



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

19 JULY 2023

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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 28 June 2023 be confirmed as
circulated.



ORDINARY MEETING MINUTES

28 JUNE 2023

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1 OPENING OF MEETING

The Mayor opened the meeting with a prayer at 7PM.

2 PRAYER OR ACKNOWLEDGEMENT OF COUNTRY

PRESENT:

COUNCILLORS: Councillor Tim Elstone
Councillor Brian Beaumont
Councillor Peter Crisp
Councillor Steve Heywood
Councillor Daniel Linklater
Councillor Jane MacAllister
Councillor Susan Nichols
Councillor Jo Rodda (Via Video Conferencing)

STAFF: Ken Ross (General Manager)
Matthew Carlin (Director Health and Planning)
Jarrod Roberts (Works Manager)
Simon Rule (Director Finance and Policy)
Gayle Marsden (Executive Assistant to General Manager)
Joanne Andrews (Customer Service Officer)

3 APOLOGIES AND LEAVE OF ABSENCE

Council Resolution

That Council grants the Leave of Absence Request from Cr Beaumont for 19 July 2023.

Moved Cr. MacAllister, Seconded Cr Linklater

CARRIED UNANIMOUSLY

Councillor Steve Cooper was granted a leave of absence at the 17 May Ordinary Council meeting.

4 DISCLOSURES OF INTERESTS

Councillor Nichols advised that she had a less than significant non-pecuniary interest in Item 9.9 as she is President of the Wentworth Bowling Club.

5 CONFIRMATION OF MINUTES

Recommendation

That the Minutes of the Ordinary Meeting held 17 May 2023 be confirmed as circulated.

Council Resolution

That the Minutes of the Ordinary Meeting held 17 May 2023 be confirmed as circulated.

Moved Cr Crisp, Seconded Cr Linklater

CARRIED UNANIMOUSLY

6 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

6.1 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

File Number: RPT/23/366

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 20 June 2023

Council Resolution

That Council receives and notes the list of outstanding matters as at 20 June 2023.

Moved Cr. Nichols, Seconded Cr Linklater

CARRIED UNANIMOUSLY

7 MAYORAL AND COUNCILLOR REPORTS

7.1 MAYORAL REPORT

File Number: RPT/23/295

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/23/311

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 5 May 2023 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:

- Audit Engagement Plan
- Internal Audit
- Compliance Framework
- Quarterly Operational Plan Progress Report
- September Quarterly Budget Review – Third Quarter 2022-2023
- Budget and Operating Plan Update

Officer Recommendation

That Council receive and note the draft minutes of the Audit, Risk and Improvement Committee Meeting held on 5 May 2023.

Council Resolution

That Council receive and note the draft minutes of the Audit, Risk and Improvement Committee Meeting held on 5 May 2023.

Moved Cr Beaumont, Seconded Cr. Heywood

CARRIED UNANIMOUSLY

9 REPORTS TO COUNCIL

9.1 GENERAL MANAGERS REPORT

File Number: RPT/23/296

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 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 23-04 to 23-05
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. Nichols, Seconded Cr. Heywood

CARRIED UNANIMOUSLY

9.2 SUNRAYSIA SAFARI CROSS COUNTRY RALLY 2023 REQUEST FOR SPONSORSHIP

File Number: RPT/23/300

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 and provision of the Wentworth Showgrounds (including in kind support of daily cleaning of toilets, showers and emptying of rubbish bins) for the 2023 Sunraysia Safari Cross Country Rally to be held from 4 September to 11 September 2023. Council approved financial sponsorship and provision of Wentworth Showgrounds for the event in 2022.

Recommendation

That Council provide financial sponsorship and provision of the Wentworth Showgrounds (including in kind support of daily cleaning of toilets, showers and emptying of rubbish bins) from 4 September to 11 September 2023 for the Sunraysia Safari Cross Country Rally.

That Council approve financial sponsorship of \$20,000 and provision of the Wentworth Showgrounds (including in kind support of daily cleaning of toilets, showers and emptying of rubbish bins) from 4 September to 11 September 2023 for the Sunraysia Safari Cross Country Rally.

Moved Cr Beaumont, Seconded Cr Linklater

Amendment

That Council approve financial sponsorship of \$20,000 for the Sunraysia Safari Cross Country Rally.

Moved Cr. MacAllister, Seconded Cr. Nichols

LOST

Council Resolution

That Council approve financial sponsorship of \$20,000 and provision of the Wentworth Showgrounds (including in kind support of daily cleaning of toilets, showers and emptying of rubbish bins) from 4 September to 11 September 2023 for the Sunraysia Safari Cross Country Rally.

Moved Cr Beaumont, Seconded Cr Linklater

CARRIED

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

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

9.3 2023 WESTERN DIVISION OF COUNCILS ANNUAL CONFERENCE

File Number: RPT/23/365

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 Western Division of Councils Annual Conference will be held from 9 -11 August 2023 in Cobar.

Recommendation

That Council determines attendees to the 2023 Western Division of Council's Annual Conference to be held in Cobar from 9-11 August 2023.

Council Resolution

That Council determines that Cr Linklater, Cr Rodda and the General Manager attend the 2023 Western Division of Council's Annual Conference to be held in Cobar from 9-11 August 2023.

Moved Cr Linklater, Seconded Cr. Heywood

CARRIED UNANIMOUSLY

9.4 MONTHLY FINANCE REPORT - MAY 2023

File Number: RPT/23/305

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 May 2023 were \$1,192,712.43. After allowing for pensioner subsidies, the total levies collected are now 87.44%. For comparison purposes 88.96% of the levy had been collected at the end of May 2022. Council currently has \$47,380,021.25 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. MacAllister, Seconded Cr Linklater

CARRIED UNANIMOUSLY

9.5 MONTHLY INVESTMENT REPORT - MAY 2023

File Number: RPT/23/308

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 May 2023 Council had \$42 million invested in term deposits and \$5,380,021.25 in other cash investments. Council received \$68,137.67 from its investments for the month of May 2023.

In May 2023 Council investments averaged a rate of return of 4.23% and it currently has \$8,040,222.62 of internal restrictions and \$31,294,108.39 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 Crisp, Seconded Cr. Nichols

CARRIED UNANIMOUSLY

9.6 ADOPTION OF THE 2022-2026 DELIVERY PROGRAM/2023-2024 OPERATIONAL PLAN

File Number: RPT/23/310

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

Following the presentation of the Draft 2022-2026 Delivery Program/2023-2024 Operational Plan to the May Ordinary Council Meeting, the Draft Plan was placed on public exhibition for 28 days as required under the *Local Government Act*.

Council is now required to consider all submissions received prior to adopting the 2022-2026 Delivery Program/2023-2024 Operational Plan. This includes the following:

- The 2023-2024 Annual Statement of Revenue and the Annual Fees and Charges.
- The making and levying of rates and charges including:
 - 3.70% increase in the Ordinary Rate for 2023-2024
 - 3.70% increase in Sewer Access Charges for 2023-2024
 - 3.70% increase in Water Access Charges for 2023-2024
 - 3.70% increase in Domestic Waste Charges for 2023-2024
 - 3.70% increase to Water Consumption Charges for 2023-2024
 - Charge the maximum interest rate on Overdue Rates and Charges

Recommendation

- a) That Council adopts the 2022-2026 Delivery Program/2023-2024 Operational Plan, as amended, having considered submissions received.
- b) That Council resolves to increase ordinary rate income for the 2023-2024 year by the maximum 3.70% rate pegged amount determined by the Independent Pricing and Regulatory Tribunal of NSW (IPART)
- c) That Council resolves to make and levy an ordinary rate to comprise of a base rate and an ad valorem rating structure for Residential, Business and Farmland categories of rates under Section 534, 535, 537 of the *Local Government Act 1993* (NSW) for the 2023-2024 year including:

Farmland category

Includes all of the lands within the local government area of Wentworth categorised as Farmland except those parcels of rateable land sub categorised as Farmland, Dry Land Grazing and Farmland, Licence/Pump Site/Pipeline

Farmland

- An ordinary rate of 0.00185599 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Farmland, in accordance with Section 515 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$600.00) for each assessment. The base amount accounts for 34.62% of the estimated yield for this category. The estimated yield for this rate is \$1,223,586

Farmland – Dry Land Grazing

- An ordinary rate of 0.00150306 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Farmland, sub categorised Dry Land Grazing in accordance with Section 515 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$600.00) for each assessment. The base amount accounts for 19.98% of the estimated yield for this category. The estimated yield for this rate is \$783,609

Farmland, Licence/Pump Site/Pipeline

- An ordinary rate of 0.03225436 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Farmland, sub categorised Licence/Pump Site/Pipeline, in accordance with Section 515 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$95.00) for each assessment. The base amount accounts for 42.01% of the estimated yield for this category. The estimated yield for this rate is \$15,151

Residential Category**Wentworth**

- An ordinary rate of 0.00321164 cents in the dollar on the land value of all rateable lands with Wentworth Shire Council categorised as Residential, sub categorised Wentworth, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to base amount of (\$240.00) for each assessment. The amount accounts for 42.41% of the estimated yield for this category. The estimated yield for this rate is \$344,049

Buronga

- An ordinary rate of 0.00265344 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Buronga, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$260.00) for each assessment. The base amount accounts for 28.73% of the estimated yield for this category. The estimated yield for this rate is \$472,394

Gol Gol

- An ordinary rate of 0.00294698 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Gol Gol, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$260.00) for each assessment. The base amount accounts for 24.33% of the estimated yield for this category. The estimated yield for this rate is \$637,954

Gol Gol East

- An ordinary rate of 0.00281207 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised

Gol Gol East, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$360.00) for each assessment. The base amount accounts for 22.69% of the estimated yield for this category. The estimated yield for this rate is \$418,946

Pooncarie

- An ordinary rate of 0.01507824 cents in the dollar on the land value of all rateable lands with Wentworth Shire Council categorised as Residential, sub categorised Pooncarie, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$195.00) for each assessment. The base amount accounts for 43.84% of the estimated yield for this category. The estimated yield for this rate is \$23,575

Dareton

- An ordinary rate of 0.01861786 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Dareton, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$195.00) for each assessment. The base amount accounts for 45.36% of the estimated yield for this category. The estimated yield for this rate is \$81,677

Rural Residential

- An ordinary rate of 0.00236864 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Rural, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$195.00) for each assessment. The base amount accounts for 24.22% of the estimated yield for this category. The estimated yield for this rate is \$525,677

Business Category

Includes all of the lands within the local government area of Wentworth categorised as Business except those parcels of rateable land sub categorised as Business, Mourquong; Business, Trentham Cliffs; Business, Arumpo; Business, Wentworth; Business, Pooncarie (including all of the lands within the locality of Pooncarie sub categorised as Business Pooncarie except those lands within the township of Pooncarie).

Business

- An ordinary rate of 0.00503586 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$270.00) for each assessment. The base amount accounts for 18.01% of the estimated yield for this category. The estimated yield for this rate is \$281,779

Business, Wentworth

- An ordinary rate of 0.00802806 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Wentworth, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/24 rating period, subject to a base amount of (\$270.00) for each assessment. The base amount accounts for 38.08% of the estimated yield for

this category. The estimated yield for this rate is \$39,000

Business, Mourquong

- An ordinary rate of 0.16431420 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Mourquong, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$100.00) for each assessment. The base amount accounts for 0.11% of the estimated yield for this category. The estimated yield for this rate is \$270,597

Business, Trentham Cliffs

- An ordinary rate of 0.00469617 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Trentham Cliffs, in accordance with Section 518 of the Local Government Act 1993, be now made for the 2023/2024 rating period, subject to a base amount of (\$120.00) for each assessment. The base amount accounts for 3.93% of the estimated yield for this category. The estimated yield for this rate is \$12,225

Business, Arumpo

- An ordinary rate of 0.06126544 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Arumpo, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$210.00) for each assessment. The base amount accounts for 1.27% of the estimated yield for this category. The estimated yield for this rate is \$82,411

Business, Pooncarie

- An ordinary rate of 0.05876975 cents in the dollar on the land value of all rateable lands with Wentworth Shire Council categorised as Business, sub categorised Pooncarie, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$100.00) for each assessment. The base amount accounts for 0.02% of the estimated yield for this category. The estimated yield for this rate is \$826,797
- d) That Council resolves to make and levy fees and charges for Sewer Services for the 2023-2024 year as set out in the Annual Statement of Revenue.
- e) That Council resolves to make ad levy fees and charges for Water Services for the 2023-2024 year as set out in the Annual Statement of Revenue.
- f) That Council resolves to make and levy a Domestic Waste Management charge for the 2023-2024 year under Section 496 of the *Local Government Act 1993* (NSW) on each parcel of rateable land of which the service is available as set out in the Annual Statement of Revenue.
- g) That Council resolves to fix the Fees and Charges schedule for the 2023-2024 year as set out in the Annual Statement of Revenue.
- h) That Council resolves to charge the maximum interest rate on overdue rates and charges.
- i) That Council resolves to approve Appendix A – Bodies Granted Exemptions automatic fee waiver as part of the 2023-2024 Financial Assistance Program as set out in the Schedule of Fees and Charges.
- j) That Council resolves to approve borrowings for 2023-2024 of \$2,000,000 as outlined in

the Annual Statement of Revenue.

Council Resolution

- a) That Council adopts the 2022-2026 Delivery Program/2023-2024 Operational Plan, as amended, having considered submissions received.
- b) That Council resolves to increase ordinary rate income for the 2023-2024 year by the maximum 3.70% rate pegged amount determined by the Independent Pricing and Regulatory Tribunal of NSW (IPART)
- c) That Council resolves to make and levy an ordinary rate to comprise of a base rate and an ad valorem rating structure for Residential, Business and Farmland categories of rates under Section 534, 535, 537 of the *Local Government Act 1993* (NSW) for the 2023-2024 year including:

Farmland category

Includes all of the lands within the local government area of Wentworth categorised as Farmland except those parcels of rateable land sub categorised as Farmland, Dry Land Grazing and Farmland, Licence/Pump Site/Pipeline

Farmland

- An ordinary rate of 0.00185599 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Farmland, in accordance with Section 515 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$600.00) for each assessment. The base amount accounts for 34.62% of the estimated yield for this category. The estimated yield for this rate is \$1,223,586

Farmland – Dry Land Grazing

- An ordinary rate of 0.00150306 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Farmland, sub categorised Dry Land Grazing in accordance with Section 515 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$600.00) for each assessment. The base amount accounts for 19.98% of the estimated yield for this category. The estimated yield for this rate is \$783,609

Farmland, Licence/Pump Site/Pipeline

- An ordinary rate of 0.03225436 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Farmland, sub categorised Licence/Pump Site/Pipeline, in accordance with Section 515 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$95.00) for each assessment. The base amount accounts for 42.01% of the estimated yield for this category. The estimated yield for this rate is \$15,151

Residential Category

Wentworth

- An ordinary rate of 0.00321164 cents in the dollar on the land value of all rateable lands with Wentworth Shire Council categorised as Residential, sub categorised Wentworth, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to base amount of (\$240.00) for each assessment. The amount accounts for 42.41% of the estimated yield for this category. The estimated yield for this rate is \$344,049

Buronga

- An ordinary rate of 0.00265344 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Buronga, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$260.00) for each assessment. The base amount accounts for 28.73% of the estimated yield for this category. The estimated yield for this rate is \$472,394

Gol Gol

- An ordinary rate of 0.00294698 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Gol Gol, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$260.00) for each assessment. The base amount accounts for 24.33% of the estimated yield for this category. The estimated yield for this rate is \$637,954

Gol Gol East

- An ordinary rate of 0.00281207 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Gol Gol East, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$360.00) for each assessment. The base amount accounts for 22.69% of the estimated yield for this category. The estimated yield for this rate is \$418,946

Pooncarie

- An ordinary rate of 0.01507824 cents in the dollar on the land value of all rateable lands with Wentworth Shire Council categorised as Residential, sub categorised Pooncarie, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$195.00) for each assessment. The base amount accounts for 43.84% of the estimated yield for this category. The estimated yield for this rate is \$23,575

Dareton

- An ordinary rate of 0.01861786 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Dareton, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$195.00) for each assessment. The base amount accounts for 45.36% of the estimated yield for this category. The estimated yield for this rate is \$81,677

Rural Residential

- An ordinary rate of 0.00236864 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Residential, sub categorised Rural, in accordance with Section 516 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$195.00) for each assessment. The base amount accounts for 24.22% of the estimated yield for this category. The estimated yield for this rate is \$525,677

Business Category

Includes all of the lands within the local government area of Wentworth categorised as Business except those parcels of rateable land sub categorised as Business, Mourquong;

Business, Trentham Cliffs; Business, Arumpo; Business, Wentworth; Business, Pooncarie (including all of the lands within the locality of Pooncarie sub categorised as Business Pooncarie except those lands within the township of Pooncarie).

Business

- An ordinary rate of 0.00503586 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$270.00) for each assessment. The base amount accounts for 18.01% of the estimated yield for this category. The estimated yield for this rate is \$281,779

Business, Wentworth

- An ordinary rate of 0.00802806 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Wentworth, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/24 rating period, subject to a base amount of (\$270.00) for each assessment. The base amount accounts for 38.08% of the estimated yield for this category. The estimated yield for this rate is \$39,000

Business, Mourquong

- An ordinary rate of 0.16431420 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Mourquong, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$100.00) for each assessment. The base amount accounts for 0.11% of the estimated yield for this category. The estimated yield for this rate is \$270,597

Business, Trentham Cliffs

- An ordinary rate of 0.00469617 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Trentham Cliffs, in accordance with Section 518 of the Local Government Act 1993, be now made for the 2023/2024 rating period, subject to a base amount of (\$120.00) for each assessment. The base amount accounts for 3.93% of the estimated yield for this category. The estimated yield for this rate is \$12,225

Business, Arumpo

- An ordinary rate of 0.06126544 cents in the dollar on the land value of all rateable lands within Wentworth Shire Council categorised as Business, sub categorised Arumpo, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$210.00) for each assessment. The base amount accounts for 1.27% of the estimated yield for this category. The estimated yield for this rate is \$82,411

Business, Pooncarie

- An ordinary rate of 0.05876975 cents in the dollar on the land value of all rateable lands with Wentworth Shire Council categorised as Business, sub categorised Pooncarie, in accordance with Section 518 of the Local Government Act, 1993 be now made for the 2023/2024 rating period, subject to a base amount of (\$100.00) for each assessment. The base amount accounts for 0.02% of the estimated yield for

this category. The estimated yield for this rate is \$826,797

- d) That Council resolves to make and levy fees and charges for Sewer Services for the 2023-2024 year as set out in the Annual Statement of Revenue.
- e) That Council resolves to make and levy fees and charges for Water Services for the 2023-2024 year as set out in the Annual Statement of Revenue.
- f) That Council resolves to make and levy a Domestic Waste Management charge for the 2023-2024 year under Section 496 of the *Local Government Act 1993* (NSW) on each parcel of rateable land of which the service is available as set out in the Annual Statement of Revenue.
- g) That Council resolves to fix the Fees and Charges schedule for the 2023-2024 year as set out in the Annual Statement of Revenue.
- h) That Council resolves to charge the maximum interest rate on overdue rates and charges.
- i) That Council resolves to approve Appendix A – Bodies Granted Exemptions automatic fee waiver as part of the 2023-2024 Financial Assistance Program as set out in the Schedule of Fees and Charges.
- j) That Council resolves to approve borrowings for 2023-2024 of \$2,000,000 as outlined in the Annual Statement of Revenue.

Moved Cr. Heywood, Seconded Cr Crisp

CARRIED UNANIMOUSLY

9.7 POLICY APPROVAL

File Number: RPT/23/314

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 following two (2) policies:

- GOV026 - Child Safety Policy
- PR019 - Conflict of Interest Management Policy for Council-Related Development

Have been placed on public exhibition as required by the *Local Government Act 1993* (NSW) (the Act) and Council's Community Engagement Strategy.

There have been no submissions received during the public exhibition period therefore it is recommendation of the reporting officer that Council formally adopt the new policies.

Recommendation

That Council adopt the following new policies:

- a) GOV026 - Child Safety Policy
- b) PR019 - Conflict of Interest Management Policy for Council-Related Development

Council Resolution

That Council adopt the following new policies:

- a) GOV026 - Child Safety Policy
- b) PR019 - Conflict of Interest Management Policy for Council-Related Development

Moved Cr. MacAllister, Seconded Cr Beaumont

CARRIED UNANIMOUSLY

9.8 MODERN SLAVERY OBLIGATIONS AND POLICY UPDATES

File Number: RPT/23/336

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

On 1 January 2022 the *NSW Modern Slavery Act 2018 (NSW)* commenced. The introduction of this Act was the major recommendation arising out of the 2017 NSW Legislative Council *Select Committee on Human Trafficking in NSW*. Commencement of this Act introduced new obligations for Councils under the *Local Government Act 1993 (NSW)* relating to modern slavery.

Council must now demonstrate by publishing in our annual report, the steps taken to ensure that goods and services procured by and for Council during the financial year were not the product of modern slavery within the meaning of the *Modern Slavery Act 2018 (NSW)*.

'Modern Slavery' is defined in the *Modern Slavery Act 2018 (NSW)* as any conduct constituting a modern slavery offence within the meaning of that Act and any conduct involving the use of any form of slavery, servitude or forced labour to exploit children or other persons taking place in the supply chains of organisations.

Council has revised its Procurement Policy and its Statement of Business Ethics to ensure compliance with the modern slavery legislation. Updating these policies is one of a number of steps being taken by Council to address our obligations under the *Modern Slavery Act 2018 (NSW)*, including reviewing our own operations and supply chains to understand and to address the risks of modern slavery occurring therein, and revising our procurement procedures.

Recommendation

That Council adopts the updated Procurement Policy and Statement of Business Ethics Policy.

Council Resolution

That Council adopts the updated Procurement Policy and Statement of Business Ethics Policy.

Moved Cr. Nichols, Seconded Cr Crisp

CARRIED UNANIMOUSLY

9.9 AF003 REQUESTS FOR FINANCIAL ASSISTANCE

File Number: RPT/23/306

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

At the 17 May 2023 Council Meeting following the approval of the most recent round of Financial Assistance requests, Councillor Rodda requested a report on the total amount approved under the program for the financial year to date.

At the June 2022 Council Meeting, Council approved an allocation of \$160,000.00 for the 2022/2023 financial year for consideration by Council, for the funding of requests from the community for financial assistance.

Council approved a budget variation of \$30,000.00 at the 15 February 2023 Council Meeting, increasing the total amount available for 2022/2023 to \$190,000.

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 \$3,943.00 and the total value of requests approved by Council equals \$62,173.42.

Total financial assistance amount for the 2022/2023 period, \$170,436.42.

Recommendation

That Council receives and notes the financial assistance requests for the 2022/2023 financial year.

Council Resolution

That Council receives and notes the financial assistance requests for the 2022/2023 financial year.

Moved Cr Beaumont, Seconded Cr. MacAllister

CARRIED UNANIMOUSLY

9.10 A62 ACQUISITION OF LAND FOR PUBLIC ROAD - LINKING ROADS

File Number: RPT/23/330

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 begin the Compulsory Acquisition of Lots 430 & 431 in Deposited Plan 756961, Lot 7305 in Deposited Plan 1177109 and Lot 201 in Deposited Plan 1252696 at Buronga NSW, from Crown Lands for the registration of three Public Roads, identifies as West Road, Caravan Park Road and Bridge Road.

Recommendation

That Council:

1. Proceeds to acquire the following land by compulsory process under the *Land Acquisition (Just Terms Compensation) Act 1991* by authority contained in the *Roads Act 1993* for the purpose of a public road:
 - a. Proposed Lots 622, 623 & 624 in Deposited Plan 1291097 previously identified as part of Lots 430 & 431 in Deposited Plan 756961
 - b. Lot 620 in Deposited Plan 1291097 previously identified as part Lot 7305 in Deposited Plan 1177109
 - c. Lot 621 & 625 in Deposited Plan 1291097 previously identified as part of Lot 201 in Deposited Plan 1252696
2. Acknowledges that minerals are to be excluded from this acquisition.
3. Acknowledges these acquisitions are not for the purpose of resale.
4. Makes the necessary applications be made to the Minister for Local Government and the Governor.
5. Affixes the Common Seal of Council to all documentation required to be sealed to give effect to this resolution.
6. Permits the General Manager and Mayor be authorised to sign any documentation necessary to complete the acquisitions.
7. Upon acquisition the land is dedicated under S.10 of the Roads Act as a public road.

Council Resolution

That Council:

1. Proceeds to acquire the following land by compulsory process under the *Land Acquisition (Just Terms Compensation) Act 1991* by authority contained in the *Roads Act 1993* for the purpose of a public road:

- a. Proposed Lots 622, 623 & 624 in Deposited Plan 1291097 previously identified as part of Lots 430 & 431 in Deposited Plan 756961
 - b. Lot 620 in Deposited Plan 1291097 previously identified as part Lot 7305 in Deposited Plan 1177109
 - c. Lot 621 & 625 in Deposited Plan 1291097 previously identified as part of Lot 201 in Deposited Plan 1252696
2. Acknowledges that minerals are to be excluded from this acquisition.
 3. Acknowledges these acquisitions are not for the purpose of resale.
 4. Makes the necessary applications be made to the Minister for Local Government and the Governor.
 5. Affixes the Common Seal of Council to all documentation required to be sealed to give effect to this resolution.
 6. Permits the General Manager and Mayor be authorised to sign any documentation necessary to complete the acquisitions.
 7. Upon acquisition the land is dedicated under S.10 of the Roads Act as a public road.

Moved Cr Crisp, Seconded Cr. Heywood

CARRIED UNANIMOUSLY

9.11 DELEGATED AUTHORITY APPROVALS AS AT END OF MAY 2023

File Number: RPT/23/312

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: Kerrie Copley - Planning Officer

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

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

Summary

For the month of May 2023, a total of fifteen (15) Development Applications and two (2) S4.55 Modification Applications were determined under delegated authority by the Director Health and Planning.

The estimated value of the determined Development Applications was \$756,727.00. This brings the year to date total to fifty-seven (57) Development Applications and nineteen (19) S4.55 applications approved, with an estimated development value of \$9,064,786.00.

Recommendation

That Council:

- a) Receives and notes the report for the Delegated Authority Approvals for the month of May 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).

Council Resolution

That Council:

- a) Receives and notes the report for the Delegated Authority Approvals for the month of May 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).

Moved Cr Linklater, Seconded Cr Crisp

CARRIED UNANIMOUSLY

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

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

Against the Motion: *Nil.*

9.12 PROJECT & WORKS UPDATE - JUNE 2023

File Number: RPT/23/302

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Jamie-Lee Kelly - Administration Officer

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

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

Summary

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

Recommendation

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

Council Resolution

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

Moved Cr. MacAllister, Seconded Cr Beaumont

CARRIED UNANIMOUSLY

10 NOTICES OF MOTIONS / QUESTIONS WITH NOTICE

10.1 RECOGNITION OF BRIAN GROGAN OAM AND THE LATE HELEN GROGAN

File Number: RPT/23/299

Council Resolution

That Wentworth Shire Council recognise the contribution of Brian Grogan OAM and the late Helen Grogan in bringing the Junction Island Walking Trail and Confluence Platform to fruition with the placing of an appropriately worded plaque to be mounted on the platform structure.

Moved Cr Beaumont, Seconded Cr. MacAllister

CARRIED UNANIMOUSLY

10.2 TRANSPORTABLE BUILDINGS

Cr Susan Nichols asked if the transportable buildings not being used by Council for the waste stations could be disposed of.

The General Manager advised he will organise appropriate disposal.

Cr Linklater advised at the Carramar Drive User Group meeting the members thanked the Director Health and Planning for his report regarding a second oval.

Cr Linklater advised at the Gol Gol Fire Brigade meeting Steve Walker thanked Council for the work done during the flood.

10.3 BOTTLE BEND TURNING LANE

Cr Daniel Linklater asked for an update on the Bottle Bend turning lane.

Cr MacAllister acknowledged the passing of Murra Wurra Paakantji elder Dorothy Lawson.

I would like to note the passing of a very important lady in the region, she was born under a tree at Lake Victoria, at the age of eight she was moved on with her family from Nulla Station where her Grandfather and Granny Mary Alice Mitchell lived and taken to the mission at Menindee where at the age of eight she watched her baby sister be snatched out of her mums arms and she and her siblings screaming had to stay in gaol for seven days in Menindee. Then she was sent to Cootamundra Girls School where she had a couple of attempts at escaping to get back to her father's country, then at the age of 18 had enough money together to get to Wilcannia by train where she married and spent the rest of her life trying to get back to her father's country. In 1956 her Granny passed in Wilcannia at the age of 104 and they were able to spend the last couple of years of Granny's life together. Her Granny was able to speak to her through an aunty, her language was so strong but little Dotty's language was not so good because everything had been taken from her at a very early age. In 1981 she stood against Council having had her and other families primitive housing bulldozed for the seventh time when she decided enough is enough, it was 2 weeks before the Mbao claim and the settlement at Namatjira Avenue became established, two years later the Land Council was established to take over that one. She also began a native title claim in 1990 which was then taken from her by others and eventually awarded to the Barkandji Native Title mob. I'm talking of course of Murra Wurra Paakantji elder, the last of her kind Mrs Dorothy Lawson who passed just last week and with respect to her family and all of the work she has done fighting I'm very pleased and proud to announce she has outsmarted the legal system and the Government which has continually dispossessed her, taken her kids from her and continued the intergenerational abuse that has been wrought on people who have been dispossessed of their country. Unfortunately, she did not pass on the

country that she spent her whole life trying to return to, but I do believe she will be laid to rest within Wentworth Shire where she belongs.

10.4 ACKNOWLEDGEMENT OF CORRESPONDENCE

Cr Jo Rodda questioned the process for acknowledgement of correspondence.

The General Manager advised he will look into this operational process.

10.5 UPDATE ON 40KM PROPOSAL FOR WENTWORTH TOWNSHIP

Cr Steve Heywood would like an update on the proposed 40km zone in Wentworth Township through TfNSW.

10.6 DOG WASTE STATIONS

Cr Brian Beaumont requested that the installation of dog waste stations be investigated.

11 CONFIDENTIAL BUSINESS – ADJOURNMENT INTO CLOSED SESSION

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

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

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

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

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

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

Recommendation

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

This action is taken in accordance with Section 10A(2) of the Local Government Act, 1993 as the items listed come within the following provisions:-

12.1 PT2223/10 Wentworth Flood Study. (RPT/23/309)

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

12.2 PT2223/12 Gol Gol Water Treatment Plant - Drainage Works. (RPT/23/333)

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct)

business. On balance, the public interest in preserving the confidentiality of information about the tender outweighs the public interest in maintaining openness and transparency in council decision-making because disclosure of this information would reveal pricing and confidential information submitted via the tender process which if disclosed would prevent council from achieving its 'value for money' objectives.

12.3 PT2223/15 - Construction of Shared Paths Gol Gol. (RPT/23/332)

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 PT2223/04 - Construction of the Buronga Wetlands to Riverfront Shared Path. (RPT/23/303)

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

Council Resolution

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

Moved Cr Linklater, Seconded Cr Beaumont

CARRIED UNANIMOUSLY

12 OPEN COUNCIL - REPORT FROM CLOSED COUNCIL

12.1 PT2223/10 WENTWORTH FLOOD STUDY

File Number: RPT/23/309

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: George Kenende - Strategic Planning Officer

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

Strategy: 3.3 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 (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 Lyall & Associates to carry out the Riverine Wentworth Flood Study for Contract PT2223/10 in the amount of \$165,050.00 ex GST, and authorised the Mayor and General Manager to sign the contract documentation and affix the council seal.

12.2 PT2223/12 GOL GOL WATER TREATMENT PLANT - DRAINAGE WORKS

File Number: RPT/23/333

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Michael Hilliard - Project Engineer

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

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

REASON FOR CONFIDENTIALITY

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

The General Manager advised that Council in accordance with the provisions of the Local Government (General) Regulation 2021, section 178(1)(b) and 178(3) awarded the tender to Waters Excavations PTY LTD to complete the concrete and drainage works at the Gol Gol Water Treatment Plant for the sum of \$379,136.25 excl GST; and

That Council approved a variation to the 2023/24 Operational Plan to the value of \$417049.88 ex GST which includes a contingency allowance of \$37,913.62, to be funded via the Water Fund.

That Council authorised the Mayor and General Manager to sign the contract documentation and affix the Council Seal.

12.3 PT2223/15 - CONSTRUCTION OF SHARED PATHS GOL GOL

File Number: RPT/23/332

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Ryan Thomson - Project Engineer

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

Strategy: 3.5 Infrastructure meets the needs of our growing Shire

REASON FOR CONFIDENTIALITY

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

The General Manager advised that Council in accordance with the provisions of the Local Government (General) Regulation 2021, section 178(1)(b) and 178(3) accepted the tender from Oliver Concreting PTY LTD to supply material for and to construct the concrete shared path for the sum of \$298,860 ex GST; and that Council authorised the Mayor and General Manager to sign the contract documentation and affix the Council Seal.

12.4 PT2223/04 - CONSTRUCTION OF THE BURONGA WETLANDS TO RIVERFRONT SHARED PATH

File Number: RPT/23/303

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Ryan Thomson - Project Engineer

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

Strategy: 3.5 Infrastructure meets the needs of our growing Shire

REASON FOR CONFIDENTIALITY

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

That Council in accordance with the provisions of the Local Government (General) Regulation 2021, section 178(1)(b) and 178(3) accepted the tender from Oliver Concreting PTY LTD to supply material for and to construct the concrete shared path for the sum of \$444,288.00; and that council authorised the mayor and general manager to sign the contract documentation and affix the council seal.

- 13 Conclusion of the meeting
Meeting closed at 8:48PM

NEXT MEETING

19 July 2023

.....
CHAIR

6 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

6.1 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

File Number: RPT/23/443

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 20 June 2023

Attachments

1. Outstanding Action Items as at 12 July 2023 [📄](#)

Division: Committee: Ordinary Council Officer: Outstanding Action Items Report				Date From: Date To: Printed: Wednesday, 12 July 2023 10:20:17 AM
Meeting	Item	Title	Item	Action Record (latest first)
Ordinary Council 20/07/2022 2	10.5	<i>Darling Street Pavers</i>	Cr Brian Beaumont asked if Council should be focussing on the issue raised on Facebook with the pavers in Darling Street	12 Jul 2023 10:09am Kelly, Jamie-Lee A report to be finalised and presented at August Council Meeting prior to seeking Tenders.
Ordinary Council 26/10/2022 2	10.3	<i>Missing gutter</i>	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.	11 Jul 2023 11:46am Wall, Samantha Works to commence 3rd week of July
Ordinary Council 16/11/2022 2	10.4	<i>GOL GOL Water Tower</i>	Cr Jo Rodda asked if the Gol Gol water tower could be used for a mural.	12 Jul 2023 10:11am Marsden, Gayle Investigations continuing into light projection as an alternative option to painting
Ordinary Council 16/11/2022 2	10.1	<i>PS RUBY</i>	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.	12 Jul 2023 10:13am Marsden, Gayle Report to be prepared for the July advisory meeting
Ordinary Council 15/03/2022 3	10.3	<i>Hard Waste Collection</i>	Cr Brian Beaumont requested a hard waste collection be considered.	20 Jun 2023 9:57am Rule, Simon An update will be provided to Council at the July Advisory Committee Meeting.
Ordinary Council 17/05/2022 3	10.1	<i>Arthur Street Water Tanks Mural</i>	Cr Steve Cooper enquired if a mural could be painted on the water tanks at Arthur Street Wentworth and for the mural to represent Barkandji heritage.	12 Jul 2023 10:15am Marsden, Gayle Investigations continuing into light projection as an alternative option to painting
Ordinary Council 28/06/2022 3	10.5	<i>Update On 40km Proposal For Wentworth Township</i>	Cr Steve Heywood would like an update on the proposed 40km zone in Wentworth Township through TfNSW.	11 Jul 2023 9:13am Wall, Samantha TfNSW requested confirmation on foot print of the zone together with updated traffic counts for this area. This work has now been completed. Timing and final approval to be discussed at the July Local Traffic Committee Meeting

Division: Ordinary Council Committee: Ordinary Council Officer: Outstanding Action Items Report Date From: Date To: Printed: Wednesday, 12 July 2023 10:20:17 AM				
Ordinary Council 28/06/2023	10.6	Dog Waste Stations	Cr Brian Beaumont requested that the installation of dog waste stations be investigated.	12 Jul 2023 10:16am Carlin, Matthew Director Health and Planning is currently exploring options for dog waste facilities for the Shire. A report will be presented to the September meeting of Council with findings.
Ordinary Council 28/06/2023	10.2	Transportable Buildings	Cr Susan Nichols asked if the transportable buildings not being used by Council for the waste stations could be disposed of.	12 Jul 2023 10:16am Marsden, Gayle Disposal method being investigated
Ordinary Council 28/06/2023	10.3	Bottle Bend Turning Lane	Cr Daniel Linklater asked for an update on the Bottle Bend turning lane.	11 Jul 2023 11:49am Wall, Samantha Issued raised at March Joint Planning Assessment meeting. After attending the site, TfNSW response was that as there is a clear line of sight in both directions with no history of near misses or accidents, no action was required and the intersection is continued to be monitored.

7 MAYORAL AND COUNCILLOR REPORTS

7.1 MAYORAL REPORT

File Number: RPT/23/370

Summary

The purpose of this report is to advise Council of meetings, conferences and appointments undertaken by Mayor Elstone for the period of 29 June 2023 – 19 July 2023 and to appoint the Deputy Mayor as Acting Mayor during the Mayor's leave of absence.

Recommendation

That Council

- a) Receives and notes the information contained in the Mayoral report
- b) Resolves that Deputy Mayor Linklater be appointed Acting Mayor for the period 16 July 2023 to 18 August 2023 inclusive

Report

The following table lists the meetings attended by Mayor Elstone for the period of 29 June 2023 – 19 July 2023.

Date	Meeting	Location
4 July 2023	Mayoral Meeting	Wentworth
11 July 2023	Mayoral Meeting	Wentworth
12 July 2023	ClubGrants Category 1 Meeting	Wentworth
12 July 2023	Namatjira Water Tanks Commissioning	Dareton
16 July – 18 August 2023	Leave of absence	

Mayor Elstone has an approved leave of absence from 16 July 2023 to 18 August 2023 inclusive. Deputy Mayor Linklater will be the Acting Mayor in Mayor Elstone's absence and undertake all necessary duties as per the Local Government Act 1993.

Attachments

Nil

8 REPORTS FROM COMMITTEES

Nil

9 REPORTS TO COUNCIL

9.1 GENERAL MANAGERS REPORT

File Number: RPT/23/371

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 23-06
 Circular 23-08
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.

Detailed Report

1. Circulars

23-06 Increases to companion animal registration and permit fees for 2023/24

- Companion animal registration and annual permit fees have been adjusted for the 2023/24 financial year.
- Section 18(2)(a) sets the baseline registration fee for a dog at \$75.
- Section 18(2)(b) registration fee for a cat remains at \$10 less than the registration fee for a dog, making it \$65.
- Section 18(4), to prescribe that no registration fee is payable for a companion animal that is desexed and sold to the owner by a rehoming organisation, remains the same.
- The CPI adjusted registration fee for pensioners, the additional fee for a non-desexed dog, late fee and permit fees are outlined in the table above.
- Councils must continue to register eligible pound/shelter animals through the NSW Companion Animals Register.
- The NSW Pet Registry will be updated to include the new fees for online registration and permit payments made by pet owners from 1 July 2023.
- Both the old and new fee structures will be maintained on the Companion Animals Register to allow councils to correct registration details for existing records and catch up on data entry backlogs (i.e. where fees have been receipted before 1 July 2023 but not entered on the Register).

23-08 Annual Reporting of Labour Statistics

- **Wednesday 23 November 2022** has been chosen as the “relevant day” for councils to report on their labour statistics in their annual reports under section 217 of the Local Government (General) Regulation 2021.
In their 2022/23 annual reports, councils must publish a statement of the total number of persons who performed paid work for them on **Wednesday 23 November 2022** including, in separate statements, the total number of the following:
 - the number of persons directly employed by the council:
 - on a permanent full-time basis
 - on a permanent part-time basis
 - on a casual basis, and
 - under a fixed-term contract
 - the number of persons employed by the council who are “senior staff” for the purposes of the Local Government Act 1993
 - the number of persons engaged by the council, under a contract or other arrangement with the person’s employer, that is wholly or principally for the labour of the person, and
 - the number of persons supplied to the council, under a contract or other arrangement with the person’s employer, as an apprentice or trainee.

2. Meetings

Following is a list of meetings or events attended by the General Manager for the period of 29 June 2023 – 19 July 2023.

Date	Meeting	Location
4 July 2023	Mayoral Meeting	Wentworth
11 July 2023	Mayoral Meeting	Wentworth
12 July 2023	ClubGrants Category 1 Meeting	Wentworth
12 July 2023	Namatjira Tanks Commissioning Event	Dareton
18 July 2023	Mayoral Meeting	Wentworth
18 July 2023	Visitor Economy Partnership Meeting	Buronga
19 July 2023	Ordinary Council Meeting	Wentworth

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 20 July 2023 – 16 August 2023.

Date	Meeting	Proposed Attendees	Location
20 July 2023	Wentworth Shire Interagency Group	Cr MacAllister, Cr Rodda	Buronga
28 July 2023	Audit, Risk and Improvement Committee	Cr Beaumont	Wentworth
7 August 2023	Wentworth Regional Tourism Inc Meeting	Cr Rodda	Coomealla Club
8 August 2023	Carramar Drive Sporting Complex	Cr Rodda & Cr	Buronga

	User Group	Linklater	
8 August 2023	Australian Inland Botanic Gardens Meeting	Cr Rodda	Mildura
9 August 2023	George Gordon Oval User Group Meeting	Cr Cooper, Cr Crisp	Wentworth
16 August 2023	Ordinary Council Meeting	Councillors, General Manager, Directors	Wentworth
16 August 2023	Local Emergency Management Meeting	General Manager	Wentworth

4. Other items of note

Tourism Officers Report

Update on Events

The Smoke Show

- The Smoke Show is fast approaching and the interest in the event has by far, exceeded the original expectations with over 3000 people expected to attend.
- Extra planning has been undertaken to ensure the parking management and traffic management is one of the top priorities.
- The event has been advertised on radio (both local channels), various TV channels and social media.
- There are five smoked meat options, four non-smoked meat options, two bars and various trade stalls selling different types of meat, knives, smokers and outdoor gear.
- For entertainment there is live music throughout the day, a mechanical bull, kids activities, whip cracking demonstrations and a vintage car display.

Wentworth Winter Art Fest

- No further updates to the Wentworth Winter Art Fest news.
- More advertising has been undertaken on TV, radio and social media.
- Admin works are proceeding for the road closures.
- **COMMENTS FROM THE LAST REPORT:** Utilising the funding from West Darling Arts, Wentworth Shire Council will be providing children's art classes and mural run by Steve Hederics, a Paint + Sip session run by Studio De Vin, various local artists and dance groups, a special Welcome to Country and Smoking Ceremony, caricature drawings, prizes for the Recycled Runway and other planned activities which aren't yet confirmed.

Wentworth Show Afterparty

- Only one update to the Wentworth Show Afterparty which is the entertainment for the night has been locked in, which will be Greg & Julia Evans and the Bluesberrys.
- **COMMENTS FROM THE LAST REPORT:** Council will be providing security, assistance with outdoor dining, the live entertainment and a shuttle bus for the night. Extensive advertising will also be undertaken.

Country Music Festival

- No further updates to the Country Music Festival Twilight Event planning.
- COMMENTS FROM THE LAST REPORT:** Mildura Entertainment has confirmed there will be an event hosted in Wentworth again this year for the Country Music Festival. The proposed date is a twilight event on Friday 29 September. Instead of hosting the event at the Wharf, the idea has been raised to host the event in Darling Street, with the street being closed off to cars. The stage will be located near the Crown Hotel with chairs and tables filling Darling Street.

General Tourism Update

Why Not Winter in Wentworth?

Why Not Winter in Wentworth is almost underway with the webpage now live and all the events scheduled to social media.

- The TV advertisement has also been live for a few weeks – playing in the following regions: Bendigo (covering Echuca, Shepparton, Swan Hill etc), Broken Hill, Riverland and some ‘filler spots’ on local TV stations.
- The TV advertisements have also been provided to Midway Marketplace to be played on their advertising screens.
- The TV advertisement is also on the webpage and on social media. The post has been boosted and has been receiving a high amount of exposure.
- Two hundred copies of the July edition of the Wentworth What’s On have been printed and are available to distribute from local businesses to visiting tourists.

Tourism Collateral

- The tourism collateral has finally been printed and is available to collect from the Visitor Information Centre.
- Someone from the Visitor Information Centre will be in touch in the coming weeks to arrange pick up or drop off.

Destination Riverina Murray

- The Destination Riverina Murray team visited the region from Monday 19 June – Wednesday 21 June for a board meeting which was hosted at Lock 10 & Weir Restaurant.
- While the board meeting was taking place, a small famil was undertaken by Sarah Hope, the Business Development Manager with the Manager Tourism & Promotion. The attractions visited included a tour of the Civic Centre, the Wentworth Gaol, The Pioneer Museum, a quick visit to BMEET and a catch up at the Sunraysia Early Settlers Museum.
- A Light State Information Session was also held at the Wentworth Grande Resort for the Destination Riverina Murray employees and board members, which was hosted by Pico Play and Mildura Regional Development.
- A Light State community consultation session for the Wentworth community was discussed, which is to be hosted by Mildura Regional Development. The purpose of the session is to educate the Wentworth businesses on the huge impact Light State will have on the economic development within the region and how they can prepare for the influx of tourism.
- A trip to Mungo was also planned for some members of the Visitor Information Centre to meet with staff from Balranald Council, to experience one of the eco tours available at the National Park, however it was unfortunately cancelled due to rain.

Attachments

1. Circular 23-06[u](#)
2. Circular 23-08[u](#)



Circular Details	Circular No 23-06 / 23 June 2023 / A858925
Previous Circular	22-16
Who should read this	Councillors / General Managers / Council finance staff / Companion Animal Enforcement and Administration Officers
Contact	Program Delivery Team – (02) 4428 4100 or 1300 134 460 pets@olg.nsw.gov.au
Action required	Council to Implement

Increases to companion animal registration and permit fees for 2023/24

What's new or changing

- The *Companion Animals Regulation 2021* has been amended to adjust 2023/24 registration and annual permit fees for companion animals for CPI.
- Councils must continue to register eligible pound/shelter animals through the NSW Companion Animals Register. Free registration for these animals does not mean that registration is not required. The established process of 'flagging' an animal as being purchased from an eligible pound/shelter is required to validate a free registration.
- When processing a registration for an eligible pensioner whose pet has been recommended by a vet to not undergo desexing (either temporarily or permanently), select the "not desexed (not recommended – eligible pensioner)" category. This will allow the eligible pensioner to claim the discounted registration.
- The new fees are as prescribed below and will be effective from 1 July 2023.

Registration Category	New fee amount
Dog – Desexed (by relevant age)	\$75
Dog – Desexed (by relevant age - eligible pensioner)	\$32
Dog – Desexed (sold by pound/shelter)	\$0
Dog – Not Desexed or Desexed (after relevant age)	\$252
Dog – Not Desexed (not recommended)	\$75
Dog – Not Desexed (not recommended eligible pensioner)	\$32
Dog – Not Desexed (recognised breeder)	\$75
Dog – Working	\$0
Dog – Service of the State	\$0
Assistance Animal	\$0
Cat – Desexed or Not Desexed	\$65
Cat – Desexed (eligible pensioner)	\$32
Cat – Desexed (sold by pound/shelter)	\$0
Cat – Not Desexed (not recommended)	\$65
Cat – Not Desexed (not recommended - eligible pensioner)	\$32
Cat – Not Desexed (recognised breeder)	\$65
Registration late fee	\$21
Annual permit category	New fee amount
Cat not desexed by four months of age	\$92
Dangerous dog	\$221
Restricted dog	\$221
Permit late fee	\$21

Key points

- Companion animal registration and annual permit fees have been adjusted for the 2023/24 financial year.
- Section 18(2)(a) sets the baseline registration fee for a dog at \$75.
- Section 18(2)(b) registration fee for a cat remains at \$10 less than the registration fee for a dog, making it \$65.
- Section 18(4), to prescribe that no registration fee is payable for a companion animal that is desexed and sold to the owner by a rehoming organisation, remains the same.
- The CPI adjusted registration fee for pensioners, the additional fee for a non-desexed dog, late fee and permit fees are outlined in the table above.
- Councils must continue to register eligible pound/shelter animals through the NSW Companion Animals Register.
- The NSW Pet Registry will be updated to include the new fees for online registration and permit payments made by pet owners from 1 July 2023.
- Both the old and new fee structures will be maintained on the Companion Animals Register to allow councils to correct registration details for existing records and catch up on data entry backlogs (i.e. where fees have been receipted before 1 July 2023 but not entered on the Register).

Where to go for further information

- The following information can be found on the Office of Local Government's website:
 - A list of registration categories, current fees and the new fees for 2023/24 at www.olg.nsw.gov.au/public/dogs-cats/nsw-pet-registry/microchipping-and-registration.
 - Information relating to the processing of registration fees is available in *Companion Animals Guideline 1 – Registration Agents* at www.olg.nsw.gov.au/councils/responsible-pet-ownership/nsw-pet-registry/the-cat-and-dog-register.



Ashley Albury
Acting Deputy Secretary
Office of Local Government



Office of
Local Government

Circular to Councils

Circular Details	Circular No 23-08 / Date 10 July 2023 / A867125
Previous Circular	22-20 Annual Reporting of Labour Statistics
Who should read this	Councillors / General Managers / Human Resources
Contact	Council Governance Team / 02 4428 4100 / olg@olg.nsw.gov.au
Action required	Information / Council to Implement

Annual Reporting of Labour Statistics

What's new or changing

- **Wednesday 23 November 2022** has been chosen as the "relevant day" for councils to report on their labour statistics in their annual reports under section 217 of the Local Government (General) Regulation 2021.

What this will mean for your council

- In their 2022/23 annual reports, councils must publish a statement of the total number of persons who performed paid work for them on **Wednesday 23 November 2022** including, in separate statements, the total number of the following:
 - the number of persons directly employed by the council:
 - on a permanent full-time basis
 - on a permanent part-time basis
 - on a casual basis, and
 - under a fixed-term contract
 - the number of persons employed by the council who are "senior staff" for the purposes of the *Local Government Act 1993*
 - the number of persons engaged by the council, under a contract or other arrangement with the person's employer, that is wholly or principally for the labour of the person, and
 - the number of persons supplied to the council, under a contract or other arrangement with the person's employer, as an apprentice or trainee.

Key points

- The "relevant day" for the purpose of reporting labour statistics under section 217 is required to be fixed by the Secretary of the Department of Planning and Environment after the end of each financial year. This date is to be a different day to the one fixed by the Secretary for the previous year.

Where to go for further information

- For further information please contact the Council Governance Team on 4428 4100 or by email at olg@olg.nsw.gov.au.

Ashley Albury
Acting Deputy Secretary, Local Government

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9.2 HERITAGE & HISTORY ADVISORY COMMITTEE EXPRESSIONS OF INTEREST

File Number: RPT/23/367

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 a Resolution at the 19 April 2023 Council meeting, Council adopted the terms of reference detailed in the Heritage & History Advisory Committee draft Charter, with endorsement of the objectives, composition of the Committee, and the membership nomination and selection process to enable establishment of the Committee. Cr MacAllister and Cr Nichols were nominated to be the Council delegates with Cr Beaumont to be the alternate representative.

The endorsed selection process for community representation was by way of Expressions of Interest addressing criteria set out therein, with applications closing 5.00 pm Friday 16 June 2023. Three formal applications were received by close of business 16 June 2023.

Four other parties indicated their interest Monday 19 June seeking approval for late submission: three submissions subsequently received. (Whilst one further submission was anticipated (from Barkindji Maraura Elders Environment Team Limited (BMEET) with reference to three representatives from that organisation) it has not been forthcoming.

Recommendation

That Council reviews the submissions received against the criteria described in advertisements for the Expression of Interest and select community representation for the Heritage & History Advisory Committee.

Detailed Report

Purpose

The purpose of this report is to present to Council the submissions received in response to the advertised Expressions of Interest for the Heritage and History Advisory Committee for selection of community representation.

Report Detail

By way of a Resolution at the 19 April 2023 Council meeting, Council adopted the terms of reference detailed in the Heritage & History Advisory Committee draft Charter, with endorsement of the objectives, composition of the Committee, and the membership nomination and selection process to enable establishment of the Committee. Cr MacAllister and Cr Nichols were nominated to be the Council delegates with Cr Beaumont to be the alternate representative.

The endorsed selection process for community representation was by way of Expressions of Interest addressing criteria set out therein.

Advertising the Expression of Interest was by way of Council's website, print and social media, noting applications closed 5.00 pm Friday 16 June 2023.

In addition, email advice was sent to the following organisations notifying them of the advertised Expression of Interest:

- Barkindji Maraura Elders Environment Team Limited (BMEET)
- Barkindji Native Title Group Aboriginal Corporation RNTBC
- Dareton Local Aboriginal Land Council
- Ta-Ru Board of Management / Maraura Barkintji Traditional Owners
- Kureinji Aboriginal Corporation Inc 8883
- Wentworth Historical Society

Three formal applications were received by close of business 16 June 2023; two individual applications and one nominated representative of Wentworth Historical Society.

Two further individual formal Expressions and a further organisation representative (Wentworth Military Collection) were received following approval for an extension of time to Tuesday 20 June 2023.

Given that BMEET had earlier expressed interest in nominating representatives, contact was made to ascertain the status of their application. Whilst the response indicated that a submission would be prepared following endorsement of the proposed representatives, no submission has been forthcoming.

Conclusion

A number of Expressions of Interest have been received facilitating the selection by Council of community representation membership for the establishment of the Heritage & History Advisory Committee.

Attachments

1. EOIs Received - Heritage & History Advisory Committee (Under Separate Cover) [⇒](#)

9.3 MONTHLY FINANCE REPORT - JUNE 2023

File Number: RPT/23/430

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 June 2023 were \$593,303.65. After allowing for pensioner subsidies, the total levies collected are now 92.14%. For comparison purposes 91.56% of the levy had been collected at the end of June 2022. Council currently has \$51,203,070.63 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 30 June 2023

The reconciliation has been carried out between the Cash Book of each fund and the Bank Pass Sheet as at 30 June 2023.

	Combined Bank Account
Cash Balance as at 1 June 2023	\$ 2,444,728.24
Add: Receipts for the Period Ending 30 June 2023	\$ 11,775,484.39
Rates, Debtors, Miscellaneous	
Less: Payments for the Period Ending 30 June 2023	
Cash Book entries for this Month	\$ 9,895,081.74
Cash Balance of Operating A/C as at 30 June 2023	\$ 4,325,130.89
Trust Fund Balance	\$ 758,562.12
Investments	
Total Investments as at 30 June 2023	\$ 46,119,377.62
TOTAL	\$ 51,203,070.63

Collection of Rates and Charges

Rates and Charges collections for the month of June 2023 were \$593,303.65. After allowing for pensioner subsidies, the total levies collected are now 92.14%. A summary of the Rates and Charges situation as at 30 June 2023 is as follows:

	Rates and Charges	
Levies		
Balance Outstanding at 30 June 2022 - Rates / Water	1,015,628.18	
Rates and Charges Levied 20 July 2022	9,715,491.57	\$ 10,731,119.75
+ Additional Water Charges	1,405,079.97	
+ Supplementary Rates and Charges	150,646.03	
+ Additional Charges	144,285.20	
- Credit Adjustments	19,625.42	
- Abandonments	3,710.35	\$ 12,407,795.18
Deductions		
- Payments	11,266,798.37	
- Less Refunds of Payments	7,853.33	\$ 11,258,945.04
		\$ 1,148,850.14
- Pensioner Subsidy		
Government Subsidy	95,448.76	
Council Subsidy	78,094.44	\$ 173,543.20
Total Rates/Water Charges Outstanding		\$ 975,306.94

Note: For comparison purposes 91.56% of the levy had been collected at the end of June 2022.

Rates/Water write offs and adjustments

No rates or charges have been written off or adjusted under the delegated authority of the General Manager for the month of June 2023.

Council Loans Report

Name	Institution	Purpose	Interest Rate	Loan Amount	Amount Outstanding	Due Date
Loan 201	National Australia Bank	Buronga Landfill	4.55% Fixed	\$ 920,000.00	\$ 188,082.04	30/01/2025
Loan 202	ANZ Bank	Civic Centre	3.47% Fixed	\$ 850,000.00	\$ 579,885.05	21/10/2026
Loan 203	National Australia Bank	Midway Centre	3.586% Fixed	\$ 1,900,000.00	\$ 1,412,426.04	28/04/2023
Loan 204	Bendigo Bank	Buronga Landfill	5.29% Fixed	\$ 1,500,000.00	\$ 1,197,442.16	12/05/2037
CFWC310604	T-Corp	Trentham Cliffs Sewer	1.82% Fixed	\$ 750,000.00	\$ 618,316.52	4/06/2031
CFWC310624	T-Corp	Burong/Gol Gol Stormwater	1.79% Fixed	\$ 1,250,000.00	\$ 1,009,905.32	24/06/2031
Loan 205	National Australia Bank	Willowbend Caravan Park	2.2% Fixed	\$ 1,500,000.00	\$ 1,419,095.00	25/01/2027
Loan 206	Bendigo Bank	Buronga Landfill #3	1.85% Fixed	\$ 900,000.00	\$ 691,453.15	25/09/2028
				TOTAL	\$ 7,116,605.28	

Overtime and Travelling

Month	June	Pay Periods	25 & 26				
Overtime from 27 May 2023 to 23 June 2023							
Overtime							
	Time and a Half		Double Time		Double Time 1/2		Total
Department	Hours	Amount	Hours	Amount	Hours	Amount	
Animal Services	22.00	1,097.13	27.50	\$ 1,854.50	1.50	\$ 129.80	\$ 3,081.43
Civil	20.00	1,151.24	16.50	\$ 1,496.70			\$ 2,647.94
Council Roads	229.00	10,415.36	123.00	\$ 7,813.54			\$ 18,228.90
Indoor Building Maintenance	2.00	124.28	1.00	\$ 82.85			\$ 207.13
Indoor Engineers	17.25	1,284.89	3.50	\$ 342.56			\$ 1,627.45
Landfill Transfer Stations	21.50	928.06	16.00	\$ 908.05			\$ 1,836.11
Library Services	1.00	51.92					\$ 51.92
Parks & Gardens	4.00	168.68	11.00	\$ 618.49			\$ 787.17
RMS Roads	4.00	163.32		\$ -			\$ 163.32
Tourism & Events	4.25	194.07					\$ 194.07
Water & Waste Water	44.50	2,343.35	73.00	\$ 5,203.63			\$ 7,546.98
Workshop	1.50	85.85					\$ 85.85
Total	371.00	18,008.15	271.50	18,320.32	1.50	129.80	\$ 36,458.27
Travel Allowance							
Water/Wastewater	Kms	Amount					
	312.5	\$ 250.00					
Total	312.5	\$ 250.00					
Grand Total							
		36,708.27					

2021/22 - 2022/23 Overtime Comparision			
Department	2021/22 HRS	2022/23 HRS	Increase / decrease in hours
Animal Services	408.00	505.25	97.25
Assets	0.00	1.00	1.00
Civil Works	262.50	213.50	-49.00
Depot/Store	5.50	2.00	-3.50
Finance	87.50	83.25	-4.25
GM/Governance	39.50	78.25	38.75
Health & Planning	15.50	0.00	-15.50
Customer Service Office	0.00	1.00	1.00
Building Maintenance	0.00	19.00	19.00
IT Support	0.00	6.00	6.00
Library	6.00	9.50	3.50
Parks & Gardens	360.00	263.50	-96.50
Private Works	0.00	50.50	50.50
Indoor Eng/Subdvision Officer	623.75	331.25	-292.50
Roads - RMS	2729.25	509.00	-2220.25
Roads - Council	2537.75	4707.00	2169.25
Roads - Flood Management	0.00	1242.25	1242.25
Tourism	39.25	217.50	178.25
Waste Management	334.50	396.50	62.00
Water & Waste Water	2028.25	1796.50	-231.75
Workshop Mgr	0.50	49.25	48.75

Conclusion

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

Attachments

Nil

9.4 MONTHLY INVESTMENT REPORT - JUNE 2023

File Number: RPT/23/433

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 June 2023 Council had \$42 million invested in term deposits and \$9,203,070.63 in other cash investments. Council received \$175,834.45 from its investments for the month of June 2023.

In June 2023 Council investments averaged a rate of return of 4.35% and it currently has \$8,020,023.99 of internal restrictions and \$39,508,489.08 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 30 June 2023 Council had \$51,203,070.63 invested with Nine (9) financial institutions and One (1) Treasury Corporation. This is an increase of \$3,823,049.38 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	3.91%
Bank of Queensland	\$3,000,000.00	5.86%
Bendigo Bank	\$7,083,693.01	13.83%
Commonwealth Bank	\$3,000,000.00	5.86%
IMB Bank	\$1,000,000.00	1.95%
Macquarie Bank	\$7,119,377.62	13.90%
ING Bank	\$11,000,000.00	21.48%
National Australia Bank	\$8,000,000.00	15.62%
Westpac	\$8,000,000.00	15.62%
Northern Territory T-Corp	\$1,000,000.00	1.95%
Total	\$51,203,070.63	100.00%

Investments on Hand as at 30 June 2023

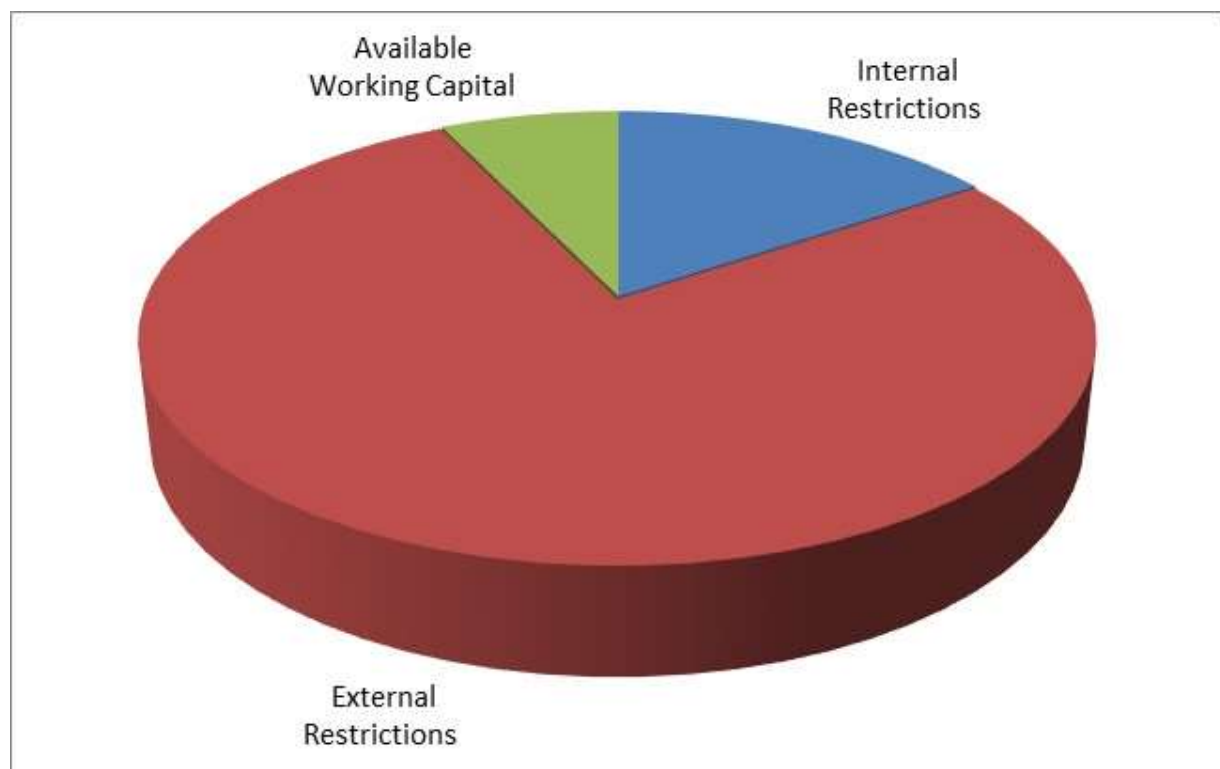
Wentworth Shire Council						
Investments on Hand as at 30 June 2023						
Investee	Date Invested	Date of Maturity	Effective Interest Rate	Investment Type	Amount Invested	Rating
AMP Bank	23/09/2022	25/09/2023	4.50%	Term Deposit	\$ 1,000,000.00	BBB
AMP Bank	5/09/2022	5/09/2023	4.30%	Term Deposit	\$ 1,000,000.00	BBB
Bank of Queensland	15/03/2023	14/03/2024	4.45%	Term Deposit	\$ 1,000,000.00	BBB+
Bank of Queensland	9/02/2023	9/02/2024	4.70%	Term Deposit	\$ 1,000,000.00	BBB+
Bank of Queensland	6/04/2023	3/10/2023	4.75%	Term Deposit	\$ 1,000,000.00	BBB+
Bendigo Bank	24/02/2023	23/02/2024	4.70%	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	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	9/06/2023	11/09/2023	5.16%	Floating Rate Note	\$ 1,000,000.00	A-
Macquarie Bank	6/09/2022	6/09/2023	4.09%	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	20/02/2023	20/02/2024	4.85%	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-
National Australia Bank	27/02/2023	23/01/2024	4.92%	Term Deposit	\$ 1,000,000.00	AA-
National Australia Bank	27/02/2023	27/02/2024	5.00%	Term Deposit	\$ 1,000,000.00	AA-
National Australia Bank	20/02/2023	20/02/2024	4.85%	Term Deposit	\$ 1,000,000.00	AA-
ING Bank	31/03/2023	2/04/2024	4.68%	Term Deposit	\$ 1,000,000.00	A+
ING Bank	5/04/2023	4/04/2024	4.68%	Term Deposit	\$ 2,000,000.00	A+
ING Bank	19/04/2022	19/04/2024	3.09%	Term Deposit	\$ 1,000,000.00	A+
ING Bank	20/03/2023	19/03/2024	4.45%	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	23/03/2023	22/03/2024	4.60%	Term Deposit	\$ 1,000,000.00	A+
ING Bank	18/05/2023	17/05/2024	4.90%	Term Deposit	\$ 1,000,000.00	A+
ING Bank	26/05/2023	27/05/2024	4.94%	Term Deposit	\$ 1,000,000.00	A+
ING Bank	28/06/2023	27/06/2024	5.62%	Term Deposit	\$ 2,000,000.00	A+
NT T-Corp	15/06/2023	15/09/2023	1.35%	Fixed Bond	\$ 1,000,000.00	AA-
Westpac Banking Corporation	6/06/2023	6/06/2024	5.04%	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	24/08/2022	24/08/2023	4.12%	Term Deposit	\$ 1,000,000.00	AA-
Westpac Banking Corporation	27/02/2023	27/07/2023	4.46%	Term Deposit	\$ 1,000,000.00	AA-
Westpac Banking Corporation	27/02/2023	27/02/2024	4.98%	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					\$ 42,000,000.00	
Other Cash Investments						
Investee	Date Invested	Date of Maturity	Effective Interest Rate	Amount Invested	Rating	
Bendigo Bank - Operating A/c	N/A	Ongoing		\$ 5,083,693.01	BBB+	
Macquarie Bank (4) - Ongoing	3/12/2020	Ongoing	3.90%	\$ 4,119,377.62	A+	
Total Funds Available					\$ 51,203,070.63	

Note: Ratings provided are from Moody's and Standard & Poor's 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	\$768,086.12	
- Caravan Park Loan Facility	\$1,275,764.39	
- Capital Projects	\$1,000,000.00	
- Plant Replacement Reserve	\$1,500,000.00	\$8,020,023.99
External Restrictions		
- Water Fund	\$11,109,591.30	
- Sewer Fund	\$5,148,970.91	
- T-Corp Loan Balance	\$534,321.10	
- Developer Contributions Reserve	\$962,882.55	
- Unexpended Grants	\$20,985,380.60	
- Crown Reserves Reserve	\$213,700.14	
- Loan Guarantee Reserve	\$3,460.91	
- Prepayments Cemeteries	\$550,181.57	\$39,508,489.08
Day to Day Liquidity		\$3,674,557.56
Total Funds Available		\$51,203,070.63

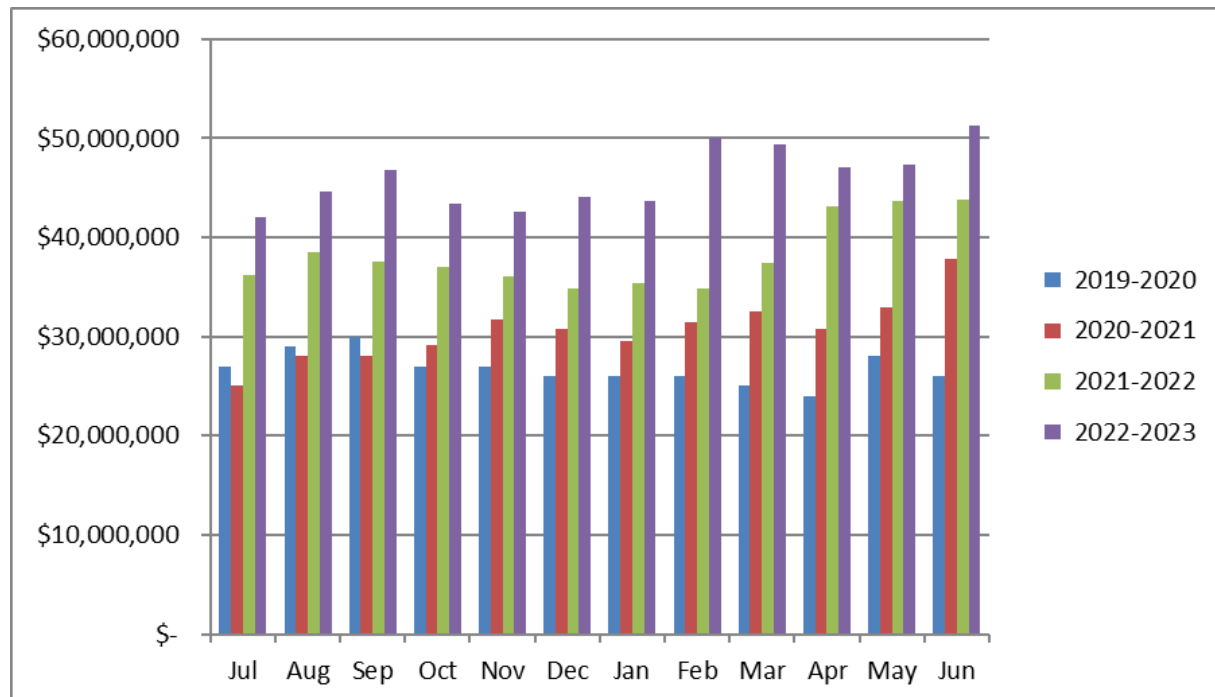
Breakdown



Summary – Unexpended Grants as at 30 June 2023

Grant	Amount
Library Infrastructure Grant	\$178,808.07
SCCF Wentworth Rowing Club	\$48,780.00
Crown Reserve Improvement Fund Astronomy Park	\$656,000.21
Crown Reserve Improvement Fund Pooncarie Racecourse	\$3,200.00
EDS Grant	\$48,661.03
Resources For Regions Junction Island Bridge	\$72,186.16
Fixing Local Roads Grants - Stage 3	\$211,529.51
Fixing Local Roads Grants - Stage 4	\$41,872.22
Murray Darling Basin Upstairs Area	\$302,045.70
Resources for Regions Round 8	\$690,800.56
Local Roads and Community Infrastructure Phase 3	\$299,057.94
Pooncarie Menindee Road	\$2,507,748.42
Transport for NSW Pothole Repair Program	\$637,096.78
Rural Fire Services Repairs & Maintenance Grant	\$2,943.74
Resources for Regions Round 9	\$2,586,956.19
Flood Recovery AGRN 1043	\$12,773.65
Rural Local Road Repair Program	\$3,550,326.01
2024 Financial Year Financial Assistance Grant Prepayment	\$7,383,485.00
NSW Office of Local Government Flood Grants	\$1,000,000.00
Strong Start Cadetship Program Grant	\$25,000.00
JEV Mosquito Eradication Grant	\$25,000.00
Stronger Country Communities Fund Round 5	\$576,109.41
Regional Drought Resilience Funding	\$50,000.00
Regional Leakage Reduction Program - Local Water Utility	\$75,000.00
Total	\$20,985,380.60

Total Funds Invested



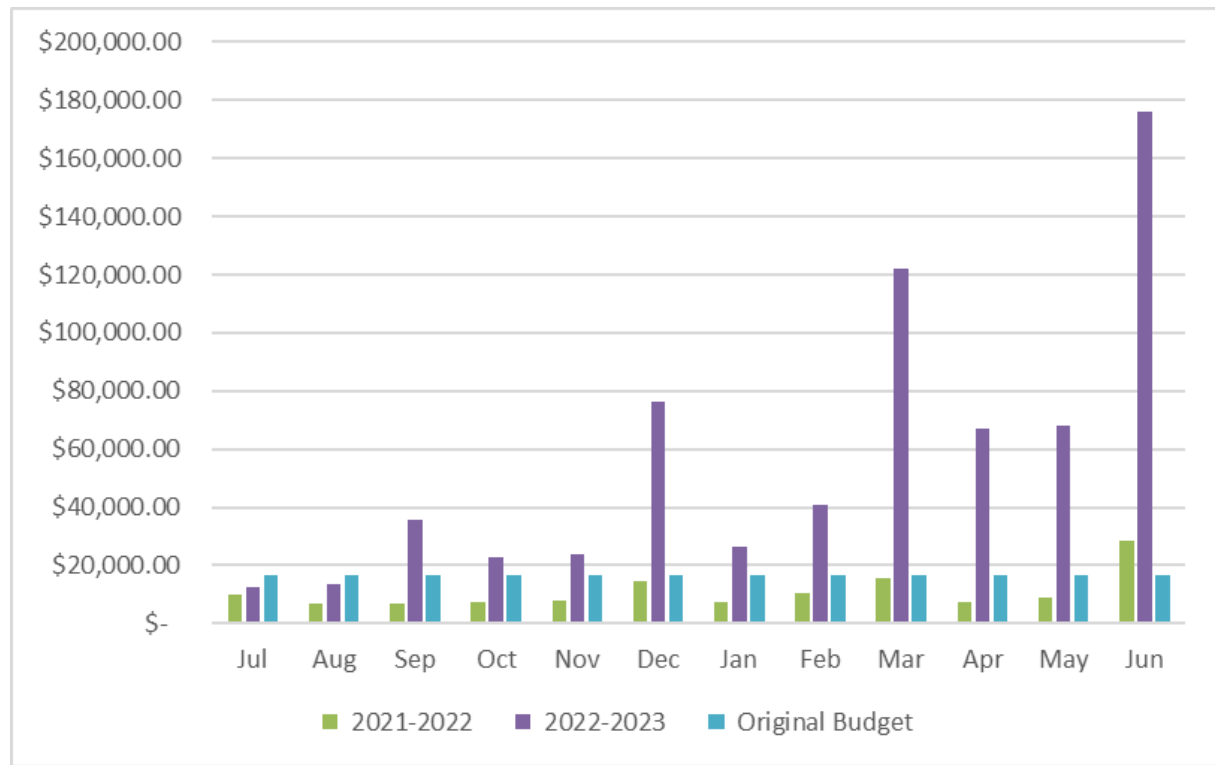
Seven (7) deposits and One (1) other account matured or provided interest in June earning Council \$175,834.45 in interest. The budget for June was \$16,666.67. Year to date Council has received \$685,767.98 in interest based on cash accounting. The budget for the financial year was set at \$200,000.00.

Investment Revenue in June 2023

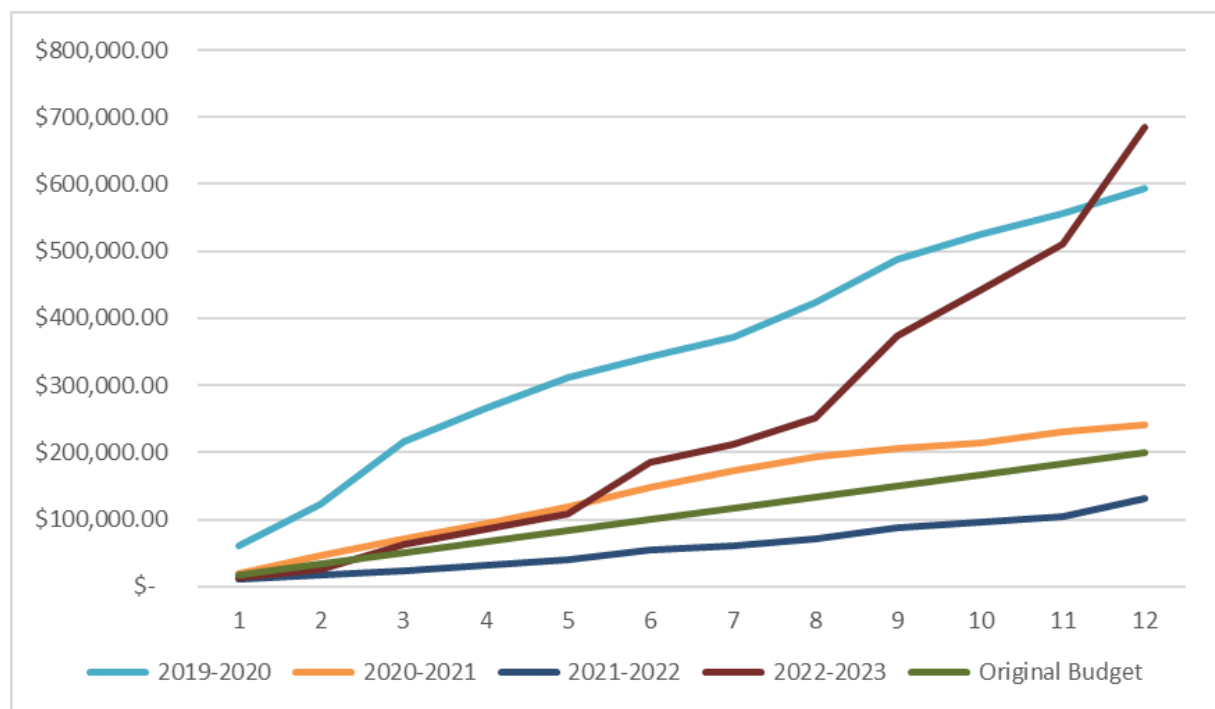
Investee	Date Invested	Date of Maturity	Effective Interest Rate	Amount Invested	Interest Earned
Term Deposits					
Westpac Banking Corporation (2)	3/06/2022	6/06/2023	3.19%	\$ 1,000,000.00	\$ 31,900.00
IMB Bank	9/03/2023	9/06/2023	4.59%	\$ 1,000,000.00	\$ 11,569.32
Westpac Bank (Paid Quaterly)	11/03/2022	11/03/2024	1.92%	\$ 1,000,000.00	\$ 4,839.45
NT T-Corp	15/03/2023	15/06/2023	1.35%	\$ 1,000,000.00	\$ 3,375.00
National Australia Bank	15/06/2022	15/06/2023	3.70%	\$ 1,000,000.00	\$ 37,000.00
Commonwealth Bank	15/06/2022	15/06/2023	4.16%	\$ 1,000,000.00	\$ 41,600.00
ING Bank (4) (Payment of Interest in Error)	19/04/2022	19/04/2024	3.81%	\$ 1,000,000.00	\$ 38,100.00
Other Cash Investments					
Macquarie Bank	3/12/2020	Ongoing	3.90%	\$ 4,119,377.62	\$ 7,450.68
Total					\$ 175,834.45

ING Bank mistakenly paid interest in June for an investment that does not expire until April 2024, ING also paid the interest at a higher rate than previously agreed. Due to the error being on their part they informed us they will honour the higher rate and pay the remaining amount of interest Council is entitled to in April 2024 resulting in Council earning \$14,400 extra in interest because of the error.

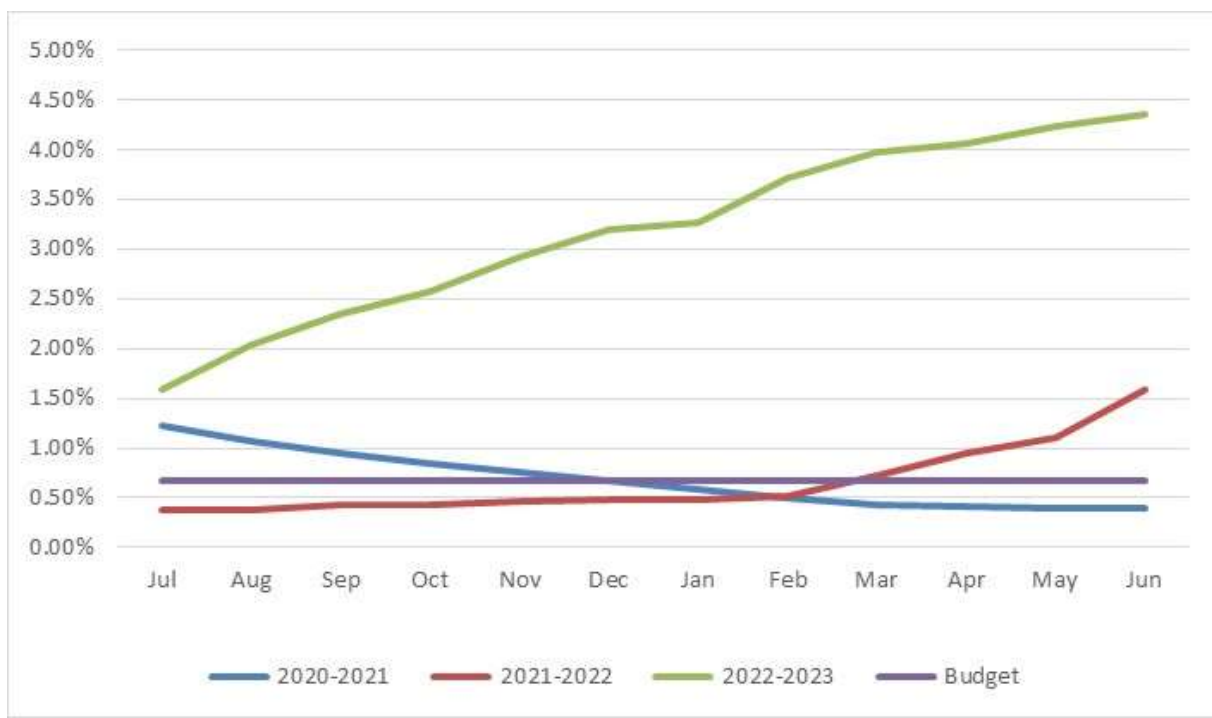
Investment Revenue received in June 2023



Total Interest received July 2022 – June 2023



For June 2023 Council's investments returned an effective average rate of 4.35%. Year to date the effective average rate has been 3.19%. The budget for 2022-2023 was set at 0.67%. The Reserve Bank chose to raise the Cash Rate by 0.25% to 4.1% during June. Currently Council Investments are outperforming the cash rate by 0.25%.



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

9.5 TCORP LOAN ACCEPTANCE

File Number: RPT/23/432

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

Summary

In February 2023 the Minister for Local Government gave approval for all NSW councils to be able to apply to TCorp for competitive low interest loans subject to TCorp's standard loan application process and lending criteria.

Council's Long Term Financial Plan and the recently approved 2023-2024 Operational Plan identified \$6,000,000 dollars of new loans to finance the following:

- \$4,000,000 to finance Council's commitment to the Wentworth Civic Centre Redevelopment (in October 2022 Council approved \$1,500,000 of loan savings from the Willow Bend Caravan Park project be reallocated to this project); and
- \$2,000,000 to finance new Stormwater Infrastructure projects (the major component of this is the Pink Lake project)

TCorp has approved Council's loan application and it is the recommendation of the reporting officer that Council accept the loan offer from TCorp and delegates authority to the Mayor and the General Manager to sign the loan agreement and affix the Common Seal.

Recommendation

That Council

- a) Accepts the Loan Offer from NSW TCorp.
- b) Delegates authority to the Mayor and the General Manager to sign loan documents and affix the Council Seal.

Detailed Report

Purpose

The purpose of this report is for Council to approve the acceptance of TCorp's loan offer.

Background

As part of the State Government's COVID-19 Economic Stimulus package, Councils that had previously been unable to access to low interest NSW Treasury Corp (TCorp) loans were given approval by the Minister for Local Government to do so. Council took advantage of this and applied for a \$2,000,000 loan to fund the Trentham Sewer Installation and Stormwater Upgrades.

Council were able to satisfy TCorp that it could meet its stringent loan criteria and the \$2,000,000 loan application was subsequently approved. Following this, those Council's that were able to satisfy TCorp's loan criteria continued to lobby (with the assistance of TCorp

staff) the Minister for Local Government, to be given approval to be able to continue to access TCorp loans.

Finally, in February 2023 the Minister for Local Government gave approval for all NSW councils to be able to apply to TCorp for competitive low interest loans subject to TCorp's standard loan application process and lending criteria.

Matters under consideration

Council's Long Term Financial Plan and the recently approved 2023-2024 Operational Plan identified \$6,000,000 dollars of new loans to finance the following:

- \$4,000,000 to finance Council's commitment to the Wentworth Civic Centre Redevelopment (in October 2022 Council approved \$1,500,000 of loan savings from the Willow Bend Caravan Park project be reallocated to this project); and
- \$2,000,000 to finance new Stormwater Infrastructure projects (the major component of this is the Pink Lake project)

The Director Finance & Policy lodged an application with TCorp in February and it was subsequently approved in early July.

TCorp requires a resolution for Council to accept the loan and to sign relevant loan documentation.

Legal, strategic, financial or policy implications

Council's 2023-2024 Operational Plan identified the Civic Centre and Stormwater Projects as key projects requiring external loan funding in order to be completed.

Conclusion

It is recommendation of the reporting officer that Council accept the loan offer from TCorp and delegates authority to the Mayor and the General Manager to sign the loan agreement and affix the Common Seal if required on behalf of Council.

Attachments

1. TCorp Loan Offer [↓](#)



Level 7, Deutsche Bank Place
126 Phillip Street
Sydney NSW 2000, Australia

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F +61 2 9325 9333
W www.tcorp.nsw.gov.au

26 June 2023

Mr Ken Ross
General Manager
Wentworth Shire Council
26-28 Adelaide Street
Wentworth NSW 2648

Dear Mr Ross,

Letter of Offer – Wentworth Shire Council

We are pleased to advise that New South Wales Treasury Corporation (**TCorp**) has approved a loan facility (the **Facility**) for Wentworth Shire Council ABN 96 283 886 815 (**Council**). The details of the Facility are set out below.

Capitalised terms used in this Letter of Offer which are not defined, have the meaning given to them in the Loan Agreement (a pro forma copy of which is attached).

Facility 1 Limit	\$4,000,000
Loan Type:	Amortising Loan
Term:	20 years
Approved Purpose:	Wentworth Civic Centre Redevelopment
Interest Periods and Repayment:	Semi-annual instalments of interest and principal, detailed in the attached indicative instalment schedule
Interest Rate - Fixed (indicative only) (inclusive of the Margin)	5.50%
Margin	0.55% pa
Specific Conditions	N/A
End of Availability Period for drawdown	5pm, 30 June 2024

Facility 2 Limit	\$2,000,000
Loan Type:	Amortising Loan
Term:	20 years
Approved Purpose:	Pink Lakes Stormwater Drainage Installation
Interest Periods and Repayment:	Semi-annual instalments of interest and principal, detailed in the attached indicative instalment schedule
Interest Rate - Fixed (indicative only) (inclusive of the Margin)	5.50%
Margin	0.55% pa
Specific Conditions	N/A
End of Availability Period for drawdown	5pm, 30 June 2024


The offer of this Facility will expire on the earlier of the end of the Availability Period for drawdown or 30 days from the date of this letter (**Expiry Date**).


This Letter of Offer is not a commitment by TCorp to provide a loan to Council. TCorp and Council will separately enter into a Loan Agreement, which will record the terms of the agreed Facility and the terms of which will supersede this Letter of Offer. Provision of any funding is subject to execution of the Loan Agreement and the satisfaction of the conditions to funding contained in the Loan Agreement.

Please read this Letter of Offer carefully before signing and returning the enclosed duplicate. In order to accept this offer, Council will need to sign and return the duplicate before the Expiry Date. If Council has any further questions, please contact Bonnie Chen on (02) 9325 9299 or bonnie.chen@tcorp.nsw.gov.au.

Yours sincerely,

New South Wales Treasury Corporation

DocuSigned by:

100BF849EEFE4C5...

DocuSigned by:

26361CA821F4419...

Authorised Signatory

Authorised Signatory

Rob Kenna

Frances xavier

Name: Rob Kenna

Name: Frances Xavier

Wentworth Shire Council accepts the offer contained in this Letter of Offer.

Name of signatory:

Position of signatory:

Date:

9.6 PLANNING PROPOSAL APPLICATION FEE WAIVER REQUEST LOTS 506, 551, 719 & 719 DP 756961 DARETON

File Number: RPT/23/373

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

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

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

Summary

James Golsworthy Consulting, on behalf of their clients is seeking a waiver of the applicable fee for the lodgment of a planning proposal of \$7,885.90 – see Attachment 1.

Once lodged, the Planning Proposal aims to amend the Minimum Lot Size of Lots 506, 551, 719 & 822 DP 756962 (subject land) from 5000sqm to 3000sqm. This will be subject to a completed planning proposal document and report to Council at a later date.

Recommendation

That Council resolves to waive the LEP Amendment Fee by \$2,628.63, making the lodgment fee payable for the planning proposal \$5,257.26.

Detailed Report

Purpose

The purpose of this report is to seek a resolution regarding the request to waive the LEP amendment fee.

Background

Council approved a development application for a 9-lot subdivision at Lot 822 DP 756961. The land has a minimum lot size of 5000sqm, which means all new allotments must have an area greater than 5000sqm. Council, in error, approved the subdivision application of 9 lots each with an area below 5000sqm.

The planning proposal aims to reduce the minimum lot size of 4 existing allotments including Lot 822 DP 756961 from 5000sqm to 3000sqm. The reduction in minimum lot size will allow the subdivision approved in error to comply with the minimum lot size planning requirement. The other allotments included in the planning proposal have no subdivision approvals in place.

Based on the existing allotments proximity to each other, an individual planning proposal to reduce the minimum lot size for all allotments is the best option. However, as Lot 822 DP 756961 has a subdivision approval they cannot action, Council should assist to align the approval with planning legislation by waiving the planning proposal fee in relation to Lot 822 DP 756961.

The other allotments have no approval in place, as such there is no supporting reason for their planning proposal fee to be waived. Should the reduction in minimum lot size succeed, the other allotments will gain additional allotments when they decide to subdivide them.

The planning proposal lodgment fee is \$7885.90 under the 2023/2024 fees and charges. When the lodgment fee is divided among the 3 land owners, the lodgment fee payable by each land owner whose property is part of the planning proposal is \$2,628.63.

Based on the matters identified above, the fee waiver of a third (\$2,628.63) of the LEP amendment for the land owner of Lot 822 DP 756961 is reasonable amount.

Matters under consideration

James Golsworthy Consulting has identified and stated that Council and the community has a vested interest in reducing the minimum lot size for the subject land. Before the planning proposal can be lodged, the matter of the fee and waiver request needs to be resolved.

Options

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

- a) Refuse the request; or
- b) Approve the waiver to the amount of \$2,628.63; or
- c) Approve the waiver in its entirety.

Legal, strategic, financial or policy implications

The fee for an LEP amendment is not a statutory charge, meaning that it is not a requirement of any legislative instrument and Council has the choice to impose it or not.

Within Councils Operational Plan, the fee of \$7,885.90 pays for the time for Councils planning staff to:

- Prepare the Council report for endorsement
- Prepare application and lodgment onto NSW Planning Portal/LEP tracker
- Ongoing liaising with NSW Planning Staff to secure a Gateway Determination
- Preparing submitting additional information as required by the Department

The planning proposal once lodged and approved, will enable the minimum lot size to be amended allowing more residential properties, with a flow on benefit to the community and economy. The partial fee waiver is considered to be a good cost benefit to Council.

Conclusion

Based on the information in this report it is recommended the request for a fee waiver be approved by reducing it by \$2,628.63. The Planning Proposal lodgment fee payable will be \$5,257.26.

Attachments

1. Fee waiver request (Under separate cover) [⇒](#)

9.7 APPLICATION FOR MODIFICATION S4.55/2023/021 10A CARBONE COURT LOT 1 DP 1233515 BURONGA

File Number: RPT/23/375

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

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

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

Summary

Council has received an application for modification S4.55/2023/021 at 10A Carbone Court Lot 1 DP 1233515 Buronga, seeking Council to approve the addition of the swimming pool to the Notice of Determination that was omitted from the previously approved DA2023/024 which granted consent for a dwelling.

Recommendation

That Council

- 1) Approve modification application s4.55/2023/021 for addition of swimming pool subject to conditions
- 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 to Council to determine Modification Application s4.55/2023/021, having consideration to the detail provided both within this report and the attachments provided.

Background

A Modification application was lodged with Council on 23 June 2023 seeking consent for a swimming pool on the subject lot – refer to Attachment 1.

The plans for the pool are provided for Council's reference – refer to Attachment 2.

Matters under consideration

The matter of the swimming pool has been assessed per Section 4.15 of the Environment Planning Assessment Act. The pool is ancillary to the original development for a dwelling as the addition of a pool does not significantly alter the initial proposed development. In addition:

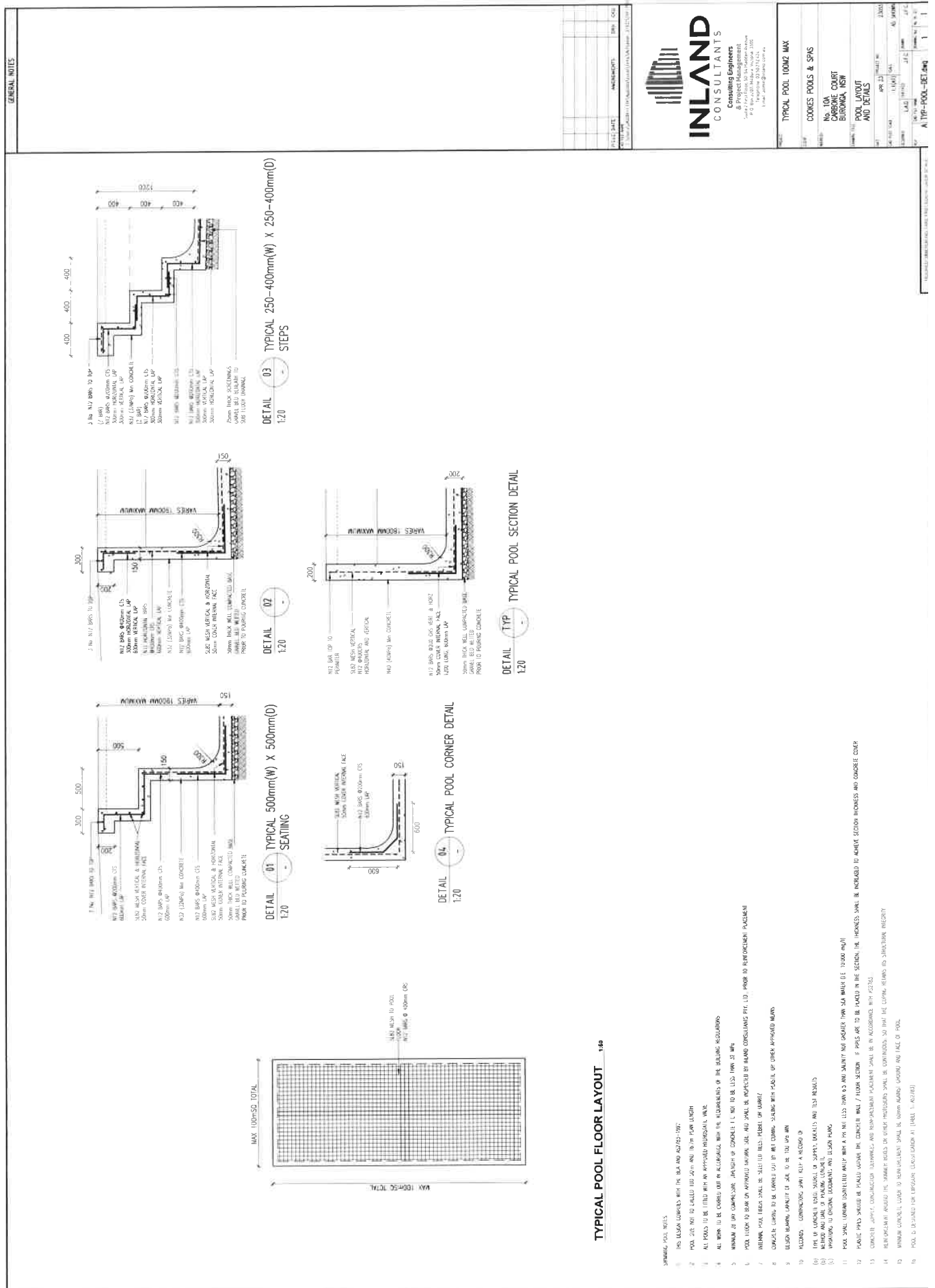
- a) This modification does not increase the impacts of the development and it does not require referral to external agencies.
- b) The variation of the swimming pool encroaching over the building line was addressed and assessed in the 4.6 variation request and assessment report related to DA2023/024.

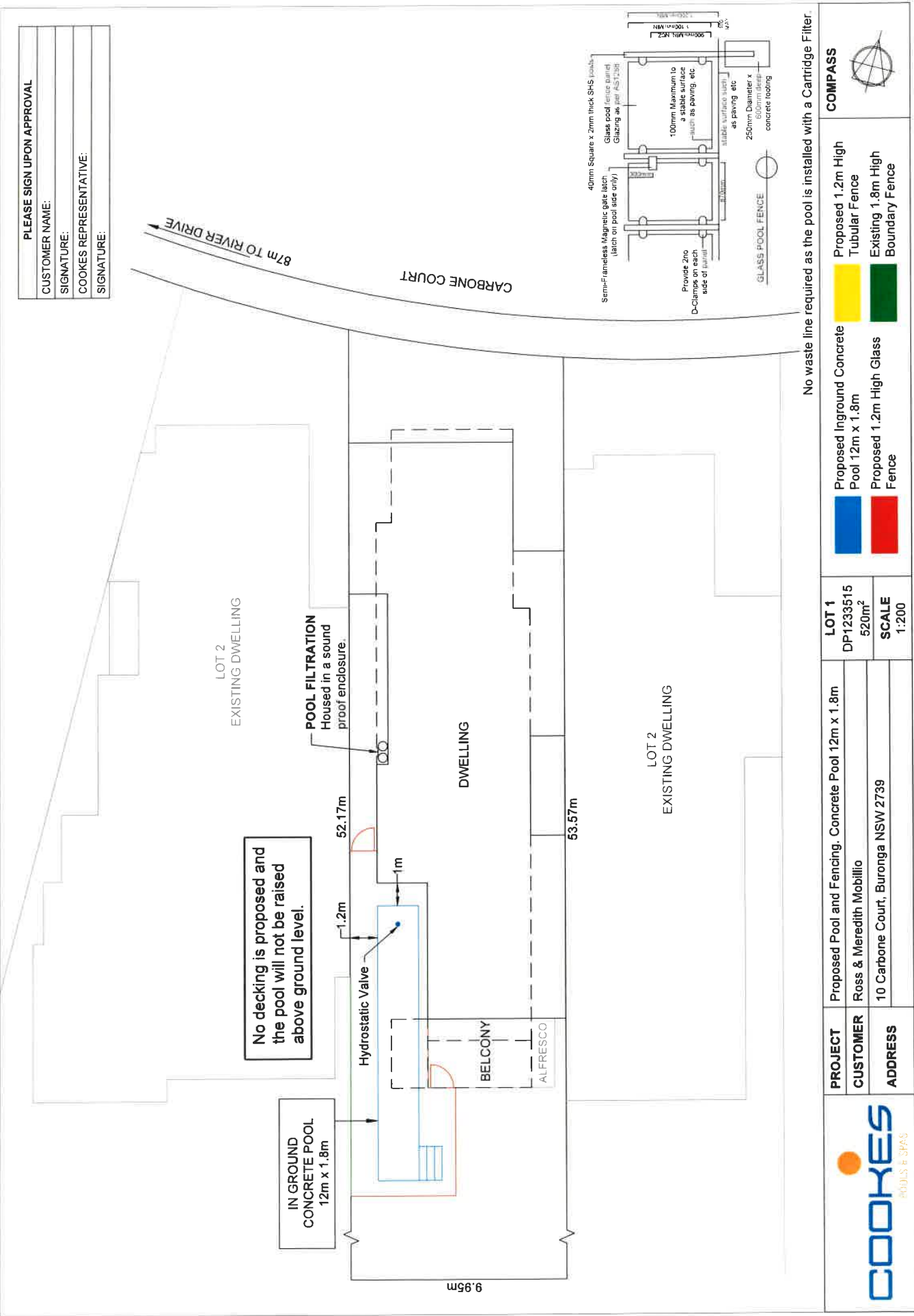
Conclusion

Based on this report and information in the attachments provided it is recommended that Council approve s4.55/2023/021.

Attachments

1. Development Application (Under Separate Cover) [⇒](#)
2. Plans for Swimming Pool [↓](#)
3. Assessment Report and Modified Conditions [↓](#)





 <p>Wentworth SHIRE COUNCIL</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>DEVELOPMENT APPLICATION INTERNAL REFERRAL</p>
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From: Health & Planning Department	Trim Ref No.: DOC/23/12993
To: Matthew Carlin - Director Health & Planning	
Date: 23 June 2023	Response Due: 14 July 2023
Subject: Health and Planning Referral – Development Services / Assessment Officer	

Message:

Could you please advise of any conditions or comments your department may have in relation to the below proposal.

Application No:	S4-55/2023/021
Proposed Development:	S4-55/2023/021 Modify DA2023/024 Two storey dwelling with swimming pool - To add swimming pool to consent determination
Subject Land:	10A Carbone Court Lot 1 DP 1233515 Buronga
Assessment No:	P713/05
Owner:	Ross Mobilio
Applicant:	Roy Costa Planning & Development


Thanks, Ayla

Attachments:

- Conditions – Please refer to template conditions DA
- Statement of Environmental Effect & Plans – Please refer PAN 344637

Response:

BCA Classification	Reason Determination EP & A LEP DCP MREP2 BASIX SEPP Primary Production Rural Development	Response Received:
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	<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 4.55 Evaluation</p> <p>Environmental Planning & Assessment Act 1979 as amended</p>
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File Reference:	s4.55/2023/021 & PAN-344537
Property Title & Address:	Lot 1 DP 1233515 & 10A Carbone Court Buronga
Property owner(s):	Ross Mobilio
Applicant(s):	Roy Costa Planning & Development – Roy Costa
Proposal:	Modification to include swimming pool on Notice of Determination
Previous DAs:	DA11/121 Construction of dual occupancy S96/12/016 Internal alterations & gatehouse S96/13/021 Minor changes to dual occupancy DA16/027 Realign slope of river bank S96/17/001 Change design of dual occupancy DA2018/063 Two storey dwelling & outdoor area – withdrawn DA2023/024 & PAN-300371

SITE AND SURROUNDING DEVELOPMENT

The subject site comprises of Lot 1 DP 1233515 10A Carbone Court located in Buronga, NSW. The lot has an area of 520m² and connects to Carbone Court to the North, which links the property to the surrounding area.

DESCRIPTION OF PROPOSAL

This proposal seeks to modify the original notice of determination to include the omitted swimming pool from the consent.

HISTORY RELEVANT TO THE DEVELOPMENT APPLICATION

As above

4.55-MODIFICATION OF CONSENTS – MINOR (1).

The proposed modification will not cause an increase to environmental impact.

The proposed modification is to add a swimming pool to the notice of determination.

DISCUSSION

Due to the development not being significantly changed, the proposed modification can be approved in this case.

SECTION 4.15-MATTERS FOR CONSIDERATION

After going through the proposed modification, it has been decided that an assessment against Section 4.15 of the *Environment Planning Assessment Act 1979* was not warranted in this case. Main reason being the proposed amendments do not significantly alter the initial proposed development. The modifications would not lead to any increase in impacts, nor require referral to external agencies.

COMMENTS FROM COUNCIL INTERNAL DEPARTMENTS


Department	Referred Y/N	Comments
Building		
Subdivision Engineer		
Roads & Engineering		
Finance & Policy		
Heritage Advisor		
Environmental Health		
Local Laws		
Floodplain Mgt Committee		
Sustainable Infrastructure		


CONCLUSIONS

<p>1. General comments:</p> <p>2. The proposal satisfies the points for consideration listed under Section 4.55(1) of the <i>Environmental Planning and Assessment Act</i>.</p> <p>3. The proposal occurs on land zoned RU5 Village. The proposal is not considered to have detrimental impact on the site and surrounds.</p> <p>4. The proposal is consistent with the Wentworth Shire Development Control Plan (Dec 2011).</p> <p>5. The proposed modification accords with the relevant objectives and provisions of the relevant SEPPs</p> <p>6. There is no draft local environmental plan affecting the proposed development.</p>

Recommendation:

Approve the application subject to conditions

Delegate report author	Delegated approval and endorsement
Signature: 	Signature:
Matthew Carlin Director Health and Planning	
Date: 23/06/2023	Date:

 <p>Health & Planning Department 26-28 Adelaide Street PO Box 81 WENTWORTH NSW 2648 Tel: 03 5027 5027 council@wentworth.nsw.gov.au</p>	TEMPLATE CONDITIONS
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DA2023/024 TWO STOREY DWELLING 10A CARBONE COURT LOT 1 DP 1233515 BURONGA

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>AMENDED CONDITION – S4.55/2023/021</p> <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"> • Site Plan by aspire architecture; Project No: AA22 - 083; Date: MAR. 1st 2023; Sheet No: TP – A01. • Floor Plan by aspire architecture; Project No: AA22 - 083; Date: MAR. 1st 2023; Sheet No: TP – A02. • Elevation Plan by aspire architecture; Project No: AA22 - 083; Date: MAR. 1st 2023; Sheet No: TP – A03. • Shadow Diagram (June 21st) by aspire architecture; Project No: AA22 - 083; Date: FEB. 15th 2023; Sheet No: TP – A05. • Shadow Diagram (September 21st) by aspire architecture; Project No: AA22 - 083; Date: FEB. 15th 2023; Sheet No: TP – A04. • BASIX Certificate 1371981S; 16 February 2023, pages: 1 to 7. • Typical Pool Plan by Inland Consulting, Ref A, Sheet Drawing TYP-Pool-DET.dmg • Proposed Pool and Fencing by Cookes Pools and Spas <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>
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	Reason: To ensure all parties are aware of the approved plans and supporting documentation that applies to the development
3.	Approved development Approval is for a two storey dwelling
N1	NEW CONDITION – S4.55/2023/021 Approval is also for a swimming pool and fencing
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.

BEFORE THE ISSUE OF A CONSTRUCTION CERTIFICATE

5.	<p>Payment of bonds / securities</p> <p><i>This condition applies to all construction works \$25,001 and above.</i></p> <p>Before the commencement of any works on the site or the issue of a construction certificate, the applicant must make all of the following payments to Council and provide written evidence of these payments to the certifier:</p> <table border="1"> <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> <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</p>	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>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>
6.	<p>Payment of building and construction industry long service levy</p> <p>Before the issue of a construction certificate, the applicant 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>
7.	<p>Payment of section 7.12 contributions</p> <p>Before the issue of a construction certificate, the applicant must pay a total contribution of \$8,500.00 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>
8.	<p>Construction site management plan</p> <p>Before the issue of a construction certificate, the applicant must ensure a construction site management plan is prepared before it is provided to and approved by the 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 applicant must ensure a copy of the approved construction site management plan is kept</p>

	<p>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>
9.	<p>Erosion and sediment control plan</p> <p>Before the issue of a construction certificate, the applicant 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>
10.	<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 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>
11.	<p>Stormwater Management Plan</p> <p>Before the issue of a construction certificate the beneficiary of this consent is to design and submit to Council for approval a stormwater Management Plan for the dwelling. The design is to be approved by Council before any work takes place on this site. All work detailed by the approved design is to be constructed by the beneficiary of this consent under supervision of the Principal Certifying Authority. All work is to be carried out at the beneficiary of this consent's expense.</p> <p>The plan is to include treatment measures for the water if it is to be discharged into the waterway.</p>
12.	<p>Utilities and services</p> <p>Raw water, filtered water and sewer are available and are to be connected to Councils services. Dual water supply lines are to be provided from the front boundary of the property. One line is to</p>

	<p>convey filtered water to all fittings within the house and the other line to convey unfiltered water to all fittings outside the house i.e. garden taps, etc. A separate application is to be made to Council for approval to connect to Council's water mains and sewer prior to commencing any plumbing and drainage work.</p> <p>Reason: To ensure relevant utility and service providers requirements are provided to the certifier.</p>
13.	<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>
14.	<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>
15.	<p>Plumbing and Drainage</p> <p>Before issuance of the Construction Certificate, a Plumbing and Drainage Application under Section 68 of the <i>Local Government Act NSW 1993</i> is to be submitted to and approved by Council before any plumbing and drainage works (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

16.	<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>
17.	<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>
18.	<p>Toilet facilities</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.
19.	Rubbish Management 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.
20.	Tree protection measures 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. Reason: To protect and retain trees
21.	Notice of Commencement of Works Subject to approval to commence works two days before any site works, building or demolition begins, the beneficiary of this consent must: <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.
22.	Contractor <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 • Arrangements for the completion of the work are otherwise changed.

WHILE BUILDING WORK IS BEING CARRIED OUT

23.	Hours of work The principal certifier must ensure that building work, demolition or vegetation removal is only carried out between: <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>
24.	<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>
25.	<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>
26.	<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>
27.	<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> <p>Reason: To protect the amenity of the neighbourhood</p>
N2	<p>NEW CONDITION – S4.55/2023/021 Swimming Pool Construction</p>

	The swimming pool is to be constructed strictly in accordance with the manufacture's recommendation.
N3	NEW CONDITION – S4.55/2023/021 Safety Barrier Construction The swimming pool and safety fences and gates shall be INSTALLED IN ACCORDANCE with the Building Code of Australia, the Swimming Pools Act 1992 and Swimming Pools Regulations 2008.
N4	NEW CONDITION – S4.55/2023/021 Hydrostatic Value The pool must be provided with a hydrostatic pressure relief valve for relief of ground water table pressures.
N5	NEW CONDITION – S4.55/2023/021 Pool Discharge Discharge from swimming pool filters are to be to Council's requirement.
N6	NEW CONDITION – S4.55/2023/021 Disposal of Backwash Backwash water from the filter must be disposed of to a legal point of discharge. The backwash must not at any time be disposed of into the stormwater system. Discharge from swimming pool filters are to be to Council's requirement.
N7	NEW CONDITION – S4.55/2023/021 Pool Construction Works Any construction works/drainage works should be carried out in a manner that Eliminates/reduced water ponding and subsequent mosquitoes breeding i.e. all run off/stormwater should be diverted away from low lying poor surface drainage areas.
28.	Tree protection 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. Reason: To protect trees during construction
29.	Responsibility for changes to public infrastructure 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). Reason: To ensure payment of approved changes to public infrastructure
30.	Uncovering relics or Aboriginal objects 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

	<p>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>
31.	<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>
32.	<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"> a) 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. b) 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.
33.	<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>
34.	<p>Encroachment of easements</p> <p>No building works are to encroach over any easements.</p>
35.	<p>Road Reserve</p> <p>Lawn must be used for landscaping within the road reserve. Any other form of landscaping in the road reserve must be approved by Council.</p>
36.	<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> <ul style="list-style-type: none"> a) all works must stop immediately, and b) 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>
37.	<p>Flood level</p> <p>The lowest floor level of the dwelling house (habitable areas) shall be 43.63 metres above the Australian Height Datum.</p> <p>Reason: To comply with the <i>Wentworth Local Environmental Plan 2011</i>.</p>

BEFORE THE ISSUE OF AN OCCUPATION CERTIFICATE

38.	<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>
N8	<p>NEW CONDITION – S4.55/2023/021</p> <p>Occupation Certificate – Pool</p> <p>The swimming pool shall not be used until an Occupation Certificate is issued either by council or by an accredited certifier.</p>
39.	<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>
40.	<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>
41.	<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>

42.	<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>
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OCCUPATION AND ONGOING USE

43.	<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>
44.	<p>Maintenance of wastewater and stormwater treatment device</p> <p>During occupation and ongoing use of the building, the applicant 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>
45.	<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>
46.	<p>Ongoing Use</p> <p>The garage cannot be used for habitation.</p> <p>The garage is to be used for domestic purposes only, and any other activities proposed to be undertaken inside the shed shall be subject to a further development application.</p>
N9	<p>NEW CONDITION – S4.55/2023/021</p> <p>Swimming pool site safety</p> <p>The swimming pool shall at all times be SURROUNDED BY A CHILD RESISTANT BARRIER: that separates the swimming pool from any residential building situated on the premises and from any place (whether public or private) adjoining the premises; and that it is designed, constructed, installed and maintained in accordance with the standards prescribed by the Building Code of Australia, the Swimming Pools Act 1992 and Swimming Pools Regulations 2008.</p>
N10	<p>NEW CONDITION – S4.55/2023/021</p> <p>Prior to filling pool</p>

	<p>The swimming pool SHALL NOT BE FILLED WITH WATER until such time as the safety fencing and gates have been completed in accordance with Building Code of Australia, the Swimming Pools Act 1992 and Swimming Pools Regulations 2008.</p> <p>Note: It is the responsibility of the beneficiary of this consent is to ensure that all excavations and incomplete pools have appropriate safety fencing or are otherwise protected.</p>
N11	<p>NEW CONDITION – S4.55/2023/021 Noise Control Measures The pool pumps, motor, filter and equipment must be housed and operated in accordance with the <i>Protection of the Environment Operations (Noise Control) Regulation 2008</i>.</p>
N12	<p>NEW CONDITION – S4.55/2023/021 Water Testing The occupier is to maintain on the premises, a full set of testing apparatus for checking the effectiveness of the chemical treatment of the pool water.</p>
N13	<p>NEW CONDITION – S4.55/2023/021 Required Signage The occupier of any premises in or on which a swimming pool is situated must ensure that there is at all times a SIGN prominently displayed and permanently fixed in the vicinity of the swimming pool, which contains the words YOUNG CHILDREN SHOULD BE SUPERVISED WHEN USING THIS SWIMMING POOL, together with details of resuscitation techniques, in accordance with the provisions of section 17 of the Swimming Pools Act 1992.</p>
N12	<p>NEW CONDITION – S4.55/2023/021 Swimming pool registration The beneficiary of this consent shall have the Swimming Pool registered on the NSW Swimming Pool Register.</p>

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).

9.8 DELEGATED AUTHORITY APPROVALS AS AT END OF JUNE 2023

File Number: RPT/23/436

Responsible Officer: Matthew Carlin - Director Health and Planning

Responsible Division: Health and Planning

Reporting Officer: Carmel Giugno - Administration Officer

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

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

Summary

For the month of June 2023, a total of ten (10) 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 Development Applications was \$1,811,704.00. This brings the year to date total to sixty-seven (67) Development Applications and twenty-two (22) S4.55 applications approved, with an estimated development value of \$11,596,490.00.

Recommendation

That Council:

- a) Receives and notes the report for the Delegated Authority Approvals for the month of June 2023.
- b) Publicly notifies the applications as listed in the attachment on the Wentworth Shire Council website.

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 June 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 \$1,811,704.00 for the month of June 2023. The average determination time was 43 days.

Attachments

1. Delegated Authority Report June 2023 [↓](#)



DETERMINATION OF DEVELOPMENT APPLICATIONS FOR THE MONTH OF JUNE 2023

FILE NUMBER	APPLICANT	LOCATION	DESCRIPTION	VALUE (EX GST)	DETERMINATION DATE	ACTIVE DAYS
DA2023/049 PAN 326518	Terry Meredith	218 Pomona Road Lot 2 DP 1255922 Pomona	Mooring site with 4 (FOUR) mooring poles	\$500.00	07/06/2023	34
DA2023/050 PAN 326863	The Shed Company Mildura – Sherryn Pitt	130 Hendy Road Lot 208 DP 756946 Buronga	Storage shed	\$33,165.00	08/06/2023	29
DA2023/048 PAN 289672	Mallee Sheds Pty Ltd – Jodie Stockman	14 New Merinee Road Lot 1180 DP 820175 Coomealla	Shed (Waste management plant)	\$41,000.00	09/06/2023	37
DA2023/051 PAN 328324	Hatch Planning Pty Ltd -Matt Jackson	Wurlong Drive Lot 4 DP 1294020 Gol Gol	Dwelling with garage & storage shed with wet area	\$803,000.00	09/06/2023	29
DA2022/131 PAN 282861	James Golsworthy Consulting Pty Ltd – James Golsworthy	6389 Sturt Highway Lot 1 DP 1284408 Trentham Cliffs	Water supply infrastructure for stock & domestic use	\$50,000.00	13/06/2023	122
S4.55/2023/018 PAN 334846	Mildura sheds & garages Pty Ltd – Mandy O'Halloran	Pooncarie Road Lot 5 DP 1270097 Wentworth	Modify DA2022/064 Storage shed– Amend location of storage shed	\$0.00	13/06/2023	14



DETERMINATION OF DEVELOPMENT APPLICATIONS FOR THE MONTH OF JUNE 2023

DA2023/052 PAN 327057	BW & A National Building Consultants - David Williams	28 Ashen Court Lot 13 DP 1242927 Gol Gol	Garage	\$86,949.00	14/06/2023	29
DA2023/053 PAN 329960	The Shed Company Mildura – Sherryn Pitt	695C Boeill Creek Road Lot 2 DP 787557 Boeill Creek	Storage shed	\$62,090.00	15/06/2023	29
S4.55/2023/020 PAN 341628	DJOP HOLDINGS PTY LTD - Damien Pitt	546B Low Darling Road Lot 41 DP 756926 Wentworth	Modify DA15/061 (FOUR) 4 Lot Subdivision – Remove Condition 13	\$0.00	21/06/2023	1
DA2023/088 PAN 252967	Hatch Planning Pty Ltd - Matt Jackson	Matong Street Lot 1060 DP 40988 Dareton	Structure over walkway	\$150,000.00	27/06/2023	124
DA2022/114 PAN 267250	MH2 Engineering & Architectural Service Pty Ltd – Yeshni Purchase	Boeill Creek Road Lot 1 DP 1173906 Boeill Creek	Floating jetty with access gangway	\$510,000.00	28/06/2023	67
S4.55/2023/019 PAN 341628	MH2 Engineering & Architectural Service Pty Ltd – Yeshni Purchase	8 Carramar Drive Lot 4 DP 1280364 Gol Gol	Modify DA2022/127 Storage shed – Amend add wet area to storage shed	\$0.00	28/06/2023	22
DA2023/057 PAN 323747	James Golsworthy Consulting Pty Ltd – James Golsworthy	141B Adelaide Street Lot 3 DP 631109 Gol Gol	Enclosed alfresco extension to existing dwelling & detached carport	\$75,000.00	30/06/2023	23

9.9 UPDATE INTEGRATED WATER CYCLE MANAGEMENT PLAN

File Number: RPT/23/403

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Scott Barnes - Manager Engineering Services

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

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

Summary

All Councils in NSW which are managing water and wastewater are in the process of preparing an Integrated Water Cycle Management Strategy as part of the NSW Government's "Safe and Secure Water Program". The purpose of this program is to identify the high-risk projects and to provide the government support and funding in a timely manner. Every 4 years, the strategy will be reviewed and funding options explored.

Recommendation

That Council receives and notes the report.

Detailed Report

Purpose

The purpose of this report is to provide an update on the current progress of the Integrated Water Cycle Management Planning and ability to progress development of water security projects.

Background

The Integrated Water Cycle Management Strategy includes water (potable and non-potable), wastewater and stormwater.

In May 2021, Council agreed to a funding deed with NSW Dept of Planning, Industry and Environment for the preparation of the Strategy. This agreement was based on 75% NSW government and 25% Council funding split, for a total funding of \$437,403.00 (GST exc) (Council portion \$109,350.75 (GST exc)).

Public Works Advisory were then awarded the contract in June 2021 to undertake the strategy within the funding amount.

Original completion date for the Strategy was 14 February 2022.

Report Detail

Progress on the Integrated Water Cycle Management Strategy has been significantly delayed due to the following factors:

- Covid impacts across 2021 / 2022 significantly delayed progress.
- Water Engineering resourcing with in Wentworth Shire Council, with this expertise area having a number of resources changes since Strategy commencement.
- Public Works Advisory also having resource turn over, with new staff needing to become familiar with the requirements.
- Wentworth Shire Council's delivery of accurate and timely Asset information, impacted by historic data collection and resourcing during the 2022 Floods.

- Variation issued by Wentworth Shire Council to ensure that a range of population scenarios are used in the Strategy (particularly in relation to Buronga / Gol Gol).

Public Works Advisory has advised that they are currently scheduling the following activities

- Issues Paper – early August 2023
- Draft Strategy Plan – early May 2024
- Public Exhibition 6 weeks – May to June 2024
- Final Strategy Plan - late August 2024

Recent discussions with those managing of the “Safe and Secure Water Program” has determined:

- All funding under the program has to be allocated by end March 2024.
- Wentworth Shire Council's Integrated Water Cycle Management Strategy to be prepared by end June 2024.
- All other works being funded must be completed by end December 2024.
- Areas that have been assessed as “Risk 5” under the Program may still have funding available to undertake development works. These development works are to be reflective of the Integrated Water Cycle Management Strategy.

There is a two-month mis-match between the scheduled delivery and the updated funding requirements. Discussion with Public Works Advisory are underway in which works can be undertaken in parallel to reduce this time. Wentworth Shire Council may need to look at other opportunities to reduce times, which may include reducing or alternative consultative methods to the public exhibition.

Wentworth Shire Council has four areas that have been assessed as “Risk 5”:

- Water Security (potable) for Buronga / Gol Gol / Dareton
- Water Security (non-potable) for Buronga / Gol Gol / Dareton
- Water Security (potable) for Wentworth
- Water Security (non-potable) for Wentworth

The Engineering Team are currently working through a range of projects that can be considered under each of those areas. Each project will be assessed against Wentworth Shire Council's Risk Framework to assist in which projects to take forward to seek development funding.

Conclusion

Wentworth Shire Council are now in a resourced position to:

- Provide Asset information and if required undertake site investigations to confirm any key assumptions as the strategy develops.
- Timely resolution of the population data based on the Council's endorsement of the Buronga Gol Gol Structure Plan.
- Commitment from Public Works Advisory and Wentworth Shire Council Engineering Team to fortnightly meetings to keep focus of progress and timely resolution of issues.
- Work closely with Public Works Advisory to achieve the funding dates.
- Progress the application of funding for development works associated with water security risks.

In summary:

- The Integrated Water Cycle Management Strategy is currently scheduled for completion by August 2024, however endeavors are underway to reduce this to June 2024.
- Other funding opportunities to be explored to ensure that water security of Buronga, Gol Gol, Dareton and Wentworth are able progress while the Strategy is developed.

Attachments

Nil

9.10 PROJECT & WORKS UPDATE - JULY 2023

File Number: RPT/23/404

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Jamie-Lee Kelly - Administration Officer

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

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

Summary

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

Recommendation

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

Detailed Report

Refer below for updates of the works completed in June 2023, and the planned activities for July 2023.

Project and Works Update for June 2023	
Roads	<p><u>River Road Flood Repairs</u></p> <ul style="list-style-type: none"> Linemarking to be completed by 14 July 2023 <p><u>Maintenance Grading</u></p> <ul style="list-style-type: none"> Planned maintenance grading was undertaken on the following roads: Wamberra and Nobb Road noting this has been delayed due to wet weather <p><u>Boeill Creek Road Flood Repairs</u></p> <ul style="list-style-type: none"> Linemarking to be completed by 14 July 2023 <p><u>Pooncarie Menindee Road</u></p> <ul style="list-style-type: none"> Plant and equipment have been relocated to site, with base earth works finalised before commencing placing of gravel over approx. an 8-week period using 8 x Truck and dog combinations. Estimated sealing by early October to meet funding requirements. <p><u>Heavy Grading</u></p> <ul style="list-style-type: none"> Funded by the Regional and Local Roads Repair Program, heavy grading works will continue on the High Darling Road for the remainder of the month
Projects	<p><u>Gol Gol East Raw Water System</u></p> <p>Preliminary electrical works to continuing together with</p>

commencement of structure footing supports.

Junction Island Bridge

- Tender process ongoing.

James King Park

- Request for quotes for REF sent.

Junction Island Footpath

- Continuation of tendering process

Pooncarie Campground Toilets

- Fabrication of amenities block to continue.
- Land Capability Assessment complete.

Jockey Changerooms

- Racing Club Committee accepted the demountable building as the best option. Plans referred to Racing NSW for final comment and endorsement
- Building surveyor provided initial assessment for the demountable building

Pink Lake

- Review of alignment and potential construction solutions.

Wentworth EDS

- Tender open to public through June.

Willow Bend Caravan Park

- Wet weather prohibited major works to be undertaken onsite. Minor activities have been undertaken when possible.
- Asbestos main along western boundary removed.

Amenities Blocks

- Sub-floor and ramp welding work near completion.

Pooncarie Telegraph Building

- Works Complete

Wentworth Golf club

- Fairway toilet re-painting complete

Buronga Toilet Block

- Consultation of electrical and sewerage components complete.

Buronga Shared Path

- Evaluation complete, recommendation to June Council meeting.

Pine Road Shared Path

- Evaluation complete, recommendation to June Council meeting.

	<p><u>Wood Street Shared Path</u></p> <ul style="list-style-type: none"> • Evaluation complete, recommendation to June Council meeting. <p><u>Wood Street & Gol Gol North Road Shared Path</u></p> <ul style="list-style-type: none"> • Evaluation complete, recommendation to June Council meeting. <p><u>Wood Street Road Widening & Kerb</u></p> <ul style="list-style-type: none"> • Contractor delayed on current works due to wet weather, revised start time mid to late July. <p><u>Pooncarie Sporting Reserve</u></p> <ul style="list-style-type: none"> • Investigations have commenced into canteen upgrade works. <p><u>Dareton Toilet Block</u></p> <ul style="list-style-type: none"> • Investigations have commenced into the viability of a new toilet block for Dareton main street. <p><u>Wentworth & Dareton Landfill Cabins</u></p> <ul style="list-style-type: none"> • Now have power, new generator has been fitted to tip ute. <p><u>Wentworth Rowing Club Building</u></p> <ul style="list-style-type: none"> • Plans of the Demountable building option beside the existing building discussed by the Rowing Club executive • Rowing Club Executive provided old plans, showing the existing building was designed to go to two-stories and this option should be considered. • Draft concept plan of a second story option prepared and initial costings being compiled for further consideration.
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Projects and Works scheduled for July 2023	
Roads	<p><u>Heavy Grading</u></p> <ul style="list-style-type: none"> • Funded by the Regional and Local Roads Repair Program, heavy grading works will continue on the Anabranche Mail Road, Old Broken Hill Road and possibly the Roo Roo Road <p><u>Pooncarie Menindee Road</u></p> <ul style="list-style-type: none"> • Completion of carting of gravel and commencement of compaction and shaping works
Projects	<p><u>Gol Gol East Raw Water System</u></p> <p>Slope stabilization and sub-structure pile support works to commence.</p> <p><u>Junction Island Bridge</u></p> <ul style="list-style-type: none"> • Tender process to finalise. • Negotiations to commence with successful tenderer

James King Park

- REF quote period to close.
- REF to commence

Junction Island Footpath

- Continuation of tendering process

Pooncarie Campground Toilets

- Fabrication of amenities building to continue.
- In house REF to be finalised and provided for approval.

Pink Lake

- Further preparation of design plans and specifications to be undertaken prior to tender.

Wentworth EDS

- Tenders to close early July. Tender report to be prepared for Council meeting.

Willow Bend Caravan Park

- Stormwater works to continue post wet weather.

Amenities Blocks

- Remaining sub-floor works to be completed.
- Walls to be built post sub-floor.
- Trusses to be commenced approximately end of July.

Buronga Toilet Block

- Receive complete designs, with these components to be sent out for quotation.

Buronga Shared Path

- Project to be awarded, with contracts to be put in place

Pine Road Shared Path

- Project to be awarded, with contracts to be put in place, works to commence August.

Wood Street Shared Path

- Project to be awarded, with contracts to be put in place, works to commence August.

Wood Street & Gol Gol North Road Shared Path

- Project to be awarded, with contracts to be put in place.

Wood Street Road Widening

- Project scheduled to commence 18th July subject to weather, works to be completed early August.

Gol Gol Water Treatment Plant New Fencing & Auto Gates

	<ul style="list-style-type: none"> • Works to commence in early August.
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Flood Recovery Works

Flood Recovery	<p><u>Junction Park</u></p> <ul style="list-style-type: none"> • Electrical upgrades completed except for 2 x switchboards. <p><u>P.S Ruby</u></p> <ul style="list-style-type: none"> • Contractor engaged to clean up Pigeons defecation. Works will be commenced once pigeons are removed from nesting on the boat. <p><u>Wentworth Ski Reserve</u></p> <ul style="list-style-type: none"> • Replacement toilet block ordered – arrival ETA mid-August. • RFQ to rebuild toilet block issued – successful contractor given 1-month to complete works. • Toilet block structural completion late September, electrical work to follow immediately after. Opening ETA October. • Boat ramp solar light head received. RFQ to be drafted shortly. <p><u>Wentworth Wharf & Riverfront</u></p> <ul style="list-style-type: none"> • Underground power supply lost to the park lamp posts, lights under the wharf and some ground lights. Contractor to undertake repairs once higher priority Council works are complete - flood funding won't cover repairs – alternative funding to be sought to undertake works. • Park lights come under Essential Energy who are rectifying the issue – Essential Energy relinquished ownership, now a Council asset. Repairs will be undertaken with above electrical repairs - flood funding won't cover repairs – alternative funding to be sought to undertake works. <p><u>Wentworth Golf Club</u></p> <ul style="list-style-type: none"> • Fairway toilets have been re painted
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Attachments

Nil

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 Disposal of Council Chambers and Library Building. (RPT/23/427)

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) (iii) information that would, if disclosed, reveal a trade secret. 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 Plant Replacement - Approval on Tenders for Replacement of Plant 656 - Toyota Prado - VR2324/678. (RPT/23/429)

This item is classified CONFIDENTIAL under the provisions of Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to (c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. On balance, the public interest in preserving the confidentiality of information about the tender outweighs the public interest in maintaining openness and

transparency in council decision-making because disclosure of this information would reveal pricing and confidential information submitted via the tender process which if disclosed would prevent council from achieving its 'value for money' objectives.

12.3 Plant Replacement - Approval for Tenders for Placement Plant - Multiple Vehicles - VR2324/659,661,667,668,669,672,673. (RPT/23/431)

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 DISPOSAL OF COUNCIL CHAMBERS AND LIBRARY BUILDING

File Number: RPT/23/427

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

Objective: 2.0 Wentworth Shire is a great place to live
 Strategy: 2.2 Work together to solve a range of social and health issues
 that impact community wellbeing and vulnerable people

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) (iii) information that would, if disclosed, reveal a trade secret. 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 PLANT REPLACEMENT - APPROVAL ON TENDERS FOR REPLACEMENT OF PLANT 656 - TOYOTA PRADO - VR2324/678

File Number: RPT/23/429

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Samantha Wall - Projects Administration

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

Strategy: 3.4 Use and manage our resources wisely

REASON FOR CONFIDENTIALITY

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

12.3 PLANT REPLACEMENT - APPROVAL FOR TENDERS FOR PLACEMENT PLANT - MULTIPLE VEHICLES - VR2324/659,661,667,668,669,672,673

File Number: RPT/23/431

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Samantha Wall - Projects Administration

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

Strategy: 3.4 Use and manage our resources wisely

REASON FOR CONFIDENTIALITY

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

13 CONCLUSION OF THE MEETING

NEXT MEETING

16 August 2023