

Unconfirmed copy of Minutes of
Meeting held on 17 July 2018 subject to
confirmation at meeting to be held on
27 July 2018



EAST PILBARA SHIRE COUNCIL

MINUTES

SPECIAL COUNCIL MEETING

NOTICE IS HEREBY GIVEN that a
SPECIAL Meeting of the Council was held,
in Council Chambers, Newman,
4.00 PM, TUESDAY 17 JULY, 2018.

Jeremy Edwards
CHIEF EXECUTIVE OFFICER

THE HEART
OF THE
PILBARA



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

The Chairman declared the meeting open at 4:00PM.

2 RECORD OF ATTENDANCES/APOLOGIES/LEAVE OF ABSENCE

2.1 ATTENDANCES

Councillors

Cr Lynne Craigie	via telephone
Cr Anita Grace	
Cr Gerry Parsons	
Cr Biddy Schill	via telephone
Cr Dean Hatwell	via telephone
Cr Michael Kitchin	via telephone
Cr Lang Coppin	via telephone
Cr Craig Hoyer	
Cr Anthony Middleton	

Officers

Mr Jeremy Edwards	Chief Executive Officer
Ms Sian Appleton	Deputy Chief Executive Officer
Mr Rick Miller	Director Technical & Development Services
Mrs Kylie Bergmann	Coordinator Governance

Public Gallery

2.2 APOLOGIES

Councillor Apologies

Cr Jeton Ahmed	Deputy Shire President
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Officer Apologies

2.3 LEAVE OF ABSENCE

Cr Carol Williams

3 RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE

4 PUBLIC QUESTION TIME

5 PETITIONS/DEPUTATIONS/PRESENTATIONS

6 APPLICATIONS FOR LEAVE OF ABSENCE

**7 CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL
MEETING**

7.1 CONFIRMATION OF MINUTES

Nil.

8 MEMBERS'S REPORTS

8.1 CR LYNNE CRAIGIE

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

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 Tuesday 17th July 2018.

VOTING REQUIREMENTS

Absolute Majority.

MEMBER'S RECOMMENDATION

MOVED: Cr Michael Kitchen

SECONDED: Cr Biddy Schill

That Council approve attendance by telephone / audio contact for the following Councillors for the Special Council Meeting at 4.00pm Tuesday 17th July 2018 at the following places:

Councillor Lynne Craigie	Place – Perth, Western Australia
Councillor Dean Hatwell	Place – Marble Bar, Western Australia
Councillor Lang Coppin	Place – Moora, Western Australia
Councillor Biddy Schill	Place – Nullagine, Western Australia
Councillor Michael Kitchen	Place – Cottesloe, Western Australia

**CARRIED
RECORD OF VOTE: 9 - 0**

9 OFFICER'S REPORTS

9.1 DEPUTY CHIEF EXECUTIVE OFFICER

9.1.1 2018/19 DIFFERENTIAL RATING MODEL

File Ref: FIN-22-1
Responsible Officer: Ms Sian Appleton
Deputy Chief Executive Officer
Author: Ms Sian Appleton
Deputy Chief Executive Officer
Location/Address: N/A
Name of Applicant: N/A
Author Disclosure of Interest: Nil

REPORT PURPOSE

For Council to consider a reduction in the Rate in the Dollar (RID) for the UV other category which includes all UV properties with the exception of Pastoral/Special Leases for the 2018/19 differential rating model. This is due to the increase in these properties UV values received from the Valuer General's Office and will ensure only a 3% increase in yield for these UV assessments.

BACKGROUND

At the Ordinary Council Meeting held 29 June 2018, Council resolved to –

2. **Seek Ministerial approval for the following differential rates categories being greater than two times the lowest rate in the dollar as follows –**

Category	2018-19 Rate in Dollar Proposed	2018-19 Minimum
Gross Rental Value – Industrial	1.8998	\$663
Gross Rental Value – Town Centre	5.7426	\$663
Gross Rental Value – Nullagine Townsite	7.3662	\$265
Gross Rental Value – Transient Workforce Accommodation	6.8077	\$663
Gross Rental Value – Mixed Business	3.7603	\$663
Gross Rental Value – Other	7.3662	\$663
Unimproved Value – Pastoral/Special Leases	6.0894	\$230
Unimproved Value – AML Leases	18.2830	\$230
Unimproved Value – Mining Leases	18.2830	\$230
Unimproved Value – General Leases	18.2830	\$230
Unimproved Value – Petroleum Leases	18.2830	\$230
Unimproved Value – Exploration Leases	18.2830	\$230
Unimproved Value – Prospecting Leases	18.2830	\$230

COMMENTS/OPTIONS/DISCUSSIONS

Council's intent during rate setting discussions was for the total rates yield to be approximately a 3% increase based on the previous financial year.

Subsequent to the June agenda item UV values on the following leases has increased owing to rent increases imposed by the Department of Mines –

Unimproved Value – AML Leases

Unimproved Value – Mining Leases

Unimproved Value – General Leases

Unimproved Value – Petroleum Leases

Unimproved Value – Exploration Leases

Unimproved Value – Prospecting Leases

The rent increases were gazetted on the 25th June 2018.

To guarantee that only a 3% increase on the 17/18 rate yield is obtained in these categories it will be necessary to reduce the rate in the dollar from 18.2830 to 17.1800 cents in the dollar. For Council to adopt this new rate it was necessary to call this Special Council meeting and will ensure Council's rates strategy intent of a 3% total rate yield increase on last year.

STATUTORY IMPLICATIONS/REQUIREMENTS

Part 6 - Financial management (Division 6 - Rates and service charges) (Subdivision 2 - Categories of rates and service) 6.33. Differential general rates (pg 235) makes provision for the application of differential rates and that Ministerial approval is required to impose a differential rate which is more than twice the lowest differential rate.

Part 6 - Financial management (Division 6 - Rates and service charges) (Subdivision 2 - Categories of rates and service) 6.35. Minimum payment (pg 236)

Part 6 - Financial management (Division 6 - Rates and service charges) (Subdivision 2 - Categories of rates and service) 6.36. Local government to give notice of certain rates (pg 237) makes provision for the advertising requirements of imposing differential rates.

Part 6 - Financial management (Division 6 - Rates and service charges) (Subdivision 2 - Categories of rates and service) 6.7. Ground of Objection (pg 266) provides that if a local government imposes a differential general rate a person may object to the rate record.

POLICY IMPLICATIONS

Nil

STRATEGIC COMMUNITY PLAN

Goal 1 – Civic Leadership – Planned Actions

The Shire of East Pilbara seeks to deliver high quality corporate governance and demonstrate accountability to its constituents. All decisions are informed by community engagement – leading to the effective allocation of the Shire's resources – that deliver optimum benefits to the community.

- 1.1 Efficient and effective local government
 - 1.1.1 Ethical, accountable and transparent decision-making
Responsible officer: DCEO
 - 1.1.2 Continued strong financial management
Responsible officer: DCEO

RISK MANAGEMENT CONSIDERATIONS

Legislation Risk – Application to the Minister of Local Government, Sport and Cultural Industries will be outside the legislated guidelines for acceptance of Council's budget.

FINANCIAL IMPLICATIONS

No financial impact on previous modelling.

VOTING REQUIREMENTS

Absolute.

OFFICER'S RECOMMENDATION

MOVED: Cr Gerry Parsons

SECONDED: Cr Michael Kitchin

THAT Council

1. Reduce the previously adopted RID for the 18/19 financial year for the UV - other category – UV AML leases, UV Mining, UV General, UV Petroleum, UV Exploration and UV Prospecting, from 18.2830 to 17.1800 to allow for the rise in UV values of these assessments.
2. Seek Ministerial approval for the following differential rates categories being greater than two times the lowest rate in the dollar.

Category	2018-19 Rate in Dollar Proposed	2018-19 Minimum
Gross Rental Value – Industrial	1.8998	\$663
Gross Rental Value – Town Centre	5.7426	\$663
Gross Rental Value – Nullagine Townsite	7.3662	\$265
Gross Rental Value – Transient Workforce Accommodation	6.8077	\$663
Gross Rental Value – Mixed Business	3.7603	\$663
Gross Rental Value – Other	7.3662	\$663
Unimproved Value – Pastoral/Special Leases	6.0894	\$230
Unimproved Value – AML Leases	17.1800	\$230
Unimproved Value – Mining Leases	17.1800	\$230
Unimproved Value – General Leases	17.1800	\$230
Unimproved Value – Petroleum Leases	17.1800	\$230
Unimproved Value – Exploration Leases	17.1800	\$230
Unimproved Value – Prospecting Leases	17.1800	\$230

**CARRIED
RECORD OF VOTE: 9 - 0**

To be actioned by Ms Sian Appleton, Deputy Chief Executive Officer

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

27th July 2018, Ordinary Council Meeting.

14 CLOSURE

4:11PM