SHIRE OF MENZIES

Minutes

OF THE ORDINARY MEETING OF THE COUNCIL HELD ON

THURSDAY, 23 JULY 2026

Commencing at 1.00PM

At the Council Chambers,
124 Shenton Street, Menzies

Rob Stewart
Acting Chief Executive Officer

Resolution Numbers 091/26 to 108/26

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DISCLOSURES OF INTEREST

A member who has an Impartiality, Proximity or Financial interest in any matter to be discussed at this meeting must disclose the nature of the interest either in a written notice, given to the Chief Executive Officer, prior to the meeting, or at the meeting immediately before the matter is discussed.

A member who makes a disclosure in respect to a Proximity or Financial interest must not preside at the part of the meeting which deals with the matter, or participate in, or be present during any discussion or decision-making process relative to the matter, unless the disclosing member is permitted to do so under Section 5.68 or Section 5.69 of the *Local Government Act 1995*.

RECORDING OF MEETINGS

- All Council Meetings are digitally recorded, for audio only, except for Confidential Agenda Items (in accordance with Section 5.23(2) of the Local Government Act 1995) during which time recording ceases.
- Following publication and distribution of the meeting minutes to Council Members the digital audio recording will be available on the Shire's website.

Defamation – cl 14K Local Government (Administration) Regulations 1996

(1) A local government is not liable to an action for defamation in relation to any of the following done by the local government as required or authorised under this Part —

(a) publicly broadcasting a meeting;
(b) making a recording of a meeting;
(c) making a recording of a meeting publicly available;
(d) retaining a recording of a meeting or a copy of a recording;
(e) providing a copy of a recording of a meeting to the Departmental CEO.

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1 DECLARATION OF OPENING

The Shire President, as Presiding Member, declared the meeting open at 1.27pm.

2 ANNOUNCEMENT OF VISITORS

Mr David Wessely

3 RECORD OF ATTENDANCE

Cr I Baird confirmed that he was alone in a secure location at the Conference Room of the CRC Building in Tjuntjuntjara, which was suitable for discussing confidential matters. Accordingly, he applied for approval to attend the Council Meeting by electronic means.

The Shire President was satisfied that Cr I Baird was in a secure location appropriate for discussing confidential matters and allowed him to participate fully in the meeting at 1.27pm.

Councillors:	Cr P Warner, Shire President (left 1.34pm, returned 1.37pm) (left 2.05pm, returned 2.06pm) (left 2.07pm, returned 2.10pm)
	Cr S Sudhir, Deputy Shire President (left 1.34pm, returned 1.37pm) (left 2.05pm, returned 2.06pm)
	Cr I Baird (joined electronically at 1.27pm)
	Cr K Tucker
	Cr J Dwyer
	Cr S Wessely (left 1.34pm, returned 1.37pm) (left 1.38pm)
Staff:	Mr R Stewart, Acting Chief Executive Officer
	Ms T Tran, Acting Deputy CEO
	Mr S McGay, Community Development Manager
	Ms M Yulo-Uy, Executive Officer (Minutes)

4 RESPONSE TO PREVIOUS PUBLIC QUESTIONS TAKEN ON NOTICE

Nil

5 PUBLIC QUESTION TIME

Nil

6 APPLICATIONS FOR LEAVE OF ABSENCE

Applicant: Cr Susanne Wessley
Cr S Wessley requested leave of absence from 19 July 2026 to 19 October 2026 inclusive.

COUNCIL DECISION:

Council Resolution Number:	**091/26**

Moved: **Cr J Dwyer** **Seconded:** **Cr S Sudhir**

That Cr Susanne Wessely be granted Leave of Absence pursuant to Section 2.25 of the Local Government Act 1995 for the period 19 July 2026 to 19 October 2026 inclusive.

Carried	**6 / 0**

For: Cr P Warner, Cr S Sudhir, Cr I Baird, Cr K Tucker, Cr J Dwyer and Cr S Wessely
Against: Nil

7 DISCLOSURES OF INTEREST

Name	Item No	Interest
Cr P Warner	13.2.9 Food Van Application	Financial
Cr S Sudhir	13.2.9 Food Van Application	Financial
Cr S Wessely	13.2.9 Food Van Application	Financial
Cr P Warner	13.2.10 RFT 02-2026 Disposal of Kookynie Land - Lot 17 (63) Cumberland	Proximity
Cr P Warner	13.2.11 RFT 02-2026 Disposal of Kookynie Land - Lot 652 (61) Cumberland	Proximity
Cr P Warner	13.2.12 RFT 02-2026 Disposal of Kookynie Land - Lot 653 (61) Cumberland	Proximity
Cr P Warner	13.2.13 RFT 02-2026 Disposal of Kookynie Land - Lot 303 (52) Britannia Street, Kookynie	Proximity
Cr P Warner	13.2.14 RFT 02-2026 Disposal of Kookynie Land - Lot 304 (52) Britannia Street, Kookynie	Proximity

8 NOTICE OF ITEMS TO BE DISCUSSED BEHIND CLOSED DOORS

Nil

9 CONFIRMATION/RECEIVAL OF MINUTES

9.1 Confirmation of Minutes – Ordinary Meeting - 18 June 2026

OFFICER RECOMMENDATION/COUNCIL DECISION:

Council Resolution Number:	**092/26**

Moved: **Cr S Wessely** **Seconded:** **Cr S Sudhir**

That the Minutes of the Ordinary Council Meeting held on 18 June 2026 be confirmed as a true and correct record.

Carried	**6 / 0**

For: Cr P Warner, Cr S Sudhir, Cr I Baird, Cr K Tucker, Cr J Dwyer and Cr S Wessely
Against: Nil

9.2 Confirmation of Minutes – Special Council Meeting - 3 July 2026

OFFICER RECOMMENDATION/COUNCIL DECISION:

Council Resolution Number:	**093/26**

Moved **Cr J Dwyer** **Seconded** **Cr I Baird**

That the Minutes of the Special Council Meeting held on 3 July 2026 be confirmed as a true and correct record.

Carried	**6/0**

For: Cr P Warner, Cr S Sudhir, Cr I Baird, Cr K Tucker, Cr J Dwyer and Cr S Wessely
Against: Nil

10 PETITIONS/DEPUTATIONS/PRESENTATIONS

The Acting CEO approved a request for deputation pursuant to Clause 6.9(2) of the Shire of Menzies Meeting Procedures Local Law 2021.

The subject is Davue Food Van. Mr David Wessely forms the deputation.

The Presiding Member Cr P Warner, Cr S Sudhir and Cr S Wessely left the meeting room at 1.34pm due to the deputation matter being related to Item 13.2.9 Food Van Application, in which they had declared a financial interest.

The Acting CEO advised Councillors that a quorum was no longer present. The meeting was therefore suspended, and the deputation could not proceed. The Acting CEO announced that the meeting would proceed to Item 11 of the agenda.

Cr P Warner, Cr S Sudhir and Cr S Wessely returned to the meeting at 1.37pm.

11 ANNOUNCEMENT BY PRESIDING MEMBER WITHOUT DISCUSSION

President's Report – July 2026

It was a quiet month. The rain kept giving us top-ups, just to keep everything green.
It was good to see the street lights start going ahead in Kookynie, the new fence at a Shire dwelling and the entrance to the Shire office looking great with the new porch floor completed.

The Shire of Menzies will be hosting the next Goldfields Voluntary Regional Organisation of Councils (GVROC) meeting and the Northern Goldfields Working Group (NGWG) meeting on Friday, 31 July.

Paul Warner
Shire President

12 REPORTS OF COMMITTEES

Nil

Cr S Wessely left the meeting at 1.38pm.

13 REPORTS OF OFFICERS

13.1 Finance Reports

13.1.1	List of Monthly Payments – June 2026
LOCATION	Not Applicable
APPLICANT	Internal
DOCUMENT REF	NAM1683
DATE OF REPORT	07 July 2026
AUTHOR	General Support Officer, Irene Kitts
RESPONSIBLE OFFICER	Acting Deputy CEO, Tien Tran
OFFICER DISCLOSURE OF INTEREST	Nil
ATTACHMENT	List of Payments – June 2026

SUMMARY:

To receive the list of payments made for the month of June 2026.

BACKGROUND:

Payments have been made by electronic funds transfer (EFT), direct transfer from the Shire Municipal Bank account, and duly authorised as required by Council Policy. These payments have been made under delegated authority by the Chief Executive Officer and are reported to the Council.

COMMENT:

The EFT, Direct Debit, Credit Card and Payroll payments that have been made for the month of June 2026 are attached.

CONSULTATION:

Nil

STATUTORY AUTHORITY:

Regulation 13 of the Local Government (Financial Management) Regulations 1996

POLICY IMPLICATIONS:

Policy 4.7 – Creditors Preparation for Payment.

FINANCIAL IMPLICATIONS:

A total of $2,166,377.87 has been withdrawn from the Municipal Bank Account.

RISK ASSESSMENT:

The Shire may incur reputational damage if financial obligations are not met.

STRATEGIC IMPLICATIONS:

The Shire's Council Plan 2025 - 2035 outlines the following Outcome, Strategy and Activity:

Outcome
8. An efficient and effective organisation.

Strategy
8.1 Maintain a high level of corporate governance, responsibility and accountability.

Activity
8.1.2 Demonstrate sound financial planning and management, seeking a high level of legislative compliance and effective internal controls.

Accordingly, the officer's recommendation aligns with the Shire's Council Plan.

VOTING REQUIREMENTS:

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION:

Council Resolution Number:	**094/26**

Moved: **Cr K Tucker** **Seconded:** **Cr J Dwyer**

That the list of payments for the month of June 2026 totalling $2,166,377.87 being:

1. **Electronic Funds Transfer from EFT11318 to EFT11419, payments from Municipal Fund totalling $602,340.00**
2. **Direct Debit payments from the Municipal Fund totalling $1,423,977.65**
3. **Payroll payments from the Municipal Fund totalling $127,831.14**
4. **Credit Card payments for the Statement Month of May 2026 from the Municipal Fund totalling $11,192.75**
5. **Fuel Card payments from the Municipal Fund totalling $1,036.33**

be received.

Carried	**5 / 0**

For: Cr P Warner, Cr S Sudhir, Cr I Baird, Cr K Tucker and Cr J Dwyer
Against: Nil

13.1.2	Finance Report – June 2026
LOCATION	**Not Applicable**
APPLICANT	**Internal**
DOCUMENT REF	**NAM1684**
DATE OF REPORT	**07 July 2026**
AUTHOR	**Acting Deputy CEO, Tien Tran**
RESPONSIBLE OFFICER	**Acting Chief Executive Officer, Rob Stewart**
OFFICER DISCLOSURE OF INTEREST	**Nil**
ATTACHMENT	1. Statement of Financial Activity - June 2026 [**13.1.2.1** - 29 pages] 2. Financial Information Statement - June 2026 [**13.1.2.2** - 8 pages]

SUMMARY:

To receive the Statement of Financial Activity for the period ended 30 June 2026.

BACKGROUND:

Regulation 34 of the Local Government (Financial Management) Regulations 1996 (the Regulations) requires a local government to prepare each month a statement of financial activity reporting on the revenue and expenditure, including:

a. The annual budget estimates;
b. Budget estimates to the end of the month;
c. The actual amounts of expenditure, revenue, income to the end of the relevant month;
d. Material variances between the comparable amounts between budget estimates to the end of the month and the year-to-date amount of expenditure, revenue and income to the end of the relevant month;
e. Net current assets.

Regulation 35 of the Regulations requires a local government to prepare each month a statement of financial position of the local government as at the last day of the previous month and the last day of the previous financial year.

COMMENT:

This report contains the annual budget, actual amounts of expenditure and income to the end of the month. It shows the material variances between the budget and actual amounts where they are not associated with timing differences for the purpose of keeping the Council informed of the current financial position.

CONSULTATION:

No external consultation occurred during the preparation of this report

STATUTORY AUTHORITY:

Local Government (Financial Management) Regulations (1996):
Regulation 34 requires the local government to prepare and provide a statement of financial activity as of the end of the relevant month.

Regulation 35 requires the local government to prepare and provide a statement of financial position as of the end of the relevant month.

POLICY IMPLICATIONS:

There is no policy related to the subject matter.

FINANCIAL IMPLICATIONS:

There are no financial implications for this report.

RISK ASSESSMENT:

Applying the Council's Risk Management matrix, should the statutory process required not be followed there is a minor risk of reputational damage. As it is unlikely that the Council would ignore the statutory process there is a low overall consequence. However, should the officer's recommendation not be applied, the Council will be in contravention of Regulation 34 of the Regulations.

STRATEGIC IMPLICATIONS:

The Shire's Council Plan 2025-2035 outlines the following Outcome, Strategy and Activity:

Outcome
8. An efficient and effective organisation.

Strategy
8.1. Maintain a high level of corporate governance, responsibility and accountability.

Activity
8.1.2 Demonstrate sound financial planning and management, seeking a high level of legislative compliance and effective internal controls.

Accordingly, the officer's recommendation aligns with the Shire's Council Plan.

VOTING REQUIREMENTS:

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION:

Council Resolution Number:	**095/26**

Moved: **Cr S Sudhir** **Seconded:** **Cr I Baird**

That the Statement of Financial Activity for the period ending 30 June 2026, as attached, be received.

Carried	**5 / 0**

For: Cr P Warner, Cr S Sudhir, Cr I Baird, Cr K Tucker and Cr J Dwyer
Against: Nil

13.2 Administration Reports

13.2.1	Bulk Domestic Rubbish Pickup
LOCATION	**Not Applicable**
APPLICANT	**Internal**
DOCUMENT REF	**NAM1685**
DATE OF REPORT	**17 June 2026**
AUTHOR	**Acting Chief Executive Officer, Rob Stewart**
RESPONSIBLE OFFICER	**Acting Chief Executive Officer, Rob Stewart**
DISCLOSURE OF INTEREST	**Nil**
ATTACHMENT	**Nil**

SUMMARY:

To consider the introduction of bulk domestic rubbish pick up within the Shire.

BACKGROUND:

A Town Hall style meeting was held in the Kookynie Hotel on the afternoon of 17 June 2026.

At that meeting, a suggestion was made that the Shire of Menzies should commence bulk pick-ups of domestic waste either once or twice a year.

COMMENT:

Many local governments around the state offer bulk rubbish collections of domestic waste. Some local governments offer the service once or twice each year while others allow ratepayers and residents the opportunity to book such a service.

Local governments usually place rules around such a service: domestic waste only, no oil, no building rubble and the like. Whitegoods and electronic waste will need discussion, however, in the Shire of Menzies, taking such material is recommended.

Bulk rubbish collections can be of benefit to residents as they encourage yards to be cleaned up, thereby ridding the vicinity of harbourages for vermin, reducing fire risk and also reducing windblown objects during inclement weather.

CONSULTATION:

Consultation has occurred with those residents of Kookynie who attended the Town Hall meeting on 17 June 2026.

STATUTORY AUTHORITY:

Waste Avoidance and Resource Recovery Act 2007
Section 50 of the Act provides that local governments may provide waste services.

POLICY IMPLICATIONS:

Although no Council Policy covers bulk domestic rubbish pick up, Council Policy 8.1 Compulsory Waste Collection Service relates, in that the policy refers to waste services in Menzies and Kookynie.

FINANCIAL IMPLICATIONS:

The cost to undertake such an exercise in Menzies and Kookynie would be absorbed within the normal waste budget but would be in the vicinity of $72.75/hour in labour and $105.90/hour in plant use.

RISK ASSESSMENT:

Risk Statement	Level of Risk	Risk Mitigation Strategy
District health and safety are potentially compromised should such a service not be introduced.	Low	Undertake the service so that the risk associated with a build up of waste on domestic premises does not create health and safety issues.

STRATEGIC IMPLICATIONS:

The Shire’s Council Plan 2025-2035 outlines the following Outcome and Strategy:

2. A healthy and safe community.

2.1 Support provision of emergency and essential services.

Accordingly, the officer’s recommendation aligns with the Shire’s Council Plan.

VOTING REQUIREMENTS:

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION:

Council Resolution Number:	**096/26**

Moved: **Cr I Baird** **Seconded:** **Cr J Dwyer**

That the Acting CEO be authorised to arrange for one bulk domestic rubbish pickup for all premises with the Shire of Menzies that are presently serviced by a kerbside pickup in accordance with Council Policy 8.1 in 2027 and that once completed a full report be prepared for the consideration of the Council so that the Council can consider whether the service should be continued.

Carried	**5 / 0**

For: Cr P Warner, Cr S Sudhir, Cr I Baird, Cr K Tucker and Cr J Dwyer
Against: Nil

13.2.2	WALGA Convention 2026
LOCATION	**Not Applicable**
APPLICANT	**Internal**
DOCUMENT REF	**NAM1686**
DATE OF REPORT	**1 July 2026**
AUTHOR	**Acting Chief Executive Officer, Rob Stewart**
RESPONSIBLE OFFICER	**Acting Chief Executive Officer, Rob Stewart**
DISCLOSURE OF INTEREST	**Nil**
ATTACHMENT	**Nil**

SUMMARY:

The 2026 Western Australian Local Government Association (WALGA) Local Government Convention will be held from Wednesday, 16 September to Friday, 18 September 2026 at the Perth Convention and Exhibition Centre.

This report will recommend that representatives from the Shire of Menzies be authorised to attend the Convention, and that two voting delegates and two proxies be appointed to vote on behalf of the Council on Annual General Meeting motions.

BACKGROUND:

WALGA is the peak body for local government authorities in Western Australia.

The Convention is held annually and creates an opportunity for all local authorities in Western Australia to attend keynote addresses relating to local government, network with representatives from other local authorities and, usually, creates an opportunity to meet with government representatives to discuss matters relating to local government and specifically their own local government. It also provides an opportunity for service providers to the local government industry to showcase their products and services.

COMMENT:

Attendance is considered worthwhile for all Councillors.

CONSULTATION:

No external consultation has occurred in relation to the preparation of this report.

STATUTORY AUTHORITY:

Local Government Act 1995:

Section 5.90A (2) provides that a local government must prepare and adopt a policy that deals with matters relating to the attendance of Council Members and the CEO at events.

POLICY IMPLICATIONS:

Policy 1.9 Attendance at Events (Section 5.90A of the Local Government Act 1995)

The above policy provides (among other things) that attendance at WALGA conferences is considered part of a Council Member's ongoing professional development.

Further, any Council Member attending the conference must provide a written report to the Council on the benefits of attending.

Policy 1.10 Elected Members Ongoing Professional Development also applies.

FINANCIAL IMPLICATIONS:

The draft 2026–2027 Budget allocates $65,000.00 for the professional development, travel and accommodation of Council Members.

RISK ASSESSMENT:

There exists a low overall consequence should no member or only some members attend the conference.

STRATEGIC IMPLICATIONS:

The Shire's Council Plan 2025-2035 outlines the following Outcome and Strategy:

8. An efficient and effective organisation.

8.1 Maintain a high level of corporate governance, responsibility and accountability.

Accordingly, the officer's recommendation aligns with the Shire's Council Plan.

VOTING REQUIREMENTS:

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION:

Council Resolution Number:	**097/26**

Moved: **Cr J Dwyer** **Seconded:** **Cr I Baird**

That:

1. **Councillors wishing to attend the 2026 WALGA Local Government Convention be authorised for registration and the costs of registration, accommodation, meals and transport be charged to the following accounts: Members-Conference, Members-Travel and Accommodation, and Training and Development.**
2. **For the purposes of the 2026 WA Local Government Association Annual General Meeting (AGM), voting and proxy delegates be as noted:**
    1. **Cr Jill Dwyer - Voting Delegate**
    2. **Cr Ian Baird – Voting Delegate**
    3. **Cr Susanne Wessely - proxy for both voting delegates**

Carried	**5 / 0**

For: Cr P Warner, Cr S Sudhir, Cr I Baird, Cr K Tucker and Cr J Dwyer
Against: Nil

13.2.3	Disputed Council Election 2026/27
LOCATION	**Not Applicable**
APPLICANT	**Internal**
DOCUMENT REF	**NAM1687**
DATE OF REPORT	**2 July 2026**
AUTHOR	**Acting Chief Executive Officer, Rob Stewart**
RESPONSIBLE OFFICER	**Acting Chief Executive Officer, Rob Stewart**
DISCLOSURE OF INTEREST	**Nil**
ATTACHMENT	**Nil**

SUMMARY:

To consider the method by which a new Council election would be held in either 2026 or 2027 in the event that the Court of Disputed Returns orders a new election and whether to declare the Electoral Commissioner responsible for conducting the election.

BACKGROUND:

The legal representative of the Electoral Commission has approached the Acting CEO to seek advice as to the direction the Shire may take in the event that the October 2025 elections are ruled invalid. This is a precautionary move so that, in the event the elections are ruled invalid, the judge may be able to rule in regard to fresh elections and how they would be held.

COMMENT:

The CEO of a local government is the returning officer for each election unless another person or the Electoral Commissioner is appointed. In either case, permission must be sought from the Electoral Commission.

The Council endorsed the in-person voting method for the 2025 election as it was found to be more viable for the Tjuntjuntjara Community. This decision was made due to the need for electors in Tjuntjuntjara to receive in-person assistance from Electoral Commission-authorised personnel and concerns about the reliability of postal voting.

It should be noted that the recommendation included in the report is not binding at this stage and requires only a simple majority. Should a fresh election be necessary, an absolute majority decision will be required.

CONSULTATION:

Legal advisor for the WA Electoral Commission

STATUTORY AUTHORITY:

Local Government Act 1995
4.20(4)
A local government may, having first obtained the written agreement of the Electoral Commissioner, declare the Electoral Commissioner to be responsible for the conduct of an election, or all elections conducted within a particular period of time, and, if such declaration is made, the Electoral Commissioner is to appoint a person to be the returning officer of the local government for the election or elections.*

**Absolute majority required*

4.61(2)
The local government may decide to conduct the election as a postal election.*

**Absolute majority required*

POLICY IMPLICATIONS:

There are no Council policies that relate to a matter of this nature.

FINANCIAL IMPLICATIONS:

The estimated cost for the Electoral Commission to conduct the local government elections (in person) was $22,000 (GST inclusive) in the October 2025 elections. There have been no negotiations held regarding a new election as the court case has not been finalised.

The next hearing is scheduled for three days in October 2026.

RISK ASSESSMENT:

Risk Statement	Level of Risk	Risk Mitigation Strategy
Council elections are run in an efficient, cost effective and transparent manner	Medium	Engage the WA Electoral Commission to undertake Council elections Appoint an appropriately qualified and experienced returning officer to undertake Council elections The appointment of the Electoral Commissioner decreases reputational risk should the CEO be seen as less than impartial

STRATEGIC IMPLICATIONS:

The Shire's Council Plan 2025-2035 outlines the following Outcome and Strategy:

7. A strategically focused Council, leading our community.

7.1 Provide strategic leadership and governance.

7.2 Effectively represent, promote and advocate for the community and district.

8. An efficient and effective organisation.

8.1 Maintain a high level of corporate governance, responsibility and accountability.

8.2 Provide appropriate services to the community in a professional and efficient manner.

Accordingly, the officer's recommendation aligns with the Shire's Council Plan.

VOTING REQUIREMENTS:

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION:

Council Resolution Number:	**098/26**

Moved: **Cr J Dwyer** **Seconded:** **Cr I Baird**

That should the court find that, at the local government elections held in October 2025, the polling station at Tjuntjuntjara closed early and that a new election is required, that election should be conducted by the Electoral Commission of Western Australia and be conducted as an in-person election.

Carried	**5 / 0**

For: Cr P Warner, Cr S Sudhir, Cr I Baird, Cr K Tucker and Cr J Dwyer
Against: Nil

13.2.4	Tjuntjuntjara Bin Lifter – Ownership
LOCATION	**Not Applicable**
APPLICANT	**Internal**
DOCUMENT REF	**NAM1688**
DATE OF REPORT	**3 July 2026**
AUTHOR	**Acting Chief Executive Officer, Rob Stewart**
RESPONSIBLE OFFICER	**Acting Chief Executive Officer, Rob Stewart**
DISCLOSURE OF INTEREST	**Nil**
ATTACHMENT	**Nil**

SUMMARY:

To recommend that the purchased bin lifter for the Tjuntjuntjara Community be sold to that Community at a nominal price of $1.00 (one dollar)

BACKGROUND:

Initial plans to sell the Council's rubbish truck to the Tjuntjuntjara Community were abandoned in favour of purchasing a towed bin lifter and hydraulic tipper.

At its meeting held on 18 June 2026 the Council resolved:

'That:

1. *The intention of the Shire of Menzies to dispose of one new Bin Lifter and Hydraulic Lifter to the Paupiyala Tjarutja Aboriginal Corporation (PTAC) for the nominal sum of $1.00 be advertised pursuant to Section 3.58 of the Local Government Act 1995*
2. *At the close of submissions, the matter be brought back to the Council no later than the meeting of the Council scheduled for 16 July 2026.'*

Advertising of the proposed disposition has occurred and no submissions were received.

COMMENT:

With the provisions of Section 3.58 of the Local Government Act now complied with, the item can be sold to the Tjuntjuntjara Community for the nominal sum of $1.00.

CONSULTATION:

No external consultation has occurred during the preparation of this report.

STATUTORY AUTHORITY:

Local Government Act 1995.
The disposal of the bin lifter to the Tjuntjuntjara Community is a disposition pursuant to Section 3.58 of the Act. Normally such a disposition would require the asset to be disposed of to the successful bidder at public auction. Disposition by other means requires the matter to be advertised with submissions invited.

POLICY IMPLICATIONS:

The Council has no policy relating to dispositions pursuant to Section 3.58 of the Act.

FINANCIAL IMPLICATIONS:

The total cost of the tipper and bin lifter was $44,000.00 inclusive of GST and excluding delivery.

RISK ASSESSMENT:

By transferring the ownership of the unit to the Tjuntjuntjara Community, the normal risks of ownership (maintenance, oversight, insurance, registration) will accrue to the community. Given the distance to the community and the Council's inability to oversee the maintenance and operations of the unit, the transfer will be in both organisations' best interests.

STRATEGIC IMPLICATIONS:

The Shire's Council Plan 2025-2035 outlines the following Outcome Strategy and Activity:

Outcome
7. A strategically focused Council, leading our community.

Strategy:
7.3 Encourage and support community engagement and collaboration.

Activity:
7.3.1 Regular communication and engagement with community, including Aboriginal people.

Accordingly, the officer's recommendation aligns with the Shire's Council Plan.

VOTING REQUIREMENTS:

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION:

Council Resolution Number:	**099/26**

Moved: **Cr J Dwyer** **Seconded:** **Cr I Baird**

That as no submissions were received at the conclusion of advertising pursuant to Section 3.58 of the Local Government Act, the Council's Hydraulic Bin Lifter be sold to the Paupiyala Tjarutja Aboriginal Corporation (PTAC) for the nominal sum of $1.00 on an as is where is basis.

Carried	**5 / 0**

For: Cr P Warner, Cr S Sudhir, Cr I Baird, Cr K Tucker and Cr J Dwyer
Against: Nil

13.2.5	Review of Policy 3.11 Council Forums/Briefing Sessions
LOCATION	**Not Applicable**
APPLICANT	**Internal**
DOCUMENT REF	**NAM1689**
DATE OF REPORT	**2 July 2026**
AUTHOR	**Executive Officer, Maureen Yulo-Uy**
RESPONSIBLE OFFICER	**Acting Chief Executive Officer, Rob Stewart**
DISCLOSURE OF INTEREST	**Nil**
ATTACHMENT	1. Policy 3.11 Council Forum/Briefing Sessions [**13.2.5.1** - 1 page]

SUMMARY:

To review Policy 3.11, Council Forum/Briefing Sessions, in accordance with the Council's biennial policy review schedule.

BACKGROUND:

Council Policy 3.11 Council Forum/Briefing Sessions was last reviewed by the Council on 27 June 2024. At the ordinary meeting of the Council held on 29 April 2025, the item coming before the Council to review the policy was withdrawn by the Acting CEO. The reason for this is unknown.

The intent of the policy is to allow discussion of items listed for debate on that day's ordinary agenda, issues for future council meetings, and concept items. Councillors are able to ask questions about matters on the agenda but no decision can be made.

COMMENT:

The intent of the policy has evolved since its original adoption, in that the opportunity has been taken to incorporate operational updates from senior staff so that councillors are kept apprised of works and undertakings being carried out.

Councillors have expressed their appreciation for being advised of these operational matters.

However, in recent times, there has been insufficient time to address all aspects and the intent of the policy to discuss agenda items has not been undertaken due to lack of time.

The policy therefore either needs to be amended or the order of business amended. It is suggested that the order of business be amended such that agenda items are discussed at the beginning of the briefing session and the operational items only being discussed after the agenda items are concluded. This will mean that the intent of the policy is achieved (discussion of agenda items) and other matters may still be discussed but if not, at least councillors have a written record of operational matters.

CONSULTATION:

No external consultation was conducted in the preparation of this report.

STATUTORY AUTHORITY:

There is no statutory requirement to hold Council forums/briefing sessions. However, councillors are reminded of that part of the policy that requires disclosures of interest to be made as if the session was a decision making meeting. The Code of Conduct applies.

POLICY IMPLICATIONS:

This policy is being reviewed in accordance with Policy 1.11 Policy Review Schedule.

FINANCIAL IMPLICATIONS:

There is no financial implication if the officer's recommendation is endorsed.

RISK ASSESSMENT:

If the policy is not regularly reviewed and updated, there is a risk of non-compliance, which can result in legal issues, and reputational damage for the Shire.

STRATEGIC IMPLICATIONS:

The Shire's Council Plan 2025-2035 outlines the following Outcome and Strategy:

7. A strategically focused Council, leading our community.

7.1 Provide strategic leadership and governance.

8. An efficient and effective organisation.

8.1 Maintain a high level of corporate governance, responsibility and accountability.

Accordingly, the officer's recommendation aligns with the Shire's Council Plan.

VOTING REQUIREMENTS:

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION:

Council Resolution Number:	**100/26**

Moved: **Cr I Baird** **Seconded:** **Cr J Dwyer**

That:

1. **The current policy on Council Forum/Briefing Sessions, as attached, be endorsed without amendment, except for an update to the policy number, and that the policy manual be updated accordingly**
2. **The order of business for Briefing Sessions be amended so that agenda items for the forthcoming council meeting be discussed first, followed by future agenda items and then concept items.**

Carried	**5 / 0**

For: Cr P Warner, Cr S Sudhir, Cr I Baird, Cr K Tucker and Cr J Dwyer
Against: Nil

13.2.6	Community Garden and Hall
LOCATION	**Lot 8 (50) Shenton Street, Menzies**
APPLICANT	**Internal**
DOCUMENT REF	**NAM1690**
DATE OF REPORT	**6 July 2026**
AUTHOR	**Acting Chief Executive Officer, Rob Stewart**
RESPONSIBLE OFFICER	**Acting Chief Executive Officer, Rob Stewart**
DISCLOSURE OF INTEREST	**Nil**
ATTACHMENT	**Nil**

SUMMARY:

To consider a Council response to the Community Centre Advisory Committee's report entitled Rainstorm Memorial Garden and received by the Council at its meeting held on 18 June 2026.

BACKGROUND:

The Community Centre Advisory Committee was created by the Council at its meeting held on 19 March 2026. The Committee membership comprised councillors Dwyer and Wessely and community members Gaye Money and Roy Parfitt.

The Committee Brief, adopted by the Council was:

> *'To advise the Council on the development of a Community Centre on Lot 8 (50) Shenton Street Menzies using existing infrastructure on that lot, the purpose of the community centre, needed structures and facilities, capital expenditure, ongoing running costs including sources of funding and governance.'*

The Committee's final report was circulated to all councillors as part of the June Ordinary Council Meeting agenda.

The report recommends that a Memorial Garden be initially constructed and planted and that any alterations to the hall take place in later years as funds are made available.

COMMENT:

The report of the committee addresses the creation of a Memorial Garden as a result of a 30 October 2025 resolution of the Council for a draft plan of a memorial garden to be presented to the Council.

The report also addresses the upgrade of the former church hall on the site to be used as a Community Centre.

The garden proposal includes:

Benches	$10,000.00
Taps and Water Connection	$6,500.00
Water Tank Maintenance	$4,000.00
Fence and Gates	$15,000.00
Garden Shed	$9,500.00
Garden Beds	$30,000.00
Plants and soil	$10,000.00
Contingency	$15,000.00
Total	$100,000.00

These amounts include supply and installation.

CONSULTATION:

Consultation has occurred with the Community Centre Advisory Committee.

STATUTORY AUTHORITY:

Local government Act 1995
Section 6.7 of the Act provides that:
'Money held in the municipal fund may be applied towards the performance of the functions and the exercise of the powers conferred on the local government…'

POLICY IMPLICATIONS:

No Council policy applies.

FINANCIAL IMPLICATIONS:

The Council's Capital Works program for 2026/2027 incorporates an amount of $100,000.00 for 'Community Centre'.

However, councillors need to consider the ongoing maintenance of this project (building and garden) as well as the number of users that the project will attract.

The passive component of the garden is likely to attract users simply to sit and chat.

With no community incorporated organisation able to occupy and encourage usage, it is difficult to predict what and who may be attracted. In this case it is likely that council staff may need to market and administer its use.

RISK ASSESSMENT:

Risk Statement	Level of Risk	Risk Mitigation Strategy
The absence of a Community Centre and Garden may be detrimental to the psycho-social health of the community	Low.	Endorse the Committee's plans to construct a garden and community centre.
Vandalism or misuse of the memorial garden	Low	Install a fence that separates the visitor and community areas and create scheduled inspections to detect and fix any damage promptly.
The memorial garden may not be well utilised by community members of or visitors to Menzies	Medium	Advertise the space regularly at the Menzies Community Resource Centre and other media
Maintenance of the garden may prove a strain on the human resources of the Shire	Medium	Encourage community members to volunteer and automate as much maintenance as possible
Project costs may exceed the approved budget due to escalating transport and material prices	Medium	Secure fixed-price quotes and keep 15% of the approved budget for contingency.

STRATEGIC IMPLICATIONS:

The Shire's Council Plan 2025-2035 outlines the following Outcome and Strategy:

2. A healthy and safe community.

2.3 Support community health and wellbeing initiatives.

Accordingly, the officer's recommendation aligns with the Shire's Council Plan.

VOTING REQUIREMENTS:

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION:

Council Resolution Number:	**101/26**

Moved: **Cr J Dwyer** **Seconded:** **Cr S Sudhir**

That:

1. **The Acting CEO be authorised to commence planning and construction of the Rainstorm Memorial Garden as described in the final report of the Community Centre Advisory Committee received by the Council at its meeting held on 18 June 2026**
2. **All members of the Committee be thanked for their hard work and diligence in the preparation of the Report.**

Carried	**5 / 0**

For: Cr P Warner, Cr S Sudhir, Cr I Baird, Cr K Tucker and Cr J Dwyer
Against: Nil

13.2.7	Roads Congress: Attendance
LOCATION	**Not Applicable**
APPLICANT	**Internal**
DOCUMENT REF	**NAM1691**
DATE OF REPORT	**8 July 2026**
AUTHOR	**Acting Chief Executive Officer, Rob Stewart**
RESPONSIBLE OFFICER	**Acting Chief Executive Officer, Rob Stewart**
DISCLOSURE OF INTEREST	**Nil**
ATTACHMENT	1. Program - ALGA Roads Congress 2026 [**13.2.7.1** - 7 pages]

SUMMARY:

To recommend the attendance of Shire President Cr Paul Warner, Deputy Shire President Cr Sudhir Sudhir and Works Manager Mr Garth Marland at the 2026 National Local Roads, Transport and Infrastructure Congress to be held at the Cairns Convention Centre, Cairns Qld from 24 August to 26 August 2026.

BACKGROUND:

Content will include information relating to heavy vehicle management, driver behaviour, workforce retention, design and funding of infrastructure. The congress presents opportunities to hear from leading experts across the key areas of roads, transport and related infrastructure, including community infrastructure. Opportunities to interact with policy and grant program officers from federal government agencies will also be provided. The latest trends and developments in road safety, are also on the program.

COMMENT:

The complexity of the role of Councillor and the demands placed on Councillors has been recognised by the Council and adequate funding has been provided in the Annual Budget for attendance at conferences and other professional development training.

Councillors and staff have attended this conference in previous years and have received benefits for the community.

CONSULTATION:

No external consultation has taken place.

STATUTORY AUTHORITY:

Local Government Act 1995 provides at section 2.5 (3):

'The local government has the legal capacity of a natural person.'

POLICY IMPLICATIONS:

Council Policy 1.9 - Attendance at Events applies.
Council Policy 1.10 – Elected Members Ongoing Professional Development applies. Note that Policy 1.10 provides that generally, no more than two elected members may attend a particular conference outside of Western Australia.

FINANCIAL IMPLICATIONS:

Airfares return Kalgoorlie to Cairns per person	-	approximately $1800.00
Accommodation per person	-	$300.00/night
Registration per person	-	$1,145.oo if paid by Friday 24 July 2026
Meals	-	According to Policy 1.12 Events and Professional Development Expenses, the policy includes the provision of all meals at the accommodation provider; however, no specific costing details are provided

RISK ASSESSMENT:

Risk Statement	Level of Risk	Risk Mitigation Strategy
Should a Councillor not participate in ongoing professional development their level of skill will decline.	Low	Should an appropriate opportunity for ongoing professional development be available, endorse attendance in accordance with council policies.

STRATEGIC IMPLICATIONS:

The Shire's Council Plan 2025-2035 outlines the following Outcome and Strategy:

7. A strategically focused Council, leading our community.

7.1 Provide strategic leadership and governance.

7.2 Effectively represent, promote and advocate for the community and district.

Accordingly, the officer's recommendation aligns with the Shire's Council Plan.

VOTING REQUIREMENTS:

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION:

Council Resolution Number:	**102/26**

Moved: **Cr S Sudhir** **Seconded:** **Cr J Dwyer**

That Cr Paul Warner, Cr Sudhir Sudhir, Cr Ian Baird and Works Manager Mr Garth Marland be authorised to attend the 2026 National Local Roads, Transport and Infrastructure Congress to be held at the Cairns Convention Centre, Cairns Qld from 24 August to 26 August 2026 with costs of accommodation, meals, registration and travel to be charged to accounts M0104 - Members Travel and Accommodation, M0105 Members Conference and EM101 – PWOH Training and Conferences.

Carried	**5 / 0**

For: Cr P Warner, Cr S Sudhir, Cr I Baird, Cr K Tucker and Cr J Dwyer
Against: Nil

13.2.8	Discount for Long-stay Caravan Park Tenants
LOCATION	**Not Applicable**
APPLICANT	**Internal**
DOCUMENT REF	**NAM1692**
DATE OF REPORT	**8 July 2026**
AUTHOR	**Community Development Manager, Sean McGay**
RESPONSIBLE OFFICER	**Acting Chief Executive Officer, Rob Stewart**
DISCLOSURE OF INTEREST	**Nil**
ATTACHMENT	**Nil**

SUMMARY:

To consider offering a discount to long-stay tenants of Menzies Caravan Park.

BACKGROUND:

Menzies Caravan Park, over the last three years, has had up to six long-stay tenants residing at the park. As of July 2026, there are two long-stay residents in the park.

Residents will often help with keeping the park tidy, assisting short-term guests and providing informal, ad-hoc security.

COMMENT:

It is recommended that Council offer a 20% discount to long-term residents of Menzies Caravan Park. This can be included in a long-stay rental agreement.

'Long-stay tenant' is defined as any resident who stays in Menzies Caravan Park for three months or more in any given calendar year.

CONSULTATION:

Internal stakeholders
Caravan Industry Association of Western Australia

STATUTORY AUTHORITY:

Local Government Act 1995
Residential Parks (Long-stay Tenants) Act 2006

POLICY IMPLICATIONS:

Fees and Charges – Financial Year 2026/2027
Financial Management – Payments of Accounts and Purchasing Authority Limits

FINANCIAL IMPLICATIONS:

1. Reduced income from long-stay tenants
2. Cost savings from reduced maintenance and security expenses

RISK ASSESSMENT:

Risk Statement	Level of Risk	Risk Mitigation Strategy
Increased numbers of long-stay tenants taking advantage of the discount, displacing tourists	Low	In future, council looks at limiting number of long-stay tenants in the park

STRATEGIC IMPLICATIONS:

The Shire's Council Plan 2025-2035 outlines the following Outcome and Strategy:

1. An engaged and inclusive community.

1.1. Facilitate, encourage and support community volunteers, groups, events and initiatives.

1.2 Welcoming to all residents, strengthen community cohesiveness and participation.

1.3 Provide, maintain and improve community facilities.

6. A natural environment for the benefit and enjoyment of current and future generations.

6.1 Encourage community and visitors to keep our district clean and tidy.

7. A strategically focused Council, leading our community.

7.2 Effectively represent, promote and advocate for the community and district.

7.3 Encourage and support community engagement and collaboration.

8. An efficient and effective organisation.

8.2 Provide appropriate services to the community in a professional and efficient manner.

Accordingly, the officer's recommendation aligns with the Shire's Council Plan.

VOTING REQUIREMENTS:

Absolute Majority

OFFICER RECOMMENDATION/COUNCIL DECISION:

Council Resolution Number:	**103/26**

Moved: **Cr J Dwyer** **Seconded:** **Cr I Baird**

That:

1. **The Council's adopted Fees and Charges 2026/2027 be amended to include:**
   - **a. Long-stay Tenant – Powered Site Weekly Rate - $160.00**
   - **b. Long-stay Tenant – Unpowered Site Weekly Rate - $112.00**
2. **'Long-stay Tenant' be defined as any caravan park resident who stays in Menzies Caravan Park for three months or more consecutively in any given calendar year.**

Carried	**5 / 0**

For: Cr P Warner, Cr S Sudhir, Cr I Baird, Cr K Tucker and Cr J Dwyer
Against: Nil

The Presiding Member Cr P Warner and Cr S Sudhir left the meeting at 2.05pm.

The Acting CEO advised that a quorum was no longer present. The meeting was therefore suspended and resumed for consideration of the next agenda item 13.2.10 once a quorum was restored.

13.2.9	**Food Van Application**
LOCATION	**Not Applicable**
APPLICANT	**Internal**
DOCUMENT REF	**NAM1693**
DATE OF REPORT	**25 June 2026**
AUTHOR	**Acting Chief Executive Officer, Rob Stewart**
RESPONSIBLE OFFICER	**Acting Chief Executive Officer, Rob Stewart**
DISCLOSURES OF INTEREST	**Cr P Warner, Cr S Sudhir and Cr S Wessely each declared a Financial Interest in Item 13.2.9 – Food Van Application.**
ATTACHMENT	**Nil**

SUMMARY:

To consider an application for the operation of a food van from various locations in the Shire of Menzies.

BACKGROUND:

An application for the operation of a food van has been received from David and Sue Wessely. Ms Wessely is the former licensee of the Menzies Hotel, which has recently been sold. Ms Wessely was operating the food van from the hotel premises with appropriate approvals issued by the Council's contracted Environmental Health Surveyor.

COMMENT:

While operating from the hotel, the food van provided take away food often during hours when no other opportunity to purchase takeaway food was available. The operation of the food van in other locations now that the beer garden attached to the Menzies Hotel is unavailable, effectively maintains the *status quo.* That is, the food van was operating and now seeks to continue to operate but from other locations.

The application seeks approval to operate from Council property, being Lot 501 Reserve 29651 (carpark at the southern end of town), Lots 300 and 301 Reserve 49153 (Lake Ballard) and Lot 127 Reserve 5062 (Niagara Dam)

CONSULTATION:

The Acting CEO has received one verbal objection to the proposal to permit a food van to operate in Menzies.

STATUTORY AUTHORITY:

Food Act 2008:

The Food Van is registered under Section 110(6) of the Food Act 2008 as a Mobile Food Business (medium risk) with conditions, including that trading locations other than public events are to be authorised by the Shire of Menzies.

Public Places and Local Government Property Local Law
The Council's Public Places and Local Government Property Local Law 2022 at Part 3 specifies the type of activities that are required to have a licence, including:'…carry on any trading on local government property'.

The Local Law also authorises the CEO to approve an application for a licence (either conditionally or unconditionally) or refuse an application.

Notwithstanding the authority for the CEO to determine an application, the CEO by email informed councillors of his intent to approve a licence temporarily. As this intention was not met with unanimous approval, the opportunity is now taken to bring the matter to the Council for a decision: that is, raise no objections to the CEO using the authority contained in the Public Places and Local Government Property Local Law 2022, to either approve the application or refuse it.

POLICY IMPLICATIONS:

No Council Policy relates to the operation of Food Vans.

FINANCIAL IMPLICATIONS:

Although a fee for any licensed activity is mentioned in the Local Law, no such fee is incorporated into the current budget.

RISK ASSESSMENT:

There exists a low overall consequence should no member of the public be unable to access takeaway food. The café has recently extended its operating hours.

STRATEGIC IMPLICATIONS:

The Shire's Council Plan 2025-2035 outlines the following Outcome and Strategy:

3. An innovative, diverse and prosperous economy.

3.1 Support and facilitate opportunities for new business development.

Accordingly, the officer's recommendation aligns with the Shire's Council Plan.

VOTING REQUIREMENTS:

Simple Majority

OFFICER RECOMMENDATION:

That the intention of the CEO to issue a conditional licence approval pursuant to the Public Places and Local Government Property Local Law 2022 to David and Sue Wessely for Lot 501 Reserve 29651 (carpark at the southern end of town), Lots 300 and 301 Reserve 49153 (Lake Ballard) and Lot 127 Reserve 5062 (Niagara Dam), be noted.

Cr P Warner and Cr S Sudhir returned to the meeting at 2.06pm.

The Presiding Member Cr P Warner left the meeting at 2.07pm.
Deputy Shire President Cr S Sudhir took the chair.

13.2.10	**RFT 02-2026 Disposal of Kookynie Land - Lot 17 (63) Cumberland**
LOCATION	**Not Applicable**
APPLICANT	**Internal**
DOCUMENT REF	**NAM1694**
DATE OF REPORT	**08 July 2026**
AUTHOR	**Acting Deputy CEO, Tien Tran**
RESPONSIBLE OFFICER	**Acting Chief Executive Officer, Rob Stewart**
OFFICER DISCLOSURE OF INTEREST	**Cr P Warner declared a Financial Interest in Item 13.2.10, RFT 02-2026 Disposal of Kookynie Land - Lot 17 (63) Cumberland .**
ATTACHMENT	1. CONFIDENTIAL REDACTED - Tender Assessment Summary - Lot 17 (63) Cumberland [**13.2.10.1** - 1 page] 2. CONFIDENTIAL REDACTED - Tender Assessment Detailed- Lot 17 (63) Cumberland [**13.2.10.2** - 1 page] 3. CONFIDENTIAL REDACTED - RFT 02-2026 Tender Submissions - Lot 17 (63) Cumberland [**13.2.10.3** - 13 pages]

SUMMARY:

To consider the submissions received for Tender 02/2026 - Disposal of Kookynie Land – Lot 17 (63) Cumberland, Kookynie and determine a preferred tenderer in accordance with the approved evaluation criteria and statutory requirements.

BACKGROUND:

At the Ordinary Council Meeting held on 19 March 2026, Council resolved to dispose of Lot 17 (63) Cumberland Street by public tender in accordance with section 3.58 of the Local Government Act 1995.

The Shire of Menzies invited tenders from interested parties from Friday 22 May 2026.

Tenders closed at 4.00 pm on Monday 15 June 2026. The tender opening was held at the Shire of Menzies Administration Office and attended by Rob Stewart, Acting Chief Executive Officer, Kristy Van Kuyl, Chief Financial Officer, and Tien Tran, Finance Team Leader. No members of the public were present. Four submissions were received for Lot 17 (63) Cumberland.

COMMENT:

The Tender Assessment Panel included Rob Stewart, Acting Chief Executive Officer, and Tien Tran, Acting Deputy Chief Executive Officer. The submissions were assessed against the quantitative criteria of purchase price offered, development proposal, intended land use, and community and economic benefits.

Tender offers ranged from $4,850.00 to $12,000.00, excluding GST. One submission did not include a purchase price.

Following the evaluation process, Wendy Boyle achieved the highest overall score and is therefore recommended for acceptance.

A confidential evaluation report will be provided to the Council to support its consideration of the comparative merits of each submission.

CONSULTATION:

No external consultation was undertaken during the preparation of this report.

STATUTORY AUTHORITY:

Pursuant to section 3.58(2) of the Local Government Act 1995, a local government may dispose of property by public tender.

POLICY IMPLICATIONS:

Policy 4.13 Tender Evaluation

FINANCIAL IMPLICATIONS:

The proposed sale would generate proceeds of $12,000.00 and remove any ongoing costs associated with holding and maintaining the land. The sale will also facilitate the future development and occupation of the property, resulting in ongoing rates revenue for the Shire.

RISK ASSESSMENT:

Risk Statement	Level of Risk	Risk Mitigation Strategy
Risk of legal challenges resulting from non-compliance with statutory or tender process requirements.	Medium	Ensure full compliance with section 3.58 of the Local Government Act 1995 and the approved tender evaluation process.
Risk that the successful tenderer does not proceed to settlement.	Low	Execute a formal Contract of Sale and monitor

		compliance with contractual obligations and settlement timeframes.

STRATEGIC IMPLICATIONS:

The Shire's Council Plan 2025-2035 outlines the following Outcome and Strategy:

Outcome
7. A stragically focused Council, leading our community.
8. An efficient and effective organisation.

Strategy
7.1 Provide strategic leadership and governance
8.1. Maintain a high level of corporate governance, responsibility and accountability.

Activity:
7.2.1 Effectively represent and promote the Shire of Menzies.
8.1.2 Demonstrate sound financial planning and management, seeking a high level of legislative compliance and effective internal controls.

Accordingly, the officer's recommendation aligns with the Shire's Council Plan.

VOTING REQUIREMENTS:

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION:

Council Resolution Number:	**104/26**

Moved: **Cr J Dwyer** **Seconded:** **Cr I Baird**

That:

1. **The Confidential Tender Assessment Report, marked as Confidential Attachment, be noted**
2. **Wendy Boyle's tender for the purchase of Lot 17 (63) Cumberland for $12,000.00 (excluding GST) be accepted**
3. **The Acting CEO be authorised to finalise and execute the sale of Lot 17 (63) Cumberland Street, Kookynie**
4. **The Shire President and the Acting CEO be authorised to sign and affix the Common Seal of the Shire of Menzies to the sale documentation.**

Carried	**4 / 0**

For: Cr S Sudhir, Cr I Baird, Cr K Tucker and Cr J Dwyer
Against: Nil

13.2.11	RFT 02-2026 Disposal of Kookynie Land - Lot 652 (61) Cumberland
LOCATION	**Not Applicable**
APPLICANT	**Internal**
DOCUMENT REF	**NAM1695**
DATE OF REPORT	**08 July 2026**
AUTHOR	**Acting Deputy CEO, Tien Tran**
RESPONSIBLE OFFICER	**Acting Chief Executive Officer, Rob Stewart**
OFFICER DISCLOSURE OF INTEREST	**Cr P Warner declared a Financial Interest in Item 13.2.11, RFT 02-2026 Disposal of Kookynie Land - Lot 652 (61) Cumberland**
ATTACHMENT	1. CONFIDENTIAL REDACTED - Tender Assessment Summary - Lot 652 (61) Cumberland [**13.2.11.1** - 1 page] 2. CONFIDENTIAL REDACTED - Tender Assessment Detailed- Lot 652 (61) Cumberland [**13.2.11.2** - 1 page] 3. CONFIDENTIAL REDACTED - RFT 02-2026 Submissions - Lot 652 (61) Cumberland [**13.2.11.3** - 4 pages]

SUMMARY:

To consider the submissions received for Tender 02/2026 - Disposal of Kookynie Land – Lot 652 (61) Cumberland Street, Kookynie and determine a preferred tenderer in accordance with the approved evaluation criteria and statutory requirements.

BACKGROUND:

At the Ordinary Council Meeting held on 19 March 2026, Council resolved to dispose of Lot 652 (61) Cumberland Street by public tender in accordance with section 3.58 of the Local Government Act 1995.

The Shire of Menzies invited tenders from interested parties from Friday 22 May 2026.

Tenders closed at 4.00 pm on Monday 15 June 2026. The tender opening was held at the Shire of Menzies Administration Office and attended by Rob Stewart, Acting Chief Executive Officer, Kristy Van Kuyl, Chief Financial Officer, and Tien Tran, Finance Team Leader. No members of the public were present. Two submissions were received for Lot 652 (61) Cumberland.

COMMENT:

The Tender Assessment Panel included Rob Stewart, Acting Chief Executive Officer, and Tien Tran, Acting Deputy Chief Executive Officer. The submissions were assessed

against the quantitative criteria of purchase price offered, development proposal, intended land use, and community and economic benefits.

Following the evaluation process, David M Goncalves achieved the highest overall score and is therefore recommended for acceptance.

A confidential evaluation report will be provided to the Council to support its consideration of the comparative merits of each submission.

CONSULTATION:

No external consultation was undertaken during the preparation of this report.

STATUTORY AUTHORITY:

Pursuant to section 3.58(2) of the Local Government Act 1995, a local government may dispose of property by public tender.

POLICY IMPLICATIONS:

Policy 4.13 Tender Evaluation

FINANCIAL IMPLICATIONS:

The proposed sale would generate proceeds of $1,908.00 and remove any ongoing costs associated with holding and maintaining the land. The sale will also result in ongoing rates revenue for the Shire.

RISK ASSESSMENT:

Risk Statement	Level of Risk	Risk Mitigation Strategy
Risk of legal challenges resulting from non-compliance with statutory or tender process requirements.	Medium	Ensure full compliance with section 3.58 of the Local Government Act 1995 and the approved tender evaluation process.
Risk that the successful tenderer does not proceed to settlement.	Low	Execute a formal Contract of Sale and monitor compliance with contractual obligations and settlement timeframes.

STRATEGIC IMPLICATIONS:

The Shire's Council Plan 2025-2035 outlines the following Outcome and Strategy:

Outcome
7. A stragically focused Council, leading our community.
8. An efficient and effective organisation.

Strategy
7.1 Provide strategic leadership and governance
8.1. Maintain a high level of corporate governance, responsibility and accountability.

Activity:
7.2.1 Effectively represent and promote the Shire of Menzies.
8.1.2 Demonstrate sound financial planning and management, seeking a high level of legislative compliance and effective internal controls.

Accordingly, the officer's recommendation aligns with the Shire's Council Plan.

VOTING REQUIREMENTS:

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION:

Council Resolution Number:	**105/26**

Moved: **Cr K Tucker** **Seconded:** **Cr J Dwyer**

That:

1. **The Confidential Tender Assessment Report, marked as Confidential Attachment, be noted**
2. **David M Goncalves' tender for the purchase of Lot 652 (61) Cumberland for $1,908.00 (excluding GST) be accepted**
3. **The Acting CEO be authorised to finalise and execute the sale of Lot 652 (61) Cumberland Street, Kookynie**
4. **The Shire President and the Acting CEO be authorised to sign and affix the Common Seal of the Shire of Menzies to the sale documentation.**

Carried	**4 / 0**

For: Cr S Sudhir, Cr I Baird, Cr K Tucker and Cr J Dwyer
Against: Nil

13.2.12	RFT 02-2026 Disposal of Kookynie Land - Lot 653 (61) Cumberland
LOCATION	**Not Applicable**
APPLICANT	**Internal**
DOCUMENT REF	**NAM1696**
DATE OF REPORT	**08 July 2026**
AUTHOR	**Acting Deputy CEO, Tien Tran**
RESPONSIBLE OFFICER	**Acting Chief Executive Officer, Rob Stewart**
OFFICER DISCLOSURE OF INTEREST	**Cr P Warner declared a Financial Interest in Item 13.2.12, RFT 02-2026 Disposal of Kookynie Land - Lot 653 (61) Cumberland**
ATTACHMENT	1. CONFIDENTIAL REDACTED - Tender Assessment Summary - Lot 653 (61) Cumberland [**13.2.12.1** - 1 page] 2. CONFIDENTIAL REDACTED - Tender Assessment Detailed- Lot 653 (61) Cumberland [**13.2.12.2** - 1 page] 3. CONFIDENTIAL REDACTED - RFT 02-2026 Submissions - Lot 653 (61) Cumberland [**13.2.12.3** - 10 pages]

SUMMARY:

To consider the submissions received for Tender 02/2026 - Disposal of Kookynie Land – Lot 653 (61) Cumberland Street, Kookynie and determine a preferred tenderer in accordance with the approved evaluation criteria and statutory requirements.

BACKGROUND:

At the Ordinary Council Meeting held on 19 March 2026, Council resolved to dispose of Lot 653 (61) Cumberland Street by public tender in accordance with section 3.58 of the Local Government Act 1995.

The Shire of Menzies invited tenders from interested parties from Friday 22 May 2026.

Tenders closed at 4.00 pm on Monday 15 June 2026. The tender opening was held at the Shire of Menzies Administration Office and attended by Rob Stewart, Acting Chief Executive Officer, Kristy Van Kuyl, Chief Financial Officer, and Tien Tran, Finance Team Leader. No members of the public were present. Three submissions were received for Lot 653 (61) Cumberland Street.

COMMENT:

The Tender Assessment Panel included Rob Stewart, Acting Chief Executive Officer, and Tien Tran, Acting Deputy Chief Executive Officer. The submissions were assessed

against the quantitative criteria of purchase price offered, development proposal, intended land use, and community and economic benefits.

Following the evaluation process, Malcolm Jackson achieved the highest overall score and is therefore recommended for acceptance.

A confidential evaluation report will be provided to the Council to support its consideration of the comparative merits of each submission.

CONSULTATION:

No external consultation was undertaken during the preparation of this report.

STATUTORY AUTHORITY:

Pursuant to section 3.58(2) of the Local Government Act 1995, a local government may dispose of property by public tender.

POLICY IMPLICATIONS:

Policy 4.13 Tender Evaluation

FINANCIAL IMPLICATIONS:

The proposed sale would generate proceeds of $12,000.00 and remove any ongoing costs associated with holding and maintaining the land. The sale will also facilitate the future development and occupation of the property, resulting in ongoing rates revenue for the Shire.

RISK ASSESSMENT:

Risk Statement	Level of Risk	Risk Mitigation Strategy
Risk of legal challenges resulting from non-compliance with statutory or tender process requirements.	Medium	Ensure full compliance with section 3.58 of the Local Government Act 1995 and the approved tender evaluation process.
Risk that the successful tenderer does not proceed to settlement.	Low	Execute a formal Contract of Sale and monitor compliance with contractual obligations and settlement timeframes.

STRATEGIC IMPLICATIONS:

The Shire's Council Plan 2025-2035 outlines the following Outcome and Strategy:

Outcome
7. A stragically focused Council, leading our community.
8. An efficient and effective organisation.

Strategy
7.1 Provide strategic leadership and governance
8.1. Maintain a high level of corporate governance, responsibility and accountability.

Activity:
7.2.1 Effectively represent and promote the Shire of Menzies.
8.1.2 Demonstrate sound financial planning and management, seeking a high level of legislative compliance and effective internal controls.

Accordingly, the officer's recommendation aligns with the Shire's Council Plan.

VOTING REQUIREMENTS:

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION:

Council Resolution Number:	**106/26**

Moved: **Cr K Tucker** **Seconded:** **Cr J Dwyer**

That:

1. **The Confidential Tender Assessment Report, marked as Confidential Attachment, be noted**
2. **Malcolm Jackson's tender for the purchase of Lot 653 (61) Cumberland Street, Kookynie, for $12,000.00 (excluding GST) be accepted**
3. **The Acting CEO be authorised to finalise and execute the sale of Lot 653 (61) Cumberland Street**
4. **The Shire President and the Acting CEO be authorised to sign and affix the Common Seal of the Shire of Menzies to the sale documentation.**

Carried	**4 / 0**

For: Cr S Sudhir, Cr I Baird, Cr K Tucker and Cr J Dwyer
Against: Nil

13.2.13	RFT 02-2026 Disposal of Kookynie Land - Lot 303 (52) Britannia Street, Kookynie
LOCATION	**Not Applicable**
APPLICANT	**Internal**
DOCUMENT REF	**NAM1697**
DATE OF REPORT	**08 July 2026**
AUTHOR	**Acting Deputy CEO, Tien Tran**
RESPONSIBLE OFFICER	**Acting Chief Executive Officer, Rob Stewart**
OFFICER DISCLOSURE OF INTEREST	**Cr P Warner declared a Financial Interest in Item 13.2.13, RFT 02-2026 Disposal of Kookynie Land - Lot 303 (52) Britannia Street, Kookynie**
ATTACHMENT	1. CONFIDENTIAL REDACTED - Tender Assessment Summary - Lot 303 (52) Britannia [**13.2.13.1** - 1 page] 2. CONFIDENTIAL REDACTED - Tender Assessment Detailed - Lot 303 (52) Britannia [**13.2.13.2** - 1 page] 3. CONFIDENTIAL REDACTED - RFT 02-2026 Submissions - Lot 303 (52) Britannia [**13.2.13.3** - 1 page]

SUMMARY:

To consider the submissions received for Tender 02/2026 - Disposal of Kookynie Land – Lot 303 (52) Britannia Street, Kookynie, and determine a preferred tenderer in accordance with the approved evaluation criteria and statutory requirements.

BACKGROUND:

At the Ordinary Council Meeting held on 19 March 2026, Council resolved to dispose of Lot 303 (52) Britannia Street, Kookynie, by public tender in accordance with section 3.58 of the Local Government Act 1995.

The Shire of Menzies invited tenders from interested parties from Friday 22 May 2026.

Tenders closed at 4.00 pm on Monday 15 June 2026. The tender opening was held at the Shire of Menzies Administration Office and attended by Rob Stewart, Acting Chief Executive Officer, Kristy Van Kuyl, Chief Financial Officer, and Tien Tran, Finance Team Leader. No members of the public were present. One submission was received for Lot 303 (52) Britannia Street.

COMMENT:

The Tender Assessment Panel included Rob Stewart, Acting Chief Executive Officer, and Tien Tran, Acting Deputy Chief Executive Officer. The submissions were assessed

against the quantitative criteria of purchase price offered, development proposal, intended land use, and community and economic benefits.

Following the evaluation process, only one tender from David M Goncalves was received and is therefore recommended for acceptance.

A confidential evaluation report will be provided to Council to support its consideration of the tender and the recommendation for acceptance.

CONSULTATION:

No external consultation was undertaken during the preparation of this report.

STATUTORY AUTHORITY:

Pursuant to section 3.58(2) of the Local Government Act 1995, a local government may dispose of property by public tender.

POLICY IMPLICATIONS:

Policy 4.13 Tender Evaluation

FINANCIAL IMPLICATIONS:

The proposed sale would generate proceeds of $4,500.00 and remove any ongoing costs associated with holding and maintaining the land. The sale will also result in ongoing rates revenue for the Shire.

RISK ASSESSMENT:

Risk Statement	Level of Risk	Risk Mitigation Strategy
Risk of legal challenges resulting from non-compliance with statutory or tender process requirements.	Medium	Ensure full compliance with section 3.58 of the Local Government Act 1995 and the approved tender evaluation process.
Risk that the successful tenderer does not proceed to settlement.	Low	Execute a formal Contract of Sale and monitor compliance with contractual obligations and settlement timeframes.

STRATEGIC IMPLICATIONS:

The Shire's Council Plan 2025-2035 outlines the following Outcome and Strategy:

Outcome
7. A stragically focused Council, leading our community.
8. An efficient and effective organisation.

Strategy
7.1 Provide strategic leadership and governance
8.1. Maintain a high level of corporate governance, responsibility and accountability.

Activity:
7.2.1 Effectively represent and promote the Shire of Menzies.
8.1.2 Demonstrate sound financial planning and management, seeking a high level of legislative compliance and effective internal controls.

Accordingly, the officer's recommendation aligns with the Shire's Council Plan.

VOTING REQUIREMENTS:

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION:

Council Resolution Number:	**107/26**

Moved: **Cr J Dwyer** **Seconded:** **Cr K Tucker**

That:

1. **The Confidential Tender Assessment Report, marked as Confidential Attachment, be noted**
2. **David M Goncalves' tender for the purchase of Lot 303 (52) Britannia Street, Kookynie, for $4,500.00 (excluding GST) be accepted**
3. **The Acting CEO be authorised to finalise and execute the sale of Lot 303 (52) Britannia Street**
4. **The Shire President and the Acting CEO be authorised to sign and affix the Common Seal of the Shire of Menzies to the sale documentation.**

Carried	**4 / 0**

For: Cr S Sudhir, Cr I Baird, Cr K Tucker and Cr J Dwyer
Against: Nil

13.2.14	RFT 02-2026 Disposal of Kookynie Land - Lot 304 (52) Britannia Street, Kookynie
LOCATION	**Not Applicable**
APPLICANT	**Internal**
DOCUMENT REF	**NAM1698**
DATE OF REPORT	**08 July 2026**
AUTHOR	**Acting Deputy CEO, Tien Tran**
RESPONSIBLE OFFICER	**Acting Chief Executive Officer, Rob Stewart**
OFFICER DISCLOSURE OF INTEREST	**Cr P Warner declared a Financial Interest in Item 13.2.14, RFT 02-2026 Disposal of Kookynie Land - Lot 304 (52) Britannia Street, Kookynie**
ATTACHMENT	1. CONFIDENTIAL REDACTED - Tender Assessment Summary - Lot 304 (52) Britannia [**13.2.14.1** - 1 page] 2. CONFIDENTIAL REDACTED - Tender Assessment Detailed - Lot 304 (52) Britannia [**13.2.14.2** - 1 page] 3. CONFIDENTIAL REDACTED - RFT 02-2026 Submissions - Lot 304 (52) Britannia [**13.2.14.3** - 1 page]

SUMMARY:

To consider the submissions received for Tender 02/2026 - Disposal of Kookynie Land – Lot 304 (52) Britannia Street, Kookynie, and determine a preferred tenderer in accordance with the approved evaluation criteria and statutory requirements.

BACKGROUND:

At the Ordinary Council Meeting held on 19 March 2026, Council resolved to dispose of Lot 304 (52) Britannia Street by public tender in accordance with section 3.58 of the Local Government Act 1995.

The Shire of Menzies invited tenders from interested parties from Friday 22 May 2026.

Tenders closed at 4.00 pm on Monday 15 June 2026. The tender opening was held at the Shire of Menzies Administration Office and attended by Rob Stewart, Acting Chief Executive Officer, Kristy Van Kuyl, Chief Financial Officer, and Tien Tran, Finance Team Leader. No members of the public were present. One submission was received for Lot 304 (52) Britannia Street.

COMMENT:

The Tender Assessment Panel included Rob Stewart, Acting Chief Executive Officer, and Tien Tran, Acting Deputy Chief Executive Officer. The submissions were assessed

against the quantitative criteria of purchase price offered, development proposal, intended land use, and community and economic benefits.

Following the evaluation process, one tender was received from David M Goncalves and is recommended for acceptance.

A confidential evaluation report will be provided to Council to support its consideration of the tender and the recommendation for acceptance.

CONSULTATION:

No external consultation was undertaken during the preparation of this report.

STATUTORY AUTHORITY:

Pursuant to section 3.58(2) of the Local Government Act 1995, a local government may dispose of property by public tender.

POLICY IMPLICATIONS:

Policy 4.13 Tender Evaluation

FINANCIAL IMPLICATIONS:

The proposed sale would generate proceeds of $1,500.00 and remove any ongoing costs associated with holding and maintaining the land. The sale will also result in ongoing rates revenue for the Shire.

RISK ASSESSMENT:

Risk Statement	Level of Risk	Risk Mitigation Strategy
Risk of legal challenges resulting from non-compliance with statutory or tender process requirements.	Medium	Ensure full compliance with section 3.58 of the Local Government Act 1995 and the approved tender evaluation process.
Risk that the successful tenderer does not proceed to settlement.	Low	Execute a formal Contract of Sale and monitor compliance with contractual obligations and settlement timeframes.

STRATEGIC IMPLICATIONS:

The Shire’s Council Plan 2025-2035 outlines the following Outcome and Strategy:

Outcome
7. A stragically focused Council, leading our community.
8. An efficient and effective organisation.

Strategy
7.1 Provide strategic leadership and governance
8.1. Maintain a high level of corporate governance, responsibility and accountability.

Activity:
7.2.1 Effectively represent and promote the Shire of Menzies.
8.1.2 Demonstrate sound financial planning and management, seeking a high level of legislative compliance and effective internal controls.

Accordingly, the officer’s recommendation aligns with the Shire’s Council Plan.

VOTING REQUIREMENTS:

Simple Majority

OFFICER RECOMMENDATION/COUNCIL DECISION:

Council Resolution Number:	**108/26**

Moved: **Cr J Dwyer** **Seconded:** **Cr K Tucker**

That:

1. **The Confidential Tender Assessment Report, marked as Confidential Attachment, be noted**
2. **David M Goncalves’ tender for the purchase of Lot 304 (52) Britannia Street, Kookynie for $1,500.00 (excluding GST) be accepted**
3. **The Acting CEO be authorised to finalise and execute the sale of Lot 304 (52) Britannia Street**
4. **The Shire President and the Acting CEO be authorised to sign and affix the Common Seal of the Shire of Menzies to the sale documentation.**

Carried	**4 / 0**

For: Cr S Sudhir, Cr I Baird, Cr K Tucker and Cr J Dwyer
Against: Nil

Cr P Warner returned to the meeting at 2.10pm and resumed presiding over the meeting.

14 MOTIONS OF WHICH PREVIOUS NOTICE HAS BEEN GIVEN

Nil

15 NEW BUSINESS OF AN URGENT NATURE

Nil

16 BEHIND CLOSED DOORS - CONFIDENTIAL REPORTS

Nil

17 NEXT MEETING

The next meeting is to be held on 20 August 2026 at the Council Chambers, 124 Shenton Street, Menzies commencing at 1.00pm.

18 CLOSURE OF MEETING

The Shire President, as Presiding Member, declared the meeting closed at 2.11pm.