



SPECIAL MINUTES

A SPECIAL Meeting of the Council was held:

DATE: Tuesday, 25 June 2019

TIME: 5:00pm

VENUE: Council Chambers, Lowood
Road, Mount Barker WA 6324

Rob Stewart
CHIEF EXECUTIVE OFFICER

SPECIAL BUSINESS

To consider a Report prepared by the Executive Manager Works and Services relating to the appointment of a Panel of Suppliers.

MEMBERSHIP – Quorum (5)

Members:

Cr C Pavlovich Shire President
Cr B Bell
Cr S Etherington JP
Cr L Handasyde
Cr B Lang
Cr K Clements
Cr J Moir
Cr M O'Dea
Cr J Oldfield Deputy Shire President

Information and recommendations are included in the reports to assist the Council in the decision making process and may not constitute the Council's decision until considered by the Council.

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1 DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS

5.00pm The Presiding Member declared the meeting open.

Members Present:

Cr C Pavlovich	Shire President
Cr B Bell	Councillor
Cr K Clements	Councillor
Cr S Etherington	Councillor
Cr L Handasyde	Councillor
Cr B Lang	Councillor
Cr J Moir	Councillor
Cr M O'Dea	Councillor

In Attendance:

Mr Rob Stewart	Chief Executive Officer
Mr John Fathers	Executive Manger Corporate Services
Mr David Lynch	Executive Manager Works and Services
Mr Andrus Budrikis	Executive Manager Strategic Development

Apologies:

Nil

Members of the Public Present:

Nil

Previously Approved Leave of Absence:

Cr J Oldfield has been granted Leave of Absence from 11 June 2019 to 5 August 2019 (incl).

Emergency Evacuation Procedures/Disclaimer:

Working to Occupational Safety and Health Best Practices, Mr Rob Stewart - Chief Executive Officer, read aloud the emergency evacuation procedures for Councillors, staff and members of the public present in the Council Chambers.

Mr Stewart then read aloud the following disclaimer:

'No responsibility whatsoever is implied or accepted by the Shire of Plantagenet for any act, omission or statement or intimation occurring during Council / Committee meetings or during formal / informal conversations with staff.

The Shire of Plantagenet disclaims any liability for any loss whatsoever and howsoever caused arising out of reliance by any person or legal entity on any such act, omission, or statement of intimation occurring during Council / Committee meetings or discussions. Any person or legal entity who acts or fails to act in reliance upon any statement does so at that person's or legal entity's own risk.

In particular and without derogating in any way from the broad disclaimer above, in any discussion regarding any planning application or application for a licence, any statement or limitation or approval made by a member or officer

of the Shire of Plantagenet during the course of any meeting is not intended to be and is not taken as notice of approval from the Shire of Plantagenet. The Shire of Plantagenet warns that anyone who has an application with the Shire of Plantagenet must obtain and should only rely on WRITTEN CONFIRMATION of the outcome of the application, and any conditions attaching to the decision made by the Shire of Plantagenet in respect of the application.'

2 PUBLIC QUESTION TIME (RELATING TO SPECIAL BUSINESS ONLY)

Section 5.24 Local Government Act 1995

Nil

3 PETITIONS / DEPUTATIONS / PRESENTATIONS (RELATING TO SPECIAL BUSINESS ONLY)

Nil

4 DISCLOSURE OF INTEREST

Part 5 Division 6 Local Government Act 1995

Cr C Pavlovich

Item: 5.1

Type: Financial/Indirect Financial Interest (Section 5.60(A) and Section 5.61 LGA)

Nature: Shareholder of Company submitting tender for Shire services

Extent: N/A

5 SPECIAL BUSINESS

5.1 TENDER CO6-1819 - AGRN 858 PLANTAGENET FLOOD RECOVERY MINOR WORKS

Cr C Pavlovich

Item: 5.1

Type: Financial/Indirect Financial Interest (Section 5.60(A) and Section 5.61 LGA)

Nature: Shareholder of Company submitting tender for Shire services.

Extent: N/A

5.02pm Cr C Pavlovich withdrew from the meeting.

Councillors elected Cr L Handasyde to the position of Presiding Member.

File Ref: N48773
**Responsible Officer: Rob Stewart
Chief Executive Officer**
**Author: David Lynch
Executive Manager Works and Services**
Proposed Meeting Date: 25 June 2019

PURPOSE

The purpose of this report is to consider tender submissions received in response to the request for the supply of civil works plant, equipment, labour and materials to undertake up to four (4) separate work packages for flood restoration work associated with the Disaster Relief Funding Arrangement – Western Australia (DRFA-WA) activated event, AGRN 858 – Heavy Rainfall and Associated Flooding – Shire of Plantagenet, at numerous locations along the Shire's road network.

MOTION TO PROCEED BEHIND CLOSED DOORS

Moved Cr J Moir, seconded Cr M O'Dea:

5.03pm That in accordance with Section 5.23 (2) of the Local Government Act 1995 the meeting is closed to members of the public with the following aspect(s) of the Act being applicable to this matter:

- (c) a contract entered into, or which may be entered into, by the local government and which relates to a matter to be discussed at the meeting;

CARRIED (7/0)

NO. 120/19

MOTION TO PROCEED IN PUBLIC

Moved Cr B Lang, seconded Cr B Bell:

5.18pm That the meeting proceed in public

CARRIED (7/0)

NO. 121/19

OFFICER RECOMMENDATION/COUNCIL DECISION

Moved Cr B Bell, seconded Cr J Moir:

That:

1. Tender CO6-1819 - AGRN 858 Plantagenet Flood Recovery Minor Works be awarded to the following companies at the schedule of rates (ex GST) specified in Attachment Two:
 - a) Tricoast Holdings Pty Ltd (Tricoast);
 - b) Pavlovich Bros Transport Pty Ltd (Southern Haulage Industries);
 - c) Phoenix Civil and Earthmoving Pty Ltd (Phoenix);
 - d) P&C Fulcher Pty Ltd (Fulchers);
2. The Chief Executive Officer and the Executive Manager Works and Services will determine the allocation of each of the four packages.

CARRIED (7/0)

NO. 122/19

5.20pm Cr C Pavlovich returned to the meeting and resumed the Chair.

6 CLOSURE OF MEETING

5.20pm The Presiding Member declared the meeting closed.

CONFIRMED: CHAIRPERSON _____ **DATE:** ____ / ____ / ____