



**MINUTES FOR THE
EXTRAORDINARY COUNCIL
MEETING**

Tuesday 8th February 2022

Michael Urquhart
GENERAL MANAGER

**MINUTES OF THE ORDINARY MEETING OF THE WALGETT SHIRE COUNCIL HELD AT THE
WALGETT SHIRE CHAMBERS ON TUESDAY 8TH FEBRUARY 2022 AT 11:00AM**

OPEN FORUM**Public Presentations:**

Nil

The Mayor declared the meeting open at 11:00AM

PRESENT

Mayor Jane Keir

Deputy Mayor Greg Rummery

Clr Alf Seaton

Clr Colin Hundy

Clr Daniel Walford

Clr Ian Woodcock

Clr Jasen Ramien

Clr Michael Cooke

Clr Sue Currey

Michael Urquhart (General Manager)

Tony Hughes (Chief Financial Officer)

Kobus Nieuwoudt (Director Environmental Services)

Bob Stephen (Acting Director Engineering/Technical Services)

Belinda Petersons (Minute Secretary)

Leave of Absence:

Nil

Declaration of Pecuniary/Non-Pecuniary Interests

Councillor	Item No.	Report title/ Subject matter	Pecuniary/Non-Pecuniary	Reason
Mayor Keir	5.2.1	Request for Tenders RFT/21-008 – Fixing Country Roads – Come By Chance Road Reconstruction and Sealing of 54.96km.	Pecuniary	Family Business interest
Clr Ramien	5.2.1	Request for Tenders RFT/21-008 – Fixing Country Roads – Come By Chance Road Reconstruction and Sealing of 54.96km.	Pecuniary	Family Business interest

2/2022/1 Move into Closed Session

Time: 11:02am

That the public be excluded from the meeting pursuant to Sections 10A (2) (a) (c) & (d) of the Local Government Act 1993 on the basis that the items deal with:

(a) Personnel matters concerning particular individuals (other than Councillors)

(c) That information that would, if disclosed confer a commercial advantage on a person with whom the Council is conducting business (or proposed to conduct business)

(d) That the matter and information is commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

Moved: Clr Seaton

Seconded: Clr Woodcock

CARRIED

1/2022/2 Tender for Construction Collarenebri Artesian Hot Spring

Resolved:

That Council:

a. Having not received competitive bids for construction of the Collarenebri Artesian Hot Spring facility, now, in accordance with Section 178 (3) (e) of the Local Government (General) Regulation 2005, enter into negotiations with Lukas Building and Excavation of Brewarrina, with the view of entering into a best value contract with the contractor.

b. The reasons for declining to invite fresh tenders are:

- Time constraints associated with Commonwealth Government Funding,
- Tender documents were downloaded by 13 separate organisations, so the opportunity was well considered. Prior warning of this tender was given to the market well before advertising, to allow for the timing of this tender in the market. The advertising period was extended past the required 21 days. Clear instruction was delivered to potential tenderers via an online briefing session.
- Further competitive bids are considered unlikely
- Better value likely achieved through negotiations for this project.

c. The reasons for entering into negotiations with the contractors as described in (a) above are:

- Having considered a range of potential contractors, it was considered prudent to directly negotiate with a local contractor with a proven history with bore bath construction.
- It should be noted that no other local contractors were identified and therefore this decision supports councils local support policies
- Lukas Building and Excavation are suitably qualified having completed similar style projects

Moved: Cllr Seaton

Seconded: Cllr Ramien

CARRIED

Mayor Keir and Cllr Ramien declared a pecuniary interest. Mayor Keir asked Deputy Mayor Rummery to chair the meeting. Mayor Keir and Cllr Ramien left the Chamber at 11:31am.

Deputy Mayor Rummery then presided over the meeting.

2/2022/3 Request for Tenders RFT/21-008 – Fixing Country Roads – Come By Chance Road Reconstruction and Sealing of 54.96KM

Resolved:

1. That pursuant to Clause 178(1)(b) of the Local Government (General) Regulation 2005, the Council decline to accept any of the tenders submitted for the Reconstruction and Sealing of 54.96kms of the Come by Chance Road between Walgett and Pilliga,
2. That the Council in accordance with Clause 178(3)(d) of that Regulation enter into negotiations with all 8 tenderers, with a view to entering into a contract for the Reconstruction and Sealing of the Come by Chance Road, and
3. That the General Manager be delegated authority to undertake the negotiations as per recommendation (2) and where best value for money cannot be leveraged, Council enter into direct negotiations with other qualified groups in the industry.
4. That Council not call fresh tenders as this project has been publicly tendered without achieving a successful outcome, and Council considers that it is more advantageous to negotiate as per the recommendation (2) above.
5. That a Council Delegation meet with local members, both State and Federal, to determine if additional funds or variations can be made to the Come By Chance project.

Moved: Clr Cooke

Seconded: Clr Hundy

CARRIED

Clr Ramien returned to the meeting room at 12:53pm.

Deputy Mayor Rummery remained in the chair as Mayor Keir was called away on urgent business.

2/2022/4 Adoption of closed session reports

Resolved:

That Council adopt the recommendations of the Closed Committee Reports.

Moved: Clr Walford

Seconded: Clr Hundy

CARRIED

Close of Meeting

The meeting closed at 12:58pm

To be confirmed at the next meeting of Council.



Mayor



General Manager