



SHIRE OF MENZIES

# Supplementary Agenda

**FOR THE ORDINARY MEETING OF COUNCIL  
TO BE HELD ON**

**25 NOVEMBER 2021**

**Commencing at 1.00pm**

**At the Council Chambers  
124 Shenton Street, Menzies**

## **DISCLAIMER**

No responsibility whatsoever is implied or accepted by the Shire of Menzies for any act or omission or statement or intimation occurring during this meeting.

It is strongly advised that persons do not act on what is heard at this meeting and should only rely on written confirmation of Council's decision, which will be provided within fourteen (14) days of this meeting.

## **FINANCIAL INTEREST**

A financial interest occurs where a Councillor, or person with whom the Councillor is closely associated, has direct or indirect financial interest in the matter. That is, the person stands to make a financial gain or loss from the decision, either now or at some time in the future.

An indirect financial interest includes a reference to a financial relationship between that person and another person who requires a Local Government decision in relation to the matter.

### **Councillors should declare an interest:**

- a) In a written notice given to the Chief Executive Officer (CEO) before the meeting; or
- b) At the meeting, immediately before the matter is discussed.

A member who has declared an interest must not:

- Preside at the part of the meeting relating to the matter; or
- Participate in or be present during the discussion of decision-making procedure relating to the matter unless the member is allowed to do so under Section 5.68 or 5.69 of the *Local Government Act 1995*.

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## 15 NEW BUSINESS OF AN URGENT NATURE INTRODUCED BY DECISION OF THE MEETING

<b>15.1</b>	<b>Stock grid replacement - Mt Celia Road</b>
<b>LOCATION</b>	<b>Shire of Menzies</b>
<b>APPLICANT</b>	<b>Internal</b>
<b>DOCUMENT REF</b>	<b>NAM496</b>
<b>DATE OF REPORT</b>	<b>23 November 2021</b>
<b>AUTHOR</b>	<b>Chief Executive Officer, Brian Joiner</b>
<b>RESPONSIBLE OFFICER</b>	<b>Chief Executive Officer, Brian Joiner</b>
<b>DISCLOSURE OF INTEREST</b>	<b>Nil</b>
<b>ATTACHMENT</b>	1. Stock Grid Review - East 2021 [15.1.1 - 2 pages]

### SUMMARY:

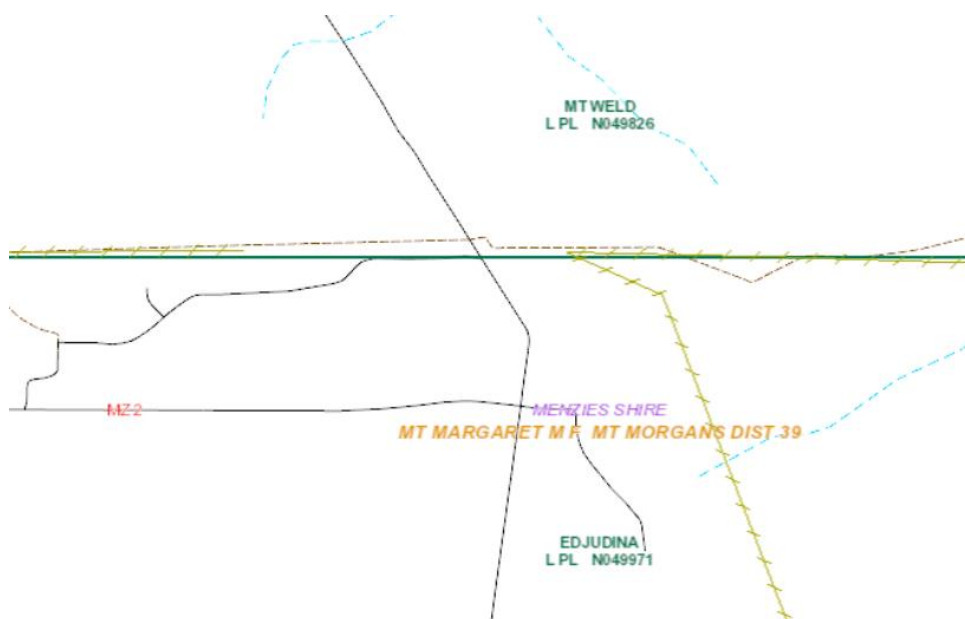
This report is a request for Council approval to replace a stock grid on Mt Celia Road. This report was originally tabled at 28 October 2021 OCM.

### BACKGROUND:

Council Policy 12.6 requires the CEO to prepare a report to Council for the retention and removal of stock grids.

The Works Manager has completed a review of all stock grids to the East of the Goldfields Highway (Attached as 12.2.8.1) and has recommended the immediate replacement of the stock grid at SLK 28.80 on Mt Celia Road which is the entrance to Mt Celia Station (border with Edjudina Station).





The stock grid to be replaced has a grid that is badly rusted and the concrete is badly broken. Fences on either side of the grid are of a good standard and maintained.

The Shire has been discussing a replacement policy for stock grids but this still requires community consultation.

#### **COMMENT:**

Although consultation on a new stock grid policy may result in changes to the policy it is considered a safety issue to keep the existing grid at SLK 28.80 on Mt Celia Road. This grid requires immediate replacement and is therefore covered by the existing Policy 12.6.

Approximately 50% of the grids assessed are recommended for removal. Under Policy 12.6 the CEO will now write to the station owners advising of the Shire's intention to remove these stock grids.

With Council elections completed the consultation session for a new stock grid policy will be scheduled in Menzies for 08 November 2021.

Discussions with the Northern Pastoralists Alliance have confirmed that this grid would also form a boundary for the new dog fence that they are funding.

#### **CONSULTATION:**

Garth Marland, Works Manager.

#### **STATUTORY AUTHORITY:**

*Local Government Act 1995*

## **POLICY IMPLICATIONS:**

Policy 12.6 - Retention of Stock Grids.

## **FINANCIAL IMPLICATIONS:**

The FY 2021/22 Budget has \$60,000 allocated for grids under GRIDCAP. The replacement of one (1) grid would require most of that allocated with the Shire providing a grid and base that is currently on inventory.

## **RISK ASSESSMENT:**

<b>Risk Statement</b>	<b>Level of Risk</b>	<b>Risk Mitigation Strategy</b>
Damage to vehicles as the grid deteriorates.	Medium.	Replacement of failed grid.

## **STRATEGIC IMPLICATIONS:**

3.1 A well maintained, attractive built environment servicing the needs of the community.

3.1.2 Maintain and enhance our roads, built infrastructure, parks and reserves.

## **VOTING REQUIREMENTS:**

Simple Majority

## **OFFICER RECOMMENDATION:**

That Council approves replacement of the stock grid at SLK 28.80 on Mt Celia Road.

## **COUNCIL DECISION:**

<b>Council Resolution Number</b>	
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<b>Moved</b>		<b>Seconded</b>	
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<b>Carried</b>	
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## CATTLE GRIDS.

Number	EAST OF HIGHWAY		Suggested Action
<b>Cranky Jack Road</b>			
1	SLK 4.03	Completely buried. Fences reasonably good.	Clean
2	SLK 6.58	Filled in. Fences good	Clean
3	SLK 29.44	Completely filled in. Fences good	Clean
<b>Kookynie Rd</b>			
4	SLK 6.46	Large amount of grass, grid good, fences reasonable, gate at left.	Clean
5	SLK 14.03	Grid in poor condition, Full of gravel and bitumen, fences down (stops before railway track)	Remove
6	SLK 24.27	Grid OK but does not reach edge of bitumen. Fence finishes short bth sides. Grid full of gravel	Remove
<b>Kookynie Mt Remarkable Road</b>			
7	SLK 6.80	Completely full. Fences down	Remove
8	SLK 12.6	Concrete badly broken. Grid clean. Fences new. Appears to be Property Boundary	Replace (Priority 3)
9	SLK 19.42	Filled with gravel. Fences good	Clean
10	SLK 24.87	Filled in. Fences down	Remove
11	SLK 39.73	Partly full. Fences good	No action yet
12	SLK 44.00	Partly filled. Concrete cracked. Fences good. Appears to be Property Boundary	Replace (Priority 4)
13	SLK 48.15	Filled in., Fences fair.	Clean
14	SLK 52.54	Clean. Concrete cracked. No fences	Remove
<b>Kookynie Yarri Road</b>			
15	SLK 1.62	Filled in. Fences down	Remove
16	SLK 4.36	Filled in. Fences down	Remove
17	SLK 9.76	Filled in. Fences down	Remove
18	SLK 16.66	Good. Approaches sealed. Fences OK	No action
19	SLK 28.01	OK. Clean. Fences good	No action
20	SLK 34.35	Completely filled in. No fence	Remove
21	SLK 37.41	OK. Clean. Fences OK	No action
22	SLK 60.67	Good Fences good. Edjudina Boundary.	No action
23	SLK 71.00	Largely filled in. Fences down	Remove
24	SLK 74.39	Grid not visible. Fences Good	Clean
25	SLK 78.61	Partly filled in. Fences down.	Remove
26	SLK 87.64	Filled in. Fences down	Remove
27	SLK 89.18	Filled in. Fences down	Remove
28	SLK 93.05	Partly filled in. Fences fair	No action yet
<b>Mt Celia Road</b>			
29	SLK 3.41	Filled in. Fences good to poor.	Clean
30	SLK 5.97	Clean. Poor condition Fences poor.	No action yet
31	SLK 16.18	Filled in. Fences down	Remove
32	SLK 26.11	Good condition. Partly filled in. Fenced new.	No action yet
33	SLK 28.80	Grid badly rusted. Concrete broken Filled in. Fences new. Mt Celia Station entrance.	Replace (Priority 1)
34	SLK 40.71	Largely filled in. Fences down.	Remove
<b>Pinjin Road</b>			
35	SLK 10.10	Clean. Broken. Fences good	Investigate further
36	SLK 10.33	Concrete broken. Clean. Fences fair. On Haul Road Boundary	Replace (Priority 2)
37	SLK 17.25	Fair condition. Partly filled in. Fences poor to fair	No action yet
38	SLK 25.01	Fair condition. Partly filled in. Fences down	Remove
39	SLK 32.53	Good condition. Partly filled, Fences fair.	Clean
40	SLK 36.35	Good condition. Partly filled, Fences very poor.	Remove
41	SLK 48.32	New grid. Fences good.	No action
42	SLK 58.38	Very bad condition. Full, Fences down.	Remove
<b>Pianto Road</b>			
43	SLK 72.06	Old Grid, Full of sand, sand road, partial fence.	Remove
<b>Yarri Road</b>			
44	SLK 28.27	New Grid, Bitumen approaches, Fences OK.	No action
45	SLK 34.53	New Grid, Bitumen approaches, Fences good. Some fill	No action
46	SLK 38.85	New Grid, Bitumen approaches, Fences good. Some fill	No action
47	SLK 54.87	New Grid, Bitumen approaches, Fences good. Partly filled. Menanjina Bdry	No action
48	SLK 61.73	Completely filled in. Fences down	Remove
49	SLK 71.28	Old. Completely filled in. Fences fair.	Investigate further
50	Just East Kookynie Road	Newish Grid. Partly filled in. Fences good	No action
<b>Yerilla Lake Raeside Road</b>			
51	SLK 34.31	Completely full. Fences down. By-passed	Remove
52	SLK 39.64	Filled in. Fences good.	Clean
<b>Yerilla Mt Remarkable Road</b>			

53	SLK 3.62	Completely full. Fences good	Clean
54	SLK 8.43	Clean. Fences fair to good.	No action
55	SLK 19.91	Broken (loose rail) Fences new.	Weld rail
56	SLK 26.05	Partly filled. Aversge condition. Fences good	No action



<b>15.2</b>	<b>CEO performance review - appointment of consultant</b>
<b>LOCATION</b>	<b>Shire of Menzies</b>
<b>APPLICANT</b>	<b>Internal</b>
<b>DOCUMENT REF</b>	<b>NAM542</b>
<b>DATE OF REPORT</b>	<b>23 November 2021</b>
<b>AUTHOR</b>	<b>Chief Executive Officer, Brian Joiner</b>
<b>RESPONSIBLE OFFICER</b>	<b>Chief Executive Officer, Brian Joiner</b>
<b>DISCLOSURE OF INTEREST</b>	<b>Nil</b>
<b>ATTACHMENT</b>	<ol style="list-style-type: none"> <li>1. CONFIDENTIAL REDACTED - Confidential Quotation - CEO Performance Review - Shire of Menzies [15.2.1 - 5 pages]</li> <li>2. CONFIDENTIAL REDACTED - Quote CEO Review 2022 [15.2.2 - 3 pages]</li> <li>3. CONFIDENTIAL REDACTED - Re_RFQ - CEO Performance Review [15.2.3 - 2 pages]</li> </ol>

### **SUMMARY:**

To provide Council with information to enable the selection of an external consultant to assist in the CEO's annual performance review.

### **BACKGROUND:**

The CEO commenced employment with the Shire of Menzies on 11 January 2021. Under the terms of the CEO's employment contract (Clause 4.2), a performance review must be conducted at least annually. Section 4.3 of the contract stipulates that Council will appoint a reviewer in consultation with the CEO.

Shire of Menzies Policy 3.12 details the process to be followed to appoint an independent reviewer.

Shire of Menzies Policy 5.16 Division 3 sets out the standards for review of performance of CEOs and was an adopted model as required by amendments to the *Local Government Act 1995*.

### **COMMENT:**

In accordance with the Shire of Menzies Purchasing Policy 4.2, three (3) quotes were requested with one (1) declining to quote.

The quotes received are contained within the confidential attachments.

The Officer Recommendation has been evaluated as the most suitable. The CEO agrees that either supplied quote is suitable as a reviewer.

## **CONSULTATION:**

Cr Greg Dwyer, Shire President.

## **STATUTORY AUTHORITY:**

*Local Government Act 1995.*

*Fair Work Act 2009 (Cth).*

## **POLICY IMPLICATIONS:**

Policy 3.12 - Annual Performance – Chief Executive Officer.

Policy 4.2 - Purchasing and Tenders.

Policy 5.16 - CEO Recruitment and Selection, Performance Review, and Termination.

## **FINANCIAL IMPLICATIONS:**

Budgeted activity.

## **RISK ASSESSMENT:**

<b>Risk Statement</b>	<b>Level of Risk</b>	<b>Risk Mitigation Strategy</b>
Failing to complete the review in a timely manner would be a breach of the employment contract.	Low.	Approval of a reviewer.

## **STRATEGIC IMPLICATIONS:**

4.1 A strategically focused Council, leading our community.

4.1.1 Provide strategic leadership and governance.

4.2 An efficient and effective organisation.

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

## **VOTING REQUIREMENTS:**

Simple Majority

**OFFICER RECOMMENDATION:**

That Council accepts the quote from Azure HR (Beilby Downing Teal) to complete the CEO annual performance review.

**COUNCIL DECISION:**

<b>Council Resolution Number</b>	
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<b>Moved</b>		<b>Seconded</b>	
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<b>Carried</b>	
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