



MINUTES
ORDINARY MEETING OF COUNCIL
11 DECEMBER 2018

Disclaimer

No responsibility whatsoever is implied or accepted by the Murchison Regional Vermin Council for Any act, omission, statement or intimation occurring during this meeting. It is strongly advised that persons do not act on what is heard at this meeting and should only rely on written confirmation of Council's decision.



MURCHISON REGIONAL VERMIN COUNCIL



MINUTES OF THE ORDINARY MEETING OF COUNCIL 11 DECEMBER 2018

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1. DECLARATION OF OPENING / ANNOUCEMENT OF VISITORS

The Chairperson declared the meeting open at 10.05 am and welcomed all to the meeting.

2. RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE

Present:

Chairperson Cr Jason Homewood, Deputy Chairperson Cr Robert Grinham, Cr Les Price (Via Teleconferencing at 10.07 am), Cr Carol Hodshon, Cr David Lefroy, Cr Eliz Morris and Cr Fred Spindler.

Apologies:

Cr Gregory Payne.

Leave of Absence:

Nil

Also in Attendance:

Mr Dominic Carbone CEO.

Cr Les Price informed that he will be present at the meeting via teleconference. In accordance with Reg 14A(1) (c) and (4) Local Government (Administration) Regulations 1996 Council is required to approve the arrangement and that Unit 1, 18 Robert Street Como is a suitable place. The approval requires an absolute majority.

COUNCIL RESOLUTION

Moved: Cr David Lefroy

Seconded: Cr Carol Hodshon

That Council approve of Cr Les Price presence at the meeting to be via teleconference and that Uni1, 18 Robert Street Como be deemed a suitable place on the basis that it is located in a residential area and is 150 Km or more from the place at which the meeting is held.

CARRIED 6/0

3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

4. PUBLIC QUESTION TIME

Nil

5. APPLICATIONS FOR LEAVE OF ABSENCE

Nil

6. DEPUTATIONS / PRESENTATIONS / SUBMISSIONS

Cr Robert Grinham reported on the trip along the vermin fence by some members of the Council, Cr Jorgen Jensen and the Fence Inspector.

7. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

7.1 Minutes of Ordinary Meeting held on 18 September 2018

COUNCIL RESOLUTION

Moved: Cr Fred Spindler

Seconded: Cr Carol Hodshon

That the minutes of the Ordinary Meeting held on 18 September 2018 as circulated be confirmed as a true and correct record of the meeting.

CARRIED 7/0

7.2 Minutes of the Special Meeting of Council held on 13 November 2018

COUNCIL RESOLUTION

Moved: Cr David Lefroy

Seconded: Cr Carol Hodshon

That the minutes of the Special Meeting of Council held on 13 November 2018 as circulated be confirmed as true and correct record of the meeting subject to the following correction:

*Report No. 6.1 Claim by Barrambie Station – Joy Marie Valle and Lance Charles Sherlock the motion was **Moved by Cr David Lefroy and Seconded by Cr Carol Hodshon.***

CARRIED 7/0

8. ANNOUNCEMENT OF PRESIDING MEMBER WITH DISCUSSION

Nil

9. PETITIONS

Nil

10. DECLARATIONS OF INTEREST

Cr Les Price declared an interest on Report No. 12.2.11 – Late Item - Objection to Application for Mining Tenement – Big Bell Gold Operations.

11. BUSINESS DEFERRED FROM PREVIOUS MEETING

12. REPORTS

12.1 Reports of the Audit Committee

Nil

12.2 Reports of the Chief Executive Officer

12.2.1 Financial Activity Statement for the Period 1 July 2018 to 30 November 2018

File:

Author: Dominic Carbone, CEO

Interest Declared: No interest to disclose

Date: 7 December 2018

Attachment 1 - Financial Activity Statement for the Period 1 July 2018 to
30 November 2018

- Summary of Current Assets and Liabilities as at 30 November 2018
- Detailed Worksheets

Matter for Consideration

Adoption of the monthly financial statements.

Background

The Local Government Act and Regulations require local governments to prepare monthly reports containing the information that is prescribed.

Statutory Environment

Local Government Act 1995

Section 6.4-Specifies that a local government is to prepare such other financial reports as are prescribed.

Local Government (Financial Management) Regulations 1996

Regulation 34 states:

- (1) A local government is to prepare each month a statement of financial activity reporting on the sources and applications of funds, as set out in the annual budget regulation 22(1)(d) for that month in the following detail:

- (a) Annual budget estimates, taking into account any expenditure incurred for an additional purpose under section 6.8(1)(b) or (c);
- (b) Budget estimates to the end of month to which the statement relates;
- (c) Actual amounts of expenditure, revenue and income to the end of the month to which the statement relates;
- (d) Material variances between the comparable amounts referred to in paragraphs (b) and (c);
- (e) The net current assets at the end of the month to which the statement relates.

Sub regulations 2, 3, 4, 5 and 6 prescribe further details of information to be included in the monthly statement of financial activity.

Strategic Implications

Provision of timely accounting information to inform Council of the financial status and financial affairs of local government.

Reports showing year to date financial performance allow monitoring of actual expenditure, revenue and overall results against budget targets.

Financial Implications

Nil

Consultation

Nil

Comment

Accordingly the Chief Executive Officer has produced the above mentioned financial statements in order that the MRVC meets its statutory compliance.

Voting Requirement

Simple Majority

The CEO provided copies of the financial statements prior to the meeting for Council consideration.

COUNCIL DECISION

Moved: Cr Les Price

Seconded: Cr Eliz Morris

That Council adopts the Financial Activity Statement for the period ending 30 November 2018..

CARRIED 7/0

12.2.2 Accounts for Payment 1 September 2018 to 30 November 2018

File:	
Author:	Dominic Carbone, CEO
Interest Declared:	No interest to disclose
Date:	7 December 2018
Attachment	Nil

Matter for Consideration

Council approve the Accounts for payment list for the period 1 September 2018 to 30 November 2018 as detailed in the report below.

Background

The Local Government Act 1995 and the Local Government (Financial Management) Regulations 1996 requires the Chief Executive Officer to present a list of accounts paid and/or payable to Council and such to be recorded in the minutes of the meeting.

Statutory Environment

Local Government Act 1995

6.10. Financial management regulations

Regulations may provide for —

- (a) the security and banking of money received by a local government; and
- (b) the keeping of financial records by a local government; and
- (c) the management by a local government of its assets, liabilities and revenue; and
- (d) the general management of, and the authorisation of payments out of —
 - (i) the municipal fund; and
 - (ii) the trust fund,of a local government.

Local Government (Financial Management) Regulations 1996

13. Payments from municipal fund or trust fund by CEO, CEO's duties as to etc.

- (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
 - (b) the amount of the payment; and
 - (c) the date of the payment; and
 - (d) sufficient information to identify the transaction.

- (2) A list of accounts for approval to be paid is to be prepared each month showing —
- (a) for each account which requires council authorisation in that month —
- (i) the payee's name; and
 - (ii) the amount of the payment; and
 - (iii) sufficient information to identify the transaction;
- and
- (b) the date of the meeting of the council to which the list is to be presented.
- (3) A list prepared under subregulation (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.

Strategic Implications

Nil

Financial Implications

Nil

Consultation

Nil

Comment:

The list of accounts paid for the period 1 September 2018 to 30 November 2018 are as follows:

**MURCHISON REGIONAL VERMIN COUNCIL
LIST OF ACCOUNTS PAID AND PAYABLE
FOR THE PERIOD 1 SEPTEMBER 2018 TO 30 NOVEMBER 2018**

DATE PAID	PAYEE No.	PARTICULARS	AMOUNT \$
01/09/2018	COMMONWEALTH BANK	BANK FEES	5.30
01/10/2018	COMMONWEALTH BANK	BANK FEES	9.15
20/10/2018	MEKA PASTORAL STATION	REIMBURSEMENT - FUEL EXPENSES FOR CLEARING FENCE TRACK	2,988.00
01/11/2018	COMMONWEALTH BANK	BANK FEES	5.00
28/11/2018	YOWERAGABBIE CONTRACTING	REPAIRS TO NO. 2 FENCE -QUOTATIONS ,ORDERING OF MATERIALS AND INSPECTION OF FENCE ALIGNMENT ANS INSTALLAION OF FLIP UP	2,596.00
28/11/2018	DIRECT TRADES SUPPLIES PTY LTD	MATERIALS FOR REPAIRS TO NO. 2 FENCE - INSURANCE CLAIM	14,364.12
30/11/2018	N A GRINHAM AND K F PEAT	FENCE INSPECTOR CONTRACT PAYMENTS	981.75
	TOTAL		20,949.32

Voting Requirement:

Simple Majority

<p>COUNCIL DECISION:</p> <p>Moved: Cr Robert Grinham Seconded: Cr Carol Hodshon</p> <p><i>That Council approve the list of accounts paid for the period 1 September 2018 to 30 November 2018 amounting to \$20,949.32 and the list be recorded in the minutes.</i></p> <p style="text-align: right;">CARRIED 7/0</p>
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12.2.3 Debtors – Outstanding as at 30 November 2018

File:	
Author:	Dominic Carbone, CEO
Interest Declared:	No interest to disclose
Date:	7 December 2018
Attachment	Nil

Matter for Consideration

That Council receive the Debtors Outstanding Report as at 30 November 2018.

Background

Council be informed of debtors outstanding

Statutory Environment

Nil

Consultation

Nil

Comment:

The outstanding debtors as at 30 November 2018 are detailed below:

Fence Rental	<u>\$2,579.38</u>
Total	<u>\$2,579.38</u>

Details of Outstanding debtors are available to members under a separate document.

Voting Requirement

Simple Majority

COUNCIL DECISION:

Moved: Cr Carol Hodshon

Seconded: Cr David Lefroy

That Council Receive the Outstanding Debtors Report as at 30 November 2018

CARRIED 7/0

12.2.4 Investments as at 30 November 2018

File:

Author: Dominic Carbone, CEO

Interest Declared: No interest to disclose

Date: 7 December 2018

Attachment Nil

Matter for Consideration

That Council receive the Investment Report as at 30 November 2018.

Background

Money held in the Municipal Fund of a Regional Local Government that is not required for the time being may be invested under the Trustee Act 1962 Part III.

Local Government Act 1995

Statutory Environment

6.14. Power to invest

- (1) Money held in the municipal fund or the trust fund of a local government that is not, for the time being, required by the local government for any other purpose may be invested as trust funds under the *Trustees Act 1962* Part III.
- (2A) A local government is to comply with the regulations when investing money referred to in subsection (1).
- (2) Regulations in relation to investments by local governments may —
 - (a) make provision in respect of the investment of money referred to in subsection (1); and
 - [(b)deleted]*
 - (c) prescribe circumstances in which a local government is required to invest money held by it; and
 - (d) provide for the application of investment earnings; and
 - (e) generally provide for the management of those investments.

Local Government (Financial Management) Regulations 1996

19. Investments, control procedures for

- (1) A local government is to establish and document internal control procedures to be followed by employees to ensure control over investments.
- (2) The control procedures are to enable the identification of —
 - (a) the nature and location of all investments; and
 - (b) the transactions related to each investment.

19C. Investment of money, restrictions on (Act s. 6.14(2)(a))

- (1) In this regulation —

authorised institution means —

 - (a) an authorised deposit-taking institution as defined in the *Banking Act 1959* (Commonwealth) section 5; or
 - (b) the Western Australian Treasury Corporation established by the *Western Australian Treasury Corporation Act 1986*;

foreign currency means a currency except the currency of Australia.
- (2) When investing money under section 6.14(1), a local government may not do any of the following —
 - (a) deposit with an institution except an authorised institution;
 - (b) deposit for a fixed term of more than 12 months;
 - (c) invest in bonds that are not guaranteed by the Commonwealth Government, or a State or Territory government;
 - (d) invest in bonds with a term to maturity of more than 3 years;
 - (e) invest in a foreign currency.

Strategic Implications

Nil

Consultation

Nil

Comment

The worksheet below details the investments held by the MRVC as at 30 November 2018.

MRVC INVESTMENTS AS AT 30 NOVEMBER 2018

INSTITUTIONS	SHORT TERM RATING	INVESTMENT TYPE	ACCOUNT NO.	TERM	DATE OF TRANSACTION	DATE OF MATURITY	INTEREST RATE	PRINCIPAL
Commonwealth Bank	N/A	Operating A/c	65210311201	Ongoing	N/A	N/A	0.50%	74,076.02
Commonwealth Bank	N/A	Cash Deposit at Call	36558508	Ongoing	N/A	N/A	2.25%	354,042.38
Commonwealth Bank	N/A	Cash Deposit at Call	36558508	Ongoing	N/A	N/A	2.25%	352,330.88
Commonwealth Bank	N/A	Term Deposit	36558508	Ongoing	N/A	N/A	2.25%	359,636.23
TOTAL								1,140,085.51

INVESTMENT REGISTER

01 JULY 2018 TO 30 NOVEMBER 2018

Commonwealth Bank of Australia - Cash Deposit Account Number 36558508

Maturity Date	Interest Rate	Opening Balance	Interest Earned to 30.11.2018		Investment Transfers	Closing Balance 30.11.2018
At Call	2.25%	349,160.39	3,170.49			352,330.88
At Call on going	2.25%	706,400.00	7,728.61			713,678.61
TOTAL		1,055,560.39	10,449.10			1,066,009.49

Voting Requirements

Simple Majority

The CEO provided an updated report for members consideration at the meeting.

COUNCIL DECISION:

Moved: Cr David Lefroy

Seconded: Cr Robert Grinham

That the Investment Report as at 30 November 2018 be received.

CARRIED 7/0

12.2.5 Vermin Fence Report as at 30 November 2018

File:	
Author:	Dominic Carbone, CEO
Interest Declared:	No interest to disclose
Date:	7 December 2018
Attachment	Nil

Matter for Consideration

That Council receive an update from the CEO on the condition of Vermin Fence.

Background

The MRVC engaged the services of a co-ordinator to undertake an inspection of the Vermin Fence in order to determine what maintenance needs to be undertaken by the Maintenance Contractors. Two contractors have been engaged to undertake the maintenance.

Statutory Environment

Nil

Consultant

Nil

Comment

Fence No. 1

No maintenance of the fence was undertaken.

Fence No. 2

No maintenance of the fence was undertaken.

The Insurance settlement claim amounting to \$77,000 less \$7,000 ITC less \$5,000 Excess to equal \$65,000 was credited to the MRVC bank account on 11 September 2018. Cr Jorgen Jenson assisted with the preparation of the scope of works, quotations and in ordering the materials from suppliers. The materials were transported to the Shire of Mount Magnet Depot on Thursday 6 December 2018. The MRVC maintenance contractor Mr Darren Cousins picked up the materials and transported them to Meekatharra on Friday 7 December 2018. The MRVC maintenance contractors Mr Darren Cousins and Mr Connor Jones will undertake the repairs to the flood damage sections of the fence next week on a daily rate basis.

Voting Requirement

Simple Majority

COUNCIL DECISION:

Moved: Cr Eliz Morris

Seconded: Cr Fred Spindler

That Council receive the report of the CEO in relation to the maintenance of the Vermin Fence.

CARRIED 7/0

12.2.6 Annual Contributions – Meekatharra Rangelands Biosecurity Association

File:

Author: Dominic Carbone, CEO

Interest Declared: No interest to declare

Date: 7 December 2018

Matter for Consideration

That Council receive the report.

Background

The Meekatharra Rangelands Biosecurity Association makes an annual contribution of \$28,000 to the MRVC for the purpose of maintaining the No. 1 and No. 2 Vermin Fences.

The MRVC Constitution was amended on 14 October 1985 and in part reads as follows:

“Contributions

(a) Matching monies from Agricultural Protection Board, via R.A.C. (Agricultural and Related Resource Protection Act) on a Dollar for Dollar basis.”

A letter was sent to the Minister for Primary Industries and Regional Development on 31 August 2018 requesting that the Minister clarify as to whether the MRBA is able to stop payment of the Annual Contribution to the MRVC.

Statutory Environment

- Agricultural and Related Resources Protection Act 1976
- Agricultural and Related Resources Protection Regulations 2011
- Biosecurity and Agricultural Management Act 2007

Financial Implications

Potential loss of funds for the upkeep and maintenance of the Vermin Fences.

Consultation

Nil

Comment

The Chief Executive Officer on 7 December 2018 contacted the Minister for Primary Industries and Regional Development Office in relation to a response to the letter. The officer indicated that she would look into the matter and provide an update. At the time of preparing the report no response was received.

The chief Executive Officer has referred the matter to Civic Legal on the basis that no action be taken until a response is received from the Minister.

Voting Requirement

Simple majority.

COUNCIL DECISION:

Moved: Cr Robert Grinham

Seconded: Cr Eliz Morris

That Council:

- (1) Receive the report on Annual Contributions – Meekatharra Rangelands Biosecurity Association.

CARRIED 7/0

12.2.7 Tenders – Stage 2 of the Vermin Cell Fence \$1,100,000

File:

Author: Dominic Carbone, CEO

Interest Declared: No interest to declare

Date: 7 December 2018

Attachments -Tender – Supply of Fencing Materials

-Tender Construction and Improvements of 108 Kms of Fencing

Matter for Consideration

That Council endorse the Actions of the Chief Executive Officer to advertise the following tenders.

- Supply of Materials
- Construction and Improvements of 108 Kms of Fencing

Background

Council at its Special Meeting held on 13 November 2018 resolved as follows:

“That Council request the Chief Executive Officer to prepare the tender documentation for

- Construction and Improvements of 72 Kms of Fencing*
- Supply of Fencing Materials”.*

Financial Consideration

Nil

Consultation

Cr Jorgan Jensen, Cr Jason Homewood, Cr Robert Grinham and MRVC Fence Inspector Mr Neil Grinham.

Comment

With the assistance of the above mentioned the Chief Executive Officer along with Darren Long Consulting prepared the tenders which were advertised in the West Australian and the Geraldton Guardian on Saturday 8 December 2018 and Tuesday 11 December 2018 respectively with the tenders closing on Monday 7 January 2019.

Copy of the tenders are attached for Council members information.

It is noted that the tender for construction and Improvements is for 108Kms and not 72 Kms. Council is requested to endorse the actions of the Chief Executive Officer in the preparation and advertising of the tenders and establish an Evaluation Panel for the purpose of evaluating the tenders. It is recommended that the evaluation panel comprise of Cr Jorgen Jensen, the fence inspector Mr Neil Grinham and the Chief Executive Officer. The Council is also requested to call a Special Meeting of Council for the purpose of awarding the tenders on Thursday 10 January 2019 at 11.00 a.m.

Voting Requirement

Simple majority

COUNCIL DECISION:

Moved: Cr Robert Grinham

Seconded: Cr Fred Spindler

That Council:

- (1) Endorse the actions of the Chief Executive Officer to prepare and advertise the following tenders.
 - Supply of Fencing Materials
 - Construction and Improvements of 108 Kms Fencing
- (2) Appoint the following on the Evaluation Panel:
 - Cr Jorgen Jensen
 - Mr Neil Grinham
 - Chief Executive Officer
- (3) Call of Special Meeting of Council for the purpose of awarding the tenders on Thursday 10 January 2019 at 11.00 am.

CARRIED 7/0

12.2.8 Ordinary and Committee Meetings of Council Dates 2019

File:

Author: Dominic Carbone CEO

Interest Declared: No Interest to disclose

Date: 7 December 2018

Attachment: Nil

Matter for Consideration

That Council set dates, times and locations for Council and Committee meetings for the calendar year 2019.

Background

Council is required pursuant to the Local Government Act 1995 to give local public notice of dates and times of Council meetings and those of Committee meetings which are open to the public.

Council generally meets on second Tuesday of each quarter.

Statutory Environment

Local Government Act 1995

Section 5.3 – Council meeting not to be more than 3 months apart.

Local Government (Administration) Regulation 1996.

12. Meetings, public notice of (Act S 5.25 (1)(g))

- (1) At least once each year a local government is to give local public notice of the dates on which and the time and place at which –
 - (a) the ordinary council meetings; and
 - (b) the committee meetings that are required under the Act to be open to members of the public or that are proposed to be open to members of the public, are to be held in the next 12 months.

Business Implications

Nil

Consultation

Nil

Comment:

Council is requested to give consideration to the scheduled meetings to be conducted in the 2019 calendar year as detailed below.

Schedule of Meetings

MONTH	DATE	DAY	TIME	COUNCIL		LOCATION
March	12	Tuesday	10.00 am		Audit	Mount Magnet
March	12	Tuesday	10.30 am	Ordinary		Mount Magnet
June	11	Tuesday	10.00 am	Ordinary		Mount Magnet
September	10	Tuesday	10.00 am	Ordinary		Mount Magnet
December	10	Tuesday	10.00 am	Ordinary		Mount Magnet

Audit Committee meetings to be arranged as required by the CEO in consultation with the Chairperson. It's envisaged that at least one meeting will be held.

- (1) To give consideration to the Annual Compliance Return.
- (2) To give consideration to the Annual Report and meeting with Auditors whether in person or via teleconferencing.

Voting Requirements

Simple Majority

COUNCIL DECISION:**Moved: Cr Eliz Morris****Seconded: Cr David Lefroy**

- (1) That the Ordinary Meeting of Council in 2019 be held in the Shire of Mount Magnet Council Chambers commencing at 10.00 am, except for the March 2019 meeting which is to commence at 10.30 on the following dates.

MONTH	DATE	DAY	TIME	COUNCIL		LOCATION
March	12	Tuesday	10.00 am		Audit	Mount Magnet
March	12	Tuesday	10.30 am	Ordinary		Mount Magnet
June	11	Tuesday	10.00 am	Ordinary		Mount Magnet
September	10	Tuesday	10.00 am	Ordinary		Mount Magnet
December	10	Tuesday	10.00 am	Ordinary		Mount Magnet

- (2) Subject to (1) above the MRVC advertise the scheduled meeting in accordance with Regulation 12 of the Local Government (Administration) Regulations 1996
- (3) That Audit Committee meeting/s be arranged as required by the CEO in consultation with the Chairperson with one meeting scheduled for Tuesday 12 March 2019 commencing at 10.00 am.

CARRIED 7/0

12.2.9 Building Better Regions Fund – Round Three Funding Application for the Unconstructed Portion of the Murchison Region Vermin Cell Fence (Host Council Being the Shire of the Mount Magnet)

File:

Author: Dominic Carbone CEO

Interest Declared: No Interest to declare

Date: 7 December 2018

Attachment:

- Funding Application
- Revised MRVC Business Plan Executive Summary (Incorporating a Construction and Maintenance Plan)

Matter for Consideration:

That Council endorse the Funding Application lodged by the Shire of Mount Magnet on behalf of the Shires of Cue, Sandstone and Yalgoo to the Building Better Regions Fund.

Background:

Council at its Special Council Meeting held on 13 November 2018 resolved as follows:

“That Council

- (1) Receive the report on the funding application to the Building Better Regions Fund Round Three and the Funding Application be referred to the Shire of Mount Magnet for consideration and lodgement on behalf of the Shires of Cue, Mount Magnet, Sandstone and Yalgoo subject to amendments.*
- (2) That the Shire Mount Magnet be thanked for being the host local government for the project.”*

Statutory environment:

Nil

Consultation

Nil

Comment:

A final funding application has been presented for members endorsement.

Voting Requirement:

Simple Majority

COUNCIL DECISION:

Moved: Cr Robert Grinham Seconded: Cr David Lefroy

That Council:

Endorse the funding application submitted to the Building Better Regions Fund Round Three by the Shire of Mount Magnet on behalf of the Shires of Cue, Mount Magnet, Sandstone and Yalgoo.

CARRIED 7/0

12.2.10 Permit to Use Vermin Fence Access Track – Forest Products Commission

File:
Author: Dominic Carbone CEO
Interest Declared: No Interest to declare
Date: 7 December 2018
Attachment: - Email and Maps

Matter for Consideration:

That Council give consideration to granting access to portion No. 1 Vermin Fence track.

Background:

In an endeavor to control the use of its Vermin Fence access tracks the MRVC issues permits for their use. The fence reserve extends 40m wide on the outside and 20 m wide on the inside of the fence and its use is subject to a number of conditions as detailed in the Permit issued.

Statutory Environment:

Nil

Consultation:

Nil

Comment:

An email dated 15 November 2018 received from Mr Dave Evans, Operations Officer Forest Products Commission requesting that the following Forest Products Commission Officers be granted a permit to use the No. 1 Vermin Fence track from Karoun Hill NR in the south to Youno Downs Road in the north for the purpose of visiting the commission sandalwood contractors and related pastoralists.

1. Dave Evans
2. Neville Holland
3. Chris Schiller
4. Daniel Chambers
5. Wyvern Dimer
6. Troy Sawyer
7. Jaron Creasy

Council is requested to give consideration to granting access to portion of the No. 1 Vermin Fence track as detailed above for a period of 3 years to coincide with the remaining period granted to Norma Phillips.

Voting Requirement:

Simple majority

COUNCIL DECISION:

Moved: Cr Robert Grinham

Seconded: Cr David Lefroy

That Council grant a permit to use portion of the MRVC No. 1 Vermin Fence track from Karoun Hill NR in the south to the Sandstone/Paynes Find Road in the north in order to visit sandalwood contractor Norma Phillips to the following officers of the Forest Products Commission.

1. Dave Evans
2. Neville Holland
3. Chris Schiller
4. Daniel Chambers
5. Wyvern Dimer
6. Troy Sawyer
7. Jaron Creasy

For a period of three years commencing on 13 December 2018 to 13 December 2021.

CARRIED 7/0

12.2.11 Objection to Application for Mining Tenement – Big Bell Gold Operations Pty Ltd No. L20/79

File:

Author: Dominic Carbone, CEO

Interest Declared: No interest to disclose

Date: 8 December 2018

Attachment - Objection
- Application for Mining Tenement
- Appraisal ID L20/79

Cr Les Price declared an interest on the item.

Matter for Consideration

That Council endorse the actions of the Chief Executive Officer to Lodge an objection to an application for a mining tenement by Big Bell Gold Operations Pty Ltd on the basis that a proposed haulage road transverses a fence reserve held by the MRVC and may impede the construction of a vermin fence in the future.

Background

The MRVC is the holder of R12300 “C” Class Reserve for the purpose of a vermin proof fence. The reserve is currently not used as the No. 2 Fence has been re-aligned.

Statutory Environment

Mining Act 1978

Consultation

Shire of Cue Chief Executive Officer

Comment

Big Bell Gold Operations Pty Ltd has lodged an Application for Mining Tenement with the Department of Mines, Industry Regulation and Safety for the purpose of a bore, a bore field, a pipeline, a powerline, a pump station, a road and taking of water. The proposed haulage road transverse the vermin proof fence reserve. Although the reserve is currently not utilized by the MRVC it may impede it in the future from constructing a fence and on that basis the CEO has lodged an objection.

Council is requested to give consideration to the report and endorse the action of the CEO.

Voting Requirements

Simple Majority

COUNCIL DECISION:

Moved: Cr Fred Spindler Seconded: Cr David Lefroy

That Council endorse the action of the Chief Executive Officer to Lodge an Objection in relation to an application for Mining Tenement lodged by Big Bell Gold Operations Pty Ltd L20/79 with the Department of Mines, Industry Regulation and Safety in part for the purpose of constructing a road.

CARRIED 6/0

12.2.12 Murchison Regional Vermin Council Vermin Cell Fence Construction Advisory Committee – Establishment and Endorsement of Terms of Reference

Author:	Dominic Carbone
Interest Declared:	No interest to disclose
Date:	9 December 2018
Attachments	Proposed Terms of Reference

Matter for Consideration

That Council give consideration to the establishment of the Murchison Regional Vermin Council Vermin Cell Fence Construction Advisory Committee and determine its terms and reference.

Background

As requested the Chief Executive Officer has initiated the formation of a Vermin Cell Fence Construction Advisory Committee for the purpose of assisting in the co-ordination of the project.

Statutory Environment

Local Government Act 1995

5.8 Establishment of committees

A local government may establish* committees of 3 or more persons to assist the council and to exercise the powers and discharge the duties of the local government that can be delegated to committees.

5.9 Committees, types of

- (1) In this section —
other person means a person who is not a council member or an employee.
- (2) A committee is to comprise —
 - (a) council members only; or
 - (b) council members and employees; or
 - (c) council members, employees and other persons; or
 - (d) council members and other persons; or
 - (e) employees and other persons; or
 - (f) other persons only.

5.10 Committee members, appointment of

- (1) A committee is to have as its members —
 - (a) persons appointed* by the local government to be members of the committee (other than those referred to in paragraph (b)); and
 - (b) persons who are appointed to be members of the committee under subsection (4) or

* Absolute majority required.

- (2) At any given time each council member is entitled to be a member of at least one committee referred to in section 5.9(2)(a) or (b) and if a council member nominates himself or herself to be a member of such a committee or committees, the local government is to include that council member in the persons appointed under subsection (1)(a) to at least one of those committees as the local government decides.

- (3) Section 52 of the Interpretation Act 1984 applies to appointments of committee members other than those appointed under subsection (4) or (5) but any power exercised under section 52(1) of that Act can only be exercised on the decision of an absolute majority of the local government.
- (4) If at a meeting of the council a local government is to make an appointment to a committee that has or could have a council member as a member and the mayor or president informs the local government of his or her wish to be a member of the committee, the local government is to appoint the mayor or president to be a member of the committee.
- (5) If at a meeting of the council a local government is to make an appointment to a committee that has or will have an employee as a member and the CEO informs the local government of his or her wish —
 - (a) to be a member of the committee; or
 - (b) that a representative of the CEO be a member of the committee, the local government is to appoint the CEO or the CEO's representative, as the case may be, to be a member of the committee.

5.11 A. Deputy committee members

- (1) The local government may appoint* a person to be a deputy of a member of a committee and may terminate such an appointment* at any time.
* Absolute majority required.
- (2) A person who is appointed as a deputy of a member of a committee is to be —
 - (a) if the member of the committee is a council member — a council member; or
 - (b) if the member of the committee is an employee — an employee; or
 - (c) if the member of the committee is not a council member or an employee — a person who is not a council member or an employee; or
 - (d) if the member of the committee is a person appointed under section 5.10(5) — a person nominated by the CEO.
- (3) A deputy of a member of a committee may perform the functions of the member when the member is unable to do so by reason of illness, absence or other cause.
- (4) A deputy of a member of a committee, while acting as a member, has all the functions of and all the protection given to a member.
[Section 5.11A inserted by No. 17 of 2009 s. 20.]

5.11 Committee membership, tenure of

- (1) Where a person is appointed as a member of a committee under section 5.10(4) or (5), the person's membership of the committee continues until —
 - (a) the person no longer holds the office by virtue of which the person became a member, or is no longer the CEO, or the CEO's representative, as the case may be; or
 - (b) the person resigns from membership of the committee; or
 - (c) the committee is disbanded; or

- (d) the next ordinary elections day,
whichever happens first.
- (2) Where a person is appointed as a member of a committee other than under section 5.10(4) or (5), the person's membership of the committee continues until —
- (a) the term of the person's appointment as a committee member expires; or
 - (b) the local government removes the person from the office of committee member or the office of committee member otherwise becomes vacant; or
 - (c) the committee is disbanded; or
 - (d) the next ordinary elections day, whichever happens first.

Financial Implications

Nil

Consultation

Nil

Comment

The establishment of the Vermin Cell Fence Construction Advisory Committee will provide hands on support to the Chief Executive Officer in the co-ordination of the Vermin Cell Fence Construction.

Proposal

To advise and make recommendations to Council on a range of issues in relation to the project.

Objectives

To assist in the Co-ordination of the Construction of Vermin Cell Fence.
To consider and provide recommendation to Council on any matter referred to it by Council.

Membership

A Total membership of up to 5 members, all of whom to be appointed by the Council, comprising

- The Chairperson
- One Council Member Representative
- The Chief Executive Officer
- The Fence Inspector
- One Community member who has an interest in the construction of the Vermin Cell Fence.

Appointment of for up two (2) years and members are eligible for re-appointment following the Member Councils Ordinary Election.

The Advisory Committee is to meet at least bi-annually with an agenda and minutes being administrated by the Chief Executive Officer.

All recommendations made by the Murchison Regional Vermin Council Vermin Cell Fence Construction Advisory Committee to be reported to Council for consideration.

Once Council has approved the establishment of the Committee, other appropriate persons will be sought.

Voting requirements

Absolute Majority

COUNCIL DECISION:

Moved: Cr Robert Grinham Seconded: Cr Les Price

That Council:

1. Approve the establishment of the Murchison Regional Vermin Council Vermin Cell Advisory Committee.
2. Endorse the Term of Reference refer attachment to report
3. Appoint Cr Robert Grinham to the Murchison Reginal Vermin Council Vermin Cell Advisory Committee.
4. The Committee be requested to investigate.
 - (i) Funding contributions for the Vermin Cell Fence with the CSIRO and the Department of Biodiversity, Conservation and Attractions and other parties adjoining the Cell Fence.
5. Authorise the use of teleconferencing for the purpose of conducting committee meeting as and when required.

CARRIED 7/0

13. MATTERS FOR WHICH THE MEETING MAY BE CLOSED.

Nil

14. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

15. NOTICE OF MOTIONS FOR THE NEXT MEETING

Nil

16. ELECTED MEMBER MATTERS

Cr Les Price – Building Better Regions Funding

17. NEXT MEETING - To be held on Tuesday 12 March 2019 at 10.30 am.

18. CLOSURE OF MEETING

There being no further business, the Chairman closed the meeting at 11.35 a.m..