



Special Council Meeting

Minutes

30 July 2018

Ordinary Council Meeting of the Victoria Plains Shire Council held –

on Monday, 30 July 2018

in Council Chambers, Cavell Street Calingiri

commencing 5.37 pm.

DISCLAIMER:

The recommendations contained in this agenda are officers' recommendations only and should not be acted upon until Council has resolved to adopt those recommendations.

The resolutions of Council should be confirmed by perusing the minutes of the Council meeting at which these recommendations were considered. Resolutions are not considered final until the minutes of the meeting are confirmed or advised in writing by the CEO or authorised person.

Members of the public should also note that they act at their own risk if they enact any resolution prior to receiving official written notification of Council's decision.

Please note that meetings are recorded for minute taking purposes.

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Special Meeting of the Victoria Plains Shire Council

Held in the Council Chambers, Cavell Street, Calingiri
on Monday, 30 July 2018 commencing at 5.37 pm.

1. DECLARATION OF OPENING

1.1 Opening

The President declared the meeting open at 5.37 pm.

1.2 Announcements by presiding member

Nil

1.3 Announcement of visitors and presentations

Nil

2. RECORD OF ATTENDANCE

Members present	Cr D Lovelock, President Cr P Bantock, Deputy President Cr J Corless-Crowther Cr A Broadhurst Cr N Clarke Cr S Penn
Staff attending	Ms G Teede, Chief Executive Office Mr R Edwards, Manager Works & Services Mr N Mitchell, Governance Officer Mr Bob Waddell, Finance Consultant
Apologies	Cr J King
Approved leave of absence	None
Visitors	None

Members of the public

None

3. DISCLOSURES OF INTEREST

Refer – Local Government Act, Regulations, Code of Conduct, and Declaration Forms in Councillor folders.

Type	Item	Person / Details
3.1	Financial	4.1
		Cr Bantock Shareholder
		4.1
		Cr Penn Shareholder
		Cr Clarke Shareholder
3.2	Proximity	Nil
3.3	Impartiality	Nil

4. MATTERS REQUIRING DECISION

4.1 **CONFIDENTIAL ITEM** – Calingiri-New Norcia Road – realignment

Item 13.1 at July 2018 Council Meeting.

Approval of Minister under *Local Government Act 1995* s.5.69

As required by the approval –

1. Attention drawn to the elected members having approval, for this Special Meeting only
2. Requirement to declare financial interest at this meeting
3. Copy of Minister's letter provided to each elected member in attendance
4. Declarations to be recorded and in the minutes
5. Confirmed minutes of the meeting to be provided to the Department
6. Approval is only for the named Councillors, and for the interest declared, as approval does not extend to other councillors or interests.

Cr Lovelock advised that following his declaration of interest at the Ordinary Council Meeting of 18 July 2018, he had made enquiries regarding his status as a shareholder and was advised that he is no longer a shareholder. Accordingly, he does not have an interest to declare.

Declarations of Financial Interest received from –

- Cr Bantock,
- Cr Penn
- Cr Clarke

File reference			
Report date			
16 July 2018			
Applicant/proponent			
Shire of Victoria Plains			
Officer disclosure of interest			
Nil			
Previous meeting references			
Nil			
Prepared by			
Niel Mitchell, Governance			
Authorised by			
Glenda Teede, CEO			
Attachments			
Attachment 1	Page	1	Confidential attachment – Proposed agreement
Attachment 2	Page	7	Confidential attachment – Civic Legal advice
Attachment 3	Page	13	Confidential attachment – Estimated cost summary

Reason for confidentiality

This Report is **CONFIDENTIAL** in accordance with Section 5.23 of the *Local Government Act 1995* which permits the meeting to be closed to the public for business relating to the following –

- (2) *If a meeting is being held by a council or by a committee referred to in subsection (1)(b), the council or committee may close to members of the public the meeting, or part of the meeting, if the meeting or the part of the meeting deals with any of the following –*
 - (c) *a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting; and*

- (d) *legal advice obtained, or which may be obtained, by the local government and which relates to a matter to be discussed at the meeting;*

VOTING REQUIREMENT

Absolute majority required: No

1807-16 Officer Recommendation / Council Resolution
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Moved Cr Clarke

Seconded Cr Broadhurst

That the meeting be closed to the public to consider the Calingiri-New Norcia Road Realignment, the time being 5.44 pm.

CARRIED For 6 / Against 0

Remaining in the meeting – all elected members, CEO, Manager Works & Services, Governance Officer and Finance Consultant.

VOTING REQUIREMENTS

Absolute majority required: Yes

Officer Recommendation

That –

- the general principles of the agreement as proposed for the road realignment be agreed, and
- the CEO be delegated authority to finalise and sign the agreement, subject to –
 - o further consultation and advice as necessary from Civic Legal
 - o confirmation of acceptability of the arrangements by the Shire President.

1807-17 Council Resolution

Moved Cr Bantock

Seconded Cr Corless-Crowther

That –

- the general principles of the agreement as proposed for the road realignment be agreed, and
- the CEO be delegated authority to finalise and sign the agreement, subject to –
 - o further consultation and advice as necessary from Civic Legal
 - o confirmation of acceptability of the arrangements by the Shire President and Cr Clarke.

CARRIED BY ABSOLUTE MAJORITY For 6 / Against 0

Reason for variation – to include Cr Clarke in confirmation of acceptability of the agreement having been involved in discussion to date

Commonly-used abbreviations

CEO	Chief Executive Officer
MRWA	Main Roads WA

VOTING REQUIREMENTS

Absolute majority required: No

1807-18 Officer Recommendation / Council Resolution

Moved Cr Broadhurst

Seconded Cr Clarke

That the meeting be opened to the public, the time being 6.15 pm.

CARRIED For 6 / Against 0

Returning to the meeting – None

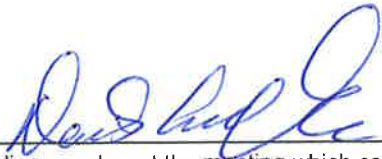
There being no members of the public present, the resolution was taken as read.

5. CLOSURE OF MEETING

There being no further business, the presiding member declared the meeting closed at 6.16 pm.

CERTIFICATION

These minutes were confirmed at the Ordinary Council Meeting held on 13/8/2018

Signed 
(Presiding member at the meeting which confirmed the minutes)

Date 13/8/18

Council Minutes are unconfirmed until they have been adopted at the following meeting of Council.