

# Minutes

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**1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS:**

The President, Councillor Girando, welcomed those present and declared the meeting open at 11.05 am.

Councillor Girando welcomed Mr Simon White from WALGA Workplace Solutions to this meeting of Council.

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

Councillor M J Girando	President
Councillor J M Stacy	Deputy President
Councillor B J O'Callaghan	
Councillor J K Waite	
Councillor S A Beswick	
Councillor B J McDonald	
Councillor T K Pethick	
Councillor G W Eaton	
Mr G A Sherry	Chief Executive Officer
Mr Simon White	WALGA Workplace Solutions

**3. RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE:**

Nil.

**4. PUBLIC QUESTION TIME:**

Nil.

**5. APPLICATIONS FOR LEAVE OF ABSENCE:**

Cr Beswick requested Leave Of Absence from 14 June 2006 to 20 June 2006.

**RESOLUTION:**            **2006-095**

**Moved:** O'Callaghan        **Seconded:** McDonald

*That Leave of Absence from Council be granted to Cr Beswick from 14 June 2006 to 20 June 2006.*

**CARRIED 8/0**

**6. PETITIONS/DEPUTATIONS/PRESENTATIONS:**

Nil.

**7. CONFIRMATION OF MINUTES:**

The confirmation of minutes of previous meetings will be conducted at the next Ordinary Meeting of Council to be held on Wednesday 21 June 2006.

**8. ANNOUNCEMENTS BY THE PERSON PRESIDING WITHOUT DISCUSSION:**

At any meeting Council the person presiding may announce or raise any matter of interest or relevance to the business of Council or propose a change to the order of business.

Members may move that a change in order of business proposed by the person presiding not be accepted and if carried the change does not take place.

Nil.

**9. MATTERS FOR WHICH MEETING MAY BE CLOSED:**

For the convenience of members of the public Council may identify, by decision, early in the meeting any matter on the agenda to be discussed behind closed doors and that matter is to be deferred for consideration as the last item of the meeting.

Council may resolve that the following items for which meeting will be closed will include:

13.1 Chief Executive Officer Contract Review

**RESOLUTION:**                    **2006-096**

**Moved:** *Beswick*                    **Seconded:** *Stacy*

*That Agenda Item, 13.1 Chief Executive Officer Contract Review, be discussed behind closed doors.*

**CARRIED 8/0**



## **10. REPORTS:**

### **10.1 MANAGER FINANCE & ADMINISTRATION'S REPORT:**

#### **10.1.1 DIFFERENTIAL RATE ADVERTISING**

<b>AUTHOR:</b>	Dacre Alcock
<b>DISCLOSURE OF INTEREST:</b>	Nil
<b>DATE OF REPORT:</b>	9 June 2005
<b>FILE:</b>	R3.15 Rates - Differential Rating and Rates Workshops

#### **SUMMARY:**

**The imposition of differential Unimproved Value Rates for 2006/07 according to land use requires advertising.**

#### **BACKGROUND:**

In previous years, Council has resolved to undertake this advertising of Differential rates at their Special Meeting to review the draft budget. This was possible in 2005 because of anomalies in the date of last years Special Meeting on Wednesday 15 June 2005.

This year however, given the statutory requirement to seek public comment on the draft rates for 21 days, the Special Meeting to review the draft budget will be held on Wednesday 21 June 2006 and the earliest Council can then adopt the budget is 21 days later on Wednesday 12 July 2006. This date is the second week of July, when last year Council held their special meeting to adopt their 2005/06 Budget in the first week of July.

If Council again wish to conduct their Special Meeting to adopt the 2006/07 Budget Wednesday 5 July 2006, Council must resolve to undertake this advertising of Differential rates at this Special Meeting.

#### **COMMENT:**

Differential rating has been adopted by Council in the past for Unimproved Values based on the land use of either Agriculture or Mining.

The draft Budget, to be reviewed by Council at the Special Meeting to be held on Wednesday 21 June 2005, allows for a 5% increase in rates.

The following rates in the dollar for Differential UV rates for 2006/07 representing a 5% rate increase are as follows:

UV Rural	1.7338 cents
UV Mining	6.3149 cents

## **STATUTORY ENVIRONMENT:**

Section 6.36 of the Local Government Act 1995 requires a local government to give local public notice when it intends to impose a differential general or minimum rate. The notice must contain details of each rate and minimum and an invitation for submissions to be made by an elector or ratepayer within 21 days.

The advertising of differential rates does not bind Council to adopt them in the 2005/2006 Budget. Council still has an opportunity to alter them but must give reasons for doing so in accordance with Regulation 23(b) of the Local Government (Financial Management) Regulations 1996.

### **Local Government Act**

#### **6.36. Local government to give notice of certain rates**

- (1) Before imposing any differential general rates or a minimum payment applying to a differential rate category under section 6.35(6)(c) a local government is to give local public notice of its intention to do so.
- (2) A local government is required to ensure that a notice referred to in subsection (1) is published in sufficient time to allow compliance with the requirements specified in this section and section 6.2(1).
- (3) A notice referred to in subsection (1):
  - (a) may be published within the period of 2 months preceding the commencement of the financial year to which the proposed rates are to apply on the basis of the local government's estimate of the budget deficiency;
  - (b) is to contain:
    - (i) details of each rate or minimum payment the local government intends to impose;
    - (ii) an invitation for submissions to be made by an elector or a ratepayer in respect of the proposed rate or minimum payment and any related matters within 21 days (or such longer period as is specified in the notice) of the notice; and
    - (iii) any further information in relation to the matters specified in subparagraphs (i) and (ii) which may be prescribed; and
  - (c) is to advise electors and ratepayers of the time and place where a document describing the objects of, and reasons for, each proposed rate and minimum payment may be inspected.
- (4) The local government is required to consider any submissions received before imposing the proposed rate or minimum payment with or without modification.
- (5) Where a local government:
  - (a) in an emergency, proposes to impose a supplementary general rate or specified area rate under section 6.32(3)(a); or
  - (b) proposes to modify the proposed rates or minimum payments after considering any submissions under subsection (4),it is not required to give local public notice of that proposed supplementary general rate, specified area rate, modified rate or minimum payment.

## **FINANCIAL IMPLICATIONS:**

There will be no cost as the local advertising can be placed in local publications.

**STRATEGIC AND POLICY IMPLICATIONS:**

There is no policy implication regarding this matter.

**VOTING REQUIREMENT:**

Simple Majority

**OFFICER RECOMMENDATION:**

That, since Council wish to hold a Special Meeting on Wednesday 5 July 2006 to adopt their 2006/07 Budget, Council give local public notice of the proposed differential Unimproved Value rates according to land use from 1 July 2006 be given as UV Agriculture 1.7338 cents and UV Mining 6.3149 cents, and submissions be invited from electors and ratepayers.

**RESOLUTION:                    2006-097**

**Moved:** Waite                    **Seconded:** Stacy

*That, since Council wish to hold a Special Meeting on Wednesday 5 July 2006 to adopt their 2006/07 Budget, Council give local public notice of the proposed differential Unimproved Value rates according to land use from 1 July 2006 be given as UV Agriculture 1.7338 cents and UV Mining 6.3149 cents, and submissions be invited from electors and ratepayers.*

**CARRIED 8/0**





**11. QUESTIONS BY MEMBERS OF WHICH DUE NOTICE HAS BEEN GIVEN:**

Nil.

**12. URGENT BUSINESS APPROVED BY THE PERSON PRESIDING OR BY DECISION:**

**13. MATTERS BEHIND CLOSED DOORS:**

Mr Gary Sherry declared a direct financial interest in this matter, being that he is the Chief Executive Officer, and left the room at 11.10 am.

**13.1 CHIEF EXECUTIVE OFFICER CONTRACT REVIEW**

Council adjourned the meeting at 12.40 pm.

Council resumed the meeting at 1.05 pm.

**RESOLUTION:                    2006-098**

***Moved:* Beswick                    *Seconded:* O'Callaghan**

*That Council:*

1. *having conducted a formal Performance Review of Council's CEO Mr Gary Sherry advise Mr Sherry that Council is prepared offer him a contract to re-appoint him as C.E.O of the Shire of Coorow upon expiration of his current contract.*
2. *offer Mr Sherry a remuneration package totalling \$125,780 as set out on page 64 of the Minutes of the Ordinary Meeting of the Coorow Shire Council on May 17<sup>th</sup>2006, effective from 1 July 2006.*

**CARRIED 8/0**

The Chief Executive Officer returned to the meeting at 1.53 pm.



**14. DATE OF NEXT MEETING:**

**14.1 SPECIAL DRAFT BUDGET MEETING OF COUNCIL**

10.00 am on the 21 June 2006 at the Maley Park Function Centre, Coorow

**14.2 NEXT MEETING OF COUNCIL**

3.00 pm on the 21 June 2006 at the Maley Park Function Centre, Coorow.

**15. CLOSURE:**

There being no further business, the President, Councillor Girando, closed the meeting at 2.25 pm.

These Minutes, consisting of pages 1 to 11 were confirmed by Council in Resolution No. 2006-102, as a true and correct record on 21 June 2006.

Presiding Member: \_\_\_\_\_