



**SHIRE OF ASHBURTON**

**SPECIAL MEETING OF COUNCIL**

**AGENDA  
(Public Document)**

**Council Chambers, Community Recreation  
Centre, Tom Price**

**14 December 2011**

**SHIRE OF ASHBURTON**  
**SPECIAL COUNCIL MEETING**

Dear Councillor

Notice is hereby given that an Special Meeting of the Council of the Shire of Ashburton will be held on 14 December 2011 at Council Chambers, Community Recreation Centre, Tom Price commencing at 2:30.pm.

The business to be transacted is shown in the Agenda.

Jeff Breen  
**CHIEF EXECUTIVE OFFICER**

**DISCLAIMER**

*The recommendations contained in the Agenda are subject to confirmation by Council. The Shire of Ashburton warns that anyone who has any application lodged with Council must obtain and should only rely on written confirmation of the outcomes of the application following the Council meeting, and any conditions attaching to the decision made by the Council in respect of the application. No responsibility whatsoever is implied or accepted by the Shire of Ashburton for any act, omission or statement or intimation occurring during a Council meeting.*

Special Meeting of Council 14 December 2011

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**1. DECLARATION OF OPENING**

**2. ANNOUNCEMENT OF VISITORS**

**3. ATTENDANCE**

**3.1 PRESENT**

Cr K White	Shire President, Onslow Ward
Cr L Rumble	Deputy Shire President, Paraburdoo Ward
Cr I Dias	Paraburdoo Ward
Cr L Thomas	Tableland Ward
Cr L Shields	Tom Price Ward
Cr P Foster	Tom Price Ward
Cr A Eyre	Ashburton Ward
Cr D Wright	Pannawonica Ward
Mr J Breen	Chief Executive Officer
Mr F Ludovico	Executive Manager, Corporate Services
Ms A O'Halloran	Executive Manager, Strategic & Economic Development
Ms D Wilkes	Executive Manager, Community Development
Mr R Paull	Principal Town Planner
Miss C Shaw	Administration Assistant, Corporate Services

**3.2 APOLOGIES**

Mr G Brayford	Executive Manager, Technical Services
Ms F Keneally	A/Executive Manager, Operations
Ms J Smith	Executive Assistant CEO

**3.3 APPROVED LEAVE OF ABSENCE**

Cr C Fernandez	Tom Price Ward
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**4. QUESTION TIME**

**4.1 PUBLIC QUESTION TIME (pertaining to the Agenda item)**

## 5. **DECLARATION BY MEMBERS**

That Councillors have given due consideration to all matters contained in the Agenda presently before the meeting.

### 5.1 **DECLARATION OF INTEREST**

#### **Councillors to Note**

A member who has a 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:

- (c) Preside at the part of the Meeting, relating to the matter or;
- (d) 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 FINANCIAL INTEREST (FOR YOUR GUIDANCE)**

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

I intend to include these notes 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.

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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.

**6. BUSINESS**

**6.1 CONFIDENTIAL ITEM - REVOCATION OF COUNCIL MOTION 11077 - TOM PRICE AIRPORT**

Refer to Confidential Agenda Item under separate cover.

**COUNCILLOR'S NAME:** Cr Lisa Shields  
**DATE REPORT WRITTEN:** 25 November 2011  
**DISCLOSURE OF FINANCIAL INTEREST:** The author has no financial interest in this matter.

**Councillor Recommendation**

That the following Tom Price Airport motion, discussed and moved at the Shire of Ashburton Local Council meeting held on Wednesday ,16 November 2011 be revoked.

1. Is for Council to endorse Paraburdoo as the primary airport.
2. Is to write to State Government and Rio Tinto confirming that support for Paraburdoo as our main airport.
3. For the Chief Executive Office to advise Council regarding the response to this.
4. Advise the media and local community of the Council's decision.

**RESPONDING OFFICER**

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**FILE REFERENCE:** OR.MT.2  
**AUTHOR'S NAME AND POSITION:** Frank Ludovico  
Executive Manager, Corporate Services  
**NAME OF APPLICANT/RESPONDENT:** Not Applicable  
**DATE REPORT WRITTEN:** 4 December 2011  
**DISCLOSURE OF FINANCIAL INTEREST:** The author has no financial interest in this matter.  
**PREVIOUS MEETING REFERENCE:** Minute No 11077, 16 November 2011

<b>Author: F Ludovico</b>	<b>Signature:</b>
<b>Manager: J Breen</b>	<b>Signature:</b>

**7. CLOSURE OF MEETING**