



**SHIRE OF ASHBURTON**

**SPECIAL MEETING OF COUNCIL**

**AGENDA**

**Meeting Room, Community Recreation Centre,  
TOM PRICE**

**28 June 2011**

**SHIRE OF ASHBURTON  
SPECIAL COUNCIL MEETING**

Dear Councillor,

Notice is hereby given that a Special Meeting of the Council of the Shire of Ashburton will be held on Tuesday 28 June 2011 at the Meeting Room, Community Recreation Centre, Tom Price commencing at 7.00pm.

The business to be transacted is shown in the Agenda.

Jeff Breen  
**CHIEF EXECUTIVE OFFICER**

23 June 2011

**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.

**AGENDA – SPECIAL MEETING OF COUNCIL 28 JUNE 2011**

---

<b>1.06.0</b>	<b>DECLARATION OF OPENING.....</b>	<b>4</b>
<b>2.06.0</b>	<b>ANNOUNCEMENT OF VISITORS .....</b>	<b>4</b>
<b>3.06.0</b>	<b>ATTENDANCE.....</b>	<b>4</b>
3.06.1	ATTENDANCE .....	4
3.06.2	APOLOGIES.....	4
3.06.3	APPROVED LEAVE OF ABSENCE .....	4
<b>4.06.0</b>	<b>PUBLIC QUESTION TIME.....</b>	<b>4</b>
4.06.1	RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE .....	4
4.06.2	PUBLIC QUESTION TIME .....	4
<b>5.06.0</b>	<b>APPLICATIONS FOR LEAVE OF ABSENCE .....</b>	<b>4</b>
<b>6.06.0</b>	<b>PETITIONS / DEPUTATIONS / PRESENTATIONS.....</b>	<b>5</b>
6.06.1	PETITIONS.....	5
6.06.2	DEPUTATIONS.....	5
6.06.3	PRESENTATIONS .....	5
<b>7.06.0</b>	<b>ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION .....</b>	<b>5</b>
<b>8.06.0</b>	<b>DECLARATION BY MEMBERS.....</b>	<b>5</b>
<b>9.06.0</b>	<b>BUSINESS .....</b>	<b>6</b>
09.06.01	TEMPORARY INCREASE IN OVERDRAFT .....	6
<b>10.06.0</b>	<b>NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF MEETING.....</b>	<b>8</b>
<b>11.06.0</b>	<b>NEXT MEETING .....</b>	<b>8</b>
<b>12.06.0</b>	<b>CLOSURE OF MEETING .....</b>	<b>8</b>

**1.06.0 DECLARATION OF OPENING**

**2.06.0 ANNOUNCEMENT OF VISITORS**

**3.06.0 ATTENDANCE**

**3.06.1 ATTENDANCE**

Cr G Musgrave	Shire President, Ashburton Ward
Cr L Rumble	Deputy Shire President, Paraboradoo Ward
Cr T Bloem	Tom Price Ward
Cr L Shields	Tom Price Ward
Cr I Dias	Paraboradoo Ward
Mr J Breen	Chief Executive Officer
Mr F Ludovico	Executive Manager Corporate Services

**3.06.2 APOLOGIES**

Cr L Corker	Ashburton Ward
Cr L Thomas	Tableland Ward
Cr K White	Onslow Ward
Cr D Wright	Pannawonica Ward

**3.06.3 APPROVED LEAVE OF ABSENCE**

**4.06.0 PUBLIC QUESTION TIME**

**4.06.1 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE**

**4.06.2 PUBLIC QUESTION TIME**

**5.06.0 APPLICATIONS FOR LEAVE OF ABSENCE**

**6.06.0 PETITIONS / DEPUTATIONS / PRESENTATIONS**

**6.06.1 PETITIONS**

**6.06.2 DEPUTATIONS**

**6.06.3 PRESENTATIONS**

**7.06.0 ANNOUNCEMENTS BY THE PRESIDING PERSON WITHOUT DISCUSSION**

**8.06.0 DECLARATION BY MEMBERS**

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

**9.06.0 BUSINESS**

**09.06.01 TEMPORARY INCREASE IN OVERDRAFT**

**FILE REFERENCE:** FI.LN.02.00

**AUTHOR'S NAME AND POSITION:** Frank Ludovico  
Executive Manager Corporate Services

**NAME OF APPLICANT/RESPONDENT:** N/A

**DATE REPORT WRITTEN:** 22 June 2011

**DISCLOSURE OF FINANCIAL INTEREST:** N/A

**PREVIOUS MEETING REFERENCE:** Agenda Item 12.04.18 Ordinary Meeting of Council 20 April 2011

**Summary**

When Council reviewed its Budget at the April 2011 meeting Staff foreshadowed the need for a temporary overdraft.

In order to increase its Overdraft, Council needs to resolve this by absolute majority and advertise the proposal for 21 days before access the additional funds.

**Background**

When Council reviewed its Budget at its April 2011 meeting Staff foreshadowed the need for a temporary overdraft.

The reason for this is that Council's 2010/2011 Budget utilised proceeds from land sales to finance a number of its capital operations, and whilst the land sales were very successful, funds would not be received until the land was serviced. This activity would not be completed until August 2011.

It was anticipated that an overdraft of up to \$2 million would be required for this temporary period of about 2 months.

Since then staff have attempted to manage our expenditure to minimise the temporary increase in overdraft.

In actioning this request, the Bank, asked if we had complied with all statutory conditions including advertising and upon checking with the Department we were advised that there was a need for Council to approve the increase and to advertise the proposal for 21 days.

**Consultation**

Chief Executive Officer.  
Bob Waddell, Local Government Consultant

**Statutory Environment**

Section 6.20 of the Local Government Act and Reg 20 of the Finance Regulations apply.

Essentially if Councils requires to borrow more money than specified in the 2010/11 Budget, Council must decide to do so by absolute majority. Reg 20 gives exemptions but only for minor variations not exceeding \$5,000 of principal.

An increase in overdraft from \$500,000 (amount detailed in our Budget) to \$2,000,000 is not considered minor.

**Financial Implications**

It is essential the overdraft is temporarily increased in order to meet Council's financial obligations.

**Strategic Implications**

2007-2011 Strategic Plan – 6 A Well Managed and Contemporary Corporation  
Optimize performance, Statutory Compliance, Good Governance.

**Voting Requirement**

Absolute Majority Required.

**Officers Recommendation**

The Council approve the temporary increase on Council's overdraft up to \$2 million and that council advertise the proposal in accordance with section 6.21 of the Local Government Act.

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

**10.06.0 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY  
DECISION OF MEETING**

**11.06.0 NEXT MEETING**

**12.06.0 CLOSURE OF MEETING**