



# MINUTES

## For the Ordinary Council Meeting

Held on the 25<sup>th</sup> November 2022



**Ian Holland**

CHIEF EXECUTIVE OFFICER

25<sup>th</sup> November 2022

**Disclaimer:**

The Shire of Yalgoo gives notice to members of the public that any decisions made at the meeting, can be revoked, pursuant to the Local Government Act 1995. Therefore members of the public should not rely on any decisions until formal notification in writing by Council has been received. Any plans or documents in agendas and minutes may be subject to copyright. The express permission of the copyright owner must be obtained before copying any copyright material.

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**1 DECLARATION OF OPENING**

The Shire Deputy President welcomed those in attendance and declared the meeting open at 10.02am.

**2 ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE**

In accordance with section 14 of the Local Government (Administration) Regulations 1996 “Meetings held by electronic means in public health emergency or state of emergency (Act s. 5.25(1)(ba))”, the President to declare that this Meeting may take place via instantaneous communication. All Councillors and staff are to be available either via telephone (teleconference) or in person.

<b>Deputy President</b>	Cr Gail Trenfield
<b>Councillors</b>	Cr Gail Simpson
	Cr Tamisha Hodder
	Cr Raul Valenzuela
<b>Chief Executive Officer</b>	Ian Holland
<b>Deputy CEO</b>	Thomas Gorman
<b>Executive Assistant</b>	Diane Hodder

**APOLOGIES**

<b>LEAVE OF ABSENCE</b>	Cr Stanley Willock
	Cr Gregory Payne

**3 DISCLOSURE OF INTERESTS**

Councillors and Officers are reminded of the requirements of s5.65 of the Local Government Act 1995, to verbally disclose any interest during the meeting before the matter is discussed or to provide in writing the nature of the interest to the CEO before the meeting.

Cr Tamisha Hodder declared a financial interest in Item 14.3 – Rating Exemption – Murchison Regional Aboriginal Corporation.

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### 4 PUBLIC QUESTION TIME

NIL

### REPONSES TO QUESTIONS TAKEN ON NOTICE

NIL

### QUESTIONS TAKEN WITHOUT NOTICE

NIL

### 5 PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS

Midwest Safety Roads

### 6 NOTICE OF MATTERS TO BE DISCUSSED BEHIND CLOSED DOORS

NIL

### 7 APPLICATIONS FOR LEAVE OF ABSENCE

Cr Gregory Payne and Cr Stanley Willock notified the CEO that they will not be in attendance at the Ordinary Council meeting 25<sup>th</sup> November 2022 and has requested a leave of absence for the remainder of the meeting.

#### COUNCIL RESOLUTION – C2022-11-01

Moved: Cr Gail Simpson                      Seconded: Cr Raul Valenzuela

That Cr Gregory Payne and Cr Stanley Willock be granted a Leave of Absence for the 25<sup>th</sup> November 2022 Ordinary Council Meeting.

CARRIED: 4/0

### 8 ANNOUNCEMENTS CONCERNING MEETINGS ATTENDED

Date	Location	Meeting	Attendance
18 November 2022	Shire of Cue	Cue Parliament	Cr Gail Simpson Cr Gail Trenfield Cr Raul Valenzuela Cr Stanley Willock Cr Tamisha Hodder CEO Ian Holland
31 October 2022	Shire of Yalgoo	Yalgoo Mining forum	Cr Stanley Willock Cr Raul Valenzuela Cr Gail Simpson Cr Gail Trenfield CEO Ian Holland DCEO Thomas Gorman

## 9 CONFIRMATION OF MINUTES

### 9.1 MINUTES OF THE ORDINARY COUNCIL MEETING – 28<sup>TH</sup> OCTOBER 2022

#### RECOMMENDATION

That the minutes of the Council Meeting held on the 28<sup>th</sup> October 2022 as attached be confirmed as a true and correct record.

#### COUNCIL RESOLUTION - C2022-11-02

Moved: Cr Gail Simpson                      Seconded: Cr Raul Valenzuela

That the minutes of the Council Meeting held on the 28<sup>th</sup> October 2022 as attached be confirmed as a true and correct record.

CARRIED: 4/0

## 10 MINUTES OF COMMITTEE MEETINGS

NIL

### 10.1 REPORTS OF COMMITTEE MEETINGS

NIL

## 11 TECHNICAL REPORTS

### 11.1 CAPITAL PROGRESS REPORT

Applicant:	Shire of Yalgoo
Date:	9 November 2022
Reporting Officer:	Dominic Carbone
Disclosure of Interest:	NIL
Attachments:	NIL

#### SUMMARY

To receive the Progress Report on the 2022/23 Capital Works Program.

#### BACKGROUND

The Shire in its 2022-23 Annual Budget has allocated the sum of \$4,386,844 for the acquisition of capital assets and the undertaking of infrastructure works.

#### COMMENT

The Capital Projects detailed below are projects incorporated in the 2022-23 Annual Budget.

#### STATUTORY ENVIRONMENT

NIL

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### **POLICY/FINANCIAL IMPLCATIONS**

To deliver the Capital Works Program within budgeted allocations.

### **VOTING REQUIREMENT**

Simple Majority

### **OFFICERS RECOMMENDATION**

That Council receive the Progress Report on the Capital Works Program as at 31<sup>st</sup> October 2022.

#### COUNCIL RESOLUTION - C2022-11-03

Moved: Cr Raul Valenzuela      Seconded: Cr Gail Simpson

That Council receive the Progress Report on the Capital Works Program as at 31<sup>st</sup> October 2022

CARRIED: 4/0

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### CAPITAL WORKS PROGRAMME

The following assets and works are budgeted to be acquired or undertaken during the year:

	2022-23 ANNUAL BUDGET	2022-23 OCTOBER ACTUAL	VARIANCE FAV (UNFAV)	COMMENTS
	\$	YTD \$	\$	
<b>By Program</b>				The CEO to provide a verbal update on the status of the capital projects as at 31 October 2022
<b>Governance</b>				
000000-Admin Computers Hardware, System Upgrade and Telephone Replacement F & E	10,000		10,000	
000000-External Monitor Display F & E	21,602		21,602	
000000-Tables and Chairs F & E	5,000		5,000	
000000-Landscape - Admin Office Other	40,000		40,000	
<b>Law Order Public Safety</b>				
<b>Housing</b>				
000000-Other Housing - Nurse Accommodation L & B	420,000	23,700	396,300	In progress
<b>Communities Amenties</b>				
<b>Recreation and Culture</b>				
000000 - Community Hall Renovations L & B	350,000		350,000	
000000-Core Stadium Exercise Equipment, Seating and BBQ area improvements F & E	22,000		22,000	
000000- Community Heritage Buildings Renewals - LRCl Grant 2022-23 L & B	227,220	1,000	226,220	In progress
000000- Resurface Rage Cage, Tennis and Basketball Courts L & B	98,000		98,000	
000000- Stadium Relocate Fence Recreation	47,077		47,077	
Mower P & E	35,000		35,000	

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The following assets and works are budgeted to be acquired or undertaken during the year:

		2022-23 ANNUAL BUDGET	2022-23 OCTOBER ACTUAL	VARIANCE FAV (UNFAV)	COMMENTS
		\$	YTD \$	\$	
<b>By Program</b>					The CEO to provide a verbal update on the status of the capital projects as at 31 October 2022
<b>Law Order &amp; Public Safety</b>					
000000- Light Tanker	P & E	239,000		239,000	
<b>Transport</b>					
000000- Machinery Shed Depot Concrete Floor Bays	L & B	27,000		27,000	
000000- Storage Shed Depot	L & B	16,000		16,000	
000000-Skidsteer	P & E	86,000		86,000	
000000- Multi Tyre Roller	P & E	220,000		220,000	
000000- Genset	P & E	20,000		20,000	
000000- Dual Cab Utility	P & E	40,000		40,000	
000000-Works Foreman Utility	P & E	75,000		75,000	
000000-Traffic Light Pair	P & E	32,000		32,000	
000000- Prime Mover	P & E	325,000		325,000	
000000- Works Forklift	P & E	50,000	25,338	24,662	In progress
000000- Trailer Side Tipper	P & E	240,000		240,000	
000000-Utility	P & E	32,000		32,000	
000000-Utility Work Crew	P & E	40,000		40,000	
000000-Satelite Phones and Vehicle Tracking	P & E	10,000		10,000	
000000- Street Lighting	Other	22,000		22,000	
000000- Paynes Find Entry Statements	Other	18,652		18,652	
000000- Trailer Side Tipper	P & E	0	9,510	(9,510)	Amount paid twice to be refunded
<b>ROADS TO RECOVERY GRANTS</b>					
000000- Yalgoo/Ninghan Road - Seal to width 4m	Roads	377,293		377,293	
<b>RRG SPECIAL GRANT RD WORKS</b>					
000000- Yalgoo/Ninghan Road - Seal to width 4m LRCI \$446,000 RRG \$300,000	Roads	746,000		746,000	



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		\$	YTD \$	\$	
<b>By Program</b>					The CEO to provide a verbal update on the status of the capital projects as at 31 October 2022
<b>MUNICIPAL FUND</b>					
000000- Morawa Yalgoo Road Culvert, Floodway and Shoulder	Roads	80,000		80,000	
000000-Tourism Projects as per Plan	Roads	35,000		35,000	
000000-Floodway Stabalisation and Flood Mitigation	Roads	100,000		100,000	
000000- Fixed Road and Wayfinding Signage LRCI Grant 2022-23	Roads	15,000		15,000	
000000- Jokers Tunnel Sealed Floodway and Impoved Access LRCI Grant 2022-23	Roads	80,000		80,000	
000000- Sealing Outside primary School LRCI Grant 2022-23	Roads	40,000		40,000	
000000- Sealing Paynes Find Poineer Cemetery LRCI Grant 2022-23	Roads	10,000		10,000	
<b>Economic Services</b>					
000000-Caravan Park - 2 Self Contained Accommodation Units	L & B	25,000	23,596	1,404	In progress
000000-Caravan Park - Commercial Washing Machine and Dryer	F & E	40,000		40,000	
000000-Caravan Park -Awning over BBQ Facility	L & B	10,000		10,000	
<b>Other Property and Services</b>					
000000-Solar Panel - Shire Buildings	L & B	60,000		60,000	
		<b>4,386,844</b>	<b>83,144</b>	<b>4,303,700</b>	

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The following assets and works are budgeted to be acquired or undertaken during the year:

		2022-23 ANNUAL BUDGET	2022-23 AUGUST ACTUAL	VARIANCE FAV (UNFAV)	COMMENTS
		\$	YTD \$	\$	
<b><u>By Program</u></b>					The CEO to provide a verbal update on the status of the capital projects as at 31 August 2022
<b>Law Order &amp; Public Safety</b>					
000000- Light Tanker	P & E	239,000		239,000	
<b>Transport</b>					
000000- Machinery Shed Depot Concrete Floor Bays	L & B	27,000		27,000	
000000- Storage Shed Depot	L & B	16,000		16,000	
000000-Skidsteer	P & E	86,000		86,000	
000000- Multi Tyre Roller	P & E	220,000		220,000	
000000- Genset	P & E	20,000		20,000	
000000- Dual Cab Utility	P & E	40,000		40,000	
000000-Works Foreman Utility	P & E	75,000		75,000	
000000-Traffic Light Pair	P & E	32,000		32,000	
000000- Prime Mover	P & E	325,000		325,000	
000000- Works Forklift	P & E	50,000		50,000	
000000- Trailer Side Tipper	P & E	240,000		240,000	
000000-Utility	P & E	32,000		32,000	
000000-Utility Work Crew	P & E	40,000		40,000	
000000-Satelite Phones and Vehicle Tracking	P & E	10,000		10,000	
000000- Street Lighting	Other	22,000		22,000	
000000- Paynes Find Entry Statements	Other	18,652		18,652	
000000- Trailer	P & E	0	10,461	(10,461)	IN 2021-22 Annual Budget amount paid twice
<b>ROADS TO RECOVERY GRANTS</b>					
000000- Yalgoo/Ninghan Road - Seal to width 4m	Roads	377,293		377,293	
<b>RRG SPECIAL GRANT RD WORKS</b>					
000000- Yalgoo/Ninghan Road - Seal to width 4m LRCI \$446,000 RRG \$300,000	Roads	746,000		746,000	

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		\$	YTD \$	\$	
<b><u>By Program</u></b>					The CEO to provide a verbal update on the status of the capital projects as at 31 August 2022
<b>MUNICIPAL FUND</b>					
000000- Morawa Yalgoo Road Culvert, Floodway and Shoulder	Roads	80,000		80,000	
000000-Tourism Projects as per Plan	Roads	35,000		35,000	
000000-Floodway Stabalisation and Flood Mitigation	Roads	100,000		100,000	
000000- Fixed Road and Wayfinding Signage LRCI Grant 2022-23	Roads	15,000		15,000	
000000- Jokers Tunnel Sealed Floodway and Impoved Access LRCI Grant 2022-23	Roads	80,000		80,000	
000000- Sealing Outside primary School LRCI Grant 2022-23	Roads	40,000		40,000	
000000- Sealing Paynes Find Poineer Cemetery LRCI Grant 2022-23	Roads	10,000		10,000	
<b>Economic Services</b>					
000000-Caravan Park - 2 Self Contained Accommodation Units	L & B	25,000	23,897	1,103	In progress
000000-Caravan Park - Commercial Washing Machine and Dryer	F & E	40,000		40,000	
000000-Caravan Park -Awning over BBQ Facility	L & B	10,000		10,000	
<b>Other Property and Services</b>					
000000-Solar Panel - Shire Buildings	L & B	60,000		60,000	
		<b>4,386,844</b>	<b>59,058</b>	<b>4,327,786</b>	

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## 11.2 TECHNICAL SERVICES REPORT AS OF 17<sup>th</sup> NOVEMBER 2022

Applicant:	Shire of Yalgoo
Date:	17 November 2022
Reporting Officer:	Craig Holland Works Manager
Disclosure of Interest:	NIL
Attachments:	NIL

### **SUMMARY**

That Council receive the Technical Services Report as at the 17<sup>th</sup> November 2022

### **COMMENT**

#### **Road Construction and Capital**

- NIL: report

#### **Road Maintenance**

- Maintenance grading done on Ninghan Rd, Yalgoo/Ninghan Rd, Yalgoo Morawa Road Verge & Back slopes, Weradjaminda Rd corner tidied up.

#### **Plant and other infrastructure maintenance**

- Service done on – YA807, Mosquito control done on all tanks and water source around town.

#### **Parks, Reserves and Properties**

##### ***4.1 Art & Culture Centre***

General gardening maintenance carried out.

##### ***4.2 Community Town Oval***

General gardening maintenance and fertilizing conducted to the oval and core stadium gardens

##### ***4.3 Community Park, Gibbons Street***

General gardening maintenance conducted on a weekly bases mowing, pruning and watering.

##### ***4.4 Community Park, Shamrock Street***

General gardening maintenance conducted on a weekly bases mowing, pruning and watering.

**4.5 Water Park**

Water Park serviced and up and running.

**4.6 Yalgoo Caravan Park**

General gardening maintenance is done every two weeks.

**4.7 Paynes Find**

New gate posts put in at airstrip.

**4.8 Railway Station**

Restoration work has started.

**4.9 Yalgoo Nursing Post**

No changes or additions to the nursing post, besides general gardening maintenance.

**4.10 Staff Housing**

Some fencing repairs done.

**4.11 Yalgoo Rubbish Tip**

Tip head pushed over on a weekly basis.

**4.12 Yalgoo & Paynes Find Airstrip**

Paynes Find Airstrip – checked and all good.

Yalgoo Airstrip – checked and all good

**STATUTORY ENVIRONMENT**

NIL

**POLICY/FINANCIAL IMPLCATIONS**

To deliver the Capital Works Program within budgeted allocations.

**VOTING REQUIREMENT**

Simple Majority

**OFFICERS RECOMMENDATION**

That Council receive the Technical Services Report as of 17<sup>th</sup> November 2022.

COUNCIL RESOLUTION - C2022-11-04

Moved: Cr Raul Valenzuela      Seconded: Cr Tamisha Hodder

That Council receive the Technical Services Report as of 17<sup>th</sup> November 2022.

CARRIED: 4/0

**12 DEVELOPMENT, PLANNING AND ENVIRONMENTAL HEALTH REPORTS**  
NIL

**13 FINANCIAL REPORTS**

**13.1 LIST OF ACCOUNTS**

Applicant:	Shire of Yalgoo
Date:	9 November 2022
Reporting Officer:	Dominic Carbone
Disclosure of Interest:	NIL
Attachments:	NIL

**SUMMARY**

Council approval is sought for the payments made in the period 1<sup>st</sup> October 2022 to 31<sup>st</sup> October 2022 as detailed in the List of Accounts below.

**COMMENT**

The Local Government Act 1995 and the Local Government (Financial Management) Regulations 1996 requires the Chief Executive Officer to present a list of accounts paid and/or payable to Council and to record those accounts in the minutes of the meeting.

**STATUTORY ENVIRONMENT**

Local Government Act 1995

**6.10 Financial Management regulations**

Regulations may provide for –

- a. The security and banking of money received by a local government' and
- b. The keeping of financial records by a local government; and
- c. The management by a local government of its assets, liabilities and revenue; and
- 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.

Local Government (Financial Management) Regulations 1996

13. Payments from municipal fund or trust fund by CEO, CEO's duties as to etc.
  1. If the local government has delegated to the CEO the exercise of its power to make payments from the municipal fund or the trust fund, a list of accounts paid by the CEO is to be prepared each month showing for each account paid since the last such list was prepared –
    - I. The payee's name; and
    - II. The amount of the payment; and

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- III. The date of the payment; and
  - IV. Sufficient information to identify the transaction.
2. A list of accounts for approval to be paid is to be prepared each month showing –
- a. For each account which requires council authorisation in that month –
    - I. The payee's name; and
    - II. The amount of the payment; and
    - III. Sufficient information to identify the transaction; and
  - b. The date of the meeting of the council to which the list is to be presented.
3. A list prepared under subregulation (1) or (2) 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/FINANCIAL IMPLCATIONS**

NIL

### **VOTING REQUIREMENT**

Simple Majority

### **OFFICERS RECOMMENDATION**

That Council approve the list of accounts paid for the period 1<sup>st</sup> October 2022 to 31<sup>st</sup> October 2022 amounting to \$218,574.15 and the list be recorded in the minutes.

#### **COUNCIL RESOLUTION - C2022-11-05**

Moved: Cr Raul Valenzuela      Seconded: Cr Tamisha Hodder

That Council approve the list of accounts paid for the period 1<sup>st</sup> October 2022 to 31<sup>st</sup> October 2022 amounting to \$218,574.15 and the list be recorded in the minutes

CARRIED: 4/0



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### Shire of Yalgoo List of Accounts Paid and Payable

Cheque /EFT No	Date	Name	Invoice Description	Bank Code	Amount
1 EFT436	04/10/2022	Monsterball Amusement & Haire	EMU FESTIVAL - DNA	1	7,490.00
2 EFT437	05/10/2022	The funk Factory	Prepare 30 Emu Sculpture bases	1	678.45
3 EFT438	05/10/2022	Naomi Wilson	Baloon Animal (200 qty)	1	430.00
4 EFT439	05/10/2022	Leonard Barnard	Holiday Program September 2022 - trip to Walga Rock including Waradjari	1	520.00
5 EFT440	13/10/2022	Kennards Hire Pty Ltd	Generator - 20 KVA Hire	1	1,450.00
6 EFT441	13/10/2022	Geraldton Party Hire	2 x Bouncy Castles (Justice League & Rock N Roll) with Generator and Supervisor from 10am - 4pm	1	4,534.00
7 EFT442	13/10/2022	Telstra Corporation Ltd	Office Telephone and Mobile Accounts	1	17,249.67
EFT443 8	13/10/2022	Old Macdonald'S Travelling Farms	Yalgoo Emu Festival 2022 held 8th October from 10am to 4pm	1	1,980.00
9 EFT444	13/10/2022	Debie Reader	Facepainting for Emu Festival	1	500.00
10 EFT445	13/10/2022	Url Networks Pty Ltd	Administration Office Telephone	1	138.69
11 EFT446	13/10/2022	Party on the Green	Mini Golf for Emu Festival	1	3,602.50

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### Shire of Yalgoo

#### List of Accounts Paid and Payable

Cheque /EFT No	Date	Name	Invoice Description	Bank Code	Amount
12 EFT447	26/10/2022	E & Mi Rosher	Replace front tvres	1	166.98
13 EFT448	26/10/2022	Beachlands Plumbing Pty Ltd	Leech Drains Back up	1	1,039.28
EFT449 14	26/10/2022	Desert to Coast Training & Assessing	Staff Training - 2 Day Course - Chris Bell	1	1,950.00
15 EFT450	26/10/2022	Asphalt in a Bag	2x Pallets off Asphalt	1	3,575.00
EFT451 16	26/10/2022	ATOM Supply	Angle Grinder 125mm 5" M18 Fuel 2x 5.0ah ,Batteries + Charger	1	919.78
17 EFT452	26/10/2022	Battery Mart	Battery for Core Stadium Barbecue	1	128.70
18 EFT453	26/10/2022	Beaurepairs	Earthmover Tyre Repairs	1	3,512.04
EFT454 19	26/10/2022	BOC Limited	Monthly Depot Container Service - July 2022	1	248.54
20 EFT455	26/10/2022	Bridged Group Pty Ltd	Monthly SOPHOS Service Fee -	1	346.50

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### Shire of Yalgoo

#### List of Accounts Paid and Payable

Cheque /EFT No	Date	Name	Invoice Description	Bank Code	Amount
21 EFT456	26/10/2022	Bunnings Building Supplies Pty Ltd	Materials for Costumes and Sculptures for the Emu Festival 2022	1	708.93
22 EFT457	26/10/2022	Canine Control	Ranger Service for 2022/2023 financial year - July 2022	1	2,773.44
23 EFT458	26/10/2022	Civic Legal	Professional Fees - OAG Instruction	1	10,912.99
24 EFT459	26/10/2022	Clarkes Washing Machine Repairs	Washing machine repair for guest	1	858.00
25 EFT460	26/10/2022	Dominic Carbone & Associates	Financial Consultancy Services	1	8,002.50
26 EFT461	26/10/2022	Gail Trenfield	Council Meeting Fees and Allowances- 15th September 2022	1	777.67
27 EFT462	26/10/2022	Refuel Australia	Fuel Charges	1	42,967.11
28 EFT463	26/10/2022	Jason Signmakers	Traffic Cones	1	1,026.85
29 EFT464	26/10/2022	Pemco Diesel Pty Ltd	10000 Ks Service Mack Truck	1	13,334.86

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### Shire of Yalgoo

#### List of Accounts Paid and Payable

Cheque /EFT					Bank	
No	Date	Name	Invoice Description	Code	Amount	
30	EFT465	26/10/2022	Raul. Valenzuela	Council Meeting Fees and Allowances - 30th September 2022	1	763.67
31	EFT466	26/10/2022	Spotlight P/L	Materials for Costumes & Sculptures Emu Festival 2022	1	498.20
32	EFT467	26/10/2022	Veolia Environmental Services	Shire of Yalgoo Waste Collection Charges - September 2022	1	5,499.89
33	EFT468	26/10/2022	WA Local Government Association	2022 WA Local Governemnt Convention Delegate Registration for - Cr Stanley Willock	1	7,710.00
34	EFT469	26/10/2022	Tamisha Hodder	Council Meeting Fees and Allowances - 30th September 2022	1	763.67
35	EFT470	26/10/2022	Gregory Arthur Payne	Council Meeting Fees and Allowances - 30th September 2022	1	1,850.98
36	EFT471	26/10/2022	Datacom Solutions (AU) Pty Ltd	Monthly Financial Software Fee - August 2022	1	95.17
37	EFT472	26/10/2022	Department of Fire and Emergency Services (DFES)	22/23 ESL Payment	1	1,953.00

## Minutes – Ordinary Council Meeting – Friday 25<sup>th</sup> November 2022

### Shire of Yalgoo

#### List of Accounts Paid and Payable

Cheque /EFT No	Date	Name	Invoice Description	Bank Code	Amount
38 EFT473	26/10/2022	Seivy'S Mechanical Services	Vehicle Service	1	1,756.70
EFT474 39	26/10/2022	Michelle Hodder	Consumables - Trifles, Cupcakes, Jelly, Fruit Salad, Icy Poles	1	245.00
EFT475 40	26/10/2022	Stanley Willock	Council Meeting Fees and Allowances - 30th September 2022	1	763.67
EFT476	26/10/2022	Gail Simpson	Council Meeting Fees and Allowances - 30th September 2022	1	763.67
41 EFT477	26/10/2022	Lo-Go Appointments	Temporary Appointment Executive	1	8,932.60
42 EFT478	26/10/2022	Wheatbelt Christian Fellowship	Donation to Geoff Van Schie Wheatbelt Christian Fellowship - Yalgoo Primary School Outreach Decision of Council 29 July 2022	1	4,000.00
43 EFT479	26/10/2022	Hersey'S Safety Pty Ltd	Kleen Air Magnetic Light Scerw Driver Set	1	660.61
EFT480 44	26/10/2022	Kmart - Geraldton	Sports Equipment and Materials for School Holiday Programs	1	478.00

## Minutes – Ordinary Council Meeting – Friday 25<sup>th</sup> November 2022

### Shire of Yalgoo

#### List of Accounts Paid and Payable

Cheque /EFT No	Date	Name	Invoice Description	Bank Code	Amount
45 EFT481	26/10/2022	Rodney Taylor	Delivery of one Bobcat from Geraldton to Yalgoo	1	25.00
46 EFT482	26/10/2022	Nickeisha Hodder	Prepare, Organise and consult for the Athletics Day held 20 October 2022	1	1,500.00
47 EFT483	26/10/2022	Mullewa Farm Supplies	20 Litres Glyphix Max Drum Muster Levy on 20L Drums 10L Cutlass 500 Dicamba Drum Muster Levy on 10L Drums	1	706.64
48 EFT484	26/10/2022	Thomas Gorman	Reimbursement -Accomodation to Attend ITVISION Annual Conference - DCEO	1	609.95
49 EFT485	26/10/2022	Complete Office Supplies Pty Ltd	1. Liner Bags (240L), Liner Bags (54L), Liner Bins (82L), Toilet Rolls, Facial Tissues, Hand Towels, White paper, Staple removers, Staples, 2 hole punch, kleenex handsoap, Monitor riser, Pens, Interleave toilet issues.	1	1,534.94
50 EFT486	26/10/2022	Professional PC Support	Monthly Support Telephone System - September 2022	1	93.50
51 EFT487	26/10/2022	Adapt-a-lift Group Pty Ltd	New Forklift	1	27,871.80

# Minutes – Ordinary Council Meeting – Friday 25<sup>th</sup> November 2022

## Shire of Yalgoo

### List of Accounts Paid and Payable

<b>Cheque /EFT No</b>	<b>Date</b>	<b>Name</b>	<b>Invoice Description</b>	<b>Bank Code</b>	<b>Amount</b>
52 EFT488	27/10/2022	Horizon Power	Street Light Charges	1	2,860.69
53 EFT489	27/10/2022	Horizon Power	Power Charges	1	542.55
54 EFT490	27/10/2022	Horizon Power	Power Charges	1	73.44
55 EFT491	27/10/2022	Horizon Power	Power Charges	1	11,955.54
56 EFT492	27/10/2022	Horizon Power	Power Charges	1	332.26
57 EFT493	27/10/2022	Horizon Power	Power Charges	1	802.81
58 EFT494	27/10/2022	Horizon Power	Power Charges	1	302.51
59 EFT495	27/10/2022	Horizon Power	Power Charges	1	529.16
60 EFT496	27/10/2022	Horizon Power	Power Charges	1	276.05
<b>REPORT TOTALS</b>					<b><u>218,574.15</u></b>

# Minutes – Ordinary Council Meeting – Friday 25<sup>th</sup> November 2022

## Shire of Yalgoo List of Accounts Paid and Payable

<b>Cheque /EFT No</b>	<b>Date</b>	<b>Name</b>	<b>Invoice Description</b>	<b>Bank Code</b>	<b>Amount</b>
					<b>TOTAL</b>
		<b>Bank Name</b>			
1			Municipal Bank		<b>218,574.15</b>
<b>TOTAL</b>					<b>218,574.15</b>



## Minutes – Ordinary Council Meeting – Friday 25<sup>th</sup> November 2022

### 13.2 INVESTMENTS AS AT 31<sup>st</sup> OCTOBER 2022

Applicant:	Shire of Yalgoo
Date:	9 November 2022
Reporting Officer:	Dominic Carbone
Disclosure of Interest:	NIL
Attachments:	NIL

#### **SUMMARY**

That Council receive the investments report as at 31<sup>st</sup> October 2022.

#### **COMMENT**

Money held in the Municipal Fund of the Shire of Yalgoo that is not required for the time being may be invested under the Trustee Act 1962 Part III.

#### **STATUTORY ENVIRONMENT**

Local Government Act 1995

6.14 Power To Invest

Local Government (Financial Management) Regulations 1996

19 Investments, control procedures for

19C Investment of money, restrictions on (Act s6.14(2)(a))

Shire Delegated Authority

#### **POLICY/FINANCIAL IMPLCATIONS**

#### **VOTING REQUIREMENT**

Simple Majority

#### **OFFICERS RECOMMENDATION**

That the Investment Report as at 31<sup>st</sup> October 2022 be received.

#### **COUNCIL RESOLUTION - C2022-11-06**

Moved: Cr Gail Simpson    Seconded: Cr Tamisha Hodder

That the Investment Report as at 31<sup>st</sup> October 2022 be received.

CARRIED: 4/0

## Minutes – Ordinary Council Meeting – Friday 25<sup>th</sup> November 2022

This Worksheet details the investments held by the Shire as at 31<sup>st</sup> October 2022.

### SHIRE OF YALGOO CASH HOLDINGS AS AT 31 OCTOBER 2022

INSTITUTIONS	SHORT TERM RATING	INVESTMENT TYPE	ACCOUNT N°	TERM	DATE OF TRANSACTION	DATE OF MATURITY	INTEREST RATE	PRINCIPAL
<b>MUNICIPAL FUND</b>								
Note Balance as per Bank Statement								
NAB	N/A	Operating a/c	50-832-4540	Ongoing	N/A	N/A	Variable	\$1,220,179.18
BENDIGO	N/A	Operating a/c	171336274	Ongoing	N/A	N/A	Variable	\$2,353,460.06
BENDIGO	N/A	Saving	171336282	Ongoing	N/A	N/A	Variable	\$25,130.17
NAB	N/A	Short Term Investment	24-831-4222	Ongoing	N/A	N/A	Variable	\$52,227.59
<b>TOTAL</b>								<b>\$3,650,997.00</b>

<b>RESERVE FUNDS</b>								
Bendigo	N/A	Term Deposit	4058197	175 days	30.06.2022	22.12.2022	3.20%	\$170,077.45
Bendigo	N/A	Term Deposit	4058198	175 days	30.06.2022	22.12.2022	3.20%	\$474,180.09
Bendigo	N/A	Term Deposit	4058196	175 days	30.06.2022	22.12.2022	3.20%	\$1,140,349.62
Bendigo	N/A	Term Deposit	5058195	175 days	30.06.2022	22.12.2022	3.20%	\$325,979.65
<b>TOTAL</b>								<b>\$2,110,586.81</b>

### INVESTMENT REGISTER

01 OCTOBER 2022 TO 31 OCTOBER 2022

#### NATIONAL AUSTRALIA BANK

ACCOUNT N°	DATE OF MATURITY	INTEREST RATE	OPENING BALANCE	INTEREST EARNED TO 31.10.2022	INVESTMENT TRANSFERS	CLOSING BALANCE 31.10.2022
171336282	Ongoing	Variable	\$52,142.14	\$85.45	0	\$52,227.59
24-831-4222	Ongoing	Variable	\$25,086.22	\$43.95	0	\$25,130.17
4058198	22.12.2022	3.20%	\$474,180.09	\$0	0	\$474,180.09
4058196	22.12.2022	3.20%	\$1,140,349.62	\$0	0	\$1,140,349.62
4058197	22.12.2022	3.20%	\$170,077.95	\$0	0	\$170,077.45
4058195	22.12.2022	3.20%	\$325,979.65	\$0	0	\$325,979.65

13.3 FINANCIAL ACTIVITY STATEMENT AS AT 31 OCTOBER 2022

Applicant:	Shire of Yalgoo
Date:	9 November 2022
Reporting Officer:	Dominic Carbone
Disclosure of Interest:	NIL
Attachments:	Statement of Comprehensive Income Financial Activity Statement Summary of Current Assets and Current Liabilities Statement of Current Financial Position Detailed Worksheet Supplementary Financial Reports – Reserve & Loan

**SUMMARY**

Adoption of the Monthly Financial Statements for the period 1<sup>st</sup> October 2022 to the 31<sup>st</sup> October 2022.

**COMMENT**

Local Governments are required to prepare monthly reports.

**STATUTORY ENVIRONMENT**

Local Government Act 1995 - Section 6.4

Local Government (Financial Management) Regulations 1996 - Regulation 34

**POLICY/FINANCIAL IMPLCATIONS**

2.4 Material Variance

Provision of timely accounting information informs Council of the financial status and affairs of the local government.

**VOTING REQUIREMENT**

Simple Majority

**OFFICERS RECOMMENDATION**

That Council adopts the Financial Activity Statement for the period ended 31<sup>st</sup> October 2022.

**COUNCIL RESOLUTION - C2022-11-07**

Moved: Cr Raul Valenzuela      Seconded: Cr Gail Trenfield

That Council adopts the Financial Activity Statement for the period ended 31<sup>st</sup> October 2022

CARRIED: 4/0

## 14 ADMINISTRATION REPORTS

### 14.1 2023 ORDINARY COUNCIL MEETING DATES

Applicant:	Shire of Yalgoo
Date:	14/11/2022
Reporting Officer:	Ian Holland Chief Executive Officer
Disclosure of Interest:	NIL
Attachments:	NIL

### SUMMARY

That Council adopts the Ordinary Meeting Dates for 2023.

### COMMENT

Prior to the commencement of the new calendar year it is necessary for Council to determine its monthly Council meeting dates. Traditionally the Shire of Yalgoo Council meets on the last Friday of the month. Start time is to be 10am except where specified.

27 January 2023	Council Chambers Yalgoo
24 February 2023	Council Chambers Yalgoo
31 March 2023	Community Centre Paynes Find – 11am
28 April 2023	Council Chambers Yalgoo
26 May 2023	Council Chambers Yalgoo
30 June 2023	Council Chambers Yalgoo
28 July 2023	Council Chambers Yalgoo
25 August 2023	Community Centre Paynes Find – 11am
29 September 2023	Council Chambers Yalgoo
27 October 2023	Council Chambers Yalgoo
24 November 2023	Council Chambers Yalgoo
15 December 2023	Council Chambers Yalgoo

Suggestion is made to consider altering a few of the dates which are not included in the recommendation. The first would be bringing January forward to Wednesday the 25<sup>th</sup> due to the Australia Day public Holiday. The second suggestion would be to bring September forward to Friday the 22<sup>nd</sup> due to past conflicts with events.

### STATUTORY ENVIRONMENT

Local Government Act 1995

**POLICY/FINANCIAL IMPLCATIONS**

NIL

**VOTING REQUIREMENT**

Simple Majority

**OFFICERS RECOMMENDATION**

That Council adopt the following dates and venues for its Ordinary Council meeting in 2023. Commencing at 10am except where specified.

**COUNCIL RESOLUTION**

Moved: Cr Raul Valenzuela                      Seconded: Cr Gail Simpson

That Council adopt the following dates and venues for its Ordinary Council meeting in 2022. Commencing at 10am except where specified.

27 January 2023	Council Chambers Yalgoo
24 February 2023	Council Chambers Yalgoo
31 March 2023	Community Centre Paynes Find – 11am
28 April 2023	Council Chambers Yalgoo
26 May 2023	Council Chambers Yalgoo
30 June 2023	Council Chambers Yalgoo
28 July 2023	Council Chambers Yalgoo
25 August 2023	Community Centre Paynes Find – 11am
29 September 2023	Council Chambers Yalgoo
27 October 2023	Council Chambers Yalgoo
24 November 2023	Council Chambers Yalgoo
15 December 2023	Council Chambers Yalgoo

## Minutes – Ordinary Council Meeting – Friday 25<sup>th</sup> November 2022

### Amendment

Moved: Cr Raul Valenzuela

Seconded: Cr Tamisha Hodder

That Council to consider altering a few of the dates which are not included in the recommendation. The first would be bringing January forward to Wednesday the 25<sup>th</sup> due to the Australia Day public Holiday. The second suggestion would be to bring September forward to Friday the 22<sup>nd</sup> due to past conflicts with events

CARRIED: 4/0

### COUNCIL RESOLUTION - C2022-11-08

Moved: Cr Raul Valenzuela

Seconded: Cr Gail Simpson

That Council consider altering a few of the dates which are not included in the recommendation. The first would be bringing January forward to Wednesday the 25<sup>th</sup> due to the Australia Day public Holiday. The second suggestion would be to bring September forward to Friday the 22<sup>nd</sup> due to past conflicts with events

CARRIED: 4/0

## Minutes – Ordinary Council Meeting – Friday 25<sup>th</sup> November 2022

### 14.2 APPOINTMENT OF ACTING CHIEF EXECUTIVE OFFICER

Applicant:	Shire of Yalgoo
Date:	21/11/2022
Reporting Officer:	Chief Executive Officer Ian Holland
Disclosure of Interest:	NIL
Attachments:	NIL

#### **SUMMARY**

That Council approve annual leave for the Chief Executive Officer pending a suitable Acting CEO being appointed by Council.

#### **COMMENT**

At the October Ordinary Meeting Council endorsed annual leave for the Chief Executive Officer. At the suggestion of Council Mr John Read was approached for the position of Acting Chief Executive Officer due to holding the role previously and being familiar with the Shire.

The Appointment would be from the 3<sup>rd</sup> January 2023 to the 30<sup>th</sup> January 2023. Council has a CEO leave policy that applies to this appointment.

The appointment of an Acting Chief Executive Officer that is not a nominated employee requires the setting of remuneration by Council. It is suggested that under the CEO leave policy and Section 5.36 of the Act that Mr Read be included as an individual nominated by Council for a 1 year period with review in November 2023.

#### **STATUTORY ENVIRONMENT**

Local Government Act 1995

Section 5.36(5A) of the Act requires local governments to propose that the position of CEO be filled by a person in a prescribed class.

Section 5.36(2)(a) of the Act requires local governments not appoint a person to the position of CEO unless they believe that the person is suitably qualified for the position.

Section 5.36(3) of the Act states that a local government is not to employ a person in any other position unless the CEO believes the person is suitably qualified for the position and is satisfied with proposed arrangements relating to the persons employment.

Section 5.44(1) and (5) of the Act statutorily legislates power to a CEO to delegate to any employee of the local government the exercise of any of the CEO's powers or discharge of any of the CEO's duties under the Act other than the power of delegation subject to the person having appropriate qualifications.

#### **POLICY/FINANCIAL IMPLCATIONS**

CEO Leave and Acting CEO Policy

#### **VOTING REQUIREMENT**

## Minutes – Ordinary Council Meeting – Friday 25<sup>th</sup> November 2022

Absolute Majority

### OFFICERS RECOMMENDATION

That Council:

1. Appoints John Read as a suitably qualified person to the position of Acting Chief Executive Officer from the 3<sup>rd</sup> January 2023 to the 30<sup>th</sup> January 2023.
2. Offer remuneration of \$100 per hour plus the use of a vehicle and accommodation in a self-contained unit at the Yalgoo Caravan Park.
3. Include John Read as an individual nominated by Council in the Shires Acting CEO Policy for a period of 1 year.

### COUNCIL RESOLUTION - C2022-11-09

Moved: Cr Gail Simpson

Second: Cr Tamisha Hodder

That Council:

1. Appoints John Read as a suitably qualified person to the position of Acting Chief Executive Officer from the 3<sup>rd</sup> January to the 30<sup>th</sup> January 2023.
2. Offer remuneration of \$100 per hour plus the use of a vehicle and accommodation in a self-contained unit at the Yalgoo Caravan Park.
3. Include John Read as an individual nomination by Council in the Shires Acting CEO Policy for a period of 1 year.

CARRIED: 4/0



## Minutes – Ordinary Council Meeting – Friday 25<sup>th</sup> November 2022

Cr Hodder declared a financial interest for item 14.3 and left the meeting.

**ATTENDANCE:** 11.00am Cr Tamisha Hodder left the meeting.

### 14.3 RATING EXEMPTION – MURCHISON REGIONAL ABORIGINAL CORPORATION

Applicant:	Shire of Yalgoo
Date:	21/11/2022
Reporting Officer:	Chief Executive Officer Ian Holland
Disclosure of Interest:	NIL
Attachments:	Letter dated 1 November 2022 from Murchison Regional Aboriginal Corporation

#### SUMMARY

The Council give consideration to an application received from the Murchison Region Aboriginal Corporation requesting an exemption from rates for various properties within the Shire of Yalgoo.

#### COMMENT

The objectives of the Murchison Region Aboriginal Corporation (MRAC) are as follows:

- Promote, support, sponsor, engage in, and facilitate the provision to Aboriginal people of health, housing, and other services.
- Acquire, hold and manage land, building, fixtures, chattels, and other property for the benefit of Aboriginal people in the Midwest and Gascoyne region.
- Provide social, cultural, economic, political, educational, and recreational services to Aboriginal organisations, groups, enterprises, and individuals in the wards when other bodies do not provide those services.
- Assist Aboriginal people in the Midwest and Gascoyne regions with relief from poverty, sickness, suffering, destitution, misfortune, distress, and helplessness.ive effect to the principles of self-management and self-determination for Aboriginal people by;
  - Establishing, owning, investing in, sponsoring, maintaining, managing, leasing and otherwise fostering business enterprises and commercial ventures of any lawful king, and
  - Promote, supporting and sponsoring the endeavours of Aboriginal organisations, groups enterprises and individuals I the ward towards social, cultural and economic development.
- Promote, support, sponsor, engage in, and facilitate the creation of opportunities for Aboriginal people in education, training, employment, and private enterprise.
- Help and encourage Aboriginal people in the Midwest and Gascoyne regions to maintain, restore, revitalise, and renew their traditional language and culture.
- Help build trust and friendship between Aboriginal people and the non-Aboriginal community.
- Join with other Aboriginal corporations in undertaking projects of mutual benefit.

## Minutes – Ordinary Council Meeting – Friday 25<sup>th</sup> November 2022

- Receive and spend grants of money from the Government of the Commonwealth or of the State or from other sources.
- The Corporation operates in the Midwest and Gascoyne regions and covers Geraldton, Northampton, Meekatharra, Mullewa, Mt Magnet, Yalgoo, Sandstone, and North Midlands.

MRAC is an entity established under the corporations (Aboriginal and Torres Strait Islander) Act 2006 and is registered under the Office of the Registration of indigenous Corporation (ORIC).

Its purpose is to provide eligible Aboriginal people with affordable rental accommodation. Any profit generated through rental revenue is reinvested in upgrading properties and where possible purchasing additional stock.

No commercial activities are conducted by MRAC and is registered as a charity as a public benevolent institution. The Australian Taxation Office has granted MRAC Charity Tax Concession status for GST concession, FBT exemption, and income Tax exemption and Deductible Gift Recipient status.

The following properties are subject to rate exemption for the 2022-23 financial year.

91 Henty Street (lot 8)	YALGOO	Rates Levied 2022-23	\$415.40
25 Henty Street (lot 25)	YALGOO	Rates Levied 2022-23	\$414.47
92 Henty Street (lot10)	YALGOO	Rates Levied 2022-23	\$378.75
83 Milligan Street (lot 11)	YALGOO	Rates Levied 2022-23	\$395.04
<b>Total Rates Levied</b>			<b>\$1603.66</b>

In order to obtain rate exemption on the above-mentioned properties pursuant to section 6.26 (2)(g) of the Local Government Act 1995, the land must be used exclusively for charitable purpose.

The Local Government Act 1995 does not define 'charitable purpose'. Section 5 of the Charitable Collections Act 1946 defines 'Charitable purposes' as follows;

- (a) The affording of relief to diseased, sick, infirm, incurable, poor, destitute, helpless or unemployed person, or to the dependants of any persons;
- (b) The relief of distress occasioned by war, weather occasioned in Western Australia or elsewhere;
- (c) The supply of equipment to any of His Majesty's naval, military, or air force, including the supply of ambulance, hospitals and hospital ships;
- (d) The supply of comforts or conveniences to members of the said forces;
- (e) The affording of relief, assistance or support to persons who are or have been members of the said forces or to the dependants of any such persons;
- (f) The support of hospitals, infant health centres, kindergartens and other activities of social welfare or public character;
- (g) Any other benevolent, philanthropic or patriotic purpose.

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The above definitions appear to have origins from the Charitable Uses Act 1601 and the House of Lords Case.

The Charitable Uses Act 1601 lists the purpose as:

- Relief of the aged, impotent and poor people;
- Maintenance of sick and maimed soldiers and mariners
- Support and aid for young tradesmen, handicraftsmen and persons decayed

One of the four categories of charitable purpose laid down by the House of Lords in the case in Income Tax Special Purposes Commissioners v Pemsel (1891).

These categories are as follows:

- The relief of property;
- The advancement of education
- The advancement of religion; and
- Other purpose beneficial to the community not following within any of the preceding categories.

The rate exemption between MRAC and the Shire was the subject of a State Administrative Tribunal (S) decision in 2017-18 and the Judge set aside the Shires' decision to disallow the MRAC objection to the rate record for the year ended June 2017 and substituted a decision that the objection was allowed on the basis that there is an error in the rate record as the land in question is not rateable land, because it is used exclusively for a charitable purpose.

In view that this matter has already been determined by SAT it is recommended that Council grants MRAC rate exemption for the 2022-23 financial year however Council will levy a rubbish charge of \$600.00 per annum for rates exempt properties therefore the rubbish charge will increase by \$350.00 per property for the 2022-23 financial year for the properties. The rubbish charge levied is less than full cost recovery.

Property	Assessment #	Rates	Rubbish	ESL	Total Payable
91 Henty Street	530	\$415.40	\$250.00	\$93.00	\$758.40
25 Henty Street	1159	\$414.47	\$250.00	\$93.00	\$757.47
92 Henty Street	1115	\$378.75	\$250.00	\$93.00	\$721.75
83 Milligan Street	534	\$395.04	\$250.00	\$93.00	\$738.04
	<b>Total</b>	<b>\$1603.66</b>	<b>\$1,000.00</b>	<b>\$372.00</b>	<b>\$2,975.66</b>

Levied 2022-23	\$2,975.66
Plus Additional Rubbish Bin 83 Milligan Street	\$ 250.00
Less rate exemption credited	-\$1,603.66
Plus Additional Rubbish Charge 4 x \$350	<u>\$1,400.00</u>
Balance payable by MRAC for 2022-2023	<u>\$3,022.00</u>

**STATUTORY ENVIRONMENT**

Local Government Act 1995

Section 6.26 of the Local Government Act 1995, in part states the following:

Subsection 6.26 (2)

(g) Land used exclusively for charitable purpose.

(j) Land which is exempt from rates under other written laws.

(k) Land which is declared by the Minister to be exempt from rates.

Subsection 6.26 (4)

The Minister may from time to time, under subsection (2) (k), declare that any land or part of any land is exempt from rates and by subsequent declaration cancel or vary the declaration.

Subsection 6.26 (5)

Notice of any declaration made under subsection (4) is to be published in the Gazette.

Subsection 6.26 (6)

Land does not cease to be used exclusively for the purpose mentioned in subsection (2) merely because it is used occasionally for another purpose which is a charitable, benevolent, religious or public nature.

**POLICY/FINANCIAL IMPLCATIONS**

Impact on Rates levied by the Shire.

**VOTING REQUIREMENT**

Simple Majority

## Minutes – Ordinary Council Meeting – Friday 25<sup>th</sup> November 2022

### OFFICERS RECOMMENDATION

That Council grant Murchison Regional Aboriginal Corporation a Rating Exemption for the 2022-23 Financial Year as follows:

1. That the following properties are considered exempt from rating for the 2022-23 financial year in accordance with section 6.26 (z)(g).  
91 Henty Street YALGOO  
25 Henty Street YALGOO  
92 Henty Street YALGOO  
83 Milligan Street YALGOO
2. Subject to (1) above the rates exemption triggers an increase in the annual rubbish charge from \$250.00 to \$600.00 per property.
3. Subject to (1) and (2) above the amended rates notices are as follows;

Rates payable for the 2022-2023 financial year

Property	Assessment #	Rates	Rubbish	ESL	Total Payable
91 Henty Street	530	\$0	\$600.00	\$93.00	\$693.00
25 Henty Street	1159	\$0	\$600.00	\$93.00	\$693.00
92 Henty Street	1115	\$0	\$600.00	\$93.00	\$693.00
83 Milligan Street	534	\$0	\$850.00	\$93.00	\$943.00
	<b>Total</b>	<b>\$1603.66</b>	<b>\$2,650.00</b>	<b>\$372.00</b>	<b>\$3,022.00</b>

**ATTENDANCE:** 11.02am Cr Gail Trenfield left the meeting.

**ATTENDANCE:** 11.04am Cr Gail Trenfield returned the meeting.

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### COUNCIL RESOLUTION - C2022-11-10

Moved: Cr Raul Valenzuela      Second: Cr Gail Simpson

That Council grant Murchison Regional Aboriginal Corporation a Rating Exemption for the 2022-23 Financial Year as follows.

1. That the following properties are considered exempt from rating for the 2022-23 financial year in accordance with section 6.26 (z)(g).

91 Henty Street                      YALGOO

25 Henty Street                      YALGOO

92 Henty Street                      YALGOO

83 Milligan Street                  YALGOO

2. Subject to (1) above the rates exemption triggers an increase in the annual rubbish charge from \$250.00 to \$600.00 per property.

3. Subject to (1) and (2) above the amended rates notices are as follows:

Rates payable for the 2022-2023 financial year.

Property	Assessment #	Rates	Rubbish	ESL	Total Payable
91 Henty Street	530	\$0	\$600.00	\$93.00	\$693.00
25 Henty Street	1159	\$0	\$600.00	\$93.00	\$693.00
92 Henty Street	1115	\$0	\$600.00	\$93.00	\$693.00
83 Milligan Street	534	\$0	\$850.00	\$93.00	\$943.00
	<b>Total</b>	<b>\$1603.66</b>	<b>\$2,650.00</b>	<b>\$372.00</b>	<b>\$3,022.00</b>

CARRIED: 3/0

**ATTENDANCE:**      11.08am Cr Tamisha Hodder returned the meeting.

#### 14.4 BUSHFIRE ACTIVITIES

Applicant:	Shire of Yalgoo
Date:	14/11/2022
Reporting Officer:	Ian Holland Chief Executive Officer
Disclosure of Interest:	NIL
Attachments:	DFES Fact Sheet

#### **SUMMARY**

That Council authorize the following bushfire related activities from Rural Road Maintenance and Bushfire Accounts.

#### **COMMENT**

Under recent changes to Bushfire Ratings Administration has reexamined the requirements for road works during Total Fire Bans (TFB). During last financial year the region had over 40 Prescribed Total Fire Bans with a number of those occurring during catastrophic conditions.

In order to operate graders or any road construction during a TFB the Shire of Yalgoo is required to house 5000L of water in the vicinity. This cannot be accomplished by the Fire Truck and a Trailer due to the weight limits of vehicles. One way to meet these requirements is to modify the Shires water tankers so they can be used as an appliance. This will allow for 5000L onsite plus an appliance and second operator. It also negates having to send a firetruck away from town.

A hose reel and pump or pump alteration can be added to the rear of each tanker to meet these requirements. Council support is requested in the event that these changes have to be capitalized. It is suggested that this spending come from the rural road maintenance account as without these changes that work will have to stand down at declared times of the year.

It has also not been prevalent in the past for the Shire to circulate Harvest and Vehicle Movement Bans other than by ABC Radio. It is suggested that Administration advertise and start to collect mobile numbers for an SMS contact list.

#### **STATUTORY ENVIRONMENT**

Local Government Act 1995

#### **POLICY/FINANCIAL IMPLCATIONS**

NIL

#### **VOTING REQUIREMENT**

Simple Majority

**OFFICERS RECOMMENDATION**

That Council support alterations to the Shire of Yalgoo Water Tankers so that they meet the requirements of a fire appliance from Rural Road Maintenance.

COUNCIL RESOLUTION - C2022-11-11

Moved: Cr Gail Simpson    Seconded: Cr Raul Valenzuela

That Council support alterations to the Shire of Yalgoo Water Tankers so that they meet the requirements of a fire application from Rural Road Maintenance.

CARRIED: 4/0



#### 14.5 WALGA BEST PRACTICE GOVERNANCE REVIEW

Applicant:	Shire of Yalgoo
Date:	19/11/2022
Reporting Officer:	Ian Holland Chief Executive Officer
Disclosure of Interest:	NIL
Attachments:	WALGA Best Practice Consultation Paper

#### **SUMMARY**

That Council consider providing feedback on the WA Local Government Association (WALGA) Best Practice Governance Review.

#### **BACKGROUND**

The Western Australian Local Government Association (WALGA) developed its Corporate Strategy 2020-25, and in doing so identified a key strategic priority, to undertake a Best Practice Governance Review. The objective of the review is to ensure WALGA's governance and engagement models are contemporary, agile, and maximise engagement with members.

Other drivers for the review included:

- Misalignment between key governance documents; Constitution, Corporate Governance Charter, State Council Code of Conduct, and Standing Orders – stemming from varying amendments.
- State Council's 3 September 2021 resolution requesting amendment to the Constitution to "deal with matters related to State Councillors' Candidature for State and Federal elections".
- Proposed legislative reforms to remove WALGA from being constituted under the Local Government Act 1995 (WA).
- Constitutional requirements for WALGA to become a registered organisation under the Industrial Relations Act 1979 (WA), which would enable WALGA to make applications in its own right to the Western Australian Industrial Relations Commission.

In March 2022 State Council commissioned the Best Practice Governance Review (BPGR) and established a Steering Committee to guide the Review. The BPGR Steering Committee had its first meeting on 5 May 2022. There was wide-ranging discussion on WALGA's current governance model, the need to engage broadly with the membership, and opportunities for change.

The attached document presents the key insights from the jurisdictional and comparator organisation analysis that supported the development of the governance principles. The final section presents the endorsed governance principles.

#### **COMMENT**

While a smaller board would provide for more agile leadership an alteration to most of the models suggested would lead to a reduction in regional representation.

While there would still be a relatively even country/metro split there would not be high level representation from the majority of existing regional zones. The Shire of

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Yalgoo has reiterated to WALGA on many occasions that their advocacy role is a key service that the Shire appreciates. While there are many facets that are the same across the local government sector there are definitely instances where positions or decisions do not meet the many varied grass roots requirements of our vast state.

From a statistical population perspective it is unlikely that skilled independent representatives will be sourced from regional areas. It is therefore likely that their experiences and positions will align with metropolitan boards members and this could lead to policy positions that characterize the “Not in My Backyard” Phenomenon.

Regional areas have already seen reduced representation through electoral changes and a continued decline in population. It is suggested on this basis that Council support the current model which provides representation through the Murchison Zone.

### **STATUTORY ENVIRONMENT**

Local Government Act 1995

### **POLICY/FINANCIAL IMPLCATIONS**

NIL

### **VOTING REQUIREMENT**

Simple Majority

### **OFFICERS RECOMMENDATION**

That Council:

1. inform WALGA that the current model (Option 5) is the preference of the Shire of Yalgoo; and
2. Note that Option 1 would be the Shires second preference while providing the feedback that it does not provide the same level of regional representation as the current model.

### **COUNCIL RESOLUTION - C2022-11-12**

Moved: Cr Raul Valenzuela      Seconded: Cr Gail Simpson

That Council:

1. Inform WALGA that the current model (option 5) is the preference of the Shire of Yalgoo; and
2. Note that Option 1 would be the Shires second preference while providing the feedback that it does not provide the same level of regional representation as the current model.

CARRIED: 4/0

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### 14.6 RATE PAYMENT INCENTIVE SCHEME FOR 2022-2023

Applicant:	Shire of Yalgoo
Date:	21/11/2022
Reporting Officer:	Ian Holland Chief Executive Officer
Disclosure of Interest:	NIL
Attachments:	Nil

#### **SUMMARY**

That Council be informed of the rate incentive scheme prize to ratepayers for the 2022/23 Financial Year.

#### **COMMENT**

Council has historically approved a rate incentive scheme as a way to promote on time payment by Councils ratepayers. This is a one off winning amount of \$1000.00 cash.

The sum of \$1000.00 has been allocated in the 2022/23 Annual Budget for an early incentive payment.

At the conclusion of this meeting the first drawn of the ratepayers who have paid their rates by the due date will win a cash prize of \$1000.00.

#### **STATUTORY ENVIRONMENT**

Local Government Act 1995

#### **POLICY/FINANCIAL IMPLCATIONS**

NIL

#### **VOTING REQUIREMENT**

Simple Majority

#### **OFFICERS RECOMMENDATION**

That Council conduct the draw for the 2022/23 rate incentive prize on Friday, 25<sup>th</sup> November 2022 at the conclusion of the Ordinary Meeting.

#### **COUNCIL RESOLUTION - C2022-11-13**

Moved: Cr Raul Valenzuela      Seconded: Cr Tamisha Hodder

That Council conduct the draw for the 2022/23 rate incentive prize on Friday, 25<sup>th</sup> November 2022 at the conclusion of the Ordinary Meeting.

CARRIED: 4/0

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### 15 NOTICE OF MOTIONS

NIL

### 16 URGENT BUSINESS

WACHS – Cr Raul Valenzuela expressed concern for decline in services regarding GRAMS and RFDS also.

*ATTENDANCE: 11.40am Cr Gail Trenfield left the meeting.*

*ATTENDANCE: 11.43am Cr Gail Trenfield returned the meeting.*

### 17 MATTERS FOR WHICH THE MEETING MAY BE CLOSED TO THE PUBLIC

NIL

### 18 NEXT MEETING

The next Ordinary Meeting of Council is due to be held in the Council Chambers, Gibbons Street Yalgoo on Friday 16<sup>th</sup> December 2022 commencing at 10.00am.

### 19 MEETING CLOSURE

There being no further business the Deputy Shire President declared the Ordinary Council Meeting closed at 11.47am.