



# **MINUTES**

**Ordinary Council Meeting**

**27 November 2023**

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**MINUTES OF SHIRE OF BOURKE  
ORDINARY COUNCIL MEETING  
HELD AT THE BOURKE SHIRE COUNCIL, 29 MITCHELL STREET BOURKE NSW  
ON MONDAY, 27 NOVEMBER 2023 AT 9.15AM**

**PRESENT:** Cr Barry Hollman (Mayor), Cr Sarah Barton, Cr Sally Davis, Cr Cec Dorrington, Cr Lachlan Ford (Deputy Mayor), Cr Sam Rice, Cr Grace Ridge, Cr Nathan Ryan, Cr Robert Stutsel

**IN ATTENDANCE:** Leonie Brown (General Manager), Peter Brown (Manager Works), Paul Flanagan (Manager Roads Services - via Audio Visual Link), Melanie Milgate (Economic Development Manager), Ang Pasang Rai (Manager Corporate Services), Dwayne Willoughby (Manager Environmental Services), Margo Anderson (Executive Assistant - Minutes)

**1 OPENING PRAYER**

The Mayor opened the meeting with a prayer

**2 ACKNOWLEDGEMENT OF COUNTRY**

The Mayor then provided an Acknowledgment of Country

**3 REMEMBRANCE**

Council stood in silence in the memory of the following recently deceased:

Martin Bligh	Margaret Anne Dixon	Kevin Dover
Barbara Hanson nee Davis	John Thalari	

**4 APOLOGIES AND APPLICATIONS FOR LEAVE OF ABSENCE**

A request for Leave of Absence was received from Cr Victor Bartley who was absent from the meeting due to personal reasons.

**Resolution 2023/249**

**Moved:** Cr Cec Dorrington

**Seconded:** Cr Sally Davis

**That the apology received from Councillor Victor Bartley be accepted and leave of absence granted.**

**Carried**

**5 ATTENDANCE BY AUDIO VISUAL LINK BY COUNCILLORS**

Nil

## 6 DISCLOSURES OF INTEREST

Cr Sarah Barton declared a significant non-pecuniary interest in Item 12.3 of the Agenda - Business Arising, Proposed Projects Under Phase 4 of the Local Roads and Community Infrastructure Program (LR&CIP). The reason for such interest is that Cr Barton is the Secretary for the Back O' Bourke Picnic Race Club who make use of the Renshaw Sporting Complex and facilities, a potential project as listed in the report. In making this declaration, Cr Barton advised that she would leave the Chamber and be out of sight should Council consider this matter as part of Item 12.3 of the Agenda.

Cr Sarah Barton declared a significant non-pecuniary interest in Item 15.1 of the Agenda - Regional Drought Resilience Plans. The reason for such interest is that Cr Barton is an employee of the Department of Regional NSW who has provided funding for the project. In making this declaration, Cr Barton advised that she would leave the Chamber and be out of sight during Councils consideration of Item 15.1 of the Agenda.

Cr Sally Davis declared a pecuniary conflict of interest in Item 12.3 of the Agenda – Business Arising, North Bourke Storm Water Drainage. The reason for such interest is that Cr Davis and her husband own land adjacent to the land the subject of the reports and is in discussion with Council regarding a potential sale of a portion of such land. In addition, she has a friendship with the landowner (Mr G Seiler). In making this declaration, Cr Davis advised she would leave the Chamber and be out of sight should Council separately consider this matter as part of Item 12.3 of the Agenda.

Cr Grace Ridge declared a pecuniary conflict of interest in Item 12.3 of the Agenda – Business Arising, North Bourke Storm Water Drainage. The reason for such interest is that Cr Ridge and her family have a business relationship with the owner of the land detailed within the report. In making this declaration Cr Ridge advised that she would leave the Chamber and be out of sight should Council separately consider this matter as part of Item 12.3 of the Agenda.

Cr Grace Ridge declared a significant non-pecuniary interest in Item 12.3 of the Agenda - Business Arising, Proposed Projects Under Phase 4 of the Local Roads and Community Infrastructure Program (LR&CIP). The reason for such interest is that Cr Ridge is the President of the Bourke P & A Show Committee who make use of the Renshaw Sporting Complex and facilities, a potential project listed in the report. In making this declaration, Cr Ridge advised that she would leave the Chamber and be out of sight should Council consider this matter as part of Item 12.3 of the Agenda.

Cr Nathan Ryan declared a less than significant non-pecuniary conflict of interest in Item 12.3 of the Agenda – Business Arising, Proposed Sale of Land to Bourke Aboriginal Corporation Health Service. The reason for such interest is that Cr Ryan is a contractor to the Bourke Aboriginal Corporation Health Service providing yard and property maintenance to Doctor's houses. In making this declaration Cr Ryan advised that he would remain in the Chamber but would not contribute should Council consider this matter as part of Item 12.3 of the Agenda.

Cr Nathan Ryan declared a less than significant non-pecuniary conflict of interest in Item 22.6 of the Agenda – Sale of Land to Bourke Aboriginal Corporation Health Service. The reason for such interest is that Cr Ryan is a contractor to the Bourke Aboriginal Corporation Health Service providing yard and property maintenance to Doctor's houses. In making this declaration Cr Ryan

advised that he would remain in the Chamber but would not contribute during Council's consideration of Item 22.6 of the Agenda.

## **7 MAYORAL MINUTE**

### **7.1 MAYORAL MINUTE - MAYORAL ACTIVITIES**

**File Number: 1707**

The Council had before it the report of the Mayor regarding the Mayoral Minute - Mayoral Activities.

#### **Resolution 2023/250**

**Moved: Cr Barry Hollman**

**That the information in the Mayoral Minute – Mayoral Activities Report as presented to Council on Monday, 27 November 2023, be noted.**

**Carried**

## **8 STARRING OF ITEMS**

Council's Code of Meeting Practice provides that Council may at any time, resolve to adopt multiple items of business on the agenda by way of a single resolution.

In this regard the council had before it a list of reports, unstarred, with such items proposed to be adopted by Council in a single resolution. The following additional report was identified by Council to be starred for individual consideration.

<b>Item No</b>	<b>Name of Report</b>	<b>Officer</b>
21.1	Regional Drought Resilience Plans	Leonie Brown

#### **Resolution 2023/251**

**Moved: Cr Sally Davis**

**Seconded: Cr Sarah Barton**

**That the recommendations as detailed in the un-starred items as contained in the agenda for the Ordinary Meeting of Council, held on Monday, 27 November 2023, be adopted save and except for Item No 21.1 of the Agenda, with such item to be considered separately.**

**Carried**

**9 CONFIRMATION OF MINUTES****Resolution 2023/252****Moved: Cr Cec Dorrington****Seconded: Cr Sarah Barton**

**That the minutes of the Ordinary Council Meeting held on 23 October 2023 be taken as read, confirmed as correct minutes and signed by the Mayor and the General Manager.**

**Carried****10 RESCISSION MOTIONS**

Nil

**11 NOTICES OF MOTION**

Nil

**12 BUSINESS ARISING****12.1 CALENDAR OF EVENTS****File Number: C12.6**

The Council had before it the report of the General Manager regarding the Calendar of Events.

**Resolution 2023/253****Moved: Cr Sally Davis****Seconded: Cr Sarah Barton**

**That the report of the General Manager regarding the Calendar of Events, as presented to Council on Monday, 27 November 2023, be noted.**

**Carried****12.2 INFORMATION TO COUNCILLORS****File Number: C12.1**

The Council had before it the report of the General Manager regarding the Information to Councillors.

**Resolution 2023/254****Moved: Cr Sally Davis****Seconded: Cr Sarah Barton**

**That the report of the General Manager regarding Information to Councillors, as presented to Council on Monday, 27 November 2023, be noted.**

**Carried**

**12.3 \*\*\* BUSINESS ARISING REPORT****File Number: C12.1**

The Council had before it the report of the General Manager regarding the Business Arising Report.

**Resolution 2023/255****Moved: Cr Sam Rice****Seconded: Cr Lachlan Ford**

**That the report of the General Manager regarding Business Arising, as presented to Council on Monday, 27 November 2023, be noted.**

**Carried****13 ENGINEERING SERVICES DEPARTMENT**

Nil

**14 ENVIRONMENTAL SERVICES & DEVELOPMENT DEPARTMENT**

Nil

**15 GENERAL MANAGER**

At this juncture, Cr Sarah Barton left the meeting, the time being 9:55 am.

**15.1 \*\*\* REGIONAL DROUGHT RESILIENCE PLANS****File Number: 1228, 2897**

The Council had before it the report of the General Manager regarding Regional Drought Resilience Plans.

**Resolution 2023/256****Moved: Cr Cec Dorrington****Seconded: Cr Lachlan Ford**

- 1. That the report of the General Manager regarding the preparation of Regional Drought Resilience Plans (RDRP), as presented to Council on Monday, 27 November 2023, be noted.**
- 2. That the participation of the Mayor and General Manager (to work with the FNWJO Drought Project Officer) in the RDRP process on behalf of Council, be endorsed.**
- 3. That Council undertake local media promotion of the RDRP process to promote the launch of the consultation process.**
- 4. That the RDRP Project Plan involving Bourke Shire Council (RDRP 004) be endorsed for implementation by the FNWJO.**

**Carried**



At this juncture, Cr Sarah Barton returned to the meeting, the time being 9:58 am.

## **15.2 \*\*\* NAMING OF NORTH BOURKE OVAL**

**File Number: 1355 (A10.12)**

The Council had before it the report of the General Manager regarding the Naming of North Bourke Oval.

### **Resolution 2023/257**

**Moved: Cr Cec Dorrington**

**Seconded: Cr Sally Davis**

- 1. That it be noted that responsibility for the naming of places in NSW, including reserves, rests with the NSW Geographical Names Board.**
- 2. That consideration of the proposal to name the North Bourke Oval, "The Neville Simpson Memorial Sports Ground" be deferred until the February 2024 Council meeting, noting the requirement of the Geographical Names Board's Naming Policy requires that any commemorative naming is to be done posthumously, at least one year after the decease of the person.**
- 3. That in the intervening period, the General Manager be requested to ascertain further details of Mr Simpsons community involvement and importantly, seek the thoughts of Mr Simpson's family to the naming proposal, for a full report to Council on the matter.**
- 4. That Mr Les Bunyan be advised of Councils resolution.**

**Carried**

## **15.3 LICENCING OF INFRASTRUCTURE FOR COMMUNICATION PURPOSES**

**File Number: L5.1-W2.2.4 / LD-L2.37**

The Council had before it the report of the General Manager regarding the Licencing of Infrastructure for Communication Purposes.

### **Resolution 2023/258**

**Moved: Cr Sally Davis**

**Seconded: Cr Sarah Barton**

- 1. That Council proceed to enter into a Licence Agreement with BAI Communications Pty Ltd for their siting of a SBS satellite dish and associated transmitter building at Councils Water Treatment Plant in Wortumertie St, Bourke.**
- 2. That the terms of such licence be for an initial term of five (5) years commencing 1 October 2023 and terminating 30 September 2028, with a further five (5) year option term available, at an initial annual rental of \$652.57 (ex GST) per annum, subject to annual CPI increments.**
- 3. That the General Manager be requested to take the necessary action in respect of such licence.**
- 4. That the licence document be executed under the Common Seal of Council.**

**Carried**

**16 CORPORATE SERVICES DEPARTMENT****16.1 \*\*\* BANK RECONCILIATION AND STATEMENT OF BANK BALANCES - 31 OCTOBER 2023****File Number: 2108**

The Council had before it the report of the Manager Corporate Services regarding the Bank Reconciliation and Statement of Bank Balances - 31 October 2023.

**Resolution 2023/259****Moved: Cr Cec Dorrington****Seconded: Cr Sally Davis**

**That the Certificate of Reconciliation of the Cash Book for all funds of the Council and the Statement of Bank Balances as at 31 October 2023 be noted.**

**Carried****16.2 \*\*\* INVESTMENT PORTFOLIO REPORT AS AT 31 OCTOBER 2023****File Number: 2101**

The Council had before it the report of the Manager Corporate Services regarding the Investment Portfolio Report as at 31 October 2023.

**Resolution 2023/260****Moved: Cr Cec Dorrington****Seconded: Cr Sam Rice**

- 1. That the report of the Manager Corporate Services regarding Council's Investment Portfolio as at 31 October 2023, as presented to Council on Monday, 27 November 2023, be received and noted.**
- 2. That the Certificate of the Responsible Accounting Officer be noted, and the report adopted.**

**Carried**

**16.3 \*\*\* 2022/2023 AUDITED FINANCIAL STATEMENTS AND AUDITORS REPORTS****File Number: 2112**

The Council had before it the report of the Manager Corporate Services regarding the 2022/2023 Audited Financial Statements and Auditors Reports. The Council reports having met, via audio-visual link, with Ms Cathy Wu from the NSW Audit Office and Mr Brett Hangar from Nexia Australia Accountants, in respect of this matter.

**Resolution 2023/261****Moved: Cr Cec Dorrington****Seconded: Cr Sally Davis**

**That the 2022/2023 Bourke Shire Council Audited Financial Statements and Auditors Report as presented to Council on Monday, 27 November 2023, be adopted.**

**Carried****16.4 \*\*\* QUARTERLY BUDGET REVIEW TO 30 SEPTEMBER 2023****File Number: 2023**

The Council had before it the report of the Manager Corporate Services regarding the Quarterly Budget Review to 30 September 2023.

**Resolution 2023/262****Moved: Cr Sam Rice****Seconded: Cr Lachlan Ford**

- 1. That the document titled "Quarterly Budget Review Statement – September 2023" be received and noted.**
- 2. That the variations of income and expenditure as identified in the "Quarterly Budget Review Statement – 2023" be adopted.**

**Carried****17 ECONOMIC DEVELOPMENT DEPARTMENT**

Nil

**18 DELEGATES AND COUNCILLORS REPORTS**

Nil

**19 POLICIES**

Nil

**20 PRÉCIS OF CORRESPONDENCE**

Nil

**21 ACTIVITY REPORTS****21.1 ENGINEERING SERVICES - ROAD WORKS AND WORKSHOP ACTIVITY REPORT****File Number: 1945**

The Council had before it the report of the Manager Roads regarding the Engineering Services - Road Works and Workshop Activity.

**Resolution 2023/263****Moved: Cr Sam Rice****Seconded: Cr Robert Stutsel**

**That the report of the Manager Roads regarding Engineering Services - Road Works and Workshop Activity, as presented to Council on Monday, 27 November 2023, be noted.**

**Carried****21.2 ENGINEERING SERVICES - PARKS AND GARDENS, TOWN SERVICES, WATER AND WASTE WATER ACTIVITY REPORT****File Number: E7.1**

The Council had before it the report of the Manager Works regarding the Engineering Services - Parks and Gardens, Town Services, Water and Waste Water Activity.

**Resolution 2023/264****Moved: Cr Sally Davis****Seconded: Cr Sarah Barton**

**That the report of the Manager Works regarding Engineering Services - Parks and Gardens, Town Services and Water and Wastewater Activity, as presented to Council on Monday, 27 November 2023, be noted.**

**Carried**

**21.3 PLANNING, REGULATORY & ENVIRONMENTAL SERVICES ACTIVITY REPORT**

**File Number: 1102, 1322, 1059, 1165**

The Council had before it the report of the Manager Planning, Regulatory and Environmental Services regarding the Planning, Regulatory & Environmental Services Activity.

**Resolution 2023/265**

**Moved: Cr Sally Davis**

**Seconded: Cr Sarah Barton**

**That the report of the Manager, Regulatory, Planning & Environmental Services regarding Planning, Regulatory and Environmental Services Activity, as presented to Council on Monday, 27 November 2023, be noted.**

**Carried**

**21.4 GENERAL MANAGER'S ACTIVITY REPORT**

**File Number: 4170**

The Council had before it the report of the General Manager regarding the General Manager's Activity.

**Resolution 2023/266**

**Moved: Cr Sally Davis**

**Seconded: Cr Sarah Barton**

**That the report of the General Manager regarding General Manager Activity for October 2023, as presented to Council on Monday, 27 November 2023, be noted.**

**Carried**

**21.5 LIBRARY ACTIVITY REPORT**

**File Number: 2780**

The Council had before it the report of the Library Manager regarding the Library Activity.

**Resolution 2023/267**

**Moved: Cr Sally Davis**

**Seconded: Cr Sarah Barton**

**That the report of the Library Manager regarding Library Activity, as presented to Council on Monday, 27 November 2023, be noted.**

**Carried**

**21.6 TOURISM AND EVENTS ACTIVITY REPORT****File Number: T4.3**

The Council had before it the report of the Coordinator Tourism Operations regarding the Tourism and Events Activity.

**Resolution 2023/268****Moved: Cr Sally Davis****Seconded: Cr Sarah Barton**

**That the report of the Coordinator Tourism regarding Tourism and Events Activity, as presented to Council on Monday, 27 November 2023, be noted.**

**Carried****22 CLOSED SESSION**

At this juncture, the Council gave consideration to moving into Closed Session of Council.

**Resolution 2023/269****Moved: Cr Cec Dorrington****Seconded: Cr Sally Davis**

**That Council considers the confidential report(s) listed below in a meeting closed to the public in accordance with Section 10A(2) of the Local Government Act 1993:**

**22.1 \*\*\* Tender for Supply of Traffic Control Services**

**This matter is considered to be confidential under Section 10A(2) - (d)(ii) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a competitor of the council.**

**22.2 \*\*\* Tender for the Supply and Delivery of Bitumen Emulsion**

**This matter is considered to be confidential under Section 10A(2) - (d)(ii) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a competitor of the council.**

**22.3 \*\*\* Tender for Provision of Design Services**

**This matter is considered to be confidential under Section 10A(2) - (d)(i) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.**

**22.4 \*\*\* Tender for Provision of Surveying Services**

**This matter is considered to be confidential under Section 10A(2) - (d)(i) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with commercial information of**

a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

**22.5 \*\*\* Tender for Supply and Laying of Asphalt (including Milling Keyins)**

This matter is considered to be confidential under Section 10A(2) - (d)(ii) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a competitor of the council.

**22.6 \*\*\* Sale of Land to Bourke Aboriginal Corporation Health Service**

This matter is considered to be confidential under Section 10A(2) - (c) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

**22.7 \*\*\* Tender for Removal of Existing Sail and Supply and Installation of Shade Sail – Back O’ Bourke Information and Exhibition Centre**

This matter is considered to be confidential under Section 10A(2) - (d)(ii) of the Local Government Act, and the Council is satisfied that discussion of this matter in an open meeting would, on balance, be contrary to the public interest as it deals with information that would, if disclosed, confer a commercial advantage on a competitor of the council.

**Carried**

Council proceeded into closed session with the livestreaming of the meeting being paused at 10.13am.

**22.1 \*\*\* TENDER FOR SUPPLY OF TRAFFIC CONTROL SERVICES****File Number: 20332**

The Council had before it the report of the Manager Roads regarding the Tender for Supply of Traffic Control Services.

**Resolution 2023/270****Moved: Cr Sarah Barton****Seconded: Cr Sally Davis**

- 1. That Watchout Traffic Control, D and D Traffic Management, Lack Group and Maliyan Traffic Control be awarded the contract for the provision of Traffic Control Services as Panel Source Suppliers to Bourke Shire Council for the period 1 January 2024 to 31 December 2025.**
- 2. That a provision be allowed for a 12-month extension based on satisfactory supplier performance, which may take this contract through to 31 December 2026.**
- 3. That Regional Procurement be advised of the Council Resolutions.**
- 4. That the documents and considerations in respect of this matter remain confidential to Council.**

**Carried****22.2 \*\*\* TENDER FOR THE SUPPLY AND DELIVERY OF BITUMEN EMULSION****File Number: 20333**

The Council had before it the report of the Manager Roads regarding the Tender for the Supply and Delivery of Bitumen Emulsion.

**Resolution 2023/271****Moved: Cr Sarah Barton****Seconded: Cr Sally Davis**

- 1. That Downer EDI Works Pty Ltd Group be awarded the Single Source supplier contract for the supply of Bitumen Emulsion to Bourke Shire Council for the period 1 January 2024 to 31 December 2025.**
- 2. That such contract include a provision for a 12-month extension based on satisfactory supplier performance, which may take this contract through to 31 December 2026.**
- 3. That Regional Procurement be advised of Council's resolution.**
- 4. That the documents and considerations in respect of this matter remain confidential to Council.**

**Carried**



**22.3 \*\*\* TENDER FOR PROVISION OF DESIGN SERVICES**

**File Number: 20334**

The Council had before it the report of the General Manager regarding the Tender for Provision of Design Services.

**Resolution 2023/272**

**Moved: Cr Sarah Barton**

**Seconded: Cr Sally Davis**

- 1. That the following organisations be awarded the contract for the provision of design services as Panel Source suppliers to Bourke Shire Council for the period 1 January 2024 to 31 December 2025;**
  - **Barker Ryan Stewart Pty Ltd**
  - **Barnson Pty Ltd**
  - **Bridge Knowledge Pty Ltd**
  - **Bridgeford Group Pty Ltd**
  - **Complete Urban Pty Ltd**
  - **Constructive Solutions Pty Ltd**
  - **Crossroads Civil Design Pty Ltd**
  - **NSW Public Works**
  - **DGP Water Pty Ltd**
  - **Engeny Australia Pty Ltd**
  - **Epicentre Engineers Pty Ltd t/a Epicentre Consulting Engineers**
  - **GHD Pty Ltd**
  - **Haro Designs Pty Ltd t/a Haro Civil Engineering**
  - **Valley Civilab Pty Ltd t/a Hunter Civilab**
  - **Hunter H2O Holdings Pty Limited t/a Beca HunterH2O**
  - **J. Wyndham Prince Pty Ltd**
  - **JHK & Associates Pty Ltd t/a C.W. Henstock & Associates**
  - **Leckring Pty Ltd t/a MIENGINEERS**
  - **MU Group Consulting Pty Ltd t/a MU Group Consulting**
  - **Premise Australia Pty Ltd t/a Premise**
  - **Hails Family Trust t/a RHM Consulting Engineers**
  - **SAFEgroup Automation Pty Ltd**
  - **TechnoMars Pty Ltd t/a TechnoMars**
- 2. That a provision be allowed for a 12-month extension based on satisfactory supplier performance, which may take this contract through to 31 December 2026.**
- 3. That the documents and considerations in this matter remain confidential to Council.**

**Carried**

**22.4 \*\*\* TENDER FOR PROVISION OF SURVEYING SERVICES****File Number: 20335**

The Council had before it the report of the General Manager regarding the Tender for Provision of Surveying Services.

**Resolution 2023/273****Moved: Cr Sally Davis****Seconded: Cr Sarah Barton**

1. That the following organisations be awarded the contract for the provision of surveying services as Panel Source suppliers to Bourke Shire Council for the period 1 January 2024 to 31 December 2025;
  - Barker Ryan Stewart Pty Ltd
  - Barnson Pty Ltd
  - Clement & Reid t/a Project Surveyors Pty Ltd
  - Delfs Lascelles Consulting Surveyors Pty Ltd
  - Linke & Linke Surveys, Geo AI
  - McMullen Nolan Group t/a MNG
  - MinStaff Survey Pty Ltd
  - W.W.M Newcastle Pty Ltd as Trustee for W.W.M unit Trust t/a Positive Survey Solutions
  - Premise Holdings Pty Ltd t/a Premise Australia
  - Western Survey Pty Ltd
2. That a provision be allowed for a 12-month extension based on satisfactory supplier performance, which may take this contract through to 31 December 2026.
3. That the documents and considerations in this matter remain confidential to Council.

**Carried****22.5 \*\*\* TENDER FOR SUPPLY AND LAYING OF ASPHALT (INCLUDING MILLING KEYINS)****File Number: 20347**

The Council had before it the report of the Roads Supervisor regarding the Tender for Supply and Laying of Asphalt (including Milling Keyins).

**Resolution 2023/274****Moved: Cr Sally Davis****Seconded: Cr Sarah Barton**

1. That Fenworx P/L Trading as Newpave Asphalt be awarded the contract for the Supply and Lay of Asphalt (including Milling Keyins) for the re-sealing Oxley Street Bourke.
2. That Local Government Procurement be advised of the Council Resolutions.
3. That the documents and considerations in respect of this matter remain confidential to Council.

**Carried**

**22.6 \*\*\* SALE OF LAND TO BOURKE ABORIGINAL CORPORATION HEALTH SERVICE****File Number: 1322, 19926**

The Council had before it the report of the General Manager regarding the Sale of Land to Bourke Aboriginal Corporation Health Service.

**Resolution 2023/275****Moved: Cr Sam Rice****Seconded: Cr Sarah Barton**

- 1. That the yet to be executed contract for the sale of lots 6, 7, 8, 9 & 10 in Plan DP 35797, Mitchell St, Bourke, to the Bourke Aboriginal Corporation Health Service be amended such that it includes the following provisions:**
  - i) tipping fees at the Bourke Waste Depot, up to the amount of \$45,000 for the removal of soil from lots 6, 7, 8, 9 & 10 in Plan DP 35797, Mitchell St, Bourke, be waived; and**
  - ii) Council form and seal the rear lane to those properties which front Mitchell St, from Warraweena St through to Tarcoon St, at its cost as part of Councils Town Streets and Laneway Re-sealing Program.**
- 2. That the General Manager be requested to take the necessary action.**
- 3. That the documents and considerations in respect of this matter remain confidential to Council.**

**Carried****22.7 \*\*\* TENDER FOR REMOVAL OF EXISTING SAIL AND SUPPLY AND INSTALLATION OF SHADE SAIL – BACK O' BOURKE INFORMATION AND EXHIBITION CENTRE****File Number: 20372**

The Council had before it the report of the General Manager regarding the Tender for Removal of Existing Sail and Supply and Installation of Shade Sail – Back O' Bourke Information and Exhibition Centre.

**Resolution 2023/276****Moved: Cr Sam Rice****Seconded: Cr Robert Stutsel**

- 1. That the contract to remove the existing shade sail and supply and install the new shade sail over the extension to Building B1 at the Back O' Bourke Exhibition Centre be awarded to Absolute Shade at a contract price of \$218,000 (Ex GST).**
- 2. That the documents and considerations in respect of this matter remain confidential to Council.**

**Carried**

**Resolution 2023/277**

**Moved: Cr Sam Rice**

**Seconded: Cr Cec Dorrington**

**That Council moves out of Closed Council into Open Council.**

**Carried**

Open council resumed at 10.37am.

**RESOLUTIONS FROM CLOSED SESSION OF COUNCIL**

At the request of the Mayor, the General Manager read to the meeting the Councils resolutions as determined in the Closed Session of Council.

**The Meeting closed at 10.44am.**

**The minutes of this meeting were confirmed at the Ordinary Council Meeting held on 18 December 2023.**

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**CHAIRPERSON**