



Minutes

Special Meeting of Council

13 March 2024

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1. DECLARATION OF OPENING/ANNOUNCEMENT OF VISITORS

The Presiding Member declared the meeting open at 3.20pm

2. ANNOUNCEMENTS FROM THE PRESIDING MEMBER

Nil

3. ATTENDANCE

Presiding Member	Cr B Close	Deputy President
Members	Cr W Della Bosca Cr G Guerini Cr L Granich Cr B Bradford Cr D Newbury	President
Council Officers	C Watson G Brigg F Mudau L Della Boca	Acting Chief Executive Officer Executive Manager Infrastructure Finance Manager Minute Taker
Apologies:	Cr L Rose, N Warren-Chief Executive Officer	
Observers:	Nil	
Leave of Absence:	Nil	

4. DECLARATION OF INTEREST

Cr Della Bosca declares an Impartiality Interest in item 6.1 as he has had several unsolicited dealings with two Covalent Lithium Pty Ltd representatives.

5. PUBLIC QUESTION TIME

Nil

6 Reporting Officer – Acting Chief Executive Officer

As contract negotiations for approved road use by Covalent Lithium Pty Ltd may be discussed in relation to this item, section 5.23(2)(c) of the *Local Government Act 1995* would apply.

5.23. Meetings generally open to public (in part)

- (2) If a meeting is being held by a council or by a committee referred to in subsection (1)(b), the council or committee may close to members of the public the

meeting, or part of the meeting, if the meeting or the part of the meeting deals with any of the following —

- (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; and

18/2024

Moved Cr Guerini/Seconded Cr Granich

That the Special Council meeting be close to the public under section 5.23(2)(c) of the Local Government Act 1995

CARRIED (6/0)

6.1 Discussion on Sealing of Parker Range Road from SLK 30.6 to SLK 50.02 by Covalent Lithium, prior to Road Use Agreement being reached.

File Reference	Road Use Agreement File
Disclosure of Interest	Nil
Voting Requirements	Simple Majority
Author	Cameron Watson-Executive Manager Corporate Services
Attachments	Nil

Purpose of Report

To discuss the information provided by Mr Des Snook, Acting Managing Director, Main Roads WA during his web meeting with Council held 13th March 2024 and to determine whether Council approves, or not, the sealing of Parker Range Rd from SLK 30.6 to SLK 50.02 without a signed Road Used Agreement with Covalent Lithium Pty Ltd (Covalent).

Background

Councils current position is that Covalent may commence the reconstruction works on both Parker Range Rd and Marvel Loch – Forrestania Rd but may not commence sealing any completed reconstruction works until such time as a Road Use Agreement between Council and Covalent is in place.

Comment

Nil

Statutory Environment

Nil

Strategic Implications

Nil

Policy Implications

Nil

Financial Implications

Nil – currently

Officer Recommendation

That Council discusses the relevant information provided by Mr Des Snook, Acting Managing Director, Main Roads WA and determine an appropriate response to Covalent Lithium Pty Ltd.'s request to commence sealing works without a Road Use Agreement in place.

Council Decisions

19/2024

Moved Cr Guerini/Seconded Cr Bradford

That Council agrees, in principle, to Main Roads WA assuming control of the full length of Parker Range Rd from the intersection with Great Eastern Highway to its terminus with Marvel Loch-Forrestania Rd and Marvel Loch-Forrestania Rd from the intersection with Parker Range Rd south to the intersection with Covalent Lithium's Mt Holland Operations Access Rd (Main Haulage Route) for a fifty (50) year period, subject to:

- 1. Main Roads WA including the final section of Marvel Loch-Forrestania Rd south from Covalent Lithium's Mt Holland Operations Access Rd to the Shire boundary with the Shire of Kondinin (~13 km) in their maintenance agreement with Covalent Lithium Pty Ltd;*
- 2. Main Roads WA including in any road use agreement made with Covalent Lithium Pty Ltd, the payment by Covalent Lithium Pty Ltd of Councils total legal fees accrued and the cost of revaluing Councils infrastructure assets; and*
- 3. Council assuming no liability for any road construction works already undertaken or going forward from the date of this resolution until an agreement is in place for Main Roads WA to take full care and control of the Main Haulage Route.*

CARRIED (6/0)

Reason for Change of Recommendation

An offer from Main Roads WA to take on care and control of the of Parker Range Rd and relevant sections of Marvel Loch-Forrestania Rd (Main Haulage Route) was received from Mr Des Snook of Main Roads WA therefore discussions relating to Covalent Lithium Pty Ltd were moot.

20/2024

Moved Cr Guerini/Seconded Cr Della Bosca

That the Council meeting be re-opened to the public.

CARRIED (6/0)

7 CLOSURE

As there was no further business to discuss, the Presiding Member declared the meeting closed at 3.26pm

I, Bryan Close, confirm the above Minutes of the Special Meeting held on Wednesday, 13 March 2024, are confirmed on Thursday, 21 March 2024 as a true and correct record of the March 2024 Special Meeting of Council.

Cr Bryan Close
DEPUTY SHIRE PRESIDENT