



**Confirmed Minutes
ORDINARY MEETING
OF COUNCIL**

21 November 2023

SHIRE OF CUE
Ordinary Meeting of Council
MINUTES

Held in the Council Chambers, 73 Austin Street Cue on
Tuesday, 21 November 2023 commencing at 6:00 PM

1 DECLARATION OF OPENING

The meeting was opened at 06:01 PM

The Presiding Member welcomed those present and read the following disclaimer:

No responsibility whatsoever is implied or accepted by the Shire of Cue for any act, omission or statement or intimation occurring during this Meeting.

It is strongly advised that persons do not act on what is heard at this Meeting and should only rely on written confirmation of council's decision, which will be provided within fourteen (14) days of this Meeting.

PRESENT:

Shire President Les Price
Deputy Shire President Elizabeth Houghton
Councillor Ron Hogben *via Teams
Councillor Ian Dennis
Councillor Leonie Fitzpatrick
Councillor Julie Humphreys
Councillor Neil Montgomery

STAFF:

Chief Executive Officer Richard Towell
Deputy Chief Executive Officer Glenn Boyes
Executive Assistant Janelle Duncan
Senior Admin Officer Stephanie Wandek
Town Planning Consultant Eugene Ferraro

GALLERY:

Mrs Jenni Dennis
Mr Peter Tegg
Ms Cath Willett
Mr Ross Roberts *entered the chambers at 6.38pm

2 APOLOGIES AND APPROVED LEAVE OF ABSENCE

Nil

3 DISCLOSURE OF MEMBER'S INTERESTS

Nil

4 PUBLIC QUESTION TIME

Peter Tegg, 45 Dowley Street Cue

Q: Mr Tegg questioned the comments made by the Shire President on the ABC radio with regards to Cue water being pure, no chlorine and doesn't leave water or scum marks. Mr Tegg said he had spoken to the Water Corporation and they were upset about the comments made by the Shire President.

A: The Shire President responded he received all the information from the Water Corporation and the media release. The Shire had no input into the results. The results were from samples taken for the IXOM Best Tasting Water in WA Competition. The Shire President said he can't do anymore about it.

Mr Tegg said he will take it up with Water Corporation again.

6.09pm Mr Tegg left the chambers

5 CONFIRMATION OF MINUTES

Council Decision: 01112023 **Voting Requirement: Simple Majority**

MOVED: Cr Julie Humphreys **SECONDED: Cr Ian Dennis**

That the Minutes of Ordinary Meeting 17 October 2023 are confirmed as a true and correct record of the meeting.

CARRIED: 7/0

AGAINST: None

Note: Cr Montgomery was not at the 17 October 2023 meeting

5.1 CONFIRMATION OF MINUTES

Council Decision: 02112023 **Voting Requirement: Simple Majority**

MOVED: Cr Ian Dennis **SECONDED: Cr Julie Humphreys**

That the Minutes of Special Council Meeting 24 October 2023 are confirmed as a true and correct record of the meeting.

CARRIED: 6/1

AGAINST: Shire President Price

6 APPLICATION FOR LEAVE OF ABSENCE

Nil

7 DEPUTATIONS

Nil

8 PETITIONS

Nil

9 ANNOUNCEMENTS WITHOUT DISCUSSION

Rates Incentive Prize draw

1st Prize - A4104 Big Bell Gold Operations Pty Ltd

2nd Prize - A4968 Sinclair

3rd Prize - A9401 Cullen Exploration Pty Ltd

Mr Ferraro, the Shire Contract Town Planner, was asked to speak to the Council about the projects that he is currently working on for the Shire. Mr Ferraro provided an update on the review of the local planning scheme. The governing regulation require the Shire to prepare a report on the operation of the local planning scheme every five years. Mr Ferraro advised that he has finalised a draft report which was sent to the officers at the DPLH to review and to ensure compliance with the regulatory requirements. Preliminary feedback from DPLH has been positive and Mr Ferraro and the CEO will now review the feedback provided by DPLH to finalise the scheme review report so that it can be considered by the Council early 2024.

Mr Ferraro also advised that following the Council's decision to expand the town boundary to accommodate the expansion of the industrial area, the matter was referred to DPLH. DPLH has sought comments and received letters of concern from affected groups which have been provided to the Shire. Mr Ferraro and the CEO will now work through and respond to these comments. Preliminary analysis indicates that these concerns can be addressed.

Cr Dennis announced he has lodged an Invalidity Complaint to the Court of Disputed Returns in regards to the election of the Deputy Shire President.

10 REPORTS

10.1 ACCOUNTS AND STATEMENTS OF ACCOUNT

APPLICANT: Shire of Cue

DISCLOSURE OF INTEREST: Nil

AUTHOR: Glenn Boyes - Deputy Chief Executive Officer

DATE: 14 November 2023

Matters for Consideration:

To receive the attached List of Accounts Due and submitted to the Ordinary Council Meeting on 21 November 2023.

Background:

The Local Government, under its delegated authority to the CEO to make payments from municipal and trust funds, is required to prepare a monthly list of accounts showing each account paid and present it to Council at the next Ordinary Council meeting. The list of accounts prepared and presented to Council must form part of the minutes of that meeting.

Comments:

The list of accounts are for the month of October 2023.

Statutory Environment:

Local Government (Financial Management Regulations) 1996 – Clause 13.

Policy Implications:

Nil

Financial Implications:

Nil

Strategic Implications:

Nil

Consultation:

Richard Towell, Chief Executive Officer

Officers Recommendation:

Voting Requirement: Simple Majority

That Council endorse the attached payments for the period 01 October 2023 to 31 October 2023, which have been made in accordance with delegated authority under s5.42 of the *Local Government Act 1995*.

Municipal Fund Bank EFTs	EFT12621 - 12715	\$	952,932.77
Direct Debit Fund Transfer	General	\$	53,431.56
Direct Debit Fund Transfer	CEO Credit Card	\$	3,385.57
Payroll		\$	203,955.19
BPAY		\$	19,665.55
Cheques		\$	0.00
Total		\$	1,233,370.64

Council Decision:03112023		Voting Requirement: Simple Majority	
MOVED: Cr Julie Humphreys		SECONDED: Cr Ron Hogben	
That Council endorse the attached payments for the period 01 October 2023 to 31 October 2023, which have been made in accordance with delegated authority under s5.42 of the <i>Local Government Act 1995</i> .			
Municipal Fund Bank EFTs	EFT12621 - 12715	\$	952,932.77
Direct Debit Fund Transfer	General	\$	53,431.56
Direct Debit Fund Transfer	CEO Credit Card	\$	3,385.57
Payroll		\$	203,955.19
BPAY		\$	19,665.55
Cheques		\$	0.00
Total		\$	1,233,370.64
CARRIED: 7/0			
AGAINST: None			

10.2 FINANCIAL STATEMENT

APPLICANT: Shire of Cue

DISCLOSURE OF INTEREST: Nil

AUTHOR: Glenn Boyes - Deputy Chief Executive Officer

DATE: 14 November 2023

Matters for Consideration:

The attached monthly Financial Report is for the period ending October 2023 and includes the following statements and notes:

- Statement of Financial Activity
- Major Variances
- Net Current Funding Position
- Cash and Investments
- Trust Fund
- Cash Backed Reserve
- Receivables
- Capital Disposals
- Borrowings
- Capital Acquisitions
- Rate Revenue
- Grants and Contributions

Background:

Under the *Local Government (Financial Management) Regulations 1996*, a monthly Financial Report must be submitted to an Ordinary Council meeting within two months after the end of the month to which the statement relates. The monthly Financial Report presents an overview of the financial position of the local government at the end of each month. The monthly Financial Report must be adopted by Council and form part of the minutes.

Comments:

The monthly Financial Report is for the month of October 2023.

Statutory Environment:

Local Government (Financial Management Regulations) 1996 – Clause 14.

Policy Implications:

Nil

Financial Implications:

Nil

Strategic Implications:

Nil

Consultation:

Richard Towell – Chief Executive Officer

Officers Recommendation:

Voting Requirement: Simple Majority

That Council receive the attached monthly Financial Report, prepared in accordance with the *Local Government (Financial Management) Regulations 1996*, for the period ending October 2023.

Council Decision:04112023	Voting Requirement: Simple Majority
MOVED: Cr Julie Humphreys	SECONDED: Cr Ian Dennis
That Council receive the attached monthly Financial Report, prepared in accordance with the <i>Local Government (Financial Management) Regulations 1996</i> , for the period ending October 2023.	
CARRIED: 6/1	
AGAINST: Deputy Shire President Houghton	

11 MOTIONS BY MEMBERS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

12 MOTIONS FOR CONSIDERATION AT THE NEXT MEETING

Nil

13 NEW BUSINESS OF AN URGENT NATURE

Nil

14 MATTERS FOR WHICH THE MEETING MAY BE CLOSED

Council Decision:05112023	Voting Requirement: Simple Majority
MOVED: Cr Leonie Fitzpatrick	SECONDED: Cr Julie Humphreys

That the meeting be closed to members of the Public to discuss confidential matters.

CARRIED : 7/0
AGAINST: None

06:51pm the meeting was closed to the public

06:51pm Mrs Jenni Dennis, Ms Cath Willett and Mr Ross Roberts left the chambers

14.1 COMMUNITY CITIZEN OF THE YEAR AWARDS

APPLICANT: Shire of Cue

DISCLOSURE OF INTEREST: Nil

AUTHOR: Richard Towell

DATE: 14 November 2023

Matters for Consideration:

That Council consider who will be awarded the Community Citizen of the Year Awards for 2024.

Background:

In accordance with Shire of Cue Policy H9, Citizen of the Year Award, advertisements were placed in the Dryblower and a mail out via post office boxes, calling for nominations from the community for people or groups/events who had made an outstanding contribution towards the community.

Comments:

At the close of nominations, the Shire of Cue received three nominations, all in the category of Community Citizen of the Year. The nomination forms for each nominee are attached for Councils consideration.

Councillors should note that results of deliberations remain confidential until the Australia Day Award ceremony.

Statutory Environment:

Local Government Act 1995

3.1. General function

(1) The general function of a local government is to provide for the good government of persons in its district.

Policy Implications:

Shire of Cue Policy Manual – Policy H9 Citizen of the Year Award.

Policy

Each year an individual in the Shire of Cue will be eligible for the Premier's Australia Day Active Citizenship Award.

The recipient will be selected from people who have made a noteworthy contribution since the closure of the previous nomination period or given outstanding service to the local community over a number of years through active involvement.

The Australia Day Council of WA provides this award each year for presentation in the Shire of Cue on Australia Day.

The winners will have been judged to have shown active citizenship and:

- Significant contribution to the Cue Community*
- Demonstrated leadership on a community issue resulting in the enhancement of community life*
- A significant initiative which has brought about positive change and added value to community life*
- Inspiring qualities as a role model for the community*

Nominees should reside principally within the Shire of Cue. Generally, a person cannot receive the award twice. Unsuccessful nominees may be nominated in future years.

Sitting members of State and Federal Governments are not eligible.

Shire of Cue members may be considered only if the award relates to non-Shire of Cue activities.

Nominees must agree to being nominated for the award.

Nominations open during the month of October with the deadline being the last Friday in November. The winner of the Premiers Australia Day Active Citizenship Award will be selected from nominations received from the community with a 'Confidential' report being prepared for Council consideration at the Ordinary meeting of Council in December of each year.

The Shire of Cue will hold the award ceremony on a night on or around the 26 January in Cue.

Nominees will receive a certificate of recognition with the winner receiving a certificate and an award.

Financial Implications:

Nil

Strategic Implications:

Shire of Cue, Strategic Community Plan 2023 to 2038

Outcome 3.2 – Encourage community participation and services.

Consultation:

Nil

Officers Recommendation:

Voting Requirement: Simple Majority

That Council:

Determine who will be awarded the Community Citizen of the Year Awards for 2024.

Council Decision:06112023	Voting Requirement: Simple Majority
MOVED: Cr Neil Montgomery	SECONDED: Cr Elizabeth Houghton
A motion was put forward that one of the nominees be awarded the Australia Day Active Citizenship Award for 2024. This was agreed to by the mover and seconder and voted on by council. The result will be announced at the Australia Day Awards Ceremony.	
CARRIED: 7/0	
AGAINST: None	

Council Decision:07112023	Voting Requirement: Simple Majority
MOVED: Cr Elizabeth Houghton	SECONDED: Cr Ian Dennis
That the meeting be re-opened to members of the public.	

CARRIED : 7/0
AGAINST: None

07:12pm the meeting was re-opened to members of the public

07:13pm Mrs Jenni Dennis and Ms Cath Willett re-entered the chambers

15 CLOSURE

The Presiding Member thanked those present for attending the meeting and declared the meeting closed at 07:13 PM.

To be confirmed at Ordinary Meeting on the 19 December 2023.

Signed:

Presiding Member at the Meeting at which time the Minutes were confirmed.