



**MINUTES
ORDINARY MEETING
OF COUNCIL**

15 MAY 2018

NOTICE OF MEETING

Please be advised that the next

Ordinary Meeting of Council

is to be held on

Tuesday, 15 May 2018

commencing at **6:30pm**

in the Council Chambers at 73 Austin Street, Cue WA



Rob Madson
Chief Executive Officer
11 May 2018

DISCLAIMER

The advice and information contained herein is given by and to the Council without liability or responsibility for its accuracy. Before placing any reliance on this advice or information, a written inquiry should be made to the Council giving entire reasons for seeking the advice or information and how it is proposed to be used.

Please note this agenda contains recommendations, which have not yet been adopted by Council.

**SHIRE OF CUE
DISCLOSURE OF FINANCIAL INTEREST AND INTERESTS AFFECTING IMPARTIALITY**

To: Chief Executive Officer

As required by section 5.65(1)(a) or 5.70 of the Local Government Act 1995 and Council's Code of Conduct, I hereby declare my interest in the following matter/s included on the Agenda paper for the Council meeting to be held on _____ (Date)

Item No.	Subject	Details of Interest	Type of Interest Impartial/Financial	*Extent of Interest

(see below)

* Extent of Interest only has to be declared if the Councillor also requests to remain present at a meeting, preside, or participate in discussions of the decision making process (see item 6 below). Employees must disclose extent of interest if the Council or Committee requires them to.

Name (Please Print)

Signature

Date

NB

1. This notice must be given to the Chief Executive Officer prior to the meeting or at the meeting immediately before the matter in which you have declared an interest is discussed, Section 5.65(1) (a) & (b).
2. It remains Councillors'/Employees' responsibility to make further declarations to the Council if a matter arises during the course of a meeting and no previous declarations have been made.
3. It is a Councillor's/Employee's responsibility to ensure the interest is brought to the attention of the Council/Committee when the Agenda item arises and to ensure that it is recorded in the minutes.
4. It remains the Councillor's responsibility to ensure that he/she does not vote on a matter in which a declaration has been made. The responsibility also includes the recording of particulars in the minutes to ensure they are correct when such minutes are confirmed.
5. It is recommended that when previewing Agenda, Councillors mark Agendas with items on which an interest is to be declared and complete the declaration form at the same time.
6. Councillors may be allowed to remain at meetings at which they have declared an interest and may also be allowed to preside (if applicable) and participate in discussions and the decision making process upon the declared matter subject to strict compliance with the enabling provisions of the Act and appropriately recorded resolutions of the Council. Where Councillors request consideration of such Council approval the affected Councillor must vacate the Council Chambers in the first instance whilst the Council discusses and decides upon the Councillor's application.

Remember: The responsibility to declare an interest rests with individual Councillors / Employees. If in any doubt seek legal opinion or, to be absolutely sure, make a declaration.

Office Use Only: Date/Initials

1. Particulars of declaration given to meeting _____
2. Particulars recorded in the minutes: _____
3. Signed by Chief Executive Officer _____

Local Government Act 1995 - SECT 5.23

Meetings generally open to the public

5.23. (1) Subject to subsection (2), the following are to be open to members of the public:

- (a) All Council meetings; and
- (b) All meetings of any committee to which a local government power or duty has been delegated.

(2) If a meeting is being held by a Council or by a committee referred to in subsection (1) (b), the Council or committee may close to members of the public the meeting, or part of the meeting, if the meeting or the part of the meeting deals with any of the following --

- (a) A matter affecting an employee or employees;
- (b) The personal affairs of any person;
- (c) A contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting;
- (d) Legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting;
- (e) A matter that if disclosed, would reveal:
 - (i) A trade secret;
 - (ii) Information that has a commercial value to a person; or
 - (iii) Information about the business, professional, commercial or financial affairs of a person, where the trade secret or information is held by, or is about, a person other than the local government;
- (f) A matter that if disclosed, could be reasonably expected to:
 - (i) Impair the effectiveness of any lawful method or procedure for preventing, detecting, investigating or dealing with any contravention or possible contravention of the law;
 - (ii) Endanger the security of the local government's property; or
 - (iii) Prejudice the maintenance or enforcement of a lawful measure for protecting public safety;
- (g) Information which is the subject of a direction given under section 23 (1a) of the Parliamentary Commissioner Act 1971; and
- (h) Such other matters as may be prescribed.

(3) A decision to close a meeting or part of a meeting and the reason for the decision are to be recorded in the minutes of the meeting.

SHIRE OF CUE

REVOKING OR CHANGING DECISIONS MADE AT COUNCIL MEETINGS

Local Government (Administration) Regulations 1996 (**Regulation No.10**)

If a previous Council decision is to be changed then support for a revocation motion must be given by an **Absolute Majority** of Councillors (that is at least 4 Councillors) if a previous attempt to rescind has occurred within the past three months or, if no previous attempt has been made the support must be given by at least **1/3rd** of all Councillors (that is at least 4 Councillors).

Regulation 10(1a) also requires that the support for revocation must be in writing and signed by the required number of Councillors, including the Councillor who intends to move the revocation motion.

Any revocation motion must be carried by the kind of vote that put the motion into place in the first instance (that is, if carried originally by an Absolute Majority or Special Majority vote then the revocation motion must also be carried by that same kind of vote).

If the original motion was carried by a Simple Majority vote then any revocation motion must be carried by an Absolute Majority vote.

To the Presiding Member,

The following Councillors give notice of their support for the bringing forward to the Council meeting to be held on _____ of a motion for revocation of Council resolution number _____ as passed by the Council at its meeting held on _____

Councillor’s Names	Councillor’s Signature
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

SHIRE OF CUE
Ordinary Council Meeting
MINUTES

Held in the Council Chambers, 73 Austin Street Cue on Tuesday 15 May 2018 commencing
at 6:30pm

1.	DECLARATION OF OPENING.....	7
1.1	ATTENDANCE BY TELEPHONE CR DENNIS.....	8
2.	APOLOGIES AND APPROVED LEAVE OF ABSENCE.....	10
3.	DISCLOSURE OF MEMBERS’ INTERESTS	10
4.	PUBLIC QUESTION TIME.....	11
5.	CONFIRMATION OF MINUTES	13
6.	APPLICATIONS FOR LEAVE OF ABSENCE.....	13
7.	DEPUTATIONS	13
8.	PETITIONS	13
9.	ANNOUNCEMENTS WITHOUT DISCUSSION	13
10.	REPORTS.....	14
10.1	ACCOUNTS & STATEMENTS OF ACCOUNTS.....	14
10.2	FINANCIAL STATEMENT	16
10.3	COUNCILLORS MEETING ATTENDANCE FEES.....	18
10.4	AUTHORISATION OF APPLICATION OF COMMON SEAL TO INCUBATOR HUB LEASE	22
11.	MOTIONS BY MEMBERS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN	24
12.	MOTIONS FOR CONSIDERATION AT THE NEXT MEETING	24
13.	NEW BUSINESS OF AN URGENT NATURE	24
14.	MATTERS FOR WHICH THE MEETING MAY BE CLOSED	24
14.1	SEALING WORKS BERINGARRA ROAD.....	24
15.	CLOSURE.....	25

1. DECLARATION OF OPENING

The Shire President 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.

Please be advised that in accordance with a Department of Local Government recommendation this Meeting is being electronically recorded with my permission.

PRESENT:

Councillor Ross Pigdon, Shire President

Councillor Les Price, Deputy Shire President

Councillor Ian Dennis*

Councillor Ron Hogben

Councillor Leonie Fitzpatrick

Councillor Fred Spindler

Councillor Liz Houghton

*Attendance by Telephone

STAFF:

Mr Rob Madson, Chief Executive Officer

Mr Richard Towell, Deputy Chief Executive Officer

Mrs Janelle Duncan, Coordinator Community Development

GALLERY:

Ernie Campbell

1.1 ATTENDANCE BY TELEPHONE CR DENNIS

APPLICANT: Cr Ian Dennis
DISCLOSURE OF INTEREST: Nil
AUTHOR: Rob Madson –Chief Executive Officer
DATE: 9 May 2018

Matters for Consideration:

Attendance at Council meeting by telephone

Background:

Cr Dennis has requested permission to attend the May Council meeting by teleconference.

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 subregulation (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 —

(a) *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 regulation 12, measured along the shortest road route ordinarily used for travelling;*

Policy Implications:

Nil

Financial Implications:

The cost of the telephone 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' private office at his residence 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 communication in the form of a teleconference.*

Council Decision: 01052018

Voting requirement: Absolute Majority

MOVED: CR FITZPATRICK

SECONDED: CR HOUGHTON

1. *That Council approves of Cr Dennis' private office at his residence 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 communication in the form of a teleconference.*

CARRIED: 6/0

6.33pm Cr Dennis joined the meeting via telephone

2. APOLOGIES AND APPROVED LEAVE OF ABSENCE

Nil

3. DISCLOSURE OF MEMBERS' INTERESTS

Nil

4. PUBLIC QUESTION TIME

Questions on Notice

At the Ordinary Meeting of Council held on 17 April 2018, Mr Peter Tegg circulated a document containing a number of statements and questions. Questions are summarised below. Mr Tegg asked that the questions be taken on notice as he was unable to remain at the meeting for the answers.

1. *Why is the shed in Burt Place still not completed?*
2. *Was the automatic gate at the Shire depot a waste of ratepayer's money?*
3. *Is the Bishop's house verandah, built on the laneway, going to be removed?*
4. *Where in the Shire budget has the Bowling Green been budgeted for?*
5. *Has the designer of the garden wall at the roadhouse spoken to locals about flooding in this town?*
6. *How is the decision to deny my claim for out of pocket expenses legal without an agenda item?*
7. *Statement. No question asked.*
8. *Are the Works Supervisor's, CEO's, Building and Health and President's reports not included in the agenda to keep the ratepayers in the dark?*
9. *I was told the GST on the payout for the Beringarra-Cue Road contract was paid in January 2014, can this be confirmed?*
10. *Will Council be considering previous Corporate Credit Card statements that have not been included in the Council's Agenda?*

The Chief Executive Officer responded to these questions in correspondence dated 11 May 2018:

The following response is provided in relation to the questions you distributed to Councillors at the Council meeting held 17 April 2018:

1. *The shed at the staff house in Burt Place has not yet been completed due to the difficulty sourcing a suitable contractor who can complete the construction and deliver value for money. I do not consider this to be a high priority project.*
2. *I do not believe the automatic gate at the depot to be a waste of ratepayer's money. The gate was not operational for a short period as the control functions needed to be relocated to the new works office facilities in the Bishop's house.*
3. *There is no intention to remove the verandah at the Bishop's house which currently encroaches on the adjacent laneway. It is proposed instead to realign the laneway.*
4. *Construction of the bowling green is included in the budget under the cost centre Recreation and Culture – Public Halls & Civic Centres – Purchase Land & Buildings – Town Hall Landscaping. This has a budget allocation of \$150,000. The project is also listed in the Shire's Corporate Business Plan 2017-2021 at item 3.2.3.2.*
5. *The design of the garden bed wall at the Roadhouse was completed in 2014 by the Shire's consultant engineer, in conjunction with Main Roads WA. I am not aware if local residents were consulted, however the impact of storm water has clearly been considered in the design as it incorporates a drainage channel. The Shire President*

has informed me that he is not aware of the Bell & Co store ever being flooded as a result of ingress of storm water from the road.

- 6. I have previously explained to you that the question relating to your out of pocket expenses was dealt with behind closed doors. There is no legal requirement for an agenda item to be prepared in order to legitimise Council resolutions.*
- 7. Regarding your statement about public question time, as I have previously advised, Regulation 11 of the Local Government (Administration) Regulations 1996 states that a summary of each question raised by members of the public is to be included in the minutes. This does not apply to questions that are not accepted. The reason why some of your questions are not accepted is because they contain defamatory material. I explained that to you at the Council meeting on 17 October 2017 and you indicated that you understood that position.*
- 8. The purpose of Council meetings is to make decisions. As officer reports are prepared for information purposes only, they are not included in the Council meeting agenda and are instead provided to Councillors at the monthly information forum. Your claim that these reports are included in the agenda of every Shire in WA is patently false.*
- 9. GST on the contribution from Mitsubishi for the Beringarra-Cue Road was reported in the BAS for the period ended 31 January 2014, paid by direct debit to the ATO on 20 February 2014 and included in the list of accounts submitted to the Council meeting held on 18 March 2014.*
- 10. Payments made with the Shire's corporate credit card are reported to Council on a monthly basis. Your assertion that this detail has never been included in the agenda is incorrect.*

Questions asked by the public gallery

Ernie Campbell, 17 Darlot St Cue

Q1. What is the budget for the Beringarra-Cue Road and what has it cost so far?

A1. (DCEO) I can give an estimate based on the previous financial year, as it is roughly the same. This year's projected works is made up of \$403,810 from Roads to Recovery funds and \$250,000 from the reserve fund. Last year's works was made up of \$483,000 of Roads to Recovery funds plus another \$250,000 of reserve funding. I can't remember what the actual figures come in at.

Q2. What is the budget for Karbar-Glen Road and what has it cost so far?

A2. (DCEO) Flood damage works funding is \$1.6M (from memory) of which \$890,000 has been spent to date.

Q3. What is the cost to put the bores down in the Caravan Park, and is it true there was little to no water?

A3. (CEO) Total cost for the two bores at the caravan park and the oval was \$36,000. No it is not correct that there was little to no water. There is good water.

Q4. *Did the CEO receive payment for the stainless steel purchased for the CEO's house and what account did it come from?*

A4. (CEO) Yes, the Municipal Account.

5. CONFIRMATION OF MINUTES

Council Decision: 02052018

MOVED: CR PRICE

SECONDED: CR HOGBEN

That the Minutes of the Ordinary Meeting of 17 April 2018 are confirmed as a true and correct record of the meeting.

CARRIED: 5/2

AGAINST: CR FITZPATRICK AND CR HOUGHTON

6. APPLICATIONS FOR LEAVE OF ABSENCE

Nil

7. DEPUTATIONS

Nil

8. PETITIONS

Nil

9. ANNOUNCEMENTS WITHOUT DISCUSSION

Nil

10. REPORTS

10.1 ACCOUNTS & STATEMENTS OF ACCOUNTS

APPLICANT: Shire of Cue
DISCLOSURE OF INTEREST: Nil
AUTHOR: Richard Towell – Deputy Chief Executive Officer
DATE: 11 May 2018

Matters for Consideration:

To receive the List of Accounts Due & Submitted to Ordinary Council Meeting on Tuesday 15 May 2018 as attached – see [Appendix 1](#)

Comments:

The list of accounts is for the month of April 2018.

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.

Statutory Environment:

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

Policy Implications:

Nil

Financial Implications:

Nil

Strategic Implications:

Nil

Consultation:

Nil

Officer’s Recommendation:

Voting requirement: Simple Majority

That Council endorse the payments for the period 1 April 2018 to 30 April 2018 as listed at **Appendix 1**, which have been made in accordance with delegated authority per LGA 1995 S5.42.

Municipal Fund Bank	EFTs	6020 – 6087	\$ 300,987.24
Direct Debit Fund Transfer			\$ 28,474.96
Payroll			\$ 79,063.74
BPAY			\$ 18,731.59
Cheques			\$ -
Total			\$ 427,257.53

Council Decision: 03052018

Voting requirement: Simple Majority

MOVED: CR SPINDLER

SECONDED: CR DENNIS

That Council endorse the payments for the period 1 April 2018 to 30 April 2018 as listed at **Appendix 1**, which have been made in accordance with delegated authority per LGA 1995 S5.42.

Municipal Fund Bank	EFTs	6020 – 6087	\$ 300,987.24
Direct Debit Fund Transfer			\$ 28,474.96
Payroll			\$ 79,063.74
BPAY			\$ 18,731.59
Cheques			\$ -
Total			\$ 427,257.53

CARRIED: 7/0

10.2 FINANCIAL STATEMENT

APPLICANT: Shire of Cue
DISCLOSURE OF INTEREST: Nil
AUTHOR: Richard Towell – Deputy Chief Executive Officer
DATE: 11 May 2018

Matters for consideration:

The Statement of Financial Activity for the period ended 30 April 2018 including the following reports:

- Statement of Financial Activity
- Significant Accounting Policies
- Graphical Representation – Source Statement of Financial Activity
- Net Current Funding Position
- Cash and Investments
- Major Variances
- Budget Amendments
- Receivables
- Grants and Contributions
- Cash Backed Reserve
- Capital Disposals and Acquisitions
- Trust Fund

see [Appendix 2](#)

Comments:

The Statement of Financial Activity is for the month of April 2018.

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.

Statutory Environment:

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

Policy Implications:

Nil

Financial Implications:

Nil

Strategic Implications:

Nil

Consultation:

RSM Bird Cameron Chartered Accountants

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 April 2018, as presented at [Appendix 2](#).

Council Decision: 04052018

Voting requirement: Simple Majority

MOVED: CR FITZPATRICK

SECONDED: CR SPINDLER

That Council receive the Financial Statements, prepared in accordance with the Local Government (Financial Management) Regulations, for the period ended 30 April 2018, as presented at [Appendix 2](#).

CARRIED: 7/0

10.3 COUNCILLORS MEETING ATTENDANCE FEES

APPLICANT: Shire of Cue
DISCLOSURE OF INTEREST: Nil
AUTHOR: Richard Towell – Deputy Chief Executive Officer
DATE: 11 May 2018

Matters for Consideration:

To determine the fees and allowances payable to Councillors for attending Council and committee meetings for the 2018-2019 financial year.

Background:

The Local Government Act prescribes that council members be paid for attending meetings and reimbursed for costs incurred while carrying out their function as a council member. In 2013, the Salaries and Allowances Tribunal undertook a comprehensive review of the fees, allowances and expenses to be paid and reimbursed under the Local Government Act 1995 to elected council members. The review identified an increase in the roles and responsibilities of councillors as a result of key changes to local government planning and reporting requirements. The Tribunal determined minimum and maximum amounts of payments to be made or reimbursed to elected council members within a four band classification model.

Section 7B(2) of the Salaries and Allowances Act requires the Tribunal to undertake a review of the amount of fees and allowances to be paid to elected members under the local government act on an annual basis. The review for 2018 has been completed with the Tribunal determining that there be no increase in the band ranges.

Comments:

The Shire of Cue sits as a band 4 local government. The table below shows the minimum and maximum amounts payable to elected members in the band 4 category along with the current amounts paid in 2017-2018 and proposed payments for 2018-2019, being no change from the 2017-2018 amounts.

Shire of Cue				
Councillor Attendance Fees				
Band 4 Local Government	Minimum	Maximum	2017-2018	Proposed 2018-2019
Council Meeting Fee - per ordinary or special meeting				
President	\$90.00	\$485.00	\$485.00	\$485.00
Councillors	\$90.00	\$236.00	\$236.00	\$236.00
Committee Meeting Fee - per authorised meeting				
All Councillors	\$45.00	\$118.00	\$118.00	\$118.00
Allowances - Paid monthly				
President Allowance	\$42.33	\$1,655.33	\$900.00	\$900.00
Deputy President (25%)	\$10.58	\$413.83	\$225.00	\$225.00
ICT Allowance - Paid monthly				
All Councillors	\$41.67	\$291.66	\$290.00	\$290.00
Reimbursements				
Engine displacement over 2600cc			\$0.9901	\$0.9901
Engine Displacement over 1600cc to 2600cc			\$0.7087	\$0.7087
Engine displacement 1600cc and under			\$0.5837	\$0.5837
Other approved expenses supported by receipts.				

Council Meeting Attendance Fees

It is proposed that Councillor meeting attendance fees remain at the rate of \$236 per meeting and the President meeting attendance fee remain at \$485 per meeting.

Council Committee Attendance Fees

Recognising that Council Committee meeting attendance fees are usually paid at the rate of half the Councillors meeting attendance fee, it is proposed that this fee remain at \$118 per meeting.

President and Deputy President Allowance

It is proposed that the President allowance remains at \$900 per month or \$10,800 per annum. The Deputy President allowance is 25% of this amount, being \$225 per month or \$2,700 per annum.

ICT Allowance

It is proposed that this allowance remain at \$3,480 per annum payable as \$290 per month. This allowance is to provide councillors with the resources to obtain a high standard of electronic communication hardware and services to allow the Shire to optimise its communications with Councillors.

Travel Allowance

The Salaries and Allowances Tribunal determination has set this at the same rates contained in section 30.6 of the Local Government Officers' (Western Australia) Interim Award 2011, which is currently \$0.9901 cents per kilometre for a vehicle with an engine capacity over 2600cc.

Statutory Environment:

Local Government Act 1995, Part 5, Division 8 – Local government payments and gifts to its members.

Local Government (Administration) Regulations 1996, Part 8 – Local government payments and gifts to its members.

Salaries and Allowances Act 1975 section 7B

Local Government Officers’ (Western Australia) Interim Award 2011, section 30.6.

Policy Implications:

Nil

Financial Implications:

Allowance has been made in the draft 2018-2019 budget for councillor meeting attendance fees and allowances.

Strategic Implications:

Nil

Consultation:

Rob Madson – Chief Executive Officer

Officer’s Recommendation:

Voting requirement: Absolute Majority

That Council set the following Members Fees for 2018-2019

Council Meeting Fee - per ordinary or special meeting			
President	\$485		
Councillors	\$236		
Committee Meeting Fee - per authorised meeting			
All Councillors	\$118		
Allowances - Paid monthly			
President Allowance	\$900	\$10,800	per annum
Deputy President (25%)	\$225	\$2,700	per annum
ICT Allowance - Paid monthly			
All Councillors	\$290	\$3,480	per annum
Reimbursements			
Travelling to and from authorised meetings - c/km			
Engine displacement over 2600cc	\$0.9901		
Engine Displacement over 1600cc to 2600cc	\$0.7087		
Engine displacement 1600cc and under	\$0.5837		
Other approved expenses supported by receipts.			

Council Decision: 05052018**Voting requirement: Absolute Majority****MOVED: CR DENNIS****SECONDED: CR PRICE****That Council set the following Members Fees for 2018-2019**

Council Meeting Fee - per ordinary or special meeting			
President	\$485		
Councillors	\$236		
Committee Meeting Fee - per authorised meeting			
All Councillors	\$118		
Allowances - Paid monthly			
President Allowance	\$900	\$10,800	per annum
Deputy President (25%)	\$225	\$2,700	per annum
ICT Allowance - Paid monthly			
All Councillors	\$290	\$3,480	per annum
Reimbursements			
Travelling to and from authorised meetings - c/km			
Engine displacement over 2600cc	\$0.9901		
Engine Displacement over 1600cc to 2600cc	\$0.7087		
Engine displacement 1600cc and under	\$0.5837		
Other approved expenses supported by receipts.			

CARRIED: 7/0

10.4 AUTHORISATION OF APPLICATION OF COMMON SEAL TO INCUBATOR HUB LEASE

APPLICANT: Shire of Cue
DISCLOSURE OF INTEREST: Nil
AUTHOR: Rob Madson –Chief Executive Officer
DATE: 10 May 2018

Matters for Consideration:

Authorisation of the application of the common seal to a lease of Lot 592 Heydon Place to Orica Mining Services.

Background:

Prior to construction of the two sheds on Shire land in the Heydon Place light industrial area, advertising of the availability of the industrial lots as incubator hubs to attract businesses to town attracted only one application from an existing business in Cue. This business now occupies the shed constructed at Lot 593 Heydon Place.

Since commencing construction of the sheds, the Shire received considerable interest from other businesses that wished to locate premises in Cue, with Orica Mining Services being first to confirm they were prepared to enter into a lease agreement. Implementation of the proposed lease was delayed partly due to Orica awaiting the result of negotiations with Westgold and partly due to outstanding works to provide services to the shed.

Comments:

Although Orica Mining Services provide commercial explosives and blasting to the mining sector, no explosives will be stored at the leased premises.

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:

Nil

Financial Implications:

Nil

Strategic Implications:

Shire of Cue Strategic Community Plan 2013-2023.

Focus Area one – Economic Development

Goal Two: Utilise the land available in the area for a range of new businesses to be self-sustaining.

Consultation:

Tom Emmans – Territory Manager, Orica Mining Services.

Officer's Recommendation:

Voting requirement: Simple Majority

That Council authorise the Shire President and Chief Executive Officer to apply the common seal to a lease of Lot 592 Heydon Place to Orica Mining Services.

Council Decision: 06052018

Voting requirement: Simple Majority

MOVED: CR PRICE

SECONDED: CR FITZPATRICK

That Council authorise the Shire President and Chief Executive Officer to apply the common seal to a lease of Lot 592 Heydon Place to Orica Mining Services.

7.09pm Cr Hogben left the Council Chambers

7.12pm Cr Hogben returned to the Council Chambers

CARRIED: 7/0

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

Nil

14. MATTERS FOR WHICH THE MEETING MAY BE CLOSED

Council Decision: 07052018

Voting requirement: Simple Majority

MOVED: CR SPINDLER

SECONDED: CR PRICE

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

CARRIED: 5/2

AGAINST: CR HOUGHTON AND CR FITZPATRICK

14.1 SEALING WORKS BERINGARRA ROAD

APPLICANT: Shire of Cue

DISCLOSURE OF INTEREST: Nil

AUTHOR: Richard Towell – Deputy Chief Executive Officer

DATE: 9 May 2018

Matters for Consideration:

Awarding of the quote for the Sealing works on Beringarra Cue Road for 2017-2018.

Council Decision: 07052018

Voting requirement: Simple Majority

MOVED: CR PRICE

SECONDED: CR DENNIS

That Council:

1. Award the quote for the sealing works on Beringarra-Cue Road to Colas Western Australia Pty Ltd.
2. Authorise the Chief Executive Officer to negotiate a variation with Colas Western Australia Pty Ltd to maximise the distance of sealing works to be undertaken to utilise the 2017-2018 budget allocation available for the project.

7.26pm Mr Richard Towell left the Council Chambers

7.30pm Mr Richard Towell returned to the Council Chambers

CARRIED: 4/3

AGAINST: CR HOUGHTON AND CR FITZPATRICK

CR SPINDLER voted against the motion because he felt the remaining budget allocation should be returned to the Beringarra-Cue Reserve Fund instead of being spent on additional works.

Council Decision: 08052018

Voting requirement: Simple Majority

MOVED: CR PRICE

SECONDED: CR HOGBEN

That the meeting be reopened to the members of the public.

CARRIED: 7/0

15. CLOSURE

The President thanked those present for attending the meeting and declared the meeting closed at 7:47pm.

To be confirmed at Ordinary Meeting on the 19 June 2018

Signed:.....

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