



Coomalie Community Government Council

Meeting date: **Tuesday, 31 August 2010 from 6:00 PM to 10:15 PM**

Location: Council Chambers, 141 Cameron Road, Batchelor NT 0845

Purpose/Notes: Regular scheduled meeting

Chaired by: Clr. Andrew Turner

Minutes rec. by: John Hughes

Attendance:

Present: Clr. Robert Bright, Clr. Sue Bulmer, Clr. Darryl Butler, John Hughes, Clr. Bruce Jones, Clr. Deb Koch, Clr. Andrew Turner

Apologies: Clr. Linda Douglas, Clr. Tommy Fawcett

Late: Clr. Trevor Sullivan

Guests:

(none)

Meeting Documents:

(no documents)

Meeting Minutes:

1. Standing Agenda Items

1.1. Attendance

Status: Completed

1.2. Apologies and Leave of Absence

Status: Completed

1.2.1. Apologies and Leave of Absence

That the apologies of Clr. Tommy Fawcett and Clr. Linda Douglas be accepted and leave of absence be granted.

Resolution #: 31/08/2010/001

Moved by: Clr. Darryl Butler

Seconded by: Clr. Robert Bright

Status: Carried

Vote:

1.3. Declaration of Conflict of Interest

Having considered the Agenda and Business Documents, Councillors were requested to declare any possible, actual or perceivable conflicts of interest at this time.

Clr. Darryl Butler declared that he had a perceivable conflict of interest in relation to item 4.5 in the confidential agenda.

Status: Completed

1.4. Confirmation Of Minutes

The minutes of the Ordinary General Meeting of Coomalie Community Government Council held on 20th July 2010 are attached.

Documents:

- Minutes 20 July 2010 Public.pdf

Status: Completed



1.4.1. Confirmation of Minutes

That the Minutes and of the Ordinary General Meeting of the Coomalie Community Government Council held on 20th July 2010 be confirmed as presented.

Resolution #: 31/08/2010/002

Moved by: Clr. Trevor Sullivan

Seconded by: Clr. Robert Bright

Status: Carried

Vote:

1.5. Actions Arising

The Actions Arising report were tabled as a late item at the Council meeting.

Documents:

- Actions Arising to 20 July.pdf

Status: Completed

1.5.1. Confirmation of Actions Arising

That Council accepts and confirms the Actions Arising List from the Ordinary General Meetings up to 20th July 2010 as presented.

Resolution #: 31/08/2010/003

Moved by: Clr. Trevor Sullivan

Seconded by: Clr. Darryl Butler

Status: Carried

Vote:

1.6. Correspondence

The Correspondence Registers were tabled as a late item at the Council meeting. .

Documents:

- Incoming Mail Register Public 31 Aug.pdf
- Outgoing Mail Register Public 31 Aug 2010.pdf

Status: Completed

1.6.1. Incoming Correspondence

That Council notes and receives the incoming correspondence for the period from 17th July 2010 to 31 August 2010 as detailed in the Incoming Correspondence Register as presented.

Resolution #: 31/08/2010/004

Moved by: Clr. Trevor Sullivan

Seconded by: Clr. Deb Koch

Status: Carried

Vote:

1.6.2. Outgoing Correspondence

That Council notes and confirms the outgoing correspondence for the period from 17th July 2010 to 31st August 2010 as detailed in the Correspondence Register as presented.

Resolution #: 31/08/2010/005

Moved by: Clr. Deb Koch

Seconded by: Clr. Trevor Sullivan

Status: Carried

Vote:



1.6.3. Matters Arising from Correspondence - Darwin Harbour Advisory Committee

Council has received a copy of the "Darwin Harbour Strategy - A comprehensive guide for the stewardship and sustainable development of the Darwin Harbour region".

The Darwin Harbour region includes parts of Coomalie Council's area and adjoining incorporated and unincorporated areas.

Tabled for review and discussion.

Council directed that the CEO write to the Darwin Harbour Advisory Committee requesting that a CCGC representative be included on the committee.

Documents:

- DARWIN HBR STRATEGY.pdf

Status: Completed

1.6.4. Matters Arising from Correspondence - Ministerial Speech regarding Seniors Month

Coomalie Council has been commended for its participation in Seniors Month activities.

Tabled for information of Council.

Documents:

- SENIORS LETTER.pdf

Status: Completed

1.6.5. Matters Arising from Correspondence - Archery NT, Coomalie Group

On Friday 27th August 2010 Council has arranged a meeting with Archery NT to assist with planning for the establishment of the Northern Territory's first archery association in the Coomalie region.

Archery NT is requesting assistance with:

- provision of a suitable venue
- permission to store items on Council premises
- the use of council's portable toilet and / or other facilities.

Tabled for consideration by Council.

Council directed the CEO to provide in-kind support as requested above, suggesting that Archery NT might also wish to consider using the grounds at Rum Jungle Lake, in addition to Batchelor Oval.

Documents:

- ARCHERY NT LETTER.pdf

Status: Completed

1.6.6. Matters Arising from Correspondence - Submissions for ANZAC Day Centenary 2014 - 2018

Council has been invited to make a submission regarding the ANZAC Centenary commemorations. Submissions close on 17th September 2010.

Tabled for consideration by Council.

The CEO was directed to make a submission on behalf of Council.

Documents:

- ANZAC LETTER.pdf

Status: Completed



1.6.7. Matter Arising from Correspondence - Remembrance Day Adelaide River War Graves

Council has received correspondence from the National Servicemen's Association Australia NT, requesting assistance with Remembrance Day observances at the Adelaide River War Graves.

Councillors have also been invited to attend the ceremony.

Assistance requested includes:

- placement of banners in Batchelor and Adelaide River advertising the event
- use of Community Bus to transport BAS students to the service.

Tabled for consideration by Council.

The CEO was directed to write and confirm the requested assistance and to offer further assistance with the organisation of the event on behalf of Council

Documents:

- REMEMBRANCE LETTER.pdf

Status: Completed

1.6.8. Matters Arising from Correspondence - Batchelor Tourism

Correspondence has been received from Dr. Jan Hills commending Council for the condition of the Batchelor town park area and Rum Jungle Lake.

Dr. Hills also notes that the Batchelor Museum Development Association (BMDA) is now the official lease holder of the Virgins Villas site in Batchelor.

Dr. Hills has made request directly to the CEO for any in-kind assistance that Council may be able to provide, especially in the short term as the BMDA becomes more fully operational.

For consideration by Council.

After discussion it was resolved:

That Council pays for the supply of Electricity and Water to the Batchelor Museum Development Association for the first three months of connection and that Council provides in-kind support in the form of outdoor works on site at the CEO's discretion.

Resolution number:31/08/2010/006

Moved by:Clr. Sue Bulmer

Seconded by:Clr. Trevor Sullivan

Status:Carried

Vote:

Documents:

- Letter Jan Hills 18 Aug 10.pdf

Status: Completed

1.6.9. Matters Arising from Correspondence - Climate Change Draft Report

This climate change risk assessment and adaptation planning report on the Coomalie Shire Council area was commissioned by the Local Government Association of the Northern Territory with funding support from the Commonwealth Department of Climate Change and Energy Efficiency. This study provides an overview of climate change trends in the Coomalie area, an analysis of expected climate change impacts and a number of proposed adaptation options.

Tabled for information and discussion.



The CEO was directed to write to LGANT requesting that feedback on this initial draft remain open until 30th September 2010 and that a revised draft be made available for the October meeting of Council for further consideration.

Documents:

- Coomalie 1.pdf

Status: Completed

1.6.10. Matters Arising from Correspondence - SECTION 816, HUNDRED OF CAVENAGH

SECTION 816, HUNDRED OF CAVENAGH

Earl James and Associates (EJA) have written regarding this client who has engaged them to lodge a Development Application to subdivide Section 816 into rural living allotments.

At present, the land has no constructed road access. There is an old One Chain Road along the western boundary, but according to EJA it is not a viable option to build a road along this corridor due to low country and creeks.

According to EJA the practical route for a new access road would be to extend Mira Road South approximately 1 kilometre to the south within the current road reserve and then approximately 100 metres across NT Portion 3283 to the subject land.

NT Portion 3283 is owned by the Land Development Corporation (LDC) and EJA has discussed this issue with that organisation. LDC has provided EJA with a letter agreeing to the proposal to issue a license to facilitate the required access, but the preferred option is for this license agreement to be with Coomalie Council rather than the landowner.

Recommendation:

It is recommended that Council writes to EJA advising them that Council would prefer the licence to be issued by LDC to the landowner, or alternatively that the developer negotiate with LDC to have the access transferred to Council as a road reserve at the developer's expense.

-----The CEO was directed to write to EJA as recommended above.

Documents:

- Subdivision Road Access Request.PDF

Status: Completed

1.7. Financial Statements

The Financial Report contains:

- Financial Report
- Monthly and Year to Date Operating Results Summary
- Monthly and Year to Date Operating Results Detail
- Balance Sheet
- Grant Report
- Reconciliation Report
- Transactions by Account - Payment Register

Documents:

- 1_7 Finance Reports Aug 2010.pdf

Status: Completed

1.7.1. Financial Statements

That Council receives and notes the Financial Statements for the month ending 31 July 2010 as presented and confirms the payments made since the last meeting.

Resolution #: 31/08/2010/007



Moved by: Clr. Deb Koch
Seconded by: Clr. Bruce Jones
Status: Carried
Vote:

1.8. Chief Executive Officer's Report

The time since the 20th July council meeting has been very busy with:

- * preparation of annual accounts
- * annual audit
- * preparation and execution of annual rates run
- * investigation of options for remediation of RJBC bowling green
- * investigation of economic development opportunities for civil aviation business in the region
- * commencement of review of roads program with Engineer.

Work over the last 5 weeks has also been seriously hampered by a high degree of staff absence with many staff members being affected by a flu-like virus.

Even so, much has been achieved, in particular the completion of the annual accounts and audit.

The most pressing issue of concern however over the last month has been over a safety issue.

Council's tractor was acquired with lifting forks and other attachments and has been frequently used for lifting and moving heavy loads such as pallets of salt for the swimming pool.

Two weeks ago I became aware that the tractor itself was acquired with light-duty wheels and tyres that do not meet the load-lifting specifications for the uses to which the plant is put.

I have accordingly directed the staff not to use the tractor for lifting loads over 600kg.

In the longer term this is not a practical solution as Council works staff are routinely required to load and unload heavier items than the safe working load of the current tractor configuration.

The only practical solution available is to install the correct heavy duty wheel and tyres on the tractor. Council has obtained quotes which indicate the installed cost of the correct wheels and tyres will be between \$9,500 and \$10,000.

I seek Council's approval to proceed with the modifications to the tractor to ensure safe and efficient operations.

Documents:

- Tractor Quotes.pdf

Status: Completed

1.8.1. CEO's Report

That Council receives and notes the Chief Executive Officer's Report to the Ordinary General Meeting of Council held on 31st August 2010.

Resolution #: 31/08/2010/008

Moved by: Clr. Robert Bright

Seconded by: Clr. Trevor Sullivan

Status: Carried

Vote:

1.8.2. Safe Operation of Tractor

That Council approves the acquisition of industrial wheels and tyres for the Council Tractor to meet safe operating specifications

and



that Council allocates and approves an additional \$10,000 in the capital expenditure budget for this purpose.

Resolution #: 31/08/2010/009

Moved by: Clr. Robert Bright

Seconded by: Clr. Trevor Sullivan

Status: Carried

Vote:

1.9. Engineer's and Works Manager's Report

The Works Manager's Report is attached.

The Engineer's Report is below:

Summary:

Council is funded by the Roads to Recovery (RTR) program on the following nominal basis:

- 2009 / 2010 \$137566.00 Allocated Miles Road
- 2010 / 2011 \$137566.00 Allocated Haynes / Chinner
- 2011 / 2012 \$137566.00 Unallocated
- 2012 / 2013 \$137566.00 Unallocated
- 2013 / 2014 \$137570.00 Unallocated

This report presents a rational basis for expenditure based on a proposed road hierarchy system; and suggests accelerating expenditure based on the cost effectiveness of sealed roadways.

Background:

A road hierarchy system is essential to maximise road safety, amenity and legibility for all road users. Each class of road in the network serves a distinct set of functions and is designed accordingly. For example there is a clear distinction between the Stuart Highway and an access track to a single property.

Arterial roads and access to major parks are controlled and maintained by the Northern Territory Government.

Council roads are non arterial and can be broadly classified as collector roads and access roads.

Collector roads form an avenue of communication and movement between towns or act as an arterial road within a rural area. As their name implies they may act as a linkage for a number of access roads. There appears to be only one collector road within the municipality; Coach, Miles / Solomon / Cheeney / Milton, connecting Batchelor and Adelaide River. All other roads are deemed to be access roads.

This collector road will, by its nature and function carry more traffic and subsequent maintenance costs than most access roads.

Council's road network is mainly unsealed gravel pavements with high maintenance costs, particularly pre and post wet season. Roads with non plastic binders will require regular grading with subsequent loss of pavement, this leads to regular re-sheeting and compounding costs. Solomon Road, for example has cost \$51,000 in maintenance costs over the past three years. This represents \$17,000 per annum on a new asset value of say \$200,000 for an unsealed road (minus 8.5% pa).

By comparison a sealed roadway will have a higher initial value, but depreciate at a much lower rate. Using the above example and adding \$330,000 for sealing means minimum maintenance for about 20 years, prior to a reseal. In other words, grant funding of \$330,000 applied to Solomon Road, saves us in straight terms $20 \times \$17,000 = \$340,000$; until the reseal 20 years on at \$150,000, in today's costs. In real terms the asset value should be depreciated to include an annual inflation rate.

General:



Roads to Recovery funding can be brought forward at no detriment to Council, this means that the funds may be utilised sooner rather than being lost to some future amalgamation or other occurrence.

Considering the higher importance of collector roads, then priority of construction should follow. In the case of the Cheeney Road loop a pivot point at the Finniss River shows about 60 rateable properties on the Batchelor side and about 30 on the Adelaide River side again indicating that Solomon Road deserves upgrading.

Initial Costing - Seal Solomon Road, Miles to Cheeney

- Floodway at base of jump up to Finniss seal 1275 metres, \$150,000.
- Finniss to Cheeney existing seal 1560 metres, \$180,000

RECOMMENDATION

THAT Roads to Recover funding be used to seal the balance of Solomon Road to the existing seal at Cheeney Road

THAT subject to detailed design and costing a budget of \$330,000 is allocated.

Schedule of Attachments:

Plans

Documents:

- plan.pdf
- Works Report -August - 2010.pdf

Status: Completed

1.9.1. Engineer's and Works Manager's Report

That Council receives and notes the Engineer's and Works Manager's Report to the Ordinary General Meeting of Council held on 31st August 2010.

Resolution #: 31/08/2010/010

Moved by: Clr. Darryl Butler

Seconded by: Clr. Robert Bright

Status: Carried

Vote:

1.9.2. Solomon Road - R2R

THAT Roads to Recover funding be used to seal the balance of Solomon Road to the existing seal at Cheeney Road

and

THAT subject to detailed design and costing a budget of \$330,000 is allocated funded from Roads to Recovery grants brought forward.

-----The resolution was deferred and the CEO directed to request a more detailed report on the hierarchy of roads by the Consulting Engineer.

Resolution #:

Moved by: Clr. Sue Bulmer

Seconded by: Clr. Robert Bright

Status: Deferred: 21/09/2010

1.10. Community Recreation Officer's Report

The Community Recreation Officer's Report is below.



CRO Monthly Report July-August 2010

July and August have been concentrated on the following activities:

- Update new Seniors Info and Booking Lists
- Final planning for CCGC's involvement with Lingalonga
- Lingalonga Festival-extra set of hands in the absence of staff
- August Seniors Month. First trip Pine Creek via Emerald Springs Roadhouse and return via Grove Hill
- Work out details for After School Activities program- commence 30 August 2010
- Participate in the Adelaide River 3 day Sports Festival
- Battle the flu virus
- Batchelor Markets. Wheelie bins etc
- August Seniors Month. Second trip Darwin Casino lunch buffet via 'sticky beaks'
- Grant application for Dec/Jan 2010/2011 SHP
- August Seniors Month. Third and last trip. Darwin Entertainment Theatre- The Chooky Dancers in, Ngurrumilmarramiriw (Wrong Skin)
- Meeting with Archery NT re: establishment of first archery group in NT at Coomalie

Status: Completed

1.10.1. Community Recreation Officer's Report

That Council receives and notes the Community Recreation Officer's Report to the Ordinary General Meeting of Council held on 31 August 2010.

Resolution #: 31/08/2010/011

Moved by: Clr. Darryl Butler

Seconded by: Clr. Deb Koch

Status: Carried

Vote:

1.11. Library Reports

The Community Library Reports for Adelaide River and Batchelor are attached.

Documents:

- AR Library Report July 2010.pdf
- Batchelor Library Report July 2010.pdf

Status: Completed

1.11.1. Library Reports

That Council receive and note the Batchelor Library and the Adelaide River Library Reports to the Ordinary General Meeting of Council held on 31 August 2010 as presented.

Resolution #: 31/08/2010/012

Moved by: Clr. Trevor Sullivan

Seconded by: Clr. Robert Bright

Status: Carried

Vote:

1.12. Batchelor Swimming Pool Report

The Batchelor Swimming Pool Report is attached.

Documents:

- Pool Report August 24 th OGM.pdf

Status: Completed

1.12.1. Batchelor Swimming Pool Report

That Council receive and note the Batchelor Swimming Pool Report to the Ordinary General Meeting of Council held on 31 August 2010 as presented.

Resolution #: 31/08/2010/013

Moved by: Clr. Deb Koch



Seconded by: Clr. Robert Bright

Status: Carried

Vote:

1.13. Dog Management Report

The Dog Management Report is attached.

Documents:

- Dog Catcher Report August 2010.pdf

Status: Completed

1.13.1. Dog Management Report

That Council receive and note the Dog Management Report to the Ordinary General Meeting of Council held on 31 August 2010 as presented.

Resolution #: 31/08/2010/014

Moved by: Clr. Deb Koch

Seconded by: Clr. Bruce Jones

Status: Carried

Vote:

1.14. Gamba Grass & Weed Mitigation Project Report

The Gamba Grass & Weed Mitigation Project Report is attached.

Documents:

- Coomalie Gamba-August 2010 Report.pdf

Status: Completed

1.14.1. Gamba Grass & Weed Mitigation Project Report

That Council receive and note the Gamba Grass & Weed Mitigation Project Report to the Ordinary General Meeting of Council held on 31 August 2010 as presented.

Resolution #: 31/08/2010/015

Moved by: Clr. Bruce Jones

Seconded by: Clr. Sue Bulmer

Status: Carried

Vote:

2. Business Brought Forward From Previous Meetings

No Business Brought Forward From Previous Meetings

3. General Business

3.1. General Business Items

Councillor Sue Bulmer submitted a notice in accordance with section 5.1 of Council's Standing Orders requesting the following item to be listed as routine ordinary business.

Councillor Bulmer writes:

"What happened to the general business part of meeting that use to be at end of meeting before close of meeting it is normal for councils to have general business section 5.1s are for resolutions standing orders to move an issue and not required for general discussion"

CEO Comments:

Since May 2010 when the electronic agenda system was introduced, all Council Agendas have included



"General Business" as Item 3.

A review of agendas on file from the last few years of meetings does not show "General Business" as an agenda item.

From my understanding of the process of submitting a request to the CEO in accordance with section 5.1 of Council's standing orders, there is no restriction on the type of item a councillor can place on the agenda in general business. That is, the same form can be used to propose an resolution or an itme for discussion.

Documents:

- 3_1 General Business Items Clr Bulmer.pdf

Status: Completed

3.2. Councillor Training

Councillor Bulmer wishes to discuss Councillor training including courses available via LGANT.

Refer 5.1 notice attached.

The CEO was directed to check with LGANT regarding training costs and availability for Councillors either in Darwin or at Council's premises and report back to Council.

Documents:

- councillor training.pdf

Status: Deferred: 21/09/2010

3.3. Audit Committee

CEO Comments.

The independent audit of Council's financial statements has just been completed. In view of that, on Monday 23 August I contacted the external auditor and arranged for him to be present at a poroposed Audit Committee meeting on 31st August 2010 which was intended to consider the audited financial statements and audit report.

I mentioned this meeting to Councillor Bulmer when she attended the office shortly after I spoke with the auditor to see if she would be able to attend.

During discussion with me on this item Councillor Bulmer raised concerns about the composition of the Council appointed audit committee. In particular Councillor Bulmer raised concerns about the CEO being part of the Committee. Councillor Bulmer also questioned whether Council's audit committee was lawfully appointed under governing legislation.

Councillor Bulmer cited the example of Darwin City Council's Audit Committee and the contrasts between its composition and that of Coomalie Council's audit committee.

NT Legislation requires that a Council establish an audit committee but does not prescribe any guidelines or procedures that must be followed beyond establishment. Accordingly it is my advice to Council that the Audit Committee established by Council has been set up in complete accordance with the law.

Nevertheless I believe that Councilor Bulmer makes a valid point on the structure of the Committee and recommend that Council consider amending the composition of the committee, in particular to make the CEO appointment in an advisory capacity only.

Coomalie Council is a relatively small operation and the scope and function of the audit committee needs to be managed carefully to ensure that it does not impose additional overheads on staff resources unless this was to deliver measurable governance advantage over that obtained from the conduct of routine external independent audit.

For instance, Council is too small to have an internal audit function and is reliant on the fact that all disbursements of funds are co-signed by an elected member. Council also does not have budget or resources for performance audits. Both internal audit and performance auditing are within the DCC audit



committee's brief.

J Hughes CEO
24 August 2010

The following is an extract from
DARWIN CITY COUNCIL ADVISORY COMMITTEES POLICY - AUDIT COMMITTEE

Membership:

- Committee comprises of Two Elected Members, one of those being the Chairman of the Corporate & Economic Development Committee.
- Two Community Representatives with one of those Community Representatives being the Chairman.

Committee's Purpose:

This is an advisory committee whose purpose is to report to and provide advice on Councils audit process including:

- Review Annual Financial Statements
- Review Auditors Report
- Monitor Internal Audit Program
- Monitor Internal Controls
- Monitor Corporate Governance
- Performance Auditing

Meeting frequency:

Minimum four (4) meetings per year.

Term of Appointment and appointed by:

2 year appointment by Darwin City Council for Community Representatives.
1 year appointment for Elected Members.

Delegation:

Nil

Documents:

- 3_3 Audit Committee Clr Bulmer.pdf

Status: Deferred: 21/09/2010

3.4. Regulatory Orders

Earlier this month in my capacity as CEO I issued a regulatory order regarding a residential property where the keeping of animals was causing a nuisance and a hazard. This was pursuant to three written complaints from neighbouring residents.

Since the order was issued Councillor Bulmer has raised questions concerning my authority to issue a regulatory order in the circumstances.

S.195 of the Local Government Act 2008 (the Act) provides that if an animal or an activity involving an animal is or is likely to become a hazard or a nuisance, the Council may make an order (a regulatory order) requiring the owner of occupier of the land on which the animal is kept or the activity is carried out to take steps to remove or mitigate the hazard or nuisance.

Council published its functions on its website in 2008 which remain unchanged on the present website. These published functions include:

- * the removal of health hazards;
- * the control, prohibition or impounding of animals;

Section 5 of Council's Code of Conduct states "the Chief Executive Officer is responsible for the overall



management of the Shire in accordance with its strategic and business plans, policies, programs and decisions approved by the Council."

Accordingly I conscientiously believe that I acted lawfully and appropriately.

However since Councillor Bulmer raised concerns regarding the issue of regulatory orders I made further inquiries and found a report to Council and a resolution of Council both dated December 2008. A copy of the report is attached. Resolution No. 13/12/08 was "that Council resolve not to assign any decisions that are reviewable pursuant to Section 227 (1) (b) of the Local Government Act 2008".

It is important to note that Council's Policy Manual handed to me on joining Council "up to and including Meeting held 9/06/2009" makes no mention of the resolution regarding regulatory orders.

Council's website further offers a further inconsistent position regarding the issue of regulatory orders by stating: "Coomalie Council has resolved not to make any resolutions which are reviewable under Section 227 (1) (b) of the Local Government Act 2008". I have always taken this to relate to the review of Council resolutions under s. 227 rather than a reviewable decision of the CEO.

In view of the inconsistency and uncertainty surrounding the CEO's authority to make regulatory orders I am requesting Council to confirm or revoke my authority to issue regulatory orders under Section 193 (Visual pollution), Section 194 (Mitigation of hazard or nuisance) and Section 195 (Animals and activities involving animals).

Documents:

- 2008 December REVIEWABLE DECISION REPORT TO COOMAL.pdf

Status: Completed

3.4.1. Authority to Make Regulatory Orders

That Council confirms the CEO's authority to make regulatory orders in the name of Council under Sections 193, 194 and 195 of the Local Government Act 2008 and that such decisions be reviewable in accordance with S 227. 1(a) of the Local Government Act 2008.

Resolution #: 31/08/2010/016

Moved by: Clr. Robert Bright

Seconded by: Clr. Trevor Sullivan

Status: Carried

Vote: Clrs Bulmer and Jones voted against the resolution

3.4.2. Administrative Review Committee

That Council convenes an Administrative Review Committee under Section 229 of the local Government Act 2008 for inquiring into applications for the review of reviewable decisions made by Council officers

and

that Council appoints Clr , Clr and Clr. to the Administrative Review Committee for such time as they continue to hold office.

The draft resolution was discussed and no resolution was put before Council

Status: Completed

3.5. Modified Format of Shire Plan

Councils are required to publish a Shire Plan.

As previously discussed with Council I have had concerns that a projection of the current budget and funding position of Council into boundary Expansion consultation would appear to be pre-emptive of consultation and also potentially prejudicial to Council's interests.

Following meetings in August with officers of the Department of Local Government it has been agreed that publication of a Shire Plan can be modified so as to only include projections for the current financial year.



This is in view of upcoming boundary change consultations.

Accordingly I seek Council's approval to publish the current Shire Plan updated with budget figures for 2010/11 only on Council's website for public comment.

Once approved by Council a Ministerial Direction will be sought to confirm the modified format of the Shire Plan.

Status: Completed

3.5.1. Variations to Shire Plan

That the CEO is authorised to publish the current version of the Shire Plan updated with budget figures for 2010/11 only on Council's website for public comment.

Resolution #: 31/08/2010/017

Moved by: Clr. Deb Koch

Seconded by: Clr. Darryl Butler

Status: Carried

Vote:

4. Confidential Items and Conclusion

4.1. Confidential Session

Status: Completed

Minutes of confidential session omitted



Minutes of confidential session omitted



Minutes of confidential session omitted

4.7. Conclusion of Confidential Session

The confidential session concluded at 10.38pm

Status: Completed

4.8. Next Meeting

The next ordinary general meeting of Council will be held at Batchelor on Tuesday 21 September 2010 at 6.00pm.

Status: Completed

4.9. Conclusion

The meeting was closed by the President at 10.39pm.

Status: Completed
