

Shire of Perenjori

MINUTES

Ordinary Council Meeting

Held in the Shire of Perenjori Council Chambers, Fowler Street, Perenjori on the 21st March 2019, commenced at 3.30 pm.

Table of Contents

19031	PRELIMINARIES	2
19031.1	DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS	2
19031.2	OPENING PRAYER.....	2
19031.3	DISCLAIMER READING.....	2
19031.4	RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE	2
19031.5	RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE.....	2
19031.6	PUBLIC QUESTION TIME.....	2
19031.7	NOTATIONS OF INTEREST	2
19031.8	APPLICATIONS FOR LEAVE OF ABSENCE	2
19031.9	CONFIRMATION OF MINUTES.....	3
19031.10	ANNOUNCEMENTS BY PERSON PRESIDING WITHOUT DISCUSSION	3
19031.11	PETITIONS / DEPUTATIONS / PRESENTATIONS.....	4
19032	CORPORATE AND DEVELOPMENT SERVICES.....	4
19032.1	FINANCIAL STATEMENTS – FEBRUARY 2019.....	4
19032.2	ACCOUNTS FOR PAYMENT – FEBRUARY 2019.....	6
19032.3	BLUE TREE PROJECT	9
19034	INFRASTRUCTURE SERVICES	10
19034.1	ROAD MAINTENANCE FEBRUARY 2019	10
19034.2	LATHAM TRANSFER STATION AND LANDFILL	13
19035	GOVERNANCE	15
19035.1	ADOPTION OF COMPLIANCE AUDIT RETURN	15
19035.2	ANNUAL ELECTORS MEETING 2019	17
19036	STATUS REPORT	18
19037	OTHER BUSINESS.....	19
19037.1	MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN	19
19037.2	QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN ..	19
19037.3	URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION.....	19
19037.4	MATTERS BEHIND CLOSED DOORS	20
19037.5	DATE OF NEXT MEETING	20
19037.6	CLOSURE.....	20

19031 PRELIMINARIES

19031.1 DECLARATION OF OPENING AND ANNOUNCEMENT OF VISITORS

Cr L Butler declared the meeting open at 3.30 pm.

19031.2 OPENING PRAYER

Cr L Butler led the opening prayer.

19031.3 DISCLAIMER READING

19031.4 RECORD OF ATTENDANCE, APOLOGIES AND LEAVE OF ABSENCE

Cr L Butler – Presiding Member

Cr R White

Cr L Smith

Cr J Cunningham

Cr P Waterhouse

Cr J Hirsch

Cr G Reid

Cr K Pohl

Paul Bawden – CEO

Ken Markham – MIS

Bianca Plug - EA

19031.5 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil.

19031.6 PUBLIC QUESTION TIME

Nil.

19031.7 NOTATIONS OF INTEREST

FINANCIAL INTEREST – LOCAL GOVERNMENT ACT S 5.60A

PROXIMITY INTEREST – LOCAL GOVERNMENT ACT S 5.60B

INTEREST AFFECTING IMPARTIALITY – LOCAL GOVERNMENT - CODE OF CONDUCT.

Nil.

19031.8 APPLICATIONS FOR LEAVE OF ABSENCE

Nil.

19031.9 CONFIRMATION OF MINUTES

Minutes from the Ordinary Council Meeting held on the 21st February 2019 are attached.

Officer Recommendation and Council Decision – Item 19031.9	
Moved: Cr L Smith	Seconded: Cr J Cunningham
That Council accepts the Minutes from the Ordinary Council Meeting held on the 21st February 2019 as a true and correct record of that Meeting.	
Carried: 8/0	

19031.10 ANNOUNCEMENTS BY PERSON PRESIDING WITHOUT DISCUSSION**Letter from Ivan Wells**

I have never seen this letter of 13 January 2017 and because this matter is currently a Workers Compensation case, I will not make any more comment.

Recent Emails

Recent Vile & Abhorrent emails sent by individual Councillors is beyond the pale. This digital accumulation of material is a record of this activity and we are currently seeking advice on these matters. All this material will be added to the recent attempt to corrupt the CEO recruitment program.

We are all governed by a Local Government Act 2005, Code of Conduct. It is not a very onerous Act, pretty common-sense document. We already have had one Councillor to be found in breach of that particular Act this year and the original reporting was done with great reluctance of a majority of the Council.

Annual Electors Meeting

I personally have had feedback from many electors on the poor behaviour of some Council members at the end of our recent Electors Meeting, it was a blight on our Council.

Workers Compensation

In regards to the Three Workers Compensation cases which the Council are dealing with at the moment, it is putting extreme pressure on the whole Council. The CEO is dealing with these cases on a daily basis, which in turn leads to possible time restraints on other important items within the Council. This area is where Council must come up with a joint positive strategy in consultation with the industry to lower these worker compensation cases. This will only come about with a whole/joint understanding of all members of Council, including elected members and staff. As I have stated on many occasions in the past, staff members are our greatest resource/asset, so we must look to improve all things Council.

Finally, I would like to thank all staff members for their efforts while we are currently under staffed, it is very much appreciated by all Council members and we hope the staffing levels can be back to some kind of normality in the near future.

Cr K Pohl and Cr R White left the meeting at 3.36 pm and did not return.

19031.11 PETITIONS / DEPUTATIONS / PRESENTATIONS

19032 CORPORATE AND DEVELOPMENT SERVICES

19032.1 FINANCIAL STATEMENTS – FEBRUARY 2019

APPLICANT:	SHIRE OF PERENJORI
FILE:	ADM 0081
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	JOELENE DENNIS - MCDS
RESPONSIBLE OFFICER	PAUL BAWDEN - CEO
REPORT DATE:	21ST MARCH 2019
ATTACHMENTS	MONTHLY FINANCIAL REPORT

Executive Summary

This item recommends that Council accepts the Financial Activity Statement for the period ending 28th February 2019.

Background

Each month officers are required to prepare monthly financial reports, covering prescribed information, and present these to the Council.

Details

Presented is the Financial Activity Statement Report for the period ending 28th February 2019.

The following statements are presented to Council:

- Monthly Summary Information - Charts
- Statement of Financial Activity (Program, Nature & Type) - This provides the budget and actual income and expenditure for operating and non- recurrent as well and the closing surplus to date. (FM Reg 34(1))
- Statement of Capital Acquisitions and Capital Funding
- Net Current (Assets) Funding Position (Note 3). This provides the amount of assets over liabilities within the Balance Sheet. (FM Reg 34 (1)(e))
- Notes to the Financial Statements include:
 - Note 1.- Significant Accounting Policies
 - Note 2. - Explanation of Material Variances
 - Note 3. – Net Current Funding Position
 - Note 4. – Cash & Investments
 - Note 5. – Budget Amendments
 - Note 6. – Receivables
 - Note 7. – Cash Back Reserves
 - Note 8. – Capital Disposals
 - Note 9. – Rating Information
 - Note 10. – Information on Borrowings
 - Note 11. – Grant and Contributions
 - Note 12.- Trust Fund

- Note 13.- Details of Capital Acquisition

Legal Compliance

Regulation 34 (Financial Activity Statement Report) of the Local Government (Financial Management) Regulations 1996 states –

- (1) A local government is to prepare each month a statement of financial activity reporting on the revenue and expenditure, as set out in the annual budget under Regulation 22(1)(d), for that month in the following detail –
 - (a) Annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1) (b) or (c);
 - (b) budget estimates to the end of the month to which the statement relates;
 - (c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates;
 - (d) material variances between the comparable amounts referred to in paragraphs (b) and (c); and
 - (e) the net current assets at the end of the month to which the statement relates.
- (2) Each statement of financial activity is to be accompanied by documents containing –
 - (a) an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets;
 - (b) an explanation of each of the material variances referred to in subregulation (1) (d); and (c) such other supporting information as is considered relevant by the local government.
- (3) The information in a statement of financial activity may be shown –
 - (a) according to nature and type classification; or
 - (b) by program; or
 - (c) by business unit
- (4) A statement of financial activity, and the accompanying documents referred to in subregulation 34 (2), are to be –
 - (a) presented at an ordinary meeting of the council within 2 months after the end of the month to which the statement relates; and
 - (b) recorded in the minutes of the meeting at which it is presented.
- (5) Each financial year, a local government is to adopt a percentage or value, calculated in accordance with the AAS, to be used in statements of financial activity for reporting material variances.

Section 6.8 of the Local Government Act 1995 (Expenditure from municipal fund not included in annual budget) states –

- (1) A local government is not to incur expenditure from its municipal fund for an additional purpose except where the expenditure –
 - a. is incurred in a financial year before the adoption of the annual budget by the local government; or
 - b. is authorised in advance by resolution; or
 - c. is authorised in advance by the mayor or president in an emergency.

Policy Implications

Nil

Financial Implications

Expect some implications even if on target.

Strategic Implications

Area 5: Investing in Councils Leadership

Goal: Strengthen the Shire's position as an innovative, independent local government providing excellence in all areas of governance, management and leadership.

Consultation

Liaison with CEO, & MIS.

Voting Requirements - Simple Majority**Committee Recommendation and Council Decision – Item 19032.1**

Moved: Cr J Cunningham

Seconded: Cr L Smith

That Council, pursuant to Regulation 34 of the Local Government (Financial Management) Regulations 1996, accepts the Financial Activity Statement Report for the period ending 28th February 2019.

Carried: 6/0

19032.2 ACCOUNTS FOR PAYMENT – FEBRUARY 2019

APPLICANT:	SHIRE OF PERENJORI
FILE:	1306P
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	LIZ MARKHAM - AO
RESPONSIBLE OFFICER:	JOELENE DENNIS - MCDS
REPORT DATE:	21ST MARCH 2019
ATTACHMENTS:	ACCOUNTS FOR PAYMENT

Executive Summary

This item recommends that the schedule of accounts for payment for the month ending 28th February 2019 be confirmed.

Background

The Schedule of Accounts is presented pursuant to Regulation 13 of the Local Government (Financial Management) Regulations 1996.

The report identifies payments made from the Municipal and Trust Fund.

Council has delegated to the Chief Executive Officer the authority to make payments from the Municipal and Trust funds in accordance with the Local Government (Financial Management) Regulations 1996.

Under Regulation 13(1) of the Local Government (Financial Management) Regulations 1996, where a local government has delegated to the Chief Executive Officer the exercise of its

MINUTES

21st March 2019

power to make payments from the Municipal fund or the Trust fund, each payment from the Municipal fund or the Trust fund is to be noted on a list compiled for each month showing:

- a) The payee's name;
- b) The amount of the payment
- c) The date of the payment; and
- d) Sufficient information to identify the transaction

That list should then be presented at the next Ordinary Meeting of the Council following the preparation of the list, and recorded in the minutes of the meeting at which it is presented.

Legal Compliance

Section 6.10 (d) of the Local Government Act 1995 refers, i.e.-

6.10. financial management regulations

Regulations may provide for —

- (d) the general management of, and the authorisation of payments out of —
 - (i) the municipal fund; and
 - (ii) the trust fund,
- of a local government.

Regulation 13(1), (3) & (4) of the Local Government (Financial Management) Regulations 1996 refers, i.e. -

13. Lists of Accounts

(3) A list prepared under subregulation (1) is to be —

- (a) presented to the Council at the next ordinary meeting of the Council after the list is prepared; and
- (b) recorded in the minutes of that meeting.

Policy Implications

All accounts paid have been duly incurred and authorised for payment as per approved purchasing and payment procedures.

Financial Implications

Ongoing management of Council funds by providing Council with sufficient information to monitor and review payments made.

Strategic Implications

Area 5: Investing in Councils Leadership

Goal: Strengthen the Shire's position as an innovative, independent local government providing excellence in all areas of governance, management and leadership.

Consultation

Nil

Comment

All accounts paid have been duly incurred and authorised for payment as per approved purchasing and payment procedures.

Voting Requirements – Simple Majority

Committee Recommendation and Council Resolution – Item 19032.2

Moved: Cr L Smith

Seconded: Cr P Waterhouse

That Council, pursuant to Regulation 13 of the Local Government (Financial Management) Regulations 1996 (as amended), confirms the accounts paid for the month ending 28th February 2019 as attached to and forming part of this report.

Carried: 6/0

Municipal Account	
EFT	\$140,638.05
Direct Debits	\$45,142.95
Cheques	\$47,499.87
Corporate MasterCard	\$1,225.94
Bank Fees	\$439.37
Total	\$234,946.18

Trust Account - Shire	
EFT	\$
Cheques	\$
Bank Fees	\$
Total	\$

Trust Account – Mt Gibson Public Benefit Funds	
EFT	\$
Cheques	\$
Bank Fees	\$
Total	\$

Totaling \$234,946.18 from Municipal and Trust Accounts for the month ending 28th February 2019

19032.3 BLUE TREE PROJECT

APPLICANT:	SHIRE OF PERENJORI
FILE:	ADM0245
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	EMILY EAKINS - CDO
RESPONSIBLE OFFICER:	JOELENE DENNIS - MCDS
REPORT DATE:	21ST MARCH 2019
ATTACHMENTS	NIL

Background

The first blue tree was painted in Mukinbudin on a family farm prior to the son of a farmer committing suicide. The tree that was painted was a dead tree in the middle of nowhere, waiting for the man's Dad to find it. However, before it was found the guy who painted the tree committed suicide. His friends rallied together to paint more trees blue in the name of mental health. Raising awareness to get people talking about the subject, A subject that has become far too common for the wrong reason.

Almost half of Australia's population will be affect by a mental health disorder in their lifetime (45.5%). It is up to us as a community to get a conversation started, to do our bit in making sure members of our community feel as though they have a safe place to go when the stress of everyday life gets too much.

Comment

We are aiming to paint one tree at the Sports Oval to raise awareness during the sporting season. Although the trees around the outside of the oval are all healthy and alive the blue tree project have been approached and they support the painting of any tree as long as it doesn't not affect the natural habitat in which the tree grows. Our reasoning behind painting an alive tree is to avoid people being deterred by a dead tree being painted and to avoid the wrong message being sent. The tree will be accompanied by an 'R U OK' sign, with #bluetreeproject in small print. We are aiming to spread a positive message across the region, that mental health is a real issue and we can do something about it.

Statutory Environment**Policy Implications****Financial Implications**

Cost of paint and materials are within budget.

Strategic Implications**Risk Management**

Risk Statement	Level of Risk	Risk Mitigation Strategy
Impact on wildlife	Low	Avoid painting any branches

Consultation

Community Groups

Voting Requirements – Simple Majority**Officers Recommendation and Council Resolution – Item 19032.3****Moved: Cr L Smith****Seconded: Cr P Waterhouse**

That Council agree to allow those community groups who wish to take part, to paint one tree around the outside of the sports oval blue and to display an 'R U OK' sign in awareness of mental health and in support of the Blue Tree Project.

Carried: 6/0**19034 INFRASTRUCTURE SERVICES****19034.1 ROAD MAINTENANCE FEBRUARY 2019**

APPLICANT:	SHIRE OF PERENJORI
FILE:	R999
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	KEN MARKHAM - MANAGER INFRASTRUCTURE SERVICES
RESPONSIBLE OFFICER:	KEN MARKHAM - MANAGER INFRASTRUCTURE SERVICES
REPORT DATE:	21ST MARCH 2019
ATTACHMENTS	MAP

Executive Summary

This item seeks Council's acceptance of the road maintenance report for February 2019.

Background

Listed are the roads that were graded during the month of February.

- Lochada Road
- Solomon Road
- Bestry Road
- Norrish Road
- Keogh Road
- Sellner Road
- Stan Cannon Road
- Gellatly Road
- Gellatly West Road
- Baxter Road
- Bob Kings Road
- Syson Road
- Smith Road
- Kings Road
- Caron Road
- Leibe Road
- Perenjori Rothsay Road

MINUTES**21st March 2019**

- Warriedar Coppermine Road
- Karara Road
- Hisch Road
- Avery Road
- Chapman Road
- McDonald Road
- Billeroo Road
- Dring Road
- Chisholm Road
- Otte Road

Comment

NIL

Statutory Environment

Local Government Act 1995 S3.1 – the general function of Local Government is to provide for the good government of people in its district.

Policy Implications

As per Road Maintenance Policy

Financial Implications

As per road maintenance budget

Strategic Implications

Area 1: Infrastructure and Natural Assets – Our Natural and Built Environment

Goal: A Community that develops and lives sustainably in a thriving natural and quality built environment, which meets current and future community needs.

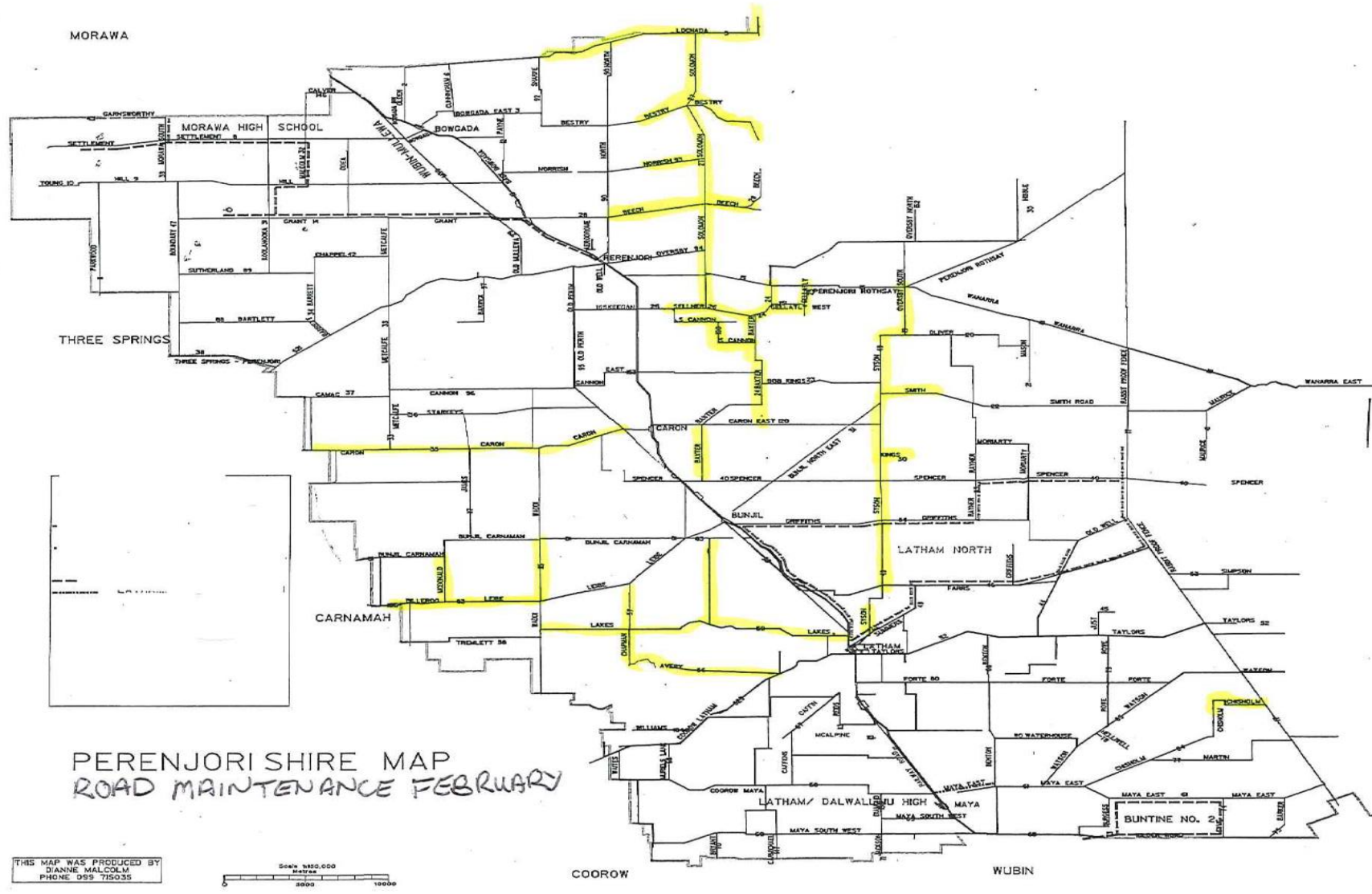
Risk Management

Risk Statement	Level of Risk	Risk Mitigation Strategy
Not maintaining roads will lead to deterioration of the asset and safety issues for users	High	To maintain roads to a standard and implementation of a Road Maintenance Plan.

Consultation

Team Leader
Grader Operators

Voting Requirements – Simple Majority**Officers Recommendation and Council Decision – Item 19034.1****Moved: Cr J Cunningham****Seconded: Cr L Smith****That the road maintenance report for February 2019 be accepted as received.****Carried: 6/0**



19034.2 LATHAM TRANSFER STATION AND LANDFILL

APPLICANT:	SHIRE OF PERENJORI
FILE:	ADM 0214
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	KEN MARKHAM - MANAGER INFRASTRUCTURE SERVICES
RESPONSIBLE OFFICER:	KEN MARKHAM - MANAGER INFRASTRUCTURE SERVICES
REPORT DATE:	21st MARCH 2019
ATTACHMENTS	NIL

Executive Summary

This report is to advise Council of the anticipated timeframes and expenditure for the proposed development of the Latham Waste Transfer Station.

Background

With the Latham Refuse site capacity beginning to run out, it was proposed to develop a transfer station where all waste is either recycled, offered for reuse and general household waste is transported for disposal to the Perenjori refuse site.

ASK Waste Management were engaged to produce a report that investigated the options and provide indicative costs for the development of the waste transfer station. This report was previously presented to Council.

There was a budget item for the development of the transfer station in the 2018/19 budget but due to timeframes with receiving the final report and undertaking of a community survey and with the complex and detailed requirements regarding approvals, planning, design and construction for the facility, it is estimated that the process could take up to 2 years.

A community survey was carried out asking questions regarding the current usage of the Latham refuse site and the thoughts on a transfer station. The responses will be collated and a summary will be provided to Council in either May or June.

The following timetable and steps are proposed for the Latham Transfer Station:

TASK	RESPONSIBLE	TIMEFRAME	COST
Finalise concept plan, define opening hours of facility	Senior staff and Council	May/June 2019	
Make budget allowance for required reports and designs and fencing of facility	Senior staff	2019/20 budget	Approx \$60-80,000
Submit licence amendment to DWER for addition of solid waste depot to current licence	Senior staff	First half of 2019/20	
Development of design drawings, technical specifications	Senior staff and consultants	Second half of 2019/20	\$10,000

Construction of waste transfer facility and procurement of equipment and infrastructure	Shire of Perenjori staff	2020/21	\$70,000
Development of operational management plan for transfer station, staff training inform community and open facility	Senior staff	2020/21 or first half 2021/22	\$15,000
Close existing landfill, develop Landfill Closure Management Plan, cap, close and rehab current landfill	Senior staff, consultants and Council staff	2021/22 subject to requirements of DWER	Dependant on DWER requirements

Comment

The development of the Latham refuse site into a transfer station will reduce the risks and improve regulatory compliance although it will incur significant capital and operational costs relative to the number of users and waste volumes.

Whether the transfer station is developed or not, there is a need for the fencing upgrade to comply with DWER requirements and so there is an allowance for this to happen as soon as possible.

Statutory Environment

Section 3.57(1) of the Local Government Act 1995 requires a Local Government to invite tenders before it enters into a contract for a purchase of a prescribed kind, however Part 4 (Provision of Goods and Services) of the Local Government (Functions and General) Regulations 1996, Regulation 11 states this is only required for purchases worth more than \$150,000 unless Council have delegated otherwise.

The preparation, assessment and award of this tender complies with Part 4 (Provision of Goods and Services) of the Local Government (Functions and General) Regulations 1996 Division 2 – Tendering for Goods and Services.

Policy Implications

Nil

Financial Implications

Budget implications of approximately \$165,000 for development and construction of transfer facility/site fencing and \$24,000 per year for its operation. These costs will need to be indexed relevant to the financial year.

In addition expenditure will be necessary to implement the works expected through the Landfill Closure Management Plan.

The above capital expenditure will in part be supported by a carry-over of \$100,000 in funds from 2018/19.

Strategic Implications

Area 1: Infrastructure and Natural Assets – Our Natural and Built Environment

Goal: A Community that develops and lives sustainably in a thriving natural and quality built environment, which meets current and future community needs.

Risk Management

Risk Statement	Level of Risk	Risk Mitigation Strategy
Latham Refuse site runs out of capacity	High	Develop a transfer station

Consultation

ASK Waste Management
CEO
Latham Community

Voting Requirements – Simple Majority**Officers Recommendation and Council Decision – Item 19034.2**

Moved: Cr G Reid

Seconded: Cr P Waterhouse

That Council receive the report on the proposed Latham Transfer Station and closure of the current Landfill together with the anticipated timetable of actions and expenditure.

Carried: 5/1

19035 GOVERNANCE**19035.1 ADOPTION OF COMPLIANCE AUDIT RETURN**

APPLICANT:	SHIRE OF PERENJORI
FILE:	ADM 0081
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	PAUL BAWDEN - CEO
RESPONSIBLE OFFICER	PAUL BAWDEN - CEO
REPORT DATE:	21ST MARCH 2019
ATTACHMENTS	COMPLIANCE AUDIT RETURN 2018

Executive Summary

This Item recommends that the Audit Committee accepts the attached Compliance Audit Return.

Background

Local Governments are required to carry out a compliance audit in relation to the period 1 January to 31 December each year relative to the requirements set out in the attached document.

The return is completed online via the Department of Local Government (DLG) website and provided to the Audit Committee prior to being referred to the Council for adoption.

The return addresses various compliance matters with which local government CEO'S must advise the Department they have complied with or explain why a matter was not compliant.

The return must be provided to the Department by 31st March each year after it has been adopted by the Council and signed by the President and CEO.

MINUTES**21st March 2019**

In the audit for the year ended 2018 issues were raised as the review and update of the Long Term Financial Plan (LTFP) and Asset management Plans (AMP) had not been carried out. These plans are in the process of being updated and this will be completed prior to June 2019.

Statutory Environment

Local Government (Audit) Regulations 1996 clause 14 requires adoption of the Return prior to providing it to the Department of Local Government.

Policy Implications

Nil

Financial Implications

Nil

Strategic Implications

Area 5: Investing in Councils Capacity – Our Leadership

Goal: Strengthen the shires position as an innovative, independent local government providing excellence in all areas of governance, management and leadership.

Risk Management

Risk Statement	Level of Risk	Risk Mitigation Strategy
Risk ensuring compliance with Acts and Regulations ensuring accountability to the Council and community.	The level of risk is dependent on the implications of compliance or non-compliance.	Each relevant employee reports on matters of compliance for their area of responsibility.

Consultation

MIS
MCDS

Comment

As detailed in its attachment the Shire has achieved a high level of compliance.

Voting Requirements – Absolute Majority

Committee Recommendation and Council Decision – Item 19035.1	
Moved: Cr J Cunningham	Seconded: Cr L Smith
That Council accepts the Compliance Audit Return 2018 as attached and recommended by the Audit Committee Meeting.	
Carried: 6/0	

19035.2 ANNUAL ELECTORS MEETING 2019

APPLICANT:	SHIRE OF PERENJORI
FILE:	ADM 0381
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	PAUL BAWDEN - CEO
RESPONSIBLE OFFICER:	PAUL BAWDEN - CEO
REPORT DATE:	21ST MARCH 2018
ATTACHMENTS	UNCONFIRMED MINUTES

Executive Summary

This item recommends the Council receives the unconfirmed minutes of the Annual Electors meeting dated the 13th February 2019.

Background

At the December Ordinary Council Meeting it was resolved as follows:

Moved: Cr J. Hirsch

Seconded: Cr R. Spencer

That Council:

- 1. Adopt the 2017/2018 Annual Report, containing the Annual Financial Report and Auditors Report, for the financial year ending 30 June, 2018;**
- 2. Set the 13 February, 2019 as the date for the Annual Meeting of Electors, to be held in Perenjori, commencing 5:30pm.**
- 3. Note the matters of non-compliance identified in the Audit Report and the remedial action proposed.**

Carried by absolute majority 7/0

Council held its Annual Electors Meeting on the 13th February 2019 and a copy of the unconfirmed minutes from the meeting have been included as Attachment 19035.1.

The unconfirmed minutes are required to be presented to the next ordinary council meeting following an Electors meeting to enable consideration of the issues raised. There being no decisions or resolutions from the Annual Electors meeting requiring Councils consideration Council only needs to receive the minutes.

Statutory Environment

Local Government Act s5.33

Section 5.33 of the *Local Government Act 1995* requires that:

“(1) All decisions made at an electors meeting are to be considered at the next ordinary council meeting or, if that is not practicable –

- (a) At the first ordinary council meeting after that meeting; or*
- (b) At a special meeting called for that purpose.*

which ever happens first.

- (2) *If at a meeting of the Council a local government makes a decision in response to a decision made at an electors meeting, the reasons for the decision are to be recorded in the minutes of the council meeting."*

Policy Implications

Nil

Financial Implications

Nil

Strategic Implications**Area 5: Investing in Councils Capacity – Our Leadership**

Goal: Strengthen the Shire's position as an innovative, independent local Government providing excellence in all areas of governance, management and leadership.

Risk Management

Not Applicable

Consultation

Shire President

Comment

Outstanding items to be added to the Status Report.

Voting Requirements – Simple Majority**Officers Recommendation and Council Decision – Item 19035.1**

Moved: Cr L Smith

Seconded: Cr J Cunningham

That Council receives the unconfirmed minutes of the Annual Electors meeting held on the 13th February 2019.

Carried: 5/1

19036 STATUS REPORT

APPLICANT:	SHIRE OF PERENJORI
FILE:	NIL
DISCLOSURE OF INTEREST:	NIL
AUTHOR:	PAUL BAWDEN - CEO
RESPONSIBLE OFFICER	PAUL BAWDEN - CEO
REPORT DATE:	21ST MARCH 2019
ATTACHMENTS	STATUS REPORT

Executive Summary

The status report is provided to Council in order that actionable items are recorded and results reported to council. Although this is information only, the status report is to be accepted by Council and recorded in the minutes to ensure councillors are kept informed on the progress of the work undertaken by the Shire of Perenjori.

Background

Nil

Statutory Environment

Local Government Act 1995 S3.1 – the general function of Local Government is to provide for the good government of people in its district.

Policy Implications

Nil

Financial Implications

Nil

Strategic Implications

Area 5: Investing in Councils Capacity – Our Leadership

Goal: Strengthen the Shire's position as an innovative, independent local Government providing excellence in all areas of governance, management and leadership.

Consultation

Staff

Comment

Resolutions from Council Meetings are being progressed as expectedly as possible.

Officer Recommendation and Council Decision – Item 19036**Moved: Cr J Cunningham****Seconded: Cr P Waterhouse****Council accepts the Status Report as presented for the month of February 2019.****Carried: 6/0****19037 OTHER BUSINESS****19037.1 MOTIONS OF WHICH DUE NOTICE HAS BEEN GIVEN****19037.2 QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN****19037.3 URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION****Council Decision – Item 19037.3****Moved: Cr G Reid****Seconded: Cr J Hirsch**

The CEO be instructed to write to the Minister for Local Government immediately following the conclusion of this meeting, insisting that he release the Authorised Report into the Shire of Perenjori. If the Minister will not release the Report to Council, Council wants to know the reasons why the Report is being withheld. Failure of an immediate reply, may result in the Shire contacting the media to give coverage of our demands for the release of this report.

Carried: 6/0

Council Decision – Item 19037.3

Moved: Cr L Smith

Seconded: Cr J Hirsch

Consult with other Councils that have experienced delayed response's with Authorised Inquiry's to seek joint representation to the Minister within two weeks.

Carried: 6/0

19037.4 MATTERS BEHIND CLOSED DOORS

19037.5 DATE OF NEXT MEETING

The date of the next Council meeting will be held on Thursday 18th April 2019 commencing at 3.00 pm.

19037.6 CLOSURE

Cr L Butler declared the meeting closed at 4.33 pm.