



**MINUTES OF SPECIAL MEETING OF COUNCIL  
HELD ON 30 JANUARY 2012**

I hereby certify that the Minutes of the Ordinary Council Meeting held are a true and accurate record of the proceedings contained therein.

\_\_\_\_\_  
**Shire President Confirmed**

**Date:** \_\_\_\_\_

<b>Item No</b>	<b>Description</b>	<b>Page No</b>
1.	DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS.....	3
2.	RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE (PREVIOUSLY APPROVED).....	3
3.	DECLARATION OF INTERESTS.....	3
4.	BUSINESS OF MEETING .....	4
4.1	Lease of Café being part of the East Kimberley Regional Airport Terminal	5
5.	CLOSURE .....	6

**SHIRE OF WYNDHAM EAST KIMBERLEY  
MINUTES  
OF THE SPECIAL COUNCIL MEETING  
HELD ON MONDAY, 30 JANUARY 2012 AT 5:00 PM.**

---

**1. DECLARATION OF OPENING / ANNOUNCEMENT OF VISITORS**

The Shire President declared the meeting open at 5.01pm.

**2. RECORD OF ATTENDANCE / APOLOGIES / LEAVE OF ABSENCE  
(PREVIOUSLY APPROVED)**

**ATTENDANCE**

Cr J Moulden	Shire President
Cr R Addis	Deputy Shire President
Cr J Parker	Councillor
Cr J McCoy	Councillor
Cr D Ausburn	Councillor
Cr R Dessert	Councillor
Cr A Horn	Councillor
Cr C Gore-Birch Gault	Councillor
N Kearns	Acting Chief Executive Officer
J Ellis	Director Corporate Services
K Hannagan	Director Infrastructure
K Apperley	Director Community Development

**APOLOGIES**

Cr K Torres	Councillor
-------------	------------

**3. DECLARATION OF INTERESTS**

- **Financial Interest**  
Nil
- **Impartiality Interest**  
Nil
- **Proximity Interest**  
Nil

#### **4. BUSINESS OF MEETING**

The business of the meeting is of a confidential nature as it relates to the business affairs of a person. The item will be discussed Behind Closed Doors under Section 5.23 (2) (c) and (e) (ii) as this is a matter that affects:

- 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.
- e) A matter that if disclosed, would reveal –
  - (ii) information that has a commercial value to a person.

#### **COUNCIL DECISION**

**Minute No. 9684**

**Moved: Cr J Parker**

**Seconded: Cr D Ausburn**

**That Council moves behind closed doors to consider Item 4.1 Lease of Café being part of the East Kimberley Regional Airport Terminal.**

**Carried Unanimously 8/0**

**Council move behind closed doors at 5.02pm.**

#### 4.1 Lease of Café being part of the East Kimberley Regional Airport Terminal

<b>DATE:</b>	30 January 2012
<b>PROPONENT:</b>	Shire of Wyndham East Kimberley
<b>LOCATION:</b>	Shire of Wyndham East Kimberley
<b>AUTHOR:</b>	Jo-Anne Ellis, Director Corporate Services
<b>REPORTING OFFICER:</b>	Jo-Anne Ellis, Director Corporate Services
<b>FILE NO:</b>	CM.16.19

#### **PURPOSE**

The purpose of this report is for Council to consider a request for a private treaty arrangement to dispose of the lease of café at East Kimberley Regional Airport to replace the agreement that was previously in place through a tender process.

#### **VOTING REQUIREMENT**

Absolute Majority.

#### **COUNCIL DECISION**

Minute No. 9685

Moved: Cr R Addis

Seconded: Cr J Parker

That Council resolves to give local public notice of the Shires proposal to lease the café being part of the East Kimberley Regional Airport Terminal, being the area shaded green on Attachment 1, to Lizard Lounge Pty Ltd for a period of five years commencing on 22 February 2012 at a rental inclusive of landlord outgoings but excluding utilities of power, water, telephone and gas, of Year 1 \$35,200 (incl GST), Year 2 \$37,290 (incl GST), Year 3 \$39,484 (incl GST), Year 4 \$41,789 (incl GST), Year 5 \$44,207 (incl GST).

Carried 7/1

For: Cr J Moulden, Cr R Addis, Cr J Parker, Cr J McCoy,  
Cr R Dessert, Cr Adele Horn, Cr C Gore-Birch Gault  
Against: Cr D Ausburn

#### **COUNCIL DECISION**

Minute No. 9686

Moved: Cr R Addis

Seconded: Cr J Parker

That Council moves out from behind closed doors.

Carried unanimously 8/0

**5. CLOSURE**

The Shire President declares the meeting closed at 5.40pm.