



Shire of Ngaanyatjaraku
ON A JOURNEY

ORDINARY MEETING OF COUNCIL

MINUTES

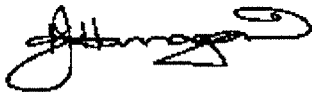
30 June 2021

at

1.00 pm

SHIRE OF NGAANYATJARRAKU
ORDINARY MEETING OF COUNCIL

The Chief Executive Officer recommends the endorsement of these minutes at the next Ordinary Meeting of Council.



Chief Executive Officer

Date: 30-6-2021

These minutes were confirmed by Council as a true and correct record of proceedings of the Meeting of Council held on the 30 June 2021.

Presiding Member: _____

Date: 28/7/2021

1.	DECLARATION OF OPENING.....	4
2.	ANNOUNCEMENT OF VISITORS.....	4
3.	ATTENDANCE	4
3.1	PRESENT	4
3.2	APOLOGIES.....	4
3.3	APPROVED LEAVE OF ABSENCE.....	4
4.	PUBLIC QUESTION TIME	4
4.1	RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE	4
4.2	PUBLIC QUESTION TIME	4
5.	APPLICATIONS FOR LEAVE OF ABSENCE	4
6.	DECLARATION BY MEMBERS.....	4
6.1	DUE CONSIDERATION BY COUNCILLORS TO THE AGENDA.....	4
6.2	DECLARATIONS OF INTEREST	6
7.	ANNOUNCEMENTS BY THE PRESIDING MEMBER WITHOUT DISCUSSION.....	6
8.	PETITIONS, DEPUTATIONS, PRESENTATIONS	6
8.1	PETITIONS.....	6
8.2	DEPUTATIONS	6
8.3	PRESENTATIONS	6
9.	CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS.....	6
9.1	ORDINARY MEETING OF COUNCIL	6
10.	CEO REPORTS.....	7
10.1	PROGRESS ON THE IMPLEMENTATION OF COUNCIL RESOLUTIONS	7
10.2	MINUTES OF MEETINGS.....	9
11.	DEPUTY CEO / DIRECTOR CORPORATE REPORTS.....	12
11.1	MONTHLY PAYMENTS LISTING	12
11.2	COUNCIL INVESTMENTS.....	14
11.3	MONTHLY STATEMENT OF FINANCIAL ACTIVITY FOR THE MONTH ENDED	16
12.	DIRECTOR GOVERNANCE & STRATEGIC REPORTS.....	19
12.1	A&RC COMMITTEE MEMBERSHIP	19
12.2	SPORT AND RECREATION PLAN.....	21
12.3	RFQ - WARBURTON CONCEPT PLAN	23
12.4	EMPLOYEE CODE OF CONDUCT	25
13.	DIRECTOR INFRASTRUCTURE REPORTS	27
13.1	JAMESON WESTERN BYPASS ROAD NAMING	27
13.2	ACTION REPORT – WORKS ENGINEER	29
13.3	ACTION REPORT – ENVIRONMENTAL HEALTH & BUILDING SERVICES.....	30
13.4	PUBLIC HEALTH PLAN	31
14.	NEW BUSINESS OF AN URGENT NATURE AS ADMITTED BY DECISION	33
15.	CONFIDENTIAL MATTERS.....	33
15.1	APPOINTMENT OF DIRECTOR INFRASTRUCTURE SERVICES	33
15.2	CEO ANNUAL PERFORMANCE REVIEW	33
16.	NEXT MEETING.....	34
17.	CLOSURE OF MEETING	34

1. DECLARATION OF OPENING

The Presiding Member declared the meeting open at 1.00pm.

2. ANNOUNCEMENT OF VISITORS

The Presiding Member welcomed members of the public to the gallery.

3. ATTENDANCE

3.1 PRESENT

Elected Members:	President Councillor Councillor Councillor Councillor Councillor Councillor	D McLean A Jones D Frazer J Frazer L West J Porter A Bates
Staff:	CEO FAC	K Hannagan (via telephone) G Handy
Guests:	N.A.	
Members of Public:	There were no members of the public in attendance at the commencement of the meeting.	

3.2 APOLOGIES

DGC, C Green (a/c Zoom not working)

3.3 APPROVED LEAVE OF ABSENCE

4. PUBLIC QUESTION TIME

4.1 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

4.2 PUBLIC QUESTION TIME

5. APPLICATIONS FOR LEAVE OF ABSENCE

6. DECLARATION BY MEMBERS

6.1 DUE CONSIDERATION BY COUNCILLORS TO THE AGENDA

Councillors are requested to give due consideration to all matters contained in the Agenda presently before the meeting.

6.2 DECLARATIONS OF INTEREST

Councillors to Note

A member who has an Impartiality, Proximity or Financial Interest in any matter to be discussed at a Council or Committee Meeting, that will be attended by the member, must disclose the nature of the interest:

- (a) In a written notice given to the Chief Executive Officer before the Meeting or;
- (b) At the Meeting, immediately before the matter is discussed.

A member, who makes a disclosure in respect to an interest, must not:

- (a) Preside at the part of the Meeting, relating to the matter or;
- (b) Participate in or be present during any discussion or decision-making procedure relative to the matter, unless to the extent that the disclosing member is allowed to do so under *Section 5.68 or Section 5.69 of the Local Government Act 1995*.

NOTES ON DECLARING INTERESTS (FOR YOUR GUIDANCE)

The following notes are a basic guide for Councillors when they are considering whether they have an interest in a matter.

These notes are included in each agenda for the time being so that Councillors may refresh their memory.

1. A Financial Interest requiring disclosure occurs when a Council decision might advantageously or detrimentally affect the Councillor, or a person closely associated with the Councillor and is capable of being measure in money terms. There are exceptions in the *Local Government Act 1995*, but they should not be relied on without advice, unless the situation is very clear.
2. If a Councillor is a member of an Association (which is a Body Corporate) with not less than 10 members i.e. sporting, social, religious etc), and the Councillor is not a holder of office of profit or a guarantor, and has not leased land to or from the club, i.e., if the Councillor is an ordinary member of the Association, the Councillor has a common and not a financial interest in any matter to that Association.
3. If an interest is shared in common with a significant number of electors or ratepayers, then the obligation to disclose that interest does not arise. Each case needs to be considered.
4. If in doubt declare.
5. As stated in (b) above, if written notice disclosing the interest has not been given to the Chief Executive Officer before the meeting, then it **MUST** be given when the matter arises in the Agenda, and immediately before the matter is discussed.
6. Ordinarily the disclosing Councillor must leave the meeting room before discussion commences. The **only** exceptions are:
 - 6.1 Where the Councillor discloses the **extent** of the interest, and Council carries a motion under *s.5.68(1)(b)(ii) or the Local Government Act*, or
 - 6.2 Where the Minister allows the Councillor to participate under *s.5.69(3) of the Local Government Act*, with or without conditions.

Declarations of Interest provided:

Item Number/ Name	Type of Interest	Nature/Extent of Interest
----------------------	------------------	---------------------------

--	--	--

7. ANNOUNCEMENTS BY THE PRESIDING MEMBER WITHOUT DISCUSSION

8. PETITIONS, DEPUTATIONS, PRESENTATIONS

8.1 PETITIONS

8.2 DEPUTATIONS

8.3 PRESENTATIONS

9. CONFIRMATION OF MINUTES OF PREVIOUS MEETINGS

9.1 MINUTES OF ORDINARY MEETING OF COUNCIL

Voting Requirement
Simple Majority

Officers Recommendation and Council Resolution

Moved: Cr J Frazer Seconded: Cr D Frazer

That the Unconfirmed Minutes of the Ordinary Meeting of Council held on 26 May 2021 at the Council Chambers, Tjulyuru Cultural and Civic Centre, Warburton Community (as circulated and available on the Shires official website) be confirmed as a true and accurate record.

Carried: 7/0

10. CEO REPORTS

10.1 PROGRESS ON THE IMPLEMENTATION OF COUNCIL RESOLUTIONS

FILE REFERENCE:	GV.05
AUTHOR'S NAME AND POSITION:	Kevin Hannagan Chief Executive Officer
DATE REPORT WRITTEN:	17 May 2021
DISCLOSURE OF INTERESTS:	The author has no financial, proximity or impartiality interest in the proposal.

Summary

The purpose of this agenda item is to report back to Council on the progress of the implementation of Council resolutions.

Background

The best practice in governance supports the regular review of Council decisions to ensure that they are actioned and implemented in a timely manner.

Comment

A resolution from the October 2020 meeting regarding nominations for Council consideration of an appointment of an external person to the A&R Committee is still in progress, see Attachment 10.1 for details.

Statutory Environment

Section 2.7 of the Local Government Act 1995 states:

“Role of council

(1) The council —

(a) governs the local government's affairs; and

(b) is responsible for the performance of the local government's functions.

(2) Without limiting subsection (1), the council is to —

(a) oversee the allocation of the local government's finances and resources; and

(b) determine the local government's policies.”

The above section of the Act notwithstanding, there is no specific legal requirement to present such a report to Council or for Council to receive or consider such a report. The decision to have the report in the Council's monthly agenda is entirely Council's prerogative. Staff acknowledge the critical and ongoing nature of the document, in that Council 'speaks by resolution'.

Financial Implications

There are no known financial implications for this matter.

Strategic Implications

Plan for the Future 2021 – 2031

Goal 3, Our Leadership

Outcome 8, A well-functioning organisation

Strategy, 8.2, Maintain corporate governance, responsibility and accountability

Risk Management

This item has been evaluated against the Shire of Ngaanyatjarraku Risk Management Framework, Risk Assessment Matrix. The perceived level of risk is “Low” risk and can be managed by routine procedures and is unlikely to need specific application of resources.

Policy Implications

There are no known policy implications for this matter.

Attachments

10.1 - Council Resolutions - Status Report

Voting Requirement

Simple Majority

Officers Recommendation and Council Resolution

Moved: Cr L West Seconded: Cr J Porter

That Council notes the attached Council Resolutions – Status table as at May OCM 2021, (Attachment 10.1) and this report.

Carried: 7/0

10.2 MINUTES OF MEETINGS

FILE REFERENCE: GV.00

AUTHOR'S NAME AND POSITION: Kevin Hannagan
Chief Executive Officer

DATE REPORT WRITTEN: 16 June 2021

DISCLOSURE OF INTERESTS: The author has an impartiality interest shared in common as the position of CEO is appointed to some committees.

Summary

For Council to be kept updated on activities of any external Committees or Working Groups that it has appointed delegates / representatives.

Background

The Shires President, Chief Executive Officer and Director Governance / Strategic have been appointed as delegates / representatives attending meetings and advocating for issues affecting the Shire of Ngaanyatjarraku. Minutes of any meetings are made available to Councillors for information. The below briefly outlines meetings attended since the last reporting month.

Comment

Listed below are meetings attended and main issues of interest for the Shire.

GVROC Council Meeting – May 2021

- A delegation is scheduled to visit Perth for the 31 May to 2 June 2021, to align with State Parliament sitting days. Meetings are being organised with the relevant Ministers and Director Generals. Law-and-order issues are continuing to be an issue, particularly in the Northern Goldfields with the Shire of Laverton reporting significant issues, particularly with young children causing damage, occurring during the Anzac Day long weekend in the town. As a result, the Shire of Laverton sent a letter on 27 April 2021 to the Premier and Ministers for Aboriginal Affairs (Dawson), Police (Papalia), and Child Protection & Community Services (McGurk), and also local members Kent and McGinn. To date the Shire has received only one response and that is from Minister Dawson stating, "thank you for your correspondence to the Hon Stephen Dawson MLC Minister for Mental Health; Aboriginal Affairs; Industrial Relations, as this matter falls within the responsibility of the Minister for Community Services, I have forwarded your correspondence to the office of Hon Simone McGurk MLA for consideration". This response again highlights the need for the delegation to try and meet and make all Ministers and departments aware of the issues and that it is not something that should be buck passed from one to another, but a collective united response to the issues.
- Goldfields Record Storage Facility – motion passed
That the GVROC Council as representative of the Original Parties to the Records Facility Agreement:
 1. Note the current update in the progress to wind up the Records Storage Facility.
 2. Endorse a funding allocation to cover the legal advice required to affect the wind up of the Records Storage Facility.
- Groupings of Local Governments in Western Australia have been invited to submit an expression of interest to establish a climate alliance to take action on climate change, energy and sustainability projects through regional partnerships. Through the Program, two pilot climate alliances will be established. – motion passed
That the GVROC:
 1. Notes the EOI regarding the Regional Climate Alliance Program.
 2. Supports a Goldfields Climate Alliance of GVROC LGAs for this program and requests each LGA CEO to liaise with the Shire of Dundas CEO as the lead LGA to complete and submit an application by the due date of 21 June 2021.

3. Agree to provide up to \$50,000 towards the hiring of consultants to assist in completing the application on behalf of the GVROC Goldfields Climate Alliance
- The Shire of NG has sent a letter to GVROC confirming its participation in the project, see Attachment 10.2

Outback Highway Development Council – Feb 2021

- Funding for sealing of the Great Central Road

GVROC Council Meeting to consider WALGA State Council Agenda Items, April 2021

- The Road Asset Preservation Model aims to distribute State and Federal Government road grant funding among Local Governments in an efficient and equitable manner, taking account of local road asset preservation need and costs. The Asset Preservation Model was originally developed by Main Roads WA and Local Government in 1989-90, based on a theoretical model developed by the Australian Road Research Board. It was introduced the following year. The WA Local Government Grants Commission has responsibility for its on-going administration including updating the costs and other parameters that underpin the model's operation. In response to a Zone resolution, WALGA investigated options that could be developed and advocated, that would improve the outcomes from the Road Asset Preservation Model. To support decision making a manual was developed to assist stakeholders better understand the model's objectives and operation.
The Shire CEO has also made a separate submission to the review to ensure issues impacting the model's affect of the Shire of NG's unique circumstances is taken into account.
- Review of the State Industrial Relations System
 - Currently in Western Australia there is a dual system whereby Local Governments apply either the Federal or State Industrial Relations legislation.
 - The State Government is seeking to have all Local Governments operate in the State Industrial Relations System based on recommendations made in a Ministerial Report (2017-19).
 - The Industrial Relations Legislation Amendment Bill 2020 (Bill) was passed by the Legislative Assembly on 20 August 2020 but failed to pass the Legislative Council before Parliament was prorogued on 7 December 2020.
 - With the recent election results, the WA Labour Government has control of both houses of State Parliament. Therefore, if a new Bill is introduced in similar terms it is unlikely to meet any opposition in Parliament.
 - The transition of Local Government employees from the Federal to State Industrial Relations system will affect approximately 23,000 employees and will require Local Government employers and employees to navigate complex transitional legislation and arrangements.

If legislation to mandate the transition is reintroduced into Parliament, it will be critical for Local Governments to secure State Government funding, resourcing and assistance to ensure the transition is smooth and positive for Local Government employees.

Northern Goldfields Working Group – Mar 2021

- Agreed to review the earlier NGWG Tourism Development Plan (that was never enacted) focussing on marketing the Northern Goldfields.

Outback Highway Development Council Inc – Jun 2021

- No main issues of interest to report. The CEO can answer any questions Councillors may have.

Operational Area Support Group (fortnightly)

The OASG purpose is to assist management of Covid19 restrictions and implementation across the goldfields region. The group secretariate is provided by the WA Country Health Service – Goldfields and the Goldfields Regional Emergency Operations Centre – COVID-19.

- No main issues of interest to report. The CEO can answer any questions Councillors may have.

Statutory Environment

Section 2.7 of the Local Government Act 1995 states:

“Role of council

(1) The council —

(a) governs the local government’s affairs; and

(b) is responsible for the performance of the local government’s functions.

(2) Without limiting subsection (1), the council is to —

(a) oversee the allocation of the local government’s finances and resources; and

(b) determine the local government’s policies.”

Financial Implications

The Shire continues to advocate for the Warburton Bypass to be included in the Federal / State funded GCR Project.

Strategic Implications

Plan for the Future 2021 – 2031

Goal 3, Our Leadership

Outcome 8, A well-functioning organisation

Strategy, 8.1, Maintain corporate governance, responsibility and accountability.

Risk Management

This item has been evaluated against the Shire of Ngaanyatjarraku Risk Management Framework, Risk Assessment Matrix. The perceived level of risk is “Low” risk and can be managed by routine procedures and is unlikely to need specific application of resources.

Policy Implications

Not applicable

Attachments

Attachment 10.2 – Letter to GVROC re Goldfields Climate Alliance of GVROC LGAs

Voting Requirement

Simple Majority

Officers Recommendation and Council Resolution

Moved: Cr D Frazer

Seconded: Cr J Porter

That Council notes this report regarding meetings attended by its delegates / representatives advocating on issues affecting the Shire of Ngaanyatjarraku and its Community.

Carried: 7/0

11 DEPUTY CEO / DIRECTOR CORPORATE REPORTS

11.1 MONTHLY PAYMENTS LISTING

FILE REFERENCE:	FM.07
AUTHOR'S NAME AND POSITION:	Kerry Fisher Deputy CEO / Director Corporate
AUTHORISING OFFICER AND POSITION:	Kevin Hannagan Chief Executive Officer
DATE REPORT WRITTEN:	18 June 2021
DISCLOSURE OF INTERESTS:	Nil

Summary

For Council to confirm the payment of accounts listed in the attached Accounts for Payment.

Background

In accordance with the Local Government (Financial Management) Regulations 1996 the Chief Executive Officer is required to present a list of payments to the Council at the next ordinary meeting of the council after the list is prepared.

Comment

The payments made are consistent with previous months.

Statutory Environment

Local Government (Financial Management) Regulations 1996

S13. 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.*

Financial Implications

The Shire makes annual budget allocations for payment of accounts.

Strategic Implications

Plan for the Future 2021 – 2031

Goal 3, Our Leadership: Showing the way for our communities

Outcome 8, A well-functioning organisation

Strategy, 8.1, Maintain corporate governance, responsibility and accountability

Risk Management

This item has been evaluated against the Shire of Ngaanyatjarraku Risk Management Framework, Risk Assessment Matrix. The perceived level of risk is “Low” risk and can be managed by routine procedures and is unlikely to need specific application of resources.

Policy Implications

There are no known policy implications for this matter

Attachments

11.1 – Payment Listings

Voting Requirement

Simple Majority Required.

Officers Recommendation and Council Resolution

Moved: Cr D Frazer Seconded: Cr A Bates

That Council receives the Payment Listing, May 2021 totaling payments of \$621,477.90 as per Attachment 11.1.

Carried: 7/0

11.2 COUNCIL INVESTMENTS

FILE REFERENCE:	FM.04
AUTHOR'S NAME AND POSITION:	Kerry Fisher Deputy CEO / Director Corporate
AUTHORISING OFFICER AND POSITION:	Kevin Hannagan Chief Executive Officer
DATE REPORT WRITTEN:	24 June 2021
DISCLOSURE OF INTERESTS:	The author and the authorising officer have no financial, proximity or impartiality interests in the proposal.

Summary

For Council to be advised of the Shires Municipal Account and Investments as attached.

Background

To invest the Shire of Ngaanyatjarraku surplus funds with consideration of risk and at the most favourable rate of interest available to it at the time, for that investment type, whilst ensuring that liquidity requirements are being met.

Comment

Preservation of capital is to be the principal objective with consideration given to liquidity, cash flow requirements and return on investment.

Preservation of capital is the principal objective of the investment portfolio. Investments are to be performed in a manner that seeks to ensure security and safeguarding the investment portfolio. This includes managing credit and interest rate risk within identified thresholds and parameters.

The investment portfolio will ensure there is sufficient liquidity to meet all reasonably anticipated cash flow requirements, as and when they fall due, without incurring significant costs due to the unanticipated sale of an investment.

The investment is expected to achieve a predetermined market average rate of return that takes into account the Shire's risk tolerance. Any additional target set by the Shire will also consider the risk limitation and prudent investment principles.

The reduction of RBA interest rate has greatly reduced term deposit interest for a 12 month term.

Statutory Environment

Local Government Act 1995

Section 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 may be invested 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 3 years;
 - (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.

Financial Implications

The Shires budgeted 2020/21 Interest Income will need to be reduced as part of the Mid-Year Budget Review process.

Strategic Implications

Plan for the Future 2021 – 2031

Goal 3, Our Leadership: Showing the way for our communities

Outcome 8, A well-functioning organisation

Strategy, 8.1, Maintain corporate governance, responsibility and accountability

Risk Management

This item has been evaluated against the Shire of Ngaanyatjarraku Risk Management Framework, Risk Assessment Matrix. The perceived level of risk is “Low” risk and can be managed by routine procedures and is unlikely to need specific application of resources.

Policy Implications

Corporate Policy Finance 2.12 Investment.

Attachments

11.2 – Westpac screen prints of Municipal and Investment Accounts. (No monies are recurrently being held with any other institutions.)

Voting Requirement

Simple Majority Required

Officers Recommendation and Council Resolution

Moved: Cr A Bates

Seconded: Cr J Frazer

That the report on Council Investments as at Attachment 11.2 be received.

Carried: 7/0

11.3 MONTHLY STATEMENT OF FINANCIAL ACTIVITY FOR THE MONTH ENDED

FILE REFERENCE:	FM.10
AUTHOR'S NAME AND POSITION:	Kerry Fisher Deputy CEO / Director Corporate
AUTHORISING OFFICER AND POSITION:	Kevin Hannagan Chief Executive Officer
DATE REPORT WRITTEN:	18 June 2021
DISCLOSURE OF INTERESTS:	The author and the authorising officer have no financial, proximity or impartiality interests in the proposal.

Summary

For Council to receive the monthly financial report.

Background

Council is to prepare monthly financial reports as required by the Local Government (Financial Management Regulations) 1996.

Council has resolved that details and explanations of the material variances reflected on the Statement of Financial Activity are provided as required by Local Government (Financial Management) Regulation 34(1) (d). The attached statements include details of variances between Year to Date (YTD) Budget and YTD Actual data as per the adopted materiality threshold of \$20,000 or 10.00% whichever is the greater (refer last page of statements). These materiality levels have been applied in the preparation of this report.

Comment

Comments in relation to budget to actual variances are included as notes (last page) in the Financial Reports attached. Comments related to 'Timing' refer to an estimate of when costs would occur at the time the budget was formulated versus actual costs being incurred. 'Permanent' variances to note are:

- Housing rental income is higher due to better-than-expected rentals;
- Recreation income higher as WA Police grant received for the Strong Wati program and expenditure may be made next FYE;
- Governance Expenses are under budget in Accounting/Compliance Services, Consultancy Fees as more functions now being done in-house;
- Community Amenities expenditure under as difficulty in sourcing rubbish collection staff;
- Recreation expenditure under due to difficulty in recruiting replacement staff;
- Transport expenditure under as some projects will be deferred to next FYE.
- Proceeds from sale of assets is higher as Sale of the Works cruiser received a much higher auction price.

Statutory Environment

Local Government Act 1995

6.4. Financial report

- (1) A local government is to prepare an annual financial report for the preceding financial year and such other financial reports as are prescribed.
- (2) The financial report is to —
 - (a) be prepared and presented in the manner and form prescribed; and
 - (b) contain the prescribed information.

Local Government (Financial Management) Regulations 1996.

34. Financial activity statement required each month (Act s. 6.4)(1A) In this regulation —

committed assets means revenue unspent but set aside under the annual budget for a specific purpose.

- (1) A local government is to prepare each month a statement of financial activity reporting on the revenue and expenditure, as set out in the annual budget under 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); and
 - (b) budget estimates to the end of the month to which the statement relates; and
 - (c) actual amounts of expenditure, revenue and income to the end of the month to which the statement relates; and
 - (d) material variances between the comparable amounts referred to in paragraphs (b) and (c); and
 - (e) the net current assets at the end of the month to which the statement relates.
- (2) Each statement of financial activity is to be accompanied by documents containing
 - (a) an explanation of the composition of the net current assets of the month to which the statement relates, less committed assets and restricted assets; and
 - (b) an explanation of each of the material variances referred to in sub regulation (1)(d); and
 - (c) such other supporting information as is considered relevant by the local government.
- (3) The information in a statement of financial activity may be shown —
 - (a) according to nature and type classification; or
 - (b) by program; or
 - (c) by business unit.
- (4) A statement of financial activity, and the accompanying documents referred to in sub regulation (2), are to be —
 - (a) presented at an ordinary meeting of the council within 2 months after the end of the month to which the statement relates; and
 - (b) recorded in the minutes of the meeting at which it is presented.
- (5) Each financial year, a local government is to adopt a percentage or value, calculated in accordance with the AAS, to be used in statements of financial activity for reporting material variances.

Financial Implications

Monthly financial reporting is a primary financial management and control process. It provides the Council with the ability to oversee the Shire's financial performance against budgeted targets.

Strategic Implications

Plan for the Future 2021 – 2031

Goal 3, Our Leadership: Showing the way for our communities

Outcome 8, A well-functioning organisation

Strategy, 8.1, Maintain corporate governance, responsibility and accountability

Risk Management

This item has been evaluated against the Shire of Ngaanyatjarraku Risk Management Framework, Risk Assessment Matrix. The perceived level of risk is "Low" risk and can be managed by routine procedures and is unlikely to need specific application of resources.

Policy Implications

No policy implications apply in the preparation of the report.

Attachments

11.3 - Monthly Financial Report.

Voting Requirement
Simple Majority Required.

Officers Recommendation and Council Resolution

Moved: Cr L West Seconded: Cr D Frazer

That Council receives the monthly financial report for May 2021.

Carried: 7/0

12. DIRECTOR GOVERNANCE & STRATEGIC REPORTS

12.1 A&RC COMMITTEE MEMBERSHIP

FILE REFERENCE:	CM.14
AUTHOR'S NAME AND POSITION:	Cary Green Director Governance and Strategic
AUTHORISING OFFICER AND POSITION	Kevin Hannagan Chief Executive Officer
DATE REPORT WRITTEN:	1 June 2021
DISCLOSURE OF INTERESTS:	The author has no financial, proximity or impartiality interest in the proposal.

Summary

For Council to consider increasing the membership of the A&RC from the current 4 members to the full council.

Background

At the 28 October 2020, Ordinary Council Meeting, Council adopted the following resolution,

Officers Recommendation and Council Resolution

Moved: Cr A Bates Seconded: Cr D Frazer

That Council:

- 1. adopts by absolute majority, to amend the Shires Policy Manual item 1.11 for the revised (as tabled) Audit and Risk Committee – Charter;**
- 2. publishes a copy of the amended policy manual on the Shire's official website;**
- 3. Appoints Crs D McLean, A Jones, D Frazer, J Frazer to the A&RC with a review of Councillor representation after the next Council election in 2021; and**
- 4. Requests the CEO to commence the process to seek nominations for Council consideration of an appointment of an external person to the A&R Committee.**

Carried: 7/0

Point 3 - Is to appoint 4 Councillors to the A&RC only, and the following Cr's were duly appointed.

However, at a recent Audit and Risk Committee (A&RC) meeting a quorum was not achieved as only 2 committee members were in attendance. To alleviate this issue, it is recommended that Council increase the number of the A&RC members to the full Council. This will reduce the risk of a reoccurrence of this type of issue.

Comment

Due to the geography, distance and at time cultural issues, it is at times difficult for all Cr's to attend Committee and Council meetings. To safeguard these issues, it is recommended that the Shire increase the membership of the A&RC from 4 members to the full Council (8 members).

By doing so it is envisaged this will reduce the risk of attaining a quorum for future A&RC

meetings.

Statutory Environment

Local Government Act 1995

5.19. Quorum for meetings

The quorum for a meeting of a council or committee is at least 50% of the number of offices (whether vacant or not) of member of the council or the committee (=5 members).

Financial Implications

Reimbursement of reasonable expenses incurred in the performance of the duties of a committee member are approved by the CEO. Member sitting fees budget will need to be increased, these costs will be allowed for in the 2021/22 Annual Budget.

Strategic Implications

Plan for the Future (2021-2031)

Goal 7, Leadership

Outcome 7. Good leadership, effectively representing and advocating for our communities.

Strategy: Provide strategic leadership and good governance

Risk Management

This item has been evaluated against the Shire of Ngaanyatjarraku Risk Management Framework, Risk Assessment Matrix. The perceived level of risk is “Low” risk and can be managed by routine procedures and is unlikely to need specific application of resources, other than contained in the Recommendation.

Policy Implications

There are no known policy implications for this matter.

Attachments

Nil

Voting Requirement

Absolute Majority

Officers Recommendation and Council Resolution

Moved: Cr A Jones Seconded: Cr J Porter

That Council endorses the increase in the membership of the A&RC from the current 4 members to the full council (8 members).

Carried: 7/0

12.2 SPORT AND RECREATION PLAN

FILE REFERENCE:	CM:14
AUTHOR'S NAME AND POSITION:	Cary Green Director Governance and Corporate
AUTHORISING OFFICER AND POSITION	Kevin Hannagan Chief Executive Officer
DATE REPORT WRITTEN:	1 June 2021
DISCLOSURE OF INTERESTS:	The author has no financial, proximity or impartiality interest in the proposal.

Summary

To note the Sport and Recreation Plan (S&R Plan) and endorse the three-scenario based future delivery options.

Background

In November 2020, the Shire engaged Core Business Australia to develop a S&R Plan to provide an overview of existing resources and opportunities for the provision of a Sport and Recreation service in the Shire of Ngaanyatjarraku. The Shire identified the need for a S&R Plan to document how a wholistic Sport and Recreation service could be provided (with appropriate funding) for the community in a well-managed and sustainable manner.

This plan documents three scenario based future delivery options (a, b and c) and includes detailed staffing, operational, maintenance, asset management and capital project costs over a 20-year period for each option. While Swimming facilities are highly important recreation activity in a central Australian desert environment, the Shire is addressing swimming facility needs in a separate study and therefore they are excluded from this report.

Comment

See attached S&R Plan.

Statutory Environment

Local Government Act 1995

5.56. Planning for the future

- (1) A local government is to plan for the future of the district.
- (2) A local government is to ensure that plans made under subsection (1) are in accordance with any regulations made about planning for the future of the district.

Financial Implications

Each scenario based future delivery option will be fully costed and will form part of future operational budget requests subject to appropriate funding grants.

Strategic Implications

Plan for the Future (2021-2031)

Goal 7, Leadership

Outcome 7. Good leadership, effectively representing and advocating for our communities.

Strategy: Provide strategic leadership and good governance

Risk Management

This item has been evaluated against the Shire of Ngaanyatjarraku Risk Management Strategy, Risk Assessment Matrix. The perceived level of risk is high prior to treatment, implementing the changes required will reduce the risk.

Policy Implications

Not Applicable.

Attachments

Attachment 12.2 – Sport and Recreation Plan

Voting Requirement

Simple Majority

Officers Recommendation and Council Resolution

Moved: Cr A Jones Seconded: Cr D Frazer

That Council:

- 1. Notes the Sport and Recreation Plan**
- 2. Endorses the three-scenario based approach for future delivery options subject to appropriate grant funding, and**
 - 1. Requests the CEO to publish a copy of the low-res abridged Plan on the Shire’s website as an ‘informing’ plan to the Integrated Planning and Reporting Framework.**

Carried: 7/0

12.3 RFQ - WARBURTON CONCEPT PLAN

FILE REFERENCE: PL.23

AUTHOR'S NAME AND POSITION: Cary Green
Director Governance and Strategic

AUTHORISING OFFICER AND POSITION: Kevin Hannagan
Chief Executive Officer

DATE REPORT WRITTEN: 2 June 2021

DISCLOSURE OF FINANCIAL INTEREST: The authorising officer has declared a financial, conflict of interest in this proposal as he has had previous business connections with one of the applicants prior to joining the Shire.

Summary

For Council to consider the Request for Quotation (RFQ) for the Warburton Concept Plan.

Five conforming tenders were received in response to the RFQ.

The evaluation panel has now completed its assessment of the RFQ submission and makes their recommendation.

Background

The Shire of Ngaanyatjarraku is seeking the services of a highly competent and experienced company or companies to assist the Shire in developing a Concept Plan and Business Case for the proposed development works in Warburton.

This includes, gaining funding and the implementation of the Warburton Concept Plan as outlined in the Shire of Ngaanyatjarraku Prospectus including establishment of:

- Warburton Roadhouse surrounds and Civic Centre upgrades; and
- Expansion of the Tjulyuru Regional Gallery.

The advertised selection criteria were:

Criteria		Weighting
(a)	Demonstrated understanding of the Process	20%
(b)	Demonstrated experience and expertise in Aboriginal / remote communities.	30%
(c)	Proposed project timeline, methodology, implementation, and analysis.	30%
(d)	Projected Total Cost, using consultant Schedule of Rates x In-house predetermined hours by consultant type.	20%

After initial compliance assessment, the submissions were deemed compliant for further assessment. The evaluation panel then assessed the submissions against the selection criteria and value for money.

The Evaluation and Recommendation Report, including the overall evaluation scores and rankings, are attached as a confidential item.

Comment

The submissions have been assessed with the below scores and rankings. Complete details of the tenders and assessment are provided in Attachment A.

Rank	Tenderer	Score (/100)
1	Fulcrum	85.14
2	APP Corporation	84.46
3	NAJA	75.00

4	Gresley	73.46
5	Core Business Australia	67.14

The evaluation panel concluded that The Fulcrum Agency are suitable and provided a value for money submission in relation to the RFQ Warburton Concept Plan.

Statutory Environment

Local Government Act 1995 Section 5.23. Meetings generally open to public

- (2) *If a meeting is being held by a council or by a committee referred to in subsection (1)(b), the council or committee may close to members of the public the meeting, or part of the meeting, if the meeting or the part of the meeting deals with any of the following —*
- (c) *a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting;”*

Financial Implications

Funding for the RFQ will form part of the 2021/22 Budget submission.

Strategic Implications

Plan for the Future (2021-2031)

Goal 7, Leadership

Outcome 7. Good leadership, effectively representing and advocating for our communities.

Strategy: Provide strategic leadership and good governance

Risk Management

This item has been evaluated against the Shire of Ngaanyatjaraku Risk Management Framework, Risk Assessment Matrix. The perceived level of risk is considered to be “Low” risk and can be managed by routine procedures and is unlikely to need specific application of resources.

Policy Implications

Finance Policy 2.1, Purchasing.

Attachments

Attachment 12.3 - Confidential Attachments – Evaluation Report.

Voting Requirement

Simple Majority

Officers Recommendation and Council Resolution

Moved: Cr A Jones

Seconded: Cr J Frazer

That Council:

- 1 Resolve that Evaluation Report ATTACHMENT 12.3 is confidential in accordance with s5.23 (2) the Local Government Act because it deals with matters affecting s5.23 (2): (c) “a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting”.**
- 2. Note the attached Evaluation and Recommendation Report, CONFIDENTIAL ATTACHMENT 12.3.**
- 3. Award the contract to The Fulcrum Agency**
- 4. Authorises the Chief Executive Officer to enter into a contract with the appointed Consultancy and manage any variations providing this does not exceed the budget allocation or amend the overall scope.**

Carried: 7/0

12.4 EMPLOYEE CODE OF CONDUCT

FILE REFERENCE:	PL.00
AUTHOR'S NAME AND POSITION:	Cary Green Director Governance and Corporate
AUTHORISING OFFICER AND POSITION	Kevin Hannagan Chief Executive Officer
DATE REPORT WRITTEN:	22 June 2021
DISCLOSURE OF INTERESTS:	Nil

Summary

For Council to note the new Employee Code of Conduct.

Background

On February 3, 2021, changes took effect to the Local Government Act 1995, Local Government Regulations Amendment (Employee Code of Conduct).

The Shire did have a Code of Conduct covering Councillors and Staff in compliance with previous legislation. The new legislation requires Council to now have separate Codes of Conduct. In March 2021 Council adopted a new Code of Conduct for Council Members, Committee Members and candidates for election. A separate Code of Conduct is required for Staff. Whilst a draft document has been available Shire Officers have been awaiting WALGA to issue their version to enable a comparison of documents.

The Shires Employee Code of Conduct has been updated to take into consideration these changes and has been cross referenced against a guidelines template provided by WALGA. The Code provides all employees with consistent guidelines for an acceptable standard of professional conduct. It also addresses the broader issue of ethical responsibility and encourages greater transparency and accountability in the Shire of Ngaanyatjarraku.

A copy of the 'draft Code of Conduct was provided to all staff for their review and feedback, and the consultation period closed on Friday April 16, 2021.

It is important to note that this is an Employee (only) Code of Conduct, so Council are not required to make a decision regarding adoption, as it is delegated to the CEO. However, Officers feel it is good practice to bring updates of this nature to Council so they are aware of the details affecting employees.

Comment

The Code of Conduct provides employees in the Shire of Ngaanyatjarraku with consistent guidelines for an acceptable standard of professional conduct. The Code addresses in a concise manner the broader issue of ethical responsibility and encourages greater transparency and accountability in the Shire of Ngaanyatjarraku.

The Code provides a guide and a basis of expectations for employees. It encourages a commitment to ethical and professional behaviour and outlines principles in which individual and collective Local Government responsibilities may be based.

The following topics are addressed :

- Personal behaviour
- Handling of information, records keeping and communications
- Fraudulent, corrupt and improper behaviour
- Use of local government resources
- Reporting of suspected wrongdoing.

- Gifts
- Conflicts of interest

Statutory Environment

On 3 February 2021 changes took effect to the Local Government Act 1995, and the Local Government (Administration) Amendment Regulations 2021.

Financial Implications

There are no financial implications.

Strategic Implications

Integrated Strategic Plan 2018 - 2028

Goal 3, Leadership

Outcome 3.2, Good Leadership

Risk Management

This item has been evaluated against the Shire of Ngaanyatjarraku Risk Management Framework, Risk Assessment Matrix. The perceived level of risk is “Low” risk and can be managed by routine procedures and is unlikely to need specific application of resources.

Policy Implications

Not applicable

Attachments

Attachment 12.4 - Shire of Ngaanyatjarraku Employee Code of Conduct.

Voting Requirement

Simple Majority

Officers Recommendation and Council Resolution

Moved: Cr A Bates

Seconded: Cr D Frazer

That Council notes the updated Employee Code of Conduct.

Carried: 7/0

13. DIRECTOR INFRASTRUCTURE SERVICES REPORT

13.1 JAMESON WESTERN BYPASS ROAD NAMING

FILE REFERENCE: RD.00

AUTHOR'S NAME AND POSITION: Peter Kerp
Works Engineer

AUTHORISING OFFICER AND POSITION: Kevin Hannagan
Director Infrastructure Services

DATE REPORT WRITTEN: 4 June 2021

DISCLOSURE OF INTERESTS: The author and the authorising officer have no financial, proximity or impartiality interests in the proposal.

Summary

For Council to consider naming the recently constructed Jameson Western Bypass, Nyinninga Road.

Background

Council at its Ordinary Council Meeting held 31 March 2021 resolved:

Council Resolution

Moved: Cr J Frazer Seconded: Cr D Frazer

That Council:

- 1. Supports the naming of the newly constructed Jameson West Bypass as Nyinninga Road.**
- 2. Write to Ngaanyatjaraku Council Aboriginal Corporation (NCAC) seeking their support and endorsement of the proposed road name; and**
- 3. Following further Council resolution of written endorsement from NCAC, advise Landgate accordingly so the road name can be actioned and finalized to be compliant with Landgate's Policies and Standards for Geographical Naming in Western Australia 2017.**

Carried: 6/0

Comment

The Shire has received correspondence dated 3 June 2021 (Attachment 13.1) from Ngaanyatjarra Council Aboriginal Corporation (NCAC) advising that the spelling of the road name should be Nyinninga and the Corporation's endorsement of that road name.

The President has now conferred with the local linguists and confirmed that the correct spelling is Nyinninga.

The Shire now needs to formally resolve receipt of written advice from NCAC endorsing the proposed road naming, so road name changes can be actioned by Landgate and finalized compliant to Landgate's Policies and Standards for Geographical Naming in Western Australia 2017.

Statutory Environment

Section 26 and 26A of the *Land Administration Act 1997*

Financial Implications

Landgate fees applicable to process the name changes under the Land Administration Act 1997 have been waived in this instance.

Council would bear all costs associated with purchase and installation of new road name signs (<\$500)

Strategic Implications

Plan 2021 - 2031

Goal 2, Our Land

Outcome 5, Travelling our Land

Strategy: 5.1, Effective management and planning of road infrastructure

Risk Management

This item has been evaluated against the Shire of Ngaanyatjarraku Risk Management Framework, Risk Assessment Matrix. The perceived level of risk is "Low" risk and can be managed by routine procedures and is unlikely to need specific application of resources.

Policy Implications

There are no known policy implications for this matter.

Attachments

13.1 (a), Letter response from NCAC

Voting Requirement

Simple Majority Required.

Officers Recommendation and Council Resolution

Moved: Cr J Porter

Seconded: Cr D Frazer

That Council advise Landgate of written endorsement by NCAC of the proposed naming of the 2020 construction of the Jameson western bypass as Nyinninga Road.

Carried: 7/0

13.2 ACTION REPORT – WORKS ENGINEER

FILE REFERENCE:	RD.00
AUTHOR'S NAME AND POSITION:	Peter Kerp Works Engineer
AUTHORISING OFFICER AND POSITION:	Kevin Hannagan Chief Executive Officer
DATE REPORT WRITTEN:	22 June 2021
DISCLOSURE OF INTERESTS:	The author and the authorising officer have no financial, proximity or impartiality interests in the proposal.

Summary

To inform Council of Works Engineering activities and actions for the preceding months.

Background

Not applicable

Comment

See attachment.

Statutory Environment

Not applicable

Financial Implications

No known financial implications for this matter.

Strategic Implications

Plan for the Future 2021 - 2031

Goal 2, Our Land

Outcome 5, Travelling our Land

Strategy: 5.1, Effective management and planning of road infrastructure

Risk Management

This item has been evaluated against the Shire of Ngaanyatjarraku Risk Management Framework, Risk Assessment Matrix. The perceived level of risk is "Low" risk and can be managed by routine procedures and is unlikely to need specific application of resources.

Policy Implications

There are no known policy implications for this matter.

Attachments

Attachment 13.3 – Action Report, Works Engineering

Voting Requirement

Simple Majority Required.

Officers Recommendation and Council Resolution

Moved: Cr D Frazer

Seconded: Cr J Frazer

That Council receives the Action Report, Works Engineering for June 2021.

Carried: 7/0

13.3 ACTION REPORT – ENVIRONMENTAL HEALTH & BUILDING SERVICES

FILE REFERENCE: EM.00

AUTHOR'S NAME AND POSITION: Maurice Walsh
EHO & Building Officer

AUTHORISING OFFICER AND POSITION: Kevin Hannagan
Chief Executive Officer

DATE REPORT WRITTEN: 10 June 2021

DISCLOSURE OF INTERESTS: The author and the authorising officer have no financial, proximity or impartiality interests in the proposal.

Summary

To inform Council of Environmental Health & Building Services activities and actions for the preceding month.

Background

Not applicable

Comment

See attachment.

Statutory Environment

Not applicable

Financial Implications

No known financial implications for this matter.

Strategic Implications

Plan for the Future 2021 - 2031

Goal 1, Our People

Outcome 2, Healthy People

Strategy: 2.2, Ensure appropriate regulatory health and waste services provision with funding

Risk Management

This item has been evaluated against the Shire of Ngaanyatjarraku Risk Management Framework, Risk Assessment Matrix. The perceived level of risk is "Low" risk and can be managed by routine procedures and is unlikely to need specific application of resources.

Policy Implications

There are no known policy implications for this matter.

Attachments

Attachment 13.3 – Action Report, EHO / Building Services

Voting Requirement

Simple Majority Required.

Officers Recommendation and Council Resolution

Moved: Cr J Frazer Seconded: Cr L West

That Council receives the Action Report, EHO / Building Services for March to May 2021.

Carried: 7/0

13.4 PUBLIC HEALTH PLAN

FILE REFERENCE:	EM.00
AUTHOR'S NAME AND POSITION:	Maurice Walsh EHO & Building Officer
AUTHORISING OFFICER AND POSITION:	Kevin Hannagan Chief Executive Officer
DATE REPORT WRITTEN:	22 June 2021
DISCLOSURE OF INTERESTS:	The author and the authorising officer have no financial, proximity or impartiality interests in the proposal.

Summary

To inform Council of

Background

The Shire of Ngaanyatjarraku is in the process of preparing its mandatory Public Health Plan as required by the provisions of the Public Health Act 2016.

The Department of Health of Western Australia has advised that local governments can request to be provided with data on chronic disease rates for the information to be incorporated into Public Health Plans.

The Shire has requested assistance from the Department of Health several times since August 2020 as part of preparing its Public Health Plan. The provision of relevant biostatistical data on chronic disease rates within the Shire of Ngaanyatjarraku would set a guiding benchmark as to the status of chronic disease rates.

The information requested includes the incidence and mortality rates due to all chronic diseases and also the age of death that has been facing the Ngaanyatjarra People over the last 20 years as this information is not only important in determining what is commonly referred to as "The Gap", but more importantly, it also provides vital epidemiological information that can be utilized by the Ngaanyatjarra People and Department of Health of Western Australia to prevent and reduce the incidence of chronic diseases in the future.

The Shire has requested that the information does not include biostatistical data for the whole Goldfield's Region to avoid distortion of the required data for the Shire and the Ngaanyatjarra People.

Comment

The State Government has published the first State Public Health Plan for Western Australia outlining Objectives and Policy Priorities for 2019-2024. The State Public Health focuses on two aspects:

Part 1: A health status report for Western Australians presents a range of information about the health status of the WA population, examining trends over time and identifying inequalities in health for Aboriginal people and other high risk and vulnerable communities and population groups.

Part 2: Objectives and policy priorities, presents the areas of public health focus for the State, which support the need for public health programs across the three priority areas:

1. Objective 1 - Empowering and enabling people to live healthy lives,
2. Objective 2 - Providing health protection for the community,
3. Objective 3 - Improving Aboriginal health and wellbeing, which incorporates the following:
 - Promote culturally secure initiatives and services.

- Enhance partnerships with the Aboriginal community,
- Continue to develop and promote Aboriginal controlled services,
- Ensure programs and services are accessible and equitable,
- Promote Aboriginal health and wellbeing as core business for all stakeholders.

Statutory Environment

Local Government Act 1995 – Section 5.56

Public Health Act 2016 – Part 5

Financial Implications

No known financial implications for this matter as the EHO is proposing to try and do the PHP in-house..

Strategic Implications

Plan for the Future 2021 - 2031

Goal 1, Our People

Outcome 2, Healthy People

Strategy: 2.2, Ensure appropriate regulatory health and waste services provision with funding

Risk Management

This item has been evaluated against the Shire of Ngaanyatjarraku Risk Management Framework, Risk Assessment Matrix. The perceived level of risk is “Low” risk and can be managed by routine procedures and is unlikely to need specific application of resources.

Policy Implications

There are no known policy implications for this matter.

Attachments

Attachment 13.4 – Draft letter to Hon Roger Cook, MLA, Minister for Health

Voting Requirement

Simple Majority Required.

Officers Recommendation and Council Resolution

Moved: Cr A Jones

Seconded: Cr L West

That the Shire of Ngaanyatjarraku write to the Hon Roger Cook, MLA, Minister for Health, and request that the Department of Health of Western Australia provide the Shire with biostatistical data on Chronic Disease Rates within the Shire of Ngaanyatjarraku for the purposes of incorporating the information within the Shire’s Public Health Plan 2021-2026.

Carried: 7/0

14. NEW BUSINESS OF AN URGENT NATURE AS ADMITTED BY DECISION

15. CONFIDENTIAL MATTERS

15.1 APPOINTMENT OF DIRECTOR INFRASTRUCTURE SERVICES

FILE REFERENCE: PL.23

AUTHORISING OFFICER AND POSITION: Kevin Hannagan
Chief Executive Officer

DATE REPORT WRITTEN: 2 June 2021

DISCLOSURE OF INTERESTS: The authorising officer has no financial, proximity or impartiality interests in the proposal.

15.2 CEO ANNUAL PERFORMANCE REVIEW

FILE REFERENCE: PL.00

AUTHOR'S NAME AND POSITION: Kevin Hannagan
Chief Executive Officer

DATE REPORT WRITTEN: 8 June 2021

DISCLOSURE OF FINANCIAL INTEREST: The author has a financial and impartiality interest in the proposal as he is the subject of the reports.

Voting Requirement
Simple Majority Required.

Officers Recommendation and Council Resolution

Moved: Cr D Frazer Seconded: Cr A Bates

That Council:

- 1. Resolve that Reports 15.1 and 15.2 are confidential in accordance with s5.23 (2) the Local Government Act because it deals with matters affecting s5.23 (2):**
 - (a) a matter affecting an employee or employees;**
- 2. Close the meeting to the public at 1.30pm pursuant to sub section 5.23 (2)(a) of the Local Government Act 1995.**
- 3. Authorises the Chief Executive Officer to remain in the meeting for report 15.2.**

Carried: 7/0

All members of the public gallery and staff left the meeting at 1.30pm. (Note: Chief Executive Officer and Finance & Administration Officer to remain and take any minutes.)

Voting Requirement

Simple Majority.

Officers Recommendation

That Council re-open the meeting to the public at 1.40pm.

Members of the public gallery and staff members re-entered the room at 1.40pm.

The Presiding Member advised of Council's decision for the Confidential Agenda Items.

15.1

Officers Recommendation and Council Resolution

Moved: Cr A Jones Seconded: Cr L West

That Council notes the Chief Executives Officers proposal to appoint Mr James Leslie Morgan (Les) as a Senior Employee – Director Infrastructure Services.

Carried: 7/0

15.2

Council Resolution

Moved: Cr J Frazer Seconded: Cr A Jones

That Council:

- 1. Notes the Chief Executive Officers annual performance review against the criteria as per Attachment 16.1;**
- 2. Rates the Chief Executive Officers overall performance as 'exceeds expectations' in all PD categories and notes he performs very strongly against all indicators and KPI's;**
- 3. Requests the Chief Executive Officer to develop the next review criteria in accordance with the recently adopted Plan for the Future 2021-2031, Corporate Business Plan, Actions, the CEO's Position Description and report back to Council with a draft for consideration..**

Carried: 7/0

16. NEXT MEETING

Scheduled for Wednesday, 28 July 2021 at the Tjulyuru Cultural and Civic Centre, Warburton Community commencing at 1:00 pm.

17. CLOSURE OF MEETING

There being no further business to discuss the Presiding Member closed the meeting at 1.41pm.