



## **EAST PILBARA SHIRE COUNCIL**

# **AGENDA**

## **SPECIAL COUNCIL MEETING**

NOTICE IS HEREBY GIVEN that a  
SPECIAL Meeting of the Council will be held,  
in Council Chambers, Newman,  
3:15PM, FRIDAY, 30 NOVEMBER, 2018.

**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 Lynnette Craigie

Cr Jeton Ahmedi

Cr Anita Grace

Cr Craig Hoyer

Cr Anthony Middleton

Cr Geraldine Parsons

Cr Bridget Schill

Cr Dean Hatwell

Cr Michael Kitchin

Cr Langtree Coppin OAM

Cr Carol Williams

Shire President

Deputy Shire President

Officers

Mr Jeremy Edwards

Ms Sian Appleton

Mr Ben Lewis

Chief Executive Officer

Executive Manager Corporate Services

Executive Manager Commercial Services

Public Gallery

**2.2 APOLOGIES**

Councillor Apologies

Officer Apologies

Mrs Kylie Bergmann

Coordinator Governance

**2.3 LEAVE OF ABSENCE**

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

**4 PUBLIC QUESTION TIME**

**5 PETITIONS/DEPUTATIONS/PRESENTATIONS**

**6 APPLICATIONS FOR LEAVE OF ABSENCE**

## **7 MEMBER'S REPORTS**

### **7.1 CR LYNNETTE CRAIGIE**

#### **7.1.1 APPROVAL OF ATTENDANCE OF COUNCILLORS BY TELEPHONE / AUDIO CONTACT TO A SPECIAL COUNCIL MEETING**

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#### **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 3:15PM on Friday 30 November 2018.

#### **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 3:15PM on Friday 30 November 2018, at the following places:**

- |    |                         |                                       |
|----|-------------------------|---------------------------------------|
| 1. | Cr. Lynnette Craigie    | Place – Perth, Western Australia      |
| 2. | Cr. Jeton Ahmedi        | Place – Perth, Western Australia      |
| 3. | Cr. Michael Kitchin     | Place – Perth, Western Australia      |
| 4. | Cr. Bridget Schill      | Place – Nullagine, Western Australia  |
| 5. | Cr. Dean Hatwell        | Place – Marble Bar, Western Australia |
| 6. | Cr. Langtree Coppin OAM | Place -                               |

## 8 OFFICER'S REPORTS

### 8.1 ACCEPTANCE OF THE 2017/18 ANNUAL REPORT

Responsible Officer:	Mr Jeremy Edwards Chief Executive Officer
Author:	Mrs Kylie Bergmann Coordinator Governance
Proposed Meeting Date:	30 November 2018
Location/Address:	N/A
Name of Applicant:	N/A
Author Disclosure of Interest:	Nil

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### REPORT PURPOSE

To consider and accept the Shire of East Pilbara 2017/18 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 23 November 2018, Council received the Audit Report for the Shire of East Pilbara for the 2017/18 financial year, and resolved to hold its 2018 Annual General Meeting of Electors on 14 December 2018.

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## **COMMENTS/OPTIONS/DISCUSSIONS**

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

The Shire of East Pilbara's 2017/18 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 2017/18 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**

### **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.

1.1.2 Continued strong financial management  
Responsible officer: DCEO  
Timing: 1 year

1.1.1 Ethical, accountable and transparent decision-making  
Responsible officer: DCEO  
Timing: As appropriate

## **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**

## **2017/18 Annual Report**



- 9      MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN**
- 10     NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY A  
DECISION OF COUNCIL**
- 11     CONFIDENTIAL MATTERS BEHIND CLOSED DOORS**
- 12     DATE OF NEXT MEETING**  
14 December 2018
- 13     CLOSURE**