

AGAIT SHIRE COUNCIL

MINUTES

ORDINARY COUNCIL MEETING

14th DECEMBER 2010

Present: Peter Clee – President
Darryl Withnall
Karen Duncan
Vera Lamont
Rocky Magnoli
Matt Prouse
John Keenan CEO

1. MEETING OPENING – 7.00pm

1.1 APOLOGIES Cr. Trish McIntyre

Resolution No. 2010/61
That the apology of Cr Trish McIntyre be accepted.
Moved: Cr Matt Prouse
Seconded: Cr Karen Duncan
Vote: 7-0

2. DECLARATION OF INTERESTS

NIL

3. CONFIRMATION OF MINUTES

Resolution No. 2010/62
That the minutes of the Monthly Meeting of 16TH November 2010 be confirmed.
Moved: Cr Darryl Withnall
Seconded: Cr Vera Lamont
Vote: 7-0

3.1 Matters Arising from the Minutes:

1. Rubbish Tip – It was noted that there was a correction in the minutes – the current rubbish hole has lasted four years.

4. INWARDS CORRESPONDENCE

Refer to Attached List (Inward Correspondence November 2010.)

- 5. OUTWARDS CORRESPONDENCE**
Refer to Attached List (Outwards Correspondence November 2010.)
More detailed information on inwards and outwards correspondence will
Be provided at the Council meeting.

<p style="text-align: center;">Resolution No. 2010/63 That the incoming and outgoing correspondence be accepted as information.</p> <p>Moved: Cr Matt Prouse Seconded: Cr Darryl Withnall Vote: 7-0</p>

- 6. A.CHIEF EXECUTIVE OFFICER'S REPORT (Incorporating Work Supervisors Report)**

6.1 WAGAIT TOWER ROAD UPGRADE PROJECT

This project has been completed, however there has been no final settlement made on the contract. I have asked the project manager, BTO Pty Ltd, for an update of the situation

6.2 MEMORIAL GARDEN

Date for closure of tenders for the construction of the memorial garden is 10th December. At the time of this report, no tenders had been received, although there had been one builder who had expressed considerable interest in submitting a tender. Details of applicants will be made known at the council meeting when the successful tender will be confirmed.

6.3 JETTY MAINTENANCE CONTRACT

The contract that the council has with the Department of Planning and Infrastructure for the maintenance of the Mandorah jetty, boat ramp and parking area for approximately 8 years, was placed on online quotation tender in November with a closure date for the of 24th November. This was despite Herb Backers, Manager Civic works, confirming in October that the current contract with the council to the 11th December 2010 would be confirmed with a schedule of rates to be sent to council prior to this date.

I only became aware of the contract being placed on tender a week before the tender closed. Despite this, a tender was lodged in time on terms similar to that of the current 12months contract. The amount of the tender was \$56,000. This was deemed to be not admissible by the Department of Business and Employment as the council had not obtained CAL Accreditation prior to submitting the tender. This was a requirement stated by the Department of Business and Employment earlier this year that I was not aware of. As a result, council's tender was not accepted. This was despite an appeal made against the decision not to accept our tender which

was subsequently rejected on 2nd December. On the 26th November, council has lodged an application with CAL. To date, no response has been received to this application

There were only three applicants submitted for this tender.

Goodline Pty Ltd (who successfully tendered for the Power and Water contract)

Matthews Maintenance Pty Ltd

R & R Constructions Pty Ltd

We have been advised that Matthews Maintenance Pty Ltd has been awarded the contract for \$52,958 incl GST, which was less than the council quote of \$56,000. This firm will be coming to Wagait Beach before our contract is completed to insure a problem free changeover., and discuss with council on the work to be carried out on the contract.

We will not be carrying out any further work on our present contract after 10th December. I will advise council further on this matter at the council meeting..

6.4 MAINTENANCE OF WATER SUPPLY SYSTEMS IN COX PENINSULA

As reported at the previous council meeting, Council is negotiating with Goodline Pty Ltd, who had been awarded the contract for the maintenance of water supply systems in Cox Peninsula, for an agreement to carry out the tasks of the contract as a sub contractor to Goodline, on a similar basis to that had been previously contracted with Power Water Corporation. Terms for this work have been agreed upon with Goodline Pty Ltd. The work was carried out in accordance with a monthly purchase order, as the contract with Power and Water was operated for the past 18 months. The value of this order is slightly higher than with PWC, with better hourly rates. It has been agreed with Goodline Pty Ltd that a longer term agreement be negotiated between Wagait Shire Council and Goodline Pty Ltd for the completion of the tasks of the contract. The terms of the new contract if known will be reported at the council meeting.

6.5 ANNUAL REPORT – 2009/2010

The annual report of Wagait Shire council has been finalised and will be circulated to all councillors for review prior to the council meeting. This report will be required to be adopted by council before submission to the government. An extension of time to 21st December has been approved by the Minister for Local Government for lodgement of the approved annual report.

6.6 NT GRANTS COMMISSION ANNUAL RETURN

The annual return of the NT Grants commission has been completed and forwarded to the Department of Housing, Local Government and Regional Services.
(copy of the return is tabled)

6.7 AUDITED ANNUAL FINANCIAL STATEMENTS

The annual financial statement for the year ended 30th June 2010 has been audited and are attached to the Annual report for 2009/2010 for lodgement with the Department of Local Government.

6.8 SPECIAL PURPOSE GRANT APPLICATION

The application to the Department of Housing, Local Government and Regional Services for two grants of \$8,000 (BBQ at sports ground,) and \$12,000 (completion of recycling facilities) has been unsuccessful. We have been advised that applications for a further round of special purpose grants will be requested around February 2011. The Department will write to us concerning the grant process then.

6.9 CHIEF EXECUTIVE OFFICER POSITION

As stated at the last meeting my last day will be 17th December, although I may work if required on 18th December (sat) before departing on the 19th December. I leave my position with a lot of sadness. In different circumstances, I would have liked to have stayed for the full two years of my contract. I talk also for my wife in this respect.

I will undertake to:

1. Have financial records and statements up to date in the time permitted.
2. Annual report completed and approved by council
3. New contracts completed and signed by outdoor staff and administration officers and agreement reached for the employment of Sports and Recreation officer/s .
4. Staff updated on accounting and administrative systems and procedures as well as possible. I will remain available on telephone or email for advice or queries.

□

Resolution No. 2010/64

That the Officers' reports be received and accepted.

Moved: Cr Karen Duncan

Seconded: Cr Rocky Magnoli

Vote: 7-0

7. FINANCIAL REPORTS

7.1 Financial Reports

Resolution No. 2010/65

That the November Financial Reports be accepted.

Moved: Cr Matt Prouse

Seconded: Cr Rocky Magnoli

Vote: 7-0

Resolution No. 2010/66

That Cr Karen Duncan be elected Deputy President of Wagait Shire Council

-Karen was elected unopposed.

Moved – Cr Vera Lamont

Seconded – Cr Darryl Withnall

8. AGENDA ITEMS

8.1 Election of Deputy President.

8.2 Council Christmas holidays.

It was determined that the council would be closed for the three days between Boxing Day and New Years Day with staff taking annual leave or accrued leave during this time, and that a notice be placed at the council office and store stating that the council would be closed during this period. An emergency telephone number would be provided for this period. The requirement to service our water services commitments will be met during this time with our outdoor staff carrying the required tasks.

9. GENERAL BUSINESS.

Christmas Lights – It was determined that Jack Ellis judge the Christmas Lights on Friday 17th December and report his decisions to President Peter Clee.

10 IN-CAMERA ITEMS

10.1 CEO Employment

11. MEETING CLOSE AND DATE OF NEXT MEETING

President Clee closed the meeting at 6.50pm. The next monthly Council Meeting is to be held on 18th January 2011 at 7.00pm.

Signed by.....Date.....
President of Wagait Shire Council

.....Date.....
Chief Executive Officer