



UNCONFIRMED MINUTES
OF THE ORDINARY MEETING OF COUNCIL
HELD IN THE
COUNCIL CHAMBERS, YALGOO
ON THURSDAY, 31 JANUARY 2019
COMMENCING AT 10.00 AM





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Minutes for the Ordinary Meeting of the Yalgoo Shire Council,
To be held in the Community Centre, Yalgoo
On Thursday 31 January 2019 commencing at 10.00 am.

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

1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

President Cr Joanne Kanny declared the meeting open at 10.03 am

2. RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE

MEMBERS	Cr Joanne Kanny, Shire President Cr Gregory Payne, Deputy President Cr Robert Grinham Cr Percy Lawson Cr Tamisha Hodder
STAFF	Silvio Brenzi, Chief Executive Officer Elisha Hodder, Executive Assistant
GUESTS	Nil
OBSERVERS	Angus Nichols – From Edah Station
LEAVE OF ABSENCE	Nil
APOLOGIES	Cr Gail Trenfield

3. DISCLOSURE OF INTERESTS

Disclosures of interest made before the Meeting.

Nil

4. PUBLIC QUESTION TIME

4.0 QUESTIONS TAKEN ON NOTICE

Nil

4.1 RESPONSE TO QUESTIONS TAKEN ON NOTICE

Nil

CHANGE OF ORDER OF BUSINESS

Angus Nichols - Request for the Shire of Yalgoo to submit application for Federal Funding

President Cr Joanne Kanny requested a motion be moved to bring forward Item 10 PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS / Other.

The motion was moved by Cr Gregory Payne and seconded by Cr Robert Grinham
There being no debate on the matter the motion was put and carried 5/0

President Cr Joanne Kanny welcomed Angus Nichols and asked that he present his submission to Council.

Mr Nichols advised Council he had received an email from the Agricultural Department informing him that funding has been made available from the Federal Government to supplement wild dog control within the Shire of Yalgoo as the Shire is drought effective, Mr Nichols advised that he was not entitled to apply for the funding and that the application would have to be submitted by the Shire of Yalgoo, in which he had made contact with CEO Silvio Brenzi and Dominic Carbone the CEO of MRVC.

Mr Nichols advised MRVC CEO Dominic Carbone had informed him the MRVC was applying for the Funding

Cr Payne asked the CEO - Silvio to explain as to why no one else were aware of this funding being made available.

Mr Nichols explained he had worked with a member of the Agriculture department and had spoken about upgrading the fence, therefore, information was forwarded to Mr Nichols advising him of the funding.

CEO Silvio Brenzi explained the Shire was aware for the funding after Barry Davies informed the Shire after Mr Nichols was advised. The Shire was only made aware after being advised by Barry.

President Cr Joanne Kanny thanked Mr Nichols for his time.

5. MATTERS FOR WHICH THE MEETING MAY BE CLOSED

Item 14.1.1 – Appointment of Relieving Chief Executive Officer

6. APPLICATIONS FOR LEAVE OF ABSENCE

Nil

7. ANNOUNCEMENTS CONCERNING MEETINGS ATTENDED

7.0 MEETINGS ATTENDED BY ELECTED MEMBERS

Date	Details	Attended with whom
12 January 2019	Attended the MRVC Special Meeting.	Deputy Cr Gregory Payne Cr Robert Grinham
24 January 2019	Attended Yalgoo School Holiday Program	President Cr Joanne Kanny

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

C2019-0101 Minutes of the Ordinary Meeting

That the Minutes of the Ordinary Council Meeting held on 14 December 2018 be confirmed.

Moved: Cr Gregory Payne

Seconded: Cr Robert Grinham

Motion put and carried: 5/0

9. REPORTS OF COMMITTEE MEETINGS

Nil

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

10.0 INFORMATION ITEMS

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).

Item 10 PETITIONS / DEPUTATIONS / PRESENTATIONS / SUBMISSIONS / Other Matters was brought forward after Item 4.

11. MATTERS FOR DECISION

11.0 MATTERS BROUGHT FORWARD

Nil

11.1 TECHNICAL SERVICES

11.1.1 Progress Report on the Capital Works Program 2018-19

Author:	Dominic Carbone
Interest Declared:	No interest to disclose
Date:	19 January 2019
	Nil

Matter for Consideration

To receive the Progress Report on the 2018-2019 Capital Works Program.

Background

The Shire in adopting its 2018-2019 Annual Budget has allocated funds amounting to \$2,223,003 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 2018-2019 financial year are detailed be:

		2018-19 ANNUAL BUDGET	2018/19 DECEMBER ACTUAL	VARIANCE FAV (UNFAV)	COMMENTS
		\$	YTD \$	\$	
By Program					The CEO to provide a verbal update on the status of the capital projects as at 31 December 2018
Governance					
000000-Admin Mobile Phones,laptop,Computers,Office Equip.	F & E	2,492	0	2,492	
000000- Motor Vehicle CEO	P & E	86,970	92,456	(5,486)	
000000- Motor Vehicle CGTS	P & E	64,794	0	64,794	
Law Order Public Safety					
000000-CCTV Yalgoo Townsite	F & E	9,000	0	9,000	
000000-CCTV Yalgoo Townsite - Conect to Yalgoo Police Station	F & E	4,000	0	4,000	
Housing					
000000-Staff Housing - Security	L & B	65,000	4,758	60,242	in progress
000000-Two Units 17 Shemrock Street	L & B	86,350	0	86,350	
Recreation and Culture					
000000 - Arts and Crafts Building	L & B	25,000	0	25,000	
000000-Power Supply Mens Shed and Rifle Club	L & B	15,000	0	15,000	
000000-Bollard Fence - Community Park	Recreation	8,000	968	7,032	in progress
000000- Community/School Oval Development	F & E	35,250	0	35,250	
000000- Community/School Oval Shared Use Development	Recreation	718,000	633,884	84,116	in progress

The following assets and works are budgeted to be acquired or undertaken during the year:

		2018-19 ANNUAL BUDGET	2018/19 DECEMBER ACTUAL	VARIANCE FAV (UNFAV)	COMMENTS
		\$	YTD \$	\$	
By Program					
The CEO to provide a verbal update on the status of the capital projects as at 31 December 2018					
Transport					
000000- Machinery Shed Depot	L & B	7,393	6,230	1,163	completed minor saving
000000-Flood Control -Fuel Station	L & B	11,410	11,009	401	completed minor saving
000000- Depot -Electric Boundary Fence and Gate	L & B	6,700	0	6,700	
000000- Water Cart Modifications	P & E	10,000	0	10,000	
000000- Motor Vehicle Foreman	P & E	68,722	0	68,722	
000000- Motor Vehicle Works Hilux	P & E	49,000	0	49,000	
000000- Generator 4.5kva	P & E	4,290	0	4,290	
000000- Generator 6.0kva with Fuel Tank	P & E	9,500	9,500	0	completed
000000- Transfer Pump	P & E	6,200	6,200	0	completed
000000- Paynes Find Airstrip Fence	Other	45,000	0	45,000	
000000-Paynes Find Beautification	Other	18,656	0	18,656	
ROADS TO RECOVERY GRANTS					
000000- Yalgoo/Morawa Road - Widen to 7m	Roads	544,968	0	544,968	
RRG SPECIAL GRANT RD WORKS					
000000- Yalgoo/Ningham Road - Seal to width 4m	Roads	300,000	14,500	285,500	in progress
MUNICIPAL FUND					
000000- North Road - Crossing	Roads	10,000	0	10,000	

The following assets and works are budgeted to be acquired or undertaken during the year:

		2018-19 ANNUAL BUDGET	2018/19 DECEMBER ACTUAL	VARIANCE FAV (UNFAV)	COMMENTS
		\$	YTD \$	\$	
<u>By Program</u>					
Economic Services					
000000-Caravan Park - Washing Machine and Dryer	F & E	3,200	4,045	(845)	completed minor over expenditure
000000- Shelter and Seating Jokker Tunnel	L & B	4,054	0	4,054	quotations received and deposit paid
000000- Shelter and Visitors Board at Railway Station	L & B	4,054	0	4,054	quotations received and deposit paid
		2,223,003	783,550	1,439,453	

The CEO to provide a verbal update on the status of the capital projects as at 31 December 2018

Voting Requirements

Simple Majority

CEO Silvio Brenzi updated Council on the report as to what projects has been completed and what is still ongoing.

OFFICER RECOMMENDATION / COUNCIL DECISION

C2019-0102 Progress Report on the Capital Works Program 2018 - 2019

That Council receive the Progress Report on the Capital Works Program 2018 – 2019 as at 31 December 2018.

Moved: Cr Robert Grinham

Seconded: Cr Percy Lawson

Motion put and carried: 5/0

11.1.2 Technical Services Monthly Report 31 December 2018

Author:	Ray Pratt, Works Foreman
Interest Declared:	No interest to disclose
Date:	21 January 2019
Attachments	Nil

Matter for Consideration

That Council receives the Technical Services Monthly Report as at 31 December 2018.

Background

Nil

Statutory Environment

Nil

Statutory Implications

Nil

Consultation

Nil

Comment

1 ROAD CONSTRUCTION – CAPITAL

1.1 RRG Project Yalgoo – Ninghan Road

- Rowe's Contactors (WALGA preferred supplier) will be carrying out the RRG Project expecting to commence work at the beginning of March taking 1-2 weeks to complete.

1.2 R2R Project Yalgoo – Morawa Road

- Rowe's Contactors will be carrying out the R2R Project expecting to commence work on the 4 February 2019 which will take 3-4 weeks to complete.

Both projects will be prepared for sealing works to be done together.

2 ROAD MAINTENANCE - OPERATIONS

2.1 Works During December

- Narndee West Road had been graded.
- Thundarra Rd had been graded.
- Commenced grading work on the Sandstone Rd.
- Commenced grading work on the Muralgarra Rd.
- Maintenance works were conducted to the Pindathuna Road.
- Morawa Road had heavy rain on the 17 Dec 2018, was inspected by Works Foreman and a Grader had to be sent down for 3 days to remove debris.

3 OTHER INFRASTRUCTURE MAINTENANCE

3.1 Plant and Equipment

- Nil

3.2 Buildings

- Nil

3.3 Town Street

- Nil

4 PARKS AND RESERVES

4.1 Art & Culture Centre

- Nil

4.2 Community Town Oval

- Oval is looking good with regular mowing and being fertilised.
- Lights installed and palms transplanted
- Plumbing, septic and leach drains have been installed.
Verandah has been installed to the building
- Midwest Turf have installed irrigation and turf installation is planned for the 30th January.
- Planned opening day will be the 29th March.

4.3 Community Park, Gibbons Street

- Nil

4.4 Community Park, Shamrock Street

- Nil

4.5 Water Park

- Regular servicing is providing consistent operation.

4.6 Yalgoo Caravan Park

- Nil

5 INFRASTRUCTURE - CAPITAL

5.1 Rifle Range

- 800mt mound has been constructed and will be irrigated and turfed with the pavilion.
- Flag poles have been installed.

6 PRIVATE WORKS

6.1 Nil

7 PURCHASING

Works Foreman vehicle has been replaced. Previous vehicle has gone for auction.

8 STAFF

8.1 Training & Licences Completed

- All Depot staff have completed the forklift course which was held on the 29 and 30th November 2018.

Voting Requirements

Simple Majority

CEO Silvio Brenzi explained the report in further detail.

ATTENDANCE: Cr Tamisha Hodder left the meeting at 10.45 am

ATTENDANCE: Cr Tamisha Hodder returned to the meeting at 10.46 am

OFFICER RECOMMENDATION / COUNCIL DECISION

C2019-0103 Technical Services Monthly Report 31 December 2018

That Council:

Receive the Technical Services report as at 31 December 2018.

Moved: Cr Robert Grinham

Seconded: Cr Gregory Payne

Motion put and carried: 5/0

11.2 DEVELOPMENT PLANNING AND ENVIRONMENTAL HEALTH

11.3 FINANCE

11.3.1 Accounts for Payment December 2018

Author:	Dominic Carbone
Interest Declared:	No interest to disclose
Date:	19 January 2019
Attachments	Nil

Matter for Consideration

Council approve the Accounts for Payment list for the period 1 December 2018 to 31 December 2018 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 December 2018 to 31 December 2018 are as follows:

_ID	Creditor's Name	Cheque Date	Invoice Details	Total Amount Due
1005*2019	AMPAC Debt Recovery (WA) Pty Ltd	06/12/2018	Debt Collection Fees	5.50
1012*2019	Australian Taxation Office	06/12/2018	Balance owing on the Integrated Client Account as at 21 November 2018	10,942.49
1015*2019	Beaurepaires	06/12/2018	TYRES - U534344957 LOADER TYRES - INV: U4534344971	2,198.71
1021*2019	Bunnings Building Supplies Pty Ltd	06/12/2018	SUNDRY SUPPLIES FOR WORKSHOP	152.12
1024*2019	Canine Control	06/12/2018	Ranger Service: 27 November & 3 December 2018	967.05
1028*2019	Civic Legal	06/12/2018	Legal Fees Recovery of Rates	1,488.30
1059*2019	Trenfield, Gail	06/12/2018	Council Meeting Fees November 2018	645.67
1064*2019	REFUEL AUSTRALIA	06/12/2018	November 2018 Fuel Charges	17,247.49
1073*2019	Great Northern Rural Services.	06/12/2018	Bollards - Community Park Project	1,064.91
1083*2019	J R & A Hersey	06/12/2018	SUNDRY SUPPLIES FOR WORKSHOP	943.47
1085*2019	Kanny, Joanne	06/12/2018	Council Meeting Fees November 2018	2,180.27
1091*2019	Landgate	06/12/2018	Valuations Mining tenements	109.20
1101*2019	Marketforce	06/12/2018	Advertising Local Gov Tenders, Change of Date - Ordinary Council Meeting	643.71
1104*2019	McIntosh & Son	06/12/2018	YA 395 - ENGIE OIL & HYDRAULIC OIL, YA508 - PARTS AS PER QUOTE 363277, CEMENT BATCHING PLANT, YA 493 - PARTS, ENGINE OIL & HYDRAULIC OIL	1,780.78
1108*2019	Midwest Chemical & Paper	06/12/2018	CLEANING SUPPLIES FOR CARAVAN PARK	337.37
1115*2019	Moore Stephens (WA)	06/12/2018	Consultancy Fees RATES TRANSACTION REPORT ASSESSMENT 527 & 528	324.50
1136*2019	Parker Aluminium Windows	06/12/2018	Aluminium Framing for mirrors	187.00
1137*2019	PaynesFind Road House & Tavern	06/12/2018	Ya898 - Fuel for Fire truck and Community Centre	54.62
1139*2019	Lawson, PERCY (SENIOR)	06/12/2018	Council Meeting Fees November 2018	393.67
1153*2019	Pratt, Ray	06/12/2018	Reimbursement Breathalyser Calibration	93.50
1158*2019	Grinham, Robert	06/12/2018	Council Meeting Fees November 2018	1,318.94
1160*2019	RSM Bird Cameron	06/12/2018	Audit Fees Royalties for Regions Covered Sports Facility	1,100.00
1161*2019	S & H Cranes P/L	06/12/2018	CRANE HIRE CRANE 2 HOURS	2,079.00
1175*2019	Sun City Print	06/12/2018	Printing and Stationery RECEIPT BOOKS FOR CARAVAN PARK (6)	250.00
1182*2019	ThinkWater Geraldton	06/12/2018	RETICULATION FITTINGS - JOB NO# C0575	909.10
1184*2019	Totally Workwear Geraldton	06/12/2018	Work Uniforms - Helen Pratt	246.94
1207*2019	Yalgoo Hotel Motel	06/12/2018	SANDWICHES FOR 11 PEOPLE 23 & 24 OCTOBER 2018, Bill Atyeo - Accommodation & Meals, Council Meeting Lunches - 26 October 2018, BILL ATYEO: ACCOMMODATION & MEALS - 19, 20 & 21, Lunch for Work Staff 29.11.2018, Lunch - Council Meeting held 30 November 2018	1,643.61
1220*2019	PAYNE, GREGORY ARTHUR	06/12/2018	Council Meeting Fees November 2018	927.64

_ID	Creditor's Name	Cheque Date	Invoice Details	Total Amount Due
1252*2019	E & MJ ROSHER	06/12/2018	KUBOTA GL6000D-AU-B 6KVA LOWBOY GENERATOR	17,270.00
1295*2019	SEIVY'S MECHANICAL SERVICES	06/12/2018	YA 898 - Service	726.00
1311*2019	HODDER, TAMISHA	06/12/2018	Council Meeting Fees November 2018	645.67
1394*2019	CS LEGAL	06/12/2018	Legal Fees Sale - Lots 9 & 10 Henty Street	3,624.23
1424*2019	LAWSON, PERCY (SHIRE)	06/12/2018	Council Meeting Fees November 2018	393.67
1452*2019	LAWSON, PERCY (CROWE'S)	06/12/2018	Council Meeting Fees November 2018	150.00
1482*2019	CROTHERS, DEBBIE	06/12/2018	2 Day Workshop at Art Centre	1,684.00
1485*2019	WOOLEEN STATION	06/12/2018	Homestead Accommodation - CEO	199.00
1012*2019	Australian Taxation Office	14/12/2018	Penalty Late lodgement of BAS	420.00
1041*2019	Crowe's Electrical	14/12/2018	Power Supply to Mens shed Sports Oval - Install Lights Caravan Park - Install Power Point for Dryer Henty St House - Renew Satellite Dish & Decoder	21,752.26
1048*2019	Dominic Carbone & Associates	14/12/2018	Consultancy Service Finance and Administration	1,485.00
1059*2019	Trenfield, Gail	14/12/2018	December 2018 Council Meeting fees	763.67
1067*2019	Geraldton Toyota	14/12/2018	New Ceo Vehicle	30,869.94
1085*2019	Kanny, Joanne	14/12/2018	December 2018 Council Meeting Fees	2,223.32
1137*2019	PaynesFind Road House & Tavern	14/12/2018	Ray Winfield - Accommodation & Meals	1,400.13
1139*2019	Lawson, PERCY (SENIOR)	14/12/2018	December 2018 Council Meeting Fees	263.84
1174*2019	Sun City Plumbing	14/12/2018	Shire Aministration Office Repair Leaking Tap , 3 Gibbons Street RepairLeaking Pipe in Ceiling	302.50
1184*2019	Totally Workwear Geraldton	14/12/2018	6X 5LTRS ESKY JUG/ 6X THORTZ DRINK COOLER 5 LTRS	300.00
1240*2019	Westrac Equipment Pty Ltd	14/12/2018	YA 457 - PARTS	75.11
1264*2019	PINPOINT CLEANING SOLUTIONS	14/12/2018	Monthly Clean of Shire Buildings	2,145.00
1277*2019	REILLY & CO	14/12/2018	Consultancy Fees Community Engagement	2,491.19
1311*2019	HODDER, TAMISHA	14/12/2018	December 2018 Council Meeting fees	763.67
1347*2019	GRANTS EMPIRE	14/12/2018	Consultancy Fees RES Application - Emu Festival 2019	660.00
1400*2019	MRAC	14/12/2018	Rates Exemption Refund 2018	2,152.30
1405*2019	WAGGA WAGGA STATION	14/12/2018	Wild Dog Bounty Scheme	110.00
1411*2019	SEALITE PTY LTD	14/12/2018	Battery Pack - Paynes Find Airstrip as per quote #56235	2,164.80
1424*2019	LAWSON, PERCY (SHIRE)	14/12/2018	December Council Meeting Fees	263.83
1454*2019	ONE BODY & SOUL PT	14/12/2018	School Holidays Activities	2,809.44
1487*2019	MCDONALDS WHOLESALERS	14/12/2018	SUNDRY SUPPLIES FOR CARAVAN PARK	407.05

_ID	Creditor's Name	Cheque Date	Invoice Details	Total Amount Due
1489*2019	CLEVERPATCH	14/12/2018	Art & Craft Supplies	411.35
1012*2019	Australian Taxation Office	19/12/2018	This amount represents BAS amounts for August,September,October,November 2018 however refunds expected from the ATO were paid in error to the ATO currently the ATO owes the Shire \$110,448.86,Intergated Account to be reconciled and refunds requested	75,672.00
1016*2019	BOC Limited	19/12/2018	Cylinder Hire Charges Workshop - Containers	118.44
1018*2019	BOQ Asset Finance & Leasing Pty Ltd	19/12/2018	Photocopier Rental Charges	329.50
1021*2019	Bunnings Building Supplies Pty Ltd	19/12/2018	Plumbing fittings and pipes - Town Oval Workshop consumbles & Clothes line for 6 Henty Street property	551.46
1056*2019	Five Star Business Equipment & Comms	19/12/2018	Photocopier Service Charges	121.00
1067*2019	Geraldton Toyota	19/12/2018	YA0 - 80,000km service, YA805 - 50,000km Service, YA0 - Repair Windscreen	1,448.53
1075*2019	Hallinan Refrigeration & Airconditioning	19/12/2018	Service of Shire Air-conditioners	6,368.08
1111*2019	Midwest Pest Management	19/12/2018	Full Termite Inspection to Shire properties	7,078.50
1137*2019	PaynesFind Road House & Tavern	19/12/2018	Fuel for Fire Truck, Ray Winfield - Accommodation & Meals	387.23
1170*2019	St John Ambulance WA Ltd	19/12/2018	AMBULANCE SERVICE FOR YALGOO EMU FESTIVAL 30.09.2018	1,265.00
1171*2019	WINC AUSTRALIA PTY LIMITED	19/12/2018	Office Supplies	590.21
1182*2019	ThinkWater Geraldton	19/12/2018	RETICULATION FITTINGS FOR PUMP	553.05
1186*2019	Truck Centre(WA) Pty Ltd	19/12/2018	YA795 - Service & Repairs	6,032.75
1235*2019	ELLIS & SONS CONSTRUCTION	19/12/2018	Property Maintenance -6 Henty Street Repairs	10,818.50
1240*2019	Westrac Equipment Pty Ltd	19/12/2018	YA457 - Parts YA457	16.26
1251*2019	Atyeo's Environmental Health Services PL	19/12/2018	consultancy Fees -EHO .	7,244.40
1280*2019	BP MECHANICAL MAINTENANCE	19/12/2018	YA890 - Service & Repairs YA860 - Service & Repairs YA853 - Service & Repairs YA807 - Service & Repairs YA499 - Service & Repairs YA1667 - Service & Repairs YA844 - Service & Repairs YA457 - Service & Repairs	9,416.12
1306*2019	CLYDE & CO LAW PRACTICE	19/12/2018	EPL Matter	11,000.00
1461*2019	NORRIS & HYDE IT	19/12/2018	IT Support - Attend site and inspect network set-up	390.00
1486*2019	OCEAN VIEW HOTEL	19/12/2018	Patricia Carnamah - Accommodation from the 9th December 2018	630.00
1490*2019	CARNAMAH, PATRICIA	19/12/2018	Meals for Department of Transport Training	249.50
1491*2019	HOLLAND, CRAIG	19/12/2018	Accommodation & Fuel to Geraldton	264.52
1024*2019	Canine Control	28/12/2018	Ranger Service - 18 December 2018	967.05
1040*2019	Courier Australia	28/12/2018	freight charges	180.90
1171*2019	WINC AUSTRALIA PTY LIMITED	28/12/2018	Caravan park - Cash Draw	256.20
1184*2019	Totally Workwear Geraldton	28/12/2018	Staff Uniform - Diane: Work Cardigan	77.70

_ID	Creditor's Name	Cheque Date	Invoice Details	Total Amount Due
1207*2019	Yalgoo Hotel Motel	28/12/2018	COUNCIL LUNCH 14.12.2018 (6), Council Christmas Function, BILL ATYEO ACCOMMODATION & MEALS - 17 & 18 DECEMBER 2018	3,585.50
1240*2019	Westrac Equipment Pty Ltd	28/12/2018	YA881: PARTS AS PER QUOTE 03Q024619	212.95
1280*2019	BP MECHANICAL MAINTENANCE	28/12/2018	YA493 - Service & Repairs, YA508 - Service & Repairs	784.47
1333*2019	SIMPSON, CHARMAINE	28/12/2018	Payment of proceeds on sale of art	450.00
1347*2019	GRANTS EMPIRE	28/12/2018	Consultancy Fees Lotterywest application - Emu Festival 2019	360.00
1374*2019	MIDWEST TURF SUPPLIES	28/12/2018	Sports Complex - Supply & Install Reticulation to Club room	2,925.32
1443*2019	MODULAR WA	28/12/2018	Sports Complex - Progress Claim	56,933.68
1454*2019	ONE BODY & SOUL PT	28/12/2018	School Holiday Activities	14,440.00
1463*2019	SIMPSON, MARGARET	28/12/2018	Payment of proceeds on sale of art	200.00
1478*2019	SIMPSON, PHYLLIS	28/12/2018	Artist Fees - Workshop	150.00
TOTAL				371,231.35

Voting Requirements

Simple Majority

President Cr Joanne Kanny suggested a meeting should be held to discuss funding towards Wild dogs.

Silvio advised in March during the budget review would be the best time to discuss the funds allocated to the wild dog's bounty scheme.

OFFICER RECOMMENDATION / COUNCIL DECISION

C2019-0104 Accounts for Payment December 2018

That Council approve the list of accounts paid for the period 1 December 2018 to 31 December 2018 amounting to \$371,231.35 and the list be recorded in the Minutes.

Moved: Cr Gregory Payne

Seconded: Cr Robert Grinham

Motion put and carried: 5/0

11.3.2 Investments as at 31 December 2018

Author:	Dominic Carbone
Interest Declared:	No interest to disclose
Date:	19 January 2019
Attachments	Nil

Matter for Consideration

That Council receive the Investment Report as at 31 December 2018.

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 *Trustees 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 31 December 2018.

SHIRE OF YALGOO INVESTMENTS AS AT 31 DECEMBER 2018								
INSTITUTIONS	SHORT TERM RATING	INVESTMENT TYPE	ACCOUNT N ^o	TERM	DATE OF TRANSACTION	DATE OF MATURITY	INTEREST RATE	PRINCIPAL
MUNICIPAL FUND								
Note Balance as per Bank Statement								
NAB	N/A	Operating a/c	50-832-4520	Ongoing	N/A	N/A	Variable	\$2,054,046.27
NAB	N/A	Cash Maximiser	86-538-7363	Ongoing	N/A	N/A	Variable	\$41,229.62
NAB	N/A	Term Deposit	89-977-1574	3 months 1 day	24.12.2018	25.03.2019	2.7%	\$63,515.04
NAB	N/A	Short Term Investment	24-831-4222	Ongoing	N/A	N/A	Variable	\$51,973.53
TOTAL								\$2,210,764.46

RESERVE FUNDS								
NAB	N/A	Term Deposit	97-511-4454	3 months 1 day	24.12.2018	25.03.2019	2.70%	\$164,500.55
NAB	N/A	Term Deposit	89-972-5236	3 months 1 day	24.12.2018	25.03.2019	2.70%	\$456,626.75
NAB	N/A	Term Deposit	11-186-3992	3 months 1 day	24.12.2018	25.03.2019	2.70%	\$1,089,301.05
TOTAL								\$1,710,428.35

TRUST								
NAB	N/A	Trust a/c	50-832-4559	Ongoing	N/A	N/A	Variable	\$21,738.51
TOTAL								\$21,738.51

INVESTMENT REGISTER						
01 JULY 2018 TO 31 DECEMBER 2018						
NATIONAL AUSTRALIA BANK						
ACCOUNT N ^o	DATE OF MATURITY	INTEREST RATE	OPENING BALANCE	INTEREST EARNED TO 31.12.2018	INVESTMENT TRANSFERS	CLOSING BALANCE 31.12.2018
86-538-7363	Ongoing	Variable	\$41,141.54	\$88.08	0	\$41,229.62
89-977-1574	25.03.2019	2.7%	\$62,683.84	\$831.20	0	\$63,515.04
24-831-4222	Ongoing	Variable	\$51,862.49	\$111.04	0	\$51,973.53
97-511-4454	25.03.2019	2.7%	\$162,347.79	\$2,152.76	0	\$164,500.55
89-972-5236	25.03.2019	2.7%	\$450,651.08	\$5,975.67	0	\$456,626.75
11-186-3992	25.03.2019	2.7%	\$1,075,045.84	\$14,255.21	0	\$1,089,301.05

Voting Requirements

Simple Majority

CEO Silvio Brenzi explained the report in further detail.

OFFICER RECOMMENDATION / COUNCIL DECISION

C2019-0105 Investments as at 31 December 2018

That the Investment Report as at 31 December 2018 be received.

Moved: Cr Robert Grinham

Seconded: Cr Tamisha Hodder

Motion put and carried: 5/0

11.3.3 Financial Activity Statement for the Period ended the 31 December 2018

Author:	Dominic Carbone
Interest Declared:	No interest to disclose
Date:	19 January 2019
Attachments	<ul style="list-style-type: none"> • Statement of Comprehensive Income ending the 31 December 2018; • Financial Activity Statement; ending 31 December 2018 • Summary of Current Assets and Current Liabilities as of 31 December 2018; • Statement of Current Financial Position as at 31 December 2018; • Detailed worksheets; • Other Supplementary Financial Reports: <ul style="list-style-type: none"> ○ Reserve Funds; ○ Loan Funds; ○ Trust Fund

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

2.4 Material Variance

Financial Implications

The Financial Activity Statements reflect the financial situation of the Shire as at year to date.

Consultation

Nil

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 column.

Voting Requirements

Simple Majority

CEO Silvio Brenzi explained the report in further details.

ATTENDANCE: Angus Nichols left the meeting at 10.58 am

OFFICER RECOMMENDATION / COUNCIL DECISION

C2019-0106 **R34 (1) Financial Activity Statement for the Period ended the 31 December 2018.**

That Council:

Adopts the Financial Activity Statement for the period ended 31 December 2018.

Moved: Cr Gregory Payne

Seconded: Cr Robert Grinham

Motion put and carried: 5/0

- (i) such other information as may be prescribed.

Acceptance of annual reports s5.54.

- (1) Subject to subsection (2), the annual report for a financial year is to be accepted* by the local government no later than 31 December after that financial year.

** Absolute majority required.*

- (2) If the auditor's report is not available in time for the annual report for a financial year to be accepted by 31 December after that financial year, the annual report is to be accepted by the local government no later than 2 months after the auditor's report becomes available.

Notice of annual reports s5.55.

The CEO is to give local public notice of the availability of the annual report as soon as practicable after the report has been accepted by the local government.

Financial Implications

The cost of advertising incorporated in the 2018-2019 Annual Budget.

Consultation

Nil

Comment

The Annual Report for the 2017-2018 Financial year is now presented and Council is requested to give consideration to adopting the Report.

Local Governments are to prepare an annual report for each financial year. This annual report is to contain:

1. A report from the Mayor or President;
2. A report from the Chief Executive Officer;
3. An overview of the Strategic Community Plan of the district including major initiatives that are proposed to commence or ton continue in the next financial year;
4. The financial report for the financial year;
5. Such information as may be prescribed in relation to payments made to employees;
6. The auditor's report for the financial year;
7. A matter on which a report must be made under section 29(2) of the Disability Services Act 1993;
8. Details of entries made under section 5.121 during the financial year in the register of complaints.

In order to comply with the requirements of the Local Government Act 1995, the Annual Electors' meeting must be held within 56 days of the adoption of the Annual Report.

Should the Annual Report be adopted by Council at its Ordinary Council meeting on 31 January 2019 the Annual Electors' meeting would need to be held prior to 28 March 2019.

The Annual Electors' meeting last year was held at Yalgoo.

The Annual Electors' meeting to be advertised in the Western Australian Newspaper, the Bulldust and Community Notice boards as deemed appropriate.

Copies of the Annual Report including financial statements for the year ended 30 June 2018 to be available at the Shire's Administration Centre in Yalgoo and a copy to be made available at Paynes Find or by contacting the Shire.

Voting Requirements

*Absolute Majority.

Copies of the 2017-18 Annual Report were distributed to all members present as well as displayed on the Chamber's TV screen.

Silvio explained to Council the 2017-18 Annual Report in further detail..

Cr Gregory Payne enquired about the location as to where the copies of the 2017-18 Annual Report would be made available in Paynes Find.

CEO Silvio Brenzi advised Cr Payne 5 hard copies would be left at the Paynes Find Tavern and also sent by email.

OFFICER RECOMMENDATION / COUNCIL DECISION

C2019-0107 RAnnual Report 2017-2018

That Council:

- 1. Accepts the 2017-2018 Annual Report for the Shire of Yalgoo as attached to this report in accordance with Section 5.54 of the Local Government Act 1995;**
- 2. That the Annual Electors' meeting be held at the Yalgoo Council chambers on **Friday, 22 February 2019 commencing at 9.30 am.****
- 3. Subject to (2) above the Annual Electors' meeting be advertised in the Western Australian Newspaper, Bulldust and Community Notice boards as deemed appropriate.**
- 4. Subject to (3) above the advertisement includes that the Annual Report for the 2017-2018 Financial year is available at the Shire's Administration Centre in Yalgoo and Paynes Find.**

Moved: Cr Robert Grinham

Seconded: Cr Percy Lawson

Motion put and carried: 5/0

11.4 ADMINISTRATION

11.4.1 Report on Matters Outstanding as at 19 January 2019

Author:	Dominic Carbone
Interest Declared:	No interest to disclose
Date:	19 January 2019
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.

MATTERS OUTSTANDING			
MEETING DATE	ITEM REFERENCE	RESOLUTION	CURRENT STATUS
31 Mar 17	Under-taking a Review of the Shire of Yalgoo Policies	That the CEO under-take a review of the Shire Policies over the next three months	Review is currently underway. Consultant appointed. CEO Silvio Brenzi advised he had spoken to the consultant and that a draft set of policies (Council & Governance) will be tabled at February's Council Meeting.

MATTERS OUTSTANDING			
MEETING DATE	ITEM REFERENCE	RESOLUTION	CURRENT STATUS
28 July 2017	Review of Local Laws	Council authorised the CEO to implement a review of Local Laws	<p>Quotations still being sought.</p> <p>Two quotes were received; CEO advised Council a third quote will need to be sought.</p>
23 March 2018	Application for a prospecting licence	Council authorises the CEO to locate a suitable prospecting area close to the Yalgoo town site and make application to the Mining Registrar for registration.	<p>Works Foreman advised that the Shire cannot hold a prospect Licence. CEO to contact the Department of Mining and Petroleum to discuss the matter.</p> <p>Pastoral owner contacted and endorses the proposal. Appointment to be made with DMP</p> <p>No Change</p>
	Paynes Find Planning Compliance Assessment	<p>That Council:</p> <ol style="list-style-type: none"> 1. Pursuant to Clause 10.3 of the Shire of Yalgoo Local Planning Scheme No.2 approve the respective site plans for Lot 4317, Goodingnow Road, Paynes Find WA 6612 (PilRoc Retreat) and Lot 4234, Great Northern Highway, Paynes Find WA 6612 (Paynes Find Roadhouse & Tavern); 2. Advise the owners of the property that: <ol style="list-style-type: none"> i. Any future development upon the site that requires associated planning approval are to be determined and approved by the Council accordingly; ii. Approval of the respective site plans do not constitute approval for any applications which may be pending determination by Council, and do not guarantee future approvals on the site. iii. Nothing in the approval or these 	<p>Letter sent to the Minister, awaiting on signed documentation</p> <p>On going.</p>

		<p>conditions shall excuse compliance with all relevant written laws in the commencement and carrying out of the development commencement and carrying out of the development</p> <p>3. Provide the Compliance Assessment Report and a copy of this determination to the respective landowners.</p> <p>4. Seek confirmation from the landowners in relation to the recommended scheme amendments identified in the assessment reports prior to initiation.</p>	
31 August 2018	Offer to purchase Lot 9 and 10 Henty Street	That Council Approve the CEO to make an offer at the Auction of Lot 9 and 10 Henty Street, due to unpaid rates, not exceeding the reserve set price.	<p>The reserved price was not achieved, therefore the 2 properties will be transferred to the shire in December 2019.</p> <p>COMPLETED</p>
26 October 2018	Shire of Yalgoo Tourism Advisory Committee	Council resolved to establish the Advisory Committee and appointed the CEO and Crs. Gail Trenfield and Tamisha Hodder	<p>Two community members get to be recommended / appointed.</p> <p>Emails have been sent to recommended members.</p>
14 December 2018	Accounts for Payment	Detailed report to be provided in relation to the EMU Cup event.	Report to be presented at the February 2019 Meeting of Council.
14 December 2018	Notice of Motion	CEO to investigate options for the Councillors to purchase the shire owned Ipads	Subject to a report on this Agenda.
14 December 2018	Urgent Business	<p>Matter Raised</p> <ul style="list-style-type: none"> - Shamrock Park rubbish bins - Rubbish bins to be located around the town - Daily maintenance of the Waterpark and Racecourse 	Verbal update by the CEO at January's Meeting
14 December 2018	Urgent Business	That the CEO prepare a report and draft an administration policy in relation to Christmas gifts to children residing in Yalgoo.	Report to be presented at the February 2019 meeting of Council.

Voting Requirements

Simple Majority

CEO Silvio Brenzi advised Council he was requested to investigate options for the life span for waste for the rubbish tips in Yalgoo and Paynes Find. Half the report is completed for Paynes Find, more information is needed on lifespan factors for the Yalgoo rubbish tip. CEO Brenzi is hoping to have it completed in February when the Shire's Environmental Health Officer Bill Atyeo is back in Yalgoo, if not March will be the latest.

The Paynes Find tip will need to be moved about 100 meters as it is not located on the assigned reserve.

OFFICER RECOMMENDATION / COUNCIL DECISION

C2019-0108 Report on Matters Outstanding as at 19 January 2019

That Council:

Receives Report N^o 11.4.1 Report on Matters Outstanding as at 19 January 2019.

Moved: Cr Gregory Payne

Seconded: Cr Robert Grinham

Motion put and carried: 5/0

11.4.2 Closure of Thoroughfare to Vehicles – Section of Yalgoo-Ningham Road at Golden Grove

Author:	Dominic Carbone
Interest Declared:	No interest to disclose
Date:	20 January 2019
Attachments	Email – EMR Golden Grove

Matter for Consideration

That Council give consideration to the closure of a section of the Yalgoo-Ningham Road at Golden Grove during the take off and landing of larger planes.

Background

EMR Golden Grove utilises its airstrip to mainly transport its workers on a fly in and fly out basis.

Statutory Environment

Local Government Act 1995

3.50 Closing certain thoroughfares to vehicles

- (1) A local government may close any thoroughfare that it manages to the passage of vehicles, wholly or partially, for a period not exceeding 4 weeks.
- (1a) A local government may, by local public notice, order that a thoroughfare that it manages is wholly or partially closed to the passage of vehicles for a period exceeding 4 weeks.
- (2) The order may limit the closure to vehicles of any class, to particular times, or to such other case or class of case as may be specified in the order and may contain exceptions.
- [(3) *deleted*]
- (4) Before it makes an order wholly or partially closing a thoroughfare to the passage of vehicles for a period exceeding 4 weeks or continuing the closure of a thoroughfare, the local government is to —
 - (a) give local public notice of the proposed order giving details of the proposal, including the location of the thoroughfare and where, when, and why it would be closed, and inviting submissions from any person who wishes to make a submission; and
 - (b) give written notice to each person who —
 - (i) is prescribed for the purposes of this section; or
 - (ii) owns land that is prescribed for the purposes of this section;
 and
 - (c) allow a reasonable time for submissions to be made and consider any submissions made.
- (5) The local government is to send to the Commissioner of Main Roads appointed under the *Main Roads Act 1930* a copy of the contents of the notice required by subsection (4)(a).

- (6) An order under this section has effect according to its terms, but may be revoked by the local government, or by the Minister, by order of which local public notice is given.

[(7) *deleted*]

- (8) If, under subsection (1), a thoroughfare is closed without giving local public notice, the local government is to give local public notice of the closure as soon as practicable after the thoroughfare is closed.

- (9) The requirement in subsection (8) ceases to apply if the thoroughfare is reopened.

[Section 3.50 amended by No. 1 of 1998 s. 11; No. 64 of 1998 s. 15; No. 49 of 2004 s. 26.]

Despite section 3.50, a local government may partially and temporarily close a thoroughfare, without giving local public notice, if the closure —

- (a) is for the purpose of carrying out repairs or maintenance; and
- (b) is unlikely to have a significant adverse effect on users of the thoroughfare.

[Section 3.50A inserted by No. 64 of 1998 s. 16.]

3.51 Affected Owners to be notified of certain proposals

(1) In this section —

person having an interest, in relation to doing anything, means a person who —

- (a) is the owner of the land in respect of which that thing is done, or any land that is likely to be adversely affected by doing that thing; or
- (b) is shown on the title to any of the land mentioned in paragraph (a) as holding an interest in any of that land; or
- (c) is prescribed for the purposes of this section.

(2) This section applies to —

- (a) fixing or altering the level of, or the alignment of, a public thoroughfare; or
- (b) draining water from a public thoroughfare or other public place onto adjoining land.

(3) Before doing anything to which this section applies, a local government is to —

- (a) give notice of what is proposed to be done giving details of the proposal and inviting submissions from any person who wishes to make a submission; and
- (b) allow a reasonable time for submissions to be made and consider any submissions made.

(4) The notice is to be given —

- (a) in writing to each person having an interest; and
- (b) if any land is likely to be adversely affected by the doing of the thing, by local public notice.

[Section 3.51 amended by No. 64 of 1998 s. 17.]

Strategic Implications

Nil

Consultation

Nil

Comment

An email dated 5 January 2019 from EMR Golden Grove stating that it is undertaking a preliminary assessment to utilising an alternative aviation operator with larger planes for its Golden Grove operations, which may require stopping traffic on a section of the nearby Yalgoo-Ningham Road during take off or landing. EMR Golden Grove is requesting the Shires comment.

EMR Golden Grove has outlined the following proposal

- Once flight has departed Perth terminal then Golden Grove is contacted-departure report issued.
- The issue concerning possible transient obstacles penetrating into either take off or arrival splays for our aircraft concerns arriving RWY 29 and take off RWY 11.
- Transient obstacles will be the possible road traffic to the east of the airfield.
- Resolution of this risk will be in the suggested form of traffic management of vehicles on the road.
- Positions to halt the flow of traffic during arrivals and departures of flights have been identified.
- One position exactly to the north of the RWY 29 threshold.
- The other position to the south east, just post of the hill crest so as to not pose issues for road-train momentum.
- These positions can either be manually controlled by personnel (2) with signs (lolly pops) or remote electronically controlled portable traffic lights.
- Regardless of the option – lead in signs will be required to permit time for speed reduction.
- Assuming that once the flow through traffic has passed it will take approximately 2-3 minutes for the area to be clear of traffic.
- Notification of the closure requirement time will be based initially on either the aircraft’s inbound arrival time in the circuit, or, commencement of engine start for departure.
- In the case of arrival, post initial inbound call, the next call will be at either the joining of the circuit or 15 miles final approach.
- This will be the trigger for road closure and allows time for traffic to pass the point of closure regardless of speed and pass through the area from either end well before the aircraft arrives with minimum delay to the stopped vehicles. Perhaps 4/5 minutes worst case.
- In the case of departure the trigger will be the taxiing of the aircraft. Similar closure time.
- Once the aircraft has passed over the road in either case, the road can be re-opened.

Comments

- Remotely controlled lights allow AROs to remain at the airfield.
- Use of the “lolly pops” if only AROs available would be suitable as they could make their way to the designated road positions at a time based on the inbound arrival call. For departure they could depart the apron post engine start – however there would be a slight delay in this case and they would be required to contact the flight crew by VHF once in position.

A telephone enquiry with Mr Stephen Neill Senior Environmental Advisor, EMR Golden Grove reveals that there will be approximately 2-4 flights per day and it will only impact on the road closure when the planes

land and take off in an easterly direction, this is dependent on weather conditions with an impact on stopped vehicles of 4-5 minutes.

Section 3.50 of the Local Government Act 1995 states that a local government may close any thoroughfare that it manages to the passage of vehicles, wholly or partially for a period not exceeding 4 weeks or by public notice wholly or partially closed for a period exceeding 4 weeks the order may limit to vehicles of any class, to particular times or to such other case or class of case as may be specified in the order and may contain exceptions.

Council is requested to give consideration to the EMR Golden Grove proposal and provide feedback on supporting a possible closure of a section of the Yalgoo-Ninghan Road to allow the Golden Grove airstrip to service larger planes.

Voting Requirements

Simple majority

OFFICER RECOMMENDATION

Closure of Thoroughfare to Vehicles – Section of Yalgoo-Ninghan Road at Golden Grove

That Council informs EMR Golden Grove that it would be supportive on a temporary road closure of a section of the Yalgoo-Ninghan Road to enable larger planes to service the Golden Grove mine site within the provisions of section 3.50 of the Local Government Act 1995.

Moved: Cr Robert Grinham Seconded: Cr Percy Lawson Motion put and carried/lost:

CEO Silvio Brenzi explained the report in further detail.

Cr Gregory Payne asked where does the Shire stand legally.

CEO Silvio Brenzi advised he made a comment to Steve Neill that the Shire will be unsupportive if automatic stoplight were to be used as technology devices are prone to failures. CEO Brenzi suggested to have maned stations on either side.

Cr Joanne Kanny requested a motion be moved to amend the Officers Recommendation to include where non-automotive process are used (ie; maned station).

The motion was moved by Cr Gregory Payne and second by Cr Robert Grinham.
There being no further debate on the matter the motion was put and carried 5/0

AMENDMENT / COUNCIL DECISION

C2019-0109 Closure of Thoroughfare to Vehicles – Section of Yalgoo-Ninghan Road at Golden Grove

That Council

informs EMR Golden Grove that it would be supportive where a non-automotive processes are used (ie; maned station) on a temporary road closure of a section of the Yalgoo-Ninghan Road to enable larger planes to service the Golden Grove mine site within the provisions of section 3.50 of the Local Government Act 1995.

Moved: Gregory Payne Seconded: Cr Robert Grinham Motion put and carried: 5/0

11.4.3 Sponsorship of the Yalgoo Multi Purpose Sports Centre

Author:	Dominic Carbone
Interest Declared:	No interest to disclose
Date:	20 January 2019
Attachments	Letter dated 18 January – Core Business Australia

Matter for Consideration

That Council give consideration to the offer made by Core Business Australia in relation to the Shire’s new multi purpose sports facility which entails a 3 year \$5,000 per annum sponsorship arrangement for the naming rights of the facility to be called “Core Stadium”.

Background

The Shire with the assistance of government grants is in the process of finalising the development of the multi purpose sports facility.

Statutory Environment

Nil

Strategic Implications

The development of the facility will bring social and economic benefits to the Yalgoo community.

Consultation

Nil

Comment

Council is requested to give consideration to the sponsorship offer made by Core Business Australia in relation to the naming rights of the new multi purpose sports facility. Core Business Australia proposal is for a 3 year, \$5,000 (exclusive of GST) per annum, payable in advance as well as meeting the cost of the signage to be displayed on the front of building, clearly visible from the playing field and above the entry doors to the building.. The Shire to refer to the facility as “Core Stadium” in any of its correspondence, advertising and marketing of events at the facility.

Core Business have agreed to drafting a legal agreement should Council agree to enter into the arrangement.

The \$15, 000 to be derived by the Shire will allow the facility to be completed and fund the furniture and equipment yet to be purchased.

Voting Requirements

Absolute majority

CEO Silvio Brenzi explained to Council the report in further detail.

Cr Gregory Payne suggested the Shire seeks sponsorship to go towards the town oval.

OFFICER RECOMMENDATION / COUNCIL DECISION

C2019-0110 Sponsorship of the Yalgoo Multi Purpose Sports Centre

- (1) That Council advise Core Business Australia that it is willing to enter into sponsorship arrangement as outlined in the report.**
- (2) Subject to (1) above that the Shire’s 2018-19 Annual Budget be amended by the inclusion of**
 - Contribution Multi Purpose Sports facility Sponsorship \$15,000**
and increase the budget allocation for
 - Community/School Oval Shared Use Development by \$15,000 to \$733,000.**

Moved: Cr Percy Lawson

Seconded: Robert Grinham

**Motion put and carried: 5/0 by
Absolute Majority**

11.4.4 Purchase of Shire Owned iPads by the Councillors

Author:	Dominic Carbone
Interest Declared:	No interest to disclose
Date:	20 January 2019
Attachments	Policy 1.11 Councillors IT Equipment – Condition of Use

Matter for Consideration

That Council give consideration to amending Councils Policy 1.11 IT Equipment – Condition of Use to incorporate the purchase of the equipment by the elected members.

Background

Council at its meeting held on 14 December 2018 resolved as follows:

“That Council authorise the CEO to investigate options for the Councillors to purchase the Shire owned iPads”.

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
 - (c) 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
 - (d) any other disposition that is excluded by regulations from the application of this section.

[Section 3.58 amended by No. 49 of 2004 s. 27; No. 17 of 2009 s. 10.]

Local Government (Functions & General) Regulations 1996

Section 3.50 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 Statewide 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.

[Regulation 30 amended: Gazette 25 Feb 2000 p. 974-5; 28 Apr 2000 p. 2041; 31 Mar 2005 p. 1055-6; 27 Sep 2011 p. 3846; 18 Sep 2015 p. 3812.]

Business Implications

Nil

Consultation

Nil

Comment

A number of Local Government Policies have been reviewed in relation to an option for elected members to purchase the equipment supplied. Only a limited number of examples can be found which are summarised as follows:

- The following applies to the return/replacement/retention of equipment.

Subject to electronic equipment provided under a policy being at least two years old, retiring elected members have on expiry of office the option to purchase the equipment supplied at its depreciated value which is based on a written down value of 25% per annum. Therefore the item will have a value of 50% in the second year and 25% after the third year and 0% after the fourth year.

Consideration can also be given to placing a minimum value to the equipment that is say \$250.00 or the written down value whichever is the greater.

Elected members having ownership of the equipment while holding office is not considered as an option as the Council can not enforce a policy on equipment owned outright by the members.

It is recommended that Council give consideration to amending the Shire's Policy 1.11 Councillors IT Equipment – Condition of Use by the insertion of the following:

“Purchase of Equipment

That the following applies to the retention of IT Equipment issued during and after an elected members term of office.

- Subject to the electronic equipment provided under the policy, a retiring elected member on expiry of office has an option to purchase the equipment supplied at its written down value (based on a 25% annual depreciation rate) or \$250 whichever is the greater.”

The above disposition of property is an exempt disposition in accordance with Section 3.58 of the Local Government Act 1995 and Regulation 30 (3) of the Local Government Functions and General) Regulations 1996.

Voting Requirements

Simple majority

CEO Silvio Brenzi explained the report in further detail.

President Cr Joanne Kanny asked if it was legal for Councillors to purchase these I-pads.

CEO Silvio Brenzi explained under section 3.58 Disposition of Property of the Local Government Act 1995 the Ipad's would come under disposal of property. Items under \$20,000 or less can be exempt from public tenders and auctions.

Cr Gregory Payne enquired about personal use on a Council brought Ipad to check his personal and work emails as it's an hassle carrying two Ipad's.

CEO Silvio Brenzi explained that the Policy states limited personal use is acceptable.

OFFICER RECOMMENDATION / COUNCIL DECISION

C2019-0111 Purchase of Shire Owned IPads by the Councillors

That Council amend Policy 1.11 Councillors IT Equipment – Conditions of Use by the insertion of the following:

Purchase of Equipment

That the following applies to the retention of IT Equipment issued during and after an elected members term of office.

- **Subject to the electronic equipment provided under the policy, a retiring elected member on expiry of office has an option to purchase the equipment supplied at its written down value (based on a 25% annual depreciation rate) or \$250 whichever is the greater.**

Moved: Cr Robert Grinham

Seconded: Cr Gregory Payne

Motion put and carried: 5/0

11.4.5 Preliminary Draft Corporate Business Plan 2018-2022

Author:	Dominic Carbone
Interest Declared:	No interest to disclose
Date:	20 January 2019
Attachments	Preliminary Draft Corporate Business Plan 2018-2022

Matter for Consideration

That Council give consideration to the Preliminary Draft Corporate Business Plan 2018-2022 and hold it in obedience in order to ensure compliance with the planning for the future as outlined in the Local Government Act 1995.

Background

The Local Government Act 1995 pursuant to Section 5.56 requires a local government to plan for the future of the district. Regulations 19C, 19DA, 19DB, 19D of the Local Government (Administration) Regulations 1996 set out the process to be undertaken in preparing a Strategic Community Plan and a Corporate Business Plan as both plans are obviously linked.

Statutory Environment

Local Government Act 1995

Section 5.56 Planning for the Future

- (1) A local government is to plan for the future of the district.
- (2) A local government is to ensure that plans made under subsection (1) are in accordance with any regulations made about planning for the future of the district.

[Section 5.56 inserted by No. 49 of 2004 s. 42(6).]

Local Government (Administration) Regulations 1996

19C Strategic community plans, requirements for (Act s. 5.56)

- (1) A local government is to ensure that a strategic community plan is made for its district in accordance with this regulation in respect of each financial year after the financial year ending 30 June 2013.
- (2) A strategic community plan for a district is to cover the period specified in the plan, which is to be at least 10 financial years.
- (3) A strategic community plan for a district is to set out the vision, aspirations and objectives of the community in the district.
- (4) A local government is to review the current strategic community plan for its district at least once every 4 years.
- (5) In making or reviewing a strategic community plan, a local government is to have regard to —

- (a) the capacity of its current resources and the anticipated capacity of its future resources; and
 - (b) strategic performance indicators and the ways of measuring its strategic performance by the application of those indicators; and
 - (c) demographic trends.
- (6) Subject to subregulation (9), a local government may modify its strategic community plan, including extending the period the plan is made in respect of.
- (7) A council is to consider a strategic community plan, or modifications of such a plan, submitted to it and is to determine* whether or not to adopt the plan or the modifications.

*Absolute majority required.

- (8) If a strategic community plan is, or modifications of a strategic community plan are, adopted by the council, the plan or modified plan applies to the district for the period specified in the plan.
- (9) A local government is to ensure that the electors and ratepayers of its district are consulted during the development of a strategic community plan and when preparing modifications of a strategic community plan.
- (10) A strategic community plan for a district is to contain a description of the involvement of the electors and ratepayers of the district in the development of the plan or the preparation of modifications of the plan.

[Regulation 19C inserted in Gazette 26 Aug 2011 p. 3483-4.]

19DA Corporate business plans, requirements for (Act s. 5.56)

- (1) A local government is to ensure that a corporate business plan is made for its district in accordance with this regulation in respect of each financial year after the financial year ending 30 June 2013.
- (2) A corporate business plan for a district is to cover the period specified in the plan, which is to be at least 4 financial years.
- (3) A corporate business plan for a district is to —
- (a) set out, consistently with any relevant priorities set out in the strategic community plan for the district, a local government’s priorities for dealing with the objectives and aspirations of the community in the district; and
 - (b) govern a local government’s internal business planning by expressing a local government’s priorities by reference to operations that are within the capacity of the local government’s resources; and
 - (c) develop and integrate matters relating to resources, including asset management, workforce planning and long-term financial planning.
- (4) A local government is to review the current corporate business plan for its district every year.

- (5) A local government may modify a corporate business plan, including extending the period the plan is made in respect of and modifying the plan if required because of modification of the local government’s strategic community plan.
- (6) A council is to consider a corporate business plan, or modifications of such a plan, submitted to it and is to determine* whether or not to adopt the plan or the modifications.

*Absolute majority required.

- (7) If a corporate business plan is, or modifications of a corporate business plan are, adopted by the council, the plan or modified plan applies to the district for the period specified in the plan.

[Regulation 19DA inserted in Gazette 26 Aug 2011 p. 3484-5.]

19DB Transitional provisions for plans for the future until 30 June 2013

(1) In this regulation —

former regulation 19C means regulation 19C as in force immediately before 26 August 2011 and continued under subregulation (2);

former regulation 19D means regulation 19D as in force immediately before 26 August 2011;

plan for the future means a plan for the future of its district made by a local government in accordance with former regulation 19C.

- (2) Except as stated in this regulation, former regulation 19C continues to have effect on and after 26 August 2011 until this regulation expires under subregulation (7).
- (3) A local government is to ensure that a plan for the future applies in respect of each financial year before the financial year ending 30 June 2014.
- (4) A local government is not required to review a plan for the future under former regulation 19C(4) on or after 26 August 2011.
- (5) If, for the purposes of complying with subregulation (3), a local government makes a new plan for the future, local public notice of the adoption of the plan is to be given in accordance with former regulation 19D.
- (6) If a local government modifies a plan for the future under former regulation 19C(4), whether for the purposes of complying with subregulation (3) or otherwise —
 - (a) the local government is not required to comply with former regulation 19C(7) or (8) in relation to the modifications of the plan; and
 - (b) local public notice of the adoption of the modifications of the plan is to be given in accordance with former regulation 19D.
- (7) This regulation expires at the end of 30 June 2013.

[Regulation 19DB inserted in Gazette 26 Aug 2011 p. 3485-6.]

19D Adoption of plan, public notice of to be given

- (1) After the adoption of a strategic community plan, or modifications of a strategic community plan, under regulation 19C, the local government is to give local public notice in accordance with subregulation (2).

- (2) The local public notice is to contain —
- (a) notification that —
 - (i) a strategic community plan for the district has been adopted by the council and is to apply to the district for the period specified in the plan; and
 - (ii) details of where and when the plan may be inspected;
 - or
 - (b) where a strategic community plan for the district has been modified —
 - (i) notification that the modifications to the plan have been adopted by the council and the plan as modified is to apply to the district for the period specified in the plan; and
 - (ii) details of where and when the modified plan may be inspected.

[Regulation 19D inserted in Gazette 31 Mar 2005 p. 1033-4; amended in Gazette 26 Aug 2011 p. 3486.]

Strategic Implications

A process to facilitate identifying the aspirations, vision and objectives of the community, which identifies the needs and sets out the priorities and how they will be achieved.

Financial Implications

The delivery of the Plans to take into account details contained in the asset management plan, long term financial plan, workforce plan and any other studies or plans.

Consultation

Conway Highbury

Comment

In 2013 the Shire prepared a Strategic Community Plan for the period 2013-2023 and is to carry out a review of the plan at least once in every 4 years. In September 2013 the Council adopted a Corporate Business 2013-2017 and is to carry out a review of the plan every year.

As a major review of the Strategic Community Plan has not yet been undertaken it is recommended that this be completed which in turn will allow the Preliminary Draft Corporate Business 2018-2022 to address prioritising all important projects, services and activities needed to implement the Strategic Community Plan. In turn this will allow the Asset Management Plan, Long Term Financial Plan and Workforce Plan to be reviewed. This will then ensure that the Shire has meet its integrated planning requirements and achieve an alignment between the plans.

Council in its 2018-2019 Annual Budget has allocated the sum of \$50,000 for the purpose of undertaking the Integrated Planning process.

Voting Requirements

Simple majority

CEO Silvio Brenzi explained the Corporate Business Plan in further detail.

OFFICER RECOMMENDATION / COUNCIL DECISION

C2019-0112 Preliminary Draft Corporate Business Plan 2018-2022

That Council

- (1) Receives the report on Preliminary Draft Corporate Business Plan 2018-2022.**
- (2) That the Chief Executive Officer be authorised to engage suitable consultant/s to undertake a review of the Strategic Community Plan and informing strategies such as the asset management plan, long term financial plan and workforce plan on the basis that there is sufficient funds to complete the tasks.**
- (3) Subject to (2) above the Corporate Business Plan to be finalised.**

Moved: Cr Gregory Payne

Seconded: Cr Tamisha Hodder

Motion put and carried: 5/0

11.4.6 Funding Application – Communities Combating Pests and Weeds Impacts During Drought Program

Author:	Dominic Carbone
Interest Declared:	Dominic Carbone is the MRVC CEO
Date:	24 January 2019
Attachments	<ul style="list-style-type: none"> - Grant Guidelines - Meekatharra Rangelands Biosecurity Association Request - Murchison Hub Cell Angus Nichols Request

Matter for Consideration

That Council give consideration to request the CEO to prepare a funding application under the Australian Government Department of Agriculture Water Resources Communities Combating Pests and Weed Impacts During Drought Program.

Background

The objectives of the program are to:

- Assist communities to manage the impact of wild dogs, vertebrate pests animals and weeds during drought.

Limit the negative impact of wild dogs, pest animals and weeds on agricultural production.

Statutory Environment

Nil

Strategic Implications

Enhancement of the local pastoral industry

Consultation

Nil

Comment

The Shire of Yalgoo has been invited to apply for the Grant under the program. \$1.5 million is available in the 2018-19 financial year for Western Australia. The eligibility of Councils is based on the following factors.

- Local Governments experiencing either partially or wholly a 1 – in - 20 year rainfall deficiency (over the period 1 April 2017 to 30 September 2018)
- Local governments that are not primarily a metropolitan Local Government.

The grant is intended to provide funding for

- Exclusion fencing for wild dogs
- Control and management of priority pests and weeds within the Shire

The grant application is limited to \$1M and must be lodged by 11.00 pm AEDT on 15 February 2019.

Council is requested to give consideration to lodging a funding application under the Program for the following:

- Completion of the Vermin Cell Fence by partnering with the Murchison Regional Vermin Council (MRVC) for \$594,000 (which is the same amount received from the Department of Primary Industries and Regional Development (DPIRD) representing the contestable portion of the grant).
- Employment of a licenced Pest Management Technician (LPMT – dogger) under contract to the MRBA for a period of 100 days for \$70,000.
- Completion of the western portion of the Murchison Hub Cell which requires local labour, an earthmoving contractor and replacement of 8 line wire mesh with 11 line corrosion resistant mesh on salt lake country estimated to cost \$84,000.

At the time of preparing this report it was not possible to confirm whether the grant is subject to a contribution from the Shire.

Voting Requirements

Simple majority

OFFICER RECOMMENDATION

Funding Application – Communities Combating Pests and Weeds Impacts During Drought Program

That Council

- (1) Request the CEO to prepare a funding application under the Australian government Department of Agriculture Water Resources Communities Combating Pests and Weed Impacts during Drought Program on the basis that the Shire does not need to make any additional contributions for the following:
 - Completion of the Vermin Cell Fence within the Shire of Yalgoo \$594,000.
 - Employment of a Licenced Pest Management Technician (LPMT – dogger) for a period of 100 days \$70,000.
 - Completion of the Western Portion of the Murchison Hub Cell \$84,000.
- (2) Subject to (1) above the CEO seek assistance from the Murchison Regional Vermin Council CEO and the Executive Officer of the MRBA in preparing the grant application form.

Moved: Cr Robert Grinham

Seconded: Cr Gregory Payne

Motion put and carried/lost:

CEO Silvio Brenzi explained the report in further detail.

A discussion took place and the decision to amend was made due to lack of detailed information and that no representation was made by a group. Management of the process would also create additional workload to the Shire staff and additionally, the funding application was not readily available and distributed to Yalgoo residents as an entirety.

President Cr Joanne Kanny requested a motion be moved to amend the officer recommendation to exclude the completion of the western portion of the Murchison Hub Cell of \$84,000.

The motion was moved by Cr Gregory Payne and second by Cr Robert Grinham
There being no further debate on the matter the motion was put and carried 5/0

AMENDMENT / COUNCIL DECISION

C2019-0113 Funding Application – Communities Combating Pests and Weeds Impacts During Drought Program

That Council

- (1) Request the CEO to prepare a funding application under the Australian government Department of Agriculture Water Resources Communities Combating Pests and Weed Impacts during Drought Program on the basis that the Shire does not need to make any additional contributions for the following:**
- Completion of the Vermin Cell Fence within the Shire of Yalgoo \$594,000.**
 - Employment of a Licenced Pest Management Technician (LPMT – dogger) for a period of 100 days \$70,000.**
- (2) Subject to (1) above the CEO seek assistance from the Murchison Regional Vermin Council CEO and the Executive Officer of the MRBA in preparing the grant application form.**

Moved: Cr Gregory Payne

Seconded: Cr Robert Grinham

Motion put and carried: 5/0

ADJOURNMENT 12.35 pm – 1.18 pm

President Cr Joanne Kanny requested a motion be moved to close for Lunch. The motion was moved by Cr Gregory Payne and second by Cr Percy Lawson There being no debate on the matter the motion was put and carried 5/0

Meeting adjourned at 12.35 pm

President Cr Joanne Kanny reopened the meeting at 1.18 pm

Returning to the meeting were;

Cr Joanne Kanny, Shire President
Cr Gregory Payne, Deputy President
Cr Robert Grinham
Cr Percy Lawson
Cr Tamisha Hodder
Silvio Brenzi, Chief Executive Officer
Elisha Hodder, Executive Assistant

12. NOTICE OF MOTIONS

12.1 PREVIOUS NOTICE RECEIVED

Nil

13. URGENT BUSINESS

13.1 President Cr Joanne Kanny raised concerns for the CEO to take on board

President Cr Joanne Kanny raised her concern about things missing from the Community Hall Kitchen and asked if the Shire can do something about it.

CEO Silvio Brenzi advised Cr Kanny the Community Hall is due to have all the locking mechanisms replaced to electronic format.

President Cr Joanne Kanny also raised concerns to the old rusted vehicle stored at Lot 199, 5 Badja Woolshed Rd and asked if they can be cleared up or cleaned up.

CEO Silvio Brenzi advised he would look into it.

13.2 House Safety of Lot 220, 82 Piesse Street, Yalgoo

President Cr Joanne Kanny raised concerns to the state of Lot 220, 82 Piesse Street, advising Council it look very unstable and dangerous.

A motion was moved by Cr Kanny and seconded by Cr Payne for the CEO to investigate the structural safety of the house.

COUNCIL DECISION

C2019-0114 House Safety of Lot 220, 82 Piesse Street, Yalgoo

That Council

Requests the CEO to investigate the safety of the house owned by Timothy Simpson and Gloria Merry at lot 220, 82 Piesse Street, Yalgoo.

Moved: Cr Joanne Kanny

Seconded: Cr Gregory Payne

Motion put and carried: 5/0

13.3 Sponsorship Opportunities for Core Stadium

COUNCIL DECISION

C2019-0115 Sponsorship Opportunities for Core Stadium

That Council

Authorises the CEO to investigate further sponsorship opportunities with local businesses for Core Stadium.

Moved: Cr Joanne Kanny

Seconded: Cr Gregory Payne

Motion put and carried: 5/0

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 CONFIDENTIAL REPORT

President Cr Joanne Kanny requested a motion be moved to go behind closed doors. The motion was move by Cr Gregory Payne and second by Cr Percy Lawson. There being no debate on the matter the motion was put and carried 5/0

The meeting was closed to the public at 1.26 pm

Remaining in the Meeting were;

Cr Joanne Kanny, Shire President
 Cr Gregory Payne, Deputy President
 Cr Robert Grinham
 Cr Percy Lawson
 Cr Tamisha Hodder
 Silvio Brenzi, Chief Executive Officer
 Elisha Hodder, Executive Assistant

14.1.1 Appointment of Relieving Chief Executive Officer

OFFICER RECOMMENDATION

Appointment of Relieving Chief Executive Officer

That Council

- (1) Appoints Mr Steven Deckert to the position of Acting Chief Executive Officer for the period 25th February 2019 to 15th March 2019**
- (2) Subject to (1) above the remuneration be set as detailed in the report on a pro rata basis.**

Moved: _____ **Seconded:** _____ **Motion put and carried:** _____

ATTENDANCE Cr Percy Lawson left the meeting at 1.28 pm

ATTENDANCE Cr Percy Lawson returned to the meeting at 1.30 pm

An amendment to the recommendation was moved by Cr Grinham and seconded by Cr Lawson after further detail was received and presented to council.

AMENDMENT / COUNCIL DECISION

C2019-0116 Appointment of Relieving Chief Executive Officer

- (1) Appoints Mr Steven Deckert to the position of Acting Chief Executive Officer for the period 25th February 2019 to 15th March 2019**
- (2) Subject to (1) above the vehicle allocation is removed from the package offered and the remuneration is amended accordingly.**
- (3) Subject to (2) above the remuneration be set as detailed in the report on a pro rata basis.**
And

Moved: Cr Robert Grinham **Seconded:** Cr Percy Lawson **Motion put and carried:** 5/0

President Cr Joanne Kanny requested a motion be moved to re-open the meeting..
Cr Gregory Payne move the motion to re-open the meeting which was second by Cr Robert Grinham
There being no debate the motion it was carried 5/0

President Cr Joanne Kanny reopened the meeting at 1.37 pm

15. NEXT MEETING

The next Ordinary Meeting of Council is due to be held at the Council Chambers, Yalgoo on Friday 22 February 2019 commencing at 10.00 am.

16. MEETING CLOSURE

There being no further business, the President declared the Ordinary meeting closed at 1.37 pm

DECLARATION

These minutes were confirmed at the Ordinary Council Meeting held on the _____.

Signed: _____
Person presiding at the meeting at which these minutes were confirmed.