UNCONFIRMED MINUTES
OF THE ORDINARY MEETING
OF COUNCIL
HELD IN THE COUNCIL CHAMBERS, YALGOO
ON 26 MAY 2017
COMMENCING AT 11.00 AM
DISCLAIMER

No responsibility whatsoever is implied or accepted by the Shire of Yalgoo for any act, omission or statement or intimation occurring during Council/Committee meetings or during formal/informal conversations with staff. The Shire of Yalgoo disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during Council/Committee meetings or discussions. Any person or legal entity who acts or fails to act in reliance upon any statement does so at that person’s or legal entity’s own risk.

In particular and without derogating in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a licence, any statement or limitation of approval made by a member or officer of the Shire of Yalgoo during the course of any meeting is not intended to be and is not taken as notice or approval from the Shire of Yalgoo. The Shire of Yalgoo warns that anyone who has an application lodged with the Shire of Yalgoo must obtain and only should rely on WRITTEN CONFIRMATION of the outcome of the application, and any conditions attaching to the decision made by the Shire of Yalgoo in respect of the application.
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Minutes of the Ordinary Meeting of the Yalgoo Shire Council, 
held in the Council Chambers, 37 Gibbons Street, Yalgoo, 
on 26 May 2017, commencing at 11.00 am.

PLEASE TURN OFF ALL MOBILE PHONES PRIOR TO THE COMMENCEMENT OF THE MEETING

1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The Shire President Neil Grinham declared the Ordinary Meeting open at 11 29 am.

2. RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE

| MEMBERS                | Cr Neil Grinham, Shire President  |
|                       | Cr Raul Valenzuela, Deputy Shire President |
|                       | Cr Robert Grinham (11.31 am)         |
|                       | Cr Gail Trenfield                    |
| STAFF                 | Steven Cosgrove, Coordinator Governance & Technical Services (CGTS) |
|                       | Karen Malloch, Executive Assistant (EA) (12.00 pm) |
| CONSULTANTS           | Dominic Carbone, Dominic Carbone & Associates, via telephone link. |
| GUESTS                | Sergeant Nathan Johansen, Yalgoo Police |
| OBSERVERS             |                                        |
| LEAVE OF ABSENCE      |                                        |
| APOLOGIES             | Cr Joanne Kanny                      |

3. DISCLOSURE OF INTERESTS

Disclosures of interest made before the Meeting.
Karen Malloch EA declared a pecuniary interest in 11.4.5 “Report on Pay Rates for Election Officers.”
4. **PUBLIC QUESTION TIME**

4.1 **RESPONSE TO QUESTIONS TAKEN ON NOTICE**

Nil

4.2 **QUESTIONS WITHOUT NOTICE**

Nil

5. ** MATTERS FOR WHICH THE MEETING MAY BE CLOSED**

Item 14.1.1 Consideration of a matter relating to Legal Advice S5.23 (2) (d).

6. **APPLICATIONS FOR LEAVE OF ABSENCE**

Nil

7. **ANNOUNCEMENTS CONCERNING MEETINGS ATTENDED**

**ATTENDANCE:** 12.00 pm Karen Malloch, Executive Assistant (EA) joined the meeting.

7.1 **MEETINGS ATTENDED BY ELECTED MEMBERS**

<table>
<thead>
<tr>
<th>Date</th>
<th>Details</th>
<th>Attended with whom</th>
</tr>
</thead>
<tbody>
<tr>
<td>4 May 2017</td>
<td>Presentation – WALGA State Council, Mt Magnet</td>
<td>President Neil Grinham, Silvio Brenzi CEO, Cr Raul Valenzuela</td>
</tr>
<tr>
<td>4 May 2017</td>
<td>Murchison Country Zone of WALGA – Cue Parliament, Cue</td>
<td>President Neil Grinham, Silvio Brenzi CEO, Cr Raul Valenzuela</td>
</tr>
<tr>
<td>4 May 2017</td>
<td>Radio ABC – Media Interview</td>
<td>President Neil Grinham</td>
</tr>
<tr>
<td>5 May 2017</td>
<td>Meekatharra for State Council Meeting</td>
<td>President Neil Grinham, Silvio Brenzi CEO, Cr Raul Valenzuela</td>
</tr>
<tr>
<td>5 May 2017</td>
<td>Midwest Times Newspaper Interview</td>
<td>President Neil Grinham</td>
</tr>
<tr>
<td>7 May 2017</td>
<td>Executive Manager, Paul Atkins – “Steps to Reducing Offending Behaviour” (St Rob) – Program discussion</td>
<td>President Neil Grinham, Cr Raul Valenzuela</td>
</tr>
<tr>
<td>8 May 2017</td>
<td>Integrated Strategic Planning Workshop, Geraldton</td>
<td>President Neil Grinham, Silvio Brenzi CEO, Cr Raul Valenzuela, Cr Joanne Kanny</td>
</tr>
<tr>
<td>9 May 2017</td>
<td>Department of Parks &amp; Wildlife (DPAW) – Tourism Project Meeting, Geraldton</td>
<td>President Neil Grinham, Silvio Brenzi CEO</td>
</tr>
</tbody>
</table>
8. CONFIRMATION OF MINUTES

8.1 ORDINARY COUNCIL MEETING

Background
Minutes of the Ordinary Meeting of Council have previously been circulated to all Councillors.

Voting Requirements
Simple majority

OFFICER RECOMMENDATION/COUNCIL DECISION
C2017-0501 Minutes of the Ordinary Meeting
That the Minutes of the Ordinary Council Meeting held on 28 April 2017 be confirmed.
Moved: Cr R Valenzuela Seconded: Cr R Grinham Motion put and carried 4/0

ADJOURNMENT: Lunch 12:21 pm – 1:28 pm.

The Shire President, Neil Grinham moved a Motion to adjourn the Ordinary Council Meeting at 12:21 pm for lunch.

The motion was moved by Cr R Valenzuela and seconded by Cr G Trenfield.
The Motion was put to the vote and passed 4/0.

The Shire President, Neil Grinham moved a Motion to reopen the Ordinary Council Meeting at 1:28 pm.
The motion was moved by Cr R Valenzuela and seconded by Cr G Trenfield.
The Motion was put to the vote and passed 4/0.

Returning to the meeting were:
Cr Neil Grinham, Shire President,
Cr Raul Valenzuela,
Cr Robert Grinham,
Cr Joanne Kanny,
Cr Gail Trenfield,
Steven Cosgrove, Coordinator Governance & Technical Services (CGTS),
Karen Malloch (EA),
Sergeant Nathan Johansen.
9. REPORTS OF COMMITTEE MEETINGS

9.1 Differential Rating 2017/18 – Proposed Rates and Minimums

<table>
<thead>
<tr>
<th>Author:</th>
<th>Dominic Carbone</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interest Declared:</td>
<td>No interest to disclose</td>
</tr>
<tr>
<td>Date</td>
<td>20 May 2017</td>
</tr>
<tr>
<td></td>
<td>• Shire of Yalgoo Rating Methodology and its Differential Rating Model for 2017-2018</td>
</tr>
</tbody>
</table>

**Matter for Consideration**

Determination of the rate in the dollar and the minimum rates of the various differential rating categories for the 2017/18 financial year and the advertising for the Shire’s intention to impose.

**Background**

The Valuer General’s Office (Landgate) provides Council with a rateable value for each rateable property within the Shire. Properties located in the townships of Yalgoo and Paynes Find are valued based on a gross rental value (GRV). Pastoral/rural, mining and exploration/prospecting are valued based on unimproved value (UV). Council will then set a “rate in the dollar” (RID) and minimum rate.

The rateable value (as advised by the Valuer General’s Office) is multiplied by the rate in the dollar to produce the annual rates to be charged to the property. If this value is less than the minimum rate value agreed by Council, then the ratepayer will be charged the minimum rate value.

In August 2015 Council reviewed and adopted the Objects and Reasons for the differential rating categories in the Shire of Yalgoo. The rating methodology has been reviewed and updated for the 2017-18 financial year (copy attached).

The annual differential rating proposal is to be advertised for public comment for a period of 21 days prior to its adoption by Council. Submissions from ratepayers and electors are to be invited and if any submissions are received, Council is required to consider them and decide whether to impose the proposed rates and minimum with or without modification.

If a Local Government has a differential rate that is more than twice the lowest differential rate imposed, approval from the Minister for Local Government must be obtained before the rates are formally adopted by Council.

Once Council has advertised for the required time, processed any submissions from ratepayers and Ministerial approval has been granted, Council can then adopt the Annual Budget on or prior to 31 August of each calendar year.

**Statutory Environment**

*Local Government Act 1995*

- s.6.32 – States that a local government, in order to make up the budget deficiency, is to impose a general rate on rateable land that may be imposed uniformly or differentially.
- s.6.33(1) – Provides that a local government may impose differential general rates according to a number of characteristics.
- s.6.33(3) – States that a local government cannot, without the approval of the Minister, impose a differential general rate that is more than twice the lowest differential general rate imposed.
- s.6.34 – States that a local government cannot without the approval of the Minister raise an amount of general rates that exceeds 110% of the budget deficiency or is less than 90% of the budget deficiency.
s.6.35 – States a local government may impose a minimum rate that is greater than the general rate that would be applied for the land and outlines the requirements for this minimum rate.

s.6.36 – Requires that a local government before imposing any differential general rates provides at least 21 days local public notice of its intention to do so.

**Strategic Implications**

The Local Government is to ensure that it raises enough rates to generate the revenue required to fund its operating and capital expenditure commitments.

Rates Revenue as per the Long Term Financial Plan for the 2017-2018 financial year is estimated at $2,112,214 based on a 5.2% increase over the previous year.

**Policy Implications**

- Policy 7.5 Rates Calculation – outlines the steps for staff to prepare a draft budget using Local Government Cost Index (LGCI).
- Policy 7.6 Preparation of Budget – outlines the steps and timetable leading to the adoption of the Budget.
- The Council adopted an increase rate in the dollar as part of the Long Term Financial Plan.

**Financial Implications**

After taking into consideration all other sources of income, Council is required to raise sufficient rates to meet its total expenditure commitments, however, it is allowed to adopt a budget that has a deficit or a surplus that doesn’t exceed 10% plus or minus of its rates revenue.

**Comment**

Factors such as the growth of the Shire, need for additional resources to meet growth demands, the rising cost of labour and materials, previous rate increases approved, and a perception of the affordability of a reasonable rate increase are some of the factors taken into account when considering the percentage by which rates in the dollar and minimum rates are recommended to be increased.

Section 6.33 of the Local Government Act 1995 allows Local Governments to impose differential general rates to shift the revenue raising effort to certain sectors of the Community to maintain equity based on the level of services provided by the Shire. The differential land use rating adopted by the Shire allow it to impose different rates in the dollar and minimums for the following categories.

**Gross Rental Value (GRV):**

**Town Improved** - Consists of properties located within the town site boundaries with a predominately residential, commercial and industrial use. This category is considered by Council to be the base rate by which all other GRV properties are assessed and have a different demand and requirement on Shire services and infrastructure.

**Town site Vacant** - Consists of vacant properties located within the town site boundaries that are vacant (no residential, commercial or industrial structures built on the land). The rate in the dollar is the same as the Town Improved category however the minimum rate is higher in order to encourage landowners to undertake development.

**Unimproved Value (UV)**

**Pastoral/Rural** - This rating applies to all pastoral leases and land with a predominately rural land use. The proposed rate is comparatively lower when compared to the mining/mining tenement and exploration/prospecting categories on the basis that the pastoral industry has minimum impact or requirement on the Shire services and infrastructure.
Mining/Mining Tenement - This category applies to all mining leases located within the Shire. The proposed rate is comparatively higher when compared to the pastoral/rural category on the basis that mining operations require additional ongoing maintenance of the roads network that service this land use, along with additional costs associated with the administration of mining tenements.

Exploration/Prospecting - This rating category applies to exploration, prospecting and other general purpose leases located in the Shire. The proposed rate is comparatively higher when compared to the pastoral/rural category and lower than the mining tenement category on the basis that the mining operations require additional and ongoing maintenance of the road network that services the land use, the additional cost associated with the administration of exploration and prospecting leases and the Shire wishes to encourage exploration.

The table below details the rate in the dollar and minimum imposed by the Shire in the 2016-17 financial year for each differential rating category and compares them against other surrounding Local Governments.

<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Differential General Rate</td>
<td>Rate in $</td>
<td>Rate in $</td>
<td>Rate in $</td>
<td>Rate in $</td>
</tr>
<tr>
<td>GRV Town sites Improved</td>
<td>0.07454640</td>
<td>0.1036</td>
<td>0.074147</td>
<td>0.1011</td>
</tr>
<tr>
<td>GRV Town sites Vacant</td>
<td>0.07454640</td>
<td>0.1036</td>
<td>--</td>
<td>--</td>
</tr>
<tr>
<td>UV Pastoral/Rural</td>
<td>0.06575168</td>
<td>0.0822</td>
<td>0.022574</td>
<td>0.0670</td>
</tr>
<tr>
<td>UV Mining/Mining Tenement</td>
<td>0.37430250</td>
<td>0.3132</td>
<td>0.289681</td>
<td>0.3129</td>
</tr>
<tr>
<td>UV Exploration/Prospecting</td>
<td>0.19882530</td>
<td>--</td>
<td>--</td>
<td>0.3129</td>
</tr>
<tr>
<td>Minimum Rate</td>
<td>Per Annum</td>
<td>Per Annum</td>
<td>Per Annum</td>
<td>Per Annum</td>
</tr>
<tr>
<td>GRV Town sites Improved</td>
<td>$270.00</td>
<td>$440.00</td>
<td>$279.00</td>
<td>$413.00</td>
</tr>
<tr>
<td>GRV Town sites Vacant</td>
<td>$620.00</td>
<td>$530.00</td>
<td>--</td>
<td>--</td>
</tr>
<tr>
<td>UV Pastoral/Rural</td>
<td>$270.00</td>
<td>$440.00</td>
<td>$279.00</td>
<td>$413.00</td>
</tr>
<tr>
<td>UV Mining/Mining Tenement</td>
<td>$270.00</td>
<td>$440.00</td>
<td>$656.00</td>
<td>$468.00</td>
</tr>
<tr>
<td>UV Exploration/Prospecting</td>
<td>$270.00</td>
<td>--</td>
<td>--</td>
<td>$468.00</td>
</tr>
</tbody>
</table>

When adopting the 2016-17 Annual Budget advice was received from the Legislation Officer, Department of Local Government and Communities (DLGC) that the proposed rates in the dollar to be imposed by the Shire, were regarded to be too high in particular for the categories Exploration and Prospecting and Mining Tenements from which 94% of the rates revenue is derived.

The Shire had no option but to retain the rates in the dollar imposed for the 2015-16 financial year and on that basis it is recommended that the rates in the dollar to be imposed for the 2017-18 financial year be the same as those imposed in the 2016-17 Annual Budget.

The table below details the rates in the dollar imposed for 2016-17 and proposed for the 2017-18. The rates revenue will increase by an estimated $18,570 resulting for an increase in valuations.
# RATES MODELLING FOR 2017-18

## Differential General Rate

<table>
<thead>
<tr>
<th>RATE TYPE</th>
<th>Number of Properties</th>
<th>Rateable Value $</th>
<th>2016-17 Budgeted Total Revenue $</th>
<th>Rate in $</th>
<th>Number of Properties</th>
<th>Rateable Value $</th>
<th>2017-18 Budgeted Total Revenue $</th>
<th>Rate in $</th>
</tr>
</thead>
<tbody>
<tr>
<td>GRV. – Town sites Improved</td>
<td>32</td>
<td>261,026</td>
<td>19,459</td>
<td>0.0745464</td>
<td>0</td>
<td>261,026</td>
<td>19,459</td>
<td>1.1%</td>
</tr>
<tr>
<td>GRV. – Town sites Vacant</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0.0745464</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0.0%</td>
</tr>
<tr>
<td>UV. – Pastoral / Rural</td>
<td>23</td>
<td>861,835</td>
<td>56,667</td>
<td>0.0657516</td>
<td>0</td>
<td>23</td>
<td>864,252</td>
<td>56,826</td>
</tr>
<tr>
<td>UV. - Mining / Mining Tenement</td>
<td>126</td>
<td>3,894,20</td>
<td>1,457,611</td>
<td>0.3743025</td>
<td>0</td>
<td>125</td>
<td>1,453,632</td>
<td>85.2%</td>
</tr>
<tr>
<td>UV. – Exploration / Prospecting</td>
<td>101</td>
<td>726,991</td>
<td>144,544</td>
<td>0.1988253</td>
<td>0</td>
<td>116</td>
<td>818,281</td>
<td>162,695</td>
</tr>
</tbody>
</table>

### Sub-Total

- **Minimum Payment**
  - GRV. – Town sites Improved: 270, 5, 11,284, 1,350
  - GRV. – Town sites Vacant: 620, 11, 1,550, 6,820
  - UV. – Pastoral / Rural: 270, 4, 4,786, 1,080
  - UV. - Mining / Mining Tenement: 270, 29, 16,983, 7,830
  - UV. – Exploration / Prospecting: 270, 57, 40,481, 15,390

- **Sub-Total: 106, 75,084, 32,470**

### Discounts

- Total Amount Raised from General Rate: 1,710,751
- Interim Rating: 0
- Specified Area Rates: 0

### Total Rates: 1,710,751

## Differential General Rate

<table>
<thead>
<tr>
<th>RATE TYPE</th>
<th>Number of Properties</th>
<th>Rateable Value $</th>
<th>2016-17 Budgeted Total Revenue $</th>
<th>Rate in $</th>
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<th>Rate in $</th>
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<td>261,026</td>
<td>19,459</td>
<td>0.0745464</td>
<td>0</td>
<td>261,026</td>
<td>19,459</td>
<td>1.1%</td>
</tr>
<tr>
<td>GRV. – Town sites Vacant</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0.0745464</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0.0%</td>
</tr>
<tr>
<td>UV. – Pastoral / Rural</td>
<td>23</td>
<td>864,252</td>
<td>56,826</td>
<td>0.0657516</td>
<td>0</td>
<td>23</td>
<td>864,252</td>
<td>56,826</td>
</tr>
<tr>
<td>UV. - Mining / Mining Tenement</td>
<td>125</td>
<td>3,883,57</td>
<td>1,453,632</td>
<td>0.3743025</td>
<td>0</td>
<td>125</td>
<td>1,453,632</td>
<td>84.1%</td>
</tr>
<tr>
<td>UV. – Exploration / Prospecting</td>
<td>116</td>
<td>818,281</td>
<td>162,695</td>
<td>0.1988253</td>
<td>0</td>
<td>116</td>
<td>818,281</td>
<td>162,695</td>
</tr>
</tbody>
</table>

### Sub-Total: 5,827,13

### Minimum Payment

- GRV. – Town sites Improved: 270, 5, 8,840, 1,350
- GRV. – Town sites Vacant: 620, 10, 1,240, 6,200
- UV. – Pastoral / Rural: 270, 5, 4,786, 1,350
- UV. - Mining / Mining Tenement: 270, 29, 17,160, 7,830
- UV. – Exploration / Prospecting: 270, 74, 52,145, 19,980

### Sub-Total: 123, 84,171, 36,710

### Discounts

- Total Amount Raised from General Rate: 1,710,751
- Interim Rating: 0
- Specified Area Rates: 0

### Total Rates: 1,710,751

### 2016/17

- % TO TOTAL RATES LEVIED: 100.0%
- DECREASE/INCREASE RATES LEVIED: 100.0%
- % MOVEMENT: 100.0%
- NATURAL GROWTH IN VALUATIONS: 100.0%
The option detailed above falls short of achieving the Long Term Financial Plan estimated rates revenue yield of $2,112,214 with a proposed rate increase of 5.2%. On that basis it is recommended that Council give consideration of determining the following rates in the dollar and the minimum rates for the various differential rating categories for the 2017-18 financial year and advertise accordingly.

<table>
<thead>
<tr>
<th>Differential General Rate</th>
<th>Rate in the $</th>
<th>Minimum Payment</th>
<th>Minimum $</th>
</tr>
</thead>
<tbody>
<tr>
<td>GRV – Town site Improved</td>
<td>0.07454640</td>
<td>GRV – Town site Improved</td>
<td>270</td>
</tr>
<tr>
<td>GRV – Town site Vacant</td>
<td>0.07454640</td>
<td>GRV – Town site Vacant</td>
<td>620</td>
</tr>
<tr>
<td>UV – Pastoral / Rural</td>
<td>0.06575168</td>
<td>UV – Pastoral / Rural</td>
<td>270</td>
</tr>
<tr>
<td>UV – Mining / Mining Tenement</td>
<td>0.37430250</td>
<td>UV – Mining / Mining Tenement</td>
<td>270</td>
</tr>
<tr>
<td>UV – Exploration / Prospecting</td>
<td>0.19882530</td>
<td>UV – Exploration / Prospecting</td>
<td>270</td>
</tr>
</tbody>
</table>

It is proposed that the differential general rates and minimum payments for each of the differential rate categories be advertised on Tuesday 6 June 2017 and an invitation for submissions be for a period of 21 days closing on Wednesday 28 June 2017 at 4:00 pm. The advertisement to include the time and place where the Shire of Yalgoo Rating Methodology and its Differential Rating Models describing the objects and reasons for the 2017 – 2018 Financial Year may be inspected and be available on the Shire’s website.

**Voting Requirements**

Simple Majority

**FINANCE COMMITTEE RECOMMENDATION/COUNCIL DECISION**


That Council adopt the Financial Committee recommendation as follows:

1. Advertise the intention to impose the following differential general rates and minimum payments applying to each of the differential rate categories in accordance with Section 6.36 of the Local Government Act 1995 be placed in the Geraldton Guardian newspaper and the Bulldust.

<table>
<thead>
<tr>
<th>Differential General Rate</th>
<th>Rate in the $</th>
<th>Minimum Payment</th>
<th>Minimum $</th>
</tr>
</thead>
<tbody>
<tr>
<td>GRV – Town site Improved</td>
<td>0.07454640</td>
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<td>270</td>
</tr>
<tr>
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<td>0.07454640</td>
<td>GRV – Town site Vacant</td>
<td>620</td>
</tr>
<tr>
<td>UV – Pastoral / Rural</td>
<td>0.06575168</td>
<td>UV – Pastoral / Rural</td>
<td>270</td>
</tr>
<tr>
<td>UV – Mining / Mining Tenement</td>
<td>0.37430250</td>
<td>UV – Mining / Mining Tenement</td>
<td>270</td>
</tr>
<tr>
<td>UV – Exploration / Prospecting</td>
<td>0.19882530</td>
<td>UV – Exploration / Prospecting</td>
<td>270</td>
</tr>
</tbody>
</table>

2. That the advertisement in (1) above also provide for an invitation for submissions to be made by an elector or a ratepayer for a period of 21 days closing at 4:00 pm on Wednesday 28 June 2017 and detail the time and place where the Shire of Yalgoo Rating Methodology and its Differential Rating Model may be inspected and a copy be placed on the Shire’s website.

Moved: Cr R Valenzuela   Seconded: Cr G Trenfield   Motion put and carried 4/0
9.2  Report on Capital Expenditure Items to be Incorporated in the 2017-18 Draft Annual Budget

<table>
<thead>
<tr>
<th>Author:</th>
<th>Dominic Carbone</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interest Declared:</td>
<td>No interest to disclose</td>
</tr>
<tr>
<td>Date:</td>
<td>20 May 2017</td>
</tr>
<tr>
<td></td>
<td>Capital Expenditure by Asset Class for 2017-18</td>
</tr>
</tbody>
</table>

Matter for Consideration

That the finance committee give consideration to the Capital Expenditure items for inclusion in the 2017-18 Annual Draft Budget and recommend accordingly to Council for their inclusion.

Background

Council is in the process of preparing the 2017-18 Annual Draft Budget and is required to determine the Capital Expenditure items for inclusion.

Statutory Environment

Local Government Act 1995
Section 6.2 Local Government to prepare Annual Budget.

Strategic Implications

Consideration needs to be given to the Shire’s Strategic Community Plan (SCP), Corporate Business Plan (CBP) and its Long Term Financial Plan (LTFP) when determining the items of Capital Expenditure in order of priority for inclusion in the 2017-18 Annual Budget.

Consultation

Nil

Comment

Attached is a worksheet detailing the Capital Expenditure Items for the Finance Committee’s consideration. Please note that only the Capital Items and associated proceeds from trade-ins are only included in the attached worksheet.

Cr R Grinham resolved to recommend to Council that the item on Capital Expenditure be deferred to a workshop for further clarification.
### Capital Expenditure by Asset Class for 2017-18

<table>
<thead>
<tr>
<th>Asset</th>
<th>Project Name</th>
<th>Description</th>
<th>Budget</th>
<th>Funding</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fum. and Equip.</td>
<td>Financial Software - Datacom GZONE</td>
<td>Payment of Instalment</td>
<td>50,000</td>
<td>50,000</td>
</tr>
<tr>
<td></td>
<td>Compacrus Shelving for Record Management</td>
<td>To comply with Record Management Legislation</td>
<td>4,000</td>
<td>4,000</td>
</tr>
<tr>
<td></td>
<td>Mobile Phones, Computers, Laptops, Office Equip</td>
<td>Provisional Sum for the Replacement and New Equipment</td>
<td>5,000</td>
<td>5,000</td>
</tr>
<tr>
<td>Land and Buildings</td>
<td>Machinery Shed - Depot</td>
<td>Erecting of Storage Shed</td>
<td>135,000</td>
<td>135,000</td>
</tr>
<tr>
<td></td>
<td>Electric Fence - Depot</td>
<td>Labour Only Material Purchased 2016-17</td>
<td>25,000</td>
<td>25,000</td>
</tr>
<tr>
<td></td>
<td>Storage and Point of Sale Facility - Caravan Park Patrons Only</td>
<td>Modification to Caravan Park Office and Purchase of Equip</td>
<td>18,800</td>
<td>18,800</td>
</tr>
<tr>
<td></td>
<td>Power Supply - Mens Shed and Rifle Range</td>
<td>Supply and Install Meter Box, Fittings, Cabling and Switch Board to Shed</td>
<td>19,000</td>
<td>19,000</td>
</tr>
<tr>
<td></td>
<td>Flood Control - Fuel Station</td>
<td></td>
<td>27,300</td>
<td>27,300</td>
</tr>
<tr>
<td></td>
<td>External Painting - Paynes Find Complex</td>
<td></td>
<td>0,000</td>
<td>0,000</td>
</tr>
<tr>
<td></td>
<td>Internal Painting - Paynes Find Complex</td>
<td></td>
<td>0,000</td>
<td>0,000</td>
</tr>
<tr>
<td></td>
<td>Staff Housing - 2 units at 17 Sherrock Street</td>
<td>Construction of 2 units for Staff Accommodation 2016-17</td>
<td>213,650</td>
<td>0,000</td>
</tr>
<tr>
<td>Plant and Equip.</td>
<td>Catpillar Wheeled Loader</td>
<td>Replacement of CAT 952M</td>
<td>314,350</td>
<td>314,350</td>
</tr>
<tr>
<td></td>
<td>GEO Vehicle</td>
<td>Replacement of Toyota Landcruiser</td>
<td>86,030</td>
<td>86,030</td>
</tr>
<tr>
<td></td>
<td>GOTS Vehicle</td>
<td>Replacement of Toyota Prado</td>
<td>66,465</td>
<td>66,465</td>
</tr>
<tr>
<td></td>
<td>Ride on Mower</td>
<td>Replacement of Ride on Mower</td>
<td>25,000</td>
<td>25,000</td>
</tr>
<tr>
<td>Infrastructure - Roads</td>
<td>Yalgon/Ninghan Road - Seal to width 4M SLK 48.8 to SLK 36.8 - RGR</td>
<td>Progressively seal to SLK 0.00</td>
<td>293,500</td>
<td>195,667</td>
</tr>
<tr>
<td></td>
<td>Yalgon/Monong Road - Seal to width 7M - RGR</td>
<td>Progressively seal to SLK 0.00</td>
<td>530,119</td>
<td>530,119</td>
</tr>
<tr>
<td>Infrastructure - Recreation</td>
<td>Heritage Signs</td>
<td>Replacement of Signs</td>
<td>10,000</td>
<td>10,000</td>
</tr>
<tr>
<td></td>
<td></td>
<td>GRAND TOTAL</td>
<td>1,835,234</td>
<td>1,835,234</td>
</tr>
</tbody>
</table>
 Voting Requirements
 Simple Majority

FINANCE COMMITTEE RECOMMENDATION/COUNCIL DECISION

C2017-0503  To Defer Report on Capital Expenditure Items to be Incorporated in the 2017-18 Draft Annual Budget

That Council adopts the Financial Committee Recommendation as follows:
That Report 9.2 be deferred for discussion and a detailed explanation from Consultant Dominic Carbone, at a Workshop to be arranged for Friday 16th June 2017 for further information to be provided by Consultant Dominic Carbone.

Moved: Cr G Trenfield  Seconded: Cr R Grinham  Motion put and carried 4/0

10. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS/Other Matters

Sharing of operational information on items that are not confidential, do not require a decision and do not meet the definition of matters for which the meeting may be closed under section 5.23 of the Local Government Act (e.g.: matters affecting employee/s or the personal affairs of any person).

10.1 INFORMATION ITEMS


10.1.2 President, Cr Neil Grinham presented three motions to the Murchison Country Zone of WALGA Cue Parliament. On 5th May 2017, who will lobby to the State Parliament on Yalgoo’s behalf. The three motions concerned education, early childhood learning and the Yalgoo Nursing Post.

10.1.3 President, Cr Neil Grinham and Deputy President, Cr Raul Valenzuela recently met with the Executive Manager, Paul Akins of “Steps to Reducing Offending Behaviour” (St Rob). The organisation provides opportunities for training and further education programs for unemployed, unskilled and/or disadvantaged indigenous community members

10.1.4 President, Cr Neil Grinham was interviewed by ABC Radio. The President gave recognition to many people in the Yalgoo community members who are employed or undertaking training. Such as those who work for local mining companies EM Golden Grove & Doray Minerals; the local ladies who run the breakfast and lunch programs for the primary school children, three ladies who have completed their Child Care Certificates. He also outlined proposed programs which will provide more re-training and future employment in Yalgoo.

10.1.5 A Community Meeting was held on Tuesday 23 May 2017. One of the topics was a discussion on the CCTV cameras due to be installed on the township roads. There will be another Community Meeting on Wednesday 31 May 2017 at 6.00 pm.

10.1.6 Deputy President, Cr Raul Valenzuela attended the Gunduwa Meeting on 25 May 2017. A “Rangers Program” at Ninghan Station for indigenous youth has been established. It will coordinate with Gunduwa, the Shire, interested local Mining Companies, the Community Development Employment Program (through MEEDAC), to provide Ranger and Land Management training with the objective of future employment.
10.1.7 Deputy President, Cr Raul Valenzuela received feedback on the Yalgoo Bulldust Newsletter from a community member. The community member made two comments:

a. the shade sails over the water park were still required to give the children some protection whilst playing; and

b. signs explaining each historic site in Yalgoo are required prior to the up and coming tourist season.

10.2 PRESENTATION

Shire President Neil Grinham welcomed the incoming Officer-in-Charge for Yalgoo, Sergeant Nathan Johansen (9432) to the meeting.

Sergeant Nathan Johansen introduced himself to Council and gave a brief overview of his background. Sergeant Johansen has previously worked in investigative and patrolling roles in the metro and regional WA. Having arrived in Yalgoo directly from his previous post in Mullewa, Sergeant Johansen is familiar with the Midwest region and the issues involved.

Sergeant Johansen is interested in working with youth through several programs, focusing on education, sport orientation and behaviour regulation, all of which assist in the minimisation of crime.

Sergeant Johansen is very approachable, he would welcome anyone who wishes to visit and have a chat, looks forward to working hand-in-hand with the Yalgoo Shire and becoming involved in the community.

Attendance: Cr R Valenzuela left the meeting at 2.00 pm.

Attendance: Cr R Valenzuela rejoined the meeting at 2.01 pm.

11. MATTERS FOR DECISION

11.1 MATTERS BROUGHT FORWARD
11.1 TECHNICAL SERVICES


<table>
<thead>
<tr>
<th>Author</th>
<th>Dominic Carbone</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interest Declared</td>
<td>No interest to disclose</td>
</tr>
<tr>
<td>Date</td>
<td>19 May 2017</td>
</tr>
<tr>
<td>Attachments</td>
<td>Nil</td>
</tr>
</tbody>
</table>

Matter for Consideration


Background

The Shire in adopting its 2016 – 2017 Annual Budget has allocated funds amounting to $3,182,204 for the purpose of acquiring capital assets and undertaking infrastructure works.

Statutory Environment

Nil

Strategic Implications

Timely delivering of the various capital projects which will deliver the objectives of the Community Strategic Plan.

Policy Implications

Nil

Financial Implications

To deliver the Capital Works Program within the budgeted allocations.

Consultation

Nil

Comment

The Capital Works Projects for the 2016-2017 financial year are detailed be:
CAPITAL WORKS PROGRAMME 2016-17
The following assets and works are budgeted to be acquired or undertaken during the year:

<table>
<thead>
<tr>
<th>By Program</th>
<th>2016-17 ANNUAL BUDGET</th>
<th>2016-17 JULY-APRIL REVIEW</th>
<th>2016-17 JULY-APRIL ACTUAL YTD</th>
<th>VARIANCE FAV (UNFAV)</th>
<th>COMMENTS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Governance</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>000000- Admin Centre - Refurbish Morning Tea / Public Meeting Room</td>
<td>F &amp; E 5,000</td>
<td>5,000</td>
<td>0</td>
<td>5,000</td>
<td>Project yet to commence</td>
</tr>
<tr>
<td>000000- Admin Centre - Renovation of Storage Room to Office Space</td>
<td>F &amp; E 0</td>
<td>320</td>
<td>320</td>
<td>0</td>
<td>Project completed</td>
</tr>
<tr>
<td>000000-Council Chamber Chairs Replacement</td>
<td>F &amp; E 10,000</td>
<td>10,000</td>
<td>0</td>
<td>10,000</td>
<td>In progress</td>
</tr>
<tr>
<td>000000-Council Chamber Improvements</td>
<td>F &amp; E 5,000</td>
<td>5,302</td>
<td>5,302</td>
<td>0</td>
<td>Project completed</td>
</tr>
<tr>
<td>000000- Admin Centre - New Front Reception Counter</td>
<td>F &amp; E 8,140</td>
<td>8,140</td>
<td>8,140</td>
<td>0</td>
<td>Project completed</td>
</tr>
<tr>
<td>000000- Admin Centre - Internal Painting</td>
<td>L &amp; B 15,000</td>
<td>13,455</td>
<td>13,455</td>
<td>0</td>
<td>Project completed</td>
</tr>
<tr>
<td>000000- Admin Centre - Records Fit Cool room Panel to Sea Container</td>
<td>L &amp; B 16,800</td>
<td>16,800</td>
<td>0</td>
<td>16,800</td>
<td>requires further investigation</td>
</tr>
<tr>
<td>C175103- Admin Centre - Covered Area Carpark</td>
<td>L &amp; B 11,000</td>
<td>12,020</td>
<td>12,020</td>
<td>0</td>
<td>Project completed</td>
</tr>
<tr>
<td>000000- Motor Vehicle CEO</td>
<td>P &amp; E 90,000</td>
<td>86,698</td>
<td>87,345</td>
<td>(647)</td>
<td>Project completed minor variance</td>
</tr>
<tr>
<td>C175001- Mobile Phones HCP and Caravan Park</td>
<td>F &amp; E 0</td>
<td>2,160</td>
<td>2,160</td>
<td>0</td>
<td>Project completed</td>
</tr>
<tr>
<td>C175002- Mobile Phone CGTS</td>
<td>F &amp; E 0</td>
<td>1,368</td>
<td>1,368</td>
<td>0</td>
<td>Project completed</td>
</tr>
<tr>
<td>C175203- Laptop HP Spectre CEO</td>
<td>F &amp; E 0</td>
<td>2,599</td>
<td>2,599</td>
<td>0</td>
<td>Project completed</td>
</tr>
<tr>
<td>C175205 - Telephone System - Office</td>
<td>F &amp; E 0</td>
<td>12,055</td>
<td>11,265</td>
<td>790</td>
<td>Project completed minor variance</td>
</tr>
</tbody>
</table>

The CEO to provide a verbal update on the status of the capital projects as at 30 April 2017.
### Ordinary Council Meeting Minutes – 26 May 2017

#### VARIANCE

<table>
<thead>
<tr>
<th>ANNUAL BUDGET</th>
<th>2016-17 BUDGET REVIEW</th>
<th>2016-17 JULY-APRIL ACTUAL YTD</th>
<th>VARIANCE FAV (UNFAV)</th>
<th>COMMENTS</th>
</tr>
</thead>
<tbody>
<tr>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td></td>
</tr>
</tbody>
</table>

#### Housing

<table>
<thead>
<tr>
<th>Project Description</th>
<th>Actuals</th>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>000000 - CCTV - Yalgoo Town site</td>
<td>F &amp; E 60,248</td>
<td>To commence</td>
</tr>
<tr>
<td>C175102 - Staff Housing - 3 Storage Shed</td>
<td>L &amp; B 17,400</td>
<td>Project completed</td>
</tr>
<tr>
<td>000000 - Staff Housing - 19b Stanley Street Security Screens</td>
<td>L &amp; B 2,000</td>
<td>Project yet to commence</td>
</tr>
<tr>
<td>000000 - Staff Housing - 6 Henty street Replace Carpet with Floor Board</td>
<td>L &amp; B 7,000</td>
<td>Project completed</td>
</tr>
<tr>
<td>000000 - Staff Housing - 8 Henty street Colorbond Fence Front</td>
<td>L &amp; B 3,000</td>
<td>Project completed</td>
</tr>
<tr>
<td>000000 - Staff Housing - Power to 3 Storage Sheds</td>
<td>L &amp; B 8,000</td>
<td>Project completed not yet invoiced</td>
</tr>
<tr>
<td>000000 - Staff Housing - 75 Weekes Street Landscaping</td>
<td>L &amp; B 5,000</td>
<td>Project yet to commence</td>
</tr>
<tr>
<td>000000 - Staff Housing - 8 Henty Street Landscaping</td>
<td>L &amp; B 5,000</td>
<td>Project yet to commence</td>
</tr>
<tr>
<td>000000 - Staff Housing - 19b Stanley Street Floorboards, Gate, Skylight</td>
<td>L &amp; B 4,500</td>
<td>Project yet to commence</td>
</tr>
<tr>
<td>000000 - Staff Housing - 2 Units 17 Shamrock Street</td>
<td>L &amp; B 0</td>
<td>Funds to be carried forward 2017-18 subject to grant funding</td>
</tr>
</tbody>
</table>

#### Community Amenities

<table>
<thead>
<tr>
<th>Project Description</th>
<th>Actuals</th>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>C175101 - Mobile Ablution Block</td>
<td>L &amp; B 15,000</td>
<td>Project completed</td>
</tr>
</tbody>
</table>

#### Recreation and Culture

<table>
<thead>
<tr>
<th>Project Description</th>
<th>Actuals</th>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>000000 - Arts and Crafts Building</td>
<td>L &amp; B 381,837</td>
<td>In progress</td>
</tr>
<tr>
<td>C175110 - Furniture - Hall Lotterywest</td>
<td>F &amp; E 0</td>
<td>Project completed</td>
</tr>
<tr>
<td>C175112 - Furniture - Art Centre Lotterywest</td>
<td>F &amp; E 0</td>
<td>In progress</td>
</tr>
<tr>
<td>C175113 - Furniture - Day Care Centre Lotterywest</td>
<td>F &amp; E 0</td>
<td>In progress</td>
</tr>
<tr>
<td>C165233 - Community Hall - Detailed Plan for Renovations</td>
<td>L &amp; B 10,000</td>
<td>Project completed</td>
</tr>
<tr>
<td>000000 - Community and Youth Centre CLGF 2012-13 Unspent</td>
<td>L &amp; B 44,222</td>
<td>In progress</td>
</tr>
<tr>
<td>Description</td>
<td>Category</td>
<td>2016-17 ANNUAL BUDGET</td>
</tr>
<tr>
<td>----------------------------------------------------------------------------</td>
<td>---------------</td>
<td>------------------------</td>
</tr>
<tr>
<td>000000- Kubota Utility Parks</td>
<td>P &amp; E</td>
<td>28,000</td>
</tr>
<tr>
<td>000000- Truck 3 Tonne Parks</td>
<td>P &amp; E</td>
<td>64,000</td>
</tr>
<tr>
<td>000000- Replace Playground Equipment - Shamrock Park</td>
<td>Recreation</td>
<td>45,000</td>
</tr>
<tr>
<td>000000- New Fence - Shamrock Park</td>
<td>Recreation</td>
<td>5,000</td>
</tr>
<tr>
<td>000000- 2 Replacement Irrigation Pumps</td>
<td>Recreation</td>
<td>8,000</td>
</tr>
<tr>
<td>000000- Community/ School Oval Shared Use Development</td>
<td>Recreation</td>
<td>400,000</td>
</tr>
<tr>
<td>000000- Paynes Find Beautification</td>
<td>Other</td>
<td>78,658</td>
</tr>
<tr>
<td>000000- Paynes Find Solar Lights</td>
<td>Other</td>
<td>0</td>
</tr>
<tr>
<td><strong>Transport</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>000000- Ablution Block Depot</td>
<td>L &amp; B</td>
<td>20,000</td>
</tr>
<tr>
<td>000000- Electric Boundary Fence Depot</td>
<td>L &amp; B</td>
<td>45,500</td>
</tr>
<tr>
<td>000000- Trailer Float Reconditioning</td>
<td>P &amp; E</td>
<td>30,000</td>
</tr>
<tr>
<td>000000- Mobile Batching Plant</td>
<td>P &amp; E</td>
<td>68,700</td>
</tr>
<tr>
<td>000000- 3qm Agitator Truck Second Hand</td>
<td>P &amp; E</td>
<td>35,000</td>
</tr>
<tr>
<td>000000- Motor Vehicle Works Foreman</td>
<td>P &amp; E</td>
<td>75,000</td>
</tr>
<tr>
<td>000000- Works Truck</td>
<td>P &amp; E</td>
<td>92,000</td>
</tr>
<tr>
<td><strong>ROADS TO RECOVERY GRANTS</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>000000- Paynes Find Airstrip Fence</td>
<td>Other</td>
<td>45,000</td>
</tr>
<tr>
<td>000000- Yalgoo/Morawa Road - Widen</td>
<td>Roads</td>
<td>400,000</td>
</tr>
<tr>
<td>000000- Yalgoo/Ninghan Road - Shoulder Binding</td>
<td>Roads</td>
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</table>
### Ordinary Council Meeting Minutes – 26 May 2017

<table>
<thead>
<tr>
<th>Description</th>
<th>Priority</th>
<th>ANNUAL BUDGET</th>
<th>2016-17 JULY-APRIL ACTUAL</th>
<th>VARIANCE FAV (UNFAV)</th>
<th>COMMENTS</th>
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<td>2016-17 BUDGET REVIEW</td>
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<tr>
<th>Project Description</th>
<th>Priority</th>
<th>ANNUAL BUDGET</th>
<th>2016-17 JULY-APRIL ACTUAL</th>
<th>VARIANCE FAV (UNFAV)</th>
<th>COMMENTS</th>
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**Total** | | **3,182,204** | **3,254,061** | **1,874,488** | **1,379,573** |
Voting Requirements

Simple Majority

<table>
<thead>
<tr>
<th>OFFICER RECOMMENDATION/COUNCIL DECISION</th>
</tr>
</thead>
</table>


Moved: Cr G Trenfield  Seconded: Cr R Valenzuela  Motion put and carried 4/0

Attendance:  Cr G Trenfield left the meeting at 2.07 pm.

Attendance:  Cr G Trenfield re-joined the meeting at 2.09 pm.
11.2 DEVELOPMENT, PLANNING AND ENVIRONMENTAL HEALTH

11.2.1 Report on Request by DPaW to Install Tourist Information Shelters, Signage and Pullover Bays

<table>
<thead>
<tr>
<th>Author:</th>
<th>Dominic Carbone</th>
</tr>
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<td>No interest to disclose</td>
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<tr>
<td>Date:</td>
<td>18 May 2017</td>
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<tr>
<td>General</td>
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<tr>
<td>P 1</td>
<td>Attachment 1 - Pullover bay site plan</td>
</tr>
<tr>
<td>P 2</td>
<td>Attachment 2 - Tourist Bay site plan</td>
</tr>
<tr>
<td>P 3</td>
<td>Attachment 3 - Road Signs</td>
</tr>
<tr>
<td>P 4</td>
<td>Attachment 4 - Location plan</td>
</tr>
<tr>
<td>P 5</td>
<td>Structural Engineer Certificate</td>
</tr>
<tr>
<td>P 15</td>
<td>Photographs</td>
</tr>
<tr>
<td>P 21</td>
<td>Urbis letter</td>
</tr>
</tbody>
</table>

Matter for Consideration

That Council give consideration to the Consultant planner URBIS advice in relation to the proposed works to be undertaken by The Department of Parks and Wildlife WA (DPaW) to promote public access to the Karara Rangeland Park.

Background

The Department of Parks and Wildlife WA manages the Karara, Rangeland Park.

Statutory Environment

*Planning and Development 2005*
*Shire of Yalgoo Town Planning Scheme No.2 (TPS2)*
*Shire of Yalgoo Local Planning Strategy (LPS)*

Consultation

URBIS

Comment

The proposal received from the Department of Parks and Wildlife (DPaW) was referred to Shire’s Town Planning Consultant for assessment.

URBIS has provided the following Assessment in relation to the proposed works to be undertaken by DPaW.

Proposal

DPaW has requested the Shire’s comments and permission to construct four (4) roadside pullover bays and tourist information shelters at the following entrances to the Karara Rangeland Park:

- Yalgoo - Ninghan Road (south-entrance)
- Paynes Find - Thundelarra Road (south-east entrance)
- Burnerbinmah - Nalbarra Road (north-west entrance)
- Yalgoo - Ninghan Road (north-west entrance)
The proposed pullover bays and tourist information shelters are located on local roads under the management of the Shire of Yalgoo.

All pullover bays and tourist information shelters will be of the same dimensions and on the left-hand side of the road entering the Karara Rangeland Park.

DPAW has provided a generic architectural plan for the pullover bays and tourist information shelters. It is unknown if the construction of the propose pullover bays and tourist information shelters will require the removal of native vegetation.

**Statutory Environment**

The following planning document has been considered in the assessment of the proposed pullover bays and tourist information shelters.

**The Planning and Development Act 2005**

Under the Act, there are exemptions for public works conducted by a ‘public authority’. A public authority is defined as the following:

> ‘A department of the public service, state trading concern, state instrumentality or state public utility.’

DPAW can be classified as a ‘public authority’ exempt for the requirement to obtain planning approval for the proposed works.

Despite the exemption, public authorities are still required to comply with the following requirements:

- To have regard to the purpose and intent of the local planning scheme.
- To have regard to the principles of proper and orderly planning and the amenity of the area.
- To consult with the local government when a proposal is being formulated for any public works, or the taking of land for public works.

In this regard and assessment of the proposal against the Shire’s key planning document has been provided below.

**Shire of Yalgoo Town Planning Scheme No.2 (TPS2)**

The following objectives outlined in Clause 1.6 (d) of the TPS2 are considered relevant to the proposed works:

- d) Encourage tourism opportunities.
- h) Preserve, protect, and enhance the natural and built environments.

The proposed work will provide a navigational function to tourist and improve the visibility of the Karara Rangeland Park for the surrounding roads. This is considered consistent with the above-mentioned adjectives of the TPS2.

**Shire of Yalgoo Local Planning Strategy (LPS)**

The LPS identifies areas of declared rare and priority flora. These identified areas are not affected by the proposed location of the pullover bays and tourist information shelters. The LPS has no further implications on the proposal.

**Shire of Yalgoo Strategic Community Plan 2013 – 2023**

Nil Implications.

**Recommendations**

Based on the above, the works proposed by DPAW are considered public works and as such are exempt from planning approval.

However, the Shire’s engineer will need to review and approve the plans and provide comment on the design, drainage, structural integrity, and proximity to intersection.
The directional signage located on the Main Roads WA roads (Mt Magnet Road and Great Northern Hwy) are also exempt from planning approval from the Shire, however, will need approval from Main Roads WA. DPAW will need to submit the proposal to the Shire, who will then refer the application to Main Roads WA for assessment.

The attachments to the report detail the following:
- Pullover bays site plan (attachment 1)
- Tourist Information Shelters Plan (attachment 2)
- Road Sign (attachment 3)
- Location Plan (attachment 4)
- Photographs of proposed shelters and locations.
- Structural Engineer Certificate

URBIS in their recommendation to Council, advise that the Shire engineer will need to review and approve the plans.

The Shire engineer needs to provide comment on design, drainage, structural integrity and proximity to intersection, as the final locations of the pullover bays and information shelters are yet to be finalised.

DPAW will be requested to provide the Shire with an Engineer’s certification, addressing drainage and proximity to intersection as they already provided a structural engineers Certificate for the design and structural integrity for the proposed shelter.

**Voting Requirements**

Simple Majority

**OFFICER RECOMMENDATION/COUNCIL DECISION**

C2017-0505 Report on Request by DPaW to Install Tourist Information Shelters, Signage and Pullover Bays

That Council advise the Department of Protection and Wildlife as follows:

1) That the works proposed are considered public works and as such are exempt for planning approval;
2) That the Shire be provided with an Engineer’s Certification addressing the drainage and proximity to intersections of the proposed works; and
3) That the Shire has no objection to the erection of road signs.

Moved: Cr R Grinham Seconded: Cr G Trenfield Motion put and carried 3/1

Deputy President Cr Raul Valenzuela stated he wished his objection to be recorded.
Cr R Valenzuela believes the DPAW shelters, signage and pullover bays will be detrimental to the region.
11.3 FINANCE

11.3.1 Report on Re-Adoption of the 2014-15 Annual Budget and the Re-Imposition of Rates and Minimums

<table>
<thead>
<tr>
<th>Author:</th>
<th>Dominic Carbone</th>
</tr>
</thead>
<tbody>
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<td>No interest to disclose</td>
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<tr>
<td>Date:</td>
<td>16 May 2017</td>
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<tr>
<td>Attachments</td>
<td>P 24  Letter from Department of Local Government and Communities</td>
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<tr>
<td>Finance</td>
<td>P 25  2014-15 Annual Budget</td>
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</table>

**Matter for Consideration**

That Council readopts the 2014-15 Annual Budget in the same form and manner as the Annual Budget adopted by Council at its ordinary meeting held on 21 August 2014, and Council re impose the rates that comply with the Local Government Act 1995.

**Background**

Council adopted the 2014-15 Annual Budget without first obtaining Ministerial approval for the following:

1. To impose a minimum payment of $600 on vacant land in accordance with Section 6.35(5) of the Local Government Act 1995; and
2. To adopt rates in the dollar that exceeds the 2:1 rates required under Section 6.33(3) of the Local Government Act 1995. In June 2016 Council resolved as follows:
   “That Council
   1) Based on advice received from its Solicitor Civic Legal, make application to the State Administrative Tribunal, for the 2014-15 GRV and UV general rates to be quashed in their entirety.
   2) Inform the Shire’s Solicitor Civic Legal of (1) above and to file the application with the State Administrative Tribunal.

The State Administration Tribunal (SAT) on 7th September 2016 made a Final Order that read as follow:

1. The general rate imposed by the Shire of Yalgoo upon rateable land within its district to be rated on unimproved value for the 2014/15 financial year under section 6.32(1) of the Local Government Act 1995 (JVA) is quashed pursuant to Section 6.83 of the Act.
2. The general rate imposed by the Shire of Yalgoo upon rateable land within it district to be rated on gross retail value for the 2014-15 financial year under Section 6.32(1) of the Local Government Act 1995 (JVA) is quashed pursuant to Section 6.83 of the Act.

Section 6.83 stated above should read Section 6.82(3).

In December 2016, Council resolved as follows:

That Council:
(1) Proposes to impose the following rates and minimums for the 2014-2015 financial year:

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<tr>
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<tbody>
<tr>
<td>TOWN IMPROVED</td>
<td>GRV</td>
<td>7.12</td>
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<tr>
<td>TOWN VACANT</td>
<td>GRV</td>
<td>7.12</td>
<td>600.00</td>
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<td>PASTORAL/RURAL</td>
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<td>18.99</td>
<td>260.00</td>
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Subject to (1) above make an application to obtain Ministerial approval for the following:

(i) To adopt rates in the dollar that exceed the 2:1 rates required pursuant to Section 6.33(3) of the Local Government Act 1995, namely;
   - UV Mining / Mining Tenements: 35.75 cents;
   - UV Exploration and prospecting: 18.99 cents.

(ii) To impose a minimum rate of $600.00 on vacant land in accordance with Section 6.35(5) of the Local Government Act 1995

Statutory Environment

Local Government Act 1995

Section 6.33. Differential general rates

(1) A local government may impose differential general rates according to any, or a combination, of the following characteristics —
   (a) the purpose for which the land is zoned, whether or not under a local planning scheme or improvement scheme in force under the Planning and Development Act 2005; or
   (b) a purpose for which the land is held or used as determined by the local government; or
   (c) whether or not the land is vacant land; or
   (d) any other characteristic or combination of characteristics prescribed.

(2) Regulations may —
   (a) specify the characteristics under subsection (1) which a local government is to use; or
   (b) limit the characteristics under subsection (1) which a local government is permitted to use.

(3) In imposing a differential general rate a local government is not to, without the approval of the Minister, impose a differential general rate which is more than twice the lowest differential general rate imposed by it.

(4) If during a financial year, the characteristics of any land which form the basis for the imposition of a differential general rate have changed, the local government is not to, on account of that change, amend the assessment of rates payable on that land in respect of that financial year but this subsection does not apply in any case where section 6.40(1)(a) applies.

(5) A differential general rate that a local government purported to impose under this Act before the Local Government Amendment Act 2009 section 39(1)(a) came into operation is to be taken to have been as valid as if the amendment made by that paragraph had been made before the purported imposition of that rate.

Section 6.82. General review of imposition of rate or service charge:

(1) Where there is a question of general interest as to whether a rate or service charge was imposed in accordance with this Act, the local government or any person may refer the question to the State Administrative Tribunal to have it resolved.

(2) Subsection (1) does not enable a person to have a question relating to that person’s own individual case resolved under this section if it could be, or could have been, resolved under section 6.76.

(3) The State Administrative Tribunal dealing with a matter referred to it under this section may make an order quashing a rate or service charge which in its opinion has been improperly made or imposed.

Section 6.3. Budget for other circumstances

A local government is required to prepare and adopt* a budget in a form and manner similar to the annual budget with such modifications as are necessary to meet the case —
(a) where required to do so in consequence of the quashing of —
   (i) a general valuation; or
   (ii) a rate or service charge,
       by a court or by the State Administrative Tribunal; or
(b) if, at any time after the imposition of rates in a financial year it intends to impose a supplementary general rate or specified area rate for the unexpired portion of the financial year.

Financial Implications
Nil

Consultation
Nil

Comment
The Department of Local Government and Communities (DLGC) on the 11 May 2017 approved the Shire application to impose differential general rates for the UV Mining / Mining Tenements and UV Exploration and Prospecting categories, which are more than twice the lowest rate of the UV Pastoral / Rural Category. The approval is valid for the 2014-15 financial year.

The administrative omission will not cause any additional rates to be levied and the process will enable the Shire to rectify the error now that the DLGC has granted approval for the rates in the dollar that are more than twice the lowest rate. The final step in its process is as follows:

- Upon Ministerial approval being received, Council is requested to prepare and adopt or budget in a form and manner similar to the Annual Budget and reimpose the rates that comply with the Local Government Act 1995.

Voting Requirements
Absolute Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

C2017-0506 Report on the Re-Adoption of the 2014-15 Annual Budget and Re-Imposition of Rates and Minimums

That Council:

(1) Re-adopt the following rates and minimums for the 2014-15 financial year.

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<tbody>
<tr>
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<td>GRV</td>
<td>7.12</td>
<td>260.00</td>
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<td>TOWN VACANT</td>
<td>GRV</td>
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<td>PASTORAL/RURAL</td>
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<td>EXPLORATION &amp; PROSPECTING</td>
<td>UV</td>
<td>18.99</td>
<td>260.00</td>
</tr>
</tbody>
</table>

(2) Re-adopts the 2014-15 Annual Budget in accordance with Section 6.3(a) (ii) of the Local Government Act 1995 in the same form and manner as the Annual Budget adopted by Council at its Ordinary Council Meeting held on the 21 August 2014 included as an attachment to this report.

Moved: Cr R Valenzuela    Seconded: Cr R Grinham   Motion put and carried by Absolute Majority 4/0
11.3.2 Report of Re-Allocation of Surplus Royalties for Regions Funding – Country Local Government Fund Individual Grant for 2012-13

**Author:** Dominic Carbone  
**Interest Declared:** No interest to disclose  
**Date:** 18 May 2017  
**Attachments**  
P 59-87 CLGF Financial Assistance Agreement 12/13 Individual Allocation

### Matter for Consideration

That Council apply to the Department of Regional Development to utilise the unspent portion of Country Local Government Funds received by the Shire as part of its 2012-13 individual grant allocation for the purpose of installing shade sails at the Water Park and to extend the Financial Assistance Agreement which commenced on the 4 July 2013 and expired on 4 July 2015.

### Background

On 21 February 2014, the Shire and the Department of Regional Development signed a Financial Assistance Agreement, which replaced the agreement dated 4 July 2013.

The variation to the agreement was in relation to the projects to be funded from the Shire’s 2012-13 CLGF individual allocation of $421,524 (all funds have been received by the Shire).

Originally, it was proposed that the above-mentioned funding would be utilised as follows:

- Caravan Park Redevelopment $250,000
- Yalgoo Community Hub & Community and Youth Centre $171,524

Council at its Ordinary Meeting held on 25 October 2013 adopted the following resolution.

That council authorises the CEO to apply to the Department of Regional Development and Lands for a variation of the Financial Assistance Agreements for Country Local Government Fund 2011-12 and 2012-13 projects as follows:

- Move expenditure of $31,000, OS003 Paynes’ Find from CLGF 2011-12 to CLGF 2012-13
- Move expenditure of $30,000, OP005 Yalgoo Community Park, from CLGF 2011-12 to CLGF 2012-13
- Move expenditure of $61,000, BD011 Community & Youth Centre, from CLGF 2012-13 to 2011-12

<table>
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<th>FCWP</th>
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<td>OS003</td>
<td>Payne’s Find Beautification/Rest Area</td>
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<tr>
<td>OP005</td>
<td>Yalgoo Community Park</td>
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<td>OP006</td>
<td>Yalgoo Cemetery Shelter</td>
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<td>RC003</td>
<td>Yalgoo Community Hub: Covered Sports Facility</td>
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<td>CA002</td>
<td>Caravan Park Redevelopment</td>
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<tr>
<td>BD011</td>
<td>Yalgoo Community Hub: Community and Youth Centre</td>
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</table>

**Total:** 421,524 421,524
The details of the Projects to be funded from the CLGF 2012-13 allocations are as follows.

**Caravan Park Redevelopment**  
$250,000

This Project aims to replace and upgrade the aged and very basic infrastructure at the Yalgoo Caravan Park with quality ensuite accommodation and rammed earth amenities that will offer visitors an authentic country Australian experience.

Rammed earth has passive heating and cooling properties (Yalgoo temperatures range from zero to long periods in the high 40s) with minimal maintenance requirements and is less vulnerable to wear and tear or vandalism.

Improving these facilities will increase the number of overnight stays in Yalgoo, which is anticipated will provide economic benefits to the region.

The Yalgoo Caravan Park Redevelopment Project will enhance regional tourism by lifting the quality of accommodation available in the region to a consistent standard.

**Yalgoo Community Hub: Community and Youth Centre**  
$110,524

The Community and Youth Centre will be constructed in rammed earth. The Project aims to achieve a sustainable facility that may ultimately provide local employment and opportunity to increase skills and capacity.

The Project will provide a place for youth in the community to congregate and participate in activities, reducing the incidence of antisocial behaviour.

**Payne’s Find Beautification / Rest Area**  
$31,000

This project is located on the Great Northern Highway, 4 hours north of Perth. The Highway is the quickest route to WA’s northwest and is heavily used by various motorists including trucks drivers, the mining industry, tourists, and North West residents.

The Rest area will provide motorists with an attractive parking area and facilities to break and revive from driving.

**Yalgoo Community Park**  
$30,000

The community Park project will improve the current Park facilities. The Project aims to develop the outdoor area for better utilisation to the community and visitors for civic functions, community recreation, and events. The modified flagpole area will include the Australian, state of WA and aboriginal Flags.
The table below details the grant funding expended to date.

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<tr>
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<th>2015</th>
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<tbody>
<tr>
<td>Caravan Park Redevelopment</td>
<td>$250,000</td>
<td>-</td>
<td>$240,754</td>
<td>$9,246</td>
<td>-</td>
<td>$250,00</td>
<td>-</td>
</tr>
<tr>
<td>Yalgoo Community Hub: Community and Youth Centre</td>
<td>$110,524</td>
<td>$51,113</td>
<td>$41,707</td>
<td>-</td>
<td>$10,299</td>
<td>$103,119</td>
<td>$7,405</td>
</tr>
<tr>
<td>Paynes Find Beautification / Rest Area</td>
<td>$31,000</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>-</td>
<td>$31,000</td>
</tr>
<tr>
<td>Yalgoo Community Park</td>
<td>$30,000</td>
<td>-</td>
<td>$24,183</td>
<td>-</td>
<td>-</td>
<td>$24,183</td>
<td>$5,817</td>
</tr>
<tr>
<td></td>
<td>$421,524</td>
<td>$51,113</td>
<td>$306,644</td>
<td>$9,246</td>
<td>$10,299</td>
<td>$377,302</td>
<td>$44,222</td>
</tr>
</tbody>
</table>

The Yalgoo Community Hub and Yalgoo Community Park projects have been completed and surplus funds of $7,405 and $5,817 respectively are available for reallocation. The Paynes Find Beautification / Rest Area project did not proceed. However, the Shire in the 2014-15 Annual Budget allocated the sum of $84,000 for the purpose that has been carried forward and the project is currently in progress.

**Statutory Environment**

Financial Assistance Agreement - Country Local Government Fund. (CLGF) 2012-13 individual allocation

*Local Government Act 1995*

**Section 6.8.  Expenditure from municipal fund not included in annual budget**

(1) A local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure —

(a) is incurred in a financial year before the adoption of the annual budget by the local government; or

(b) is authorised in advance by resolution*; or

(c) is authorised in advance by the mayor or president in an emergency.

* Absolute majority required.

(1a) In subsection (1) —

**additional purpose** means a purpose for which no expenditure estimate is included in the local government’s annual budget.

(2) Where expenditure has been incurred by a local government —

(a) pursuant to subsection (1) (a), it is to be included in the annual budget for that financial year; and

(b) pursuant to subsection (1)(c), it is to be reported to the next ordinary meeting of the council.
Financial Implications
That the 2012-13 CLGF individual allocation received by the Shire be expended in accordance with the Financial Assistance Agreement.

Consultation
Ms Laura Brennan, Department of Regional Development.

Comment
As detailed in the table above $44,222 of the 2012-13 CLGF individual allocation is yet to be spent. As the projects, with the exception of the Paynes Find Beautification / Rest Area project (which is now funded by the Shire) are completed, Council is requested to give consideration to apply to the Department of Regional Development for a variation to the Financial Assistance Agreement for the CLGF 2012-13 individual allocation, to utilise the unspent funds for the purpose of installing shade sails at the Water Park, part of the Yalgoo Community Hub. The CEO as obtained the following quotation in relation to the installation of the shade sails.

As the Financial Assistance Agreement expired on 4 July 2015, it is necessary that Council seek an extension to the agreement to allow for the installation of the shade sail to be completed. The Department of Regional Development has advised that the work needs to be completed by 31 December 2017.

Voting Requirements
Absolute Majority

OFFICER RECOMMENDATION/COUNCIL DECISION
C2017-0507 Report of Reallocation of Surplus Royalties for Regions Funding Country Local Government Fund Individual Grant 2012-13

That Council:

1. Apply to the Department of Regional Development to utilise the unspent portion of the 2012-13 CLGF individual allocation amounting to $44,222 for the purpose of installing shade sails at the Water Park;
2. Seek an extension to the Financial Assistance Agreement for the CLGF 2012-13 individual allocation to 31 October 2017; and
3. Subject to (1) above the following expenditure be authorised pursuant to Section 6.8 of the Local Government Act 1995:

| Shade Sails Water Park | $44,222 |

Moved: Cr R Valenzuela   Seconded: Cr G Trenfield   Motion put and carried by Absolute Majority 4/0
11.3.3 Accounts for Payment April 2017

<table>
<thead>
<tr>
<th>Author:</th>
<th>Dominic Carbone</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interest Declared:</td>
<td>No interest to disclose</td>
</tr>
<tr>
<td>Date:</td>
<td>19 May 2017</td>
</tr>
<tr>
<td>Attachments</td>
<td>Nil</td>
</tr>
</tbody>
</table>

Matter for Consideration

Council approve the Accounts for Payment list for the period 1 April 2017 to 30 April 2017 as detailed in the report below.

Background

The Local Government Act 1995 and the Local Government (Financial Management) Regulations 1996 requires the Chief Executive Officer to present a list of accounts paid and/or payable to Council and such to be recorded in the minutes of the meeting.

Statutory Environment

Local Government Act 1995

6.10 Financial Management regulations

Regulations may provide for –

a. The security and banking of money received by a local government’ and
b. The keeping of financial records by a local government; and
c. The management by a local government of its assets, liabilities and revenue; and
d. The general management of, and the authorisation of payments out of –
   I. The municipal fund; and
   II. The trust fund, of a local government.

Local Government (Financial Management) Regulations 1996

13. Payments from municipal fund or trust fund by CEO, CEO’s duties as to etc.

1. If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared –
   I. The payee’s name; and
   II. The amount of the payment; and
   III. The date of the payment; and
   IV. Sufficient information to identify the transaction.

2. A list of accounts for approval to be paid is to be prepared each month showing –
   a. For each account which requires council authorisation in that month –
      I. The payee’s name; and
      II. The amount of the payment; and
      III. Sufficient information to identify the transaction; and
   b. The date of the meeting of the council to which the list is to be presented.

3. A list prepared under subregulation (1) or (2) is to be –
   a. Presented to the council at the next ordinary meeting of the council after the list is prepared; and
   b. Recorded in the minutes of that meeting.
Strategic Implications
Nil

Financial Implications
Nil

Consultation
Nil

Comment
The list of accounts paid for the period 1 April 2017 to 30 April 2017 are as follows:
SHIRE OF YALGOO  
LIST OF ACCOUNTS PAID AND PAYABLE  
FOR THE PERIOD 1 APRIL 2017 TO 30 APRIL 2017

<table>
<thead>
<tr>
<th>DATE</th>
<th>PAYEE</th>
<th>PARTICULARS</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>06/04/2017</td>
<td>AMPAC Debt Recovery (WA) Pty Ltd</td>
<td>E031020 · Debt Collection Costs</td>
<td>$819.50</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Atyeo’s Environmental Health Services PL</td>
<td>EHO and Building Control Consultancy</td>
<td>$3,291.00</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>BOQ Asset Finance &amp; Leasing Pty Ltd</td>
<td>E145060 · Photocopier Rental</td>
<td>$329.50</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Bunnings Building Supplies Pty Ltd</td>
<td>Workshop consumables, Grid Clearing and Repairs, Tools Replacement and HCP Project Activity Expenses</td>
<td>$2,444.32</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Canine Control</td>
<td>E052015 · Animal Ranger Expenses</td>
<td>$1,859.00</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Civic Legal</td>
<td>E145090 · Legal Expenses</td>
<td>$2,524.50</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Communication Systems Geraldton</td>
<td>E145060 · Office Telephone Maintenance</td>
<td>$621.50</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Crowe’s Electrical</td>
<td>Electrical Work to Railway Station Building, Staff Housing, Hall, Community Park and Shire Administration Building</td>
<td>$7,895.97</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Cubit Test &amp; Tag</td>
<td>Test and Tag to Shire Depot, Caravan Park and Railway Station Building</td>
<td>$911.00</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Cutting Edges Equipment Parts</td>
<td>E144040 · Blades &amp; Tyres</td>
<td>$6,403.06</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>David Rocke</td>
<td>E113020 · Paynes Find Complex Expenses</td>
<td>$67.50</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>DBR Industrial Products Pty Ltd</td>
<td>E144005 · Fuel &amp; Oil Supplies</td>
<td>$320.71</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Ellis &amp; Sons Constructions</td>
<td>C175119 · Depot Amenities Renovations</td>
<td>$17,600.00</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Fiona Newey</td>
<td>E132005 · Caravan Park Expenditure Reimbursement</td>
<td>$53.89</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Gail Trenfield.</td>
<td>Members Meeting Fees and Communications Allowance</td>
<td>$645.67</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Refuel Australia</td>
<td>Renew Cable on Switch Board and Fuel and Oil Supplies</td>
<td>$17,005.60</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Hitachi Construction Machinery(Australia)</td>
<td>E144015 · Parts &amp; Repairs - YA465 Cat 140H Grader</td>
<td>$760.57</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>J &amp; K Hopkins</td>
<td>E041075 · Members Expenses Other - Chairs for Chambers</td>
<td>$1,317.00</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Joanne Kanny</td>
<td>Members Meeting Fees, Communications Allowance and Travelling</td>
<td>$867.47</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Judith Hill.</td>
<td>E132118 · HCP Project Activity Expenses Reimbursement</td>
<td>$182.25</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Coffee &amp; Cream</td>
<td>E132118 · HCP Project Activity Expenses - Entertainment for the 2017 Yalgoo Races</td>
<td>$850.00</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Mullewa Engineering Services</td>
<td>E113004 · Shamrock St Park - Fabricate Monkey Bars Frame</td>
<td>$698.50</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Murray River North Pty Ltd</td>
<td>C175112 · Yalgoo Art Centre</td>
<td>$95,364.12</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Neil Grinham</td>
<td>Meeting Fees, Communications, Travelling and Presidents Allowance</td>
<td>$2,034.31</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Paynes Find Road House &amp; Tavern</td>
<td>E143060 · Travel &amp; Accommodation</td>
<td>$1,454.00</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Pemco Diesel Pty Ltd</td>
<td>E144015 · Parts &amp; Repairs - YA487, YA453, YA329</td>
<td>$10,110.71</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Raul Valenzuela</td>
<td>Meeting Fees, Communications, Travelling and Deputy Presidents Allowance</td>
<td>$949.92</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Ray Pratt</td>
<td>Keys for Cat Truck and Plumbing Materials for Staff Amenities Reimbursement</td>
<td>$119.98</td>
</tr>
<tr>
<td>DATE PAID</td>
<td>PAYEE</td>
<td>PARTICULARS</td>
<td>AMOUNT</td>
</tr>
<tr>
<td>-----------</td>
<td>-------</td>
<td>------------------------------------------------------------------------------</td>
<td>--------</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Robert Grinham</td>
<td>Members Meeting Fees, Communications Allowance and Travelling</td>
<td>962.31</td>
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<tr>
<td>06/04/2017</td>
<td>RSM Australia</td>
<td>E145080 · Audit Fees</td>
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<tr>
<td>06/04/2017</td>
<td>Security &amp; Keys</td>
<td>E132005 · Caravan Park Expenditure</td>
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<tr>
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<td>Shire of Yalgoo</td>
<td>E132118 · HCP Project Activity Expenses</td>
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<td>Spotlight P/L</td>
<td>E132118 · HCP Project Activity Expenses</td>
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<tr>
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<td>Staples Australia Pty Limited</td>
<td>Office Equip Mtce, HCP Project Activity Expenses, Staff Amenities, Printing &amp; Stationery</td>
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<tr>
<td>06/04/2017</td>
<td>Stratco (WA) Pty Ltd</td>
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<td>Household and Commercial Refuse Collection</td>
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<td>CEO and Councillors Training Expenses</td>
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<td>E144005 · Fuel &amp; Oil</td>
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<td>Yalgoo General Store.</td>
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<td>11/04/2017</td>
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<td>Various</td>
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<td>12/04/2017</td>
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<td>Various</td>
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<tr>
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<td>Datacom Solutions (AU) Pty Ltd</td>
<td>E145055 · Computer Maintenance and Support</td>
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<td>28/04/2017</td>
<td>Dominic Carbone &amp; Associates</td>
<td>E145085 · Consultancy</td>
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<td>28/04/2017</td>
<td>Freemans Liquid Waste</td>
<td>E113010 · Old Railway Station grounds</td>
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<td>In2Balance Pty Ltd</td>
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<td>28/04/2017</td>
<td>Landgate</td>
<td>E031030 · Other Expenses</td>
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<td>Meeting Fees, Communications, Travelling and Presidents Allowance</td>
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<td>28/04/2017</td>
<td>Peter John Grigson</td>
<td>E131299 · Wild Dog Bounty Scheme</td>
<td>700.00</td>
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<td>28/04/2017</td>
<td>Prince-Wright Productions</td>
<td>E132007 · Tourism Promotion</td>
<td>190.00</td>
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<tr>
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<td>Shearers &amp; Pastoral Workers Social Club</td>
<td>E041065 · Members Donations</td>
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<td>28/04/2017</td>
<td>Social Innovations Pty Ltd</td>
<td>E145085 · Consultancy</td>
<td>1,760.00</td>
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<tr>
<td>28/04/2017</td>
<td>Steven Cosgrove.</td>
<td>E145030 · Staff Training Reimbursement</td>
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</tr>
<tr>
<td>28/04/2017</td>
<td>U R Safe Pty Ltd</td>
<td>C175116 · Depot Security</td>
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<td>28/04/2017</td>
<td>WA Local Government Association</td>
<td>E145030 · Staff Training</td>
<td>1,012.00</td>
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<tr>
<td>28/04/2017</td>
<td>Yalgoo Hotel Motel</td>
<td>Refreshments &amp; Receptions, EHO Consulting and Consultancy</td>
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<td>30/04/2017</td>
<td>Child Support Agency</td>
<td>Payroll Deduction to Child Support</td>
<td>352.56</td>
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<tr>
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<td>Shire of Yalgoo Municipal Fund</td>
<td>Payroll Deduction to Pay off Debt</td>
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<tr>
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<td>Payroll Deduction Union Fee</td>
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<td>PAYEE</td>
<td>PARTICULARS</td>
<td>AMOUNT</td>
</tr>
<tr>
<td>------------</td>
<td>--------------------------------------------</td>
<td>--------------------------------------------------</td>
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</tr>
<tr>
<td>04/04/2017</td>
<td>AMP Flexible Lifetime Super</td>
<td>Super Contributions</td>
<td>693.71</td>
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<tr>
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<td>Australian Super</td>
<td>Super Contributions</td>
<td>730.80</td>
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<tr>
<td>04/04/2017</td>
<td>Colonial First State</td>
<td>Super Contributions</td>
<td>493.42</td>
</tr>
<tr>
<td>04/04/2017</td>
<td>Concept One The Industry Superannuation Fu</td>
<td>Super Contributions</td>
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<tr>
<td>04/04/2017</td>
<td>WA Super</td>
<td>Super Contributions</td>
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<td>Payroll Deduction to Pay off Debt</td>
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<tr>
<td>06/04/2017</td>
<td>Horizon Power</td>
<td>E091007 · Housing Expenses - Electricity</td>
<td>31.56</td>
</tr>
<tr>
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<td>Telstra Corporation Ltd</td>
<td>E145110 · Telephone-Internet</td>
<td>169.95</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Horizon Power</td>
<td>E091007 · Housing Expenses - 75 Weekes St</td>
<td>365.34</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Horizon Power</td>
<td>E091007 · Housing Expenses - 74 Weekes St</td>
<td>337.92</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Horizon Power</td>
<td>Electricity Various Building and Facilities</td>
<td>9,000.81</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Horizon Power</td>
<td>E122011 · Lighting of Streets</td>
<td>729.11</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Horizon Power</td>
<td>E143064 · Depot Mtce (Works) Expenses</td>
<td>2,798.48</td>
</tr>
<tr>
<td>28/04/2017</td>
<td>Telstra Corporation Ltd</td>
<td>E145110 · Telephone-Internet</td>
<td>6,240.85</td>
</tr>
<tr>
<td>28/04/2017</td>
<td>Pivotel Satellite Pty Limited</td>
<td>Various Satellite phones</td>
<td>659.60</td>
</tr>
<tr>
<td>06/04/2017</td>
<td>Colonial First State</td>
<td>Super Contributions</td>
<td>266.71</td>
</tr>
<tr>
<td>03-04-17</td>
<td>Department of Transport</td>
<td>Licencing</td>
<td>211.95</td>
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<tr>
<td>06-04-17</td>
<td>NAB</td>
<td>Bank Fees</td>
<td>65.24</td>
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<tr>
<td>07-04-17</td>
<td>Department of Transport</td>
<td>Licencing</td>
<td>372.4</td>
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<tr>
<td>21-04-17</td>
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<td>Licencing</td>
<td>41.8</td>
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<td>28-04-17</td>
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<tr>
<td>28-04-17</td>
<td>NAB</td>
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</table>

345,238.41
Voting Requirements
Simple Majority

<table>
<thead>
<tr>
<th>OFFICER RECOMMENDATION/COUNCIL DECISION</th>
</tr>
</thead>
<tbody>
<tr>
<td>C2017-0508 Accounts for Payment April 2017</td>
</tr>
</tbody>
</table>

That Council approve the list of accounts paid for the period 1 April 2017 to 30 April 2017 amounting to $345,238.41 and the list be recorded in the Minutes.

Moved: Cr R Valenzuela  Seconded: Cr R Grinham  Motion put and carried 4/0
11.3.4 Financial Activity Statements and Accounts Paid for the Period ended the 30 April 2017

<table>
<thead>
<tr>
<th>Author:</th>
<th>Dominic Carbone</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interest Declared:</td>
<td>No interest to disclose</td>
</tr>
<tr>
<td>Date:</td>
<td>19 May 2017</td>
</tr>
<tr>
<td>Attachments Finance</td>
<td></td>
</tr>
<tr>
<td>- Statement of Comprehensive Income ending the 30 April 2017;</td>
<td></td>
</tr>
<tr>
<td>- Statement of current Financial Position;</td>
<td></td>
</tr>
<tr>
<td>- Financial Activity Statement;</td>
<td></td>
</tr>
<tr>
<td>- Summary of Current Assets and Current Liabilities as of 30 April 2017;</td>
<td></td>
</tr>
<tr>
<td>- Detailed worksheets;</td>
<td></td>
</tr>
<tr>
<td>- Other Supplementary Financial Reports:</td>
<td></td>
</tr>
<tr>
<td>o Reserve Funds;</td>
<td></td>
</tr>
<tr>
<td>o Loan Funds;</td>
<td></td>
</tr>
<tr>
<td>o Trust Fund.</td>
<td></td>
</tr>
</tbody>
</table>

Note: Attachments provided to members prior to the meeting.

Matter for Consideration

Adoption of the Monthly Financial Statements.

Background

The Local Government Act and Regulations require local governments to prepare monthly reports containing the information that is prescribed.

Statutory Environment

Local Government Act 1995

Section 6.4—Specifies that a local government is to prepare such other financial reports as are prescribed.

Local Government (Financial Management) Regulations 1996

Regulation 34 states:

(1) A local government is to prepare each month a statement of financial activity reporting on the sources and applications of funds, as set out in the annual budget under regulation 22(1)(d) for that month in the following detail:

(a) annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c);

(b) budget estimates to the end of month to which the statement relates;

(c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates;

(d) material variances between the comparable amounts referred to in paragraphs (b) and (c);

(e) the net current assets at the end of the month to which the statement relates.

Sub regulations 2, 3, 4, 5, and 6 prescribe further details of information to be included in the monthly statement of financial activity.
Strategic Implications
Provision of timely accounting information to inform Council of the financial status and financial affairs of the local government.
Reports showing year to date financial performance allow monitoring of actual expenditure, revenue, and overall results against budget targets.

Policy Implications
2.1 Capitalisation of Assets
2.4 Material Variance

Financial Implications
Payments from Council’s Municipal Account as disclosed in the budget or subsequently approved.

Consultation
Dominic Carbone – Dominic Carbone & Associates

Comment
The Shire prepares the monthly financial statements in the statutory format along with the other supplementary financial reports comprising of:

- Statement of Comprehensive Income;
- Statement of Financial Position;
- Reserve Funds;
- Loan Funds; and
- Trust Fund.

The areas where material variances have been experienced (10% or $10,000 above or below budget) are commented on in the material variance attachment.

Voting Requirements
Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION
Moved: Cr R Grinham Seconded: Cr G Trenfield Motion put and carried 4/0
11.3.5 Investments as at 30 April 2017

<table>
<thead>
<tr>
<th>Author: Dominic Carbone</th>
<th>Interest Declared: No interest to disclose</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date: 19 May 2017</td>
<td>Date: 19 May 2017</td>
</tr>
<tr>
<td>Attachments Nil</td>
<td>Attachments Nil</td>
</tr>
</tbody>
</table>

**Matter for Consideration**


**Background**

Money held in the Municipal Fund of the Shire of Yalgoo that is not required for the time being may be invested under the Trustee Act 1962 Part III.

**Statutory Environment**

**Local Government Act 1995**

6.14. Power to invest

(1) Money held in the municipal fund or the trust fund of a local government that is not, for the time being, required by the local government for any other purpose may be invested as trust funds may be invested under the Trustee Act 1962 Part III.

(2A) A local government is to comply with the regulations when investing money referred to in subsection (1).

(2) Regulations in relation to investments by local governments may —

(a) make provision in respect of the investment of money referred to in subsection (1); and

(b) deleted

(c) prescribe circumstances in which a local government is required to invest money held by it; and

(d) provide for the application of investment earnings; and

(e) generally provide for the management of those investments.

**Local Government (Financial Management) Regulations 1996**

19. Investments, control procedures for

(1) A local government is to establish and document internal control procedures to be followed by employees to ensure control over investments.

(2) The control procedures are to enable the identification of —

(a) the nature and location of all investments; and

(b) the transactions related to each investment.

19C. Investment of money, restrictions on (Act s. 6.14(2)(a))

(1) In this regulation —

**authorised institution** means —

(a) an authorised deposit-taking institution as defined in the Banking Act 1959 (Commonwealth) section 5; or
(b) the Western Australian Treasury Corporation established by the *Western Australian Treasury Corporation Act 1986*;

*foreign currency* means a currency except the currency of Australia.

(2) When investing money under section 6.14(1), a local government may not do any of the following —

(a) deposit with an institution except an authorised institution;

(b) deposit for a fixed term of more than 12 months;

(c) invest in bonds that are not guaranteed by the Commonwealth Government, or a State or Territory government;

(d) invest in bonds with a term to maturity of more than 3 years;

(e) invest in a foreign currency.

### Strategic Implications

Nil

### Consultation

Nil

### Comment

The worksheet below details the investments held by the Shire as at 30 April 2017:

<table>
<thead>
<tr>
<th>INSTITUTIONS</th>
<th>SHORT TERM RATING</th>
<th>INVESTMENT TYPE</th>
<th>ACCOUNT Nº</th>
<th>TERM</th>
<th>DATE OF TRANSACTION</th>
<th>DATE OF MATURITY</th>
<th>INTEREST RATE</th>
<th>PRINCIPAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>MUNICIPAL FUND</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>NAB</td>
<td>N/A</td>
<td>Operating a/c</td>
<td>50-832-4520</td>
<td>Ongoing</td>
<td>N/A</td>
<td>N/A</td>
<td>Variable</td>
<td>$1,230,168.43</td>
</tr>
<tr>
<td>NAB</td>
<td>N/A</td>
<td>Cash Maximiser</td>
<td>86-538-7363</td>
<td>Ongoing</td>
<td>N/A</td>
<td>N/A</td>
<td>Variable</td>
<td>$40,886.94</td>
</tr>
<tr>
<td>NAB</td>
<td>N/A</td>
<td>Term Deposit</td>
<td>89-977-1574</td>
<td>30 days</td>
<td>16.04.2017</td>
<td>16.05.2017</td>
<td>1.75%</td>
<td>$61,153.91</td>
</tr>
<tr>
<td>NAB</td>
<td>N/A</td>
<td>Short Term Investment</td>
<td>24-831-4222</td>
<td>Ongoing</td>
<td>N/A</td>
<td>N/A</td>
<td>Variable</td>
<td>$51,517.81</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td><strong>$1,383,727.09</strong></td>
</tr>
</tbody>
</table>

| RESERVE FUNDS |
| NAB | N/A | Term Deposit | 97-511-445 | 3 months 20 days | 16.09.2016 | 30.06.2017 | 2.52% | $157,378.40 |
| NAB | N/A | Term Deposit | 89-972-5236 | 30 days | 16.04.2017 | 16.05.2017 | 1.75% | $456,265.20 |
| NAB | N/A | Term Deposit | 11-186-3992 | 3 months 20 days | 19.09.2016 | 30.06.2017 | 2.52% | $1,041,921.23 |
| **TOTAL** | | | | | | | | **$1,655,564.83** |

| TRUST |
| NAB | N/A | Trust a/c | 50-832-4559 | Ongoing | N/A | N/A | Variable | **$21,838.51** |
INVESTMENT REGISTER
01 FEBRUARY 2017 TO 30 April 2017

NATIONAL AUSTRALIA BANK

<table>
<thead>
<tr>
<th>ACCOUNT Nº</th>
<th>DATE OF MATURITY</th>
<th>INTEREST RATE</th>
<th>OPENING BALANCE</th>
<th>INTEREST EARNT TO 30.04.2017</th>
<th>INVESTMENT TRANSFERS</th>
<th>CLOSING BALANCE 30.04.2017</th>
</tr>
</thead>
<tbody>
<tr>
<td>86-538-7363</td>
<td>Ongoing</td>
<td>Variable</td>
<td>$40,656.41</td>
<td>$230.53</td>
<td>0</td>
<td>$40,886.94</td>
</tr>
<tr>
<td>89-977-1574</td>
<td>16.05.2017</td>
<td>1.75%</td>
<td>$409,475.52</td>
<td>$1,678.39</td>
<td>$350,0000</td>
<td>$61,153.91</td>
</tr>
<tr>
<td>24-831-4222</td>
<td>Ongoing</td>
<td>Variable</td>
<td>$51,251.03</td>
<td>$240.55</td>
<td>0</td>
<td>$51,517.81</td>
</tr>
<tr>
<td>77-142-8128</td>
<td>30.06.2017</td>
<td>2.52%</td>
<td>$153,109.12</td>
<td>$2,276.93</td>
<td>0</td>
<td>$157,378.40</td>
</tr>
<tr>
<td>89-972-5236</td>
<td>16.05.2017</td>
<td>1.75%</td>
<td>$448,595.14</td>
<td>$7,670.06</td>
<td>0</td>
<td>$456,265.20</td>
</tr>
<tr>
<td>14-662-6305</td>
<td>30.06.2017</td>
<td>2.52%</td>
<td>$1,013,656.59</td>
<td>$28,264.64</td>
<td>0</td>
<td>$1,041,921.23</td>
</tr>
</tbody>
</table>

Voting Requirements
Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

C2017-0510 Investments as at 30 April 2017
That the Investment Report as at 30 April 2017 be received.
Moved: Cr G Trenfield Seconded: Cr R Grinham Motion put and carried 4/0
11.4  ADMINISTRATION

11.4.1 Report on Matters Outstanding as at 26 May 2017

| Author: | Dominic Carbone |
| Interest Declared: | No interest to disclose |
| Date: | 16 May 2017 |
| Attachments | Nil |

Matter for Consideration

That Council note the report on outstanding matters.

Background

The report is compiled from resolutions of Council relating to reports presented to Council, Notice of Motions, and Urgent Business.

Statutory Environment

Nil

Business Implications

Nil

Consultation

Nil

Comment

Matters outstanding are detailed below with comments in relation to status.

<table>
<thead>
<tr>
<th>MEETING DATE</th>
<th>ITEM REFERENCE</th>
<th>RESOLUTION</th>
<th>CURRENT STATUS</th>
</tr>
</thead>
<tbody>
<tr>
<td>16 Dec 16</td>
<td>Closure of Noongal Homestead Access Road</td>
<td>1. Initiates the closure of Noongal Road in accordance with Section 58 of the Land Administration Act 1997. 2. Advertise for the proposed road closure for 35 days and seek comments from providers of public utility services and the general public. 3. Following the public advertising period, considers the proposal in light of any objections or if no objections are received the matter be referred to the Minister for Lands for implementation. 4. Inform the owners of Noongal Station that all costs associated with the closure and amalgamation including advertising will be at their own expense.</td>
<td>Owners of Noongal Station have verbally advised that they do not wish to proceed with the closure of Noongal Road. Waiting on written confirmation.</td>
</tr>
<tr>
<td>Date</td>
<td>Description</td>
<td>Action</td>
<td>Notes</td>
</tr>
<tr>
<td>------------</td>
<td>------------------------------------------------------------------------------</td>
<td>------------------------------------------------------------------------</td>
<td>----------------------------------------------------------------------</td>
</tr>
<tr>
<td>22 Jan 16</td>
<td>2014-2015 Budget - Imposition of Rates and Minimum Proposal Requiring Ministerial Approval</td>
<td>That Council: 1/. Make application to the State Administrative Tribunal in accordance with Section 6.82 of the Local Government Act 1995 to have the following rates quashed: GRV-Town Vacant Land Minimum $600 UV-Mining/Mining Tenement 35.75 c UV-Exploration and Prospecting 18.99 c 2/. The Department of Local Government and Communities be advised of (1) above.</td>
<td>Letter received from Dept. Local Government on 12th May. Under delegated authority from the Minister for Local Government the Shire’s request to impose differential general rates that are more than twice the lowest rate has been approved. Matter is subject to a report in this agenda.</td>
</tr>
<tr>
<td>18 Aug 16</td>
<td>Establishment of an Emergency Services Training Centre in Yalgoo.</td>
<td>That Council engage the services of a suitable consultant to undertake a review of the Business Case for the construction of a Volunteer Emergency Services Training and Operations Centre/VESTOC in Yalgoo</td>
<td>Consultant yet to be engaged. To be followed up.</td>
</tr>
<tr>
<td>27 Oct 16</td>
<td>Employees Collective Enterprise Agreement</td>
<td>Council resolved to authorise CEO to obtain necessary approvals.</td>
<td>The EBA is being reviewed by WALGA to reflect State legislation. The final document has been received and will be distributed to staff for comment and voting.</td>
</tr>
<tr>
<td>16 Dec 16 &amp; 26 Feb 17</td>
<td>Closure of Thoroughfare Adjacent to Lots 27, 25, 23 and 19 Gibbons Street, Yalgoo</td>
<td>Proceed with the proposal for the closure of the lane-way located at the rear of Lots 27, 25, 23, 21 and 19 Gibbons Street; Yalgoo. Chief Executive Officer initiate the process as outlined in the report.</td>
<td>Advice from URBIS received. Letters sent out to all land owners on 12th April 2017 advising of current status (scope of works and fees - URBIS). Waiting on response from all land owners.</td>
</tr>
<tr>
<td>24 Feb 17</td>
<td>Purchase of Lots 134 &amp; 135 Piesse Street, Yalgoo</td>
<td>That Council give consideration to the purchase of Lots 134 &amp; 135 Piesse Street, Yalgoo, and to make an offer not exceeding $2,000.00 each, to the owner of Matzin Capital Pty Ltd</td>
<td>Council offer accepted. Authorisation of expenditure incorporated in 2016-2017 Budget Review. Council at the meeting on 28 April 2017 authorised the affixing of the Common Seal. CEO is awaiting confirmation of a settlement date</td>
</tr>
<tr>
<td>31 Mar 17</td>
<td>Under-taking a Review of the Shire of Yalgoo Policies</td>
<td>That the CEO under-take a review of the Shire Policies over the next three months.</td>
<td>In Progress</td>
</tr>
<tr>
<td>28 April 17</td>
<td>Rating Exemption – Murchison Region Aboriginal Corporation</td>
<td>Advise the MRAC that the following properties are considered rateable. 91 Henty St, Yalgoo 52 Campbell Street, Yalgoo 83 Milligan Street, Yalgoo 29 Selwyn Street, Yalgoo 25 Henty Street, Yalgoo</td>
<td>Letter sent out to Murchison Region Aboriginal Corporation on 9th May 2017 advising of Council’s resolution.</td>
</tr>
</tbody>
</table>
### Voting Requirements

Simple Majority

#### OFFICER RECOMMENDATION/COUNCIL DECISION

**C2017-0511 Report on Matters Outstanding as at 26 May 2017**


Moved: Cr R Grinham  
Seconded: Cr G Trenfield  
Motion put and carried 4/0
11.4.2 Report on Disposal of Depot Fuel Tank

<table>
<thead>
<tr>
<th>Author:</th>
<th>Dominic Carbone</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interest Declared:</td>
<td>No interest to disclose</td>
</tr>
<tr>
<td>Date:</td>
<td>18 May 2017</td>
</tr>
<tr>
<td>Attachments</td>
<td>P 88 Offer received from Great Southern Fuel Supplies</td>
</tr>
<tr>
<td>General</td>
<td>P 89 Photographs</td>
</tr>
</tbody>
</table>

Matter for Consideration

That council approve the sale of a 53,000 litre above ground fuel tank located at the Shire depot that is deemed surplus to requirements.

Statutory Environment

Local Government Act 1995

Section 3.58. Disposing of property

(1) In this section —

*dispose* includes to sell, lease, or otherwise dispose of, whether absolutely or not;

*property* includes the whole or any part of the interest of a local government in property, but does not include money.

(2) Except as stated in this section, a local government can only dispose of property to —

(a) the highest bidder at public auction; or

(b) the person who at public tender called by the local government makes what is, in the opinion of the local government, the most acceptable tender, whether or not it is the highest tender.

(3) A local government can dispose of property other than under subsection (2) if, before agreeing to dispose of the property —

(a) it gives local public notice of the proposed disposition —

(i) describing the property concerned; and

(ii) giving details of the proposed disposition; and

(iii) inviting submissions to be made to the local government before a date to be specified in the notice, being a date not less than 2 weeks after the notice is first given; and

(b) it considers any submissions made to it before the date specified in the notice and, if its decision is made by the council or a committee, the decision and the reasons for it are recorded in the minutes of the meeting at which the decision was made.

(4) The details of a proposed disposition that are required by subsection (3)(a)(ii) include —

(a) the names of all other parties concerned; and

(b) the consideration to be received by the local government for the disposition; and

(c) the market value of the disposition —

(i) as ascertained by a valuation carried out not more than 6 months before the proposed disposition; or

(ii) as declared by a resolution of the local government on the basis of a valuation carried out more than 6 months before the proposed disposition that the local government believes to be a true indication of the value at the time of the proposed disposition.

(5) This section does not apply to —

(a) a disposition of an interest in land under the *Land Administration Act 1997* section 189 or 190; or

(b) a disposition of property in the course of carrying on a trading undertaking as defined in section 3.59; or
anything that the local government provides to a particular person, for a fee or otherwise, in the performance of a function that it has under any written law; or

any other disposition that is excluded by regulations from the application of this section.

Local Government (Functions and General) Regulations 1996

Reg 30. Dispositions of property excluded from Act s. 3.58

(1) A disposition that is described in this regulation as an exempt disposition is excluded from the application of section 3.58 of the Act.

(2) A disposition of land is an exempt disposition if —

(a) the land is disposed of to an owner of adjoining land (in this paragraph called the transferee) and —
   (i) its market value is less than $5 000; and
   (ii) the local government does not consider that ownership of the land would be of significant benefit to anyone other than the transferee; Or

(b) the land is disposed of to a body, whether incorporated or not —
   (i) the objects of which are of a charitable, benevolent, religious, cultural, educational, recreational, sporting or other like nature; and
   (ii) the members of which are not entitled or permitted to receive any pecuniary profit from the body’s transactions; Or

(c) the land is disposed of to —
   (i) the Crown in right of the State or the Commonwealth; or
   (ii) a department, agency, or instrumentality of the Crown in right of the State or the Commonwealth; or
   (iii) another local government or a regional local government; Or

(d) it is the leasing of land to an employee of the local government for use as the employee’s residence; or

(e) it is the leasing of land for a period of less than 2 years during all or any of which time the lease does not give the lessee the exclusive use of the land; or

(f) it is the leasing of land to a person registered under the Health Practitioner Regulation National Law (Western Australia) in the medical profession to be used for carrying on his or her medical practice; or

(g) it is the leasing of residential property to a person.

(2a) A disposition of property is an exempt disposition if the property is disposed of within 6 months after it has been —

(a) put out to the highest bidder at public auction, in accordance with section 3.58(2)(a) of the Act, but either no bid is made or any bid made does not reach a reserve price fixed by the local government; or

(b) the subject of a public tender process called by the local government, in accordance with section 3.58(2)(b) of the Act, but either no tender is received or any tender received is unacceptable; or

(c) the subject of State-wide public notice under section 3.59(4) of the Act, and if the business plan referred to in that notice described the property concerned and gave details of the proposed disposition including —
   (i) the names of all other parties concerned; and
   (ii) the consideration to be received by the local government for the disposition; and
   (iii) the market value of the disposition as ascertained by a valuation carried out not more than 12 months before the proposed disposition.
(2b) Details (see section 3.58(4) of the Act) of a disposition of property under subregulation (2a) must be made available for public inspection for at least 12 months from the initial auction or tender, as the case requires.

(3) A disposition of property other than land is an exempt disposition if —
   (a) its market value is less than $20,000; or
   (b) the entire consideration received by the local government for the disposition is used to purchase other property, and where the total consideration for the other property is not more, or worth more, than $75,000.

Register of Delegation

Delegation 2.3 Disposal of Assets

Introduction

Disposing of property is required to be accessible to the public, or if to be direct to a person, by public notice.

Objective

To permit the disposal of surplus and other items of minimal value from the Shire’s premises and control.

Statutory context

Local Government Act –
   - s.3.58 – Disposing of property
Function and General Regulations –
   - r.30 – Dispositions of property to which s.3.58 does not apply

Formal record

Records of submissions received and offers accepted.

Delegation by CEO

N/A

History

Adopted – 17 April 2008
Amended – 17 September 2009
Amended – 23 June 2011, C2011-0619
Reviewed – 22 April 2016 (no change)
Reviewed – 26 May 2017 (no change)

Delegation Statement

1. The CEO is authorised to dispose of assets by offering them for public sale, and to accept the most advantageous offer in the following circumstances –
   a) Assets with a written down value less than $5,000 (individually or collectively) – assets that are surplus to requirements, unused, damaged or impounded
   b) Assets with a written down value of $5,000 or more (individually or collectively) –
      - if outright disposal of the asset with a written down value less than $40,000, and is disclosed in Budget
      - if the “income” from the asset being disposed of, is to be used as part of consideration for the acquisition of a new asset, and both disposal and acquisition is disclosed in Budget –
         o subject to the asset not being available to the purchaser until such time as the new asset is available for Shire use

2. This delegation is not applicable to –
   - disposal of land
   - disposal of an asset where it forms part of tender consideration

End of Delegation

Business Implications

Nil
Consultation
Nil

Comment
The fuel tank is located at the Shire depot and is deemed surplus to requirements. An offer to purchase the tank has been received from Great Southern Fuel Supplies amounting to $3,000 plus GST. An inspection of the Shire of Yalgoo Asset Register reveals that the 53,000 litre above ground tank is not recorded and because of its age the written down value is deemed to be nil.

Pursuant to Section 3.58 (2) and (3) a local government can dispose of property in the following manner:

- The highest bidder at a public auction
- The most acceptable tender
- By giving local public notice of the proposed disposition

Regulation 30(3) of the Local Government (Functions and General) Regulations 1996 exempts the Shire from disposing of the property as detailed above if:

- If the value of the property is less than $20,000

The Shire’s Delegations 2.3 – Disposal of Assets authorises the CEO to dispose of any assets by offering them for public sale and to accept the most advantageous offer where the written down value of the property is less than $5,000 and are surplus to requirements, unused, damaged or impounded.

Council is requested to give consideration to the offer received from Great Southern Fuel Supplies and approve the sale.

Voting Requirements
Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

C2017-0512 Report on Disposal of Depot Fuel Tank

That Council accept the offer received from Great Southern Fuel Supplies for the purchase of the 53,000 litre above ground fuel tank located at the Shire depot.

Moved: Cr G Trenfield Seconded: Cr R Valenzuela Motion put and carried 4/0
11.4.3 Report on Australian Local Government Association National Assembly

<table>
<thead>
<tr>
<th>Author:</th>
<th>Dominic Carbone</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interest Declared:</td>
<td>No interest to disclose</td>
</tr>
<tr>
<td>Date:</td>
<td>18 May 2017</td>
</tr>
<tr>
<td>Attachments</td>
<td>P 91 - 107</td>
</tr>
<tr>
<td></td>
<td>National General Assembly of Local Government 2017 Brochure</td>
</tr>
</tbody>
</table>

**Matter for Consideration**

That Council grant approval for the Shire President and CEO to attend the Australian Local Government Association National Assembly to be held from 18 - 21 June 2017 at the National Convention Centre, Canberra.

**Background**

Present Shire President Cr Neil Grinham advised Council at its Ordinary Meeting held on 28th April of his invitation to attend the Australian Local Government Association National Assembly and a Report for consideration at the Ordinary Council Meeting to be held in May 2017.

**Statutory Environment**

Shire Policy Manual

3.2 Conference and Training – Attendance and Expenses

Item 7.

There is an automatic disposition against interstate and overseas conferences and training. These will only be approved where there is clear and undisputed direct benefit (not simply relevance) to matters affecting the Shire of Yalgoo. The Council may consider registration fees, accommodation costs and incidentals, but will not reimburse or cover travel costs except as specified in this Policy and its Schedules.

7.3 Credit Card Facilities

Item 7. Rewards/Bonus Points

Where the corporate cards carry rewards in Bonus Points, usually to encourage the use of the card by the issuing institution these rewards or points will be accumulated in the name of the Shire of Yalgoo. The CEO will decide how these points are to be utilised and may include a charitable, social, or sporting contribution. Under no circumstances will rewards or bonus points be redeemable for an Officer’s private benefit.

**Financial Implications**

The total is an estimate.

<table>
<thead>
<tr>
<th>Item</th>
<th>Cost</th>
<th>Details</th>
</tr>
</thead>
<tbody>
<tr>
<td>Flights</td>
<td>$1,400.00</td>
<td>Utilize FF Points</td>
</tr>
<tr>
<td>Registration Fees</td>
<td>$1,029.00</td>
<td></td>
</tr>
<tr>
<td>Accommodation</td>
<td>$1,250.00</td>
<td>($250.00 per night x 5)</td>
</tr>
<tr>
<td>Meals</td>
<td>$500.00</td>
<td>($100.00 per day x 2)</td>
</tr>
</tbody>
</table>

**Total** $6,958.00

**Consultation**

Nil

**Comment**

The 2017 NGA is to be held from 18 - 21 June at the National Convention Centre, Canberra.
The NGA represents a unique opportunity for leading Australian companies to connect with over 800 delegates from councils across Australia.

The NGA is the premiere event in the local government calendar and is an opportunity for key local government representatives to debate issues of national significance, hear from political and academics speakers as well as to develop policy and fiscal strategy for the coming year.

Local government plays a significant role in the national economy and councils play critical roles in their local economies.

The NGA provides an important opportunity for the sector to unite and build on the work of the ALGA Board and State and Territory Local Government Associations strengthen the contribution that local government makes.

This year the National General Assembly (NGA) ‘Building Tomorrow’s Communities’ goes to the heart of the role of local government.

It is important that the CEO attend the National Assembly so that he is abreast of current partnerships at all levels of government, private and not for profit sectors that are shaping the future – particularly for rural and remote locations.

**Attendance:** Cr R Grinham left the meeting at 3.09 pm.

**Attendance:** Cr R Grinham re-joined the meeting at 3.10 pm.

**Attendance:** Cr R Valenzuela left the meeting at 3.22 pm.

**Attendance:** Cr R Valenzuela re-joined the meeting at 3.23 pm.

In a foreshadowed motion, a proposal was made by Cr R Grinham, that the motion be amended by the inclusion of the following:

2. “That Council approve attendance for appropriate staff and Councillors to core business conferences relevant to Local Government, including: Emergency Management; National Indigenous Development Forum; Local Government Professionals Association (LGPA); and the National Roads Group”.

The proposal was Seconded by Cr Raul Valenzuela. The motion was moved 3/1. With the agreement of the Mover and Seconder, it was decided to incorporate the Foreshadowed amendment in the Motion.

Cr Gail Trenfield objected to the Motion. Trenfield wishes to record in the Minutes that the Councillors and CEO travel and attendance at Interstate conferences is too frequent, unnecessary and not in the best financial interests of the Shire.

Cr G Trenfield stated that the majority of WA Councils do not go interstate due to the expense incurred by the Shire unless there is “a clear and direct benefit” to Local Government business.

Cr Trenfield is concerned that the way the frequent flyer points policy statement is worded in the Shire Policy 3.2, “Conference and Training – Attendance and Expenses” may be misconstrued as using the frequent flyer points for personal use.

**Voting Requirements**

Simple Majority
COUNCIL DECISION AS AMENDED

C2017-0513 Report on Australian Local Government Association National Assembly

That Council:

1. Approve Shire President Cr Neil Grinham and CEO to attend Australian Local Government Association National Assembly from 18 - 21 June 2017 at the National Convention Centre, Canberra.

2. Approve attendance for appropriate staff and Councillors to core business conferences relevant to Local Government, including:
   • Emergency Management;
   • National Indigenous Development Forum;
   • Local Government Professionals Association (LGPA); and
   • National Roads Group.

Moved: Cr R Valenzuela  Seconded: Cr R Grinham  Amended Motion put and carried 3/1
11.4.4  Report on Review of Delegations

<table>
<thead>
<tr>
<th>Author:</th>
<th>Dominic Carbone</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interest Declared:</td>
<td>No interest to disclose</td>
</tr>
<tr>
<td>Date:</td>
<td>17 May 2017</td>
</tr>
<tr>
<td>Attachments</td>
<td>P 108 - 140  Reviewed Register of Delegations</td>
</tr>
</tbody>
</table>

Matter for Consideration

That Council review the obligations to the Chief Executive Officer and employee.

Background

The Delegations were last reviewed on 22 April 2016. Council is required to review the Delegation at least once every year.

Statutory Environment

*Local Government Act 1995*

Section 5.46 (2)

At least once every financial year, delegations under this Division are to be reviewed by the delegator.

Strategic Implication

Maintaining proper governance and administration of local government.

Consultation

Nil

Comment

As previously mentioned Council last reviewed Delegations on 22 April 2016 however it’s required to undertake the task at least once every financial year.

A review of the Delegations has been undertaken and amended accordingly in line with legislative amendments and change in position of officers and employees.

The delegations are summarised below:

<table>
<thead>
<tr>
<th>Delegation No.</th>
<th>Delegation</th>
<th>Amendments</th>
</tr>
</thead>
<tbody>
<tr>
<td>2.1</td>
<td>Use of Common Seal.</td>
<td>Deletion of Delegation by CEO</td>
</tr>
<tr>
<td>2.2</td>
<td>Tenders.</td>
<td>No change</td>
</tr>
<tr>
<td>2.3</td>
<td>Disposal of Assets</td>
<td>No change</td>
</tr>
<tr>
<td>2.4</td>
<td>Creditor Payment</td>
<td>To allow the Finance Administration Officer to prepare schedule of accounts paid and payable.</td>
</tr>
<tr>
<td>2.5</td>
<td>Investment of Surplus Funds</td>
<td>No change</td>
</tr>
<tr>
<td>2.6</td>
<td>Write-off of minor outstanding accounts</td>
<td>No change</td>
</tr>
<tr>
<td>2.7</td>
<td>Planning consent</td>
<td>No change</td>
</tr>
<tr>
<td>Delegation No.</td>
<td>Delegation</td>
<td>Amendments</td>
</tr>
<tr>
<td>---------------</td>
<td>------------</td>
<td>------------</td>
</tr>
<tr>
<td>2.8</td>
<td>Appointment of authorised officers</td>
<td>Change; to schedule 2.8(a) officers exercising statutory authority of Council for EHO due to Public Health Act 2016 coming into force.</td>
</tr>
<tr>
<td>2.9</td>
<td>Firefighting – Emergency plant hire</td>
<td>Deletion of delegations to Deputy CEO and Projects Executive by CEO and change of officers title from Works Supervisor to Foreman</td>
</tr>
<tr>
<td>3.1</td>
<td>Alteration to Restricted and Prohibited burning periods.</td>
<td>No change</td>
</tr>
<tr>
<td>3.2</td>
<td>Environmental Health Officer.</td>
<td>Changes to meet the requirements of the new Act – Public Health Act 2016</td>
</tr>
<tr>
<td>3.3</td>
<td>Delegations under food act 2008 to the Environmental Health Officer.</td>
<td>Change to applicable Legislations Health</td>
</tr>
<tr>
<td>3.4</td>
<td>Building Control</td>
<td>No change</td>
</tr>
<tr>
<td>4.1</td>
<td>Employment and Management of staff</td>
<td>Deletion of CEO’s delegation to Co-ordinator Governance and Technical Services</td>
</tr>
<tr>
<td>5</td>
<td>Appointment of authority officer</td>
<td>Change to reference new act – Public Health Act 2016</td>
</tr>
<tr>
<td>6.1</td>
<td>Media Releases.</td>
<td>No change</td>
</tr>
</tbody>
</table>

For full details of changes, refer to Delegations register.

**Voting Requirements**

Absolute Majority

**OFFICER RECOMMENDATION/COUNCIL DECISION**

C2017-0514  Report on Review of Delegations

That Council:

1) Adopt the Delegations contained in the Register of Delegations attached to this report;

2) Subject to (1) above inform in writing of delegations conferred to the CEO pursuant to Section 5.42 of the Local Government Act 1995; and

3) Subject to (2) above to inform in writing delegations conferred to Shire employees pursuant to Section 5.44 of the Local Government Act 1995.

Moved: Cr R Valenzuela  Seconded: Cr R Grinham  Motion put and carried by Absolute Majority 4/0
11.4.5 Report on Pay Rates for Election Officers

<table>
<thead>
<tr>
<th>Author:</th>
<th>Dominic Carbone</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interest Declared:</td>
<td>No interest to disclose</td>
</tr>
<tr>
<td>Date:</td>
<td>18 May 2017</td>
</tr>
<tr>
<td>Attachments</td>
<td>P 141 - 152  Wages and Salaries Schedule</td>
</tr>
</tbody>
</table>

Karen Malloch EA declared a pecuniary interest in 11.4.5 Report on Pay Rates for Election Officers and left the room at 3.36 pm.

Matter for Consideration

For Council to adopt the pay rates for the Returning Officer, Presiding Officers and Poll Clerk for the Extraordinary Local Government Election which will be held on Saturday 10\textsuperscript{th} June 2017.

Background

The CEO received a formal resignation from Cr Percy Lawson on 16 December 2016.

Statutory Environment

\textit{Local Government Act 1995}

\textbf{Section 4.8. Extraordinary elections}

(1) If the office of a councillor or of an elector mayor or president becomes vacant under section 2.32 an election to fill the office is to be held.

(2) An election is also to be held under this section if section 4.57 or 4.58 so requires.

(3) An election under this section is called an extraordinary election.

Financial Implications

Election expenses are budgeted for.

Consultation

Nil

Comment

The Shire is to conduct an in-person election on Saturday 10\textsuperscript{th} June 2017.

Council is required to confirm the pay rates for officers engaged for the elections being the Returning Officer, two Presiding Officers and the Polling Clerk.

It is recommended Council adopt the pay rates.

The calculated method advised, as detailed by the Local Government Officers Award, states as follows:

18.1 Persons engaged by a respondent on duties associated with the conducting of a ballot of ratepayers shall be subject to the provisions of this clause in lieu of all other provisions contained in this award.
18.2.1 Polling Clerk:
Level 3
\[ \frac{43,568}{1976} = \frac{20.048 \times 1.50\% \text{ Penalty Loading}}{1} = \$33.07/hr \]

18.2.2 Presiding Officer:
Level 4
\[ \frac{46,639}{1976} = \frac{23.603 \times 1.50\% \text{ Penalty Loading}}{1} = \$35.40/hr \]

18.2.4 Returning Officer:
(1) Where there are less than 10,000 electors on the electoral roll appropriate to the ballot.
Level 7
\[ \frac{56,554}{1976} = \frac{28.62 \times 1.50\% \text{ Penalty Loading}}{1} = \$42.93/hr \]

Voting Requirements
Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION
C2017-0515 Report on Pay Rates for Election Officers
That Council adopt the pay rates for the officers engaged for the Local Government Extraordinary Election being the Returning Officer @ $42.93/hr, two Presiding Officers @ $35.40/hr and the Polling Clerk @ $33.07/hr.

Moved: Cr G Trenfield Seconded: Cr R Valenzuela Motion put and carried 4/0

Attendance: 3.38 pm Cr G Trenfield left the meeting.
### 11.4.7 Report on Bi-Monthly Community Development Officer Program

<table>
<thead>
<tr>
<th>Author:</th>
<th>Silvio Brenzi</th>
</tr>
</thead>
<tbody>
<tr>
<td>Interest Declared:</td>
<td>No interest to disclose</td>
</tr>
<tr>
<td>Date:</td>
<td>10 May 2017</td>
</tr>
<tr>
<td>Attachments</td>
<td>NIL</td>
</tr>
</tbody>
</table>

#### Matter for Consideration

That Council receive the Bi-Monthly Community Development Program Report.

#### Background

At the Ordinary Council Meeting held on 27\(^{th}\) January 2017 the following resolution was adopted.

“*That the Chief Executive Officer have the Community Development Officer prepare bi-monthly reports to Council on what activities have been held in town, the outcomes and what future events are proposed.*”

#### Statutory Environment

Nil

#### Financial Implications

Nil

#### Consultation

Nil

#### Comment

The Community Development Officer report is as follows.

#### Report May, June 2017

**The Children’s Environment & Health Report Card Project**

A Submission November 2016 for Injury prevention (Adopt a Helmet program).

This program won the Category award in Public Health for 2016.

**ANZAC Day**

30+ participants attended for the dawn ceremony by the Shire memorial Wall. BBQ breakfast was served with families engaging with Station Pastoral Owners, Prospectors and local service providers yarning over a coffee, this was very successful.

**Tidy towns Submission 2017**

**Categories:**

- General Appearance
- Environment Education
- Environmental Sustainability
- Community Action & Well-Being
- Heritage & Culture
- Litter prevention and Waste management
- Young Legends
• We have entered submissions for the above 7 categories involving the majority of service providers and community members in Yalgoo.
• Centacare are utilizing the space outside the Community Hall to create a Nature Play area for the community children, adults including Station and Pastoral Owners.
• Shire workers have been assisting with man-power and machinery to move sand, earth and rocks to help create a garden for the nature play area.
• MEEDAC staff has requested to participate with a submission to cover the Young Legions category.
• The children will be included in the litter around town this Sunday 21st May, and a week before the Judges come to Yalgoo which is on the 29th June.
• Families have come into the Nature Play area to assist in gardening, watering the vegetables and painting old concrete drainage pipes for footings and decoration.
• The majority of materials used have either been recycled from the local tip or what has been left around the bush collected by the children and Centacare staff.
• This year more local residents are involved in creating gardens at the MEEDAC office, Community Hall, cleaning gardens and lawns for the Elderly and community service projects.
• The community are seeing the benefits of their work and are proud to show everyone the work and gardens.

**Grams Family Day Nukara Farm 2017**

• 22 participants attended the GRAMS Family day at Nukara farm, Children showed a high level of respect and represented Yalgoo. A picnic lunch was prepared and, everyone received free T-shirts and hats from GRAMS on entre into the park. Tamihana won the raffle of food and meat voucher for $350.00 This was donated back to Centacare to utilize for food for the school holiday program for all the children here in Yalgoo.

We would like to thank the Shire for allowing us to use the bus for the day.

**April School Holiday program 17th to the 28th**

• With football starting up again, less number attend the school holiday program over the two week period of holidays.
• Mothers attend the program, creating arts and craft during the morning session, following the baking program in the afternoon.
• The children have shown that they can participate in programs with the parents/ care givers in a respectful manner. This has been achieved through teaching team work and respect.
• There are a couple of children that need reminding of disrespectful behaviour, and the parents are aware that we are here to support them to help discipline bad behaviour with rules and boundaries put in place.

The main program for the school holidays was painting and gardening in the Nature Play area getting it ready for the 2017 Tidy Towns competition.

**Volunteers Day event 14th May 2017**

• This was a day to celebrate all the wonderful volunteers we have in Yalgoo, with over 60 participants attending.

Tamihana distributed certificates to all the wonderful volunteers acknowledging the endless work they do for the Yalgoo community.

• Activities kept the children busy outside the Community Hall through- out the day, playing football, crocket, and cricket. Babies on the bouncy castle also had a great time.
• The women’s group have been preparing food over two days building up to the event.
• The men’s group went out to hunt for Malu on the Saturday and bought for the ladies to prepared cutting and preparing the meat up for stew, patties and kababs.
• Youth who are completing their community service by cleaning the outside of the Community Hall are making it safe for the children to play.
• Elders and mothers were spoilt on Mother’s Day having their own table set up just for them. This made our Seniors feel special on the day.
• Adults too enjoyed watching a movie during lunchtime.
• Mother’s Day raffle was been drawn on the day. 1st prize going to Gail Trenfield—Congratulations!
• Local Police Officer Brigham took photos of the event.

The atmosphere throughout the day was one of fun, laughter and friendships being made.
Thank you to Centacare and the Shire of Yalgoo for a great day.

**Submission for funding for Reconciliation Week & MABO day 27th May 2017 3rd June**

- A submitted for funding for the amount of $5,000 to put towards the event has been made with Department of the Prime Minister and Cabinet at [www.dpmc.gov.au](http://www.dpmc.gov.au)
- Two artists at the MEEDAC office have offered to run the Artwork Shop with the children from Monday the 29th May to Thursday the 1st June 2017. Both artists will create designs for T-shirts to be made up and given out to all participants attending the work shop. This will be funded by a successful grant as above.
- On the Friday 02 June we have Mike and Leone from Floral Creations, running the workshop in the morning from 10 am to 2 pm. Following that we have a late BBQ lunch and a MABO movie to finish the day.

This is the first time this event has been run here in Yalgoo Township!

Next report due on the 17th July 2017.

**Voting Requirements**

Simple Majority

**OFFICER RECOMMENDATION/COUNCIL Decision**

**C2017-0516 Report on Bi-Monthly Community Development Officer Program**

That Council receives the Bi-Monthly Community Development Officer Program Report.

Moved: Cr R Valenzuela Seconded: Cr R Grinham Motion put and carried 3/0

**Attendance:** 3.39 pm Cr G Trenfield re-joined the meeting.

**Attendance:** 3.39 pm Karen Malloch EA, re-joined the meeting.
12. NOTICe OF MOTIONS

12.1 PREVIOUS NOTICE RECEIVED

The President Cr Neil A Grinham received a Motion to present to Council from Cr R Valenzuela. The Presiding Member requested that Cr R Valenzuela move his Motion:

“That WALGA President, Lynne Craigie and her advisor be sent an official invitation from the Shire of Yalgoo on behalf of the Yalgoo Council, inviting her to visit and attend an upcoming Ordinary Council Meeting to discuss relevant information under the new WA Labour Government.”

There being no further debate the Presiding Member put the Motion to a vote:

Voting Requirements
Simple Majority

COUNCIL DECISION
C2017-0517 Invitation to WALGA President
That Council send an invitation to WALGA President, Lynne Craigie and her advisor to visit and attend an upcoming Ordinary Council Meeting to discuss relevant information under the new WA Labour Government.
Moved: Cr R Valenzuela Seconded: Cr R Grinham Motion put and carried 4/0

13. URGENT BUSINESS

The President requested that Council give consideration to two Items of Urgent Business.

13.1 Workshop on Policy and Capital Expenditure

The President Cr Neil A Grinham recommended setting a date for a workshop on policies and capital expenditure, when the Consultant Dominic Carbone is next in Yalgoo. This will enable Elected Members to gain an increased awareness of financial matters and establishing policies. The President asked for a Mover, Cr G Trenfield moved the Motion and Cr R Valenzuela Seconded the Motion.

There being no further discussion the Shire President put the motion to the vote.

Voting Requirements
Simple Majority

COUNCIL DECISION
C2017-0518 Workshop on Policy and Capital Expenditure
That Council attend a Workshop on Policy and Capital Expenditure on Friday 16 June 2017 at 10:00 am with Consultant Dominic Carbone.
Moved: Cr G Trenfield Seconded: Cr R Valenzuela Motion put and carried 4/0
13.2 Publication of the Council Agenda

The President Cr Neil A Grinham recommended that the Council Agenda is published prior to the statutory 72 hours to give the Councillors enough time to read and address the issues recorded.

The President asked for a Mover, Cr G Trenfield moved the Motion and Cr R Valenzuela Seconded the Motion.

There being no further discussion the Shire President put the motion to the vote.

COUNCIL DECISION

C2017-0519 Publication of the Council Agenda

That Council instruct the CEO to ensure the Council Agenda is published prior to the statutory 72 hours.

Moved: Cr G Trenfield Seconded: Cr R Valenzuela Motion put and carried 4/0

14. MATTERS FOR WHICH THE MEETING MAY BE CLOSED

14.0 STATUTORY ENVIRONMENT – MEETING CLOSED TO THE PUBLIC

Councillors are obliged to maintain the confidentiality of matters discussed when the meeting is closed. Fines of up to $10,000 or two years imprisonment apply to certain offences relating to misuse of information.

The following legislative extracts were downloaded from www.auslii.edu.au on 8 November 2010.

Local Government Act 1995

s5.23. Meetings generally open to the public

(1) Subject to subsection (2), the following are to be open to members of the public —

(a) all council meetings; and
(b) all meetings of any committee to which a local government power or duty has been delegated.

(2) If a meeting is being held by a council or by a committee referred to in subsection (1)(b), the council or committee may close to members of the public the meeting, or part of the meeting, if the meeting or the part of the meeting deals with any of the following —

(a) a matter affecting an employee or employees;
(b) the personal affairs of any person;
(c) a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting;
(d) legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting;
(e) a matter that if disclosed, would reveal —
(i) a trade secret;
(ii) information that has a commercial value to a person; or
(iii) information about the business, professional, commercial or financial affairs of a person, where the trade secret or information is held by, or is about, a person other than the local government;
(f) a matter that if disclosed, could be reasonably expected to —
(i) impair the effectiveness of any lawful method or procedure for preventing, detecting, investigating or dealing with any contravention or possible contravention of the law;
(ii) endanger the security of the local government’s property; or
(iii) prejudice the maintenance or enforcement of a lawful measure for protecting public safety;
(g) information which is the subject of a direction given under section 23(1a) of the Parliamentary Commissioner Act 1971; and
(h) such other matters as may be prescribed.

(3) A decision to close a meeting or part of a meeting and the reason for the decision are to be recorded in the minutes of the meeting.

s5.92 Access to information by council, committee members

(1) A person who is a council member or a committee member can have access to any information held by the local government that is relevant to the performance by the person of any of his or her functions under this Act or under any other written law.

(2) Without limiting subsection (1), a council member can have access to —
(a) all written contracts entered into by the local government; and
(b) all documents relating to written contracts proposed to be entered into by the local government.

s5.93. Improper use of information

A person who is a council member, a committee member or an employee must not make improper use of any information acquired in the performance by the person of any of his or her functions under this Act or any other written law —
(a) to gain directly or indirectly an advantage for the person or any other person; or
(b) to cause detriment to the local government or any other person. Penalty: $10 000 or imprisonment for 2 years.

Local Government (Rules of Conduct) Regulations 2007

s6. Use of information

(1) In this regulation —
closed meeting means a council or committee meeting, or a part of a council or committee meeting, that is closed to members of the public under section 5.23(2) of the Act;
confidential document means a document marked by the CEO to clearly show that the information in the document is not to be disclosed;
non-confidential document means a document that is not a confidential document.

(2) A person who is a council member must not disclose —
(a) information that the council member derived from a confidential document; or
(b) information that the council member acquired at a closed meeting other than information derived from a non-confidential document.

(3) Subregulation (2) does not prevent a person who is a council member from disclosing information —
(a) at a closed meeting; or
(b) to the extent specified by the council and subject to such other conditions as the council determines; or
(c) that is already in the public domain; or
(d) to an officer of the Department; or
(e) to the Minister; or
(f) to a legal practitioner for the purpose of obtaining legal advice; or
(g) if the disclosure is required or permitted by law.
14.1 MATTERS OF CONFIDENTIAL NATURE

The President at 4.01 pm advised the gallery that the business before the Council is to be considered behind closed doors.

Motion to Close the Meeting to the Public

Voting Requirements –
Simple Majority

COUNCIL DECISION

C2017-0520 Close Meeting to the Public
That the meeting be closed to the public.
Moved: Cr R Valenzuela Seconded: Cr R Grinham Motion put and carried 4/0

ATTENDANCE: 4.00 pm Karen Malloch (EA) and Steven Cosgrove, Coordinator Governance & (CGTS) and Guest Sergeant Nathan Johansen left the chamber.

Remaining in the meeting were:
- President NA Grinham
- Cr RW Grinham
- Cr MR Valenzuela
- Cr G Trenfield

Voting Requirements
Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

C2017-0521 Review of a Legal Matter
That Council allow for additional fee expenditure for a legal matter in the 2017-18 Annual Budget.
Moved: Cr R Valenzuela Seconded: Cr R Grinham Motion put and carried 4/0

Motion to Open the Meeting to the Public

Voting Requirements –
Simple Majority

At 4.16 pm, the President advised that all confidential matters have been considered by Council.

The President Neil Grinham then moved that the meeting be re-opened to the public:
Cr R Valenzuela moved the Motion and Cr G Trenfield seconded the Motion. The Motion passed 4/0.
15. **NEXT MEETING**

The next Ordinary Meeting of Council is due to be held in the Council Chambers in Gibbons Street on 30 June 2017 commencing at 11.00 am.

16. **MEETING CLOSURE**

There being no further business, the President Cr Neil A Grinham, declared the Ordinary meeting closed at 4.17 pm.

**DECLARATION**

These minutes were confirmed at the Ordinary Council Meeting to be held...........................................

Signed: ___________________________________________________

Person presiding at the meeting at which these minutes were confirmed