

**SHIRE OF EAST PILBARA
ORDINARY MEETING
26 July 2024**



Ordinary Minutes to be confirmed at the next Ordinary Council Meeting on 23 August 2024.

These Unconfirmed Minutes are hereby and certified by

Presiding Member's Signature  Date 23/08/2024

1 DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The President declared the Shire of East Pilbara Council Meeting of 26 July 2024 open at 10.37 AM at the Newman Council Chambers.

The President acknowledged the Traditional Owners of the land on which the Council met, the Nyiyaparli People, and their continuing connection to the land, waters and community. Council also acknowledged the Martu People as the Custodians of Jigalong which sits in Nyiyaparli Country. The Council paid its respects to all their Elders, past, present and emerging.

All present were requested to turn off and refrain from using their mobile phones for the duration of the meeting. Tablets and Laptops were permitted for the purpose of accessing agenda items. All present were also advised that the meeting was being live streamed and audio recorded which can be accessed by members of the public and the media, as such Council Members were reminded to refrain from making any defamatory statements.

Members of the public are advised that anyone who has any application lodged with the Shire of East Pilbara must obtain and should only rely on the 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.

The Presiding Member acknowledged and welcomed recipients of the NAIDOC Recognitions to the Newman Council Chamber. Recognitions were granted to:

1. Nicole Bonney
2. Khalia Ricks
3. Sandra Collard
4. Peter Tinker
5. Stanley Watson

These recognitions acknowledge the contributions that local First Nations people make to improve the lives of people in our communities. Each recipient was congratulated and celebrated for their work.

The below Procedural Motions resulted from present Councillors taking part in a photo opportunity with the recipients of the NAIDOC Recognitions.

PROCEDURAL MOTION

Moved: Cr Anderson

Seconded: Cr Kular

Motion to adjourn meeting at 10.44am.

**CARRIED
RECORD OF VOTE 6/0**

For: Wendy McWhirter-Brooks, Lee Anderson, Milton Chapman, David Evrett, David Kular, Lou Lockyer

Against: None

PROCEDURAL MOTION

Moved: Cr Lockyer

Seconded: Cr Anderson

Motion to resume meeting at 10.47am.

**CARRIED
RECORD OF VOTE 6/0**

For: Wendy McWhirter-Brooks, Lee Anderson, Milton Chapman, David Evrett, David Kular, Lou Lockyer

Against: None.

2 ATTENDANCE BY ELECTRONIC MEANS

Requests to attend the meeting via a virtual platform were received from:

·Cr David Evrett

·Cr Lou Lockyer

and approved by the Acting Shire President in accordance with regulation 14C of the *Local Government (Administration) Regulations 1996*. No requests to attend this meeting via a virtual platform (MS Teams) were received.

3 RECORD OF ATTENDANCE/APOLOGIES/LEAVE OF ABSENCE

3.1 ATTENDANCES

Council Members

Cr Wendy McWhirter-Brooks (<i>Presiding Member</i>)	Deputy Shire President / Councillor
Cr Lee Anderson	Councillor
Cr David Evrett	Councillor (<i>Ms Teams</i>)
Cr David Kular	Councillor
Cr Karen Lockyer	Councillor (<i>Ms Team</i>)
Cr Milton Chapman	Councillor (<i>arrived at 10.50am</i>)

Officers

Steven Harding	Chief Executive Officer
Etienne Vorster	Director Infrastructure Services
Scott Greenhill	Acting Director Corporate Services
Malcolm Somers	Acting Director Regulatory Services
Joshua Brown	Manager Governance, Risk and Procurement
Sally Fry	Governance Administration Officer
Tehsin Ali	Governance Administration Officer (<i>Ms Teams</i>)

Public Gallery

Nil

3.2 APOLOGIES

Councillor Apologies

Shire President, Anthony Middleton
Cr Annabell Landy
Cr Peta Baer

Officer Apologies

Nicole O'Neill - Director Community Experience

3.3 LEAVE OF ABSENCE

Shire President, Anthony Middleton was granted a Leave of Absence for this meeting at the Ordinary Council Meeting of 28 June 2024.

4 DISCLOSURE OF INTEREST

Nil

5 DECLARATIONS BY COUNCIL MEMBERS TO HAVE GIVEN DUE CONSIDERATION TO ALL MATTERS CONTAINED IN THE BUSINESS PAPER BEFORE THE MEETING

Cr Chapman entered the Chamber at 10.50am

The following declarations were made by the below listed Council Members:

"I have given due consideration to all matters that are contained in the Business Papers before this meeting."

Cr Wendy McWhirter-Brooks	Deputy Shire President / Councillor
Cr Lee Anderson	Councillor
Cr David Evrett	Councillor <i>(MS Teams)</i>
Cr David Kular	Councillor
Cr Karen Lockyer	Councillor <i>(MS Teams)</i>
Cr Milton Chapman	Councillor

6 RESPONSE TO PREVIOUS QUESTIONS TAKEN ON NOTICE

6.1 IRRUNGADJI ROAD

A question asked by Ms Gayle Tawha during Public Question Time at the Ordinary Council Meeting of 28 June 2024 was taken on notice:

Who is responsible for the road maintenance at Irrungadji?

The following response was provided by the Administration - Director of Infrastructure.

The section of road is not a gazetted road and is not the maintenance responsibility of the Shire. It would be deemed a private road and the responsibility of the mining tenement it serves.

7 PUBLIC QUESTION TIME

Nil

8 PETITIONS/DEPUTATIONS/PRESENTATIONS

Nil

9 APPLICATIONS FOR LEAVE OF ABSENCE

9.1 CR ANNABELL LANDY AND CR PETA BAER

An application for Leave of Absence for the **26 July 2024 Ordinary Council Meeting** has been received from: **Cr Annabell Landy**

An application for Leave of Absence for the **26 July 2024 Ordinary Council Meeting** has been received from: **Cr Peta Baer**

Resulting from the above applications the below resolution was moved:

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 98)

Moved: Cr Anderson

Seconded: Cr Kular

That Council approves the following applications for leave of absences:

- 1. Cr Annabell Landy - 26 July 2024 (including 26 July 2024 Ordinary Council Meeting)**
- 2. Cr Peta Baer - 26 July 2024 (including 26 July 2024 Ordinary Council Meeting)**

CARRIED
RECORD OF VOTE 6/0

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Evrett, Cr Kular,
Cr Lockyer

Against: None

10 CONFIRMATION OF MINUTES OF PREVIOUS COUNCIL MEETINGS

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 100)

Moved: Cr Kular

Seconded: Cr Anderson

That the Ordinary and Confidential Minutes of the Council Meeting held on 28 June 2024 as published on the Shire Website and Councillor Portal be confirmed as true and correct records of proceedings.

CARRIED

RECORD OF VOTE 6/0

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr
Evrett, Cr Kular, Cr Lockyer

Against: None

11 MEMBERS REPORTS

Cr McWhirter-Brooks:

Marble Bar Races, advised that grants acquitted, thanked the Shire, Staff and Councillors for contributions and efforts towards a successful event

12 OFFICER REPORTS

12.1 DIRECTORATE - EXECUTIVE

12.1.1 DELEGATIONS AND AUTHORISATION REGISTER ANNUAL REVIEW

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 103)

Moved: Cr Lockyer

Seconded: Cr Anderson

That Council adopts the reviewed Shire of East Pilbara Register of Delegations and Authorisations as Appendix 1 to the report including the amended delegation 1.2.30 Grants and Sponsorship Allocations published on the Shire Website.

CARRIED BY AN ABSOLUTE MAJORITY

RECORD OF VOTE 6/0

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Evrett, Cr Kular,
Cr Lockyer

Against: None

12.1.2 IN-KIND SUPPORT GRANT 2024/25

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 104)

Moved: Cr Anderson

Seconded: Cr Chapman

That Council approves the following In-Kind Support Grants:

Applicant Organisation	Event	Recommended Total Amount
Newman Basketball Association	Newman Basketball Junior Competition & Skills Development	\$3,325.00 (in-kind)
Educational Music Tour Bus Foundation Australia Ltd	The FAME Project – Engagement Program	\$5,070.00 (in-kind)

**CARRIED
RECORD OF VOTE 6/0**

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Evrett, Cr Kular, Cr Lockyer

Against: None

12.1.3 POLICY REGISTER REVIEW

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 105)

Moved: Cr Anderson

Seconded: Cr Evrett

That Council:

1. **Accepts the review of the Shire of East Pilbara Policy Register;**
2. **Revokes the following policies:**
 - a. **Aboriginal Affairs Policy**
 - b. **Advocacy Policy**
 - c. **Bereavement Recognition Policy**
 - d. **Citizenship Ceremonies Policy**
 - e. **Complaints Against Third Parties**
 - f. **Council Meetings Dates and Times Policy**
 - g. **Dress Standard for Council Chambers Policy**
 - h. **Environment Council Recognition Policy**
 - i. **Gratuity Policy**
 - j. **Hire of Recreation Facilities for Youth Activities Policy**

- k. Light Vehicle Policy
 - l. Logo Policy
 - m. Native Title Act 1993 - Registration of Interest Policy
 - n. Newman Aquatic Centre Alcohol Policy
 - o. Newman Recreation Centre - Commercial and Group Use Policy
 - p. Pastoral Stations Rubbish Pits Policy
 - q. Piri Smith Retirement Units - Marble Bar Policy
 - r. Public Relations Policy
 - s. Rubbish Pits - Aboriginal Communities Policy
 - t. Self Supporting Loans Policy
 - u. Smoke Free Policy
 - v. Staff Housing - Home Improvements Policy
 - w. Tourism Policy
 - x. Uranium Policy
 - y. Use of Native Plants, Shrubs and Grasses Policy
- 3. Revokes the following policies and notes the Chief Executive Officer is to consider each as prospective internal work directions:**
- a. Community Banner Poles Policy
 - b. Compliance Guidelines for Contractors (OHS)
 - c. Conflicts of Interest Policy
 - d. Section 39 and 40 Certificates Policy
- 4. Notes the Chief Executive Officer will undertake a review of the following policies and provide reports to Council:**
- a. Aboriginal Communities - Road and Airstrip Designation and Maintenance Policy
 - b. Accounting for Non-current Assets
 - c. Annual Community Survey Policy
 - d. Annual Review of CEO Remuneration Policy
 - e. Appointment of Acting Chief Executive Officer Policy
 - f. Asset Management
 - g. Award of the Title Honorary Freeman of the Shire Policy
 - h. Budget Amendments Policy
 - i. Budget Management Capital Acquisitions Policy
 - j. Caravan other than in a Caravan Park Policy
 - k. Cattle Grids Policy
 - l. Closed Circuit Television (CCTV) Monitoring Equipment Policy
 - m. Corporate Credit Card Policy
 - n. Council Member Travel Policy
 - o. Crossover Subsidies and Specifications Policy
 - p. Debt Policy
 - q. Designated Senior Employees Policy
 - r. Drug and Alcohol Policy
 - s. Execution of Documents Policy
 - t. Financial Hardship Policy
 - u. Financial Reserves Policy
 - v. Fraud and Corruption Control Policy

- w. Grants and Sponsorship Policy
- x. Integrity Framework
- y. Investment Policy
- z. Location of Council Meetings Policy
- aa. Meeting Attendance by Electronic Means Policy
- bb. Mining Act 1978 Policy
- cc. Mining and Other Leases - Road Designation and Maintenance (Not Pastoral) Policy
- dd. Naming of Parks, Reserves and Buildings Policy (Adopted 27 June 2003)
- ee. Pastoral Stations - Road and Airstrip Designation and Maintenance Policy
- ff. Photographing Videoing People and Publishing Photos Policy
- gg. Plant Replacement Policy
- hh. Prequalified Supplier Panels Policy
- ii. Procurement and Tender Procedures Policy
- jj. Public Art Policy
- kk. Public Liability - Sporting and Community Organisations
- ll. Rating Exemptions and Waivers Policy
- mm. Regional Price Preference Policy
- nn. Related Party Disclosures Policy
- oo. Relocated Dwellings Policy
- pp. Risk Management Policy
- qq. Road Verge Development Criteria Policy
- rr. Road Verge Directional Signs Policy
- ss. Rubbish Bin Replacement Policy
- tt. Social Media Policy
- uu. Stall Holder and Street Trading
- vv. Standards for CEO Recruitment, Performance and Termination
- ww. Statement of Business Ethics
- xx. Subdivisional Development Policy
- yy. Use of Presidential Chain Policy
- zz. Work Health and Safety Policy.

CARRIED
RECORD OF VOTE 6/0

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Evrett, Cr Kular,
Cr Lockyer

Against: None

**12.1.4 POLICY REVIEW - APPOINTMENT OF ACTING CHIEF EXECUTIVE OFFICER
POLICY**

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 106)

Moved: Cr Kular

Seconded: Cr Chapman

That Council accepts the review of and adopts the revised Acting Chief Executive Officer Policy (attached as Appendix 1).

**CARRIED BY AN ABSOLUTE MAJORITY
RECORD OF VOTE 6/0**

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Evrett, Cr Kular,
Cr Lockyer

Against: None

12.1.5 POLICY REVIEW - COUNCIL MEMBER TRAVEL POLICY

COUNCIL RESOLUTION

(Resolution No:2024 / 122)

Moved: Cr Anderson

Seconded: Cr Kular

That Council defers Item 12.1.5 Council Member Travel Policy for consideration and discussion at a future meeting.

**CARRIED
RECORD OF VOTE 6/0**

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Evrett, Cr Kular,
Cr Lockyer

Against: None

Following deliberation of this item Council resolved not to move the Officers Recommendation and defer the item. The resolution is detailed above.

12.1.6 POLICY REVIEW - STATEMENT OF BUSINESS ETHICS

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 108)

Moved: Cr Chapman

Seconded: Cr Lockyer

That Council accepts the review of and adopts the revised Statement of Business Ethics (attached as Appendix 1).

**CARRIED
RECORD OF VOTE 6/0**

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Evrett, Cr Kular,
Cr Lockyer

Against: None

12.1.7 POLICY REVIEW - MEETING ATTENDANCE BY ELECTRONIC MEANS

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 109)

Moved: Cr Lockyer

Seconded: Cr Anderson

That Council accepts the review of and adopts the revised Meeting Attendance by Electronic Means Policy (attached as Appendix 1).

**CARRIED
RECORD OF VOTE 6/0**

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Evrett, Cr Kular,
Cr Lockyer

Against: None

12.1.8 STATUS OF COUNCIL DECISIONS

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 110)

Moved: Cr Anderson

Seconded: Cr Kular

That Council notes the report.

**CARRIED
RECORD OF VOTE 6/0**

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Evrett, Cr Kular,
Cr Lockyer

Against: None

12.1.9 AFFIXING THE COMMON SEAL UNDER DELEGATED AUTHORITY

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 111)

Moved: Cr Anderson

Seconded: Cr Evrett

That Council notes the report.

**CARRIED
RECORD OF VOTE 6/0**

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Evrett, Cr Kular,
Cr Lockyer

Against: None

12.1.10 CORPORATE BUSINESS PLAN 2022-2026 UPDATE

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 112)

Moved: Cr Kular

Seconded: Cr Anderson

That Council notes the update of the Corporate Business Plan 2022-2026 (Appendix 1 to the report).

**CARRIED
RECORD OF VOTE 6/0**

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Evrett, Cr Kular,
Cr Lockyer

Against: None

12.2 DIRECTORATE - CORPORATE SERVICES

12.2.1 LIST OF PAYMENTS - JUNE 2024

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 113)

Moved: Cr Anderson

Seconded: Cr Chapman

That Council endorses the below payments for the period of 1 February 2024 to 29 February 2024:

EFT Payments \$6,285,313.43

MasterCard \$12,413.85

Cheque
Payments \$550

Direct Payments \$5,073.24

**CARRIED
RECORD OF VOTE 6/0**

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Evrett, Cr Kular,
Cr Lockyer

Against: None

12.2.2 MONTHLY FINANCIAL STATEMENTS, INSURANCE AND INVESTMENT
REPORT AS AT 30 JUNE 2024

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 114)

Moved: Cr Kular

Seconded: Cr Anderson

That Council adopts the Monthly Financial Statements for the period ending 30 June 2024 of the 2023/2024 financial year included as Appendices 1 and 2 to the report.

**CARRIED
RECORD OF VOTE 6/0**

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Evrett, Cr Kular,
Cr Lockyer

Against: None

12.2.3 AMENDMENT TO 2024/25 SCHEDULE OF FEES AND CHARGES 2024/25 -
CAPE KERAUDREN FEES

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 115)

Moved: Cr Anderson

Seconded: Cr Kular

That Council:

1. Adopts an amendment to the 2024/25 Schedule of Fees and Charges with respect to Cape Keraudren replacing those fees imposed by Council as part of the 2024/25 Annual Budget as follows:

Shire of East Pilbara Fees & Charges 2024/25	GST Applicable	2024/25 Proposed Amendment Fee (\$) (incl GST)	Description
Cape Keraudren			
Vehicle Entry	Yes	15.00	Per Vehicle (Maximum 7 Adults)
	Yes	7.50	Per Additional Adult
Motorcycle	Yes	11.00	Per Motorcycle
Towing - Boats Only	Yes	15.00	Additional to Entry Fees
Camping Fee	Yes	15.00	Per Adult Per Night (18 years and over)
	Yes	10.00	Per Adult Per Night (Shire of East Pilbara Residents)
	No	Deleted	School Children 6 to 17 years
	Yes	5.00	School Children 12 to 17 years
	No	Deleted	Under 6 years
	No	FREE	Under 12 years

2. Imposes the amended 2024/25 Fees and Charges Schedule in accordance with section 6.16(3)(b) of the *Local Government Act 1995*, with effect from 11 August 2024.
3. Authorises the Chief Executive Officer to give local public notice of the adopted Fees and Charges Schedule (as amended), pursuant to section 6.19 of the *Local Government Act 1995*.

**CARRIED BY AN ABSOLUTE MAJORITY
RECORD OF VOTE 6/0**

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Everett, Cr Kular, Cr Lockyer

Against: None

13 COMMITTEE REPORTS

Nil

14 MOTIONS FOR WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

15 QUESTIONS BY MEMBERS FOR WHICH DUE NOTICE HAS BEEN GIVEN

Nil

16 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY A DECISION OF COUNCIL

The following item was introduced as business of an urgent nature to be considered by Council:

17.3.1 CAPITAL PROJECT: NULLAGINE AQUATIC CENTRE - APPROVAL TO RAISE PURCHASE ORDER

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No: 2024 / 102)

Moved: Deputy Shire President McWhirter-Brooks

Seconded: Cr Kular

That Council consider Item 17.3.1 as new business of an urgent nature during this meeting's Confidential Session.

**CARRIED
RECORD OF VOTE 6/0**

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Evrett, Cr Kular, Cr Lockyer

Against: None

17 CONFIDENTIAL MATTERS BEHIND CLOSED DOORS

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 117)

Moved: Cr Anderson

Seconded: Cr Evrett

That the meeting be closed to the public in accordance with section 5.23(2) of the Local Government Act 1995 to consider items:

17.1.1 Proposed Deed of Variation and Extension of Lease: Newman House (Pilbara Community Legal Services)

17.1.2 Proposed Deed of Variation and Extension: Newman House (Hope Community Services Ltd)

17.1.3 Proposed Sub-licence - Newman House (Mission Australia and Mackillop Family Services Limited)

17.2.1 Proposed Property Acquisition

17.3.1 Capital Project: Nullagine Aquatic Centre - Approval to raise Purchase Order

CARRIED

RECORD OF VOTE 6/0

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Evrett, Cr Kular, Cr Lockyer

Against: None

The meeting was closed to the public at 11.24am and live streaming of the meeting was interrupted by Governance Staff at this point.

Crs David Evrett and Lou Lockyer attending this meeting via a virtual platform (MS Teams) declared:

'in accordance with the regulation on members attending meetings by electronic means, I declare that I will maintain confidentiality during the closed part of the meeting in accordance with regulation'.

The Presiding Member thanked Councillors Evrett and Lockyer and advised that their declarations will be recorded in the Minutes as above.

17.1 DIRECTORATE - EXECUTIVE

17.1.1 PROPOSED DEED OF VARIATION AND EXTENSION OF LEASE: NEWMAN HOUSE (PILBARA COMMUNITY LEGAL SERVICES)

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 116)

Moved: Cr Kular

Seconded: Cr Chapman

That Council:

1. Approves the proposed Deed of Variation and Extension between the Shire and Pilbara Community Legal Services for offices 18, 19 and 20, Newman House, 15 Iron Ore Parade, Newman for a term of one (1) year commencing on 1 July 2024.
2. Authorises the Chief Executive Officer to execute the agreement on behalf of the Shire of East Pilbara.

CARRIED
RECORD OF VOTE 6/0

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Everett, Cr Kular, Cr Lockyer

Against: None

17.1.2 PROPOSED DEED OF VARIATION AND EXTENSION: NEWMAN HOUSE (HOPE COMMUNITY SERVICES LTD)

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 118)

Moved: Cr Anderson

Seconded: Cr Chapman

That Council:

1. Approves the proposed Deed of Variation and Extension between the Shire and Hope Community Services Ltd for offices 13 and 14, Newman House, 15 Iron Ore Parade, Newman for a term of one (1) year commencing on 1 October 2024.
2. Authorises the Chief Executive Officer to execute the agreement on behalf of the Shire of East Pilbara.

CARRIED
RECORD OF VOTE 6/0

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Everett, Cr Kular, Cr Lockyer

Against: None

17.1.3 PROPOSED SUB-LICENCE - NEWMAN HOUSE (MISSION AUSTRALIA AND MACKILLOP FAMILY SERVICES LIMITED)

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 119)

Moved: Cr Anderson

Seconded: Cr Chapman

That Council:

- 1. Approves the proposed sub-licence attached as Appendix 1 between Mission Australia and Mackillop Family Services for office 9, Newman House, 15 Iron Ore Parade, Newman for a term of one (1) year commencing on 1 July 2024.**
- 2. Authorises the Chief Executive Officer to execute the agreement on behalf of the Shire of East Pilbara.**

**CARRIED
RECORD OF VOTE 6/0**

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Evrett, Cr Kular,
Cr Lockyer

Against: None

17.2 DIRECTORATE - REGULATORY SERVICES

17.2.1 PROPOSED PROPERTY ACQUISITION

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 120)

Moved: Cr Anderson

Seconded: Cr Lockyer

That Council:

1. Authorises the Chief Executive Officer to negotiate the purchase of the properties detailed in the confidential report, up to the amount not exceeding the limits identified; and
2. Authorises the Chief Executive Officer to finalise the purchase of the properties, to sign and execute the contract documents for sale, subject to undertaking all necessary due diligence, and (1) above.
3. Authorises the purchase to be funded from Capital General Ledger SHA001 – Staff Housing – Acquisition of property in the 2024/25 approved budget.
4. Authorises the capital works to be funded from Capital General Ledger SHA001 – Staff Housing – Upgrades in the 2024/25 approved budget.

CARRIED
RECORD OF VOTE 6/0

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Evrett, Cr Kular,
Cr Lockyer

Against: None

17.3 DIRECTORATE - INFRASTRUCTURE SERVICES

17.3.1 CAPITAL PROJECT: NULLAGINE AQUATIC CENTRE - APPROVAL TO
RAISE PURCHASE ORDER

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 121)

Moved: Cr Chapman

Seconded: Cr Kular

That Council:

3. Authorises the Chief Executive Officer to withhold publication of this resolution in accordance with section 5.23(2)(c) of the *Local Government Act 1995* to protect the negotiating position of the Shire until such time as negotiations with the successful contractor are finalised and the purchase order referred to in 2. is issued.

**CARRIED
RECORD OF VOTE 6/0**

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Evrett, Cr Kular,
Cr Lockyer

Against: None

COUNCIL RESOLUTION / OFFICER'S RECOMMENDATION

(Resolution No:2024 / 124)

Moved: Cr Anderson

Seconded: Cr Lockyer

That the meeting return to Open Council in accordance with 5.23(2) of the *Local Government Act 1995* at 11.31am.

**CARRIED
RECORD OF VOTE 6/0**

For: Deputy Shire President McWhirter-Brooks, Cr Anderson, Cr Chapman, Cr Evrett, Cr Kular,
Cr Lockyer

Against: None

18 DATE OF NEXT MEETING

The next Council Meeting of the Shire of East Pilbara will be held on 23 August 2024 in the Newman Council Chambers commencing at 10.30am.

19 CLOSURE

The Council Meeting of the Shire of East Pilbara held on 26 July 2024 was declared closed by the Presiding Member closed at 11.36am.

The Presiding Member thanked Council Members and Staff for their attendance.
