

MINUTES

22nd of March 2023

ORDINARY COUNCIL MEETING

Held at the Shires Administration Building situated at Gascoyne Junction commencing at 10.00am

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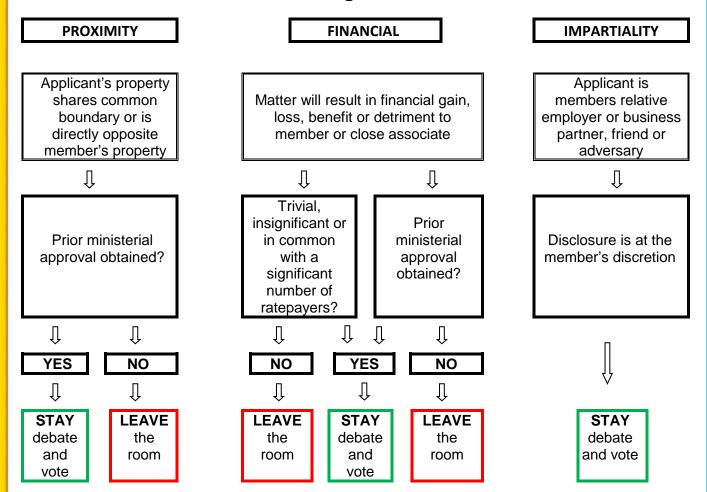
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John McCleary, JP CHIEF EXECUTIVE OFFICER

* Declaring an Interest



Local Government Act 1995 - Extract

5.65 - Members' interests in matters to be discussed at meetings to be disclosed.

(1) A member who has an interest in any matter to be discussed at a council or committee meeting that will be attended by the member must disclose the nature of the interest:

(Penalties apply).

- (2) It is a defense to a prosecution under this section if the member proves that he or she did not know:
- (a) that he or she had an interest in the matter; or (b) that the matter in which he or she had an interest would be discussed at the meeting.
- (3) This section does not apply to a person who is a member of a committee referred to in section 5.9(2)(f).

5.70 - Employees to disclose interests relating to advice or reports.

- (1) In this section: 'employee' includes a person who, under a contract for services with the local government, provides advice or a report on a matter.
- (2) An employee who has an interest in any matter in respect of which the employee is providing advice or a report directly to the council or a committee must disclose the nature of the interest when giving the advice or report.
- (3) An employee who discloses an interest under this section must, if required to do so by the council or committee, as the case may be, disclose the extent of the interest. (Penalties apply).

5.71 - Employees to disclose interests relating to delegated functions.

If, under Division 4, an employee has been delegated a power or duty relating to a matter and the employee has an interest in the matter, the employee must not exercise the power or discharge the duty and:

(a) in the case of the CEO, must disclose to the mayor or president the nature of the interest as soon as practicable after becoming aware that he or she has the interest in the matter; and (b) in the case of any other employee, must disclose to the CEO the nature of the interest as soon as practicable after becoming aware that he or she has the interest in the matter. (Penalties apply).

'Local Government (Administration) Regulations 1996 – Extract

In this clause and in accordance with Regulation 34C of the Local Government (Administration) Regulations 1996:

"Interest" means an interest that could, or could reasonably be perceived to, adversely affect the impartiality of the person having the interest and includes an interest arising from kinship, friendship or membership of an association.



SHIRE OF UPPER GASCOYNE

AGENDA FOR THE ORDINARY MEETING OF COUNCIL HELD AT THE SHIRES ADMINISTRATION BUILDING SITUATED AT GASCOYNE JUNCTION ON THE $22^{\rm nd}$ of MARCH 2023 COMMENCING AT $10.00~{\rm AM}$

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SHIRE OF UPPER GASCOYNE AGENDA FOR THE ORDINARY MEETING OF COUNCIL HELD AT THE SHIRES ADMINISTRATION BUILDING SITUATED AT GASCOYNE JUNCTION ON THE 22nd of MARCH 2023 COMMENCING AT 10.00 AM

1. DECLARATION OF OPENING / ANNOUNCEMENTS OF VISITORS

The Deputy President welcomed those present and declared the meeting open at 10am

2. ATTENDANCE, APOLOGIES AND APPROVED LEAVE OF ABSENCE

2.1 Councillors

Cr J. Caunt Deputy Shire President

Cr A. McKeough Councillor
Cr H. McTaggart Councillor
Cr R. Hoseason-Smith Councillor
Cr B. Walker Councillor
Cr G. Watters Councillor

<u>Staff</u>

John McCleary JP Chief Executive Officer

Jarrod Walker Manager of Works and Services
Sa Toomalatai Manager of Finance and Corporate

Services

Visitors

Joshua Kirk Greenfield Technical Services
Hayden Andrews Greenfield Technical Services
Tim Cusack CEO – Containers for Change

Travis Bate RSM Australia Pty Ltd

2.2 Absentees

Nil

2.3 Leave of Absence previously approved

Cr D. Hammarquist

3. APPLICATION FOR LEAVE OF ABSENCE

Nil

4. PUBLIC QUESTION TIME

4.1 Questions on Notice

Nil

4.2 Questions without Notice

Nil

5. DISCLOSURE OF INTEREST

Nil

6. PETITIONS/DEPUTATIONS/PRESENTATIONS

- Greenfield Technical Services Hayden Andrews Updated report on the Status of AGRN 951
- Tim Cusack Containers for Change Presentation on Recycling in the region
- Travis Bate RSM Australia Pty Ltd Presenting the Statutory Budget Review
- 7. ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION
 Nil
- 8. MATTERS FOR WHICH THE MEETING MAY GO BEHIND CLOSED DOORS
 - 8.1 Decision on Tender RFT 07-22/23 AGRN 974
 - 8.2 Decision on Tender RFT 08/-22/23 Carnarvon Mullewa Road Up-Grade

9. CONFIRMATION OF MINUTES FROM PREVIOUS MEETINGS

9.1 Ordinary Meeting of Council held on 8th of February 2023.

OFFICER RECOMMENDATION / COUNCIL RESOLUTION

Council Resolution No: 01032023				
MOVED:	CR H. MCTAGGART	SECONDED:	CR B. WALKER	

That the Unconfirmed Minutes from the Ordinary Meeting of Council held on the 8th of February 2023 be confirmed as a true and correct record of proceedings.

FOR: CR J. CAUNT AGAINST: CR

CR B. WALKER CR G. WATTERS

CR R. HOSEASON-SMITH

CR H. MCTAGGART CR A. MCKEOUGH

10. REPORTS OF OFFICERS

Council Resolution No: 02032023					
MOVED:	CR A. MCKEOUGH	SECONDED:	CR H. MCTAGGART		

That Council receive the Manager of Finance and Corporate Services Report, Manager of Works and the Chief Executive Officer reports as read.

FOR: CR J. CAUNT AGAINST: CR

CR B. WALKER CR G. WATTERS

CR R. HOSEASON-SMITH CR H. MCTAGGART CR A. MCKEOUGH

F/A: 6/0

10.1 <u>Manager of Finance and Corporate Services Report</u>

In early February the management team spent two full days with Travis and Bertus, our accountants from RSM, to work on the mid-year budget review which is a statutory requirement under the Local Government Act. At today's council meeting staff will be presenting the budget review report and request that Council adopt all the budget amendments that have been put forward as part of this process.

Considering all the projects we have programmed in for the current financial year, what has been completed so far and what we still have left to do, the mid-year review went relatively well. The management team took a holistic approach to reviewing our recurrent maintenance and significant projects and for the most part, were able to offset increases in budgets with savings identified in others. For areas where there was a significant change, staff applied a realistic methodology and discussed deferring some expenditure into the following year to assist in bridging this budget gap – that is, providing it would not create too much of a setback or disruption to other works already in progress or hinder the delivery of key projects identified in our strategic plans.

Next month will see our Audit Committee meet with the Office of the Auditor General (OAG) and our Auditors at William Buck to conduct our Entrance meeting for 2022/23. This will lead into our interim Audit and then our End of Financial Year Audit. The cycle begins again.

We will also commence preparation of the 2023/24 budget this month, with the first budget workshop intended to be held in May. Council will recall that the CEO sent out budget request forms to all Councillors prior to last month's council meeting as part of our inception discussions around the 23/24 budget. For consideration into the draft budget, these request forms are due on the 22nd March.

Community

February saw the CRC host a community meeting for residents interested in delivering events above and beyond the scope of events run by the Shire. We had nine people attend with two apologies. A working group a part of the Town Teams program was formed with a follow up meeting scheduled for March to identify events to add to the 2023 event calendar. This meeting saw six community members attend and four community events were identified to add to the calendar for 2023. The next meeting is scheduled for early April. It was wonderful to see the community coming together on this project.

With the storage room now operational we have again been able to open up full access to library which the local children have been enjoying. We also had five kids join us at the CRC in February for a Friday Afternoon Movie to celebrate back to school.

After the February GP Clinic was sadly cancelled due a doctor not being available, the March GP Clinic went ahead on March 2 with 10 people attending. We continue to work with WACHS to continue to improve the delivery of this service.

The National Judges for Tidy Towns Sustainable Communities have visited Gascoyne Junction. The judges left with amazement of what had been achieved in the past two years. Gascoyne Junction has submitted projects for consideration in all nine categories and will automatically be considered for the overall title.

Tourism

Marketing: February has been a busy month with lots of promotional activities underway.

- Launch of Australia's Golden Outback DeTour Gascoyne Murchison Digital Campaign
- Four stories on the Upper Gascoyne on Caravan and Camping WA TV Program Channel 7
- EDM of Upper Gascoyne to 40000 subscribers of Caravan and Camping WA
- Australia's Golden Outback Solar Eclipse Landing Page
- ABC Pilbara Storm Clean Up
- ABC Midwest Gascoyne Junction part of Solar Eclipse Discovery Tour
- The West Australian 10 Mar Walking on A Dream Liftout

In April we begin a focused social media campaign using content obtained through the Caravan and Camping WA visit. The campaign is designed to further identify and understand our market segments before the launch of the TV Campaign and to grow our audience reach through both facebook – Visit Upper Gascoyne and Instagram @shireofuppergascoyne

Solar Eclipse/Under Gascoyne Skies Festival:

A series of events are planned for the day of the Solar Eclipse and they days following from a Community Viewing Party for the Solar Eclipse events, to a Community Bush Dance and Star Gazing activities. Meetings have been held with key stakeholders to discuss emergency services support and tourist overflow plans for the increased traffic through the area. A page for the event is live on the shire website and is also being promoted through Australia's Golden Outback.

A team of three will be attending the Perth Caravan and Camping Show from March 22 to March 26 to encourage visitors to take a Wander Outback through the Shire. Organisers are expecting 40000 people to attend the show.

Product Development: I am currently working with four separate businesses who are in varying stages of establishing tourism businesses based in and around Gascoyne Junction for this upcoming season. It is exciting to see the variety of product from accommodation and tour operators that are looking to establish themselves in the Junction. I look forward to continuing to help them with growing their businesses and services here.

<u>Community Resource Centre – Monthly Income Report – February 2023</u>

SHIRE OF UPPER GASCOYNE Printed at: 14/03/23 SHIRE OF UPPER G

1 General Ledger Detail Trial Balance (frmGLT

Year 22/23,From Month 08,To Month 08,By Respsonsible Officer (CRC INCOME CRC INCOME ACCOUNTS
MONTHLY REPORTING) Page No: (frmGLTrialBalance)

Options :

RespOf Account	Description	Opening Bal	Movement	Balance
Division GEN				
CRC INC(10841310	Commission Centrelink : CRC	-5,040.00	-588.37	-5,628.37
CRC INC(10841330	Transport Commission: CRC	-417.04	-172.98	-590.02
CRC INC(10841340	Postal Agency Commission: CRC	-3,994.14	-642.81	-4,636.95
CRC INC(10841360	Income from Events Held	-1,663.60	0.00	-1,663.60
CRC INC(10841380	Postal Agency Sales	-429.91	-39.12	-469.03
CRC INC(10841390	Sales: Books/Maps/Souvenirs/Sundries	-1,093.81	0.00	-1,093.81
CRC INC(10841500	Grant: CRC Operating	-48,710.00	0.00	-48,710.00
CRC INC(10842600	CRC Income Misc.	-115.55	0.00	-115.55
CRC INC(10842610	CRC Merchandise Sales	-3,526.92	-18.96	-3,545.88
Total CRC INCOME		-64,990.97	-1,462.24	-66,453.21
Total for division GE	N.	-64,990.97	-1,462.24	-66,453.21
Grand Total		-64,990.97	-1,462.24	-66,453.21

<u>Community Resource Centre – Monthly Customer Service Stats – February 2023</u>

	CUSTOMER SERVICES & ENQUIRIES	2022.2023 TOTAL	2021.2022 TOTAL	YTD DIFF	Feb-23	Feb-22	FEB DIFF
	Faxes	0	3	-3	0	0	0
Admin	Photocopying/Printing/Scanning/Emailing	14	40	-26	0	0	0
Support	Laminating/Binding	0	8	-8	0	0	0
Support	Hot Office Bookings	0	2	-2	0	0	0
	External Training and Course	0	0	0	0	0	0
	1:1 Assistance to Community Members	17	0	17	2	0	2
	Computer/Internet Access	23	50	-27	0	2	-2
	Community Education Events	1	4	-3	0	0	0
	Community Social Events	7	20	-13	1	1	0
CRC	Community Economic Seminars	1	1	0	0	0	0
	Department of Human Services	8	21	-13	0	0	0
	Government Access Point	29	20	9	3	2	1
	Use of Paid WIFI Services	3	0	3	0	0	0
	Use of FREE WIFI Hub	13	0	13	0	0	0
	Road Condition Requests	537	944	-407	23	32	-9
	General Tourism Information	616	745	-129	13	7	6
Tourism	Book Sales	18	43	-25	0	1	-1
	CRC Merchandise Sales	217	364	-147	4	4	0
	Walking Tours	61	0	61	0	0	0
	Phonebook Purchases	0	0	0	0	0	0
Info	Gassy Gossip yearly subscription	0	4	-4	0	0	0
	Gassy Gossip Advertisement	0	7	-7	0	0	0
	Video Conference/Telehealth	6	4	2	0	0	0
Health	RFDS Support	9	0	9	1	0	1
	Medical Clinic Visits	46	0	46	0	0	0
	Library	65	66	-1	8	5	3
	Postage Sales	67	193	-126	4	9	-5
Agencies	Postage Collection	68	0	68	36	0	36
	Department of Transport	26	46	-20	3	4	-1
	Horizon Power	44	105	-61	9	8	1
	Total Customer Service Enquiries	1896	2690	-794	107	75	32

Community Sponsorship, Donations & Contributions for 2022/23

Applicant Name	Reason for Request	Date of Event	Approved Amount (ex GST)	Actual In-Kind Contribution	Total Contribution Amount to Date	Acquittal Completed	Notes
Winning Gymkhana Club	Winning Gymkhana	08/07/2022	\$ 1,000	\$ 0.00	\$ 1,000	12/07/2022	Event held and Evaluation Report received in July 2022.
Gascoyne Offroad Racing Club	Kickstarters Gascoyne Dash	30/07/2022	\$ 3,000	\$ 1,219.28	\$ 4,219.28	31/08/2022	Event held and Evaluation Report received in August 2022.
Junction Race Club - Races & Gymkhana	Junction Races & Gymkhana	20/08/2022	\$ 6,000 cash + \$ 2,400 in-kind	\$ 3,091.79	\$ 9,091.79	27/09/2022	Event held in August and Evaluation Report received in September 2022.
Gascoyne Food Council	Smoke & Stars GFC event	17/09/2022	\$ 1,000	\$ 0.00	\$ 1,000	Due 17/10/2022	Contribution Paid, Event held in September. Eval Report not yet received as at October 2022 OMC.
Eastern Gascoyne Gymkhana Club	Landor Gymkhana	02/10/2022	\$ 1,000	\$ 0.00	\$ 1,000	14/11/2022	Event held and Evaluation Report received in November 2022.
Kennedy Range Campdraft Association	Kennedy Range Campdraft	01/10/2022 to 02/10/2022	\$ 10,000	\$ 0.00	\$ 10,000	04/10/2022	Event held and Evaluation Report received in October 2022.
Eastern Gascoyne Race Club	Landor Races	30/09/2022 to 03/10/2022	\$ 5,000	\$ 0.00	\$ 5,000	Due 02/11/2022	Contribution Paid, Event held in Sept/Oct 2022. Eval Report not yet received as at December 2022 OMC.
Carnarvon School of the Air	End of School Year Presentation - Book Award 2022		\$ 70.00	\$ 0.00	\$ 70.00	N/A	Minor donation only – Other. Councillor McTaggart presented award.
Gascoyne Junction Remote Community School	Contribution towards Installation of New Shade Structure over swing set	16/02/2023	\$ 3,000	\$ 0.00	\$ 3,000	16/03/2023	No actual event held, contribution towards school equipment. Acquittal form still applies.
	TOTAL CONTRI	IBUTION AMOU	NT YEAR TO D	ATE (ex GST)	\$ 34,381.07		

10.2 <u>Manager of Works and Services Report</u>

The works crew have had a massive six weeks and I would like to thank them for their efforts. As usual the entire team is extremely busy and we have hit the ground running in 2023.

We have managed to recover from the mini tornado that hit us in February and get the town looking great in time or the Tidy Towns National judging. I would like to thank Ali Watson in particular for her efforts during the blistering heat. The judges were very complimentary and Ainsley did an awesome job of presenting our little town in the best light possible. It is quite an achievement to have won the state award and fingers crossed we take it to the next level in May.

Nat Rogers has returned from a long service leave, in his absence we employed Hamish Tuia as a fill in to stay on top of the gardening. Sean also enjoyed a much deserved two week break during March. With the addition of the new tourist stop and other improvements, we have engaged another 0.4 FTE to assist our town crew with the upkeep of all of our facilities. Dave Miller has come on board for 2 days a week and will assist with rubbish collection and gardening.

We are working closely with LGIS (our insurer) to remediate all of the damage form the storm cell in February. They have been very accommodating and help accelerate repairs to buildings and vehicles. We are engaging contractors to complete the works as quickly possible but unfortunately procuring materials has been an issue. A lot of damage was caused from the roof at 6 Scott being blown off and hitting fences, cars and other buildings. Unfortunately two other private houses lost rooves and one house was beyond repair and completely demolished. Once again the true character of our town was on display when nearly all of our residents and contractors chipped in to clean the town up the day after the storm in extremely hot and humid conditions. Thank you to everyone that helped.



The works crew have completed the resheeting between Daurie and Congo creeks. We managed to complete approximately 10kms of sheeting which has set us not nicely to seal it in the future. The crew have been flat out repairing blowouts on the Ullawarra and Pimbee roads. Unfortunately there has been increased heavy vehicle movements on these roads which has caused damage in the dry hot conditions. We engaged three watercarts and all three graders and rollers to get the roads back in shape. Once finished here we have similar damage on the Landor Meekatharra road to repair in April. Once this is complete the maintenance graders can get back to maintenance grading throughout the shire.

Works on the Mt Sandiman hill have begun with the installation of a detour around the hill that is to be blasted and lowered. The blast crew will arrive on the 23rd March and we plan to complete works by

the end of April. There is approximately 1.2kms of sheeting to complete on top of lowering the hill and one crest. We have given Ian Golding an opportunity to take on the construction grading for this project and lead the crew. This will increase Ian's capacity to fill in for Dameon in the future when required.

We are still awaiting approvals from DWER and DPLH for the upgrade of the Dalgety Brook crossing. Once approvals are given we can commence construction.

We have been working closely with Hastings regarding road maintenance on their chosen route out through Lyndon. I am happy to say that they completed a full grade from the Lyndon Minnie reek turnoff out to the North West Coastal Hwy and are currently working back from there to Cobra. Hastings have also agreed to do a full maintenance grade from Lyndon Minnie Creek road right down to Gascoyne Junction. We have invited representatives from companies with active and developing exploration and mining enterprises within our shire to attend a meeting on the 23rd March. The aim of the meeting is to develop relationships and open discussions with the stakeholders regarding expectations and deliverables from both the shire and their point of view. Expectations around the use of our road network and facilities will be of high priority so we can ensure that the safety, condition and sustainability of our assets are secure and fit for purpose.

10.3 Chief Executive Officers Report

Given the early February OMC and this meeting it appears to be a long time between drinks. The last six weeks from my perspective seems to have been a flurry of activity with little to show on the ground but a lot of leg work going into issues such as Housing, Land Development, Water Resources, Tenders, Administration – Compliance Audit Return, Budget Review and getting things set-up for the 2023/24 Budget Process.

Councillor Jim Caunt and I undertook a two day road / mining operation inspection. This trip was invaluable as we got to see what was happening with the junior miners such as Dreadnought Resources, Buxton Resources, Lathanein Resources, Red Dust Resources, White Crest Resources and Hastings. We stayed the night at the Hastings camp and were well looked after, I managed to teach Jim and Lisa how to play pool and table tennis. Hastings have done a mountain of work with the Airstrip, Haul Road and Camp Accommodation nearing completion. Currently there is a lot of work being done behind the scenes with the commencement and fully implementing the Hastings Road use Agreement. Whilst on the trip we took the opportunity to call into our Pastoral Properties, in general everyone was happy with the Shire.

Councillor Caunt and I attended the Gascoyne WALGA Zone Meeting and the Regional Road Group Meeting which were held in Carnarvon on the 17th of February 2023. There were some issues in the Zone Meeting that were contentious at the macro level; however, not within our region.

The Insurance works and claim finalisation are taking shape; we had the Structural Engineer inspect both Mick's and Billies Homes. It will be a week or two before we receive the report but I am expecting to be given a payout figure for Mick's House. In relation to Billie's Home he could see no structural damage.

The Department of Infrastructure, Transport, Regional Development, Communications and the Arts have released the amounts that each Local Government will receive in the 2023/24 financial period, which in our case is \$624,873. There is a further \$250M to be allocated to Regional / Remote L/Gv'ts for expenditure on Roads, at this stage we have not been advised of our allocation.

	STATUS OF GRANTS FOR 2022						
Submitted	Close Date	Project	Grant	Provider	Grant Amount	Project Cost	Result
4/2/2022	20/02/2022	Dalgety Brook Floodway	Bridges Renewable Program	Dept of Infrastructure, Transport, Regional Development and Communications	\$1,800,000	\$1,800,000	Approved
13/12/2021	N/A	Carnarvon / Mullewa Road Sealing Project	Ad hoc	Main Roads – State initiatives on Local Roads	Requested between 3.9 and 4.5 million	Ongoing	Approved
28/01/2023	N/A	Hatch Street Footpaths	WA Bicycle Network Grant	Dept of Transport	\$22,000	\$44,000	Successful
01/02/2023	N/A	Up-date current Local Planning Strategy	Ad Hoc	Dept of Planning, Lands & Heritage	Nil	_	Successful

10.4 ACCOUNTS & S	STATEMENTS OF ACCOUNTS
Applicant:	Shire of Upper Gascoyne
Disclosure of Interest:	None
Author:	Sa Toomalatai – Manager of Finance & Corporate Services
Date:	12 March 2023
Matters for Consideration:	To receive the List of Accounts Due & Submitted to Ordinary Council Meeting on Wednesday the 22 nd of March 2023 as attached – see <i>Appendix 1</i> . In addition to the List of Accounts and as part of this agenda report, Council are also requested to receive the Legal Expenses report. This report details all legal costs incurred to the end of this reporting period for both general legal and rates debt recovery expenses – refer to <i>Appendix 1</i> .
Background:	The local government under its delegated authority to the CEO to make payments from the municipal and trust funds is required to prepare a list of accounts each month showing each account paid and presented to Council at the next ordinary Council meeting. The list of accounts prepared and presented to Council must form part of the minutes of that meeting.
Comments:	The list of accounts are for the month of February 2023.
Statutory Environment:	Local Government (Financial Management Regulations) 1996

		13. Payment CEO's duties		icipal fund or trust f	und by CEO,	
		exercise of its or the trust fu prepared eac	(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	d		
		(b) the amour	nt of the payr	ment; and		
		(c)the date o	f the paymer	nt; and		
		(d) Sufficient	information t	o identify the transac	tion.	
		(2) A list of ac each month s		pproval to be paid is	to be prepared	
		(a)for each ac month —	ccount which	requires council auth	norisation in that	
			oayee's name			
		` ,		e payment; and		
		` ,		ation to identify the tr		
		(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.				
Policy In	nplications:	Nil				
Financia	l Implications:	2022/2023 Budget				
Strategic	Strategic Implications:		SCP – Objective 4 – Our Leadership – 4.2 An efficient and effective organisation. Strategy 4.2.2 Maintain accountability and financial responsibility through effective planning. Strategy 4.2.3 Comply with statutory and legislative requirements.			
Risk:						
Risk	Risk Likelihood (based on history and with existing controls)	Risk Impact / Consequence	Risk Rating (Prior to Treat ment or Contr ol)	Principal Risk	Risk Action Plan (Controls or Treatment proposed)	
	Rare (1)	Moderate (3)	Low (1-4)	Failure to meet Statutory, Regulatory	Accept Officer Recommendation	

Not meeting Statutory Compliance				or Compliance Requirements			
Consu	ultation:	Nil					
Votin	g requirement:	Simple Major	Simple Majority				
Office Reco	er's mmendation:	That Council endorse the payments for the period 1 st of February 2023 to the 28 th of February 2023 as listed, which have been made in accordance with delegated authority per LGA 1995 s5.42 and receive the Legal Expenses Report detailing all legal costs incurred to the 28 th of February 2023.					
		Municipal Fu	und Bank EF	rs (15238 - 15329)	\$1,140,878.13		
		Payroll	Payroll				
		BPAY/Direc	t Debit		\$45,037.80		
		TOTAL			\$1,185,915.93		
	Council Resolution No: 03032023						
MOVED:	CR H. MCTAGG	ART	SECONED	CR B. WALKER			

That Council endorse the payments for the period 1st of February 2023 to the 28th of February 2023 as listed, which have been made in accordance with delegated authority per LGA 1995 s5.42 and receive the Legal Expenses Report detailing all legal costs incurred to the 28th of February 2023.

Municipal Fund Bank EFTs (15238 - 15329)	\$1,140,878.13
Payroll	\$117,007.90
BPAY/Direct Debit	\$45,037.80
TOTAL	\$1,185,915.93

FOR: CR J. CAUNT AGAINST: CR

CR B. WALKER CR G. WATTERS

CR R. HOSEASON-SMITH CR H. MCTAGGART CR A. MCKEOUGH

10.5 MONTHLY FINAN	ICIAL STATEMENT
Applicant:	Shire of Upper Gascoyne
Disclosure of Interest:	None
Author:	Sa Toomalatai – Manager of Finance & Corporate Services
Date:	12 March 2023
Matters for Consideration:	The Statement of Financial Activity for the period of January 2023 and February 2023, includes the following reports: Statement of Financial Activity Significant Accounting Policies Graphical Representation – Source Statement of Financial Activity Net Current Funding Position Cash and Investments Major Variances Budget Amendments Receivables Grants and Contributions Cash Backed Reserve Capital Disposals and Acquisitions Trust Fund
Background:	See Appendix 2 Under the Local Government (Financial Management Regulations 1996), a monthly Statement of Financial Activity must be submitted to an Ordinary Council meeting within 2 months after the end of the month to which the statement relates. The statement of financial activity is a complex document but presents a complete overview of the financial position of the local government at the end of each month. The Statement of Financial Activity for each month
Comments:	must be adopted by Council and form part of the minutes. The Statement of Financial Activity is for the month of January and February 2023
Statutory Environment:	Local Government Act 1995 – Section 6.4 Local Government (Financial Management Regulations) 1996 – Sub-regulation 34.
Policy Implications:	Nil
Financial Implications:	Nil
Strategic Implications:	SCP – Objective 4 – Our Leadership – 4.2 An efficient and effective organisation. Strategy 4.2.2 Maintain accountability and financial responsibility through effective planning.
Distri	Strategy 4.2.3 Comply with statutory and legislative requirements.
Risk:	

Risk	Risk Likelihood (based on history and with existing controls)	Risk Impact / Consequenc e	Risk Rating (Prior to Treatment or Control)	Principal Risk	Risk Action Plan (Controls or Treatment proposed)	
Not meeting Statutory Compliance	Rare (1)	Moderate (3)	Low (1-4)	Failure to meet Statutory, Regulatory or Compliance Requirements	Accept Officer Recommendatio n	
Consultation	on:	Nil				
Voting requ	uirement:	Simple Majority				
Officer's Recommendation:		That Council receive the Financial Statements, prepared in accordance with the Local Government (Financial Management) Regulations, for the period of January 2023 and February 2023.				
Council Resolution No: 04032023				04032023		
MOVED: CR H. MCTAGGART			SECONDED	: CR A. MCK	KOUGH	

That Council receive the Financial Statements, prepared in accordance with the Local Government (Financial Management) Regulations, for the period of January 2023 and February 2023.

AGAINST:

CR

FOR: CR J. CAUNT

CR B. WALKER CR G. WATTERS

CR R. HOSEASON-SMITH CR H. MCTAGGART CR A. MCKEOUGH

10.6 2023 CO	UNCILLOR ELECTIONS
Applicant:	Shire of Upper Gascoyne
Disclosure of Interest:	Nil
Author:	John McCleary – Chief Executive Officer
Date:	12 March 2023
Matters for Consideration:	To determine the type of election, in person or postal, and who will undertake the election process. Please refer to <i>Appendix 3</i> .
Background:	Nil
Comments:	The 2019 Election had four current councillors up for re-election.
	Postal Elections are conducted by the Commissioner and take the work away from the CEO who would otherwise most likely run the election.
	This year there will be three current councillors up for re-election which is to be held on the 21 st of October 2023 and the Western Australian Electoral Commission has provided an estimated cost of \$13,000 Inc. GST, based on the following assumptions:
	 125 electors response rate of approximately 50% 4 vacancies count to be conducted at the offices of the Shire of Upper Gascoyne appointment of a local Returning Officer regular Australia Post delivery service to apply for the lodgement of the election packages.
Statutory Environment:	Local Government Act 1995 s4.20(4) and 4.61(2) states:
	If the returning officer is appointed, the Electoral Commissioner is to appoint one or more returning officers. and
	"postal election" which is an election at which the method of casting votes is by posting or delivering them to an electoral officer on or before election day; or
	"voting in person election" which is and election at which the principal method of casting votes is by voting in person on election day but at which votes can also be posted or delivered, in accordance with regulations.
Policy Implications:	Nil
Financial Implications:	The cost of \$13,000 (inclusive of GST) to be allowed for in the 2023/24 budget.
Strategic Implications:	Nil

Risk:						
Risk	Risk Likelihood (based on history and with existing controls)	Risk Impact / Consequence Risk Rating (Prior to Treatment or Control) Principal Risk Risk Action P (Controls of Treatment proposed)				
Not meeting Statutory Complianc e	Rare (1)	Moderate (3)	Low (1-4)	Failure to meet Statutory, Regulatory or Compliance Requirements	Accept Officer Recommendation	
Consultatio	n <i>:</i>	Nil				
Voting requ	irement:	Absolute Major	ity			
Officer's Recommend	dation <i>:</i>	Gover respon electio may b • Decide Gover	re, in accordance nment Act 1995 asible for the colons together with e required; and e, in accordance	e with section 4.20, the Electoral Connduct of the 2023 on any other election with section 4.61 of that the method opstal election.	nmissioner to be ordinary or polls which	
Council Resolution No: 05032023						
MOVED:	MOVED: CR B. WALKER SECONDED: CR: R. HOSEASON-SMIT			N-SMITH		

That Council:

- Declare, in accordance with section 4.20(4) of the Local Government Act 1995, the Electoral Commissioner to be responsible for the conduct of the 2023 ordinary elections together with any other elections or polls which may be required; and
- Decide, in accordance with section 4.61(2) of the Local Government Act 1995 that the method of conducting the election will be as a postal election.

AGAINST:

CR

FOR: CR J. CAUNT

CR B. WALKER

CR G. WATTERS

CR R. HOSEASON-SMITH

CR H. MCTAGGART CR A. MCKEOUGH

10.7 2022 / 2	3 STATUTORY BUDGET REVIEW
Applicant:	Shire of Upper Gascoyne
Disclosure of Interest:	Nil
Author:	Sa Toomalatai – Manager of Finance & Corporate Services
Date:	3 March 2023
Matters for Consideration:	To consider and adopt the Budget Review as presented in the Statement of Projected Financial Activity for the period 1 July 2022 to 30 June 2023. A detailed budget review report and financial statements appear in <i>Appendix 4</i> .
Background:	The Local Government Financial Management Regulation 33A requires each local government between 1 January and 31 March in each financial year to carry out a review of its annual budget. The review must: • Consider the financial performance in the period
	 beginning on July 1 and ending no earlier than December 31 Consider the financial position at the date of the review Review the outcomes for the end of that financial year as forecast in the budget The Council is to consider a review submitted to it and determine whether or not to adopt the review, and any parts of the review or any recommendation made in the review.
Comments:	At the time of adopting the 2022/23 Budget in August 2022, the opening balance was stated as a surplus of \$2,789,186 and this was mostly driven by the receipt of our advance payment for the Financial Assistance Grant. This payment was made in June 2022 for the 22/23 financial year.
	Since the finalisation of the Shire's 2021/22 Annual Financial Statements in November 2022, the confirmed carry forward balance into 22/23 is a surplus amount of \$2,591,240. This reduced the Council's original opening surplus balance adopted in the 2022/23 budget by \$197,946.
	The decrease in the Shire's opening position amount is primarily attributed to by the timing around our Flood Damage expenditure. In addition, a lesser portion of this variance is due to the accounting of some of Council's Current and Non-Current Long Service Leave liabilities for employees. Council's Principal Accountant from RSM Australia, Travis Bate will provide a more detailed explanation of this adjustment in our Net Current Assets position as part of presenting the half yearly budget review report at <i>Appendix 4.</i>

Statutory Environmer	nt:	Local Govt. Act 1995 section 6.2 and Financial Management Regulations 33A –				
		33A. Review of budget				
		(1) Between 1 January and 31 March in each financial year a local government is to carry out a review of its annual budget for that year.				
		(2A) The review	of an annual bu	ıdget for a financia	al year must —	
		period begir		y and ending no	erformance in the earlier than 31	
		(b) consider the of the review		ent's financial posit	tion as at the date	
		(c) review the o forecast in the		e end of that finar	icial year that are	
		` ,	•	ew of the annual is to be submitted	budget of a local to the council.	
		determine* v	vhether or not to		d to it and is to y, any parts of the eview.	
		*Absolute major	ity required.			
		(4) Within 30 days after a council has made a determination, a copy of the review and determination is to be provided to the Department.				
Policy Impli	cations:	Nil				
Financial In	nplications:	To ensure the financial position of the Shire is on track to achieve the objectives outlined in the adopted budget and to make any adjustments as required.				
Strategic Im	plications:	Civic Leadership – To responsibly manage Council's financial resources to ensure optimum value for money and sustainable asset management.				
Risk:						
Risk	Risk Likelihood (based on history and with existing controls)	Risk Impact / (Prior to Consequence Treatment or Control) Risk Rating (Prior to Treatment or Control) Principal Risk Risk Action Plan (Control or Treatment proposed)				
Not meeting Statutory Compliance	Rare (1)	Moderate (3)	Low (1-4)	Failure to meet Statutory, Regulatory or Compliance Requirements	Accept Officer Recommendation	

Consultation	Consultation: Contract Accountants – RSM Management Staff					
Voting requi	rement:	Absolute Majority	,			
Officer's Recommendation:		 That Council: Adopt the changes to the 2022/23 budget as detailed in Appendix 4; and Authorise the CEO to transfer any estimated / actual surplus into the Plant Replacement Reserve Account. 				
	Council Resolution No: 06032023					
MOVED:	CR G. WA	TTERS	SECONDED:	CR B. WALKER		

That Council:

1. Adopt the changes to the 2022/23 budget as detailed in Appendix 4; and

2. Authorise the CEO to transfer any estimated / actual surplus into the Plant Replacement Reserve Account.

AGAINST:

CR

FOR: CR J. CAUNT

CR B. WALKER CR G. WATTERS

CR R. HOSEASON-SMITH

CR H. MCTAGGART CR A. MCKEOUGH

10.8	HOUSE	TENDER	DECISI	ON MAKING CR	ITERIA	
Applicant:		Shire of	Upper G	Sascoyne		
Disclosure Interest:	e of	Nil				
Author:		John Mo	Cleary –	- Chief Executive	Officer	
Date:		7 March	2023			
Matters for Considera				he evaluation cr 3 x 2 transportab		ng tenders for the
Backgrour	nd:	resolved	that the	Shire borrow mo	I held in February 2 nies from the WA ⁻ 3x2 staff house on	Treasury for the
Comments	s:	As the total cost of the provision of this home is going to be in excess \$250,000 we will be required to go to public tender. It is our intention to Publish in accordance with the Act seeking companies to tender on the provision of a modular home.				t is our intention to
Statutory Environme	ent:	Local Government Act 1995 Local Government (Function and General) Regulations 1996				
		2A. If a local government —				
		(b) not being required to invite a tender, decides to invite a tender				
		The local government must, before tenders are publicly invited, determine in writing the criteria for deciding which tender should be accepted.				
Policy Imp	lications:	Nil.				
Financial Implication	ns:	Future B	Budgets -	- making allowan	ce for the repayme	nt of the loan.
Strategic Implication	 Strategic Community Plan - Strategy 2.2.3 - Develop industrial, residential and commercial land development and seek investment opportunities. Corporate Business Plan – 2.2.3.3 – Increase and upgrade Shire residential stock. SUG Staff Housing Strategy 					
Risk:	Risk Likelihood (based on history and with	Risk Impact / (Prior to Consequence Treatment or Control) Risk Rating (Prior to Treatment or Control) Risk Rating (Controls or Treatment proposed)				

	existing controls)					
Not meeting Statutory Compliance	Rare (1)	Moderate (3)	Low (1-4)	Re Co	ure to meet Statutory, gulatory or ompliance quirements	Accept Officer Recommendation
Consultatio	n <i>:</i>	Staff Phil Swain – EHC	/ Building Surve	yor		
Voting requ	irement:	Simple Majority				
Officer's Recommen	dation <i>:</i>	That Council adop should be accepte	•	cision (criteria for de	eciding which tender
		Qualitative Crite	ria			
		In determining the most advantageous Tender, the Principal will score each Tenderer against the qualitative criteria. It is essential that Tenderers address each qualitative criterion. The Tenders will be used to select the chosen Tenderer, and failure to provide the specified information may result in elimination from the tender evaluation process. The qualitative criteria for this Request are as follows:				
			Descripti			Weighting
			Organisat			40%
			,			40%
		Mothodo	Occupational H			10%
	Price Consideration: Weighted Cost Criteria Criteria Weighting					
		0	Tendered			100%
		Council R	esolution No: 07	03202	3	
MOVED:	CR H. M	CTAGGART	SECONDE	ED:	CR G. W	ATTERS

That Council adopt the following decision criteria for deciding which tender should be accepted;

Qualitative Criteria

In determining the most advantageous Tender, the Principal will score each Tenderer against the qualitative criteria.

It is essential that Tenderers address each qualitative criterion. The Tenders will be used to select the chosen Tenderer, and failure to provide the specified information may result in elimination from the tender evaluation process.

The qualitative criteria for this Request are as follows:

Description of Criteria	Weighting
Organisational Capacity	40%
Product Quality	40%
Occupational Health & Safety	10%
Methodology for Construction & Delivery	10%

Price Consideration: Weighted Cost Criteria

Criteria	Weighting
Tendered price	100%

FOR: CR J. CAUNT AGAINST: CR

CR B. WALKER CR G. WATTERS

CR R. HOSEASON-SMITH CR H. MCTAGGART CR A. MCKEOUGH

10.9 CHANG	E OF MAY ORDINARY MEETING DATE
Applicant:	Shire of Upper Gascoyne
Disclosure of Interest:	Nil
Author:	John McCleary – CEO
Date:	14 February 2023
Matters for Consideration:	To change the date of the May 2023 Ordinary Meeting of Council.
Background:	The Deputy Shire President, Manager of Works and Services and the CEO be attending the National Tidy Towns Awards at King Island, Tasmania from the 17 th of May 2023 through to the 22 nd of May 2023.
Comments:	This time period is normally associated with the Administration preparing the agenda and the like. One day between return and then holding the OMC will not be sufficient. If we take the meeting back a week officers will have sufficient time to prepare the agenda.
Statutory	As per the local Government Act 1995:
Environment:	Part 5 – Administration
	(a) Deals with Council meetings, committees and their meetings and electors' meetings
	Division 2 – Council meetings, committees and their meetings and elector's meetings
	Subdivision 1 – Council meetings
	 5.4 – Calling council meetings 5.25 - Regulations about council and committee meetings and committees
	Local Government (Administration) Regulations 1996
	12.Publication of meeting details (Acts.5.25(1)(g)) (1) In this regulation—meeting details, for a meeting, means the date and time when, and the place where, the meeting is to be held. (2) The CEO must publish on the local government's official website the meeting details for the following meetings before the beginning of the year in which the meetings are to be held— (a) Ordinary council meetings.
Policy Implications:	Nil
Financial Implications:	Nil
Strategic Implications:	The meetings of the Council and Audit Committees should be set to coincide with the Act and Regulation requirements.
Risk:	

Risk	Risk Likelihood (based on history and with existing controls)	Risk Impact / Consequence	The state of the s		Risk Action Plan (Controls or Treatment proposed)	
Not meeting Statutory Compliance	Rare (1)	Moderate (3)	Moderate (3) Low (1-4) Failure to meet Statutory, Regulatory or Compliance Requirements		Accept Officer Recommendation	
Consultation	1 <i>:</i>	Department of Local Government				
Voting requi	rement:	Simple Majority				
Officer's Recommend	dation <i>:</i>	held on the 2 2. Change the Administration 3. Instruct the 0	24 th of May 2023 location from M on Centre; and CEO to advertise	to the 31 st of May lount Augustus to e as required by the	ncil scheduled to be 2023; Gascoyne Junction Local Government	
	(Administration) Regulations 1996. Council Resolution No: 08032023					
MOVED: CR G. WATTERS			SECONDED:	CR B. WALKE	R	

That Council:

- 1. Move the date of the Ordinary Meeting of Council scheduled to be held on the 24th of May 2023 to the 31st of May 2023;
- 2. Change the location from Mount Augustus to Gascoyne Junction Administration Centre; and
- 3. Instruct the CEO to advertise as required by the Local Government (Administration) Regulations 1996.

FOR: CR J. CAUNT

AGAINST: CR

CR B. WALKER CR G. WATTERS

CR R. HOSEASON-SMITH

CR H. MCTAGGART CR A. MCKEOUGH

10.10 COMPLIANCE AUDIT RETURN (CAR)				
APPLICANT:	Shire of Upper Gascoyne			
DISCLOSURE OF INTEREST:	Nil			
AUTHOR:	John McCleary – Chief Executive Officer			
DATE:	16 March 2023			
Matters for Consideration:				

To receive the report of the Audit Committee in regard to the review of the Compliance Audit return for 2022 and for Council to adopt the return as detailed in *Appendix 5* of the Audit Committee agenda

Background:

Prior to the ordinary meeting of Council, the compliance audit return prepared by the CEO will be reviewed by the Audit Committee in accordance with regulation 14 of the Local Government (Audit) Regulations. The regulations provide that after the audit committee has reviewed the return, it is to report to Council the results of that review. Once the audit committee has reported to Council, the compliance return is to be presented to Council for adoption of the return.

Once the return is adopted by Council, a certified copy of the return together with a copy of the relevant minutes referred to in the regulations and any additional information will be submitted to the Executive Director of the Department of Local Government by March 31st.

Comments:

All members have received a copy of the compliance audit return as all members are a members of the audit committee. It is unlikely that the committee will seek changes or seek further explanations in addition to those in the report to the Committee, however if that is the case, it should be in the report of the review done by the committee.

Once reviewed, it is expected that the chairman of the committee will report to Council the result of the review.

Statutory Environment:

Local Government (Audit) Regulations 1996

Reg14.Compliance Audits by local governments

- (1) A local government is to carry out a compliance audit for the period 1 January to 31 December in each year.
- (2) After carrying out a compliance audit the local government is to prepare a compliance audit return in a form approved by the Minister.
- (3A) The local government's audit committee is to review the compliance audit return and is to report to the council the results of that review.
- (3) After the audit committee has reported to the council under sub regulation {3A}, the compliance audit return is to be -
- (a) presented to the council at a meeting of the council; and

(c) recorded in the minutes	recorded in the minutes of the meeting at which it is adopted			
Policy Implications:				
Nil				
Financial Implications:				
Nil				
Strategic Implications:				
Civic Leadership –				
To provide Good Governance t	to the Upper Gascoyne Shire area through:			
Detailed and professional a	administration;			
High levels of accountability	y;			
Compliance with statutory r	requirements;			
High-quality forward planning	High-quality forward planning, particularly for assets and finances;			
Openness and transparence	cy and enhanced consultations and public participation;			
Provision of quality customer sin professional administration a	ervices, good financial management and pursuit of excelle and communication.			
Consultation:				
Nil				
Officer's Recommendation:	Voting requirement: Absolute Majority			

"That the report of the audit committee under Regulation (3A) of the Local Government (Audit) Regulations be received and the Compliance Audit Return for 2022 as presented in Appendix 1 of the Audit Committee Meeting Agenda be adopted".

Council Decision 09032023

MOVED: CR R. HOSEASON-SMITH SECONDED: CR B. WALKER

"That the report of the audit committee under Regulation (3A) of the Local Government (Audit) Regulations be received and the Compliance Audit Return for 2022 as presented in Appendix 1 of the Audit Committee Meeting Agenda be adopted".

FOR: CR J. CAUNT AGAINST:

CR B. WALKER CR G. WATTERS

CR R. HOSEASON-SMITH

CR H. MCTAGGART CR A. MCKEOUGH

11. MATTERS BEHIND CLOSED DOORS

MOVED: CR A MCKEOUGH SECONDED: CR H MCTAGGART

That Council go behind closed doors to discuss confidential items. 10.05AM

FOR: CR J. CAUNT AGAINST: CR

CR B. WALKER CR G. WATTERS

CR R. HOSEASON-SMITH CR H. MCTAGGART CR A. MCKEOUGH

F/A: 6/0

11.1 Decision Required to Award Tender for the Supply of Plant and Labour for Portion of the Works Associated with AGRN 974

MOVED: CR A. MCKEOUGH SECONDED: CR H. MCTAGGART

That Council authorises the CEO to award tender No RFT 07-22/23 to THEM Earthmoving to supply Plant and Labour carry out the remaining works associated with AGRN 974.

FOR: CR J. CAUNT AGAINST: CR

CR B. WALKER CR G. WATTERS

CR R. HOSEASON-SMITH CR H. MCTAGGART CR A. MCKEOUGH

F/A: 6/0

11.2 Decision Required to Award Tender for the Carnarvon / Mullewa Road Up-Grade

Council Decision 11032023							
MOVED:	CR A. MCKEOUGH	SECONDED:	CR H. MCTAGGART				

That Council authorise the CEO to appoint Them Earthmoving as the Contractor to undertake the works required to upgrade the Carnarvon / Mullewa Road.

FOR: CR J. CAUNT **AGAINST**: CR

CR B. WALKER CR G. WATTERS

CR R HOSEASON-SMITH CR H. MCTAGGART CR A. MCKEOUGH

F/A: 6/0

MOVED: CR A. MCKEOUGH SECONDED: CR H. MCTAGGART

That Council come out from behind closed doors

FOR: CR J. CAUNT AGAINST: CR

CR B. WALKER CR G. WATTERS

CR R. HOSEASON-SMITH CR H. MCTAGGART CR A. MCKEOUGH

F/A: 6/0

12. PREVIOUS NOTICE HAS BEEN GIVEN

Nil

13. URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION

Council instructs the CEO write to the minister of Liquor and Gaming detailing the Councils Concerns in regards to the lack of consultation with the introduction of the "Banned Drinking Registration".

14. ELECTED MEMBERS REPORTS

14.1 Cr Caunt

Accompanied CEO on a Shire tour to check roads, visit

stations and mine / exploration sites.

Attended WALGA/Zone Meeting in Carnarvon.

Met with Tidy Towns Judges in Gascoyne Junction.

14.2 Cr Walker

Nil

14.3 Cr McTaggart

Attended RRG meeting in Carnarvon.

14.4 Cr Hoseason-Smith

Nil

14.5 Cr Watters

Nil

14.6 Cr Watters

Nil

15. STATUS OF COUNCIL MEETING RESOLUTIONS

Resolution N°	Subject	Status	Open / Close	Responsible Officer
05022023	Carnarvon/Mullewa Road Upgrade Tender	Tender issued and completed. Recommendation for the OMC in March 2023	Close	CEO
07022023	Extension of Leave for Councillor Hammarquist	Letter sent to the Minister and an extension granted until the end of September 2023	Close	CEO
08032023	Tender for AGRN 974	Tender issued and completed. Recommendation for the OMC in March 2023	endation for the OMC	
12032023	Loan to purchase Staff House	Advertised for a month as required.	Close	CEO / MFC

16. STATUS OF SHIRE PROJECTS

As per Appendix 6.

17. MEETING CLOSURE

The Shire President closed the meeting at 12.47pm.

