

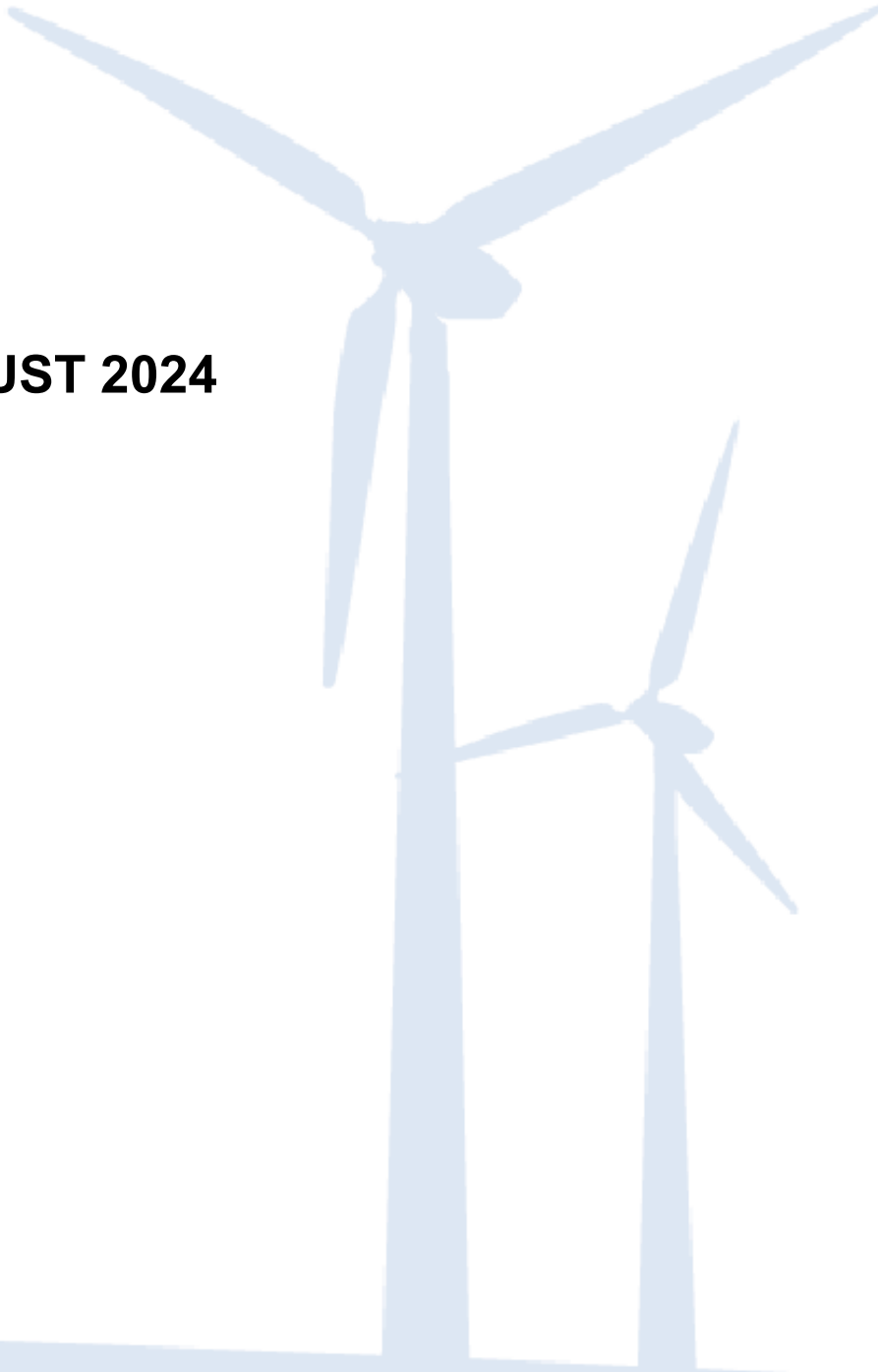


Shire of Esperance

SPECIAL COUNCIL

WEDNESDAY 7 AUGUST 2024

MINUTES



DISCLAIMER

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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 Esperance 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 Esperance. The Shire of Esperance warns that anyone who has any application lodged with the Shire of Esperance 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 Esperance in respect of the application.

ETHICAL DECISION MAKING AND CONFLICTS OF INTEREST

Council is committed to a code of conduct and all decisions are based on an honest assessment of the issue, ethical decision-making and personal integrity. Councillors and staff adhere to the statutory requirements to declare financial, proximity and impartiality interests and once declared follow the legislation as required.

ATTACHMENTS

Please be advised that in order to save printing and paper costs, all attachments referenced in this paper are available in the original Agenda document for this meeting.

RECORDINGS

The Meeting will be live streamed. The recording will be made publicly available as soon as practical following the meeting.

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SHIRE OF ESPERANCE
MINUTES
OF THE SPECIAL COUNCIL MEETING
HELD IN COUNCIL CHAMBERS ON 7 AUGUST 2024.

1. OFFICIAL OPENING

The Shire President declared the meeting open at 10.00am and did an acknowledgement to country.

The Shire of Esperance acknowledges the Nyungar and Ngadju people who are the Traditional Custodians of this land and their continuing connection to land, waters and community. We pay our respects to Elders past, present and emerging and we extend that respect to other aboriginal Australians today.

The President welcomed Councillors, staff, guests and members of the public to the meeting. The President advised the meeting will be video recorded. The recording will be made publicly available as soon as practical following the meeting.

2. ATTENDANCE

Members

| | | |
|------------------|------------------|------------|
| Pres. R Chambers | President | |
| Cr J Obourne | Deputy President | Town Ward |
| Cr G Johnston | | Town Ward |
| Cr L de Haas | | Town Ward |
| Cr S Starcevich | | Rural Ward |
| Cr S Flanagan | | Town Ward |
| Cr C Davies | | Town Ward |

Shire Officers

| | |
|----------------|---|
| Mr S Burge | Chief Executive Officer |
| Mr R Grieve | Director External Services |
| Mrs F Baxter | Director Corporate & Community Services |
| Mrs R Hamilton | Manager Financial Services |
| Ms T Timms | Minutes Secretary |
| Mr B Cartledge | Senior IT Officer |

Members of the Public & Press

| | |
|------------------|--------------------------|
| Geoff Vivian | Weekender |
| Emily Smith | ABC |
| Mary Bidstrup | Shire of Esperance Media |
| Christiane Smith | Shire of Esperance Media |

3. APOLOGIES & NOTIFICATION OF GRANTED LEAVE OF ABSENCE

| | |
|---------------|---------------------------|
| Cr S McMullen | Town Ward |
| Cr W Graham | Rural Ward |
| Mr M Walker | Director Asset Management |

4. DECLARATIONS OF INTERESTS:

4.1 Declarations of Financial Interests – Local Government Act Section 5.60a
Nil

4.2 Declarations of Proximity Interests – Local Government Act Section 5.60b
Nil

4.3 Declarations of Impartiality Interests – Admin Regulations Section 34c
Nil

5. PUBLIC QUESTION TIME

Nil Questions

6. PURPOSE OF MEETING

Item: 6.1

Adoption of 2024/2025 Annual Budget

| | | |
|---------------------|------------------|---|
| Author/s | Roselyn Hamilton | Manager Financial Services |
| Authorisor/s | Felicity Baxter | Director Corporate and Community Services |

File Ref: D24/17886

Applicant

Corporate and Community Services

Location/Address

Internal

Executive Summary

To present to Council the 2024/2025 Annual Budget for adoption.

Recommendation in Brief

That Council adopt the Statutory Budget and supporting documents along with rate parameters, fees and charges, reserve movements, proposed borrowings and waste rate for the 2024/2025 financial year.

Background

A series of Integrated Planning and Budget Workshops were held with Council Members, which focused on reviewing and developing the 2024/25 Budget. The merits of these recommendations to fine tune the projects have been discussed and included in the formal budget prepared for adoption.

The statutory format required by the *Local Government Act 1995* and the *Local Government and Financial Management Regulations 1996* is included in this report. The proposed budget as discussed and considered during the draft budget workshops resulted in a deficit of \$44,458.

During the Budget Workshops with Councillors, considerable effort was made to keep any Rate increase to a minimum. The 2024/25 Statutory Budget is developed from the strategic direction embedded in the Council Plan taking into consideration operational capabilities, asset renewal commitments and community need in the current economic conditions.

At the time of developing this Budget, the Local Government Cost Index (LGCI) for June 2024/2025 was predicted at 3.1%, and WA CPI rose 3.4% to the March quarter driven by higher skilled labour and infrastructure construction costs. Forecast Perth Consumer Price Index (CPI) over the next 12 months is 3.0%. Key local and state-wide issues have influenced the budget proposed. In particular, the continuing pressure on material and employment costs. The challenge to availability of contractors and the cost increases for those services. Accommodation shortages continue to drive higher contractor and service fees. As a result, cost escalations have been considered in formulating the 2024/25 budget noting continuous uncertainty.

The Shire's Enterprise Bargaining Agreement is due for review in the 2024/2025 financial year, along with the legislated Superannuation Guarantee increase by 0.5%. For these base level reasons, and with contingency for the pressures of inflation Council have the necessary increase in Shire Rates to 5.5% for GRV and 6.5% for UV.

Fees and Charges were also considered by the Council on the 25 June 2024 with the draft fees and charges to be included with the budget adoption. Since then, along with some minor value changes there been the following descriptive changes:

Waste

- Replace 'Commercial Green Waste' with 'Clean Green Waste (Mulchable) (per m3) – Nil Fee'
- The E-Waste Nil fee is now encompassing all e-waste presented at the waste facility.
- 'Paint' has been removed as an example from the Household Hazardous Waste fee as paint is not accepted at the facility.

Bay of Isles Leisure Centre (BOILC)

- Memberships and Aquatic change age of child from 'under 16 years to 'under 12 years'' in order to keep it consistent with family membership ages.
- Correct consistency of wording for rehabilitation pool hire to the following (no change in fee amount):
 - Rehabilitation pool hire Commercial (per hr, plus entry fees)
 - Rehabilitation pool hire Community (per hr, plus entry fees)
- Personal Training fee – to include availability for casual entry to access personal training services, not just those with a membership. Wording of fee changed to 'Personal Training (1 hour) all members / casuals plus entry fees. No change to fee amount.
- Change to wording for Fly In, Fly Out memberships to remove 'Pre-paid Memberships'. These are only available on a direct debit membership. No change to fee discount.
- Update wording on creche fee to include (per visit, maximum 3hrs) for clarification.

Cultural Facilities – Library

- Remove fee for sending and receiving faxes as this service is no longer provided at the Library.

Cultural Facilities – Esperance Visitor Centre

All of the below to be kept consistent with 2023/2024 and changed from a dollar amount to a percentage (as per previous year)

- Booking commissions (other than Gold) – 14%
- Booking commissions (Gold) – 10%
- Consignment rate on souvenirs – 20%

These are industry standard and are as per agreements with all service providers.

The revised fees and charges will become effective with the adoption of the budget except for Bay of Isles Leisure Centre where the fees will be effective from 1 September 2024.

Officers have finalised the accounts for the end of the previous financial year and now present the budget in the official statutory format ready for adoption. Since the conclusion of the draft budget workshops, \$315k for the replacement of the BOILC ceiling has been included in the budget. This will be funded by the Building Maintenance Reserve.

After completing all the necessary adjustments as at 30th June and completing reserve transfers, the predicted closing position for the 2023/2024 year is a net \$3,221,226 which covers carryover projects which have consequently been re-budgeted into the 2024/2025 year.

Officer's Comment

The preparation of this budget commenced with the 2023/2024 Budget adjusted for one off revenues and expenses, with estimated inflationary increases to accommodate ongoing services and projects as required for the 2024/2025 year. The Budget is constructed using "Zero Based Budgeting". In doing so,

the Operational budgets are already limited in capacity for further cuts without alterations to the service levels or program outcomes.

In reaching the end of year position the annual reserve movement reconciliations have been performed. A complete list of the Shire's Reserve Account balances as at 30 June 2024 is provided within the Statutory Budget document. The opening "cash" position (net of unexpended grants) carried forward into the 2024/2025 budget is a surplus of \$3.2mil. Other than the Carry Forwards balance, a transfer to the Priority Projects Reserve of \$149,891 was made for unspent funds in the financial year. In adopting the budget, there remains the possibility that the opening balance may need adjusting, if final end of year calculations, or external audit review identifies an adjustment prior to finalising the 2023/24 financial statements. If this occurs, corrections will be reported during the Budget Review process or an additional agenda item to Council if required.

Council will notice that Financial Assistance Grants (FAG) of \$6.9m was received prior to the 30th June 2024. Although this is a good result for the 2023/2024 operating position it means that the FAG money that is relevant to the 2024/2025 year will not be recognised during the 2024/2025 year unless FAG is again prepaid in June 2025. These funds will be fully applied to the 2024/2025 Budget by way of recognising unspent grants.

The Valuer General's Office conducted a review of Gross Rental Value properties in the 23/24 Financial Year. These values have been applied as at 30th June 2024. The Shire does not have any role in determining the valuation of any property or the ability to appeal any valuation provided by the Valuer General. However, any property owner who does not agree with the GRV change may lodge an objection directly with Landgate. These are updated by the Valuer General every three years, with each property subject to a different GRV outcome. The Rate in the dollar has been adjusted to maintain only a total yield increase of 5.5%, however depending on the change in property values, some properties may be more or less of the yield variance.

For the 2024/2025 financial year, there has been an increase of 4.31% to the Emergency Service Levy (ESL) which is imposed by the State Government, but included on the Rates Notices for both GRV and UV properties. Council has no decision-making authority for the Emergency Services Levy (ESL), levied and collected on behalf of the State Government and Department of Fire and Emergency Services (DFES).

The budget includes a continuation of the Waste Rate at \$80 per rateable assessment for 2024/2025. This will assist in the advancement of strategic initiatives for the future of waste management in the near future with capping of sections of the existing Wylie Bay site as well as the development of the community drop off and transfer station at Myrup.

A penalty interest rate of 11% is proposed and the Rates Notice instalment interest is 4%. These are within the regulations from the State Government requiring penalty interest to not exceed 11% and instalment interest not exceeding 5.5%.

Depreciation continues to be monitored with the ongoing fair value revaluation of the Shire's assets. Depreciation significantly impacts the operational loss reported on the Statement of Comprehensive Income by Nature and Type which the Shire will continue to address through asset renewal management strategies that aim to meet sustainability into the future.

The Statutory Budget as presented has been prepared within the parameters that were set at the Draft Budget workshops that were held in June. A number of the estimates that were presented at the Draft Budget Workshops have been changed to reflect the known carryovers and unspent grants being

recognised within the 2024/2025 budget. The Shire's capital program was developed with a key focus this year on maintaining, renewing and replacing existing assets and infrastructure.

An indication of the capital works program for the 2024/2025 budget includes the following projects:

| | |
|--|--------------|
| • Waste Management site and transfer station | \$4,345,000 |
| • Airport Upgrade & Extension Business Case | \$70,000 |
| • Graham Mackenzie Stadium upgrade | \$4,906,000 |
| • Cascade Bush Fire Brigade Shed | \$930,000 |
| • Land Development projects | \$1,741,000 |
| • Building maintenance program | \$1,591,000 |
| • Road upgrades and improvements | \$17,172,000 |

Local Government (Financial Management) Regulation 34 (5) requires that each financial year a local government adopts a percentage or value, calculated in accordance with AAS5 (Australian Accounting Standards), to be used in the monthly statement of financial activity for reporting material variances. AAS5 provides some guidance as to what may be regarded as a material amount when dealing with the balance sheet, operating statement and statement of cash flow when it states an amount which is equal to or greater than 10% of the base amount may be considered to be material while an amount less than or equal to 5% may not be material, unless in both cases there is a convincing argument to the contrary.

On the basis of this guidance, historical reference and having regard to the fact that the users of this financial information are management and Council requiring assistance with making management decisions, the 10% variance would be reasonable lower limit for highlighting material variances, however this limit could be adjusted in the future if necessary. The use of this limit also does not preclude reporting lesser variances if it is considered their disclosure would be of benefit to the user of the monthly financial report. The proposed material reporting variance is proposed to remain the same as previous years.

Consultation

The budget is presented in accordance with the directions provided by Council at the Draft Budget Workshops that were held through from May to July.

Financial Implications

As presented within the budget document.

Asset Management Implications

A significant amount of the budget is directed towards addressing asset management issues. Road and infrastructure construction program are predominantly focused on asset renewal/improvements and improving road safety.

Statutory Implications

The statutory implications associated with this item are the *Local Government Act 1995* Section 6.2 and the *Local Government (Financial Management) Regulations 1996* Part 3 prescribes the requirement of the annual budget.

As discussed with Council, a forecast 3.0% increase to salaries and wages has been included for staff within the 2024/2025 year. Due to updates in federal superannuation legislation, a further 0.5% increase from 11.0% to 11.5% is also included.

Integrated planning and reporting documents such as the Council Plan, Long Term Financial Plan, and Asset Management Plan have all been referenced and utilised in the preparation of the 2024/2025 budget.

Policy Implications

Policy implications arising from this report includes the Enterprise Agreement 2022 and Council Policies that relate to staff entitlements.

Strategic Implications

Council Plan 2022-2032

Outcome 15. Operational excellence and financial sustainability

Environmental Considerations

The budget has a number of items that deal with environmental issues to either improve the environmental outcomes, seek approvals or reduce the Shire's risk with environmental issues.

Attachments

[A⇒](#). 2024-25 Statutory Budget - *Under Separate Cover*

RECOMMENDATION AND DECISION

Item: 6.1 Adoption of 2024/2025 Annual Budget

Moved: Cr Flanagan

Seconded: Cr de Haas

S0824-122

Council Resolution

That Council

1. **AUTHORISE**, by absolute majority, the income and expenditure contained within the Municipal Fund Budget pursuant to the provisions of Section 6.2 of the *Local Government Act (1995)* and Part 3 of the *Local Government (Financial Management) Regulations 1996* and adopt the Statutory Budget 2024/2025.

2. **IMPOSE** for the purpose of yielding the deficiency disclosed by the Municipal Fund Budget that Council pursuant to Sections 6.32 and 6.35 of the *Local Government Act (1995)* the following general and minimum rates on Gross Rental and Unimproved Values

General Rates

| | |
|-------------------------------|-----------------------------------|
| Residential (GRV) | 9.4576 rate in the dollar (cents) |
| Commercial / Industrial (GRV) | 9.4576 rate in the dollar (cents) |
| Vacant Land (GRV) | 9.4576 rate in the dollar (cents) |
| Rural (UV) | 0.3586 rate in the dollar (cents) |

Minimum Rates

| | |
|-------------------------------|------------|
| Residential (GRV) | \$1,431.00 |
| Commercial / Industrial (GRV) | \$1,431.00 |
| Vacant Land (GRV) | \$1,431.00 |
| Rural (UV) | \$1,464.00 |

3. **IMPOSES**, by absolute majority, in accordance with section 6.51(1) of the Local Government Act 1995 an interest rate of 11% applicable to overdue and unpaid rate and service charges.
4. **IMPOSES**, in accordance with section 6.45(3) of the Local Government Act 1995 an interest rate of 4% applicable to rate and service charge instalment arrangements.
5. That for those ratepayers not paying by instalments, the penalty interest will commence to be calculated no earlier than 35 days after the rates notice issue date.
6. Pursuant to Section 6.45 of the Local Government Act (1995) and Regulation 64(2) of the Local Government (Financial Management) Regulations 1996, Council nominates the following due dates for the payment in full or by instalment:

| | |
|---|---------------------------------|
| Full payment and 1 st Instalment due date | 25 th September 2024 |
| 2 nd Instalment due date | 20 nd November 2024 |
| 3 rd Instalment due date | 15 th January 2025 |
| 4 th and final quarterly instalment due date | 12 th March 2025 |

7. Pursuant to Section 66 of the Waste Avoidance and Resource Recovery Act (2007), Council adopt a Waste Rate of 0.000001 cents in the dollar for both GRV and UV property categories, with a minimum of \$80 for all GRV and UV rateable properties.

8. Pursuant to Section 67 of the Waste Avoidance and Resource Recovery Act (2007), and section 6.16 of the *Local Government Act 1995* Council adopts the following charges for the removal and deposit of domestic and commercial waste:

| | |
|---|----------|
| 140ltr bin waste collection | \$200.00 |
| 240ltr bin waste collection | \$296.00 |
| 360ltr bin waste collection | \$412.00 |
| 140ltr recycling collection- Domestic Fortnightly | \$152.00 |
| 240ltr recycling collection- Domestic Fortnightly | \$195.00 |
| 360ltr recycling collection- Domestic Fortnightly | \$202.00 |
| 240ltr recycling collection- Commercial Fortnightly | \$196.00 |
| 360ltr recycling collection- Commercial Fortnightly | \$260.00 |
| 240ltr recycling collection- Commercial Weekly | \$364.00 |
| 360ltr recycling collection- Commercial Weekly | \$491.00 |

Residential and Commercial Premises

| | |
|---|---------|
| Additional waste bin collection (140, 240 & 360ltr bins) | \$36.00 |
| Additional recycling bin collection (140, 240 & 360ltr bins) | \$36.00 |

9. Every rateable assessment be issued with 4 free, up to 1m³ domestic waste vouchers.
10. Authorise the Community Infrastructure Reserve, established to provide for future funding of community infrastructure assets.
11. Authorise the transfers/movements to and from the Reserve Accounts, as detailed within the Statutory Budget document.
12. ADOPT, pursuant to Section 6.16 of the *Local Government Act (1995)*, the Fees and Charges, as included in the Statutory Budget for the 2024/2025 year with all fees and charges becoming effective immediately except those for the BOILC which will become effective from 1 September 2024.
13. Pursuant to section 5.99 of the *Local Government Act 1995* and regulation 34 of the *Local Government (Administration) Regulations 1996*, council adopts the following annual fees for payment of elected members in lieu of individual meeting attendance fees:

| | |
|-------------|----------|
| President | \$24,200 |
| Councillors | \$19,788 |

Pursuant to section 5.99A of the *Local Government Act 1995* and regulations 34A and 34AA of the *Local Government (Administration) Regulations 1996*, council adopts the following annual allowances for elected members:

| | |
|------------------------------|---------|
| Telecommunications Allowance | \$1,644 |
|------------------------------|---------|

Pursuant to section 5.98(5) of the *Local Government Act 1995* and regulation 33 of the *Local Government (Administration) Regulations 1996*, council adopts the following annual local government allowance to be paid in addition to the annual meeting allowance:

| | |
|-----------|----------|
| President | \$42,600 |
|-----------|----------|

Pursuant to section 5.98A of the *Local Government Act 1995* and regulations 33A of the *Local Government (Administration) Regulations 1996*, council adopts the following annual local government allowance to be paid in addition of the annual meeting allowance:

| | |
|-------------------------|-----------------|
| Deputy President | \$10,650 |
|-------------------------|-----------------|

14. **ADOPT, for the 2024/2025 financial year a variance in the Statement of Financial Activity of \$100,000 or 10% (whichever is lesser) for the reporting of material variances between the year to date budget and year to date actual information for disclosure purposes.**

**CARRIED
F6 – A1**

*For: Cr Starcevich, Cr Johnston, Cr Davies, Cr Flanagan, Cr de Haas, Pres. Chambers
Against: Cr Obourne*

Item: 6.2

Rates Concession for 2024/25

| | | |
|---------------------|------------------|---|
| Author/s | Roselyn Hamilton | Manager Financial Services |
| Authorisor/s | Felicity Baxter | Director Corporate and Community Services |

File Ref: D24/18722

Applicant

Shire of Esperance

Location/Address

Various locations around the Shire.

Executive Summary

For Council to consider offering a rates concession equivalent to half of the minimum rates to those properties considered to be provided with no services.

Recommendation in Brief

That Council grant a concession of \$715.50 under GRV and \$732 under UV to the properties as attached to be included within their 2024/25 rates notice.

Background

There are a small number of properties including Development Area 3 which have no infrastructure services such as roads, paths and drains to the property. Similarly, there is a property at Israelite Bay. Since 2018/19, Council has granted a concession to these properties to ensure fairness and equity to these property owners.

The Israelite Bay property has historically received a concession as it is leased crown land with a heritage building on it of whom the lessee has the responsibility to maintain. It is also located at least 40km beyond the last farming property in the area.

The Development Area 3 property owners have the option to sell their property to the Shire. For year ending 30 June 2024 there was 1 property sold to the Shire. Attached is a list of properties that received the concession last year and the proposed list for 2024/25 year.

Officer's Comment

To ensure fairness and equity to these property owners, it is requested that Council offer a rates concession as per the previous year.

The concession has been calculated based on the projected minimum rate of \$1,431 for GRV and \$1,464 for UV respectively. This will result in a total waiver of \$16,473.

Consultation

Nil

Financial Implications

The financial implications arising from this report is \$16,473 and this has been allowed for within the draft budget.

Asset Management Implications

Nil

Statutory Implications

Section 6.47 *Local Government Act 1995*

Policy Implications

Nil

Strategic Implications

Council Plan 2022 – 2032

Leadership

A financially sustainable and supportive organisation achieving operational excellence

Environmental Considerations

Nil

Attachments

A. [1](#). Concession Rates 2024-25

RECOMMENDATION AND DECISION

Item: 6.2 Rates Concession for 2024/25

Moved: Cr Davies
Seconded: Cr Flanagan

S0824-123

Council Resolution

That Council grant a concession of \$715.50 for GRV and \$732 UV to the properties as attached to be included within their 2024/25 rates notice.

**CARRIED
F7 - A0**

For: Cr Starcevich, Cr Johnston, Cr Davies, Cr Flanagan, Cr de Haas, Cr Obourne, Pres. Chambers

Rates Concession for 2024/25

| Assessment Number | Lot # | Street | Suburb | 2024 Concession | 2025 Proposed Concession |
|------------------------------|-------|------------|---------------|--------------------|--------------------------|
| GRV Vacant Unserviced | | | | | |
| 16527 | 62 | Parsons | SINCLAIR | \$678.00 | \$715.50 |
| 16535 | 63 | Parsons | SINCLAIR | \$678.00 | \$715.50 |
| 16543 | 64 | Parsons | SINCLAIR | \$678.00 | \$715.50 |
| 30585 | 26 | Gladstone | SINCLAIR | \$678.00 | \$715.50 |
| 30593 | 27 | Gladstone | SINCLAIR | \$678.00 | \$715.50 |
| 30601 | 33 | Gladstone | SINCLAIR | \$678.00 | \$715.50 |
| 32896 | 17 | Gibson | SINCLAIR | \$678.00 | \$715.50 |
| 32920 | 21 | Gibson | SINCLAIR | \$678.00 | \$715.50 |
| 32938 | 22 | Gibson | SINCLAIR | \$678.00 | \$715.50 |
| 33001 | 34 | Bay View | SINCLAIR | \$678.00 | \$715.50 |
| 33019 | 35 | Bay View | SINCLAIR | \$678.00 | \$715.50 |
| 33027 | 36 | Bay View | SINCLAIR | \$678.00 | \$715.50 |
| 33175 | 51 | Bay View | SINCLAIR | \$678.00 | \$715.50 |
| 33266 | 60 | Gladstone | SINCLAIR | \$678.00 | \$715.50 |
| 33274 | 61 | Moir | SINCLAIR | \$678.00 | \$715.50 |
| 33282 | 62 | Moir | SINCLAIR | \$678.00 | \$715.50 |
| 33332 | 68 | Moir | SINCLAIR | \$678.00 | \$715.50 |
| 33399 | 75 | Synnot | SINCLAIR | \$678.00 | \$715.50 |
| 33431 | 79 | Synnot | SINCLAIR | \$678.00 | \$715.50 |
| 33530 | 91 | Synnot | SINCLAIR | \$678.00 | \$0.00 |
| 39529 | 135 | Off Sims | PINK LAKE | \$678.00 | \$715.50 |
| 57091 | 6 | Parsons | SINCLAIR | \$678.00 | \$715.50 |
| 57109 | 68 | Parsons | SINCLAIR | \$678.00 | \$715.50 |
| UV Rural Unserviced | | | | | |
| 76919 | 11 | Balladonia | ISRAELITE BAY | \$687.50 | \$732.00 |
| | | | | \$16,281.50 | \$16,473.00 |

SOLD

7. **MATTERS BEHIND CLOSED DOORS**

Officer's Comment:

It is recommended that the meeting is behind closed doors for the following item, in accordance with section 5.23(2) of the Local Government Act 1995.

Moving behind closed doors

Moved: Cr de Haas

Seconded: Cr Obourne

S0824-124

Council Resolution

That the meeting proceed behind closed doors in accordance with section 5.23(2) of the Local Government Act 1995, to consider the following items, which are considered confidential for the reasons indicated.

7.1 Esperance Indoor Stadium Replacement Flooring

This report is considered confidential in accordance with the Local Government Act 1995, as it relates to 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 (Section 5.23(2)(c)).

CARRIED

F7 - A0

For: Cr Starcevich, Cr Johnston, Cr Davies, Cr Flanagan, Cr de Haas, Cr Obourne, Pres. Chambers

All members of the public left the chambers at 10.31am and did not return.

RECCOMENDATION AND DECISION

7.1 Esperance Indoor Stadium Replacement Flooring

Moved: Cr Flanagan

Seconded: Cr Johnston

S0824-125

Council Resolution

Council:

1. **Accept the offer from Australasian Sports Floors Horner Pty Ltd for the Esperance Indoor Stadium Replacement Flooring as per the lump sum price; and**
2. **Approve a budget amendment as detailed in the following table:**

| Description | | Budget Figure | Amended Figure | Variation |
|---|-------|---------------|----------------|-------------|
| Esperance Indoor Stadium – Floor Repair | W4526 | 0 | (1,280,000) | 1,280,000 |
| Insurance Claim | W4526 | 0 | 1,393,000 | (1,393,000) |
| Building Maintenance Reserve | | | (113,000) | 113,000 |
| Net result | | | | Nil |

**CARRIED
F7 - A0**

For: Cr Starcevich, Cr Johnston, Cr Davies, Cr Flanagan, Cr de Haas, Cr Obourne, Pres. Chambers

Coming from behind closed doors

Moved: Cr Davies

Seconded: Cr Flanagan

S0824-126

Council Resolution

That the meeting come from behind closed doors.

**CARRIED
F7 - A0**

For: Cr Starcevich, Cr Johnston, Cr Davies, Cr Flanagan, Cr de Haas, Cr Obourne, Pres. Chambers

The Shire President read aloud the above Resolution.

8. **CLOSURE**

The President declared the meeting closed at 10:37am.

These Minutes were confirmed at a meeting held on _____

Signed _____

Presiding Member at the meeting at which the Minutes were confirmed.

Dated _____