



**ORDINARY MEETING
MINUTES**

30 OCTOBER 2024

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1 OPENING OF MEETING

The Mayor opened the meeting with a prayer at 5:03pm.

2 PRAYER OR ACKNOWLEDGEMENT OF COUNTRY

PRESENT:

COUNCILLORS: Councillor Daniel Linklater
Councillor Jon Armstrong
Councillor Peter Crisp
Councillor Tim Elstone
Councillor Greg Evans
Councillor Susan Nichols
Councillor Jo Rodda
Councillor Jody Starick
Councillor Michael Weeding

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)

3 APOLOGIES AND LEAVE OF ABSENCE

Nil

4 DISCLOSURES OF INTERESTS

Councillor Crisp advised that he had a less than significant non-pecuniary interest in Item 9.14 as he is an employee of a business with access off Helena Street.

5 CONFIRMATION OF MINUTES

Recommendation

That the Minutes of the Ordinary Meeting held 14 August 2024 be confirmed as circulated.

Council Resolution

That the Minutes of the Ordinary Meeting held 14 August 2024 be confirmed as circulated.

Moved Cr Nichols, Seconded Cr Rodda

CARRIED UNANIMOUSLY

Recommendation

That the Minutes of the Ordinary Meeting held 11 October 2024 be confirmed as circulated.

Council Resolution

That the Minutes of the Ordinary Meeting held 11 October 2024 be confirmed as amended.

Moved Cr Starick, Seconded Cr Armstrong

CARRIED UNANIMOUSLY

Recommendation

That the Minutes of the Extraordinary Meeting held 15 October 2024 be confirmed as circulated.

Council Resolution

That the Minutes of the Extraordinary Meeting held 15 October 2024 be confirmed as circulated.

Moved Cr Armstrong, Seconded Cr Evans

CARRIED UNANIMOUSLY

6 OUTSTANDING MATTERS FROM PREVIOUS MEETINGS

Nil

7 MAYORAL AND COUNCILLOR REPORTS

7.1 MAYORAL REPORT

File Number: RPT/24/591

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 noting Mayor Linklater did not attend the La Trobe University Opening of the Dr Deb Neal wing.

Moved Cr Linklater, Seconded Cr Armstrong

CARRIED UNANIMOUSLY

8 REPORTS FROM COMMITTEES

Nil

9 REPORTS TO COUNCIL

9.1 GENERAL MANAGERS REPORT

File Number: RPT/24/593

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 24-15, 24-16, 24-17 and 24-18.

2. Meetings

As listed.

3. Upcoming meetings or events

As listed.

4. Other items of note

Nil.

Recommendation

That Council receive and note the information contained within the report from the General Manager.

Council Resolution

That Council receive and note the information contained within the report from the General Manager.

Moved Cr. Elstone, Seconded Cr. Rodda

CARRIED UNANIMOUSLY

9.2 MAY 2025 ORDINARY COUNCIL MEETING

File Number: RPT/24/657

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: 4.3 An effective and efficient organisation

Summary

Council has an obligation to place the Operational Plan and Delivery Plan on public consultation for a period of 28 days. Currently the May 2025 council meeting is scheduled for 21 May 2025. To meet Councils obligations for public consultation and review of any submissions, the May 2025 meeting will need to be rescheduled to 14 May 2025.

Recommendation

That Council hold the May 2025 Ordinary meeting of Council on Wednesday 14 May 2025.

Council Resolution

That Council hold the May 2025 Ordinary meeting of Council on Wednesday 14 May 2025.

Moved Cr. Starick, Seconded Cr. Elstone

CARRIED UNANIMOUSLY

9.3 CHRISTMAS LEAVE ARRANGEMENTS

File Number: RPT/24/656

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: 4.3 An effective and efficient organisation

Summary

At the August 2024 Ordinary Council meeting it was resolved that the Council shut down over Christmas would be from close of business 20 December 2024 reopening 30 December 2024.

A few staff were not happy with this arrangement and requested that staff be surveyed to decide when the shut down should occur. Subsequently, a survey of staff was undertaken and indicated that the staff would prefer the dates be changed.

Recommendation

That Council approve the Christmas shutdown to occur from close of business Tuesday 24 December 2024 reopening Thursday 2 January 2025.

Council Resolution

That Council approve the Christmas shutdown to occur from close of business Tuesday 24 December 2024 reopening Thursday 2 January 2025.

Moved Cr. Nichols, Seconded Cr Crisp

CARRIED UNANIMOUSLY

9.4 DRAFT WENTWORTH REGION TOURISM & EVENTS STRATEGY 2024-2029

File Number: RPT/24/625

Responsible Officer: Ken Ross - General Manager
Responsible Division: Office of the General Manager
Reporting Officer: Lexi Stockman - Manager Tourism and Promotion

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

The draft *Wentworth Region Tourism & Events Strategy 2024-2029* was developed after it was identified that Wentworth Shire Council did not currently have an updated Tourism & Events Strategy, with the last strategy completed in 2012.

The draft *Wentworth Region Tourism & Events Strategy 2024-2029* provides a framework to provide direction and consistency to all organisations and businesses within the tourism sector. The strategy includes a high-level plan that identifies the challenges currently faced within the local tourism industry as well as the main priorities and aspirations for the future, and how to achieve these goals.

The draft *Wentworth Region Tourism & Event Strategy 2024-2029* was presented at the 26 June Council meeting. It was requested that a Councillors workshop was to be held with Customer Frame for Councillors to review and discuss the strategy in more detail before community consultation commenced. The workshop was held on Thursday 25 July with Customer Frame and subsequently, the requested changes discussed have been made.

During the 21 August Council meeting, the updated draft of the *Wentworth Region Tourism & Events Strategy 2024-2029* was endorsed by Council for community consultation, for 28 days. No feedback was received from the community during this time and subsequently, no further changes were made to the document.

Recommendation

That Council adopts the *Wentworth Region Tourism & Events Strategy 2024-2029*.

Council Resolution

That Council adopts the *Wentworth Region Tourism & Events Strategy 2024-2029*.

Moved Cr. Weeding, Seconded Cr. Armstrong

CARRIED UNANIMOUSLY

9.5 DRAFT WENTWORTH SHIRE TOURISM SIGNAGE STRATEGY 2024

File Number: RPT/24/610

Responsible Officer: Ken Ross - General Manager
Responsible Division: Office of the General Manager
Reporting Officer: Lexi Stockman - Manager Tourism and Promotion

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

The draft *Wentworth Shire Tourism Signage Strategy 2024* was developed after it was identified that signage within the Shire was not consistent, featured old branding and had been damaged or worn and in need of repair. Internal funding was sought and an external consultant was appointed, Wayfound, who specialises in conducting signage audits and providing the appropriate recommendations.

The draft *Wentworth Shire Tourism Signage Strategy 2024* includes a complete audit of every sign within the Shire, inclusive but not limited to, directional and way-finding signage, entrance signage and interpretive signage. The strategy was completed in line with an implementation timeline and benchmark report, where Wentworth Shire signage was compared to other regions of a similar size.

Recommendation

That Council endorses the whole strategy, with 28 days community consultation to take place before each stage is completed.

Council Resolution

That Council endorses the whole strategy, with 28 days community consultation to take place before each stage is completed.

Moved Cr. Rodda, Seconded Cr. Crisp

CARRIED UNANIMOUSLY

9.6 MONTHLY FINANCE REPORT - AUGUST 2024

File Number: RPT/24/583

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 August 2024 were \$3,075,366.50. After allowing for pensioner subsidies, the total levies collected are now 32.91%. For comparison purposes 42.41% of the levy had been collected at the end of August 2023. Council currently has \$60,334,558.18 in cash and investments.

Recommendation

That Council receives and notes the Monthly Finance Report for the month of August 2024.

Council Resolution

That Council receives and notes the Monthly Finance Report for the month of August 2024.

Moved Cr. Elstone, Seconded Cr. Nichols

CARRIED UNANIMOUSLY

9.7 MONTHLY FINANCE REPORT - SEPTEMBER 2024

File Number: RPT/24/624

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 September 2024 were \$1,615,444.61. After allowing for pensioner subsidies, the total levies collected are now 45.9%. For comparison purposes 47.77% of the levy had been collected at the end of September 2023. Council currently has \$60,334,558.18 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. Armstrong, Seconded Cr. Crisp

CARRIED UNANIMOUSLY

9.8 MONTHLY INVESTMENT REPORT - AUGUST 2024

File Number: RPT/24/585

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 31 August 2024, Council had \$46 million invested in term deposits and \$14,334,558.18 in other cash investments. Council received \$160,543.26 from its investments for the month of August 2024.

In August 2024 Council investments averaged a rate of return of 5.02% and it currently has \$7,172,429.85 of internal restrictions and \$48,395,565.96 of external restrictions.

Recommendation

That Council receives and notes the monthly investment report.

Council Resolution

That Council receives and notes the monthly investment report for August

Moved Cr. Elstone, Seconded Cr. Starick

CARRIED UNANIMOUSLY

9.9 MONTHLY INVESTMENT REPORT - SEPTEMBER 2024

File Number: RPT/24/635

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 30 September 2024, Council had \$46 million invested in term deposits and \$11,597,953.44 in other cash investments. Council received \$221,970.89 from its investments for the month of September 2024.

In September 2024 Council investments averaged a rate of return of 5.00% and it currently has \$7,195,934.85 of internal restrictions and \$46,986,532.66 of external restrictions.

Recommendation

That Council receives and notes the monthly investment report.

Council Resolution

That Council receives and notes the monthly investment report for September.

Moved Cr. Elstone, Seconded Cr. Armstrong

CARRIED UNANIMOUSLY

9.10 STATE OF OUR SHIRE REPORT

File Number: RPT/24/628

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**Recommendation**

That Council endorses the State of our Shire Report for the end of Council term 2024.

Council Resolution

That Council endorses the State of our Shire Report for the end of Council term 2024.

Moved Cr. Rodda, Seconded Cr. Armstrong

CARRIED UNANIMOUSLY

9.11 ANNUAL DISCLOSURE OF INTEREST RETURNS

File Number: RPT/24/615

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

Council's Code of Conduct Policy requires Councillors and Designated Persons to disclose their personal interests by completing a publicly available return of interests.

The annual returns are required to be lodged within three (3) months following 30 June and must be tabled no later than the first available Council meeting in October.

As required by the Office of Local Government and the *Government Information (Public Access) Act 2009* (NSW) the returns will be made available on Council's website after they have been noted by Council.

Recommendation

That Council notes the tabling of the Disclosure of Interest Returns for Councillors and Designated Persons for the period 01/07/2023 to 30/06/2024.

Council Resolution

That Council notes the tabling of the Disclosure of Interest Returns for Councillors and Designated Persons for the period 01/07/2023 to 30/06/2024.

Moved Cr. Nichols, Seconded Cr. Elstone

CARRIED UNANIMOUSLY

9.12 A64 ANABRANCH HALL & ROAD REALIGNMENT ACQUISITION

File Number: RPT/24/290

Responsible Officer: George Kenende - Acting Director Health & Planning

Responsible Division: Health and Planning

Reporting Officer: Hilary Dye - Property and Land Tenure Officer

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

Strategy: 3.5 Infrastructure meets the needs of our growing Shire

Summary

A Council resolution is required to commence the compulsory acquisition from the NSW Department of Planning, Housing and Infrastructure (Crown Lands) of:

- Lots 642 and 643 Deposited Plan 1287475 (within Lot 498 Deposited Plan 761441) for the purpose of infrastructure constructed by Council relating to the Anabranh Hall and Tennis Courts Reserve 84989; and
- Lot 641 Deposited Plan 1287475 (within Lot 498 Deposited Plan 761441) for the purpose of a public road creating legal access to the Crown Reserve.

Recommendation

That Council:

1. Proceed to acquire Lots 642 and 643 Deposited Plan 1287475 by the compulsory process under the terms of the *Land Acquisition (Just Terms Compensation) Act 1991 (NSW)* by authority contained in the *Local Government Act 1993 (NSW)*, for the purpose of public amenities infrastructure constructed by Council for the use of the community.
2. Proceed to acquire Lot 641 Deposited Plan 1287475 by the compulsory process under the terms of the *Land Acquisition (Just Terms Compensation) Act 1991 (NSW)* by authority contained in the *Roads Act 1993 (NSW)* for the purpose of a public road.
3. Approves any minerals are to be excluded from this acquisition.
4. Confirms the acquisition of the land is not for the purpose of resale.
5. Makes an application submitted to the NSW Minister for Local Government via the Office of Local Government and to the NSW Governor General for approval to compulsorily acquire the Crown land for the public purpose.
6. Authorises the General Manager and Mayor to give effect to this resolution and sign any documentation necessary to finalise the acquisition.

Council Resolution

That Council:

1. Proceed to acquire Lots 642 and 643 Deposited Plan 1287475 by the compulsory

process under the terms of the *Land Acquisition (Just Terms Compensation) Act 1991 (NSW)* by authority contained in the *Local Government Act 1993 (NSW)*, for the purpose of public amenities infrastructure constructed by Council for the use of the community.

2. Proceed to acquire Lot 641 Deposited Plan 1287475 by the compulsory process under the terms of the *Land Acquisition (Just Terms Compensation) Act 1991 (NSW)* by authority contained in the *Roads Act 1993 (NSW)* for the purpose of a public road.
3. Approves any minerals are to be excluded from this acquisition.
4. Confirms the acquisition of the land is not for the purpose of resale.
5. Makes an application submitted to the NSW Minister for Local Government via the Office of Local Government and to the NSW Governor General for approval to compulsorily acquire the Crown land for the public purpose.
6. Authorises the General Manager and Mayor to give effect to this resolution and sign any documentation necessary to finalise the acquisition.

Moved Cr. Crisp, Seconded Cr. Rodda

CARRIED UNANIMOUSLY

9.13 TRANSFER OF CROWN ROAD - BURONGA LANDFILL WASTE MANAGEMENT FACILITY

File Number: RPT/24/616

Responsible Officer: George Kenende - Acting Director Health & Planning

Responsible Division: Health and Planning

Reporting Officer: Allan Graham - Property 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

As a result of electrical up-grading work to provide mains power to the Buronga Landfill Waste Management Facility situated at 258 Arumpo Road, Buronga, it has been identified that the road that provides access to the Waste Management Facility from Arumpo Road is a Crown road owned by the State of New South Wales.

To facilitate the electrical up-grading work to the Landfill Facility (underground high voltage cabling and installation of above ground substation) and to ensure Council has effective control over the road into the future, it is proposed that Council officers make application to the NSW Department of Planning, Housing and Infrastructure (Crown Lands) to transfer the ownership of the road to Council.

Recommendation

That Council makes an application to Crown Lands requesting that the ownership of the existing Crown road from Arumpo Road, Buronga and through to the Buronga Landfill Waste Management Facility be transferred to Wentworth Shire Council.

Council Resolution

That Council makes an application to Crown Lands requesting that the ownership of the existing Crown road from Arumpo Road, Buronga and through to the Buronga Landfill Waste Management Facility be transferred to Wentworth Shire Council.

Moved Cr. Nichols, Seconded Cr. Evans

CARRIED UNANIMOUSLY

9.14 HELENA STREET ROAD CLOSURE

File Number: RPT/24/637

Responsible Officer: George Kenende - Acting Director Health & Planning

Responsible Division: Health and Planning

Reporting Officer: Hilary Dye - Property and Land Tenure Officer

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

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

Summary

A Council resolution is sought to approve the closure of the furthest eastern end of Helena Street which crosses Darling Street to the Darling River, for which Council is now the roads authority under the provisions of Division 3 of the *Roads Act 1993*.

In accordance with Section 31(2) of the *Local Government Act 1993*, the land will then be classified as Operational Land providing Council flexibility in its use and any future dealings.

At 05:22 pm Councillor Peter Crisp left the Council Chambers

Recommendation

That Council:

1. Approves the closure of a portion of Council's public road known as Helena Street, Wentworth under the provisions of Division 3 of the *Roads Act 1993*.
2. Confirms that the road closure is not for the purpose of resale.
3. Approves minerals are to be excluded from the acquisition.
4. Upon the road being closed, will classify the land as Operational Land.
5. Authorises the General Manager and Mayor be authorised to sign any necessary documentation.

That Council:

1. Approves the closure of a portion of Council's public road known as Helena Street, Wentworth under the provisions of Division 3 of the *Roads Act 1993*.
2. Confirms that the road closure is not for the purpose of resale.
3. Approves minerals are to be excluded from the acquisition.
4. Upon the road being closed, will classify the land as Operational Land.
5. Authorises the General Manager and Mayor be authorised to sign any necessary documentation.

Moved Cr. Elstone, Seconded Cr. Weeding

Amendment

That Council defer the item until a question is answered regarding the access to the river.

Moved Cr. Nichols, Seconded Cr. Rodda

LOST

Council Resolution

That Council:

1. Approves the closure of a portion of Council's public road known as Helena Street, Wentworth under the provisions of Division 3 of the *Roads Act 1993*.
2. Confirms that the road closure is not for the purpose of resale.
3. Approves minerals are to be excluded from the acquisition.
4. Upon the road being closed, will classify the land as Operational Land.
5. Authorises the General Manager and Mayor be authorised to sign any necessary documentation.

Moved Cr. Elstone, Seconded Cr. Weeding

CARRIED

For the Motion : ***Clr.s Armstrong, Crisp, Elstone, Linklater, Nichols, Rodda, Starick and Weeding.***

Against the Motion: ***Clr. Evans.***

At 05:32 pm Councillor Peter Crisp returned to Council Chambers.

9.15 DA2024/093 SINGLE MOORING POLE CREATING 2 MOORING SITES LOT 1 DP 1046256 STURT HIGHWAY, TRENTHAM CLIFFS

File Number: RPT/24/682

Responsible Officer: George Kenende - Acting Director Health & Planning

Responsible Division: Health and Planning

Reporting Officer: Kerrie Copley - Planning Officer

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

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

Summary

A development application (DA2024/093) was received by Council on 27 July 2024 for an additional mooring pole facilitating an additional private mooring site totaling two (2) mooring sites to be located in the riverfront area of Lot 1 DP 1046256 Sturt Highway, Trentham Cliffs.

Under the *Wentworth Local Environmental Plan 2011 (WLEP 2011)*, this development is permitted with consent when located within the W1 Natural Waterways and RU4 Primary Production Small Lots zones.

The proposed development is to be located within the river front area Murray River and be an addition to the existing private mooring on the site. The proposed additional mooring pole is to be located no closer to the river than the existing mooring pole approved under DA12/053. Single mooring sites are acceptable development, however, the development of a second mooring site – through the addition of a mooring pole, will result in more than one mooring on the same lot, owned by the same owners and does not comply with provisions identified under clause 7.8(4c) the WLEP 2011. Therefore, as part of the 7.8 assessment, a variation to the number of mooring sites permitted on the lot was required (usually referred to as a 4.6 variation).

Due to the variation being a non-numerical variation, the application cannot be determined under delegated authority, and must be determined by Council.

Recommendation

That Council:

1. Approve DA2024/093 for the additional mooring pole facilitating an additional private mooring site totaling two (2) mooring sites to be located in the riverfront area of Lot 1 DP 1046256 Sturt Highway, Trentham Cliffs.
2. Call a division in accordance with S375A of the Local Government Act 1993 (NSW)

Council Resolution

That Council:

1. Approve DA2024/093 for the additional mooring pole facilitating an additional private mooring site totaling two (2) mooring sites to be located in the riverfront area of Lot 1 DP 1046256 Sturt Highway, Trentham Cliffs.
2. Call a division in accordance with S375A of the Local Government Act 1993 (NSW)

Moved Cr. Armstrong, Seconded Cr. Rodda

CARRIED UNANIMOUSLY

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

For the Motion : *Clr.s Armstrong, Crisp, Elstone, Evans, Linklater, Nichols, Rodda, Starick and Weeding.*

Against the Motion: *Nil.*

9.16 PROJECT & WORKS UPDATE - OCTOBER 2024

File Number: RPT/24/611

Responsible Officer: Geoff Gunn - Director Roads and Engineering

Responsible Division: Roads and Engineering

Reporting Officer: Megan Jackson - Roads & Engineering 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 September 2024 and the planned activities for October 2024.

Recommendation

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

Council Resolution

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

Moved Cr. Rodda, Seconded Cr. Evans

CARRIED UNANIMOUSLY

10 NOTICES OF MOTIONS / QUESTIONS WITH NOTICE

Cr Armstrong asked for a verbal update on the sporting masterplan and when it will be presented to Council.

The General Manager advised that the consultants have prepared a draft strategy of which the previous Council received a presentation. Subsequent to that, a landscape architect has prepared a proposed layout for the site. A quantity surveyor is currently preparing estimates for the proposed designs. The strategic plan and designs will be brought back to Council in December for consideration. If deemed appropriate the Council will endorse the strategy for community consultation throughout January then final endorsement in March.

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 Arumpo Road Reconstruction - Extension of PT2324/08 - Hire 2x Land Plane - Earth Scoops & PT2324/09 - Hire of Water Trucks. (RPT/24/599)**

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 on Tenders for Replacement of Plant 689 -

VR2425/689. (RPT/24/606)

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 on Tenders for Replacement of Plant 606 - Nissan Navara - VR2425/606. (RPT/24/607)

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

12.4 Plant Replacement - Approval on Tenders for Replacement of Plant 642 - Mitsubishi Triton - VR2425/642. (RPT/24/608)

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 George Gordon Oval Lighting Upgrade PT 2324/22. (RPT/24/662)

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

12.6 Sunraysia Early Settlers Museum. (RPT/24/700)

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. Crisp, Seconded Cr. Armstrong

CARRIED UNANIMOUSLY

Council Resolution

That Council admits for consideration a supplementary late report into Closed Session from the General Managers Office as the information contained in the report is deemed to urgent on the grounds that it requires a decision by the council before the next scheduled ordinary meeting of council.

Moved Cr. Elstone, Seconded Cr. Rodda

CARRIED UNANIMOUSLY

12 OPEN COUNCIL - REPORT FROM CLOSED COUNCIL

12.1 ARUMPO ROAD RECONSTRUCTION - EXTENSION OF PT2324/08 - HIRE 2X LAND PLANE - EARTH SCOOPS & PT2324/09 - HIRE OF WATER TRUCKS

File Number: RPT/24/599

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

REASON FOR CONFIDENTIALITY

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

The General Manager advised that Council approved an extension of \$297,600.00 inc GST to the contract for the Hire of Land Planes Tender No. PT2324/08 & Hire of Water Trucks PT2324/09 with Bott Earthmoving Pty Ltd.

12.2 PLANT REPLACEMENT - APPROVAL ON TENDERS FOR REPLACEMENT OF PLANT 689 - VR2425/689

File Number: RPT/24/606

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.

That Council approved the acceptance of the tender from Davison Motors for the supply of a Ford Everest Platinum that meets tender specification at the price of \$82,739.53 inc GST and accepted the trade price of \$43,000.00 inc GST for the Council owned 2022 Ford Everest, Registration WSC436, with a total changeover price of \$39,739.53 inc GST.

12.3 PLANT REPLACEMENT - APPROVAL ON TENDERS FOR REPLACEMENT OF PLANT 606 - NISSAN NAVARA - VR2425/606

File Number: RPT/24/607

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 Davison Motors for the supply & delivery of one Ford XL Ranger for the sum of \$90,804.20 inc GST, and accepted the trade price of \$5,000.00 inc GST for the Council owned Nissan Navara, plant item 606 with a total changeover price of \$85,804.20 inc GST.

12.4 PLANT REPLACEMENT - APPROVAL ON TENDERS FOR REPLACEMENT OF PLANT 642 - MITSUBISHI TRITON - VR2425/642

File Number: RPT/24/608

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 Toyota for the supply & delivery of one Toyota Hilux for the sum of \$79,177.66 inc GST, and accepted the trade price of \$8,000.00 inc GST for the Council owned Mitsubishi Triton, plant item 642 with a total changeover price of \$71,177.66 inc GST.

12.5 GEORGE GORDON OVAL LIGHTING UPGRADE PT 2324/22

File Number: RPT/24/662

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

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 deferred Item 12.5 until next month pending further information.

12.6 SUNRAYSIA EARLY SETTLERS MUSEUM

File Number: RPT/24/700

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

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

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 consider the purchase of the Old Coomealla Packers Building and neighbouring lots (Lot 381 DP756961, Lot 382 DP756691, Lot 579 DP756961, Lot 685 DP756961 and Lot 1034 DP 756961) as the future site of the Sunraysia Early Settlers Museum subject to Council completing a quantity survey.

13 CONCLUSION OF THE MEETING

The meeting closed at 6:41pm.

NEXT MEETING

20 November 2024

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CHAIR