

MINUTES ORDINARY MEETING OF COUNCIL

16 AUGUST 2022

SHIRE OF CUE Ordinary Council Meeting AGENDA

Held in the Council Chambers, 73 Austin Street Cue on Tuesday 16 August 2022 commencing at 6:30pm

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1. DECLARATION OF OPENING

The meeting was opened at 6.30pm

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:

Councillor Ross Pigdon, Shire President

Councillor Les Price, Deputy Shire President

Councillor Ian Dennis via Zoom*

Councillor Ron Hogben via Zoom*

Councillor Leonie Fitzpatrick

Councillor Liz Houghton

*6.33 pm Cr Hogben joined the meeting via Zoom

*6.35 pm Cr Dennis joined the meeting via Zoom

STAFF:

Mr Richard Towell, Chief Executive Officer

Mr Glenn Boyes, Deputy Chief Executive Officer

Ms Cheryl Walton, Manager Finance

Ms Stephanie Wandek, Library and Records Officer

GALLERY:

Ms Catherine Willett

Mr Will Baston

Mr Mitchel Mace

Mrs Jacqui Towell

1.1 ATTENDANCE BY ELECTRONIC COMMUNICATION CR HOGBEN

APPLICANT: Cr Ron Hogben

DISCLOSURE OF INTEREST: Nil

AUTHOR: Richard Towell –Chief Executive Officer

DATE: 12 August 2022

Matters for Consideration:

Attendance at Council meeting by electronic communication.

Background:

Cr Hogben has requested permission to attend the 16 August Council meeting by electronic communication.

Comments:

Nil

Statutory Environment:

LOCAL GOVERNMENT ACT 1995 - SECT 5.25

- 5.25 Regulations about council and committee meetings and committees
 - (1) Without limiting the generality of section 9.59, regulations may make provision in relation to
 - (ba) the holding of council or committee meetings by telephone, video conference or other electronic means; and

LOCAL GOVERNMENT (ADMINISTRATION) REGULATIONS 1996 - REG 14A

- 14A. Attendance by telephone etc. (Act s. 5.25(1)(ba))
 - (1) A person who is not physically present at a meeting of a council or committee is to be taken to be present at the meeting if
 - (a) the person is simultaneously in audio contact, by telephone or other means of instantaneous communication, with each other person present at the meeting; and
 - (b) the person is in a suitable place; and
 - (c) the council has approved* of the arrangement.

- (2) A council cannot give approval under sub regulation (1)(c) if to do so would mean that at more than half of the meetings of the council, or committee, as the case may be, in that financial year, a person (other than a person with a disability) who was not physically present was taken to be present in accordance with this regulation.
- (3) A person referred to in this regulation is no longer to be taken to be present at a meeting if the person ceases to be in instantaneous communication with each other person present at the meeting.
- (4) In this regulation —

disability has the meaning given in the Disability Services Act 1993 section 3:

suitable place —

- in relation to a person with a disability means a place that the council has approved* as a suitable place for the purpose of this paragraph; and
- (b) in relation to any other person means a place that the council has approved* as a suitable place for the purpose of this paragraph and that is located
 - (i) in a townsite or other residential area; and
 - (ii) 150 km or further from the place at which the meeting is to be held under <u>regulation 12</u>, measured along the shortest road route ordinarily used for travelling;

Policy Implications:

Nil

Financial Implications:

The cost of the communications call will be borne by the Shire. Cr Hogben will be entitled to receive a meeting attendance fee.

Strategic Implications:

Nil

Consultation:

Shire President – Cr Ross Pigdon

Officer's Recommendation:

Voting Requirement: Absolute Majority

- 1. That Council approves a private office at 78 Huntingdale Road, Huntingdale WA as a suitable place for the purposes of Regulation 14A of the Local Government (Administration) Regulations 1996.
- 2. That Council grant approval for Cr Hogben to attend this meeting by instantaneous communications.

Council Decision:01082022 Voting requirement: Absolute Majority

MOVED: CR FITZPATRICK SECONDED: CR PRICE

- 1. That Council approves a private office at 78 Huntingdale Road, Huntingdale WA as a suitable place for the purposes of Regulation 14A of the Local Government (Administration) Regulations 1996.
- 2. That Council grant approval for Cr Hogben to attend this meeting by instantaneous communications.

CARRIED: 4/0

- 6.33 pm Cr Hogben joined the meeting via Zoom
- 6.33pm Mr Glenn Boyes left the chamber
- 6.34pm Mr Glenn Boyes re-entered the chamber

1.2 ATTENDANCE BY ELECTRONIC COMMUNICATION CR DENNIS

APPLICANT: Cr Ian Dennis

DISCLOSURE OF INTEREST: Nil

AUTHOR: Richard Towell –Chief Executive Officer

DATE: 16 August 2022

Matters for Consideration:

Attendance at Council meeting by electronic communication.

Background:

Cr Dennis has requested permission to attend the August Council meeting by electronic communication.

Comments:

Nil

Statutory Environment:

LOCAL GOVERNMENT ACT 1995 - SECT 5.25

- 5.25 Regulations about council and committee meetings and committees
 - (1) Without limiting the generality of section 9.59, regulations may make provision in relation to
 - (ba) the holding of council or committee meetings by telephone, video conference or other electronic means; and

LOCAL GOVERNMENT (ADMINISTRATION) REGULATIONS 1996 - REG 14A

- 14A. Attendance by telephone etc. (Act s. 5.25(1)(ba))
 - (1) A person who is not physically present at a meeting of a council or committee is to be taken to be present at the meeting if
 - (a) the person is simultaneously in audio contact, by telephone or other means of instantaneous communication, with each other person present at the meeting; and
 - (b) the person is in a suitable place; and
 - (c) the council has approved* of the arrangement.

- (2) A council cannot give approval under sub regulation (1)(c) if to do so would mean that at more than half of the meetings of the council, or committee, as the case may be, in that financial year, a person (other than a person with a disability) who was not physically present was taken to be present in accordance with this regulation.
- (3) A person referred to in this regulation is no longer to be taken to be present at a meeting if the person ceases to be in instantaneous communication with each other person present at the meeting.
- (4) In this regulation —

disability has the meaning given in the Disability Services Act 1993 section 3:

suitable place —

- in relation to a person with a disability means a place that the council has approved* as a suitable place for the purpose of this paragraph; and
- (b) in relation to any other person means a place that the council has approved* as a suitable place for the purpose of this paragraph and that is located
 - (i) in a townsite or other residential area; and
 - (ii) 150 km or further from the place at which the meeting is to be held under <u>regulation 12</u>, measured along the shortest road route ordinarily used for travelling;

Policy Implications:

Nil

Financial Implications:

The cost of the communications call will be borne by the Shire. Cr Dennis will be entitled to receive a meeting attendance fee.

Strategic Implications:

Nil

Consultation:

Shire President – Cr Ross Pigdon

Officer's Recommendation:

Voting Requirement: Absolute Majority

- 1. That Council approves of Cr Dennis's private office at 30 Shadbolt Street, Booragoon as a suitable place for the purposes of Regulation 14A of the Local Government (Administration) Regulations 1996.
- 2. That Council grant approval for Cr Dennis to attend this meeting by instantaneous communications.

Council Decision:02082022 Voting requirement: Absolute Majority

MOVED: CR HOUGHTON SECONDED: CR FITZPATRICK

- 1. That Council approves of Cr Dennis's private office at 30 Shadbolt Street, Booragoon as a suitable place for the purposes of Regulation 14A of the Local Government (Administration) Regulations 1996.
- 2. That Council grant approval for Cr Dennis to attend this meeting by instantaneous communications.

CARRIED:5/0

6.35 pm Cr Dennis joined the meeting via Zoom

2. APOLOGIES AND APPROVED LEAVE OF ABSENCE

Cr Julie Humphreys

3. DISCLOSURE OF MEMBERS' INTERESTS

Item 10.4 Cue Community Resource Centre Funding. Cr Les Price declared an impartiality interest as he is a member of the Resource Centre committee. Cr Ian Dennis declared an impartiality interest as he is the Chairman of the Resource Centre Board. Mr Richard Towell declared an impartiality interest as he is the Treasurer of the Resource Centre Board.

Item 13.1 Mid West Development Commission – Board Member Nomination. Cr Ian Dennis has declared a financial interest in this item as he will receive a sitting fee if elected onto the board.

4. PUBLIC QUESTION TIME

Nil

5. CONFIRMATION OF MINUTES

Council Decision:03082022 Voting Requirement: Simple Majority

MOVED: CR DENNIS SECONDED: CR HOGBEN

That the Minutes of the Ordinary Meeting 19 July 2022 are confirmed as a true and correct record of the meeting.

CARRIED:6/0

6. APPLICATIONS FOR LEAVE OF ABSENCE

Nil

7. **DEPUTATIONS**

Nil

8. PETITIONS

Nil

9. ANNOUNCEMENTS WITHOUT DISCUSSION

A late Item will be presented at Item 13.1 Mid West Development Commission Board Member Nomination.

The Shire President invited Will Baston to introduce himself as the Labour Candidate for Midwest Central and provide a short presentation to Council.

10. REPORTS

10.1 ACCOUNTS & STATEMENTS OF ACCOUNTS

APPLICANT: Shire of Cue

DISCLOSURE OF INTEREST: Nil

AUTHOR: Cheryl Walton – Manager Finance

DATE: 10 August 2022

Matters for Consideration:

To receive the List of Accounts Due and submitted to the Ordinary Council Meeting on 16 August 2022 as attached – see *Appendix 1*.

Background:

The Local Government under its delegated authority to the CEO to make payments from the municipal and trust funds is required to prepare a list of accounts each month showing each account paid and presented 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 is for the month of July 2022.

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

Glenn Boyes, Deputy Chief Executive Officer

Officer's Recommendation: Voting Requirement: Simple Majority

That Council endorse the payments for the period 1 July 2022 to 31 July 2022 as listed at *Appendix 1*, which have been made in accordance with delegated authority per LGA 1995 S5.42.

July 2022

Total		\$ 787,670.69
Cheques		\$ 0.00
BPAY		\$ 3,953.94
Payroll		\$ 176,136.86
Direct Debit Fund Transfer	Credit Card	\$ 12,486.25
Direct Debit Fund Transfer	General	\$ 30,123.99
Municipal Fund Bank EFTs	11058 - 11161	\$ 564,969.65

Council Decision:04082022 Voting requirement: Simple Majority

MOVED: CR PRICE SECONDED: CR DENNIS

That Council endorse the payments for the period 1 July 2022 to 31 July 2022 as listed at *Appendix 1*, which have been made in accordance with delegated authority per LGA 1995 S5.42.

CARRIED:6/0			
Total		\$ 787,670.69	
Cheques		\$ 0.00	
BPAY		\$ 3,953.94	
Payroll		\$ 176,136.86	
Direct Debit Fund Transfer	Credit Card	\$ 12,486.25	
Direct Debit Fund Transfer	General	\$ 30,123.99	
Municipal Fund Bank EFTs	11058 - 11161	\$ 564,969.65	
July 2022			

10.2 FINANCIAL STATEMENT

APPLICANT: Shire of Cue

DISCLOSURE OF INTEREST: Nil

AUTHOR: Cheryl Walton – Manager Finance

DATE: 10 August 2022

Matters for Consideration:

The Statement of Financial Activity is for the period ending 31 July 2022 and includes the following reports:

- Graphical Representation (Source: Statement of Financial Activity)
- 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

See Appendix 2.

Background:

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

Comments:

The Statements of Financial Activity is for the month of July 2022.

Budget figures used in the Statements of Financial Activity are from the 21/22 budget.

Statutory Environment:

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

Policy Implie	cations:
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Nil.

Financial Implications:

Nil.

Strategic Implications:

Nil.

Consultation:

Richard Towell - Chief Executive Officer

Glenn Boyes - Deputy Chief Executive Officer

Officer's Recommendation: Voting Requirement: Simple Majority

That Council receive the Financial Statement, prepared in accordance with the *Local Government (Financial Management) Regulations* 1996, for the period ending 31 July 2022, as presented at *Appendix* 2.

Council Decision:05082022 Voting requirement: Simple Majority

MOVED: CR HOUGHTON SECONDED: CR DENNIS

That Council receive the Financial Statement, prepared in accordance with the Local Government (Financial Management) Regulations 1996, for the period ending 31 July 2022, as presented at *Appendix 2*.

CARRIED:6/0

10.3 ADOPTION OF ANNUAL BUDGET FOR 2022-2023

APPLICANT: Shire of Cue

DISCLOSURE OF INTEREST: Nil

AUTHOR: Glenn Boyes – Deputy Chief Executive Officer

DATE: 11 August 2022

Matters for Consideration:

That Council adopt the annual budget for the 2022-2023 financial year including supporting schedules attached at the *Appendix 3*.

Background:

Section 6.2 of the Local Government Act 1995 requires Council to adopt a budget in the form and manner prescribed prior to 31 August each year. Part 3 of the Local Government (Financial Management) Regulations 1996 stipulates the structure and content of the budget.

The draft 2022-2023 annual budget has been compiled based on the principles contained in the Shire of Cue Strategic Community Plan and Corporate Business Plan.

Comments:

The Department of Local Government recommend that the adoption of the Annual Budget is completed in various components which is why this item has three parts and is set out differently to our standard agenda items.

The budget has been prepared with estimated rates revenue of \$2,664,410 and total operating revenue of \$5,858,200.

A capital works program totalling \$17,276,720 for investment in infrastructure, property, plant and equipment is planned.

Expenditure on road infrastructure is budgeted at \$3,593,500. Road projects include Roads to Recovery funding, Regional Road Group funding for Wondinong Road gravel sheeting as well as works on Beringarra Cue Road, grid widening and an allowance for flood damage works.

The budget for land and buildings is \$10,238,220 which includes a four unit Staff Housing Development plus additional funds for staff housing, completing the Railway Building, Bank of NSW, Heydon Place and Old Gaol, renovations to the Masonic Lodge, and Great Fingal Mine Office works.

A budget of \$2,208,000 has been allocated to Other Infrastructure projects. These include completing works at the tip, playground equipment and streetscape works.

We have also budgeted for a niche wall at the cemetery, sealing works at the airport, and an outdoor museum display.

An estimated surplus of \$6,203,790 is anticipated to be brought forward from 30 June 2022. This amount is unaudited and may change with the finalising of the end of year accounts. Any changes will be addressed as part of a future budget review.

Statutory Environment:

Local Government Act 1995, Section 6.2 – Local Governments to prepare annual budget.

Local Government (Financial Management) Regulations 1996 Part 3.

Policy Implications:

Shire of Cue Policy Manual

Financial Implications:

The 2022-2023 Budget provides Council with the opportunity to continue to provide the current level of services to the community as well as carry out significant projects that will provide benefits into the future.

Strategic Implications:

Shire of Cue Strategic Community Plan 2023 – 2038

Consultation:

Richard Towell - Chief Executive Officer

Officer's Recommendation: Voting Requirement: Absolute Majority

Council Decision:

Part A – Adoption of 2022-2023 Annual Budget

That pursuant to the provisions of section 6.2 of the Local Government Act 1995 and Part 3 of the Local Government (Financial Management) Regulations 1996, Council adopts the 2022-2023 Statutory Budget as attached at Appendix 3, which includes the following:

- Statement of Comprehensive income showing a net result for the year of \$6,954,770
- Statement of Cash Flows
- Rate Setting Statement showing an amount required to be raised from rates of \$2,664,410

- Notes to and forming part of the Budget and significant accounting policies
- Acquisition of assets as detailed in Note 4, totalling \$17,276,720
- Transfer to and from Reserve accounts as detailed in Note 7, totalling (\$803,000)

Council Decision:06082022 Voting requirement: Absolute Majority

MOVED: CR DENNIS SECONDED: CR HOGBEN

That pursuant to the provisions of section 6.2 of the Local Government Act 1995 and Part 3 of the Local Government (Financial Management) Regulations 1996, Council adopts the 2022-2023 Statutory Budget as attached at *Appendix 3*, which includes the following:

- Statement of Comprehensive income showing a net result for the year of \$6,954,770
- Statement of Cash Flows
- Rate Setting Statement showing an amount required to be raised from rates of \$2,664,410
- Notes to and forming part of the Budget and significant accounting policies
- Acquisition of assets as detailed in Note 4, totalling \$17,276,720
- Transfer to and from Reserve accounts as detailed in Note 7, totalling (\$803,000)

CARRIED 6/0

Part B – Imposition of General and Minimum Rates, Instalment Payment Arrangements, Charges and Interest.

Pursuant to *section 6.45 of the Local Government Act 1995* that the rates and charges specified hereunder and in the attached budget document be imposed on all rateable property within the district of the Shire of Cue for the 2022-2023 financial period.

- GRV Residential 10.3088 cents in the dollar
- GRV Commercial 10.3088 cents in the dollar
- GRV Vacant Land 10.3088 cents in the dollar
- UV Mining 27.2505 cents in the dollar
- UV Pastoral 8.0990 cents in the dollar

- GRV M&T Workforce 15.4632 cents in the dollar
- GRV Residential Minimum Rate \$477
- GRV Commercial Minimum Rate \$477
- GRV Vacant Land Minimum Rate \$477
- UV Mining Minimum Rate \$477
- UV Pastoral Minimum Rate \$477
- GRV M&T Workforce Minimum Rate \$477

For properties that fit the definition of GRV Commercial under the Objects and Reasons for differential rates, a discount of 20% of the current rates levied will be offered to ratepayers whose payment of the full amount owing including arrears and service charges is received by the single payment due date.

Pursuant to section 6.46 of the Local Government Act 1995, Council offers an incentive for the payment of the 2022-2023 rates and charges by the single payment due date by the way of lottery draw for the cash prizes of:

i. First Prize \$600.00

ii. Second Prize \$300.00

iii. Third Prize \$100.00

The terms and conditions that apply to the rates incentive prize are:

- To be eligible for the draw, all outstanding rates and charges must be received on or before the due date of 5 October 2022.
- All ratepayers are eligible.

The drawing of the winners for the above prizes will take place during the Council meeting held on 15 November 2022.

Pursuant to section 6.45 of the Local Government Act 1995 and regulation 67 of the Local Government (Financial Management) Regulations 1996 Council adopts a charge of \$15 for the four instalment option.

Pursuant to section 6.45 of the Local Government Act 1995 and regulation 68 of the Local Government (Financial Management) Regulations 1996, Council adopts an interest rate of 3% where the ratepayer has elected to pay rates and service charges through an instalment option.

Pursuant to section 6.45 of the Local Government Act 1995 and regulation 64(2) of the Local Government (Financial Management) Regulations 1996, Council nominates the following due dates for payment in full and by instalments:

Full payment and 1st instalment due 5 October 2022

2nd instalment due
 7 December 2022

• 3rd instalment due 8 February 2023

4th instalment due
 12 April 2023

Pursuant to section 6.51(1) and subject to section 6.51(4) of the Local Government Act 1995 and Regulation 70 of the Local Government (Financial Management) Regulations 1996, Council adopts an interest rate of 7% to be imposed on all outstanding rates and services charges and costs of proceedings to recover such charges that remain unpaid after 5 October 2022 or in the case of instalment options, on all outstanding rate amounts after the due date for payment of the instalment.

Council Decision:07082022 Voting requirement: Absolute Majority

MOVED: CR FITZPATRICK SECONDED: CR DENNIS

Pursuant to section 6.45 of the Local Government Act 1995 that the rates and charges specified hereunder and in the attached budget document be imposed on all rateable property within the district of the Shire of Cue for the 2022-2023 financial period.

- GRV Residential 10.3088 cents in the dollar.
- GRV Commercial 10.3088 cents in the dollar
- GRV Vacant Land 10.3088 cents in the dollar
- UV Mining 27.2505 cents in the dollar
- UV Pastoral 8.0990 cents in the dollar
- GRV M&T Workforce 15.4632 cents in the dollar
- GRV Residential Minimum Rate \$477
- GRV Commercial Minimum Rate \$477
- GRV Vacant Land Minimum Rate \$477
- UV Mining Minimum Rate \$477
- UV Pastoral Minimum Rate \$477
- GRV M&T Workforce Minimum Rate \$477

For properties that fit the definition of GRV Commercial under the Objects and Reasons for differential rates, a discount of 20% of the current rates levied will be offered to ratepayers whose payment of the full amount owing including arrears and service charges is received by the single payment due date.

Pursuant to section 6.46 of the Local Government Act 1995, Council offers an incentive for the payment of the 2022-2023 rates and charges by the single payment due date by the way of lottery draw for the cash prizes of:

i. First Prize \$600.00

ii. Second Prize \$300.00

iii. Third Prize \$100.00

The terms and conditions that apply to the rates incentive prize are:

- To be eligible for the draw, all outstanding rates and charges must be received on or before the due date of 5 October 2022.
- All ratepayers are eligible.

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Pursuant to section 6.45 of the Local Government Act 1995 and regulation 68 of the Local Government (Financial Management) Regulations 1996, Council adopts an interest rate of 3% where the ratepayer has elected to pay rates and service charges through an instalment option.

Pursuant to section 6.45 of the Local Government Act 1995 and regulation 64(2) of the Local Government (Financial Management) Regulations 1996, Council nominates the following due dates for payment in full and by instalments:

Full payment and 1st instalment due 5 October 2022

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 7 December 2022

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4th instalment due
 12 April 2023

Pursuant to section 6.51(1) and subject to section 6.51(4) of the Local Government Act 1995 and Regulation 70 of the Local Government (Financial Management) Regulations 1996, Council adopts an interest rate of 7% to be imposed on all outstanding rates and services charges and costs of proceedings to recover such charges that remain unpaid after 5 October 2022 or in the case of instalment options, on all outstanding rate amounts after the due date for payment of the instalment.

CARRIED: 6/0

Part C – Material Variance Reporting for 2022-2023

In accordance with regulation 34(5) of the Local Government (Financial Management) Regulations 1996, and AASB 1031 Materiality, the level to be used in Statements of Financial Activity in 2022-2023 for reporting material variances shall be 10% or \$25,000, whichever is the greater.

Council Decision:08082022 Voting requirement: Simple Majority

MOVED: CR PRICE SECONDED: CR HOUGHTON

In accordance with regulation 34(5) of the Local Government (Financial Management) Regulations 1996, and AASB 1031 Materiality, the level to be used in Statements of Financial Activity in 2022-2023 for reporting material variances shall be 10% or \$25,000, whichever is the greater.

CARRIED: 6/0

7.04pm Ms Stephanie Wandek left the chamber

7.08pm Ms Stephanie Wandek re-entered the chamber

10.4 CUE COMMUNITY RESOURCE CENTRE FUNDING

APPLICANT: Cue Community Resource Centre

DISCLOSURE OF INTEREST: The Author holds the office of Treasurer of this

organisation and may be perceived to hold an

impartiality interest.

AUTHOR: Richard Towell –Chief Executive Officer

DATE: 11 August 2022

Matters for Consideration:

Request for broadening the purpose of the annual Shire contribution to the Cue Community Resource Centre (CRC) to allow the funds to be utilised for the operations and improvements of the Cue Heritage Discovery Centre and Tourist Information Centre.

Background:

At the ordinary meeting of Council held on 18 May 2021, Council resolved the following:

Council Decision: 09052021 Voting requirement: Simple Majority

MOVED: Cr Houghton SECONDED: Cr Spindler

That Council:

- 1. make an annual contribution of \$50,000 to the Cue Community Resource Centre for the purpose of employing additional staff resources for the tourist information centre; and
- instruct the CEO to consult with the Cue CRC Committee regarding the potential to provide library services on behalf of the Shire on a contractual basis.

CARRIED: 6/0

The Community Resource Centre Committee has been mindful that the funds are for the purpose of employing additional staff to assist with running the tourist information centre, but would like to utilise the funds towards the entire operations related to the tourist information centre and Heritage Discovery Centre.

This would allow for general maintenance to the displays, promotion and continuous improvements to the centre.

Comments:

The additional funds have provided the ability for the Cue CRC to employ additional workers during the busy season to staff the Heritage Discovery Centre, Tourist Information Centre and staff to assist with general maintenance.

Broadening the purpose of the CRC contribution to allow the funding to be utilised for all areas of the CRC's operations allows the flexibility for the CRC committee to allocate the funds towards the purposes that will best benefit the operations of the organisation.

Statutory Environment:

Nil.

Policy Implications:

D.16 PROVISION OF SPONSORSHIP AND DONATIONS

Policy Statement

Calculation of Value of Requested Donation or Sponsorship

This Policy deals with requests for donation or sponsorship from external bodies. Requests may be for a cash donation or sponsorship; in kind (provision of goods and services or waiving of fees) donation or a combination of cash and in kind.

In assessing requests for in kind donation or sponsorship, or a combination of in kind and cash sponsorship, then the value of the in kind request will be calculated. The full cost of the request (including calculated value of any in kind component) will be considered.

Donations

Donations by the Council reflect its commitment to improve the wellbeing of the community of the Shire of Cue. Because of the philanthropic nature of donations, the Council does not seek a direct cost – benefit return from the donation, and does not require a business case to be put. However, the Council does give preference to donations which will assist organisations which benefit the community of the Shire of Cue, or improve the services provided to visitors to the Shire of Cue.

Where the funds are not fully expended on the approved donation the surplus money is to be returned to the Shire.

All donations are to be acquitted in the financial year that it was granted unless prior approval is granted.

Eligibility

To be eligible to apply for a donation, the applicant must be an Association incorporated in accordance with the Associations Incorporations Act 1987 which includes organisations with religious and / or charitable objectives; and / or community based not for profit groups providing a direct service to the stakeholders and visitors of the Shire of Cue which demonstrably contribute to the wellbeing of residents and visitors, and serve to promote the development of the community.

Service Areas

The range of service areas considered for donations may include:

- a) Senior citizen's / community centre;
- b) Community information and support services;
- c) Youth services;
- d) Children's services;
- e) Emergency relief services;
- f) Recreation services / sports clubs;
- g) Community services;
- h) Health services;
- i) Education services;

Organisations are expected to acknowledge the contribution made by the Shire of Cue.

Where a donation is approved for a specific purpose – such as purchase of equipment the organisation is required to provide evidence of expenditure.

Assessment Process

Applications are to be made in writing to the Chief Executive Officer detailing as a minimum:

Reason for request;

Amount requested (whether monetary, in kind or a combination of both); and

If donation is to be used towards the purchase of equipment, who will ultimately be the owner of the equipment and be responsible for its upkeep / maintenance.

Any sponsorship or donation approved by the Chief Executive Officer will be funded from the G/L Account 04143 – CEO Discretionary Expenses.

Any request for sponsorship or donation which the Chief Executive Officer believes is outside his / her delegation, is in excess of the aforementioned budgetary item and / or requires the consideration of Council will be referred to Council.

Where a request for sponsorship or donations is referred to Council, the Council may decline the application or, subject to sufficient funds being available in the Council's budget, approve the application.

Financial Implications:

The Shire allocates a budget amount for the Cue Community Resource Centre of \$50,000 annually.

Strategic Implications:

The proposed action addresses the following objectives contained in the Shire's Strategic Community Plan 2023-2038.

Economic Objective

- Outcome 1.1 Maximise local economic opportunities to benefit the whole community
 - 1.2.2 Showcase our heritage and mining attractions
 - 1.2.3 Develop new tourism attractions to enhance and encourage visitors to stay longer
- Outcome 1.2 Develop strategies to increase number of tourists visiting the Shire
- Outcome 2.2 Strengthen our communities' position for the future
 - 2.2.1 Effective community and stakeholder engagement
 - 2.2.2 Maintain a strong customer focus
 - 2.2.3 Provide support to community and education groups

Social Objective

- Outcome 3.2 Encourage community participation and services
 - 3.2.4 Support provision of emergency services, support and encourage community volunteers

Consultation:

Ian Dennis - Chairman, Cue CRC

Julie Humphreys – Manager, Cue CRC

Officer's Recommendation: Voting Requirement: Simple Majority

That Council:

1. Change the purpose of the annual allocation of \$50,000 to the Cue Community Resource Centre

From; employing additional staff resources for the tourist information centre. To; funding improvements, operations and staffing of the Cue Heritage Discovery Centre and Tourist Information Centre.

Council Decision:09082022 Voting requirement: Simple Majority

MOVED: CR DENNIS SECONDED: CR HOGBEN

That Council:

1. Change the purpose of the annual allocation of \$50,000 to the Cue Community Resource Centre

From; employing additional staff resources for the tourist information centre. To; funding improvements, operations and staffing of the Cue Heritage Discovery Centre and Tourist Information Centre.

2. That the Cue Community Resource Centre provide an annual report to Council on the expenditure of the funds.

CARRIED:6/0

10.5 TRANSFER OF MASONIC LODGE

APPLICANT: Shire of Cue

DISCLOSURE OF INTEREST: Nil

AUTHOR: Richard Towell –Chief Executive Officer

DATE: 3 August 2022

Matters for Consideration:

Endorse the transfer of the Cue Masonic Lodge to the Shire of Cue and authorise the application of the common seal to the transfer of land.

Background:

Discussions between the Shire of Cue and The National Trust of Australia (WA) regarding the transfer of the Cue Masonic Lodge back to the Shire of Cue have been in progress for some time.

The Shire of Cue has Local Roads and Community Infrastructure (LRCIP) funding that can be utilised for the restoration and preservation of the Masonic Lodge building provided that the asset is owned by the Shire of Cue.

The National Trust was unsuccessful in a recent funding submission to the State Government to undertake conservation works on the building. This has led to the National Trust agreeing to transfer the building to the Shire of Cue.

Comments:

The Shire of Cue approved a donation of \$35,000 to the National Trust in May 2006, for the purpose of purchasing the Masonic Lodge building. The Shire also agreed to provide \$2,000 per annum for pest control, minor maintenance and security. In January 2009, Council approved a donation of \$60,000 to the National Trust to undertake repairs to windows, doors and balcony of the building to help keep it secure and reduce further deterioration of the building.

The Masonic Lodge building is in need of restoration works to preserve it for future generations and preventing it from reaching a point of dilapidation. Bringing ownership under the Shire of Cue will enable these works to be completed and the building to be utilised for a purpose that will showcase this iconic attraction of the region.

Statutory Environment:

LOCAL GOVERNMENT ACT 1995 - SECT 9.49A

9.49A Execution of documents

(1) A document is duly executed by a local government if —

- (a) the common seal of the local government is affixed to it in accordance with subsections (2) and (3); or
- (b) it is signed on behalf of the local government by a person or persons authorised under subsection (4) to do so.
- (2) The common seal of a local government is not to be affixed to any document except as authorised by the local government.
- (3) The common seal of the local government is to be affixed to a document in the presence of
 - (a) the mayor or president; and
 - (b) the chief executive officer or a senior employee authorised by the chief executive officer, each of whom is to sign the document to attest that the common seal was so affixed.

Policy Implications:

D.9 PURCHASING POLICY

7.2 Sole Source of Supply (Monopoly Suppliers)

The procurement of goods and/or services available from only one private sector source of supply, (i.e. manufacturer, supplier or agency) is permitted without the need to call competitive quotations provided that there must genuinely be only one source of supply.

Financial Implications:

The 2022-2023 annual budget contains an allocation for the restoration of this iconic building, including grant funding from the LRCIP program. The grant funding requires the asset to be owned by the Shire of Cue to be eligible for approval.

Strategic Implications:

The proposed action addresses the following objectives contained in the Shire's Strategic Community Plan 2023-2038.

Economic Objective

Outcome 1.1 Maximise local economic opportunities to benefit the whole community

1.1.1 Work with the commercial sector to grow and support local infrastructure and services

Outcome 1.2 Develop strategies to increase number of tourists visiting the Shire

- 1.2.2 Showcase our heritage and mining attractions
- 1.2.3 Develop new tourism attractions to enhance and encourage visitors to stay longer

Environmental Objective

- Outcome 4.3 Maintain and improve our built environment
 - 4.3.1 Maintain, improve and renew infrastructure
 - 4.3.2 Maintain the integrity of heritage assets
 - 4.3.3 Preserve heritage assets for future generations

Consultation:

Glenn Boyes - Deputy Chief Executive Officer

Officer's Recommendation: Voting Requirement: Simple Majority

That Council

- 1. Authorise the Chief Executive Officer to enter into an offer and acceptance with The National Trust of Australia (WA), to transfer Lot 52, (55) Dowley Street, Cue WA 6640 to the Shire of Cue for the consideration of \$1.00 and
- 2. Authorise the Shire President and Chief Executive Officer to apply the common seal to the transfer of land.

Council Decision:10082022 Voting requirement: Simple Majority

MOVED: CR PRICE SECONDED: CR HOGBEN

That Council

- 1. Authorise the Chief Executive Officer to enter into an offer and acceptance with The National Trust of Australia (WA), to transfer Lot 52, (55) Dowley Street, Cue WA 6640 to the Shire of Cue for the consideration of \$1.00 and
- 2. Authorise the Shire President and Chief Executive Officer to apply the common seal to the transfer of land.

CARRIED:6/0

10.6 ASSIGNMENT OF LEASE - PART LOT 641 ROBINSON STREET

APPLICANT: Shire of Cue

DISCLOSURE OF INTEREST: Nil

AUTHOR: Richard Towell –Chief Executive Officer

DATE: 04 August 2022

Matters for Consideration:

Granting approval to assign the lease of Part Lot 641 Robinson Street (fuel outlet) from Chevron Australia Downstream Pty Ltd to IOR Pty Ltd.

Background:

Chevron Australia Downstream have advised that they have entered into a Sale Agreement to sell their Cue Outdoor Payment Terminal (OPT) facility to IOR Pty Ltd, who run a network of OPT facilities across Australia though predominantly on the East Coast.

Chevron advises that after completion of the proposed transaction:

- IOR Pty Ltd will assume all rights and obligations under the lease
- IOR Pty Ltd are responsible, respectable, of sound financial standing with the business skills to conduct the business operated on the premises; and
- The business conducted from the premises will remain the same as is currently conducted.

IOR Pty Ltd confirms that:

- The Premises will continue to be used for the Permitted Use;
- The Tenant will remain an entity with a proven ability to conduct trade or business similar to the Permitted Use;
- The Tenant will continue to be respectable, financially responsible, solvent and capable of complying with the financial and contractual obligations under the Lease:
- All employees and management staff connected with the Cue OPT facility will
 continue to be employed with the Tenant and it is anticipated that all employees
 in the Premises will remain employees following completion; and
- As soon as possible after completion the details of the relevant contact person with respect to the lease will be provided.

Comments:

Due to the sale, IOR Pty Ltd will acquire control of Chevron Australia Downstream Pty Ltd.'s leased premises, being part of Lot 641 Robinson Street which is leased from the Shire for a fuel outlet. A Deed of Consent to Change in Control has been proposed between the two parties. In accordance with the lease provisions, Chevron have requested the Shire to grant approval of the arrangement.

There are no outstanding amounts due on the leased premises.

Statutory Environment:

Clause 14 of the current lease states:

14.1(a) No assignment

The Tenant shall not assign, mortgage or charge the Tenant's leasehold estate in the Leased Premises, nor sublet, part with possession or dispose of the Leased premises in any way without the Landlord's consent (such consent not to be unreasonably withheld or delayed).

14.4 Landlord may consent to assignment

In the case of an assignment under clause 14.1(a), the Landlord will not unreasonably withhold consent if the following criteria are satisfied:

- (a) The Tenant satisfies the Landlord that:
 - (i) The proposed assignee is a respectable and responsible person of good financial standing, with sound business acumen, with adequate business experience and who is capable of meeting all the financial commitments of the Tenant under this lease;
 - (ii) At the time of the Tenant's application, there is no Rent or other money payable under this lease due but unpaid; and
 - (iii) There is no unremedied breach of the Tenant's Obligations that has been notified to the Tenant by the Landlord and that has not been waived by the Landlord:
- (b) The Tenant procures the execution by the proposed assignee of an assignment of lease prepared by the Landlord's solicitors at the Tenant's cost (such costs to be reasonably and properly incurred) which contains terms acceptable to the Landlord, including a covenant by the proposed assignee with the Landlord to pay all Rent and other money payable under this Lease and to observe and perform all of the tenant's obligations;
- (c) If the proposed assignee is a company, the directors or substantial shareholders of the company at the option of the Landlord (acting reasonably) guarantee to the Landlord the observance and performance of all of the Tenant's Obligations including payment of the Rent and other money payable under this lease; and

For the avoidance, in the case of an assignment under clause 14.1(a) or clause 14.1(b), the Tenant agrees that the covenants of the assignee are independent of the covenants of the Tenant in this Lease and will not release or relieve the Tenant from the Tenant's Obligations and the Tenant acknowledges that the Tenant will continue to be fully responsible for the Tenant's Obligations notwithstanding the assignment of the Lease to the proposed assignee, particularly on the occurrence of an Event of Default by the proposed assignee or any other party.

LOCAL GOVERNMENT ACT 1995 - SECT 9.49A

9.49A . Execution of documents

- (1) A document is duly executed by a local government if —
- (a) the common seal of the local government is affixed to it in accordance with subsections (2) and (3); or
- (b) it is signed on behalf of the local government by a person or persons authorised under subsection (4) to do so.
- (2) The common seal of a local government is not to be affixed to any document except as authorised by the local government.
- (3) The common seal of the local government is to be affixed to a document in the presence of
 - (a) the mayor or president; and
- (b) the chief executive officer or a senior employee authorised by the chief executive officer,

each of whom is to sign the document to attest that the common seal was so affixed.

Policy Implications:

Nil.

Financial Implications:

Nil.

Strategic Implications:

Nil.

Consultation:

Glenn Boyes - Deputy CEO, Shire of Cue

Officer's Recommendation: Voting Requirement: Simple Majority

That Council:

- 1. Grant approval for the lease held by Chevron Australia Downstream Pty Ltd on Lot 641 Robinson Street, Cue to be assigned to IOR Pty Ltd, subject to satisfactory assessment of the Deed of Consent to Change in Control by the Shire's legal representative; and
- 2. Authorise the Shire President and Chief Executive Officer to sign the letter of authorisation of change in control and apply the common seal.

Council Decision:11082022 Voting requirement: Simple Majority

MOVED: CR FITZPATRICK SECONDED: CR DENNIS

That Council:

- 1. Grant approval for the lease held by Chevron Australia Downstream Pty Ltd on Lot 641 Robinson Street, Cue to be assigned to IOR Pty Ltd, subject to satisfactory assessment of the Deed of Consent to Change in Control by the Shire's legal representative; and
- 2. Authorise the Shire President and Chief Executive Officer to sign the letter of authorisation of change in control and apply the common seal.

CARRIED:6/0

10.7 DEVELOPMENT APPLICATION – RENEWABLE FACILITY – SOLAR FARM AND BATTERY

APPLICANT: SHIRE OF CUE

DISCLOSURE OF INTEREST: Nil

AUTHOR: Eugene Ferraro – Shire Town Planner

DATE: 01 August 2022

Matters for Consideration:

Application for Planning Approval to install a 200kv solar array and battery storage system on Lots 582 and 583 Heydon Place, Cue.

Background:

Lots 582 and 583 are vacant and owned by Horizon Power. Both lots are each 2,000m² in size and have been vacant for many years. The lots were the site of the previous power generator, which has since been replaced by a more modern system on the adjacent Lot 591.

The application has been submitted by Hybrid Energy Systems Pty Ltd which has been contracted by Horizon Power to design and install a renewable energy system to reduce the volume of hydrocarbons currently consumed to produce power in the town. Once the system has been installed, Horizon Power will assume responsibility for the facility.

The proposal includes the installation of both solar arrays and a battery system on the site. The solar array will have the potential to generate 257kw which will feed directly to the battery facility and new associated switchboard. The battery will then be connected to a new transformer that will form part of the town's power supply network. It is understood that the battery is an essential element of the new system and will have various roles in ensuring a stable and consistent power supply to the town.

The system is designed as an unmanned system, which can be monitored remotely, although regular maintenance of the facility will occur on 3 or 6 monthly intervals.

Proposal:

The application seeks to install 546 540kv solar panels at a maximum height of 1200mm off the ground. The array will be approximately 33m wide and 41m deep and will be installed in a grid shape and orientated to maximise solar collection. A new inverter, battery and switchboard/transformer will also be installed and connected to the electrical distribution system.

The proposed Battery Energy Storage System (referred to as BESS) will have various roles in ensuring consistent power supplies to the town. A new transformer will also be installed which will connect the renewable energy system to the existing power network.

Structural layout plans of the system are attached at *Appendix 4*.

Town Planning Assessment:

Issue 1 Permissibility of Use

Lots 582 and 583 are zoned General Industrial under the Shire of Cue Local Planning Scheme No. 2 (LPS 2).

Under the LPS 2 Zoning Table, a *Wind farm or solar energy facility* is listed as an 'A' use.

A Wind farm or solar energy facility is defined in LPS 2 as:

'means premises used to generate electricity by means of wind or solar force and any associated turbine, panel, building, or other structure but does not include anemometers or turbines used primarily to supply electricity for a domestic property or for private rural use;'

An 'A' use in the LPS 2

'means that the use is not permitted unless the local government has exercised its discretion by granting development approval after giving special notice in accordance with clause 64 of the deemed provisions.'

Clause 64 of the *Planning and Development (Local Planning Schemes) Regulations* 2015 Deemed provisions for local planning schemes (deemed provisions) details the requirements and Shire obligations for the advertising of development applications. In summary, the provisions state that when advertising of a proposal is necessary, advertising should be not less than 14 days from the day in which notice is provided and that the Shire can choose to advertise the proposal in one or more of the following manners:

- Giving notice to owners or occupiers in the vicinity in which the Shire considers may be affected by the proposal;
- Publishing a notice in a newspaper circulating in the scheme area;
- Publishing a notice by electronic means;
- Erecting a sign on the site.

Assessment

The proposed solar array will be of lightweight construction and at 1.3m high is unlikely to have any adverse impact on the amenity or functionality of the Heydon Place industrial area. The proposal to locate this infrastructure adjacent to the existing power station is logical and consistent with principles of orderly and proper planning.

The proposal is also unlikely to have an adverse impact on the existing infrastructure of the industrial area.

Conclusion

As a solar energy facility is listed as an 'A' use under the General Industrial zone of the Shire of Cue Local Planning Scheme No 2, the proposal is required to be advertised for public comment prior to determination.

A preliminary examination of the proposal confirms that the site will be located adjacent to the existing power station, will be an appropriate location for a solar energy facility and is unlikely to have an adverse impact on the amenity of the area.

Statutory Environment:

Shire of Cue Local Planning Scheme No. 2.

Policy Implications:

Nil.

Financial Implications:

Nil

Strategic Implications:

The proposed action addresses the following objectives contained in the Shire's Strategic Community Plan 2023-2038.

Economic Objective

Outcome 1.1 Maximise local economic opportunities to benefit the whole community

1.1.5 To facilitate services in the town

Social Objective

Outcome 3.1 Community Infrastructure that meets the needs of our Residents

3.1.5 Investigate renewable energy options for the district

Consultation:

Richard Towell - Chief Executive Officer

Officer's Recommendation: Voting Requirement: Simple Majority

That Council resolved to:

- 1. advertise the proposal for a solar array and battery storage system on Lots 582 and 583 Heydon Place for a period of 14 days by publishing a notice:
 - a. in the *Dryblower* as a newspaper circulating in the region; and
 - b. on the Council public notice web page.
- 2. Subject to there being no objections received during the advertising period, delegate the decision to approve the application with or without conditions to the Chief Executive Officer.

Council Decision:12082022 Voting requirement: Simple Majority

MOVED: CR FITZPATRICK SECONDED: CR DENNIS

That Council resolved to:

- 1. advertise the proposal for a solar array and battery storage system on Lots 582 and 583 Heydon Place for a period of 14 days by publishing a notice:
 - a. in the Dryblower as a newspaper circulating in the region; and
 - b. on the Council public notice web page.
- 2. Subject to there being no objections received during the advertising period, delegate the decision to approve the application with or without conditions to the Chief Executive Officer

CARRIED:6/0

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

13.1 MID WEST DEVELOPMENT COMMISSION – BOARD MEMBER NOMINATION

APPLICANT: Councillor Ian Dennis

DISCLOSURE OF INTEREST: Councillor lan Dennis has declared a financial

interest in this item as he will receive a sitting fee if elected onto the board. Cr Dennis did not vote on

this item.

AUTHOR: Richard Towell – Chief Executive Officer

DATE: 16 August 2022

Matters for Consideration:

Council endorsement of the nomination of Councillor Ian Dennis for the vacancy on the Mid West Development Commission board.

Background:

The Mid West Development Commission is a Statutory Authority established under the Regional Development Commissions Act 1993. Its purpose is to promote balanced economic and social development in the Mid-West region.

Its objectives include maximising job creation, broadening local economies, identifying the need for infrastructure and services, providing information and advice to business and ensuring equitable access to government services.

The Mid West Development Commission also promotes and facilitates effective partnerships between government and regional communities.

Comments:

The Commission is inviting nominations from local governments within the Commission catchment area to fill this vacancy.

Councillor Ian Dennis would like to nominate for the position and is seeking Councils endorsement of his nomination.

It is important for Council to have representation on organisations such as the Mid-West Development Commission Board which has a regional focus for job creation and economic development in the Mid-West region.

Statutory Environment:

Regional Development Commissions Act 1993

Policy Implications:

Nil

Financial Implications:

There will be no costs to Council as the Mid-West Development Commission Board Member is paid a Meeting Fee and travel allowance by the Commission.

The Local Government (Administration) Regulations, 1995, also states: (3C) A council member is not entitled to be paid a fee for attending a meeting of a type referred to in sub regulation (3A) if:

(a) the person who organises the meeting pays the council member a fee for attending the meeting.

Strategic Implications:

Shire of Cue Strategic Community Plan 2023 – 2038

Consultation:

Ian Dennis - Councillor

Officer's Recommendation: Voting Requirement: Simple Majority

That Council endorse the nomination of Councillor Ian Dennis to the Mid-West Development Commission Board to fill the current Local Government Elected Member vacancy.

Council Decision:13082022 Voting requirement: Simple Majority

MOVED: CR FITZPATRICK SECONDED: CR HOUGHTON

That Council endorse the nomination of Councillor Ian Dennis to the Mid-West Development Commission Board to fill the current Local Government Elected Member vacancy.

CARRIED:5/0

14. MATTERS FOR WHICH THE MEETING MAY BE CLOSED

Council Decision:14082022 Voting requirement: Simple Majority

MOVED: CR FITZPATRICK SECONDED: CR HOUGHTON

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

CARRIED:6/0

7.43pm the meeting closed to the public.

14.1 OFFER TO PURCHASE LOT 20 (22) RAILWAY STREET

APPLICANT: Shire of Cue

DISCLOSURE OF INTEREST: Nil

AUTHOR: Glenn Boyes – Deputy Chief Executive Officer

DATE: 12 August 2022

Matters for Consideration:

Offer to purchase Lot 20 (22) Railway Street, Cue.

Council Decision:15082022 Voting requirement: Simple Majority

MOVED: CR FITZPATRICK SECONDED: CR DENNIS

That Council agree to purchase Lot 20 (22) Railway Street, Cue for the sum of \$65,000 and authorise the Shire President and Chief Executive Officer to complete the necessary documentation to effect the purchase, including the application of the common seal if required.

LOST:0/6

AGAINST: CR PIGDON, CR PRICE, CR HOGBEN, CR DENNIS, CR FITZPATRICK, CR HOUGHTON

Council Decision:16082022 Voting requirement: Simple Majority

MOVED: CR FITZPATRICK SECONDED: CR HOGBEN

That the meeting be re-opened to members of the public.

CARRIED:6/0

8.01pm the meeting was re-opened to members of the public

15. CLOSURE

The Presiding Member thanked those present for attending the meeting and declared the meeting closed at 8.03pm.

To be confirmed at Ordinary Meeting on the 20 September 2022.
Signed:
Presiding Member at the Meeting at which time the Minutes were confirmed.