



**AGENDA**  
**ORDINARY MEETING OF COUNCIL**  
**11 JUNE 2019**

**Notice of Meeting**

The next Ordinary Meeting of the Murchison Regional Vermin Council will be held on Tuesday 11 June 2019 in Council Chambers of the Shire of Mount Magnet 90 Hepburn Street Mount Magnet commencing at 10.00 am.

A handwritten signature in blue ink, appearing to read 'D. Carbone'.

Dominic Carbone  
Chief Executive Officer  
6 June 2019

**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



## AGENDA OF THE ORDINARY MEETING OF COUNCIL 11 JUNE 2019

### TABLE OF CONTENTS

<b>1.</b>	<b>DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS.....</b>	<b>1</b>
<b>2.</b>	<b>RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE .....</b>	<b>1</b>
<b>3.</b>	<b>RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE.....</b>	<b>1</b>
<b>4.</b>	<b>PUBLIC QUESTION TIME .....</b>	<b>1</b>
<b>5.</b>	<b>APPLICATIONS FOR LEAVE OF ABSENCE.....</b>	<b>1</b>
<b>6.</b>	<b>DEPUTATIONS / PRESENTATIONS / SUBMISSIONS .....</b>	<b>1</b>
<b>7.</b>	<b>CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS.....</b>	<b>1</b>
<b>8.</b>	<b>ANNOUNCEMENT OF PRESIDING MEMBER WITH DISCUSSION.....</b>	<b>2</b>
<b>9.</b>	<b>PETITIONS.....</b>	<b>2</b>
<b>10.</b>	<b>DECLARATION OF INTEREST.....</b>	<b>2</b>
<b>11.</b>	<b>BUSINESS DEFERRED FROM PREVIOUS MEETING .....</b>	<b>2</b>
<b>12.</b>	<b>REPORTS .....</b>	<b>2</b>
12.1	Reports of the Audit Committee.....	2
12.2	Reports of the Vermin Cell Advisory Committee .....	2
12.3	Reports of the Chief Executive Officer .....	2
12.3.1	Financial Activity Statement for the Period 1 July 2018 to 28 February 2019 .....	2
12.3.2	Accounts for Payment for the Period 1 December 2018 to 28 February 2019 .....	4
12.3.3	Debtors - Outstanding as at 28 February 2019 .....	7
12.3.4	Investments as at 28 February 2019 .....	8
12.3.5	Vermin Fence Report as at 28 February 2019 .....	11
12.3.6	Annual Contributions - Meekatharra Rangelands Biosecurity Association .....	12
12.3.7	Progress Report - Stage 2 Vermin Cell Fence Construction.....	13
12.3.8	Shire of Yalgoo - Funding Application .....	15
12.3.9	Appointment of a community Member to the Advisory Committee.....	16
12.3.10	Elected Member Remuneration .....	18
12.3.11	Review of Delegations .....	20
12.3.12	Adoption of Purchasing Policy .....	22
12.3.13	Pastoralists In-Kind Contributions .....	24
12.3.14	Audit Fees 2018-19 Financial Year .....	26
12.3.15	2018-19 Audit - Entrance Meeting .....	27
12.3.16	Audit Management Letter for the Year ended 30 June 2018.....	29
12.3.17	Annual Report 2017-18 .....	30
12.3.18	Stage 2 Vermin Cell Fence Construction 108 Km Request for Quotations Installation Floodgates and Flip Ups.....	33
12.3.19	Review of No. 1 Vermin Fence North of Gum Creek .....	36
12.3.20	BBRF Appointment of MRVC as Project Manager .....	37
<b>13.</b>	<b>MATTERS FOR WHICH THE MEETING MAY BE CLOSED .....</b>	<b>41</b>
13.1	Claim by Karen Cosgrove – Intellectual Property .....	41
13.2	Report on Chief Executive Officer Performance Review .....	41

**14. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN ..... 41**  
**15. NOTICE OF MOTIONS FOR THE NEXT MEETING..... 41**  
**16. ELECTED MEMBER MATTERS ..... 41**  
**17. NEXT MEETING .....41**

Murchison Regional Vermin Council  
Agenda for the Ordinary Meeting of Council – 11 June 2019 at 10.00am  
In Council Chambers, 90 Hepburn Street, Mount Magnet

1. **DECLARATION OF OPENING / ANNOUCEMENT OF VISITORS**
2. **RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE**

Present:

Apologies:

Cr Eliz Morris

Leave of Absence:

Also in Attendance:

3. **RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**
4. **PUBLIC QUESTION TIME**
5. **APPLICATIONS FOR LEAVE OF ABSENCE**
6. **DEPUTATIONS / PRESENTATIONS / SUBMISSIONS**
  - Dr Karen Cosgrove, Social Innovations Pty Ltd – Intellectual Property matters.
7. **CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS**

**7.1 Minutes of Ordinary Meeting held on 12 March 2019**

**COUNCIL RESOLUTION**

**Moved:**

**Seconded:**

*That the minutes of the Ordinary Meeting held on 12 March 2019 as circulated be confirmed as a true and correct record of the meeting.*

**CARRIED / LOST**

8. ANNOUNCEMENT OF PRESIDING MEMBER WITH DISCUSSION
9. PETITIONS
10. DECLARATIONS OF INTEREST
11. BUSINESS DEFERRED FROM PREVIOUS MEETING
12. REPORTS

<b>12.1 Reports of the Audit Committee</b>
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Nil

<b>12.2 Reports of the Vermin Cell Advisory Committee</b>
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Nil

<b>12.3 Reports of the Chief Executive Officer</b>
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<b>12.3.1 Financial Activity Statement for the Period 1 July 2018 to 31 May 2019</b>
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File:
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Author:	Dominic Carbone, CEO
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Interest Declared:	No interest to disclose
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Date:	6 June 2019
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Attachment 1	- Financial Activity Statement for the Period 1 July 2018 to 31 May 2019
	- Summary of Current Assets and Liabilities as at 31 May 2019
	- 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

<b>OFFICER RECOMMENDATION</b>	
<b>Moved:</b>	<b>Seconded:</b>
<i>That Council adopts the Financial Activity Statement for the period ending 31 May 2019.</i>	
<b>CARRIED / LOST</b>	

### **12.3.2 Accounts for Payment 1 March 2019 to 31 May 2019**

File:	
Author:	Dominic Carbone, CEO
Interest Declared:	No interest to disclose
Date:	6 June 2019
Attachment	Nil

#### **Matter for Consideration**

Council approve the Accounts for payment list for the period 1 March 2019 to 31 May 2019 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 March 2019 to 31 May 2019 are as follows:



**MURCHISON REGIONAL VERMIN COUNCIL  
LIST OF ACCOUNTS PAID AND PAYABLE  
FOR THE PERIOD 1 MARCH 2019 TO 31 MAY 2019**

<b>DATE</b>	<b>PAYEE</b>	<b>PARTICULARS</b>	<b>AMOUNT</b>
<b>PAID</b>	<b>No.</b>		<b>\$</b>
01/03/2019	COMMONWEALTH BANK	BANK FEES	5.00
05/03/2019	MULLEWA FARM SUPPLIES	FENCE MATERIAL STAGE 2 CONSTRUCTION	225,803.71
06/03/2019	GRANT SIMPSON	FENCE CONSTRUCTION STAGE 2	38,500.00
06/03/2019	AUSTRALIAN TAXATION OFFICE	SUPERANNUATION CONTRIBUTIONS CEO	862.57
20/03/2019	D L CONSULTING	ASSIST WITH PREPARATION OF FUNDING APPLICATION	330.00
22/03/2019	N A GRINHAM AND K F PEAT	FENCE INSPECTOR CONTRACT PAYMENTS	4,207.50
22/03/2019	REFUEL AUSTRALAI	MEETING REFRESHMENTS	250.00
22/03/2019	GRANT SIMPSON	FENCE CONSTRUCTION STAGE 2	38,500.00
22/03/2019	SHIRE OF MOUNT MAGNET	RE IMBURSEMENT SATELLITE PHONE CHARGES	120.00
01/04/2019	COMMONWEALTH BANK	BANK FEES	7.10
15/04/2019	YOWERAGABBIE CONTRACTING	FENCE INSPECTION MEKA STATION UNDERCONSTRUCTION AND INSPECTION OF PROPOSED ROUTE ALONG JINGEMARRA BOUNDARY WITH OWNER	1,991.00
15/04/2019	YOWERAGABBIE CONTRACTING	NO 1 FENCE INSPECTION FROM 80 MILE PEG TO THE NORTH END AT NEDS CREEK	3,360.50
15/04/2019	MULLEWA FARM SUPPLIES	FENCE MATERIAL STAGE 2 CONSTRUCTION	35,112.00
15/04/2019	LES PRICE	MEETING FEES	268.00
15/04/2019	GRANT SIMPSON	FENCE CONSTRUCTION STAGE 2	35,750.00
15/04/2019	THE WEST AUSTRALIAN	ADVERTISING PUBLIC NOTICE	256.80
15/04/2019	ROBERT GRINHAM	MEETING FEES AND DEPUTY CHAIRPERSON ALLOWANCE	299.25
15/04/2019	SHIRE OF MOUNT MAGNET	RE IMBURSEMENT SATELLITE PHONE CHARGES	120.00
15/04/2019	JASON HOMEWOOD	MEETING FEES AND CHAIRPERSON ALLOWANCE	543.00
15/04/2019	MULLEWA FARM SUPPLIES	FENCE MATERIAL STAGE 2 CONSTRUCTION	16,955.20
15/04/2019	CIVIC LEGAL	LEGAL FEES STOCK LOSS CLAIM	931.55
15/04/2019	CIVIC LEGAL	LEGAL FEES ESTABLISHMENT AGREEMENT	4,473.15
15/04/2019	ELIZ MORRIS	MEETING FEES	268.00
15/04/2019	HAYDEN AGRICULTURAL CONTRACTORS	TRANSPORT FENCING MATERIALS	8,745.00
15/04/2019	CAROL HODSHON	MEETING FEES	268.00
15/04/2019	DOMINIC CARBONE	SALARY	912.00
15/04/2019	DOMINIC CARBONE	SALARY AND TRAVEL	3,255.96
01/05/2019	COMMONWEALTH BANK	BANK FEES	11.25
15/05/2019	YOWERAGABBIE CONTRACTING	INSTALLATION OF BANKS ON MEKA MT WITTENOOM BOUNDARY FOR INSTALLATION OF VERMIN FENCE CLEARING AND EROSION PREVENTION WORKS	5,258.00
15/05/2019	MULLEWA FARM SUPPLIES	FENCE MATERIAL STAGE 2 CONSTRUCTION	106,492.60
15/05/2019	PLATINUM PASTORAL	FABRICATE HINGES AND 30 MAXI FOR NO 1 FENCE AT PAROO	715.00
15/05/2019	GRANT SIMPSON	FENCE CONSTRUCTION STAGE 2	32,000.00
15/05/2019	DOMINIC CARBONE	SALARY	786.00
	<b>TOTAL</b>		<b>567,358.14</b>

**Voting Requirement:**

Simple Majority

<p><b>OFFICER RECOMMENDATION:</b></p> <p><b>Moved:</b> <span style="float: right;"><b>Seconded:</b></span></p> <p><i>That Council approve the list of accounts paid for the period 1 March to 31 May 2019 amounting to \$567,358.14 and the list be recorded in the minutes.</i></p> <p style="text-align: right;"><b>CARRIED / LOST</b></p>
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<b>12.3.3 Debtors – Outstanding as at 31 May 2019</b>
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File:	
Author:	Dominic Carbone, CEO
Interest Declared:	No interest to disclose
Date:	6 June 2019
Attachment	Nil

**Matter for Consideration**

That Council receive the Debtors Outstanding Report as at 31 May 2019.

**Background**

Council be informed of debtors outstanding

**Statutory Environment**

Nil

**Consultation**

Nil

**Comment:**

The outstanding debtors as at 31 May 2019 are detailed below:

Precepts	\$ 0
Cell Fence Contributions	\$91,666.66
Fence Rental	\$ 4,508.36
<b>Total</b>	<b><u>\$96,175.02</u></b>

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

## Voting Requirement

Simple Majority

<b>OFFICER RECOMMENDATION:</b>	
<b>Moved:</b>	<b>Seconded:</b>
<i>That Council Receive the Outstanding Debtors Report as at 31 May 2019</i>	
<b>CARRIED/LOST</b>	

### 12.3.4 Investments as at 31 May 2019

File:	
Author:	Dominic Carbone, CEO
Interest Declared:	No interest to disclose
Date:	6 June 2019
Attachment	Nil

## Matter for Consideration

That Council receive the Investment Report as at 31 May 2019.

## 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 31 May 2019.

MRVC INVESTMENTS AS AT 31 MAY 2019								
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%	28,523.86
Commonwealth Bank	N/A	Cash Deposit at Call	36558508	Ongoing	N/A	N/A	1.45%	357,696.38
Commonwealth Bank	N/A	Cash Deposit at Call	36558508	Ongoing	N/A	N/A	1.83%	356,327.02
Commonwealth Bank	N/A	Term Deposit	36558508	Ongoing	N/A	N/A	1.45%	50,369.46
<b>TOTAL</b>								792,916.72

**INVESTMENT REGISTER  
01 JULY 2018 TO 31 MAY 2019**

**Commonwealth Bank of Australia - Cash Deposit Account Number 36558508**

Maturity Date	Interest Rate	Opening Balance	Interest Earned to 31.05.2019		Investment Transfers	Closing Balance 31.05.2019
At Call	1.83%	349,160.39	7,166.63			356,327.02
At Call on going	1.45%	706,400.00	13,341.65		(311,675.81)	408,065.84
<b>TOTAL</b>		<b>1,055,560.39</b>	<b>20,508.28</b>		<b>(311,675.81)</b>	<b>764,392.86</b>

**Voting Requirements**

Simple Majority

**OFFICER RECOMMENDATION:**

**Moved:**

**Seconded:**

*That the Investment Report as at 31 May 2019 be received.*

**CARRIED / LOST**

### **12.3.5 Vermin Fence Report as at 31 May 2019**

File:	
Author:	Dominic Carbone, CEO
Interest Declared:	No interest to disclose
Date:	6 June 2019
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. However the contractor will be able to undertake maintenance works mid next week.

##### Fence No. 2

Mr Darren Cousens advises that he had several major machinery and vehicle failures and not able to undertake any maintenance works on the fence. However will under take general maintenance of the fence around “Annean” expected to take 2 to 3 days.

The flood damage sections (insurance claim) of the fence is expected to take a further 2 – 3 days to complete.

Darren expects to undertake the works once he becomes mobile again.

#### **Voting Requirement**

Simple Majority.

**OFFICER RECOMMENDATION:**

**Moved:**

**Seconded:**

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

**CARRIED / LOST**

**12.3.6 Annual Contributions – Meekatharra Rangelands Biosecurity Association**

File:

Author: Dominic Carbone, CEO

Interest Declared: No interest to declare

Date: 6 June 2019

Attachment:

**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. As no response was received a further letter was sent to the Minister on 12 January 2019

**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

A telephone conversation with a Policy Officer on 6 June 2019 reveals that the Department of Primary Industries and Regional Development have provided a response to the Minister. The Minister is seeking further information from the Department in relation to the matter. Its anticipated that the MRVC will receive a reply in approximately two months.

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.

### **OFFICER RECOMMENDATION:**

**Moved:**

**Seconded:**

That Council:

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

**CARRIED/LOST**

### **12.3.7 Progress Report – Stage 2 Vermin Cell Fence Construction**

File:

Author: Dominic Carbone CEO

Interest Declared: No Interest to declare

Date: 6 June 2019

Attachment:

## Matter for Consideration

Council receive the Progress Report – Stage 2 Vermin Cell Fence Construction.

## Background

The MRVC received a grant of \$550,000 from DPIRD for the purpose of constructing 108 km of vermin proof cell fencing, with the MRVC member local governments matching the funding on a dollar for dollar basis. Tenders have been called and awarded for the supply of materials and construction of the fence.



## **Financial Consideration**

\$1.1 million to be spent on the project.

## **Consultation**

Contract Fence Inspector – Mr Neil Grinham

## **Comment**

The fence inspectors report as at the 7 June 2019 is as follows:

“MRVC Fence Inspector’s Report.

Grant Simpson contractors are progressing well with the construction of the Cell fence project. The fence is of a quality standard. They are nearly finished the southern section which is some 60 km’s. This doesn’t included floodways or the Sanford river section.

I have had 2 contractors inspect the floodways recently for quoting on this job.

The fence is pretty hard going with nearly all posts are in granite. The longer hot summer and the major rain event we had slowed the progress of the construction. There is 2 teams involved, the A team have a excellent understanding and work ethic. B team have struggled without constant supervision, which has cost some time having to go back and rectify the issues.

Before they move up to the northern section I will be making sure all of the southern end is complete and tidy before the final payment is made on this section. When they finish this section they will be moving up to Roderick top end.

A couple of issues that have come to light,

- (1); The contractor is expecting the materials to be carted up to the Roderick shearing shed, not sure who is responsible for this.
- (2); Unfortunately in the last 10km I have been informed by Meka Pastoral Co. last night that the boundary fence has not been secured and left stock proof resulting in sheep getting out in to Mt Wittenoom last night. Meka station staff have been down there this morning and put some sheep back through the fence and restrained the gaps left in the fence with wire. I am waiting for a report from Meka Pastoral Co. on what was involved in repairing the boundary fence and if there is any more sheep still out there, they can also get out through the gap left between Mt Wittenoom and Murgoo in the south east corner. I requested twice that the boundary fence in these 2 sheep pdk’s be left stock proof before going home and was told by the contractor both times “it is not in the contract”. I have also asked for the gap between Mt Wittenoom and Murgoo a number of times to have a piece of netting put up until the gate and weld mesh is fitted.

The CEO reports as follows:

A copy of an invoice received from Grant Simpson reveals that the following length of fence has been constructed and upgraded.

- New Fence 4 Km
- Upgrade 50Km

**Voting Requirement**

Simple majority.

<b>OFFICER RECOMMENDATION:</b>	
<b>Moved:</b>	<b>Seconded:</b>
That Council receive the Progress Report – Stage 2 Vermin Cell Fence Construction.	
<b>CARRIED/LOST</b>	

**12.3.8 Shire of Yalgoo – Funding Application – Communities Combating Pests and Weed Impacts During Drought Program – Bio-security Management of Pests and Weeds**

File:	
Author:	Dominic Carbone CEO
Interest Declared:	Dominic Carbone & Associates performs administration and Financial Duties for the Shire of Yalgoo.
Date:	6 June 2019
Attachment:	

**Matter for Consideration**

That Council notes that the Shire of Yalgoo has received \$218,000 in funding from the Wild Dog Exclusion Fencing to Communities Combating Pests and Weed Impacts During Drought Program and that the CEO be authorized to contact the Shire to determine how the funds are to be spent.

**Background**

The Shire of Yalgoo was declared a drought affected local government under the funding program and was invited to submit a funding application. The MRVC CEO prepared the funding application on behalf of the Shire as authorized by the Council.

**Statutory Requirement**

Nil

**Strategic Implication**

Control of wild dogs with the Shire of Yalgoo.

## **Financial Implication**

Additional funds available for the construction of the vermin cell fence within the Shire of Yalgoo.

## **Consultation**

Nil

## **Comment**

The Shire of Yalgoo was successful in obtaining a grant of \$218,000 from the Department of Agriculture and Water Resources under the Communities Combating Pest and Weeds Impacts During Drought Program for the purpose of Murchison Region Vermin Cell Fence.

The first milestone to be achieved by the Shire of Yalgoo is as follows:

- Activity Works Plan to be negotiated between the department and the Shire by 30 July 2019.

The Activity Works Plan is to specify the Activity Details deliverables, timeframes and measures of achievement.

## **Voting Requirement**

Simple Majority

### **OFFICER RECOMMENDATION:**

Moved:

Seconded:

That Council

- (1) Notes the Shire of Yalgoo success in obtaining \$218,000 from the Department of Agriculture and Water Resources - Wild Dog Exclusion Fencing to Communities Combating Pests and Weeds Impacts During Drought Program.
- (2) Authorises the CEO to contact the Shire and provide assistance in determining how the funds are to be spent in order that the Shire may prepare an Activity Work Plan by 30 July 2019.

**CARRIED/LOST**

### **12.3.9 Appointment of a community Member to the Advisory Committee**

File:

Author: Dominic Carbone, CEO

Interest Declared: No Interest to declare

Date: 7 June 2019

Attachment:

## **Matters for Consideration**

That Council appoint Cr Jorgen Jensen President of the Shire of Mount Magnet to the MRVC – Vermin Cell Advisory Committee.

## **Background**

Council at its meeting held on 11 December 2018 resolved that a membership of the committee shall comprise of 5 members one of which is to be a member of the community. Council at its Ordinary meeting of Council held on 12 March 2019 resolved to invite Cr Jorgen Jensen to be the community representative on the Advisory Committee.

## **Statutory Environment**

### **Local Government Act 1995**

#### **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 (5).

*\* 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.

**Financial Implication**

Nil

**Consultation**

Nil

**Comment**

Cr Jorgen Jensen has now responded and is happy to proceed.

Council is now requested to make the appointment.

**Voting Requirements**

Simple Majority

**COMMITTEE RECOMMENDATION:**

**Moved:**

**Seconded:**

That Council:

Appoint Cr Jorgen Jensen President of the Shire of Mount Magnet to the MRVC – Vermin Cell Advisory Committee.

**CARRIED/LOST**

**12.3.10 Elected Member Remuneration**

File:

Author: Dominic Carbone, CEO

Interest Declared: No interest to declare

Date: 7 June 2019

Attachment: Salaries and Allowance Tribunal – 9 April 2019

## **Matter for Consideration**

To adopt the allowable elected members' fees as a result of the Western Australian Salaries and Allowances Act 1975 Determination of the Salaries and Allowances Tribunal for Local Government Chief Executive Officers and Elected Members on 9 April 2019 with the reviewed fees and allowances for elected members to apply from 1 July 2019.

## **Background**

Elected members of a Regional Council are entitled to payment for attending Council, Committee and other designated meetings. The Chairperson and the Deputy Chairperson are also entitled to an annual payment for the additional services provided to the Regional Council.

The setting of the fees is prescribed in the Local Government Act and Administration Regulations and are reviewed each year by the Salaries Allowances Tribunal (SAT). The fees and allowances referred to in this report are those approved in the SAT Determination in April 2019 to apply from 1 July 2019.

## **Statutory Environment**

WA Salaries and Allowances Act 1975 Section 7B(2)  
SAT Determination 9 April 2019  
Local Government Act S5.98  
Local Government (Administration) Reg. 30, 31 and 32.

## **Consultation**

Nil

## **Comment**

Listed below is the determination of meeting fees and allowances from SAT in April 2019 for Level 4 Local Governments.

<b>Meeting</b>	<b>Minimum</b>	<b>Maximum</b>	<b>MRVC Current Fees</b>
Council Meeting/Council	\$91	\$238	\$150
Council Meetings/Chairperson	\$91	\$490	\$300
Committee Meetings and prescribed meetings – all elected members	\$46	\$119	\$118
Chairperson Allowance	\$513	\$20,063	\$508
Deputy Chairperson Allowance 25% of the Chairperson Allowance			

## **Voting Requirement**

Simple majority

**OFFICER RECOMMENDATION:**

**Moved:**

**Seconded:**

That Council set the following fees and allowances for the 2019-20 financial year.

- Council Meetings/Council	\$150
- Council Meetings/Chairperson	\$300
- Committee Meetings/All Elected Members	\$119
- Chairperson Allowance	\$513
- Deputy Chairperson Allowance	\$128

**CARRIED / LOST**

**12.3.11 Review of Delegations**

File:

Author: Dominic Carbone, CEO

Interest Declared: No interest to declare

Date: 7 June 2019

Attachment Nil

**Matter for Consideration**

That Council receive the delegations to the Chief Executive Officer and other persons.

**Background**

The delegations were last reviewed on 12 June 2018. Council is required to review the delegations at least once every financial year.

**Statutory Environment**

Local Government Act 1995

Section 5.46 (2)

At least once every financial year, delegations under this Division are to be received by the delegator.

**Strategic Implications**

Maintaining proper governance and administration of the Local Government.

**Consultation**

Nil

## Comment

As previously mentioned Council last reviewed Delegations on 12 June 2018 however it's required to undertake the task at least once every financial year.

The following Delegations were adopted by Council in June 2018:

1. *Hire contractors, plant or machinery necessary to proceed with authorized or designated works or service provision subject to compliance with Council direction and rules under the Local Government Act (Functions and General) Regulation 1996.*
2. *Dispose of scrap material no longer required by Council.*
3. *Negotiate the entering into contracts or leases on Council's behalf that will require acceptance or otherwise by Council.*
4. *Payments of accounts – to be able to authorize electronic funds transfers, in accordance with the bank authority to creditors whose accounts require payment. This is to be done on the basis that any two (2) Officers, being the Chief Executive Officer, Finance Manager can jointly sign the transfer of funds electronically. Endorsement of cheques for payment (signature of the Chairperson or one Councillor also required).*
5. *Act as an authorized person and appoint authorized persons under the following legislation:*
  - *Control of Off Roads Vehicles (Off Road Areas) Act 1978*
  - *Local Government Act 1995*
  - *Litter Act 1979*
  - *Bush Fires Act 1954*
6. *Power to approve writing off debts that are less than \$100.00 and that are considered uncollectible.*
7. *Purchase goods and services to the value of \$10,000 (excluding GST) providing that it is a budgeted expense.*

## Voting Requirement

Absolute Majority

### **OFFICER RECOMMENDATION:**

**Moved:**

**Seconded:**

That Council delegates the following powers and duties to the Chief Executive Officer and in relation to Delegation 4. also to the Chairperson and the Finance Manager Shire of Mount Magnet.



1. Hire contractors, plant or machinery necessary to proceed with authorized or designated works or service provision subject to compliance with Council direction and rules under the Local Government Act (Functions and General) Regulation 1996.
2. Dispose of scrap material no longer required by Council.
3. Negotiate the entering into contracts or leases on Council's behalf that will require acceptance or otherwise by Council.
4. Payments of accounts – to be able to authorize electronic funds transfers, in accordance with the bank authority to creditors whose accounts require payment. This is to be done on the basis that any two (2) Officers, being the Chief Executive Officer, Finance Manager can jointly sign the transfer of funds electronically. Endorsement of cheques for payment (signature of the Chairperson or one Councillor also required).
5. Act as an authorized person and appoint authorized persons under the following legislation:
  - Control of Off Roads Vehicles (Off Road Areas) Act 1978
  - Local Government Act 1995
  - Litter Act 1979
  - Bush Fires Act 1954
6. Power to approve writing off debts that are less than \$100.00 and that are considered uncollectible.
7. Purchase goods and services to the value of \$10,000 (excluding GST) providing that it is a budgeted expense.

**CARRIED/LOST**

### **12.3.12 Adoption of a Purchasing Policy**

File:	
Author:	Dominic Carbone, CEO
Interest Declared:	No interest to declare
Date:	7 June 2019
Attachment	Purchasing Policy

### **Matters for Consideration**

That Council adopts a Purchasing Policy as per Regulation 11A of the Local Government (Functions and General) Regulations 1996.

## **Background**

Regulation 11A of the Local Government (Functions and General) Regulations 1996 requires a Regional Local Government to prepare, adopt and implement a purchasing policy.

## **Statutory Environment**

### **Local Government Act 1995**

#### **3.57. Tenders for providing goods or services**

- (1) A local government is required to invite tenders before it enters into a contract of a prescribed kind under which another person is to supply goods or services.
- (2) Regulations may make provision about tenders.

### **Local Government (Functions and General Regulations) 1996**

#### **11A. Purchasing policies for local governments**

- (1) A local government is to prepare or adopt, and is to implement, a purchasing policy in relation to contracts for other persons to supply goods or services where the consideration under the contract is, or is expected to be, \$150 000 or less or worth \$150 000 or less.
- (2) A purchasing policy is to make provision for and in respect of the policy to be followed by the local government for, and in respect of, entering into contracts referred to in subregulation (1).
- (3) A purchasing policy must make provision in respect of —
  - (a) the form of quotations acceptable; and
  - (ba) the minimum number of oral quotations and written quotations that must be obtained; and
  - (b) the recording and retention of written information, or documents, in respect of —
    - (i) all quotations received; and
    - (ii) all purchases made.

Division 2 of Part 4 of the Function and General Regulations details the process in the calling of tenders in particular Reg 11 – 24.

## **Financial Implications**

That purchases of goods and services take into account value for money.

## **Consultation**

Nil

## Comment

A Draft Purchasing Policy has been prepared for Council consideration. The policy has been drafted in a manner that ensures compliance with Legislation as well as the size and operations of the MRVC.

Voting Requirement

Simple majority.

### **OFFICER RECOMMENDATION:**

**Moved:**

**Seconded:**

That Council adopts the Purchasing Policy attached to Report No. 12.3.12

**CARRIED/LOST**

### **12.3.13 Pastoralists In-kind Contribution – Construction of the 326 km unconstructed portion of the Vermin Cell Fence and Paddock Integrity**

File:

Author: Dominic Carbone CEO

Interest Declared: No Interest to Declare

Date: 7 June 2019

Attachment: - Letter dated 23 April 2019 from Kerry Wark - Meka Pastoral Company  
- Email dated 13 May 2019 from the MRVC CEO to Mr Kerry Wark

## Matters for Consideration

That Council endorses the response provided by the CEO to Mr Kerry Wark and gives consideration to a granting of a concession on any future annual hire charges to be levied by the MRVC as an acknowledgement of pastoralists in-kind contribution.

## Background

The MRVC Fencing contractors are currently constructing new and upgrading fences on the Meka Pastoral Station in order to progress 108 km of the Vermin Cell Fence. As part of the construction some sections of the fence requiring floodgates to be installed is not closed off to enable the carrying of stock.

Meka Pastoral Co. has provided a letter of support to the MRVC stating that all labour and equipment costs would be met by the Meka Pastoral Company.

## **Statutory Environment**

### **Local Government Act 1995**

#### 6.12. Power to defer, grant discounts, waive or write off debts

- (1) Subject to subsection (2) and any other written law, a local government may —
  - (a) when adopting the annual budget, grant\* a discount or other incentive for the early payment of any amount of money; or
  - (b) waive or grant concessions in relation to any amount of money; or
  - (c) write off any amount of money,  
which is owed to the local government.

*\* Absolute majority required.*

- (2) Subsection (1)(a) and (b) do not apply to an amount of money owing in respect of rates and service charges.
- (3) The grant of a concession under subsection (1)(b) may be subject to any conditions determined by the local government.
- (4) Regulations may prescribe circumstances in which a local government is not to exercise a power under subsection (1) or regulate the exercise of that power.

### **Financial Implication**

The granting of concession may reduce the revenue raised by the MRC from annual fence hire charges.

### **Consultation**

Nil

### **Comment**

The integrity of the paddock/s has been addressed by the MRVC Fencing Contractor erecting temporary fencing to enable the paddock/s to carry stock until a suitable contractor can be engaged by the MRVC to install the floodgates and flip-ups. This matter is subject to a report on this Agenda.

Section 6.12 of the Local Government Act 1995 allows a regional local government to grant concessions in relation to any amount of money and may be subject to conditions determined by the regional local government. It may be possible to grant a concession to a group of pastoralists that have made in-kind contributions to the funding of the vermin cell fence.

Council is requested to give consideration to giving an undertaking as and when the vermin cell fence comes under its control and management and is able to levy an annual hire charge that the granting of concessions will be further investigated.

### **Voting Requirement**

Simple majority.

## **OFFICER RECOMMENDATION**

**Moved:**

**Seconded:**

That Council:

- (1) Endorses the response provided by the CEO to Mr Kerry Wark, Meka Pastoral Co.
- (2) Informs Mr Kerry Wark – Meka Pastoral Co. that Council will undertake further investigation of granting of concessions to pastoralists who have made in-kind contributions to the funding of the Vermin Cell Fence once the MRVC has taken control and management of the fence and is able to levy an annual hire charge.

**CARRIED/LOST**

### **12.3.14 Audit Fees – 2018-19 Financial Year**

File:

Author: Dominic Carbone CEO

Interest Declared: No Interest to Declare

Date: 7 June 2019

Attachment: - Letter dated 11 March 2019 from the Office of the Auditor General

## **Matters for Consideration**

The Council notes the report on Audit Fees proposed for the 2018-19 Financial Year.

### **Background**

The Office of the Auditor General is now responsible for the audit of the MRVC annual financial report.

### **Statutory Environment**

#### **Local Government Act 1995**

##### **7.12AE. Fees for a financial audit**

- (1) The auditor must determine whether a fee is to be charged for a financial audit of a local government and if so, the amount of that fee.
- (2) A fee determined under subsection (1) must be paid by the local government.

### **Financial Implication**

The cost of the audit to be incorporated in the annual operating expenses of the MRVC.

## Consultation

Nil

## Comment

Letter dated 11 March 2019 from the Office of the Auditor General informing that the indicative audit fees for the conduct of 2018-19 financial year audit is \$7,900 (excluding GST).

Council is requested to note the information and that \$7,900 be incorporated in the 2019-20 Draft Annual Budget.

## Voting Requirement

Simple majority.

### OFFICER RECOMMENDATION:

**Moved:**

**Seconded:**

That Council notes the Audit fees for 2018-19 financial year of \$7,900 (excluding GST) and that the amount be incorporated in the 2019-20 Draft Annual Budget.

**CARRIED/LOST**

### 12.3.15 2018-19 Audit – Entrance Meeting

File:

Author: Dominic Carbone CEO

Interest Declared: No Interest to Declare

Date: 7 June 2019

Attachment:

- Discussion with those charged with Governance
- Management Assessment of the Entity's Ability to Continue as a going concern
- Related Party Questionnaire
- Fraud risk Assessment Questionnaire

## Matters for Consideration

That Council meet with the new auditors Butler Settineri and the Office of the Auditor General via a teleconference to be held on 24 June 2019 at 1.00 pm.

## Background

The Office of the Auditor General has appointed Butler Settineri to audit the MRVC's financial records for the 2018-19 financial year.

## **Statutory Requirement**

Local Government Act 1995  
Part 7 – Audit

## **Financial Implications**

Nil

## **Consultation**

Nil

## **Comment**

The MRVC's Auditors Butler Settineri have requested an entrance meeting in relation to the conduct of the 2018-19 financial year audit. Matters to be discussed are as follows:

### **DISCUSSION POINTS**

1. OUR AUDIT APPROACH
2. SIGNIFICANT RISKS AND AUDIT FOCUS AREAS IDENTIFIED
3. CHANGES IN ACCOUNTING POLICIES
4. BUSINESS OPERATIONS
5. SIGNIFICANT ASSETS ACQUIRED AND DISPOSED
6. COMPLIANCE WITH LAWS AND REGULATIONS
7. RELATED PARTIES/ENTITIES
8. REPORTING PROTOCOLS <ul style="list-style-type: none"><li>• SIGNIFICANT ISSUES IDENTIFIED DURING THE AUDIT</li><li>• INTERIM MANAGEMENT LETTER</li><li>• FINAL MANAGEMENT LETTER</li></ul>
9. AUDIT TIME TABLE
10. AUDIT TEAM

The CEO has completed questionnaires sent by the Auditors (copies attached).

A representative from the Office of the Auditor General will also be in attendance.

Its proposed that the meeting be held on Monday 24 June 2019 at 1.00 pm and its preferable if the Chairperson, Council Members and the CEO are in attendance. The meeting requires no decisions to be made.

Council is requested to give consideration to authorize the CEO to make the teleconferencing arrangements for Monday 24 June 2019 at 1.00 pm.

## **Voting Requirement**

Simple Majority.

**OFFICER RECOMMENDATION:**

**Moved:**

**Seconded:**

That Council authorize the CEO to arrange a teleconference with MRVC Auditors Butler Settineri and the Office of the Auditor General, scheduled for Monday 24 June 2019 at 1.00 pm.

**CARRIED/LOST**

**12.3.16 Audit Management Letter for the Year Ended 30 June 2018**

File:	
Author:	Dominic Carbone, CEO
Interest Declared:	No interest to disclose
Date:	8 June 2019
Attachment	Auditors' Management Letter

**Matter for Consideration**

That Council give consideration to the Audit Management letter for the year ended 30 June 2018 together with responses provided by the Chief Executive Officer.

**Background**

Council is required to examine the report of the Auditor and take appropriate action in relation to the matters raised.

The Auditor has been requested to be available for the Ordinary Council Meeting via tele-conferencing at 11.30 am.

**Statutory Environment**

7.12A. Duties of local government with respect to audits

- (3) A local government must —
  - (aa) examine an audit report received by the local government; and
  - (a) determine if any matters raised by the audit report, require action to be taken by the local government; and
  - (b) ensure that appropriate action is taken in respect of those matters.
  
- (4) A local government must —
  - (a) prepare a report addressing any matters identified as significant by the auditor in the audit report, and stating what action the local government has taken or intends to take with respect to each of those matters; and
  - (b) give a copy of that report to the Minister within 3 months after the audit report is received by the local government.



## **Business Implications**

Nil

## **Consultation**

Nil

## **Comment**

The findings identified during the Audit of the Regional Councils' Financial Statements for the year ended 30 June 2018 are as follows, together with the response provided by the Chief Executive Officer under the heading of "Management Comment".

## **Financial Ratios**

We noted during our audit that the operating surplus ratio of the shire has failed to meet the basic standard set by the Department of Local Government, Sport and Cultural Industries (DLGSCI), for each of the last three years. In addition, we observed what appears to be another adverse trend with regards to the asset renewal funding ratio. For the previous three years, this ratio could not be calculated based upon verifiable information and reasonable assumptions.

## **Rating: Moderate**

## **Implication**

The Shire's financial position or its financial management practices may be at risk of further deterioration. The operating surplus ratio being negative for the previous three years indicates that the local government has been operating at a net deficit and runs the risk that own source revenue raised will not be able to meet operational needs and have revenues available for capital or other purposes.

We recommend that the Council take the actions necessary to address these risks and ensure the achievement of the basic standard for all of the financial ratios.

## **Management Comment**

The net result of the Murchison Regional Vermin Council for the Financial Year ended 30 June 2018 amounted to a negative \$57,358 not inclusive of grants received and depreciation, and exclusive of grants received and depreciation, a positive net result of \$15,933.

The Auditors comments are acknowledged. The MRVC has endeavoured to increase its limited revenue base in order to reduce the negative result.

## **Voting Requirement**

Simple Majority

**OFFICERS RECOMMENDATION:**

**Moved:**

**Seconded:**

That Council:

1. Receive the Report on the Audit Management Letter for the financial year ended 30 June 2018.
2. Subject to (1) above forward a copy of the report to the Minister for Local Government Sport and Cultural Industries and the MRVC Auditor Anderson Munro and Wyllie.

**CARRIED/LOST**

**12.3.17 Annual Report 2017-18**

File:

Author: Dominic Carbone, CEO

Interest Declared: No interest to disclose

Date: 8 June 2019

Attachment: Annual Report 2017-18

**Matters for Consideration**

The acceptance of the 2017-18 Annual Report

**Background**

The Council is required to prepare and adopt an Annual Report

**Statutory Environment**

**Local Government Act 1995**

**5.53. Annual reports**

- (1) The local government is to prepare an annual report for each financial year.
- (2) The annual report is to contain —
  - (a) a report from the mayor or president; and
  - (b) a report from the CEO; and
  - [(c), (d) *deleted*]
  - (e) an overview of the plan for the future of the district made in accordance with section 5.56, including major initiatives that are proposed to commence or to continue in the next financial year; and
  - (f) the financial report for the financial year; and
  - (g) such information as may be prescribed in relation to the payments made to employees; and

- (h) the auditor's report for the financial year; and
- (ha) a matter on which a report must be made under section 29(2) of the *Disability Services Act 1993*; and
- (hb) details of entries made under section 5.121 during the financial year in the register of complaints, including —
  - (i) the number of complaints recorded in the register of complaints; and
  - (ii) how the recorded complaints were dealt with; and
  - (iii) any other details that the regulations may require;
 and
  - (i) such other information as may be prescribed.

*[Section 5.53 amended by No. 44 of 1999 s. 28(3); No. 49 of 2004 s. 42(4) and (5); No. 1 of 2007 s. 6.]*

#### **5.54. Acceptance of annual reports**

- (1) Subject to subsection (2), the annual report for a financial year is to be accepted\* by the local government no later than 31 December after that financial year.

*\* Absolute majority required.*

- (2) If the auditor's report is not available in time for the annual report for a financial year to be accepted by 31 December after that financial year, the annual report is to be accepted by the local government no later than 2 months after the auditor's report becomes available.

*[Section 5.54 amended by No. 49 of 2004 s. 49.]*

#### **5.55. Notice of annual reports**

The CEO is to give local public notice of the availability of the annual report as soon as practicable after the report has been accepted by the local government.

#### **Business Implications**

Nil

#### **Consultation**

Nil

#### **Comment**

The Annual Report for the 2017-18 financial year has been prepared and Council is now requested to give consideration to adopting the Report. The Annual Report is to contain the information as detailed in Section 5.53 (2) of the Local Government Act 1995 as stated above and copies be made available at the Shire of Mount Magnet Administration Centre and on the MRVC Website.

A Regional Local Government is exempt from complying with Part 5, Division 2 and Subdivision 4 of the Local Government Act and therefore is not required to hold an Electors general meeting as per section 5.27 of the Local Government Act 1995.

### **Voting Requirement**

Absolute Majority

#### **OFFICER RECOMMENDATION:**

**Moved:**

That Council:

**Seconded:**

1. Adopts the 2017-18 Annual Report as attached to this report in accordance with Section 5.54 of the Local Government Act 1995.

**CARRIED LOST**

#### **12.3.18 Stage 2 Vermin Cell Fence Construction 108 Km – Request for Quotations Installation of Floodgates and Flip Ups**

File:

Author: Dominic Carbone, CEO

Interest Declared: No interest to disclose

Date: 8 June 2019

Attachment

- Letter from Grant Simpson – Fencing Contractor
- 3 Quotations Received
- Request for Quotation

### **Matters for Consideration**

That Council award the contract for the installation of Floodgates and Flip ups to sections of the Vermin Cell Fence under construction ,108Kms.

### **Background**

Council awarded the tender to construct and upgrade 108 km of the Vermin Cell Fence to Grant Simpson Rural fencing.

The Request for Tender – construction and improvements 108 km of fencing, provides for the installation of approximately 5 floodgates and 21 gates. Floodgates to be constructed as per photograph 5 (in tender documentation) and in consultation with the MRVC Fence Inspector.

## Statutory Environment

MRVC Delegation to the CEO

7 Purchase goods and services to the value of \$10,000 (excluding GST) providing that it is a budgeted expense.

## Financial Implications

Sufficient funds available to cover the expenditure.

## Consultation

Cr Jorgen Jensen in relation to preparing the scope of works.

## Comment

Letter dated 2 May 2019 from Grant Simpson Rural Fencing stating that they don't have the resources or the equipment to install the floodgates and flip-ups due to the scale and scope of the work. Grant Simpson recommends that it would be easier for all concerned if the contract was separated and awarded to another contractor who has prior knowledge and the necessary machinery and equipment to undertake the works.

The CEO prepared a Request for Quotation for the Installation of Floodgates and Flip Ups to a section of the Murchison Region Vermin Cell Fence with the assistance from Cr Jorgen Jensen who was engaged to prepare the scope of works.

Four (4) local contractors were invited to submit a quote of which three (3) responded being:

- Connor Jones (Connor Jones Contracting)
- A G Dowden an Co
- Jorgen Jensen (Yoweragabbie Contracting)

## COMPLIANCE CRITERIA

Description of Compliance Criteria	Contractor		
	Connor Jones	AG Dowden & Co	Jorgen Jensen
(a) Compliance with Specification Contained in the Request	✓	✓	✓
(b) Compliance with the conditions of Quoting this Request	✓	✓	✓
(c) Compliance with and completion of Price Schedule	✓	✓	✓



## Voting Requirement

Simple majority

### OFFICER RECOMMENDATION:

**Moved:**

**Seconded:**

That Council:

1. Awards the contract to \_\_\_\_\_  
For the installation of floodgates and flip-ups to a section of the Murchison Region Vermin Cell Fence.
2. That the unsuccessful contractors be notified on (1) above.

**CARRIED LOST**

### 12.3.19 Review of the No. 1 Vermin Fence North of Gum Creek (at the intersection of the No. 2 Fence)

File:

Author: Dominic Carbone CEO

Interest Declared: No Interest to disclose

Date: 8 June 2019

Attachment: Inspection Reports Sheets

## Matter for Consideration

That Council give consideration to authorize the fence maintenance to be undertaken on the No. 1 Fence North and South of Gum Creek.

### Background

The section of the No. 1 Fence referred in the report has been maintained as a vermin fence. However a number of pastoral stations in the area are grazing cattle instead of sheep.

Council at its Ordinary Meeting held on 18 September 2018 was informed of a survey undertaken by the CEO which resulted in receiving three responses being:

- 2, the fence to be converted to cattle proof
- 1, the fence be retained as a vermin fence

Council further resolved as follows:

“That Council request the Chief Executive Officer to prepare a further report for Council consideration at its December 2018 Ordinary Meeting of Council.”

## **Statutory Environment**

Nil

## **Consultation**

- Cr Jorgen Jensen

## **Comment:**

The CEO requested Cr Jorgen Jensen in the capacity as a contractor appointed by the MRVC to undertake inspections of the existing vermin fence namely the No. 1 and No. 2 fences, to undertake an inspection north and south of Gum Creek.

Cr Jorgen Jensen report states the following:

“Suffice to say there is nothing major south of Gum Creek mostly between the Paynes Find – Sandstone Road and Magnet-Sandstone Road. North of Gum Creek to the end is much better than I had been led to believe, there needs to be some pickets put in here and there, and where water has washed it out I believe in only about 7 places there would be a need for small flip-ups to be built. I would envisage about 10 days North of Gum Creek and 4 days South of Gum Creek. It appears the supposed burnt out section may be overstated as far as damage is concerned”.

Based on the report from Cr Jorgen Jensen, Connor Jones the MRVC fence maintenance contractor can be requested to undertake the necessary maintenance as per the report sheets (attached to the report).

Darren Cousens the MRVC other fence maintenance contractor has already manufactured 30 maxis with a hinged picket welded to them along with three flip hinges to be used on the fence.

## **Voting Requirement:**

Simple majority

### **COUNCIL RESOLUTION:**

**Moved:**

**Seconded:**

That Council authorizes the fence maintenance to be undertaken on the No. 1 Fence North and South of Gum Creek as per the report sheets.

**CARRIED/LOST**

**12.3.20 Building Better Region Fund – Appointment of the MRVC as the Project Manager for the Construction of 218 Km Unconstructed Portion of the Murchison Region Vermin Cell Fence (Host Council being the Shire of Mount Magnet).**



File:	
Author:	Dominic Carbone CEO
Interest Declared:	No Interest to disclose
Date:	8 June 2019
Attachment:	Commonwealth Standard Grant Agreement between Department of Industry, Innovation and Science and the Shire of Mount Magnet

## **Matters for Consideration**

That Council request the Shire of Mount Magnet to appoint the MRVC as the Project Manager for the construction of 218 Km unconstructed portion of the Vermin Cell Fence.

## **Background**

The Shire of Mount Magnet being the Host Council for the funding application to the BBRF was successful in a grant application for \$2.25 million.

## **Statutory Environment**

Nil

## **Consultation**

Nil

## **Comment**

The Funding Application submitted by the Shire of Mount Magnet to the BBF detailed the following:

“That the Shire of Mount Magnet, as the host local government for the project, on behalf of the other local government participants, being the Shire of Cue, Shire of Sandstone and the Shire of Yalgoo will engage the Murchison Regional Vermin Council (MRVC) as project managers”.

The funding agreement between the Department of Industry, Innovation and Science and the Shire of Mount Magnet details the following:

## **C Duration of the Grant**

The Activity starts on 01/07/2019 and ends on 31/12/2020 which is the **Activity Completion Date**.

The Agreement ends on 09/06/2021 which is the **Agreement End Date**.

## Activity Schedule

No.	Title and description	Due date
1	Milestone Progress 1 <ul style="list-style-type: none"><li>• Statutory approvals have been obtained.</li><li>• Final Costs confirmed.</li><li>• Final design completed.</li><li>• Tenure/Access of land and building confirmed.</li><li>• 10 per cent of the key eligible project activities are completed to the satisfaction of the Commonwealth.</li></ul>	31/12/2019
2	Milestone Progress 2 <ul style="list-style-type: none"><li>• 30 per cent of the key eligible project activities are completed to the satisfaction of Commonwealth.</li></ul>	30/06/2020
3	End of Project <ul style="list-style-type: none"><li>• All key activities, at item B of the Agreement, are complete.</li><li>• The project, at item B of the Agreement, are complete.</li><li>• All approvals required to enable public access and use of the facility have been met.</li><li>• The Project is fully operational.</li></ul>	31/12/2020

## D. Payment of the Grant

The total amount of the Grant is \$2,250,000.00 (plus GST if applicable).

The Grant will be provided at up to 75 per cent of eligible expenditure as defined in the grant opportunity guidelines subject to availability of Program funds.

The Grant will be paid in accordance with clause ST2.

The Grant will be paid in arrears as agreed milestones are achieved, based on actual eligible expenditure. Payments are subject to satisfactory progress on the project and compliance by the Grantee with its obligations under this Agreement.

A final payment of at least 10 per cent of the Grant will be withheld until the Grantee submits a satisfactory end of project report demonstrating end of project reporting obligations have been met.

## Supplementary Terms

### ST1. Other Contributions

ST1.1 In this Agreement other contributions means the financial or-in-kind contributions other than the Grant set out in the following table:

<b>Contributor</b>	<b>Nature of Contribution</b>	<b>Cash Contribution \$ (GST excl)</b>	<b>In-kind Contribution\$ (GST excl)</b>
Grantee	Cash	\$52,000	\$0
Shire of Cue	Cash	\$52,000	\$0
Shire of Yalgoo	Cash	\$52,000	\$0
Department of Primary Industries and Regional Development WA	Cash	\$594,000	\$0
<b>Total</b>		<b>\$750,000</b>	<b>\$0</b>

ST1.2 The Grantee agrees to provide, or to ensure the provision of, the Other Contributions and to use them to undertake the Activity. If the Other Contributions are not provided or used in accordance with this clause, then the Commonwealth may:

- (a) suspend payment of the Grant until the Other Contributions are provided; or
- (b) terminate this Agreement in accordance with clause 19 of this Agreement.

## **ST2. Activity Budget**

ST2.1 In this Agreement, Appropriation means money drawn from the Consolidated Revenue Fund.

ST2.2 The Grantee agrees to use the Grant and any Other Contributions and undertake the Activity consistently with the Activity Budget in the following table:

<b>Eligible expenditure item</b>	<b>Estimated Expenditure 2019/20</b>	<b>Estimated Expenditure 2020/21</b>	<b>Estimated Expenditure 2021/22</b>	<b>Total \$</b>
Purchase of materials	\$1,567,370	\$1,019,788	\$0	\$2,587,158
External labour hire	\$45,630	\$15,212	\$0	\$60,842
Plant and equipment hire	\$327,000	\$0	\$0	\$327,000
External consultant costs	\$25,000	\$0	\$0	\$25,000
<b>Total Project costs</b>	<b>\$1,965,000</b>	<b>\$1,035,000</b>	<b>\$0</b>	<b>\$3,000,000</b>

Figures in the above table are GST inclusive amounts less GST credits that can be claimed in relation to the expenditure.

ST2.3 Subject to sufficient appropriation being available, the Grant will be paid up to the Annual Capped Amounts over the financial years specified in the following table.

**Annual Capped Amounts**

<b>Financial year</b>	<b>Annual capped amount (GST excl)</b>
2019/20	\$500,250
2020/21	\$1,749,750
<b>Total</b>	<b>\$2,250,000</b>

In order to progress the project it is necessary that the MRVC be appointed the Project Manager so that the milestones detailed in (c) above can be achieved.

**Voting Requirements**

Simple majority

<b>OFFICER RECOMMENDATION:</b>	
<b>Moved:</b>	<b>Seconded:</b>
<p>That Council request the Shire of Mount Magnet to formally appoint the MRVC as the project manager for the construction of the 218 km unconstructed portion of the Murchison Region Vermin Cell Fence as per the intent detailed in the BBRF Funding Application.</p>	
<b>CARRIED/LOST</b>	

**13. MATTERS FOR WHICH THE MEETING MAY BE CLOSED.**

**13.1 Claim by Karen Cosgrove – Intellectual Property**

**13.2 Report on Chief Executive Officer Performance Review**

**14. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

**15. NOTICE OF MOTIONS FOR THE NEXT MEETING**

**16. ELECTED MEMBER MATTERS**

**17. NEXT MEETING** - Tuesday 10 September 2019 at 10.00 am.

**18. CLOSURE OF MEETING**

*There being no further business, the Chairman closed the meeting at \_\_\_\_\_.*



**MINUTES**  
**ORDINARY MEETING OF COUNCIL**  
**12 MARCH 2019**

**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.*





**AGENDA OF THE  
ORDINARY MEETING OF COUNCIL  
12 MARCH 2019**

**TABLE OF CONTENTS**

<b>1.</b>	<b>DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS.....</b>	<b>1</b>
<b>2.</b>	<b>RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE .....</b>	<b>1</b>
<b>3.</b>	<b>RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE.....</b>	<b>1</b>
<b>4.</b>	<b>PUBLIC QUESTION TIME .....</b>	<b>1</b>
<b>5.</b>	<b>APPLICATIONS FOR LEAVE OF ABSENCE.....</b>	<b>1</b>
<b>6.</b>	<b>DEPUTATIONS / PRESENTATIONS / SUBMISSIONS .....</b>	<b>1</b>
<b>7.</b>	<b>CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS.....</b>	<b>1</b>
<b>8.</b>	<b>ANNOUNCEMENT OF PRESIDING MEMBER WITH DISCUSSION.....</b>	<b>2</b>
<b>9.</b>	<b>PETITIONS.....</b>	<b>2</b>
<b>10.</b>	<b>DECLARATION OF INTEREST.....</b>	<b>2</b>
<b>11.</b>	<b>BUSINESS DEFERRED FROM PREVIOUS MEETING .....</b>	<b>2</b>
<b>12.</b>	<b>REPORTS .....</b>	<b>2</b>
12.1	Reports of the Audit Committee.....	2
12.1.1	Local Government 2018 Compliance Audit Return.....	2
12.1.2	Report on 2018-19 Annual Budget Review .....	6
12.2	Reports of the Vermin Cell Advisory Committee .....	8
12.2.1	Investigation into Funding Contributions for the Vermin Cell Fence .....	8
12.2.2	Appointment of a Community Member to the Committee .....	9
12.3	Reports of the Chief Executive Officer .....	11
12.3.1	Financial Activity Statement for the Period 1 July 2018 to 28 February 2019 .....	11
12.3.2	Accounts for Payment for the Period 1 December 2018 to 28 February 2019 .....	13
12.3.3	Debtors - Outstanding as at 28 February 2019 .....	17
12.3.4	Investments as at 28 February 2019 .....	18
12.3.5	Vermin Fence Report as at 28 February 2019 .....	20
12.3.6	Annual Contributions - Meekatharra Rangelands Biosecurity Association .....	21
12.3.7	Building Better Regions Fund - Round Three Funding Application.....	23
12.3.8	Permit to Use Vermin Fence Access Track - Joff Start.....	24
12.3.9	Murchison Regional Vermin Council Auditors .....	25
12.3.10	Progress Report - Stage 2 Vermin Cell Fence Construction .....	26
12.3.11	Shire of Yalgoo - Funding Application .....	28
12.3.12	Objection to Application for Mining Tenement - Big Bell Gold Operations Pty Ltd .....	29
12.3.13	Shire of Meekatharra Withdrawal from the Murchison Regional Vermin Council .....	30
12.3.14	Tender No. MRVC 01/2018 - Supply of Fencing Materials .....	31
<b>13.</b>	<b>MATTERS FOR WHICH THE MEETING MAY BE CLOSED.....</b>	<b>32</b>
13.1	Claim by Barrambie Station - Joy Marie Valle and Lance Charles Sherlock .....	32
13.2	Claim by Karen Cosgrove - Intellectual Property .....	33
<b>14.</b>	<b>MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN .....</b>	<b>33</b>
<b>15.</b>	<b>NOTICE OF MOTIONS FOR THE NEXT MEETING .....</b>	<b>33</b>
<b>16.</b>	<b>ELECTED MEMBER MATTERS .....</b>	<b>33</b>
<b>17.</b>	<b>NEXT MEETING .....</b>	<b>33</b>

Murchison Regional Vermin Council  
Minutes of the Ordinary Meeting of Council – 12 March at 10.30am  
In Council Chambers, 90 Hepburn Street, Mount Magnet

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

The chairperson opened the meeting at 10.42 am and welcomed all.

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

Present: Chairperson Cr Jason Homewood, Deputy Chairperson, Cr Robert Grinham, Cr Les Price, Cr Carol Hodshon and Cr Eliz Morris

Apologies: Cr David Lefroy, Cr Fred Spindler, Cr Gregory Payne.

Leave of Absence: Nil

Also in Attendance: Dominic Carbone MRVC CEO, Ashley Dowden, Debbie Dowden and Cr Karen Williams Shire of Mt Magnet.

**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**

Nil

**7. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS**

**7.1 Minutes of Ordinary Meeting held on 11 December 2018**

**COUNCIL RESOLUTION**

**Moved:** Cr Les Price

**Seconded:** Cr Robert Grinham

*That the minutes of the Ordinary Meeting held on 11 December 2018 as circulated be confirmed as a true and correct record of the meeting.*

**CARRIED 5/0**

**7.2 Minutes of the Special Meeting of Council held on 10 January 2019**

**COUNCIL RESOLUTION**

**Moved: Cr Eliz Morris**

**Seconded: Cr Les Price**

*That the minutes of the Special Meeting of Council held on 10 January 2019 as circulated be confirmed as true and correct record of the meeting.*

**CARRIED 5/0**

**8. ANNOUNCEMENT OF PRESIDING MEMBER WITH DISCUSSION**

The Chairperson informed the Council that the Shire of Mount Magnet funding application to the BBRF for the Vermin Cell fence was successful.

**9. PETITIONS**

Nil

**10. DECLARATIONS OF INTEREST**

Cr Les Price requested a ruling from Council in relation to report 12.3.12 – Objection to Application for Mining Tenement – Big Bell Gold Operation Pty Ltd. Nature of interest the application crosses his pastoral property Cr L. Price left the chambers at 10.46 am. It was moved Cr Robert Grinham that Cr Price be permitted to debate the matter only. The motion was duly seconded by Cr Carol Hodshon there being no further debate the Chairperson put the motion to the vote.

**COUNCIL DECISION:**

**Moved:** Cr Robert Grinham

**Seconded:** Cr Carol Hodshon

That Cr Les Price be permitted to debate the matter only.

**CARRIED 4/0**

Cr Les Price returned at 10.47 am and was informed of Council's decision.

CEO Dominic Carbone declared an interest in relation to report 13.2 – Claim by Karen Cosgrove – Intellectual Property.

**11. BUSINESS DEFERRED FROM PREVIOUS MEETING**

**12. REPORTS**

**12.1 Reports of the Audit Committee**

**12.1.1 Local Government 2018 Compliance Audit Return**



File:	
Author:	Dominic Carbone, CEO
Interest Declared:	No interest to disclose
Date:	7 March 2019
Attachment	Draft 2018 Audit Compliance Return

**Matter for Consideration**

Consideration of the Compliance Audit Return for the 2018 financial year and recommendation to Council.

**Background**

A local government inclusive of a Regional Council is to carry out a compliance audit for the period 1 January to 31 December in each year in a form approved by the Minister. The Compliance Return is to be submitted to the Executive Director by the 31 March the following year.

**Statutory Environment**

**Local Government Act 1995**

Section 7.13 Regulations as to audits sub-clause (1)(i) states:

“requiring local governments to carry out; in the prescribed manner and in a form approved by the Minister, an audit compliance with such statutory requirements as are prescribed whether those requirements are:

- (i) of a financial nature or not, or
- (ii) under this Act or another written law.

**13. Prescribed statutory requirements for which compliance audit needed (Act s. 7.13(1)(i))**

For the purposes of section 7.13(1)(i) the statutory requirements set forth in the Table to this regulation are prescribed.

**Table**

<i>Local Government Act 1995</i>		
s. 3.57	s. 3.58(3) and (4)	s. 3.59(2), (4) and (5)
s. 5.16	s. 5.17	s. 5.18
s. 5.36(4)	s. 5.37(2) and (3)	s. 5.42
s. 5.43	s. 5.44(2)	s. 5.45(1)(b)
s. 5.46	s. 5.67	s. 5.68(2)

s. 5.70	s. 5.73	s. 5.75
s. 5.76	s. 5.77	s. 5.88
s. 5.103	s. 5.120	s. 5.121
s. 7.1A	s. 7.1B	s. 7.3
s. 7.6(3)	s. 7.9(1)	s. 7.12A
<b><i>Local Government (Administration) Regulations 1996</i></b>		
r. 18A	r. 18C	r. 18E
r. 18.F	r. 18G	r. 19
r. 22	r. 23	r. 28
r. 34B	r. 34C	
<b><i>Local Government (Audit) Regulations 1996</i></b>		
r. 7	r.10	
<b><i>Local Government (Elections) Regulations 1997</i></b>		
r. 30G		
<b><i>Local Government (Functions and General) Regulations 1996</i></b>		
r. 7	r. 9	r. 10
r. 11A	r. 11	r. 12
r. 14(1), (3) and (5)	r. 15	r. 16
r. 17	r. 18(1) and (4)	r. 19
r. 21	r. 22	r. 23
r. 24	r. 24AD(2), (4) and (6)	r. 24AE
r. 24AF	r. 24AG	r. 24AH(1) and (3)
r. 24AI	r. 24E	r. 24F
<b><i>Local Government (Rules of Conduct) Regulations 2007</i></b>		
r. 11		

**Regulation 14 States as follows:**

#### **14. 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 subregulation (3A), the compliance audit return is to be -
  - (a) presented to the council at a meeting of the council; and
  - (b) adopted by the council; and
  - (c) recorded in the minutes of the meeting at which it is adopted.

#### **Regulation 15 states as follows:**

#### **15. Compliance audit return, certified copy of etc. to be given to Executive Director**

- (1) After the compliance audit return has been presented to the council in accordance with regulation 14(3) a certified copy of the return together with —
  - (a) a copy of the relevant section of the minutes referred to in regulation 14(3)(c); and
  - (b) any additional information explaining or qualifying the compliance audit,is to be submitted to the Executive Director by 31 March next following the period to which the return relates.
- (2) In this regulation —

*certified* in relation to a compliance audit return means signed by —

  - (a) the mayor or president; and
  - (b) the CEO.

#### **Financial Implications**

Nil

#### **Consultation**

Nil

#### **Comment**

The 2018 Audit Compliance Return as determined by the Minister has been duly completed and the Audit Committee is requested to review the return and report to Council the results of the review. A copy of the 2018 Audit Compliance Return is attached to this report.

#### **Voting Requirement**

Simple Majority

**COUNCIL DECISION:**

**Moved: Cr Les Price**

**Seconded: Cr Bob Grinham**

*That the 2018 Compliance Audit Return be adopted and certified by the Chairperson and Chief Executive Officer and forwarded to the Department of Local Government along with the relevant section of the Minutes in accordance with Regulation 14(3) and Regulation 15 of the Local Government (Audit) Regulations 1996.*

**CARRIED 5/0**

**12.1.2 Report on 2018-19 Annual Budget Review**

File:

Author: Dominic Carbone, CEO

Interest Declared: No interest to disclose

Date: 7 March 2019

Attachments: Statement of Financial Activities  
Statement of Rate Setting  
Statement of Current Assets and Liabilities  
Budget analysis Worksheets

**Matter for Consideration**

That Council adopts the 2018-19 Annual Budget Review

**Background**

Regulation 33A of the Local Government Act (Financial Management) Regulations 1996 requires that a Regional Local Government between 1<sup>st</sup> February and 31<sup>st</sup> March in each year carry out a review of its Annual Budget for that year. A copy of the review and the determination is to be provided to the Department of Local Government within 30 days of the adoption of the review.

Council adopted a 10% or \$2,000.00 variance or whatever is the greater for the reporting of material variances identified in the annual budget review.

**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 budget for a financial year must —
  - (a) consider the local government’s financial performance in the period beginning on 1 July and ending no earlier than 31 December in that financial year; and
  - (b) consider the local government’s financial position as at the date of the review; and

- (c) review the outcomes for the end of that financial year that are forecast in the budget.
- (2) Within 30 days after a review of the annual budget of a local government is carried out it is to be submitted to the council.
- (3) A council is to consider a review submitted to it and is to determine\* whether or not to adopt the review, any parts of the review or any recommendations made in the review.
- \*Absolute majority 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.

**Business Implications**

Nil

**Consultation**

Nil

**Comment**

A review of the Regional Local Government 2018-19 Annual Budget has been undertaken in accordance with the Financial Management Regulations and the following worksheets have been prepared;

Statement of Financial Activities	(refer attachments)
Statement of Rate Setting	(refer attachments)
Statement of Current Assets and Liabilities	(refer attachments)
Budget Analysis Worksheets	(refer attachments)

The review of the 2018-19 Annual Budget revealed:

- (1) An increase in operating revenue amounting to \$8,905, comprising
- Interest on Investments \$8,000
  - Other \$ 905
- (2) An increase in operating expenditure amounting to \$8,768 comprising
- Reduction in insurance premiums \$(3,232)
  - Additional travel expenses CEO \$3,000
  - Additional legal fees \$10,000
  - Reduction in Other Administration Expenses \$(1,000)
- (3) Contributions and Grants
- Reduction in member Shire contributions to construct cell fence \$(498,000)
  - Additional Grant from BBRF to construct cell fence \$2,250,000
- (4) Capital Expenditure
- Additional Capital Expenditure to construct cell fence \$1,755,103

In summary the Net Surplus is estimated to decrease by \$2,765 to \$174,529

### **Voting Requirements**

Absolute Majority

#### **COUNCIL DECISION:**

**Moved: Cr Les Price                      Seconded: Cr Robert Grinham**

*That Council:*

1. *Adopts the 2018-19 Annual Budget Review together with the variations detailed in the Budget Analysis Worksheet attached to this Report.  
A copy of the 2018-19 Annual Budget Review and the determination be provided to the Department of Local Government Sport and Cultural Industries.*

**CARRIED 5/0**

### **12.2 Reports of the Vermin Cell Advisory Committee**

#### **12.2.1 Investigation into Funding Contributions for the Vermin Cell Fence**

File:  
Author:                      Dominic Carbone, CEO  
Interest Declared:      No interest to declare  
Date:                         4 January 2019

### **Matters for Consideration**

That the committee progresses the investigation into funding contributions for the Vermin Cell Fence with the CSIRO and the Department of Biodiversity, Conservation and Attractions.

### **Background**

Council at its meeting held on 11 December 2018 resolved in part

“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 adjourning the Cell Fence.”

### **Financial Consideration**

Nil

### **Consultation**

Nil

## Comment

The committee give consideration to the process it wishes to implement to undertake the investigation.

### **COUNCIL DECISION:**

**Moved: Cr Eliz Morris**

**Seconded: Cr Robert Grinham**

#### **That Council authorizes the following:**

- (1) That Cr Robert Grinham and Fence Inspector Mr Neil Grinham approach the CSIRO in relation to a possible financial contribution for the construction of the Vermin Cell Fence.**
- (2) At a suitable time that member/s of the Committee meet with the Management of Sinosteel Midwest Corporation in relation to a possible financial contribution for the construction of the Vermin Cell Fence.**
- (3) That Cr Robert Grinham and Fence Inspector Mr Neil Grinham approach the Department of Parks and Wildlife in relation to a possible financial contribution for the construction of the Vermin Cell Fence.**

**CARRIED 5/0**

### **12.2.2 Appointment of a Community Member to the Committee**

File:

Author: Dominic Carbone, CEO

Interest Declared: No Interest to declare

Date: 4 January 2019

Attachment:

## **Matters for Consideration**

That the Committee recommends to Council the name/s of person/s to be invited to be appointed to the MRVC – Vermin Cell Advisory Committee.

## **Background**

Council at its meeting held on 11 December 2018 resolved that a membership of the committee shall comprise of 5 members one of which is to be a member of the community.

## **Statutory Environment**

### **Local Government Act 1995**

## **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 (5).

*\* 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.



## **Financial Implication**

Nil

## **Consultation**

Nil

## **Comment**

That the Committee recommends to Council member/s of the Community that can be invited to be a member of the MRVC Vermin Cell Advisory Committee.

## **Voting Requirements**

Simple Majority

### **COUNCIL DECISION:**

**Moved: Cr Robert Grinham                      Seconded: Cr Les Price**

#### **That Council:**

**Invite the following community member to be a member of the MRVC – Vermin Cell Advisory Committee.**

**Cr Jorgen Jensen President Shire of Mt Magnet.**

**CARRIED 5/0**

## **12.3 Reports of the Chief Executive Officer**

### **12.3.1 Financial Activity Statement for the Period 1 July 2018 to 28 February 2019**

**File:**

**Author:** Dominic Carbone, CEO

**Interest Declared:** No interest to disclose

**Date:** 9 March 2019

**Attachment 1**

- Financial Activity Statement for the Period 1 July 2018 to 28 February 2019
- Summary of Current Assets and Liabilities as at 28 February 2019
- 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

### COUNCIL DECISION:

**Moved: Cr Robert Grinham                      Seconded: Cr Carol Hodshon**

*That Council adopts the Financial Activity Statement for the period ending 28 February 2019.*

**CARRIED 5/0**

### 12.3.2 Accounts for Payment 1 December 2018 to 28 February 2019

File:

Author:                      Dominic Carbone, CEO

Interest Declared:        No interest to disclose

Date:                        9 March 2019

Attachment                Nil

## Matter for Consideration

Council approve the Accounts for payment list for the period 1 December 2018 to 28 February 2019 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 December 2018 to 28 February 2019 are as follows:

**MURCHISON REGIONAL VERMIN COUNCIL  
LIST OF ACCOUNTS PAID AND PAYABLE  
FOR THE PERIOD 1 DECEMBER 2018 TO 28 FEBRUARY 2019**

<b>DATE</b>	<b>PAYEE</b>	<b>PARTICULARS</b>	<b>AMOUNT</b>
<b>PAID</b>	<b>No.</b>		<b>\$</b>
1/12/2018	COMMONWEALTH BANK	BANK FEES	5.00
6/12/2018	N A GRINHAM AND K F PEAT	FENCE INSPECTOR CONTRACT PAYMENTS	4,394.50
6/12/2018	DOMINIC CARBONE	SALARY AND TRAVEL	2,234.24
6/12/2018	ROBERT GRINHAM	MEETING FEES AND DEPUTY PRESIDING MEMBER ALLOWANCE	181.25
6/12/2018	CAROL HODSHON	MEETING FEES	150.00
6/12/2018	JASON HOMEWOOD	MEETING FEES AND PRESIDING MEMBER ALLOWANCE	425.00
6/12/2018	DAVID LEFROY	MEETING FEES	150.00
6/12/2018	FRED SPINDLER	MEETING FEES	150.00
6/12/2018	ELIZ MORRIS	MEETING FEES	150.00
6/12/2018	DAVID LEFROY	MEETING FEES	150.00
6/12/2018	ROBERT GRINHAM	MEETING FEES	150.00
6/12/2018	LES PRICE	MEETING FEES	150.00
6/12/2018	JASON HOMEWOOD	MEETING FEES	300.00
6/12/2018	SHIRE OF MOUNT MAGNET	RE IMBURSEMENT SATELLITE PHONE CHARGES	360.00
6/12/2018	MOUNT MAGNET MEAT SUPPLY	MEETING REFRESHMENTS	29.95
6/12/2018	ELIZ MORRIS	MEETING FEES	150.00
6/12/2018	CAROL HODSHON	MEETING FEES	150.00
6/12/2018	DOMINIC CARBONE	SALARY AND TRAVEL	818.00
6/12/2018	SWAGMAN ROADHOUSE	MEETING REFRESHMENTS	255.00
6/12/2018	FRED SPINDLER	MEETING FEES	150.00
6/12/2018	DOMINIC CARBONE	SALARY AND TRAVEL	2,407.00
6/12/2018	GREG PAYNE	MEETING FEES	150.00
6/12/2018	LES PRICE	MEETING FEES	150.00
6/12/2018	CIVIC LEGAL	LEGAL FEES STOCK LOSS CLAIM	3,830.85
13/12/2018	CONNOR JONES CONTRACTING	REPAIRS TO NO. 2 FENCE -FLOOD DAMAGE INSURANCE CLAIM	8,415.00
22/12/2018	ELIZ MORRIS	MEETING FEES	150.00
22/12/2018	JASON HOMEWOOD	MEETING FEES AND PRESIDING MEMBER ALLOWANCE	425.00
22/12/2018	YOWERAGABBIE CONTRACTING	INSPECTION OF NORTH END FENCE ALIGNMENT AND MEKA BOUNDARY AND INSPECTION OF FLIP UP AND FLOOD GATE ASSEMBLY ON NO. 2 FENCE	2,223.10
22/12/2018	D L CONSULTING	CONSULTANCY - ASSIST CEO WITH BBRF FUNDING APPLICATION AND EXECUTIVE SUMMARY	935.00
22/12/2018	FRED SPINDLER	MEETING FEES	150.00
22/12/2018	JM & LG JENOUR	REIMBURSEMENT - FUEL EXPENSES FOR CLEARING FENCE TRACK	2,750.00
22/12/2018	MARKETFORCE	ADVERTISING TENDERS	808.04
22/12/2018	DOMINIC CARBONE	SALARY AND TRAVEL	2,715.92
22/12/2018	DAVID LEFROY	MEETING FEES	150.00
22/12/2018	MARKETFORCE	ADVERTISING TENDERS	627.58
22/12/2018	YOWERAGABBIE CONTRACTING	REPAIRS TO NO. 2 FENCE -INSPECTION INSTALLATION OF FLOOD GATES AND TRANSPORTING MATERIALS	1,100.00
22/12/2018	N A GRINHAM AND K F PEAT	FENCE INSPECTOR CONTRACT PAYMENTS	1,963.50
22/12/2018	THE GERALDTON GUARDAIN	ADVERTISING TENDERS	642.00
22/12/2018	LES PRICE	MEETING FEES	150.00
22/12/2018	ROBERT GRINHAM	MEETING FEES AND DEPUTY PRESIDING MEMBER ALLOWANCE	181.25
22/12/2018	CAROL HODSHON	MEETING FEES	150.00
31/12/2018	PLATINUM PASTORAL	REPAIRS TO NO. 2 FENCE -FLOOD DAMAGE INSURANCE CLAIM	8,250.00
1/01/2019	COMMONWEALTH BANK	BANK FEES	5.00
1/01/2019	COMMONWEALTH BANK	BANK FEES	0.15
31/01/2019	GREAT NORTHERN RURAL SERVICES	MATERIALS NO. 2 FENCE -FLOOD DAMAGE INSURANCE CLAIM	15,837.23
31/01/2019	SWAGMAN ROADHOUSE	MEETING REFRESHMENTS	185.00

DATE	PAYEE	PARTICULARS	AMOUNT
PAID	No.		\$
31/01/2019	N A GRINHAM AND K F PEAT	FENCE INSPECTOR CONTRACT PAYMENTS	3,272.50
31/01/2019	MOUNT MAGNET MEAT SUPPLY	MEETING REFRESHMENTS	55.70
31/01/2019	PLATINUM PASTORAL	REPAIRS TO NO. 2 FENCE -FLOOD DAMAGE INSURANCE CLAIM	3,300.00
31/01/2019	N A GRINHAM AND K F PEAT	FENCE INSPECTOR CONTRACT PAYMENTS	748.00
31/01/2019	DOMINIC CARBONE	SALARY AND TRAVEL	2,678.92
31/01/2019	LES PRICE	MEETING FEES	150.00
31/01/2019	LES PRICE	MEETING FEES	150.00
31/01/2019	BEATTIE HAULAGE	TRANSPORT FOR MATERIALS NO. 2 FENCE -FLOOD DAMAGE INSURANCE CLAIM	2,257.20
31/01/2019	JASON HOMEWOOD	MEETING FEES	118.00
31/01/2019	GREG PAYNE	MEETING FEES	150.00
31/01/2019	CONNOR JONES CONTRACTING	REPAIRS TO NO. 2 FENCE -FLOOD DAMAGE INSURANCE CLAIM	5,280.00
31/01/2019	ROBERT GRINHAM	MEETING FEES	150.00
31/01/2019	DAVID LEFROY	MEETING FEES	150.00
31/01/2019	JASON HOMEWOOD	MEETING FEES	300.00
31/01/2019	CAROL HODSHON	MEETING FEES	150.00
31/01/2019	ELIZ MORRIS	MEETING FEES	150.00
31/01/2019	FRED SPINDLER	MEETING FEES	150.00
31/01/2019	ROBERT GRINHAM	MEETING FEES	118.00
1/02/2019	COMMONWEALTH BANK	BANK FEES	5.00
18/02/2019	CONNOR JONES CONTRACTING	REPAIRS TO NO. 2 FENCE -FLOOD DAMAGE INSURANCE CLAIM	7,920.00
18/02/2019	SHIRE OF MOUNT MAGNET	RE IMBURSEMENT SATELLITE PHONE CHARGES	240.00
18/02/2019	YOWERAGABBIE CONTRACTING	REPAIRS TO NO. 2 FENCE -DELIVERY OF FOOT NETTING,INSPECTION OF FLOODGATE CONSTRUCTION AND FLIP UP AND SUPPLY MATERIALS CEMENT,CUT OFF DISCS AND JAMBRO CLIPS	3,300.00
18/02/2019	PLATINUM PASTORAL	REPAIRS TO NO. 2 FENCE -FLOOD DAMAGE INSURANCE CLAIM	8,580.00
18/02/2019	D L CONSULTING	CONSULTANCY - ASSIST CEO TO FINALISE TENDERS	440.00
18/02/2019	D L CONSULTING	CONSULTANCY - ASSIST CEO TO PREPARE TENDERS AND REVISE BUSINESS PLAN AND PREPARE BBRF ROUND 3 FUNDING APPLICATION	2,695.00
18/02/2019	DOMINIC CARBONE	SALARY AND TRAVEL	2,489.92
22/02/2019	DOMINIC CARBONE AND ASSOCIATES	RE IMBURSEMENT TELECONFERENCING EXPENSES	167.31
22/02/2019	SHIRE OF MOUNT MAGNET	ANNUAL ADMINISTRATION FEE	6,600.00
22/02/2019	SHIRE OF MOUNT MAGNET	RE IMBURSEMENT SALARY PAID TO DOMINIC CARBONE PAID INADVERTENTLY BY THE SHIRE	315.00
	<b>TOTAL</b>		<b>116,935.11</b>

Cr Les Price informed the Council that he provides accounting services to Beattie Haulage stated in the List of Accounts Paid and Payable.

**Voting Requirement:**

Simple Majority

**COUNCIL DECISION:**

**Moved: Cr Robert Grinham**

**Seconded: Cr Eliz Morris**

*That Council approve the list of accounts paid for the period 1 December 2018 to 28 February 2019 amounting to \$116,935.11 and the list be recorded in the minutes.*

**CARRIED 5/0**

### 12.3.3 Debtors – Outstanding as at 28 February 2019

File:  
Author: Dominic Carbone, CEO  
Interest Declared: No interest to disclose  
Date: 9 March 2019  
Attachment Nil

#### Matter for Consideration

That Council receive the Debtors Outstanding Report as at 28 February 2019.

#### Background

Council be informed of debtors outstanding

#### Statutory Environment

Nil

#### Consultation

Nil

#### Comment:

The outstanding debtors as at 28 February 2019 are detailed below:

Precepts	\$ 77,000.00
Cell Fence Contributions	\$330,000.00
Fence Rental	<u>\$ 10,685.38</u>
<b>Total</b>	<b><u>\$417,685.38</u></b>

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

#### Voting Requirement

Simple Majority

#### COUNCIL DECISION:

**Moved: Cr Les Price**

**Seconded: Cr Bob Grinham**

*That Council Receive the Outstanding Debtors Report as at 28 February 2019*

**CARRIED 5/0**

### 12.3.4 Investments as at 28 February 2019

File:	
Author:	Dominic Carbone, CEO
Interest Declared:	No interest to disclose
Date:	9 March 2019
Attachment	Nil

#### **Matter for Consideration**

That Council receive the Investment Report as at 28 February 2019.

#### **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 28 February 2019.

MRVC INVESTMENTS AS AT 28 FEBRUARY 2019								
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%	20,590.61
Commonwealth Bank	N/A	Cash Deposit at Call	36558508	Ongoing	N/A	N/A	2.40%	354,329.03
Commonwealth Bank	N/A	Cash Deposit at Call	36558508	Ongoing	N/A	N/A	2.10%	356,050.24
Commonwealth Bank	N/A	Term Deposit	36558508	Ongoing	N/A	N/A	1.45%	300,013.90
<b>TOTAL</b>								1,030,983.78

**INVESTMENT REGISTER**  
**01 JULY 2018 TO 28 FEBRUARY 2019**  
**Commonwealth Bank of Australia - Cash Deposit Account Number 36558508**

<b>Maturity Date</b>	<b>Interest Rate</b>	<b>Opening Balance</b>	<b>Interest Earned to 28.02.2019</b>		<b>Investment Transfers</b>	<b>Closing Balance 28.02.2019</b>
At Call	2.25%	349,160.39	5,168.64			354,329.03
At Call on going	2.25%	706,400.00	11,339.95		(61,675.81)	656,064.14
<b>TOTAL</b>		<b>1,055,560.39</b>	<b>16,508.59</b>		<b>(61,675.81)</b>	<b>1,010,393.17</b>

**Voting Requirements**

Simple Majority

**COUNCIL DECISION:**

**Moved: Cr Robert Grinham                      Seconded: Cr Les Price**

*That the Investment Report as at 28 February 2019 be received.*

**CARRIED 5/0**

**12.3.5 Vermin Fence Report as at 28 February 2019**

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

Mr Darren Cousens and Mr Connor Jones have undertaken repairs in relation to the flood damage sections of the fence with the work almost complete.

### **Voting Requirement**

Simple Majority

#### **COUNCIL DECISION:**

**Moved: Cr Eliz Morris**

**Seconded: Cr Robert Grinham**

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

**CARRIED 5/0**

#### **12.3.6 Annual Contributions – Meekatharra Rangelands Biosecurity Association**

File:

Author: Dominic Carbone, CEO

Interest Declared: No interest to declare

Date: 7 March 2019

Attachment: Letter to the Minister for Primary Industries and Regional Development

### **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 12 January 2019 sent a letter to the Minister for Primary Industries and Regional Development Office in relation to a response to the letter. The officer indicated that the matter is with the policy officer.

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 Les Price**

**Seconded: Cr Carol Hodshon**

That Council:

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

**CARRIED 5/0**

**12.3.7 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 March 2019

Attachment: - Press Release Melissa Price MP

**Matter for Consideration:**

That Council receive the report on the funding application submitted by the Shire of Mount Magnet to the Building Better Regions Fund Round 3.

**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.”*

*and on the 11 December 2018 Council endorsed the funding application submitted by the Shire of Mount Magnet on behalf of the Shires of Cue, Mount Magnet, Sandstone and Yalgoo.*

**Statutory environment:**

Nil

## Consultation

Nil

## Comment:

The press release by Melissa Price MP dated 6 March 2019 indicates that the Shire of Mt Magnet for the Murchison Region Vermin Cell Fence was successful in its grant application for \$2.25 million. No formal notification has yet been received.

## Voting Requirement:

Simple Majority

### COUNCIL DECISION:

**Moved: Cr Eliz Morris**

**Seconded: Cr Robert Grinham**

That Council:

Receive the report on the funding application submitted by the Shire of Mount Magnet to the Building Better Regions Fund Round 3.

**CARRIED 5/0**

### 12.3.8 Permit to Use Vermin Fence Access Track – Joff Start

File:

Author: Dominic Carbone CEO

Interest Declared: No Interest to declare

Date: 9 March 2019

Attachment: - Email and Map

## 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 23 January 2019 received from Mr Joff Start requesting a permit to travel along the No. 1 Vermin Fence Track from Karoun Hill NR north between 2<sup>nd</sup> to 11<sup>th</sup> August 2019 for the purpose of surveying the area for its flora.

2 x 4WD vehicles will be utilized for the trip and Mr Start will be accompanied by his wife and 2 volunteers at the herbarium.

Council is requested to give consideration to granting access to portion of the No. 1 Vermin Fence track as detailed in the attached map for the month of August 2019.

**Voting Requirement:**

Simple majority

**COUNCIL DECISION:**

**Moved: Cr Les Price**

**Seconded: Carol Hodshon**

That Council grant a permit to use portion of the MRVC No. 1 Vermin Fence track to Mr Joff Start and three other members of the group for the period 1<sup>st</sup> to 31 August 2019 subject to obtaining approval from impacted pastoralists if the group deviates from the designated track.

**CARRIED 5/0**

**12.3.9 Murchison Regional Vermin Council Auditors**

File:

Author: Dominic Carbone CEO

Interest Declared: No Interest to declare

Date: 9 March 2019

Attachment: Letter from Office of the Auditor General

**Matter for Consideration**

Council acknowledge the appointment of Butler Settineri as the MRVC Auditors for 2 years beginning in the 2018-19 financial year.

## **Background**

The office of the Auditor General is now responsible for the appointment of auditors.

## **Statutory Requirements**

On 28 October 2017 the Local Government Amendment (Auditing) was proclaimed, giving the Auditor General the mandate to Audit Western Australia's 139 Local Governments and 9 Regional Councils.

## **Strategic Implication**

Auditor General to conduct performance audits of local governments and take responsibility for their annual financial audits.

Consultation

Nil

Comment

Letter dated 5 March 2019 from the Office of the Auditor General advising that they have appointed Butler Settineri as the MRVC Auditors for 2 years commencing with the 2018-19 financial year.

### **COUNCIL DECISION:**

**Moved: Cr Carol Hodshon**

**Seconded: Cr Eliz Morris**

That Council acknowledge the appointment of Butler Settineri as its Auditors for a period of two years commencing in the 2018-19 financial year.

**CARRIED 5/0**

### **12.3.10 Progress Report – Stage 2 Vermin Cell Fence Construction**

File:

Author: Dominic Carbone CEO

Interest Declared: No Interest to declare

Date: 9 March 2019

Attachment:

## **Matter for Consideration**

Council receive the Progress Report – Stage 2 Vermin Cell Fence Construction.



## **Background**

The MRVC received a grant of \$550,000 from DPIRD for the purpose of constructing 108 km of vermin proof cell fencing, with the MRVC member local governments matching the funding on a dollar for dollar basis. Tenders have been called and awarded for the supply of materials and construction of the fence.

## **Financial Consideration**

\$1.1 million to be spent on the project.

## **Consultation**

Contract Fence Inspector – Mr Neil Grinham

## **Comment**

The fence inspectors report as a the 8 March 2019 is as follows:

“MRVC Fence Inspector’s Report.

8th March 2019. Update.

We have had 2 road train and 1 single trailer of materials delivered to Meka station over the last month giving us plenty of materials to start the project.

The fencing contractors have been going for 3 weeks now starting at the grid on the Meka/ Mt Wittenoom boundary working north. First week was a bit steady 3km completed. Upgrading the fence was new to them. So we had a few teething issue’s starting off. Second week they achieved a km per day. Which was good going under the extreme heat conditions they were working in. Hopefully the weather will be cooler now and be able to work full days.

They only worked 4 days so far this week due to an Aunties funeral today.

I myself aren’t home at the moment but will send through before the meeting what they have achieved this week. Great news about the Federal funding and congratulation’s to all involved.

Neil Grinham.”

## **Voting Requirement**

Simple majority.

### **COUNCIL DECISION:**

**Moved: Cr Carol Hodshon**

**Seconded: Cr Robert Grinham**

That Council receive the Progress Report – Stage 2 Vermin Cell Fence Construction.

**CARRIED 5/0**

**12.3.11 Shire of Yalgoo – Funding Application – Communities Combating Pests and Weed Impacts During Drought Program – Bio-security Management of Pests and Weeds**

File:  
Author: Dominic Carbone CEO  
Interest Declared: No Interest to declare  
Date: 9 March 2019  
Attachment: Funding Application

**Matter for Consideration**

That Council notes the funding application submitted by the Shire of Yalgoo for Wild Dog Exclusion Fencing to Communities Combating Pests and Weed Impacts During Drought Program.

**Background**

The Shire of Yalgoo was declared a drought affected local government under the funding program and was invited to submit a funding application.

**Statutory Requirement**

Nil

**Strategic Implication**

Control of wild dogs with the Shire of Yalgoo.

**Financial Implication**

Additional funds available for the construction of the vermin cell fence within the Shire of Yalgoo.

**Consultation**

Nil

**Comment**

The MRVC CEO prepared the funding application on behalf of the Shire of Yalgoo. The funding application was by invitation only as the Shire of Yalgoo was declared a drought affection area. The funding application was for \$594,000 with no additional contributions to be made by the Shire.

**Voting Requirement**

Simple Majority

## COUNCIL DECISION

**Moved: Cr Carol Hodshon**

**Seconded: Cr Les Price**

That Council notes the Shire of Yalgoo funding application for Wild Dog Exclusion Fencing to Communities Combating Pests and Weeds Impacts During Drought Program.

**CARRIED 5/0**

### **12.3.12 Objection to Application for Mining Tenement – Big Bell Gold Operations Pty Ltd. L20/79**

File:

Author: Dominic Carbone CEO

Interest Declared: No Interest to declare

Date: 9 March 2019

Attachment: Letter dated 23 January 2019 – Big Bell Gold Operations Limited

Cr Les Price declared an interest in the item and left the Chamber at 11.49 am.

#### **Matter for Consideration.**

That Council give consideration to the letter dated 23 January 2019 from Big Bell Gold Operations Pty Ltd in relation to their offer.

#### **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.

Council at its meeting held on 11 December adopted the following resolution.

*“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 Operations Pty Ltd L20/79 with the Department of Mines, Industry Regulation and Safety in part for the purpose of constructing a road.”*

#### **Statutory Environment**

Mining Act 1978 Consultation

#### **Consultation**

Nil

## **Comment**

A letter dated 23 January 2019 received from Big Bell Gold Operations Pty Ltd (BBGO) stating that the construction of the Big Bell to Tuckabianna haul road will have no additional impact on the possible reconstruction of the vermin proof fence along the reserve than already exists by virtue of the mining infrastructure.

BBGO proposes to construct the haul road along the proposed route until it crosses to the eastern side of the Rabbit Proof Fence Reserve and expects no additional impacts on the function of the Vermin Proof Fence. BBGO is willing to discuss an alternative route through the Big Bell Project and the suitability of the existing mine site boundary fence line as a deterrent to Vermin.

Council is requested to give consideration to BBGO offer.

### **COUNCIL DECISION:**

**Moved: Cr Carol Hodshon**

**Seconded: Cr Robert Grinham**

The Report No. 12.13.12 – Objection to Application for Mining Tenement – Big Bell Gold Operations Pty Ltd L20/79 be deferred.

**CARRIED 4/0**

Cr Les Price returned to the chamber at 11.57 am and was informed of Council's decision.

### **12.2.13 Shire of Meekatharra Withdrawal from the Murchison Regional Vermin Council (MRVC)**

The CEO informed the meeting that he was unable to complete his report in time for Council consideration at this meeting.

### **COUNCIL DECISION:**

**Moved: Cr Eliz Morris**

**Seconded: Cr Robert Grinham**

That the item be deferred to either the next Ordinary meeting of Council or Special Meeting of Council which ever is held first.

**CARRIED 5/0**

## **12.2.14 Tender No. MRVC 01/2018 – Supply of Fencing Materials**

File:  
Author: Dominic Carbone, CEO  
Interest Declared: No interest to disclose  
Date: 11 March 2019  
Attachments: - Email dated 1 February 2019 – Mullewa Farm Supplies

### **Matter for Consideration**

That Council give consideration to making a correction to Tender No. MRVC 01/2018 submitted and awarded to Mullewa Farm Supplies for the supply of “3.19 Buckets of 1500 Warratah fence post clips or similar, quantity 40 buckets of at \$105 per bucket excluding GST.”

### **Background**

The supply of Fencing Materials tender was awarded to Mullewa Farm Supplies on 10 January 2019.

### **Statutory Implications**

Local Government (Functions and General Regulations 1996

#### **21A. Varying a contract for the supply of goods or services**

If a local government has entered into a contract for the supply of goods or services with a successful tenderer, the contract must not be varied unless —

- (a) the variation is necessary in order for the goods or services to be supplied and does not change the scope of the contract; or
- (b) the variation is a renewal or extension of the term of the contract as described in regulation 11(2)(j).

### **Financial Implications**

Possible additional cost for the purchase of fencing materials.

### **Consultation**

Nil

### **Comment**

In an email dated 1 February 2019 Mullewa Farm Supplies informed the MRVC that the following error was made when submitting their tender.

- 3.19** Buckets of 1500 Waratah Fence post clips or similar quantity requested in the tender – 40 buckets.

Mullewa Farm Supplies stated as follows in the tender document submitted.

40 buckets @ \$105 (excluding GST) = \$525 plus GST of \$52.50 = total cost (inclusive of GST) \$577.50

It should have read

40 buckets @ \$105 (excluding GST) - \$4,200 plus GST of \$420 = total cost (inclusive of GST) \$4,620.

Council is requested to give consideration to making a correction in relation to the value incorporated in the tender of Mullewa Farm Supplies from \$577.50 to \$4,620 (inclusive of GST). Alternatively allow Mullewa Farm Supplies to charge \$105 per buckets if the quantity required by the MRVC is greater than 40 buckets.

#### **Voting Requirement**

Simple majority

#### **COUNCIL DECISION:**

**Moved: Cr Les Price**

**Seconded: Cr Carol Hodshon**

That Council acknowledge the error made in the calculations and is willing to reimburse Mullewa Farm Supplies for the cost of the post clips item 3.19 in the tender document at \$105 exclusive of GST per bucket.

**CARRIED 5/0**

### **13. MATTERS FOR WHICH THE MEETING MAY BE CLOSED.**

Cr Eliz Morris moved that the meeting continue behind closed doors which was seconded by Cr Les Price and carried 5/0

#### **13.1 Claim by Barrambie Station – Joy Marie Valle and Lance Charles Sherlock**

#### **COUNCIL DECISION:**

**Moved: Cr Carol Hodshon**

**Seconded: Cr Robert Grinham**

That Council

Receive the report on the Claim by Barrambie Station – Joy Marie Valle and Lance Charles Sherlock.

**CARRIED 5/0**

### **13.2 Claim by Karen Cosgrove – Intellectual Property**

Dominic Carbone declared an interest in the matter.

**COUNCIL DECISION:**

**Moved: Cr Les Price**

**Seconded: Cr Carol Hodshon**

That Council

Receive the report on the Claim by Karen Cosgrove – Intellectual Property.

**CARRIED 5/0**

Cr Les Price moved that the meeting proceed with open doors at 12.31 pm which was seconded by Cr Carol Hodshon and carried 5/0.

#### **14. MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**

Nil

#### **15. NOTICE OF MOTIONS FOR THE NEXT MEETING**

Nil

#### **16. ELECTED MEMBER MATTERS**

**17. NEXT MEETING** - Tuesday 11 June 2019 at 10.00 am.

#### **18. CLOSURE OF MEETING**

*There being no further business, the Chairman closed the meeting at 12.34pm.*