



SHIRE OF MT MARSHALL

MINUTES

Notice is hereby given that a Special Meeting of Council was held on Monday 2 October 2017, in Council Chambers, 80 Monger St, Bencubbin commencing at 9:02am.

The purpose of this meeting was to consider the adoption of the Corporate Business Plan, Long Term Financial Plan and the endorsement of the CEACA Constitution.

Cr RM Kirby

President

**This page has
been left blank
intentionally**

DISCLAIMER

MEMBERS OF THE PUBLIC ARE REQUESTED TO READ THROUGH AND FAMILIARISE THEMSELVES WITH THE DISCLAIMER

No responsibility whatsoever is implied or accepted by the Shire of Mt Marshall for any act, omission or statement or intimation occurring during Council or Committee meetings. The Shire of Mt Marshall 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 in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a licence, any statement or intimation of approval made by a member or officer of the Shire of Mt Marshall during the course of any meeting is not intended to be and is not to be taken as notice of approval from the Shire of Mt Marshall. The Shire of Mt Marshall warns that anyone who has an application lodged with the Shire of Mt Marshall 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 Mt Marshall in respect of the application.

John Nuttall
Chief Executive Officer

Chairperson Initial

Minutes of the Special Meeting of Council
held on Monday 2 October 2017

TABLE OF CONTENTS

1. Purpose of Meeting
2. Declaration of Opening / Announcement of Visitors
3. Record of Attendance / Apologies
4. Standing Orders

RECOMMENDATION:

That Standing Order number 9.2 - Limitation of Number of Speeches be suspended for the duration of the meeting to allow for greater debate on items in the agenda.

5. Public Question Time
6. Reports of Officers
 - 6.1 Corporate Business Plan and Long Term Financial Plan
 - 6.2 CEACA Constitution
7. Closure of Meeting

Minutes of the Special Meeting of Council
held on Monday 2 October 2017

1.0 Purpose of the Meeting

The purpose of the meeting was to consider adopting the Long Term Financial Plan, Corporate Business Plan and endorsing the CEACA Constitution.

2.0 Declaration of Opening / Announcement of Visitors

The Presiding Member declared the meeting open at 9:02am.

3.0 Record of Attendance / Apologies / Approved Leave of Absence

In Attendance

Cr RM Kirby	President / Presiding Member
Cr SE Faulkner	Deputy President
Cr ARC Sachse	Councillor
Cr CT Lumsden	Councillor
Cr NR Gillett	Councillor
Cr WJ Beagley	Councillor

Mr John Nuttall	Chief Executive Officer
Ms Nadine Richmond	Executive Assistant

Apologies

Cr HJ Shemeld	Councillor
---------------	------------

4.0 Standing Orders

2017/10-1 COUNCIL DECISION:

That Standing Order number 9.2 - Limitation of Number of Speeches be suspended for the duration of the meeting to allow for greater debate on items in the agenda.

Moved Cr se Faulkner

Seconded Cr ARC Sachse

Carried 6/0

5.0 Public Questions

5.1 Response to Public Questions Taken on Notice

Nil

5.2 Public Question Time

Public Question Time opened at 9.02am

Public Question time closed at 9.02am

Chairperson Initial

Minutes of the Special Meeting of Council
held on Monday 2 October 2017

6.0 Reports of Officers

6.1 Corporate Business Plan and Long Term Financial Plan

File No:	A2/18
Location/Address:	N/A
Name of Applicant:	N/A
Name of Owner:	N/A
Author:	John Nuttall – Chief Executive Officer
Attachments:	6.1a – Long Term Financial Plan 6.1b – Corporate Business Plan
Declaration of Interest:	Nil
Voting Requirements:	Absolute Majority
Previously Considered:	15 August and 19 September 2017

Background:

As required under legislation, a full review of the Shire of Mt Marshall integrated planning has taken place. This has included consultation with the community, along with feedback regarding that consultation provided to the community. Presented to Council in this item are the Corporate Business Plan and the Long Term Financial Plan for adoption after Council resolved at their ordinary meeting on 19 September as follows:

2017/09–11 COUNCIL DECISION:

That:

- 1. the consultant be instructed to make the following amendments to the Shire of Mt Marshall Corporate Business Plan and the Shire of Mt Marshall Long Term Financial Plan:*

Corporate Business Plan:-

- Note inserted after table on page 12 reading 1.3.3.1 and 2.1.6.1 are the same fund.*
- Insert the 2017/18 budget figures in roads table on page 14 at 2.3.2.1 – 2.3.2.4*
- Replace the word 'identify' with the word 'consider' at 3.1.1.1 on page 15 in both strategy and action.*
- The aquatic centre budget be moved from 2018/19 to 2019/20*
- In Black Spot Program section the CSP class of Social to be changed to Economic.*
- On page 19, amend the resourcing table to reflect the Long Term Financial Plan and delete Applied to Strategic Outcomes table.*
- Delete page 20.*

Long Term Financial Plan:-

- Move aquatic centre financing from 2018/19 to 2019/20 throughout the document.*

Chairperson Initial

Minutes of the Special Meeting of Council
held on Monday 2 October 2017

- *The consultant undertake a final review of the document based on the changes made.*
- 2. *The amended plans be considered at a special meeting of Council to be held on Monday 2 October 2017 at 9am.*

Moved Cr ARC Sachse
Absolute Majority

Seconded Cr HJ Shemeld

Carried 5/0

The changes to the plans have now been made and both amended plans are attached (**Attachment 6.1a and 6.1b**).

Consultation:

Wide ranging consultation has taken place by the consultant Mr Ron Back, including Councillors, the community and Shire staff.

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.

Local Government (Administration) Regulations 1996

19DA. Corporate business plans, requirements for (Act s. 5.56)

(1) A local government is to ensure that a corporate business plan is made for its district in accordance with this regulation in respect of each financial year after the financial year ending 30 June 2013.

(2) A corporate business plan for a district is to cover the period specified in the plan, which is to be at least 4 financial years.

(3) A corporate business plan for a district is to —

(a) set out, consistently with any relevant priorities set out in the strategic community plan for the district, a local government's priorities for dealing with the objectives and aspirations of the community in the district; and

(b) govern a local government's internal business planning by expressing a local government's priorities by reference to operations that are within the capacity of the local government's resources; and

(c) develop and integrate matters relating to resources, including asset management, workforce planning and long-term financial planning.

(4) A local government is to review the current corporate business plan for its district every year.

(5) A local government may modify a corporate business plan, including extending the period the plan is made in respect of and modifying the plan if required because of modification of the local government's strategic community plan.

(6) A council is to consider a corporate business plan, or modifications of such a plan, submitted to it and is to determine* whether or not to adopt the plan or the modifications.

*Absolute majority required.

Minutes of the Special Meeting of Council
held on Monday 2 October 2017

6.2 CEACA Constitution

File No:	A5/15
Location/Address:	N/A
Name of Applicant:	N/A
Name of Owner:	N/A
Author:	John Nuttall – Chief Executive Officer
Attachments:	6.2 – CEACA Constitution
Declaration of Interest:	Nil
Voting Requirements:	Simple Majority
Previously Considered:	

Background:

Council is aware that the CEACA project is currently funded to deliver aged care units in eleven Shires in the region, with three units to be built in the Shire of Mt Marshall. In April 2015 Council adopted a draft constitution by which CEACA would operate. Over the last couple of years it has become apparent that the constitution is not appropriate for the organisation, and along with some legislative changes have required a review of that document.

As a result of the consultation, a copy of the proposed new constitution has been prepared (**Attachment 6.2**). This report requests Council note and endorse the new constitution.

Consultation:

There has been a small group, determined through the CEACA committee, designated to undertake the review with the assistance of CEACA lawyers. John Nuttall was part of this small group.

Statutory Environment:

Nil

Relevant Plans and Policy:

Nil

Financial Implications:

There are no apparent financial implications to Council from this report.

Risk Assessment:

Nil

Community & Strategic Objectives:

Outcome 1.2 An environment that provides for a caring and healthy community
1.2.2 Provision of affordable housing for aged persons and people with disabilities

Chairperson Initial

Minutes of the Special Meeting of Council
held on Monday 2 October 2017

Comment:

There was need to make changes to the CEACA constitution, as in its current form it did not cover all of the issues that CEACA have to deal with. The proposed new constitution will hopefully allow the organisation to flourish into the future.

OFFICER RECOMMENDATION:

That Council endorse the draft CEACA constitution as presented at attachment 6.2.

2017/10-3 COUNCIL DECISION:

That Council receive the draft CEACA constitution as presented at attachment 6.2.

Moved Cr ARC Sachse

Seconded Cr CT Lusmden

Carried 6/0

Reason Council decision is different to officer recommendation: Council are only required to receive the draft CEACA constitution at this stage, rather than endorse it.

Minutes of the Special Meeting of Council
held on Monday 2 October 2017

16.0 Closure of Meeting

The Presiding Member declared the meeting closed at 9.13am

These Minutes were confirmed by the Council at its Ordinary Meeting held on

Date

Cr RM Kirby

President