

SPECIAL MEETING AGENDA

3 July 2023

NOTICE OF MEETING

A Special Meeting of the Shire of Cue

To be held on 3 July 2023

in the Council Chambers at 73 Austin Street, Cue commencing at 6:00 PM.

The purpose of the Meeting is to consider the following items:

Setting of the Annual Rate in the dollar for 2023-2024 financial year and apply to the Minister for Local Government to impose differential rates.

Richard Towell

Chief Executive Officer

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)

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Subject	Details Interest	of	Type of Interest Impartial/Financial	*Extent of Interest
	Subject			

(see below)

NB

* 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

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 3 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 fo	r 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 Special Meeting AGENDA

To be held in the in the Council Chambers at 73 Austin Street, Cue on Monday, 3 July 2023 commencing at 6:00 PM

- 1 DECLARATION OF OPENING
- 2 APOLOGIES AND APPROVED LEAVE OF ABSENCE
- 3 DISCLOSURE OF MEMBER'S INTERESTS
- 4 PUBLIC QUESTION TIME
- 5 CONFIRMATION OF MINUTES
- 6 APPLICATION FOR LEAVE OF ABSENCE
- 7 DEPUTATIONS
- 8 PETITIONS
- 9 ANNOUNCEMENTS WITHOUT DISCUSSION
- 10 REPORTS
- 10.1 SETTING OF THE ANNUAL RATE IN THE DOLLAR FOR 2023-2024 FINANCIAL YEAR
- 11 MOTIONS BY MEMBERS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN
- 12 MOTIONS FOR CONSIDERATION AT THE NEXT MEETING
- 13 NEW BUSINESS OF AN URGENT NATURE
- 14 MATTERS FOR WHICH THE MEETING MAY BE CLOSED
- 15 CLOSURE

1 DECLARATION OF OPENING

The meeting was opened at

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:

STAFF:

GALLERY:

2 APOLOGIES AND APPROVED LEAVE OF ABSENCE

3 DISCLOSURE OF MEMBER'S INTERESTS

4 PUBLIC QUESTION TIME

5 CONFIRMATION OF MINUTES

6 APPLICATION FOR LEAVE OF ABSENCE

7 DEPUTATIONS

8 PETITIONS

9 ANNOUNCEMENTS WITHOUT DISCUSSION

10.1 SETTING OF THE ANNUAL RATE IN THE DOLLAR FOR 2023-2024 FINANCIAL YEAR

APPLICANT:	Shire of Cue
DISCLOSURE OF INTEREST:	Nil
AUTHOR:	Glenn Boyes, Deputy Chief Executive Officer
DATE:	27 June 2023

Matters for Consideration:

To apply to the Minister for Local Government for approval to impose differential general rates that are more than twice the lowest differential rate being imposed.

Background:

At the special meeting of Council held on 06 June 2023, Council approved the advertising of the proposed differential rates for the 2023-2024 financial year as required under section *6.33 of the Local Government Act* 1995.

Submissions regarding the proposed differential rates and minimum payments closed on 03 July 2023. The Shire of Cue did not receive any submissions in respect to the proposed differential rates.

Comments:

The proposed rates model for the 2023-2024 budget has been prepared after the valuations for mining tenements for 2023-2024 have been incorporated into the rates modelling and the rate in the dollar reflects this being taken into account.

The average increase of 3% across all categories, increases revenue by \$83,056 compared to last year's Annual Budget. The proposed revenue to be collected is \$56,593 greater than the amount allocated in our Long Term Financial Plan for 2023-2024. The number of rateable properties increased from 724 in the 2022-2023 Annual Budget to 733 in the proposed 2023-2024 rates model.

If Council decides to modify the proposed rates or minimum payments for any reason,

it is not necessary to readvertise the rates however the changes will be included in the notes to the adopted annual budget.

Statutory Environment:

Local Government Act 1995, Section 1.7, Local Public Notice Local Government Act 1995, Part 6 – Division 6 – Subdivision 2, Categories of Rates and Service Charges

Policy Implications:

Nil

Financial Implications:

Council needs to ensure that rate revenue remains at a level where the Shire can continue to maintain its current level of services to ratepayers and the community. The proposed rates will provide an additional \$83,056 in revenue compared to last year's Annual Budget.

Strategic Implications:

Shire of Cue Strategic Community Plan 2023 – 2038

Consultation:

Richard Towell – Chief Executive Officer

Officers Recommendation:

Voting Requirement: Simple Majority

That Council:

1. Adopts the following rates for the 2023-2024 financial year.

	Minimum	Rate in \$
Rate Category	Rates \$	(cents)
GRV - GENERAL	491	0.106180
GRV - COMMERCIAL	491	0.106180
GRV - VACANT LAND	491	0.106180
GRV- M&T WORKFORCE FACILITIES	491	0.159271
UV - MINING TENEMENTS	491	0.258201
UV - PASTORAL	491	0.083122

2. Make an application to the Minister for Local Government for approval to impose differential general rates that are more than twice the lowest differential rate being imposed.

Council Decision:

Voting Requirement: Simple Majority

MOVED:

SECONDED:

CARRIED:

11 MOTIONS BY MEMBERS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

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12 MOTIONS FOR CONSIDERATION AT THE NEXT MEETING

13 NEW BUSINESS OF AN URGENT NATURE

14 MATTERS FOR WHICH THE MEETING MAY BE CLOSED

15 CLOSURE