



Confirmed Minutes
ORDINARY MEETING
OF COUNCIL

15 August 2023

SHIRE OF CUE
Ordinary Meeting of Council
MINUTES

Held in the Council Chambers, 73 Austin Street Cue on
Tuesday, 15 August 2023 commencing at 6:00 PM

1 DECLARATION OF OPENING

The meeting was opened at 06:04 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 Ross Pigdon
Deputy Shire President Les Price
Councillor Ron Hogben *via Teams*
Councillor Ian Dennis *via Teams*
Councillor Elizabeth Houghton
Councillor Leonie Fitzpatrick
Councillor Julie Humphreys

STAFF:

Chief Executive Officer Richard Towell
Deputy Chief Executive Officer Glenn Boyes
Executive Assistant Janelle Duncan

GALLERY:

Nil

2 APOLOGIES AND APPROVED LEAVE OF ABSENCE

Nil

3 DISCLOSURE OF MEMBER'S INTERESTS

Nil

4 PUBLIC QUESTION TIME

Nil

5 CONFIRMATION OF MINUTES

Council Decision: 01082023 **Voting Requirement: Simple Majority**

MOVED: Cr Les Price

SECONDED: Cr Julie Humphreys

That the Minutes of Special Meeting 3 July 2023 are confirmed as a true and correct record of the meeting.

CARRIED: 7/0

AGAINST: None

Please Note: Cr Fitzpatrick and Cr Houghton stated they did not attend this meeting.

5.1 CONFIRMATION OF MINUTES

Council Decision: 02082023 **Voting Requirement: Simple Majority**

MOVED: Cr Julie Humphreys

SECONDED: Cr Les Price

That the Minutes of the Ordinary Meeting 18 July 2023 are confirmed as a true and correct record of the meeting.

CARRIED: 7/0

AGAINST: None

6 APPLICATION FOR LEAVE OF ABSENCE

Nil

7 DEPUTATIONS

Nil

8 PETITIONS

Nil

9 ANNOUNCEMENTS WITHOUT DISCUSSION

Nil

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: 26 July 2023

Matters for Consideration:

To receive the attached List of Accounts Due and submitted to the Ordinary Council Meeting on 15 August 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 July 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 1 July 2023 - 31 July 2023, which have been made in accordance with delegated authority under s5.42 of the *Local Government Act 1995*.

Municipal Fund Bank EFTs	EFT12204 - EFT12437	\$	1,947,117.51
Direct Debit Fund Transfer	General	\$	33,051.37
Direct Debit Fund Transfer	Credit Card	\$	1,211.25
Payroll		\$	127,067.16
BPAY		\$	16,188.47
Cheques		\$	0
Total		\$	2,124,635.76

Council Decision: 03082023		Voting Requirement: Simple Majority	
MOVED: Cr Ron Hogben		SECONDED: Cr Ian Dennis	
That Council endorse the attached payments for the period 1 July 2023 - 31 July 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	EFT12204 - EFT12437	\$	1,947,117.51
Direct Debit Fund Transfer	General	\$	33,051.37
Direct Debit Fund Transfer	Credit Card	\$	1,211.25
Payroll		\$	127,067.16
BPAY		\$	16,188.47
Cheques		\$	0
Total		\$	2,124,635.76

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: 26 July 2023

Matters for Consideration:

The Statement of Financial Activity is for the period ending July 2023 and includes the following reports:

- 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 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 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 Financial Statements, prepared in accordance with the *Local Government (Financial Management) Regulations 1996*, for the period ending July 2023.

Council Decision: 04082023	Voting Requirement: Simple Majority
MOVED: Cr Les Price	SECONDED: Cr Ian Dennis
That Council receive the attached Financial Statements, prepared in accordance with the <i>Local Government (Financial Management) Regulations 1996</i> , for the period ending July 2023.	
CARRIED: 6/1	
AGAINST: Councillor Fitzpatrick	

10.3 ADOPTION OF ANNUAL BUDGET FOR 2023 - 2024

APPLICANT: Shire of Cue
DISCLOSURE OF INTEREST: Nil
AUTHOR: Glenn Boyes
DATE: 7 August 2023

Matters for Consideration:

That Council adopt the attached Annual Budget for the 2023 - 2024 financial year.

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 2023 - 2024 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 recommends the Annual Budget should be adopted 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 \$2,747,540 and total operating revenue of \$5,567,640.

A capital works program totalling \$20,095,200 for investment in infrastructure, property, plant and equipment is planned.

Expenditure on road infrastructure is budgeted at \$4,010,000. Road projects include Roads to Recovery, Regional Road Group as well as works on Cue-Beringarra Road, grid widening and an allowance for flood damage works.

The budget for Land and Buildings is \$12,824,200 which includes the completion of the four unit Staff Housing Development plus additional funds for staff housing, completing the Bank of NSW, Heydon Place and Old Gaol, renovations to the

Masonic Lodge, and Great Fingal Mine Office works.

A budget of \$1,808,000 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 community gym, tourism infrastructure, and an outdoor museum display.

An estimated surplus of \$7,180,910 is anticipated to be brought forward from 30 June 2023. 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 2023 - 2024 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

Officers Recommendation:

Voting Requirement: Absolute Majority

Part A – Adoption of 2023 - 2024 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 attached 2023 - 2024 Annual Budget, which includes the following:

- Statement of Comprehensive income showing a net result for the year of \$9,313,840
- Statement of Cash Flows
- Statement of Financial Activity showing \$2,747,540 to be raised from rates to cover the budgeted deficiency
- Notes to and forming part of the Budget and significant accounting policies
- Acquisition of assets as detailed in Note 4, totalling \$20,095,200
- Transfer to and from Reserve accounts as detailed in Note 7, totalling (\$323,000)

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 properties within the district of the Shire of Cue for the 2023-2024 financial period.

- GRV Residential 10.6180 cents in the dollar
- GRV Commercial 10.6180 cents in the dollar
- GRV Vacant Land 10.6180 cents in the dollar
- UV Mining 25.8201 cents in the dollar
- UV Pastoral 8.3122 cents in the dollar
- GRV M&T Workforce 15.9271 cents in the dollar
- GRV Residential Minimum Rate \$491
- GRV Commercial Minimum Rate \$491
- GRV Vacant Land Minimum Rate \$491
- UV Mining Minimum Rate \$491
- UV Pastoral Minimum Rate \$491
- GRV M&T Workforce Minimum Rate \$491

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 2023-2024 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 2023.
- All ratepayers are eligible.

The drawing of the winners for the above prizes will take place during the Council meeting held on 21 November 2023.

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 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 5.5% 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 2023
- 2nd instalment due 7 December 2023
- 3rd instalment due 8 February 2024
- 4th instalment due 12 April 2024

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 11% to be imposed on all outstanding rates and services charges and costs of proceedings to recover such charges that remain unpaid after 5 October 2023 or in the case of instalment options, on all outstanding rate amounts after the due date for payment of the instalment.

Part C – Material Variance Reporting for 2023-2024

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 2023 - 2024 for reporting material variances shall be 10% or \$25,000, whichever is the greater.

Council Decision: 05082023

Voting requirement: Absolute Majority

MOVED: Cr Ian Dennis

SECONDED: Cr Leonie Fitzpatrick

Part A – Adoption of 2023 - 2024 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 attached 2023 - 2024 Annual Budget, which includes the following:

- Statement of Comprehensive income showing a net result for the year of \$9,313,840
- Statement of Cash Flows
- Statement of Financial Activity showing \$2,747,540 to be raised from rates to cover the budgeted deficiency
- Notes to and forming part of the Budget and significant accounting policies
- Acquisition of assets as detailed in Note 4, totalling \$20,095,200
- Transfer to and from Reserve accounts as detailed in Note 7, totalling (\$323,000)

CARRIED: 7/0

AGAINST: None

Council Decision: 06082023

Voting requirement: Absolute Majority

MOVED: Cr Leonie Fitzpatrick

SECONDED: Cr Elizabeth Houghton

Amended Motion:

Council adopts an interest rate of (change from 3%) 5.5% where the ratepayer has elected to pay rates and service charges through an instalment option.

Council adopts an interest rate of (change from 7%) 11% to be imposed on all outstanding rates and services charges and costs of proceedings to recover such charges that remain unpaid after 5 October 2023 or in the case of instalment options, on all outstanding rate amounts after the due date for payment of the instalment.

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 properties within the district of the Shire of Cue for the 2023-2024 financial period.

- GRV Residential 10.6180 cents in the dollar
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- GRV Residential Minimum Rate \$491
- GRV Commercial Minimum Rate \$491
- GRV Vacant Land Minimum Rate \$491
- UV Mining Minimum Rate \$491
- UV Pastoral Minimum Rate \$491
- GRV M&T Workforce Minimum Rate \$491

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 2023-2024 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 2023.
- All ratepayers are eligible.

The drawing of the winners for the above prizes will take place during the Council meeting held on 21 November 2023.

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 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 5.5% 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:

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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 11% to be imposed on all outstanding rates and services charges and costs of proceedings to recover such charges that remain unpaid after 5 October 2023 or in the case of instalment options, on all outstanding rate amounts after the due date for payment of the instalment.

CARRIED: 7/0

AGAINST: None

Council Decision: 07082023

Voting requirement: Absolute Majority

MOVED: Cr Les Price

SECONDED: Cr Elizabeth Houghton

Part C – Material Variance Reporting for 2023-2024

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 2023 - 2024 for reporting material variances shall be 10% or \$25,000, whichever is the greater.

CARRIED: 7/0

AGAINST: None

10.4 OBJECTION TO THE 2023 PROPOSED BOUNDARIES FOR WA ELECTORAL DISTRICTS

APPLICANT: Shire of Cue
DISCLOSURE OF INTEREST: Nil
AUTHOR: Richard Towell
DATE: 11 August 2023

Matters for Consideration:

That Council consider lodging an objection to the 2023 Proposed Boundaries for Western Australia's electoral districts.

Background:

The Electoral Act 1907 requires that Western Australia's State electoral boundaries be reviewed once in the life of each Parliament.

District boundaries are reviewed every four years to maintain similar populations in each electoral seat with WA Electoral Commission taking into account communities of interest, land use patterns, Local Government boundaries, means of travel and distance from Perth.

The 2023 proposed boundaries were published on 21 July 2023 and objections can be submitted in writing until 5.00pm 21 August 2023.

Comments:

The most significant change proposed by the Commissioners is the amalgamation of two non-metropolitan districts North West Central and Moore to accommodate the creation of an additional district in the growing outer metropolitan area.

This has the appearance of being a political move as it merges two National seats while retaining the Labor seat around Geraldton. It also reduces the number of regional representatives to 15 and increases the number of metropolitan representatives to 44.

The proposed new Mid West district will stretch from Muchea just North of Perth to just South of Newman, covering an estimated 70 townsites and a broad spectrum of

land use patterns, from urban fringe development, remote communities, livestock farming, broadacre cropping, pastoral properties and mining operations.

Section 16l of *The Electoral Act 1907* requires the Commissioners to give due consideration to the following factors when determining district boundaries:

- community of interest;
- land use patterns;
- means of communication, means of travel and distance from the capital;
- physical features;
- existing boundaries of districts;
- existing local government boundaries; and
- the trend of demographic changes.

These factors do not appear to have been taken into account incorporating urban fringes with regional and remote communities.

Statutory Environment:

Local Government Act 1995

Electoral Act 1907

Policy Implications:

Nil

Financial Implications:

Nil

Strategic Implications:

Nil

Consultation:

Nil

Officers Recommendation:

Voting Requirement: Simple Majority

That Council lodge an objection, as attached, to the proposed electoral boundary changes that merge the seats of North West Central and Moore.

Council Decision: 08082023

Voting Requirement: Simple Majority

MOVED: Cr Leonie Fitzpatrick

SECONDED: Cr Elizabeth Houghton

That Council lodge an objection, as attached, to the proposed electoral boundary changes that merge the seats of North West Central and Moore.

CARRIED: 7/0

AGAINST: None

11 MOTIONS BY MEMBERS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

12 MOTIONS FOR CONSIDERATION AT THE NEXT MEETING

Cr Price asked if Westgold could do a presentation at the September Ordinary Council Meeting with regards to the commencement of the Great Fingall Mine. The CEO will follow up with Westgold.

13 NEW BUSINESS OF AN URGENT NATURE

Cr Houghton requested the CEO speak with the people operating dryblowers west of Cue regarding the dust blowing into town.

14 MATTERS FOR WHICH THE MEETING MAY BE CLOSED

Council Decision: 09082023

Voting Requirement: Simple Majority

MOVED: Cr Elizabeth Houghton

SECONDED: Cr Julie Humphreys

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

CARRIED : 7/0

AGAINST: None

07:22pm the meeting closed to the public
07:22pm Janelle Duncan left the chambers

14.1 OFFER TO PURCHASE LOT 561 (6) PRICE STREET

That Council offer to purchase Lot 561 (6) Price Street, Cue for the sum of \$100,000 and authorise the CEO to complete the necessary documentation to effect the purchase, including the application of the common seal if required.

Council Decision: 10082023 **Voting Requirement: Simple Majority**

MOVED: Cr Les Price **SECONDED: Cr Julie Humphreys**

That Council offer to purchase Lot 561 (6) Price Street, Cue for the sum of \$100,000 and authorise the CEO to complete the necessary documentation to effect the purchase, including the application of the common seal if required.

LOST: 3/4

AGAINST: Shire President Pigdon, Councillor Hogben, Councillor Houghton, Councillor Fitzpatrick

14.2 THAT THE MEETING BE REOPENED TO MEMBERS OF THE PUBLIC

Council Decision: 11082023 **Voting Requirement: Simple Majority**

MOVED: Cr Leonie Fitzpatrick **SECONDED: Cr Elizabeth Houghton**

That the meeting be reopened to members of the public.

CARRIED: 7/0

AGAINST: None

07:54pm the meeting reopened to members of the public

15 CLOSURE

The Presiding Member thanked those present for attending the meeting and declared the meeting closed at 07:54PM.

To be confirmed at Ordinary Meeting on the 12 September 2023.

Signed:

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