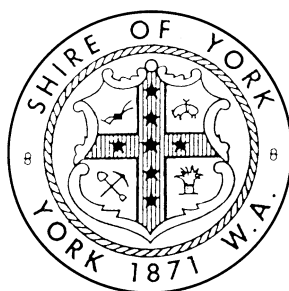


SHIRE OF YORK

**MINUTES OF THE SPECIAL
MEETING OF THE COUNCIL
HELD ON 26 MAY 2017
COMMENCING AT 3.00PM
IN COUNCIL CHAMBERS,
YORK TOWN HALL, YORK**

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SHIRE OF YORK

THE SPECIAL MEETING OF THE COUNCIL HELD ON MONDAY, 26 MAY 2017, COMMENCING AT 3.00PM IN COUNCIL CHAMBERS, YORK TOWN HALL, YORK

The York Shire Council acknowledges the traditional owners of the land on which this meeting will be held.

1. OPENING

1.1 Declaration of Opening

Cr David Wallace, Shire President, declared the meeting open at 3.00pm

1.2 Disclaimer

The Shire President advised the following:

"I wish to draw attention to the Disclaimer Notice contained within the agenda document and advise members of the public that any decisions made at the meeting today, can be revoked, pursuant to the Local Government Act 1995.

Therefore members of the public should not rely on any decisions until formal notification in writing by Council has been received. Any plans or documents in agendas and minutes may be subject to copyright. The express permission of the copyright owner must be obtained before copying any copyright material."

1.3 Standing Orders

Nil

1.4 Announcement of Visitors

Nil

1.5 Declarations of Interest that Might Cause a Conflict

Nil

1.6 Declarations of Financial Interest

Nil

1.7 Declarations of Interest that May Affect Impartiality

Nil

2. ATTENDANCE

2.1 Members

*Cr David Wallace, Shire President; Cr Denese Smythe, Deputy Shire President;
Cr Heather Saint; Cr Pam Heaton; Cr Jane Ferro; Cr Trevor Randell*

2.2 Staff

*Paul Martin, Chief Executive Officer; Helen D'Arcy-Walker, Executive Support Officer;
Suzie Haslehurst, Executive Manager Corporate and Community Services (arrived
3.01pm)*

2.3 Apologies

Cr Tricia Walters

2.4 Leave of Absence Previously Approved

Nil

2.5 Number of People in Gallery at Commencement of Meeting

There were no people in the Gallery at the commencement of the meeting

3. PUBLIC QUESTION TIME

Public Question Time is conducted in accordance with the Act and Regulations. In addition to this the Shire's Council Meetings Local Law 2016 states –

6.7 Other procedures for question time for the public

(1) A member of the public who wishes to ask a question during question time must identify themselves and register with a Council Officer immediately prior to the meeting.

(2) A question may be taken on notice by the Council for later response.

(3) When a question is taken on notice the CEO is to ensure that—

(a) a response is given to the member of the public in writing; and

(b) a summary of the response is included in the agenda of the next meeting of the Council.

(4) Where a question relating to a matter in which a relevant person has an interest is directed to the relevant person, the relevant person is to—

(a) declare that he or she has an interest in the matter; and

(b) allow another person to respond to the question.

(5) Each member of the public with a question is entitled to ask up to 2 questions before other members of the public will be invited to ask their questions.

(6) Where a member of the public provides written questions then the Presiding Member may elect for the questions to be responded to as normal business correspondence.

(7) The Presiding Member may decide that a public question shall not be responded to where—

(a) the same or similar question was asked at a previous meeting, a response was provided and the member of the public is directed to the minutes of the meeting at which the response was provided;

(b) the member of the public uses public question time to make a statement, provided that the Presiding Member has taken all reasonable steps to assist the member of the public to phrase the statement as a question; or

(c) the member of the public asks a question that is offensive or defamatory in nature, provided that the Presiding Member has taken all reasonable steps to assist the member of the public to phrase the question in a manner that is not offensive or defamatory.

(8) A member of the public shall have 2 minutes to submit a question.

(9) The Council, by resolution, may agree to extend public question time.

(10) Where any questions remain unasked at the end of public question time they may be submitted to the CEO who will reply in writing and include the questions and answers in the agenda for the next ordinary Council meeting.

(11) Where an answer to a question is given at a meeting, a summary of the question and the answer is to be included in the minutes.

Public Question Time Commenced at: 3.02pm

3.1 Written Questions – Current Agenda
Nil

3.2 Public Question Time
Nil

Public Question Time Concluded at 3.02pm as there were no members of public present at the meeting and no submitted questions.

4. APPLICATIONS FOR LEAVE OF ABSENCE
Nil

5. PRESENTATIONS

5.1 Petitions
Nil

5.2 Presentations
Nil

5.3 Deputations
Nil

5.4 Delegates reports
Nil

6. ANNOUNCEMENTS BY PRESIDING MEMBER WITHOUT DISCUSSION
Nil

7. OFFICER'S REPORTS

SY059-05/17 – National Reconciliation Week 2017 - Acceptance of Grant

FILE REFERENCE:	OR.IGR.3
APPLICANT OR PROPONENT(S):	N/A
AUTHORS NAME & POSITION:	Esmeralda Harmer, Community Economic Development Officer
RESPONSIBLE OFFICER:	Paul Martin, Chief Executive Officer
PREVIOUSLY BEFORE COUNCIL:	No
DISCLOSURE OF INTEREST:	Nil
APPENDICES:	A. Draft Project Agreement between Shire of York and Department of Prime Minister and Cabinet B. The Protocols of the Appropriate Use and Flying of the Flag

Nature of Council's Role in the Matter:

- Executive

Purpose of the Report:

The Shire of York has been successful in securing \$5,000 from the Federal Government as part of National Reconciliation Week 2017.

This report requests Council to accept the funding, authorise signing of the Project Agreement and approve the proposed scope of works and reconciliation event.

Background:

Officers applied for funding in April for National Reconciliation Week (27 May – 3 June 2017) for the installation of additional flag poles at the front of the Shire Offices to provide for the Western Australian and Aboriginal Flags to be flown together with the Australian Flag.

In addition to this it is proposed to have a flag raising ceremony which will include local Balladong Noongar people.

This was identified to be a significant statement for the Shire to fly the Aboriginal Flag at the front of the Shire Offices and is considered an appropriate milestone for Reconciliation Week this year.

The Shire was advised on Friday 19 May that the funding had been approved.

Comments and details:

Officers are proposing the following scope of works:

- Removal of the existing flag pole at the front of the Shire Offices.
- Purchase and installation of three new flag poles at the front of the Shire Offices to accommodate the Australian, Western Australian and Aboriginal Flags in accordance with the flag protocols.
- Holding of a community ceremony and morning tea on Friday 2 June 2017 to raise the flags on the poles for the first time. This would commence at 10am with a Welcome to Country and include a speech by the Shire President followed by a free morning tea in the Lesser Hall.

In addition to new poles in front of the Shire Offices, funding will also be used to install an additional flag pole at Memorial Park to allow flying of the Aboriginal Flag as part of ANZAC Day events. The purchase of this pole is being facilitated by the grant and installation of the pole will be funded by the maintenance account of Memorial Park.

It is proposed as part of the 2017/18 FY budget to install two new flag poles at Avon Park to enable flying of the Australian and Aboriginal Flags as part of the Australia Day event in 2018.

Implications to consider:

- **Consultative**
Balladong Noongar representatives will be consulted and involved in the details of the community ceremony and morning tea.

- **Strategic**
The recognition and respect of the Noongar culture and working towards a positive relationship with local Balladong Noongar community is identified in the Corporate Business Plan as being important priorities and actions. Officers consider this proposed recognition and community event is a step in the right direction to address these priorities of Council.

- **Policy related**
G 4.4 External Grants: Procurement and Management requires Council to approve the grant funding which is the purpose of this report.

The community ceremony and morning tea will be held in accordance with Policy G 1.12 Civic Functions and Hospitality.

- **Financial**
The following is a summary of the capital and operating costs associated with this project:

Capital Expenditure

Description	Amount
Purchase of Flag Poles	\$3,850 (4 x \$959)
Installation of Flag Poles at Shire Admin Building	\$1,700
Total	\$5,550 (excluding GST)

Capital Income

Description	Amount
Grant National Reconciliation Week	\$5,000
Shire of York Contribution	\$ 550
Total	\$5,550 (excluding GST)

It is proposed to source the Shire of York contribution towards installing the new flag poles from unspent maintenance funds in the Administration Building Maintenance account GL 42176.

It is recommended Council amends the budget by transferring \$550 from GL 42176 to a capital account Administration Building Capital GL 43141 and increase expenditure by the grant amount of \$5,000 to fund these capital works.

The grant will be posted to Administration Government Grants GL 42227 which currently has no budget for this year which will therefore require a budget amendment.

The free community ceremony and morning tea including welcome to country and Lesser Hall hire is estimated to cost \$1,000 however this will be dependent upon the number of people attending. It is proposed this be funded from GL 41106 Receptions and Refreshments which has a remaining budget for the financial year of \$7,229.

- **Legal and Statutory**

Nil

- **Risk related**

Nil

- **Workforce Implications**

This project is being delivered within existing resource allocations.

Voting Requirements:

Absolute Majority Required: Yes

RESOLUTION

180517

Moved: Cr Heaton

Seconded: Cr Smythe

“That Council:

- 1. Authorises the Chief Executive Officer to accept the funding of \$5,000 for National Reconciliation Week;***
- 2. Approves the following budget amendments to facilitate this project occurring:***
 - transfer \$550 from Administration Building Maintenance GL 42176 to a capital account Administration Building Capital GL 43141***
 - increase Administration Building Capital GL 43141 by an additional \$5,000 to allow for expenditure of grant funds***
 - increase Administration Government Grants GL 42227 by \$5,000 to receive the grant funding.***
- 3. Approves the installation of three new flag poles in front of the Shire Offices to accommodate the Australian, West Australian and Aboriginal flags (in this order).***
- 4. Notes the Shire President will hold a community ceremony and morning tea on Friday 2 June 2017 at 10am for the inaugural raising of the new flags as a National Reconciliation Week event.”***

**CARRIED: 6/0
WITH ABSOLUTE MAJORITY**

8. QUESTIONS FROM MEMBERS WITHOUT NOTICE

Nil

9. MEETING CLOSED TO THE PUBLIC

9.1 Matters for which the meeting may be closed

9.2 Public reading of resolutions to be made public

10. CLOSURE

The Shire President thanked everyone for their attendance and closed the meeting at 3.04pm.