



MINUTES
SPECIAL MEETING
2 MAY, 2017

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A handwritten signature in black ink, appearing to read 'Paul McInerney', written in a cursive style.

Signed: Paul McInerney, Chief Executive Officer

AGENDA

SPECIAL MEETING

HELD IN THE COUNCIL CHAMBERS, BATCHELOR

ON TUESDAY 2nd MAY 2017 AT 10:05AM

President of the Shire Council Andrew Turner declared the meeting open at 10:05am and welcomed all in attendance.

1 PERSONS PRESENT

ELECTED MEMBERS PRESENT

Councillor	President Andrew Turner
Councillor	Vice President Dave Gray
Councillor	Sue Bulmer
Councillor	Max Corliss – via phone
Councillor	Ewan Crook

STAFF PRESENT

Chief Executive Officer	Paul McInerney
Melissa Kerr	Finance Manager
Robert Bright	Operations Manager

PERSONS PRESENT

2 APOLOGIES AND LEAVE OF ABSENCE

Applicant:	N/A
Location/Address:	N/A
File Ref:	N/A
Disclosure of Interest:	Nil
Date:	2nd May, 2017
Author:	Paul McInerney, Chief Executive Officer
Attachments:	Nil

SUMMARY

This report is to table, for Council's record, any apologies and requests for leave of absence received from Elected Members for the Special Meeting held 2nd May, 2017.

BACKGROUND

Not applicable.

COMMENT

Council can choose to accept the apologies or requests for leave of absence as presented, or not accept them. Apologies or requests for leave of absence that are not accepted by Council will be recorded as absence without notice.

CONSULTATION

Not applicable.

STATUTORY ENVIRONMENT

As per the Local Government Act s.39 (1) A person ceases to hold office as a member of a council if the person:
(d) is absent, without permission of the council, from 2 consecutive ordinary meetings of the council.

POLICY IMPLICATIONS

Not applicable.

FINANCIAL IMPLICATIONS

Not applicable.

VOTING REQUIREMENT

Simple majority

RESOLUTION 02/05/2017/001

That Council receive and note the apology of absence from Councillor Jones for the Special Meeting held 2nd May 2017.

Moved: Clr. Gray

Seconded: Clr. Bulmer

5/5

3 DECLARATION OF INTEREST OF MEMBERS OR STAFF

Applicant:	N/A
Location/Address:	N/A
File Ref:	N/A
Disclosure of Interest:	Nil
Date:	2nd May, 2017
Author:	Paul McInerney, Chief Executive Officer
Attachments:	Nil

SUMMARY

Elected Members are required to disclose an interest in a matter under consideration by Council at a meeting of the Council or a meeting of a Council committee by:

1) In the case of a matter featured in an officer's report or written agenda item by disclosing the interest to the Council by disclosure as soon as possible after the matter is raised

2) In the case of a matter raised in general debate or by any means other than the printed agenda of the Council by disclosure as soon as possible after the matter is raised. Under disclosure, the Member must abide by the decision of Council on whether he/ she shall remain in the Chambers and/ or take part in the vote on the issue. The council may elect to allow the Member to provide further and better particulars of the interest prior to requesting him/ her to leave the Chambers.

Staff Members of the Council are required to disclose an interest in a matter at any time at which they are required to act or exercise their delegate authority in relation to the matter. Upon disclosure the Staff Member is not to act or exercise his or her delegated authority unless the Council expressly directs him or her to do so.

BACKGROUND

Not applicable.

COMMENT

Not applicable.

CONSULTATION

Not applicable.

STATUTORY ENVIRONMENT

Local Government Act s73 &s74 (Elected Members).

Local Government Act (2008) s107 Conflict of interest (Staff Members).

POLICY IMPLICATIONS

Conflict of Interest – Code of Conduct.

FINANCIAL IMPLICATIONS

Not applicable.

VOTING REQUIREMENT

Simple majority

RESOLUTION 02/05/2017/002

That Council receives the declaration of interest as listed for the Special Meeting held 2 May, 2017.

Clr Corliss declared an interest in Item 4.4.

Moved: Clr. Turner

Seconded: Clr. Bulmer

5/5

Operations Manager, Robert Bright entered the Meeting 10:18am

4 CONFIDENTIAL ITEMS

RESOLUTION 02/05/2017/003

That Council close the meeting to the general public in accordance with section 65(2) of the Local Government Act to enable Council to discuss in a Confidential Session an item described under Local Government (Administration) regulations 8;

(c) information that would, if publicly disclosed, be likely to:

(i) cause commercial prejudice to, or confer an unfair commercial advantage on, any person; or

(ii) prejudice the maintenance or administration of the law;

Or Part 5 Records Local Government (Administration) Regulations 4

(iii) prejudice the security of the council, its members or staff; or

(iv) prejudice the interests of the council or some other person;

(e) information provided to the council on condition that it be kept confidential.

Moved: Clr. Crook

Seconded: Clr. Gray

5/5

RESOLUTION 02/05/2017/009

That Council re-open the meeting to the general public in accordance with section 65(1) of the Local Government Act.

Moved: Clr. Gray

Seconded: Clr. Crook

4/4

5 DECISIONS ARISING FROM THE CONFIDENTIAL SECTION OF THE COUNCIL MEETING

RESOLUTION 02/05/2017/004

That Council accepts Ooloo Investments Tender as per their Schedule of Rates for the Grading and Road Maintenance Contract 201617 – 005.

Moved: Clr. Bulmer

Seconded: Clr. Corliss **5/5**

RESOLUTION 02/05/2017/005

That Council invites quotations for all projects over \$25,000 as per Councils Purchasing Policy.

Moved: Clr. Gray

Seconded: Clr. Crook **5/5**

RESOLUTION 02/05/2017/006

The Council extend the trial period of the Deed of Contract with Shannon Recycling and Landcare until the 30th June, 2017 and that a review of the trial period be undertaken by the CEO and a report be presented at the May and June, 2017 meetings of Council.

Moved: Clr. Turner

Seconded: Clr. Gray **1/4**

Against: Clr. Bulmer

RESOLUTION 02/05/2017/007

That Council comment in relation to the proposal for a right of way easement from existing road reserves, through adjoining Section 958 in favour of Sections 954 and 957, Hundred of Goyder are:

- Council will not construct any road for the proposed right of way easement.

-Council will not maintain or monitor the condition of any privately constructed road, firebreaks, weed control on the proposed right of way easement.

Moved: Clr. Gray

Seconded: Clr. Turner **5/5**

RESOLUTION 02/05/2017/008

That Council accepts RS Gardening tender for \$86,888.70 Inc GST to carry out the work listed in Contract 201617-004 Mowing and Landscape Maintenance.

Moved: **Clr. Bulmer**

Seconded: **Clr. Crook**

4/4

6 CLOSE MEETING

Meeting closed at 10:58am