



EAST PILBARA SHIRE COUNCIL

AGENDA

SPECIAL COUNCIL MEETING

NOTICE IS HEREBY GIVEN that an
SPECIAL Meeting of the Council will be held,
in Council Chambers, Newman,
4:00PM, FRIDAY, 29 NOVEMBER 2019.

Jeremy Edwards
CHIEF EXECUTIVE OFFICER



DISCLAIMER

No responsibility whatsoever is implied or accepted by the Shire of East Pilbara for any act, omission or statement or intimation occurring during Council or Committee Meetings. The Shire of East Pilbara disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission or statement or intimation occurring during Council or Committee Meetings.

Any person or legal entity who acts or fails to act in reliance upon any statement, act or omission made in a Council or Committee Meeting does so at that person's or legal entity's own risk.

In particular and without derogating any planning application or application of a licence, any statement or intimation of approval made by any member or Officer of the Shire of East Pilbara during the course of any meeting is not intended to be and is not taken as notice of approval from the Shire of East Pilbara.

The Shire of East Pilbara warns that anyone who has any application lodged with the Shire of East Pilbara must obtain and should only rely on

WRITTEN CONFIRMATION

of the outcome of the application and any conditions attaching to the decision made by the Shire of East Pilbara in respect of the application.

Signed: _____
Jeremy Edwards
Chief Executive Officer

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1 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

2 RECORD OF ATTENDANCES/APOLOGIES/LEAVE OF ABSENCE

2.1 ATTENDANCES

Councillors

| | |
|------------------------|------------------------|
| Cr Lynette Craigie OAM | Shire President |
| Cr Geraldine Parsons | Deputy Shire President |
| Cr Carol Williams | Councillor |
| Cr Anthony Middleton | Councillor |
| Cr Anita Grace | Councillor |
| Cr Adrienne Mortimer | Councillor |
| Cr Langtree Coppin OAM | Councillor |
| Cr Dean Hatwell | Councillor |
| Cr Holly Pleming | Councillor |
| Cr Stacey Smith | Councillor |
| Cr Karen Lockyer | Councillor |

Officers

| | |
|------------------------|---|
| Mr Jeremy Edwards | Chief Executive Officer |
| Ms Sian Appleton | Executive Manager Corporate Services |
| Mr Ben Lewis | Executive Manager Commercial Services |
| Ms Lisa Clack | Executive Manager Customer & Community Services |
| Mr Raees Rasool | Executive Manager Infrastructure Services |
| Mrs Gabrielle Anderson | Governance Officer |

Public Gallery

2.2 APOLOGIES

Councillor Apologies

Officer Apologies

2.3 LEAVE OF ABSENCE

3 RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE

4 PUBLIC QUESTION TIME

5 PETITIONS/DEPUTATIONS/PRESENTATIONS

6 APPLICATION FOR LEAVE OF ABSENCE

7 CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETING

8 MEMBER'S REPORTS

8.1 CR LYNNETTE CRAIGIE OAM

8.1.1 APPROVAL OF ATTENDANCE OF COUNCILLORS BY TELEPHONE / AUDIO CONTACT TO A SPECIAL COUNCIL MEETING

REPORT PURPOSE

Pursuant to Regulation 14A(1) of the *Local Government (Administration) Regulations 1996*, approval is sought by Council for attendance of Councillors by telephone / audio contact for the Special Council Meeting at 4:00PM on Friday 29 November 2019.

STATUTORY IMPLICATIONS

Regulation 14A(1) *Local Government (Administration) Regulations 1996*.

VOTING REQUIREMENTS

Absolute Majority.

MEMBER'S RECOMMENDATION

THAT Council attendance by telephone / audio contact for the following Councillors for the Special Council Meeting at 4:00PM on Friday 29 November 2019, at the following places:

1. Cr. Place –

9 OFFICER'S REPORTS

9.1 CHIEF EXECUTIVE OFFICER

9.1.1 ACCEPTANCE OF THE 2018/19 ANNUAL REPORT

| | |
|---------------------------------------|--|
| Attachments: | Appendix 1 – 2018/19 Annual Report |
| Responsible Officer: | Mr Jeremy Edwards Chief Executive Officer |
| Author: | Mrs Kylie Bergmann Coordinator Governance |
| Proposed Meeting Date: | 29 November 2019 |
| Location/Address: | N/A |
| Name of Applicant: | N/A |
| Author Disclosure of Interest: | Nil |

REPORT PURPOSE

To consider and accept the Shire of East Pilbara 2018/19 Annual Report.

BACKGROUND

Section 5.53 of the *Local Government Act 1995* (the Act), requires all local governments to prepare an Annual Report, which must contain the following elements:

- A report from the President;
- A report from the Chief Executive Officer;
- An overview of the plan for the future of the district made in accordance with section 5.56 of the Act, including major initiatives that are proposed to commence or to continue in the next financial year;
- The financial report for the financial year;
- Such information as may be prescribed in relation to payments made to employees;
- The auditor's report for the financial year;
- Any matter on which a report must be made under s.29(2) of the *Disability Services Act 1993*; and
- Details of entries made under s.5.121 of the Act in the register of complaints, including the number of complaints recorded in the register.

Under s.5.54 of the Act, Council is required to accept the Annual Report by 31 December. In the event that this deadline cannot be met due to unavailability of the auditor's report, then the Annual Report must be accepted by the local government no later than two months after the auditor's report becomes available.

Once the Annual Report is accepted by Council, then under s.5.27 of the Act, it must be presented to an Annual General Meeting of Electors within 56 days.

At its meeting on 22 November 2019, Council received the Audit Report for the Shire of East Pilbara for the 2018/19 financial year, and resolved to hold its 2019 Annual General Meeting of Electors on 13 December 2019.

COMMENTS/OPTIONS/DISCUSSIONS

The Act treats the Annual Report as a key accountability document.

The Shire of East Pilbara's 2018/19 Annual Report (*Appendix 1 refers*) meets the reporting requirements of the Act and, in addition, provides the community with an overview of the programs, services and initiatives delivered by the Shire during the course of the 2018/19 financial year.

STATUTORY IMPLICATIONS/REQUIREMENTS

Part 5 - Administration (Division 5 - Annual reports and planning) 5.54. Acceptance of annual reports (pg 160).

POLICY IMPLICATIONS

Nil.

STRATEGIC COMMUNITY PLAN

5: Governance

Demonstrated accountability and corporate governance.

G1 Provide efficient, accountable and ethical governance.

G1.1 Enhance governance capability to deliver sustainable outcomes, roads and buildings

RISK MANAGEMENT CONSIDERATIONS

Non-compliance if the Annual Report is not accepted by Council prior to 31 December.

FINANCIAL IMPLICATIONS

No financial resource impact.

VOTING REQUIREMENTS

Simple.

OFFICER'S RECOMMENDATION

That Council accept the Shire of East Pilbara 2017/18 Annual Report as presented in Appendix 1.

Appendix 1 2018/19 Annual Report

- 10 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**
- 11 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY A DECISION OF COUNCIL**
- 12 CONFIDENTIAL MATTERS BEHIND CLOSED DOORS**
- 13 DATE OF NEXT MEETING**
13 December 2019
- 14 CLOSURE**