

**Minutes of the Extraordinary Meeting of GOLDENFIELDS WATER COUNTY COUNCIL
held at TEMORA OFFICE on 8 August 2022**

The meeting commenced at 10.01am

PRESENT

Cr M Stadtmiller, Cr B Callow, Cr A McAlister, Cr L McGlynn, Cr K Morris, Cr G Sinclair, Cr A White.

ALSO IN ATTENDANCE

Mr A Drenovski (General Manager), Mr G Veneris (Production and Services Manager), Mr T Goodyer (Operations Manager), Miss S Jung (Engineering Manager), Mrs A Coleman (Executive Assistant).

1. ATTENDANCE OF COUNCILLORS BY AUDIO VISUAL LINK

BOARD RESOLUTION

22/060 RESOLVED on the motion of Crs McGlynn and McAlister that the Board permit the following Councillors to attend this Extraordinary meeting by Audio-Visual Link: Cr K Morris and Cr B Callow.

2. LEAVE OF ABSENCE/APOLOGIES

BOARD RESOLUTION

22/061 RESOLVED on the motion of Crs Sinclair and White that a leave of absence be granted to Crs John Piper.

3. WEBCASTING OF COUNCIL MEETINGS

Attendees of this meeting are reminded that;

- a) The meeting is being recorded and made publicly available on Council's website, and
- b) Persons attending the meeting should refrain from making any defamatory statements.

4. STATEMENT OF ETHICAL OBLIGATIONS

Councillors are reminded of the oath or affirmation of office they have taken under section 233A of the Act.

The governing body of a county council is responsible for managing the affairs of the county council. Each councillor as a member of the governing body has a responsibility to make considered and well-informed decisions to ensure that the exercise of the functions of Goldenfields Water are performed to benefit the whole of the area of operations of Goldenfields Water.

In addition, Councillors are reminded of their obligations under council's code of conduct to disclose and appropriately manage conflicts of interest.

5. ACKNOWLEDGEMENT OF COUNTRY

I would like to acknowledge the Wiradjuri people who are the Traditional Custodians of the Land. I would also like to pay respect to their people both past and present and extend that respect to other Aboriginal Australians who are present.

6. DECLARATION OF PECUNIARY INTERESTS

Nil

7. DECLARATION OF NON-PECUNIARY INTERESTS

Nil

8. PUBLIC PARTICIPATION – CONFIDENTIAL SESSION

In accordance with the Local Government Act 1993 and the Local Government (General) Regulations 2005, in the opinion of the General Manager the following business is of a kind as referred to in section 10A (2) of the Act and should be dealt with in part of the meeting closed to the media and the public.

BOARD RESOLUTION

22/062 RESOLVED on the motion of Crs McAlister and Sinclair that Council move into CONFIDENTIAL SESSION.

9. MATTERS TO BE SUBMITTED TO CONFIDENTIAL SESSION

9.1. MATTERS SUBMITTED BY ENGINEERING OFFICE

9.1.1. WEST WYALONG WATER RELIABILITY PROJECT – PIPELINE

CONSTRUCTION CONTRACT

This report is CONFIDENTIAL in accordance with Section 10A(2)(d)(i) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:

- d) Commercial information of a confidential matter that would, if disclosed:
 - (i) prejudice the commercial position of the person who supplied it, or

BOARD RESOLUTION

22/063 RESOLVED on the motion of Crs McAlister and Sinclair that the Board resolves:

- 1. To accept Precision Pipe Networks Pty Ltd's decision not to proceed with Contract 02/2022**

2. Pursuant to s55(3)(i) of the Local Government Act 1993, the Board considers that a satisfactory result would not be achieved by inviting tenders before entering into a contract for the work of the West Wyalong Water Reliability Project pipelines construction due to extenuating circumstances, being that:

a. In February 2022 Council tendered these works as Tender 02/2022 West Wyalong Water System Augmentation – Pipeline Construction Tender, which received a suitable number of tenders to consider that the market has been adequately tested

b. A further tender process would prejudice Council’s ability to meet timing obligations for construction of the works under the Council’s grant funding arrangements, and

c. Having regard to the information contained within the tenders submitted, the Council considers that there are reasonable prospects that negotiations with any of the conforming tenderers will result in a contract for the construction of the pipelines works being entered into

3. the Board approve the General Manager to negotiate and enter into a contract for the West Wyalong Water Reliability Project pipeline construction works with any of the tenderers who submitted a conforming bid for tender 02/2022.

22/064 BOARD RESOLUTION

RESOLVED on the motion of Crs Sinclair and White that that there being no further confidential items that the Board revert back to Open Session, and that the resolutions made in Confidential Session be made public.

The General Manager read out the resolution made in CONFIDENTIAL session.

10. NEXT MEETING

The next ordinary meeting of Council is scheduled to be held Thursday 25 August 2022 at 10.00am.

11. CLOSE OF BUSINESS

There being no further business requiring the attention of council the meeting was declared closed.