



Minutes of the meeting of the Council of the Shire of Wiluna held in the Council Chamber, Scotia Street Wiluna on 25 June 2014

The Chairman declared the meeting open at 1.00 pm.

PRESENT: Cr Jim Quadrio (in the Chair), Cr Graham Harris, Cr Clinton Farmer, Cr Bernie Weller, Cr Stacey Petterson and Cr Chris Webb;

ALSO IN ATTENDANCE: Andrea Nunan, Chief Executive Officer; Ms. Glenn Deocampo, Executive Manager Corporate Services

PUBLIC GALLERY: Mr. Simon Thomas and Mr. Mark Buckerfield (from opening)

APOLOGIES: Cr Kim Ovens

LEAVE OF ABSENCE: Nil
(PREVIOUSLY APPROVED)

RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE: Nil

PUBLIC QUESTION TIME:

Mr. Simon Thomas raised issues with work being done on the Wiluna/Sandstone Road, sections between 5 and 20km, by Shire contractors.

Mr. Thomas's main issues were:

- 1 A lack of safe work practice in regard to traffic management
- 2 His belief that it was Inefficient work due to distances being travelled by contractors for the gravel carting and/or distance from camp to worksite.

Mr. Thomas advised that he had had a staff member who had travelled the road and reported this matter and then he had then travelled through the works section himself. Mr. Thomas indicated that as a contractor who had done work for the Shire and as a ratepayer, he would not accept that standard of work practice because of safety and inefficiencies.

The Chief Executive Officer advised that works were being done by contractors and a staff member and that the Manager of Technical Services was away and she could not make specific comment but said it would have been helpful if Mr. Thomas could have called her at the time he noted the problem so she could have gone out and/or looked into this concern. Mr. Thomas said he was unable to do so “as the letter from the Shire said he could not”. The Chief Executive Officer advised the Chair “that was not what the letter said”.

The Chief Executive Officer said question would be taken on notice to get more information.

Mr. Thomas then asked what staff qualifications were in place for traffic management plans as they must be done by someone who was qualified/approved. The Chief Executive Officer said she wouldn't comment on individual staff qualifications but was aware of the requirements because the Shire had problems in the past with plans not being done by a qualified person.

The Chairperson said this query about approved traffic management plans would be taken on notice. There were no further questions from the public gallery.

APPLICATIONS FOR LEAVE OF ABSENCE:

Cr Harris made verbal application for approval for leave of absence from the July 2014 ordinary meeting of Council.

Moved: Cr Bernie Weller

Seconded: Cr Stacey Petterson

That Cr Graham Harris is granted leave of absence for the July 2014 ordinary meeting of Council.

CARRIED 6/0

Resolution no. 069/14

NOTATIONS OF INTEREST:

The Chief Executive Officer advised that the Report numbered 10.1.1 was regarding her professional development (already approved by previous Council resolution).

PETITIONS AND DEPUTATIONS:

Amanda Warry from the Goldfields Tourism Network Association (GTNA) did a presentation providing Council with information about what the GTNA is currently doing

and its business plans for the future, and the benefits it can offer the Shire of Wiluna and Wiluna district if it is to become a member again.

A general discussion took place between Councillors and Amanda covering issues including:

- Promotion of existing “self drive” destinations including the Canning Stock Route and Gunbarrel highway
- Possible future tourism development including Eco-tourism and tourism based around Aboriginal cultural and history
- Promotion using social media and linking into already established networks
- Business support and development for existing or potential tourism service providers

The Chairperson thanked Amanda for her presentation and advised that the Council would consider membership to the GTNA as part of the budget process and would advise GTNA in due course. Ms. Warry then left the meeting.

CONFIRMATION OF MINUTES OF PREVIOUS MEETING

Cr Weller advised that he had another set of minutes that had been taken for the meeting held 16 May 2014 and asked could they be used.

The Chief Executive Officer raised questions to clarify what minutes had been taken and by whom. The Chief Executive Officer explained that the Shire take the minutes and that Council needed to satisfy themselves that any minutes were a true and accurate recording of meeting proceedings.

The Chief Executive Officer made a procedural recommendation that standing orders be suspended and that Mr. Simon Thomas (in public gallery) be asked if he could clarify the matter Cr Weller had raised, given that the “second copy” of minutes referred to by Cr Weller were those relating taken Mr Thomas’s wife when they had attending the meeting held 16 May 2014 and asked questions during public question time.

Moved: Cr Graham Harris

Seconded: Cr Chris Webb

That standing orders be suspended in order for the matter of minutes from the previous meeting of Council to be discussed

CARRIED 6/0

Resolution no. 070/14

The Chief Executive Officer explained that Council minutes are not required to be “hansard” but for some items, particularly public question time, every effort was made to capture the nature and intention of the discussions in the interest of openness and so forth.

Mr. Thomas explained that his wife, Caroline, had taken notes of the public question time that they had participated in. He said they did this because sometimes it is hard to both take minutes and ask/answer questions and also take a full record. Mr. Thomas then indicated that the “tone” of the minutes recorded for public question time in minutes by Chief Executive Officer was incorrect and not a full/true record.

The Chairperson indicated that Council needed to be satisfied with what was recorded in the minutes, with exception of obvious errors, and there would be a problem with setting precedence if alternative copies of minutes were introduced by Councillors from other sources.

Mr. Thomas clarified that when he saw the minutes that had been sent out, he had then sent their transcript to the Shire President and Cr Weller. The President advised the Chief Executive Officer that he had not seen the email. The Chief Executive Officer asked Cr Weller if that was the “second set” he was referring to and said it should have been forwarded to her. Cr Weller said “he didn’t think he was allowed to through standing orders”.

On further discussion it was discovered that the minutes being referred to had, when circulated, only included odd-numbered pages; The Chief Executive Officer advised that when the minutes with all pages were viewed, that she had minuted more than just 4 lines about public question time.

Those minutes will all pages were introduced to the meeting and the Chairperson asked the Councillors to read that set of minutes. A copy of the minutes was given to Mr. Thomas and Mr. Buckerfield also.

Cr Chris Webb left the meeting at 2.08pm, apologizing as she had to leave for work reasons.

Moved: Cr Bernie Weller

Seconded: Cr Graham Harris

That:

The Minutes of the Ordinary Meeting held on 16 May 2014 be accepted as a true record of the meeting subject to:

- The motion recorded on page 7 of aforesaid minutes (resulting from Agenda Item 10.5.1) as being “*lost for want of an absolute majority*”, be recorded as being “*Carried 4/1 by absolute majority*” and recorded as Resolution number 067/14; and

The Minutes of the Special Meeting held on 11 June 2014 are accepted as a true record of that meeting.

CARRIED 5/0

Resolution no. 071/14

Moved: Cr Stacey Petterson

Seconded: Cr Bernie Weller

That Standing Orders be resumed

CARRIED 5/0

Resolution no. 072/14

All members of the public left the meeting at 2.13pm

ANNOUNCEMENT BY PRESIDING MEMBER WITHOUT DISCUSSION

The Chairperson advised the Council that he was putting them on notice that standards would be enforced strictly with regard to Code of Conducts, meeting procedures and standing orders, public question time and the use of Council forum time.

All Councillors are expected to uphold requirements of Act and Code of Conduct and expectations about their personal attire/dress and their personal actions.

REPORTS OF OFFICERS

1 Change of meeting date

The Council considered report numbered 10.1.1 in the agenda.

Moved: Shire President

Seconded: Cr Graham Harris

That:

- 1 Council notes and endorses the Chief Executive Officer's attendance at the "Excellence in Local Government Leadership" programme in July 2014 and the costs to the Shire associated with this attendance; and
- 2 Council instructs the Chief Executive Officer to write a formal letter of acknowledgement for the generous financial support offered by the Department of Local Government and Communities; and
- 3 The Ordinary Meeting of Council scheduled to be held 23 July 2014 now be re-scheduled to Thursday 31 July 2014 commencing at 1.00pm at the Council Chambers.

CARRIED 5/0

Resolution no. 073/14

2 Transport Services Forum

The Council considered report numbered 10.1.2 in the agenda. The Chief Executive Officer and Chairperson gave a brief overview of their attendance at the Forum. The Chief Executive Officer advised that as at 25/6/14, the Shire had not received any further information about outcomes or moving forward with the project.

Moved: Cr Clinton Farmer

Seconded: Cr Bernie Weller

That Council:

- 1 Receives the Officers Report; and
- 2 Supports in-principle the development of a National Remote and Regional Transport Strategy; and
- 3 Supports in-principle the nomination of the Shire of Wiluna as a representative on the high level working group to be established for the aforesaid strategy
- 4 Requests the Chief Executive Officer to provide a further report back to Council in due course regarding the progress of the aforesaid strategy development

CARRIED 5/0

Resolution no. 074/14

3 Shire Office and Heritage and Interpretive Centre

The Council considered report numbered 10.1.3 in the agenda.

Moved: Cr Bernie Weller

Seconded: Cr Graham Harris

That Council:

- 1 Instructs the Chief Executive Officer to engage a consultant to develop a suitable operational plan for the Canning Stock Route and Gunbarrel Highway Heritage and Interpretive Centre which will include but not be limited to: purpose of the Centre, delivery of services from the Centre and achievement of outcomes with regard to its purpose.
- 2 Supports in-principle the construction of a new Shire Administration Office and refurbished Depot Office and staff amenities; and
- 3 Supports in principle the use of the existing Administration Office areas and surrounding land/space ("Old Hospital") for the establishment of the Canning Stock Route and Gunbarrel Highway; and

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- 4 Instructs the Chief Executive Officer to seek information from relevant funding bodies about the application/approval process to change the purpose of both grants and financial assistance agreements to suit projects in aforesaid sub-paragraphs 2 and 3; and then report back to Council

CARRIED 5/0

Resolution no. 075/14

4 Board membership/delegates

Council considered report numbered 10.1.4 in the agenda. Council discussed representation on committees etc. and the availability of Councillors to attend.

Moved: Cr Bernie Weller

Seconded: Cr Graham Harris

That:

- 1 Cr Jim Quadrio (Shire President) and Cr Graham Harris are appointed delegates for the Goldfields Voluntary Regional Operations Council, and that Cr Chris Webb and Cr Stacey Petterson are appointed as proxies;
- 2 Cr Jim Quadrio (Shire President) and Cr Harris are appointed delegates for the Goldfields Esperance Regional Collaborative Group, and that Crs. Petterson and Webb are appointed as proxies;
- 3 Cr Jim Quadrio (Shire President) is appointed delegate for the Goldfields Esperance Country Zone of WALGA, and that Cr Clinton Farmer is appointed as proxy;
- 4 Cr Graham Harris (Deputy Shire President) is appointed as delegate for the Goldfields-Esperance Regional Road Group and Cr Clinton Farmer is appointed proxy; and
- 5 Cr Graham Harris and Cr Clinton Farmer be appointed as the delegates for the Regional Partnership Agreement Management Committee; and
- 6 Cr Harris (Deputy Shire President) is the Shire of Wiluna LEMC Chairperson

CARRIED 5/0

Resolution no. 076/14

5 Risk Management

Council considered report numbered 10.1.5 in the agenda.

Moved: Cr Stacey Petterson

Seconded: Cr Bernie Weller

That Council receives the Officer's report and notes the Chief Executive Officer's engagement of an external consultant to undertake the risk management review to be completed by 31 December 2014.

CARRIED 5/0

Resolution no. 077/14

The Chairperson adjourned the meeting at 3.00pm.

The meeting resumed at 3.10pm. Those present at adjournment were present at resumption of meeting.

The Chairperson asked Cr Graham Harris to provide a brief summary/overview of recent meetings that had been attended; the Chairperson noted this should have been included in Announcements by Presiding Member.

Cr Harris provided summary as follows:

- Affordable Housing forum was attended in May 2014 however more focused on high-density/"high rise" housing developments and the 'City' than regional/remote
- As part of the forum, a meeting was held with Minister Albert Jacobs and State Govnt. Dept. reps about housing; focus was much the same
- GVROC meeting attended 13 June 2014; Cr Harris spoke about the Shire being a part of the biosecurity programmes (like GNRBA) so that there was more regional and local support

6 Financial Investments

Council considered report numbered 10.2.1 in the agenda.

Executive Manager of Corporate Services advised that the Investments Register was as at 31.05.2014, not 13 June 2014 as referred to in agenda.

Moved: Cr Stacey Petterson

Seconded: Cr Clinton Farmer

That the Financial Investment Report is received and the *Current Investment Register as at 31 May 2014* is noted

CARRIED 5/0

Resolution no. 078/14

7 Accounts Paid by Authority

Council considered report numbered 10.2.2 in the agenda.

Moved: Cr Graham Harris Seconded: Cr Bernie Weller

That the report "*Accounts Paid by Authority for the Period 01.05.2014 to 31.05.2014*" (affixed hereto) and totalling \$310,114.75 is received.

CARRIED 5/0

Resolution no. 079/14

8 Financial Reports

Council considered report numbered 10.2.3 in the agenda

Moved: Cr Bernie Weller Seconded: Cr Graham Harris

That the Financial Reports (affixed hereto), including the Statements of Financial Activity, for the periods ending 30 April 2014 and 31 May 2014 are received.

CARRIED 5/0

Resolution no. 080/14

ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN Nil

URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION OF COUNCIL

The President approved the following matter to be discussed at the meeting: Late report numbered 13.1.5 (circulated as confidential item and to be discussed behind closed doors)

It was also noted that late item 12.1 had been withdrawn.

MATTERS BEHIND CLOSED DOORS

Moved: Cr Stacey Petterson Seconded: Cr Graham Harris

That the meeting be closed to the public to discuss Items

13.1.1 Potential Litigation by former employer: meeting to be closed pursuant to S5.23 (d) of the Local Government Act in order to discuss legal advice that has been obtained regarding matter to be discussed, and pursuant S5.23 (b) to discuss personal affairs of a person;

13.1.2 RFT 2013-02 Water bores Tender: meeting is closed pursuant to S5.23 (c) for Council to consider awarding tender RFT 2013-02 and entering into a contract.

13.1.3 Road Upgrade Information: meeting is closed pursuant to S5.23 (c) for Council to consider a matter for which it may enter into a contract

13.1.4 Minor Works Tender RFT 2013-01: meeting is closed pursuant to S5.23 (c) for Council to consider awarding tender RFT 2013-01 and entering into a contract.

13.1.5 Differential Rating Submission: meeting to be closed pursuant to S5.23 b) of to discuss matter that discloses personal affairs of a person;

CARRIED 5/0

Resolution no. 081/14

*The meeting was closed to the public at 3.45pm.
Executive Manager, Corporate Services also left the room*

Council considered confidential report numbered 13.1.1 Potential Litigation

Moved: Cr Bernie Weller Seconded: Cr Stacey Petterson

That:

- 1 The information contained within this report is received by Council; and
- 2 It be noted that the Chief Executive Officer will provide further reports to Council if/when any further developments occur with regard to this matter.

CARRIED 5/0

Resolution no. 082/14

Cr Quadrio declared a pecuniary interest in this item and left the room at 4.00pm

The Deputy Shire President assumed the Chair

Council considered confidential report numbered 13.1.2.

<p>Moved: Cr Stacey Petterson Seconded: Cr Graham Harris That the Shire President be asked back into the meeting to provide information pertinent to Council discussions</p> <p style="text-align: right;">CARRIED 4/0</p> <p><i>Resolution no. 083/14</i></p>

The Shire President returned to the room at 4.05pm

<p><u><i>Item 13.1.2 – recommendation lost for want of a mover</i></u></p>
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The Shire President resumed the Chair at 4.15pm

Council considered confidential report numbered 13.1.3

<p>Moved: Cr Graham Harris Seconded: Cr Stacey Petterson</p> <p>That:</p> <ol style="list-style-type: none">1 The Information in this report is received and that it be noted that a final draft Road User Agreement will be presented to Council in due course for approval; and that2 Subject to the Wiluna-Sandstone shire road being eligible for said funding, the Chief Executive Officer is requested to lodge a grant application to Main Roads WA for Commodity Routes Supplementary Programme funding for the upgrade of this road <p style="text-align: right;">CARRIED 5/0</p> <p><i>Resolution no. 084/14</i></p>
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The Chairperson and Cr Graham Harris declared a financial interest in Confidential Item 13.1.4 and left the meeting at 4.25pm

The meeting lapsed for want of a quorum

The Chairperson and Cr Graham Harris returned to the meeting at 4.26pm and the meeting resumed

Council considered confidential item 13.1.5

Moved: Cr Stacey Petterson **Seconded: Cr Graham Harris**

That Council:

- 1 Notes it has considered the submission received in relation to the proposed imposition of differential rating for 2014/15; and
- 2 Proceeds with the proposed imposition of the 2014/15 rates and minimum rates, as per previous resolution 057/14, without modification and as shown below:

	RATE CATEGORY	
Gross Rental Value	Rate-in- dollar (c)	Minimum Rate (\$)
GRV Town	11.53	400.00
GRV Mining	12.55	300.00
Unimproved Value		
UV Exploration and prospecting	13.69	300.00
UV Mining	14.07	300.00
UV Rural	6.83	300.00

- 3 Instruct the Chief Executive Officer to thank the applicant for their submission and advise them of this Council resolution.

CARRIED 5/0

Resolution no. 085/14

Moved: Cr Clinton Farmer **Seconded: Cr Stacey Petterson**

That the meeting now be opened to the public

CARRIED 5/0

Resolution no. 086/14

The meeting opened to the public at 4.30pm

CLOSURE

There being no further business, the Chairperson closed the meeting at 4.31pm.