



Shire of
Exmouth

Special Council Meeting
Minutes
19 February 2013

CONFIRMATION OF MINUTES

These minutes were confirmed by the Council on 21st March 2013 as a true and accurate record of the Special Council Meeting held on 19th February, 2013.

.....
C (Turk) Shales
Shire President

All attachment items referred to in these minutes are available for public perusal at the Shire office


DISCLAIMER

The advice and information contained herein is given by and to the Council without liability for its accuracy. Before placing any reliance on this advice or information, a written inquiry should be made to the Council giving entire reasons for seeking the advice or information and how it is proposed to be used.

Please note this agenda contains recommendations which have not yet been adopted by Council.

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Signed at Exmouth  (B Price), Chief Executive Officer Shire of Exmouth

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SPECIAL COUNCIL MEETING MINUTES

Our Vision

To support and develop a vibrant, welcoming community that embraces its past, values its present and plans for a sustainable future

Our Purpose

To responsibly provide governance for the whole community in the best interest of current and future generations

Our Strategic Objectives

- ❖ To provide sustainable management of the organisation
- ❖ To consistently apply the principles of Good Governance
 - ❖ To communicate effectively
 - ❖ To promote socioeconomic development
 - ❖ To value our environment and heritage

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

The Shire President declared the meeting open at 3.00pm and welcomed Mr Phil Kendrick, Ningaloo Pastoral Station.

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

Councillor C (Turk) Shales
Councillor S Fitzgerald
Councillor R Winzer
Councillor M Hood
Councillor G Thompson
Councillor J Warren

Mr B Price
Mrs S O'Toole
Mrs J Kox
Mr R Kempe
Mr R Manning
Mr R Mhasho
Mr K Woodward

Shire President
Deputy Shire President

Chief Executive Officer
Executive Manager Corporate Services
Executive Manager Aviation Services
Executive Manager Community Engagement
Executive Manager Health & Building
Executive Manager Town Planning
Executive Manager Engineering Services

GALLERY

Visitors:

1

APOLOGIES

Nil

LEAVE

Nil

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

4. **PUBLIC QUESTIONS TIME**

In accordance with section 5.24 of the Local Government Act 1995, a 15 minute public question time is made available to allow members of the public the opportunity of questioning Council on matters concerning them.

Council Consideration Towards Public

When public questions necessitate resolutions of Council, out of courtesy and at the President discretion the matter is to be dealt with immediately to allow the public to observe the determination of the matter (obviates the need for the public to wait an undetermined period of time).

When a matter is listed on the Agenda and member/s of the public are in attendance to observe the determination of the matter, out of courtesy and at the discretion of the President the matter is to be brought forward on the agenda and dealt with immediately to allow the public to observe the determination of the matter (again this obviates the need for the public to wait an indeterminate period of time).

Mr Phil Kendrick, Ningaloo Station, was invited by the Shire President to present to the Council on the issue in relation to the sand drift situation on Ningaloo Road caused by significant fires (22,000Ha) of 2012.

Mr Kendrick thanked Council for the opportunity and implored that Council continue to allocate adequate resources to remove the sand from the road as the Ningaloo Pastoral Station was totally dependent on reliable road access. He provided information on when the road was gazetted in 1976 which involved land resumption from the Station.

The pastoral station business operations requires reliable access for

- Fuel particularly for power generation purposes,
- Transport of Pastoral activity produce such as wool and goats.
- Emergency access for Ambulance (7 call-outs last season), RFDS, Sea Recue, Police and FESA purposes
- Tourist access servicing 276 wilderness campsites which is booked out between mid-March and mid-August.
- Mr Kendrick claimed that Ningaloo Station Tourism trade contributed in excess of \$ 3.5 - \$ 4m per year to Exmouth economy. This was asked to be quantified by the CEO.

The President thanked Mr Kendrick for his presentation advising him that Council would consider the information with a resolution to be made at the Thursday Ordinary Council meeting. Mr Kendrick left the meeting at 3.32pm.

5 **APPLICATIONS FOR LEAVE OF ABSENCE**


The Local Government Act 1995 (Section 2.25) provides that a Council may, by resolution, grant leave of absence to a member for Ordinary Council Meetings. A member who is absent, without first obtaining leave of the Council, throughout three consecutive Ordinary meetings of the Council is disqualified from continuing his or her membership of the Council.

Disqualification from membership of the Council for failure to attend Ordinary Meetings of the Council will be avoided so long as the Council grants leave prior to the member being absent. The leave cannot be granted retrospectively. An apology for non-attendance at a meeting is not an application for leave of absence.

6. REPORTS OF OFFICERS

6.1 Executive Manager Corporate Services

6.1.1 2011/12 Annual and Financial Report and Electors Meeting Date

Location: Exmouth
Applicant: S O'Toole
File Reference: FM.FI.1
Disclosure of Interest: Nil
Date: 13 February 2013
Author: Executive Manager Corporate Services, Sue O'Toole
Signature of Author: 
Senior Officer: Chief Executive Officer, Bill Price

SUMMARY

This report recommends that Council accept the Annual and Financial Report for the year ending 30 June 2012 and set a date for the Annual Electors Meeting.

BACKGROUND

Council is to prepare an Annual Report for each financial year and the Chief Executive Officer is to give local public notice of the availability of the Annual Report as soon as practicable after the report has been accepted by Council.

COMMENT

The Council is to accept the annual report by 31 December after the financial year or if the Auditor's report is not available by this date, no later than 2 months after the Auditor's report becomes available. The Audit Report and Management Report were received on 19 December 2012. A copy of the 2011/12 Annual and Financial Report is attached. (Refer *Attachment 1*).

Both reports were provided to the Audit Committee at their meeting held 19 February 2013 and the committee reviewed and accepted the reports and recommended them to Council.

An Annual Electors Meeting must be held within 56 days of accepting the annual report, therefore the proposed date is *** 2013 (no later than 16 April 2013).

CONSULTATION

Local Public Notice of the availability of the annual financial report, the date set for the Annual General Meeting of electors will be provided in the Northern Guardian newspaper, Shire and Library noticeboards.

STATUTORY ENVIRONMENT

Sections 5.26, 5.27, 5.53, 5.54 of the Local Government Act 1995.

POLICY IMPLICATIONS

Nil

FINANCIAL IMPLICATIONS

Nil

STRATEGIC IMPLICATIONS

Civic Leadership

Objective 4: To work together as custodians of now and the future.

- Outcome: 4.2: A local government that is respected, professional, trustworthy and accountable

VOTING REQUIREMENTS

Absolute Majority

OFFICER'S RECOMMENDATION – 6.1.1

That the Council of the Shire of Exmouth:

- *accept the Annual Financial Report including the Independent Audit Report for the financial year ended 30 June 2012;*
- *accept the Annual Report for the financial year ended 30 June 2012;*
- *authorise the Annual Electors Meeting be held in the Exmouth Shire Council Chambers on ***2013 commencing at **pm.*

COUNCIL DECISION – 03-0113 – 6.1.1

Moved Councillor Thompson, Seconded Councillor Hood.

That the Council of the Shire of Exmouth:

- *accept the Annual Financial Report including the Independent Audit Report for the financial year ended 30 June 2012;*
- *accept the Annual Report for the financial year ended 30 June 2012;*
- *authorise the Annual Electors Meeting be held in the Exmouth Shire Council Chambers on Tuesday 19th March 2013 commencing at 6.00pm.*

CARRIED by ABSOLUTE MAJORITY 6/0

- 7. ELECTED MEMBERS MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**
Nil
- 8. NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING**
Nil
- 9. MATTERS TO BE CONSIDERED BEHIND CLOSED DOORS**
Nil
- 10. CLOSURE OF MEETING**
The Shire President declared the meeting closed at 3.35pm.