



Wentworth

SHIRE COUNCIL

ORDINARY MEETING MINUTES

20 MARCH 2024

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1 OPENING OF MEETING

The Mayor opened the meeting with a prayer at 7:01pm.

2 PRAYER OR ACKNOWLEDGEMENT OF COUNTRY

PRESENT:

COUNCILLORS: Councillor Daniel Linklater
Councillor Brian Beaumont
Councillor Steve Cooper
Councillor Peter Crisp
Councillor Susan Nichols
Councillor Jo Rodda

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

3 APOLOGIES AND LEAVE OF ABSENCE

Council Resolution

That Council notes the apologies from Cr Elstone and Cr MacAllister and grants the Leave of Absence for Cr Crisp from the 14 - 19 April 2024.

Moved Cr Cooper, Seconded Cr Rodda

CARRIED UNANIMOUSLY

4 DISCLOSURES OF INTERESTS

Councillor Rodda advised that she has a significant non-pecuniary interest in Item 9.2 as she is a contractor to Wentworth Regional Project Association.

Councillor Rodda advised that she has a less than significant non-pecuniary interest in Item 9.5 as she is a former Northern Mallee Leaders Program participant and Alumni of the organisation.

Councillor Nichols advised that she has a non-pecuniary interest in Item 8.1 as she is the President of the Wentworth Bowling Club and the new green is mentioned under action 3.2.20.

5 CONFIRMATION OF MINUTES

Recommendation

That the Minutes of the Ordinary Meeting held 21 February 2024 be confirmed as circulated.

Council Resolution

That the Minutes of the Ordinary Meeting held 21 February 2024 be confirmed as

circulated.

Moved Cr. Nichols, Seconded Cr Beaumont

CARRIED UNANIMOUSLY

6 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

6.1 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

File Number:	RPT/24/122
Responsible Officer:	Ken Ross - General Manager
Responsible Division:	Office of the General Manager
Reporting Officer:	Hannah Nicholas - 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 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 13 March 2024.

Council Resolution

That Council receives and notes the list of outstanding matters as at 13 March 2024.

Moved Cr Rodda, Seconded Cr Crisp

CARRIED UNANIMOUSLY

7 MAYORAL AND COUNCILLOR REPORTS

7.1 MAYORAL REPORT

File Number: RPT/24/123

Recommendation

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

Council Resolution

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

Moved Cr Linklater, Seconded Cr Rodda

CARRIED UNANIMOUSLY

8 REPORTS FROM COMMITTEES

8.1 AUDIT, RISK AND IMPROVEMENT COMMITTEE

File Number: RPT/24/119

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Simon Rule - Director Finance and Policy

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

Strategy: 4.2 A strong, responsible and representative government

Summary

A meeting of the Audit, Risk and Improvement Committee were held on 9 February 2024 and the draft Minutes for the meeting have been separately circulated for the information of Councillors.

The Committee considered the following item of business:

- Audit Office of NSW Update
- IT General Controls Internal Audit and Internal Audit update
- Wentworth Civic Centre Redevelopment Update
- 2024/2025 Budget Update
- Delegations Framework
- Quarterly Fraud Report
- Procurement Review Action Plan Update
- Quarterly Operational Plan Progress Report
- Quarterly Budget Review – Second Quarter 2023-2024
- Quarterly report on Legislative Updates
- Child Safe Standards Implementation Update

Officer Recommendation

That Council receives and notes the draft minutes of the Audit, Risk and Improvement Committee Meetings held on 9 February 2024

Council Resolution

That Council receives and notes the draft minutes of the Audit, Risk and Improvement Committee Meetings held on 9 February 2024

Moved Cr Crisp, Seconded Cr Cooper

CARRIED UNANIMOUSLY

9 REPORTS TO COUNCIL

9.1 GENERAL MANAGERS REPORT

File Number:	RPT/24/124
Responsible Officer:	Ken Ross - General Manager
Responsible Division:	Office of the General Manager
Reporting Officer:	Hannah Nicholas - 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 24-03

2. Meetings

As listed

3. Upcoming meetings or events

As listed

4. Other items of note

Council has been officially notified that under delegation from the Minister for Local Government and pursuant to section 294(2)a of the *Local Government Act 1993* the casual vacancy in civic office, following the passing of the Late Councillor Stephen Heywood, not be filled. This means that Council may dispense with the need to conduct a by-election to fill this casual vacancy.

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 Rodda, Seconded Cr Cooper

CARRIED UNANIMOUSLY

9.2 FINANCIAL ASSISTANCE - WENTWORTH REGIONAL COMMUNITY PROJECT ASSOCIATION INC

File Number: RPT/24/116

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

Objective: 2.0 Wentworth Shire is a great place to live
Strategy: 2.1 Continue to create opportunities for inclusion where all people feel welcome and participate in community life

Summary

At 07:09 pm Councillor Jo Rodda left the Council Chambers.

Council is in receipt of a request for financial assistance on an annual basis from the Wentworth Regional Community Project Association. The request is for a budget allocation of \$7,700 for the fireworks display and supporting costs towards the annual Christmas Eve Street Party.

Recommendation

That Council nominate the preferred option from within the conclusion section of this report to enable a response to the request from Wentworth Regional Community Project Association.

Motion

That Council allocate \$7,700 from Council's annual budget ongoing for fireworks and supporting costs towards Wentworth Regional Community Project Association Christmas Eve Street Party.

Moved Cr Crisp, Seconded Cr Cooper

Amendment

That Council allocate \$7,700 from Council's 2024/2025 budget for fireworks and supporting costs towards Wentworth Regional Community Project Association's 2024 Christmas Eve Street Party.

Moved Cr Crisp, Seconded Cr Cooper

CARRIED UNANIMOUSLY

Council Resolution

That Council allocate \$7,700 from Council's 2024/2025 budget for fireworks and supporting costs towards Wentworth Regional Community Project Association's 2024 Christmas Eve Street Party.

Moved Cr Crisp, Seconded Cr Cooper

CARRIED UNANIMOUSLY

At 07:17 pm Councillor Jo Rodda returned to Council Chambers.

Council Resolution

That Council develop an event support policy for applications greater than \$5,000 and that review have the capacity to offer ongoing funding for these events.

Moved Cr Crisp, Seconded Cr Cooper

CARRIED UNANIMOUSLY

9.3 MURRAY DARLING ASSOCIATION 80TH NATIONAL CONFERENCE AND ANNUAL GENERAL MEETING

File Number: RPT/24/133

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

Objective: 3.0 Wentworth Shire is a community that works to enhance and protect its physical and natural environment
Strategy: 3.3 Minimise the impact on the natural environment

Summary

The Murray Darling Association's 80th National Conference and Annual General Meeting is being held from the 8-11 July 2024 in Tamworth. The focus of the Conference is, "*The future of Water Security*". Traditionally Council nominates its Murray Darling Association representatives to attend the Conference and Annual General Meeting.

Recommendation

That Council nominates the Murray Darling Association representatives to attend the Murray Darling Association's 80th National Conference and Annual General Meeting from 8-11 July 2024.

Council Resolution

That Council nominates Cr Linklater, Cr Nichols and Cr Elstone to attend the Murray Darling Association's 80th National Conference and Annual General Meeting from 8-11 July 2024.

Moved Cr Rodda, Seconded Cr Crisp

CARRIED UNANIMOUSLY

9.4 FINANCIAL ASSISTANCE - POONCARIE DESERT DASH 2024

File Number: RPT/24/134

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

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

Summary

Council is in receipt of a request for financial assistance towards the 2024 Pooncarie Desert Dash. The event is to be held on 19 to 21 April 2024. Council has approved financial support for this event in previous years.

Recommendation

That Council nominate the preferred option from within this report to enable a response to the request from Sunraysia Motorsports Club.

Resolution

That Council allocate \$20,000 to the Sunraysia Motorsports Club toward the 2024 Pooncarie Desert Dash event on the proviso that the event organiser complete a set of requested criteria including visitor data, an event acquittal and inclusion of the Wentworth Shire Council in their promotional material and advertising.

Moved Cr Cooper, Seconded Cr Crisp

CARRIED UNANIMOUSLY

9.5 FINANCIAL SPONSORSHIP - NORTHERN MALLEE LEADERS PROGRAM

File Number: RPT/24/151

Responsible Officer: Ken Ross - General Manager
Responsible Division: Office of the General Manager
Reporting Officer: Hannah Nicholas - 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: 4.4 Provide strong leadership and work in partnership to strategically plan for the future

Summary

Council has been requested to provide financial sponsorship towards the Northern Mallee Leaders program. The amount requested is \$3,850, which will provide an individual the opportunity to further develop their professional skillset and networking capabilities. Council sought interest from staff to participate in the program without success.

Recommendation

That Council provide financial sponsorship of \$3,850 towards the Northern Mallee Leaders Program.

Council Resolution

That Council provide financial sponsorship of \$3,850 towards the Northern Mallee Leaders Program.

Moved Cr. Nichols, Seconded Cr Crisp

CARRIED UNANIMOUSLY

9.6 MONTHLY FINANCE REPORT - FEBRUARY 2023

File Number: RPT/24/125

Responsible Officer: Simon Rule - Director Finance and Policy

Responsible Division: Finance and Policy

Reporting Officer: Vanessa Lock - Finance Officer

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

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

Summary

Rates and Charges collections for the month of February 2024 were \$1,291,156.03. After allowing for pensioner subsidies, the total levies collected are now 77.43%. For comparison purposes 73.76% of the levy had been collected at the end of February 2023. Council currently has \$46,827,184.62 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 Beaumont, Seconded Cr Rodda

CARRIED UNANIMOUSLY

9.7 MONTHLY INVESTMENT REPORT - FEBRUARY 2024

File Number: RPT/24/128

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 of 29 February 2024, Council had \$42 million invested in term deposits and \$4,827,184.62 in other cash investments. Council received \$293,727.35 from its investments for the month of February 2024.

In February 2024 Council investments averaged a rate of return of 4.77% and it currently has \$8,906,209.86 of internal restrictions and \$33,495,454.80 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 Beaumont

CARRIED UNANIMOUSLY

9.8 WENTWORTH LOCAL ENVIRONMENTAL PLAN 2011 MINIMUM LOT SIZE AMENDMENT AND REZONING DARETON

File Number:	RPT/24/135
Responsible Officer:	George Kenende - Acting Director Health & Planning
Responsible Division:	Health and Planning
Reporting Officer:	George Kenende - Acting Director Health & 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

Wentworth Shire Council resolved to proceed with a Planning Proposal to amend planning provisions in the Wentworth Local Environmental Plan 2011 (WLEP) that specifically relate to amendment to the Minimum Lot Size (MLS) and fixing an error in the mapping.

The Department of Planning and Environment (DPE) (now the Department of Planning Housing and Infrastructure (DHPI)) issued a Gateway Determination to proceed on 13 October 2023.

The Planning Proposal sought to amend the following provisions:

- Reduce the Minimum Lot Size (MLS) of 15 allotments zoned R5 Large Lot Residential in Dareton from 5000sqm to 3000sqm
- Fix a map anomaly by rezoning parts of Lots 32 & 374 DP 756961 from R5 to RU1 Primary Production and minimum lot size from 5000sqm to 10,000ha

Public exhibition and state agency consultation was conducted in accordance with the Gateway Determination. One (1) public submission and three (3) state agency submissions were received.

No amendments have been made to the Planning Proposal as an outcome of public exhibition and submissions.

This report seeks Council endorsement of the Planning Proposal and approval to send the documentation to the Department of Planning Housing and Infrastructure (DHPI), who will proceed with finalisation of the amendment to the Wentworth Local Environmental Plan 2011 as Council are not the plan-making authority.

Recommendation

- a) That Council endorse the post exhibition documentation as outlined in this report.
- b) That Council, support and resolve to send the planning proposal documentation to DPHI who will proceed with the finalisation of the Planning Proposal in accordance with section 3.36 of the *Environmental Planning and Assessment Act 1979*.
- c) Call a division in accordance with S375A of the Local Government Act 1993 (NSW).

Council Resolution

- a) That Council endorse the post exhibition documentation as outlined in this report.
- b) That Council, support and resolve to send the planning proposal documentation to DPHI who will proceed with the finalisation of the Planning Proposal in accordance with section 3.36 of the *Environmental Planning and Assessment Act 1979*.
- c) Call a division in accordance with S375A of the Local Government Act 1993 (NSW).

Moved Cr. Nichols, 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, Cooper, Crisp, Linklater, Nichols and Rodda.***

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

9.9 PROJECT & WORKS UPDATE - MARCH 2024

File Number: RPT/24/118

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 February 2024 and the planned activities for March 2024.

Recommendation

That Council receives and notes the major works undertaken in February 2024 and the scheduled works for the following month.

Council Resolution

That Council receives and notes the major works undertaken in February 2024 and the scheduled works for the following month.

Moved Cr Rodda, Seconded Cr Crisp

CARRIED UNANIMOUSLY

9.10 BURONGA LANDFILL OPERATIONS AND FUTURE DEVELOPMENT

File Number: RPT/24/158

Responsible Officer: Ken Ross - General Manager
Responsible Division: Office of the General Manager
Reporting Officer: Simon Rule - Director Finance and Policy

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

Summary

In July 2023 Council received approval from the Department of Planning and Environment and the Environment Protection Authority (EPA) to increase its licensed waste disposal to landfill capacity at the Buronga Landfill, to cater for local growth and position the site to become a Regional Landfill.

Recommendation

That Council admits the Late Supplementary Report for consideration.

That Council endorse the following:

- That Council continue owning, managing, and supervising the operations of the Buronga Landfill as recommended by AEC Group Pty Ltd independent operations assessment;
- The required capital upgrades proceed, to be financed by a combination of a long-term loan up to the value of \$12,000,000 (twelve million dollars), internal cash reserves and a capital grant; and
- Increase Council's EFT levels by 3.6 to appropriately resource the future operations of the landfill

Council Resolution

That Council admits the Late Supplementary Report 9.10 for consideration.

Moved Cr Rodda, Seconded Cr Cooper

CARRIED UNANIMOUSLY

Council Resolution

That Council endorse the following:

- That Council continue owning, managing, and supervising the operations of the Buronga Landfill as recommended by AEC Group Pty Ltd independent operations assessment;

- The required capital upgrades proceed, to be financed by a combination of a long-term loan up to the value of \$12,000,000 (twelve million dollars), internal cash reserves and a capital grant; and
- Increase Council's EFT levels by 3.6 to appropriately resource the future operations of the landfill

Moved Cr Nichols, Seconded Cr Beaumont

CARRIED UNANIMOUSLY

10 NOTICES OF MOTIONS / QUESTIONS WITH NOTICE**10.1 NOTICE OF MOTION - CONTRIBUTION TO MILDURA HEALTH FOUNDATION**

File Number: RPT/24/149

Motion

That Council contribute to the Mildura Health Foundation and become a Gold partner by donating \$50,000 from next years budget.

Council Resolution

That Council contribute to the Mildura Health Foundation and become a Gold partner by donating \$50,000 from next years budget.

Moved Cr Linklater, Seconded Cr Crisp**CARRIED UNANIMOUSLY****10.2 Water in Wentworth**

Cr Susan Nichols asked if anything can be done to improve the smell of the water in Wentworth.

General Manager advised Council has tried several solutions to remedy this with no success.

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 Plant Replacement - Approval for Tenders for Replacement Plant 900 - Front End Loader (Waste Handler) VR2324/900. (RPT/24/120)

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

12.2 Plant Replacement - Approval for Tenders for Replacement Plant 525 - Single Cab 4.5 Tonne Gross Vehicle Mass Truck with Crane - VR2324/900. (RPT/24/121)

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 Arumpo Road Reconstruction - Road Base Material - PT2324/07. (RPT/24/126)

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 Arumpo Road Reconstruction - Plant Hire Tenders. (RPT/24/127)

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

12.5 Contract Negotiations Wentworth / Baaka View Caravan Park. (RPT/24/152)

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 Beaumont, Seconded Cr Rodda

CARRIED UNANIMOUSLY

12 OPEN COUNCIL - REPORT FROM CLOSED COUNCIL

12.1 PLANT REPLACEMENT - APPROVAL FOR TENDERS FOR REPLACEMENT PLANT 900 - FRONT END LOADER (WASTE HANDLER) VR2324/900

File Number: RPT/24/120

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Samantha Wall - Projects Administration

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

Strategy: 3.4 Use and manage our resources wisely

REASON FOR CONFIDENTIALITY

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

The General Manager advised that Council accepted the tender from SA Tractors P/L for the supply of one Case 821G for the sum of \$528,000.00 inc GST, and accepted the trade price of \$132,000.00 inc GST for the Council owned 2015 Caterpillar 938K Loader, plant item 900 with a changeover price of \$396,000.00 inc GST.

12.2 PLANT REPLACEMENT - APPROVAL FOR TENDERS FOR REPLACEMENT PLANT 525 - SINGLE CAB 4.5 TONNE GROSS VEHICLE MASS TRUCK WITH CRANE - VR2324/900

File Number: RPT/24/121

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Samantha Wall - Projects Administration

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

Strategy: 3.4 Use and manage our resources wisely

REASON FOR CONFIDENTIALITY

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

The General Manager advised that Council accepted the tender from Mildura Truck Centre for the supply of one Isuzu NPR 45/55-155 AMT MBW for the sum of \$146,536.50 inc GST, and accepted the trade price of \$14,000.00 inc GST for the Council owned 2011 Hino Truck with Crane, Registration: WSC418, plant item 525 with a changeover price of \$132,536.50 inc GST.

12.3 ARUMPO ROAD RECONSTRUCTION - ROAD BASE MATERIAL - PT2324/07

File Number: RPT/24/126

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division:

Reporting Officer: Jarrod Roberts - Manager Works

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 2005, Section 178(1)(a) accepted the tender from Mallee Earthmoving and Excavations Pty Ltd to carry out the Crushing, Screening, Pugging and Stockpiling of 120,000 tonnes of locally sourced road base material for Contract PT2324/07 in the amount of \$1,073,600.00 inc GST and authorised the Mayor and General Manager to sign the contract documentation and affix the council seal.

12.4 ARUMPO ROAD RECONSTRUCTION - PLANT HIRE TENDERS

File Number: RPT/24/127

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Jarrod Roberts - Manager Works

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 2005, Section 178(1)(a) accepted the following tenders and authorised the Mayor and General Manager to sign the contract documentation and affix the council seal.

1. PT2324/08 – Hire 2x Land Plane – Earth Scoops
 - Bott Earthmoving Pty Ltd - \$272,000.00 inc GST
2. PT2324/09 – Hire Water Trucks
 - Bott Earthmoving Pty Ltd - \$240,000.00 inc GST

12.5 CONTRACT NEGOTIATIONS WENTWORTH / BAAKA VIEW CARAVAN PARK

File Number: RPT/24/152

Responsible Officer: Ken Ross - General Manager
Responsible Division: Office of the General Manager
Reporting Officer: Hannah Nicholas - 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: 4.5 Adopt practices of prudent asset, financial and human resource management across Council to ensure long-term sustainability and efficiency

REASON FOR CONFIDENTIALITY

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

The General Manager advised that Council resolved to:

- a) Endorse the contract negotiations agreed to between Darling River Man and Council's General Manager
- b) Authorise the Mayor and General Manager to affix the seal to the standard Crown 21 year Lease and duly sign on behalf of Council
- c) Quarantine the net proceeds from the annual lease payments into a Wentworth Caravan Park internally restricted fund
- d) Quarantine the sale price for the old cabins into a Wentworth Caravan Park internally restricted fund for future works

13 CONCLUSION OF THE MEETING

8:24pm

NEXT MEETING

17 April 2024

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CHAIR