



**UNCONFIRMED MINUTES
OF THE ORDINARY MEETING
OF COUNCIL HELD IN
THE PAYNES FIND COMMUNITY CENTRE,
PAYNES FIND,
THURSDAY 23 APRIL 2015,
COMMENCING AT 11.00 AM**

DISCLAIMER

No responsibility whatsoever is implied or accepted by the Shire of Yalgoo for any act, omission or statement or intimation occurring during Council/Committee meetings or during formal/informal conversations with staff. The Shire of Yalgoo disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during Council/Committee meetings or discussions. Any person or legal entity who acts or fails to act in reliance upon any statement does so at that person's or legal entity's own risk.

In particular and without derogating in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a licence, any statement or limitation of approval made by a member or officer of the Shire of Yalgoo during the course of any meeting is not intended to be and is not taken as notice or approval from the Shire of Yalgoo. The Shire of Yalgoo warns that anyone who has an application lodged with the Shire of Yalgoo must obtain and only should rely on WRITTEN CONFIRMATION of the outcome of the application, and any conditions attaching to the decision made by the Shire of Yalgoo in respect of the application.

12.1	PREVIOUS NOTICE RECEIVED	22
13.	URGENT BUSINESS	23
13.1	Criminality in Yalgoo	23
13.2	CENTACARE Funding	23
	C2015-0410 CENTACARE Funding	23
13.3	RED DIRT Tourism Movie	23
	C2015-0411 Promotional Film on Yalgoo	23
14.	MATTERS FOR WHICH THE MEETING MAY BE CLOSED	24
14.0	STATUTORY ENVIRONMENT – MEETING CLOSED TO THE PUBLIC	24
	Local Government Act 1995	24
	Local Government (Rules of Conduct) Regulations 2007	25
14.1	Consideration of a matter (detail) 5.23 (2) (a).....	25
	C2015-0412 Close Meeting to the Public	25
	C2015-0413 Open Meeting to the Public	26
15.	NEXT MEETING	26
16.	MEETING CLOSURE.....	26



Minutes of the Ordinary Meeting of the Yalgoo Shire Council,
held in the Paynes Find Community Centre, Paynes Find
on Thursday 23 April 2015 commencing at 11.00 am.

1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The Shire President Neil Grinham declared the Ordinary Meeting open at 11.07am.

2. RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE

MEMBERS	Cr Neil A Grinham, Shire President Cr Robert W Grinham Cr Stanley K Willock Cr Adam B Fawkes Cr Percy J Lawson
STAFF	Silvio Brenzi, Acting CEO Karen Malloch, Executive Assistant (EA)
GUESTS	Greg Payne, Land Asset & Community Manager, Gindalbie Metals Ltd Christopher Gerrard, General Counsel-Company Secretary, Gindalbie Metals Ltd
OBSERVERS	David Rocke Don Bell Don Anderson Rhonda Anderson Douglas Taylor Barry Moroney
LEAVE OF ABSENCE	
APOLOGIES	Cr M Raul Valenzuela Gail Pilmoor

3. DISCLOSURE OF INTERESTS

Disclosures of interest made before the Meeting

Nil

4. PUBLIC QUESTION TIME

4.1 RESPONSE TO QUESTIONS TAKEN ON NOTICE

A member of the public registered several written questions, on behalf of the Paynes Find community, prior to the meeting.

The President asked Silvio Brenzi, Acting CEO, to respond relevant to the operational area concerned.

Member of the Public

Q: When are the solar lights (3) at the entrance to the Paynes Find Roadhouse going to be fixed?

A: The solar lights are under the jurisdiction of Main Roads.

Cr Stanley Willock will raise the issue with Bernie Miller (Main Roads) at the next Regional Roads Group meeting and the subsequent information will be conveyed to the Paynes Find community.

Member of the Public

Q: When are the entry statements going to be erected in Paynes Find?
Has a time been set for erecting the Entry Statements?
Have the entry statements been cut out?

A: The entry statements are listed in the budget for 2015/16. The history behind the entry statements needs to be researched as there was indecision over selecting the second entry statement.

Acting CEO, Silvio Brenzi will follow up.

Member of the Public

Q: Have there been any further advances in planning for tourist parking in Paynes Find?

A: The lease has been re-zoned. An area has been selected and designated as a File Notation Area (FNA) by the Department of Lands, which will alleviate congestion at the front of the Paynes Find Roadhouse and provide tourist car and caravan parking. The Shire will obtain a copy of the information and forward on to Paynes Find. Acting CEO, Silvio Brenzi will discuss the issue further with Megan Gammon of Urbis Planning.

4.2 QUESTIONS WITHOUT NOTICE

Member of the Public

Q: Why was the decision made by Council at the Ordinary Council meeting on 19 February 2015 (C2015-0213) to close the East-West airstrip at the Paynes Find Airport?

Dave Rocke provided a comprehensive report from the Paynes Find Weather Station outlining reasons to retain the East-West airstrip and included copies of the PF Weather Station reports.

No members of the Paynes Find community were consulted prior to the decision being made.

The RFDS use the North-South airstrip at night because of the lighting and the East-West strip is the one used in the daytime. If there is a strong cross wind, planes cannot land on the North-South airstrip.

A: The Shire was guided in their decision by an independent report and advice from Aerodrome Management Service (AMS). The report gave advice on costs associated with keeping the East-West airstrip open concerning flood damage, fencing of the airstrip, cost of maintenance and grading. AMS provided a strong case for closing the East-West airstrip. President, Neil Grinham recommends the Shire re-visits the issue and obtains more community consultation.

Member of the Public

Q: When is Paynes Find likely to get mobile phone coverage?

A: There are two rounds of funding available, and the Shire has applied for the second round in 2015, which is allocated for in the 2015 – 2016 budget.

5. MATTERS FOR WHICH THE MEETING MAY BE CLOSED

Item 14.1 Consideration of a matter affecting an employee 5.23 (2) (a)

6. APPLICATIONS FOR LEAVE OF ABSENCE

Nil

7. ANNOUNCEMENTS CONCERNING MEETINGS ATTENDED

7.1 PRESIDENT

Date				President
Friday 20 th March 2015	9:00- 2:00pm	Yalgoo	WALGA Meeting Tony Brown James McGovern	Councillors, Silvio Brenzi ACEO
Friday 27 th March 2015	10:00am	Geraldton	RRG – Sub Group	Silvio Brenzi ACEO President Neil Grinham
Tuesday 31 st March 2015	2:00pm - 4:00pm	Mt Magnet	Racing, Gaming, Liquor Licensing	Silvio Brenzi ACEO, President Neil Grinham
Monday – Thursday 13 – 16 th April 2015		Alice Springs	Aus Rangeland Conference	President Neil Grinham
Wednesday 22 nd April 2015		Yalgoo Council Chambers	Policy Committee Meeting	President Neil Grinham Councillors, Silvio Brenzi ACEO

7.2 COUNCILLORS

Date				Councillors
Friday 27 th March 2015		Geraldton	DFES Meeting with Ian Thomson	Silvio Brenzi ACEO
Monday 30 March 2015		Geraldton	Main Roads Safety Meeting	Deputy President Raul Valenzuela
Monday 13 th April 2015	1:30pm	Yalgoo Railway Station	Interagency Meeting	Cr Adam Fawkes
Friday 17 th April 2015	10:00am	Geraldton	MWIRSA Meeting	Silvio Brenzi ACEO

Note:

Deputy President, Raul Valenzuela gave an over view to the Councillors on the Regional Roads Group meeting which he attended on 30 March 2015.

This information included transport industry changes, transport conditions, new regulations, road safety and fatigue management.

Note:

President Neil Grinham spoke about the Australia Rangelands Conference he attended at Alice Springs 13th to 16th April 2015.

8. CONFIRMATION OF MINUTES

8.1 ORDINARY COUNCIL MEETING

Background

Minutes of the Ordinary Meeting of Council have previously been circulated to all Councillors.

Voting Requirements

Simple majority

OFFICER RECOMMENDATION/COUNCIL DECISION

C2015-0401 Minutes of the Ordinary Meeting

That the Minutes of the Ordinary Council Meeting held on Thursday 19 March 2015 be confirmed.

Moved: Cr SK Willock

Seconded: Cr AB Fawkes

Motion put and carried 5/0

8.2 SPECIAL COUNCIL MEETINGS

Background

Minutes of the following Special Meetings of Council have previously been circulated to all Councillors:

Voting Requirements

Simple majority

OFFICER RECOMMENDATION/COUNCIL DECISION

C2015-0402 Minutes of the Special Meeting held Friday 10 April 2015.

That the Minutes of the Special Council Meeting on Friday 10 April 2015 be confirmed.

Moved: Cr SK Willock

Seconded: Cr RW Grinham

Motion put and carried 5/0

9. MINUTES OF COMMITTEE MEETINGS

Nil

ATTENDANCE: 12:13pm President Neil Grinham left the meeting.

ATTENDANCE: 12:15pm President Neil Grinham rejoined the meeting.

10. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS/Other Matters

10.0 INFORMATION ITEMS

Sharing of operational information on items that are not confidential, do not require a decision and do not meet the definition of matters for which the meeting may be closed under section 5.23 of the Local Government Act (e.g.: matters affecting employee/s or the personal affairs of any person).

Nil

10.1 Presentation by Gindalbie Metals Ltd to the Shire of Yalgoo Council

The Shire President Neil Grinham introduced Greg Payne, Land Asset & Community Manager, Gindalbie Metals Ltd and Christopher Gerrard, General Counsel-Company Secretary, Gindalbie Metals Ltd.

An interesting, brief overview of Gindalbie Metals Ltd and their project at Karara was given and any future projects which may contribute to the Shire of Yalgoo.

Greg Payne and Christopher Gerrard left the meeting at 12:40pm.

ADJOURNMENT: *Lunch 12:40pm – 1:30pm.*

The meeting adjourned for lunch at 12:40pm.

RESUMPTION:

The Shire President, Neil Grinham re-opened the Ordinary Meeting at 1:30pm.

Remaining in the meeting were:

- Cr Neil A Grinham, Shire President
- Cr Robert W Grinham
- Cr Stanley K Willock
- Cr Adam B Fawkes
- Cr Percy J Lawson
- Silvio Brenzi, Acting CEO
- Karen Malloch, Executive Assistant (EA)

11. MATTERS FOR DECISION

11.0 MATTERS BROUGHT FORWARD

Nil

11.1 TECHNICAL SERVICES

11.0.1 Technical Services Report April 2015

File:	
Author:	Silvio Brenzi, DCEO
Interest Declared:	No interest to disclose
Date:	21/04/2015
Attachments	P 1 Technical Services Report (Blue)

Matter for Consideration

That Council note the Technical Services report for April 2015.

Background

A monthly update is provided to council on works planned or completed to keep members informed of the issues and progress of operational matters.

Statutory Environment

Local Government Act 1995

s.3.1 (1) The general function of the local government is to provide for the good government of persons in its district.

Business Implications

Strategic Community Plan	
Corporate Business Plan	
Long Term Financial Plan	
Asset Management Plan	
Workforce Plan	
Policy	
Financial (short term/ annual budget)	

Consultation

Silvio Brenzi, DCEO

Comment

The attached report highlights various items that are underway within the Shire. The report can be discussed by the DCEO to clarify and expand on the listed items and answer related questions.

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

C2015-0403 Technical Services Report

That Council note the Technical Report for April 2015.

Moved: Cr AB Fawkes

Seconded: Cr SK Willock

Motion put and carried 5/0

11.2 DEVELOPMENT, PLANNING AND ENVIRONMENTAL HEALTH

No report this month.

11.3 FINANCE

11.3.1 Review of Annual Budget

File:	
Author:	Silvio Brenzi, ACEO
Interest Declared:	No interest to disclose
Date:	16 April 2015
Appendix A (white)	P1 Table of Rates – Budget Review Document a/.Statement of Financial Activity - Confidential (Provided under separate cover) b/.Letter to Shire of Yalgoo re: 2014-5 Annual Budget Review – Confidential (Provided under separate cover) c/.2014/5 Budget Review Statement – Confidential (Provided under separate cover)

Matter for Consideration

To consider and adopt the Budget Review as presented in the Statement of Budget Review for the period 1 July 2014 to 31 December 2014.

Background

A Statement of Financial Activity incorporating year to date budget variations and forecasts to 30 June 2015 for the period ending 31 March 2015 is presented for council to consider.

The *Local Government (Financial Management) Regulations 1996*, regulation 33A as amended, requires that local governments conduct a budget review between 1 January and 31 March in each financial year.

A copy of the review and determination is to be provided to the Department of Local Government within 30 days of the adoption of the review.

The budget review has been prepared to include information required by the *Local Government Act 1995*, *Local Government (Financial Management) Regulations 1996* and Australian Accounting Standards. Council adopted a 10% and a \$10,000 minimum for the reporting of material variances to be used in the statements of financial activity and the annual budget review.

Triple Bottom Line Assessment

- Economic Implications: The budget has been reviewed based on sound financial management and accountability principles and is considered to deliver a sustainable economic outcome for Council and the community.
- Social Implications: The budget has been reviewed to deliver social outcomes identified in various planning and community supporting strategies that have previously been adopted by the Council.
- Environmental Implications: The budget has been reviewed to support key environmental strategies and initiatives adopted by the Council.

The adjustments have resulted in no change to the closing funds and therefore remain within the percentage and dollar material variance set by council in the 2014/2015 Adopted Budget.

Features of the budget review include:

The details of the budget review and explanations are contained in appendix A.

Refer attachment for detailed explanation of budget variances.

Statutory Environment

Regulation 33A of the *Local Government (Financial Management) Regulations 1996* requires:

- (1) Between 1 January and 31 March in each year a local government is to carry out a review of its annual budget for that year.
- (2) Consideration and review is to be given to a local government’s financial performance in the period beginning on 1 July and ending no earlier than 31 December in that financial year.
- (3) Within 30 days after a review of the annual budget of a local government is carried out it is to be submitted to the council.
- (4) A council is to consider a review submitted to it and is to determine* whether or not to adopt the review, any parts of the review or any recommendations made in the review.

**Absolute majority required.*

- (5) Within 30 days after a council has made a determination, a copy of the review and determination is to be provided to the Department.

Strategic Implications

The Budget Review has been developed based on existing strategic planning documents adopted by Council.

Policy Implications

The budget is based on the principles contained in the Plan for the Future.

Financial Implications

Specific financial implications are as outlined in this report and the attachment.

Consultation

Dominic Carbone

Comment

The budget has been reviewed to continue to deliver on other strategies adopted by the Council and maintains a high level of service across all programs.

The closing funds remain in surplus as a result of this budget review with no movement from the budget review.

Refer attachments for full details and explanations of the budget adjustments.

Note: *The Department of Local Government approved an extension to review the 2014/2015 Annual Budget at the 23 April 2015 Ordinary Council Meeting.*

Voting Requirements

Absolute Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

C2015-0404 Adoption of Annual Budget Review for the Period ended 31 March 2015

That Council adopt the budget review with the variations for the period 1 July 2014 to 31 March 2015 and amend the budget accordingly as per appendix A.

Moved: Cr SK Willock

Seconded: Cr PJ Lawson

Motion put and carried by Absolute Majority 5/0

11.3.2 Housing Tender

File:	
Author:	Silvio Brenzi, ACEO
Interest Declared:	No interest to disclose
Date:	21 April 2015
Appendix A (white)	Tender submissions – TR Homes, Fleetwood and WBS Homes 2015 Confidential (Provided under separate cover.)

Matter for Consideration

To consider and adopt the best offer for two modular homes in Yalgoo as per the adopted budget.

Background

Funding to construct two modular homes in Yalgoo was approved by MWDC in January 2015.

The adopted budget has been set to allow for loan funds and building reserve transfer to cater for this development.

Tender documents were prepared and submitted by 5 companies initially for up to 4 homes. This was reviewed along with the budget in March and decided that two homes rather than four would be of greater financial benefit to the shire at this point.

Tenderers were requested to resubmit their proposals with only two homes to be supplied and installed at 75 Weekes St and 6 Henty St. Three companies chose to resubmit.

Statutory Environment

Local Govt Act 1995. Sect 3.57

(1) A local government is required to invite tenders before it enters into a contract of a prescribed kind under which another person is to supply goods or services.

Strategic Implications

Additional housing supplies residences to meet workforce planning outcomes.

Policy Implications

Nil

Financial Implications

Carry out budgeted items in accordance with financial capability.

Consultation

Cr Raul Valenzuela

Comment

An inspection was carried out in Perth at one supplier to determine the suitability of modular homes in Yalgoo. Cr Valenzuela and I visited McGrath Homes and were satisfied with the suitability. A/CEO Silvio Brenzi also visited each supplier in February 2015 and inspected the build quality of each supplier.

Voting Requirements

Absolutely Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

C2015-0405 Accept the Tender from Fleetwood Homes.

That Council accept the tender submission from Fleetwood Homes, tender number YA 2014-01 amended submission to supply and deliver 2 homes to the Yalgoo townsite as tendered.

Moved: Cr AB Fawkes Seconded: Cr SK Willock Motion put and carried by Absolute Majority 5/0

11.4 ADMINISTRATION

11.4.1 Council Delegates - Development Assessment Panel

File:	
Author:	Silvio Brenzi, ACEO
Interest Declared:	No interest to disclose
Date:	16 April 2015
Attachments	Nil

Matter for Consideration

To nominate Councillors as delegates to the Development Assessment Panel.

Background

The Development Assessment Panel came into being on 1 July 2011. Each DAP comprise five members: three specialist members and two local government members. The current memberships are due to expire on 26 April 2015. The Council is now requested to nominate four elected members, two local members who are to be representatives and two are to be alternate local members.

Statutory Environment

Regulation 26 of the Planning and Development (Development Assessment Panels) Regulations 2011

Business Implications

Strategic Community Plan	
Corporate Business Plan	
Long Term Financial Plan	
Asset Management Plan	
Workforce Plan	
Policy	Policy 1.7 – Representatives to Organisations
Financial (short term/ annual budget)	

Financial Implications

Nominated delegates to committees may be entitled to reimbursement of necessary travelling expenses to attend meetings.

Consultation

Neil Grinham, Shire President

Stan Willock, Councillor

Comment

The current local member on the panel Cr R Valenzuela as there is one position vacant and the alternate is Cr Neil Grinham with the other alternate position also vacant.

Current panel members can re-nominate for the position. All positions are for a period of 2 years and will expire on 26 April 2017.

To be a local member the nominees will be required to provide names, addresses, and emails, mobile and land line telephone numbers, dates of birth, employer(s), position(s) and include curriculum vitae details for submission to the Government of Western Australia

It is mandatory, pursuant to the DAP regulations, that all DAP members attend training before they can sit on a DAP and determine applications if they have not already had training.

If both local and alternative members are not re-elected then Ministerial approval will need to be sought for consideration of appointment

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

C2015-0406 Nomination of Councillors to the Development Assessment Panel

That Council nominates Cr Raul Valenzuela and Cr Neil Grinham as the local members of the Development Assessment Panel and Cr Adam Fawkes and Cr Stanley Willock as the alternate local members of the Development Assessment Panel.

Moved: Cr NA Grinham

Seconded: Cr PJ Lawson

Motion put and carried 5/0

11.4.2 Gindalbie Metals Badja Proposal

File:	
Author:	A/ CEO, Silvio Brenzi
Interest Declared:	No interest to disclose
Date:	14/04/2015
Attachments (yellow)	Meeting Notes 14/4/2015 – Confidential (Provided under separate cover)

Matter for Consideration

That Council engages with discussions with Gindalbie Metals Ltd in regards to future plans within Badja station.

Background

Badja station- located within the Shire of Yalgoo is currently owned by Gindalbie Metals Ltd. After a meeting on 14/04/2015 at the Shire office with Christopher Gerrard and Greg Payne, a brief outline of the company’s future plans were outlined in general and some queries were made as to the requirements and expectations of the Shire from their organisation if work was to proceed with their development.

Several items were listed to Christopher regarding current and perhaps future requirements within the Shire of Yalgoo. The confidential meeting notes are distributed to Councillors for their information.

Statutory Environment

Local Government Act 1995

s.3.1 (1) The general function of the local government is to provide for the good government of persons in its district.

Business Implications

Strategic Community Plan	
Corporate Business Plan	
Long Term Financial Plan	
Asset Management Plan	
Workforce Plan	
Policy	
Financial (short term/ annual budget)	

Consultation

Silvio Brenzi, A/CEO

Christopher Gerrard, General Counsel Gindalbie Metals

Greg Payne Gindalbie Metals

Comment

The brief overview attached does not clearly state the full function and operation of the proposed site. I would suggest that a clearer outline of the proposal is made clear to council prior to supporting any development proposal.

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

C2015-0407 Principle Support to Gindalbie Metals Badja Proposal

That Council give support to further discussions with Gindalbie Metals Ltd to determine an acceptable development of the Badja site and recommend any benefits to the Shire of Yalgoo accordingly.

Moved: Cr PJ Lawson

Seconded: Cr SK Willock

Motion put and carried 5/0

11.4.3 Shire Post Office Box

File:	
Author:	A/ CEO, Silvio Brenzi
Interest Declared:	No interest to disclose
Date:	14/04/2015
Attachments (yellow)	NIL

Matter for Consideration

To consider closing the P.O. Box account currently paid for by the Shire.

Background

Currently the Shire of Yalgoo pays for a P.O. Box (number 40) as part of its postal address. This cost is charged once per year at a price of \$270.00 pa. Whilst this cost is quite low it is apparent that the box is actually not used and all mail that is addressed to the Shire is collected personally from the post office as per other mail items.

Statutory Environment

Local Government Act 1995

s.3.1 (1) The general function of the local government is to provide for the good government of persons in its district.

Business Implications

Strategic Community Plan	
Corporate Business Plan	
Long Term Financial Plan	
Asset Management Plan	
Workforce Plan	
Policy	
Financial (short term/ annual budget)	Assist with programming future road work understanding.

Consultation

Silvio Brenzi A/CEO

Comment

It is planned to only use the street address of 37 Gibbons St as the postal address. Any document templates will be modified accordingly.

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

C2015-0408 Cancellation of P.O. Box 40

That Council approves the discontinuation of the Shire P.O. Box 40 (at completion of the current paid year) and the street address of 37 Gibbons St be used for all further mail.

Moved: Cr SK Willock

Seconded: Cr RW Grinham

Motion put and carried 3/2

11.4.4 Road Inspection Members

File:	
Author:	A/ CEO, Silvio Brenzi
Interest Declared:	No interest to disclose
Date:	14/04/2015
Attachments (yellow)	NIL

Matter for Consideration

To consider that members of the RRG sub-group are invited to carry out planned road inspections to determine the quality and standards of roads within the Shire of Yalgoo and compare these with surrounding Local Governments for benchmarking.

Background

The Shire of Yalgoo has in excess of 1100km of unsealed roads that have the nature of condition changing within a very short period of time due to wear and tear or weather conditions. Yalgoo attends RRG meetings to discuss and review items regarding Shire of Yalgoo road networks and those within our region including Murchison, Sandstone, Cue, Mt Magnet and Meekatharra. To assist the council members who sit on these panels, Cr Neil Grinham and Cr Stan Willock, it would be beneficial to gain a greater understanding of the overall condition and standards of our own network in Yalgoo and that of those who boarder onto our shire. This can be assisted by assessing on a staged basis of the unsealed roads within and externally by visual inspection. This would be scheduled on a notice format, I.E. the nominated members and officer would arrange a minimum of 4 trips per calendar year within Yalgoo endeavouring to see all unsealed roads within the shire and 2 trips to visit other bordering shires to discuss and inspect conditions and methods utilised by others. This may involve some overnight trips and would require accommodation and meal costs to be covered by the Shire. This would be funded from the Rural Road Maintenance account.

Statutory Environment

Local Government Act 1995

s.3.1 (1) The general function of the local government is to provide for the good government of persons in its district.

Business Implications

Strategic Community Plan	
Corporate Business Plan	
Long Term Financial Plan	
Asset Management Plan	
Workforce Plan	
Policy	
Financial (short term/ annual budget)	Assist with programming future road work understanding.

Consultation

Cr Neil Grinham

Cr Stan Willock

Comment

Nil

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

C2015-0409 Road Inspection Members

That Council nominate Cr Neil Grinham and Cr Stan Willock (RRG members) to accompany a designated officer by the CEO to inspect local and surrounding roads using the information gathered for RRG meetings. Any costs incurred will be covered by the Shire of Yalgoo.

Moved: Cr AB Fawkes

Seconded: Cr RW Grinham

Motion put and carried 5/0

ATTENDANCE: 3:55pm Cr Robert Grinham left the meeting.

ATTENDANCE: 4:03pm Cr Robert Grinham rejoined the meeting.

12. NOTICE OF MOTIONS

12.1 PREVIOUS NOTICE RECEIVED

Nil

13. URGENT BUSINESS

13.1 Criminality in Yalgoo

Background

Prior to the Ordinary meeting, Crs MR Valenzuela, PJ Lawson, SK Willock met to discuss criminality issues in Yalgoo.

A curfew was proposed however this has to be processed by Court Order via the WA Police. Other different strategies were discussed to prevent young people from breaking the law.

Note:

The result of the discussion is a letter will be drafted by the Acting CEO and Shire Councillors to the WA Police requesting a night time curfew be imposed on the young people in Yalgoo.

13.2 CENTACARE Funding

Background

The Shire has an agreement with CENTACARE Geraldton, which provides a mutually agreed level of funding for the position of the Indigenous Parenting Coordinator in Yalgoo. State funding is being reviewed to assist further.

NEW MOTION/COUNCIL DECISION

C2015-0410 CENTACARE Funding

That Council respond to Sister Mary Ryan, CENTACARE that the current level of funding for the Indigenous Support Officer in Yalgoo will remain at the present level.

Moved: Cr PJ Lawson

Seconded: Cr AB Fawkes

Motion put and carried 5/0

13.3 RED DIRT Tourism Movie

Background

The RED DIRT film makers have proposed filming a 25 minute film (approximately), set in 1980's Yalgoo for next year's WA film festival. Council concluded the film will provide major promotional benefits for Yalgoo.

NEW MOTION/COUNCIL DECISION

C2015-0411 Promotional Film on Yalgoo

That Council donate \$3,000.00 to support RED DIRT film crew for the promotional film of Yalgoo, from the HCP account.

Moved: Cr AB Fawkes

Seconded: Cr SK Willock

Motion put and carried 5/0

14. MATTERS FOR WHICH THE MEETING MAY BE CLOSED

14.0 STATUTORY ENVIRONMENT – MEETING CLOSED TO THE PUBLIC

Councillors are obliged to maintain the confidentiality of matters discussed when the meeting is closed. Fines of up to \$10,000 or two years imprisonment apply to certain offences relating to misuse of information.

The following legislative extracts were downloaded from www.auslii.edu.au on 8 November 2010.

Local Government Act 1995

5.23. Meetings generally open to the public

- (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.

5.92. Access to information by council, committee members

- (1) A person who is a council member or a committee member can have access to any information held by the local government that is relevant to the performance by the person of any of his or her functions under this Act or under any other written law.
- (2) Without limiting subsection (1), a council member can have access to —
 - (a) all written contracts entered into by the local government; and

(b) all documents relating to written contracts proposed to be entered into by the local government.

5.93. Improper use of information

A person who is a council member, a committee member or an employee must not make improper use of any information acquired in the performance by the person of any of his or her functions under this Act or any other written law —

- (a) to gain directly or indirectly an advantage for the person or any other person; or
- (b) to cause detriment to the local government or any other person.

Penalty: \$10 000 or imprisonment for 2 years.

Local Government (Rules of Conduct) Regulations 2007

6. Use of information

- (1) In this regulation —
- closed meeting** means a council or committee meeting, or a part of a council or committee meeting, that is closed to members of the public under section 5.23(2) of the Act;
 - confidential document** means a document marked by the CEO to clearly show that the information in the document is not to be disclosed;
 - non-confidential document** means a document that is not a confidential document.
- (2) A person who is a council member must not disclose —
- (a) information that the council member derived from a confidential document; or
 - (b) information that the council member acquired at a closed meeting other than information derived from a non-confidential document.
- (3) Subregulation (2) does not prevent a person who is a council member from disclosing information —
- (a) at a closed meeting; or
 - (b) to the extent specified by the council and subject to such other conditions as the council determines; or
 - (c) that is already in the public domain; or
 - (d) to an officer of the Department; or
 - (e) to the Minister; or
 - (f) to a legal practitioner for the purpose of obtaining legal advice; or
 - (g) if the disclosure is required or permitted by law.

14.1 Consideration of a matter (detail) 5.23 (2) (a)

Motion to Close the Meeting to the Public

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

C2015-0412 Close Meeting to the Public

That the meeting be closed to the public to discuss (detail) (LGA s. 5.23 (2) (a)).

Moved: Cr SK Willock

Seconded: Cr AB Fawkes

Motion put and carried 5/0

ATTENDANCE: 3:06pm EA, Karen Malloch left the meeting.

The meeting was closed to the public at 3:07pm

Remaining in the meeting were:

- Cr Neil A Grinham, Shire President
- Cr Percy Lawson
- Cr Stanley K Willock
- Cr Robert W Grinham
- Silvio Brenzi, Acting CEO

Motion to Open the Meeting to the Public

Voting Requirements

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION

C2015-0413 Open Meeting to the Public

That the meeting be re-opened to the public.

Moved: Cr SK Willock

Seconded: Cr AB Fawkes

Motion put and carried 5/0

The meeting was reopened to the public at 3:23pm.

15. NEXT MEETING

The next Ordinary Meeting of Council is due to be held in the Council Chambers in Gibbons Street on Thursday 21 May 2015 commencing at 11.00 am.

16. MEETING CLOSURE

There being no further business, President Neil Grinham declared the meeting closed at 3:25pm.

DECLARATION

These minutes were confirmed by Council at the Ordinary Meeting held on _____.

Signed: _____
 Person presiding at the meeting at which these minutes were confirmed