



Western Australia

Agenda for the Ordinary Meeting of the Murchison Shire Council,  
To be held in the Council Chambers, Carnarvon Mullewa Road, Murchison,  
On Thursday 23<sup>rd</sup> May 2019, commencing at 12 Noon.

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**1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS**

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

**3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

Nil.

**4. PUBLIC QUESTION TIME**

**4.1 Standing Orders**

***Council Decision:***

**Moved: Councillor**

**Seconded: Councillor**

**That the following Local Law-Standing Orders 2001 be stood down:**

8.2 Limitation on the number of speeches

8.3 Duration of speeches

**Carried/Lost**

**For:**

**Against:**

**5. NEXT MEETING**

Thursday, 27 June 2019

**6. APPLICATIONS FOR LEAVE OF ABSENCE**

**7. NOTICE OF ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS**

Nil

**8. CONFIRMATION OF MINUTES**

**8.1 Ordinary Council Meeting – 24 April 2019**

**Background:**

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

**Recommendation:**

That the minutes of the Ordinary Council meeting held on 24 April 2019 be confirmed as an accurate record of proceedings.

**Voting Requirements:**

Simple majority

***Council Decision:***

**Moved: Councillor**

**Seconded: Councillor**

That the Minutes of the Ordinary Council meeting of 24 April 2019 be confirmed as an accurate record of proceedings.

**Carried/Lost**

**For:**

**Against:**

**8.2 Special Council Meeting – 11 May 2019**

**Background:**

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

**Recommendation:**

That the minutes of the Special Council meeting held on 11 May 2019 be confirmed as an accurate record of proceedings.

**Voting Requirements:**

Simple majority

<b>Council Decision:</b>		
<b>Moved: Councillor</b>	<b>Seconded: Councillor</b>	
That the Minutes of the Special Council meeting of 11 May 2019 be confirmed as an accurate record of proceedings.		
<b>Carried/Lost</b>	<b>For:</b>	<b>Against:</b>

**9. ANNOUNCEMENTS BY PRESIDING PERSON WITHOUT DISCUSSION**

**10. PETITIONS/DEPUTATIONS/PRESENTATIONS/SUBMISSIONS**

**11. ACTION LIST**

No	Item	Action	Status
1	Community Project Officer	Working Group held a telephone conference to discuss funding.	Awaiting release of grant funding. Grant applications close Sept 2019.
2	Cemetery and Remembrance Walk	Community Advisory Group inspected niche wall area and marked layout.	Wall design sketched. Awaiting quote.
3	Review of Road Network	Council to conduct a whole of shire road review. Establish roads to be closed/position of roads etc. and work with Landgate and surrounding shires. The status (ie a road defined by description; a dedicated road; a gazetted road; a closed road) of roads no longer maintained needs to be identified before the Shire can progress with this.	Working with Paul Dean of Landgate. Landgate report has been received.

**Recommendation:**

That the Action List be accepted.

**Voting Requirements:**

Simple majority

<b>Council Decision:</b>		
<b>Moved: Councillor</b>	<b>Seconded: Councillor</b>	
That the Action List be accepted.		
<b>Carried/Lost</b>	<b>For:</b>	<b>Against:</b>

**12. DISCLOSURE OF INTERESTS****13. REPORTS OF OFFICERS****13.1 Monthly Plant Report – Works Supervisor**

Plant No	Plant Description	Year	Rego	Total Costs	Total Recovered	Plant Hours YTD	Plant Hours April
P001	JD 770G Grader	2011	MU1063	47,855.94	80,640.00	1152	70.5
P004	Ford New Holland Tractor	2006	MU 380	1,584.05	-	0	0
P005	Dolly	2001	MU 2003	5,062.77	-	0	0
P007	UD Nissan Prime Mover Truck	2009	000 MU	33,252.50	33,840.00	752	113
P008	Dolly	2000	MU 2009	3,617.66	6,760.00	676	83
P009	Iveco Prime Mover	2003	MU1065	11,716.69	26,640.00	592	0
P010	Iveco Tipper 2004	2004	MU 00	3,804.20	-	0	0
P011	Komatsu D85A BullDozer	1997	0	60,941.18	21,636.50	198.5	0
P013	Low Loader Float	2008	MU 663	12,805.47	7,590.00	126.5	6.5
P014	Low Loader Float	2001	MU 2004	10,758.51	-	0	0
P017	Trailer - Evertrans Side Tipper	2001	MU 662	9,152.41	12,910.50	679.5	83
P018	Trailer - Side Tipping Roadwest	2001	MU2010	10,550.89	13,100.50	689.5	83
P024	Water Tanker Trailer	2005	MU 2024	18,449.11	22,496.00	1184	101.5
P027	Volvo L110E Loader	2006	MU 65	38,189.04	24,732.50	380.5	42
P028	LV Isuzu D-Max 4x4	2009	MU 300	10,182.96	705.00	47	22.5
P032	Genset - Construction	0	0	13,926.51	-	0	0
P033	Genset - Maintenance 13 KVA	0	0	8,741.56	-	0	0
P034	Genset Perkins On Mechanic Truck	0	0	4,600.49	-	0	0
P035	Genset Power House	2011	0	146,425.13	146,425.13	0	0
P041	Loader CAT 938 GII	2004	MU 193	21,237.06	8,157.50	125.5	3
P043	BOMAG Roller (Rubber)	2012	MU1027	15,096.48	15,540.00	388.5	69
P048	Howard Porter Flat Trailer - Construction Gen	1979	MU 2026	1,743.11	-	0	0
P049	Howard Porter Fuel Trailer	1972	MU 2005	1,049.69	-	0	0
P055	Toyota Prado 3.0l T/D 5 door Wgn	2012	MU1011	11,096.38	11,096.38	10	0
P057	Great Wall 2012 Gardeners Ute	2012	MU 167	3,460.11	-	0	0
P059	Trailer - 45ft Flat top	1978	MU2044	3,647.58	627.00	33	0
P060	Patient Transfer- Mercedes Sprinter	2004	MU 1009	3,128.70	3,128.70	0	0
P061	Kenworth T604 Prime Mover	2004	MU 000	90,075.81	36,855.00	819	92.5
P064	Isuzu FRR500 5-Tonne Truck	2013	MU 140	59,820.48	15,678.00	201	18
P065	Generator 9 KVA Kuboto Machine	2013	0	4,932.39	-	0	0
P067	Trailer - Side Tipper Roadwest	2013	MU2042	11,626.93	13,708.50	721.5	83
P068	BOMAG Padfoot Roller BW211PD-4 - Yellow	2013	MU1071	25,405.68	23,280.00	582	101
P072	Isuzu Fire Truck	2013	MU1068	14,337.97	14,337.97	0	0
P073	Toyota Fire - Fast Attack	2014	MU1069	12,188.90	12,188.90	0	0
P077	Kubota U25-3 Mini Excavator & Attachments	0	0	7,298.09	4,975.00	99.5	0
P080	Fuso Canter	2017	MU120	9,755.73	10,218.00	131	0
P081	John Deere 670G Motor Grader	2017	MU105	52,007.70	88,970.00	1271	159

Plant No	Plant Description	Year	Rego	Total Costs	Total Recovered	Plant Hours YTD	Plant Hours April
P082	Isuzu/Dmax Sx - Works Supervisors Vehicle	2017	01 MU	16,229.66	6,690.00	446	74.5
P086	Maxitrans Tandem axle Dolly	2012	1TNW068	751.97	5,910.00	591	83
P090	Plant trailer GH1055						0
P15003	Grader John Deere 672G	2012	MU121	49,389.57	81,235.00	1160.5	189
P15006	Truck - Isuzu NPR 65/45	2015	MU1018	16,951.30	22,737.00	291.5	106.5
P16063	Toyota Prado	2016	MU 0	10,834.25	-	0	0
P16075	Kubota Tractor B2301 HD with mower deck	2016	0	3,108.63	2,366.00	169	27

**13.2 Works Report – Works Supervisor**

**Construction Crew**

The construction crew completed the RRG funded job on Saturday 11<sup>th</sup> May. In spite of some hold ups due to weather, breakdowns and the Easter & Anzac Day holidays I am pleased with the way the job has turned out. At present they are working on 5 floodways between SLK 116 and SLK 128 on the Carnarvon-Mullewa Rd. The running surfaces in these floodways are too low and pool water after each rain event. Traffic then cuts them up and they are continually getting deeper. On completion of this task they will be moving to the Beringarra-Pindar Rd to start a re-sheet between SLK 223.0 to SLK 227.0. This is the yellow sand section starting at the McNabb-Twin Peaks intersection and heading north.

**Maintenance Crew**

Greg Barr is back after his leave of absence. I would like to thank Peter Mahony for filling in while he was away. They had some opening up work to do after the last rain event before continuing on the Beringarra-Pindar Rd heading north to the Beringarra-Byro Rd. They have also cleared the silt off the floodways on the sealed section of the Beringarra-Cue Rd. They are currently back at the southern end on the Beringarra-Pindar Rd between Tallering and Yuin.

**Flood Damage**

A handover of flood damage work was done on 15<sup>th</sup> and 16<sup>th</sup> of May. Once again the work appears to be of a very high standard. I would like to thank our contractors for their willingness to assist with opening up of roads after the most recent rain event.

**Dozer Operations**

Rowe Contracting is currently stockpiling material on the Beringarra-Pindar Rd for the upcoming Shire construction programme.

**Recommendation:**

That the Work’s Supervisor’s report be accepted.

**Voting Requirements:**

Simple majority

<b>Council Decision:</b>		
<b>Moved: Councillor</b>	<b>Seconded: Councillor</b>	
That the Work’s Supervisor’s report be accepted.		
<b>Carried/Lost</b>	<b>For:</b>	<b>Against:</b>

## **14. ANNOUNCEMENTS CONCERNING MEETINGS ATTENDED**

### **14.1 Shire President**

### **14.2 Councillors**

CR E Foulkes-Taylor attended the Murchison Zone Meeting on 3<sup>rd</sup> May 2019 and reported as follows:

#### ***MURCHISON ZONE MEETING MAY 3RD 2019 CUE***

##### ***Mia Davies- Leader of Nationals***

*Her first visit to Cue. Spoke of the high reputation of Cue Parliament. Made a tribute to Murray Brown.*

*Vince and Jacquie working hard. Singular purpose-to make sure the regional voice not diminished in parliament*

*Nats have had a strong impact in regions. R4R worth fighting for.*

*We are still talking about the needs to have rather than the nice to haves. Needs to be a continuing focus on health and education.*

*Keep asking the govt of the day to keep R4R funding.*

*Please make the time to engage with all politicians about your needs*

##### ***Nick Sloan- New CEO WALGA***

*Lyn Craigie sent apology. Here with Tim Lane. Acknowledged Murray with thanks Worked in Karratha years ago.*

*Background in State Govt- Sport and Rec. From Pilbara originally Intersected with LG throughout career.*

*Wants LGs to understand what WALGA offers and what LGS want from WALGA.*

*Opportunity to work much more collaboratively with State Govt. – Priority for WALGA*

*Wants legislation that empowers LG to do what they do best.*

*Reforms- universal training package. There will be a requirement for LGs to develop a 'training policy' for councillors. WALGA to develop training packages that are fit for purpose and accessible*

##### ***Gavin Treasure-CEO MWDC Round table discussion of priorities Meeka Hospital***

*Health and education – people services underpin economic development.*

*Goldfields highway*

*Road funding*

##### ***Les Price-Deputy Pres Cue and Zone rep on WALGA State Council***

*Update on WALGA state council*

*Recommendations -Ratios should be aligned to size of shire*

*-that transference of mining tenements not take place until rates are paid.*

*Les's opinion - LG review- progressing well.*

*WALGA Committees -opportunity for councillors from anywhere to join Review of location allowances has been taken up by WALGA.*

*Impact of family and domestic violence – WALGA to develop a policy around that.*

**Vince Catania-Nats**

*“Health is the biggest issue in this region” Meekatharra Hospital is not a want, it’s a need.*

*Business cases for hospital and Goldfields Hwy have been done already...we had the funding and it was taken away.*

*Burnout of staff and volunteers is major issue. Police and nurses. We must have 2 nurses in our towns.*

*Vermin cell – great, now we just need to get the dogs out.*

**Kyle McGinn-Labor**

*Kal-Exmouth-listening to the people. Country people are never shy about what they think.*

*Wiluna Rd. Pushing a few different things to get a resolution around that space. Got the minister for Transport out there the other day.*

*Meeka Hospital- he’s in discussion with advisors around service provision. Keep yelling at me. LG Act- not that easy to get things through the upper house at the moment.*

*He thinks the ministers are listening. Give my office a call if you feel you’re not getting heard.*

**Mark Holdsworth - CEO Regional Development Australia Midwest, Murchison and Gascoyne Region** *Spent a lot of time in LG in Vic and WA. Recently in Canning.*

*Going to be having conversations across the region about economic development.*

*Observations- it’s going to be great working with us and other stakeholders. Regions across Australia facing similar issues. Regions need to work together to make a bigger voice.*

*Businesses will look at supporting infrastructure (health, education, recreation, roads) before investing.*

**Barb Thompson (RDA Acting EO for 5 months)**

*BBRF (Building Better Regions Fund)*

*\$2m for vermin fence*

*Mt Mag Mining museum \$58K Cue Heritage \$133K*

*(Maybe our Shire could apply to this for renewable power?) In caretaker mode until Fed election*

*Federal Treasury have been in Gero and they are keen to come out here to talk to stakeholders MWDC and this mob work actively together.*

**Robin Scott- One Nation**

*Pro nuclear power stations*

*Reliance on Collie coal – many jobs . We produce a fraction of coal compared to the rest of the world.*

*Not against renewables but it is unreliable*

*Dog Fence- cant believe the reduction in sheep numbers has even been allowed to get so low. Problem is state wide.*

*Aged care facilities-palliative care is almost non existent in the mid west*

*73% of this state’s wealth comes from the mining and pastoral region and we are being starved.*

**Ian Bierman Project Manager Water Corp**

*Noticed that we are a tough crowd!*



*Removal of Nitrates project Mt Magnet, Cue, Meekatharra, Sandstone Hoping to have test and commission done by 2021*

*Will be having evap ponds to deal with the 10% waste brine. Using renewable energy except at Sandstone*

*Mt Mag-200kw of solar power -diesel backup. 57kw battery storage Cue 100kw solar power 57kw battery storage*

*Meeka 300kw solar 2 x 57kw battery storage*

*Generators will be 100-200kw Project value \$18m*

*Guidera O’conner doing the installation – Australian Company Yalgoo have had a plant for 2 years- water tastes good.*

*Need community leaders to encourage community to drink the water when it comes online- no point spending all this money if people wont drink it!*

**Jacquie Boydell**

*Everything that goes to the MWDC has to go through a ‘jobs and growth’ (as dictated by the govt) filter so use it and throw it back on their table*

*The Legislative Council is a really useful tool at the moment because of the way the numbers are 1.Suggests a mission statement from this zone.*

*2 Clear statement - Mining- say ‘We will not accept mining camps on the outskirts of our town’ Frame everything with a filter of jobs and growth.*

**Ken Baston**

*It’s a very valuable time to come here and visit with a state budget coming up. Mobile abbatoir is being built in WA – camels, horses etc*

*Roads-value in attracting investment esp mining and tourism*

**Di ? - WACHS Operations manager**

*Nursing posts- have been a challenge. Attracting staff a huge issue. Doing everything they can.*

*\*Note- at the October meeting we need to elect our zone delegates and advise the zone EO by Nov 23rd at the latest*

*Next meeting is Nov22nd.*

*Cr. Emma Foulkes-Taylor May 4th 2019*

**15. REPORTS OF COMMITTEES**

Nil.

**16. FINANCE**

**16.1 Accounts Paid during the period since the last list was adopted/endorsed by Council**

File:	4.37.1
Author:	Rose Jones – Deputy Chief Executive Officer
Interest Declared:	Nil
Date:	16 May 2019
Attachments:	List of payments made in April 2019

**Matter for Consideration:**

Endorsement of accounts paid during the month of April 2019.

**Background:**

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, then the CEO is to prepare a list of accounts paid by the CEO during the month to present to Council.

**Comment:**

A list of payments made during the month April 2019 is attached.

**Statutory Environment:**

Local Government (Financial Management) Regulations 1996

Regulation 13 states:

- (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 —
  - (a) the payee's name; and
  - (b) the amount of the payment; and
  - (c) the date of the payment; and
  - (d) 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) enough 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 sub regulation (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.

**Strategic Implications:**

None

**Policy Implications:**

None

**Budget/Financial Implications:**

Payment from the Municipal, Trust and Reserve Bank Accounts.

**Sustainability Implications:**

- **Environmental:**  
There are no known significant environmental considerations
- **Economic:**  
There are no known significant economic considerations
- **Social:**  
There are no known significant considerations

**Consultation:**

Moore Stephens

**Recommendation:**

That the accounts for the month of April 2019, as per the attached Schedules presented to this meeting including \$2,140,690.11 from Municipal Account, repayments of \$2,310,517.95 to WA Treasury in respect of the short term advance, \$32.00 from Oasis Roadhouse and \$291.85 from Trust totalling \$4,451,531.91 be endorsed by Council.

**Voting Requirements:**

Simple majority

<b>Council Decision:</b>		
<b>Moved: Councillor</b>		<b>Seconded: Councillor</b>
<b>Carried/Lost</b>	<b>For:</b>	<b>Against:</b>

## **16.2 Financial Activity Statements to 30 April 2019**

File:	4.37
Author:	Rose Jones – Deputy Chief Executive Officer
Interest Declared:	Nil
Date:	16 May 2019
Attachments:	Financial Activity Statements to 30 April 2019 Statement of Financial Position Operating Statement by Program Operating Statement by Nature & Type Accounts Activity General Ledger Trial Balance

### **Matter for Consideration:**

Council is to consider adopting the Monthly Financial Statements for the period to April 2019.

### **Background:**

The Local Government (Financial Management) Regulations 1996. Regulation 34 requires that local government report monthly and prescribes what is required to be reported.

### **Comment:**

The Current Position at 30 April is a surplus of \$2,726,547

	Budgeted closing surplus YTD	\$6,415,096
Less	Variance to Opening Funding Surplus	0
Less	Operating revenue down	-1,081,636
Plus	Operating Expenditure up	-1,427,513
Less	Operating activity excluded	-137,875
Plus	Investing activities down	539,238
Plus	New Debentures up	9,250,5500
Less	Transfers from reserve down	0
Less	Repayment of Debentures up	-10,831,3130
Plus	Transfers to reserves down	0
	Total Variances	-3,688,549
	Actual Surplus as at 30 April 2019	\$2,726,547

The following Term Deposits are held as at 30 April 2019:

### **Muni**

Term Deposit 531423	\$500,000.00	2.22%	Maturity 28/06/2019
Term Deposit 531431	\$1,000,000.00	2.17%	Maturity 08/07/2019
Term Deposit 529817	\$500,000.00	2.50%	Maturity 08/06/2019

### **Trust**

Crosslands MCF Term Deposit	\$375,194.91	2.34%	Maturity 25/05/2019
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### **Reserve**

Term Deposit 531458	\$750,000.00	2.32%	Maturity 28/05/2019
Term Deposit 531466	\$1,000,000.00	2.01%	Maturity 29/07/2019
Beringarra Cue Road Reserve Term Deposit 468161	\$3,501,476.26	2.14%	Maturity 21/07/2019

**Statutory Environment:**

Local Government Act 1995

Section 6.4—Specifies that a local government is to prepare “such other financial reports” as is prescribed.

Local Government (Financial Management) Regulations 1996

Regulation 34 states:

(1) A local government is to prepare each month a statement of financial activity reporting on the sources and applications of funds, 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 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
- (e) The net current assets at the end of the month to which the statement relates.

**Strategic Implications:**

Nil.

**Policy Implications:**

Nil.

**Budget/Financial Implications:**

Reports showing year to date financial performance allow monitoring of actual expenditure, revenue and overall results against budget targets.

**Sustainability Implications:**

- **Environmental:**  
There are no known significant environmental considerations
- **Economic:**  
There are no known significant economic considerations
- **Social:**  
There are no known significant considerations

**Consultation:**

Moore Stephens

**Recommendation:**

That Council adopt the financial statements for the period ending 30 April 2019 as attached.

**Voting Requirements:**

Simple majority.

<b>Council Decision:</b>		
<b>Moved: Councillor</b>	<b>Seconded: Councillor</b>	
<b>Carried/Lost</b>	<b>For:</b>	<b>Against:</b>

**17. DEVELOPMENT**

**17.1 Proposed Realignment of Beringarra-Pindar Road**

File:	12
Author:	Peter Dittrich - Chief Executive Officer
Interest Declared:	No interest to disclose
Date:	16 May 2019
Attachments:	Letter and copy of Application received from Department of Mines Proposed design

**Matter for Consideration:**

Council to consider the proposed realignment of Beringarra Pindar Road as per the licence application submitted to the Department of Mines, Industry Regulation and Safety (DMIRS).

**Background:**

An email was received from Fionna Munro - Mining Registrar - Department of Mines, Industry Regulation and Safety on the 15<sup>th</sup> May 2019 requesting Council's comments and recommendation with regard to the impact of the application on the Beringarra Pindar Road.

**Comment:**

The position of the realignment is detailed in the attached documents. The actual design of the proposed realignment has not been submitted to Council in time for adequate consideration.

Council is aware that there is Shared Title over a large part of the Shire. The applicant would need to indemnify Council against any claim for the extinguishment of title that may be made against the Shire.

In addition, the applicant should be made aware of their obligations under the Aboriginal Heritage Act 1972 as this may affect the location of the re-alignment.

**Statutory Environment:**

Nil

**Strategic Implications:**

Nil

**Sustainability Implications**

- **Environmental**  
There are no known significant environmental implications
- **Economic**  
There are no known significant economic implications.
- **Social**  
There are no known significant social considerations.

**Policy Implications:**

Nil

**Financial Implications:**

Nil.

**Consultation:**

Nil

**Recommendation:**

That Council supports the application for the licence by Adaman Resources Pty Ltd situated on Beringarra-Pindar Road subject to the Council's review and approval of the design of the proposed realignment.

**Voting Requirements:**

Absolute Majority

<b>Council Decision:</b>		
<b>Moved: Councillor</b>		<b>Seconded: Councillor</b>
<b>Carried/lost:</b>	<b>For:</b>	<b>Against:</b>

## **18. ADMINISTRATION**

### **18.1 Appointment of Acting CEO**

File:	4.20
Author:	Peter Dittrich - Chief Executive Officer
Interest Declared:	No interest to disclose
Date:	8 May 2019
Attachments:	Confidential Curriculum Vitae – Previously Distributed

#### **Matter for Consideration:**

Council to consider:

The appointment of Mr Edwin Piper, as Acting Chief Executive Officer for the period 1<sup>st</sup> June 2019 until the start date of the Chief Executive Officer appointed at the Special Meeting of Council held on the 11<sup>th</sup> May 2019.

#### **Background:**

The current CEO has resigned with the last day of employment being 31<sup>st</sup> May 2019. The newly appointed CEO's commencement date was unknown at the time of writing.

#### **Comment:**

Mr Edwin Piper recently acted as Chief Executive Officer for the Shires of Sandstone, Mt Marshall, and Yilgarn. His qualifications and experience are outlined in the CV previously distributed.

If appointed, Mr Piper would be employed via LO-GO Appointments on a temporary contract basis.

#### **Statutory Environment:**

The Local Government Act 1995 Division 4

5.36. Local government employees

(1) A local government is to employ —

(a) a person to be the CEO of the local government; and

(b) such other persons as the council believes are necessary to enable the functions of the local government and the functions of the council to be performed.

#### **Strategic Implications:**

Nil

#### **Sustainability Implications**

- **Environmental**  
There are no known significant environmental implications.
- **Economic**  
There are no known significant economic implications.
- **Social**  
There are no known significant social considerations.

#### **Policy Implications:**

Nil

#### **Financial Implications:**

There is provision within the CEO Recruitment and the Consultants Budget to cover this expense.

**Consultation:**

Nil

**Recommendation:**

That Council appoints Edwin Piper as Acting Chief Executive Officer for the period commencing Saturday 1<sup>st</sup> June 2019 until the start date of the CEO appointed at the Special Council Meeting held 11<sup>th</sup> May 2019.

**Voting Requirements:**

Absolute Majority

<b>Council Decision:</b>		
<b>Moved: Councillor</b>	<b>Seconded: Councillor</b>	
<b>Carried/lost:</b>	<b>For:</b>	<b>Against:</b>

**18.2 Local Government Week**

File:	4.6
Author:	Peter Dittrich - Chief Executive Officer
Interest Declared:	No interest to disclose
Date:	16 May 2019
Attachments:	Convention Program, Convention Registration, and WALGA Accommodation List

**Matter for Consideration:**

Confirmation of attendance at the 2019 Local Government Convention.

**Background:**

The Local Government Convention is being held from Wednesday 7<sup>th</sup> August to Friday 9<sup>th</sup> August 2019 and Trade Exhibition is being held on the 8<sup>th</sup> and 9<sup>th</sup> of August 2019, with the WALGA AGM and Opening Welcome Reception being held on Wednesday the 7<sup>th</sup> August 2019. There are a number of workshops available on Tuesday 6<sup>th</sup> August 2019. Under Shire of Murchison Policy it is necessary to discuss attending conference, seminar or training courses prior to attending the event to obtain council approval.

**Comment:**

Full details of individual sessions have previously been circulated to all Councillors. Councillors are requested to nominate their attendance and identify the sessions they wish to attend. Some sessions have a limited number of places available and Councillors will be requested to indicate a second preference when registering for those sessions.

In the past Councillors have been accommodated at the Parmelia Hilton due to its proximity to the PCEC.

WALGA’s Cancellation Policy is as follows:

*By submitting your registration you agree to the following terms and conditions:*

- *Cancellations will be accepted in writing until close of Registration ( Tuesday, 16 July 2019) - thereafter full charges will apply.*
- *Registrations may be transferred to another member of Council at any time but must be advised in writing.*

**Statutory Environment:**

Nil

**Sustainability Implications:**

- **Environmental**  
There are no known significant environmental implications associated with this decision
- **Economic**  
There are no known significant economic implications associated with this decision
- **Social**  
There are no known significant social considerations associated with this decision

**Strategic Implications:**

- **Civic Leadership**  
Regional Collaboration  
The attendance at the WA Local Government Conference affords the attendees the opportunity to develop and enhance their relationship with neighbouring shires and State Government departments enhancing the ability to work collaboratively. In addition, it affords the opportunity to discuss Local Government best practice and future developments that impact on the Shire of Murchison.

**Policy Implications:**

Nil

**Financial Implications:**

The Local Government Convention is an annual event and a relevant budget provision will need to be included in the 2019/20 budget.

**Consultation:**

Nil

**Recommendation:**

- 1) That the following Councillors will be attending the Local Government Convention for 2019:  
Crs TBA
- 2) That Councillors and the CEO be accommodated at Parmelia Hilton for the duration of their attendance.
- 3) That the Councillors and the CEO will nominate their attendance for the sessions as per the attached Local Government Week 2019 Registration Forms.
- 4) That the total cost of the attendance at the Local Government Week 2019 Convention be provided for in the 2019-20 Budget.

**Voting Requirements:**

Simple Majority

<b>Council Decision:</b>		
<b>Moved:</b>	<b>Seconded: Councillor</b>	
<b>Carried/Lost:</b>	<b>For:</b>	<b>Against:</b>

**18.3 Voting Delegates – WALGA 2019 AGM**

File:	4.6
Author:	Peter Dittrich - Chief Executive Officer
Interest Declared:	No interest to disclose
Date:	16 May 2019
Attachments:	Nil

**Matter for Consideration:**

Appointment of two voting delegates at the WALGA 2019 AGM to be held on Wednesday 7<sup>th</sup> August.



**Background:**

The 2019 AGM of WALGA will be held during the Local Government Convention on Wednesday 7<sup>th</sup> August 2019. Pursuant to the WALGA Constitution, all member councils are entitled to be represented by two voting delegates.

**Comment:**

Interest is sought from Shire of Murchison Councillors who wish to attend the WALGA AGM.

**Statutory Environment:**

Participation in WALGA activities is well within the Local Government legislative boundaries.

**Sustainability Implications**

- **Environmental**  
There are no known significant environmental implications associated with this decision.
- **Economic**  
There are no known significant economic implications associated with this decision.
- **Social**  
There are no known significant social considerations associated with this decision.

**Strategic Implications:**

Nil

**Policy Implications:**

Nil

**Financial Implications**

The Local Government Convention is an annual event and a relevant budget provision will need to be included in the 2019/20 budget.

**Consultation:**

Nil

**Recommendation:**

That Councillors <TBA> and <TBA> be appointed Murchison Shire delegates to the WALGA 2019 Annual General Meeting to be held on Wednesday 7th August 2019

**Voting Requirements:**

Simple Majority

<b>Council Decision:</b>		
<b>Moved: Councillor</b>	<b>Seconded: Councillor</b>	
<b>Carried/Lost:</b>	<b>For:</b>	<b>Against:</b>

**18.4 Review of Delegations**

File:	4.16
Author:	Peter Dittrich - CEO
Interest Declared:	No interest to disclose
Date:	16 May 2019
Attachments:	Register of Delegations

**Matter for Consideration:**

Council to consider adopting the revised Register of Delegations.

**Background:**

Local government can delegate certain authorities to the CEO pursuant to s.5.42 and s. 5.43 of the Local Government Act. The delegations must be in writing and a register of delegations must

be kept and reviewed at least once every financial year. The Delegations were last reviewed at the Ordinary Meeting of Council of the June 2018.

If a person is exercising a power or duty which they have been delegated, the Act requires them to keep records relating to the exercise of the power or discharge of the duty. The records are to include:

- (a) how the person exercised the power or discharged the duty; and
- (b) when the person exercised the power or discharged the duty; and
- (c) the persons or classes of persons, other than council or committee members or employees of the local government, directly affected by the exercise of the power or the discharge of the duty.

**Comment:**

Each instrument of delegation in the register describes the function being delegated and the relevant statutory reference which is the source of power for the exercise of the function. Also included is a reference to related documents such as policies of Council, which may provide guidance in the exercise of the delegation.

The delegation to the CEO to appoint an Acting CEO has been removed as the appointment of a CEO requires an absolute majority.

**Statutory Environment:**

The Delegations of Authority are made to the Chief Executive Officer pursuant to section 5.42 and 5.43 of the *Local Government Act 1995* (the Act) and to Committees pursuant to section 5.16, 5.17 and 5.18. Where listed, some of these functions are delegated by the Chief Executive Officer to Shire of Murchison employees pursuant to section 5.44 of the Act.

*\*Absolute Majority*

**Strategic Implications:**

Objective 4 of the Community Strategic Plan calls for high levels of accountability, compliance with statutory requirements, openness and transparency. Reviewing the Delegations Register on an annual basis ensures that relevant parties are aware of their obligations.

**Sustainability Implications**

- **Environmental:**  
There are no known significant environmental considerations.
- **Economic:**  
There are no known significant economic considerations.
- **Social:**  
There are no known significant social considerations.

**Policy Implications:**

Nil

**Financial Implications:**

Nil

**Consultation:**

WALGA Governance – Lyn Fogg - Governance Advisor, Sector Support and Advice

**Recommendation:**

That Council reviews the Register of Delegations and adopts it as presented and attached.

**Voting Requirements:**

Absolute Majority

<b>Council Decision:</b>		
<b>Moved: Councillor</b>	<b>Seconded: Councillor</b>	
<b>Carried/Lost</b>	<b>For:</b>	<b>Against:</b>

**19. NOTICE OF MOTION**

Nil

**20. CEO ACTIVITY REPORT**

<b>Date</b>	<b>Activity</b>
12.04.2019	Telephone call from Jeff Arbon advising of future application to close roads on station
16.04.2019	Budget meeting with works supervisor and DCEO
03.05.2019	Meeting with State Records office to review plan and discuss current situation.
06.05.2019	Discussion with Stuart Thomas of Evarunning Auto's re cost of repair of Nissan UD
07.05.2019	Trades Tender Evaluation Panel
07.05.2019	Attend Grants Commission Presentation
09.05.2019	Attend Dogging Working Group
15.05.2019	State Risk Project Workshop

**Recommendation:**

That the CEO's Activity Report be accepted.

**Voting Requirements:**

Simple Majority

<b>Council Decision:</b>		
<b>Moved: Councillor</b>	<b>Seconded: Councillor</b>	
<b>Carried/Lost</b>	<b>For:</b>	<b>Against:</b>

**21. URGENT BUSINESS**

**22. ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS**

Nil

**23. MEETING CLOSURE**