



**MINUTES
ORDINARY MEETING
OF COUNCIL**

19 MARCH 2019

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**SHIRE OF CUE
Ordinary Council Meeting
MINUTES**

Held in the Council Chambers, 73 Austin Street Cue on
Tuesday 19 March 2019 commencing at 6:30pm

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1. DECLARATION OF OPENING

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 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:

Mr Peter Tegg

Mrs Jenni Dennis

1.1 ATTENDANCE BY TELEPHONE CR HOGBEN

APPLICANT: Cr Ron Hogben
DISCLOSURE OF INTEREST: Nil
AUTHOR: Rob Madson –Chief Executive Officer
DATE: 19 March 2019

Matters for Consideration:

Attendance at Council meeting by telephone

Background:

Cr Hogben has requested permission to attend the March 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 Hogben will be entitled to receive a meeting attendance fee.

Strategic Implications:

Nil

Consultation:

Shire President – Cr Ross Pigdon

Officer's Recommendation:**Voting Requirement:** Absolute Majority

1. *That Council approves of Cr Hogben's private office at his residence at 1 Calamar Place Woorree as a suitable place for the purposes of Regulation 14A of the Local Government (Administration) Regulations 1996.*
2. *That Council grant approval for Cr Hogben to attend this meeting by instantaneous communications in the form of a teleconference.*

Council Decision:01032019**Voting requirement:** Absolute Majority**MOVED: CR PRICE****SECONDED: CR DENNIS**

1. *That Council approves of Cr Hogben's private office at his residence at 1 Calamar Place Woorree as a suitable place for the purposes of Regulation 14A of the Local Government (Administration) Regulations 1996.*
2. *That Council grant approval for Cr Hogben to attend this meeting by instantaneous communications in the form of a teleconference.*

CARRIED: 6/0

6.32pm Cr Hogben joined the meeting via telephone

2. APOLOGIES AND APPROVED LEAVE OF ABSENCE

Nil

3. DISCLOSURE OF MEMBERS' INTERESTS

Nil

4. PUBLIC QUESTION TIME

Mr Peter Tegg, 45 Dowley Street Cue

Q1. Why isn't the credit card expenditure included in the February 2019 List of Accounts Paid?

A2. The credit card was not paid during the period of the report.

Q2. At the Council meeting of 16 April 2015, the Shire purchased 9 Tam Ambrose paintings with the intention of hanging them in the renovated Post Office building. There are only three paintings in the Post Office. Where are the balance of the paintings?

A2. The Chief Executive Officer advised that he was unaware of a specific location being chosen for the paintings, and those not in the Community and Visitors Centre were currently situated in the admin building. The Shire President advised that if the paintings were in the wrong place, that would be rectified.

Q3. Who recorded the Minutes at the Annual Electors Meeting held in February 2019?

A3. Richard Towell, DCEO

5. CONFIRMATION OF MINUTES

Council Decision:02032019

Voting Requirement: Simple Majority

MOVED: CR SPINDLER

SECONDED: CR HOUGHTON

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

CARRIED: 6/1

AGAINST: CR FITZPATRICK

6. APPLICATIONS FOR LEAVE OF ABSENCE

Nil

7. DEPUTATIONS

Nil

8. PETITIONS

Nil

9. ANNOUNCEMENTS WITHOUT DISCUSSION

At a meeting prior to Christmas 2018, the Presiding Member requested training be made available for Councillors.

The Chief Executive Officer advised the following training courses are being negotiated with WALGA in Cue for Councillors to attend;

Monday 20/5/19 2pm - 7pm Serving on Council

Tuesday 21/5 9am - 4.30pm Understanding Financial Reports & Budgets

10. REPORTS

10.1 ACCOUNTS & STATEMENTS OF ACCOUNTS

APPLICANT: Shire of Cue
DISCLOSURE OF INTEREST: Nil
AUTHOR: Richard Towell – Deputy Chief Executive Officer
DATE: 12 March 2019

Matters for Consideration:

To receive the List of Accounts Due & Submitted to Ordinary Council Meeting on 19 March 2019 attached – see [Appendix 1](#).

Background:

The local government under its delegated authority to the CEO to make payments from the municipal and trust funds is required to prepare a list of accounts each month showing each account paid and presented to Council at the next ordinary Council meeting. The list of accounts prepared and presented to Council must form part of the minutes of that meeting.

Comments:

The list of accounts is for the month of February 2019.

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 February to 28 February 2019 as listed at Appendix 1, which have been made in accordance with delegated authority per LGA 1995 S5.42.

Municipal Fund Bank	EFTs	7016 – 7111	\$521,805.83
Direct Debit Fund Transfer			\$ 24,578.86
Payroll			\$112,479.81
BPAY			\$ 27,897.33
Cheques			\$ -
Total			\$686,761.83

Council Decision:03032019

Voting requirement: Simple Majority

MOVED: CR HOGBEN

SECONDED: CR DENNIS

That Council endorse the payments for the period 1 February to 28 February 2019 as listed at Appendix 1, which have been made in accordance with delegated authority per LGA 1995 S5.42.

Municipal Fund Bank	EFTs	7016 – 7111	\$521,805.83
Direct Debit Fund Transfer			\$ 24,578.86
Payroll			\$112,479.81
BPAY			\$ 27,897.33
Cheques			\$ -
Total			\$686,761.83

CARRIED: 6/1

AGAINST: CR FITZPATRICK

10.2 FINANCIAL STATEMENT

APPLICANT:	Shire of Cue
DISCLOSURE OF INTEREST:	Nil
AUTHOR:	Richard Towell – Deputy Chief Executive Officer
DATE:	12 March 2019

Matters for Consideration:

The Statement of Financial Activity for the period ended 28 February 2019 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](#).

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 Statement of Financial Activity is for the month of February 2019.

Statutory Environment:

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

Policy Implications:

Nil.

Financial Implications:

Nil.

Strategic Implications:

Nil.

Consultation:

RSM Australia Pty Ltd.

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 28 February 2019, as presented at [Appendix 2](#).

Council Decision:04032019

Voting requirement: Simple Majority

MOVED: CR DENNIS

SECONDED: CR HOGBEN

That Council receive the Financial Statements, prepared in accordance with the Local Government (Financial Management) Regulations, for the period ended 28 February 2019, as presented at [Appendix 2](#).

CARRIED: 6/1

AGAINST: CR FITZPATRICK

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

Nil

15. CLOSURE

The Presiding Member thanked those present for attending the meeting and declared the meeting closed at 7.18pm

To be confirmed at Ordinary Meeting on the 16 April 2019

Signed:.....

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