



**MINUTES  
ORDINARY MEETING  
OF COUNCIL**

**20 JULY 2021**

**SHIRE OF CUE  
Ordinary Council Meeting  
MINUTES**

Held in the Council Chambers, 73 Austin Street Cue on  
Tuesday 20 July 2021 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

Councillor Ron Hogben

Councillor Leonie Fitzpatrick

Councillor Liz Houghton

### **STAFF:**

Mr Richard Towell, Chief Executive Officer

Ms Tracy Bachraty, Executive Assistant

Mr Glenn Boyes, Manager Finance

### **GALLERY:**

Mitchell Mace

**2. APOLOGIES AND APPROVED LEAVE OF ABSENCE**

Cr Fred Spindler

**3. DISCLOSURE OF MEMBERS' INTERESTS**

NIL

**4. PUBLIC QUESTION TIME**

NIL

**5. CONFIRMATION OF MINUTES**

**Council Decision: 01072021**                      **Voting Requirement: Simple Majority**

**MOVED: CR DENNIS**                              **SECONDED: CR PRICE**

That the Minutes of the Ordinary Meeting 15 June 2021 are confirmed as a true and correct record of the meeting.

**CARRIED: 6/0**

**Council Decision: 02072021**                      **Voting Requirement: Simple Majority**

**MOVED: CR HOUGHTON**                              **SECONDED: CR HOGBEN**

That the Minutes of the Special Meeting 16 June 2021 are confirmed as a true and correct record of the meeting.

**CARRIED: 6/0**

**Council Decision: 03072021**                      **Voting Requirement: Simple Majority**

**MOVED: CR HOUGHTON**                              **SECONDED: CR DENNIS**

That the Minutes of the Special Meeting 24 June 2021 are confirmed as a true and correct record of the meeting.

**CARRIED: 6/0**      **Cr Fitzpatrick did not attend the meeting**

**6. APPLICATIONS FOR LEAVE OF ABSENCE**

NIL

**7. DEPUTATIONS**

NIL

**8. PETITIONS**

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NIL

**9. ANNOUNCEMENTS WITHOUT DISCUSSION**

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Item 14 behind closed doors.

## 10. REPORTS

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### 10.1 ACCOUNTS & STATEMENTS OF ACCOUNTS

APPLICANT: Shire of Cue  
DISCLOSURE OF INTEREST: Nil  
AUTHOR: Glenn Boyes, Manager Finance  
DATE: 14 July 2021

***Matters for Consideration:***

To receive the List of Accounts Due & Submitted to the Ordinary Council Meeting on 20 July 2021 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 are for the month of June 2021.

Please note the credit card transactions are now shown at the top of the list of accounts in the same format as the Municipal transactions.

***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

**Officer's Recommendation:**

**Voting Requirement:** Simple Majority

That Council endorse the payments for the period 01 June 2021 to 30 June 2021 as listed at [Appendix 1](#), which have been made in accordance with delegated authority per LGA 1995 S5.42.

**June 2021**

|                            |             |           |                   |
|----------------------------|-------------|-----------|-------------------|
| Municipal Fund Bank EFTs   | 9769- 9891  | \$        | 651,321.13        |
| Direct Debit Fund Transfer | General     | \$        | 30,427.42         |
| Direct Debit Fund Transfer | Credit Card | \$        | 12,961.76         |
| Payroll                    |             | \$        | 127,130.36        |
| BPAY                       |             | \$        | 21,117.47         |
| Cheques                    |             | \$        | 0.00              |
| <b>Total</b>               |             | <b>\$</b> | <b>842,958.14</b> |

**Council Decision: 04072021**

**Voting requirement:** Simple Majority

**MOVED: CR HOGBEN**

**SECONDED: CR DENNIS**

That Council endorse the payments for the period 01 June 2021 to 30 June 2021 as listed at Appendix 1, which have been made in accordance with delegated authority per LGA 1995 S5.42.

June 2021

|                            |             |    |            |
|----------------------------|-------------|----|------------|
| Municipal Fund Bank EFTs   | 9769- 9891  | \$ | 651,321.13 |
| Direct Debit Fund Transfer | General     | \$ | 30,427.42  |
| Direct Debit Fund Transfer | Credit Card | \$ | 12,961.76  |
| Payroll                    |             | \$ | 127,130.36 |
| BPAY                       |             | \$ | 21,117.47  |
| Cheques                    |             | \$ | 0.00       |
| Total                      |             | \$ | 842,958.14 |

**CARRIED: 6/0**

## 10.2 FINANCIAL STATEMENT

|                         |                               |
|-------------------------|-------------------------------|
| APPLICANT:              | Shire of Cue                  |
| DISCLOSURE OF INTEREST: | Nil                           |
| AUTHOR:                 | Glenn Boyes – Manager Finance |
| DATE:                   | 14 July 2021                  |

### ***Matters for Consideration:***

The Statements of Financial Activity are for the period ended 30 June 2021 including 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 2 months after the end of the month to which the statement relates. The statement of financial activity is a complex document but presents a complete 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 are for the month of June 2021.

### ***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

**Officer's Recommendation:**

**Voting Requirement:** Simple Majority

That Council receive the Financial Statements, prepared in accordance with the Local Government (Financial Management) Regulations, for the period ended 30 June 2021, as presented at [Appendix 2](#).

**Council Decision: 05072021**

**Voting requirement:** Simple Majority

**MOVED: CR HOUGHTON**

**SECONDED: CR DENNIS**

That Council receive the Financial Statements, prepared in accordance with the Local Government (Financial Management) Regulations, for the period ended 30 June 2021, as presented at Appendix 2.

**CARRIED: 6/0**

### 10.3 SHIRE OF CUE WORKFORCE PLAN

|                         |  |
|-------------------------|--|
| APPLICANT:              | Shire of Cue                             |
| DISCLOSURE OF INTEREST: | Nil                                      |
| AUTHOR:                 | Richard Towell – Chief Executive Officer |
| DATE:                   | 16 July 2021                             |

***Matters for Consideration:***

To adopt the Draft 2021-2026 Workforce plan and associated organisational structure.

***Background:***

The Workforce Plan is part of the Shire's Integrated Planning and Reporting Framework. Workforce planning identifies the human resources and skills required to deliver on the medium to long-term strategic direction of the community, as outlined in the Strategic Community Plan. Workforce plans are one of several Council-focused informing strategies, with the Workforce Plan specifically identifying and developing strategies to ensure the resources employed by Council are available in the right place, at the right time using the right skills.

Council needs to know it has the capacity and capability to deliver its strategies, plans, programs and key services. If it doesn't have the capacity or capability, then the plans are unrealistic and the Shire will fail to develop into the type of community which our residents desire.

The Workforce Plan helps Council plan its human resource requirements for the next five years and beyond, and plan what needs to occur to ensure the necessary staff resources are in place when they are needed.

Part of the plan requires that an Organisational Structure is put in place that reflects the Human Resource requirements now and into the future. This has been structured taking into account the aspirations and outcomes of the Shire of Cue's Strategic Community Plan, Strategic Resources Plan and the Corporate Business Plan.

***Comments:***

The Shire engaged the services of Mark Adams from Executive Compass to undertake the engagement process and review of the Shire of Cue Workforce Plan. Feedback gathered from staff during the review has been incorporated into the plan to identify areas of improvement and future needs of the organisation.

The Shire of Cue Workforce Plan is attached at [Appendix 3](#). The proposed organisational structure that is incorporated into the plan is on the back page of the document for ease of reference. Recommendations from the review have identified some restructuring opportunities within the organisation and avenues for future expansion of the Shire's workforce.

The Department of Local Government, Sport and Cultural Industries Integrated Planning and Reporting Advisory Standards 2016, provides the following guidelines for meeting the standards in relation to workforce planning.

*Achieving Standard:*

Achieving standard is met when:

- Council has a current Workforce Plan
- The Workforce Plan identifies the current workforce profile and organisational structure
- The Workforce Plan identifies gaps between the current profile and the organisation's requirements
- The Workforce Plan identifies organisational activities to foster and develop workforce
- The Workforce Plan is budgeted for in the Corporate Business Plan and Long Term Financial Plan
  
- *Intermediate Standard:*
- Intermediate Standard is met when the Workforce Plan meets the Achieving Standard and:
  - Council has a Workforce Planning policy
  - Council has a system to collect and analyse workforce information
  - Organisational activities to foster and develop the workforce are being implemented as planned
  - The Workforce Plan is integrated with other plans
  - Reports to Council identify workforce requirements and implications and Council decision making takes these into account
  - Employees have the opportunity to participate in the workforce planning process
  
- *Advanced Standard:*
- Advanced Standard is met when the Intermediate Standard has been met and:
  - Workforce planning, policy and practices are a high priority for the organisation and are incorporated into all planning, decision making, systems, policies and procedures
  - Managers include workforce considerations as an integral part of the local government's operations for which they are responsible and accountable

**Statutory Environment:**

*Local Government Act 1995,*

*5.2. Administration of local governments*

*The council of a local government is to ensure that there is an appropriate structure for administering the local government.*

*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.*

*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.*

**Policy Implications:**

Nil

**Financial Implications:**

The human resources that comprise the Shire of Cue’s workforce and associated contractors form a significant portion of the Shires annual expenditure. The Workforce Plan and organisational structure form a critical role in ensuring that future budgets are realistic and affordable for the Shire to deliver on the outcomes of the Shire’s Corporate Business plans and Community Strategic Plans over the short and long term.

**Strategic Implications:**

Shire of Cue – Strategic Community Plan 2017-2027

Outcome 21 – A strategically focused and unified Council functioning efficiently

2.1.2 – Continue to improve and review organisational plans

2.1.3 – Maintain accountability and financial responsibility

**Consultation:**

Mark Adams – Executive Compass

Rob Madson – Former Chief Executive Officer

Glenn Boyes – Manager Finance

Shire of Cue staff and elected members

**Officer’s Recommendation:**

**Voting Requirement:** Absolute Majority

That Council:

By Absolute majority adopt the Shire of Cue Workforce Plan 2021 – 2026 as attached at [Appendix 3](#) and the proposed Organisation Structure incorporated into the Workforce Plan.

**Council Decision: 06072021**

**Voting requirement:** Absolute Majority

**MOVED: CR DENNIS**

**SECONDED: CR PRICE**

By Absolute majority adopt the Shire of Cue Workforce Plan 2021 – 2026 as attached at [Appendix 3](#) and the proposed Organisation Structure incorporated into the Workforce Plan.

**CARRIED: 6/0**

## 10.4 REVIEW OF DELEGATIONS

APPLICANT: Shire of Cue  
 DISCLOSURE OF INTEREST: Nil  
 AUTHOR: Richard Towell – Chief Executive Officer  
 DATE: 01/07/2021

### ***Matters for Consideration:***

Endorsement of the Register of Delegations.

### ***Background:***

Council is required to review its Delegations to the Chief Executive Officer at least once in every financial year.

The register of Delegations to the Chief Executive Officer was adopted on 19 May 2015 and last reviewed on 21 July 2020.

### ***Comments:***

A copy of the current register of Delegations is attached at [Appendix 4](#). No amendments are proposed. Delegations 4. Appointment of Contractors and Consultants, 75. Determining that tenders do not have to be invited for the supply of goods and services function and 76. Tenders to be invited for certain contracts have been updated to reflect the new purchasing policy thresholds adopted by Council on 19 May 2020.

### ***Statutory Environment:***

#### **LOCAL GOVERNMENT ACT 1995 - SECT 5.42**

5.42 . *Delegation of some powers and duties to CEO*

(1) *A local government may delegate\* to the CEO the exercise of any of its powers or the discharge of any of its duties under —*

- (a) *this Act other than those referred to in section 5.43; or*
- (b) *the Planning and Development Act 2005 section 214(2), (3) or (5).*

*\* Absolute majority required.*

(2) *A delegation under this section is to be in writing and may be general or as otherwise provided in the instrument of delegation.*

#### **LOCAL GOVERNMENT ACT 1995 - SECT 5.46**

5.46 . *Register of, and records relevant to, delegations to CEO and employees*

(1) *The CEO is to keep a register of the delegations made under this Division to the CEO and to employees.*

(2) *At least once every financial year, delegations made under this Division are to be reviewed by the delegator.*

***Policy Implications:***

Nil

***Financial Implications:***

Nil

***Strategic Implications:***

Nil

***Consultation:***

Nil

***Officer's Recommendation:***

**Voting Requirement:** Absolute Majority

That Council endorse the Register of Delegations to the Chief Executive Officer identified in the annual review, as presented at [Appendix 4](#).

**Council Decision:** 07072021

**Voting requirement:** Absolute Majority

**MOVED:** CR DENNIS

**SECONDED:** CR PRICE

That Council endorse the Register of Delegations to the Chief Executive Officer identified in the annual review, as presented at [Appendix 4](#).

**CARRIED:** 6/0

## 10.5 APPOINTMENT OF CHIEF EXECUTIVE OFFICER

APPLICANT: Shire of Cue  
 DISCLOSURE OF INTEREST: This item relates directly to the author.  
 AUTHOR: Richard Towell – Chief Executive Officer  
 DATE: 15 July 2021

### ***Matters for Consideration:***

Certification that the process of appointing Mr Richard Towell to the position of Chief Executive Officer was in accordance with the adopted Shire of Cue Standards for CEO Recruitment, Performance and Termination.

### ***Background:***

Regulation 18FB requires local governments to certify they have appointed a person to the position of CEO in accordance with the model standards for recruitment. As soon as practicable after a person is employed in the position of CEO, the local government must, by a resolution of absolute majority, certify that the person was employed in accordance with the local government's adopted standards in relation to the recruitment of CEOs.

### ***Comments:***

### ***Statutory Environment:***

*Local Government Act 1995,*

*Division 4 — Local government employees*

*5.36. Local government employees*

- (1) *A local government is to employ —*
  - (a) *a person to be the CEO of the local government; and*
  - (b) *such other persons as the council believes are necessary to enable the functions of the local government and the functions of the council to be performed.*
- (2) *A person is not to be employed in the position of CEO unless the council —*
  - (a) *believes that the person is suitably qualified for the position; and*
  - (b) *is satisfied\* with the provisions of the proposed employment contract.*

*\* Absolute majority required.*

- (3) *A person is not to be employed by a local government in any other position unless the CEO —*



- (a) *believes that the person is suitably qualified for the position; and*
  - (b) *is satisfied with the proposed arrangements relating to the person's employment.*
- (4) *Unless subsection (5A) applies, if the position of CEO of a local government becomes vacant, it is to be advertised by the local government in the manner prescribed, and the advertisement is to contain such information with respect to the position as is prescribed.*
- (5A) *Subsection (4) does not require a position to be advertised if it is proposed that the position be filled by a person in a prescribed class.*
- (5) *For the avoidance of doubt, subsection (4) does not impose a requirement to advertise a position before the renewal of a contract referred to in section 5.39.*

#### *5.39. Contracts for CEO and senior employees*

- (1) *Subject to subsection (1a), the employment of a person who is a CEO or a senior employee is to be governed by a written contract in accordance with this section.*
- (2) *A contract under this section —*
- (a) *in the case of an acting or temporary position, cannot be for a term exceeding one year;*
  - (b) *in every other case, cannot be for a term exceeding 5 years.*
- (3) *A contract under this section is of no effect unless —*
- (a) *the expiry date is specified in the contract; and*
  - (b) *there are specified in the contract performance criteria for the purpose of reviewing the person's performance; and*
  - (c) *any other matter that has been prescribed as a matter to be included in the contract has been included.*
- (4) *A contract under this section is to be renewable and subject to subsection (5), may be varied.*
- (5) *A provision in, or condition of, an agreement or arrangement has no effect if it purports to affect the application of any provision of this section.*
- (6) *Nothing in subsection (2) or (3)(a) prevents a contract for a period that is within the limits set out in subsection 2(a) or (b) from being terminated within that period on the happening of an event specified in the contract.*
- (7) *A CEO is to be paid or provided with such remuneration as is determined by the Salaries and Allowances Tribunal under the Salaries and Allowances Act 1975 section 7A.*

- (8) *A local government is to ensure that subsection (7) is complied with in entering into, or renewing, a contract of employment with a CEO.*

*5.39A. Model standards for CEO recruitment, performance and termination*

- (1) *Regulations must prescribe model standards for local governments in relation to the following —*
- (a) the recruitment of CEOs;*
  - (b) the review of the performance of CEOs;*
  - (c) the termination of the employment of CEOs.*
- (2) *Regulations may amend the model standards.*

*5.39B. Adoption of model standards*

- (1) *In this section —*  
*model standards means the model standards prescribed under section 5.39A(1).*
- (7) *Regulations may provide for —*
- (a) the monitoring of compliance with adopted standards; and*
  - (b) the way in which contraventions of adopted standards are to be dealt with.*

*Local Government (Administration) Regulations 1996*

*Part 4 — Local government employees*

*18A. Vacancy in position of CEO or senior employee to be advertised (Act s. 5.36(4) and 5.37(3))*

- (1) *If a position of CEO, or of a senior employee, of a local government becomes vacant, the local government must give Statewide public notice of the position unless it is proposed that the position be filled by —*
- (a) a person who is, and will continue to be, employed by another local government and who will fill the position on a contract or contracts for a total period not exceeding 5 years; or*
  - (b) a person who will be acting in the position for a term not exceeding one year.*
- (2) *The Statewide public notice must contain —*
- (a) the details of the remuneration and benefits offered; and*
  - (b) details of the place where applications for the position are to be submitted; and*
  - (c) the date and time for the closing of applications for the position; and*
  - (d) the duration of the proposed contract; and*
  - (da) a website address where the job description form for the position can be accessed; and*

- (e) *contact details for a person who can provide further information about the position; and*
- (f) *any other information that the local government considers is relevant.*

**18B. Contracts of CEOs and senior employees, content of (Act s. 5.39(3)(c))**

*For the purposes of section 5.39(3)(c), a contract governing the employment of a person who is a CEO, or a senior employee, of a local government is to provide for a maximum amount of money (or a method of calculating such an amount) to which the person is to be entitled if the contract is terminated before the expiry date, which amount is not to exceed whichever is the lesser of —*

- (a) *the value of one year's remuneration under the contract; or*
- (b) *the value of the remuneration that the person would have been entitled to had the contract not been terminated.*

**18F. Remuneration and benefits of CEO to be as advertised**

*The remuneration and other benefits paid to a CEO on the appointment of the CEO are not to differ from the remuneration and benefits advertised for the position under section 5.36(4).*

**18FA. Model standards for CEO recruitment, performance and termination (Act s. 5.39A(1))**

*Schedule 2 sets out model standards for local governments in relation to the following —*

- (a) *the recruitment of CEOs;*
- (b) *the review of the performance of CEOs;*
- (c) *the termination of the employment of CEOs.*

**18FB. Certification of compliance with adopted standards for CEO recruitment (Act s. 5.39B(7))**

- (1) *In this regulation —*  
*adopted standards means —*
  - (a) *the standards adopted by a local government under section 5.39B; or*
  - (b) *if the local government has not adopted standards under that section, the standards taken under section 5.39B(5) to be the local government's adopted standards.*
- (2) *This regulation applies if —*
  - (a) *a local government employs a person in the position of CEO of the local government; and*
  - (b) *the local government's adopted standards in relation to the recruitment of CEOs apply to the employment.*
- (3) *As soon as practicable after the person is employed in the position of CEO, the local government must, by resolution\*, certify that the person was*

*employed in accordance with the local government’s adopted standards in relation to the recruitment of CEOs.*

*\* Absolute majority required.*

- (4) The local government must give a copy of the resolution to the Departmental CEO within 14 days after the resolution is passed by the local government.*

**Policy Implications:**

Shire of Cue Standards for CEO Recruitment, Performance and Termination

**Financial Implications:**

Nil

**Strategic Implications:**

Nil

**Consultation:**

Rob Madson – Former Chief Executive Officer

Mike Fitzgerald – Fitz Gerald Strategies

**Officer’s Recommendation:**

**Voting Requirement:** Absolute Majority

That Council, by absolute majority;

certify that Mr Richard Towell, Chief Executive Officer for the Shire of Cue, was employed in accordance with the local government’s adopted standards in relation to the recruitment of CEOs.

**Council Decision: 08072021**

**Voting requirement:** Absolute Majority

**MOVED: CR PRICE**

**SECONDED: CR DENNIS**

That Council, by absolute majority; certify that Mr Richard Towell, Chief Executive Officer for the Shire of Cue, was employed in accordance with the local government’s adopted standards in relation to the recruitment of CEOs.

**CARRIED: 5/1**

**Against: Cr Fitzpatrick**

**11. MOTIONS BY MEMBERS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

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NIL

**12. MOTIONS FOR CONSIDERATION AT THE NEXT MEETING**

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NIL

**13. NEW BUSINESS OF AN URGENT NATURE**

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Cr Price will inform the CEO and Shire President about the update with the MRVC. Possible email sent out to councillors with information about MRVC.

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

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***Council Decision: 09072021***                      **Voting requirement: Simple Majority**

**MOVED: CR DENNIS**                                      **SECONDED: CR HOUGHTON**

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

**CARRIED: 6/0**

**14.1 ROAD USER AGREEMENT – WESTGOLD RESOURCES LIMITED**

APPLICANT: Shire of Cue  
 DISCLOSURE OF INTEREST: Nil  
 AUTHOR: Richard Towell –Chief Executive Officer  
 DATE: 16 July 2021

***Matters for Consideration:***

Approving the road user agreement with Westgold Resources Limited and authorising the application of the common seal to accommodate Restricted Access Vehicles (RAV) on Shire roads.

**Council Decision: 10072021** **Voting requirement: Simple Majority**

**MOVED: CR DENNIS** **SECONDED: CR HOGBEN**

That Council approve the road user agreement with Westgold Resources Limited and authorise the application of the common seal to accommodate Restricted Access Vehicles (RAV) on Shire roads.

**CARRIED: 4/2** **AGAINST: CR HOUGHTON CR FITZPATRICK**

**7.50pm CR HOGBEN left the meeting**

**7.53pm CR HOGBEN returned to meeting.**

**14.2 ROAD USER AGREEMENT – FENIX RESOURCES**

APPLICANT: Shire of Cue  
DISCLOSURE OF INTEREST: Nil  
AUTHOR: Richard Towell –Chief Executive Officer  
DATE: 16 July 2021

***Matters for Consideration:***

Approving the road user agreement with Fenix Resources Limited and authorising the application of the common seal to accommodate Restricted Access Vehicles (RAV) on Shire roads.

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|--|--|
| <b>Council Decision: 11072021</b>  | <b>Voting requirement: Simple Majority</b> |
| <b>MOVED: CR HOGBEN</b>  | <b>SECONDED: CR DENNIS</b>                 |
| That Council approve the road user agreement with Fenix Resources Limited and authorise the application of the common seal to accommodate Restricted Access Vehicles (RAV) on Shire roads. |  |
| <b>CARRIED: 6/0</b>  |  |

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|---|--|
| <b>Council Decision: 12072021</b>                       | <b>Voting requirement: Simple Majority</b> |
| <b>MOVED: CR FITZPATRICK</b>                            | <b>SECONDED: CR DENNIS</b>                 |
| That the meeting be re-opened to members of the public. |  |
| <b>CARRIED: 6/0</b>                                     |  |

**15. CLOSURE**

The Presiding Member thanked those present for attending the meeting and declared the meeting closed at 8.20PM

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| <p><b>To be confirmed at Ordinary Meeting on the 17 August 2021.</b></p> <p><b>Signed:.....</b></p> <p><b>Presiding Member at the Meeting at which time the Minutes were confirmed.</b></p> |
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