planning and Assessment Act.
- b) To ensure work is sustainable and that an appropriate level of provision of amenities and services occurs within the Shire and to occupants of lots.
- c) To minimise environmental impact and impact on public assets, degradation of natural resources and to enhance amenity.
- d) To provide for a quality environment, safe and efficient movement of people and to ensure public safety and interest.

SCHEDULE 2

ADVISORY NOTE

- ***Dial before you dig***

The beneficiary of this consent shall contact "Dial Before You Dig" to obtain a Service Diagram prior to the issuing of the Construction Certificate. The sequence number obtained from "Dial Before You Dig" shall be forwarded to the Principal Certifying Authority (PCA).

- ***Failure to comply with conditions***

Failure to comply with the relevant provisions of the *Environmental Planning and Assessment Act 1979* and/or the conditions of this consent may result in the serving of penalty notices or legal action.

- ***Electricity Infrastructure (Essential Energy)***

Essential Energy also makes the following general comments:

1. If the proposed development changes, there may be potential safety risks and it is recommended that Essential Energy is consulted for further comment.

2. Any existing encumbrances in favour of Essential Energy (or its predecessors) noted on the title of the above properties should be complied with.
3. In addition, Essential Energy's records indicate there is overhead and underground electricity infrastructure located within the properties and within close proximity of the properties. Any activities within these locations must be undertaken in accordance with *ISSC 20 Guideline for the Management of Activities within Electricity Easements and Close to Infrastructure*. Approval may be required from Essential Energy should activities within the properties encroach on the electricity infrastructure.
4. Prior to carrying out any works, a "Dial Before You Dig" enquiry should be undertaken in accordance with the requirements of *Part 5E (Protection of Underground Electricity Power Lines)* of the *Electricity Supply Act 1995* (NSW).
5. Given there is electricity infrastructure in the area, it is the responsibility of the person/s completing any works around powerlines to understand their safety responsibilities. SafeWork NSW (www.safework.nsw.gov.au) has publications that provide guidance when working close to electricity infrastructure. These include the *Code of Practice – Work near Overhead Power Lines/Underground Assets*.

9.16 DELEGATED AUTHORITY APPROVALS AS AT END OF DECEMBER 2022

File Number: RPT/23/41

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: Kerrie Copley - Planning Officer

Objective: 3.0 Wentworth 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

For the month of December 2022, a total of fifteen (15) Development Applications and six (6) S4.55 Modification Applications were determined under delegated authority by the Director Health and Planning.

The estimated value of the determined developments was \$4,098,633.00. This brings the year to date total to one hundred & twelve (112) Development Applications and fifty (50) S4.55 applications approved, with an estimated development value of \$20,597,962.00.

Recommendation

That Council:

- a) Receives and notes the report for the Delegated Authority Approvals for the month of December 2022.
- b) Publicly notifies, for the purposes of Schedule 1 Division 4 Section 20 (2) of the Environmental Planning and Assessment Act 1979, the applications as listed in the attachment on the Wentworth Shire Council website.
- c) Calls a Division in accordance with S375A of the Local Government Act 1993 (NSW).

Detailed Report

Purpose

The purpose of this report is to provide Council with a list of Development Applications as tabled in the Attachment, determined under delegated authority by the Director Health and Planning for the month of December 2022, hence complying with the requirements under section 3.20 of the Office of Local Government Promoting Better Practice Program.

Conclusion

The total value of determinations was \$4,098,633.00 for the month of December 2022. The average determination time was 82 days.

Attachments

1. Delegated Authority Approvals December 2022 

DETERMINATION OF DEVELOPMENT APPLICATIONS FOR THE MONTH OF DECEMBER 2022

FILE NUMBER	APPLICANT	LOCATION	DESCRIPTION	VALUE (EX GST)	DETERMINATION DATE	ACTIVE DAYS
DA2022/110 PAN 269728	Fisher Planning Pty Ltd - Warrick Fisher	205 Acacia Road Lot 2 DP 1112195 Curlwaa	Storage shed & carport	\$96,000.00	6/12/2022	46
DA2022/117 PAN 277053	Hatch Planning Pty Ltd - Matt Jackson	174 Delta Road Lot 10 DP 807825 Curlwaa	Replacement dwelling	\$542,410.00	6/12/2022	39
S4-55/2022/046 PAN 275366	Richard Oliver	14 Carbone Court Lot 7 DP 1107552 Buronga	Modify DA2021/174 Renovations & additions to existing dwelling - Amend reconstruction of outdoor area & addition of new spa	\$0.00	6/12/2022	29
DA2022/121 PAN 273845	Hatch Planning Pty Ltd - Matt Jackson	6783B Sturt Highway Lot 1 DP 733472 Trentham Cliffs	Swimming pool with safety barrier	\$73,320.00	6/12/2022	33
DA2022/122 PAN 277178	Hatch Planning Pty Ltd - Matt Jackson	31-37 Murray Street Lot 1 DP 1227871 Wentworth	Shade sails x 2	\$10,094.00	7/12/2022	34
DA2022/083 PAN 251080	Christopher Kovac	74C Native Ridge Lane Lot 3 DP 1136930 Gol Gol	2 Lot Subdivision	\$0.00	7/12/2022	94
DA2022/123 PAN 280830	MH2 Engineering & Architectural Services P/L - Yeshni Purchase	16 The Cobb & Co Way Lot 43 DP 1025499 Gol Gol	Boundary fence with automatic gate	\$30,900.00	7/12/2022	23
DA2022/084 PAN 250587	Roy Costa Planning & Development	12 - 14 Hendy Road Lot 451 DP 756961 Buronga	2 Lot subdivision	\$0.00	12/12/2022	122

DETERMINATION OF DEVELOPMENT APPLICATIONS FOR THE MONTH OF DECEMBER 2022

DA2022/081 PAN 247577	MH2 Engineering & Architectural Services P/L	18 Modica Crescent Lot 18 DP 1118464 Buronga	Truck maintenance warehouse comprising workshop, office & sales	\$1,772,396.00	12/12/2022	125
DA2022/092 PAN 249290	James Golsworthy Consulting Pty Ltd	30 River Road Lot 23 DP 756961 Dareton	53 Lot Subdivision	\$0.00	12/12/2022	110
S4-55/2022/007 PAN 181564	Fisher Planning - Warrick Fisher	34 Corbett Avenue Lot 6 DP 822090 Buronga	Modify DA2018/004 2 Staged 111 Lot Subdivision Increase yield lots from 77 to 111 Lot Subdivision	\$0.00	19/12/2022	283
S4-55/2022/033 PAN 250804	Kevin Cooke	107 Poencarie Road Lot 8 DP 1228330 Wentworth	Modify DA14/047 subdivision - Amending Stage 3 - increase yield created lots from 4 to 6 Lots	\$0.00	16/12/2022	132
DA2022/126 PAN 280962	MH2 Engineering & Architectural Services P/L - Yeshni Purchase	Wilga Road Lot 4 DP 1273208 Gol Gol	Storage shed	\$178,200.00	20/12/2022	34
DA2022/103 PAN 264291	Michael Shippides - The Trustee for Shippide Family Trust	18 Silver City Highway Lot 543 DP 756961 Buronga	Take-away food & drinks premises	\$3,000.00	20/12/2022	82
DA2022/127 PAN 280038	MH2 Engineering & Architectural Services P/L	8 Carramar Drive Lot 4 DP 1280364 Gol Gol	Shed	\$100,000.00	22/12/2022	30
DA2022/116 PAN 273039	James Golsworthy Consulting Pty Ltd- James Golsworthy	27-35 Adelaide Street Lot 2 Section 14 DP 758456 Gol Gol	Extension & alterations to existing Hotel	\$400,000.00	22/12/2022	57
DA2022/119 PAN 272186	James Harwood Homes - The Trustee for James D Harwood Trust	6 Carramar Drive Lot 3 DP 1280364 Gol Gol	Dwelling & shed	\$634,745.00	22/12/2022	55

DETERMINATION OF DEVELOPMENT APPLICATIONS FOR THE MONTH OF DECEMBER 2022

S4-55/2022/049 PAN 287584	Mark Matthews	8 Lee Court Lot 13 DP 1259103 Gol Gol	Modify DA2022/011 Storage shed - Amend add wet area	\$0.00	22/12/2022	20
S4-55/2022/050 PAN 289583	Hayley Bath	38 Dawn Avenue Lot 8 DP 1259103 Gol Gol	Modify DA2021/046 Dwelling with garage & storage - Amend measurements of storage shed	\$0.00	22/12/2022	1
S4-55/2022/031 PAN 236588	E. B. Mawson & Sons Proprietary Limited - Cheryl Ward	Alcheringa Drive Lot 221 DP 822071 Buronga	Modify DA10/030 Sand washing plant and concrete recycling - amend to include washing of other materials with existing infrastructure	\$0.00	19/12/2022	189
DA2022/056 PAN 224222	Wentworth Shire Council - Greater Murray Darling Junction Interpretative Facility Inc	Ski Reserve Road Lot 2 DP 817572 Wentworth	Elevated viewing platform	\$257,568.00	19/12/2022	186

9.17 DELEGATED AUTHORITY APPROVALS AS AT END OF JANUARY 2023

File Number: RPT/23/43

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: Kerrie Copley - Planning Officer

Objective: 3.0 Wentworth 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

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

The estimated value of the determined developments was \$663,437.00. This brings the year to date total to three (3) Development Applications and three (3) S4.55 applications approved, with an estimated development value of \$663,437.00.

Recommendation

That Council:

- a) Receives and notes the report for the Delegated Authority Approvals for the month of January 2023.
- b) Publicly notifies, for the purposes of Schedule 1 Division 4 Section 20 (2) of the Environmental Planning and Assessment Act 1979, the applications as listed in the attachment on the Wentworth Shire Council website.
- c) Calls a Division in accordance with S375A of the Local Government Act 1993 (NSW).

Detailed Report

Purpose

The purpose of this report is to provide Council with a list of Development Applications as tabled in the Attachment, determined under delegated authority by the Director Health and Planning for the month of January 2023, hence complying with the requirements under section 3.20 of the Office of Local Government Promoting Better Practice Program.

Conclusion

The total value of determinations was \$663,437.00 for the month of January 2023. The average determination time was 30 days.

Attachments

1. Delegated Authority Approvals January 2023 [↓](#) 

DETERMINATION OF DEVELOPMENT APPLICATIONS FOR THE MONTH OF JANUARY 2023

FILE NUMBER	APPLICANT	LOCATION	DESCRIPTION	VALUE (EX GST)	DETERMINATION DATE	ACTIVE DAYS
DA2022/128 PAN 283078	The Shed Company Mildura Pty Ltd - Sherryn Pitt	34 Syndicate Road Lot 1 DP 1105602 Curlwaa	Storage shed	\$52,935.00	10/01/2023	42
DA2022/107 PAN 264723	Hatch Planning Pty Ltd - Matt Jackson	514 Silver City Highway Lot 1131 DP 720092 Mourquong	Industrial Distillery	\$394,902.00	16/01/2023	82
S4-55/2023/001 PAN 297500	The Shed Company Mildura Pty Ltd - Sherryn Pitt	34 Syndicate Road Lot 1 DP 1105602 Curlwaa	Modify DA2022/128 Storage shed - Remove condition 5 Infrastructure Bond	\$0.00	24/01/2023	1
S4-55/2023/002 PAN 299701	GSD Architects - Geoff Sparkes	Sturt Highway Lot 2 DP 1267913 Trentham Cliffs	Modify DA2017/115 Staged development RV Caravan Park - Amend location of storage shed	\$0.00	24/01/2023	0
S4-55/2023/003 PAN 300083	The Shed Company Mildura Pty Ltd - Sherryn Pitt	34 Syndicate Road Lot 1 DP 1105602 Curlwaa	Modify DA2022/128 Storage shed – Amend minor error in Determination	\$0.00	24/01/2023	0
DA2022/129 PAN 283238	Hatch Planning Pty Ltd - Matt Jackson	96-98 Silver City Highway Lot 957 DP 756961 Buronga	Industrial storage shed & demolition of existing buildings	\$215,600.00	31/01/2023	59

9.18 PROJECT & WORKS UPDATE - FEBRUARY 2023

File Number: RPT/23/35

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Jamie-Lee Kelly - Administration Officer

Objective: 3.0 Wentworth 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 December 2022 and January 2023 and the planned activities for February 2023.

Recommendation

That Council receives and notes the major works undertaken in December 2022 and January 2023 and the scheduled works for the following month.

Detailed Report

Refer below for updates of the works completed in December 2022 and January 2023, and the planned activities for February 2023.

Project and Works Update for December & January 2022/23

Roads

Pooncarie-Menindee Road Reconstruction

- Council has suspended work on the sub-grade formation and road realignment of the Pooncarie-Menindee Road due to high water levels around the Darling & Murray Rivers. All construction machinery has been returned to the Wentworth and Buronga areas to assist in local flood prevention works. Road is currently trafficable. Works will resume early June 2023.

Maintenance Grading

- Planned maintenance grading was undertaken on the following roads throughout December: Anabranche Mail Road, High Darling Renmark Road.

Renmark Road

- Emergency works were undertaken on a 500m section of road fronting the Wentworth Aerodrome to prevent flood waters back flowing into the Aerodrome. This section of road will remain unsealed until flood waters recede.

Arumpo 4 Km Upgrade to Seal

- The section being upgraded commences at the end of the existing bitumen seal and continues North East along the Arumpo Road.
- Completion of the survey and design ready to commence construction.

<p>Projects</p>	<p><u>Dareton Swimming Pool – Maintenance & Lighting Upgrade</u></p> <ul style="list-style-type: none"> • Light upgrade complete. • Old poles to be removed once swim season complete. • Works stalled due to flooding. <p><u>Gol Gol East Raw Water System</u></p> <ul style="list-style-type: none"> • Tenders for the installation and construction of supporting infrastructure including electrical works closed, report and tender recommendation presented for February Council meeting. <p><u>James King Park</u></p> <ul style="list-style-type: none"> • Delayed due to high river. <p><u>Junction Island Bridge</u></p> <ul style="list-style-type: none"> • Ramp Fabrication complete, expecting delivery. • Redesign of footing system in progress, awarded to Tonkin Consulting. <p><u>Junction Island Footpath</u></p> <ul style="list-style-type: none"> • Delayed due to high river. <p><u>Pink Lake</u></p> <ul style="list-style-type: none"> • Additional deep bore logs plotted for civil testing. • Council staff consultation completed with property owner to discuss potential assets in proposed alignment prior to bore logs. Deep bore logs are required to determine the possible use of trenchless construction. Adverse soil can derail a pipe boring project due to unsettled soil collapsing. <p><u>Pooncarie Campground Toilets</u></p> <ul style="list-style-type: none"> • Awaiting outcome of transportable building tender. <p><u>Wentworth EDS</u></p> <ul style="list-style-type: none"> • Council awaiting detailed design package. <p><u>Wentworth Long Day Care Centre</u></p> <ul style="list-style-type: none"> • Complete. <p><u>Wentworth Rowing Club Extension</u></p> <ul style="list-style-type: none"> • Construction Certificate received allowing works to proceed. • Due to the flood delays, the successful contractor has been asked to review their tender submission and advise of any cost increases for Council consideration. <p><u>Wentworth Showgrounds Sewer</u></p> <ul style="list-style-type: none"> • Works remaining to complete sewer connections at the complex suspended until reinstatement for power supply and switch boards completed, planned for mid Feb. <p><u>Wentworth Swimming Pool – Maintenance & Lighting Upgrade</u></p> <ul style="list-style-type: none"> • Light upgrade complete. • Old poles to be removed once swim season complete. • Works stalled due to flooding.
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	<p><u>Willow Bend Caravan Park</u></p> <ul style="list-style-type: none"> • Works on hold pending flood levels. <p><u>Amenities Blocks</u></p> <ul style="list-style-type: none"> • Tender direction TBA. <p><u>Dareton Library</u></p> <ul style="list-style-type: none"> • New Solar roller shutters have been installed. <p><u>Wurlong Drainage Extension</u></p> <ul style="list-style-type: none"> • Survey and design work undertaken along Wurlong to link low spots to existing stormwater infrastructure.
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Projects and Works scheduled for February 2023

Roads	<p><u>Pooncarie-Menindee Road Reconstruction</u></p> <ul style="list-style-type: none"> • Mallee Earthmoving has completed stockpiling material for the base course of the road. • Works scheduled to recommence in June 2023 following flood reinstatement and repair activities. <p><u>Maintenance Grading</u></p> <ul style="list-style-type: none"> • Planned maintenance grading is forecasted for the month of February on the Arumpo, Top Hut, Nulla and Tooperoopna Roads. <p><u>Silver City Highway Heavy Patching</u></p> <ul style="list-style-type: none"> • Segment 45 (near intersection of Arumpo Rd). • Stabilisation, reseal and line marking. <p><u>Silver City Highway Shoulder Grading</u></p> <ul style="list-style-type: none"> • Extent from the Corbett Ave (outskirts of Buronga) up to Milpara rest area. <p><u>Low Darling Road</u></p> <ul style="list-style-type: none"> • Temporary reinstatement of road cutting to allow residents North of Yankabilly Rd access before commencement of the school year. • Removal of the small levee installed on the shoulder of the road near the intersection of Silver City Highway in December to prevent floodwaters. <p><u>Pooncarie Road</u></p> <ul style="list-style-type: none"> • Temporary reinstatement of 2 x road cuttings to allow Darling View Rd and surrounding residents access into Wentworth without going via the Fletchers Lake Rd detour. • Removal of capping material installed on the road to allow Kelso Sands trucks to continue operating during the flood event, due to failure of road base material. <p><u>Log Bridge Road</u></p> <ul style="list-style-type: none"> • Pumping out of flood water that has exposed services such as raw water supply to another residential property and Telstra services in the road reserve. • Liaise with 3rd party agents (Telstra) and land holder prior to remediation works.
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	<p><u>Arumpo 4 Km Upgrade to Seal</u></p> <ul style="list-style-type: none"> • Establishment of plant and equipment onsite. • Bulk earthworks completed. • Commence gravel placement.
Projects	<p><u>Buronga Landfill Machinery Shed</u></p> <ul style="list-style-type: none"> • Works due to begin 15th February. <p><u>Dareton Swimming Pool – Maintenance & Lighting Upgrade</u></p> <ul style="list-style-type: none"> • Continue with Painting. • Continue with change room seating replacement. <p><u>James King Park</u></p> <ul style="list-style-type: none"> • Quotes for retaining wall design to be sought. • Design to commence. <p><u>Junction Island Bridge</u></p> <ul style="list-style-type: none"> • Fabrication to be completed and ramps delivered to Council. • Footing redesign completed and installation works put out for quotes. <p><u>Junction Island Footpath</u></p> <ul style="list-style-type: none"> • Request for quotes for path works to be sent. <p><u>Pink Lake</u></p> <ul style="list-style-type: none"> • Council to undertake additional survey work to prepare design plans for RFQ/Tender. <p><u>Pooncarie Campground Toilets</u></p> <ul style="list-style-type: none"> • Fabrication of amenities building to commence assuming tender is selected. <p><u>Wentworth EDS</u></p> <ul style="list-style-type: none"> • Council to package tender pending the receipt of the revised civil plans. <p><u>Willow Bend Caravan Park</u></p> <ul style="list-style-type: none"> • Works on hold pending flood levels. • Work to recommence mid Feb following damage assessment and potential design alterations. <p><u>Wentworth Swimming Pool – Maintenance & Lighting Upgrade</u></p> <ul style="list-style-type: none"> • Continue with Painting. • Continue with change room seating replacement. <p><u>Amenities Blocks</u></p> <ul style="list-style-type: none"> • Tender direction to be provided post Council meeting. <p><u>Pooncarie Telegraph Building</u></p> <ul style="list-style-type: none"> • Demolition & works starting in mid-February. • Works to be completed by end of June 2023.

	<p><u>Wentworth & Dareton Landfill site offices</u></p> <ul style="list-style-type: none"> • New site offices to be delivered second week February. • New Portable toilets delivered. • Sites works to be completed late February 2023. <p><u>Wentworth Showgrounds Sewer</u></p> <ul style="list-style-type: none"> • Works remaining to complete sewer connections at the complex planned to recommence in early March for completion prior to Easter. <p><u>Wurlong Drainage Extension</u></p> <ul style="list-style-type: none"> • Contractor to complete construction by end of February.
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Flood Recovery Works

Flood Recovery	<p><u>Curlwaa Boat Ramp & Pontoon</u></p> <ul style="list-style-type: none"> • Works have begun on cleaning up post flooding. • Pontoon has had a bump rail installed around edges. <p><u>Buronga River front Nature play area</u></p> <ul style="list-style-type: none"> • Ordered soft fall rubber for bottom of slide. • Ordered mulch for garden beds. • Ordered playground soft fall mulch. • Cleared flood debris. • BMX track pressure washed and open for use. • 90% of Riverfront precinct pressure washing completed. Remainder completed when water restrictions lift. <p><u>O'Donnell Park</u></p> <ul style="list-style-type: none"> • Open to public. • Minor works required. • Leaf litter mowed/mulched. • Park fertilized. • Irrigation Checked. • Re-installed irrigation pump. • Topped up climbing frame with soft fall mulch. • Ordered River sand for play ground <p><u>Wentworth Rowing Club</u></p> <ul style="list-style-type: none"> • Structural assessment undertaken by Tonkin – building structurally fine. • Building remains off limits from personnel due to internal ceiling concerns. <p><u>James King Park</u></p> <ul style="list-style-type: none"> • Quotes being received to replace entire fence around the bottom Tennis Courts (beyond repair). • Pressure washing being undertaken once water restrictions lift. • Debris cleared from footpaths and park area. • Leaf litter mowed/mulched. • Lawns fertilized (not watered due to water restrictions) • Removed dead shrubs. • Levelled river sand from tennis court sandbags.
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Buronga EDS

- Will be pressure washed following lifting of water restrictions.
- Switchboard to be reinstalled and power supply connected end of February.

Junction Park

- Pressure washing contractor engaged.
- Toilet pressure washing completed.
- Works required in stages due to access limitations and other contractors.
- Plumber engaged to rectify issues.
- Further internal repairs required before toilets can be reopened.
- Power reinstallation booked in – anticipated late this week.
Some electrical infrastructure will be delayed due to repairs – no ETA presently.
- Further site assessments required after pressure washing completed.
- Scraped all debris in carparks into piles. Piles to be cleared this week.
- Quoting on new irrigation pump.

Fotherby Park

- Pressure washing contractor engaged.
- Toilets & some infrastructure completed.
- Works required in stages due to access limitations and other contractors.
- Plumber engaged to rectify issues.
- Further internal repairs required before toilets can be reopened.
- Power reinstallation booked in – some electrical infrastructure requires replacement. Expected Completion end of February.
- Further site assessments required after pressure washing completed.
- Pumped out remaining water.
- Hedged plants affected by floods.

Wentworth Ski Reserve

- Site heavily impacted by flood waters – especially the toilet block.
- Toilet block requires major works. Could be down for 6-8 weeks depending on contractor availability.
- Council to appoint a pressure washing contractor shortly so proper assessment can be undertaken.
- Junction Island bridge closed to public due to safety concerns.

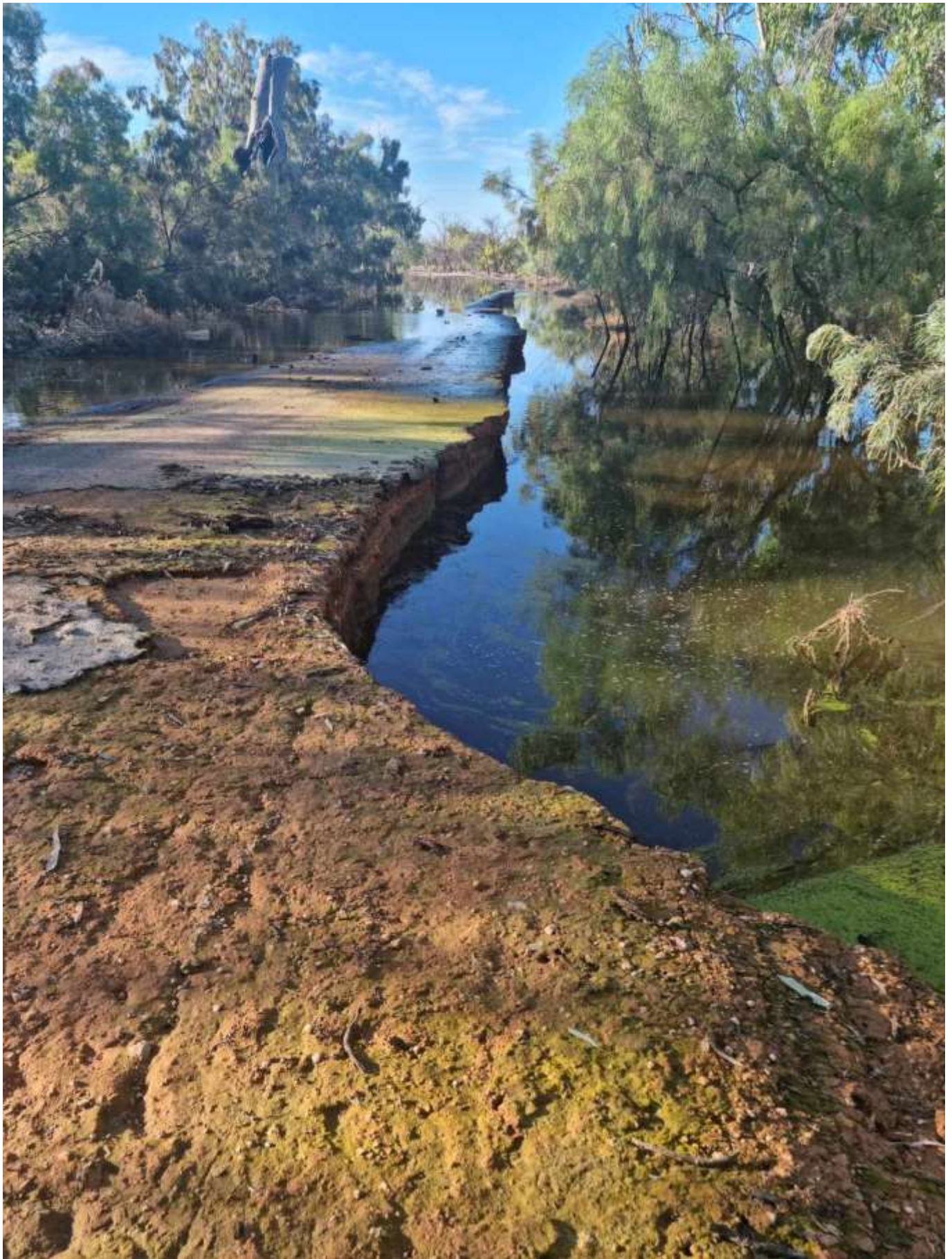
Wentworth Rowing Club

- Contractor to remove damaged ceiling panels by 17th Feb.
Access will be available after 17th February.
- Internal pressure washing of the building required before an accurate damage assessment can be completed.
Council will then determine course of action regarding repairs.
- Power restoration anticipated by 17th February – delay possible depending on damage to Essential Energy ground pillar box (their asset).
- Leaf litter mowed/mulched.
- Waiting on power to be connected to start irrigation.
- Branches to be removed when temporary wall is removed.

	<p><u>Wentworth Wharf & Riverfront</u></p> <ul style="list-style-type: none"> • No pressure washing organised for the precinct due to unknown impact from Darling River flood waters. • Some electrical infrastructure will be restored in next 2-3 weeks. • House boat bilge pump reinstallation being delayed due to Darling River flood waters. • Leaf litter mowed/mulched. • Whipper snipped grass along temporary wall. • Waiting on power to be connected to start irrigation. <p><u>Dareton Boat Ramp</u></p> <ul style="list-style-type: none"> • Leaf litter mowed/mulched. • Lawn fertilized. • Walking paths blown down.
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Attachments

1. Boeill Creek Road [↓](#) 
2. Log Bridge Road [↓](#) 
3. Curlwaa Pontoon Installation [↓](#) 
4. Ski Reserve Flood Damage 1. [↓](#) 
5. Ski Reserve Flood Damage 2. [↓](#) 
6. Junction Park Flood Damage 1. [↓](#) 
7. Junction Park Flood Damage 2. [↓](#) 















10 NOTICES OF MOTIONS / QUESTIONS WITH NOTICE

Nil

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 Sale of Land for unpaid Rates under Section 713 of the Local Government Act, 1993. (RPT/22/709)

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

12.2 PT2223/06 - Buronga Landfill Expansion Design Tender. (RPT/23/60)

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.

12.3 PT2223/05 - Supply and Construct Amenities Blocks (Shire Wide). (RPT/23/72)

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 Gol Gol East Raw Water Tender. (RPT/22/749)

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 OPEN COUNCIL - REPORT FROM CLOSED COUNCIL

12.1 SALE OF LAND FOR UNPAID RATES UNDER SECTION 713 OF THE LOCAL GOVERNMENT ACT, 1993

File Number: RPT/22/709

Responsible Officer: Simon Rule - Director Finance and Policy
Responsible Division: Finance and Policy
Reporting Officer: Vanessa Lock - Finance 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: 4.3 An effective and efficient organisation

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).

12.2 PT2223/06 - BURONGA LANDFILL EXPANSION DESIGN TENDER

File Number: RPT/23/60

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Simon Rule - Director Finance and Policy

Objective: 3.0 Wentworth 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 (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.

12.3 PT2223/05 - SUPPLY AND CONSTRUCT AMENITIES BLOCKS (SHIRE WIDE)

File Number: RPT/23/72

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Taygun Saritoprak - Project Officer

Objective: 3.0 Wentworth 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.

12.4 GOL GOL EAST RAW WATER TENDER

File Number: RPT/22/749

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Jamie-Lee Kelly - Administration Officer

Objective: 3.0 Wentworth 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.

13 CONCLUSION OF THE MEETING

NEXT MEETING

15 March 2023